

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

Our File No. 1020 05.0009.1200

RULE REVIEW CHECKLIST

DATE RULE RECEIVED 1-10-86
DATE FOR REVIEW 1-17-86
DATE DUE 1-24-86

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

Approved 1.24.86mjc Disapproved ____ Returned to Agency ____

Resubmitted ____ Due ____
Approved ____ Disapproved ____ Returned to Agency ____

Date filed w/Secretary of State 1-27-86 Revisor approved 1.14.86 disapproved ____

✓ Rule as Adopted

✓ Rule as Proposed

✓ Order Adopting 1.8.86 Date Combined w/ FF

✓ Notice of Intent to Solicit Outside Opinion SR. 12.3.84 3.11.85

✓ Order for rulemaking Order for Amended Notice ✓
N/A date of Hearing

N/A Certificate of Board's Authorizing Resolution

✓ Notice of rulemaking Amended Notice ✓ (does not cure small biz problem)
? Sufficiency merely states "will affect small biz" w/o any Ref. to qualitative/quantative effect or to SONR

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

✓ Affidavit of Mailing Amended Notice, 11.27.85

✓ Mailing list Certificate

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

✓ Amended Notice in SR. 12.2.85

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 combined w/ Order Adopting

N/A LCRAR Report or agency Affidavit

✓ Certificate of Board's Resolution Adopting Rules

✓ Order Approving Incorporation by Reference

✓ Statement of Need and Reasonableness includes DOF approval of fees.

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

SF-00006-03

STATE OF MINNESOTA

DEPARTMENT ATTORNEY GENERAL

Office Memorandum

TO: SISTER MARY MADONNA ASHTON, Commissioner
Department of Health

DATE: 1/27/86

ATTN: CATHERINE E. AVINA
Special Assistant Attorney General

FROM: MARTHA J. CASSERLY
Special Assistant Attorney General

PHONE: 296-4692

SUBJECT: In the Matter of the Adoption of Rules Establishing Fees for Review of Plans Relating to Public Water Supplies, and the Amendment of Rules Establishing Fees for Plumbers, Water Conditioning Installers and Contractors, Manufacture Home Parks and Recreational Camping Areas, Sanitarian Registration, Ionizing Radition Sources, Food and Beverage Establishments and Lodging Establishments

The above-referenced rule has been approved as to its legality by the Attorney General on January 24, 1986.

Enclosed is the agency's copy of the approved rule. This office has already filed two copies of the approved rule with the Secretary of State, who will forward one copy to the Revisor of Statutes. The fourth copy is being retained by this division of the Attorney General's Office for its records.

Also enclosed are any petitions, requests, submission or comments received by the agency and any extra copies of documents which the agency submitted to the Attorney General.

In order for a permanent rule without a hearing to become effective, your agency must publish a notice of adoption in the State Register in accordance with Minn. Stat. § 14.27. An emergency rule becomes effective five working days after approval by the Attorney General; however, the agency must publish a notice in the State Register in accordance with Minn. Stat. § 14.34.

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

MJC:pmf

Enclosures

cc: Maryanne Hruby
Executive Director
Legislative Commission to Review
Administrative Rules

Duane Harves
Chief Administrative Law Judge
Office of Administrative Hearings

RR1245

Department of Health

Division of Environmental Health

Adopted Rules Relating to Licensing Fees

Rules as Adopted

4625.2300 INITIAL AND RENEWAL LICENSE FEES, LICENSE EXPIRATION DATES.

Subpart 1. **Fee schedule.** License applications for lodging establishments as defined in part 4625.0100 shall be accompanied by a fee of $50 plus $2 per room, up to a maximum total fee of $250.

4625.5000 INITIAL AND RENEWAL LICENSE FEES, LICENSE EXPIRATION DATES.

Subpart 1. **Fee schedule.** Initial and renewal license applications for food and beverage establishments as defined in part 4625.2400 shall be accompanied by the applicable fee as determined from the schedule below. The average number of employees shall be computed in accordance with Minnesota Statutes, section 157.03.

A. one to four employees, $52.50;

B. five to 18, $90;

C. 19 to 28, $135;

D. 29 to 35, $187.50;

E. 36 and over, $225; and

F. limited or temporary food service, $37.50.

4630.2000 FEE SCHEDULE FOR LICENSES.

The application for a primary license, or a renewal thereof, to operate a mobile home park or recreational camping area, as defined in Minnesota Statutes, section 327.14, shall be accompanied by the following fees:

A. Primary (initial) license fee: $75 for each 50 sites or fraction thereof. The fee for additional sites proposed after a primary license has been issued shall be $75

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

for each 50 sites or fraction thereof.

B. Renewal fee for year-round establishments: $15 for each ten sites or fraction thereof with a maximum fee of $300 except as provided for in item D.

C. Renewal fee for seasonal establishments: the renewal fee for any mobile home park or recreational camping area which operates for a continuous period of six months (183 days) or less during a calendar year shall pay 75 percent of the fee as computed pursuant to item B with a maximum fee of $225 except as provided for in item D.

D. Increased fee: for year-round operations, the fee will be increased by $10 if the renewal application and fee are not submitted by January 15 of the year for which application for license is made. For seasonal operations the fee will be increased $10 if the renewal application and fee are not submitted within 15 calendar days after the establishment opens.

4695.2900 APPLICATION FEES.

Fees to be submitted with initial or renewal applications shall be as follows:

A. Initial application fee, $45 plus examination fees.

B. Biennial renewal application fee, $45.

C. Penalty for late submission of renewal application, $10, if not renewed by designated renewal date.

4715.3150 FEES.

Subpart 1. **Fees for examination.** Applications to take the journeyman or master plumber's examination shall be submitted to the commissioner of health on forms provided together with a fee of $30.

Subp. 2. **Fees for license.** Any applicant who receives a passing grade on the examination may submit an application for license on forms provided by the commissioner of health. The application shall be accompanied by a fee of $45 for a journeyman plumber's license or $80 for a master plumber's license.

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

4715.3160 EXPIRATION OF LICENSES.

Subpart 1. **Issuance and expiration.** Initial and renewal journeyman and master plumber's licenses shall be issued for the calendar year for which application is made and shall expire on December 31 of such year. Any journeyman or master plumber who submits his renewal application after December 31 shall not work as a journeyman or master plumber until he has submitted an application, fee, and penalty fee. Any licensee who does not renew his license within two years is no longer eligible for renewal. Such person must retake and pass the examination before a new license will be issued.

Subp. 2. **License renewals.** Applications for license renewal shall be submitted to the commissioner of health on forms provided no later than December 31 of the year preceding the year for which application is made. The application shall be accompanied by a fee of $45 for a journeyman plumber and $80 for a master plumber. Journeyman and master plumbers who submit their license renewal applications after the time specified in subpart 1 but within two years after expiration of the previously issued license shall pay all past due renewal fees plus an additional $8.

Subp. 3. **Fee for filing bond and insurance.** Master plumbers who file a bond and evidence of liability insurance with the secretary of state, pursuant to Minnesota Statutes, section 326.40, shall pay an additional fee of $40.

4715.5900 FEES.

Subpart 1. **Examination fee.** The fee for application for examination or reexamination shall be $30 for a water conditioning installer, and $30 for a water conditioning contractor. Only fees from persons who do not qualify for examination will be returned.

Subp. 2. **License fee.** The fee for a new license or for renewal of an existing license shall be as follows: water conditioning installer, $30; water conditioning contractor, $50.

Subp. 3. **Fee for filing bond and insurance.** Water

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REVISOR OF STATUTES
OFFICE BY:

conditioning contractors who file a bond and evidence of liability insurance with the secretary of state, pursuant to Minnesota Statutes, section 326.601, shall pay an additional fee of $40.

4720.0015 FEES FOR REVIEW OF PLANS.

All plans for water supply system construction, alteration, or extension submitted for review and approval to the Department of Health as required in part 4720.0010 shall be accompanied by the appropriate fees, as prescribed below:

A. Watermains, $150;

B. Wells, $250;

C. Pumphouses, $150;

D. Chemical feed, $150;

E. Treatment plants (new), $1,000;

F. Treatment plants (renovation), $250;

G. Storage (installation), $300;

H. Storage (coating), $100; and

I. Booster stations, $150.

The appropriate fees shall be paid by check made payable to "~~Treasurer, State of~~ Minnesota Department of Health."

4730.0600 REGISTRATION FEES.

Subpart 1. Fee for initial or renewal registration. The initial or renewal biennial registration of every source of ionizing radiation required to be registered by parts 4730.0400 to 4730.0800 shall be accompanied by a fee as prescribed herein. The fee shall be based upon the number of X-ray tubes and facilities using radium registered by each person, company, hospital, group, practice, or other organization or association at one general site as follows:

Type of Source	Charge per Tube First Five Tubes	Charge per Tube 6th Tube or More
Dental X-ray	$ 25	$ 10
Medical[1] industrial or educational[2] X-ray	$ 40	$ 10
Linear accelerator	$ 50	

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

Radium/per facility	$100
Inspection surcharge for any X-ray or accelerator facility	$ 40
Maximum fee per facility	$500

[1] Medical source means X-ray equipment used by any licensed practitioner of the healing arts and facilities with which they are associated, but does not include sources used by dentists.

[2] Industrial or educational source means X-ray equipment used in an industrial or educational facility.

Subp. 2. **Penalty fee.** Applications for initial or renewal registrations submitted to the commissioner of health after the time specified by part 4715.3160 and this part shall be accompanied by a penalty fee of $15 in addition to the fee prescribed in subpart 1.

Subp. 3. **Fee for sources requiring registration during last three months of a biennial registration.** The initial registration fee for any source of ionizing radiation required to be registered during the last three months of a biennial registration period shall be $10 per X-ray tube up to a maximum of 16 tubes and $20 for each facility using radium. The inspection surcharge for any X-ray or accelerator facility shall be $10. The penalty fees as specified in subpart 2 shall apply to this subpart. This provision shall not apply to any application for registration which should have been submitted to the commissioner of health in a timely manner prior to the last three months of a registration period.

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JAN 27 1986
Joan Anderson Growe
Secretary of State
9:16 AM

APPROVED AS TO FORM AND LEGALITY
January 24 1986
HUBERT H. HUMPHREY, III
ATTORNEY GENERAL
BY MJ Cassedy
SPECIAL ASSISTANT ATTORNEY GENERAL

AG copy

Department of Health
Division of Environmental Health

Adopted Rules Relating to Licensing Fees

Rules as Adopted

4625.2300 INITIAL AND RENEWAL LICENSE FEES, LICENSE EXPIRATION DATES.

Subpart 1. **Fee schedule.** License applications for lodging establishments as defined in part 4625.0100 shall be accompanied by a fee of $50 plus $2 per room, up to a maximum total fee of $250.

4625.5000 INITIAL AND RENEWAL LICENSE FEES, LICENSE EXPIRATION DATES.

Subpart 1. **Fee schedule.** Initial and renewal license applications for food and beverage establishments as defined in part 4625.2400 shall be accompanied by the applicable fee as determined from the schedule below. The average number of employees shall be computed in accordance with Minnesota Statutes, section 157.03.

A. one to four employees, $52.50;

B. five to 18, $90;

C. 19 to 28, $135;

D. 29 to 35, $187.50;

E. 36 and over, $225; and

F. limited or temporary food service, $37.50.

4630.2000 FEE SCHEDULE FOR LICENSES.

The application for a primary license, or a renewal thereof, to operate a mobile home park or recreational camping area, as defined in Minnesota Statutes, section 327.14, shall be accompanied by the following fees:

A. Primary (initial) license fee: $75 for each 50 sites or fraction thereof. The fee for additional sites proposed after a primary license has been issued shall be $75 for each 50 sites or fraction thereof.

B. Renewal fee for year-round establishments: $15 for each ten sites or fraction thereof with a maximum fee of $300 except as provided for in item D.

C. Renewal fee for seasonal establishments: the renewal fee for any mobile home park or recreational camping area which operates for a continuous period of six months (183 days) or less during a calendar year shall pay 75 percent of the fee as computed pursuant to item B with a maximum fee of $225 except as provided for in item D.

D. Increased fee: for year-round operations, the fee will be increased by $10 if the renewal application and fee are not submitted by January 15 of the year for which application for license is made. For seasonal operations the fee will be increased $10 if the renewal application and fee are not submitted within 15 calendar days after the establishment opens.

4695.2900 APPLICATION FEES.

Fees to be submitted with initial or renewal applications shall be as follows:

A. Initial application fee, $45 plus examination fees.

B. Biennial renewal application fee, $45.

C. Penalty for late submission of renewal application, $10, if not renewed by designated renewal date.

4715.3150 FEES.

Subpart 1. **Fees for examination.** Applications to take the journeyman or master plumber's examination shall be submitted to the commissioner of health on forms provided together with a fee of $30.

Subp. 2. **Fees for license.** Any applicant who receives a passing grade on the examination may submit an application for license on forms provided by the commissioner of health. The application shall be accompanied by a fee of $45 for a journeyman plumber's license or $80 for a master plumber's license.

4715.3160 EXPIRATION OF LICENSES.

Subpart 1. **Issuance and expiration.** Initial and renewal

journeyman and master plumber's licenses shall be issued for the calendar year for which application is made and shall expire on December 31 of such year. Any journeyman or master plumber who submits his renewal application after December 31 shall not work as a journeyman or master plumber until he has submitted an application, fee, and penalty fee. Any licensee who does not renew his license within two years is no longer eligible for renewal. Such person must retake and pass the examination before a new license will be issued.

Subp. 2. **License renewals.** Applications for license renewal shall be submitted to the commissioner of health on forms provided no later than December 31 of the year preceding the year for which application is made. The application shall be accompanied by a fee of $45 for a journeyman plumber and $80 for a master plumber. Journeyman and master plumbers who submit their license renewal applications after the time specified in subpart 1 but within two years after expiration of the previously issued license shall pay all past due renewal fees plus an additional $8.

Subp. 3. **Fee for filing bond and insurance.** Master plumbers who file a bond and evidence of liability insurance with the secretary of state, pursuant to Minnesota Statutes, section 326.40, shall pay an additional fee of $40.

4715.5900 FEES.

Subpart 1. **Examination fee.** The fee for application for examination or reexamination shall be $30 for a water conditioning installer, and $30 for a water conditioning contractor. Only fees from persons who do not qualify for examination will be returned.

Subp. 2. **License fee.** The fee for a new license or for renewal of an existing license shall be as follows: water conditioning installer, $30; water conditioning contractor, $50.

Subp. 3. **Fee for filing bond and insurance.** Water conditioning contractors who file a bond and evidence of liability insurance with the secretary of state, pursuant to Minnesota Statutes, section 326.601, shall pay an additional fee

of $40.

4720.0015 FEES FOR REVIEW OF PLANS.

All plans for water supply system construction, alteration, or extension submitted for review and approval to the Department of Health as required in part 4720.0010 shall be accompanied by the appropriate fees, as prescribed below:

A. Watermains, $150;

B. Wells, $250;

C. Pumphouses, $150;

D. Chemical feed, $150;

E. Treatment plants (new), $1,000;

F. Treatment plants (renovation), $250;

G. Storage (installation), $300;

H. Storage (coating), $100; and

I. Booster stations, $150.

The appropriate fees shall be paid by check made payable to "Treasurer, State of Minnesota." Not "Treasurer" — Department of Health ?

4730.0600 REGISTRATION FEES.

Subpart 1. Fee for initial or renewal registration. The initial or renewal biennial registration of every source of ionizing radiation required to be registered by parts 4730.0400 to 4730.0800 shall be accompanied by a fee as prescribed herein. The fee shall be based upon the number of X-ray tubes and facilities using radium registered by each person, company, hospital, group, practice, or other organization or association at one general site as follows:

Type of Source	Charge per Tube First Five Tubes	Charge per Tube 6th Tube or More
Dental X-ray	$ 25	$ 10
Medical[1] industrial or educational[2] X-ray	$ 40	$ 10
Linear accelerator	$ 50	
Radium/per facility	$100	
Inspection surcharge for any X-ray or accelerator		

facility	$ 40
Maximum fee per facility	$500

[1] Medical source means X-ray equipment used by any licensed practitioner of the healing arts and facilities with which they are associated, but does not include sources used by dentists.

[2] Industrial or educational source means X-ray equipment used in an industrial or educational facility.

Subp. 2. **Penalty fee.** Applications for initial or renewal registrations submitted to the commissioner of health after the time specified by part 4715.3160 and this part shall be accompanied by a penalty fee of $15 in addition to the fee prescribed in subpart 1.

Subp. 3. **Fee for sources requiring registration during last three months of a biennial registration.** The initial registration fee for any source of ionizing radiation required to be registered during the last three months of a biennial registration period shall be $10 per X-ray tube up to a maximum of 16 tubes and $20 for each facility using radium. The inspection surcharge for any X-ray or accelerator facility shall be $10. The penalty fees as specified in subpart 2 shall apply to this subpart. This provision shall not apply to any application for registration which should have been submitted to the commissioner of health in a timely manner prior to the last three months of a registration period.

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

In the Matter of the Adoption of Rules Establishing Fees for Review of Plans Relating to Public Water Supplies, Minn. Rules pt. 4720.0015, and the Amendment of Rules Establishing Fees for Plumbers, Minn. Rules pts. 4715.3150 and 4715.3160; Water Conditioning Installers and Contractors, Minn. Rules pt. 4715.5900; Manufactured Home Parks and Recreational Camping Areas, Minn. Rules pt. 4630.2000; Sanitarian Registration, Minn. Rules pt. 4695.2900; Ionizing Radiation Sources Minn. Rules pt. 4730.0600; Food and Beverage Establishments, Minn. Rules pt. 4625.5000; and Lodging Establishments, Minn. Rules pt. 4625.2300.

FINDINGS OF FACT, CONCLUSIONS, AND ORDER ADOPTING RULES WITHOUT A PUBLIC HEARING

Notice of the Commissioner's proposed adoption of the above-entitled rules was published in the State Register on November 4, 1985, and was sent by United States mail to all persons on the list maintained by the Department pursuant to Minnesota Statutes, sections 14.14, subdivision 1, paragraph (a) and 14.22 on October 30, 1985. A statement of need and reasonableness was prepared before the date of the notice of proposed adoption of rules and was available to the public.

All persons were given the opportunity to submit comment on the rules for 30 days after notice of proposed rulemaking without a public hearing. The agency received the following requests for a public hearing:

One request for a hearing on the rule establishing fees for review of plans relating to public water supplies, part 4720.0015;

Twenty-two requests for a hearing on the rule establishing licensing fees for food and beverage establishments, part 4625.5000; and

Twenty-seven requests for a hearing on the rule establishing licensing fees for lodging establishments, part 4625.2300.

The number of requests for hearing do not constitute 20 percent of the persons who will be required to pay the fees; therefore, no public hearing will be held.

In addition to the requests for hearing, the Department received 61 written comments and one oral comment on the rule relating to food and beverage establishments, part 4625.5000; 148 comments on the rule relating to lodging establishments, part 4625.2300; and 15 comments regarding the rule relating to manufactured home parks and recreational camping areas, part 4630.2000.

Based on the comments and evidence in the record before the Department, I find the following:

The above-captioned rules are needed and reasonable.

NOW, THEREFORE, IT IS ORDERED that the rules identifed as Proposed Rules Relating to Licensing Fees are adopted this 8th day of January, 1986, pursuant to authority vested in me by Minnesota Statutes, sections 144.121, 144.122, 144.383, 214.13, 326.40, 326.60 and 327.16.

Dated: January 8, 1986

STATE OF MINNESOTA

COMMISSIONER OF HEALTH

for SISTER MARY MADONNA ASHTON
Commissioner

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

In the Matter of the Adoption of Rules Establishing Fees for Review of Plans Relating to Public Water Supplies, Minn. Rules, pt. 4720.0015, and the Amendment of Rules Establishing Fees for Plumbers, Minn. Rules, pts. 4715.3150 and 4715.3160; Water Conditioning Installers and Contractors, Minn. Rules, pt. 4715.5900; Manufactured Home Parks and Recreational Camping Areas, Minn. Rules, pt. 4630.2000; Sanitarian Registration, Minn. Rules, pt. 4695.2900; Ionizing Radiation Sources Minn. Rules, pt. 4730.0600; Food and Beverage Establishments, Minn. Rules, pt. 4625.5000; and Lodging Establishments, Minn. Rules, pt. 4625.2300.

ORDER FOR NOTICE OF PROPOSED ADOPTION AND AMENDMENT OF RULES WITHOUT A PUBLIC HEARING

IT IS ORDERED this 18th day of October, 1985, that a Notice of Proposed Adoption and Amendment of Rules Without a Public Hearing in the above-entitled matter be given to all persons who have registered their names with the Minnesota Department of Health for that purpose and be published in the State Register.

Dated: Oct. 18, 1985

STATE OF MINNESOTA

COMMISSIONER OF HEALTH

Sr. Mary Madonna Ashton

SISTER MARY MADONNA ASHTON
Commissioner

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

In the Matter of the Adoption of Rules Establishing Fees for Review of Plans Relating to Public Water Supplies, Minn. Rules pt. 4720.0015, and the Amendment of Rules Establishing Fees for Plumbers, Minn. Rules pts. 4715.3150 and 4715.3160; Water Conditioning Installers and Contractors, Minn. Rules pt. 4715.5900; Manufactured Home Parks and Recreational Camping Areas, Minn. Rules pt. 4630.2000; Sanitarian Registration, Minn. Rules pt. 4695.2900; Ionizing Radiation Sources Minn. Rules pt. 4730.0600; Food and Beverage Establishments, Minn. Rules pt. 4625.5000; and Lodging Establishments, Minn. Rules pt. 4625.2300.

ORDER FOR AMENDED NOTICE OF PROPOSED ADOPTION AND AMENDMENT OF RULES WITHOUT A PUBLIC HEARING

IT IS ORDERED this 18th day of November, 1985, that an Amended Notice of Proposed Adoption and Amendment of Rules Without a Public Hearing in the above-entitled matter be given to all persons who have registered their names with the Minnesota Department of Health for that purpose and be published in the State Register.

Date: 18 November, 1985

STATE OF MINNESOTA

COMMISSIONER OF HEALTH

Sr. Mary Madonna Ashton

SISTER MARY MADONNA ASHTON
Commissioner

Department of Finance

Notice of Maximum Interest Rate on Municipal Obligations, December, 1984

Pursuant to Minnesota Statutes, Section 475.55, Subdivision 4, Commissioner of Finance, Gordon M. Donhowe, announced today that the maximum interest rate for municipal obligations in the month of December will be twelve (12) percent per annum. Obligations which are payable wholly or in part from the proceeds of special assessments or which are not secured by general obligations of the municipality may bear an interest rate of up to thirteen (13) percent per annum.

For further information, contact:

Peter Sausen, Director
Debt Management
State of Minnesota
Department of Finance
(612) 296-8372

Department of Health
Division of Environmental Health

Outside Opinion Sought Concerning Fees for Various Licenses and Services and Rules Concerning Boarding and Lodging Establishments Which Supervise the Administration of Medications to Residents

NOTICE IS HEREBY GIVEN that the Department of Health is seeking information or opinions from persons or groups in preparing and amending the rules governing the following fees:

food, beverage and lodging establishment license fees
manufactured home park and recreational camping area license fees
x-ray equipment registration fees
master and journeyman plumbers license fees
fees for review and approval of water supply construction plans (proposed new fees)

In addition, the Department of Health intends to amend the rules for boarding and lodging facilities to allow such facilities to supervise the administration of medications and to adopt a separate license fee for such facilities.

The adoption of these fees and rule revision is authorized by Minn. Stat., Chaps. 144, 157 and 326.

The Department of Health requests information and comments concerning the proposed fees and rule revisions including comment on the issue of whether or not these fees are likely to have a qualitative or quantitative impact upon small business as defined in Minn. Stat., § 14.115. Interested or affected persons or groups may submit statements of information or comment orally or in writing. Written statements should be addressed to:

Pauline M. Bouchard
Division of Environmental Health
Minnesota Department of Health
717 Delaware Street S.E.—P.O. Box 9441
Minneapolis, Minnesota 55440

Oral statements will be received during regular business hours at 612/623-5320. All statements of information and comment shall become part of the rulemaking record.

Department of Health
Health Resources Division

Outside Opinion Sought Regarding Proposed Rules Governing Determination of Economic Impact in Credentialing of Human Services Occupations

Notice is hereby given that the Minnesota Department of Health is seeking information or opinions from sources outside the agency in preparing to promulgate new rules governing the standards to be used in determining the overall cost effectiveness and economic impact of credentialing a human services occupation. The promulgation of these rules is

Department of Health
Division of Environmental Health

Outside Opinion Sought Regarding Rules Governing Water Well Contractor Fees; Registration Fees for Engineers Who Drill Monitoring Wells; Mineral Explorer License Fees; Permit Fees for Groundwater Thermal Exchange Devices and Vertical Heat Exchangers; Sanitarian Registration Fees; Water Conditioning Installing and Contractor Fees; Master and Journeyman Plumber Fees; and Plumbers' Apprentice Registration Fees

Notice is hereby given that the Department of Health is seeking information or opinions from persons or groups in preparing and amending the rules governing the following fees:

water well contractor filing and license fees

registration fees for engineers who drill monitoring wells

mineral explorer license fees and application fees for designation as responsible party for mineral exploration

permit fees for groundwater thermal exchange devices and vertical heat exchangers

sanitarian registration fees

water conditioning installer and contractor examination, license and bonding fees

master and journeyman plumber examination, license and bonding fees

plumbers' apprentice registration fees (proposed new fees)

The adoption of these fees is authorized by Minn. Stat., Chaps. 144, 156A, 214, and 326.

The Department of Health requests information and comments concerning the proposed fees including comment on the issue of whether or not these fees are likely to have a qualitative or quantitative impact on small business as defined in Minn. Stat., § 14.115. Interested or affected persons or groups may submit statements of information or comment orally or in writing. Written statements should be addressed to:

Patricia Leonard-Mayer
Division of Environmental Health
Minnesota Department of Health
717 Delaware Street S.E.—P.O. Box 9441
Minneapolis, Minnesota 55440

Oral statements regarding sanitarian registration fees will be received during regular business hours at 612/623-5329. All other comments will be received during regular business hours at 612/623-5297. All statements of information and comment shall become part of the rulemaking record.

Board of Investment
Investment Advisory Council

Notice of Regular Meeting

The State Board of Investment will meet on Thursday, March 21, 1985 at 8:30 A.M. in Room 100, Capitol Square Building, 550 Cedar Street, Saint Paul.

The Investment Advisory Council will meet at 2:30 P.M. on Wednesday, March 20, 1985 at 2:30 p.m. in Conference Room "A", MEA Building, 41 Sherburne Avenue, Saint Paul.

Minnesota State Retirement System

Board of Directors Special Meeting

A special meeting of the Board of Directors, Minnesota State Retirement System, will be held on Friday, March 15, 1985 at 8:30 a.m. in the office of the System, 529 Jackson Street, St. Paul, Minnesota.

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

In the Matter of the Adoption of Rules Establishing Fees for Review of Plans Relating to Public Water Supplies, Minn. Rules, pt. 4720.0015, and the Amendment of Rules Establishing Fees for Plumbers, Minn. Rules, pts. 4715.3150 and 4715.3160; Water Conditioning Installers and Contractors, Minn. Rules, pt. 4715.5900; Manufactured Home Parks and Recreational Camping Areas, Minn. Rules, pt. 4630.2000; Sanitarian registration, Minn. Rules, pt. 4695.2900; Ionizing Radiation Sources, Minn. Rules, pt. 4730.0600; Food and Beverage establishments, Minn. Rules, pt. 4625.5000; and Lodging establishments, Minn. Rules, pt. 4625.2300.

NOTICE OF PROPOSED ADOPTION AND AMENDMENT OF RULES WITHOUT A PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Minnesota Commissioner of Health proposes to adopt Minn. Rules, pt. 4720.0015, establishing fees for review of plans relating to the construction, alteration or extension of public water supplies, and to amend Minn. Rules, pt. 4715.3150 and 4715.3160, establishing examination and licensing fees for plumbers, Minn. Rules pt. 4715.5900, establishing examination and licensing fees for water conditioning installers and contractors, Minn. rules pt. 4630.2000, establishing licenisng fees for manufactured home parks and recreational camping areas, Minn. rules, pt. 4695.2900, establishing registration fees for sanitarians, Minn. Rules, pt. 4730.0600, establishing registsration and inspection fees for ionizing radiation sources, Minn. rules, pt. 4625.5000, establishing licensing fees for food and beverage establishments, and Minn. Rules, pt. 4625.2300, establishing licenisng fees for lodging establishments. The Commissioner proposes to adopt and amend the above rules without a public hearing following the procedures set forth in Minnesota Statutes, sections 14.22 to 14.28. The specific statutory authority to adopt and amend the rules is as follows:

Plumbers, Minn. Stat. § 326.40;

Water Conditioning Installers and Contractors, Minn. Stat. § 326.60;

Manufactured Home Parks and Recreational Camping Areas, Minn. Stat. § 327.16, subd. 3;

Sanitarians, Minn. Stat. § 214.13, subd. 3;

Ionizing Radiation Sources, Minn. Stat. § 144.121;

Food, Beverage and Lodging Establishments, Minn. Stat. § 157.03; and

Review of Plans Relating to Public Water Supplies, Minn. Stat. § 144.383.

In addition to the specific authroity cited above, the Commissioner of Health also has general authority pursuant to Minn. Stat. § 144.122 to prescribe fees for the issuance of original and renewal permits, licenses, registrations and certifications issued under her authority. Further, Minn. Stat. 16A.128, as amended by Minn. Laws, Ch. 13, § 101 (1985), provides that fees must be set or adjusted so the total fees nearly equal the sum of the appropriation for the accounts plus agency's general support costs, statewide indirect costs, and attorney general costs attributable to the fee function.

Persons interested in these rules shall have 30 days in which to submit comment in support of or in opposition to the proposed rule or amendments or any part or subpart of the rule or amendments, and comment is encouraged. Each comment should identify the portion of the proposed rule or amendment addressed, the reason for the comment, and any proposed change.

Any person may make a written request for a public hearing on the rule or amendments within the 30-day comment period. If 20 percent of the persons who will be required to pay the fees established by these rules submit to the agency during the 30-day comment period a written request for a public hearing on the proposed rule or amendment, a public hearing will be held unless a sufficient number withdraw their request. The number of requests for a hearing which would constitute 20 percent of the persons who will be required to pay the fees established by these rules is as follows:

Type of Fee	20%
Plumbers	1140
Water Conditioning Installers and Contractors	54
Registered Sanitarians	36
Mobile Home Parks and Recreational Camping Areas	210
X-Ray Facilities	1100
Food, Beverage and Lodging Establishments	1700
Public Water Supply Plan Review	200

Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule or amendment addressed, the reason for the request, and any proposed change. If a pulbic hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Persons who wish to submit comments or a written request for a public hearing must submit such comments or request to:

Pauline Bouchard
Division of Environmental Health
Minnesota Department of Health
717 Delaware Street Southeast,
Minneapolis, Minnesota 55440
Telephone: (612) 623-5331

The proposed rule and amendments may be modified if the modifications are supported by the data and views submitted and do not result in a substantial change in the proposed rule and amendments as noticed.

A copy of the proposed rule and amendments is attached to this notice.

A Statement of Need and Reasonableness has been prepared and is available upon request from Pauline Bouchard at the above phone number and address. The statement describes the need for and reasonableness of each provision of the proposed rule and amendments, identifies the data and information relied upon to support the proposed rule and amendments, and contains the approval of the Commissioner of Finance.

The proposed rule and amendments will affect small businesses as they are defined in Minn. Stat. §14.115, Subd. 1.

The adoption of new part 4720.0015, will require the expenditure of public moneys by local public bodies. The agency's statement of Need and Reasonableness contains the agency's reasonable estimate of the total cost to local public bodies in the state as a result of the State's implementation of the rule. There will be no implementation cost to local public bodies other than paying the fees.

If no hearing is required, upon adoption of the rule and amendments, the rule and the required supporting documents will be delivered to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the adopted rule and amendments, must submit a written request to Pauline Bouchard at the above address.

Dated: Oct. 18, 1985

STATE OF MINNESOTA

COMMISSIONER OF HEALTH

Sr Mary Madonna Ashton

SISTER MARY MADONNA ASHTON
Commissioner

Department of Health
Division of Environmental Health

Proposed Rules Relating to Licensing Fees

Rules as Proposed

4625.2300 INITIAL AND RENEWAL LICENSE FEES, LICENSE EXPIRATION DATES.

Subpart 1. **Fee schedule.** License applications for lodging establishments as defined in part 4625.0100 shall be accompanied by ~~the applicable~~ a fee ~~as determined from the following fee schedule:~~

~~A. one to 18 sleeping rooms, $46;~~

~~B. 19 to 35 sleeping rooms, $90;~~

~~C. 36 to 100 sleeping rooms, $120; and~~

~~D. 101 sleeping rooms and over, $150~~ of $50 plus $2 per room, up to a maximum total fee of $250.

4625.5000 INITIAL AND RENEWAL LICENSE FEES, LICENSE EXPIRATION DATES.

Subpart 1. **Fee schedule.** Initial and renewal license applications for food and beverage establishments as defined in part 4625.2400 shall be accompanied by the applicable fee as determined from the schedule below. The average number of employees shall be computed in accordance with Minnesota Statutes, section 157.03.

A. one to four employees, ~~$42~~ $52.50;

B. five to 18, ~~$72~~ $90;

C. 19 to 28, ~~$108~~ $135;

D. 29 to 35, ~~$150~~ $187.50;

E. 36 and over, ~~$180~~ $225; and

F. limited or temporary food service, ~~$30~~ $37.50.

4630.2000 FEE SCHEDULE FOR LICENSES.

The application for a primary license, or a renewal thereof, to operate a mobile home park or recreational camping area, as defined in Minnesota Statutes, section 327.14, shall be

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

accompanied by the following fees:

A. Primary (initial) license fee: ~~$50~~ $75 for each 50 sites or fraction thereof. The fee for additional sites proposed after a primary license has been issued shall be ~~$50~~ $75 for each 50 sites or fraction thereof.

B. Renewal fee for year-round establishments: ~~$10~~ $15 for each ten sites or fraction thereof with a maximum fee of $300 except as provided for in item D.

C. Renewal fee for seasonal establishments: the renewal fee for any mobile home park or recreational camping area which operates for a continuous period of six months (183 days) or less during a calendar year shall pay 75 percent of the fee as computed pursuant to item B with a maximum fee of $225 except as provided for in item D.

D. Increased fee: for year-round operations, the fee will be increased by $10 if the renewal application and fee are not submitted by January 15 of the year for which application for license is made. For seasonal operations the fee will be increased $10 if the renewal application and fee are not submitted within 15 calendar days after the establishment opens.

4695.2900 APPLICATION FEES.

Fees to be submitted with initial or renewal applications shall be as follows:

A. Initial application fee, ~~$30~~ $45 plus examination fees.

B. Biennial renewal application fee, ~~$30~~ $45.

C. Penalty for late submission of renewal application, $10, if not renewed by designated renewal date.

4715.3150 FEES.

Subpart 1. **Fees for examination.** Applications to take the journeyman or master plumber's examination shall be submitted to the commissioner of health on forms provided together with a fee of ~~$25~~ $30.

Subp. 2. **Fees for license.** Any applicant who receives a passing grade on the examination may submit an application for

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

license on forms provided by the commissioner of health. The application shall be accompanied by a fee of ~~$15~~ $45 for a journeyman plumber's license or ~~$40~~ $80 for a master plumber's license.

4715.3160 EXPIRATION OF LICENSES.

Subpart 1. **Issuance and expiration.** Initial and renewal journeyman and master plumber's licenses shall be issued for the calendar year for which application is made and shall expire on December 31 of such year. Any journeyman or master plumber who submits his renewal application after December 31 shall not work as a journeyman or master plumber until he has submitted an application, fee, and penalty fee. Any licensee who does not renew his license within two years is no longer eligible for renewal. Such person must retake and pass the examination before a new license will be issued.

Subp. 2. **License renewals.** Applications for license renewal shall be submitted to the commissioner of health on forms provided no later than December 31 of the year preceding the year for which application is made. The application shall be accompanied by a fee of ~~$15~~ $45 for a journeyman plumber and ~~$40~~ $80 for a master plumber. Journeyman and master plumbers who submit their license renewal applications after the time specified in subpart ~~4 above~~ 1 but within two years after expiration of the previously issued license shall pay all past due renewal fees plus an additional $8.

Subp. 3. **Fee for filing bond and insurance.** Master plumbers who file a bond and evidence of liability insurance with the secretary of state, pursuant to ~~Laws of~~ Minnesota ~~1978~~ Statutes, ~~chapter 604,~~ section ~~1~~ 326.40, shall pay an additional fee of ~~$25~~ $40.

4715.5900 FEES.

Subpart 1. **Examination fee.** The fee for application for examination or reexamination shall be ~~$10~~ $30 for a water conditioning installer, and ~~$25~~ $30 for a water conditioning contractor. Only fees from persons who do not qualify for

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

examination will be returned.

Subp. 2. **License fee.** The fee for a new license or for renewal of an existing license shall be as follows: water conditioning installer, ~~$10~~ $30; water conditioning contractor, ~~$25~~ $50.

Subp. 3. **Fee for filing bond and insurance.** Water conditioning contractors who file a bond and evidence of liability insurance with the secretary of state, pursuant to Minnesota Statutes, section 326.601, shall pay an additional fee of $40.

4720.0015 FEES FOR REVIEW OF PLANS.

All plans for water supply system construction, alteration, or extension submitted for review and approval to the Department of Health as required in part 4720.0010 shall be accompanied by the appropriate fees, as prescribed below:

A. Watermains, $150;

B. Wells, $250;

C. Pumphouses, $150;

D. Chemical feed, $150;

E. Treatment plants (new), $1,000;

F. Treatment plants (renovation), $250;

G. Storage (installation), $300;

H. Storage (coating), $100; and

I. Booster stations, $150.

The appropriate fees shall be paid by check made payable to "Treasurer, State of Minnesota."

4730.0600 REGISTRATION FEES.

Subpart 1. **Fee for initial or renewal registration.** The initial or renewal biennial registration of every source of ionizing radiation required to be registered by parts 4730.0400 to 4730.0800 shall be accompanied by a fee as prescribed herein. The fee shall be based upon the number of X-ray tubes and facilities using radium registered by each person, company, hospital, group, practice, or other organization or association at one general site as follows:

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~~A.--first-tube,-$30;~~

~~B.--each-additional-tube-not-to-exceed-15-additional tubes,-$10-per-tube;~~

~~C.--each-facility-using-radium,-$100.~~

Type of Source	Charge per Tube First Five Tubes	Charge per Tube 6th Tube or More
Dental X-ray	$ 25	$ 10
Medical[1] industrial or educational[2] X-ray	$ 40	$ 10
Linear accelerator	$ 50	
Radium/per facility	$100	
Inspection surcharge for any X-ray or accelerator facility	$ 40	
Maximum fee per facility	$500	

[1] Medical source means X-ray equipment used by any licesnsed practitioner of the healing arts and facilities with which they are associated, but does not include sources used by dentists.

[2] Industrial or educational source means X-ray equipment used in an industrial or educational facility.

Subp. 2. **Penalty fee.** Applications for initial or renewal registrations submitted to the commissioner of health after the time specified by ~~these-rules~~ part 4715.3160 and this part shall be accompanied by a penalty fee, of $15 in addition to the fee prescribed in subpart 1, ~~as-follows:~~

~~A.--for-applications-submitted-up-to-30-days-after-the required-initial-or-renewal-date,-$5;~~

~~B.--for-applications-submitted-between-31-and-60-days after-the-required-initial-or-renewal-date,-$10;~~

~~C.--for-applications-submitted-60-days-or-more-after the-required-initial-or-renewal-date,-$15.~~

Subp. 3. **Fee for sources requiring registration during last three months of a biennial registration.** The initial registration fee for any source of ionizing radiation required to be registered during the last three months of a biennial

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registration period shall be ~~$5~~ $10 per X-ray tube up to a maximum of 16 tubes and $20 for each facility using radium. The inspection surcharge for any X-ray or accelerator facility shall be $10. The penalty fees as specified in subpart 2 shall apply to this subpart. This provision shall not apply to any application for registration which should have been submitted to the commissioner of health in a timely manner prior to the last three months of a registration period.

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

OFFICE OF THE REVISOR OF STATUTES

Proposed Rule

RD853

Agency: Department of Health

Division: Environmental Health

Agency Contact: Pauline Bouchard, 623-5331

Minnesota Rules: Parts 4625.2300; 4625.5000; 4630.2000
4695.2900; 4715.3150; 4715.3160;
4715.5900; 4720.0015; 4730.0600

Title: Proposed Rules Relating to Licensing Fees

Type of Rules: Permanent

Incorporations by Reference: None

Steven C. Cross
Revisor of Statutes

Susan M. Voigt
Assistant Revisor
Phone: 296-0956
Date: October 14, 1985

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

In the Matter of the Adoption of Rules Establishing Fees for Review of Plan Relating to Public Water Supplies, Minn. Rules pt. 4720.0015, and the Amendment of Rules Establishing Fees for Plumbers, Minn. Rules pts. 4715.3150 and 4715.3160; Water Conditioning Installers and Contractors, Minn. Rules pt. 4715.5900; Manufactured Home Parks and Recreational Camping Areas, Minn. Rules pt. 4630.2000; Sanitarian registration, Minn. Rules pt. 4695.2900; Ionizing Radiation Sources, Minn. Rules pt. 4730.0600; Food and Beverage establishments, Minn. Rules Pt. 4625.5000; and Lodging establishments, Minn. Rules, pt. 4625.2300.

AMENDED NOTICE OF PROPOSED ADOPTION AND AMENDMENT OF RULES WITHOUT A PUBLIC HEARING

On Monday, November 4, 1985, at 10 S.R. 1028, notice was given that the Minnesota Commissioner of Health proposes to adopt Minn. Rules, pt. 4720.0015, establishing fees for review of plans relating to the construction, alteration or extension of public water supplies and to amend Minn. Rules, pt. 4715.3150 and 4715.3160, establishing examination and licensing fees for plumbers, Minn. rules pt. 4715.5900, establishing examination and licensing fees for water conditioning installers and contractors, Minn. Rules pt. 4630.2000, establishing licenisng fees for manufactured home parks and recreational camping areas, Minn. Rules, pt. 4695.2900, establishing registration fees for sanitarians, Minn. Rules, pt. 4730.0600, establishing registsration and inspection fees for ionizing radiation sources, Minn. Rules, pt. 4625.5000, establishing licensing fees for food and beverage establishments, and Minn. Rules, pt. 4625.2300, establishing licenisng fees for lodging establishments. The Commissioner proposes to adopt and amend the above rules without a public hearing following the procedures set forth in Minnesota Statutes, sections 14.22 to 14.28.

Further notice was given that any person may make a written request for a public hearing on the rule or amendments within the 30-day comment period. If 20 percent of the persons who will be required to pay the fees established by these rules

submit to the agency during the 30-day comment period a written request for a public hearing on the proposed rule or amendment, a public hearing will be held unless a sufficient number withdraw their request. The number of requests for a hearing which would constitute 20 percent of the persons who will be required to pay the fee for lodging and food and beverage establishments was misstated. The correct numbers are as follows:

Type of Fee	20%
Food and Beverage Establishments	1,008
Lodging Establishments	302

Dated: 18 November, 1985

STATE OF MINNESOTA

COMMISSIONER OF HEALTH

S. Mary Madonna Ashton

SISTER MARY MADONNA ASHTON
Commissioner

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

In the Matter of the Adoption of Rules Establishing Fees for Review of Plans Relating to Public Water Supplies, Minn. Rules pt. 4720.0015, and the Amendment of Rules Establishing Fees for Plumbers, Minn. Rules, pts. 4715.3150 and 4715.3160; Water Conditioning Installers and Contractors, Minn. Rules, pt. 4715.5900; Manufactured Home Parks and Recreational Camping Areas, Minn. Rules, pt. 4630.2000; Sanitarian Registration, Minn. Rules, pt. 4695.2900; Ionizing Radiation Sources Minn. Rules, pt. 4730.0600; Food and Beverage Establishments, Minn. Rules, pt. 4625.5000; and Lodging Establishments, Minn. Rules, pt. 4625.2300.

AFFIDAVIT OF MAILING AND CERTIFICATE OF MAILING LIST

STATE OF MINNESOTA)
) ss.
COUNTY OF HENNEPIN)

Pauline Bouchard, being first duly sworn deposes and says:

I hereby certify that the attached list of persons, associations, and other interested groups who have requested, pursuant to Minnesota Statutes, sections 14.14, subdivision 1, paragraph (a), and 14.22, that their names be placed on the Minnesota Department of Health rulemaking mailing list is accurate and complete as of 9:00 a.m., this 29th day of Oct, 1985.

That on the 30th day of October, 1985, at the City of Minneapolis, County of Hennepin, State of Minnesota, I mailed the attached Notice of Proposed Adoption and Amendment of Rules Without a Public Hearing together with the proposed rules and amendments by depositing in the United States mail through the mail

room at the Minnesota Departament of Health Building a copy thereof with postage prepaid, to all persons, associations, and interested groups on the aforementioned mailing list.

Subscribed and sworn to before me
this 31 day of Oct., 1985.

Louise Kaniuk

LOUISE KANIUK
NOTARY PUBLIC-MINNESOTA
HENNEPIN COUNTY
MY COMMISSON EXPIRES FEBRUARY 22, 1991

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

In the Matter of the Adoption of Rules Establishing Fees for Review of Plans Relating to Public Water Supplies, Minn. Rules, pt. 4720.0015, and the Amendment of Rules Establishing Fees for Plumbers, Minn. Rules, pts. 4715.3150 and 4715.3160; Water Conditioning Installers and Contractors, Minn. Rules, pt. 4715.5900; Manufactured Home Parks and Recreational Camping Areas, Minn. Rules, pt. 4630.2000; Sanitarian registration, Minn. Rules, pt. 4695.2900; Ionizing Radiation Sources, Minn. Rules, pt. 4730.0600; Food and Beverage establishments, Minn. Rules, pt. 4625.5000; and Lodging establishments, Minn. Rules, pt. 4625.2300.

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Plumbers, Minn. Stat. § 326.40;

Water Conditioning Installers and Contractors, Minn. Stat. § 326.60;

Manufactured Home Parks and Recreational Camping Areas, Minn. Stat. § 327.16, subd. 3;

Sanitarians, Minn. Stat. § 214.13, subd. 3;

Ionizing Radiation Sources, Minn. Stat. § 144.121;

Food, Beverage and Lodging Establishments, Minn. Stat. § 157.03; and

Review of Plans Relating to Public Water Supplies, Minn. Stat. § 144.383.

In addition to the specific authroity cited above, the Commissioner of Health also has general authority pursuant to Minn. Stat. § 144.122 to prescribe fees for the issuance of original and renewal permits, licenses, registrations and certifications issued under her authority. Further, Minn. Stat. 16A.128, as amended by Minn. Laws, Ch. 13, § 101 (1985), provides that fees must be set or adjusted so the total fees nearly equal the sum of the appropriation for the accounts plus agency's general support costs, statewide indirect costs, and attorney general costs attributable to the fee function.

Persons interested in these rules shall have 30 days in which to submit comment in support of or in opposition to the proposed rule or amendments or any part or subpart of the rule or amendments, and comment is encouraged. Each comment should identify the portion of the proposed rule or amendment addressed, the reason for the comment, and any proposed change.

Any person may make a written request for a public hearing on the rule or amendments within the 30-day comment period. If 20 percent of the persons who will be required to pay the fees established by these rules submit to the agency during the 30-day comment period a written request for a public hearing on the proposed rule or amendment, a public hearing will be held unless a sufficient number withdraw their request. The number of requests for a hearing which would constitute 20 percent of the persons who will be required to pay the fees established by these rules is as follows:

Type of Fee	20%
Plumbers	1140
Water Conditioning Installers and Contractors	54
Registered Sanitarians	36
Mobile Home Parks and Recreational Camping Areas	210
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Food, Beverage and Lodging Establishments	1700
Public Water Supply Plan Review	200

Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule or amendment addressed, the reason for the request, and any proposed change. If a pulbic hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Persons who wish to submit comments or a written request for a public hearing must submit such comments or request to:

Pauline Bouchard
Division of Environmental Health
Minnesota Department of Health
717 Delaware Street Southeast,
Minneapolis, Minnesota 55440
Telephone: (612) 623-5331

The proposed rule and amendments may be modified if the modifications are supported by the data and views submitted and do not result in a substantial change in the proposed rule and amendments as noticed.

A copy of the proposed rule and amendments is attached to this notice.

A Statement of Need and Reasonableness has been prepared and is available upon request from Pauline Bouchard at the above phone number and address. The statement describes the need for and reasonableness of each provision of the proposed rule and amendments, identifies the data and information relied upon to support the proposed rule and amendments, and contains the approval of the Commissioner of Finance.

The proposed rule and amendments will affect small businesses as they are defined in Minn. Stat. §14.115, Subd. 1.

The adoption of new part 4720.0015, will require the expenditure of public moneys by local public bodies. The agency's statement of Need and Reasonableness contains the agency's reasonable estimate of the total cost to local public bodies in the state as a result of the State's implementation of the rule. There will be no implementation cost to local public bodies other than paying the fees.

If no hearing is required, upon adoption of the rule and amendments, the rule and the required supporting documents will be delivered to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the adopted rule and amendments, must submit a written request to Pauline Bouchard at the above address.

Dated: Oct. 18, 1985

STATE OF MINNESOTA

COMMISSIONER OF HEALTH

Sr Mary Madonna Ashton

SISTER MARY MADONNA ASHTON
Commissioner

Department of Health
Division of Environmental Health

Proposed Rules Relating to Licensing Fees

Rules as Proposed

4625.2300 INITIAL AND RENEWAL LICENSE FEES, LICENSE EXPIRATION DATES.

Subpart 1. **Fee schedule.** License applications for lodging establishments as defined in part 4625.0100 shall be accompanied by ~~the applicable~~ a fee ~~as determined from the following fee schedule:~~

~~A. one to 18 sleeping rooms, $46;~~

~~B. 19 to 35 sleeping rooms, $90;~~

~~C. 36 to 100 sleeping rooms, $120; and~~

~~D. 101 sleeping rooms and over, $150~~ of $50 plus $2 per room, up to a maximum total fee of $250.

4625.5000 INITIAL AND RENEWAL LICENSE FEES, LICENSE EXPIRATION DATES.

Subpart 1. **Fee schedule.** Initial and renewal license applications for food and beverage establishments as defined in part 4625.2400 shall be accompanied by the applicable fee as determined from the schedule below. The average number of employees shall be computed in accordance with Minnesota Statutes, section 157.03.

A. one to four employees, ~~$42~~ $52.50;

B. five to 18, ~~$72~~ $90;

C. 19 to 28, ~~$108~~ $135;

D. 29 to 35, ~~$150~~ $187.50;

E. 36 and over, ~~$180~~ $225; and

F. limited or temporary food service, ~~$30~~ $37.50.

4630.2000 FEE SCHEDULE FOR LICENSES.

The application for a primary license, or a renewal thereof, to operate a mobile home park or recreational camping area, as defined in Minnesota Statutes, section 327.14, shall be

APPROVED BY THE REVISOR OF STATUTES OFFICE BY:

accompanied by the following fees:

A. Primary (initial) license fee: ~~$50~~ $75 for each 50 sites or fraction thereof. The fee for additional sites proposed after a primary license has been issued shall be ~~$50~~ $75 for each 50 sites or fraction thereof.

B. Renewal fee for year-round establishments: ~~$10~~ $15 for each ten sites or fraction thereof with a maximum fee of $300 except as provided for in item D.

C. Renewal fee for seasonal establishments: the renewal fee for any mobile home park or recreational camping area which operates for a continuous period of six months (183 days) or less during a calendar year shall pay 75 percent of the fee as computed pursuant to item B with a maximum fee of $225 except as provided for in item D.

D. Increased fee: for year-round operations, the fee will be increased by $10 if the renewal application and fee are not submitted by January 15 of the year for which application for license is made. For seasonal operations the fee will be increased $10 if the renewal application and fee are not submitted within 15 calendar days after the establishment opens.

4695.2900 APPLICATION FEES.

Fees to be submitted with initial or renewal applications shall be as follows:

A. Initial application fee, ~~$30~~ $45 plus examination fees.

B. Biennial renewal application fee, ~~$30~~ $45.

C. Penalty for late submission of renewal application, $10, if not renewed by designated renewal date.

4715.3150 FEES.

Subpart 1. **Fees for examination.** Applications to take the journeyman or master plumber's examination shall be submitted to the commissioner of health on forms provided together with a fee of ~~$25~~ $30.

Subp. 2. **Fees for license.** Any applicant who receives a passing grade on the examination may submit an application for

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

license on forms provided by the commissioner of health. The application shall be accompanied by a fee of ~~$15~~ $45 for a journeyman plumber's license or ~~$40~~ $80 for a master plumber's license.

4715.3160 EXPIRATION OF LICENSES.

Subpart 1. **Issuance and expiration.** Initial and renewal journeyman and master plumber's licenses shall be issued for the calendar year for which application is made and shall expire on December 31 of such year. Any journeyman or master plumber who submits his renewal application after December 31 shall not work as a journeyman or master plumber until he has submitted an application, fee, and penalty fee. Any licensee who does not renew his license within two years is no longer eligible for renewal. Such person must retake and pass the examination before a new license will be issued.

Subp. 2. **License renewals.** Applications for license renewal shall be submitted to the commissioner of health on forms provided no later than December 31 of the year preceding the year for which application is made. The application shall be accompanied by a fee of ~~$15~~ $45 for a journeyman plumber and ~~$40~~ $80 for a master plumber. Journeyman and master plumbers who submit their license renewal applications after the time specified in subpart ~~4 above~~ 1 but within two years after expiration of the previously issued license shall pay all past due renewal fees plus an additional $8.

Subp. 3. **Fee for filing bond and insurance.** Master plumbers who file a bond and evidence of liability insurance with the secretary of state, pursuant to ~~laws of~~ Minnesota ~~1978~~ Statutes, ~~chapter 604,~~ section ~~1~~ 326.40, shall pay an additional fee of ~~$25~~ $40.

4715.5900 FEES.

Subpart 1. **Examination fee.** The fee for application for examination or reexamination shall be ~~$10~~ $30 for a water conditioning installer, and ~~$25~~ $30 for a water conditioning contractor. Only fees from persons who do not qualify for

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examination will be returned.

Subp. 2. **License fee.** The fee for a new license or for renewal of an existing license shall be as follows: water conditioning installer, ~~$10~~ $30; water conditioning contractor, ~~$25~~ $50.

Subp. 3. **Fee for filing bond and insurance.** Water conditioning contractors who file a bond and evidence of liability insurance with the secretary of state, pursuant to Minnesota Statutes, section 326.601, shall pay an additional fee of $40.

4720.0015 FEES FOR REVIEW OF PLANS.

All plans for water supply system construction, alteration, or extension submitted for review and approval to the Department of Health as required in part 4720.0010 shall be accompanied by the appropriate fees, as prescribed below:

A. Watermains, $150;

B. Wells, $250;

C. Pumphouses, $150;

D. Chemical feed, $150;

E. Treatment plants (new), $1,000;

F. Treatment plants (renovation), $250;

G. Storage (installation), $300;

H. Storage (coating), $100; and

I. Booster stations, $150.

The appropriate fees shall be paid by check made payable to "Treasurer, State of Minnesota."

4730.0600 REGISTRATION FEES.

Subpart 1. **Fee for initial or renewal registration.** The initial or renewal biennial registration of every source of ionizing radiation required to be registered by parts 4730.0400 to 4730.0800 shall be accompanied by a fee as prescribed herein. The fee shall be based upon the number of X-ray tubes and facilities using radium registered by each person, company, hospital, group, practice, or other organization or association at one general site as follows:

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~~A.--first-tube,-$30;~~

~~B.--each-additional-tube-not-to-exceed-15-additional tubes,-$10-per-tube;~~

~~C.--each-facility-using-radium,-$100.~~

Type of Source	Charge per Tube First Five Tubes	Charge per Tube 6th Tube or More
Dental X-ray	$ 25	$ 10
Medical[1] industrial or educational[2] X-ray	$ 40	$ 10
Linear accelerator	$ 50	
Radium/per facility	$100	
Inspection surcharge for any X-ray or accelerator facility	$ 40	
Maximum fee per facility	$500	

[1] Medical source means X-ray equipment used by any licesnsed practitioner of the healing arts and facilities with which they are associated, but does not include sources used by dentists.

[2] Industrial or educational source means X-ray equipment used in an industrial or educational facility.

Subp. 2. Penalty fee. Applications for initial or renewal registrations submitted to the commissioner of health after the time specified by ~~these rules~~ part 4715.3160 and this part shall be accompanied by a penalty fee, of $15 in addition to the fee prescribed in subpart 1, ~~as follows:~~

~~A.--for-applications-submitted-up-to-30-days-after-the required-initial-or-renewal-date,-$5;~~

~~B.--for-applications-submitted-between-31-and-60-days after-the-required-initial-or-renewal-date,-$10;~~

~~C.--for-applications-submitted-60-days-or-more-after the-required-initial-or-renewal-date,-$15.~~

Subp. 3. Fee for sources requiring registration during last three months of a biennial registration. The initial registration fee for any source of ionizing radiation required to be registered during the last three months of a biennial

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registration period shall be $5 $10 per X-ray tube up to a maximum of 16 tubes and $20 for each facility using radium. The inspection surcharge for any X-ray or accelerator facility shall be $10. The penalty fees as specified in subpart 2 shall apply to this subpart. This provision shall not apply to any application for registration which should have been submitted to the commissioner of health in a timely manner prior to the last three months of a registration period.

APPROVED IN THE [illegible]
REVISOR OF STATUTES
OFFICE BY:

Michael J. Ahern, Esq.
Moss and Barnett, P.A.
1200 Pillsbury Center
200 South Sixth Street
Minneapolis, MN 55402

Alpha Homes, Inc.
P.O. Box 475
Spicer, MN 56288

American Water Well Drilling
West Route Box 42
Northome, MN 56661

Donna M. Anderson
Community Health Services Div.
1600 Highway 55
Hastings, MN 55033

Herbert Anderson
418 Eighth Street South
Virginia, MN 55792

James F. Andre, City Manager
City of Roseville
2660 Civic Center Drive
Roseville, MN 55113

Anoka County Community Health
and Social Services Dept.
c/o Robert Hutchinson
Courthouse - Fourth Floor
Anoka, MN 55303

Joan Archer
MN Manufactured Housing Assoc.
222 Little Canada Road
Suite 222
St. Paul, MN 55117

Kathleen P. Burek, Director
Office of Health Systems
Development
Minnesota Department of Health
717 S.E. Delaware Street
Minneapolis, MN 55440

Allyson Ashley
Southwestern Mental Health Ctr.
P.O. Box D
Luverne, MN 56156

Assisi Residences of Faribault
County, Inc.
218 South Linton
Blue Earth, MN 56013

Association for Retarded
Citizens of Olmsted County
903 West Center
Rochester, MN 55902

Walter A. Baldus
Woodvale Management
Services, Inc.
P.O. Box 1047
Austin, MN 55912

Charles Ball, Exec. Director
Ebenezer Center for Aging
2722 Park Avenue
Minneapolis, MN 55407

Bergerson - Caswell, Inc.
5115 Industrial Street
Maple Plain, MN 55359

James Biggar
205 West Center
Lake City, MN 55041

Cristine Boswell
Association for Retarded
Citizens of Hennepin County
Suite 370 - 2344 Nicollet Ave.
Minneapolis, MN 55404

Nancy Brady
Greenbrier Home
941 Birmingham
St. Paul, MN 55106

Dave Bredenberg
Christian Union Home
1507 Lowry Avenue Northeast
Minneapolis, MN 55418

Jennifer P. Bredenberg
Dept. of Community Development -
Environmental Health Division
City Hall-14600 Minnetonka Blvd
Minnetonka, MN 55343

Nancy Briggs
New Connection Programs
73 Leech Street
St. Paul, MN 55102

John M. Broeker
Broeker, Hartfeldt, Hedges
and Grant
2850 Metro Drive, Suite 800
Minneapolis, MN 55420

Ray Bullick
410 South Fifth Street
Mankato, MN 56001

Georgine L. Busch
Our House of Minnesota, Inc.
1846 Dayton Avenue
St. Paul, MN 55104

Pamela Byers
Region IX Development Commissi
Box 3367, 410 South Fifth Stre
Mankato, MN 56001

Ann Carey
The Residence, Inc.
2499 N. Rice Street, Suite 220
Roseville, MN 55113

William R. Carter, III
Minnesota POST Board
333 Sibley Street, Suite 495
St. Paul, MN 55101

Thomas F. Catania, Jr.
117 University Avenue
200 Ford Building
St. Paul, MN 55101

Community Involvement Programs
2217 Nicollet Avenue South
Minneapolis, MN 55404

Becky A. Comstock
Dorsey and Whitney
1900 First Bank Place East
Minneapolis, MN 55402

William W. Conley
Mental Health Assoc. of MN
5501 Green Valley Drive
Bloomington, MN 55437

Milton Conrath
Wekton, Inc.
633 North Snelling
St. Paul, MN 55104

Pat Coughlin/Betsy Christensen
6700 Portland Avenue South
Richfield, MN 55423

Jan Cuccia
SE14 Local 113
3001 University Avenue S.E.
Minneapolis, MN 55414

Minnesota Chapter
Cystic Fibrosis Foundation
2344 Nicollet Avenue S.
Suite 150
Minneapolis, MN 55404

Rod Danielson
F.S. Carpenters Union #87
411 Main Labor Center
St. Paul, MN 55102

Donald A. Dee, MSPhA
Suite 326
2221 University Avenue S.E.
Minneapolis, MN 55414

Janice M. Devens, Director
Wright County Human Services
Courthouse
Buffalo, MN 55313

John E. Drawz
LeFevere, Lefler, Kennedy,
O'Brien and Drawz
2000 First Bank Place West
Minneapolis, MN 55402

James R. Driscoll
Orvilla, Inc.
3430 Westcott Hills Drive
Eagan, MN 55123

Glenn A. Erickson
445 City Hall
St. Paul, MN 55102

David Felske
Pine Ridge Homes, Inc.
915 - 18th Street
Cloquet, MN 55720

Bob Fitzgerald, D.C.
133 West Lake Street
Minneapolis, MN 55408

Jean Dawson
Minnesota Government Report
Room B-12 State Capitol
St. Paul, MN 55155

Dale Forseth
Minnesota Board of Dentistry
717 Delaware Street S.E.
Suite 338
Minneapolis, MN 55414

Conrad M. Fredin
811 Norwest Center
Duluth, MN 55802

Friendship Haven, Inc.
Box 576
Sherburn, MN 56171

Miller A. Friesen
Range Mental Health Center
P.O. Box 1188
Virginia, MN 55792

Peter X. Fugina
Minnesota Senior Federation
301 Fuller
St. Paul, MN 55103

Kathy Gaalswyk, Exec. Director
Region 5 Regional Development
Commission
611 Iowa Avenue
Staples, MN 56479

General Mills, Inc.
Attn: Donald J. Thimsen
P.O. Box 1113
Minneapolis, MN 55440

Ric M. Giese, Director
Pharmacy Department
U of M Hospitals and Clinics
Box 611 Mayo
420 Delaware Street Southeast
Minneapolis, MN 55455

James L. Glasoe, Exec. Directo
Homeward Bound Inc.
4741 Zealand Avenue North
New Hope, MN 55441

Jan Gervais
3201 Lyndale Ave. So.
Minneapolis, MN 55408

Gerald Glomb
Good Neighbor Homes, Inc.
1081 Fairmount Avenue
St. Paul, MN 55105

Governmental Affairs Department
Minnesota Nurses Association
1821 University Avenue N-377
St. Paul, MN 55104

Philip G. Graves
Century Avenue
Hutchinson, MN 55350

Jerry Gross
Community Living
Box 130
Victoria, MN 55386

Eileen L. Harris
3601 Park Center Boulevard
Suite 301
St. Louis Park, MN 55416

Robert L. Haven
Twin Town Treatment Center
1706 University Avenue
St. Paul, MN 55104

Thomas L. Heenan
Supervising Sanitarian
City of Brooklyn Center,
Brooklyn Park and Crystal
4141 Douglas Drive
Crystal, MN 55422

Beverly Helgeson
Presbyterian Family Foundation
901 Memorial Parkway
Wilmar, MN 56201

Harold Hietala
St. Louis County Health Dept.
910 South 8½ Street
Virginia, MN 55792

SandraLee Henry
865 Front Avenue
St. Paul, MN 55103

Jack D. Higgins
American Baptist Homes of
the Midwest
11985 West 78th Street
Eden Prairie, MN 55344

Joan Hinderscheit
Mental Health Advocates'
Coalition
265 Fort Road
St. Paul, MN 55102

Charles B. Hoffman
Pickands Mather and Company
Suite 811 - 200 West Superior
Duluth, MN 55802

Irene Holmquist
Box 23
Worthington, MN 56187

David E. Holmstrom
c/o MN Board of Pharmacy
717 Delaware St. S.E. #351
Minneapolis, MN 55414

Home for Creative Living
Box 123
Windom, MN 56101

Hope Residence, Inc.
Box 63
Waterville, MN 56096

J. William Haun, P.E.
Suite 343
13911 Ridgedale Drive.
Minnetonka, MN 55343

Cathie Hughes
North Memorial Medical Center
Planning Department
3300 Oakdale Avenue
Robbinsdale, MN 55422

Murvil R. Hurd, ACSW
Dakota County Mental Health Ctr
744 - 19th Avenue North
South St. Paul, MN 55075

Huron Drilling, Inc.
West Highway 14
Huron, S.D. 57350

Alan W. Ingram, Exec. Director
NASW, Minnesota Chapter
614 Portland, Room 302
St. Paul, MN 55102

Innovative Homes, Inc.
P.O. Box 11
Kasson, MN 55944

James Jack
Dept. of Recreation, Parks and
Leisure Services
Mankato State University
Mankato, MN 56001

Gertrude M. James
Fourth Floor Courthouse
325 East Main Street
Anoka, MN 55303

Gaynold Jensen, R.D.
111 West 107th Street
Minneapolis, MN 55420

Jobart, Inc.
Lincoln and W. Second Street
Sauk Centre, MN 56378

Gene Johannes
Minnesota Chiropractic Assoc.
2353 Rice Street
St. Paul, MN 55113

Steve Johnson
MN-DAK Retail Hardware Assoc.
3033 Excelsior Boulevard
Minneapolis, MN 55416

Jones, Haugh and Smith Inc.
515 South Washington
Albert Lea, MN 56007

Kevin C. Jones
Geo. A. Hormel and Company
P.O. Box 800
Austin, MN 55912

Sharon Kannenberg
Group Homes of Winona, Inc.
252 W. Wabasha Street
Winona, MN 55987

Barbara W. Kaufman
MN Assoc. of Voluntary Social
Service Agencies
141 S Griggs - Midway Building
1821 University Avenue
St. Paul, MN 55104

Richard J. Keenan, Esq.
Thompson and Klaverkamp, P.A.
4444 IDS Center
Minneapolis, MN 55402

Kent Well Drilling - Bob Kent
Rt. 1 Box 67-C
Wrenshall, MN 55797

Raylene Kimball, Interim Admin.
Box 214
Heartland Homes
Park Rapids, MN 56470

Koep Group Homes, Inc.
Rt. 1, Box 404
Fergus Falls, MN 56537

Jim Koesling
c/o Capitol Supply Company
600 Lafayette Road
St. Paul, MN 55101

Vicki Kunerth
627 Oak Street S.E.
Minneapolis, MN 55414

Byron Laher
United Way of Minneapolis
404 South Eighth Street
Minneapolis, MN 55404

W. J. Langlois
3M Company
3M Center - 225-2N-06
St. Paul, MN 55144

Ms. Tobey Lapakko
Director of Consumer Affairs
Minnesota AFL-CIO
175 Aurora Avenue
St. Paul, MN 55103

Leland L. Laymon
NC Dept. of Natural Resources/
Groundwater Section
P.O. Box 27687
Raleigh, N.C. 27611

Carol A. Lee
Harry Meyering Center
P.O. Box 302
Mankato, MN 56001

Stephen D. Lee
New Dawn
Box G
Fulda, MN 56131

Ernest K. Lehmann & Assoc., Inc
1409 Willow Street #300
Minneapolis, MN 55403
Attn: J. K. Moore

Rev. Richard J. Leisen
Catholic Charities
1730 Seventh Avenue South
St. Cloud, MN 56301

Karen Lenander
Norther States Power Company
A. S. King Plant, Box 34
Stillwater, MN 55082

David Lilienfeld
Room 333 - MN Dept. of Health
717 S.E. Delaware Street
Minneapolis, MN 55440

Sue Linder, Exec. Director
Ramsey County Medical Society
215 Lowry Medical Building
350 St. Peter Street
St. Paul, MN 55102

Georgianne Lowney
609 West First Street
Waconia, MN 55387

David Lurie
Commissioner of Health
City of Minneapolis
250 South Fourth Street
Minneapolis, MN 55415

Mary Luth
Washington County
2000 Industrial Boulevard
Stillwater, MN 55082

Thomas J. Manthey
1100 Superior Avenue, Room 1802
Cleveland, OH 44114

Mantyla Well Drilling, Inc.
1392 St. Croix Trail North
P.O. Box 797
Lakeland, MN 55043

Maryann S. Marino
Koppers Company, Inc.
1201 Koppers Building
Pittsburgh, PA 15219

Michael E. Maus, Ph.D.
Woodvale Management Services Inc.
P.O. Box 1047
Austin, MN 55912

Philip M. McDonald
2085 Eleanor Avenue
St. Paul, MN 55116

Vickie McCormick
Physicians of Minnesota
300 Opus Center
990 Bren Road East
Minnetonka, MN 55343

Sherry McGonigal
Meridian Minerals Company
Box 1779
Billings, MT 59103

Martin McGraw
P.O. Box 549
Cokato, MN 55321

Mary Kay McJiHon
Assoc. Director of Operations
People, Incorporated
1885 University Avenue
St. Paul, MN 55104

Carl F. Meissner
City of Cottage Grove
7516 80th Street South
Cottage Grove, MN 55016

Metropolitan Senior Federation
1885 University Avenue
St. Paul, MN 55104

MN Board of Examiners for
Nursing Home Administrators
717 Delaware Street S.E.
Minneapolis, MN 55414

Minnesota Dental Association
2236 Marshall Avenue
St. Paul, MN 55104

Susan Mock
The Robert H. Kellen Company
Suite 500-D
5775 Peachtree-Dunwoody Road
Atlanta, GA 30342

Roger Moore
P.O. Box 1249
Minnetonka, MN 55345-0249

Timothy S. Mowbray
Residential Services of
Northeastern Minnesota, Inc.
707 West Arrowhead Road
Duluth, MN 55811

Louis R. Nelson, Director
620 North Wood Street
Mora, MN 55051

Northeast House Inc.
c/o Donald G. Levin
2821 S. Inglewood Avenue
Minneapolis, MN 55416

Northeast Residence, Inc.
4680 Bald Eagle Avenue
White Bear Lake, MN 55110

Northern States Power Company
Medical Services
414 Nicollet Mall (Sixth Floo
Minneapolis, MN 55401

Jeffrey L. Olson
Deputy Commissioner
Department of Veterans Affair
Second Floor-Vet. Serv. Bldg.
St. Paul, MN 55155

Olson Well Service
Donald Olson
Halstad, MN 56548

Howard L. Paulsen
2414 Park Avenue
Minneapolis, MN 55404

Gordon R. Peake, Land Manager
Texasgulf Minerals and
Metals, Inc.
5932 McIntyre Street
Golden, CO 80403

Norville Petersen
P.O. Box 1045
Virginia, MN 55792

Phillips Legislative Service Inc.
459 Rice Street
St. Paul, MN 55103

Connie Pikala
Foundation for Health Care
2221 University Avenue S.E.
Minneapolis, MN 55414

Kathleen Pine
Dakota's Children Inc.
400 West Marie Avenue
West St. Paul, MN 55118

Pine River Group Home
Box 96
Pine River, MN 56474

William P. Poblete
704 East Center Street #301
Rochester, MN 55904

Project Environment Foundation
Suite N, Boyd Place
2929 Fourth Avenue South
Minneapolis, MN 55408

QSS, Inc.
Charles A. Kroeger
P.O. Box 838
Faribault, MN 55021

Liz Ramsay
P.O. Box 1249
Minnetonka, Mn 55345-0249

Range Center, Inc.
P.O. Box 629
1001 Eighth Avenue Northwest
Chisholm, MN 55719

Residential Alternatives, Inc.
6300 Shingle Creek Parkway
Suite 195
Brooklyn Center, MN 55430

Verner E. Reuter, Manager
Minnesota Insurance Office
Boise Cascade Corporation
International Falls, MN 56649

Paul Riddle, Associate Director
Metropolitan Health Planning Bd.
300 Metro Square Building
Seventh and Robert Streets
St. Paul, MN 55101

Carol Riste
6300 Quincy Street Northeast
Fridley, MN 55432

Robert R. Roe
Kerr - McGee Corporation
710 Chippewa Square
Marquette, MI 49855

Alfred Ross
6356 Ware Road
Lino Lakes, MN 55014

Marjorie L. Ross
1145 Quentin Avenue South
Lakeland, MN 55043

Bruce T. Rowe, Administrator
Community Health Services Board
Carlton-Cook-Lake-St. Louis Co.
325 Lake Avenue South/Suite 604
Duluth, MN 55802

Neil A. Rowland
901 South Main Street
Chatfield, MN 55923

Rowland Well Co., Inc.
909 South Main Street Box 485
Chatfield, MN 55923

Sam Ruhle
Office of Administrative Hearir
400 Summit Bank Building
310 Fourth Avenue South
Minneapolis, MN 55415

St. Joe American Corporation
7880 12th Avenue South
Minneapolis, MN 55420

St. Mary's Hospital
Pharmacy Services
Virgil H. Lee, Asst. Director
1216 Second Street Southwest
Rochester, MN 55901

Peter J. Sajevic
276 North Snelling Avenue
St. Paul, MN 55104

Benno Salewski
MN Association of Health Care Facilities
2850 Metro Drive, Suite 429
Bloomington, MN 55420

Salmi Board and Lodging
Route 1, Box 237-B
Aurora, MN 55705

David L Sams, Director
Windom CRF Inc.
945 Prospect Avenue
Windom, MN 56101

Barry C. Schade, Director
Division of Water Quality
MN Pollution Control Agency
1935 West County Road B-2
Roseville, MN 55113

Charles A. Schaeffer, Ph.D.
Program of Business Information
Dept. of Economic Development
900 American Center Building
150 East Kellogg
St. Paul, MN 55101

Joyce M. Schowalter
MN Board of Nursing
717 Delaware Street S.E.
Minneapolis, MN 55414

Jean Searles, Resa Inc.
38 Seventh Avenue North
Hopkins, MN 55343

Shingle Creek Option
5624 - 73rd Avenue North
Brooklyn Park, MN 55429

Mel Sinn, Executive Director
MN Water Resources Board
555 Wabasha Street, Rm. 206
St. Paul, MN 55102

Burton H. Skuza, O.D.
Executive Secretary
MN Board of Optometry
717 S.E. Delaware St., Rm. 342
Minneapolis, MN 55426

Carl A. Smith, Jr. (3750)
The Pillsbury Company
Pillsbury Center
Minneapolis, MN 55402

Dr. Robert W. Snyder
248 Classroom Office Building
1994 Buford Avenue
University of Minnesota
St. Paul, MN 55108

South Center Manor, Inc.
Park Island
Center City, MN 55012

State and Federal Association
1101 - 15th Street Northwest
Suite 204
Washington, D.C. 20005

Mary E. Steele
St. Joseph's Hospital
69 West Exchange Street
St. Paul, MN 55102

Michael J. Stefft
Route 4 Box 249A
Willmar, MN 56201

Jerry B. Steinke
2978 Northview Street
Roseville, MN 55113

Sunnarborg Well Drilling Inc.
28 West Palkie Road
Esko, MN 55733

H. A. Swift
5165 North St. Albans Street
St. Paul, MN 55112

Harold Tapper, Exec. Director
Assoc. of Residences for the
Retarded in Minnesota
1885 University Avenue
St. Paul, MN 55104-3486

Elaine J. Timmer
Goodhue-Wabasha Community
Health Service
426 West Avenue
Red Wing, MN 55066

Torgerson Well Company, Inc.
6855 Dogwood Street
Greenfield, MN 55373

University of Minnesota
Attn: Robert A. Silvagni
200 Shops Building
319 - 15th Avenue Southeast
Minneapolis, MN 55455

Valnes Well Drilling
R.R. 1
Morris, MN 56267

Brian Van Beusekom
Ingleside Engineering and
Construction, Inc.
Route 1, Box 175
Rockford, MN 55373

Jim Varpness
MN Board on Aging
204 Metro Square
St. Paul, MN 55101

David Velde
4801 West 50th Street
Edina, MN 55424

W.C. Viitala
Public Affairs Department
Honeywell
P.O. Box 524
Minneapolis, MN 55440

G.F. Walsh
Mount Olivet Rolling Acres
7200 Rolling Acres Road
Excelsior, MN 55331

John Washburn
Room 309A
Minnesota Dept. of Health
717 S.E. Delaware Street
Minneapolis, MN 55440

Roy Waters
Northwestern Mental Hlth. Clinic
College Avenue
P.O. Box 603
Crookston, MN 56716

Colleen Wieck, Ph.D., Exec. Dir.
Developmental Disabilities Prgrm
State Planning Agency
201 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101

Michael Weinandt
Great River Homes, Inc.
717 Rustic Lane
Wabasha, MN 55981

Mark Wiger
801 Center Street
New Ulm, MN 56073

Merlin A. Wilbur
100 Sibley Street
Hastings, MN 55033

Judith S. Witherspoon
The Phoenix Residence, Inc.
135 Colorado Street East
St. Paul, MN 55107

Valley Group Home
1332 Second Avenue North
Moorhead, MN 56560

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

In the Matter of the Adoption of Rules Establishing Fees for Review of Plans Relating to Public Water Supplies, Minn. Rules pt. 4720.0015, and the Amendment of Rules Establishing Fees for Plumbers, Minn. Rules, pts. 4715.3150 and 4715.3160; Water Conditioning Installers and Contractors, Minn. Rules, pt. 4715.5900; Manufactured Home Parks and Recreational Camping Areas, Minn. Rules, pt. 4630.2000; Sanitarian Registration, Minn. Rules, pt. 4695.2900; Ionizing Radiation Sources Minn. Rules, pt. 4730.0600; Food and Beverage Establishments, Minn. Rules, pt. 4625.5000; and Lodging Establishments, Minn. Rules, pt. 4625.2300.

AFFIDAVIT OF MAILING AND CERTIFICATE OF MAILING LIST

STATE OF Minnesota)
) ss.
COUNTY OF HENNEPIN

Pauline Bouchard, being first duly sworn deposes and says:

I hereby certify that the attached list of persons, associations, and other interested groups who have requested, pursuant to Minnesota Statutes, sections 14.14, subdivision 1, paragraph (a), and 14.22, that their names be placed on the Minnesota Department of Health rulemaking mailing list is accurate and complete as of 9:00 a.m., this 27th day of Nov., 1985.

That on the 27th day of November, 1985, at the City of Minneapolis, County of Hennepin, State of Minnesota, I mailed the attached Amended Notice of Proposed Adoption and Amendment of Rules Without a Public Hearing by depositing in the United States mail through the mail room at the Minnesota Department of Health

Building a copy thereof with postage prepaid, to all persons, associations, and interested groups on the aforementioned mailing list.

Barbara Brake

Subscribed and sworn to before me
this 27 day of Nov., 1985.

Louise Kaniuk

LOUISE KANIUK
NOTARY PUBLIC-MINNESOTA
HENNEPIN COUNTY
MY COMMISSON EXPIRES FEBRUARY 22, 1991

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

In the Matter of the Adoption of Rules Establishing Fees for Review of Plan Relating to Public Water Supplies, Minn. Rules pt. 4720.0015, and the Amendment of Rules Establishing Fees for Plumbers, Minn. Rules pts. 4715.3150 and 4715.3160; Water Conditioning Installers and Contractors, Minn. Rules pt. 4715.5900; Manufactured Home Parks and Recreational Camping Areas, Minn. Rules pt. 4630.2000; Sanitarian registration, Minn. Rules pt. 4695.2900; Ionizing Radiation Sources, Minn. Rules pt. 4730.0600; Food and Beverage establishments, Minn. Rules Pt. 4625.5000; and Lodging establishments, Minn. Rules, pt. 4625.2300.

AMENDED NOTICE OF PROPOSED ADOPTION AND AMENDMENT OF RULES WITHOUT A PUBLIC HEARING

On Monday, November 4, 1985, at 10 S.R. 1028, notice was given that the Minnesota Commissioner of Health proposes to adopt Minn. Rules, pt. 4720.0015, establishing fees for review of plans relating to the construction, alteration or extension of public water supplies and to amend Minn. Rules, pt. 4715.3150 and 4715.3160, establishing examination and licensing fees for plumbers, Minn. rules pt. 4715.5900, establishing examination and licensing fees for water conditioning installers and contractors, Minn. Rules pt. 4630.2000, establishing licenisng fees for manufactured home parks and recreational camping areas, Minn. Rules, pt. 4695.2900, establishing registration fees for sanitarians, Minn. Rules, pt. 4730.0600, establishing registsration and inspection fees for ionizing radiation sources, Minn. Rules, pt. 4625.5000, establishing licensing fees for food and beverage establishments, and Minn. Rules, pt. 4625.2300, establishing licenisng fees for lodging establishments. The Commissioner proposes to adopt and amend the above rules without a public hearing following the procedures set forth in Minnesota Statutes, sections 14.22 to 14.28.

Further notice was given that any person may make a written request for a public hearing on the rule or amendments within the 30-day comment period. If 20 percent of the persons who will be required to pay the fees established by these rules

submit to the agency during the 30-day comment period a written request for a public hearing on the proposed rule or amendment, a public hearing will be held unless a sufficient number withdraw their request. The number of requests for a hearing which would constitute 20 percent of the persons who will be required to pay the fee for lodging and food and beverage establishments was misstated. The correct numbers are as follows:

Type of Fee	20%
Food and Beverage Establishments	1,008
Lodging Establishments	302

Dated: 18 November, 1985

STATE OF MINNESOTA

COMMISSIONER OF HEALTH

Sr Mary Madonna Ashton

SISTER MARY MADONNA ASHTON
Commissioner

Michael J. Ahern, Esq.
Moss and Barnett, P.A.
1200 Pillsbury Center
200 South Sixth Street
Minneapolis, MN 55402

Alpha Homes, Inc.
P.O. Box 475
Spicer, MN 56288

American Water Well Drilling
West Route Box 42
Northome, MN 56661

Donna M. Anderson
Community Health Services Div.
1600 Highway 55
Hastings, MN 55033

Herbert Anderson
418 Eighth Street South
Virginia, MN 55792

James F. Andre, City Manager
City of Roseville
2660 Civic Center Drive
Roseville, MN 55113

Anoka County Community Health
and Social Services Dept.
c/o Robert Hutchinson
Courthouse - Fourth Floor
Anoka, MN 55303

Joan Archer
MN Manufactured Housing Assoc.
222 Little Canada Road
Suite 222
St. Paul, MN 55117

Kathleen P. Burek, Director
Office of Health Systems
Development
Minnesota Department of Health
717 S.E. Delaware Street
Minneapolis, MN 55440

Allyson Ashley
Southwestern Mental Health Ctr.
P.O. Box D
Luverne, MN 56156

Assisi Residences of Faribault
County, Inc.
218 South Linton
Blue Earth, MN 56013

Association for Retarded
Citizens of Olmsted County
903 West Center
Rochester, MN 55902

Walter A. Baldus
Woodvale Management
Services, Inc.
P.O. Box 1047
Austin, MN 55912

Charles Ball, Exec. Director
Ebenezer Center for Aging
2722 Park Avenue
Minneapolis, MN 55407

Bergerson - Caswell, Inc.
5115 Industrial Street
Maple Plain, MN 55359

James Biggar
205 West Center
Lake City, MN 55041

Cristine Boswell
Association for Retarded
Citizens of Hennepin County
Suite 370 - 2344 Nicollet Ave.
Minneapolis, MN 55404

Nancy Brady
Greenbrier Home
941 Birmingham
St. Paul, MN 55106

Dave Bredenberg
Christian Union Home
1507 Lowry Avenue Northeast
Minneapolis, MN 55418

Jennifer P. Bredenberg
Dept. of Community Development -
Environmental Health Division
City Hall-14600 Minnetonka Blvd.
Minnetonka, MN 55343

Nancy Briggs
New Connection Programs
73 Leech Street
St. Paul, MN 55102

John M. Broeker
Broeker, Hartfeldt, Hedges
and Grant
2850 Metro Drive, Suite 800
Minneapolis, MN 55420

Ray Bullick
410 South Fifth Street
Mankato, MN 56001

Georgine L. Busch
Our House of Minnesota, Inc.
1846 Dayton Avenue
St. Paul, MN 55104

Pamela Byers
Region IX Development Commissi
Box 3367, 410 South Fifth Stre
Mankato, MN 56001

Ann Carey
The Residence, Inc.
2499 N. Rice Street, Suite 220
Roseville, MN 55113

William R. Carter, III
Minnesota POST Board
333 Sibley Street, Suite 495
St. Paul, MN 55101

Thomas F. Catania, Jr.
117 University Avenue
200 Ford Building
St. Paul, MN 55101

Community Involvement Programs
2217 Nicollet Avenue South
Minneapolis, MN 55404

Becky A. Comstock
Dorsey and Whitney
1900 First Bank Place East
Minneapolis, MN 55402

William W. Conley
Mental Health Assoc. of MN
5501 Green Valley Drive
Bloomington, MN 55437

Milton Conrath
Wekton, Inc.
633 North Snelling
St. Paul, MN 55104

Pat Coughlin/Betsy Christensen
6700 Portland Avenue South
Richfield, MN 55423

Jan Cuccia
SE14 Local 113
3001 University Avenue S.E.
Minneapolis, MN 55414

Minnesota Chapter
Cystic Fibrosis Foundation
2344 Nicollet Avenue S.
Suite 150
Minneapolis, MN 55404

Rod Danielson
F.S. Carpenters Union #87
411 Main Labor Center
St. Paul, MN 55102

Donald A. Dee, MSPhA
Suite 326
2221 University Avenue S.E.
Minneapolis, MN 55414

Janice M. Devens, Director
Wright County Human Services
Courthouse
Buffalo, MN 55313

John E. Drawz
LeFevere, Lefler, Kennedy,
O'Brien and Drawz
2000 First Bank Place West
Minneapolis, MN 55402

James R. Driscoll
Orvilla, Inc.
3430 Westcott Hills Drive
Eagan, MN 55123

Glenn A. Erickson
445 City Hall
St. Paul, MN 55102

David Felske
Pine Ridge Homes, Inc.
915 - 18th Street
Cloquet, MN 55720

Bob Fitzgerald, D.C.
133 West Lake Street
Minneapolis, MN 55408

Jean Dawson
Minnesota Government Report
Room B-12 State Capitol
St. Paul, MN 55155

Dale Forseth
Minnesota Board of Dentistry
717 Delaware Street S.E.
Suite 338
Minneapolis, MN 55414

Conrad M. Fredin
811 Norwest Center
Duluth, MN 55802

Friendship Haven, Inc.
Box 576
Sherburn, MN 56171

Miller A. Friesen
Range Mental Health Center
P.O. Box 1188
Virginia, MN 55792

Peter X. Fugina
Minnesota Senior Federation
301 Fuller
St. Paul, MN 55103

Kathy Gaalswyk, Exec. Director
Region 5 Regional Development
Commission
611 Iowa Avenue
Staples, MN 56479

General Mills, Inc.
Attn: Donald J. Thimsen
P.O. Box 1113
Minneapolis, MN 55440

Ric M. Giese, Director
Pharmacy Department
U of M Hospitals and Clinics
Box 611 Mayo
420 Delaware Street Southeast
Minneapolis, MN 55455

James L. Glasoe, Exec. Directc
Homeward Bound Inc.
4741 Zealand Avenue North
New Hope, MN 55441

Jan Gervais
3201 Lyndale Ave. So.
Minneapolis, MN 55408

Gerald Glomb
Good Neighbor Homes, Inc.
1081 Fairmount Avenue
St. Paul, MN 55105

Governmental Affairs Department
Minnesota Nurses Association
1821 University Avenue N-377
St. Paul, MN 55104

Philip G. Graves
Century Avenue
Hutchinson, MN 55350

Jerry Gross
Community Living
Box 130
Victoria, MN 55386

Eileen L. Harris
3601 Park Center Boulevard
Suite 301
St. Louis Park, MN 55416

Robert L. Haven
Twin Town Treatment Center
1706 University Avenue
St. Paul, MN 55104

Thomas L. Heenan
Supervising Sanitarian
City of Brooklyn Center,
Brooklyn Park and Crystal
4141 Douglas Drive
Crystal, MN 55422

Beverly Helgeson
Presbyterian Family Foundation
901 Memorial Parkway
Wilmar, MN 56201

Harold Hietala
St. Louis County Health Dept.
910 South 8½ Street
Virginia, MN 55792

SandraLee Henry
865 Front Avenue
St. Paul, MN 55103

Jack D. Higgins
American Baptist Homes of
the Midwest
11985 West 78th Street
Eden Prairie, MN 55344

Joan Hinderscheit
Mental Health Advocates'
Coalition
265 Fort Road
St. Paul, MN 55102

Charles B. Hoffman
Pickands Mather and Company
Suite 811 - 200 West Superior
Duluth, MN 55802

Irene Holmquist
Box 23
Worthington, MN 56187

David E. Holmstrom
c/o MN Board of Pharmacy
717 Delaware St. S.E. #351
Minneapolis, MN 55414

Home for Creative Living
Box 123
Windom, MN 56101

Hope Residence, Inc.
Box 63
Waterville, MN 56096

J. William Haun, P.E.
Suite 343
13911 Ridgedale Drive.
Minnetonka, MN 55343

Cathie Hughes
North Memorial Medical Center
Planning Department
3300 Oakdale Avenue
Robbinsdale, MN 55422

Murvil R. Hurd, ACSW
Dakota County Mental Health Ctr
744 - 19th Avenue North
South St. Paul, MN 55075

Huron Drilling, Inc.
West Highway 14
Huron, S.D. 57350

Alan W. Ingram, Exec. Director
NASW, Minnesota Chapter
614 Portland, Room 302
St. Paul, MN 55102

Innovative Homes, Inc.
P.O. Box 11
Kasson, MN 55944

James Jack
Dept. of Recreation, Parks and
Leisure Services
Mankato State University
Mankato, MN 56001

Gertrude M. James
Fourth Floor Courthouse
325 East Main Street
Anoka, MN 55303

Gaynold Jensen, R.D.
111 West 107th Street
Minneapolis, MN 55420

Jobart, Inc.
Lincoln and W. Second Street
Sauk Centre, MN 56378

Gene Johannes
Minnesota Chiropractic Assoc.
2353 Rice Street
St. Paul, MN 55113

Steve Johnson
MN-DAK Retail Hardware Assoc.
3033 Excelsior Boulevard
Minneapolis, MN 55416

Jones, Haugh and Smith Inc.
515 South Washington
Albert Lea, MN 56007

Kevin C. Jones
Geo. A. Hormel and Company
P.O. Box 800
Austin, MN 55912

Sharon Kannenberg
Group Homes of Winona, Inc.
252 W. Wabasha Street
Winona, MN 55987

Barbara W. Kaufman
MN Assoc. of Voluntary Social
Service Agencies
141 S Griggs - Midway Building
1821 University Avenue
St. Paul, MN 55104

Richard J. Keenan, Esq.
Thompson and Klaverkamp, P.A.
4444 IDS Center
Minneapolis, MN 55402

Kent Well Drilling - Bob Kent
Rt. 1 Box 67-C
Wrenshall, MN 55797

Raylene Kimball, Interim Admin.
Box 214
Heartland Homes
Park Rapids, MN 56470

Koep Group Homes, Inc.
Rt. 1, Box 404
Fergus Falls, MN 56537

Jim Koesling
c/o Capitol Supply Company
600 Lafayette Road
St. Paul, MN 55101

Vicki Kunerth
627 Oak Street S.E.
Minneapolis, MN 55414

Byron Laher
United Way of Minneapolis
404 South Eighth Street
Minneapolis, MN 55404

W. J. Langlois
3M Company
3M Center - 225-2N-06
St. Paul, MN 55144

Ms. Tobey Lapakko
Director of Consumer Affairs
Minnesota AFL-CIO
175 Aurora Avenue
St. Paul, MN 55103

Leland L. Laymon
NC Dept. of Natural Resources/
Groundwater Section
P.O. Box 27687
Raleigh, N.C. 27611

Carol A. Lee
Harry Meyering Center
P.O. Box 302
Mankato, MN 56001

Stephen D. Lee
New Dawn
Box G
Fulda, MN 56131

Ernest K. Lehmann & Assoc., Inc
1409 Willow Street #300
Minneapolis, MN 55403
Attn: J. K. Moore

Rev. Richard J. Leisen
Catholic Charities
1730 Seventh Avenue South
St. Cloud, MN 56301

Karen Lenander
Norther States Power Company
A. S. King Plant, Box 34
Stillwater, MN 55082

David Lilienfeld
Room 333 - MN Dept. of Health
717 S.E. Delaware Street
Minneapolis, MN 55440

Sue Linder, Exec. Director
Ramsey County Medical Society
215 Lowry Medical Building
350 St. Peter Street
St. Paul, MN 55102

Georgianne Lowney
609 West First Street
Waconia, MN 55387

David Lurie
Commissioner of Health
City of Minneapolis
250 South Fourth Street
Minneapolis, MN 55415

Mary Luth
Washington County
2000 Industrial Boulevard
Stillwater, MN 55082

Thomas J. Manthey
1100 Superior Avenue, Room 1802
Cleveland, OH 44114

Mantyla Well Drilling, Inc.
1392 St. Croix Trail North
P.O. Box 797
Lakeland, MN 55043

Maryann S. Marino
Koppers Company, Inc.
1201 Koppers Building
Pittsburgh, PA 15219

Michael E. Maus, Ph.D.
Woodvale Management Services Inc.
P.O. Box 1047
Austin, MN 55912

Philip M. McDonald
2085 Eleanor Avenue
St. Paul, MN 55116

Vickie McCormick
Physicians of Minnesota
300 Opus Center
990 Bren Road East
Minnetonka, MN 55343

Sherry McGonigal
Meridian Minerals Company
Box 1779
Billings, MT 59103

Martin McGraw
P.O. Box 549
Cokato, MN 55321

Mary Kay McJiHon
Assoc. Director of Operations
People, Incorporated
1885 University Avenue
St. Paul, MN 55104

Carl F. Meissner
City of Cottage Grove
7516 80th Street South
Cottage Grove, MN 55016

Metropolitan Senior Federation
1885 University Avenue
St. Paul, MN 55104

MN Board of Examiners for
Nursing Home Administrators
717 Delaware Street S.E.
Minneapolis, MN 55414

Minnesota Dental Association
2236 Marshall Avenue
St. Paul, MN 55104

Susan Mock
The Robert H. Kellen Company
Suite 500-D
5775 Peachtree-Dunwoody Road
Atlanta, GA 30342

Roger Moore
P.O. Box 1249
Minnetonka, MN 55345-0249

Timothy S. Mowbray
Residential Services of
Northeastern Minnesota, Inc.
707 West Arrowhead Road
Duluth, MN 55811

Louis R. Nelson, Director
620 North Wood Street
Mora, MN 55051

Northeast House Inc.
c/o Donald G. Levin
2821 S. Inglewood Avenue
Minneapolis, MN 55416

Northeast Residence, Inc.
4680 Bald Eagle Avenue
White Bear Lake, MN 55110

Northern States Power Company
Medical Services
414 Nicollet Mall (Sixth Floo
Minneapolis, MN 55401

Jeffrey L. Olson
Deputy Commissioner
Department of Veterans Affair
Second Floor-Vet. Serv. Bldg.
St. Paul, MN 55155

Olson Well Service
Donald Olson
Halstad, MN 56548

Howard L. Paulsen
2414 Park Avenue
Minneapolis, MN 55404

Gordon R. Peake, Land Manager
Texasgulf Minerals and
Metals, Inc.
5932 McIntyre Street
Golden, CO 80403

Norville Petersen
P.O. Box 1045
Virginia, MN 55792

Phillips Legislative Service Inc.
459 Rice Street
St. Paul, MN 55103

Connie Pikala
Foundation for Health Care
2221 University Avenue S.E.
Minneapolis, MN 55414

Kathleen Pine
Dakota's Children Inc.
400 West Marie Avenue
West St. Paul, MN 55118

Pine River Group Home
Box 96
Pine River, MN 56474

William P. Poblete
704 East Center Street #301
Rochester, MN 55904

Project Environment Foundation
Suite N, Boyd Place
2929 Fourth Avenue South
Minneapolis, MN 55408

QSS, Inc.
Charles A. Kroeger
P.O. Box 838
Faribault, MN 55021

Liz Ramsay
P.O. Box 1249
Minnetonka, Mn 55345-0249

Range Center, Inc.
P.O. Box 629
1001 Eighth Avenue Northwest
Chisholm, MN 55719

Residential Alternatives, Inc.
6300 Shingle Creek Parkway
Suite 195
Brooklyn Center, MN 55430

Verner E. Reuter, Manager
Minnesota Insurance Office
Boise Cascade Corporation
International Falls, MN 56649

Paul Riddle, Associate Director
Metropolitan Health Planning Bd.
300 Metro Square Building
Seventh and Robert Streets
St. Paul, MN 55101

Carol Riste
6300 Quincy Street Northeast
Fridley, MN 55432

Robert R. Roe
Kerr - McGee Corporation
710 Chippewa Square
Marquette, MI 49855

Alfred Ross
6356 Ware Road
Lino Lakes, MN 55014

Marjorie L. Ross
1145 Quentin Avenue South
Lakeland, MN 55043

Bruce T. Rowe, Administrator
Community Health Services Boarc
Carlton-Cook-Lake-St. Louis Co.
325 Lake Avenue South/Suite 60
Duluth, MN 55802

Neil A. Rowland
901 South Main Street
Chatfield, MN 55923

Rowland Well Co., Inc.
909 South Main Street Box 485
Chatfield, MN 55923

Sam Ruhle
Office of Administrative Heari
400 Summit Bank Building
310 Fourth Avenue South
Minneapolis, MN 55415

St. Joe American Corporation
7880 12th Avenue South
Minneapolis, MN 55420

St. Mary's Hospital
Pharmacy Services
Virgil H. Lee, Asst. Director
1216 Second Street Southwest
Rochester, MN 55901

Peter J. Sajevic
276 North Snelling Avenue
St. Paul, MN 55104

Benno Salewski
MN Association of Health Care Facilities
2850 Metro Drive, Suite 429
Bloomington, MN 55420

Salmi Board and Lodging
Route 1, Box 237-B
Aurora, MN 55705

David L Sams, Director
Windom CRF Inc.
945 Prospect Avenue
Windom, MN 56101

Barry C. Schade, Director
Division of Water Quality
MN Pollution Control Agency
1935 West County Road B-2
Roseville, MN 55113

Charles A. Schaeffer, Ph.D.
Program of Business Information
Dept. of Economic Development
900 American Center Building
150 East Kellogg
St. Paul, MN 55101

Joyce M. Schowalter
MN Board of Nursing
717 Delaware Street S.E.
Minneapolis, MN 55414

Jean Searles, Resa Inc.
38 Seventh Avenue North
Hopkins, MN 55343

Shingle Creek Option
5624 - 73rd Avenue North
Brooklyn Park, MN 55429

Mel Sinn, Executive Director
MN Water Resources Board
555 Wabasha Street, Rm. 206
St. Paul, MN 55102

Burton H. Skuza, O.D.
Executive Secretary
MN Board of Optometry
717 S.E. Delaware St., Rm. 342
Minneapolis, MN 55426

Carl A. Smith, Jr. (3750)
The Pillsbury Company
Pillsbury Center
Minneapolis, MN 55402

Dr. Robert W. Snyder
248 Classroom Office Building
1994 Buford Avenue
University of Minnesota
St. Paul, MN 55108

South Center Manor, Inc.
Park Island
Center City, MN 55012

State and Federal Association
1101 - 15th Street Northwest
Suite 204
Washington, D.C. 20005

Mary E. Steele
St. Joseph's Hospital
69 West Exchange Street
St. Paul, MN 55102

Michael J. Stefft
Route 4 Box 249A
Willmar, MN 56201

Jerry B. Steinke
2978 Northview Street
Roseville, MN 55113

Sunnarborg Well Drilling Inc.
28 West Palkie Road
Esko, MN 55733

H. A. Swift
5165 North St. Albans Street
St. Paul, MN 55112

Harold Tapper, Exec. Director
Assoc. of Residences for the
Retarded in Minnesota
1885 University Avenue
St. Paul, MN 55104-3486

Elaine J. Timmer
Goodhue-Wabasha Community
Health Service
426 West Avenue
Red Wing, MN 55066

Torgerson Well Company, Inc.
6855 Dogwood Street
Greenfield, MN 55373

University of Minnesota
Attn: Robert A. Silvagni
200 Shops Building
319 - 15th Avenue Southeast
Minneapolis, MN 55455

Valnes Well Drilling
R.R. 1
Morris, MN 56267

Brian Van Beusekom
Ingleside Engineering and
Construction, Inc.
Route 1, Box 175
Rockford, MN 55373

Jim Varpness
MN Board on Aging
204 Metro Square
St. Paul, MN 55101

David Velde
4801 West 50th Street
Edina, MN 55424

W.C. Viitala
Public Affairs Department
Honeywell
P.O. Box 524
Minneapolis, MN 55440

G.F. Walsh
Mount Olivet Rolling Acres
7200 Rolling Acres Road
Excelsior, MN 55331

John Washburn
Room 309A
Minnesota Dept. of Health
717 S.E. Delaware Street
Minneapolis, MN 55440

Roy Waters
Northwestern Mental Hlth. Clinic
College Avenue
P.O. Box 603
Crookston, MN 56716

Colleen Wieck, Ph.D., Exec. Dir.
Developmental Disabilities Prgrm
State Planning Agency
201 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101

Michael Weinandt
Great River Homes, Inc.
717 Rustic Lane
Wabasha, MN 55981

Mark Wiger
801 Center Street
New Ulm, MN 56073

Merlin A. Wilbur
100 Sibley Street
Hastings, MN 55033

Judith S. Witherspoon
The Phoenix Residence, Inc.
135 Colorado Street East
St. Paul, MN 55107

Valley Group Home
1332 Second Avenue North
Moorhead, MN 56560

B. The authority is liable for not more than the agreed percentage of the sum of the unpaid principal and the accrued interest to the date the claim is filed.

C. In the event of default and claims by the lender arising from such default, the lender shall pursue in good faith all legal rights it may have against the borrower.

D. The authority may cure a default by making payment due to the lender within 30 days of the date of the default. Any payments made by the authority must be repaid by the borrower or deducted from any claims submitted by the lender in connection with a default by the borrower for whom the payment was made by the authority.

E. If the borrower or the authority does not cure the default within 60 days, then the loan must be accelerated.

F. Upon nonpayment of the accelerated loan, the lender may file a claim with the authority. The collateral must then be liquidated by the lender.

G. The authority shall receive a prorated share of all liquidation proceeds. Upon receipt the authority shall pay the claim of the lender.

8300.4026 APPLICATION AND CLAIM FORMS.

The commissioner must prepare application and claim forms for use by the lender and for the administration of the energy loan insurance program.

8300.4027 PRIOR COMMITMENT.

The authority may resolve to insure a loan prior to its execution or disbursement if there is a firm commitment by the lender to make the loan upon the authority's resolution to insure the loan. If the lender fails to enter into a loan agreement with the borrower within 90 days of the authority's resolution, the authority may reaffirm the resolution for an additional 90-day period if there has not been an adverse change in the application or lender.

8300.4028 REPORTS.

During the term of the insured loan, the borrower shall make written reports to the commissioner on forms approved by the commissioner regarding the acquisition, construction, installation, and operation of the qualified energy project on a schedule determined by the commissioner, but not less than annually.

The lender shall report to the commissioner any fees charged to the borrower for the energy loans within 30 days of the date on which the energy loan was closed.

Department of Health Environmental Health

Proposed Rules Relating to Licensing Fees

Notice of Intent to Adopt Rules without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Commissioner of Health proposes to adopt Minn. Rules, pt. 4720.0015, establishing fees for review of plans relating to the construction, alteration or extension of public water supplies; and to amend Minn. Rules, pt. 4715.3150 and 4715.3160, establishing examination and licensing fees for plumbers; Minn. Rules pt. 4715.5900, establishing examination and licensing fees for water conditioning installers and contractors; Minn. Rules pt. 4630.2000, establishing licensing fees for manufactured home parks and recreational camping areas; Minn. Rules, pt. 4695.2900, establishing registration fees for sanitarians; Minn. Rules, pt. 4730.0600, establishing registration and inspection fees for ionizing radiation sources; Minn. Rules, pt. 4625.5000, establishing licensing fees for food and beverage establishments; and Minn. Rules, pt. 4625.2300, establishing licensing fees for lodging establishments. The Commissioner proposes to adopt and amend the above rules without a public hearing following the procedures set forth in Minnesota Statutes, sections 14.22 to 14.28. The specific statutory authority to adopt and amend the rules is as follows:

Plumbers, Minn. Stat. § 326.40;
Water Conditioning Installers and Contractors, Minn. Stat. § 326.60;
Manufactured Home Parks and Recreational Camping Areas, Minn. Stat. § 327.16, subd. 3;
Sanitarians, Minn. Stat. § 214.13, subd. 3;
Ionizing Radiation Sources, Minn. Stat. § 144.121;
Food, Beverage and Lodging Establishments, Minn. Stat. § 157.03; and
Review of Plans Relating to Public Water Supplies, Minn. Stat. § 144.383.

In addition to the specific authority cited above, the Commissioner of Health also has general authority pursuant to Minn. Stat. § 144.122 to prescribe fees for the issuance of original and renewal permits, licenses, registrations and certifications issued under her authority. Further, Minn. Stat. 16A.128, as amended by Minn. Laws, Ch. 13, § 101 (1985), provides that fees must be set or adjusted so the total fees nearly equal the sum of the appropriation for the accounts plus agency's general support costs, statewide indirect costs, and attorney general costs attributable to the fee function.

Persons interested in these rules shall have 30 days in which to submit comment in support of or in opposition to the proposed rule or amendments or any part or subpart of the rule or amendments, and comment is encouraged. Each comment should identify the portion of the proposed rule or amendment addressed, the reason for the comment, and any proposed change.

Any person may make a written request for a public hearing on the rule or amendments within the 30-day comment period. If 20 percent of the persons who will be required to pay the fees established by these rules submit to the agency during the 30-day comment period a written request for a public hearing on the proposed rule or amendment, a public hearing will be held unless a sufficient number withdraw their request. The number of requests for a hearing which would constitute 20 percent of the persons who will be required to pay the fees established by these rules is as follows:

Type of Fee	20%
Plumbers	1140
Water Conditioning Installers and Contractors	54
Registered Sanitarians	36
Mobile Home Parks and Recreational Camping Areas	210
X-Ray Facilities	1100
Food, Beverage and Lodging Establishments	1700
Public Water Supply Plan Review	200

Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule or amendment addressed, the reason for the request, and any proposed change. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Persons who wish to submit comments or a written request for a public hearing must submit such comments or request to:

Pauline Bouchard
Division of Environmental Health
Minnesota Department of Health
717 Delaware Street Southeast,
Minneapolis, Minnesota 55440
Telephone: (612) 623-5331

The proposed rule and amendments may be modified if the modifications are supported by the data and views submitted and do not result in a substantial change in the proposed rule and amendments as noticed.

A copy of the proposed rule and amendments is attached to this notice.

A Statement of Need and Reasonableness has been prepared and is available upon request from Pauline Bouchard at the above phone number and address. The statement describes the need for and reasonableness of each provision of the proposed rule and amendments, identifies the data and information relied upon to support the proposed rule and amendments, and contains the approval of the Commissioner of Finance.

The proposed rule and amendments will affect small businesses as they are defined in Minn. Stat. § 14.115, Subd. 1.

The adoption of new part 4720.0015, will require the expenditure of public moneys by local public bodies. The agency's statement of Need and Reasonableness contains the agency's reasonable estimate of the total cost to local public bodies in the state as a result of the State's implementation of the rule. There will be no implementation cost to local public bodies other than paying the fees.

If no hearing is required, upon adoption of the rule and amendments, the rule and the required supporting documents will be

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delivered to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the adopted rule and amendments, must submit a written request to Pauline Bouchard at the above address.

October 18, 1985

Sister Mary Madonna Ashton
Commissioner of Health

Rules as Proposed

4625.2300 INITIAL AND RENEWAL LICENSE FEES, LICENSE EXPIRATION DATES.

Subpart 1. **Fee schedule.** License applications for lodging establishments as defined in part 4625.0100 shall be accompanied by ~~the applicable~~ a fee ~~as determined from the following fee schedule:~~

~~A. one to 18 sleeping rooms, $46;~~

~~B. 19 to 35 sleeping rooms, $90;~~

~~C. 36 to 100 sleeping rooms, $120; and~~

~~D. 101 sleeping rooms and over, $150~~ of $50 plus $2 per room, up to a maximum total fee of $250.

4625.5000 INITIAL AND RENEWAL LICENSE FEES, LICENSE EXPIRATION DATES.

Subpart 1. **Fee schedule.** Initial and renewal license applications for food and beverage establishments as defined in part 4625.2400 shall be accompanied by the applicable fee as determined from the schedule below. The average number of employees shall be computed in accordance with Minnesota Statutes, section 157.03.

A. one to four employees, ~~$42~~ $52.50;

B. five to 18, ~~$72~~ $90;

C. 19 to 28, ~~$108~~ $135;

D. 29 to 35, ~~$150~~ $187.50;

E. 36 and over, ~~$180~~ $225; and

F. limited or temporary food service, ~~$30~~ $37.50.

4630.2000 FEE SCHEDULE FOR LICENSES.

The application for a primary license, or a renewal thereof, to operate a mobile home park or recreational camping area, as defined in Minnesota Statutes, section 327.14, shall be accompanied by the following fees:

A. Primary (initial) license fee: ~~$50~~ $75 for each 50 sites or fraction thereof. The fee for additional sites proposed after a primary license has been issued shall be ~~$50~~ $75 for each 50 sites or fraction thereof.

B. Renewal fee for year-round establishments: ~~$10~~ $15 for each ten sites or fraction thereof with a maximum fee of $300 except as provided for in item D.

C. Renewal fee for seasonal establishments: the renewal fee for any mobile home park or recreational camping area which operates for a continuous period of six months (183 days) or less during a calendar year shall pay 75 percent of the fee as computed pursuant to item B with a maximum fee of $225 except as provided for in item D.

D. Increased fee: for year-round operations, the fee will be increased by $10 if the renewal application and fee are not submitted by January 15 of the year for which application for license is made. For seasonal operations the fee will be increased $10 if the renewal application and fee are not submitted within 15 calendar days after the establishment opens.

4695.2900 APPLICATION FEES.

Fees to be submitted with initial or renewal applications shall be as follows:

A. Initial application fee, ~~$30~~ $45 plus examination fees.

B. Biennial renewal application fee, ~~$30~~ $45.

C. Penalty for late submission of renewal application, $10, if not renewed by designated renewal date.

4715.3150 FEES.

Subpart 1. **Fees for examination.** Applications to take the journeyman or master plumber's examination shall be submitted to the commissioner of health on forms provided together with a fee of ~~25~~ $30.

Subp. 2. **Fees for license.** Any applicant who receives a passing grade on the examination may submit an application for license on forms provided by the commissioner of health. The application shall be accompanied by a fee of ~~$15~~ $45 for a journeyman plumber's license or ~~$40~~ $80 for a master plumber's license.

4715.3160 EXPIRATION OF LICENSES.

Subpart 1. **Issuance and expiration.** Initial and renewal journeyman and master plumber's licenses shall be issued for the calendar year for which application is made and shall expire on December 31 of such year. Any journeyman or master plumber who submits his renewal application after December 31 shall not work as a journeyman or master plumber until he has submitted an application, fee, and penalty fee. Any licensee who does not renew his license within two years is no longer eligible for renewal. Such person must retake and pass the examination before a new license will be issued.

Subp. 2. **License renewals.** Applications for license renewal shall be submitted to the commissioner of health on forms provided no later than December 31 of the year preceding the year for which application is made. The application shall be accompanied by a fee of ~~$15~~ $45 for a journeyman plumber and ~~$40~~ $80 for a master plumber. Journeyman and master plumbers who submit their license renewal applications after the time specified in subpart ~~4 above~~ 1 but within two years after expiration of the previously issued license shall pay all past due renewal fees plus an additional $8.

Subp. 3. **Fee for filing bond and insurance.** Master plumbers who file a bond and evidence of liability insurance with the secretary of state, pursuant to ~~Laws of~~ Minnesota ~~1978~~ Statutes, ~~chapter 604,~~ section ~~1~~ 326.40, shall pay an additional fee of ~~$25~~ $40.

4715.5900 FEES.

Subpart 1. **Examination fee.** The fee for application for examination or reexamination shall be ~~$10~~ $30 for a water conditioning installer, and ~~$25~~ $30 for a water conditioning contractor. Only fees from persons who do not qualify for examination will be returned.

Subp. 2. **License fee.** The fee for a new license or for renewal of an existing license shall be as follows: water conditioning installer, ~~$10~~ $30; water conditioning contractor, ~~$25~~ $50.

Subp. 3. **Fee for filing bond and insurance.** Water conditioning contractors who file a bond and evidence of liability insurance with the secretary of state, pursuant to Minnesota Statutes, section 326.601, shall pay an additional fee of $40.

4720.0015 FEES FOR REVIEW OF PLANS.

All plans for water supply system construction, alteration, or extension submitted for review and approval to the Department of Health as required in part 4720.0010 shall be accompanied by the appropriate fees, as prescribed below:

A. Watermains, $150;

B. Wells, $250;

C. Pumphouses, $150;

D. Chemical feed, $150;

E. Treatment plants (new), $1,000;

F. Treatment plants (renovation), $250;

G. Storage (installation), $300;

H. Storage (coating), $100; and

I. Booster stations, $150.

The appropriate fees shall be paid by check made payable to "Treasurer, State of Minnesota."

4730.0600 REGISTRATION FEES.

Subpart 1. **Fee for initial or renewal registration.** The initial or renewal biennial registration of every source of ionizing radiation required to be registered by parts 4730.0400 to 4730.0800 shall be accompanied by a fee as prescribed herein. The fee shall be based upon the number of X-ray tubes and facilities using radium registered by each person, company, hospital, group, practice, or other organization or association at one general site as follows:

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~~A. first tube, $30;~~

~~B. each additional tube not to exceed 15 additional tubes, $10 per tube;~~

~~C. each facility using radium, $100.~~

Type of Source	Charge per Tube First Five Tubes	Charge per Tube 6th Tube or More
Dental X-ray	$ 25	$ 10
Medical [1] industrial or educational [2] X-ray	$ 40	$ 10
Linear accelerator	$ 50	
Radium/per facility	$100	
Inspection surcharge for any X-ray or accelerator facility	$ 40	
Maximum fee per facility	$500	

[1] Medical source means X-ray equipment used by any licensed practitioner of the healing arts and facilities with which they are associated, but does not include sources used by dentists.

[2] Industrial or educational source means X-ray equipment used in an industrial or educational facility.

Subp. 2. **Penalty fee.** Applications for initial or renewal registrations submitted to the commissioner of health after the time specified by ~~these rules~~ part 4715.3160 and this part shall be accompanied by a penalty fee~~:~~ of $15 in addition to the fee prescribed in subpart 1~~, as follows:~~

~~A. for applications submitted up to 30 days after the required initial or renewal date, $5;~~

~~B. for applications submitted between 31 and 60 days after the required initial or renewal date, $10;~~

~~C. for applications submitted 60 days or more after the required initial or renewal date, $15.~~

Subp. 3. **Fee for sources requiring registration during last three months of a biennial registration.** The initial registration fee for any source of ionizing radiation required to be registered during the last three months of a biennial registration period shall be ~~$5~~ $10 per X-ray tube up to a maximum of 16 tubes and $20 for each facility using radium. The inspection surcharge for any X-ray or accelerator facility shall be $10. The penalty fees as specified in subpart 2 shall apply to this subpart. This provision shall not apply to any application for registration which should have been submitted to the commissioner of health in a timely manner prior to the last three months of a registration period.

Department of Public Safety
Administration Division

Adopted Rule Relating to School Safety Patrol Members

The rule proposed and published at *State Register*, Volume 10, Number 4, pages 183-185, July 22, 1985 (10 S.R. 183) is adopted as proposed.

Subp. 3. **Disclosure of wages, expense reimbursements, and other payments.** The disclosure of wages, expense reimbursements, and other payments under Minnesota Statutes, section 62D.08, subdivision 3, to persons identified in Minnesota Statutes, section 62D.03, subdivision 4, clause (c) must include items taxable as income to such persons under Minnesota Statutes, chapter 290, if the items are received for:

A. direct services rendered in any capacity to the health maintenance organization; or

B. indirect services rendered in any capacity for the health maintenance organization. Indirect services are services essential to the operation of the health maintenance organization, including administration, management, and the provision of medical care, regardless of whether the individual providing the services is compensated by the health maintenance organization or the major participating entity.

Subp. 4. **Allocation.** If the actual compensation for the services listed in subpart 3, items A and B, is unknown, the health maintenance organization shall calculate an allocation of the wages, expense reimbursements, and other payments for the persons identified in Minnesota Statutes, section 62D.03, subdivision 4. The allocation must be based on:

A. time;

B. number of enrollees;

C. gross revenues;

D. dollar volume of claims processed; or

E. number of claims processed.

The health maintenance organization shall indicate in the annual report the allocation basis or bases chosen.

4685.2150 EXTENSION OF REPORTING DEADLINE.

Subpart 1. **Good cause.** An extension of the reporting deadline may be granted if the health maintenance organization demonstrates that its delinquency is due to circumstances which it could not reasonably have anticipated or avoided.

Subp. 2. **Procedure.** In order to be granted an extension, health maintenance organizations shall request an extension of a specific time period in writing at least three working days prior to April 1. If the annual report is not filed by the last day of the extension period, the fine imposed by Minnesota Statutes, section 62D.08, subdivision 4, accrues beginning on the following day.

Subp. 3. **Automatic extension.** If the commissioner fails to have the annual report form available for inspection by December 1 as required by part 4685.1920, item A, good cause shall be deemed to exist for health maintenance organizations to have an automatic extension of time in which to file the annual reports. The extension must equal the number of days the commissioner is overdue in having the annual report form available for inspection.

Department of Health

Proposed Rules Relating to Licensing Fees

Amended Notice of Proposed Adoption and Amendment of Rules without a Public Hearing

On Monday, November 4, 1985, at 10 S.R. 1028, notice was published in the *State Register* that the Minnesota Commissioner of Health proposes to adopt: Minn. Rules, pt. 4720.0015, establishing fees for review of plans relating to the construction, alteration or extension of public water supplies and to amend: 1) Minn. Rules, pt. 4715.3150 and 4715.3160, establishing examination and licensing fees for plumbers; 2) Minn. Rules, pt. 4715.5900, establishing examination and licensing fees for water conditioning installers and contractors; 3) Minn. Rules, pt. 4630.2000, establishing licensing fees for manufactured home parks and recreational camping areas; 4) Minn. Rules, pt. 4695.2900, establishing registration fees for sanitarians; 5) Minn. Rules, pt. 4730.0600, establishing registration and inspection fees for ionizing radiation sources; 6) Minn. Rules, pt. 4625.5000, establishing licensing fees for food and beverage establishments, and 7) Minn. Rules, pt. 4625.2300, establishing licensing fees for lodging establishments. The Commissioner proposes to adopt and amend the above rules without a public hearing following the procedures set forth in Minnesota Statutes, sections 14.22 to 14.28.

Further notice was given that any person may make a written request for a public hearing on the rule or amendments within the 30-day comment period. If 20 percent of the persons who will be required to pay the fees established by these rules submit to the

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agency during the 30-day comment period a written request for a public hearing on the proposed rule or amendment, a public hearing will be held unless a sufficient number withdraw their request. The number of requests for a hearing which would constitute 20 percent of the persons who will be required to pay the fee for lodging and food and beverage establishments was misstated. The correct numbers are as follows:

Type of fee	20%
Food and Beverage Establishments	1,008
Lodging Establishments	302

November 18, 1985

Sister Mary Madonna Ashton
Commissioner of Health

Department of Jobs and Training

Proposed Emergency Rules Relating to Employment

Notice of Intent to Adopt Emergency Rules

Notice is hereby given that the Department proposes to adopt the above-entitled rules pursuant to Minnesota Statutes, section 14.30.

The Department is authorized to adopt emergency rules for any program it administers or is responsible for under federal or state law by Minnesota Statutes, § 268.021. The Department is further authorized by Minnesota Laws 1985, Special Session, Chapter 14, Article 9, Sections 17, 30, 31, 40, 42, 43, 66, 67, and 71 which requires or allows the Department to adopt rules affecting the various programs authorized by this legislation. Persons interested in the rules shall have 25 days to submit comments in writing on the proposed rules.

The proposed rules may be modified if the modifications are supported by the data and views submitted to the Department and do not result in a substantial change in the proposed language.

After the 25-day comment period, the proposed rules as published, with any modifications, will be delivered to the Administration Division of the Office of the Attorney General for review as to its legality, and its form to the extent form relates to legality, including the issue of substantial change.

Notice of the date of submission of the proposed rules to the Attorney General will be mailed to any person requesting to receive the notice.

Written comments, requests for a copy of the proposed rules and requests for notice of the date of submission to the Attorney General should be submitted to: Donald M. Buckner, 690 American Center Building, 150 E Kellogg Boulevard, St. Paul, Minnesota 55101. Telephone Number 296-3627.

As required by Minnesota Statutes, sections 14.33 and 14.35, emergency rules shall take effect 5 working days after approval by the Attorney General, and will be in effect for 180 days.

Pursuant to Minnesota Statutes, sections 14.11, subdivision 1, the Department has determined that requiring local service units to establish an informal grievance procedure as set forth in part 3301.0100 [Emergency] of the proposed rules will result in additional local and state spending in excess of $100,000. The emergency rule will be in effect initially for 180 days and will be continued for another 180 days pursuant to Minn. Stat. 14.35, and the cost estimates provided here cover both periods. The reasonable estimate of the total cost to the state to implement this rule is $70,000. The increase in local spending will affect counties or local service units. The reasonable estimate of the total cost to these local public bodies is $175,000.

A copy of the proposed rules is attached to this notice.

Joseph Samargia
Commissioner

Rules as Proposed, Emergency (all new material)

3301.0010 [Emergency] PURPOSE AND STATUTORY AUTHORITY.

Parts 3301.0010 to 3301.0650 [Emergency] govern the administration of a coordinated delivery system for the state's employment and training services and support services as authorized by Laws of Minnesota 1985, first special session chapter 14, article 9.

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

In the Matter of the Adoption of Rules Establishing Fees for Review of Plans Relating to Public Water Supplies, Minn. Rules, pt. 4720.0015, and the Amendment of Rules Establishing Fees for Plumbers, Minn. Rules, pts. 4715.3150 and 4715.3160; Water Conditioning Installers and Contractors, Minn. Rules, pt. 4715.5900; Manufactured Home Parks and Recreational Camping Areas, Minn. Rules, pt. 4630.2000; Sanitarian Registration, Minn. Rules, pt. 4695.2900; Ionizing Radiation Sources Minn. Rules, pt. 4730.0600; Food and Beverage Establishments, Minn. Rules pt. 4625.5000; and Lodging Establishments, Minn. Rules, pt. 4625.2300.

SUPPLEMENTARY FINDINGS OF FACT, CONCLUSIONS, AND ORDER

On January 8, 1986, Findings of Fact, Conclusions, and Order Adopting Rules Without a Public Hearing issued adopting the above-entitled rules.

I now find the following supplementary facts:

1. Part 4720.0015 as proposed directs that fees for review of plans relating to water supply systems be paid to the Treasurer of the State of Minnesota.

2. Minnesota Laws, Chapter 13, section 103 (1st Sp. Sess. 1985) now provides that agencies shall deposit daily receipts in the state treasury.

3. Modifying part 4720.0015 to substitute "Minnesota Department of Health" for the phrase, "Treasurer, State of Minnesota," is a non-substantial change in the proposed rule as noticed.

NOW, THEREFORE, IT IS ORDERED that part 4720.0015 is adopted as modified this 24th day of January, 1986, pursuant to authority vested in me by Minnesota Statutes, sections 144.121, 144.122, and 144.383.

Dated: January 24, 1986

STATE OF MINNESOTA

COMMISSIONER OF HEALTH

S. Mary Madonna Ashton

SISTER MARY MADONNA ASHTON
Commissioner

Division of Environmental Health
Department of Health

Proposed Increase in Various Fees

STATEMENT OF NEED AND REASONABLENESS

The Department of Health proposes to increase various fees which are presently contained in rule. The fees are being increased to comply with state law which requires that fees be set to generate revenue sufficient to cover the costs of the respective programs (Minn. Stats. Sec. 16A.128 (1984)). The law also requires that proposed fee increases be approved by the Commissioner of Finance prior to their taking effect. Approval for all of the fees discussed below has been obtained, copies of which are attached hereto. The provisions of state law dealing with consideration of rulemaking impact on small businesses (Minn. Stats. Sec. 14.115 (1984) are addressed, in conjunction with discussion of the particular rules where such consideration is required. The provisions of law requiring notice of rulemaking impact on local units of government (Minn. Stats Sec. 14.115 (1984) are also addressed where appropriate.

The rules containing the proposed increased fees are as follows:

4625.2300 Lodging Establishments

4625.5000 Food and Beverage Establishments

4630.2000 Mobile Home Parks and Recreational Camping Areas

4695.2500 Registration of Sanitarians

4715.3150 Plumbers Licensing and Bonding

4715.5900 Water Conditioning Licensing and Bonding

4720.0015 Review of Water Supply Construction Plans (New fee)

4730.0600 Registration of Radiation Sources

Fees Relating To Food, Beverage and Lodging Establishments
4625.2300 and 4625.5000

The fees for these three types of facilities are discussed together since they are programatically treated as a single activity for supervisory and accounting purposes. The Department proposes to increase lodging establishment license fees as follows:

Existing Fee Schedule		Proposed Fee Schedule (50.00 plus 2.00 per room up to 100 rooms)		
No. of Rooms	Cost of License	No. of Rooms	Cost of License	Increase
1-18	46.00	1	52.00	13%
		18	86.00	87%
19-35	90.00	19	50.00 + 38.00	2%
		35	50.00 + 70.00	33%
36-100	120.00	36	50.00 + 72.00	2%
		100	50.00 + 200.00	108%
101 and over	150.00	101	50.00 + 200.00	67%

The lodging facility fee schedule is being completely revised. Rather than proposing a percent increase across all categories, a new scheme has been developed which better reflects the actual cost of inspection and administration. The proposed $50.00 minimum is sufficient to cover the administrative cost of maintaining a license file, processing license applications, plus the expenses associated with an inspection, i.e., travel, scheduling, actual inspection and report preparation and follow-up on complaints. The $2.00-per-room charge for up to 100 rooms is a function of its overall size. While not every single room requires inspection, it is customary to inspect a representative number of them to assure that sanitation practices are consistent throughout the establishment.

The food and beverage establishment fee is proposed to be increased by 25 percent.

Existing Fee Schedule		
No. of Employees	Cost of License	Proposed Fee Schedule
1-4	42.00	52.50
5-18	72.00	90.00
19-28	108.00	135.00
29-35	150.00	187.50
36 and over	180.00	225.00

Limited food or beverage establishments (places that sell only prepackaged food which receives heat treatment and is served in the package, or mobile units and concession stands serving food or beverages for 14 days or less in any single location):

	30.00	37.50

COSTS AND REVENUE

State law requires that fees charged for services should cover the State's costs for providing those services (Minn. Stat., § 144.122(1984)). Pursuant to State law (Minn. Stat., § 157.03(1984)), the Section of Environmental Field Services in the Division of Environmental Health inspects all food, beverage and lodging establishments which are not under the licensing and inspection control of a Community Health Services (CHS) agency (local health agency, composed of one or more cities, or one or more counties). The recent cost/revenue history for this licensing, inspection and enforcement service is as follows:

			Estimated		
	1983	1984	1985	1986	1987
Revenue	596,626	572,890	489,575	612,000	612,000[1]
Costs[2]	587,200	673,800	536,790	536,790[3]	536,790
Accumulated Difference		-91,510	-138,725	-63,515	+11,696
No. of Facilities Paying Fee		8,656	8,600	8,500	8,200

[1]Estimated revenue is shown as not decreasing because of the uncertainty about new facilities becoming licensed vs. existing facilities being licensed by local units of government.

[2]Costs of inspection and licensing food, beverage and lodging establishments are calculated on the basis of 10 percent of the total expense of the Community Environmental Services activity and 53 percent of the total expense of the Environmental Field Services activity. These expenses include salary, supplies and expenses, and indirect costs.

[3]Costs are shown as the same for the 2-year period because any increase due to inflation would be more than offset by a decrease in percent of effort attributable to this activity.

The estimates starting with 1985 indicate a sizeable increase in the accumulated deficit. This difference necessitates that the fee schedule be increased to generate revenue sufficient to eliminate the deficit. Prior to 1983, the license fee schedule in use had been established in 1970. In the interim, costs of providing the inspection and licensing services were increasing along with high annual inflation rates, but the number of facilities and the amount of revenue remained static. In 1982, the fees were tripled effective for calendar year 1983. At that time, the Department's justification indicated that while the tripling of fees would produce more revenue than costs for F.Y. 1983, the credit balance would soon be eliminated because of continued rising costs. In addition, increasing numbers of CHS agencies were assuming the responsibility for licensing and inspections, which caused a reduction in the State's total revenue, thus accelerating onset of the deficit. Starting in 1983, all State agencies were required (Laws 1983, Chap. 301, § 89) to add indirect costs to all fees charged. For MDH, this amount was 15-17%. This immediately resulted in the costs exceeding the revenue. Another factor contributing to the deficit was a rising cost per inspection. As counties with larger numbers of licenseable facilities were assuming this responsibility, the State was left with facilities which were generally smaller and located in isolated areas which increased travel expenses considerably. The existing deficit necessitates that the food, beverage and lodging license fees be increased for 1986.

The Department's indirect cost rate is not expected to increase significantly in the next few years. This, coupled with the fact that the Department's service costs should be decreasing as more facilities are turned over to local agency control, means that revenue should approximately equal costs through 1989.

The licensed facilities which will be affected by this increase are not likely to object in great numbers. The hospitality industry trade associations have been apprised of the Department's intention and have given their tacit approval to the proposed increase.

CHS agencies will welcome the State fee increase. Those agencies which have always charged the same fee as that charged by the State may now be able to increase theirs with less local opposition if they can point to the new State fee structure. The proposed change in State fees will not cause any significant increase in local government costs since no new duties or responsibilities are imposed upon the agencies under this proposal.

The proposed fee increase will clearly have an economic impact on small business since many of the establishments which are required by state law to be licensed in accordance with Chapter 157 of Minnesota Statutes, fall within the statutory definition of small business (Minn. Stats. Sec. 14.115 (1984)). None of the methods which must be considered in reducing potential impacts on small business are implementable with regard to these particular license fees. Sec. 14.115 subd 2 (a) proposes the establishment of less stringent compliance or reporting requirements; (b) proposes the establishment of less stringent schedules of deadlines for compliance or reporting; (c) proposes consolidation of simplification of compliance or reporting requirements; (d) proposes the establishment of performance standards for small businesses to replace design or operational standards; and (e) proposes the exemption of small businesses from any requirements of the rule. There are no reporting or compliance procedures associated with these license fees. There are no design or operational standards which relate to these fees for which performance standards could be substituted. With regard to subpart (e), state law (Chap. 157) provides minimums for the facilities which are required to be licensed. The rules cannot change those minimum definitions in order to create relief for some of the facilities.

MANUFACTURED HOME PARKS AND RECREATIONAL CAMPING AREAS:
4630.2000

The Minnesota Department of Health proposes to increase State license fees for manufactured home parks and recreational camping areas by 50%. The fees would be increased as shown below.

	Existing Fees	Proposed Fees
Initial license fee for each 50 sites or fraction thereof	$50.00	$75.00
Annual renewal fee for each 10 sites or fraction thereof	$10.00	$15.00
Annual renewal (seasonal, operating less than 6 months per calendar year) fee for each 10 sites or fraction thereof	$ 7.50	$11.25

Minn. Stat., §16A.128 (1984), requires that costs of fee-generating programs be covered by those fees. The fees under consideration were last changed in 1974. Since that time the costs of maintaining the program have steadily increased.

Current Revenue and Costs

The license fees for manufactured home parks and recreational camping areas are authorized under Minn. Stat., §327.16, Subd. 3 (1984). As shown below, it is necessary to increase the license fees in F.Y. 1986 in order to eliminate the accumulated deficit difference which has been steadily increasing.

	1985	1986	1987	1988	1989
		(dollars in thousands)			
Anticipated Receipts	59.2	85.0	80.0	78.0	76.0
Anticipated Costs	73.2	73.2	73.2	73.2	73.2
Difference with new fee	(14)	11.8	6.8	4.8	2.8
Number of Licensees	1127	1049	1016	950	875

The costs of this activity are based on 7% of the total Environmental Field Services activity expenses which include personnel costs, travel, Attorney General's fees and the Department's indirect costs. The 7% figure is derived from the field staff's own time records which show this percentage of their effort being spent on manufactured home park and recreational camping area related activities.

The increase in State license fees will be welcomed by those Community Health Service Agencies to which the State has delegated responsibility to license and inspect manufactured home parks and recreational camping areas in their jurisdiction. Those Community Health Service Agencies which have been reluctant to set their license fees higher than those of the State will now be able to increase their fees and be better able to meet their costs.

Many of the manufactured home parks and recreational camping areas licensed under these rules would fall within the statutory definition of "small business" (Minn. Stats., Sec. 14.115 (1984)). The small business considerations prescribed in Minn. Stats., Sec. 14.115 (1984) are not implementable with regard to the increase in license fees for manufactured home park and recreational camping areas for the same reasons as were discussed above with relation to food, beverage and lodging establishment license fees.

SANITARIAN REGISTRATION:
4695.2900

A comparison of the revenue generated from the fee charged to sanitarians with the costs associated with sanitarian registration indicates that the existing fee is insufficient to meet the costs. The fee should be increased to $45, an increase of 50% over the current fee, in order to comply with the statutory requirement that fees cover the cost of the program (Minn. Stat. § 16A.128 (1984)).

Current Revenue and Costs

The sanitarian registration fee is authorized under Minn. Stat. § 214.13 (1984). The current fee was adopted by rule in 1979. The cost of the program is 1% of the salary of one sanitarian and 10% of the salary of a clerical staff person in the Community Environmental Services Section, supplies and expenses, as well as state-wide indirect costs and attorney general costs attributed to the fee function (Minn. Laws, Chap. 13, 1985). The existing fee does not cover the cost of the program and will not cover increased costs due to inflation or due to an expected increase in the number of registrants. Costs and revenues are summarized in Table 1.

Need for Proposed Fee Increase

The sanitarian registration program has operated at a deficit in recent years. In FY85, the deficit was $1,300. Without additional revenue from the proposed fee, larger deficits are anticipated in subsequent years.

In order to meet anticipated program costs, it is necessary to increase the current registration fee from $30 to $45. With revenue based on the proposed fee, receipts will be slightly greater than costs over each biennium through FY89.

Table 1. Program Costs and Revenue - Sanitarian Registration.

(dollars in thousands)

	83	84	85	86	87	88	89
Program costs	4.7	5.2	3.7	3.9	4.0	4.2	4.3
Receipts without fee increase	3.8	3.3	3.0	3.0	3.0		
Annual balance	(.9)	(1.9)	(0.7)	(0.9)	3.0		
Receipts with fee increase				3.6	4.8	3.8	4.9
Annual balance				(.3)	.8	(.4)	.6

Sanitarians are individuals who are registered by the commissioner of health, based on their professional expertise. They do not come within the definition of "small business" for the purpose of Minn. Stats. Sec. 14.115 (1984).

PLUMBERS AND WATER CONDITIONERS LICENSING AND BONDING:
4715.3150-4715.3160 (plumbers) and 4715.5900 (water conditioners)

These two sets of fees are discussed together since they are combined programatically and are treated as a single activity for supervisory and accounting purposes.

A comparision of the revenue generated from the fees charged to journeyman and master plumbers and water conditioner installers and contractors with the cost associated with licensing examination, and bond filing indicates that the existing fee schedule is insufficient to cover costs. The fees should be increased by as much as 200% in order to comply with the statutory requirement that fees cover the cost of the program (Minn. Stat. § 16A.128 (1984)).

Current Revenue and Costs

The fees for examination and licensing of plumbers and filing plumber bonds are authorized under Minn. Stat. § 326.40 (1984). The current fees were adopted by rule in 1978. The fees for examination and licensing of water conditioning installers and contractors are authorized under Minn. Stat. § 326.601 (1984). The current fees were adopted by rule in 1975. Charging a fee for filing water conditioner bonds is authorized by Minn. Stat. § 326.60 (1984) The current fee was adopted by rule in 1982. See Table 2 for comparison of existing and proposed fees.

Table 2 Current and Proposed Fees -
Plumber and Water Conditioner Licensing and Examination Fees

Fee Class	Present fee	Proposed fee	Per cent increase
Plumber licenses			
Master	$40	$80	100%
Journeyman	15	45	200%
Water conditioner licenses			
Contractor	25	50	100%
Installer	10	30	200%
Plumber examinations			
Master	25	30	20%
Journeyman	25	30	20%
Water conditioner examinations			
Contractor	25	30	20%
Installer	10	30	200%
Plumber bond filing fee	25	40	60%
Water conditioner bond filing fee	25	40	60

The cost of this program is 100% of salaries and related supplies and expenses of the Plumbing Unit in the Section of Water Supply and Engineering as well as state-wide indirect costs and attorney general costs attributed to the fee function (Minn. Laws Chap. 13, 1985). The existing fees do not cover the cost of supporting the current number of professional and clerical positions and will not keep up with inflation. The existing fees do not generate revenue sufficient to cover three additional professional positions authorized by the Legislature (Minn. Laws Chap. 9, 1985). Current and projected costs and revenues are summarized in Table 3.

Need for Proposed Fee Increase

The actual FY85 deficit for the program was $81,500. The fact that this program is presently operating at a deficit indicates the need to increase fees. Without the additional revenue from the proposed fee the estimated FY86 deficit is $186,000, and larger deficits are anticipated in subsequent years.

In order to meet anticipated program costs, it is necessary to increase the current plumber and water conditioner fees by up to $40 per fee. This represents increases of up to 200% (Table 1). With revenue based on the proposed fee schedule, receipts will be greater than costs through FY88; and FY89 costs will be slightly greater than receipts, but the accumulated balance through FY89 will be positive (Table 3). Informal conversations with representatives of the plumbing and water conditioning industry indicated that the proposed fees which cover the cost of new professional staff for additional on-site inspections are supported.

Table 3 Program Costs and Revenue - Plumbers and Water Conditioners

(dollars in thousands)

	83	84	85	86	87	88	89
Program cost	202.7	232.4	254.3	356.0	368.5	381.4	394.7
Receipts without fee increase	170.6	174.2	172.8	170.4	171.6	172.6	173.9
Annual balance	(32.1)	(58.2)	(81.5)	(186.0)	(196.9)	(208.8)	(220.8)
Receipts with fee increase				380.6	382.6	384.3	386.6
Annual balance				24.6	14.1	2.9	(8.1)

4715.5900 Subpart 3. This new subpart is being proposed to reflect in rule the authority to charge a bond filing fee which was authorized in law in 1980 (Minn. Stats. Sec. 326.601 Subd. 4 (1984). The law provides as follows:

> "Subd. 4. The commissioner of health may establish by rule an additional fee commensurate with the cost of administering the bond and insurance requirements of subdivisions 1 and 2, which may be charged each applicant for issuance or renewal of a water conditioning contractor or installer license who elects to proceed under subdivisions 1 and 2."

The fee for such filing is being set at the same level as that for plumbers because the cost of administering the bond filing program is the same for the two trades.

Most of the plumbers and water conditioning contractors governed by these rules could well fall within the statutory definition of "small business" contained in Minn. Stats. Sec. 14.115 (1984). However, none of the considerations contained in that section are applicable to the proposed increased fees for the same reasons as were identified earlier with regard to food, beverage and lodging establishment fees. The exemption for a small business which could be considered under Subd. 2(e) of Section 14.115 cannot be granted since the definition of what constitutes a plumber/plumbing contractor or water conditioning installer/contractor are contained in law and therefore cannot be altered in rule.

FEES FOR REVIEW OF WATER SUPPLY PLANS:
4720.0015

New fees are being proposed for technical review of proposed construction projects involving community public water supplies. Heretofore such plans have been reviewed by the Department of Health at no cost to the water supply. The proposed fees comply with the statutory requirement that fees cover the anticipated program costs associated with the particular activity (Minn. Stats. Sec. 15A.128 (1984)). Authority to charge the fees derives from the appropriation made by the 1985 Legislature when it authorized the hiring of three new engineers in the Department's Section of Public Water Supplies, for the purpose of providing expanded plan review services (Minn. Laws, Chap.9, Art. 1, Sec. 8, Subd.2, 1st S.S.). Establishment of a fee for this activity is also authorized under Minn. Stats. Sec. 144.122 (1984). The fees being proposed are based on the type of facility and scope of project, as shown in Table 4.

Anticipated Revenue and Costs

Technical review of construction projects involving community public water supply systems is authorized under Minn. Stats. Sections 144.12 and 144.383(a) (1984). Other states charge fees for this plan review service and the fees proposed here are similar to those in effect in Iowa and Ohio.

The cost of this program is 100% of the salaries and related expenses for three new engineering positions in the Section of Public Water Supply and Engineering, as well as the state-wide indirect costs and attorney general costs attributed to the fee function (Minn. Laws, Chap. 13, 1985).

The projected revenue from the fee is summarized in Table 5. Based on the proposed fees, receipts are expected to cover costs through the 88-89 biennium. See Table 6. Costs are expected to increase due to inflation. Receipts are expected to rise due to an increase in the number of facilities constructed, which is projected from historical data collected by the program over the past decade.

Table 4 Fee Schedule - Plan and Construction Review.

Facility	Fee
Watermains	$ 150
Wells	250
Pumphouses	150
Chemical feed	150
Treatment plants (new)	1,000
Treatment plants (renovation)	250
Storage (installation)	300
Storage (coatings)	100
Booster stations	150

Table 5 Anticipated Receipts - Plan and Construction Review.

Facility	Number per Year	Fee for Facility	Fees Generated
Watermains	487	$ 150	$ 73,050
Wells	43	250	10,750
Pumphouses	35	150	5,250
Chemical feed	35	150	5,250
Treatment plants (new)	11	1,000	11,000
Treatment plants (renovations)	2	250	500
Storage (installation)	15	300	4,500
Storage (coatings)	7	100	700
Booster stations	3	150	450
			$111,450

FY87-89: The number of projects was estimated to increase by 5%/year, based on historical data.

Table 6 Program Costs and Revenue - Plan and Construction Review.

(dollars in thousands)

	86	87	88	89
Program costs	109.8	113.6	117.6	121.7
Receipts	111.5	117.0	122.9	129.1
Annual balance	1.7	3.4	5.3	7.4

The proposed fees are likely to have a financial impact both with regard to the statutory provisions dealing with small businesses and with local units of government. The vast majority of community public water supplies are publicly owned and operated by municipalities. A small number of them (less than 15%) are privately owned by small housing developments or are associated with manufactured home parks. The fees being imposed in this proposal will have to be paid by these local units of government whenever they propose any water supply construction which must be reviewed in accordance with existing law and rules. Minn. Stats. Sec. 14.11, subd. 1 (1984) requires that an agency give special written notice when it proposes a rule which will result in total costs to local units of government in excess of $100,000 in either of the two years following adoption of the rule. Notice is hereby given that the proposed rule is likely to result in costs to local units of government which will exceed $100,000 per year. The privately owned public community water supplies could probably all fall within the definition of "small business" contained in Minn. Stats. Sec. 14.115 (1984). None of the opportunities for regulatory relief which are contained in Subd. 2 of that section are applicable to the fees being proposed here, for the same reasons as were given earlier with regard to food, beverage and lodging establishment license fees. Nor can any of these public water supplies be exempted since the definition of what constitutes a community public water supply is contained in law. (Minn. Stats. Sec. 144.382 subd. 4, (1984)).

REGISTRATION OF SOURCES OF RADIATION:
4730.0600

A comparison of the revenue generated from the biennial fees charged for registration and inspection of x-ray machines, radium sources and linear accelerators indicates that the existing fee schedule is insufficient to cover costs. The fees should be increased by 33-67% and a flat rate inspection fee should be added in order to comply with the statutory requirement that fees cover the cost of the program (Minn. Stat. § 16A.128 (1984). A different fee is proposed for medical and dental x-ray machines. This is based on the fact that dental x-ray machines are much less complicated and require far less time to inspect than do medical x-ray machines. A new inspection preparation fee is also being proposed to cover actual costs of in-office preparation, driving and writeup of inspection reports.

Current Revenue and Costs

The biennial fees for registration and inspection of x-ray machines, radium sources and linear accelerators are authorized under Minn. Stat. § 144.121. The current fees were originally set by law in 1974 and were incorporated into rule in 1976.

The costs of this program range from 5 to 75% of salaries and related supplies and expenses for professional and clerical staff in the Section of Radiation Control and include state-wide indirect costs (Minn. Laws, Chap. 13, 1985). The existing fees do not cover the costs of the inspection program which is now fully staffed. Inspection staffing had been reduced in 82-84 due to budget cuts. Reduced staffing had caused the inspection frequency to slow to a level where many violations of uncertain duration were being discovered. The existing fees will not keep up with inflation. Current and projected costs and revenues are summarized in Table 7.

Table 7 Program Costs and Revenue - Registration and Inspection of X-Ray Machines, Radium Sources and Linear Accelerators

	83	84	85	86	87	88	89	90
	(dollars in thousands)							
Program Costs - (annual)	80.9	90.2	136.6	141.3	146.3	151.4	156.7	162.2
(biennial)		171.1		277.9		297.7		318.9
Receipts with fee increase (biennial)		163.2		242.9		394.3		394.3
Balance (biennial)		(7.9)		(35.0)		96.6		75.4

Need for Proposed Fee Increase

This program operated at a deficit in the 83-84 biennium and is expected to operate at a deficit in the 85-86 biennium. Without the additional revenue from the proposed fees, larger deficits are expected in subsequent years. In order to meet anticipated program costs, it is necessary to increase the current fees by as much as 67% (Table 8). With revenues based on the proposed fee schedule, receipts can be expected to be greater than costs at least through the 89-90 biennium.

Table 8 Current and Proposed Fees - Registration and Inspection of X-Ray Machines, Radium Sources and Linear Accelerators

Fee Class	Present Fee per tube	Proposed Fee per tube	Percent change
Dental x-ray tubes	$30	$25	-17%
more than 5 tubes	10	10	0
Medical x-ray tubes	30	40	33%
more than 5 tubes	10	10	0
Linear Accelerator	30	50	67%
Radium Sources	100	100	0
Prep. charge for x-ray or accelerator facility	0	40	New

Most of the entities which have sources of radiation for which the proposed fees will have to be paid would come under the statutory definition of "small business" contained in Minn. Stats., Sec. 144.115 (1984). None of the opportunities for regulatory relief which are contained in Subd. 2 of that section are applicable to the fees being proposed here, for the same reasons as were given earlier with regard to food, beverage and lodging establishment license fees. Nor can any of these sources of radiation be exempted in rule since the registration and regulation of all sources of radiation are required in law (Minn. Stats., Sec. 144.12, Subd. 1(15) and Sec. 144.121 (1984)).

COMPLIANCE WITH PROCEDURAL RULEMAKING REQUIREMENTS

Minn. Stats., sections 14.05-14.12 and 14.22-14.28, specify certain procedures which must be followed when an agency adopts or amends rules. Procedures applicable to all rules, Minn. Stats., sections 14.05-14.12, have been complied with by the Department as noted below. Because these fees are fixed by rule rather than by law, the procedures for adoption of noncontroversial rules in sections 14.22 to 14.28 are being used, except that a public hearing may be held if 20% of the persons who will be required to pay the fee submit to the agency during the 30-day period allowed for comment a written request for a public hearing on the proposed fee. See Laws of Minn. 1985, Chap. 13, §101.

Minn. Stats., section 14.10, requires an agency which seeks information or opinions in preparing to propose the adoption or amendment of rules from sources outside the agency to publish a notice in the State Register and afford all interested persons an opportunity to submit data or comments on the subject matter of the proposed changes. In the State Register issue of Monday, December 3, 1984, at p. 1257, and the issue of Monday, March 11, 1985, at p. 2013, the Department published notices requesting outside opinion on these fees.

Pursuant to Minn. Stats., section 14.23, the Department has prepared this Statement of Need and Reasonableness which is available to the public. The Department will publish a Notice of Intent to Amend the Rules Without a Public Hearing in the State Register and mail copies of the notice and proposed amendments to persons registered with the Department pursuant to Minn. Stats., section 14.14, subd. 1.a. The notice will include the following information: a) that the public have 30 days in which to submit comments on the proposed amendments and giving information pertaining to the manner in which persons may comment; b) that a public hearing will not be held unless the required 20% of potentially affected persons request one (Laws of Minn. 1985, Chap. 13, Section 101); c) that the rule may be modified if modifications are supported by data and the views submitted; and d) that notice of the date of submission of the proposed amendments to the Attorney General for review will be mailed to any person requesting to receive the notice, and giving information on how to request the notice.

The Department will submit the proposed amendments and notice as published, the amendments as proposed for adoption, any written comments which have been received, and this Statement of Need and Reasonableness to the Attorney General for approval of the amendments as to legality and form.

These rules will become effective five working days after publication of a notice of adoption in the State Register.

October 18, 1985

for Raymond W. Thron, Ph.D., P.E.
Director
Division of Environmental Health

RECEIVED
SEP 30 1985
FINANCIAL MANAGEMENT

DEPARTMENT OF FINANCE
APPROVAL FOR INCREASED FEES FOR LICENSING
FOOD, BEVERAGE AND LODGING ESTABLISHMENTS

Minn. Stat. § 157.03 (1984) authorizes the Commissioner of Health to set fees for the licensing of food, beverage and lodging establishments. The Commissioner would increase the current fees, in accordance with Minn. Stat. § 16A.128 (1984) which requires that the fees generated cover the cost of the program.

Upon review of the attached supporting information justifying the need and amount of the proposed fee and pursuant to authority vested in the Department of Finance under Minn. Stat. § 16A.128 (1984), the fees set forth in the proposal of the Commissioner of Health are hereby approved.

Date 9-26-85

~~Assistant State Budget Director~~
Budget Operations & Support Director

RECEIVED
SEP 30 1985
FINANCIAL MANAGEMENT

DEPARTMENT OF FINANCE
APPROVAL FOR INCREASED FEE FOR MANUFACTURED HOME PARKS AND RECREATIONAL CAMPING AREAS

Minn. Stat. § 327.16, subd. 3 authorizes the Commissioner of Health to set fees for the licensing of manufactured home parks and recreational camping areas. The Commissioner would increase the current fee by 50%, in accordance with Minn. Stat. § 16A.128 (1984) which requires that the fees generated cover the cost of the program.

Upon review of the attached supporting information justifying the need and amount of the proposed fee and pursuant to authority vested in the Department of Finance under Minn. Stat. § 16A.128 (1984), the fees set forth in the proposal of the Commissioner of Health are hereby approved.

Date 9-26-85

~~Assistant State Budget Director~~
Budget Operations & Support Director

RECEIVED

SEP 3 0 1985

FINANCIAL MANAGEMENT



DEPARTMENT OF FINANCE
APPROVAL FOR INCREASED SANITARIAN REGISTRATION FEE

Minn. Stat. § 214.13 (1984) authorizes the Commissioner of Health to set the fee for the registration of sanitarians. The Commissioner would increase the current sanitarian registration fee by 50%, in accordance with Minn. Stat. § 16A.128 (1984) which requires that the fees generated cover the cost of the program.

Upon review of the attached supporting information justifying the need and amount of the proposed fee and pursuant to authority vested in the Department of Finance under Minn. Stat. § 16A.128 (1984), the fee set forth in the proposal of the Commissioner of Health is hereby approved.

Date 9-26-85

~~Assistant State Budget Director~~
Budget Operations & Support Director

RECEIVED

SEP 3 0 1985

FINANCIAL
MANAGEMENT

DEPARTMENT OF FINANCE
APPROVAL FOR INCREASED PLUMBER AND WATER CONDITIONER
LICENSING, EXAMINATION, AND BOND FILING FEE

M.S. § 326.60 and 326.40 authorize the Commissioner of Health to set feesfor plumber and water conditioner licensing, examination and bond filing fees.

The Commissioner would increase plumber and water conditioner licensing,examination, and bond filing fees by an average increase of 80%, in accordance with M.S. § 16A.128 which requires that the fee cover the cost of the program.

Upon review of the attached supporting information justifying the need andamounts of the proposed fees and pursuant to authority vested in the Department of Finance under M.S. § 16A.128, the fees set forth in the proposal of the Commissioner of Health are hereby approved.

Date: 9-26-85

~~Assistant State Budget Director~~
Budget Operations & Support Director

RECEIVED

SEP 3 0 1985

FINANCIAL MANAGEMENT

DEPARTMENT OF FINANCE
APPROVAL FOR ESTABLISHMENT OF A
PLAN AND CONSTRUCTION REVIEW FEE

Minn. Stat. §§ 144.383(a) and 144.122 (1984) authorize the Commissioner of Health to set fees for technical review of construction projects involving community public water systems. The Commissioner would establish a new fee in accordance with Minn. Stat. § 16A.128 which requires that the fees generated cover the cost of the program.

Upon review of the attached supporting information justifying the need and amount of the new fee and pursuant to authority vested in the Department of Finance under Minn. Stat. § 16A.128 (1984), the fees set forth in the proposal of the Commissioner of Health are hereby approved.

Date 9/26/85

~~Assistant State Budget Director~~
Dir Budget Oper & Support

RECEIVED
SEP 3 0 1985
FINANCIAL MANAGEMENT

DEPARTMENT OF FINANCE
APPROVAL FOR INCREASED FEE FOR REGISTRATION
AND INSPECTION OF X-RAY MACHINES, RADIUM SOURCES
AND LINEAR ACCELERATORS

Minn. Stat. § 144.121 authorizes the Commissioner of Health to set fees for the registration and inspection of x-ray machines, radium sources and linear accelerators. The Commissioner would increase the current fee by up to 67%, in accordance with Minn. Stat. § 16A.128 (1984) which requires that the fees generated cover the cost of the program.

Upon review of the attached supporting information justifying the need and amount of the proposed fee and pursuant to authority vested in the Department of Finance under Minn. Stat. § 16A.128 (1984), the fees set forth in the proposal of the Commissioner of Health are hereby approved.

Date 9-26-85

~~Assistant State Budget Director~~
Budget Operations & Support Director


OCT 1985
RECEIVED
ATTORNEY
GENERAL
HEALTH

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

In the Matter of the Adoption of Rules Establishing Fees for Review of Plans Relating to Public Water Supplies, Minn. Rules pt. 4720.0015, and the Amendment of Rules Establishing Fees for Plumbers, Minn. Rules pts. 4715.3150 and 4715.3160; Water Conditioning Installers and Contractors, Minn. Rules pt. 4715.5900; Manufactured Home Parks and Recreational Camping Areas, Minn. Rules pt. 4630.2000; Sanitarian Registration, Minn. Rules pt. 4695.2900; Ionizing Radiation Sources Minn. Rules pt. 4730.0600; Food and Beverage Establishments, Minn. Rules pt. 4625.5000; and Lodging Establishments, Minn. Rules pt. 4625.2300.

DECLARATION OF COUNSEL

I, Catherine E. Avina, Special Assistant Attorney General, do hereby declare that I have examined the above-captioned rules and the rulemaking record, and that, based on my examination, the Administrative Procedure Act and the rules of the Attorney General have been followed.

Dated: January 9, 1986

Catherine E. Avina

CATHERINE E. AVINA
Special Assistant
Attorney General

STATE OF MINNESOTA

Office Memorandum

DEPARTMENT : ATTORNEY GENERAL - Health

PHONE : 341-7272

DATE : January 9, 1986

TO : J. Michael Miles
Assistant Attorney General
Administration/Finance Division

FROM : Catherine E. Avina
Special Assistant
Attorney General

SUBJECT : Adopted Rules Relating to Licensing Fees

RECEIVED
JAN 10 1986
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

Pursuant to Minn. Stat. § 14.26, the attached documents in support of the above-referenced rules are submitted to your office for approval:

1. A photocopy of two Notices of Intent to Solicit Information or Opinions from Nonagency Sources on Rule Revisions, published December 3, 1984, at 9 S.R. 1257 and March 11, 1985, at 9 S.R. 2013.

2. Order for Notice of Proposed Adoption and Amendment of Rules Without a Public Hearing, executed October 18, 1985.

3. Notice of Proposed Adoption and Amendment of Rules Without a Public Hearing, executed October 18, 1985, with attached copy of the proposed amendments approved by the Revisor's office October 14, 1985.

4. A photocopy of the relevant pages of the November 4, 1985, State Register, at 10 S.R. 1028, in which the Notice and proposed amendments referenced in number 3 above were published.

5. Statement of Need For and Facts Establishing Reasonableness of Amendments, with attached Commissioner of Finance Approval.

6. Affidavit of Mailing and Certificate of Mailing List executed October 3, 1985.

7. Order for Amended Notice of Proposed Adoption and Amendment of Rules Without a Public Hearing, executed November 18, 1985.

8. Amended Notice of Proposed Adoption and Amendment of Rules Without a Public Hearing, executed November 18, 1985.

9. A photocopy of the relevant pages of the December 2, 1985, State Register, at 10 S.R. 1259, in which the amended notice referenced in No. 8 above were published.

10. Affidavit of Mailing and Certificate of Mailing List, executed November 27, 1985 (mailing for amended notice).

11. Comments and requests for hearing received by the agency.

12. Findings of Fact, Conclusions, and Order Adopting Rules Without a Public Hearing, executed January 8, 1986.

13. The original and three copies of the rules as adopted.

14. Declaration of Counsel.

Please call me if you have any questions concerning the attached documents or the procedures followed by the Department.

CEA:lb

Attachments

To: Marty
From: Judith
Re: Dept. of Heath — Licensing Fees.

Notice of Rulemaking:

Merely states the rules will affect small business but offers no statement of quantitative or qualitative effect nor refers the reader to the SONR.

Rules as Adopted

p.4 line 17 4720.0015

Provides that checks for fees shall be made payable to "Treasurer, State of Minnesota." In view of the Treasurer's reduced role in the scheme of things, checks must now be made payable to the assessing agency.

I called Catherine Avina & suggested she get us a new page 4 and a Supplementary Findings of Fact to effect change to "Department of Health, State of Minnesota."