

7852.4000 APPLICATION FEES.

Subpart 1. **Requirement.** Every applicant under Minnesota Statutes, section 216G.02, shall pay to the commission an application fee.

Subp. 2. **Purpose of application fee.** The purpose of an application fee is to cover actual costs necessarily and reasonably incurred in processing an application for a conditional exclusion, partial exemption, pipeline route selection, or emergency, permit compliance activities, administrative overhead, and legal expenses. Actual costs associated with an emergency shall be determined and paid after the commission has taken action and the emergency has passed.

Subp. 3. **Method of fee approval and payment.** For applications filed under Minnesota Statutes, section 216G.02, the estimated commission project budget must be discussed with the applicant and be approved by the commission when an application is accepted. The applicant must remit 25 percent of the approved commission project budget within 14 days of acceptance of the application. The unpaid balance shall be billed in periodic installments, due upon receipt of an invoice from the commission. Expenses in excess of the approved budget must be certified by the commission and upon certification constitute prima facie evidence that the expenses are reasonable and necessary and shall be charged to the applicant. The applicant may review all actual costs associated with processing an application and present objections to the commission. The application fees paid by the applicant under this part shall not exceed the sum of the costs incurred to process the application, construction permit compliance activities, administrative overhead, and legal expenses. All application fees received by the commission must be paid to a special revenue fund.

Statutory Authority: *MS s 116I.015; 216G.02*

History: *13 SR 2046; L 2005 c 97 art 3 s 19*

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