

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

MINNESOTA STATE REGULATIONS

Notice of filing by the Commissioner of Administration

140 A

We have received on this date, stamped and filed 2 copies of Rules and Regulations pertaining to the Dept of adm (Agency or Board)

Regulation No. SBC 8601

Subject: Bldg Code (Electrical)

Department of Administration
Publication, Central Services Division
Documents Section
140 Centennial Office Building
St. Paul, Minnesota 55155
Telephone: (612) 296-2874

FILED
RICHARD L. BRUBACHER
Commissioner of Administration

JUL 3 1975

BY Eda Staudenmaier 3:20 PM
AUTH. SIGNATURE

Stamped and filed with the Secretary of State 7-3-75

Rev. 9-72

ADMIN 1000

STATE OF MINNESOTA

DEPARTMENT Administration

Office Memorandum

TO : J. Michael Miles
Special Assistant Attorney General

DATE: ~~June 9, 1975~~ July 2, 1975

FROM : Kathy Durkee KD
Building Code Division

SUBJECT: November 13, 1974 public hearing - Adoption of the 1975 National Electrical Code

Please find enclosed the following sets of documents relating to the subject:

Set 1 (Originals)

1. Rules to be adopted

2. (a) Statement of compliance with rulemaking procedures
   (b) Order for Hearing
   (c) Statement of Need
   (d) Notice of Hearing (including proposed rules)
   (e) Affidavit of acquisition of Secretary of State's mailing list
   (f) Certificate
   (g) Affidavit of Mailing
   (h) Appointment of Hearing Officer
   (i) Findings of Fact
   (j) Order Adopting Rules

3. Transcript of Public Hearing

Sets 2 and 3

1. Rules to be adopted

2. Items (a) through (j) listed above.

State of Minnesota
Department of Administration
Building Code Division

SET #2

PUBLIC HEARING

November 13, 1974

The following rules are adopted:

1975 Edition of the National Electrical Code (ANSI C1-1975), effective July 1, 1975.

SBC 8601 ELECTRICAL. Scope. All new electrical wiring, apparatus and equipment for electric light, heat and power shall comply with the regulations contained in the 1975 Edition of the National Electrical Code as approved by the American National Standards Institute (ANSI C1-1975) and Minn. Stat. 326.243, and the State Building Code as promulgated by the Commissioner of Administration effective January 15, 1974.

STATEMENT OF COMPLIANCE WITH

MANUAL OF RULE MAKING PROCEDURES

I, Special Assistant Attorney General J. Michael Miles, do hereby declare that I have examined the proposed rules and all related documents and that, based on them and my personal familiarity with the applicable procedures, the Manual of Rule Making Procedures has been followed. Any exceptions are noted below.

J. Michael Miles
SPECIAL ASSISTANT ATTORNEY GENERAL

Date: 6/13/75

11-13-74 Exhibit #1

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE

COMMISSIONER OF ADMINISTRATION

In the Matter of the Proposed Adoption of the 1975 National Electrical Code (by reference) with Amendment

ORDER FOR HEARING

To effectively implement Minn. Stat. 1971, Section 16.86, the Commissioner of Administration deems it necessary to consider adoption of certain amendments to the State Building Code pursuant to the authority vested in the Commissioner by the Statute cited above.

NOW, THEREFORE, IT IS ORDERED this 16th day of September, 1974, that a Public Hearing on the proposed amendments be held in the State Office Building, Room 83 St. Paul, Minnesota, commencing November 13, 1974 at 9:00 a.m., and continuing until all local governmental units, representatives of associations and other interested groups or persons have had an opportunity to be heard.

IT IS FURTHER ORDERED, that notice of said hearing be given pursuant to the provisions of Minn. Stat. 1971, Section 15.0412, Subdivision 4, and to all representatives of associations or other interested groups or persons who have registered their names with the Secretary of State for that purpose and all persons who are presently members of the Minnesota Legislature.

STATE DEPARTMENT OF ADMINISTRATION

Richard J Brubacher

Richard L. Brubacher
Commissioner of Administration

Dated : 9/17/74

11-13-74 Exhibit #2

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE

COMMISSIONER OF ADMINISTRATION

In the Matter of the Proposed Adoption of the 1975 National Electrical Code (by reference) with Amendment

STATEMENT OF NEED

The above-captioned proposed rules are amendments to the existing State Building Code.

Pursuant to Minn. Stat. 1971, Section 16.86, the Commissioner of Administration is charged with the responsibility of applying the State Building Code to all local governmental units having building codes, with limited exceptions, and with the duty of amending the State Building Code from time to time to maintain the most modern code standards regarding the construction, addition to or alteration of buildings.

Further, the Commissioner of Administration may hold public hearings at such times as interested parties petition for amendments to the State Building Code. Pursuant to Minn. Stat. 1971, Section 15.0412, Subdivision 1 and 4, the Commissioner is empowered to promulgate reasonable substantive rules and may also amend rules as is deemed necessary upon a showing of need for the Amendment subsequent to a Public Hearing. Further, the Commissioner of Administration may hold Public Hearings at such times as interested parties petition for Amendments to the State Building Code. The above captioned Amendments that fall within the above mentioned conditions are deemed of sufficient importance to warrant consideration through the process of Public Hearing.

Dated : 9/17/74

Richard L. Brubacher

Richard L. Brubacher
Commissioner of Administration

REVISED SEPTEMBER 23, 1974

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE

COMMISSIONER OF ADMINISTRATION

In the Matter of the Proposed Adoption of the 1975 National Electrical Code (by reference) with Amendment

NOTICE OF HEARING

Notice is hereby given that a public hearing will be held pursuant to Minn. Stat. 1971, Section 16.86, and Minn. Stat. 1971, Section 15.0412, Subdivision 4, regarding the above-entitled matter, in the State Office Building, Room 83, St. Paul, Minnesota, commencing at 9:oo a.m., November 13, 1974, and continuing until all local governmental units, all representatives of associations and other interested groups or persons have had an opportunity to be heard concerning the adoption of the 1975 National Electrical Code, with amendment, by submitting either oral or written data, statements or arguments. Statements or briefs may be submitted without appearing at the hearing.

Amend SBC 8601 to read (in part) as follows:

SBC 8601 - ELECTRICAL. Scope. All new electrical wiring, apparatus and equipment for electric light, heat and power shall comply with the regulations contained in the ~~1971~~ 1975 Edition of the National Electrical Code as approved by the ~~American National Standards Institute (ANSI C1-1971)~~ National Fire Protection Association (NFPA 70-1975) and Minn. Stat. 326.243, as promulgated by the Commissioner of Administration effective January 15, 1974.

A copy of the 1975 National Electrical Code may be reviewed in the office of Herbert W. Meyer, State Building Inspector, 408 Metro Square Building, St. Paul, Minnesota 55101. Copies of the 1975 National Electrical Code may be purchased from the State Board of Electricity, 1954 University Avenue, St. Paul, 55104.

A copy of the procedural rules for the hearing is attached. Testimony or other evidence to be submitted for consideration should be pertinent to the matter at hand and may be presented either orally or in writing at the public hearing or by mailing a statement to Herbert. W. Meyer, State Building Inspector, at the above mentioned address within 20 days following the conclusion of the subject hearing. If the person submitting a statement cannot be present to read his statement at the time of the hearing, the statement will be entered into the record. For those wishing to submit written statement or exhibits, it is requested that at least three (3) copies of such statement,exhibit, or summary be furnished at the hearing. It is suggested that to save time and avoid duplication, those organizations or associations having common viewpoint or interest in these proceedings join together where possible and present a single statement in behalf of such interests.

Dated: 9/17/74

Richard L. Brubacher
Commissioner of Administration

MINNESOTA DEPARTMENT OF ADMINISTRATION

11-13-74 Exhibit #4

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the Matter of the Proposed Adoption of the 1975 National Electrical Code (by reference) with Amendment

AFFIDAVIT

Herbert W. Meyer, being duly sworn, on oath deposes and says:

1) That he is an employee of the Department of Administration of the State of Minnesota.

2) That on the 16th day of September, 1974, he requested from the Secretary of State's office for the State of Minnesota current list of all representatives of associations and other interested groups or persons who had registered their names with the Secretary of State for the purpose of obtaining notices of public hearings relating to the promulgation of regulations pursuant to Minn. Stat. 15.0412.

3) That on the 23rd day of September, 1974 in response to the above request, the Secretary of State provided him with such a list, a copy of which is attached hereto and incorporated by reference.

Further affiant sayeth not.

Herbert W. Meyer

Herbert W. Meyer
State Building Inspector
Minnesota Department of Administration

Subscribed to and sworn to before me this day of 1974.

11-13-74 Exhibit # 6.

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the Matter of the Proposed Adoption of the 1975 National Electrical Code (by reference) with Amendment

CERTIFICATE

I hereby certify that the attached 385 label & 2 sheets constitute the complete list of persons, associations, and other interested groups who as of 11:00 o'clock a M. this 23rd day of September 1974, have requested pursuant to Minn. Stat. 1971, Section 15.0412, that their names be placed on file with the Secretary of State for the purpose of receiving notice of public hearing on proposed rules on the subject captioned above.

SECRETARY OF STATE

Arlen I. Erdahl

Arlen I. Erdahl

By: Cecil Dixon

11-13-74 Exhibit # 5.

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the Matter of the Proposed Adoption of the 1975 National Electrical Code (by reference) with Amendment

AFFIDAVIT OF MAILING

Herbert W. Meyer, being first duly sworn, deposes and says:

That on the 30th day of September, 1974 at the City of St. Paul, County of Ramsey, State of Minnesota, he served the attached Notice of Hearing by depositing in the United States mail at said City of St. Paul, a true and correct copy thereof, properly enveloped, with postage prepaid, to all local governmental units, all persons and associations at the addresses listed on the attached Certificate regarding the Secretary of State, members of the Minnesota Legislature, and other interested individuals.

Herbert W. Meyer

Herbert W. Meyer
State Building Inspector
Minnesota Department of Administration

Subscribed to and sworn to before me this day of 1974.

H-13-74 Exhibit # 3

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE

COMMISSIONER OF ADMINISTRATION

In the Matter of the Proposed Adoption of the 1975 National Electrical Code (by reference) with Amendment

APPOINTMENT

Herbert W. Meyer is hereby appointed to serve as hearing officer on behalf of the Commissioner of Administration in the above-captioned matter, said hearing to be held on November 13, 1974, and continue until all representatives of associations or other interested groups or persons have had an opportunity to be heard.

This appointment is made pursuant to Minn. Stat. 1971, Section 16.86, Subdivision 4.

Dated: 9/17/74

Richard L. Brubacher
Commissioner of Administration

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE

COMMISSIONER OF ADMINISTRATION

In the Matter of the Proposed Adoption of the 1975 National Electrical Code (by reference) with Amendments.

FINDINGS OF FACT

The above-entitled matter came on for hearing before the Commissioner of Administration of the State of Minnesota on the 13th day of November, 1974, at 9:00 a.m. in Room 83, State Office Building, St. Paul, Minnesota, after proper notice required by Minn. Stat. 1974, Section 15.0412, Subdivision 4 was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all the testimony, having considered all of the evidence adduced and upon the records, filed and proceedings herein, I find the following:

A. The representatives of the following associations, the Minneapolis National Electrical Contractors Association, Minnesota Chapter of the International Association of Electrical Inspectors, Minneapolis Electrical Inspection Division, and the Minnesota Electrical Association of Contractors and Dealers all spoke in support of the adoption of the 1975 Edition of the National Electrical Code (ANSI C1-1975) without change to afford uniform application of minimum current standards as they relate to electrical installations in the State of Minnesota.

   There was no negative comments either oral or written offered on the proposed adoption of these standards.

B. The proposed National Electrical Code (ANSI C1-1975) is the current model electrical code containing life and fire safety provisions for electrical installations in buildings in the State of Minnesota.

C. The Minnesota State Board of Electricity supports the adoption and has issued a notice to the electrical industry that the National Electrical Code (ANSI C1-1975) will be enforced by the Board in those areas of the state in which they have jurisdiction.

Therefore, to ensure uniformity of protection and enforcement the following is adopted:

SBC 8601 Adoption of the 1975 Edition of the National Electrical Code (ANSI C1-1975), effective July 1, 1975.

ELECTRICAL. Scope. All new electrical wiring, apparatus and equipment for electric light, heat and power shall comply with the regulations contained in the 1975 Edition of the National Electrical Code as approved by the American National Standards Institute (ANSI C1-1975) and Minn. Stat. 326.243, and the State Building Code as promulgated by the Commissioner of Administration effective January 15, 1974.

Date: June 6, 1975

Richard L. Brubacher
COMMISSIONER OF ADMINISTRATION

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE

COMMISSIONER OF ADMINISTRATION

In the Matter of the Proposed Adoption of the 1975 National Electrical Code (by reference) with Amendments

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before the Commissioner of Administration of the State of Minnesota on the 13th day of November, 1974, at 9:00 a.m. in Room 83, State Office Building, St. Paul, Minnesota, after proper notice required by Minn. Stat. 1974, Section 15.0412, Subdivision 4 was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, and applicable statutory standards or criteria, and having confirmed the need for the above captioned rules:

NOW, THEREFORE, IT IS ORDERED that the 1975 Edition of the National Electrical Code (ANSI C1-1975) is adopted, by reference, effective July 1, 1975, pursuant to the authority vested in me by Minn. Stat. 1974, Section 16.86.

Date: June 6, 1975

Richard L. Brubacher

Richard L. Brubacher
Commissioner of Administration

The following rules are adopted:

1975 Edition of the National Electrical Code (ANSI C1-1975), effective July 1, 1975.

SBC 8601 ELECTRICAL. Scope. All new electrical wiring, apparatus and equipment for electric light, heat and power shall comply with the regulations contained in the 1975 Edition of the National Electrical Code as approved by the American National Standards Institute (ANSI C1-1975) and Minn. Stat. 326.243, and the State Building Code as promulgated by the Commissioner of Administration effective January 15, 1974.

APPROVED AS TO FORM AND LEGALITY
JUL 3 - 1975 19
WARREN S. ANNAUS, ATTORNEY GENERAL
BY /s/ Michael B. Miller
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUL 3 - 1975
3:05 P.M.
Joan Anderson Growe
Secretary of State

FILED
RICHARD L. BRUBACHER
Commissioner of Administration
JUL 3 1975
BY Eda Staudenmaier
AUTH. SIGNATURE
3 20 p.m.