

## Examining and Licensing Boards

## CHAPTER 214

## STATE EXAMINING AND LICENSING BOARDS

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**214.01 DEFINITIONS.** Subdivision 1. The words defined in this section for purposes of sections 214.01, and 214.04 to 214.06 have the meanings given them unless the context clearly requires otherwise.

Subd. 2. "Health related licensing board" means the board of examiners of nursing home administration established pursuant to section 144.952, the board of examiners in basic sciences established pursuant to section 146.03, the state board of medical examiners created pursuant to section 147.01, the Minnesota board of nursing created pursuant to section 148.181, the state board of chiropractic examiners established pursuant to section 148.02, the licensed practical nurses examining board created pursuant to section 148.296, the state board of optometry established pursuant to section 148.52, the state examining committee for physical therapists established pursuant to section 148.66, the state board of dentistry established pursuant to section 150A.02, the state board of pharmacy established pursuant to section 151.02, the state board of podiatry examiners and registration established pursuant to section 153.02, and the state veterinary examining board, established pursuant to section 156.01.

Subd. 3. "Non-health related licensing board" means the state board of examiners of psychologists established pursuant to section 148.79 or its successor board, the board of barber examiners established pursuant to section 154.22, the state board of cosmetology examiners established pursuant to section 155.04, the state board of architects, engineers and land surveyors established pursuant to section 326.04, the state board of accountancy established pursuant to section 326.17, the state board of electricity established pursuant to section 326.241, the Minnesota board of examiners in watchmaking established pursuant to section 326.541, the state boxing commission established pursuant to section 341.02, and the Minnesota abstracters' board of examiners established pursuant to section 386.63.

[1973 c 638 s 63; 1974 c 406 s 82, 83]

**214.02 PUBLIC MEMBER, DEFINED.** "Public member" means a person who is not, or never was, a member of the profession or occupation being licensed or regulated or the spouse of any such person, or a person who does not have or has never had, a material financial interest in either the providing of the professional service being licensed or regulated or an activity directly related to the profession or occupation being licensed or regulated.

[1973 c 638 s 61]

(NOTE: See also section 645.44, subdivision 5a.)

**214.03 STANDARDIZED TESTS.** All state examining and licensing boards, other than the state board of law examiners, the state board of professional responsibility or any other board established by the supreme court to regulate the practice of law and judicial functions, shall use national standardized tests for the objective, nonpractical portion of any examination given to prospective licensees to the extent that such national standardized tests are appropriate, except when the subject matter of the examination relates to the application of Minnesota law to the profession or calling being licensed.

[1973 c 638 s 62; 1974 c 406 s 81]

**214.04 SERVICES.** Subdivision 1. The commissioner of administration at his discretion with respect to the health related licensing boards and non-health related boards may provide at a central location suitable offices and other space, joint conference and hearing facilities, examination rooms, and the following administrative

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support services: purchasing service, accounting service, advisory personnel services, data processing, duplicating, mailing services, automated printing of license renewals, and such other similar services of a housekeeping nature as are generally available to other agencies of state government. With respect to the health related licensing boards, the commissioner of administration shall consult with the state board of health.

Subd. 2. The health related licensing boards and the non-health related licensing boards shall be required to provide compensation for the reasonable costs associated with providing the services required by subdivision 1. Such compensation shall be based upon biennial budgeting statements prepared by each licensing board. Transfers of funds to the account of the department of administration with respect to the health related boards and the non-health related boards shall be made on the first day of each quarter of the biennium for services to be furnished, and all funds so transferred shall be deposited to the account of the department of administration.

[1973 c 638 s 64]

**214.05 EFFECT OF POWERS GRANTED IN ENABLING ACTS.** Nothing in sections 214.01, and 214.04 to 214.06 shall be construed to limit the powers granted to the health related boards or the non-health related boards in their enabling legislation.

[1973 c 638 s 65; 1974 c 406 s 84]

**214.06 FEES.** Notwithstanding any law to the contrary, all health related licensing boards as defined in section 214.01 and all non-health related licensing boards as defined in section 214.01, acting pursuant to the administrative procedures act, may, with the approval of the commissioner of administration, increase the fee for the renewal of a license or certificate a sufficient amount so that the total fees collected by each board will as closely as possible equal anticipated expenditures.

[1973 c 638 s 67; 1974 c 406 s 85]