

**5200.0210 PROFESSIONAL TESTS.**Subpart 1. **Professional test I.** Professional test I:

- A. receives at least \$250 per week in salary or fee;
- B. either:
  - (1) performs work requiring advanced knowledge in a field of science or learning;
  - (2) performs work as a teacher in the activity of imparting knowledge; or
  - (3) performs work requiring invention, imagination, or talent in a recognized field of artistic endeavor; and
- C. consistently exercises discretion and judgment.

Subp. 2. **Professional test II.** Professional test II:

- A. receives at least \$170 per week in salary or fee;
- B. either:
  - (1) performs work requiring advanced knowledge in a field of learning customarily acquired by prolonged specialized intellectual study, not a general academic education, an apprenticeship, or training in routine mental or physical processes;
  - (2) performs original work dependent on the person's own creativeness in a recognized field of artistic endeavor; or
  - (3) is a certified teacher working as such or recognized as such in the school system where the person works;
- C. consistently exercises judgment and discretion;
- D. performs predominantly intellectual work so varied that the output cannot be standardized by time necessary for accomplishment; and
- E. devotes less than 20 percent of the hours worked to activities not essential to the person's professional work.

**Statutory Authority:** *MS s 177.28*

**History:** *17 SR 1279*

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