

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

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RULE REVIEW CHECKLIST

File No. 1854
DATE RECEIVED 9-25-91
REVIEW DATE 10-4-91
DUE DATE 10-9-91
(DIS)APPROVED 10-8-91
WITHDRAWN _____

Docket No. 05.0009.0479
ADOPTED W/O HEARING _____
EMERGENCY RULE _____
TO REVISOR ON 9/26/91
REVISOR (DIS)APPROVED 10/2/91
FILED W/SEC. OF STATE _____
RETURNED TO AGENCY _____

✓ Rule as adopted (4 copies)

✓ Notice to Solicit Outside Information/Opinion (if applicable)
June 10, 1991 Date published in State Register
_____ Comments

_____ Petition for Adoption of a Rule

✓ Board's Authorizing Resolution
June 8, 1991 Date adopted

✓ Proposed Rule
_____ Revisor's Certificate

✓ Notice of Intent to Adopt Rule
150A.04 subd 1 Statutory Authority
N/A Small Business Statement
N/A Expenditure of public money statement
June 18, 1991 Signature

✓ Statement of Need and Reasonableness (if applicable) approval from Tenant
N/A Small Business Statement
✓ Fees - § 16A.128 sent letters to approp Committees

✓ Affidavit of Mailing Notice of Intent to Adopt Rule
July 1, 1991 Dated 30/25 days before adoption
✓ Notice attached indicates it is attached
_____ Copy of rule or summary attached

✓ Publication in State Register
July 8, 1991 Date 30/25 days before adoption

✓ 180-day deadline from:
✓ Effective date of law requiring rule (14.12) (both rules) amendments don't apply
✓ end of comment period (§ 14.26) (rules without hearing)
_____ effective date of statutory authority (§ 14.29) (emergency rules)

✓ Resolution Adopting
September 24, 1991 Date adopted

✓ Findings of Fact, Conclusions & Order Adopting
Sept 24, 1991 Date

_____ Written Requests, Submissions or Comments

_____ Declaration of Attorney
Penny Traeling Name of SAAG representing agency

_____ Notice of Submission to Attorney General (if applicable)

_____ Affidavit of Mailing Notice to Attorney General (if applicable)

DEPARTMENT: Office of the Attorney General **STATE OF MINNESOTA**

OFFICE MEMORANDUM

DATE: October 11, 1991

TO: DOUGLAS R. SELL
Executive Director
Minnesota Board of Dentistry
2700 University Avenue West, Suite 70

FROM: CHARLENE HATCHER
Special Assistant Attorney General
525 Park Street, Suite 500 (55103)

PHONE: 296-9422

SUBJECT: In the Matter of the Adopted Rule Relating to License Fees

The above-referenced rule has been approved as to its legality by the Attorney General on October 8, 1991.

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

Also enclosed are any petitions, requests, submissions or comments along with any extra copies of documents which you submitted to the Attorney General.

Your next step is to arrange for publication of the Notice of Adoption in the State Register. In a day or two, you should receive from the Revisor's Office three copies of the notice of adoption of your rule. You should submit two copies of the Notice of Adoption to the State Register for publication. A permanent rule without a hearing does not become effective until five days after a notice of adoption is published 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.

CH:jj
Enclosures
cc: Penny Troolin
William Brown, Chief Judge
MaryAnn Hruby

Board of Dentistry

Adopted Permanent Rules Relating to License Fees

Rules as Adopted

3100.2000 FEES.

Subpart 1. **Application fees.** Each applicant for licensure as a dentist or dental hygienist or for registration as a registered dental assistant shall submit with a license or registration application a fee in the following amounts:

A. dentist application, $125;

B. dental hygienist application, $55; and

C. dental assistant application, $30.

Subp. 2. **Annual license or registration fees.** Each dentist, dental hygienist, and registered dental assistant shall submit with an annual license or registration renewal application a fee as established by the board not to exceed the following amounts:

A. dentist, $110;

B. dental hygienist, $40; and

C. registered dental assistant, $26.

Subp. 3. **Licensure by credentials.** Each applicant for licensure as a dentist or dental hygienist by credentials pursuant to Minnesota Statutes, section 150A.06, subdivision 4 and part 3100.1400 shall submit with the license application a fee in the following amounts:

A. dentist, $700; and

B. dental hygienist, $150.

[For text of subp 4, see M.R.]

Subp. 5. **Duplicate license or registration fee.** Each licensee or registrant shall submit with a request for issuance of a duplicate of the original license or registration or of an annual renewal of it a fee in the following amounts:

A. original dentist or dental hygiene license, $20; and

B. initial and renewal registration certificates and license renewal certificates, $10.

Subp. 6. **Reinstatement fee.** No dentist, dental hygienist, or registered dental assistant whose license or registration has been suspended or revoked shall have the license or registration reinstated or a new license or registration issued until a fee has been submitted to the board in the following amount:

A. dentist, $125;

B. dental hygienist, $55; and

C. registered dental assistant, $30.

[For text of subps 7 to 10, see M.R.]

APPROVED AS TO FORM AND LEGALITY

October 8, 1991

HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

BY Charlene H. Hatcher
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

OCT 11 1991

Joan Anderson Growe
Secretary of State

8:45 AM

P.B.

150A.04 subd 5

The board may promulgate rules as are necessary to carry out and make effective the provisions of

End of comment period August 8, 1991

Fees met requirements

SF-00006-05 (4/86)

DEPARTMENT : **ATTORNEY GENERAL**

STATE OF MINNESOTA

Office Memorandum

DATE : September 25, 1991

TO : **PATRICIA NOLTE**
Legal Assistant

FROM : **PENNY TROOLIN**
Special Assistant
Attorney General

PHONE : 297-5935

SUBJECT : **In the Matter of the Proposed Adoption of Rules of the Minnesota Board of Dentistry Relating to Fees**

Enclosed for your review, pursuant to Minn. Stat. § 14.26 (1990) and Minn. Rules pt. 2010.0300 (1991), are the following documents to support the above-referenced rules:

1. Notice of Solicitation of Outside Information;
2. Certificate of Board's Authorizing Resolution;
3. Rules as proposed with a certificate of approval as to form by the Revisor of Statutes attached;
4. Notice of Intent to Adopt Rules Without a Public Hearing (as mailed);
5. Copies of letters to chairs of Senate Finance and House Appropriations Committees, to which the proposed rules, the Statement of Need and Reasonableness, and the Notice of Intent to Adopt Rules Without a Public Hearing were attached;
6. Statement of Need and Reasonableness (as submitted to LCAR);
7. Affidavit of Mailing the Notice of Intent to Adopt Rules Without a Public Hearing and Certificate of Mailing List;
8. Notice of Intent to Adopt Rules Without a Public Hearing (as published in the State Register);
9. Rules as adopted (original and three copies);
10. Certificate of Board's Resolution Adopting Rules;
11. Findings of Fact, Conclusions, and Order Adopting Rules Without a Public Hearing;

12. Declaration of Counsel.

No persons requested to be notified of the Board's submission of these rules to the Attorney General; therefore I am not enclosing a notice of submission to the Attorney General or an affidavit of mailing the notice of submission to the Attorney General.

PT:dc

Enclosures

cc: Board office

A. dentist application, ~~$100~~ $125;

B. dental hygienist application, ~~$45~~ $55; and

C. dental assistant application, ~~$25~~ $30.

Subp. 2. **Annual license or registration fees.** Each dentist, dental hygienist, and registered dental assistant shall submit with an annual license or registration renewal application a fee as established by the board not to exceed the following amounts:

A. dentist, ~~$80~~ $110;

B. dental hygienist, ~~$30~~ $40; and

C. registered dental assistant, ~~$20~~ $26.

Subp. 3. **Licensure by credentials.** Each applicant for licensure as a dentist or dental hygienist by credentials pursuant to *Minnesota Statutes*, section 150A.06, subdivision 4 and part 3100.1400 shall submit with the license application a fee in the following amounts:

A. dentist, ~~$425~~ $700; and

B. dental hygienist, ~~$100~~ $150.

[For text of subp 4, see M.R.]

Subp. 5. **Duplicate license or registration fee.** Each licensee or registrant shall submit with a request for issuance of a duplicate of the original license or registration or of an annual renewal of it a fee in the following amounts:

A. original dentist or dental hygiene license, ~~$10~~ $20; and

B. initial and renewal registration certificates and license renewal certificates, ~~$8~~ $10.

Subp. 6. **Reinstatement fee.** No dentist, dental hygienist, or registered dental assistant whose license or registration has been suspended or revoked shall have the license or registration reinstated or a new license or registration issued until a fee has been submitted to the board in the following amount:

A. dentist, ~~$100~~ $125;

B. dental hygienist, ~~$45~~ $55; and

C. registered dental assistant, ~~$25~~ $30.

[For text of subps 7 to 10, see M.R.]

Board of Marriage and Family Therapy

Proposed Permanent Rules Relating to Continuing Education

Notice of Intent to Adopt Rule Amendments Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Board of Marriage and Family Therapy (hereinafter "Board") intends to adopt amendments to its Permanent Rules (Chapter 5300.0100-5300.0360) without a public hearing following the procedures set forth in the Administrative Procedures Act for adopting rules without a public hearing in *Minnesota Statutes*, sections 14.22 to 14.28. The statutory authority for the Board to adopt rules is contained in *Minnesota Statutes* section 148B.31, 148.31, (1), (2), (4), (6), (7), 148B.31 subdivision 2, 148B. 37 subdivision 1(3) and 214.06.

All persons have 30 days in which to submit comment in support of or in opposition to the proposed rule amendments. Comment is encouraged. Each comment should identify the portion of the proposed amendment addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw the request in writing. 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 addressed, the reason for the request, and any change proposed. If a public hearing is required, the Board will proceed pursuant to *Minnesota Statutes*, sections 14.131 to 14.20.

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

Board of Dentistry

Proposed Permanent Rules Relating to License Fees

Notice of Intent to Adopt Rules Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Board of Dentistry (hereinafter "Board") intends to adopt the above-entitled rules without a public hearing following the procedures set forth in the Administration Procedure Act for adopting rules without a public hearing in *Minnesota Statutes* 14.22 to 14.28 (1990). The statutory authority to adopt the rules is *Minnesota Statutes* 150A.04, subd. 5; 150A.06, subds. 1, 2, 2a and 4; 150A.08, subds. 1(6) and 3; 150A.10, subd. 1, 150A.11, subd. 2 and 214.06 (1990).

All persons have until August 8, 1991, in which to submit comment in support of or in opposition to the proposed rules or any subpart of the rules. Comment is encouraged. Each comment should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rules within the comment period which will close on August 8, 1991. If 25 or more persons submit a written request for a public hearing within the comment period, ending August 8, 1991, a public hearing will be held unless a sufficient number withdraw their request in writing. Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rules addressed, the reason for the request, and any change proposed. If a public hearing is required, the Board will proceed pursuant to *Minnesota Statutes* 14.131 to 14.20 (1990).

Comments or written requests for a public hearing must be submitted to:

Douglas R. Sell, Executive Director
Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St. Paul, Minnesota 55114
Telephone: (612) 642-0579

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

The rules proposed for adoption increase existing fees. A free copy of the rules is available upon request from Douglas R. Sell.

A Statement of Need and Reasonableness has been prepared and is available from Douglas R. Sell upon request. The Statement describes the need for and reasonableness of each provision of the proposed rules, identifies the data and information relied upon to support the proposed rules, and addresses the Board's position regarding the applicability of the small business rulemaking provisions and the impact of the proposed amendments on small businesses.

Minnesota Statutes 14.115 specifies certain actions which an agency must take if an agency engages in rulemaking which may affect small businesses. It is the Board's position that the Board's rules are not subject to section 14.115 pursuant to subdivision 7(b) or (c). Nevertheless, should the rule amendments covered by the Statement of Need and Reasonableness be considered subject to section 14.115 and that they will impact on small businesses, the Board makes the following description of the probable quantitative and qualitative small business impact of the proposed rules. The impact will be negligible. *Minnesota Rules* part 3100.2000 amendments increases fees but only be a small amount. The increase and new fees are mandated by statute (*Minnesota Statutes* 16A.128, subd. 1a (1990)) to assure that the Board's income will match its appropriations and general support costs. The impact on any regulated individual will be minimal.

Pursuant to *Minnesota Statutes* 16A.128, subd. 2a (1990), a copy of this notice and the proposed rules were sent to the chairs of the House Appropriations Committee and Senate Finance Committee prior to their submission to the *State Register.*

If no hearing is required, upon adoption of the rules by the Board, the rules, and the required supporting documents will be submitted 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 rules must submit the written request to Douglas R. Sell.

Dated: 18 June 1991

Douglas R. Sell
Executive Director

Rules as Proposed

3100.2000 FEES.

Subpart 1. **Application fees.** Each applicant for licensure as a dentist or dental hygienist or for registration as a registered dental assistant shall submit with a license or registration application a fee in the following amounts:

(1) The financial condition of any acquiring person is such as might jeopardize the financial stability of the bank or prejudice the interests of the depositors of the bank;

(2) The competence, experience, integrity of any acquiring person or of any of the proposed management personnel indicates that it would not be in the interest of the depositors of the bank, or in the interest of the public to permit the person to control the bank;

(3) The acquisition will result in undue concentration of resources or substantial lessening of competition in this state;

(4) The application failed to adequately demonstrate that the acquisition proposal would bring net new funds into Minnesota;

(5) A subsidiary of the acquiring bank holding company has failed to meet the requirements set forth in the federal Community Reinvestment Act; or

(6) The acquisition will result in over 30 percent of Minnesota's total deposits in financial institutions as defined in section 13A.01, subdivision 2, being held by banks located in this state owned by reciprocating state bank holding companies. This limitation does not apply to consideration for approval pursuant to section 48.99, special acquisitions.

In addition, the Commissioner has determined by rule that applicants must describe its plan of compliance in providing an acceptable level of development loans or developmental investments in the community affected.

Current List of Pending Applications:

• Valley Bancshares, Inc. P. O. Box 661, Nisswa, Minnesota 56468, an Iowa corporation with offices in Nisswa, Minnesota, proposes to acquire Nisswa State Bank, Nisswa, Crow Wing County, Minnesota 56468.

NOTICE

The Commissioner shall accept public comment on an application for a period of not less than 30 days from the date of the final publication in a newspaper of general circulation within the county in which the bank to be acquired or a proposed new bank is located; or 30 days after the date of the availability of the Bulletin of Pending Applications which includes the listing of the acquisition.

Public Information

Copies of bulletins of pending applications prepared and updated with each new application filed with the Commissioner are available without charge to any person upon request by writing to Department of Commerce, Bulletin of Pending Applications, Reciprocal Interstate Banking Act, 133 East Seventh Street, St. Paul, Minnesota 55101.

Dated: 31 May 1991

Bert J. McKasy
Commissioner of Commerce

Board of Dentistry

Notice of Solicitation of Outside Information or Opinions Regarding Existing Rule Amendment Governing Fees *Minnesota Rules*, part 3100.2000, subparts 1, 2, 3, 5 and 6

NOTICE IS HEREBY GIVEN that the State Board of Dentistry is seeking information or opinions from sources outside the Board in preparing to propose the amendment of the rule governing application fees; annual license or registration fees; licensure by credentials fees; duplicate license or registration fees; and reinstatement fees. The amendment of the rule is authorized by *Minnesota Statutes*, section 150A.04, subd. 5, 150A.09, subd. 1 and 214.06, subd. 1 which permits the Board to promulgate rules establishing license and registration renewal fees.

The State Board of Dentistry requests information and opinions concerning the subject matter of concern in writing or orally. Written statements should be addressed to:

Douglas R. Sell
Executive Director
Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St. Paul, Minnesota 55114

Oral statements will be received during regular business hours over the telephone at (612) 642-0579 and in person at the above address.

All statements of information shall be accepted until July 5, 1991. Any written material received by the State Board of Dentistry shall become part of the rulemaking record to be submitted to the attorney general in the event that the rule is adopted.

Dated: 29 May 1991

Douglas R. Sell
Executive Director

CERTIFICATE OF THE

MINNESOTA BOARD OF DENTISTRY

AUTHORIZING RESOLUTION

I, Arnold J. Hill, DDS, do hereby certify that I am a member and the president of the Minnesota Board of Dentistry (hereinafter "Board"), a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Board duly and properly called and held on the 8th day of June, 1991, that a quorum was present, and that a majority of those present voted for the resolution which have not been rescinded or modified:

RESOLVED, that Douglas R. Sell, Executive Director of the Board, is hereby granted the authority and directed to sign and to give the Notice of the Board's Intent to Adopt Rule Amendments Without a Public Hearing governing the increase of fees specified in Minnesota Rules part 3100.2000. Mr. Sell is to give this notice to all persons who have registered their names with the Board for that purpose, to publish the notice and rule amendments in the State Register, and to perform any and all acts incidental thereto, including complying with all applicable provisions of the Minnesota Administrative Procedure Act.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 8th day of June, 1991.

Arnold J. Hill DDS

ARNOLD J HILL, DDS
President

Attest by one other Board Member

Office of the Revisor of Statutes

Administrative Rules

TITLE: Proposed Permanent Rules Relating to License Fees

AGENCY: Board of Dentistry

MINNESOTA RULES: Chapter 3100

The attached rules are approved for
publication in the State Register

Carla M. Riehle
Assistant Revisor

Board of Dentistry

Proposed Permanent Rules Relating to License Fees

Rules as Proposed

3100.2000 FEES.

Subpart 1. **Application fees.** Each applicant for licensure as a dentist or dental hygienist or for registration as a registered dental assistant shall submit with a license or registration application a fee in the following amounts:

A. dentist application, ~~$100~~ $125;

B. dental hygienist application, ~~$45~~ $55; and

C. dental assistant application, ~~$25~~ $30.

Subp. 2. **Annual license or registration fees.** Each dentist, dental hygienist, and registered dental assistant shall submit with an annual license or registration renewal application a fee as established by the board not to exceed the following amounts:

A. dentist, ~~$80~~ $110;

B. dental hygienist, ~~$30~~ $40; and

C. registered dental assistant, ~~$20~~ $26.

Subp. 3. **Licensure by credentials.** Each applicant for licensure as a dentist or dental hygienist by credentials pursuant to Minnesota Statutes, section 150A.06, subdivision 4 and part 3100.1400 shall submit with the license application a fee in the following amounts:

A. dentist, ~~$425~~ $700; and

B. dental hygienist, ~~$100~~ $150.

[For text of subp 4, see M.R.]

Subp. 5. **Duplicate license or registration fee.** Each licensee or registrant shall submit with a request for issuance of a duplicate of the original license or registration or of an annual renewal of it a fee in the following amounts:

A. original dentist or dental hygiene license, ~~$10~~ $20; and

Approved by Revisor

B. initial and renewal registration certificates and license renewal certificates, ~~$8~~ $10.

Subp. 6. **Reinstatement fee.** No dentist, dental hygienist, or registered dental assistant whose license or registration has been suspended or revoked shall have the license or registration reinstated or a new license or registration issued until a fee has been submitted to the board in the following amount:

A. dentist, ~~$100~~ $125;

B. dental hygienist, ~~$45~~ $55; and

C. registered dental assistant, ~~$25~~ $30.

[For text of subps 7 to 10, see M.R.]

Approved by Revisor _____

Proposed Rules

BOARD OF DENTISTRY

Proposed Permanent Rules Relating to Licensure

Notice of Intent To Adopt Rules Without a Public Hearing

(1) NOTICE IS HEREBY GIVEN that the Minnesota Board of Dentistry (hereinafter "Board") intends to adopt the above-entitled rules without a public hearing following the procedures set forth in the Administration Procedure Act for adopting rules without a public hearing in Minnesota Statutes 14.22 to 14.28 (1990). The statutory authority to adopt the rules is Minnesota Statutes 150A.04, subd. 5; 150A.06, subds. 1, 2, 2a and 4; 150A.08, subds. 1(6) and 3; 150A.10, subd. 1, 150A.11, subd. 2 and 214.06 (1990).

(2) All persons have until August 8 ,1991, in which to submit comment in support of or in opposition to the proposed rules or any subpart of the rules. Comment is encouraged. (3) Each comment should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rules within the comment period which will close on August 8, 1991. (4) If 25 or more persons submit a written request for a public hearing within the comment period, ending August 8, 1991, a public hearing will be held unless a sufficient number withdraw their request in writing. (6) Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rules addressed, the reason for the request, and any change proposed. (7) If a public hearing is required, the Board will proceed pursuant to Minnesota Statutes 14.131 to 14.20 (1990).

Comments or written requests for a public hearing must be submitted to:

(5) Douglas R. Sell, Executive Director
Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St Paul, Minnesota 55114
Telephone: (612)642-0579

(8) The proposed rules may be modified if the modifications are supported by data and views submitted to the Board and do not result in a substantial change in the proposed rules as noticed.

(11) The rules proposed for adoption increase existing fees. A free copy of the rules is available upon request from Douglas R. Sell.

(12) A Statement of Need and Reasonableness has been prepared and is available from Douglas R. Sell upon request. The Statement describes the need for and reasonableness of each provision of the proposed rules, identifies the data and information relied upon to support the proposed rules, and addresses the Board's position regarding the applicability of the small business rulemaking provisions and the impact of the proposed amendments on small businesses.

(14) Minnesota Statutes 14.115 specifies certain actions which an agency must take if an agency engages in rulemaking which may affect small businesses. It is the Board's position that the Board's rules are not subject to section 14.115 pursuant to subdivision 7(b) or (c). Nevertheless, should the rule amendments covered by the Statement of Need and Reasonableness be considered subject to section 14.115 and that they will impact on small businesses, the Board makes the following description of the

of the probable quantitative and qualitative small business impact of the proposed rules. The impact will be negligible. Minnesota Rules part 3100.2000 amendments increases fees but only be a small amount. (13) The increase and new fees are mandated by statute (Minnesota Statutes 16A.128, subd. 1a (1990)) to assure that the Board's income will match its appropriations and general support costs. The impact on any regulated individual will be minimal.

(13) Pursuant to Minnesota Statutes 16A.128, subd. 2a (1990), a copy of this notice and the proposed rules were sent to the chairs of the House Appropriations Committee and Senate Finance Committee prior to their submission to the State Register.

(9) If no hearing is required, upon adoption of the rules by the Board, the rules, and the required supporting documents will be submitted 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 rules must submit the written request to Douglas R. Sell.

Dated: June 18, 1991

Douglas R. Sell
Executive Director

Board of Dentistry

EXECUTIVE OFFICE
2700 UNIVERSITY AVENUE WEST
SUITE 70
ST. PAUL, MINNESOTA 55114-1055
(612) 642-0579

July 1, 1991

Representative Wayne Simoneau
Chair, House Appropriations Committee
365 State Office Building
100 Constitution Avenue
St Paul, Minnesota 55155

Dear Representative Simoneau:

This letter is written on behalf of the Minnesota Board of Dentistry.

Attached you will find several documents relating to proposed rule changes by the Minnesota Board of Dentistry. The rules relate to fees the Board charges for licensure and license renewal. The documents attached are:

1. A Notice of Intent To Adopt Rules Without a Public Hearing.
2. A Statement of Need and Reasonableness.
3. A copy of the rules as prepared by the Office of the Revisor of Statutes.

If you have questions concerning the proposed rules, please do not hesitate to contact me.

Sincerely yours,

Douglas R. Sell
Executive Director

DRS/klr

noiltr2

Board of Dentistry

EXECUTIVE OFFICE
2700 UNIVERSITY AVENUE WEST
SUITE 70
ST. PAUL, MINNESOTA 55114-1055
(612) 642-0579

July 1, 1991

Senator Eugene R. Merriam
Chair, Senate Finance Committee
122 State Capitol
75 Constitution Avenue
St Paul, Minnesota 55155

Dear Senator Merriam:

This letter is written on behalf of the Minnesota Board of Dentistry.

Attached you will find several documents relating to proposed rule changes by the Minnesota Board of Dentistry. The rules relate to fees the Board charges for licensure and license renewal. The documents attached are:

1. A Notice of Intent To Adopt Rules Without a Public Hearing.
2. A Statement of Need and Reasonableness.
3. A copy of the rules as prepared by the Office of the Revisor of Statutes.

If you have questions concerning the proposed rules, please do not hesitate to contact me.

Sincerely yours,

Douglas R. Sell
Executive Director

DRS/klr

noiltr2

Board of Dentistry

EXECUTIVE OFFICE
2700 UNIVERSITY AVENUE WEST
SUITE 70
ST. PAUL, MINNESOTA 55114-1055
(612) 642-0579

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE MINNESOTA BOARD OF DENTISTRY

In the Matter of the Proposed Adoption of Rules of the Board of Dentistry Relating to Fees.

AFFIDAVIT OF MAILING THE NOTICE OF INTENT TO ADOPT RULES WITHOUT A PUBLIC HEARING AND CERTIFICATE OF MAILING LIST

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

Paula Nierengarten, being duly sworn, says:

I hereby certify that the list of persons and associations who have requested, pursuant to Minnesota Statutes 14.14, subd. 1(a) and 14.22 or 14.30, that their names be placed on the Board of Dentistry's rulemaking mailing list is accurate, complete, and current as of this 1st day of July, 1991.

That on the 1st day of July, 1991, at the City of St. Paul, County of Ramsey, State of Minnesota, I mailed the attached Notice of Intent to Adopt Rules Without a Public Hearing by depositing in the United States mail, a copy thereof, with postage prepaid, to all persons and associations on the aforementioned mailing list.

Paula Nierengarten
Paula Nierengarten
Administrative Secretary

Subscribed and sworn to before me
this 1st day of July, 1991

Karen L. Ramsey
NOTARY PUBLIC

KAREN L. RAMSEY
NOTARY PUBLIC-MINNESOTA
HENNEPIN COUNTY
MY COMMISSION EXPIRES FEBRUARY 15, 1996

Proposed Rules

BOARD OF DENTISTRY

Proposed Permanent Rules Relating to Licensure

Notice of Intent To Adopt Rules Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Board of Dentistry (hereinafter "Board") intends to adopt the above-entitled rules without a public hearing following the procedures set forth in the Administration Procedure Act for adopting rules without a public hearing in Minnesota Statutes 14.22 to 14.28 (1990). The statutory authority to adopt the rules is Minnesota Statutes 150A.04, subd. 5; 150A.06, subds. 1, 2, 2a and 4; 150A.08, subds. 1(6) and 3; 150A.10, subd. 1, 150A.11, subd. 2 and 214.06 (1990).

All persons have until August 8 ,1991, in which to submit comment in support of or in opposition to the proposed rules or any subpart of the rules. Comment is encouraged. Each comment should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rules within the comment period which will close on August 8, 1991. If 25 or more persons submit a written request for a public hearing within the comment period, ending August 8, 1991, a public hearing will be held unless a sufficient number withdraw their request in writing. Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rules addressed, the reason for the request, and any change proposed. If a public hearing is required, the Board will proceed pursuant to Minnesota Statutes 14.131 to 14.20 (1990).

Comments or written requests for a public hearing must be submitted to:

Douglas R. Sell, Executive Director
Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St Paul, Minnesota 55114
Telephone: (612)642-0579

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

The rules proposed for adoption increase existing fees. A free copy of the rules is available upon request from Douglas R. Sell.

A Statement of Need and Reasonableness has been prepared and is available from Douglas R. Sell upon request. The Statement describes the need for and reasonableness of each provision of the proposed rules, identifies the data and information relied upon to support the proposed rules, and addresses the Board's position regarding the applicability of the small business rulemaking provisions and the impact of the proposed amendments on small businesses.

Minnesota Statutes 14.115 specifies certain actions which an agency must take if an agency engages in rulemaking which may affect small businesses. It is the Board's position that the Board's rules are not subject to section 14.115 pursuant to subdivision 7(b) or (c). Nevertheless, should the rule amendments covered by the Statement of Need and Reasonableness be considered subject to section 14.115 and that they will impact on small businesses, the Board makes the following description of the

of the probable quantitative and qualitative small business impact of the proposed rules. The impact will be negligible. Minnesota Rules part 3100.2000 amendments increases fees but only be a small amount. The increase and new fees are mandated by statute (Minnesota Statutes 16A.128, subd. 1a (1990)) to assure that the Board's income will match its appropriations and general support costs. The impact on any regulated individual will be minimal.

Pursuant to Minnesota Statutes 16A.128, subd. 2a (1990), a copy of this notice and the proposed rules were sent to the chairs of the House Appropriations Committee and Senate Finance Committee prior to their submission to the State Register.

If no hearing is required, upon adoption of the rules by the Board, the rules, and the required supporting documents will be submitted 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 rules must submit the written request to Douglas R. Sell.

Dated: June 18, 1991

Douglas R. Sell
Executive Director

CERTIFICATE OF THE

BOARD OF DENTISTRY

RESOLUTION ADOPTING RULES

I, Arnold J. Hill, DDS, do hereby certify that I am a member and the president of the Minnesota Board of Dentistry (hereinafter "Board"), a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Board, duly and properly called and held on the 21st day of September, 1991, that a quorum was present, and that a majority of those present voted for the resolution which has not been rescinded or modified:

RESOLVED, that the rule amendments relating to license fees are approved and adopted pursuant to authority vested in the Board by Minnesota Statutes sections 150A.04, subdivision 5; 150A.06, subdivisions 1, 2, 2a and 4; 150A.08, subdivision 3; and 214.06 (1990). Karen L. Ramsey, Acting Executive Director of the Board, is authorized to sign the findings of fact, conclusions and order adopting the rule amendments and further is authorized to modify the rule amendments if necessary to obtain the approval of the Attorney General and to perform the necessary acts to provide that the rule amendments shall have the force and effect of law.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 24th day of September, 1991.

Arnold J. Hill DDS

ARNOLD J. HILL, DDS
President

Cynthia K. Christensen, DDS

Attest by one other Board Member

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE MINNESOTA

BOARD OF DENTISTRY

In the Matter of the
Proposed Adoption of
Rules of the Board of
Dentistry Relating to
Fees

DECLARATION OF COUNSEL

I, Penny Troolin, Special Assistant Attorney General, do hereby declare that I have examined the above-captioned rules and the supporting rulemaking record and that, based on my examination, the Administrative Procedure Act and Minn. Rules ch. 2010 have been followed. Any exceptions are listed below. For Attorney General billing purposes, the four-digit docket client code is 50.0015.0479.

Dated: September 25, 1991.

PENNY TROOLIN
Special Assistant
Attorney General

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE MINNESOTA

BOARD OF DENTISTRY

In the Matter of the Proposed Adoption of Rules of the Board of Dentistry Relating to License Fees

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

(1) Notice of the Board of Dentistry's (hereinafter "Board") intent to adopt the above-entitled rules was published in the State Register on July 8, 1991, and was sent by United States mail to all persons on the list maintained by the Board pursuant to Minnesota Statutes section 14.14, subdivision 1(a) and 14.22 on July 1, 1991. (2) The statement of need and reasonableness was prepared before the Notice of Intent to Adopt Rules Without a Public Hearing was mailed to all persons on the rulemaking mailing list and published in the State Register and was available to the public. (3) Before the notice was submitted to the State Register, a copy of the Notice of Intent to Adopt Rules Without a Public Hearing and the proposed rules were sent to the chairs of the house appropriations committee and senate finance committee.

(4) All persons were given the opportunity to submit comment on the rules for 30 days after notice of the proposed rulemaking. (5) No requests for a public hearing on the rules were received by the Board.

(6) No submissions or comments on the rules were received by the Board. No requests for notice of submission to the Attorney General were received by the Board.

Based on the comments and evidence in the record before the Board, including the statement of need and reasonableness which is incorporated herein as the Board's findings, the Board concludes that the above-captioned rules are both needed and reasonable. (8)

NOW, THEREFORE, IT IS HEREBY ORDERED that the rules identified as Rules of the Board of Dentistry Relating to License Fees were adopted on September 21, 1991, pursuant to authority vested in the Board by Minnesota Statutes sections 150A.04, subdivision 5; 150A.06, subdivisions 1, 2, 2a,4; 150A.08, subdivision 3; and 214.06 (1990).

Dated: September 23, 1991

(9)

Karen L. Ramsey

Karen L. Ramsey
Acting Executive Director

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE MINNESOTA

BOARD OF DENTISTRY

In the Matter of Proposed Amendment to the Board of Dentistry Rule Relating to Fees, Minnesota Rules, 3100.2000, subp. 1, subp. 2, subp. 3, subp. 5 and subp. 6.

STATEMENT OF NEED AND REASONABLENESS

Pursuant to Minnesota Statute 14.23 (1990), the Minnesota Board of Dentistry (hereinafter "Board), hereby affirmatively presents the need for and facts establishing the reasonableness of the proposed amendments to Minnesota Rules, 3100.2000, subp. 1, subp. 2, subp. 3, subp. 5 and subp. 6 relating to application fees; license and registration renewal fees; licensure by credentials fees; duplicate license or registration fees; and reinstatement fees.

In order to adopt the proposed amendments, the Board must demonstrate that it has complied with all the procedural and substantive requirements of rulemaking. Those requirements are as follows: 1) there is statutory authority to adopt a rule; 2) the rules are needed; 3) the rules are reasonable; 4) all necessary procedural steps have been taken; and 5) any additional requirements imposed by law have been satisfied. This statement demonstrates that the Board has met these requirements.

I. STATUTORY AUTHORITY

The statutory authority of the Board to adopt these rules is as follows:

1. Minnesota Statutes 150A.04, subd. 5 (1990), authorizes the Board to promulgate rules necessary to carry out the provisions and purposes of the Minnesota Dental Practices Act, Minnesota Statutes 150A.

2. Minnesota Statutes 150A.04, subd. 5 (1990); 150A.06, subds. 1, 2, 2(a) and 4 (1990); and 150A.08, subd. 3 (1990) authorize the Board to to adopt fees by rule.

3. Minnesota Statutes 16A.128 and 214.06 (1990), requires the Board to adjust any fee which the Board is empowered to assess a sufficient amount so that the total fees collected will as closely as possible equal anticipated expenditures during the fiscal biennium plus the agency's general costs, statewide indirect costs, and Attorney General costs attributable to the fee function.

II. COMPLIANCE WITH PROCEDURAL RULEMAKING REQUIREMENTS

A. Requirements in General.

The Board at its meeting on Saturday, June 8, 1991, determined that the above-captioned rules are noncontroversial and has elected to follow the procedures set forth in Minnesota Statutes 14.05 to 14.12 and 14.22 to 14.28 (1990), which provide for the adoption of noncontroversial rules without the holding of a public hearing.

Pursuant to Minnesota Statutes 14.23 (1990), the Board prepared this Statement of Need and Reasonableness and made it available to the public.

The Board will publish in the State Register the proposed rules and the Notice of Intent to Adopt Rules Without a Public Hearing. The Board will also mail copies of the Notice to persons registered with the Board pursuant to Minnesota Statute 14.22 (1990), as well as to others whom the Board believes will have an interest in the rules. The notice will comply with the requirements of Minnesota Statute 14.22 (1990) and Minnesota Rules 2010.0300 E (1990).

These rules will become effective five working days after

publication of a notice of adoption in the State Register pursuant to Minnesota Statute 14.27 (1990).

B. Notice Of Intent To Solicit Information From Non-Agency Sources.

Minnesota Statute 14.10 (1990) requires an agency, which seeks information or opinions from sources outside the agency in preparing to propose the amendment of rules, to publish a notice of its action in the State Register and afford all interested persons an opportunity to submit data or comments on the subject of concern in writing or orally. In the State Register issue of June 10, 1991, the Board published a notice entitled "Outside Information or Opinions Regarding Existing Rule Amendment Governing Fees Minnesota Rules 3100.2000, subp. 1, subp. 2, subp. 3, subp. 5 and subp. 6."

After publication of the notice, the Board's Rules Committee met to review this rule to determine which fees were in need of amendment. As a result of that process, the Committee drafted a specific proposal amending existing rules. This proposal was distributed among the dental profession and community. As a result of this process, the Board developed a final proposal which is addressed in this Statement of Need and Reasonableness.

III. COMPLIANCE WITH OTHER RULEMAKING REQUIREMENTS

A. Miscellaneous Requirements

These rules do not incorporate by reference text from any other law, rule or available text or book. See Minnesota Statute 14.07, subd. 4 (1990). The adoption of these rules will not require expenditure of public money greater than $100,000 by local public bodies in either of the two years following promulgation, nor do the rules have any impact on agricultural land. See Minnesota Statute 14.11 (1990). A fiscal note as required by

Minnesota Statute 3.982 (1990) is not required because the proposed rules will not result in local agencies or school districts incurring costs mandated by the state. Pursuant to Minnesota Statutes 16A.128, subd. 2a (1990), the Board sent a copy of the Notice of Intent to Adopt Rules Without a Public Hearing and the proposed rules to the chairs of the appropriations committee of the Minnesota House of Representatives and of the Minnesota Senate Finance Committee before the Board submitted the Notice to the State Register.

B. Approval of the Commissioner of Finance.

Pursuant to Minnesota Statute 16A.128, subd. 1a (1990), if a fee is required to be fixed by rule, the Commissioner of Finance must approve the fee and the Commissioner's approval must be in the statement of need and reasonableness. The Commissioner's approval of the fees established in the proposed permit rules is contained in the attached addendum, which is incorporated into this Statement of Need and Reasonableness as Addendum A.

C. Small Business Considerations.

It is the position of the Board that Minnesota Statute 14.115 (1990), relating to small business considerations in rulemaking does not apply to the rules is promulgates. Minnesota Statutes 14.115, subd. 7b (1990), states that section 14.115 does not apply to "agency rules that do not affect small businesses directly." The Board's authority relates only to dentists and not to the dental businesses they operate. While someone cannot operate a dental business without being licensed as a dentist by the Board, the license runs primarily to the technical ability to provide dental services for the purposes of public protection and not to the business aspects. This is graphically illustrated in

in recent dealings with nondentists who are involved with dental franchise offices. The Board has not taken the position prohibiting nondentist involvement in operating a dental business. Instead, the Board's position is that nondentists may not interfere with or have any control over the dentists when it comes to any aspect of the practice which could affect the providing of professional services to a patient. Thus, the Board regulates the provision of dental services and not the dental business per se. As such, it is exempt under Minnesota Statute 14.115, subd. 7b (1990).

The Board is also exempt from the provisions of section 14.115, pursuant to its subdivision 7c which states that section 14.115 does not apply to "service businesses regulated by government bodies, for standards and costs, such as...providers of medical care." Dentist provide medical care and are regulated for standards and costs. The Board regulates dentists for standards and the Minnesota Department of Human Services regulates them for costs.

The question might be raised as to whether the same government body has to regulate the service business for standards and costs in order for the exemption to apply. The Board's position is that the question should be answered in negative. First, the provision specifically refers to regulation by "government bodies." Second, and most significantly, some of the examples listed in subdivision 7c of service businesses exempt from the conditions of section 14.115 actually would not qualify for the exemption if the same government body had to regulate for standards and costs. For example, nursing homes and hospitals are regulated by different government bodies for standards and costs. The

Minnesota Department of Health regulates them for standards and the Minnesota Department of Human Services regulates them for costs. If the legislature had intended to exempt from the scope of section 14.115 only those rules addressing service businesses regulated by one government body for standards and costs, then it could not have included nursing homes and hospitals in its list of exemptions.

Based on the foregoing, it is clear that section 14.115 is not intended to apply to rules promulgated by the Board.

IV. NEED FOR AND REASONABLENESS OF THE PROPOSED RULES

A. Statement Of Need For Proposed Rules.

In order to amend administrative rules, an agency must demonstrate that the proposed rules are needed and reasonable. The proposed changes more clearly delineate the provisions of the Minnesota Dental Practices Act and have a rational basis in law and dentistry as is detailed below.

As the following figures illustrate, the Board's expenditures have exceeded its revenue from existing fees for the past several years.

	FY 1989	FY 1990	FY 1991(estimated)
Total Costs	466,000	496,000	614,000
Receipts	480,000	495,000	601,000
Surplus(Deficit)	14,000	(1,000)	(13,000)

Given the past experience and projections for the future, including a projection of total Board costs for FY 1992 of 804,000, remedial action must be taken for the 1992 fees to avoid increasing the deficit. Accordingly, it is necessary to increase renewal fees and other related fees to assure that revenues and expenditures match as nearly as possible. This action is also mandated by Minnesota Statutes 16A.128, subd. 1a, 214.06, subd. 1 (1990).

B. Statement Of Reasonableness.

The recommended increases are predicated on historical information that relates to basic services and legal services. It has been the Board's experience that basic services such as licensure, registration, renewal, CDE maintenance and rules have increased in cost by approximately 15 percent over the past three years. In addition, costs to enforce the provisions of the Practice Act and related rules through additional federal and state mandates as well as the basic complaint and disciplinary activities has increased more than 50 percent over the past three years. With this increase in basic services, the renewal fees are being increased by 30 percent for all licensees and registrants.

In addition to the basic services, legal services represent a significant cost to the Board. Pursuant to Minnesota Statutes 214.04 (1990), these services are provided by the Attorney General's Office. These charges have increased from $107,000 in FY 1989 to a projected $190,000 in FY 1991. The entire increase can be attributed to legal and investigative services related to complaints received against licensees and registrants. The proposed fee increases for licensees and registrants and applicants reflects the increased cost for legal services in addition to the percent increase cost for basic services referenced above.

Detailed information regarding the fees is found in an attached addendum which is made part hereof. Mr. Bruce Reddemann, Director of Operations and Support at the Department of Finance has reviewed the proposed fees and has indicated the fee increases are necessary to comply with Minnesota Statute 214..06, subd. 1 (1990).

It is the Board's judgment that all of the proposed amendments are both needed and reasonable and in the best interest

of the dental profession and the public.

Dated: July 9, 1991

STATE OF MINNESOTA

BOARD OF DENTISTRY

DOUGLAS R. SELL
Executive Director

DEPARTMENT : of Finance

STATE OF MINNESOTA

Office Memorandum

DATE : June 5, 1991

TO : Douglas R. Sell, Executive Director
Minnesota Board of Dentistry

FROM : Bruce J. Reddemann, Director BJR
Budget Operations and Support



PHONE : 296-5188

SUBJECT : Proposed Fee Schedule

The following fee schedule is modified and approved effective July 1, 1991 as requested per your letter of May 29, 1991:

VARIOUS DENTAL FEES

FEE	PRESENT FEE	APPROVED NEW FEE
Dentist application fee	$100	$125
Dental hygenist application fee	$ 45	$ 55
Dental assistant application fee	$ 25	$ 30
Dentist annual renewal fee	$ 80	$110
Dental hygenist annual renewal fee	$ 30	$ 40
Dental assistant annual renewal fee	$ 20	$ 20
Dentist licensure by credentials	$425	~~$500~~ $700 BJR
Dental hygenist licensure by credential	$100	~~$125~~ $150 BJR
All duplicate certificates	$ 8	$ 10
Duplicate dentist or hygenist license	$ 10	$ 20
Dentist reinstatement fee	$100	$125
Dental hygenist reinstatement fee	$ 45	$ 55
Dental assistant reinstatement	$ 25	$ 30

Please call me if you have questions.

cc: Karen L. Ramsey
Anne Barry
Pam Wheelock
Tom St. Martin

Approved B.J. Reddemann 6/25/91
B.J. Reddemann, Director
Budget Operations & Support

As Amended Above
BJR.

Board of Dentistry

EXECUTIVE OFFICE
2700 UNIVERSITY AVENUE WEST
SUITE 70
ST. PAUL, MINNESOTA 55114-1055
(612) 642-0579

June 11, 1991

TO: Pam Wheelock 296-8674
Executive Budget Officer

FROM: Douglas R. Sell
Executive Director

RE: Proposed Fee Schedule

At its most recent meeting, June 8, 1991, the Board approved several modifications to the licensure by credentials process that will require additional Board and staff time. Additions to the process include requirements to submit patient records for review; records of Continuing Dental Education for a five year period; and verification with all licensing jurisdictions noted in the application. It is the Boards contention that licensure by credentials fees should be increased such that the cost of these additional requirements be recouped.

The Board is requesting that Mr. Reddemann's memorandum of approving fee increase dated June 5, 1991, be modified to permit Dentist licensure by credential fees be increased to $700.00 and that Dental Hygienist licensure by credential fees be increased to $150.00. Based on our estimates, this increase would generate an additional $3,400.00 in each year of the fiscal biennium.

We have included a new fee review work sheet with this memorandum and a copy of the June 5th memorandum. Should you have any questions, please let me know. We are attempting to meet a July 1, 1991 publication deadline in the State Register and must have documentation, including a copy of proposed rules, submitted by June 17, 1991. Thanks for all your assistance.

DRS/pmn

C1762

cc: Bruce Reddemann

recommend approval at revised levels
Pam Wheelock
6/24/91

Department of Finance
FEE REVIEW

Date Prepared: 6/12/91

Department/Agency: Board of Dentistry

Budget Activity:

Fee Name: Application/Renewal/Registration

Legal Citation: MS 150A.06; MS 150A.09; MS 214.06; MS 319A.21

Fee Set By: ☐ Law ☒ Agency

Purpose of Fee: To examine, initially license/register and annually renew dentists, dental hygienists, registered dental assistants and professional corporations. To maintain CNE program and enforce the Provisions of Minnesota Statutes relating to the practice of dentistry.

☐ Dedicated ☒ Non-Dedicated

Revenue Code: 310

APID: | Fund: | Accumulated Difference Thru 1988: | Dollars in Thousands (137,512=138)

Fiscal Year	Actual F.Y. 89	Actual F.Y. 90	Estimated F.Y. 91	Requested F.Y. 92	Requested F.Y. 93
Actual/Anticipated Receipts	480	496	601	791	791
Less Actual/Anticipated Costs	466	495	614	789	789
Current Difference	14	1	(13)	2	2
Accumulated Difference	14	15	2	4	6
Number Paying Fee					
Present Fee					
Date Fee Last Changed					

Remarks:

Amounts anticipated in receipts for FY92 and FY93 will require rule changes wherein fees are adjusted such that receipts are as closely as possible equal to expenditures. There has been a 60% increase in Attorney General's costs. Additionally, there is a new federal program generating additional complaint/disciplinary actions.

Department Authorized Signature:

Finance Department Recommendation:

Executive Budget Officer Signature:

FI-00184-07 (3/90)

Department of Finance

FEE REVIEW - Details of Cost

Date Prepared: 6/12/91

Department/Agency: Board of Dentistry

Budget Activity:

Fee Name: Application/Renewal/Registration

Detailed Listing of Items Included as Costs on Fee Review Form FI-00194-07 Dollars in Thousands (137,522 = 138)

Fiscal Year	Actual F.Y. 89	Actual F.Y. 90	Estimated F.Y. 91	Requested F.Y. 92	Requested F.Y. 93
Agency Direct Expenditures	344	327	397	572	572
Salary Increases	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX		
Attorney General	107	158	195	195	195
Statewide Indirect	11	8	18	18	18
Agency Indirect	4	5	4	4	4
Totals: must agree with cost on Fee Review Form	466	496	614	789	789

Remarks:

Amounts anticipated in receipts for FY92 and FY93 will require rule changes wherein fees are adjusted such that receipts are as closely as possible equal to expenditures. There has been a 60% increase in Attorney General's costs. Additionally, there is a new federal program generating additional complaint/discipline actions.

FI00195-02 (3/90)