

MINNESOTA STATUTES 1975 SUPPLEMENT

EMPLOYMENTS LICENSED BY STATE 326.02

the penalties and remedies provided in section 325.907.

[1975 c 372 s 3]

325.962 Notice to members.

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

Subd. 1a. In lieu of the notice of cancellation required by subdivision 1, the seller may provide notice in a manner which conforms to applicable federal law or regulation or section 325.935 so long as the notice provides the information required by subdivision 1.

Subd. 2. Every contract which does not contain the notice specified in this section may be cancelled by the member at any time by giving notice of cancellation by any means.

[1975 c 357 s 1,2]

CHAPTER 326. EMPLOYMENTS LICENSED BY STATE

Sec.		Sec.	
326.02	Registration of architects, engineers, surveyors and landscape architects.	326.17	Board of accountancy.
326.03	Registration required.	326.18	Board, duties, officers, examinations.
326.04	Board of registration for architects, engineers, and surveyors.	326.22	Fees.
326.05	Qualifications of board members.	326.241	Board of electricity.
326.06	General powers and duties of board.	326.33	Private detective and protective licensing board; creation; duties; appeal.
326.07	Board, meetings of, officers, quorum.	326.334	Fees; licensing procedure.
326.08	Fees, disposal of; pay of board members; bonds.	326.37	Plumbers; supervision by state board of health; rules; violation; penalty.
326.09	Records and reports of board.	326.42	Applications.
326.10	Certificates of registration.	326.44	Fees paid to general fund.
326.11	Certificates of registration, revocation, reissue, duplicates.	326.541	Board of examiners in watchmaking; fees; disposition.
326.12	Certificates as evidence; seals of registrants.	326.542	Examinations; fees.
326.13	Practice exempt.	326.62	Applications.
326.14	Corporations and partnerships authorized.	326.64	Fees deposited.
		326.66	Water conditioning advisory board.

326.02 Registration of architects, engineers, surveyors and landscape architects.

Subdivision 1. Registration mandatory. In order to safeguard life, health, and property, and to promote the public welfare, any person in either public or private capacity practicing, or offering to practice, architecture, professional engineering, land surveying or landscape architecture in this state, either as an individual, a co-partner, or as agent of another, shall be registered as hereinafter provided. It shall be unlawful for any person to practice, or to offer to practice, in this state, architecture, professional engineering, land surveying or landscape architecture, or to solicit or to contract to furnish work within the terms of sections 326.02 to 326.16, or to use in connection with his name, or to otherwise assume, use or advertise any title or description tending to convey the impression that he is an architect, professional engineer (hereinafter called engineer), land surveyor or landscape architect, unless such person is qualified by registration under sections 326.02 to 326.16.

[For text of subds 2 to 4, see M.S.1974]

Subd. 4a. Practice of landscape architecture. Any person shall be deemed to be practicing landscape architecture, within the meaning of sections 326.02 to 326.16, who holds himself out as able to perform or who does perform any professional service in connection with the development of land areas where the dominant purpose of the service is the preservation, enhancement or determination of proper land uses, natural land features, ground cover and planting, naturalistic and aesthetic values, the settings, approaches or environment for structures or other improvements, and the consideration and determination of inherent problems of the land relating to erosion, wear and tear, blight and hazards. This practice shall in-

MINNESOTA STATUTES 1975 SUPPLEMENT

326.02 EMPLOYMENTS LICENSED BY STATE

clude the location and arrangement of tangible objects and features incidental and necessary to the purposes outlined but shall not include the design of structures or facilities with separate and self-contained purposes as ordinarily included in the practice of engineering or architecture or the preparation of boundary surveys or final land plats, as ordinarily included in the practice of land surveying.

Nothing contained in sections 326.02 to 326.16 concerning landscape architects shall be construed:

(a) To apply to a professional engineer duly registered under the laws of this state;

(b) To apply to an architect registered under the laws of this state;

(c) To apply to a land surveyor registered under the laws of this state;

(d) To prevent a registered architect or professional engineer from doing landscape planning and designing;

(e) To exclude nurserymen or other small businessmen from the preparation of landscape plans appropriate to the normal operation of their business;

(f) To authorize a landscape architect to engage in the practice of architecture, engineering, or land surveying;

No person shall use the designation landscape architect or any title or device indicating or representing that the person is a landscape architect or is practicing landscape architecture unless the person is registered under the provisions of sections 326.02 to 326.16.

Subd. 5. Limitation. The provisions of sections 326.02 to 326.16 shall not apply to the preparation of plans and specifications for the erection, enlargement, or alteration of any building or other structure by any person, for his exclusive occupancy or use, unless such occupancy or use involves the public health or safety or the health or safety of the employees of said person, or of the buildings listed in section 326.03, subdivision 2, nor to any detailed or shop plans required to be furnished by a contractor to a registered engineer, landscape architect, or architect, nor to any standardized manufactured product, nor to any construction superintendent supervising the execution of work designed by an architect, landscape architect, or engineer registered in accordance with section 326.03, nor to the planning for and supervision of the construction and installation of work by an electrical contractor or master plumber as defined in and licensed pursuant to this chapter, where such work is within the scope of such licensed activity and not within the practice of professional engineering or architecture as defined in section 326.02, subdivisions 2 and 3.

[1975 c 329 s 1-3]

326.03 Registration required.

Subdivision 1. No person, except an architect, engineer, land surveyor or landscape architect, registered as provided for in sections 326.02 to 326.15 shall practice architecture, professional engineering, land surveying or landscape architecture, respectively, in the preparation of plans, specifications, report, plats or other architectural, engineering, land surveying or landscape architectural documents, or in the observation of architectural, engineering, land surveying or landscape architectural projects.

Subd. 2. Nothing contained in sections 326.02 to 326.16 shall prevent persons from advertising and performing services such as consultation, investigation, or

MINNESOTA STATUTES 1975 SUPPLEMENT

EMPLOYMENTS LICENSED BY STATE 326.06

evaluation in connection with, or from making plans and specifications for, or from supervising, the erection, enlargement, or alteration of any of the following buildings:

- (a) Dwellings for single families, and outbuildings in connection therewith, such as barns and private garages;
- (b) Two family dwellings;
- (c) Any farm building or accessory thereto;
- (d) Temporary buildings or sheds used exclusively for construction purposes, not exceeding two stories in height, and not used for living quarters;
- (e) Any public work or public improvement done by a public body in this state, the cost of which does not exceed \$30,000, provided that plans and specifications for such work or improvement affecting water supply or waste disposal are approved by the appropriate state agency; or
- (f) Any building, structure, or work, the total cost of which does not exceed \$30,000.

[For text of subd 3, see M.S.1974]

Subd. 4. The provisions hereof shall not apply to any person holding an elective office when in discharging the duties thereof such person is required to do work or perform service of the character of work or service usually done or performed by an architect, engineer, land surveyor or landscape architect.

[1975 c 83 s 1; 1975 c 329 s 4,5]

[For text of subd 5, see M.S.1974]

326.04 Board of registration for architects, engineers, and surveyors.

To carry out the provisions of sections 326.02 to 326.15 there is hereby created a board of registration for architects, engineers, land surveyors, and landscape architects (hereinafter called the board) consisting of sixteen members, who shall be appointed by the governor. Three members shall be registered architects, five members shall be registered engineers, one member shall be a landscape architect, one member shall be a registered land surveyor and six members shall be public members as defined for purposes of Laws 1973, Chapter 638. Not more than one member of said board shall be from the same branch of the profession of engineering. The first landscape architect member shall be appointed as soon as possible and no later than 60 days after August 1, 1975 and shall serve for a term to end on January 1, 1977. Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 214.07 to 214.09.

[1975 c 136 s 55; 1975 c 329 s 6]

326.05 Qualifications of board members.

Each member of the board shall be a citizen of the United States and a resident of this state at the time of his appointment. Each member except the public members shall have been engaged in the practice of his profession for at least ten years and shall have been in responsible charge of work for at least five years. Each such member shall be a member in good standing of a recognized society of architects, engineers, land surveyors or landscape architects; and, except as provided in section 326.06, shall be a registered architect, registered engineer, registered land surveyor or registered landscape architect.

[1975 c 329 s 7]

326.06 General powers and duties of board.

Each member of the board shall receive a certificate of appointment from the governor, and, before beginning his term of office, shall file with the secretary of state the constitutional oath of office. The board, or any committee thereof, shall be

MINNESOTA STATUTES 1975 SUPPLEMENT

326.06 EMPLOYMENTS LICENSED BY STATE

entitled to the services of the attorney general in connection with the affairs of the board, and the board shall have power to compel the attendance of witnesses, administer oaths, and take testimony and proofs concerning all matters within its jurisdiction. The board shall adopt and have an official seal, which shall be affixed to all certificates of registration granted; shall make all bylaws and rules, not inconsistent with law, needed in performing its duties; and shall fix standards for determining the qualifications of applicants for certificates, which shall not exceed the requirements contained in the curriculum of a recognized school of architecture, landscape architecture or engineering.

[1975 c 329 s 8]

326.07 Board, meetings of, officers, quorum.

The board shall hold meetings at such times as the bylaws of the board may provide. Notice of all meetings shall be given in such manner as the bylaws may provide. The board shall elect annually from its members a chairman, a vice-chairman, a secretary and a treasurer. A quorum of the board shall consist of not less than nine members, of whom three shall be architects or landscape architects or land surveyors, three engineers, and three public members.

[1975 c 136 s 56; 1975 c 329 s 9]

326.08 Fees, disposal of; pay of board members; bonds.

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

Subd. 2. Any member of the board, the executive secretary of the board, or the attorney for the board may be authorized by the board to attend any architectural, engineering, land surveying or landscape architectural conference or meeting held outside of this state, the major purpose of which is the consideration of problems directly associated with the registration of architects, professional engineers, land surveyors or landscape architects. In addition to any subsistence and travel allowance prescribed by law for travel outside of the state, a member of the board who attends such an architectural, engineering, land surveying or landscape architectural conference or meeting pursuant to authorization by the board shall receive \$35 for each day or portion thereof he attends the conference or meeting or travels to or from the conference or meeting.

(NOTE: Section 326.08, Subdivision 2, was also amended by Laws 1975, Chapter 136, Section 57, to read as follows:

"Subd. 2. Any member of the board, the executive secretary of the board, or the attorney for the board may be authorized by the board to attend any architectural, engineering, or land surveying conference or meeting held outside of this state, the major purpose of which is the consideration of problems directly associated with the registration of architects, professional engineers, or land surveyors.")

[1975 c 329 s 10]

[For text of subd 3, see M.S.1974]

326.09 Records and reports of board.

The board shall keep a record of its proceedings and a register of all applicants for registration, showing for each the date of application, name, age, educational and other qualifications, place of business, and the place of residence, whether or not an examination was required and whether the applicant was rejected or a certificate of registration granted, and the date of such action. The books and register of the board shall be prima facie evidence of all matters recorded therein. A roster showing the names and places of business or of residence of all registered architects, engineers, land surveyors and landscape architects shall be prepared by the executive secretary of the board during the month of July, of each even numbered year. Roster supplements listing newly registered persons shall be published semi-annually between publications of the biennial roster. Rosters may be printed out of the funds of the board, as provided in section 326.08. On or be-

EMPLOYMENTS LICENSED BY STATE 326.10

for the first day of October in each even numbered year, the board shall submit a biennial report to the governor covering its activities during the two preceding fiscal years, together with a complete statement of the receipts and expenditures of the board, signed by the chairman and the treasurer, and a copy of the roster, with supplements, of registered architects, registered engineers, registered land surveyors and registered landscape architects.

(NOTE: Section 326.09 was also amended by Laws 1975, Chapter 136, Section 58, to read as follows:

"326.09 [RECORDS OF BOARD.] The board shall keep a record of its proceedings and a register of all applicants for registration, showing for each the date of application, name, age, educational and other qualifications, place of business, and the place of residence, whether or not an examination was required and whether the applicant was rejected or a certificate of registration granted, and the date of such action. The books and register of the board shall be prima facie evidence of all matters recorded therein. A roster showing the names and places of business and of residence of all registered architects, engineers, and land surveyors shall be prepared by the executive secretary of the board during the month of July, of each even-numbered year; such roster shall be printed out of the funds of the board, as provided in section 326.08.")

[1975 c 329 s 11]

326.10 Certificates of registration.

Subdivision 1. Issuance. The board shall on application therefor on a prescribed form, and upon payment of a fee prescribed by rule of the board, issue a certificate of registration as an architect, engineer, land surveyor or landscape architect. A separate fee shall be paid for each profession registered.

(1) To any person over 25 years of age, who is of good moral character and repute, and who has the experience and educational qualifications which the board by rule may prescribe.

(2) To any person who holds an unexpired certificate of registration issued to him by proper authority in the District of Columbia, any state or territory of the United States, or any foreign country, in which the requirements for registration of architects, engineers, land surveyors or landscape architects, respectively, at the time of registration in the other jurisdiction, were equal, in the opinion of the board, to those fixed by the board and by the laws of this state, and in which similar privileges are extended to the holders of certificates of registration issued by this state. The board may require such person to submit a certificate of his technical qualification from the National Council of Architectural Registration Boards in the case of an architect, from the National Council of Engineering Examiners in the case of an engineer, and from the National Council of Landscape Architects Registration Board in the case of a landscape architect.

Subd. 2. Examination. The board may subject any applicant for registration, or for certification as an engineer-in-training or land surveyor-in-training, to such examinations as may be deemed necessary to establish his qualifications.

In determining the qualifications in such cases of applicants for registration as architects, a majority vote of the architect members of the board only shall be required; in determining the qualifications in such cases of applicants for registration as engineers, a majority vote of the engineer members of the board only, shall be required; and in determining the qualifications of applicants for registration as land surveyors, the affirmative vote of the land surveyor member and of one engineer of the board only, shall be required; and in determining the qualifications of applicants for registration as landscape architects, the affirmative vote of the landscape architect member of the board and of one architect member or one civil engineer member of the board only, shall be required.

Subd. 4. Expiration. Certificates of registration shall expire on the last day of the fiscal year next succeeding the year in which they are issued and shall become invalid on that date unless renewed. It shall be the duty of the executive secretary of the board to notify, by mail, every person registered of the date of the expiration of his certificate and the amount of fee required for its renewal; such notice shall be mailed to the registrant at his address as shown on the records of the board at least one month in advance of the date of the expiration of the certificate. Renewal may be effected on or before June 30 of the year of expiration by the payment of a fee in such manner and in such amount as the board, by rule, shall determine for each profession.

MINNESOTA STATUTES 1975 SUPPLEMENT

326.10 EMPLOYMENTS LICENSED BY STATE

Subd. 5. Delayed renewal fee. The failure on the part of any registrant to renew his certificate before June 30 of the year of expiration shall not deprive such person of his right of renewal thereafter, but the fee to be paid for the late renewal of the certificate shall be \$3 for each profession in addition to the renewal fee for each profession.

Subd. 7. Engineer-in-training; land surveyor-in-training; landscape architect-in-training. (1) An applicant for certification as an engineer-in-training who is a graduate with a bachelor of engineering degree from a school or college having an engineering curriculum accredited by the engineers' council for professional development or whose education, in the opinion of the board, is equivalent thereto, shall receive from the board, upon passing an examination in fundamental engineering subjects, a certificate stating that he has passed such examination and that his name has been recorded as an engineer-in-training.

(2) An applicant for certification as a land surveyor-in-training who has had a minimum of four years of qualifying experience of a character satisfactory to the board, of which a formal education in an accredited engineering or land surveying curriculum may constitute a part thereof, shall receive from the board, upon passing a written examination in the fundamentals of mathematics and the basic principles of land surveying, a certificate stating that he has passed such examination and that his name has been recorded as a land surveyor-in-training.

(3) Any applicant for certification as a landscape architect-in-training who is a graduate with a degree from a school or college having a landscape architecture curriculum accredited by the American society of landscape architects committee on education or who has had equivalent education or experience or a combination thereof of a grade and character acceptable to the board shall receive from the board, upon passing an examination in fundamental landscape architectural subjects, a certificate stating that he has passed that examination and that his name has been recorded as a landscape architect-in-training.

[1975 c 329 s 12]

326.11 Certificates of registration, revocation, reissue, duplicates.

Subdivision 1. Revocation. The board shall have the power to revoke or suspend as hereinafter provided, the certificate of registration of any architect, engineer, land surveyor or landscape architect, who is found guilty by the board of any fraud or deceit in obtaining a certificate of registration, or of attaching his seal or signature to any plan, specification, report, plat, or other architectural, engineering, land surveying or landscape architectural document not prepared by him or under his direct supervision, or of gross negligence, incompetency, or misconduct in the practice of architecture, engineering, land surveying or landscape architecture, or upon conviction of any violation of sections 326.02 to 326.16 or amendments thereof, or of any crime involving moral turpitude or upon adjudication of insanity or incompetency, and in the case of such conviction or adjudication, such revocation or suspension may be made by the board on its own motion on the filing with its secretary of a copy of the minutes of such conviction and judgment or adjudication, duly certified by the clerk in whose custody they are, the same to be conclusive evidence of such conviction or adjudication.

Subd. 2. Charges. Any person may prefer charges of such fraud, deceit, misuse of seal or signature or of gross negligence, incompetency, or misconduct against any person registered hereunder. Such charges shall be in writing, sworn to by the complainant, filed with the secretary and submitted by him to the board; and, unless dismissed without hearing by the board as unfounded or not warranting further proceedings, shall be heard or determined by the board within three months after the date of such filing with the secretary. A time and place for such hearing shall be fixed by the board.

[For text of subd 3, see M.S.1974]

Subd. 4. Hearing. The hearing, and all proceedings to revoke or suspend a certificate of registration, shall be conducted in accordance with the provisions of

MINNESOTA STATUTES 1975 SUPPLEMENT

EMPLOYMENTS LICENSED BY STATE 326.13

chapter 15, for the conduct of contested cases. At the hearing the accused shall have the right to appear personally and by counsel, to cross-examine witnesses against him, and to produce evidence and witnesses in his defense. If, after said hearing, six or more members vote in favor of finding the accused guilty of any charge made against him, the board may revoke or suspend the certificate of registration of the accused.

Subd. 5. Re-issue. The board may re-issue a certificate of registration to any person whose certificate has been revoked, provided ten or more members of the board vote in favor of such reissuance for reasons the board may deem sufficient.

[1975 c 329 s 13-16]

[For text of subd 6, see M.S.1974]

326.12 Certificates as evidence; seals of registrants.

Subdivision 1. Judicial proof. The issuance of a certificate of registration by the board shall be evidence that the person named therein is entitled to all the rights and privileges of a registered architect, registered engineer, registered land surveyor or registered landscape architect while the certificate remains unrevoked or has not expired or has not been suspended.

Subd. 2. Seal. Each registrant may, upon registration, obtain a seal of a design approved by the board, bearing the registrant's name and the legend "registered architect," "registered professional engineer," "registered land surveyor" or "registered landscape architect." Plans, specifications, plats, reports, and other documents prepared by a registrant may be stamped with the seal during the life of registrant's certificate. A rubber stamp facsimile thereof may be used in lieu of the seal on tracings from which prints are to be made or on papers which would be damaged by the regular seal. It shall be unlawful for any one to stamp or seal any document with the stamp or seal after the certificate of the registrant named thereon has expired, been revoked or suspended, unless said certificate shall have been renewed or reissued.

Subd. 3. Certified signature. Each plan, specification, plat, report, or other document which sections 326.02 to 326.16 require be prepared by a registered architect, registered engineer, registered land surveyor or registered landscape architect shall bear the signature of the person preparing it, or the signature of the person under whose direct supervision it was prepared. Each signature shall be accompanied by a certification that the signer is registered under sections 326.02 to 326.16, by the person's registration number, and by the date on which the signature was affixed. The provisions of this paragraph shall not apply to documents of an intra-office or intra-company nature.

[1975 c 329 s 17]

326.13 Practice exempt.

Practice of architecture, engineering or land surveying in this state prior to registration by the board shall be permitted under the following conditions and limitations:

(1) By any person or firm not a resident of and having no established place of business in this state, or any person or firm resident in this state, but whose arrival in the state is recent; provided, however, such person or a person connected with such firm:

(a) is registered and qualified to practice such profession in a state or country to which the board grants registration by comity in accordance with the provisions of section 326.10, subdivision 1, clause (2); and

(b) shall have filed an application for registration as an architect or an engineer, shall have paid the fee provided for in section 326.10, and shall have been notified by the board that the applicant meets the requirements for registration in this state and is entitled to receive a certificate of registration;

326.13 EMPLOYMENTS LICENSED BY STATE

(c) notwithstanding the provisions of paragraph (b) and prior to the notification provided for therein, an applicant who meets the requirements of paragraph (a) shall be permitted to practice in this state provided that such practice is limited solely to solicitation of work within the terms of sections 326.02 to 326.16;

(2) Practice as an architect, an engineer, a land surveyor or a landscape architect by any person not a resident of, and having no established place of business in, this state, as a consulting associate of an architect, an engineer, a land surveyor or a landscape architect registered under the provisions of sections 326.02 to 326.15; provided, the non-resident is registered and qualified to practice his profession in a state or country to which the board grants registration by comity in accordance with the provisions of section 326.10, subdivision 1, clause (2);

(3) Practice as an architect, an engineer, a land surveyor or a landscape architect solely as an officer or employee of the United States.

[1975 c 329 s 18]

326.14 Corporations and partnerships authorized.

A corporation, partnership or other firm may engage in work of an architectural or engineering character, in land surveying or in landscape architecture in this state, provided the person or persons connected with such corporation, partnership or other firm in responsible charge of such work is or are registered as herein required for the practice of architecture, engineering, land surveying and landscape architecture.

[1975 c 329 s 19]

326.17 Board of accountancy.

A board of accountancy is hereby created to carry out the purposes and enforce the provisions of sections 326.17 to 326.23. It shall consist of seven citizens of this state to be appointed by the governor, two of whom shall be public members as defined for purposes of Laws 1973, Chapter 638 and five of whom shall be the holders of certificates issued under the provisions of sections 326.17 to 326.23. Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 214.07 to 214.09.

[1975 c 136 s 59]

326.18 Board, duties, officers, examinations.

A majority of the board shall constitute a quorum. The board shall elect one of its number as chairman, another as vice chairman, and another as secretary and treasurer, who shall hold their respective offices for a term of one year and until their successors are elected. The affirmative vote of four members of the board shall be considered as the action of the board. The board shall enforce the standard of general education; the standard of special education in the science and art of accounting; the standard of moral character and general public experience, as prescribed in sections 326.17 to 326.23, in all examinations conducted thereunder. The board shall make rules and regulations for the conduct of applicants' examinations and the character and scope of such examinations, the method and time of filing applications for examinations and their form and contents, and all other rules and regulations proper to carry into effect the purposes of sections 326.17 to 326.23. All such examinations shall be conducted by the board of accountancy. The time and place of holding examinations shall be advertised for not less than three consecutive days in one daily newspaper published in each of the counties where the examinations are to be held, and not less than 20 days prior to the date of each examination. The examinations shall take place as often as may be convenient in the opinion of the board. The board may make further rules and regulations, including but not limited to rules of professional conduct, pertaining to corporations practicing public accounting which it deems consistent with or required by the public welfare.

The board shall keep records of its proceedings, an accurate list of all applications made, certificates issued, certificates registered, and certificates revoked,

MINNESOTA STATUTES 1975 SUPPLEMENT

EMPLOYMENTS LICENSED BY STATE 326.33

and shall keep proper financial records in which there shall be entered a complete statement of the cash receipts and disbursements. It shall adopt and provide itself with a seal with a band inscribed "Certified Public Accountant, State of Minnesota," with the coat of arms of Minnesota in the center, which seal shall be affixed to each certificate issued or registered under sections 326.17 to 326.23. All records of the board shall be open to the inspection of the public at the office of its secretary.

[1975 c 136 s 60]

326.22 Fees.

[For text of subds 1 and 2, see M.S.1974]

Subd. 3. Expenses of administration; fees; disposition. The board shall pay all ordinary and necessary expenses. The fees collected under sections 326.17 to 326.23 shall be paid into the state treasury and credited to the general fund together with the unexpended balance in any special fund of the board as of July 1, 1973. The expenses of administering sections 326.17 to 326.23 shall be paid from appropriations made to the state board of accountancy.

[1975 c 136 s 61]

326.241 Board of electricity.

Subdivision 1. Composition. The board of electricity shall consist of nine members, residents of the state, of whom at least two shall be representatives of the electrical suppliers in the rural areas of the state, two shall be master electricians, who shall be contractors, two journeyman electricians, one registered consulting electrical engineer and two public members as defined for purposes of Laws 1973, Chapter 638. Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 214.07 to 214.09.

[For text of subd 2, see M.S.1974]

Subd. 3. Fees and finances; disposition. All license fees collected under the provisions of Laws 1967, Chapter 602 are to be credited to the general fund. Of the unexpended balance in a special fund of the board as of July 1, 1973, those portions attributable to previously collected license fees credited to the fund, but not inspection fees held in escrow, shall be credited to the general fund. The expenses of administering sections 326.241 to 326.248 shall be paid from appropriations made to the board of electricity.

[1975 c 136 s 62,63]

326.33 Private detective and protective licensing board; creation; duties; appeal.

Subdivision 1. There is hereby created a private detective and protective agent licensing board, consisting of the attorney general or a departmental employee designated by him; the superintendent of the bureau of criminal apprehension or a departmental employee designated by him; a licensed private detective and two public members. Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 214.07 to 214.09.

The board members shall meet as they deem necessary and conduct such business ascribed to the board by the provisions of sections 326.331 to 326.339. The board shall designate one of the board members to fulfill the capacity of board chairman who will remain in the capacity of chairman for a term of one year. The board shall have the option of retaining or replacing a board member as chairman.

[1975 c 136 s 64]

MINNESOTA STATUTES 1975 SUPPLEMENT

326.33 EMPLOYMENTS LICENSED BY STATE

[For text of subs 2 to 5, see M.S.1974]

326.334 Fees; licensing procedure.

[For text of subs 1 to 6, see M.S.1974]

Subd. 7. All fees accruing to the board shall be paid into the general fund. The cost of administering sections 326.32 to 326.339 shall be paid from appropriations made to the board.

[1975 c 136 s 65]

326.37 Plumbers; supervision by state board of health; rules; violation; penalty.

The state board of health may, by rule, prescribe minimum standards which shall be uniform, and which standards shall thereafter be effective for all new plumbing installations, including additions, extensions, alterations, and replacements connected with any water or sewage disposal system owned or operated by or for any municipality, institution, factory, office building, hotel, apartment building, or any other place of business regardless of location or the population of the city or town in which located. Violation of the rules shall be a misdemeanor.

The board shall administer the provisions of sections 326.37 to 326.45 and for such purposes may employ plumbing inspectors and other assistants.

[1975 c 136 s 66]

326.42 Applications.

Applications for plumber's license shall be made to the state board of health, with fee. Unless the applicant is entitled to a renewal, he shall be licensed by the state board of health only after passing a satisfactory examination by the examiners showing fitness. Examination fees for both journeyman and master plumbers shall be in an amount prescribed by the state board of health pursuant to section 144.122. Upon being notified that he has successfully passed the examination for original license the applicant shall submit an application, with the license fee herein provided. License fees shall be in an amount prescribed by the state board of health pursuant to section 144.122. Licenses shall expire and be renewed as prescribed by the board pursuant to section 144.122.

[1975 c 310 s 31]

326.44 Fees paid to general fund.

All fees received under sections 326.37 to 326.45 shall be deposited by the state board of health to the credit of the general fund in the state treasury. The salaries of the necessary employees of the board and the per diem of the inspectors and examiners hereinbefore provided, their expenses and all incidental expenses of the board in carrying out the provisions of sections 326.37 to 326.45, shall be paid, from the appropriations made to the state board of health, but no expense or claim shall be incurred or paid in excess of the amount received from the fees herein provided.

[1975 c 204 s 82]

326.541 Board of examiners in watchmaking; fees; disposition.

(1) There is created a board to be known as the "Board of Examiners in Watchmaking," whose duties it shall be to administer the provisions of Laws 1943, Chapter 474. Such board shall consist of seven members, appointed by the governor. All persons so appointed shall have been residents of this state and five such members shall have actually engaged in watchmaking, as defined in section 326.01, subdivision 20, for at least five years immediately preceding the time of their appointment. The remaining members shall be public members as defined for purposes of Laws 1973, Chapter 638. Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and re-

MINNESOTA STATUTES 1975 SUPPLEMENT

EMPLOYMENTS LICENSED BY STATE 326.66

porting requirements shall be as provided in sections 214.07 to 214.09. The board of seven shall have at least two employees as members.

(2) The board shall choose annually, one of its members as president and one as secretary, who shall severally have power to administer oaths and take affidavits certifying thereto under the seal of the board. The board shall meet at such times and places as the officers may direct. A majority of the board shall constitute a quorum. The secretary shall give such bond as the board shall determine to be proper. The secretary shall keep a full record of its proceedings, which shall be open to inspection at all reasonable times. The secretary, in addition to such per diem and expenses, may be paid an annual salary not to exceed \$2,500.

(3) The board shall establish suitable and proper uniform apprenticeship regulations; may retain administrative or legal counsel, if it deems needed or proper; and may appoint one clerk or assistant to the secretary, exempt from civil service.

(4) The secretary shall collect the fees and shall pay the same into the state treasury, to be credited to the general fund together with any unexpended balance in a special fund of the board as of July 1, 1973. The chairman or his designee shall draw by warrant for necessary expenses. The expenses of administering sections 326.54 to 326.546 shall be paid from appropriations made to the board.

[1975 c 136 s 67]

326.542 Examinations; fees.

Applicants for certificates shall be examined at a time and place fixed by the board. Applications for examination shall be filed with the board at least ten days before the date set for the examination and shall be accompanied by an examination fee of \$25. The applicant shall be of good character, at least 18 years of age, and possess such training and experience as the board shall determine to be requisite.

[1975 c 136 s 68]

326.62 Applications.

Applications for water conditioning contractor's or installer's licenses shall be made to the state board of health with the fee prescribed by the board pursuant to section 144.122. Licenses shall expire and be renewed as prescribed by the board pursuant to section 144.122.

[1975 c 310 s 32]

326.64 Fees deposited.

All fees received under sections 326.57 to 326.66 shall be deposited by the state board of health to the credit of the general fund in the state treasury. The salaries of the necessary employees of the board and the per diem of the inspectors and examiners hereinbefore provided, their expenses and the incidental expenses of the board in carrying out the provisions of sections 326.57 to 326.66 shall be paid from the appropriations made to the state board of health but no expense or claim shall be incurred or paid in excess of the amount received from the fees herein provided.

[1975 c 204 s 83]

326.66 Water conditioning advisory board.

A water conditioning advisory board of nine members may be appointed by the commissioner or his designee to assist in the establishment of rules, regulations, and standards for water conditioning installation and servicing. This board shall consist of at least three members who are actively engaged as water conditioning contractors and the terms, removal, duties, and powers of such board shall be in accordance with such rules and regulations as the commissioner or his designee may prescribe.

[1975 c 136 s 69]