

1.1 **Senator McEwen from the Committee on Labor, to which was re-referred**

S.F. No. 2373: A bill for an act relating to state government; establishing a biennial budget for the Department of Labor and Industry, Workers' Compensation Court of Appeals, and Bureau of Mediation Services; making various policy changes; requiring reports; appropriating money; amending Minnesota Statutes 2024, sections 177.253, subdivision 1, by adding a subdivision; 177.254, subdivisions 1, 2, by adding a subdivision; 177.27, subdivision 5; 326B.103, by adding subdivisions; 326B.184, subdivisions 1a, 2; 326B.31, subdivision 29; 326B.33, subdivision 21; 326B.37, subdivisions 1, 2, 4, 5, 6, 8, 9, by adding a subdivision; 326B.49, subdivisions 2, 3; 326B.986, subdivision 9; 327.31, by adding subdivisions; 327.32, subdivisions 1a, 1e, 7, 8; 327.33, subdivisions 1, 2, 2a, 2b, 2c, 3, 7, by adding subdivisions; 327.34, subdivision 1; 327.35, subdivision 1; 327B.01, subdivisions 1, 7, 11a, 19, by adding subdivisions; 327B.03; 327B.04, subdivisions 3, 4, 5, 6, 7, 7a, by adding subdivisions; 327B.041; 327B.042, subdivisions 1, 2; 327B.05, subdivision 1; 327B.06, subdivision 2; 327B.08, subdivision 1; 327B.09, subdivisions 1, 2, 3, 4; 327B.10; 327B.11, subdivision 1; 327B.12; Laws 2024, chapter 127, article 14, section 3; proposing coding for new law in Minnesota Statutes, chapter 326B.

1.17 Reports the same back with the recommendation that the bill be amended as follows:

1.18 Delete everything after the enacting clause and insert:

1.19 "ARTICLE 1
1.20 APPROPRIATIONS

1.21 Section 1. **APPROPRIATIONS.**

1.22 (a) The sums shown in the columns marked "Appropriations" are appropriated to the
1.23 agencies and for the purposes specified in this article. The appropriations are from the
1.24 general fund, or another named fund, and are available for the fiscal years indicated for
1.25 each purpose. The figures "2026" and "2027" used in this article mean that the appropriations
1.26 listed under them are available for the fiscal year ending June 30, 2026, or June 30, 2027,
1.27 respectively. "The first year" is fiscal year 2026. "The second year" is fiscal year 2027. "The
1.28 biennium" is fiscal years 2026 and 2027.

1.29 (b) If an appropriation in this article is enacted more than once in the 2025 regular or
1.30 special legislative session, the appropriation must be given effect only once.

1.31	<u>APPROPRIATIONS</u>	
1.32	<u>Available for the Year</u>	
1.33	<u>Ending June 30</u>	
1.34	2026	2027

1.35 **Sec. 2. DEPARTMENT OF LABOR AND**
1.36 **INDUSTRY**

1.37	Subdivision 1. Total Appropriation	\$	49,478,000	\$	49,521,000
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1.38	<u>Appropriations by Fund</u>	
1.39	2026	2027

2.1	<u>General</u>	<u>7,876,000</u>	<u>8,043,000</u>
2.2	<u>Workers'</u>		
2.3	<u>Compensation</u>	<u>34,776,000</u>	<u>34,652,000</u>
2.4	<u>Workforce</u>		
2.5	<u>Development</u>	<u>6,826,000</u>	<u>6,826,000</u>
2.6	<u>The amounts that may be spent for each</u>		
2.7	<u>purpose are specified in the following</u>		
2.8	<u>subdivisions. The general fund base is</u>		
2.9	<u>\$7,543,000 in fiscal year 2028 and each year</u>		
2.10	<u>thereafter.</u>		
2.11	<u>Subd. 2. General Support</u>	<u>9,106,000</u>	<u>9,106,000</u>
2.12	<u>This appropriation is from the workers'</u>		
2.13	<u>compensation fund.</u>		
2.14	<u>Subd. 3. Labor Standards</u>	<u>8,881,000</u>	<u>9,095,000</u>
2.15	<u>Appropriations by Fund</u>		
2.16	<u>General</u>	<u>7,185,000</u>	<u>7,399,000</u>
2.17	<u>Workforce</u>		
2.18	<u>Development</u>	<u>1,696,000</u>	<u>1,696,000</u>
2.19	<u>(a) The general fund base for this</u>		
2.20	<u>appropriation is \$6,899,000 in fiscal year 2028</u>		
2.21	<u>and each year thereafter.</u>		
2.22	<u>(b) \$1,696,000 each year is from the</u>		
2.23	<u>workforce development fund for prevailing</u>		
2.24	<u>wage enforcement.</u>		
2.25	<u>Subd. 4. Workers' Compensation</u>	<u>17,609,000</u>	<u>17,919,000</u>
2.26	<u>This appropriation is from the workers'</u>		
2.27	<u>compensation fund.</u>		
2.28	<u>Subd. 5. Workplace Safety</u>	<u>8,061,000</u>	<u>7,627,000</u>
2.29	<u>This appropriation is from the workers'</u>		
2.30	<u>compensation fund.</u>		

3.1	<u>Subd. 6. Employment-Based Initiatives</u>	<u>2,404,000</u>	<u>2,404,000</u>
3.2	<u>Appropriations by Fund</u>		
3.3	<u>General</u>	<u>33,000</u>	<u>33,000</u>
3.4	<u>Workforce</u>		
3.5	<u>Development</u>	<u>2,371,000</u>	<u>2,371,000</u>
3.6	<u>(a) \$300,000 each year is from the workforce</u>		
3.7	<u>development fund for the dual-training</u>		
3.8	<u>pipeline program.</u>		
3.9	<u>(b) \$200,000 each year is from the workforce</u>		
3.10	<u>development fund for identification of</u>		
3.11	<u>competency standards under Minnesota</u>		
3.12	<u>Statutes, section 175.45.</u>		
3.13	<u>(c) \$1,500,000 each year is from the workforce</u>		
3.14	<u>development fund for youth skills training</u>		
3.15	<u>grants under Minnesota Statutes, section</u>		
3.16	<u>175.46.</u>		
3.17	<u>(d) \$371,000 each year is from the workforce</u>		
3.18	<u>development fund for administration of the</u>		
3.19	<u>youth skills training grants program under</u>		
3.20	<u>Minnesota Statutes, section 175.46.</u>		
3.21	<u>(e) \$33,000 each year is from the general fund</u>		
3.22	<u>to identify occupational competency standards</u>		
3.23	<u>and provide technical assistance for</u>		
3.24	<u>developing dual-training programs under</u>		
3.25	<u>Minnesota Statutes, section 175.45, for the</u>		
3.26	<u>legal cannabis industry.</u>		
3.27	<u>Subd. 7. Combative Sports</u>	<u>254,000</u>	<u>254,000</u>
3.28	<u>Subd. 8. Apprenticeship</u>	<u>2,759,000</u>	<u>2,759,000</u>
3.29	<u>(a) This appropriation is from the workforce</u>		
3.30	<u>development fund.</u>		
3.31	<u>(b) \$1,000,000 each year is from the</u>		
3.32	<u>workforce development fund for labor</u>		

4.1 education and advancement program grants
4.2 under Minnesota Statutes, section 178.11.
4.3 (c) \$225,000 each year is from the workforce
4.4 development fund for a grant to Building
4.5 Strong Communities, Inc. for the Minnesota
4.6 Helmets to Hardhats program. This money
4.8 must be used to facilitate participation of
National Guard, reserve, and active duty
4.9 military members and veterans in
4.10 apprenticeship programs registered with the
4.11 Department of Labor and Industry and connect
4.12 these members and veterans to career training
4.13 and employment in the building and
4.14 construction industries. Program recruitment,
4.15 selection, employment, and training must not
4.16 discriminate based on race, color, creed,
4.17 religion, national origin, sex, sexual
4.18 orientation, marital status, physical or mental
4.19 disability, receipt of public assistance, or age.
4.20 By February 1 of each year, the commissioner
4.21 must submit a report to the chairs and ranking
4.22 minority members of the legislative
4.23 committees with jurisdiction over labor and
4.24 industry that identifies:
4.25 (1) a detailed accounting of the use of the
4.26 grant;
4.27 (2) the portion of the grant spent on
4.28 administration; and
4.29 (3) the number of military members and
4.30 veterans served by the grant.
4.31 The report must be filed according to
4.32 Minnesota Statutes, section 3.195.

5.1	<u>Subd. 9. Nursing Home Workforce Standards</u>		
5.2	<u>Board</u>	<u>404,000</u>	<u>357,000</u>
5.3	<u>Subd.10. Construction Codes and Licensing</u>		
		<u>500,000</u>	<u>500,000</u>
5.4	<u>These appropriations are for initiatives to</u>		
5.5	<u>promote mental health in the construction</u>		
5.6	<u>industry and prevent suicide and may be used</u>		
5.7	<u>for outreach, education, development of</u>		
5.8	<u>resources related to stigma reduction and</u>		
5.9	<u>worksite strategies, and grants to industry</u>		
5.10	<u>groups for related activities. These are onetime</u>		
5.11	<u>appropriations and are available until June 30,</u>		
5.12	<u>2027.</u>		
5.13	<u>Sec. 3. WORKERS' COMPENSATION COURT</u>		
5.14	<u>OF APPEALS</u>	<u>\$ 2,962,000</u>	<u>\$ 2,895,000</u>
5.15	<u>This appropriation is from the workers'</u>		
5.16	<u>compensation fund.</u>		
5.17	<u>Sec. 4. BUREAU OF MEDIATION SERVICES</u>		
	<u>\$</u>	<u>3,828,000</u>	<u>\$ 3,882,000</u>
5.18	<u>\$762,000 the first year and \$772,000 the</u>		
5.19	<u>second year are for the Public Employment</u>		
5.20	<u>Relations Board under Minnesota Statutes,</u>		
5.21	<u>section 179A.041.</u>		
5.22	<u>Sec. 5. CANCELLATIONS.</u>		
5.23	<u>(a) \$25,000 of the fiscal year 2024 appropriation from the general fund for creation and</u>		
5.24	<u>distribution of a veterans' benefits and services poster under Laws 2023, chapter 53, article</u>		
5.25	<u>19, section 2, subdivision 3, paragraph (f), is canceled.</u>		
5.26	<u>(b) \$214,000 of the fiscal year 2024 appropriation from the general fund for the</u>		
5.27	<u>ergonomics safety grant program under Laws 2023, chapter 53, article 19, section 2,</u>		
5.28	<u>subdivision 5, is canceled.</u>		
5.29	<u>Sec. 6. Laws 2024, chapter 127, article 14, section 3, is amended to read:</u>		
5.30	<u>Sec. 3. DEPARTMENT OF LABOR AND</u>		
5.31	<u>INDUSTRY</u>	<u>\$ -0-</u>	<u>\$ 225,000</u>

This appropriation is for the single-egress stairway apartment building report under article 15, section 46. This is a onetime appropriation and is available until June 30, 2026.

EFFECTIVE DATE. This section is effective the day following final enactment.

ARTICLE 2

DEPARTMENT OF LABOR AND INDUSTRY POLICY

Section 1. Minnesota Statutes 2024, section 177.27, subdivision 5, is amended to read:

Subd. 5. **Civil actions.** The commissioner may bring an action in the district court where an employer resides or where the commissioner maintains an office to enforce or require compliance with orders issued under subdivision 4. In addition to any other remedy provided by law, the commissioner may also apply in the district court where an employer resides or where the commissioner maintains an office for an order enjoining and restraining violations of any statute or rule listed in subdivision 4.

Sec. 2. Minnesota Statutes 2024, section 326B.103, is amended by adding a subdivision to read:

Subd. 4a. **Closed construction.** "Closed construction" means any building manufactured in such a manner that all portions cannot be readily inspected at the installation site without disassembly, damage to, or destruction thereof.

Sec. 3. Minnesota Statutes 2024, section 326B.103, is amended by adding a subdivision to read:

Subd. 8a. **Industrialized or modular building.** "Industrialized or modular building" means a building of closed construction, constructed so that concealed parts or processes of manufacture cannot be inspected at the site, without disassembly, damage, or destruction, and made or assembled in manufacturing facilities, off the building site, for installation, or assembly and installation, on the building site. Industrialized or modular building includes, but is not limited to, modular housing that is factory-built single-family and multifamily housing, including closed-wall-panelized housing, and other modular, nonresidential buildings. Industrialized or modular building does not include a structure subject to the requirements of the National Manufactured Home Construction and Safety Standards Act of 1974 or prefabricated buildings.

Sec. 4. Minnesota Statutes 2024, section 326B.103, is amended by adding a subdivision to read:

Subd. 8b. **Manufactured home.** "Manufactured home" has the meaning provided in Code of Federal Regulations, title 24, section 3280.2.

Sec. 5. Minnesota Statutes 2024, section 326B.103, is amended by adding a subdivision to read:

Subd. 10a. **Prefabricated building.** "Prefabricated building" means any building or building module intended for use as an R-3, one- or two-family dwelling, or a U-1 accessory building, that is of closed construction and is constructed on or off the building site for installation, or on the building site for assembly and installation. Prefabricated building does not include relocatable contractors offices or storage buildings that are (1) 1,500 square feet or less in floor area, (2) designed for temporary use by a contractor at a construction site, (3) not to be used by the general public or as a sales office, and (4) to be removed prior to or upon completion of the construction project.

Sec. 6. **[326B.154] INDUSTRIALIZED MODULAR OR PREFABRICATED BUILDINGS PLAN REVIEW AND INSPECTION FEES.**

Subdivision 1. **Plan review fees.** (a) The fees under this section relate to plan review and inspection of industrialized or modular buildings as defined in Minnesota Statutes, section 326B.103, subdivision 8a, and prefabricated buildings as defined in Minnesota Statutes, section 326B.103, subdivision 10a.

(b) Fees for the review of quality-control manuals, systems manuals, and related documents submitted as required by section 326B.106 are \$125 per hour.

(c) Fees for the review of building plans, specifications, installation instructions, and related documents submitted as required by section 326B.106 include 65 percent of the fee as set forth in the fee schedule in paragraph (d), but not less than \$135.

(d) If the total cost of materials and labor for in-plant manufacture of the building is in the noted range, the fee is as shown:

(1) \$0 to \$5,000, \$135;

(2) \$5,001 to \$25,000, \$135 for the first \$5,000, plus \$16.55 for each additional \$1,000 or fraction thereof, to and including \$25,000;

(3) \$25,001 to \$50,000, \$464.15 for the first \$25,000, plus \$12 for each additional \$1,000 or fraction thereof, to and including \$50,000;

(4) \$50,001 to \$100,000, \$764.15 for the first \$50,000, plus \$8.45 for each additional \$1,000 or fraction thereof, to and including \$100,000;

(5) \$100,001 to \$500,000, \$1,186.65 for the first \$100,000, plus \$6.75 for each additional \$1,000 or fraction thereof, to and including \$500,000;

(6) \$500,001 to \$1,000,000, \$3,886.65 for the first \$500,000, plus \$5.50 for each additional \$1,000 or fraction thereof, to and including \$1,000,000; and

(7) \$1,000,001 and over, \$6,636.65 for the first \$1,000,000, plus \$4.50 for each additional \$1,000 or fraction thereof.

Subd. 2. **Inspections and audit fees.** Fees for the inspection and audit of approved quality-control manuals, systems manuals, building plans, specifications, and related documents submitted as required by section 326B.106 are \$125 per hour.

Subd. 3. **Other inspections and fees.** (a) Fees for the following are as stated:

(1) inspections outside of regular business hours, \$188 per hour, minimum charge two hours;

(2) reinspection fees during regular business hours, \$125 per hour;

(3) inspections for which no fee is specifically indicated, minimum charge one hour, \$125 per hour; and

(4) additional plan review required by changes, additions, or revisions to approved plans, quality-control manuals, and systems manuals, minimum charge one hour, \$125 per hour.

(b) For the purposes of this section, "regular business hours" means Monday to Friday, 7:00 a.m. to 5:00 p.m.

Subd. 4. **Surcharge.** Surcharge fees are required for permits issued on all buildings including public buildings and state-licensed facilities as required by section 326B.148.

Subd. 5. **Fee distribution between state and municipalities.** (a) The commissioner shall provide plan review and inspections services for all work occurring in the manufacturing facility; plan review of the composite modular construction; and plan review of the structural foundation, interconnection of the modules, attachments of modular systems to the building foundation, and integration of plumbing, mechanical, and electrical systems.

(b) For projects not defined as public buildings or state licensed facilities, the municipal building official shall provide plan review for all nonmodular on-site construction and shall provide inspections for the entire composite building. The municipality may charge a full plan review fee in accordance with the municipality's fee schedule for construction performed on site. The municipality shall issue construction permits and charge permit fees for all work occurring on site. The municipality shall issue a construction permit and charge permit fees for the valuation of work associated with building module placement, attachment, and associated utility connections to each module and overall building systems.

(c) For projects defined as public buildings or state-licensed facilities, the commissioner shall provide plan review for all modular and nonmodular construction and shall provide inspections for the entire composite building. Municipalities with state delegation agreements must distribute work according to this paragraph.

Sec. 7. Minnesota Statutes 2024, section 326B.184, subdivision 1a, is amended to read:

Subd. 1a. **Department permit and inspection fees.** (a) The department permit and inspection fees to construct, install, alter, repair, or remove an elevator are as follows:

(1) the permit fee is \$100;

(2) the inspection fee is 0.015 of the total cost of the permitted work for labor and materials, including related electrical and mechanical equipment. The inspection fee covers two inspections. The inspection fee for additional inspections is \$80 per hour;

(3) the fee for each separate remote virtual inspection of a stairway chairlift installation or other authorized devices at a private residence is \$10;

~~(3)~~ (4) when inspections scheduled by the permit submitter are not able to be completed because the work is not complete, a fee equal to two hours at the hourly rate of \$80 must be paid by the permit submitter; and

~~(4)~~ (5) when the owner or permit holder requests inspections be performed outside of normal work hours or on weekends or holidays, an hourly rate of \$120 in addition to the inspection fee must be paid.

(b) The department fees for inspection of existing elevators when requested by the elevator owner or as a result of an accident resulting in personal injury are at an hourly rate of \$80 during normal work hours or \$120 outside of normal work hours or on weekends or holidays, with a one-hour minimum.

10.1 Sec. 8. Minnesota Statutes 2024, section 326B.184, subdivision 2, is amended to read:

10.2 Subd. 2. **Operating permits and fees; periodic inspections.** (a) No person may operate
10.3 an elevator without first obtaining an annual operating permit from the department or a
10.4 municipality authorized by subdivision 4 to issue annual operating permits. A ~~\$100~~ \$145
10.5 annual operating permit fee must be paid to the department for each annual operating permit
10.6 issued by the department, except that the original annual operating permit must be included
10.7 in the permit fee for the initial installation of the elevator. Annual operating permits must
10.8 be issued at 12-month intervals from the date of the initial annual operating permit. For
10.9 each subsequent year, an owner must be granted an annual operating permit for the elevator
10.10 upon the owner's or owner's agent's submission of a form prescribed by the commissioner
10.11 and payment of the ~~\$100~~ \$145 fee. Each form must include the location of the elevator, the
10.12 results of any periodic test required by the code, and any other criteria established by rule.
10.13 An annual operating permit may be revoked by the commissioner upon an audit of the
10.14 periodic testing results submitted with the application or a failure to comply with elevator
10.15 code requirements, inspections, or any other law related to elevators. Except for an initial
10.16 operating permit fee, elevators in residential dwellings, hand-powered manlifts and electric
10.17 endless belt manlifts, and vertical reciprocating conveyors are not subject to a subsequent
10.18 operating permit fee.

10.19 (b) All elevators are subject to periodic inspections by the department or a municipality
10.20 authorized by subdivision 4 to perform periodic inspections, except that hand-powered
10.21 manlifts and electric endless belt manlifts are exempt from periodic inspections. Periodic
10.22 inspections by the department shall be performed at the following intervals:

10.23 (1) a special purpose personnel elevator is subject to inspection not more than once every
10.24 five years;

10.25 (2) an elevator located within a house of worship that does not have attached school
10.26 facilities is subject to inspection not more than once every three years; and

10.27 (3) all other elevators are subject to inspection not more than once each year.

10.28 Sec. 9. Minnesota Statutes 2024, section 326B.31, subdivision 29, is amended to read:

10.29 Subd. 29. **Technology circuits or systems.** "Technology circuits or systems" means
10.30 class 2 ~~or~~, class 3, or class 4 circuits or systems for, but not limited to, remote control,
10.31 signaling, control, alarm, and audio signal, including associated components as covered by
10.32 the National Electrical Code, ~~articles 640, 645, 650, 725, 760, 770, and 780~~, and which are
10.33 isolated from circuits or systems other than class 2 ~~or~~, class 3, or class 4 by a demarcation

11.1 and are not process control circuits or systems; antenna and communication circuits or
11.2 systems as covered by ~~chapter 8 of the National Electrical Code~~; and circuitry and equipment
11.3 ~~for indoor lighting and outdoor landscape lighting systems that are supplied by the secondary~~
11.4 ~~circuit of an isolating power supply operating at 30 volts or less as~~ for low-voltage lighting,
11.5 limited to a class 2 or class 3 power supply covered by the Low-Voltage Lighting article in
11.6 the National Electrical Code, article 411. The planning, laying out, installing, altering, and
11.7 repairing of technology circuits or systems must be performed in accordance with the
11.8 applicable requirements of the National Electrical Code pursuant to section 326B.35.

11.9 Sec. 10. Minnesota Statutes 2024, section 326B.33, subdivision 21, is amended to read:

11.10 Subd. 21. **Exemptions from licensing.** (a) An individual who is a maintenance electrician
11.11 is not required to hold or obtain a license under sections 326B.31 to 326B.399 if:

11.12 (1) the individual is engaged in the maintenance and repair of electrical equipment,
11.13 apparatus, and facilities that are owned or leased by the individual's employer and that are
11.14 located within the limits of property operated, maintained, and either owned or leased by
11.15 the individual's employer;

11.16 (2) the individual is supervised by:

11.17 (i) the responsible master electrician for a contractor who has contracted with the
11.18 individual's employer to provide services for which a contractor's license is required; or

11.19 (ii) a licensed master electrician, a licensed maintenance electrician, an electrical engineer,
11.20 or, if the maintenance and repair work is limited to technology circuits or systems work, a
11.21 licensed power limited technician; and

11.22 (3) the individual's employer has on file with the commissioner a current certificate of
11.23 responsible person, signed by the responsible master electrician of the contractor, the licensed
11.24 master electrician, the licensed maintenance electrician, the electrical engineer, or the
11.25 licensed power limited technician, and stating that the person signing the certificate is
11.26 responsible for ensuring that the maintenance and repair work performed by the employer's
11.27 employees complies with the Minnesota Electrical Act and the rules adopted under that act.
11.28 The employer must pay a filing fee to file a certificate of responsible person with the
11.29 commissioner. The certificate shall expire two years from the date of filing. In order to
11.30 maintain a current certificate of responsible person, the employer must resubmit a certificate
11.31 of responsible person, with a filing fee, no later than two years from the date of the previous
11.32 submittal.

12.1 (b) Employees of a licensed electrical or technology systems contractor or other employer
12.2 where provided with supervision by a master electrician in accordance with subdivision 1,
12.3 or power limited technician in accordance with subdivision 7, paragraph (a), clause (1), are
12.4 not required to hold a license under sections 326B.31 to 326B.399 for the planning, laying
12.5 out, installing, altering, and repairing of technology circuits or systems except planning,
12.6 laying out, or installing:

12.7 (1) in other than residential dwellings, class 2 or class 3 remote control circuits that
12.8 control circuits or systems other than class 2 or class 3, except circuits that interconnect
12.9 these systems through communication, alarm, and security systems are exempted from this
12.10 paragraph;

12.11 (2) class 2 or class 3 circuits in electrical cabinets, enclosures, or devices containing
12.12 physically unprotected circuits other than class 2 or class 3; ~~or~~

12.13 (3) class 4 circuits or systems; or

12.14 ~~(3)~~ (4) technology circuits or systems in hazardous classified locations as covered by
12.15 the National Electrical Code.

12.16 (c) Companies and their employees that plan, lay out, install, alter, or repair class 2 and
12.17 class 3 remote control wiring associated with plug or cord and plug connected appliances
12.18 other than security or fire alarm systems installed in a residential dwelling are not required
12.19 to hold a license under sections 326B.31 to 326B.399.

12.20 (d) Heating, ventilating, air conditioning, and refrigeration contractors and their
12.21 employees are not required to hold or obtain a license under sections 326B.31 to 326B.399
12.22 when performing heating, ventilating, air conditioning, or refrigeration work as described
12.23 in section 326B.38.

12.24 (e) Employees of any electrical, communications, or railway utility, cable communications
12.25 company as defined in section 238.02, or a telephone company as defined under section
12.26 237.01 or its employees, or of any independent contractor performing work on behalf of
12.27 any such utility, cable communications company, or telephone company, shall not be required
12.28 to hold a license under sections 326B.31 to 326B.399:

12.29 (1) while performing work on installations, materials, or equipment which are owned
12.30 or leased, and operated and maintained by such utility, cable communications company, or
12.31 telephone company in the exercise of its utility, antenna, or telephone function, and which:

12.32 (i) are used exclusively for the generation, transformation, distribution, transmission, or
12.33 metering of electric current, or the operation of railway signals, or the transmission of

13.1 intelligence and do not have as a principal function the consumption or use of electric current
13.2 or provided service by or for the benefit of any person other than such utility, cable
13.3 communications company, or telephone company; ~~and~~

13.4 (ii) are generally accessible only to employees of such utility, cable communications
13.5 company, or telephone company or persons acting under its control or direction; and

13.6 (iii) are not on the load side of the service point or point of entrance for communication
13.7 systems;

13.8 (2) while performing work on installations, materials, or equipment which are a part of
13.9 the street lighting operations of such utility; or

13.10 (3) while installing or performing work on outdoor area lights which are directly
13.11 connected to a utility's distribution system and located upon the utility's distribution poles,
13.12 and which are generally accessible only to employees of such utility or persons acting under
13.13 its control or direction.

13.14 (f) An individual who physically performs electrical work on a residential dwelling that
13.15 is located on a property the individual owns and actually occupies as a residence or owns
13.16 and will occupy as a residence upon completion of its construction is not required to hold
13.17 or obtain a license under sections 326B.31 to 326B.399 if the residential dwelling has a
13.18 separate electrical utility service not shared with any other residential dwelling.

13.19 (g) Companies and their employees licensed under section 326B.164 shall not be required
13.20 to hold or obtain a license under sections 326B.31 to 326B.399 while performing elevator
13.21 work.

13.22 Sec. 11. Minnesota Statutes 2024, section 326B.37, subdivision 1, is amended to read:

13.23 Subdivision 1. **Schedule.** State electrical inspection fees shall be calculated in accordance
13.24 with subdivisions ~~2~~ 1 to ~~14~~ 18. The permit fee is \$25.

13.25 Sec. 12. Minnesota Statutes 2024, section 326B.37, subdivision 2, is amended to read:

13.26 Subd. 2. **Fee for each separate inspection.** (a) The minimum fee for each separate
13.27 on-site inspection of an installation, replacement, alteration, or repair is ~~\$35~~ \$55. Except as
13.28 otherwise provided in this section, the maximum number of separate inspections allowed
13.29 without payment of an additional fee is the whole number resulting from dividing by ~~35~~ 55
13.30 the total fee calculated in accordance with this section. Where additional separate inspections
13.31 are necessary, additional fees are required to result in a value equal to the total number of
13.32 separate inspections multiplied by ~~35~~ 55. The fee for any inspections needed after a "final

14.1 inspection" is performed shall be calculated without consideration of any fee paid before
14.2 the final inspection.

14.3 (b) The fee for the first remote virtual inspection under a permit is \$10. The fee for each
14.4 subsequent remote virtual inspection under a permit is \$35.

14.5 Sec. 13. Minnesota Statutes 2024, section 326B.37, subdivision 4, is amended to read:

14.6 Subd. 4. **Fee for circuit, feeder, feeder tap, or set of transformer secondary**
14.7 **conductors.** The inspection fee for the installation, addition, alteration, or repair of each
14.8 circuit, feeder, feeder tap, or set of transformer secondary conductors, including the
14.9 equipment served, is:

14.10 (1) 0 ampere to and including 200 ampere capacity, ~~\$6~~ \$12; and

14.11 (2) ampere capacity above 200, \$15.

14.12 Where existing feeders and circuits are reconnected to overcurrent devices installed as
14.13 part of the replacement of an existing disconnect, switchboard, motor control center, or
14.14 panelboard, the inspection fee for each circuit or feeder is \$2.

14.15 Sec. 14. Minnesota Statutes 2024, section 326B.37, subdivision 5, is amended to read:

14.16 Subd. 5. **Inspection fee for dwelling.** (a) The inspection fee for a one-family dwelling
14.17 and each dwelling unit of a two-family dwelling is the following:

14.18 (1) the fee for each service or other source of power as provided in subdivision 3;

14.19 (2) ~~\$100~~ \$165 for up to 30 feeders and circuits; and

14.20 (3) for each additional feeder or circuit, the fee as provided in subdivision 4.

14.21 This fee applies to each separate installation for new dwellings and where 15 or more feeders
14.22 or circuits are installed or extended in connection with any addition, alteration, or repair to
14.23 existing dwellings. Where existing feeders and circuits are reconnected to overcurrent
14.24 devices installed as part of the replacement of an existing panelboard, the fee for each
14.25 reconnected feeder or circuit is \$2. The maximum number of separate inspections shall be
14.26 determined in accordance with subdivision 2. The fee for additional inspections or other
14.27 installations is that specified in subdivisions 2, 4, 6, and 8. The installer may submit fees
14.28 for additional inspections when filing the request for electrical inspection. The fee for each
14.29 detached accessory structure directly associated with a dwelling unit shall be calculated in
14.30 accordance with subdivisions 3 and 4. When included on the same request for electrical
14.31 inspection form, inspection fees for detached accessory structures directly associated with

15.1 the dwelling unit may be combined with the dwelling unit fees to determine the maximum
15.2 number of separate inspections in accordance with subdivision 2.

15.3 (b) The inspection fee for each dwelling unit of a multifamily dwelling with three or
15.4 more dwelling units is ~~\$70~~ \$110 for a combination of up to 20 feeders and circuits and ~~\$6~~
15.5 \$12 for each additional feeder or circuit. This fee applies to each separate installation for
15.6 each new dwelling unit and where ten or more feeders or circuits are installed or extended
15.7 in connection with any addition, alteration, or repair to existing dwelling units. Where
15.8 existing feeders or circuits are reconnected to overcurrent devices installed as part of the
15.9 replacement of an existing panelboard, the fee for each reconnected feeder or circuit is \$2.
15.10 The maximum number of separate inspections for each dwelling unit shall be determined
15.11 in accordance with subdivision 2. The fee for additional inspections or for inspection of
15.12 other installations is that specified in subdivisions 2, 4, 6, and 8. These fees include only
15.13 inspection of the wiring within individual dwelling units and the final feeder to that unit
15.14 where the multifamily dwelling is provided with common service equipment and each
15.15 dwelling unit is supplied by a separate feeder or feeders extended from common service or
15.16 distribution equipment. The fee for multifamily dwelling services or other power source
15.17 supplies and all other circuits is that specified in subdivisions 2 to 4.

15.18 (c) A separate request for electrical inspection form must be filed for each dwelling unit
15.19 that is supplied with an individual set of service entrance conductors. These fees are the
15.20 one-family dwelling rate specified in paragraph (a).

15.21 Sec. 15. Minnesota Statutes 2024, section 326B.37, subdivision 6, is amended to read:

15.22 Subd. 6. **Additions to fees of subdivisions 3 to 5.** (a) The fee for the electrical supply
15.23 for each manufactured home park lot is \$35. This fee includes the service or feeder conductors
15.24 up to and including the service equipment or disconnecting means. The fee for feeders and
15.25 circuits that extend from the service or disconnecting means is that specified in subdivision
15.26 4.

15.27 (b) The fee for each recreational vehicle site electrical supply equipment is ~~\$6~~ \$12 for
15.28 each circuit originating within the equipment. The fee for recreational vehicle park services,
15.29 feeders, and circuits is that specified in subdivisions 3 and 4.

15.30 (c) The fee for each street, parking lot, or outdoor area lighting standard and each traffic
15.31 signal standard is \$5. Circuits originating within the standard or traffic signal controller
15.32 shall not be used when calculating the fee for each standard.

16.1 (d) The fee for transformers for light, heat, and power is \$15 for transformers rated up
16.2 to ten kilovolt-amperes and \$30 for transformers rated in excess of ten kilovolt-amperes.
16.3 The previous sentence does not apply to Class 1 transformers or power supplies for Class
16.4 1 power-limited circuits or to Class 2 or Class 3 transformers or power supplies.

16.5 (e) The fee for transformers and electronic power supplies for electric signs and outline
16.6 lighting is \$5 per unit.

16.7 (f) The fee for technology circuits or systems, and circuits of less than 50 volts, is 75
16.8 cents for each system device or apparatus.

16.9 (g) The fee for each separate inspection of the bonding for a swimming pool, spa,
16.10 fountain, an equipotential plane for an agricultural confinement area, or similar installation
16.11 is \$35. Bonding conductors and connections require an inspection before being concealed.

16.12 (h) The fee for all wiring installed on center pivot irrigation booms is \$35 plus \$5 for
16.13 each electrical drive unit.

16.14 (i) The fee for retrofit modifications to existing lighting fixtures is 25 cents per luminaire.

16.15 (j) When a separate inspection of a concrete-encased grounding electrode is performed,
16.16 the fee is ~~\$35~~ \$55.

16.17 (k) The fees required by subdivisions 3 and 4 are doubled for installations over 600
16.18 volts.

16.19 (l) The fee for a class 4 circuit or system transmitter, receiver, or utilization equipment
16.20 is \$0.50 for each system device or apparatus.

16.21 Sec. 16. Minnesota Statutes 2024, section 326B.37, subdivision 8, is amended to read:

16.22 Subd. 8. **Reinspection fee.** Notwithstanding the provisions of subdivisions 2 and 5,
16.23 when reinspection is necessary to determine whether unsafe conditions identified during a
16.24 final inspection have been corrected and the conditions are not the subject of an appeal
16.25 pending before the commissioner or any court, ~~a reinspection fee of \$35~~ fees shall be assessed
16.26 as follows: (1) \$55 for an on-site reinspection; and (2) \$35 for a remote virtual reinspection.
16.27 Reinspection fees shall be assessed in writing by the inspector.

16.28 Sec. 17. Minnesota Statutes 2024, section 326B.37, subdivision 9, is amended to read:

16.29 Subd. 9. **Supplemental fee.** When inspections scheduled by the installer are preempted,
16.30 obstructed, prevented, or otherwise not able to be completed as scheduled due to

17.1 circumstances beyond the control of the inspector, a supplemental inspection fee of ~~\$35~~
17.2 \$55 shall be assessed in writing by the inspector.

17.3 Sec. 18. Minnesota Statutes 2024, section 326B.37, is amended by adding a subdivision
17.4 to read:

17.5 Subd. 18. **Energy storage and battery systems.** (a) The inspection fee for the installation
17.6 of an energy storage or battery system is:

17.7 (1) for zero watts to and including 5,000 watts, \$60;

17.8 (2) for 5,001 watts to and including 10,000 watts, \$100;

17.9 (3) for 10,001 watts to and including 20,000 watts, \$150;

17.10 (4) for 20,001 watts to and including 30,000 watts, \$200;

17.11 (5) for 30,001 watts to and including 40,000 watts, \$250;

17.12 (6) for 40,001 watts to and including 1,000,000 watts, \$250, plus \$8 for each additional
17.13 10,000 watts over 40,000 watts;

17.14 (7) for 1,000,000 watts to 5,000,000 watts, \$1,518, plus \$5 for each additional 10,000
17.15 watts over 1,000,000 watts; or

17.16 (8) for 5,000,000 watts and larger, \$3,518, plus \$2 for each additional 10,000 watts over
17.17 5,000,000 watts.

17.18 (b) For the purpose of paragraph (a), the watt rating is the total of the estimated energy
17.19 output, AC or DC, of the energy storage or battery system.

17.20 Sec. 19. Minnesota Statutes 2024, section 326B.49, subdivision 2, is amended to read:

17.21 **Subd. 2. Fees for plan reviews and audits.** Plumbing system plans and specifications
17.22 that are submitted to the commissioner for review shall be accompanied by the appropriate
17.23 plan examination fees. If the commissioner determines, upon review of the plans, that
17.24 inadequate fees were paid, the necessary additional fees shall be paid prior to plan approval.
17.25 The commissioner shall charge the following fees for plan reviews and audits of plumbing
17.26 installations for public, commercial, and industrial buildings based upon the construction
17.27 valuation of the plumbing work and in accordance with the table in clause (1), or based
17.28 upon clause (2) or (3), as applicable:

17.29 ~~(1) systems with both water distribution and drain, waste, and vent systems and having:~~

17.30 ~~(i) 25 or fewer drainage fixture units, \$150;~~

- 18.1 ~~(ii) 26 to 50 drainage fixture units, \$250;~~
- 18.2 ~~(iii) 51 to 150 drainage fixture units, \$350;~~
- 18.3 ~~(iv) 151 to 249 drainage fixture units, \$500;~~
- 18.4 ~~(v) 250 or more drainage fixture units, \$3 per drainage fixture unit to a maximum of~~
- 18.5 ~~\$4,000; and~~
- 18.6 ~~(vi) interceptors, separators, or catch basins, \$70 per interceptor, separator, or catch~~
- 18.7 ~~basin design;~~
- 18.8 ~~(2) building sewer service only, \$150;~~
- 18.9 ~~(3) building water service only, \$150;~~
- 18.10 ~~(4) building water distribution system only, no drainage system, \$5 per supply fixture~~
- 18.11 ~~unit or \$150, whichever is greater;~~
- 18.12 ~~(5) storm drainage system, a minimum fee of \$150 or:~~
- 18.13 ~~(i) \$50 per drain opening, up to a maximum of \$500; and~~
- 18.14 ~~(ii) \$70 per interceptor, separator, or catch basin design;~~
- 18.15 (1) the total valuation and fee schedule is:
- 18.16 (i) \$0 to \$1,500, \$135;
- 18.17 (ii) \$1,501 to \$2,500, \$135 for the first \$1,500, plus \$28 for each additional \$500 or
- 18.18 fraction thereof, to and including \$2,500;
- 18.19 (iii) \$2,501 to \$5,000, \$191 for the first \$2,500, plus \$25 for each additional \$500 or
- 18.20 fraction thereof, to and including \$5,000;
- 18.21 (iv) \$5,001 to \$25,000, \$316 for the first \$5,000, plus \$33 for each additional \$1,000 or
- 18.22 fraction thereof, to and including \$25,000;
- 18.23 (v) \$25,001 to \$50,000, \$976 for the first \$25,000, plus \$31 for each additional \$1,000
- 18.24 or fraction thereof, to and including \$50,000;
- 18.25 (vi) \$50,001 to \$500,000, \$1,751 for the first \$50,000, plus \$23 for each additional
- 18.26 \$10,000 or fraction thereof, to and including \$100,000;
- 18.27 (vii) \$500,001 to \$3,000,000, \$2,786 for the first \$500,000, plus \$41 for each additional
- 18.28 \$100,000 or fraction thereof, to and including \$3,000,000; and
- 18.29 (viii) \$3,000,001 and over, \$3,811 for the first \$3,000,000, plus \$33 for each additional
- 18.30 \$100,000 or fraction thereof;

- 19.1 (2) manufactured home park or campground:
- 19.2 ~~(6) manufactured home park or campground, (i) one to 25 sites, \$300;~~
- 19.3 ~~(7) manufactured home park or campground, (ii) 26 to 50 sites, \$350;~~
- 19.4 ~~(8) manufactured home park or campground, (iii) 51 to 125 sites, \$400;~~
- 19.5 ~~(9) manufactured home park or campground, (iv) more than 125 sites, \$500; and~~
- 19.6 (v) other work shall be assessed per clause (1); and
- 19.7 ~~(10) revision~~ (3) revisions to previously reviewed or incomplete plans:
- 19.8 (i) review of plans for which the commissioner has issued two or more requests for
- 19.9 additional information, per review, ~~\$100 or ten percent of the original fee, whichever is~~
- 19.10 ~~greater~~ \$125 per hour with a minimum of one hour;
- 19.11 (ii) proposer-requested revision with no increase in project scope, ~~\$50 or ten percent of~~
- 19.12 ~~original fee, whichever is greater~~ \$125 per hour with a minimum of one hour; and
- 19.13 (iii) proposer-requested revision with an increase in project scope, ~~\$50 plus the difference~~
- 19.14 ~~between the original project fee and the revised project fee~~ the fee shall be based upon the
- 19.15 absolute value of the change in work scope as if the change in scope is a new project.
- 19.16 Sec. 20. Minnesota Statutes 2024, section 326B.49, subdivision 3, is amended to read:
- 19.17 Subd. 3. **Permits; fees.** (a) Before commencement of a plumbing installation to be
- 19.18 inspected by the commissioner, the plumbing contractor or registered plumbing employer
- 19.19 performing the plumbing work must submit to the commissioner an application for a permit
- 19.20 and the permit and inspection fees ~~in paragraphs (b) to (f).~~ based upon the construction
- 19.21 valuation of the plumbing work in accordance with clause (1), or based upon clause (2) or
- 19.22 (3), as applicable:
- 19.23 ~~(b) The permit fee is \$100.~~
- 19.24 ~~(c) The residential inspection fee is \$50 for each inspection trip.~~
- 19.25 ~~(d) The public, commercial, and industrial inspection fees are as follows:~~
- 19.26 ~~(1) for systems with water distribution, drain, waste, and vent system connection:~~
- 19.27 ~~(i) \$25 for each fixture, permanently connected appliance, floor drain, or other~~
- 19.28 ~~appurtenance;~~
- 19.29 ~~(ii) \$25 for each water conditioning, water treatment, or water filtration system; and~~
- 19.30 ~~(iii) \$25 for each interceptor, separator, catch basin, or manhole;~~

- 20.1 ~~(2) roof drains, \$25 for each drain;~~
- 20.2 ~~(3) building sewer service only, \$100;~~
- 20.3 ~~(4) building water service only, \$100;~~
- 20.4 ~~(5) building water distribution system only, no drainage system, \$5 for each fixture~~
- 20.5 ~~supplied;~~
- 20.6 ~~(6) storm drainage system, a minimum fee of \$25 for each drain opening, interceptor,~~
- 20.7 ~~separator, or catch basin;~~
- 20.8 (1) the total valuation and fee schedule for plumbing permits is:
- 20.9 (i) \$0 to \$1,500, \$135;
- 20.10 (ii) \$1,501 to \$2,500, \$135 for the first \$1,500, plus \$43 for each additional \$500 or
- 20.11 fraction thereof, to and including \$2,500;
- 20.12 (iii) \$2,501 to \$5,000, \$221 for the first \$2,500, plus \$28 for each additional \$500 or
- 20.13 fraction thereof, to and including \$5,000;
- 20.14 (iv) \$5,001 to \$25,000, \$361 for the first \$5,000, plus \$53 for each additional \$1,000 or
- 20.15 fraction thereof, to and including \$25,000;
- 20.16 (v) \$25,001 to \$50,000, \$1,421 for the first \$25,000, plus \$51 for each additional \$1,000
- 20.17 or fraction thereof, to and including \$50,000;
- 20.18 (vi) \$50,001 to \$500,000, \$2,696 for the first \$50,000, plus \$47 for each additional
- 20.19 \$10,000 or fraction thereof, to and including \$500,000;
- 20.20 (vii) \$500,001 to \$3,000,000, \$4,811 for the first \$500,000, plus \$61 for each additional
- 20.21 \$50,000 or fraction thereof, to and including \$3,000,000; or
- 20.22 (viii) \$3,000,001 and over, \$7,861 for the first \$3,000,000, plus \$51 for each additional
- 20.23 \$100,000 or fraction thereof;
- 20.24 ~~(7) (2) manufactured home park or campground, \$25 for each site, minimum charge~~
- 20.25 ~~\$135; and~~
- 20.26 ~~(8) reinspection fee to verify corrections, regardless of the total fee submitted, \$100 for~~
- 20.27 ~~each reinspection; and~~
- 20.28 ~~(9) each \$100 in fees paid covers one inspection trip.~~
- 20.29 ~~(e) In addition to the fees in paragraph (d), the fee submitter must pay an hourly rate of~~
- 20.30 ~~\$80 during regular business hours, or \$120 when inspections are requested to be performed~~

21.1 ~~outside of normal work hours or on weekends and holidays, with a two-hour minimum~~
21.2 ~~where the fee submitter requests inspections of installations as systems are being installed.~~

21.3 ~~(f) The fee submitter must pay a fee equal to two hours at the hourly rate of \$80 when~~
21.4 ~~inspections scheduled by the submitter are not able to be completed because the work is~~
21.5 ~~not complete.~~

21.6 (3) other inspections and fees:

21.7 (i) inspections outside of regular business hours, defined as Monday to Friday, 7:00 a.m.
21.8 to 5:00 p.m., \$188 per hour, minimum charge two hours;

21.9 (ii) reinspection fees, \$125 per hour, minimum charge \$135;

21.10 (iii) inspections for which no fee is specifically indicated, \$125 per hour, minimum
21.11 one-half hour, minimum charge \$135;

21.12 (iv) changes or revisions to approved plans with no increase in work scope, \$125 per
21.13 hour, minimum charge one hour; and

21.14 (v) changes to approved plans with a change in work scope, fees shall be assessed for
21.15 change in valuation based upon the absolute value of the change work scope in accordance
21.16 with the fee schedule as if the change in scope were a new project.

21.17 (b) If the actual cost to the jurisdiction under paragraph (a), clause (3), is greater than
21.18 indicated by the schedule, the greater rate shall be paid. Hourly cost includes supervision,
21.19 overhead, equipment, hourly wages, and fringe benefits of the employees involved.

21.20 Sec. 21. Minnesota Statutes 2024, section 326B.986, subdivision 9, is amended to read:

21.21 Subd. 9. **Boiler and pressure vessel registration fee.** The annual registration fee for
21.22 boilers and pressure vessels in use and required to be inspected per section 326B.958 shall
21.23 be ~~\$10~~ \$25 per boiler and pressure vessel.

21.24 Sec. 22. Minnesota Statutes 2024, section 327.31, is amended by adding a subdivision to
21.25 read:

21.26 Subd. 24. **Sale.** "Sale" means:

21.27 (1) the passing of title from one person to another for consideration;

21.28 (2) an agreement to sell under which possession is delivered to the buyer but title is
21.29 retained by the seller;

- 22.1 (3) an agreement to rent or lease a manufactured home where the lessee becomes the
22.2 owner of the manufactured home after a set period of time or has the option to purchase the
22.3 manufactured home for an additional lump sum at the end of the agreement term; or
22.4 (4) a legally binding executory agreement to make a sale.

22.5 Sec. 23. Minnesota Statutes 2024, section 327.32, subdivision 1a, is amended to read:

22.6 Subd. 1a. **Requirement; used manufactured homes.** (a) No person shall sell or offer
22.7 for sale in this state any used manufactured home manufactured after June 14, 1976, or
22.8 install for occupancy any used manufactured home manufactured after June 14, 1976, unless
22.9 the used manufactured home complies with the Notice of Compliance Form for a used
22.10 manufactured home as provided in this subdivision. ~~If manufactured after June 14, 1976,~~
22.11 ~~the home must bear a label or data plate as required by the secretary. The Notice of~~
22.12 ~~Compliance Form shall be signed by the seller and purchaser indicating which party is~~
22.13 ~~responsible for either making or paying for any necessary corrections prior to the sale and~~
22.14 ~~transferring ownership of the manufactured home.~~

22.15 ~~The Notice of Compliance Form shall be substantially in the following form:~~

22.16 ~~"Notice of Compliance Form as required in Minnesota Statutes, section 327.32, subdivision~~
22.17 ~~1~~

22.18 ~~This notice must be completed and signed by the purchaser(s) and the seller(s) of the used~~
22.19 ~~manufactured home described in the purchase agreement and on the bottom of this notice~~
22.20 ~~before the parties transfer ownership of a used manufactured home constructed after June~~
22.21 ~~14, 1976.~~

22.22 ~~Electric ranges and clothes dryers must have required four-conductor cords and plugs. For~~
22.23 ~~the purpose of complying with the requirements of section 327B.06, a licensed retailer or~~
22.24 ~~limited retailer shall retain at least one copy of the form required under this subdivision.~~

22.25 ~~Complies~~ ~~Correction required~~

22.26 ~~Initialed by Responsible Party: Buyer~~ ~~Seller~~

22.27 ~~Solid fuel-burning fireplaces or stoves must be listed for use in manufactured homes, Code~~
22.28 ~~of Federal Regulations, title 24, section 3280.709 (g), and installed correctly in accordance~~
22.29 ~~with their listing or standards (i.e., chimney, doors, hearth, combustion, or intake, etc., Code~~
22.30 ~~of Federal Regulations, title 24, section 3280.709 (g)).~~

22.31 ~~Complies~~ ~~Correction required~~

22.32 ~~Initialed by Responsible Party: Buyer~~ ~~Seller~~

- 23.1 ~~Gas water heaters and furnaces must be listed for manufactured home use, Code of Federal~~
23.2 ~~Regulations, title 24, section 3280.709 (a) and (d)(1) and (2), and installed correctly, in~~
23.3 ~~accordance with their listing or standards.~~
- 23.4 ~~Complies~~ ~~Correction required~~
23.5 ~~Initialed by Responsible Party: Buyer~~ ~~Seller~~
- 23.6 ~~Smoke alarms are required to be installed and operational in accordance with Code of~~
23.7 ~~Federal Regulations, title 24, section 3280.208.~~
- 23.8 ~~Complies~~ ~~Correction required~~
23.9 ~~Initialed by Responsible Party: Buyer~~ ~~Seller~~
- 23.10 ~~Carbon monoxide alarms or CO detectors that are approved and operational are required to~~
23.11 ~~be installed within ten feet of each room lawfully used for sleeping purposes.~~
- 23.12 ~~Complies~~ ~~Correction required~~
23.13 ~~Initialed by Responsible Party: Buyer~~ ~~Seller~~
- 23.14 ~~Egress windows are required in every bedroom with at least one operable window with a~~
23.15 ~~net clear opening of 20 inches wide and 24 inches high, five square feet in area, with the~~
23.16 ~~bottom of windows opening no more than 36 inches above the floor. Locks, latches, operating~~
23.17 ~~handles, tabs, or other operational devices shall not be located more than 54 inches above~~
23.18 ~~the finished floor.~~
- 23.19 ~~Complies~~ ~~Correction required~~
23.20 ~~Initialed by Responsible Party: Buyer~~ ~~Seller~~
- 23.21 ~~The furnace compartment of the home is required to have interior finish with a flame spread~~
23.22 ~~rating not exceeding 25, as specified in the 1976 United States Department of Housing and~~
23.23 ~~Urban Development Code governing manufactured housing construction.~~
- 23.24 ~~Complies~~ ~~Correction required~~
23.25 ~~Initialed by Responsible Party: Buyer~~ ~~Seller~~
- 23.26 ~~The water heater enclosure in this home is required to have interior finish with a flame~~
23.27 ~~spread rating not exceeding 25, as specified in the 1976 United States Department of Housing~~
23.28 ~~and Urban Development Code governing manufactured housing construction.~~
- 23.29 ~~Complies~~ ~~Correction required~~
23.30 ~~Initialed by Responsible Party: Buyer~~ ~~Seller~~
- 23.31 ~~The home complies with the snowload and heat zone requirements for the state of Minnesota~~
23.32 ~~as indicated by the data plate.~~

24.1 ~~Complies~~ ~~Correction required~~

24.2 ~~Initialed by Responsible Party: Buyer~~ ~~Seller~~

24.3 ~~The parties to this agreement have initialed all required sections and agree by their signature~~

24.4 ~~to complete any necessary corrections prior to the sale or transfer of ownership of the home~~

24.5 ~~described below as listed in the purchase agreement. The state of Minnesota or a local~~

24.6 ~~building official has the authority to inspect the home in the manner described in Minnesota~~

24.7 ~~Statutes, section 327.33, prior to or after the sale to ensure compliance was properly executed~~

24.8 ~~as provided under the Manufactured Home Building Code.~~

24.9 ~~Signature of Purchaser(s) of Home~~

24.10 ~~.....date.....~~ ~~.....date.....~~

24.11 ~~.....~~ ~~.....~~

24.12 ~~Print name as appears on purchase agreement~~ ~~Print name as appears on purchase agreement~~

24.13 ~~Signature of Seller(s) of Home~~

24.14 ~~.....date.....~~ ~~.....date.....~~

24.15 ~~.....~~ ~~.....~~

24.16 ~~Print name and license number, if applicable~~ ~~Print name and license number, if applicable~~

24.17 ~~(Street address of home at time of sale)~~

24.18 ~~.....~~

24.19 ~~(City/State/Zip)~~

24.20 ~~Name of manufacturer of home~~

24.21 ~~Model and year~~

24.22 ~~Serial number "~~

24.23 (b) No dealer, limited dealer, retailer, limited retailer, broker, or any seller associated

24.24 with a dealer, limited dealer, retailer, limited retailer, or broker shall sell or offer for sale

24.25 in this state a used manufactured home manufactured after June 14, 1976, or install for

24.26 occupancy a used manufactured home manufactured after June 14, 1976, unless they have:

24.27 (1) completed and submitted to the commissioner the Notice of Compliance Form for

24.28 a used manufactured home as provided in this subdivision; and

24.29 (2) paid the Notice of Compliance Form for a used manufactured home filing fee.

24.30 (c) If manufactured after June 14, 1976, the home must bear a label or data plate as

24.31 required by the secretary, or a replacement label issued by the commissioner and a data

24.32 plate as required by the secretary. The Notice of Compliance Form for a Used Manufactured

24.33 Home shall be completed and signed by the purchaser(s) and seller(s) and shall confirm the

24.34 requirements of this subdivision have been met. To comply with section 326B.606, a licensed

24.35 dealer, limited dealer, or seller shall retain at least one copy of the notice.

25.1 (d) The dealer, park owner, or seller may contract with a licensed electrician or master
25.2 electrician, or licensed electrical engineer to complete the electrical portions of the
25.3 compliance form. The dealer or seller may contract with a bonded mechanical contractor
25.4 registered with the Department of Labor and Industry to complete the heating, ventilation,
25.5 and air conditioning portions of the compliance form. The dealer, park owner, or seller may
25.6 contract with a licensed plumber or master plumber, or mechanical engineer to complete
25.7 the plumbing portions of the compliance form.

25.8 (e) The commissioner shall establish and make available a Notice of Compliance Form
25.9 for a Used Manufactured Home, as prescribed in this section, that must be used to meet the
25.10 requirements of this subdivision. The form must confirm that the requirements in paragraphs
25.11 (f) to (j) are met.

25.12 (f) Life and safety requirements:

25.13 (1) smoke alarms are installed and operational in accordance with Code of Federal
25.14 Regulations, title 24, section 3280.208;

25.15 (2) carbon monoxide alarms or carbon monoxide detectors are approved and operational
25.16 and are installed within ten feet of each room lawfully used for sleeping purposes;

25.17 (3) egress windows are in every bedroom with at least one operable window with a net
25.18 clear opening of 20 inches wide and 24 inches high, five square feet in area, with the bottom
25.19 of windows opening no more than 36 inches above the floor. Locks, latches, operating
25.20 handles, tabs, or other operational devices are located more than 54 inches above the finished
25.21 floor; and

25.22 (4) exterior doors, including sliding glass exterior doors, are operable and provide code
25.23 compliant access to grade.

25.24 (g) Electrical requirements:

25.25 (1) distribution panels are installed in compliance with the approved listing, complete
25.26 with required breakers or fuses, with all unused openings covered with blank covers approved
25.27 and listed for that purpose. Connections have been checked for tightness. Panels are readily
25.28 accessible;

25.29 (2) the electrical system, including switches, receptacles, fixtures, and devices, is installed,
25.30 wired, and supported in accordance with code requirements at the time the electrical system
25.31 was installed and is in safe and functional condition;

25.32 (3) the used manufactured home has been subjected to:

- 26.1 (i) an electrical continuity test to assure that all metallic parts are bonded in accordance
26.2 with code requirements; and
- 26.3 (ii) an electrical operational test to demonstrate that all fixtures and equipment except
26.4 water heaters, ranges, air conditioners and electric furnaces are connected and in working
26.5 order;
- 26.6 (4) the dealer, park owner, or seller may, in lieu of inspecting the electrical and heating
26.7 systems of a used manufactured home, request an electrical and heating inspection by a
26.8 qualified third party. Approval by the qualified third party is accepted as compliance with
26.9 those portions of the safety standards under the code that pertain to electrical and heating
26.10 systems; and
- 26.11 (5) electric ranges and clothes dryers have the required four-conductor cords and plugs.
- 26.12 (h) Plumbing requirements:
- 26.13 (1) fixtures:
- 26.14 (i) all plumbing fixtures are protected with approved workable "p" traps;
- 26.15 (ii) all plumbing fixtures are in a workable condition and vented through the roof in
26.16 accordance with code requirements at the time the plumbing was installed; and
- 26.17 (iii) an antisiphon trap vent device or mechanical vent may be used to vent single fixtures,
26.18 except water closets;
- 26.19 (2) water supply:
- 26.20 (i) water piping is not bent or kinked so as to retard or obstruct the flow of the water
26.21 supply;
- 26.22 (ii) the under-floor water supply piping is connected to the manufactured home's water
26.23 supply connection and to the site's water service supply piping in accordance with code
26.24 requirements at the time the plumbing was installed, except when the manufactured home
26.25 is being installed or reinstalled;
- 26.26 (iii) the under-floor water supply piping is supported in accordance with code
26.27 requirements at the time the plumbing was installed, except when the manufactured home
26.28 is being installed or reinstalled; and
- 26.29 (iv) the under-floor water supply piping is protected from freezing, except when the
26.30 manufactured home is being installed or reinstalled;
- 26.31 (3) drain waste:

- 27.1 (i) drain waste piping is in working condition;
- 27.2 (ii) the under-floor drain waste piping is connected to the manufactured home's drain
- 27.3 waste outlet or outlets and to the site's service utility piping in accordance with code
- 27.4 requirements at the time the plumbing was installed, except when the manufactured home
- 27.5 is being installed or reinstalled; and
- 27.6 (iii) the under-floor drain waste piping is supported and sloped in accordance with code
- 27.7 requirements at the time the plumbing was installed, except when the manufactured home
- 27.8 is being installed or reinstalled; and
- 27.9 (4) water heating:
- 27.10 (i) the water heater is listed for manufactured home use under Code of Federal
- 27.11 Regulations, title 24, section 3280.709(a) and (d)(1) and (2), and installed correctly, in
- 27.12 accordance with federal standards;
- 27.13 (ii) the water heater is equipped with an approved listed relief valve to provide
- 27.14 temperature and pressure relief;
- 27.15 (iii) the water heater enclosure in the manufactured home is completed with an interior
- 27.16 finish having a flame spread rating not exceeding 25, as specified in the 1976 United States
- 27.17 Department of Housing and Urban Development Code governing manufactured housing
- 27.18 construction; and
- 27.19 (iv) water heater venting systems are in a safe and operable condition. Products of
- 27.20 combustion venting do not terminate within a roof, wall, or floor cavity.
- 27.21 (i) Heat-producing equipment requirements:
- 27.22 (1) the furnace is listed for manufactured home use under Code of Federal Regulations,
- 27.23 title 24, section 3280.709(a) and (d)(1) and (2), and installed correctly, in accordance with
- 27.24 the federal regulations;
- 27.25 (2) heating equipment such as a furnace, wall heater, or thermostat are in safe and
- 27.26 operable condition. All ducts are in usable, not collapsed condition, with all exterior and
- 27.27 interior joints and furnace connections mechanically secure and sealed; and
- 27.28 (3) the furnace venting systems are in a safe and operable condition. Products of
- 27.29 combustion venting do not terminate within a roof, wall, floor, or under-floor area.
- 27.30 (j) General requirements:
- 27.31 (1) fuel gas piping:

28.1 (i) fuel gas supply piping is not bent or kinked so as to obstruct the flow of the fuel gas
28.2 or leak;

28.3 (ii) the under-floor fuel gas supply piping is connected to the manufactured home's fuel
28.4 gas supply connection and to the site's fuel gas service supply piping in accordance with
28.5 code requirements at the time the gas piping was installed, except when the manufactured
28.6 home is being installed or reinstalled; and

28.7 (iii) the under-floor fuel gas supply piping is supported in accordance with code
28.8 requirements at the time the gas piping was installed, except when the manufactured home
28.9 is being installed or reinstalled;

28.10 (2) solid fuel-burning fireplaces or stoves are listed for use in manufactured homes under
28.11 Code of Federal Regulations, title 24, section 3280.709(g), and installed correctly in
28.12 accordance with the federal regulations, including chimney, doors, hearth, combustion, or
28.13 intake;

28.14 (3) all exhaust vents are operable;

28.15 (4) insulation missing from exposed areas has been replaced and all holes in bottom
28.16 board have been securely sealed;

28.17 (5) exterior roof and wall systems prevent bulk water infiltration;

28.18 (6) water-damaged areas and holes in the subfloor have been replaced; and

28.19 (7) the home complies with code requirements for snowload and heat zone requirements
28.20 as indicated by the data plate.

28.21 Sec. 24. Minnesota Statutes 2024, section 327.32, subdivision 1e, is amended to read:

28.22 Subd. 1e. **Reinstallation requirements for used manufactured homes.** (a) All used
28.23 manufactured homes reinstalled less than 24 months from the date of installation by the
28.24 first purchaser must be reinstalled in compliance with subdivision 1c. All used manufactured
28.25 homes reinstalled more than 24 months from the date of installation by the first purchaser
28.26 may be reinstalled without a frost-protected foundation if the home is reinstalled in
28.27 compliance with Minnesota Rules, chapter 1350, for above frost-line installations and the
28.28 notice requirement of subdivision 1f is complied with by the seller and the purchaser of the
28.29 used manufactured home.

28.30 (b) The installer or licensed residential building contractor shall affix an installation seal
28.31 issued by the department to the outside of the home as required by the Minnesota State
28.32 Building Code. The certificate of installation issued by the installer of record shall clearly

29.1 state that the home has been reinstalled with an above frost-line foundation. Fees for
29.2 inspection of a reinstallation and for issuance of reinstallation seals shall follow the
29.3 requirements of sections 326B.802 to 326B.885; 326B.22, subdivision 2; and 326B.23,
29.4 subdivision 2. Fees for review of plans, specifications, and on-site inspections shall be those
29.5 as specified in ~~section 326B.153, subdivision 1, paragraph (e)~~ sections 326B.22, subdivision
29.6 2, and 326B.37, subdivision 4. Whenever an installation certificate for an above frost-line
29.7 installation is issued to a used manufactured home being listed for sale, the purchase
29.8 agreement must disclose that the home is installed on a nonfrost-protected foundation and
29.9 recommend that the purchaser have the home inspected to determine the effects of frost on
29.10 the home.

29.11 (c) An installation seal may be issued to a residential building contractor licensed under
29.12 section 326B.805 for use in the installation of used manufactured homes only after the
29.13 qualifying person for the residential building contractor has completed a three-hour training
29.14 course relating to the installation of manufactured homes that has been approved by either
29.15 the United States Department of Housing and Urban Development or by the commissioner.
29.16 The course completion certificate shall be submitted to the commissioner. For the purposes
29.17 of this subdivision, "qualifying person" has the meaning given in section 326B.802,
29.18 subdivision 10.

29.19 Sec. 25. Minnesota Statutes 2024, section 327.32, subdivision 7, is amended to read:

29.20 Subd. 7. **Enforcement.** All jurisdictions enforcing the State Building Code, in accordance
29.21 with sections 326B.101 to 326B.151, shall undertake or provide for the administration and
29.22 enforcement of the manufactured home installation rules promulgated by the commissioner.
29.23 Municipalities which have adopted the State Building Code may provide installation
29.24 inspection and plan review services in ~~nonecode~~ areas of the state without local building
29.25 code enforcement.

29.26 Sec. 26. Minnesota Statutes 2024, section 327.33, subdivision 1, is amended to read:

29.27 Subdivision 1. **Inspections.** The commissioner shall, through the department's inspectors
29.28 or through a designated recognized inspection service acting as authorized representative
29.29 of the commissioner perform ~~sufficient~~ inspections of manufacturing premises and
29.30 manufactured homes to ensure compliance with sections 327.31 to 327.35. The commissioner
29.31 shall have the exclusive right to conduct inspections, except for the inspections conducted
29.32 or authorized by the secretary.

30.1 Sec. 27. Minnesota Statutes 2024, section 327.33, subdivision 2, is amended to read:

30.2 Subd. 2. **Fees.** Unless otherwise established in this section, the commissioner ~~shall~~ may
30.3 by rule establish reasonable fees for seals, installation seals, Notice of Compliance Form
30.4 for a used manufactured home filing, and inspections which are sufficient to cover all costs
30.5 incurred in the administration of sections 327.31 to 327.35. The commissioner ~~shall~~ may
30.6 also establish by rule a monitoring inspection fee in an amount that will comply with the
30.7 secretary's fee distribution program. This monitoring inspection fee shall be an amount paid
30.8 by the manufacturer for each manufactured home produced in Minnesota. The monitoring
30.9 inspection fee shall be paid by the manufacturer to the secretary. The rules of the fee
30.10 distribution program require the secretary to distribute the fees collected from all
30.11 manufactured home manufacturers among states approved and conditionally approved based
30.12 on the number of new manufactured homes whose first location after leaving the
30.13 manufacturer is on the premises of a distributor, dealer or purchaser in that state. Fees for
30.14 inspections in areas that have not adopted the State Building Code must be equal to the fees
30.15 for inspections in code areas of the state. Third-party vendors may charge their usual and
30.16 normal charge for inspections.

30.17 Sec. 28. Minnesota Statutes 2024, section 327.33, subdivision 2a, is amended to read:

30.18 Subd. 2a. **Construction seal fees.** Replacement manufactured home or accessory structure
30.19 construction seal fees, including certificates, are ~~\$30~~ \$70 per seal.

30.20 Sec. 29. Minnesota Statutes 2024, section 327.33, subdivision 2b, is amended to read:

30.21 Subd. 2b. **Installation seal fees.** Manufactured home installation seal fees, including
30.22 anchoring and support and including certificates, are ~~\$80~~ \$325.

30.23 Sec. 30. Minnesota Statutes 2024, section 327.33, subdivision 2c, is amended to read:

30.24 Subd. 2c. **Temporary installation certificate fees.** A temporary certificate fee is ~~\$2~~
30.25 \$15 per certificate.

30.26 Sec. 31. Minnesota Statutes 2024, section 327.33, is amended by adding a subdivision to
30.27 read:

30.28 Subd. 2f. **Notice of Compliance Form for a used manufactured home filing fee.** The
30.29 Notice of Compliance Form for a used manufactured home filing fee is \$100 for each form
30.30 submitted to the commissioner.

31.1 Sec. 32. Minnesota Statutes 2024, section 327.33, is amended by adding a subdivision to
31.2 read:

31.3 Subd. 2g. **Installation plan review and inspection fee.** The plan review and inspection
31.4 fee for the commissioner's plan review and inspection of new and used installed or reinstalled
31.5 manufactured homes and manufactured home accessory structures in areas of the state
31.6 without local building code enforcement is \$1,200.

31.7 Sec. 33. Minnesota Statutes 2024, section 327B.01, subdivision 1, is amended to read:

31.8 Subdivision 1. **Terms.** As used in sections 327B.01 to 327B.12 the terms defined in this
31.9 section have the meanings given ~~them~~.

31.10 Sec. 34. Minnesota Statutes 2024, section 327B.01, is amended by adding a subdivision
31.11 to read:

31.12 Subd. 1a. **Authorized representative.** "Authorized representative" means a person,
31.13 firm, or corporation, or employee of a firm or corporation, approved or hired by the
31.14 commissioner of labor and industry.

31.15 Sec. 35. Minnesota Statutes 2024, section 327B.01, subdivision 7, is amended to read:

31.16 Subd. 7. **Dealer or retailer.** "Dealer" or "retailer" means any person who engages in
31.17 the business, either exclusively or in addition to any other occupation, of selling, distributing,
31.18 or brokering manufactured homes, new or used, or who offers to sell, solicit, broker or
31.19 advertise the sale of manufactured homes, new or used.

31.20 Sec. 36. Minnesota Statutes 2024, section 327B.01, is amended by adding a subdivision
31.21 to read:

31.22 Subd. 7a. **Distributor.** "Distributor" means a person engaged in the sale and distribution
31.23 of manufactured homes for resale.

31.24 Sec. 37. Minnesota Statutes 2024, section 327B.01, is amended by adding a subdivision
31.25 to read:

31.26 Subd. 10b. **Installation.** "Installation" of a manufactured home means installation or
31.27 reinstallation, at the site of occupancy, of all portions of a manufactured home, connection
31.28 of the manufactured home to existing utility connections, and installation of support and
31.29 anchoring systems.

32.1 Sec. 38. Minnesota Statutes 2024, section 327B.01, is amended by adding a subdivision
32.2 to read:

32.3 Subd. 13c. **Manufactured home installer.** "Manufactured home installer" means a
32.4 person, firm, or corporation licensed by the state of Minnesota that installs or repairs a
32.5 manufactured home for others at the site of occupancy.

32.6 Sec. 39. Minnesota Statutes 2024, section 327B.01, is amended by adding a subdivision
32.7 to read:

32.8 Subd. 17a. **Purchaser.** "Purchaser" means the first individual purchasing a manufactured
32.9 home in good faith for purposes other than resale.

32.10 Sec. 40. Minnesota Statutes 2024, section 327B.01, subdivision 19, is amended to read:

32.11 Subd. 19. **Salesperson.** "Salesperson" means a person who acts on behalf of a dealer in
32.12 performing any act ~~which~~ that sections 327B.01 to 327B.12 authorize or require to be
32.13 performed by a dealer.

32.14 Sec. 41. Minnesota Statutes 2024, section 327B.04, subdivision 3, is amended to read:

32.15 Subd. 3. **License application; manufacturer and dealer.** Application for a license to
32.16 act as a manufacturer or dealer and its renewal shall be made to the commissioner, shall be
32.17 in writing, and duly verified by oath. The applicant shall submit any information required
32.18 by the commissioner, upon forms provided by the commissioner for that purpose, including:

32.19 (a) proof of identity;

32.20 (b) the name under which the applicant will be licensed and do business in this state;

32.21 (c) the applicant's type and place of business;

32.22 (d) the name, home and business address of the applicant's directors, officers, limited
32.23 and general partners, controlling shareholders and affiliates;

32.24 (e) whether the applicant, or any of its directors, officers, limited or general partners,
32.25 controlling shareholders or affiliates, has been convicted of a crime within the previous ten
32.26 years that either related directly to the business for which the license is sought or involved
32.27 fraud, misrepresentation or misuse of funds, or has suffered a judgment in a civil action
32.28 involving fraud, misrepresentation, or conversion within the previous five years or has had
32.29 any government license or permit suspended or revoked as a result of an action brought by
32.30 a federal or state governmental agency in this or any other state within the last five years;
32.31 and

33.1 (f) the applicant's qualifications and business history, including whether the applicant,
33.2 or any of its directors, officers, limited or general partners, controlling shareholders or
33.3 affiliates has ever been adjudged bankrupt or insolvent, or has any unsatisfied court judgments
33.4 outstanding against it or them.

33.5 Sec. 42. Minnesota Statutes 2024, section 327B.04, subdivision 4, is amended to read:

33.6 Subd. 4. **License prerequisites.** No application shall be granted nor license issued to
33.7 act as a manufacturer or dealer until the applicant proves to the commissioner that:

33.8 (a) the applicant has a permanent, established place of business at each licensed location.
33.9 An "established place of business" means a permanent enclosed building other than a
33.10 residence, or a commercial office space, either owned by the applicant or leased by the
33.11 applicant for a term of at least one year, located in an area where zoning regulations allow
33.12 commercial activity, and where the books, records and files necessary to conduct the business
33.13 are kept and maintained. The owner of a licensed manufactured home park who resides in
33.14 or adjacent to the park may use the residence as the established place of business required
33.15 by this subdivision, unless prohibited by local zoning ordinance.

33.16 If a license is granted, the licensee may use unimproved lots and premises for sale,
33.17 storage, and display of manufactured homes, if the licensee first notifies the commissioner
33.18 in writing;

33.19 (b) if the applicant desires to sell, solicit or advertise the sale of new manufactured
33.20 homes, it has a bona fide contract or franchise in effect with a manufacturer or distributor
33.21 of the new manufactured home it proposes to deal in;

33.22 (c) the applicant has secured: (1) a surety bond in the amount of \$20,000 for each agency
33.23 and each subagency location that bears the applicant's name and the name under which the
33.24 applicant will be licensed and do business in this state. Each bond is for the protection of
33.25 consumer customers, and must be executed by the applicant as principal and issued by a
33.26 surety company admitted to do business in this state. Each bond shall be exclusively for the
33.27 purpose of reimbursing consumer customers and shall be conditioned upon the faithful
33.28 compliance by the applicant with all of the laws and rules of this state pertaining to the
33.29 applicant's business as a dealer or manufacturer, including sections 325D.44, 325F.67 and
33.30 325F.69, and upon the applicant's faithful performance of all its legal obligations to consumer
33.31 customers; and (2) a certificate of liability insurance in the amount of \$1,000,000 that
33.32 provides aggregate coverage for the agency and each subagency location. In the event of a
33.33 policy cancellation, the insurer shall send written notice to the commissioner at the same
33.34 time that a cancellation request is received from or a notice is sent to the insured;

(d) the applicant has established a trust account as required by section 327B.08, subdivision 3, unless the applicant states in writing its intention to limit its business to selling, offering for sale, soliciting or advertising the sale of new manufactured homes; and

(e) the applicant has provided evidence of having had at least two years' prior experience in the sale of manufactured homes, working for a licensed dealer. The applicant does not have to satisfy the two-year prior experience requirement if:

(1) the applicant sells or brokers used manufactured homes as permitted under section 327B.01, subdivision 7; or

(2) the applicant:

(i) has met all other licensing requirements;

(ii) is the owner of a manufactured home park; and

(iii) is selling new manufactured homes installed in the manufactured home park that the applicant owns.

Sec. 43. Minnesota Statutes 2024, section 327B.04, subdivision 6, is amended to read:

Subd. 6. **Certificate of license; manufacturer and dealer**. For each license granted to act as a manufacturer or dealer the commissioner shall issue a certificate which includes the name of the licensee, the name of the surety company and the amount of the surety bond, and the insurance underwriter and policy number, the names and addresses of any related principal or subagencies, and a license number.

Sec. 44. Minnesota Statutes 2024, section 327B.04, subdivision 7a, is amended to read:

Subd. 7a. **Fees.** (a) Fees for licenses issued pursuant to this section shall be ~~calculated pursuant to section 326B.092.~~ for two years and the following fees apply:

(1) manufacturer's license and dealer's license, \$180;

(2) dealer's subagency license, \$80; and

(3) limited dealer's license, \$100.

(b) All initial limited dealer licenses shall be effective for more than one calendar year and shall expire on December 31 of the year after the year in which the application is made.

~~(c) For the purposes of calculating fees under section 326B.092, any license issued under this section is a business license, except that a subagency license is a master license. The commissioner shall in a manner determined by the commissioner, without the need for any~~

35.1 ~~rulemaking under chapter 14, phase in the renewal of limited dealer licenses from one year~~
35.2 ~~to two years. By June 30, 2011, all renewed limited dealer licenses shall be two-year licenses.~~

35.3 Sec. 45. Minnesota Statutes 2024, section 327B.041, is amended to read:

35.4 **327B.041 MANUFACTURED HOME INSTALLERS.**

35.5 (a) Manufactured home installers are subject to all of the fees in section 326B.092 and
35.6 the requirements of sections 326B.802 to 326B.885, except for the following:

35.7 (1) manufactured home installers are not subject to the continuing education requirements
35.8 of sections 326B.0981, 326B.099, and 326B.821, but are subject to the continuing education
35.9 requirements established in rules adopted under section 327B.10;

35.10 (2) the examination requirement of section 326B.83, subdivision 3, for manufactured
35.11 home installers shall be satisfied by successful completion of a written examination
35.12 administered and developed specifically for the examination of manufactured home installers.
35.13 The examination must be administered and developed by the commissioner. The
35.14 commissioner and the state building official shall seek advice on the grading, monitoring,
35.15 and updating of examinations from the ~~Minnesota Manufactured Housing Association~~
35.16 Manufactured and Modular Home Association of Minnesota;

35.17 (3) a local government unit may not place a surcharge on a license fee, and may not
35.18 charge a separate fee to installers;

35.19 (4) a dealer or distributor who does not install or repair manufactured homes is exempt
35.20 from licensure under sections 326B.802 to 326B.885;

35.21 (5) the exemption under section 326B.805, subdivision 6, clause (5), does not apply;
35.22 and

35.23 (6) manufactured home installers are not subject to the contractor recovery fund in
35.24 section 326B.89.

35.25 (b) The commissioner may waive all or part of the requirements for licensure as a
35.26 manufactured home installer for any individual who holds an unexpired license or certificate
35.27 issued by any other state or other United States jurisdiction if the licensing requirements of
35.28 that jurisdiction meet or exceed the corresponding licensing requirements of the department
35.29 and the individual complies with section 326B.092, subdivisions 1 and 3 to 7.

36.1 Sec. 46. Minnesota Statutes 2024, section 327B.05, subdivision 1, is amended to read:

36.2 Subdivision 1. **Grounds.** In addition to the grounds in section 326B.082, subdivision
36.3 11, the commissioner may by order deny, suspend, limit, place conditions on, or revoke the
36.4 application or license of any applicant or licensee or any of its directors, officers, limited
36.5 or general partners, controlling shareholders, or affiliates for any of the following grounds:

36.6 ~~(a)~~ (1) has violated any of the provisions of sections 327B.01 to 327B.12 or any rule or
36.7 order issued by the commissioner or any prior law providing for the licensing of manufactured
36.8 home dealers or manufacturers;

36.9 ~~(b)~~ (2) has had a previous manufacturer or dealer license revoked in this or any other
36.10 state;

36.11 ~~(c)~~ (3) has engaged in acts or omissions which have been adjudicated or amount to a
36.12 violation of any of the provisions of section 325D.44, 325F.67 or 325F.69;

36.13 ~~(d)~~ (4) has sold or brokered the sale of a home containing a material violation of sections
36.14 327.31 to 327.35 ~~about which that the dealer knew of or which should have been obvious~~
36.15 ~~to a reasonably prudent dealer~~ could have known of with the exercise of reasonable diligence;

36.16 ~~(e)~~ (5) has failed to make or provide all listings, notices and reports required by the
36.17 commissioner;

36.18 ~~(f)~~ (6) has failed to pay a civil penalty assessed under subdivision 5 within ten days after
36.19 the assessment becomes final;

36.20 ~~(g)~~ (7) has failed to pay to the commissioner or other responsible government agency
36.21 all taxes, fees and arrearages due;

36.22 ~~(h)~~ (8) has failed to duly apply for license renewal;

36.23 ~~(i)~~ (9) has violated any applicable manufactured home building or safety code;

36.24 ~~(j)~~ (10) has failed or refused to honor any express or implied warranty as provided in
36.25 section 327B.03;

36.26 ~~(k)~~ (11) has failed to continuously occupy a permanent, established place of business
36.27 licensed under section 327B.04;

36.28 ~~(l)~~ (12) has, without first notifying the commissioner, sold a new and unused
36.29 manufactured home other than the make of manufactured home described in a franchise or
36.30 contract filed with the application for license or license renewal;

36.31 ~~(m)~~ (13) has wrongfully failed to deliver a certificate of title to a person entitled to it;

- 37.1 ~~(n)~~ (14) is insolvent or bankrupt;
- 37.2 ~~(o)~~ (15) holds an impaired or canceled bond;
- 37.3 ~~(p)~~ (16) has failed to notify the commissioner of bankruptcy proceedings within ten days
- 37.4 after a petition in bankruptcy has been filed by or against the dealer or manufacturer;
- 37.5 ~~(q)~~ (17) has, within the previous ten years, been convicted of a crime that either related
- 37.6 directly to the business of the dealer or manufacturer or involved fraud, misrepresentation
- 37.7 or misuse of funds;
- 37.8 ~~(r)~~ (18) has suffered a judgment within the previous five years in a civil action involving
- 37.9 fraud, misrepresentation or misuse of funds; or
- 37.10 ~~(s)~~ (19) has failed to reasonably supervise any employee or agent of the dealer or
- 37.11 manufacturer, resulting in injury or harm to the public.

37.12 The commissioner may establish rules pursuant to section 327B.10 further specifying,

37.13 defining or establishing standards of conduct for manufactured home dealers and

37.14 manufacturers.

37.15 ARTICLE 3

37.16 LABOR AND INDUSTRY - MISCELLANEOUS

37.17 Section 1. Minnesota Statutes 2024, section 177.253, subdivision 1, is amended to read:

37.18 Subdivision 1. **Rest breaks.** An employer must allow each employee ~~adequate time~~

37.19 ~~from work~~ a rest break of at least 15 minutes or enough time to utilize the nearest convenient

37.20 restroom, whichever is longer, within each four consecutive hours of work ~~to utilize the~~

37.21 ~~nearest convenient restroom.~~

37.22 Sec. 2. Minnesota Statutes 2024, section 177.253, is amended by adding a subdivision to

37.23 read:

37.24 Subd. 3. Remedies. (a) If an employer does not provide rest breaks to an employee as

37.25 required by this section and related rules, the employer is liable to the employee for the rest

37.26 break time that should have been provided at the employee's regular rate of pay, plus an

37.27 additional equal amount as liquidated damages.

37.28 (b) In addition to the remedies in paragraph (a), the commissioner may assess a penalty

37.29 of up to \$1,000 per employee per day during which rest breaks are not provided as required

37.30 by this section.

38.1 Sec. 3. Minnesota Statutes 2024, section 177.254, subdivision 1, is amended to read:

38.2 Subdivision 1. **Meal break.** An employer must ~~permit~~ allow each employee who is
38.3 working for ~~eight~~ six or more consecutive hours ~~sufficient time to eat~~ a meal break of at
38.4 least 30 minutes.

38.5 Sec. 4. Minnesota Statutes 2024, section 177.254, subdivision 2, is amended to read:

38.6 Subd. 2. **Payment not required.** Except for subdivision 4, nothing in this section requires
38.7 the employer to pay the employee during the meal break.

38.8 Sec. 5. Minnesota Statutes 2024, section 177.254, is amended by adding a subdivision to
38.9 read:

38.10 Subd. 4. **Remedies.** (a) If an employer does not provide meal breaks to an employee as
38.11 required by this section and related rules, the employer is liable to the employee for the
38.12 meal break time that should have been provided at the employee's regular rate of pay, plus
38.13 an additional equal amount as liquidated damages.

38.14 (b) In addition to the remedies in paragraph (a), the commissioner may assess a penalty
38.15 of up to \$1,000 per employee per day during which meal breaks are not provided as required
38.16 by this section.

38.17 Sec. 6. **MISCLASSIFICATION FRAUD IMPACT REPORT.**

38.18 (a) Every two years, the commissioners of revenue, employment and economic
38.19 development, and labor and industry may coordinate to conduct an analysis of the costs of
38.20 misclassification to illustrate how misclassification impacts misclassified workers,
38.21 government programs, and tax collections.

38.22 (b) By January 15 of every odd-numbered year, beginning January 15, 2027, the
38.23 commissioner of labor and industry may report on the analysis performed under paragraph
38.24 (a) to the chairs and ranking minority members of the legislative committees with jurisdiction
38.25 over taxes, workforce, and labor. The commissioner of labor and industry may contract
38.26 with external experts or an independent third party to conduct a study, develop a report, and
38.27 perform other functions.

38.28 (c) At a minimum, the study and report must provide:

38.29 (1) an estimate of the number of workers experiencing misclassification in Minnesota;

38.30 (2) an estimate of the cost of misclassification to impacted workers;

- 39.1 (3) an estimate of the prevalence of misclassification by industry; and
- 39.2 (4) an estimate of the impact to:
- 39.3 (i) the unemployment insurance trust fund;
- 39.4 (ii) the family and medical benefit insurance account;
- 39.5 (iii) state income tax collection;
- 39.6 (iv) the workers' compensation fund; and
- 39.7 (v) the workforce development fund.
- 39.8 (d) Data and information relevant to the required report elements in paragraph (c) must
- 39.9 be provided to the commissioner of labor and industry for purposes of the study and report,
- 39.10 including, but not limited to, the following:
- 39.11 (1) from the Department of Employment and Economic Development, information and
- 39.12 data relevant to:
- 39.13 (i) the unemployment insurance trust fund;
- 39.14 (ii) the family and medical benefit insurance account;
- 39.15 (iii) unemployment insurance program audits and findings; and
- 39.16 (iv) the workforce development fund;
- 39.17 (2) from the Department of Revenue, information and data relevant to:
- 39.18 (i) misclassification tax audits and findings;
- 39.19 (ii) income tax collection; and
- 39.20 (iii) 1099 filings; and
- 39.21 (3) from the Department of Labor and Industry, information and data relevant to:
- 39.22 (i) misclassification complaints, investigations, and findings; and
- 39.23 (ii) the workers' compensation fund.

ARTICLE 4

UNDERGROUND TELECOMMUNICATIONS INSTALLERS

- 39.26 Section 1. Minnesota Statutes 2024, section 326B.198, subdivision 2, is amended to read:
- 39.27 Subd. 2. **Installation requirements.** (a) The installation of underground
- 39.28 telecommunications infrastructure that is located within ten feet of existing underground

40.1 utilities or that crosses the existing underground utilities must be performed by
40.2 safety-qualified underground telecommunications installers as follows:

40.3 (1) the location of existing utilities by hand- or hydro-excavation or other accepted
40.4 methods must be performed by a safety-qualified underground telecommunications installer;
40.5 and

40.6 (2) where telecommunications infrastructure is installed by means of directional drilling,
40.7 the monitoring of the location and depth of the drill head must be performed by a
40.8 safety-qualified underground telecommunications installer; ~~and~~.

40.9 ~~(3) no fewer than two safety-qualified underground telecommunications installers must~~
40.10 ~~be present at all times at any location where telecommunications infrastructure is being~~
40.11 ~~installed by means of directional drilling.~~

40.12 ~~(b) Beginning July 1, 2025, all installations of underground telecommunications~~
40.13 ~~infrastructure subject to this subdivision within the seven-county metropolitan area must~~
40.14 ~~be performed by safety-qualified underground telecommunications installers that meet the~~
40.15 ~~requirements of this subdivision.~~

40.16 ~~(e)~~ (b) Beginning January 1, 2026, all installations of underground telecommunications
40.17 infrastructure subject to this subdivision within this state must be performed by
40.18 safety-qualified underground telecommunications installers that meet the requirements of
40.19 this subdivision.

40.20 **EFFECTIVE DATE.** This section is effective the day following final enactment.

40.21 Sec. 2. Minnesota Statutes 2024, section 326B.198, subdivision 3, is amended to read:

40.22 Subd. 3. **Certification Standards.** (a) The commissioner of labor and industry, in
40.23 consultation with the Office of Broadband, shall approve standards for a safety-qualified
40.24 underground telecommunications installer certification program that requires a person to:

40.25 (1) complete a 40-hour initial course that includes classroom and hands-on instruction
40.26 covering proper work procedures for safe installation of underground utilities, including:

40.27 (i) regulations applicable to excavation near existing utilities;

40.28 (ii) identification, location, and verification of utility lines using hand- or
40.29 hydro-excavation or other accepted methods;

40.30 (iii) response to line strike incidents;

40.31 (iv) traffic control procedures;

41.1 (v) use of a tracking device to safely guide directional drill equipment along a drill path;
41.2 and

41.3 (vi) avoidance and mitigation of safety hazards posed by underground utility installation
41.4 projects;

41.5 (2) demonstrate knowledge of the course material by successfully completing an
41.6 examination approved by the commissioner; and

41.7 (3) complete a four-hour refresher course within three years of completing the original
41.8 course and every three years thereafter in order to maintain certification.

41.9 (b) The commissioner must develop an approval process for training providers under
41.10 this subdivision and may suspend or revoke the approval of any training provider that fails
41.11 to demonstrate consistent delivery of approved curriculum or success in preparing participants
41.12 to complete the examination.

41.13 (c) An approved training provider may apply for approval of classroom instruction course
41.14 material delivered up to two years prior to becoming an approved training provider and
41.15 before January 1, 2026, as being equivalent or substantially equivalent to classroom
41.16 instruction course material that is contained in the approved program. An application must
41.17 provide a copy of all written materials used for the training for which equivalent credit is
41.18 sought, the specific subjects covered in the training, the name and qualifications of the
41.19 training provider, a description of the delivery method for the training, and the date of the
41.20 training. Once approved, a training provider may grant full or partial retroactive credit for
41.21 completion of classroom instruction training delivered prior to the commissioner's decision
41.22 to approve a program. A person granted retroactive credit must successfully complete the
41.23 examination that the training provider is approved to administer in order to be certified as
41.24 a safety-qualified underground telecommunications installer.

41.25 **EFFECTIVE DATE.** This section is effective the day following final enactment."

41.26 Amend the title as follows:

41.27 Page 1, line 4, after "changes;" insert "modifying provisions governing the certification
41.28 of underground telecommunications installers;"


41.29 Amend the title numbers accordingly

41.30 And when so amended the bill do pass and be re-referred to the Committee on Finance.

41.31 Amendments adopted. Report adopted.

42.1

42.2


.....
(Committee Chair)

42.3

42.4

April 10, 2025.....
(Date of Committee recommendation)