

**CHAPTER 5225**  
**DEPARTMENT OF LABOR AND INDUSTRY**  
**BOILERS AND BOATS**

5225 0300 EXPIRATION AND RENEWALS  
 5225 2200 ITEMS REQUIRING IN-SERVICE  
 INSPECTION  
 5225 6140 INSPECTION OF BOATS

5225 6975 OPERATING PERMIT  
 5225 6980 REVOCATION OF PERMIT, PENALTIES  
 5225 8600 FEES

**5225.0300 EXPIRATION AND RENEWALS.**

Subpart 1 **Timing.** Licenses for operating engineers, unless revoked, are valid for one year from the date of issuance, with privilege of renewal without examination, upon application to the division and payment of a renewal fee within 30 calendar days of the expiration date. The renewal license must be given an issue number and the same monthly date as the original issue. An application for renewal may not be presented before 60 days preceding the expiration date of the license. Engineers who fail to renew their licenses before the 30-day grace period has expired are subject to subparts 2 and 3.

*[For text of subps 2 and 3, see MR]*

**Statutory Authority:** *MS s 175 171, 183 001, 183 375, 183 41, 183 411, 183 42, 183 44, 183 54, 183 545*

**History:** *25 SR 992*

**5225.2200 ITEMS REQUIRING IN-SERVICE INSPECTION.**

*[For text of subps 1 to 4, see MR]*

Subp 5 **Removing objects from inspection.** No object subject to inspection may be removed from the division's records and inspection requirements unless a commissioned inspector has reported on forms prescribed by the division that the object is permanently removed from service and the reason for its removal from service. Boilers and pressure vessels must be isolated from the common header or discharge piping by a means other than a valve, and the electrical and fuel supply must be disconnected from the object. An object may not be placed back into service without first being inspected and reported by a commissioned inspector.

**Statutory Authority:** *MS s 175 171, 183 001, 183 375, 183 41, 183 411, 183 42, 183 44, 183 54; 183 545*

**History:** *25 SR 992*

**5225.6140 INSPECTION OF BOATS.**

Subpart 1 **Inspections required.** Boats as defined by part 5225 6100, subpart 2, are required to have an annual safety inspection and boat hull inspection to carry passengers for hire. It is the boat owner's or lessee's responsibility to schedule and obtain the annual safety inspection or boat hull inspection as required in this part.

Subp 1a **Safety inspection.** An annual safety inspection by the department is required of any boat carrying passengers for hire. The owner or lessee of the boat shall affix a sticker provided by the department in a conspicuous place that is visible to other water craft that indicates the boat was inspected.

Subp 1b **Dry dock inspection.** A boat's hull shall be inspected in dry dock, separate from the annual safety inspection, by the department or by a certified marine surveyor. The dry dock inspection shall be a comprehensive inspection according to part 5225 6050, subpart 2. Boats with wooden hulls shall have an annual dry dock inspection. Boats with metal or composite hulls shall be subject to a dry dock inspection once every three years. The boat owner is responsible for obtaining an inspection of the boat hull required under this subpart, including its cost. Dry dock

inspections conducted by the department constitute a separate fee and shall be at the rates given in part 5225 8600, subpart 7

Subp 1c **Coast Guard exemption.** A boat with a safety inspection conducted by the United States Coast Guard and authorized to carry passengers on waters under the jurisdiction of the United States Coast Guard is exempt from the annual safety inspection required under this part A comprehensive boat inspection by the United States Coast Guard within the specified time frames exempts that boat from both the safety inspection and dry dock inspection requirements of this part The boat owner shall provide the department written documentation or evidence that the boat passed the requisite inspections

*[For text of subp 2, see MR ]*

Subp 3. **Inspection standards.** The division shall conduct the inspection based on Code of Federal Regulations, title 46, as applicable to fresh water and inland waters, and the requirements in parts 5225 6000 to 5225 8600

**Statutory Authority:** *MS s 175 171, 183 001, 183 375, 183 41, 183 411, 183 42, 183 44, 183 54, 183 545*

**History:** 25 SR 992

### 5225.6975 OPERATING PERMIT.

Subpart 1 **Requirement.** A boat owner shall obtain an annual permit for each boat to carry passengers for hire The permit must be obtained prior to carrying any passengers for hire each calendar year

Subp. 2 **Permit application.** The boat owner shall apply for an operating permit on a form approved by the commissioner with payment of the fee as prescribed in part 5225 8600, subpart 7

The application shall be submitted at least 60 calendar days immediately preceding the boat owner's projected start date of operations

Subp 3 **Operating permit.** The commissioner shall issue the boat owner or lessee a permit upon receipt of a properly completed application and payment of the appropriate fee prescribed in part 5225 8600, subpart 7 The permit may include any limitations or information tailored to the individual boat determined to be appropriate by the chief boiler inspector

The commissioner shall not issue a permit to a boat owner or lessee without the fee first being paid. A person operating a boat without an operating permit is guilty of a misdemeanor and is subject to a penalty in the amount of the cost of inspection up to a maximum of \$1,000

**Statutory Authority:** *MS s 175 171, 183 001, 183 375, 183 41, 183 411, 183 42, 183 44, 183 54, 183 545*

**History:** 25 SR 992

### 5225.6980 REVOCATION OF PERMIT; PENALTIES.

Any violation of parts 5225 6000 to 5225 8600 shall be grounds to revoke the operating permit A person in charge of operating the boat who willfully, or from ignorance or gross neglect, creates or allows to be created any condition endangering human life is subject to the disciplinary procedures in part 5225 0880, and a boat owner who has knowledge of the condition, or of circumstances that would cause such a condition, is guilty of a gross misdemeanor under Minnesota Statutes, section 183 62

**Statutory Authority:** *MS s 175 171, 183 001, 183 375, 183 41, 183 411, 183 42, 183 44, 183 54, 183 545*

**History:** 25 SR 992

### 5225.8600 FEES.

*[For text of subpart 1, see MR ]*

Subp 2 **Engineer licenses.**

A The fees for a new boiler operating engineer or pilot license, application, and examination are as follows

- (1) chief engineer, \$55,

- (2) first class engineer, \$55,
- (3) second class engineer, \$55,
- (4) special engineer, \$25,
- (5) hobby engineer, \$55,
- (6) steamboat engineer, \$55,
- (7) pilot, \$55, and

(8) pilot who possesses a valid, unlimited, current United States Coast Guard pilot's license, \$25

Payment of examination and license fees must accompany the application. There will be no refund of fees paid.

B The fee for license renewal under parts 5225.0300 and 5225.6160 shall be \$15.

C The fee for expired renewals under part 5225.0300, subpart 2, and 5225.6160, subpart 2, are \$30.

D The fee for replacement of a lost license of any class is \$15.

Subp 3 **Boiler and pressure vessel inspection.** The department shall issue an annual operating permit for a boiler or pressure vessel that has passed inspection by the department pursuant to Minnesota Statutes, section 183.54, subdivision 2. The operating permit shall serve as the department's billing and inspection certificate that the boiler or pressure vessel has been inspected by the department. The operating permit may be issued by the department prior to inspection where needed to accommodate inspection schedules. The appropriate fee must be paid pursuant to subpart 9. The fee for an operating permit under Minnesota Statutes, section 183.54, subdivision 2, is \$10 for each object inspected. The fees for the annual inspections of boilers and the biennial inspections of pressure vessels under Minnesota Statutes, section 183.545, subdivision 3, are as follows.

A boiler inaccessible for internal inspection, \$50,

B boiler accessible for internal inspection, \$50;

C boiler internal inspection over 2,000 square feet is at the hourly rate provided in subpart 4;

D boiler internal inspection over 4,000 square feet is at the hourly rate provided in subpart 4,

E boiler internal inspection over 10,000 square feet is at the hourly rate provided in subpart 4,

F boiler requiring internal inspection up to one-half day is at the hourly rate provided in subpart 4,

G pressure vessel for internal inspection, \$30, and

H pressure vessel inaccessible for internal inspection, \$30.

Subp 4 **Shop inspections.** The fee for shop inspections under Minnesota Statutes, section 183.545, subdivision 3, is \$75 per hour, plus travel expenses.

Subp 5 **Inspectors.** The fees for inspector's examinations, certificates, and endorsements under Minnesota Statutes, section 183.545, subdivisions 6, 7, and 8, are as follows:

A national board inspector's exam, \$100,

B endorsement, \$45,

C Minnesota certificate of competency, original, \$45, and

D Minnesota certificate of competency, renewal, \$30.

Subp 6. **Operating permit fee.** The department shall issue an annual operating permit for a boiler or pressure vessel that has passed inspection by an insurance

company pursuant to Minnesota Statutes, section 183.54, subdivision 2. The operating permit shall serve as the department's billing and inspection certificate that the boiler or pressure vessel has been inspected by an insurance company. The operating permit may be issued by the department prior to inspection where needed to accommodate inspection schedules. The appropriate fee must be paid pursuant to subpart 9. The fee for an operating permit under Minnesota Statutes, section 183.57, subdivision 2, is \$10 for each object inspected.

**Subp 7 Boat inspections.** The fees for boat inspections under Minnesota Statutes, section 183.545, subdivision 1, are as follows:

A. annual operating permit and safety inspection, \$200,

B. boat hull inspections required under part 5225.6140, subpart 1b, shall be at the hourly rate, plus travel expenses, as provided in subpart 4, and

C. boat stability tests required under part 5225.6940, subpart 2, and conducted by or witnessed by the department shall be at the hourly rates, plus travel expenses, as provided in subpart 4.

**Subp 8 Hobby boilers.** The inspection fee for hobby boilers or traction boilers, not previously certified in Minnesota is the hourly rate provided in subpart 4. The inspection fee for a subsequent inspection of a hobby or traction boiler is \$75.

**Subp 9 Date due.** As provided in Minnesota Statutes, section 183.54, subdivision 2, fees for inspection are payable at the time of the delivery of the certificate or operating permit.

**Subp 10 Failure to pay fee.** If the fee is not paid within 30 days from the date of the inspection under Minnesota Statutes, section 183.54, subdivision 3, completion of delivery of the certificate will not occur. If the fee is not paid within 60 days from the date of the inspection, the commissioner may assess a penalty under Minnesota Statutes, section 183.001, or seal the object inspected. If a fee for inspection under Minnesota Statutes, sections 183.41, 183.411, 183.42, 183.45, 183.48, or set pursuant to Minnesota Statutes, section 183.545, is not paid within 60 days of the invoice date, the commissioner may assess a penalty under Minnesota Statutes, section 183.001, or seal the object inspected. If the fee under Minnesota Statutes, section 183.57, subdivision 2, is not paid within 60 days of the invoice date, the commissioner may assess a penalty under Minnesota Statutes, section 183.001, or seal the object.

**Statutory Authority:** *MS s 175.171, 183.001, 183.375, 183.41, 183.411, 183.42, 183.44, 183.54, 183.545*

**History:** 25 SR 992