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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 2082

03/23/2015

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The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform

1.1

A bill for an act

1.2

relating to construction codes; modifying license and other fees; amending

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Minnesota Statutes 2014, sections 326B.092, subdivision 7; 326B.096;

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326B.986, subdivisions 5, 8.

1.5

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6

Section 1. Minnesota Statutes 2014, section 326B.092, subdivision 7, is amended to

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read:

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Subd. 7. **License fees and license renewal fees.** (a) The license fee for each

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license is the base license fee plus any applicable board fee, continuing education fee, and

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contractor recovery fund fee and additional assessment, as set forth in this subdivision.

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(b) For purposes of this section, "license duration" means the number of years for

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which the license is issued except that:

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(1) if the initial license is not issued for a whole number of years, the license duration

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shall be rounded up to the next whole number; and

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(2) if the department receives an application for license renewal after the renewal

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deadline, license duration means the number of years for which the renewed license would

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have been issued if the renewal application had been submitted on time and all other

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requirements for renewal had been met.

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(c) The base license fee shall depend on whether the license is classified as an entry

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level, master, journeyman, or business license, and on the license duration. The base

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license fee shall be:

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License Classification		License Duration	
Entry level	1 Year	2 Years	3 Years
	\$10 <u>\$7</u>	\$20 <u>\$14</u>	\$30

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2.1	Journeyman			
2.2	<u>Journeyworker</u>	\$20 <u>\$14</u>	\$40 <u>\$28</u>	\$60
2.3	Master	\$40 <u>\$28</u>	\$80 <u>\$56</u>	\$120
2.4	Business	\$90	\$180 <u>\$126</u>	\$270

2.5 (d) If there is a continuing education requirement for renewal of the license, then
 2.6 a continuing education fee must be included in the renewal license fee. The continuing
 2.7 education fee for all license classifications shall be: ~~\$10~~ \$7 if the renewal license duration
 2.8 is one year; ~~\$20~~ and \$14 if the renewal license duration is two years; ~~and \$30 if the~~
 2.9 ~~renewal license duration is three years.~~

2.10 (e) If the license is issued under sections 326B.31 to 326B.59 or 326B.90 to
 2.11 326B.93, then a board fee must be included in the license fee and the renewal license fee.
 2.12 The board fee for all license classifications shall be: \$4 if the license duration is one year;
 2.13 \$8 if the license duration is two years; ~~and \$12 if the license duration is three years.~~

2.14 (f) If the application is for the renewal of a license issued under sections 326B.802
 2.15 to 326B.885, then the contractor recovery fund fee required under section 326B.89,
 2.16 subdivision 3, and any additional assessment required under section 326B.89, subdivision
 2.17 16, must be included in the license renewal fee.

2.18 (g) If there is a continuing education requirement for renewal of the license, then
 2.19 a continuing education fee must be included in the renewal license fee. The continuing
 2.20 education fee for all license classifications shall be \$5.

2.21 Sec. 2. Minnesota Statutes 2014, section 326B.096, is amended to read:

2.22 **326B.096 REINSTATEMENT OF LICENSES.**

2.23 Subdivision 1. **Reinstatement after revocation.** (a) If a license is revoked under
 2.24 this chapter and if an applicant for a license needs to pass an examination administered by
 2.25 the commissioner before becoming licensed, then, in order to have the license reinstated,
 2.26 the person who holds the revoked license must:

2.27 (1) retake the examination and achieve a passing score; and

2.28 (2) meet all other requirements for an initial license, including payment of the
 2.29 application and examination fee and the license fee. The person holding the revoked
 2.30 license is not eligible for Minnesota licensure without examination based on reciprocity.

2.31 (b) If a license is revoked under a chapter other than this chapter, then, in order to
 2.32 have the license reinstated, the person who holds the revoked license must:

2.33 (1) apply for reinstatement to the commissioner no later than two years after the
 2.34 effective date of the revocation;

(2) pay a ~~\$100~~ \$50 reinstatement application fee and any applicable renewal license fee; and

(3) meet all applicable requirements for licensure, except that, unless required by the order revoking the license, the applicant does not need to retake any examination and does not need to repay a license fee that was paid before the revocation.

Subd. 2. **Reinstatement after suspension.** If a license is suspended, then, in order to have the license reinstated, the person who holds the suspended license must:

(1) apply for reinstatement to the commissioner no later than two years after the completion of the suspension period;

(2) pay a ~~\$100~~ \$50 reinstatement application fee and any applicable renewal license fee; and

(3) meet all applicable requirements for licensure, except that, unless required by the order suspending the license, the applicant does not need to retake any examination and does not need to repay a license fee that was paid before the suspension.

Subd. 3. **Reinstatement after voluntary termination.** A licensee who is not an individual may voluntarily terminate a license issued to the person under this chapter. If a licensee has voluntarily terminated a license under this subdivision, then, in order to have the license reinstated, the person who holds the terminated license must:

(1) apply for reinstatement to the commissioner no later than the date that the license would have expired if it had not been terminated;

(2) pay a ~~\$100~~ \$50 reinstatement application fee and any applicable renewal license fee; and

(3) meet all applicable requirements for licensure, except that the applicant does not need to repay a license fee that was paid before the termination.

EFFECTIVE DATE. The amendments to this section are effective July 1, 2015, and expire July 1, 2017.

Sec. 3. Minnesota Statutes 2014, section 326B.986, subdivision 5, is amended to read:

Subd. 5. **Boiler engineer license fees.** (a) For purposes of calculating license fees and renewal license fees required under section 326B.092:

(1) the boiler special engineer license is an entry level license;

(2) the following licenses are journeyman licenses: first class engineer, Grade A; first class engineer, Grade B; first class engineer, Grade C; second class engineer, Grade A; second class engineer, Grade B; second class engineer, Grade C; and provisional license; and

(3) the following licenses are master licenses: boiler chief engineer, Grade A; boiler chief engineer, Grade B; boiler chief engineer, Grade C; boiler commissioner inspector certificate of competency; and traction or hobby boiler engineer.

(b) Notwithstanding section 326B.092, subdivision 7, paragraph (a), the license duration for steam traction and hobby engineer licenses are one year only for the purpose of calculating license fees under section 326B.092, subdivision 7, paragraph (b).

Sec. 4. Minnesota Statutes 2014, section 326B.986, subdivision 8, is amended to read:

Subd. 8. **Certificate of competency.** ~~The fee for issuance of the original certificate of competency is \$85 for inspectors who did not pay the national board examination fee specified in subdivision 6, or \$35 for inspectors who paid that examination fee.~~ (a) Each applicant for a certificate of competency must complete an interview with the chief boiler inspector before issuance of the certificate of competency.

(b) All initial certificates of competency shall be effective for more than one calendar year and shall expire on December 31 of the year after the year in which the application is made. ~~The commissioner shall in a manner determined by the commissioner, without the need for any rulemaking under chapter 14, phase in the renewal of certificates of competency from one calendar year to two calendar years. By June 30, 2011,~~

(c) All renewed certificates of competency shall be valid for two calendar years. ~~The fee for renewal of the state of Minnesota certificate of competency is \$35 for one year or \$70 for two years, and is due the day after the certificate expires.~~

EFFECTIVE DATE. The amendments to paragraphs (a) and (c) are effective July 1, 2015, and expire July 1, 2017.