



S.F. No. 2373 – Labor Budget Bill 1st engrossment

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S.F. 2373 is the budget bill for the Department of Labor and Industry, Workers' Compensation Court of Appeals, and the Bureau of Mediation Services

Article 1 – Appropriations

Provides appropriations for the Department of Labor and Industry, Workers' Compensation Court of Appeals, and the Bureau of Mediation Services.

Article 2 – Department of Labor and Industry Policy

Section 1. [177.27, subdivision 5] **Civil actions.** Allows the DLI commissioner to apply in district court for an order enjoining and restraining violations of statutes and rules over which the commissioner has compliance order authority.

Sections 2 to 5. [326B.103] **Definitions.** Provide definitions for terms to be used in Ch. 326B related to manufactured housing. Terms include “closed construction,” “industrialized or modular building,” “manufactured home,” “prefabricated building.”

Section 6. [326B.154] **Industrialized modular or prefabricated buildings plan review and inspection fees.** Provides a structure for plan review and inspection fees, similar to other plan review and inspection activities under the jurisdiction of the Department of Labor and Industry (DLI), for industrialized modular or prefabricated buildings.

Section 7. [326B.184, subdivision 1a] **Department permit and inspection fees.** Provides a \$10 fee for each separate remote virtual inspection of a stairway chairlift installation or other authorized devices at private residences.

Section 8. [326B.184, subdivision 2] **Operating permits and fees; periodic inspections.** Increases the annual elevator operating permit fee to \$145 from \$100.

Section 9. [326B.31, subdivision 29] **Technology circuits or systems.** Makes technical changes related to the class of circuits or systems involved and references to the National Electrical Code for low-voltage lighting.

Section 10. [326B.33, subdivision 21] **Exemptions from licensing.** Adds a reference to class 4 circuits or systems to those planning, laying out, or installing activities that require licensing.

Sections 11 to 18. [326B.37] **Electrical permit, inspection, reinspection, and supplemental fees.** Provide a permit fee for electrical permits. Increase other existing electrical inspection fees and make conforming changes.

Section 19. [326B.49] **Fees for plan reviews and audits.** Modifies the existing plumbing fee structure for plan reviews and audits.

Section 20. [326B.49, subdivision 3] **Permits; fees.** Modifies the existing fee structure for plumbing permits.

Section 21. [326B.986, subdivision 9] **Boiler and pressure vessel registration fee.** Increases the annual boiler and pressure vessel registration fee from \$10 to \$25.

Sections 22 to 25. [327.31] **Definitions.** Provide definitions for terms to be used in Ch. 327 related to manufactured housing. Terms include “sale,” “shipment label,” “salesperson,” and “used manufactured home resale decal.”

Section 26. [327.32, subdivision 1a] **Requirement; used manufactured homes.** Modifies the statute governing notice requirements for sales of used manufactured homes. Provides direction to the DLI commissioner regarding elements to include in the sample Notice of Compliance Form for a Used Manufactured Home including life and safety requirements, electrical requirements, plumbing requirements, heat-producing requirements, and other general requirements.

Section 27. [327.32, subdivision 1e] **Reinstallation requirements for used manufactured homes.** Makes conforming changes to align with recodification of certain statutory sections relating to manufactured housing.

Section 28. [327.32, subdivision 7] **Enforcement.** Clarifies that manufactured home installation inspection and plan review services may be provided by municipalities that have adopted the State Building Code in areas of the state without local building code enforcement.

Sections 29. [327.32, subdivision 8] **Evidence of compliance.** Makes conforming changes.

Section 30. [327.33, subdivision 1] **Inspections.** Makes conforming changes.

Section 31. [327.33, subdivision 2] **Fees.** Makes conforming changes. Makes other technical changes.

Sections 32 to 34. [327.33] **Fee changes.** Increase existing fees for construction seals, installation seals, and temporary installation certificates.

Section 35. [327.33, subdivision 2f] **Shipment label fee.** Provides for a shipment label fee of \$75 for each transportable section of a new manufactured home.

Section 36. [327.33, subdivision 2g] **Used manufactured home resale decal fee.** Provides for a resale decal fee of \$100 for every used manufactured home sold.

Section 37. [327.33, subdivision 2h] **Installation plan review and inspection fee.** Provides for a fee of \$1200 for plan review and inspection of new and used installed or reinstalled manufactured homes in areas of the state without local building code enforcement.

Sections 38 to 39. [327.33] **Rules; DLI employees.** Make conforming changes.

Section 40. [327.34, subdivision 1] **Generally.** Makes conforming changes.

Section 41. [327.35, subdivision 1] **Monetary penalty.** Strikes existing monetary penalty amounts and references rules adopted as providing the monetary penalty amounts for violations of manufactured home statutory requirements.

Section 42. [327B.01, subdivision 1] **Terms.** Makes conforming changes.

Sections 43 to 50. [327B.01] **Definitions.** Provide new and amended definitions for terms used in Ch. 327B. Terms include “authorized representative,” “dealer or retailer,” “distributor,” “installation,” “licensee,” “manufactured home installer,” “purchaser,” and “salesperson.”

Section 51. [327B.04, subdivision 3] **Warranties; duration; honoring.** Makes conforming changes.

Section 52. [327B.04, subdivision 3] **License application; manufacturer and dealer.** Makes a clarifying addition regarding application to manufacturer and dealer licensing.

Section 53. [327B.04, subdivision 3a] **License application salesperson.** Provides a licensing structure similar to licensing of manufacturers and dealers for salespersons of manufactured homes.

Section 54. [327B.04, subdivision 4] **License prerequisites.** Makes a clarifying addition regarding application to manufacturers and dealers. Makes other conforming statutory changes.

Section 55. [327B.04, subdivision 5] **Exemption for real estate brokers.** Makes conforming changes.

Section 56. [327B.04, subdivision 6] **Certificate of license; manufacturer and dealer.** Makes clarifying additions regarding application to manufacturers and dealers.

Section 57. [327B.04, subdivision 6a] **Certificate of license; salesperson.** Provides information to be included by the DLI commissioner on a certificate of license issued to a manufactured home salesperson.

Section 58. [327B.04, subdivision 7] **Licenses; renewal.** Makes conforming changes.

Section 59. [327B.04, subdivision 7a] **Fees.** Clarifies and sets the fee structure for dealers, manufacturers, salespersons, and subagency licenses for manufactured housing.

Section 60. [327B.041] **Manufactured home installers.** Makes conforming changes.

Section 61. [327B.042, subdivision 1] **Notification.** Includes manufactured home salespersons to those individuals who must report certain information to the DLI commissioner.

Section 62. [327B.042, subdivision 2] **Change in application information.** Makes a conforming change.

Section 63. [327B.05, subdivision 1] **Grounds.** Makes conforming changes. References manufactured home salespersons as subject to the listed grounds for the DLI commissioner to deny, suspend, limit, place conditions on, or revoke a license.

Section 64. [327B.06, subdivision 2] **Examination of records.** Makes conforming changes.

Section 65. [327B.08, subdivision 1] **Disclosure required.** Adds references to manufactured home salespersons as subject to disclosure requirements for sales of manufactured homes.

Sections 66 to 69. [327B.09] **Licensing requirements; advertising; net listing prohibited.** Make conforming changes. Include references to manufactured home salespersons.

Section 70. [327B.10] **Rulemaking authority.** Makes conforming changes.

Section 71. [327B.11, subdivision 1] **Consumer claimants.** Makes conforming changes.

Section 72. [327B.12] **Additional remedies and enforcement.** Makes conforming changes.

Section 73. **Revisor instruction.** Instructs the Revisor of Statutes to renumber certain sections within Chapters 327 and 327B to Chapter 326B.

Article 3 – Break Laws

Section 1. [177.253, subdivision 1] **Rest breaks.** Specifies fifteen minutes as the amount of time that an employee is entitled to take as a rest break every four hours. Currently, the rest break requirement is stated as “adequate time.”

Section 2. [177.253] **Remedies.** Provides remedies for a rest break violation. Allows the DLI commissioner to assess a penalty of up to \$1,000 per employee per day during which rest breaks are not provided as required.

Section 3. [177.254, subd. 1] **Meal break.** Specifies at least a 30-minute meal break be provided by employers for every six consecutive hours worked. Currently, the meal break requirement is stated as “sufficient time.”

Section 4. [177.254, subd. 2] **Payment not required.** Includes a cross reference to the exception that payment is not required during meal breaks.

Section 5. [177.254] **Remedies.** Provides remedies for a meal break violation. Allows the DLI commissioner to assess a penalty of up to \$1,000 per employee per day during which meal breaks are not provided as required.



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