

SENATE
STATE OF MINNESOTA
NINETY-FOURTH SESSION

S.F. No. 2373

(SENATE AUTHORS: MCEWEN)

DATE	D-PG	OFFICIAL STATUS
03/10/2025	715	Introduction and first reading Referred to Labor
03/17/2025	815a	Comm report: To pass as amended and re-refer to Judiciary and Public Safety
03/27/2025	1088	Comm report: To pass and re-referred to Labor
04/10/2025	1944a	Comm report: To pass as amended and re-refer to Finance
03/25/2026	6996	Withdrawn and re-referred to Labor
04/20/2026	8301a	Comm report: To pass as amended and re-refer to Finance

1.1 A bill for an act

1.2 relating to labor and industry; requiring employers to disclose in job postings

1.3 whether employee health plan options comply with cost-sharing limits; requiring

1.4 employers to provide suitable seating for employees; regulating the use of

1.5 automated decision systems and electronic monitoring tools in employment settings;

1.6 providing administrative penalties; modifying construction codes and licensing

1.7 provisions; appropriating money; amending Minnesota Statutes 2024, sections

1.8 177.23, subdivision 7; 177.27, subdivision 4; 181.03, subdivision 6; 181.173,

1.9 subdivision 2; 326B.107, subdivision 2; 326B.32, subdivision 2; 326B.33,

1.10 subdivisions 4, 19; 326B.36, subdivision 3; 326B.37, subdivision 7; Minnesota

1.11 Statutes 2025 Supplement, section 326B.37, subdivisions 5, 6; proposing coding

1.12 for new law in Minnesota Statutes, chapter 181; repealing Minnesota Statutes

1.13 2024, sections 326B.31, subdivision 7; 326B.33, subdivisions 3, 5, 6.

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

1.15 **ARTICLE 1**

1.16 **APPROPRIATIONS**

1.17 Section 1. **APPROPRIATIONS.**

1.18 Subdivision 1. **Appropriations.** The amounts specified in the following subdivisions

1.19 are appropriated from the general fund to the commissioner of labor and industry for the

1.20 purposes specified in each subdivision.

1.21 Subd. 2. **Additional support for Safe Workplaces for Meat and Poultry Processing**

1.22 **Workers Act.** \$163,000 in fiscal year 2027 is for one added full-time equivalent position

1.23 to support activities under the Safe Workplaces for Meat and Poultry Processing Workers

1.24 Act under Minnesota Statutes, sections 179.87 to 179.877.

1.25 Subd. 3. **Suitable seating enforcement.** \$..... in fiscal year 2027 is for enforcement of

1.26 Minnesota Statutes, section 181.995.

2.1 **ARTICLE 2**

2.2 **LABOR AND INDUSTRY POLICY**

2.3 Section 1. Minnesota Statutes 2024, section 177.23, subdivision 7, is amended to read:

2.4 Subd. 7. **Employee.** "Employee" means any individual employed by an employer but
2.5 does not include:

2.6 (1) two or fewer specified individuals employed at any given time in agriculture on a
2.7 farming unit or operation who are paid a salary;

2.8 (2) any individual employed in agriculture on a farming unit or operation who is paid a
2.9 salary greater than the individual would be paid if the individual worked 48 hours at the
2.10 state minimum wage plus 17 hours at 1-1/2 times the state minimum wage per week;

2.11 (3) an individual under 18 who is employed in agriculture on a farm to perform services
2.12 other than corn detasseling or hand field work when one or both of that minor hand field
2.13 worker's parents or physical custodians are also hand field workers;

2.14 (4) for purposes of section 177.24, an individual under 18 who is employed as a corn
2.15 detasseler;

2.16 (5) any staff member employed on a seasonal basis by an organization for work in an
2.17 organized resident or day camp operating under a permit issued under section 144.72;

2.18 (6) any individual employed in a bona fide executive, administrative, or professional
2.19 capacity, or a salesperson who conducts no more than 20 percent of sales on the premises
2.20 of the employer;

2.21 (7) any individual who renders service gratuitously for a nonprofit organization;

2.22 (8) any individual who serves as an elected official for a political subdivision or who
2.23 serves on any governmental board, commission, committee or other similar body, or who
2.24 renders service gratuitously for a political subdivision;

2.25 (9) any individual employed by a political subdivision to provide police or fire protection
2.26 services or employed by an entity whose principal purpose is to provide police or fire
2.27 protection services to a political subdivision;

2.28 (10) any individual employed by a political subdivision who is ineligible for membership
2.29 in the Public Employees Retirement Association under section 353.01, subdivision 2b,
2.30 clause (1), (2), (4), or (9), item (i);

2.31 (11) any driver employed by an employer engaged in the business of operating taxicabs;

3.1 (12) any individual engaged in babysitting as a sole practitioner;

3.2 (13) for the purpose of section 177.25, any individual employed on a seasonal basis in
3.3 a carnival, circus, fair, or ski facility;

3.4 (14) any individual under 18 working less than 20 hours per workweek for a municipality
3.5 as part of a recreational program;

3.6 (15) any individual employed by the state as a natural resource manager 1, 2, or 3
3.7 (conservation officer);

3.8 (16) any individual in a position for which the United States Department of Transportation
3.9 has power to establish qualifications and maximum hours of service under United States
3.10 Code, title 49, section 31502;

3.11 (17) any individual employed as a seafarer. The term "seafarer" means a master of a
3.12 vessel or any person subject to the authority, direction, and control of the master who is
3.13 exempt from federal overtime standards under United States Code, title 29, section 213(b)(6),
3.14 including but not limited to pilots, sailors, engineers, radio operators, firefighters, security
3.15 guards, pursers, surgeons, cooks, and stewards;

3.16 (18) any individual employed by a county in a single-family residence owned by a county
3.17 home school as authorized under section 260B.060 if the residence is an extension facility
3.18 of that county home school, and if the individual as part of the employment duties resides
3.19 at the residence for the purpose of supervising children as defined by section 260C.007,
3.20 subdivision 4; ~~or~~

3.21 (19) nuns, monks, priests, lay brothers, lay sisters, ministers, deacons, and other members
3.22 of religious orders who serve pursuant to their religious obligations in schools, hospitals,
3.23 and other nonprofit institutions operated by the church or religious order; or

3.24 (20) any individual who has entered into a contract to play baseball at the minor league
3.25 level and who is compensated pursuant to the terms of a collective bargaining agreement
3.26 that expressly provides for wages and working conditions.

3.27 **EFFECTIVE DATE.** This section is effective the day following final enactment.

3.28 Sec. 2. Minnesota Statutes 2024, section 177.27, subdivision 4, is amended to read:

3.29 Subd. 4. **Compliance orders.** The commissioner may issue an order requiring an
3.30 employer to comply with sections 177.21 to 177.435, 177.50, 179.86, 181.02, 181.03,
3.31 181.031, 181.032, 181.10, 181.101, 181.11, 181.13, 181.14, 181.145, 181.15, 181.165,
3.32 181.172, paragraph (a) or (d), 181.214 to 181.217, 181.275, subdivision 2a, 181.635, 181.64,

4.1 181.722, 181.723, 181.79, 181.85 to 181.89, 181.939 to 181.943, 181.9445 to 181.9448,
 4.2 181.987, 181.991, 181.9922, 181.9923, 181.995, 268B.09, subdivisions 1 to 6, and 268B.14,
 4.3 subdivision 3, with any rule promulgated under section 177.28, 181.213, or 181.215. The
 4.4 commissioner shall issue an order requiring an employer to comply with sections 177.41
 4.5 to 177.435, 181.165, or 181.987 if the violation is repeated. For purposes of this subdivision
 4.6 only, a violation is repeated if at any time during the two years that preceded the date of
 4.7 violation, the commissioner issued an order to the employer for violation of sections 177.41
 4.8 to 177.435, 181.165, or 181.987 and the order is final or the commissioner and the employer
 4.9 have entered into a settlement agreement that required the employer to pay back wages that
 4.10 were required by sections 177.41 to 177.435. The department shall serve the order upon the
 4.11 employer or the employer's authorized representative in person or by certified mail at the
 4.12 employer's place of business. An employer who wishes to contest the order must file written
 4.13 notice of objection to the order with the commissioner within 15 calendar days after being
 4.14 served with the order. A contested case proceeding must then be held in accordance with
 4.15 sections 14.57 to 14.69 or 181.165. If, within 15 calendar days after being served with the
 4.16 order, the employer fails to file a written notice of objection with the commissioner, the
 4.17 order becomes a final order of the commissioner. For the purposes of this subdivision, an
 4.18 employer includes a contractor that has assumed a subcontractor's liability within the meaning
 4.19 of section 181.165.

4.20 **EFFECTIVE DATE.** The amendment adding sections 181.9922 and 181.9923 is
 4.21 effective January 1, 2027.

4.22 Sec. 3. Minnesota Statutes 2024, section 181.03, subdivision 6, is amended to read:

4.23 Subd. 6. **Retaliation.** An employer shall not discharge, discipline, penalize, interfere
 4.24 with, threaten, restrain, coerce, or otherwise retaliate or discriminate against an employee
 4.25 for asserting rights or remedies under this section, sections 177.21 to 177.44, 181.01 to
 4.26 181.723, ~~or 181.79~~, or 181.995, including, but not limited to, filing a complaint with the
 4.27 department or telling the employer of the employee's intention to file a complaint. In addition
 4.28 to any other remedies provided by law, an employer who violates this subdivision is liable
 4.29 for a civil penalty of not less than \$700 nor more than \$3,000 per violation.

4.30 Sec. 4. Minnesota Statutes 2024, section 181.173, subdivision 2, is amended to read:

4.31 Subd. 2. **Salary ranges in job postings required.** (a) An employer must disclose in
 4.32 each posting for each job opening with the employer the starting salary range, and a general
 4.33 description of all of the benefits and other compensation, including but not limited to any

5.1 health or retirement benefits, to be offered to a hired job applicant, as well as whether a
5.2 hired job applicant will be offered a health plan option that complies with the cost-sharing
5.3 limits under section 62Q.481, subdivision 1.

5.4 (b) An employer that does not plan to offer a salary range for a position must list a fixed
5.5 pay rate. A salary range may not be open ended.

5.6 Sec. 5. [181.9921] DEFINITIONS.

5.7 (a) For the purposes of sections 181.9921 to 181.9924, the following terms have the
5.8 meanings given.

5.9 (b) "Artificial intelligence" means an engineered or machine-based system that varies
5.10 in its level of autonomy and that can, for explicit or implicit objectives, infer from the input
5.11 it receives how to generate outputs that can influence physical or virtual environments.

5.12 (c) "Authorized representative" means any person or organization appointed by the
5.13 worker to serve as an agent of the worker. Authorized representative does not include a
5.14 worker's employer.

5.15 (d) "Automated decision system" means any computational process derived from machine
5.16 learning, statistical modeling, data analytics, or artificial intelligence that issues simplified
5.17 output, including a score, classification, or recommendation, that is used to partially or fully
5.18 replace human discretionary decision making and materially impacts natural persons. An
5.19 automated decision system does not include a spam email filter, a firewall, antivirus software,
5.20 identity and access management tools, a calculator, a database, a dataset, or another
5.21 compilation of data.

5.22 (e) "Automated decision system output" means any information, data, assumptions,
5.23 predictions, scoring, recommendations, decisions, or conclusions generated by an automated
5.24 decision system.

5.25 (f) "Electronic monitoring tool" means any system, application, or instrument that
5.26 facilitates the collection of data concerning worker activities, communications, actions,
5.27 biometrics, or behaviors by means other than direct observation by a person, including but
5.28 not limited to video or audio surveillance, continuous incremental time-tracking tools,
5.29 geolocation, electromagnetic tracking, or photoelectronic tracking, or that utilizes a
5.30 photo-optical system or similar means.

5.31 (g) "Employer" means any person who directly or indirectly, or through an agent, vendor,
5.32 or any other person, employs or exercises control over the wages, benefits, other
5.33 compensation, hours, working conditions, access to work or job opportunities, or other

6.1 terms or conditions of employment, of any worker. Employer includes all units of state and
6.2 local government but does not include the federal government. Employer includes a labor
6.3 contractor or vendor of a person defined as an employer under this paragraph.

6.4 (h) "Employment-related decision" means any decision by an employer that impacts
6.5 wages, wage setting, benefits, compensation, work hours, work schedule, performance
6.6 evaluation, hiring, recruitment, discipline, promotion, termination, job tasks, skill
6.7 requirements, work responsibilities, assignment of work, access to work and training
6.8 opportunities, productivity requirements, workplace health and safety, and any other terms
6.9 or conditions of employment. For persons classified as independent contractors or for
6.10 candidates for employment, an employment-related decision means the equivalent of these
6.11 decisions based on the person's contract with or relationship to the employer.

6.12 (i) "Essential job functions" means the fundamental duties of a position, as revealed by
6.13 objective evidence such as the amount of time workers spend performing each function,
6.14 the consequences of not requiring individuals to perform the function, the terms of any
6.15 applicable collective bargaining agreement, workers' past and present work experiences and
6.16 performance in the position, and the employer's reasonable, nondiscriminatory judgment
6.17 of which functions are essential. Past and current written job descriptions and the employer's
6.18 reasonable, nondiscriminatory judgment of which functions are essential is evidence of
6.19 which functions are essential for achieving the purpose of the job, but must not be the sole
6.20 basis for this determination absent the objective evidence described in this paragraph.

6.21 (j) "Individualized" means specific to an individual or group, band, class, or tier of
6.22 individuals with particular personal characteristics, behaviors, or biometrics.

6.23 (k) "Vendor" means a third party, subcontractor, or entity engaged by an employer or
6.24 an employer's labor contractor to provide software, technology, or a related service that is
6.25 used to collect, store, analyze, or interpret worker data or worker information.

6.26 (l) "Worker" means any natural person who is a job applicant to, an employee of, or an
6.27 independent contractor providing service to or through an employer.

6.28 (m) "Worker data" means any information that identifies, relates to, describes, or is
6.29 reasonably capable of being associated with, or could reasonably be linked, directly or
6.30 indirectly, with a worker, regardless of how the information is collected, inferred, or obtained.
6.31 Worker data includes but is not limited to:

6.32 (1) personal identity information, including the worker's name, contact information,
6.33 government-issued identification numbers, financial information, criminal record, or
6.34 employment history;

7.1 (2) biometric information, including data generated by automatic measurements of a
7.2 worker's biological characteristics, such as a fingerprint, a faceprint, a voiceprint, eye retinas,
7.3 or irises, gait, or other unique biological patterns or characteristics that can be used,
7.4 individually or in combination with other data, to identify or collect information about a
7.5 worker;

7.6 (3) health, medical, lifestyle, and wellness information, including the worker's medical
7.7 history, physical or mental condition, diet or physical activity patterns, heart rate, medical
7.8 treatment or diagnosis by a health care professional, health insurance policy number,
7.9 subscriber identification number, or other unique identifier used to identify the worker; and

7.10 (4) any data related to workplace activities, including the following:

7.11 (i) human resources information, including the contents of a worker's personnel file or
7.12 performance evaluations;

7.13 (ii) work process information, such as data relating to an individual worker's performance
7.14 or productivity, including but not limited to the quality and quantities of tasks performed,
7.15 quality and quantities of items or materials handled or produced, rates or speeds of tasks
7.16 performed, measurements or metrics of worker performance in relation to a quota, and time
7.17 categorized as performing tasks or not performing tasks;

7.18 (iii) data that captures workplace communications and interactions, including emails,
7.19 texts, internal message boards, screenshots, and customer interactions and ratings;

7.20 (iv) device usage and data, including but not limited to keystroke recording; website,
7.21 software, and application utilization; calls placed; or geolocation information;

7.22 (v) audio, photo, or video data or other information collected from sensors, including
7.23 movement tracking; thermal sensors; voiceprints; or facial, emotion, and gait recognition;

7.24 (vi) inputs to or outputs generated by an automated decision system that are linked to
7.25 the worker;

7.26 (vii) data collected through electronic monitoring or continuous incremental time-tracking
7.27 tools; and

7.28 (viii) data collected or generated on workers to mitigate the spread of infectious diseases,
7.29 including COVID-19, or to comply with public health measures.

7.30 **Sec. 6. [181.9922] EMPLOYER PROHIBITIONS; AUTOMATED DECISION**
7.31 **SYSTEMS IN EMPLOYMENT SETTINGS.**

7.32 An employer is prohibited from using an automated decision system to:

8.1 (1) prevent compliance with or cause a violation of any federal, state, or local law or
 8.2 regulation;

8.3 (2) obtain or infer a worker's immigration status; veteran status; ancestral history; religious
 8.4 or political beliefs; health or reproductive status, history, or plan; emotional or psychological
 8.5 state; neural data; sexual or gender orientation; disability; criminal record; or credit history;

8.6 (3) make predictions or inferences about a worker's behavior, beliefs, intentions,
 8.7 personality, emotional state, health, or other characteristics or behaviors that are unrelated
 8.8 to the worker's essential job functions;

8.9 (4) identify, predict, or take adverse action against a worker for exercising the worker's
 8.10 legal rights; or

8.11 (5) draw on facial, gait, or emotion recognition technologies.

8.12 **Sec. 7. [181.9923] EMPLOYER PROHIBITIONS; ELECTRIC MONITORING**
 8.13 **TOOLS IN EMPLOYMENT SETTINGS.**

8.14 (a) An employer is prohibited from using an electronic monitoring tool to:

8.15 (1) prevent compliance with or cause a violation of any federal, state, or local law or
 8.16 regulation;

8.17 (2) obtain or infer a worker's immigration status; veteran status; ancestral history; religious
 8.18 or political beliefs; health or reproductive status, history, or plan; emotional or psychological
 8.19 state; neural data; sexual or gender orientation; disability; criminal record; or credit history;

8.20 (3) make predictions or inferences about a worker's behavior, beliefs, intentions,
 8.21 personality, emotional state, health, or other characteristics or behavior that are unrelated
 8.22 to the worker's essential job functions;

8.23 (4) identify, predict, or take adverse action against a worker for exercising the worker's
 8.24 legal rights;

8.25 (5) draw on facial, gait, or emotion recognition technologies;

8.26 (6) monitor workers outside of regularly-scheduled work hours and not performing
 8.27 work-related tasks;

8.28 (7) conduct audio or visual monitoring, including data collection on the frequency of
 8.29 use, of bathrooms or other similarly private areas, including locker rooms, changing areas,
 8.30 break rooms, smoking areas, worker cafeterias, lounges, areas designated for expressing
 8.31 breast milk, or areas designated for prayer or other religious activity; or

9.1 (8) threaten the health, welfare, safety, or legal rights of workers or the general public.

9.2 (b) An employer must not require workers to physically implant devices that collect or
 9.3 transmit worker data, including devices that are installed subcutaneously or incorporated
 9.4 into items of personal clothing or personal accessories.

9.5 **Sec. 8. [181.9924] ENFORCEMENT.**

9.6 (a) An employer who violates section 181.9922 or 181.9923 is subject to a civil penalty
 9.7 of up to \$1,000 per violation. Each use of an automated decision system or electronic
 9.8 monitoring tool constitutes a separate violation.

9.9 (b) In determining the penalty amount for a violation under this section, the commissioner
 9.10 must consider the size of the employer and the severity of the violation.

9.11 **Sec. 9. [181.9925] VENDOR DISCLOSURE.**

9.12 A vendor must disclose to an employer whether software, technology, or a related service
 9.13 procured by or provided to the employer by the vendor collects, stores, analyzes, or interprets
 9.14 worker data or worker information that is prohibited under sections 181.9922 and 181.9923.

9.15 **Sec. 10. [181.995] SUITABLE SEATING FOR EMPLOYEES.**

9.16 Subdivision 1. **Suitable seating for employees required.** An employer must provide
 9.17 suitable seating for employees and must permit the use of those seats by employees when
 9.18 the nature of the work reasonably permits the use of seats. For purposes of this section,
 9.19 "suitable seating" means an adequate number of seats placed in reasonable proximity to the
 9.20 work area and includes chairs, benches, or stools.

9.21 Subd. 2. **Enforcement.** This section shall be enforced by the commissioner under section
 9.22 177.27. A violation of this section is subject to a penalty of up to \$250 for each violation.

9.23 Subd. 3. **Effect on other laws.** Nothing in this section shall be construed to affect any
 9.24 provision of law relating to occupational health and safety or in any way diminish the
 9.25 coverage of laws relating to pregnancy, disability, or health conditions related to pregnancy
 9.26 or childbirth under any other provisions of any other law.

9.27 **Sec. 11. Minnesota Statutes 2024, section 326B.107, subdivision 2, is amended to read:**

9.28 **Subd. 2. **Municipal agreement for all building projects.**** (a) The commissioner shall
 9.29 enter into an agreement with a municipality other than the state for plan review, inspection,
 9.30 code administration, and code enforcement on public buildings and state-licensed facilities

10.1 in the jurisdiction if the municipality requests to provide those services and the commissioner
 10.2 determines that the municipality has enough adequately trained and qualified ~~inspectors~~
 10.3 persons to provide those services. In determining whether a municipality has enough
 10.4 adequately trained and qualified ~~inspectors~~ persons to provide the service, the commissioner
 10.5 must consider all ~~inspectors~~ code enforcement staff who are employed by the municipality,
 10.6 are under contract with the municipality to provide ~~inspection~~ code enforcement services,
 10.7 or are obligated to provide ~~inspection~~ code enforcement services to the municipality under
 10.8 any other lawful agreement.

10.9 (b) The criteria used to make this determination shall be provided in writing to the
 10.10 municipality requesting an agreement.

10.11 (c) If the commissioner determines that the municipality lacks enough adequately trained
 10.12 and qualified ~~inspectors~~ persons to provide the required services, a written explanation of
 10.13 the deficiencies shall be provided to the municipality.

10.14 (d) The municipality shall be given an opportunity to remedy any deficiencies and request
 10.15 reconsideration of the commissioner's determination. A request for reconsideration must
 10.16 be in writing and accompanied by substantiating documentation. A request for reconsideration
 10.17 must be received by the commissioner within 90 days of the determination explanation.
 10.18 The commissioner shall review the information and issue a final determination to the
 10.19 municipality within 30 days of the request.

10.20 (e) A municipality aggrieved by a final decision of the commissioner to not enter into
 10.21 an agreement may appeal to be heard as a contested case in accordance with chapter 14.

10.22 Sec. 12. Minnesota Statutes 2024, section 326B.32, subdivision 2, is amended to read:

10.23 Subd. 2. **Powers; duties; administrative support.** (a) The board shall have the power
 10.24 to:

10.25 (1) elect its chair, vice-chair, and secretary;

10.26 (2) adopt bylaws that specify the duties of its officers, the meeting dates of the board,
 10.27 and containing other provisions as may be useful and necessary for the efficient conduct of
 10.28 the business of the board;

10.29 (3) adopt the Minnesota Electrical Code, which must be the most current edition of the
 10.30 National Electrical Code and any amendments thereto. The board shall adopt the most
 10.31 current edition of the National Electrical Code and any amendments thereto pursuant to
 10.32 chapter 14 and as provided in subdivision 6, paragraphs (b) and (c);

11.1 (4) review requests for final interpretations and issue final interpretations as provided
11.2 in section 326B.127, subdivision 5;

11.3 (5) adopt rules that regulate the licensure or registration of electrical businesses, electrical
11.4 contractors, master electricians, journeyworker electricians, ~~Class A installer~~, Class B
11.5 installer, power limited technicians, and other persons who perform electrical work except
11.6 for those individuals licensed under section 326.02, subdivisions 2 and 3. The board shall
11.7 adopt these rules pursuant to chapter 14 and as provided in subdivision 6, paragraphs (d)
11.8 and (e);

11.9 (6) adopt rules that regulate continuing education for individuals licensed or registered
11.10 as electrical businesses, electrical contractors, master electricians, journeyworker electricians,
11.11 ~~Class A installer~~, Class B installer, power limited technicians, and other persons who perform
11.12 electrical work. The board shall adopt these rules pursuant to chapter 14 and as provided
11.13 in subdivision 6, paragraphs (d) and (e);

11.14 (7) advise the commissioner regarding educational requirements for electrical inspectors;

11.15 (8) refer complaints or other communications to the commissioner, whether oral or in
11.16 writing, as provided in subdivision 8, that allege or imply a violation of a statute, rule, or
11.17 order that the commissioner has the authority to enforce pertaining to code compliance,
11.18 licensure, registration, or an offering to perform or performance of unlicensed electrical
11.19 services;

11.20 (9) approve per diem and expenses deemed necessary for its members as provided in
11.21 subdivision 3;

11.22 (10) approve license reciprocity agreements;

11.23 (11) select from its members individuals to serve on any other state advisory council,
11.24 board, or committee; and

11.25 (12) recommend the fees for licenses and certifications.

11.26 Except for the powers granted to the Plumbing Board, Board of Electricity, and the
11.27 Board of High Pressure Piping Systems, the commissioner of labor and industry shall
11.28 administer and enforce the provisions of this chapter and any rules promulgated pursuant
11.29 thereto.

11.30 (b) The board shall comply with section 15.0597, subdivisions 2 and 4.

11.31 (c) The commissioner shall coordinate the board's rulemaking and recommendations
11.32 with the recommendations and rulemaking conducted by all of the other boards created

12.1 pursuant to this chapter. The commissioner shall provide staff support to the board. The
 12.2 support includes professional, legal, technical, and clerical staff necessary to perform
 12.3 rulemaking and other duties assigned to the board. The commissioner of labor and industry
 12.4 shall supply necessary office space and supplies to assist the board in its duties.

12.5 Sec. 13. Minnesota Statutes 2024, section 326B.33, subdivision 4, is amended to read:

12.6 Subd. 4. **Class B installer.** Notwithstanding the provisions of subdivisions 1, 2, and 14,
 12.7 any individual holding a Class B installer license may lay out and install electrical wiring,
 12.8 apparatus and equipment on center pivot irrigation booms on the load side of the main
 12.9 service on farmsteads, and install such other electrical equipment as is approved by the
 12.10 commissioner. As of December 1, 2027, no new Class B installer licenses shall be issued.
 12.11 An individual who holds a Class B installer license as of December 1, 2027, may retain and
 12.12 renew the license and exercise the privileges the license grants.

12.13 Sec. 14. Minnesota Statutes 2024, section 326B.33, subdivision 19, is amended to read:

12.14 Subd. 19. **License, registration, and renewal fees; expiration.** (a) Unless revoked or
 12.15 suspended under this chapter, all licenses issued or renewed under this section expire on
 12.16 the date specified in this subdivision. Master licenses expire March 1 of each odd-numbered
 12.17 year after issuance or renewal. Electrical contractor licenses expire March 1 of each
 12.18 even-numbered year after issuance or renewal. Technology system contractor and satellite
 12.19 system contractor licenses expire August 1 of each even-numbered year after issuance or
 12.20 renewal. All other personal licenses expire two years from the date of original issuance and
 12.21 every two years thereafter. Registrations of unlicensed individuals expire one year from the
 12.22 date of original issuance and every year thereafter.

12.23 (b) For purposes of calculating license fees and renewal license fees required under
 12.24 section 326B.092:

12.25 (1) the registration of an unlicensed individual under subdivision 12 shall be considered
 12.26 an entry level license;

12.27 (2) the following licenses shall be considered journeyworker licenses: Class A
 12.28 journeyworker electrician, Class B journeyworker electrician, ~~Class A installer~~, Class B
 12.29 installer, lineman, maintenance electrician, satellite system installer, and power limited
 12.30 technician;

12.31 (3) the following licenses shall be considered master licenses: Class A master electrician
 12.32 and Class B master electrician; and

13.1 (4) the following licenses shall be considered business licenses: Class A electrical
13.2 contractor, Class B electrical contractor, satellite system contractor, and technology systems
13.3 contractor.

13.4 (c) For each filing of a certificate of responsible person by an employer, the fee is \$100.

13.5 Sec. 15. Minnesota Statutes 2024, section 326B.36, subdivision 3, is amended to read:

13.6 Subd. 3. **Licenses; bond.** All inspectors shall hold licenses as master or journeyworker
13.7 electricians under this chapter. ~~All inspectors under contract with the department to provide~~
13.8 ~~electrical inspection services shall give bond in the amount of \$1,000, conditioned upon the~~
13.9 ~~faithful performance of their duties.~~

13.10 Sec. 16. Minnesota Statutes 2025 Supplement, section 326B.37, subdivision 5, is amended
13.11 to read:

13.12 Subd. 5. **Inspection fee for dwelling.** (a) The inspection fee for a one-family dwelling
13.13 and each dwelling unit of a two-family dwelling is the following:

13.14 (1) the fee for each service or other source of power as provided in subdivision 3;

13.15 (2) \$165 for up to 30 feeders and circuits; and

13.16 (3) for each additional feeder or circuit, the fee as provided in subdivision 4.

13.17 This fee applies to each separate installation for new dwellings and where ~~15~~ 14 or more
13.18 feeders or circuits are installed or extended in connection with any addition, alteration, or
13.19 repair to existing dwellings. Where existing feeders and circuits are reconnected to
13.20 overcurrent devices installed as part of the replacement of an existing panelboard, the fee
13.21 for each reconnected feeder or circuit is \$2. The maximum number of separate inspections
13.22 shall be determined in accordance with subdivision 2. The fee for additional inspections or
13.23 other installations is that specified in subdivisions 2, 4, 6, and 8. The installer may submit
13.24 fees for additional inspections when filing the request for electrical inspection. The fee for
13.25 each detached accessory structure directly associated with a dwelling unit shall be calculated
13.26 in accordance with subdivisions 3 and 4. When included on the same request for electrical
13.27 inspection form, inspection fees for detached accessory structures directly associated with
13.28 the dwelling unit may be combined with the dwelling unit fees to determine the maximum
13.29 number of separate inspections in accordance with subdivision 2.

13.30 (b) The inspection fee for each dwelling unit of a multifamily dwelling with three or
13.31 more dwelling units is \$110 for a combination of up to 20 feeders and circuits and \$12 for
13.32 each additional feeder or circuit. This fee applies to each separate installation for each new

14.1 dwelling unit and where ten or more feeders or circuits are installed or extended in connection
14.2 with any addition, alteration, or repair to existing dwelling units. Where existing feeders or
14.3 circuits are reconnected to overcurrent devices installed as part of the replacement of an
14.4 existing panelboard, the fee for each reconnected feeder or circuit is \$2. The maximum
14.5 number of separate inspections for each dwelling unit shall be determined in accordance
14.6 with subdivision 2. The fee for additional inspections or for inspection of other installations
14.7 is that specified in subdivisions 2, 4, 6, and 8. These fees include only inspection of the
14.8 wiring within individual dwelling units and the final feeder to that unit where the multifamily
14.9 dwelling is provided with common service equipment and each dwelling unit is supplied
14.10 by a separate feeder or feeders extended from common service or distribution equipment.
14.11 The fee for multifamily dwelling services or other power source supplies and all other
14.12 circuits is that specified in subdivisions 2 to 4.

14.13 (c) A separate request for electrical inspection form must be filed for each dwelling unit
14.14 that is supplied with an individual set of service entrance conductors. These fees are the
14.15 one-family dwelling rate specified in paragraph (a).

14.16 Sec. 17. Minnesota Statutes 2025 Supplement, section 326B.37, subdivision 6, is amended
14.17 to read:

14.18 Subd. 6. **Additions to fees of subdivisions 3 to 5.** (a) The fee for the electrical supply
14.19 for each manufactured home park lot is \$35. This fee includes the service or feeder conductors
14.20 up to and including the service equipment or disconnecting means. The fee for feeders and
14.21 circuits that extend from the service or disconnecting means is that specified in subdivision
14.22 4.

14.23 (b) The fee for each recreational vehicle site electrical supply equipment is \$12 for each
14.24 circuit originating within the equipment. The fee for recreational vehicle park services,
14.25 feeders, and circuits is that specified in subdivisions 3 and 4.

14.26 (c) The fee for each street, parking lot, or outdoor area lighting standard and each traffic
14.27 signal standard is \$5. Circuits originating within the standard or traffic signal controller
14.28 shall not be used when calculating the fee for each standard.

14.29 (d) The fee for transformers for light, heat, and power is \$15 for transformers rated up
14.30 to ten kilovolt-amperes and \$30 for transformers rated in excess of ten kilovolt-amperes.
14.31 The previous sentence does not apply to Class 1 transformers or power supplies for Class
14.32 1 power-limited circuits or to Class 2 or Class 3 transformers or power supplies.

15.1 (e) The fee for transformers and electronic power supplies for electric signs and outline
15.2 lighting is \$5 per unit.

15.3 (f) The fee for technology circuits or systems, and circuits of less than 50 volts, is 75
15.4 cents for each system device or apparatus.

15.5 (g) The fee for each separate inspection of the bonding for a swimming pool, spa,
15.6 fountain, an equipotential plane for an agricultural confinement area, or similar installation
15.7 is ~~\$35~~ \$55. Bonding conductors and connections require an inspection before being
15.8 concealed.

15.9 (h) The fee for all wiring installed on center pivot irrigation booms is \$35 plus \$5 for
15.10 each electrical drive unit.

15.11 (i) The fee for retrofit modifications to existing lighting fixtures is 25 cents per luminaire.

15.12 (j) When a separate inspection of a concrete-encased grounding electrode is performed,
15.13 the fee is \$55.

15.14 (k) The fees required by subdivisions 3 and 4 are doubled for installations over 600
15.15 volts.

15.16 (l) The fee for a class 4 circuit or system transmitter, receiver, or utilization equipment
15.17 is \$0.50 for each system device or apparatus.

15.18 Sec. 18. Minnesota Statutes 2024, section 326B.37, subdivision 7, is amended to read:

15.19 Subd. 7. **Investigation fee: work without electrical inspection request.** (a) Whenever
15.20 any work for which a request for electrical inspection is required has begun without the
15.21 request for electrical inspection form being filed with the commissioner, a special
15.22 investigation shall be made before a request for electrical inspection form is accepted.

15.23 (b) An investigation fee, in addition to the full fee required by subdivisions 1 to 6 and
15.24 16 to 18, shall be paid before an inspection is made. The investigation fee is two times the
15.25 minimum fee specified in subdivision 2 or the applicable inspection fee required by
15.26 subdivisions 1 to 6 and 16 to 18, whichever is greater, not to exceed \$1,000. The payment
15.27 of the investigation fee does not exempt any person from compliance with all other provisions
15.28 of the department rules or statutes nor from any penalty prescribed by law.

15.29 Sec. 19. **REPEALER.**

15.30 (a) Minnesota Statutes 2024, section 326B.33, subdivision 5, is repealed effective
15.31 December 1, 2027.

16.1 (b) Minnesota Statutes 2024, section 326B.33, subdivision 6, is repealed effective August
16.2 1, 2026.

16.3 (c) Minnesota Statutes 2024, sections 326B.31, subdivision 7; and 326B.33, subdivision
16.4 3, are repealed.

16.5 Sec. 20. **EFFECTIVE DATE.**

16.6 Sections 5 to 9 are effective January 1, 2027.

APPENDIX
Article locations for S2373-3

ARTICLE 1 APPROPRIATIONS..... Page.Ln 1.15
ARTICLE 2 LABOR AND INDUSTRY POLICY..... Page.Ln 2.1

326B.31 DEFINITIONS.

Subd. 7. **Class A installer.** "Class A installer" means an individual who has the necessary qualifications, training, experience, and technical knowledge to properly lay out and install electrical wiring, apparatus, and equipment for major electrical home appliances and such other electrical equipment as is determined by the commissioner pursuant to section 326B.33, subdivision 3, on the load side of the main service on farmsteads or in any town or municipality with less than 1,500 inhabitants, which is not contiguous to a city of the first class and does not contain an established business of a master electrician, and who is licensed as a Class A installer by the commissioner.

326B.33 LICENSES.

Subd. 3. **Class A installer.** Notwithstanding the provisions of subdivisions 1, 2, and 14, any individual holding a Class A installer license may lay out and install and supervise the laying out and installing of electrical wiring, apparatus, or equipment for major electrical home appliances on the load side of the main service on farmsteads and in any town or municipality with fewer than 1,500 inhabitants, which is not contiguous to a city of the first class and does not contain an established business of a contractor. As of December 1, 2007, no new Class A installer licenses shall be issued. An individual who holds a Class A installer license as of December 1, 2007, may retain and renew the license and exercise the privileges it grants.

Subd. 5. **Coursework or experience.** An applicant for a Class A or B installer license shall have completed a post high school course in electricity approved by the commissioner or shall have had at least one year of experience, approved by the commissioner, in electrical wiring.

Subd. 6. **Bond.** Every Class A and Class B installer, as a condition of licensure, shall give bond to the state in the penal sum of \$1,000. The bond must comply with section 326B.0921.