

**2890.1400 MAXIMUM HOURLY RATES.**

A. After the applicant has accepted a consultant's first written proposal for consultant services at the applicant's site, hourly rate charges for subsequent services performed at the leak site by that consultant that exceed the hourly rates listed in the consultant's first written proposal for consultant services at the applicant's site are prima facie unreasonable.

B. Notwithstanding item A, hourly rate charges that exceed by a maximum of five percent per year the hourly rates listed in the consultant's first written proposal for consultant services at the applicant's site are not prima facie unreasonable when at least one year has passed since the applicant approved that proposal in writing.

C. Notwithstanding items A and B, hourly rate charges for consultant services in excess of the following are prima facie unreasonable: senior level professional at \$209 per hour, midlevel professional at \$155 per hour, entry level professional at \$113 per hour, field technician at \$106 per hour, draftsperson at \$89 per hour, and word processor at \$64 per hour.

**Statutory Authority:** *MS s 115C.07*

**History:** *20 SR 227; 28 SR 383; L 2010 c 241 s 4; MS s 115C.07 subd 3 paragraph (f)*

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