

MINNESOTA STATUTES 1975 SUPPLEMENT

EXAMINING AND LICENSING BOARDS 214.04

- 211.27 [Repealed, 1975 c 284 s 49]
- 211.28 [Repealed, 1975 c 284 s 49]
- 211.30 [Repealed, 1975 c 284 s 49]
- 211.31 [Repealed, 1975 c 284 s 49]
- 211.32 [Repealed, 1975 c 284 s 49]
- 211.33 [Repealed, 1975 c 284 s 49]
- 211.34 [Repealed, 1975 c 284 s 49]
- 211.36 [Repealed, 1975 c 284 s 49]
- 211.37 [Repealed, 1975 c 284 s 49]
- 211.38 [Repealed, 1975 c 284 s 49]
- 211.39 [Repealed, 1975 c 284 s 49]
- 211.40 [Repealed, 1975 c 284 s 49]
- 211.41 [Repealed, 1975 c 284 s 49]

CHAPTER 214. EXAMINING AND LICENSING BOARDS

Sec.		Sec.	
214.01	Definitions.	214.08	Fiscal year. [New]
214.04	Services.	214.09	Membership; compensation; removal; vacancies. [New]
214.07	Reports. [New]		

214.01 Definitions.

[For text of subd 1, see M.S.1974]

Subd. 2. "Health related licensing board" means the board of examiners of nursing home administration established pursuant to section 144.952, the board of medical examiners created pursuant to section 147.01, the board of nursing created pursuant to section 148.181, the board of chiropractic examiners established pursuant to section 148.02, the board of licensed practical nursing created pursuant to section 148.29, the board of optometry established pursuant to section 148.52, the board of examiners of psychologists established pursuant to section 148.90, the board of dentistry established pursuant to section 150A.02, the board of pharmacy established pursuant to section 151.02, the board of podiatry examiners and registration established pursuant to section 153.02, and the veterinary examining board, established pursuant to section 156.01.

Subd. 3. "Non-health related licensing board" means the teacher standards and certification commission established pursuant to section 125.183, the board of barber examiners established pursuant to section 154.22, the board of cosmetology examiners established pursuant to section 155.04, the board of assessors established pursuant to section 270.41, the board of architects, engineers and land surveyors established pursuant to section 326.04, the board of accountancy established pursuant to section 326.17, the board of electricity established pursuant to section 326.241, the private detective and protective agent licensing board established pursuant to section 326.33, the board of examiners in watchmaking established pursuant to section 326.541, the boxing commission established pursuant to section 341.02, and the abstracters' board of examiners established pursuant to section 386.63.

[1975 c 136 s 46,47]

214.04 Services.

Subdivision 1. The commissioner of administration with respect to the

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board of electricity, the commissioner of education with respect to the teacher standards and certification commission, and the commissioner of revenue with respect to the board of assessors, shall provide suitable offices and other space, joint conference and hearing facilities, examination rooms, and the following administrative 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. The commissioner of health with respect to the health related licensing boards and the commissioner of commerce with respect to the remaining non-health related licensing boards shall provide the above facilities and services at a central location for the health related and remaining non-health related licensing boards.

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 appropriate department as specified in subdivision 1 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 appropriate department.

[1975 c 136 s 48]

214.07 Reports.

Subdivision 1. Board reports. The health related licensing boards and the non-health related licensing boards shall prepare reports by October 1 of each even numbered year on forms prepared by the commissioner of administration. Copies of the reports shall be delivered to the legislature in accordance with section 3.195, the governor and the commissioner of administration. The reports shall contain the following information relating to the two year period ending the previous June 30:

- (a) A general statement of board activities;
- (b) The number of meetings and approximate total number of hours spent by all board members in meetings and on other board activities;
- (c) The receipts and disbursements of board funds;
- (d) The names of board members and their addresses, occupations, and dates of appointment and reappointment to the board;
- (e) The names and job classifications of board employees;
- (f) A brief summary of board rules proposed or adopted during the reporting period with appropriate citations to the state register and published rules;
- (g) The number of persons having each type of license and registration issued by the board as of June 30 in the year of the report;
- (h) The locations and dates of the administration of examinations by the board;
- (i) The number of persons examined by the board with the persons subdivided into groups showing age categories, sex, and states of residency;
- (j) The number of persons licensed or registered by the board after taking the examinations referred to in clause (h) with the persons subdivided by age categories, sex, and states of residency;
- (k) The number of persons not licensed or registered by the board after taking the examinations referred to in clause (h) with the persons subdivided by age categories, sex, and states of residency;
- (l) The number of persons not taking the examinations referred to in clause (h) who were licensed or registered by the board or who were denied licensing or registration with the reasons for the licensing or registration or denial thereof and with the persons subdivided by age categories, sex, and states of residency;

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(m) The number of persons previously licensed or registered by the board whose licenses or registrations were revoked, suspended, or otherwise altered in status with brief statements of the reasons for the revocation, suspension or alteration;

(n) The number of written and oral inquiries and complaints received by the board from residents of the state relating to activities which the board is required to license or regulate;

(o) A summary by category of the substance of the inquiries and complaints referred to in clause (n) and the responses or dispositions of the board thereto;

(p) Any other objective information which the board members believe will be useful in reviewing board activities.

Subd. 2. Summary of board reports. Not later than December 15 of each even numbered year, the commissioner of administration shall prepare a summary report compiling the information required by subdivision 1, clauses (b) and (g) to (p) and contained in the reports submitted by the boards the preceding year pursuant to subdivision 1. The summary report shall be distributed to the legislature pursuant to section 3.195 and to the governor.

[1975 c 136 s 49]

214.08 Fiscal year.

All health related boards and all non-health related boards shall adopt the fiscal year system employed by the state.

[1975 c 136 s 50]

214.09 Membership; compensation; removal; vacancies.

Subdivision 1. General. The following standard provisions shall apply to the health related and non-health related licensing boards and to agencies created after July 1, 1975 in the executive branch, other than departments, whose primary functions include licensing, registration or certification of persons in specified professions or occupations.

Subd. 2. Membership terms. The terms of the members shall be four years with the terms ending on the first Monday in January. The appointing authority shall appoint as nearly as possible one-fourth of the members to terms expiring each year. If the number of members is not evenly divisible by four, the greater number of members, as necessary, shall be appointed to terms expiring in the year of commencement of the governor's term and the year or years immediately thereafter. If the membership is composed of categories of members from occupations, industries, political subdivisions, the public or other groupings of persons, and if the categories have two or more members each, the appointing authority shall appoint as nearly as possible one-fourth of the members in each category at each appointment date. Members may serve until their successors are appointed and qualify. If the appointing authority fails to appoint a successor by July 1 of the year in which the term expires, the term of the member for whom a successor has not been appointed shall extend until the first Monday in January four years after the scheduled end of the original term.

Subd. 3. Compensation. Members of the boards shall be compensated at the rate of \$35 per day spent on board activities plus expenses in the same manner and amount as received by state employees. Members who are full-time state employees or employees of the political subdivisions of the state shall not receive the \$35 per day, but they shall suffer no loss in compensation or benefits from the state or a political subdivision as a result of their service on the board. Members who are state employees or employees of the political subdivisions of the state may receive the expenses provided for in this subdivision unless the expenses are reimbursed by another source.

Subd. 4. Removal; vacancies. A member may be removed by the appointing authority at any time (1) for cause after notice and hearing, (2) if the board

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fails to prepare and submit the report required by section 214.07, or (3) after missing three consecutive meetings. The chairman of the board shall inform the appointing authority of a member missing the three consecutive meetings. After the second consecutive missed meeting and before the next meeting, the secretary of the board shall notify the member in writing that he may be removed if he misses the next meeting. In the case of a vacancy on the board, the appointing authority shall appoint a person to fill the vacancy for the remainder of the unexpired term.

[1975 c 136 s 5]

CHAPTER 218. COMMON CARRIERS, RAIL TRANSPORTATION

Sec.
218.031 Common carriers, duties.

218.031 Common carriers, duties.

[For text of subd 1, see M.S.1974]

Subd. 2. Every common carrier shall furnish to the department:

(1) All schedules of rates, fares and charges, every part and classification thereof, together with minimum weights and rules with respect thereto, and any and all amendments, modifications or changes therein.

(2) All information duly required in blanks and forms furnished by the department.

(3) A copy of all annual reports and valuation data furnished to the Interstate Commerce Commission not later than June 30th, covering the preceding calendar year, together with any additional information regarding valuation of its properties requested by the department.

(4) A report of accidents, wrecks and casualties occurring in this state in such manner and form and at such times as prescribed by the department. All such reports administered by the department of public safety shall be received and administered in accordance with the provisions of section 169.09, subdivision 13. All other reports shall be open to public inspection but shall not be admissible in evidence in any suit or action for damages growing out of such accident, wreck or casualty.

(5) All tariff agreements or arrangements with other carriers.

(6) All joint schedules of rates, fares or classifications.

[1975 c 313 s 1]

CHAPTER 219. COMMON CARRIERS; RAILROADS; REGULATIONS, LIABILITIES

Sec.		Sec.	
219.39	Dangerous crossings; complaints; hearings.	219.661	Speedometers on locomotives. [New]
219.40	Determination; order; flagmen or safety device.	219.662	Speedometers as required equipment; reports. [New]
219.562	Motor vehicles designed for highway use; equipment.	219.753	Cranes operating on railroad tracks; electrical line detectors; penalty. [New]

219.39 Dangerous crossings; complaints; hearings.

Upon written complaint authorized by a majority vote of the members of the council of any city, or by the board of supervisors of any town, or board of county commissioners of any county in this state, or by the commissioner of