

4620.3430 PERMIT FEES.

Subpart 1. **General.** Fees are required for all projects.

Subp. 2. **Permit fees for abatement other than small residential abatement.** As required by Minnesota Statutes, section 326.75, subdivision 3, the asbestos contractor performing abatement must ensure that a project fee equal to one percent of the total cost of the abatement portion of a project is paid to the commissioner.

A. The total cost of the abatement portion of a project must include the cost of abatement area preparation, decontamination units, containment and permanent enclosures, alterations, abatement operations, repairs, wages, materials, waste disposal, profit, performance bonds, insurance, and administrative overhead. The total cost of the abatement portion of a project does not include the cost of reinsulation or the cost of air quality monitoring.

B. If the final invoice amount for the abatement portion exceeds the total cost of the abatement portion of the project previously reported on the notification form, the asbestos contractor performing abatement must ensure that an additional fee payment in the amount of one percent of that difference is submitted to the commissioner within 30 calendar days of the submission of the invoice to the contracting entity.

C. If the final project cost amount for the abatement portion is less than the total cost of the abatement portion of the project previously reported on the notification form, the commissioner must pay a refund of the excess fee payment to the licensed asbestos contractor.

Subp. 3. **Permit fees; air quality monitoring; except small residential abatement.** As required by Minnesota Statutes, section 326.75, subdivision 3, the asbestos contractor performing air monitoring must ensure that a project fee equal to one percent of the total cost of the air quality portion of a project is paid to the commissioner.

A. The total cost of the air quality monitoring portion of a project must include the cost of air quality monitoring as specified in part 4620.3598, wages, materials, profit, performance, bonds, insurance, and administrative overhead.

B. If the final invoice for the air quality monitoring portion of the project exceeds the total cost of the air quality monitoring portion of the project previously reported on the notification form, the asbestos contractor performing air monitoring must ensure that an additional fee payment in the amount of one percent of that difference is submitted to the commissioner within 30 calendar days of the submission of the invoice to the contracting entity.

C. If the final project cost amount for the air quality monitoring portion is less than the total cost of the air quality monitoring portion of the project previously reported

on the notification form, the commissioner must pay a refund of the excess fee payment to the licensed asbestos contractor.

Subp. 4. **Small residential abatement permit fee.** Notwithstanding anything in this part, for each small residential abatement the person undertaking that abatement must pay to the commissioner a project permit fee of \$35 per project.

Statutory Authority: *MS s 16A.1285; 144.05; 144.122; 326.70 to 326.81*

History: *20 SR 2765*

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