

245A.10 FEES.

Subdivision 1. **Application or license fee required.** The commissioner shall charge a fee for evaluation of applications and inspection of programs which are licensed under this chapter.

Subd. 2. **Application or license inspection fee required; programs with county oversight.** For purposes of adult foster care and child foster residence setting licensing, family adult day services, family adult foster care, and licensing the physical plant of a community residential setting or residential services facility, under this chapter, the commissioner shall charge a fee to a license holder for the evaluation of licenses and inspections of programs in the amount of \$2,100 annually.

Subd. 3. **Application fee for initial license or certification.** (a) Except as provided in paragraphs (c) and (d), for fees required under subdivision 1, an applicant for an initial license or certification issued by the commissioner shall submit a \$2,100 application fee with each new application required under this subdivision. The application fee shall not be prorated, is nonrefundable, and is in lieu of the annual license or certification fee that expires on December 31. The commissioner shall not process an application until the application fee is paid.

(b) Except as provided in paragraph (c), an applicant shall apply for a license to provide services at a specific location.

(c) For a license to provide home and community-based services to persons with disabilities or age 65 and older under chapter 245D, an applicant shall submit an application to provide services statewide. For fees required under subdivision 1, an applicant for an initial license issued by the commissioner to provide home and community-based services under chapter 245D shall submit a \$4,200 application fee with each new application.

(d) For fees required under subdivision 1, an applicant for an initial license or certification issued by the commissioner for children's residential facility or mental health clinic licensure or certification shall submit a \$500 application fee with each new application required under this subdivision.

Subd. 3a. **Fee for change of ownership exception.** (a) A license holder must submit a fee of \$2,100 for each license subject to the change in ownership exception under section 245A.043, subdivision 2, paragraph (b).

(b) License holders under chapter 245D must submit a fee of \$4,200 for each license subject to the change in ownership exception under section 245A.043, subdivision 2, paragraph (b).

(c) A license holder for a children's residential facility must submit a fee of \$500 for each license subject to the change in ownership exception under section 245A.043, subdivision 2, paragraph (b).

Subd. 4. **License or certification fee for certain programs.** (a)(1) A program licensed to provide one or more of the home and community-based services and supports identified under chapter 245D to persons with disabilities or age 65 and older, shall pay an annual nonrefundable license fee based on revenues derived from the provision of services that would require licensure under chapter 245D during the calendar year immediately preceding the year in which the license fee is paid, according to the following schedule:

License Holder Annual Revenue	License Fee
less than or equal to \$10,000	\$250

greater than \$10,000 but less than or equal to \$25,000	\$375
greater than \$25,000 but less than or equal to \$50,000	\$500
greater than \$50,000 but less than or equal to \$100,000	\$625
greater than \$100,000 but less than or equal to \$150,000	\$750
greater than \$150,000 but less than or equal to \$200,000	\$1,000
greater than \$200,000 but less than or equal to \$250,000	\$1,250
greater than \$250,000 but less than or equal to \$300,000	\$1,500
greater than \$300,000 but less than or equal to \$350,000	\$1,750
greater than \$350,000 but less than or equal to \$400,000	\$2,000
greater than \$400,000 but less than or equal to \$450,000	\$2,250
greater than \$450,000 but less than or equal to \$500,000	\$2,500
greater than \$500,000 but less than or equal to \$600,000	\$2,850
greater than \$600,000 but less than or equal to \$700,000	\$3,200
greater than \$700,000 but less than or equal to \$800,000	\$3,600
greater than \$800,000 but less than or equal to \$900,000	\$3,900
greater than \$900,000 but less than or equal to \$1,000,000	\$4,250
greater than \$1,000,000 but less than or equal to \$1,250,000	\$4,550
greater than \$1,250,000 but less than or equal to \$1,500,000	\$4,900

greater than \$1,500,000 but less than or equal to \$1,750,000	\$5,200
greater than \$1,750,000 but less than or equal to \$2,000,000	\$5,500
greater than \$2,000,000 but less than or equal to \$2,500,000	\$5,900
greater than \$2,500,000 but less than or equal to \$3,000,000	\$6,200
greater than \$3,000,000 but less than or equal to \$3,500,000	\$6,500
greater than \$3,500,000 but less than or equal to \$4,000,000	\$7,200
greater than \$4,000,000 but less than or equal to \$4,500,000	\$7,800
greater than \$4,500,000 but less than or equal to \$5,000,000	\$9,000
greater than \$5,000,000 but less than or equal to \$7,500,000	\$10,000
greater than \$7,500,000 but less than or equal to \$10,000,000	\$14,000
greater than \$10,000,000 but less than or equal to \$12,500,000	\$18,000
greater than \$12,500,000 but less than or equal to \$15,000,000	\$25,000
greater than \$15,000,000 but less than or equal to \$17,500,000	\$28,000
greater than \$17,500,000 but less than \$20,000,000	\$32,000
greater than \$20,000,000 but less than \$25,000,000	\$36,000
greater than \$25,000,000 but less than \$30,000,000	\$45,000
greater than \$30,000,000 but less than \$35,000,000	\$55,000
greater than \$35,000,000	\$75,000

(2) If requested, the license holder shall provide the commissioner information to verify the license holder's annual revenues or other information as needed, including copies of documents submitted to the Department of Revenue.

(3) At each annual renewal, a license holder may elect to pay the highest renewal fee, and not provide annual revenue information to the commissioner.

(4) A license holder that knowingly provides the commissioner incorrect revenue amounts for the purpose of paying a lower license fee shall be subject to a civil penalty in the amount of double the fee the provider should have paid.

(b) A substance use disorder treatment program licensed under chapter 245G, to provide substance use disorder treatment shall pay an annual nonrefundable license fee based on the following schedule:

Licensed Capacity	License Fee
1 to 24 persons	\$2,600
25 to 49 persons	\$3,000
50 to 74 persons	\$5,000
75 to 99 persons	\$10,000
100 to 199 persons	\$15,000
200 or more persons	\$20,000

(c) A detoxification program licensed under Minnesota Rules, parts 9530.6510 to 9530.6590, or a withdrawal management program licensed under chapter 245F shall pay an annual nonrefundable license fee based on the following schedule:

Licensed Capacity	License Fee
1 to 24 persons	\$2,600
25 to 49 persons	\$3,000
50 or more persons	\$5,000

A detoxification program that also operates a withdrawal management program at the same location shall only pay one fee based upon the licensed capacity of the program with the higher overall capacity.

(d) A children's residential facility licensed under Minnesota Rules, chapter 2960, to serve children shall pay an annual nonrefundable license fee based on the following schedule:

Licensed Capacity	License Fee
1 to 24 persons	\$1,000
25 to 49 persons	\$1,100
50 to 74 persons	\$1,200

75 to 99 persons	\$1,300
100 or more persons	\$1,400

(e) A residential facility licensed under section 245I.23 or Minnesota Rules, parts 9520.0500 to 9520.0670, to serve persons with mental illness shall pay an annual nonrefundable license fee based on the following schedule:

Licensed Capacity	License Fee
1 to 24 persons	\$2,600
25 to 49 persons	\$3,000
50 or more persons	\$20,000

(f) A residential facility licensed under Minnesota Rules, parts 9570.2000 to 9570.3400, to serve persons with physical disabilities shall pay an annual nonrefundable license fee based on the following schedule:

Licensed Capacity	License Fee
1 to 24 persons	\$450
25 to 49 persons	\$650
50 to 74 persons	\$850
75 to 99 persons	\$1,050
100 or more persons	\$1,250

(g) A program licensed as an adult day care center licensed under Minnesota Rules, parts 9555.9600 to 9555.9730, shall pay an annual nonrefundable license fee based on the following schedule:

Licensed Capacity	License Fee
1 to 24 persons	\$2,600
25 to 49 persons	\$3,000
50 to 74 persons	\$5,000
75 to 99 persons	\$10,000
100 to 199 persons	\$15,000
200 or more persons	\$20,000

(h) A program licensed to provide treatment services to persons with sexual psychopathic personalities or sexually dangerous persons under Minnesota Rules, parts 9515.3000 to 9515.3110, shall pay an annual nonrefundable license fee of \$20,000.

(i) A mental health clinic certified under section 245I.20 shall pay an annual nonrefundable certification fee of \$1,550. If the mental health clinic provides services at a primary location with satellite facilities, the satellite facilities shall be certified with the primary location without an additional charge.

(j) If a program subject to annual fees under paragraph (b) provides services at a primary location with satellite facilities, the satellite facilities must be licensed with the primary location and must be subject to an additional \$500 annual nonrefundable license fee per satellite facility.

Subd. 5. [Repealed, 1Sp2011 c 9 art 4 s 10]

Subd. 6. **License not issued until license or certification fee is paid.** The commissioner shall not issue or reissue a license or certification until the license or certification fee is paid. The commissioner shall send a bill for the license or certification fee to the billing address identified by the license holder. If the license holder does not submit the license or certification fee payment by the due date, the commissioner shall send the license holder a past due notice. If the license holder fails to pay the license or certification fee by the due date on the past due notice, the commissioner shall send a final notice to the license holder informing the license holder that the program license will expire on December 31 unless the license fee is paid before December 31. If a license expires, the program is no longer licensed and, unless exempt from licensure under section 245A.03, subdivision 2, must not operate after the expiration date. After a license expires, if the former license holder wishes to provide licensed services, the former license holder must submit a new license application and application fee under subdivision 3.

Subd. 7. **Human services licensing fees to recover expenditures.** Notwithstanding section 16A.1285, subdivision 2, related to activities for which the commissioner charges a fee, the commissioner must plan to fully recover direct expenditures for licensing activities under this chapter over a five-year period. The commissioner may have anticipated expenditures in excess of anticipated revenues in a biennium by using surplus revenues accumulated in previous bienniums.

Subd. 8. **Deposit of license fees.** A human services licensing and program integrity account is created in the state government special revenue fund. Fees collected under subdivisions 2, 3, and 4 must be deposited in the human services licensing and program integrity account and are annually appropriated to the commissioner for licensing activities authorized under this chapter and program integrity activities.

Subd. 8a. **Deposit of county-delegated licensing application fees; appropriation.** Notwithstanding the provisions of any other law, the commissioner shall deposit 50 percent of the fees collected pursuant to subdivision 2 for adult foster care, child foster residence settings, family adult day services, family adult foster care, and licensing the physical plant of a community residential setting or residential services facility into the human services licensing and program integrity account and 50 percent to the credit of the county licensing account in the special revenue fund of each county.

Subd. 8b. **Distribution to county; appropriation.** On a quarterly basis, the amount determined under subdivision 8a is appropriated to the commissioner to issue a payment from the county licensing account in favor of the treasurer of each county for which the commissioner collected a fee under subdivision 2.

Subd. 9. **License not reissued until outstanding debt is paid.** The commissioner shall not reissue a license or certification until the license holder has paid all outstanding debts related to a licensing fine or settlement agreement for which payment is delinquent. If the payment is past due, the commissioner shall send a past due notice informing the license holder that the program license will expire on December 31 unless the outstanding debt is paid before December 31. If a license expires, the program is no longer licensed and must not operate after the expiration date. After a license expires, if the former license holder wishes

to provide licensed services, the former license holder must submit a new license application and application fee under subdivision 3.

History: 1987 c 333 s 11; 1995 c 158 s 4; 2000 c 327 s 6; 1Sp2003 c 14 art 6 s 9; 2005 c 56 s 1; 1Sp2005 c 4 art 3 s 4; art 5 s 6; 2007 c 112 s 12; 2007 c 147 art 3 s 2; 2008 c 268 s 2; 2009 c 79 art 1 s 1,2; 1Sp2011 c 9 art 4 s 1-5; 2013 c 108 art 8 s 15; 1Sp2017 c 6 art 16 s 3; 2018 c 182 art 2 s 10; 2021 c 30 art 17 s 47; 1Sp2021 c 7 art 2 s 6; 2022 c 98 art 4 s 51; 2023 c 61 art 7 s 4,5; 2023 c 70 art 17 s 16,17; 2024 c 80 art 2 s 48-51; 2024 c 85 s 54; 2024 c 115 art 16 s 8,9; 1Sp2025 c 9 art 10 s 4-11