

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

SF-00006-02

STATE OF MINNESOTA

DEPARTMENT Attorney General/Bremer

Office Memorandum

TO : TED MARTINEZ
Special Assistant
Attorney General

DATE: Apr. 6, 1983

FROM : JOHN C. BJORK
Special Assistant
Attorney General

PHONE: 6-1408

SUBJECT: Revision of 4 MCAR § 8.079

The Board of Barber Examiners has proposed and adopted a rule amending its fees. The following documents are enclosed for your review pursuant to Minn. Stat. § 14.26 (1982) and 1 MCAR § 1.203:

1. The original and three copies of the Rule as Adopted.
2. Two copies of the Order Adopting Rules.
3. Certificate of the Board's Resolution Adopting Rules.
4. Order for Notice of Intent to Adopt Rules Without Public Hearing.
5. Certificate of Board's Authorizing Resolution.
6. Notice of Intent to Amend Rules Without a Hearing.
7. Affidavit of mailing.
8. Mailing list certificate.
9. Rule as proposed and published in the State Register.
10. Statement of Need and Reasonableness.
11. Certificate of Compliance.

There were no written comments on the rule and no one requested to be informed when the rule was submitted to the Attorney General.

I have also sent a copy of the Rule as Adopted to the Revisor.

JCB:jo
Enclosures

BOARD OF BARBER EXAMINERS MEMO

DATE: December 17, 1982

FROM: Adam J. Mikrot, Exec. Secy.
500 Metro Sq. Bldg.
St. Paul, MN 55101

TO: Josie Ashton
Finance Dept.
Administration Bldg.
St. Paul, MN

SUBJECT: Revised Fee Increase.

Due to the inconsistent nomenclature of 4 MCAR 8.079 (Rules) and our previous request, your approval is requested for these revisions:

Title	Increase	Amount
Examination Registered Barber	$ 2.00	$ 50.00
Examination Apprentice	2.00	48.00
Renewal Shop Registration	15.00	25.00
Restoration Registered Barber	20.00	45.00
Restoration Apprentice	18.00	43.00
Restoration Shop Registration	25.00	50.00
Change of Ownership	15.00	25.00
Change of Location	15.00	25.00
Duplicate License Registered Barber	5.00	10.00
Duplicate License Apprentice	5.00	10.00
Duplicate License Shop Registration	5.00	10.00

Your approval is requested so the increases can be published in the State Register.

Date 12/17/82 Approved by:

Allen A. Yozamp
Assistant State Budget Director

BOARD OF BARBER EXAMINERS

MEMO

DATE: November 9, 1982

FROM: Adam J. Mikrot, Exec. Secy.
500 Metro Sq. Bldg.
St. Paul, MN 55101

TO: Josie Ashton
Finance Dept.
Administration Bldg.
St. Paul, MN

SUBJECT: REQUEST FOR FEE INCREASES.

The Board at its last regular board meeting approved the following license increases to meet the revenue estimates for FY 83-85 in order to cover the projected expenditures for the same period.

I understand these fees could be lowered if the additional income isn't needed in the future.

Title	Increases	Total Amount
Apprentice Exam	$ 2.00	$48.00
Barber Exam	$ 2.00	$50.00
Duplicate License - Barbers	$ 5.00	$10.00
Duplicate Shop License	$ 5.00	$10.00
Duplicate Apprentice License	$ 5.00	$10.00
Shop Renewals ~~& Restorations~~	$15.00	$25.00
Change of Location	$15.00	$25.00
Change of Ownership	$15.00	$25.00
Apprentice Restoration Penalty	$18.00	$25.00
Barber Restoration Penalty	$20.00	$25.00
Shop Penalty	$10.00	$25.00

Your approval is requested so the increases can be published in the State Register to become effective in March, 1983.

Date 12/1/82 Approved by: Allen A. Yozamp
Assistant ~~State~~ Budget Director

RECEIVED
DEC 1982
BOARD OF BARBER EXAMINERS

Our File No. 903

RULE REVIEW CHECKLIST

DATE RULE RECEIVED 4-7-83
DATE FOR REVIEW 4-18-83
DATE DUE 4-21-83

Adopted w/a hearing _____
Adopted w/o hearing ✓
Temporary rule _____

Approved _____ Disapproved _____ Returned to Agency _____

Resubmitted _____ Due _____
Approved _____ Disapproved _____ Returned to Agency _____

Date filed w/Secretary of State _____ Revisor approved 4/8/83
disapproved _____

✓ Rule as Adopted

✓ Rule as Proposed

✓ Order Adopting 4.4.83 Date

N/A Notice of Intent to Solicit Outside Opinion

✓ Order for rulemaking
N/A date of Hearing

✓ Certificate of Board's Authorizing Resolution

✓ Notice of rulemaking
✓ Sufficiency

✓ Affidavit of Mailing Notice or rulemaking
1.26.83 At least 30 days prior to ~~hearing~~/adoption

✓ Mailing list Certificate

✓ Publication in State Register
1.31.83 At least 30/~~20~~ days prior to ~~hearing~~/adoption

N/A Hearing Examiner's Report

Chief Hearing Examiner's Report(s)
_____ Approving H.E.'s Report
_____ Approving agency action

Agency's Findings of Fact

LCRAR Report or agency Affidavit

✓ Certificate of Board's Resolution Adopting Rules

N/A Order Approving Incorporation by Reference

✓ Statement of Need and Reasonableness

N/A Petition for Adoption of a Rule

✓ Record (includes transcript or tape, exhibits, comments received by agency, requests for a hearing, and other relevant materials)

✓ Certificate of Compliance w/Rulemaking Procedures

N/A Affidavit of Mailing Notice of Submission to Attorney General

✓ Notice of Submission to the Attorney General

✓ Dept. of Finance approval.

SF-00006-02

STATE OF MINNESOTA

DEPARTMENT ATTORNEY GENERAL

Office Memorandum

TO : Adam J. Mikrot, Executive Secretary

DATE: April 21, 1983

Attn: JOHN C. BJORK
Special Assistant Attorney General

FROM : TED A. MARTINEZ TAM
Special Assistant
Attorney General

PHONE: 296-4692

SUBJECT: In the Matter of the Proposed Adoption of Rules of the State Board of Barber Examiners Governing Fees.

Enclosed herewith are the rules you have submitted for approval. These rules have been approved by this office and filed with the Secretary of State. Please note that they have not been filed with the State Register. This must be done promptly by your agency.

Upon receipt and before transmittal to your agency, however, it is important that you recheck these rules as to:

1. Affixation of stamps of the Attorney General and Secretary of State;

2. Coverage by these stamps of all rules submitted; and

3. Inclusion of all pages to the rules in the approved set.

If you have any questions in this regard, please contact me.

Encs.
TAM/ts
cc: Ms. Kathy Burek
Mr. Duane Harves

RULE AS ADOPTED

4 MCAR § 8.079 Fees. The Board of Barber Examiners shall charge the following fees:

Examination and Certificate-Registered Barber	$ 50
Examination and Certificate-Apprentice	48
Examination-Instructor	150
Certificate-Instructor	35
Renewal of License-Registered Barber	20
Renewal of License-Apprentice	18
Renewal of License-Instructor	35
Student Permit	10
Initial Shop Registration	50
Initial School Registration	1,000
Renewal Shop Registration	25
Renewal School Registration	200
Restoration of Registered Barber License	45
Restoration of Apprentice License	43
Restoration of Shop Registration	50
Change of Ownership/Location	25
Duplicate License	10

APPROVED AS TO LEGALITY

April 21 1983

HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

BY Ted A. Mantyla
SPECIAL ASSISTANT ATTORNEY GENERAL

2:45 P.M.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR 21 1983
Joan Anderson
Secretary of State

STATE OF MINNESOTA

DEPARTMENT OF COMMERCE

In the Matter of the Proposed Adoption of Rules of the State Board of Barber Examiners Governing Fees

ORDER ADOPTING RULES

Notice of the Board of Barber Examiners intent to adopt the above-entitled rules without a public hearing was published in the State Register on January 31, 1983 and was sent by United States mail to all persons on the list maintained by the agency pursuant to Minnesota Statutes section 15.0412, subdivision 4 on January 26, 1983. After affording interested and affected persons an opportunity to submit comments for 30 days after Notice, receiving fewer than seven written requests for a public hearing within the 30-day comment period, reviewing and considering the comments, and determining the need for and reasonableness of the above-captioned rules,

NOW, THEREFORE, IT IS ORDERED that these rules identified as 4 MCAR 8 § 8.079 are adopted this 4th day of April, 1983 pursuant to authority vested in me [the Board] by Minnesota Statutes section 154.

STATE OF MINNESOTA
DEPARTMENT OF COMMERCE
BOARD OF BARBER EXAMINERS

Adam J. Sinkrot
Executive Secretary

STATE OF MINNESOTA

DEPARTMENT OF COMMERCE

In the Matter of the Proposed Adoption
of Rules of the State Board of Barber Examiners
Governing fees

ORDER FOR NOTICE
OF INTENT TO ADOPT
RULES WITHOUT
PUBLIC HEARING

IT IS ORDERED this first day of November, 19 82, that a Notice of Intent to Adopt Rules without Public Hearing in the above-entitled matter be given to all persons who have registered their names with the State Board of Barber Examiners for that purpose and be published in the State Register.

STATE OF MINNESOTA
DEPARTMENT OF COMMERCE
BOARD OF BARBER EXAMINERS

Adam J. Nikstat
Executive Secretary

CERTIFICATE OF BAORD'S

AUTHORIZING RESOLUTION

I, Peggy Schmidt, do hereby certify that I am a member and the Chairperson of the Board of Barber Examiners, a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Board of Barber Examiners duly and properly called and held on the first day of November, 19 82, that a quorum was present at said meeting, that a majority of those present voted for the resolution and that said resolution is set forth in the minutes of said meeting and has not been rescinded or modified.

> "RESOLVED, that Adam J. Mikrot, executive secretary of the Board of Barber Examiners, be and hereby is granted the authority and directed to sign an Order of the Board directing that Notice be given of the Board's intent to adopt without a public hearing a rule amending Chapter § 7 4 MCAR, Section 8.07, rule relating to fees, to sign the Notice thereof, and to perform any and all acts incidental thereto. In the event a public hearing becomes necessary, he hereby is granted the authority and directed to call a hearing for the purpose of promulgating said rules as well as perform any and all acts incidental thereto, including but without being limited to signing an Order for Hearing and Notice of Hearing as well as acting as the Board's representative at all hearings."

IN WITNESS WHEREOF, I have hereunto subscribed my name this first day of November, 19 82.

(Officer of the Board)

Annette K. Levine

Attest by one other Board member

Office Copy

DEPARTMENT OF COMMERCE

BOARD OF BARBER EXAMINERS

Proposed Rules Amending License and Renewal Fees

Notice of Intent to Amend Rules Without a Hearing
Request for Public Comment

Notice is hereby given that the Board of Barber Examiners has proposed the following rules amending the fees charged for license issuance and renewal. These rules are promulgated pursuant to Minn. Stat. §§ 214.06, subd. 1 (Supp. 1981); 15.0412, subds. 4 and 4h (Supp. 1981); 16A.128 (Supp. 1981), as amended by Laws of 1981 Third Special Session, ch. 2, Art. I, § 11. These provisions authorize the Board of Barber Examiners to adopt rules amending its fees without a public hearing when the total fees estimated to be received during the fiscal biennium will not exceed the sum of all direct appropriations, indirect costs, transfers in, and salary supplements for that purpose for the biennium.

No hearing will be held prior to the promulgation of these rules by the Board of Barber Examiners. All interested persons are hereby afforded the opportunity to submit their comments on the proposed rules for 30 days immediately following publication

of this material in the State Register by writing to Executive Secretary, Board of Barber Examiners, 500 Metro Square Building, St. Paul, Minnesota 55101. The proposed rules may be modified if modifications are supported by the data and views submitted. Any written material received shall become part of the record in the final adoption of the proposed rules. Any person who desires to be notified when the proposed rules and record herein are submitted to the Attorney General should so inform the Executive Secretary of the Board of Barber Examiners. Publication is hereby ordered.

Date: 1-17-83

Adam J. Jukert
Executive Secretary

Rule as Proposed

4 MCAR S 8.079 Fees. The Board of Barber Examiners shall charge the following fees:

examination and certificate, registered barber	$ ~~48~~ 50
examination and certificate, apprentice	~~46~~ 48
examination, instructor	150
certificate, instructor	35
renewal of license, registered barber	20
renewal of license, apprentice	18
renewal of license, instructor	35
student permit	10
initial shop registration	50
initial school registration	1,000
renewal shop registration	~~10~~ 25
renewal school registration	200
restoration of registered barber license	~~25~~ 45
restoration of apprentice license	~~25~~ 43
restoration of shop registration	~~25~~ 50
change of ownership or location	~~10~~ 25
duplicate license	5 10

RECEIVED
JAN 6 1983
BOARD OF BARBER EXAMINERS

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

OFFICE OF THE REVISOR OF STATUTES

Proposed Rule

RD310

Agency: Department of Commerce

Division: Board of Barber Examiners

Agency Contact: Adam Mikrot

Rule Numbers: 4 MCAR S 8.079

Title: Proposed Rule Amending Fees of the Board of Barber Examiners

Type of Rules: Permanent

Incorporations by Reference: None

Duplication of Statutory Language: None

The attached rules are approved as to form.

Steven C. Cross
Revisor of Statutes

Paul M. Marinac
Assistant Revisor
Phone: 296-0948
Date: January 4, 1983

STATE OF MINNESOTA)
) ss.
COUNTY OR RAMSEY)

AFFIDAVIT OF SERVICE
BY MAIL

Re: In re Proposed Rules Amending License and Renewal Fees

ADAM J. MIKROT, being first duly sworn deposes and says that on January 26, 1983, he served NOTICE OF INTENT TO AMEND RULES WITHOUT A HEARING REQUEST FOR PUBLIC COMMENT by placing a true and correct copy thereof in an envelope addressed to all persons on the attached list and by depositing the same, with postage prepaid, in the United States first-class mailing in the Commerce Department Mail Room in the City of Saint Paul, Minnesota.

Adam J. Mikrot
Executive Secretary

Subscribed and Sworn to before me
this 26th day of January, 1983.

Norene M. Carr

NORENE M. CARR
NOTARY PUBLIC MINNESOTA
RAMSEY COUNTY
My Commission Expires Feb. 24, 1988

BARBER SCHOOLS

Brooks Barber School, 262 University, St. Paul, MN 55103
Moler Barber School, 1411 Nicollet Ave., Minneapolis, MN 55403
St. Paul Barber School, 211 W. 7th St., St. Paul, MN 55102
MTI Barber School, 1415 Hennepin S., Minneapolis, MN 55404
St. Cloud Barber School, Box B, St. Cloud, MN 56301
Minneapolis Barber School, 819 Hennepin Ave., Minneapolis, MN 55403

UNION

Arthur O. Dahl, 22 N. 21st St., Ave. W., Duluth, MN 55806
Leslie M. Langton, 320 2nd Ave., International Falls, MN 56649
Debbie C. Kuechle, 705 25th Ave. N., St. Cloud, MN 56301
Jerome C. Moore, 1521 4th Ave. S. W., Rochester, MN 55901
Francis Farrell, 157 Main St., Winona, MN 55987
Bob Bouten, 10609 W. River Rd., Minneapolis, MN 55443

AMBBA

Jeffrey G. Roberts, 3378 Bellaire Ave., White Bear, MN 55110
Roger D. Miller, 8522 Polk St. N. E., Minneapolis, MN 55435
Bernie Koenigs, 100 Blace, Eagle Lake, MN 56024
Dick Holtz, 205 Oak Grove Place, St. Paul, MN 55105
Harvey Engelby, 125 Maple St., Fairmont, MN 56031
Robert I. Bergs, 1043 S. Madison, Shakopee, MN 55379
W. E. Boeder, 5325 Bloomington Ave., Minneapolis, MN 55417
* Karen Abbott, 978 Sherren St., Roseville, MN 55113
Pamela J. Roberts, 3378 Bellaire Ave., White Bear, MN 55110
Wallace Willette, Wally's Barber Shop, Dassel, MN 55325
Kenneth Wendt, 111 E. Lincoln, Fergus Falls, MN 56537
Phil Dietz, 106 1st St. S., Montgomery, MN 56069
Robert Sanders, 921 Victoria, Fairmont, MN 56031
Gary Hackbarth, R. 5, Box 48A, Austin, MN 55912
Don Myers, 505 Cook St., Redwood Falls, MN 56283

BOARD MEMBERS (INTEROFFICE)

Henry J. Sniezek, 128 16th Ave. N., St. Cloud, MN 56301
George T. Falzone, 1982 Warbler Lane, St. Paul, MN 55119
Annette Levine, 1640 Hillcrest, St. Paul, MN 55116
Peggy Schmidt, 201 S. Fairview, St. Paul, MN 55105
Ken Kirkpatrick, 5436 Williams, White Bear Lake, MN 55110
James Grassman, 9 Chickadee Lane, St. Paul, MN 55110

SECRETARY OF STATE LIST

William L. Proulx, 4886 N. 126th St., White Bear Lake, MN 55110

OTHERS

Joe Francis, 730 Carla Lane, St. Paul, MN 55109
Peter S. Popovich, Law Office, Profess. Assoc., 314 Minn. Bldg., St. Paul, MN 55101
Bob Franklin, City Editor, Mpls Tribune, 425 Portland Ave., Minneapolis, MN 55488
Phillips Legislative Service, Inc., 459 Rice St., St. Paul, MN 55103
Conrad M. Fredin, Attorney At Law, 811 First National Bank Bldg., Duluth, MN 55802
Sam Ruhle, Office of Admin. Hearings, 400 Summit Bank Bldg., 310 S. 4th Ave., Minneapolis, MN 55415

OTHERS (INTEROFFICE)

Cosmetology Unit, Consumer Services, 128 Metro Sq. Bldg., St. Paul, MN 55101
Susan P. Robertson, Exec. Director, Room 430, State Office Bldg., St. Paul, MN 55155
Minnesota Board of Nursing, 717 Delaware St. S. E., Minneapolis, MN 55414
Jean Dawson, Editor, The Minnesota Government Report, B-12, Press Room, State Capital St. Paul, MN
Post Board, 500 Metro Sq. Bldg., St. Paul, MN 55101

Returned "Not deliverable"

STATE OF MINNESOTA

COUNTY OF RAMSEY

CERTIFICATE

In the Matter of the Proposed Adoption
of Rules of the State Board of Barber Examiners
Governing Fees

I hereby certify that the list of persons, associations, and other interested groups who have requested, pursuant to Minn. Stat. § 15.0412, subd. 4, that their names be placed on file with and maintained by the State Board of Barber Examiners for the purpose of receiving notice of the proposed adoption of rules by this Board is accurate and complete as of 9:00 A. M., this 26th day of January, 1983.

Adam J. Nikstad
Executive Secretary

Subscribed and Sworn to before me
this 26th day of January 1983.

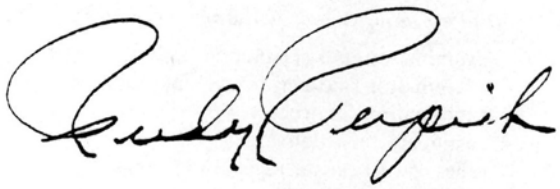
Norene M. Carr

NORENE M. CARR
NOTARY PUBLIC, MINNESOTA
RAMSEY COUNTY
My Commission Expires Feb. 24, 1988

7. All commissioners and agency heads shall take steps to limit expenditures which are not otherwise limited by the above provisions. Each agency head shall review and certify any request for exemption from the provisions of this Order before such request is submitted to the appropriate approving authority as identified above.

8. Because of the need to take immediate action, this Order shall be effective at 2:01 p.m., January 19, 1983.

IN TESTIMONY WHEREOF, I hereunto set my hand on this 19th day of January, 1983.



PROPOSED RULES

Pursuant to Minn. Laws of 1980, § 15.0412, subd. 4h, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. The notice must advise the public:

1. that they have 30 days in which to submit comment on the proposed rules;
2. that no public hearing will be held unless seven or more persons make a written request for a hearing within the 30-day comment period;
3. of the manner in which persons shall request a hearing on the proposed rules;

and

4. that the rule may be modified if modifications are supported by the data and views submitted.

If, during the 30-day comment period, seven or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of § 15.0412, subds. 4 through 4g, which state that if an agency decides to hold a public hearing, it must publish in the *State Register* a notice of its intent to do so. This notice must appear at least 30 days prior to the date set for the hearing, along with the full text of the proposed rules. (If the agency has followed the provisions of subd. 4h and has already published the proposed rules, a citation to the prior publication may be substituted for republication.)

Pursuant to Minn. Stat. § 15.0412, subd. 5, when a statute, federal law or court order to adopt, suspend or repeal a rule does not allow time for the usual rulemaking process, temporary rules may be proposed. Proposed temporary rules are published in the *State Register*, and for at least 20 days thereafter, interested persons may submit data and views in writing to the proposing agency.

Department of Commerce
Board of Barber Examiners

Proposed Rules Amending License and Renewal Fees

Notice of Intent to Amend Rules without a Hearing

Notice is hereby given that the Board of Barber Examiners has proposed the following rules amending the fees charged for license issuance and renewal. These rules are promulgated pursuant to Minn. Stat. §§ 214.06, subd. 1 (Supp. 1981); 15.0412, subds. 4 and 4h (Supp. 1981); 16A.128 (Supp. 1981); as amended by Laws of 1981 Third Special Session, ch. 2, Art. I, § 11. These provisions authorize the Board of Barber Examiners to adopt rules amending its fees without a public hearing when the total fees estimated to be received during the fiscal biennium will not exceed the sum of all direct appropriations, indirect costs, transfers in, and salary supplements for that purpose for the biennium.

No hearing will be held prior to the promulgation of these rules by the Board of Barber Examiners. All interested persons are hereby afforded the opportunity to submit their comments on the proposed rules for 30 days immediately following publication

of this material in the *State Register* by writing to Executive Secretary, Board of Barber Examiners, 500 Metro Square Building, St. Paul, Minnesota 55101. The proposed rules may be modified if modifications are supported by the data and views submitted. Any written material received shall become part of the record in the final adoption of the proposed rules. Any person who desires to be notified when the proposed rules and record herein are submitted to the Attorney General should so inform the Executive Secretary of the Board of Barber Examiners. Publication is hereby ordered.

January 17, 1983

Adam J. Mikrot
Executive Secretary

Rule as Proposed

4 MCAR § 8.079 Fees. The Board of Barber Examiners shall charge the following fees:

examination and certificate, registered barber	$ ~~18~~ 50
examination and certificate, apprentice	~~16~~ 48
examination, instructor	150
certificate, instructor	35
renewal of license, registered barber	20
renewal of license, apprentice	18
renewal of license, instructor	35
student permit	10
initial shop registration	50
initial school registration	1,000
renewal shop registration	~~10~~ 25
renewal school registration	200
restoration of registered barber license	~~25~~ 45
restoration of apprentice license	~~25~~ 43
restoration of shop registration	~~25~~ 50
change of ownership or location	~~10~~ 25
duplicate license	~~5~~ 10

Department of Energy, Planning and Development Energy Division

Proposed Temporary Rules Amending the Minnesota Energy Conservation Service Program

Request for Public Comment

Notice is hereby given that pursuant to Minn. Stat. § 116J as well as 116H.08(a) and 116H.07(i), the Department of Energy, Planning and Development proposes to adopt a temporary program rule amending the Minnesota Energy Conservation Service Program.

Persons interested in these rules have 20 days from this publication to submit data and views on the proposed rules in writing. Comments should be submitted to:

Greg Hubinger
Manager of Residential Programs
Energy Division
980 American Center Building
150 East Kellogg Boulevard
St. Paul, Minnesota 55101
(612) 297-2117

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." ADOPTED RULES SECTION — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

CERTIFICATE OF BOARD'S

RESOLUTION ADOPTING RULES

I, Margaret M. Schmidt, do hereby certify that I am a member and the Chairman of the Board of Barber Examiners, a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete and correct copy of a resolution adopted at a meeting of the Board of Barber Examiners, duly and properly called and held on the 4th day of April, 1983, that a quorum was present at said meeting, that a majority of those present voted for the resolution, and that said resolution is set forth in the minutes of said meeting and has not been rescinded or modified.

"RESOLVED, that the rules relating to fees be and they hereby are approved and adopted, pursuant to authority vested in us by Minnesota Statutes ss 214.06, subd. 1 (1980); 15.0412, subd. 4; and 16A.128 (1980 and 1981) and that Adam J. Mikrot, the Executive Secretary of the Board of Barber Examiners, be and hereby is authorized to sign an order adopting these rules and further is authorized to perform the necessary acts to provide that these rules shall have the force and effect of law."

IN WITNESS WHEREOF, I have hereunto subscribed my name this 4th day of April, 1983.

Margaret M. Schmidt
(Officer of the Board)

Annette K. Levine
Kenneth E. Kobyakov
Attest by one other Board member

STATEMENT OF NEED AND REASONABLENESS
FOR PROPOSED RULE AMENDING **4 MCAR § 8.079**

The Board of Barber Examiners has proposed certain amendments to 4 MCAR § 8.079, which sets the fees charged by the Board. These proposed rules will increase the examination fees by $2.00; the annual shop renewal, change of ownership and change of location by $15.00; the restoration penalty fee for apprentices by $18.00; the restoration penalty fee for barbers by $20.00; the restoration penalty fee for shop registrations by $25.00; and the duplicate license by $5.00.

These increases are necessary due to the increased cost of inspections, issuance and printing of licenses and the administrative costs.

The authority for this proposed rule amending the fees charged by the Board of Barber Examiners is found at Minn. Stat. §§ 214.06, subd. 1 (1980); 15.0412, subd. 4 (1980) and Supp. (1981); 16A.128 (1980) and Supp. (1981).

In the Matter of the Proposed Adoption of Rules of the State Board of Barber Examiners Governing Fees.

STATEMENT OF COMPLIANCE WITH RULEMAKING PROCEDURES

I, Special Assistant Attorney General John C. Bjork, do hereby declare that I have examined the rules and all related documents and that, based on my examination and my personal familiarity with the applicable procedures, the Administrative Procedure Act, the rules of the Office of Administrative Hearings, and the rules of the Attorney General have been followed.

John C. Bjork

JOHN C. BJORK

Dated: April 6, 1983