

141.12

**ARTICLE 10**

141.13

**LABOR POLICY**

141.14 Section 1. Minnesota Statutes 2022, section 116J.871, subdivision 2, is amended to read:

141.15 Subd. 2. **Prevailing wage required.** (a) A state agency may provide financial assistance  
 141.16 to a person only if the person receiving or benefiting from the financial assistance certifies  
 141.17 to the commissioner of labor and industry that laborers and mechanics at the project site  
 141.18 during construction, installation, remodeling, and repairs for which the financial assistance  
 141.19 was provided will be paid the prevailing wage rate as defined in section 177.42, subdivision  
 141.20 6, The person receiving or benefiting from the financial assistance is also subject to the  
 141.21 requirements and enforcement provisions of sections 177.27, 177.30, 177.32, 177.41 to  
 141.22 177.435, and 177.45.

141.23 (b) For purposes of complying with section 177.30, paragraph (a), clauses (6) and (7),  
 141.24 the state agency awarding the financial assistance is considered the contracting authority  
 141.25 and the project is considered a public works project. The person receiving or benefiting  
 141.26 from the financial assistance shall notify all employers on the project of the record keeping  
 141.27 and reporting requirements in section 177.30, paragraph (a), clauses (6) and (7). Each  
 141.28 employer shall submit the required information to the contracting authority.

141.29 Sec. 2. Minnesota Statutes 2022, section 175.16, subdivision 1, is amended to read:

141.30 Subdivision 1. **Established.** The Department of Labor and Industry shall consist of the  
 141.31 following divisions: Division of Workers' Compensation, Division of Construction Codes  
 141.32 and Licensing, Division of Occupational Safety and Health, Division of Statistics, Division  
 142.1 of Labor Standards, and Division of Apprenticeship, and such other divisions as the  
 142.2 commissioner of the Department of Labor and Industry may deem necessary and establish.  
 142.3 Each division of the department and persons in charge thereof shall be subject to the  
 142.4 supervision of the commissioner of the Department of Labor and Industry and, in addition  
 142.5 to such duties as are or may be imposed on them by statute, shall perform such other duties  
 142.6 as may be assigned to them by the commissioner. Notwithstanding any other law to the  
 142.7 contrary, the commissioner is the administrator and supervisor of all of the department's  
 142.8 dispute resolution functions and personnel and may delegate authority to compensation  
 142.9 judges and others to make determinations under sections 176.106, 176.238, and 176.239  
 142.10 and to approve settlement of claims under section 176.521.

142.11 Sec. 3. Minnesota Statutes 2022, section 177.26, subdivision 1, is amended to read:

142.12 Subdivision 1. **Creation.** The Division of Labor Standards ~~and Apprenticeship~~ in the  
 142.13 Department of Labor and Industry is supervised and controlled by the commissioner of  
 142.14 labor and industry.

149.9

**ARTICLE 11**

149.10

**MISCELLANEOUS**

49.18 Sec. 4. Minnesota Statutes 2022, section 116J.871, subdivision 2, is amended to read:

49.19 Subd. 2. **Prevailing wage required.** (a) A state agency may provide financial assistance  
 49.20 to a person only if the person receiving or benefiting from the financial assistance certifies  
 49.21 to the commissioner of labor and industry that laborers and mechanics at the project site  
 49.22 during construction, installation, remodeling, and repairs for which the financial assistance  
 49.23 was provided will be paid the prevailing wage rate as defined in section 177.42, subdivision  
 49.24 6, and be subject to the requirements and enforcement provisions of sections 177.27, 177.30,  
 49.25 177.32, 177.41 to 177.435, and 177.45.

49.26 (b) For the purposes of a person subject to paragraph (a) who is required to comply with  
 49.27 section 177.30, paragraph (a), clauses (6) and (7), the state agency awarding the financial  
 49.28 assistance is considered the contracting authority and the project is considered a public  
 49.29 works project. The person receiving or benefiting from the financial assistance shall notify  
 49.30 all employers on the project of the record keeping and reporting requirements of section  
 49.31 177.30, paragraph (a), clauses (6) and (7). Each employer shall submit the required  
 49.32 information to the contracting authority.

149.11 Section 1. Minnesota Statutes 2022, section 175.16, subdivision 1, is amended to read:

149.12 Subdivision 1. **Established.** The Department of Labor and Industry shall consist of the  
 149.13 following divisions: Division of Workers' Compensation, Division of Construction Codes  
 149.14 and Licensing, Division of Occupational Safety and Health, Division of Statistics, Division  
 149.15 of Labor Standards, and Division of Apprenticeship, and such other divisions as the  
 149.16 commissioner of the Department of Labor and Industry may deem necessary and establish.  
 149.17 Each division of the department and persons in charge thereof shall be subject to the  
 149.18 supervision of the commissioner of the Department of Labor and Industry and, in addition  
 149.19 to such duties as are or may be imposed on them by statute, shall perform such other duties  
 149.20 as may be assigned to them by the commissioner. Notwithstanding any other law to the  
 149.21 contrary, the commissioner is the administrator and supervisor of all of the department's  
 149.22 dispute resolution functions and personnel and may delegate authority to compensation  
 149.23 judges and others to make determinations under sections 176.106, 176.238, and 176.239  
 149.24 and to approve settlement of claims under section 176.521.

149.25 Sec. 2. Minnesota Statutes 2022, section 177.26, subdivision 1, is amended to read:

149.26 Subdivision 1. **Creation.** The Division of Labor Standards ~~and Apprenticeship~~ in the  
 149.27 Department of Labor and Industry is supervised and controlled by the commissioner of  
 149.28 labor and industry.

142.15 Sec. 4. Minnesota Statutes 2022, section 177.26, subdivision 2, is amended to read:

142.16 Subd. 2. **Powers and duties.** The Division of Labor Standards and Apprenticeship shall  
142.17 administer this chapter and chapters 178, 181, 181A, and 184.

142.18 Sec. 5. Minnesota Statutes 2022, section 177.27, subdivision 4, is amended to read:

142.19 Subd. 4. **Compliance orders.** The commissioner may issue an order requiring an  
142.20 employer to comply with sections 177.21 to 177.435, 179.86, 181.02, 181.03, 181.031,  
142.21 181.032, 181.101, 181.11, 181.13, 181.14, 181.145, 181.15, 181.172, paragraph (a) or (d),  
142.22 181.214 to 181.217, 181.275, subdivision 2a, 181.635, 181.722, 181.79, 181.85 to 181.89,  
142.23 and 181.939 to 181.943, or with any rule promulgated under section 177.28, 181.213, or  
142.24 181.215. The commissioner shall issue an order requiring an employer to comply with  
142.25 sections 177.41 to 177.435 if the violation is repeated. For purposes of this subdivision  
142.26 only, a violation is repeated if at any time during the two years that preceded the date of  
142.27 violation, the commissioner issued an order to the employer for violation of sections 177.41  
142.28 to 177.435 and the order is final or the commissioner and the employer have entered into a  
142.29 settlement agreement that required the employer to pay back wages that were required by  
142.30 sections 177.41 to 177.435. The department shall serve the order upon the employer or the  
142.31 employer's authorized representative in person or by certified mail at the employer's place  
142.32 of business. An employer who wishes to contest the order must file written notice of objection  
142.33 to the order with the commissioner within 15 calendar days after being served with the  
143.1 order. A contested case proceeding must then be held in accordance with sections 14.57 to  
143.2 14.69. If, within 15 calendar days after being served with the order, the employer fails to  
143.3 file a written notice of objection with the commissioner, the order becomes a final order of  
143.4 the commissioner.

143.5 Sec. 6. Minnesota Statutes 2022, section 178.01, is amended to read:

143.6 **178.01 PURPOSES.**

143.7 The purposes of this chapter are: to open to all people regardless of race, sex, creed,  
143.8 color or national origin, the opportunity to obtain training and on-the-job learning that will  
143.9 equip them for profitable employment and citizenship; to establish as a means to this end,  
143.10 a program of voluntary apprenticeship under approved apprenticeship agreements providing  
143.11 facilities for their training and guidance in the arts, skills, and crafts of industry and trade  
143.12 or occupation, with concurrent, supplementary instruction in related subjects; to promote  
143.13 apprenticeship opportunities under conditions providing adequate training and on-the-job  
143.14 learning and reasonable earnings; to relate the supply of skilled workers to employment  
143.15 demands; to establish standards for apprentice training; to establish an Apprenticeship Board  
143.16 and apprenticeship committees to assist in effectuating the purposes of this chapter; to  
143.17 provide for a Division of Labor Standards and Apprenticeship within the Department of  
143.18 Labor and Industry; to provide for reports to the legislature regarding the status of apprentice  
143.19 training in the state; to establish a procedure for the determination of apprenticeship  
143.20 agreement controversies; and to accomplish related ends.

149.29 Sec. 3. Minnesota Statutes 2022, section 177.26, subdivision 2, is amended to read:

149.30 Subd. 2. **Powers and duties.** The Division of Labor Standards and Apprenticeship shall  
149.31 administer this chapter and chapters 178, 181, 181A, and 184.

150.1 Sec. 4. Minnesota Statutes 2022, section 178.01, is amended to read:

150.2 **178.01 PURPOSES.**

150.3 The purposes of this chapter are: to open to all people regardless of race, sex, creed,  
150.4 color or national origin, the opportunity to obtain training and on-the-job learning that will  
150.5 equip them for profitable employment and citizenship; to establish as a means to this end,  
150.6 a program of voluntary apprenticeship under approved apprenticeship agreements providing  
150.7 facilities for their training and guidance in the arts, skills, and crafts of industry and trade  
150.8 or occupation, with concurrent, supplementary instruction in related subjects; to promote  
150.9 apprenticeship opportunities under conditions providing adequate training and on-the-job  
150.10 learning and reasonable earnings; to relate the supply of skilled workers to employment  
150.11 demands; to establish standards for apprentice training; to establish an Apprenticeship Board  
150.12 and apprenticeship committees to assist in effectuating the purposes of this chapter; to  
150.13 provide for a Division of Labor Standards and Apprenticeship within the Department of  
150.14 Labor and Industry; to provide for reports to the legislature regarding the status of apprentice  
150.15 training in the state; to establish a procedure for the determination of apprenticeship  
150.16 agreement controversies; and to accomplish related ends.

143.21 Sec. 7. Minnesota Statutes 2022, section 178.011, subdivision 7, is amended to read:

143.22 Subd. 7. **Division.** "Division" means the department's ~~Labor Standards and Apprenticeship~~  
143.23 Division, established under sections 175.16 and 178.03, and the State Apprenticeship Agency  
143.24 as defined in Code of Federal Regulations, title 29, part 29, section 29.2.

143.25 Sec. 8. Minnesota Statutes 2022, section 178.03, subdivision 1, is amended to read:

143.26 Subdivision 1. **Establishment of division.** There is established a Division of ~~Labor~~  
143.27 ~~Standards and Apprenticeship~~ in the Department of Labor and Industry. This division shall  
143.28 be administered by a director, and be under the supervision of the commissioner.

144.1 Sec. 9. Minnesota Statutes 2022, section 178.11, is amended to read:

144.2 **178.11 LABOR EDUCATION ADVANCEMENT GRANT PROGRAM.**

144.3 The commissioner shall establish the labor education advancement grant program for  
144.4 the purpose of facilitating the participation or retention of ~~minorities~~ people of color,  
144.5 Indigenous people, and women in ~~apprenticeable trades and occupations~~ registered  
144.6 apprenticeship programs. The commissioner shall award grants to community-based and  
144.7 nonprofit organizations and Minnesota Tribal governments as defined in section 10.65,  
144.8 -serving the targeted populations on a competitive request-for-proposal basis. Interested  
144.9 organizations shall apply for the grants in a form prescribed by the commissioner. As part  
144.10 of the application process, applicants must provide a statement of need for the grant, a  
144.11 description of the targeted population and apprenticeship opportunities, a description of  
144.12 activities to be funded by the grant, evidence supporting the ability to deliver services,  
144.13 information related to coordinating grant activities with other employment and learning  
144.14 programs, identification of matching funds, a budget, and performance objectives. Each  
144.15 submitted application shall be evaluated for completeness and effectiveness of the proposed  
144.16 grant activity.

150.17 Sec. 5. Minnesota Statutes 2022, section 178.011, subdivision 7, is amended to read:

150.18 Subd. 7. **Division.** "Division" means the department's ~~Labor Standards and Apprenticeship~~  
150.19 Division, established under sections 175.16 and 178.03, and the State Apprenticeship Agency  
150.20 as defined in Code of Federal Regulations, title 29, part 29, section 29.2.

150.21 Sec. 6. Minnesota Statutes 2022, section 178.03, subdivision 1, is amended to read:

150.22 Subdivision 1. **Establishment of division.** There is established a Division of ~~Labor~~  
150.23 ~~Standards and Apprenticeship~~ in the Department of Labor and Industry. This division shall  
150.24 be administered by a director, and be under the supervision of the commissioner.

150.25 Sec. 7. Minnesota Statutes 2022, section 178.11, is amended to read:

150.26 **178.11 LABOR EDUCATION ADVANCEMENT GRANT PROGRAM.**

150.27 The commissioner shall establish the labor education advancement grant program for  
150.28 the purpose of facilitating the participation or retention of ~~minorities~~ people of color,  
150.29 Indigenous people, and women in ~~apprenticeable trades and occupations~~ registered  
150.30 apprenticeship programs. The commissioner shall award grants to community-based and  
150.31 nonprofit organizations and Minnesota Tribal governments as defined in section 10.65,  
150.32 -serving the targeted populations on a competitive request-for-proposal basis. Interested  
151.1 organizations shall apply for the grants in a form prescribed by the commissioner. As part  
151.2 of the application process, applicants must provide a statement of need for the grant, a  
151.3 description of the targeted population and apprenticeship opportunities, a description of  
151.4 activities to be funded by the grant, evidence supporting the ability to deliver services,  
151.5 information related to coordinating grant activities with other employment and learning  
151.6 programs, identification of matching funds, a budget, and performance objectives. Each  
151.7 submitted application shall be evaluated for completeness and effectiveness of the proposed  
151.8 grant activity.

151.9 Sec. 8. **[181.536] POSTING OF VETERANS' BENEFITS AND SERVICES.**

151.10 Subdivision 1. **Poster creation; content.** (a) The commissioner shall consult with the  
151.11 commissioner of veterans affairs to create and distribute a veterans' benefits and services  
151.12 poster.

151.13 (b) The poster must, at a minimum, include information regarding the following benefits  
151.14 and services available to veterans:

151.15 (1) contact and website information for the Department of Veterans Affairs and the  
151.16 department's veterans' services program;

151.17 (2) substance use disorder and mental health treatment;

151.18 (3) educational, workforce, and training resources;

151.19 (4) tax benefits;

144.17 Sec. 10. Minnesota Statutes 2022, section 181.9435, subdivision 1, is amended to read:

144.18 Subdivision 1. **Investigation.** The Division of Labor Standards and Apprenticeship shall  
 144.19 receive complaints of employees against employers relating to sections 181.172, paragraph  
 144.20 (a) or (d), and 181.939 to 181.9436 and investigate informally whether an employer may  
 144.21 be in violation of sections 181.172, paragraph (a) or (d), and 181.939 to 181.9436. The  
 144.22 division shall attempt to resolve employee complaints by informing employees and employers  
 144.23 of the provisions of the law and directing employers to comply with the law. For complaints  
 144.24 related to section 181.939, the division must contact the employer within two business days  
 144.25 and investigate the complaint within ten days of receipt of the complaint.

144.26 Sec. 11. Minnesota Statutes 2022, section 181.9436, is amended to read:

144.27 **181.9436 POSTING OF LAW.**

144.28 The Division of Labor Standards and Apprenticeship shall develop, with the assistance  
 144.29 of interested business and community organizations, an educational poster stating employees'  
 144.30 rights under sections 181.940 to 181.9436. The department shall make the poster available,  
 144.31 upon request, to employers for posting on the employer's premises.

145.1 Sec. 12. Minnesota Statutes 2022, section 182.666, subdivision 1, is amended to read:

145.2 Subdivision 1. **Willful or repeated violations.** Any employer who willfully or repeatedly  
 145.3 violates the requirements of section 182.653, or any standard, rule, or order adopted under  
 145.4 the authority of the commissioner as provided in this chapter, may be assessed a fine not to  
 145.5 exceed ~~\$70,000~~ \$156,259 for each violation. The minimum fine for a willful violation is  
 145.6 ~~\$5,000~~ \$11,162.

145.7 Sec. 13. Minnesota Statutes 2022, section 182.666, subdivision 2, is amended to read:

145.8 Subd. 2. **Serious violations.** Any employer who has received a citation for a serious  
 145.9 violation of its duties under section 182.653, or any standard, rule, or order adopted under  
 145.10 the authority of the commissioner as provided in this chapter, shall be assessed a fine not

151.20 (5) Minnesota state veteran drivers' licenses and state identification cards;

151.21 (6) eligibility for unemployment insurance benefits under state and federal law;

151.22 (7) legal services; and

151.23 (8) contact information for the U.S. Department of Veterans Affairs Veterans Crisis

151.24 Line.

151.25 (c) The commissioner must annually review the poster's content and update the poster  
 151.26 to include the most current information available.

151.27 Subd. 2. **Mandatory posting.** Every employer in the state with more than 50 full-time  
 151.28 equivalent employees shall display the poster created pursuant to this section in a conspicuous  
 151.29 place accessible to employees in the workplace.

152.1 Sec. 9. Minnesota Statutes 2022, section 181.9435, subdivision 1, is amended to read:

152.2 Subdivision 1. **Investigation.** The Division of Labor Standards and Apprenticeship shall  
 152.3 receive complaints of employees against employers relating to sections 181.172, paragraph  
 152.4 (a) or (d), and 181.939 to 181.9436 and investigate informally whether an employer may  
 152.5 be in violation of sections 181.172, paragraph (a) or (d), and 181.939 to 181.9436. The  
 152.6 division shall attempt to resolve employee complaints by informing employees and employers  
 152.7 of the provisions of the law and directing employers to comply with the law. For complaints  
 152.8 related to section 181.939, the division must contact the employer within two business days  
 152.9 and investigate the complaint within ten days of receipt of the complaint.

152.10 Sec. 10. Minnesota Statutes 2022, section 181.9436, is amended to read:

152.11 **181.9436 POSTING OF LAW.**

152.12 The Division of Labor Standards and Apprenticeship shall develop, with the assistance  
 152.13 of interested business and community organizations, an educational poster stating employees'  
 152.14 rights under sections 181.940 to 181.9436. The department shall make the poster available,  
 152.15 upon request, to employers for posting on the employer's premises.

152.16 Sec. 11. Minnesota Statutes 2022, section 182.666, subdivision 1, is amended to read:

152.17 Subdivision 1. **Willful or repeated violations.** Any employer who willfully or repeatedly  
 152.18 violates the requirements of section 182.653, or any standard, rule, or order adopted under  
 152.19 the authority of the commissioner as provided in this chapter, may be assessed a fine not to  
 152.20 exceed ~~\$70,000~~ \$156,259 for each violation. The minimum fine for a willful violation is  
 152.21 ~~\$5,000~~ \$11,162.

152.22 Sec. 12. Minnesota Statutes 2022, section 182.666, subdivision 2, is amended to read:

152.23 Subd. 2. **Serious violations.** Any employer who has received a citation for a serious  
 152.24 violation of its duties under section 182.653, or any standard, rule, or order adopted under  
 152.25 the authority of the commissioner as provided in this chapter, shall be assessed a fine not

145.11 to exceed ~~\$7,000~~ \$15,625 for each violation. If a serious violation under section 182.653,  
 145.12 subdivision 2, causes or contributes to the death of an employee, the employer shall be  
 145.13 assessed a fine of up to \$25,000 for each violation.

145.14 Sec. 14. Minnesota Statutes 2022, section 182.666, subdivision 3, is amended to read:

145.15 Subd. 3. **Nonserious violations.** Any employer who has received a citation for a violation  
 145.16 of its duties under section 182.653, subdivisions 2 to 4, where the violation is specifically  
 145.17 determined not to be of a serious nature as provided in section 182.651, subdivision 12,  
 145.18 may be assessed a fine of up to ~~\$7,000~~ \$15,625 for each violation.

145.19 Sec. 15. Minnesota Statutes 2022, section 182.666, subdivision 4, is amended to read:

145.20 Subd. 4. **Failure to correct a violation.** Any employer who fails to correct a violation  
 145.21 for which a citation has been issued under section 182.66 within the period permitted for  
 145.22 its correction, which period shall not begin to run until the date of the final order of the  
 145.23 commissioner in the case of any review proceedings under this chapter initiated by the  
 145.24 employer in good faith and not solely for delay or avoidance of penalties, may be assessed  
 145.25 a fine of not more than ~~\$7,000~~ \$15,625 for each day during which the failure or violation  
 145.26 continues.

145.27 Sec. 16. Minnesota Statutes 2022, section 182.666, subdivision 5, is amended to read:

145.28 Subd. 5. **Posting violations.** Any employer who violates any of the posting requirements,  
 145.29 as prescribed under this chapter, except those prescribed under section 182.661, subdivision  
 145.30 3a, shall be assessed a fine of up to ~~\$7,000~~ \$15,625 for each violation.

146.1 Sec. 17. Minnesota Statutes 2022, section 182.666, is amended by adding a subdivision  
 146.2 to read:

146.3 Subd. 6a. **Increases for inflation.** (a) Each year, beginning in 2023, the commissioner  
 146.4 shall determine the percentage change in the Minneapolis-St. Paul-Bloomington, MN-WI,  
 146.5 Consumer Price Index for All Urban Consumers (CPI-U) from the month of October in the  
 146.6 preceding calendar year to the month of October in the current calendar year.

146.7 (b) The commissioner shall increase the fines in subdivisions 1 to 5, except for the fine  
 146.8 for a serious violation under section 182.653, subdivision 2, that causes or contributes to  
 146.9 the death of an employee, by the percentage change determined by the commissioner under  
 146.10 paragraph (a), if the percentage change is greater than zero. The fines shall be increased to  
 146.11 the nearest one dollar.

146.12 (c) If the percentage change determined by the commissioner under paragraph (a) is not  
 146.13 greater than zero, the commissioner shall not change any of the fines in subdivisions 1 to  
 146.14 5.

152.26 to exceed ~~\$7,000~~ \$15,625 for each violation. If a serious violation under section 182.653,  
 152.27 subdivision 2, causes or contributes to the death of an employee, the employer shall be  
 152.28 assessed a fine of up to \$25,000 for each violation.

152.29 Sec. 13. Minnesota Statutes 2022, section 182.666, subdivision 3, is amended to read:

152.30 Subd. 3. **Nonserious violations.** Any employer who has received a citation for a violation  
 152.31 of its duties under section 182.653, subdivisions 2 to 4, where the violation is specifically  
 153.1 determined not to be of a serious nature as provided in section 182.651, subdivision 12,  
 153.2 may be assessed a fine of up to ~~\$7,000~~ \$15,625 for each violation.

153.3 Sec. 14. Minnesota Statutes 2022, section 182.666, subdivision 4, is amended to read:

153.4 Subd. 4. **Failure to correct a violation.** Any employer who fails to correct a violation  
 153.5 for which a citation has been issued under section 182.66 within the period permitted for  
 153.6 its correction, which period shall not begin to run until the date of the final order of the  
 153.7 commissioner in the case of any review proceedings under this chapter initiated by the  
 153.8 employer in good faith and not solely for delay or avoidance of penalties, may be assessed  
 153.9 a fine of not more than ~~\$7,000~~ \$15,625 for each day during which the failure or violation  
 153.10 continues.

153.11 Sec. 15. Minnesota Statutes 2022, section 182.666, subdivision 5, is amended to read:

153.12 Subd. 5. **Posting violations.** Any employer who violates any of the posting requirements,  
 153.13 as prescribed under this chapter, except those prescribed under section 182.661, subdivision  
 153.14 3a, shall be assessed a fine of up to ~~\$7,000~~ \$15,625 for each violation.

153.15 Sec. 16. Minnesota Statutes 2022, section 182.666, is amended by adding a subdivision  
 153.16 to read:

153.17 Subd. 6a. **Increases for inflation.** (a) Each year, beginning in 2023, the commissioner  
 153.18 shall determine the percentage change in the Minneapolis-St. Paul-Bloomington, MN-WI,  
 153.19 Consumer Price Index for All Urban Consumers (CPI-U) from the month of October in the  
 153.20 preceding calendar year to the month of October in the current calendar year.

153.21 (b) The commissioner shall increase the fines in subdivisions 1 to 5, except for the fine  
 153.22 for a serious violation under section 182.653, subdivision 2, that causes or contributes to  
 153.23 the death of an employee, by the percentage change determined by the commissioner under  
 153.24 paragraph (a), if the percentage change is greater than zero. The fines shall be increased to  
 153.25 the nearest one dollar.

153.26 (c) If the percentage change determined by the commissioner under paragraph (a) is not  
 153.27 greater than zero, the commissioner shall not change any of the fines in subdivisions 1 to  
 153.28 5.

146.15 (d) A fine increased under this subdivision takes effect on the next January 15 after the  
 146.16 commissioner determines the percentage change under paragraph (a) and applies to all fines  
 146.17 assessed on or after the next January 15.

146.18 (e) No later than December 1 of each year, the commissioner shall give notice in the  
 146.19 State Register of any increase to the fines in subdivisions 1 to 5.

146.20 Sec. 18. **[182.677] ERGONOMICS.**

146.21 Subdivision 1. **Definitions.** (a) For purposes of this section, the definitions in this  
 146.22 subdivision apply unless otherwise specified.

146.23 (b) "Health care facility" means a hospital with a North American Industrial Classification  
 146.24 system code of 622110, 622210, or 622310; an outpatient surgical center with a North  
 146.25 American Industrial Classification system code of 621493; and a nursing home with a North  
 146.26 American Industrial Classification system code of 623110.

146.27 (c) "Warehouse distribution center" means an employer with 100 or more employees in  
 146.28 Minnesota and a North American Industrial Classification system code of 493110, 423110  
 146.29 to 423990, 424110 to 424990, 454110, or 492110.

146.30 (d) "Meatpacking site" means a meatpacking or poultry processing site with 100 or more  
 146.31 employees in Minnesota and a North American Industrial Classification system code of  
 146.32 311611 to 311615, except 311613.

147.1 (e) "Musculoskeletal disorder" or "MSD" means a disorder of the muscles, nerves,  
 147.2 tendons, ligaments, joints, cartilage, blood vessels, or spinal discs.

147.3 Subd. 2. **Ergonomics program required.** (a) Every licensed health care facility,  
 147.4 warehouse distribution center, or meatpacking site in the state shall create and implement  
 147.5 an effective written ergonomics program establishing the employer's plan to minimize the  
 147.6 risk of its employees developing or aggravating musculoskeletal disorders by utilizing an  
 147.7 ergonomics process. The ergonomics program shall focus on eliminating the risk. To the  
 147.8 extent risk exists, the ergonomics program must include feasible administrative or engineering  
 147.9 controls to reduce the risk.

147.10 (b) The program shall include:

147.11 (1) an assessment of hazards with regard to prevention of musculoskeletal disorders;

147.12 (2) an initial and ongoing training of employees on ergonomics and its benefits, including  
 147.13 the importance of reporting early symptoms of musculoskeletal disorders;

147.14 (3) a procedure to ensure early reporting of musculoskeletal disorders to prevent or  
 147.15 reduce the progression of symptoms, the development of serious injuries, and lost-time  
 147.16 claims;

153.29 (d) A fine increased under this subdivision takes effect on the next January 15 after the  
 153.30 commissioner determines the percentage change under paragraph (a) and applies to all fines  
 153.31 assessed on or after the next January 15.

154.1 (e) No later than December 1 of each year, the commissioner shall give notice in the  
 154.2 State Register of any increase to the fines in subdivisions 1 to 5.

154.3 Sec. 17. **[182.677] ERGONOMICS.**

154.4 Subdivision 1. **Definitions.** (a) For purposes of this section, the definitions in this  
 154.5 subdivision apply unless otherwise specified.

154.6 (b) "Health care facility" means a hospital with a North American Industrial Classification  
 154.7 system code of 622110, 622210, or 622310; an outpatient surgical center with a North  
 154.8 American Industrial Classification system code of 621493; and a nursing home with a North  
 154.9 American Industrial Classification system code of 623110.

154.10 (c) "Warehouse distribution center" means an employer with 100 or more employees in  
 154.11 Minnesota and a North American Industrial Classification system code of 493110, 423110  
 154.12 to 423990, 424110 to 424990, 454110, or 492110.

154.13 (d) "Meatpacking site" means a meatpacking or poultry processing site with 100 or more  
 154.14 employees in Minnesota and a North American Industrial Classification system code of  
 154.15 311611 to 311615, except 311613.

154.16 (e) "Musculoskeletal disorder" or "MSD" means a disorder of the muscles, nerves,  
 154.17 tendons, ligaments, joints, cartilage, blood vessels, or spinal discs.

154.18 Subd. 2. **Ergonomics program required.** (a) Every licensed health care facility,  
 154.19 warehouse distribution center, or meatpacking site in the state shall create and implement  
 154.20 an effective written ergonomics program establishing the employer's plan to minimize the  
 154.21 risk of its employees developing or aggravating musculoskeletal disorders by utilizing an  
 154.22 ergonomics process. The ergonomics program shall focus on eliminating the risk. To the  
 154.23 extent risk exists, the ergonomics program must include feasible administrative or engineering  
 154.24 controls to reduce the risk.

154.25 (b) The program shall include:

154.26 (1) an assessment of hazards with regard to prevention of musculoskeletal disorders;

154.27 (2) an initial and ongoing training of employees on ergonomics and its benefits, including  
 154.28 the importance of reporting early symptoms of musculoskeletal disorders;

154.29 (3) a procedure to ensure early reporting of musculoskeletal disorders to prevent or  
 154.30 reduce the progression of symptoms, the development of serious injuries, and lost-time  
 154.31 claims;

147.17 (4) a process for employees to provide possible solutions that may be implemented to  
 147.18 reduce, control, or eliminate workplace musculoskeletal disorders;

147.19 (5) procedures to ensure that physical plant modifications and major construction projects  
 147.20 are consistent with program goals; and

147.21 (6) annual evaluations of the ergonomics program and whenever a change to the work  
 147.22 process occurs.

147.23 Subd. 3. **Annual evaluation of program required.** There must be an established  
 147.24 procedure to annually assess the effectiveness of the ergonomics program, including  
 147.25 evaluation of corrective actions taken in response to reporting of symptoms by employees.  
 147.26 The annual assessment shall determine the success of the implemented ergonomic solutions  
 147.27 and whether goals set by the ergonomics program have been met.

147.28 Subd. 4. **Employee training.** (a) An employer subject to this section must train all new  
 147.29 and existing employees on the following:

147.30 (1) the name of each individual on the employer's safety committee;

147.31 (2) the facility's hazard prevention and control plan;

148.1 (3) the early signs and symptoms of musculoskeletal injuries and the procedures for  
 148.2 reporting them;

148.3 (4) the procedures for reporting injuries and other hazards;

148.4 (5) any administrative or engineering controls related to ergonomic hazards that are in  
 148.5 place or will be implemented at the facility;

148.6 (6) how to use personal protective equipment, whether it is available, and where it is  
 148.7 located; and

148.8 (7) the requirements of subdivision 9.

148.9 (b) New and current employees must be trained according to paragraph (a) prior to  
 148.10 starting work. The employer must provide the training during working hours and compensate  
 148.11 the employee for attending the training at the employee's standard rate of pay. All training  
 148.12 must be in a language and with vocabulary that the employee can understand.

148.13 (c) Updates to the information conveyed in the training shall be communicated to  
 148.14 employees as soon as practicable.

148.15 Subd. 5. **Involvement of employees.** Employers subject to this section must solicit  
 148.16 feedback for its ergonomics program through its safety committee required by section  
 148.17 182.676, in addition to any other opportunities for employee participation the employer  
 148.18 may provide. The safety committee must be directly involved in ergonomics worksite  
 148.19 assessments and participate in the annual evaluation required by subdivision 3.

155.1 (4) a process for employees to provide possible solutions that may be implemented to  
 155.2 reduce, control, or eliminate workplace musculoskeletal disorders;

155.3 (5) procedures to ensure that physical plant modifications and major construction projects  
 155.4 are consistent with program goals; and

155.5 (6) annual evaluations of the ergonomics program and whenever a change to the work  
 155.6 process occurs.

155.7 Subd. 3. **Annual evaluation of program required.** There must be an established  
 155.8 procedure to annually assess the effectiveness of the ergonomics program, including  
 155.9 evaluation of corrective actions taken in response to reporting of symptoms by employees.  
 155.10 The annual assessment shall determine the success of the implemented ergonomic solutions  
 155.11 and whether goals set by the ergonomics program have been met.

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 155.13 and existing employees on the following:

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155.15 (2) the facility's hazard prevention and control plan;

155.16 (3) the early signs and symptoms of musculoskeletal injuries and the procedures for  
 155.17 reporting them;

155.18 (4) the procedures for reporting injuries and other hazards;

155.19 (5) any administrative or engineering controls related to ergonomic hazards that are in  
 155.20 place or will be implemented at the facility;

155.21 (6) how to use personal protective equipment, whether it is available, and where it is  
 155.22 located; and

155.23 (7) the requirements of subdivision 9.

155.24 (b) New and current employees must be trained according to paragraph (a) prior to  
 155.25 starting work. The employer must provide the training during working hours and compensate  
 155.26 the employee for attending the training at the employee's standard rate of pay. All training  
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 156.1 182.676, in addition to any other opportunities for employee participation the employer  
 156.2 may provide. The safety committee must be directly involved in ergonomics worksite  
 156.3 assessments and participate in the annual evaluation required by subdivision 3.

148.20 Subd. 6. **Workplace program or AWAIR.** An employer subject to this section must  
 148.21 reference its ergonomics program in a written Workplace Accident and Injury Reduction  
 148.22 (AWAIR) program required by section 182.653, subdivision 8.

148.23 Subd. 7. **Recordkeeping.** An employer subject to this section must maintain:  
 148.24 (1) a written certification dated and signed by each person who provides training and  
 148.25 each employee who receives training pursuant to this section. The certification completed  
 148.26 by the training providers must state that the employer has provided training consistent with  
 148.27 the requirements of this section;

148.28 (2) a record of all worker visits to on-site medical or first aid personnel for the last five  
 148.29 years, regardless of severity or type of illness or injury; and

148.30 (3) a record of all ergonomic injuries suffered by employees for the last five years.

149.1 Subd. 8. **Availability of records.** (a) The employer must ensure that the certification  
 149.2 records required by subdivision 7, clause (1), are up to date and available to the  
 149.3 commissioner, employees, and authorized employee representatives, if any, upon request.

149.4 (b) Upon the request of the commissioner, an employee, or an authorized employee  
 149.5 representative, the employer must provide the requestor a redacted version of the medical  
 149.6 or first aid records and records of all ergonomic injuries. The name, contact information,  
 149.7 and occupation of an employee, and any other information that would reveal the identity  
 149.8 of an employee, must be removed in the redacted version. The redacted version must only  
 149.9 include, to the extent it would not reveal the identity of an employee, the location where  
 149.10 the employee worked, the date of the injury or visit, a description of the medical treatment  
 149.11 or first aid provided, and a description of the injury suffered.

149.12 (c) The employer must also make available to the commissioner the unredacted medical  
 149.13 or first aid records and unredacted records of ergonomic injuries required by subdivision  
 149.14 7, clause (2), upon request.

149.15 Subd. 9. **Reporting encouraged.** Any employer subject to this section must not institute  
 149.16 or maintain any program, policy, or practice that discourages employees from reporting  
 149.17 injuries, hazards, or safety and health standard violations, including ergonomic-related  
 149.18 hazards and symptoms of musculoskeletal disorders.

149.19 Subd. 10. **Training materials.** The commissioner shall make training materials on  
 149.20 implementation of this section available to all employers, upon request, at no cost as part  
 149.21 of the duties of the commissioner under section 182.673.

149.22 Subd. 11. **Enforcement.** This section shall be enforced by the commissioner under  
 149.23 sections 182.66 and 182.661. A violation of this section is subject to the penalties provided  
 149.24 under section 182.666.

149.25 Subd. 12. **Grant program.** (a) The commissioner shall establish an ergonomics grant  
 149.26 program to provide matching funding for employers who are subject to this section to make

156.4 Subd. 6. **Workplace program or AWAIR.** An employer subject to this section must  
 156.5 reference its ergonomics program in a written Workplace Accident and Injury Reduction  
 156.6 (AWAIR) program required by section 182.653, subdivision 8.

156.7 Subd. 7. **Recordkeeping.** An employer subject to this section must maintain:  
 156.8 (1) a written certification dated and signed by each person who provides training and  
 156.9 each employee who receives training pursuant to this section. The certification completed  
 156.10 by the training providers must state that the employer has provided training consistent with  
 156.11 the requirements of this section;

156.12 (2) a record of all worker visits to on-site medical or first aid personnel for the last five  
 156.13 years, regardless of severity or type of illness or injury; and

156.14 (3) a record of all ergonomic injuries suffered by employees for the last five years.

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 156.24 employee worked, the date of the injury or visit, a description of the medical treatment or  
 156.25 first aid provided, and a description of the injury suffered.

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 157.5 sections 182.66 and 182.661. A violation of this section is subject to the penalties provided  
 157.6 under section 182.666.

157.7 Subd. 12. **Grant program.** (a) The commissioner shall establish an ergonomics grant  
 157.8 program to provide matching funding for employers who are subject to this section to make



149.27 ergonomic improvements recommended by an on-site safety survey. Minnesota Rules,  
 149.28 chapter 5203, applies to the administration of the grant program.

149.29 (b) To be eligible for a grant under this section, an employer must:

149.30 (1) be a licensed health care facility, warehouse distribution center, or meatpacking site  
 149.31 as defined by subdivision 1;

150.1 (2) have current workers' compensation insurance provided through the assigned risk  
 150.2 plan, provided by an insurer subject to penalties under chapter 176, or as an approved  
 150.3 self-insured employer; and

150.4 (3) have an on-site safety survey with results that recommend specific equipment or  
 150.5 practices that will reduce the risk of injury or illness to employees and prevent  
 150.6 musculoskeletal disorders. This survey must have been conducted by a Minnesota  
 150.7 occupational safety and health compliance investigator or workplace safety consultant, an  
 150.8 in-house safety and health committee, a workers' compensation insurance underwriter, a  
 150.9 private consultant, or a person under contract with the assigned risk plan.

150.10 (c) Grant funds may be used for all or part of the cost of the following:

150.11 (1) purchasing and installing recommended equipment intended to prevent  
 150.12 musculoskeletal disorders;

150.13 (2) operating or maintaining recommended equipment intended to prevent musculoskeletal  
 150.14 disorders;

150.15 (3) property, if the property is necessary to meet the recommendations of the on-site  
 150.16 safety survey that are related to prevention of musculoskeletal disorders;

150.17 (4) training required to operate recommended safety equipment to prevent musculoskeletal  
 150.18 disorders; and

150.19 (5) tuition reimbursement for educational costs related to identifying ergonomic-related  
 150.20 issues that are related to the recommendations of the on-site safety survey.

150.21 (d) The commissioner shall evaluate applications, submitted on forms developed by the  
 150.22 commissioner, based on whether the proposed project:

150.23 (1) is technically and economically feasible;

150.24 (2) is consistent with the recommendations of the on-site safety survey and the objective  
 150.25 of reducing risk of injury or illness to employees and preventing musculoskeletal disorders;

150.26 (3) was submitted by an applicant with sufficient experience, knowledge, and commitment  
 150.27 for the project to be implemented in a timely manner;

150.28 (4) has the necessary financial commitments to cover all project costs;

157.9 ergonomic improvements recommended by an on-site safety survey. Minnesota Rules,  
 157.10 chapter 5203, applies to the administration of the grant program.

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 157.13 as defined by subdivision 1;

157.14 (2) have current workers' compensation insurance provided through the assigned risk  
 157.15 plan, provided by an insurer subject to penalties under chapter 176, or as an approved  
 157.16 self-insured employer; and

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 157.18 practices that will reduce the risk of injury or illness to employees and prevent  
 157.19 musculoskeletal disorders. This survey must have been conducted by a Minnesota  
 157.20 occupational safety and health compliance investigator or workplace safety consultant, an  
 157.21 in-house safety and health committee, a workers' compensation insurance underwriter, a  
 157.22 private consultant, or a person under contract with the assigned risk plan.

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157.24 (1) purchasing and installing recommended equipment intended to prevent  
 157.25 musculoskeletal disorders;

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 157.27 disorders;

157.28 (3) property, if the property is necessary to meet the recommendations of the on-site  
 157.29 safety survey that are related to prevention of musculoskeletal disorders;

157.30 (4) training required to operate recommended safety equipment to prevent musculoskeletal  
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 158.2 issues that are related to the recommendations of the on-site safety survey.

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 158.4 commissioner, based on whether the proposed project:

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158.6 (2) is consistent with the recommendations of the on-site safety survey and the objective  
 158.7 of reducing risk of injury or illness to employees and preventing musculoskeletal disorders;

158.8 (3) was submitted by an applicant with sufficient experience, knowledge, and commitment  
 158.9 for the project to be implemented in a timely manner;

158.10 (4) has the necessary financial commitments to cover all project costs;

150.29 (5) has the support of all public entities necessary for its completion; and  
 150.30 (6) complies with federal, state, and local regulations.  
 151.1 (e) Grants under this section shall provide a match of up to \$10,000 for private funds  
 151.2 committed by the employer to implement the recommended ergonomics-related equipment  
 151.3 or practices.  
 151.4 (f) Grants will be awarded to all applicants that meet the eligibility and evaluation criteria  
 151.5 under paragraphs (b), (c), and (d) until funding is depleted. If there are more eligible requests  
 151.6 than funding, awards will be prorated.  
 151.7 (g) Grant recipients are not eligible to apply for another grant under chapter 176 until  
 151.8 two years after the date of the award.  
 151.9 Subd. 13. **Standard development.** The commissioner may propose an ergonomics  
 151.10 standard using the authority provided in section 182.655.

151.11 Sec. 19. Minnesota Statutes 2022, section 326B.092, subdivision 6, is amended to read:  
 151.12 Subd. 6. **Fees nonrefundable.** Application and examination fees, license fees, license  
 151.13 renewal fees, and late fees are nonrefundable except for:  
 151.14 (1) license renewal fees received more than two years after expiration of the license, as  
 151.15 described in section 326B.094, subdivision 2;  
 151.16 (2) any overpayment of fees; and  
 151.17 (3) if the license is not issued or renewed, the contractor recovery fund fee and any  
 151.18 additional assessment paid under subdivision 7, paragraph (e).  
 151.19 Sec. 20. Minnesota Statutes 2022, section 326B.096, is amended to read:  
 151.20 **326B.096 REINSTATEMENT OF LICENSES.**  
 151.21 Subdivision 1. **Reinstatement after revocation.** (a) If a license is revoked under this  
 151.22 chapter and if an applicant for a license needs to pass an examination administered by the  
 151.23 commissioner before becoming licensed, then, in order to have the license reinstated, the  
 151.24 person who holds the revoked license must:  
 151.25 (1) retake the examination and achieve a passing score; and  
 151.26 (2) meet all other requirements for an initial license, including payment of the application  
 151.27 and examination fee and the license fee. The person holding the revoked license is not  
 151.28 eligible for Minnesota licensure without examination based on reciprocity.  
 151.29 (b) If a license is revoked under a chapter other than this chapter, then, in order to have  
 151.30 the license reinstated, the person who holds the revoked license must:

158.11 (5) has the support of all public entities necessary for its completion; and  
 158.12 (6) complies with federal, state, and local regulations.  
 158.13 (e) Grants under this section shall provide a match of up to \$10,000 for private funds  
 158.14 committed by the employer to implement the recommended ergonomics-related equipment  
 158.15 or practices.  
 158.16 (f) Grants will be awarded to all applicants that meet the eligibility and evaluation criteria  
 158.17 under paragraphs (b), (c), and (d) until funding is depleted. If there are more eligible requests  
 158.18 than funding, awards will be prorated.  
 158.19 (g) Grant recipients are not eligible to apply for another grant under chapter 176 until  
 158.20 two years after the date of the award.  
 158.21 Subd. 13. **Standard development.** The commissioner may propose an ergonomics  
 158.22 standard using the authority provided in section 182.655.  
 158.23 **EFFECTIVE DATE.** This section is effective November 1, 2023, except subdivisions  
 158.24 **9 and 12 are effective July 1, 2023.**  
 158.25 Sec. 18. Minnesota Statutes 2022, section 326B.092, subdivision 6, is amended to read:  
 158.26 Subd. 6. **Fees nonrefundable.** Application and examination fees, license fees, license  
 158.27 renewal fees, and late fees are nonrefundable except for:  
 158.28 (1) license renewal fees received more than two years after expiration of the license, as  
 158.29 described in section 326B.094, subdivision 2;  
 158.30 (2) any overpayment of fees; and  
 159.1 (3) if the license is not issued or renewed, the contractor recovery fund fee and any  
 159.2 additional assessment paid under subdivision 7, paragraph (e).  
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 159.8 person who holds the revoked license must:  
 159.9 (1) retake the examination and achieve a passing score; and  
 159.10 (2) meet all other requirements for an initial license, including payment of the application  
 159.11 and examination fee and the license fee. The person holding the revoked license is not  
 159.12 eligible for Minnesota licensure without examination based on reciprocity.  
 159.13 (b) If a license is revoked under a chapter other than this chapter, then, in order to have  
 159.14 the license reinstated, the person who holds the revoked license must:

152.1 (1) apply for reinstatement to the commissioner no later than two years after the effective  
152.2 date of the revocation;

152.3 (2) pay a ~~\$100~~ \$50 reinstatement application fee and any applicable renewal license fee;  
152.4 and

152.5 (3) meet all applicable requirements for licensure, except that, unless required by the  
152.6 order revoking the license, the applicant does not need to retake any examination and does  
152.7 not need to repay a license fee that was paid before the revocation.

152.8 Subd. 2. **Reinstatement after suspension.** If a license is suspended, then, in order to  
152.9 have the license reinstated, the person who holds the suspended license must:

152.10 (1) apply for reinstatement to the commissioner no later than two years after the  
152.11 completion of the suspension period;

152.12 (2) pay a ~~\$100~~ \$50 reinstatement application fee and any applicable renewal license fee;  
152.13 and

152.14 (3) meet all applicable requirements for licensure, except that, unless required by the  
152.15 order suspending the license, the applicant does not need to retake any examination and  
152.16 does not need to repay a license fee that was paid before the suspension.

152.17 Subd. 3. **Reinstatement after voluntary termination.** A licensee who is not an individual  
152.18 may voluntarily terminate a license issued to the person under this chapter. If a licensee has  
152.19 voluntarily terminated a license under this subdivision, then, in order to have the license  
152.20 reinstated, the person who holds the terminated license must:

152.21 (1) apply for reinstatement to the commissioner no later than the date that the license  
152.22 would have expired if it had not been terminated;

152.23 (2) pay a ~~\$100~~ \$25 reinstatement application fee and any applicable renewal license fee;  
152.24 and

152.25 (3) meet all applicable requirements for licensure, except that the applicant does not  
152.26 need to repay a license fee that was paid before the termination.

152.27 Sec. 21. Minnesota Statutes 2022, section 326B.103, is amended by adding a subdivision  
152.28 to read:

152.29 Subd. 6a. **Electric vehicle capable space.** "Electric vehicle capable space" means a  
152.30 designated automobile parking space that has electrical infrastructure, including but not  
152.31 limited to raceways, cables, electrical capacity, and panelboard or other electrical distribution  
152.32 space necessary for the future installation of an electric vehicle charging station.

159.15 (1) apply for reinstatement to the commissioner no later than two years after the effective  
159.16 date of the revocation;

159.17 (2) pay a ~~\$100~~ \$50 reinstatement application fee and any applicable renewal license fee;  
159.18 and

159.19 (3) meet all applicable requirements for licensure, except that, unless required by the  
159.20 order revoking the license, the applicant does not need to retake any examination and does  
159.21 not need to repay a license fee that was paid before the revocation.

159.22 Subd. 2. **Reinstatement after suspension.** If a license is suspended, then, in order to  
159.23 have the license reinstated, the person who holds the suspended license must:

159.24 (1) apply for reinstatement to the commissioner no later than two years after the  
159.25 completion of the suspension period;

159.26 (2) pay a ~~\$100~~ \$50 reinstatement application fee and any applicable renewal license fee;  
159.27 and

159.28 (3) meet all applicable requirements for licensure, except that, unless required by the  
159.29 order suspending the license, the applicant does not need to retake any examination and  
159.30 does not need to repay a license fee that was paid before the suspension.

160.1 Subd. 3. **Reinstatement after voluntary termination.** A licensee who is not an individual  
160.2 may voluntarily terminate a license issued to the person under this chapter. If a licensee has  
160.3 voluntarily terminated a license under this subdivision, then, in order to have the license  
160.4 reinstated, the person who holds the terminated license must:

160.5 (1) apply for reinstatement to the commissioner no later than the date that the license  
160.6 would have expired if it had not been terminated;

160.7 (2) pay a ~~\$100~~ \$25 reinstatement application fee and any applicable renewal license fee;  
160.8 and

160.9 (3) meet all applicable requirements for licensure, except that the applicant does not  
160.10 need to repay a license fee that was paid before the termination.

160.11 Sec. 20. Minnesota Statutes 2022, section 326B.103, is amended by adding a subdivision  
160.12 to read:

160.13 Subd. 6a. **Electric vehicle capable space.** "Electric vehicle capable space" means a  
160.14 designated automobile parking space that has electrical infrastructure, including but not  
160.15 limited to raceways, cables, electrical capacity, and panelboard or other electrical distribution  
160.16 space necessary for the future installation of an electric vehicle charging station.

153.1 Sec. 22. Minnesota Statutes 2022, section 326B.103, is amended by adding a subdivision  
153.2 to read:

153.3 Subd. 6b. **Electric vehicle charging station.** "Electric vehicle charging station" means  
153.4 a designated automobile parking space that has a dedicated connection for charging an  
153.5 electric vehicle.

153.6 Sec. 23. Minnesota Statutes 2022, section 326B.103, is amended by adding a subdivision  
153.7 to read:

153.8 Subd. 6c. **Electric vehicle ready space.** "Electric vehicle ready space" means a designated  
153.9 automobile parking space that has a branch circuit capable of supporting the installation of  
153.10 an electric vehicle charging station.

153.11 Sec. 24. Minnesota Statutes 2022, section 326B.103, is amended by adding a subdivision  
153.12 to read:

153.13 Subd. 10a. **Parking facilities.** "Parking facilities" includes parking lots, garages, ramps,  
153.14 or decks.

153.15 Sec. 25. Minnesota Statutes 2022, section 326B.103, subdivision 13, is amended to read:

153.16 Subd. 13. **State licensed facility.** "State licensed facility" means a building and its  
153.17 grounds that are licensed by the state as a hospital, nursing home, supervised living facility,  
153.18 assisted living facility, including assisted living facility with dementia care, free-standing  
153.19 outpatient surgical center, correctional facility, boarding care home, or residential hospice.

153.20 Sec. 26. Minnesota Statutes 2022, section 326B.106, subdivision 1, is amended to read:

153.21 Subdivision 1. **Adoption of code.** (a) Subject to paragraphs (c) and (d) and sections  
153.22 326B.101 to 326B.194, the commissioner shall by rule and in consultation with the  
153.23 Construction Codes Advisory Council establish a code of standards for the construction,  
153.24 reconstruction, alteration, and repair of buildings, governing matters of structural materials,  
153.25 design and construction, fire protection, health, sanitation, and safety, including design and  
153.26 construction standards regarding heat loss control, illumination, and climate control. The  
153.27 code must also include duties and responsibilities for code administration, including  
153.28 procedures for administrative action, penalties, and suspension and revocation of certification.  
153.29 The code must conform insofar as practicable to model building codes generally accepted  
153.30 and in use throughout the United States, including a code for building conservation. In the  
153.31 preparation of the code, consideration must be given to the existing statewide specialty  
154.1 codes presently in use in the state. Model codes with necessary modifications and statewide  
154.2 specialty codes may be adopted by reference. The code must be based on the application  
154.3 of scientific principles, approved tests, and professional judgment. To the extent possible,  
154.4 the code must be adopted in terms of desired results instead of the means of achieving those  
154.5 results, avoiding wherever possible the incorporation of specifications of particular methods  
154.6 or materials. To that end the code must encourage the use of new methods and new materials.

160.17 Sec. 21. Minnesota Statutes 2022, section 326B.103, is amended by adding a subdivision  
160.18 to read:

160.19 Subd. 6b. **Electric vehicle charging station.** "Electric vehicle charging station" means  
160.20 a designated automobile parking space that has a dedicated connection for charging an  
160.21 electric vehicle.

160.22 Sec. 22. Minnesota Statutes 2022, section 326B.103, is amended by adding a subdivision  
160.23 to read:

160.24 Subd. 6c. **Electric vehicle ready space.** "Electric vehicle ready space" means a designated  
160.25 automobile parking space that has a branch circuit capable of supporting the installation of  
160.26 an electric vehicle charging station.

160.27 Sec. 23. Minnesota Statutes 2022, section 326B.103, is amended by adding a subdivision  
160.28 to read:

160.29 Subd. 10a. **Parking facilities.** "Parking facilities" includes parking lots, garages, ramps,  
160.30 or decks.

161.1 Sec. 24. Minnesota Statutes 2022, section 326B.103, subdivision 13, is amended to read:

161.2 Subd. 13. **State licensed facility.** "State licensed facility" means a building and its  
161.3 grounds that are licensed by the state as a hospital, nursing home, supervised living facility,  
161.4 assisted living facility, including assisted living facility with dementia care, free-standing  
161.5 outpatient surgical center, correctional facility, boarding care home, or residential hospice.

161.6 Sec. 25. Minnesota Statutes 2022, section 326B.106, subdivision 1, is amended to read:

161.7 Subdivision 1. **Adoption of code.** (a) Subject to paragraphs (c) and (d) and sections  
161.8 326B.101 to 326B.194, the commissioner shall by rule and in consultation with the  
161.9 Construction Codes Advisory Council establish a code of standards for the construction,  
161.10 reconstruction, alteration, and repair of buildings, governing matters of structural materials,  
161.11 design and construction, fire protection, health, sanitation, and safety, including design and  
161.12 construction standards regarding heat loss control, illumination, and climate control. The  
161.13 code must also include duties and responsibilities for code administration, including  
161.14 procedures for administrative action, penalties, and suspension and revocation of certification.  
161.15 The code must conform insofar as practicable to model building codes generally accepted  
161.16 and in use throughout the United States, including a code for building conservation. In the  
161.17 preparation of the code, consideration must be given to the existing statewide specialty  
161.18 codes presently in use in the state. Model codes with necessary modifications and statewide  
161.19 specialty codes may be adopted by reference. The code must be based on the application  
161.20 of scientific principles, approved tests, and professional judgment. To the extent possible,  
161.21 the code must be adopted in terms of desired results instead of the means of achieving those  
161.22 results, avoiding wherever possible the incorporation of specifications of particular methods  
161.23 or materials. To that end the code must encourage the use of new methods and new materials.

154.7 Except as otherwise provided in sections 326B.101 to 326B.194, the commissioner shall  
154.8 administer and enforce the provisions of those sections.

154.9 (b) The commissioner shall develop rules addressing the plan review fee assessed to  
154.10 similar buildings without significant modifications including provisions for use of building  
154.11 systems as specified in the industrial/modular program specified in section 326B.194.  
154.12 Additional plan review fees associated with similar plans must be based on costs  
154.13 commensurate with the direct and indirect costs of the service.

154.14 (c) Beginning with the 2018 edition of the model building codes and every six years  
154.15 thereafter, the commissioner shall review the new model building codes and adopt the model  
154.16 codes as amended for use in Minnesota, within two years of the published edition date. The  
154.17 commissioner may adopt amendments to the building codes prior to the adoption of the  
154.18 new building codes to advance construction methods, technology, or materials, or, where  
154.19 necessary to protect the health, safety, and welfare of the public, or to improve the efficiency  
154.20 or the use of a building.

154.21 (d) Notwithstanding paragraph (c), the commissioner shall act on each new model  
154.22 residential energy code and the new model commercial energy code in accordance with  
154.23 federal law for which the United States Department of Energy has issued an affirmative  
154.24 determination in compliance with United States Code, title 42, section 6833. The  
154.25 commissioner may adopt amendments prior to adoption of the new energy codes, as amended  
154.26 for use in Minnesota, to advance construction methods, technology, or materials, or, where  
154.27 necessary to protect the health, safety, and welfare of the public, or to improve the efficiency  
154.28 or use of a building.

154.29 (e) Beginning in 2024, the commissioner shall act on the new model commercial energy  
154.30 code by adopting each new published edition of ASHRAE 90.1 or a more efficient standard.  
154.31 The commercial energy code in effect in 2036 and thereafter must achieve an 80 percent  
154.32 reduction in annual net energy consumption or greater, using the ASHRAE 90.1-2004 as a  
154.33 baseline. The commissioner shall adopt commercial energy codes from 2024 to 2036 that  
154.34 incrementally move toward achieving the 80 percent reduction in annual net energy  
154.35 consumption. By January 15 of the year following each new code adoption, the commissioner  
155.1 shall make a report on progress under this section to the legislative committees with  
155.2 jurisdiction over the energy code. The commissioner may adjust the standard as necessary  
155.3 upon consideration of the impact to building affordability, energy reliability, and other  
155.4 factors deemed appropriate. Nothing in this paragraph shall be construed to limit the  
155.5 installation, operation, or use of a system, appliance, or other equipment based on the energy  
155.6 source used to power the system, appliance, or other equipment.

155.7 (f) Nothing in this section shall be interpreted to limit the ability of a public utility to  
155.8 offer code support programs, or to claim energy savings resulting from such programs,

161.24 Except as otherwise provided in sections 326B.101 to 326B.194, the commissioner shall  
161.25 administer and enforce the provisions of those sections.

161.26 (b) The commissioner shall develop rules addressing the plan review fee assessed to  
161.27 similar buildings without significant modifications including provisions for use of building  
161.28 systems as specified in the industrial/modular program specified in section 326B.194.  
161.29 Additional plan review fees associated with similar plans must be based on costs  
161.30 commensurate with the direct and indirect costs of the service.

161.31 (c) Beginning with the 2018 edition of the model building codes and every six years  
161.32 thereafter, the commissioner shall review the new model building codes and adopt the model  
161.33 codes as amended for use in Minnesota, within two years of the published edition date. The  
161.34 commissioner may adopt amendments to the building codes prior to the adoption of the  
162.1 new building codes to advance construction methods, technology, or materials, or, where  
162.2 necessary to protect the health, safety, and welfare of the public, or to improve the efficiency  
162.3 or the use of a building.

162.4 (d) Notwithstanding paragraph (c), the commissioner shall act on each new model  
162.5 residential energy code and the new model commercial energy code in accordance with  
162.6 federal law for which the United States Department of Energy has issued an affirmative  
162.7 determination in compliance with United States Code, title 42, section 6833. The  
162.8 commissioner shall consider amendments to the model energy codes that mitigate the impact  
162.9 of climate change and reduce greenhouse gas emissions by increasing and optimizing energy  
162.10 efficiency and improving resiliency of new buildings and existing buildings undergoing  
162.11 additions, alterations, and changes of use. The commissioner may adopt amendments prior  
162.12 to adoption of the new energy codes, as amended for use in Minnesota, to advance  
162.13 construction methods, technology, or materials, or, where necessary to protect the health,  
162.14 safety, and welfare of the public, or to improve the efficiency or use of a building.

162.15 (e) Beginning in 2024, the commissioner shall act on the new model commercial energy  
162.16 code by adopting each new published edition of ASHRAE 90.1 or a more efficient standard.  
162.17 The commercial energy code in effect in 2036 and thereafter must achieve an 80 percent  
162.18 reduction in annual net energy consumption or greater, using the ASHRAE 90.1-2004 as a  
162.19 baseline. The commissioner shall adopt commercial energy codes from 2024 to 2036 that  
162.20 incrementally move toward achieving the 80 percent reduction in annual net energy  
162.21 consumption. By January 15 of the year following each new code adoption, the commissioner  
162.22 shall make a report on progress under this section to the legislative committees with  
162.23 jurisdiction over the energy code.

162.24 (f) Nothing in this section shall be interpreted to limit the ability of a public utility to  
162.25 offer code support programs, or to claim energy savings resulting from such programs,

155.9 through its energy conservation and optimization plans approved by the commissioner of  
 155.10 commerce under section 216B.241 or an energy conservation and optimization plan filed  
 155.11 by a consumer-owned utility under section 216B.2403.

155.12 Sec. 27. Minnesota Statutes 2022, section 326B.106, subdivision 4, is amended to read:

155.13 Subd. 4. **Special requirements.** (a) **Space for commuter vans.** The code must require  
 155.14 that any parking ramp or other parking facility constructed in accordance with the code  
 155.15 include an appropriate number of spaces suitable for the parking of motor vehicles having  
 155.16 a capacity of seven to 16 persons and which are principally used to provide prearranged  
 155.17 commuter transportation of employees to or from their place of employment or to or from  
 155.18 a transit stop authorized by a local transit authority.

155.19 (b) **Smoke detection devices.** The code must require that all dwellings, lodging houses,  
 155.20 apartment houses, and hotels as defined in section 299F.362 comply with the provisions of  
 155.21 section 299F.362.

155.22 (c) **Doors in nursing homes and hospitals.** The State Building Code may not require  
 155.23 that each door entering a sleeping or patient's room from a corridor in a nursing home or  
 155.24 hospital with an approved complete standard automatic fire extinguishing system be  
 155.25 constructed or maintained as self-closing or automatically closing.

155.26 (d) **Child care facilities in churches; ground level exit.** A licensed day care center  
 155.27 serving fewer than 30 preschool age persons and which is located in a belowground space  
 155.28 in a church building is exempt from the State Building Code requirement for a ground level  
 155.29 exit when the center has more than two stairways to the ground level and its exit.

155.30 (e) **Family and group family day care.** Until the legislature enacts legislation specifying  
 155.31 appropriate standards, the definition of dwellings constructed in accordance with the  
 155.32 International Residential Code as adopted as part of the State Building Code applies to  
 156.1 family and group family day care homes licensed by the Department of Human Services  
 156.2 under Minnesota Rules, chapter 9502.

156.3 (f) **Enclosed stairways.** No provision of the code or any appendix chapter of the code  
 156.4 may require stairways of existing multiple dwelling buildings of two stories or less to be  
 156.5 enclosed.

156.6 (g) **Double cylinder dead bolt locks.** No provision of the code or appendix chapter of  
 156.7 the code may prohibit double cylinder dead bolt locks in existing single-family homes,  
 156.8 townhouses, and first floor duplexes used exclusively as a residential dwelling. Any  
 156.9 recommendation or promotion of double cylinder dead bolt locks must include a warning  
 156.10 about their potential fire danger and procedures to minimize the danger.

156.11 (h) **Relocated residential buildings.** A residential building relocated within or into a  
 156.12 political subdivision of the state need not comply with the State Energy Code or section  
 156.13 326B.439 provided that, where available, an energy audit is conducted on the relocated  
 156.14 building.

162.26 through its energy conservation and optimization plans approved by the commissioner of  
 162.27 commerce under section 216B.241.

162.28 Sec. 26. Minnesota Statutes 2022, section 326B.106, subdivision 4, is amended to read:

162.29 Subd. 4. **Special requirements.** (a) **Space for commuter vans.** The code must require  
 162.30 that any parking ramp or other parking facility constructed in accordance with the code  
 162.31 include an appropriate number of spaces suitable for the parking of motor vehicles having  
 162.32 a capacity of seven to 16 persons and which are principally used to provide prearranged  
 162.33 commuter transportation of employees to or from their place of employment or to or from  
 162.34 a transit stop authorized by a local transit authority.

163.1 (b) **Smoke detection devices.** The code must require that all dwellings, lodging houses,  
 163.2 apartment houses, and hotels as defined in section 299F.362 comply with the provisions of  
 163.3 section 299F.362.

163.4 (c) **Doors in nursing homes and hospitals.** The State Building Code may not require  
 163.5 that each door entering a sleeping or patient's room from a corridor in a nursing home or  
 163.6 hospital with an approved complete standard automatic fire extinguishing system be  
 163.7 constructed or maintained as self-closing or automatically closing.

163.8 (d) **Child care facilities in churches; ground level exit.** A licensed day care center  
 163.9 serving fewer than 30 preschool age persons and which is located in a belowground space  
 163.10 in a church building is exempt from the State Building Code requirement for a ground level  
 163.11 exit when the center has more than two stairways to the ground level and its exit.

163.12 (e) **Family and group family day care.** Until the legislature enacts legislation specifying  
 163.13 appropriate standards, the definition of dwellings constructed in accordance with the  
 163.14 International Residential Code as adopted as part of the State Building Code applies to  
 163.15 family and group family day care homes licensed by the Department of Human Services  
 163.16 under Minnesota Rules, chapter 9502.

163.17 (f) **Enclosed stairways.** No provision of the code or any appendix chapter of the code  
 163.18 may require stairways of existing multiple dwelling buildings of two stories or less to be  
 163.19 enclosed.

163.20 (g) **Double cylinder dead bolt locks.** No provision of the code or appendix chapter of  
 163.21 the code may prohibit double cylinder dead bolt locks in existing single-family homes,  
 163.22 townhouses, and first floor duplexes used exclusively as a residential dwelling. Any  
 163.23 recommendation or promotion of double cylinder dead bolt locks must include a warning  
 163.24 about their potential fire danger and procedures to minimize the danger.

163.25 (h) **Relocated residential buildings.** A residential building relocated within or into a  
 163.26 political subdivision of the state need not comply with the State Energy Code or section  
 163.27 326B.439 provided that, where available, an energy audit is conducted on the relocated  
 163.28 building.

156.15 (i) **Automatic garage door opening systems.** The code must require all residential  
 156.16 buildings as defined in section 325F.82 to comply with the provisions of sections 325F.82  
 156.17 and 325F.83.

156.18 (j) **Exterior wood decks, patios, and balconies.** The code must permit the decking  
 156.19 surface and upper portions of exterior wood decks, patios, and balconies to be constructed  
 156.20 of (1) heartwood from species of wood having natural resistance to decay or termites,  
 156.21 including redwood and cedars, (2) grades of lumber which contain sapwood from species  
 156.22 of wood having natural resistance to decay or termites, including redwood and cedars, or  
 156.23 (3) treated wood. The species and grades of wood products used to construct the decking  
 156.24 surface and upper portions of exterior decks, patios, and balconies must be made available  
 156.25 to the building official on request before final construction approval.

156.26 (k) **Bioprocess piping and equipment.** No permit fee for bioprocess piping may be  
 156.27 imposed by municipalities under the State Building Code, except as required under section  
 156.28 326B.92 subdivision 1. Permits for bioprocess piping shall be according to section 326B.92  
 156.29 administered by the Department of Labor and Industry. All data regarding the material  
 156.30 production processes, including the bioprocess system's structural design and layout, are  
 156.31 nonpublic data as provided by section 13.7911.

156.32 (l) **Use of ungraded lumber.** The code must allow the use of ungraded lumber in  
 156.33 geographic areas of the state where the code did not generally apply as of April 1, 2008, to  
 156.34 the same extent that ungraded lumber could be used in that area before April 1, 2008.

157.1 (m) **Window cleaning safety.** ~~The code must require the installation of dedicated~~  
 157.2 ~~anchorages for the purpose of suspended window cleaning on (1) new buildings four stories~~  
 157.3 ~~or greater; and (2) buildings four stories or greater, only on those areas undergoing~~  
 157.4 ~~reconstruction, alteration, or repair that includes the exposure of primary structural~~  
 157.5 ~~components of the roof. The commissioner shall adopt rules, using the expedited rulemaking~~  
 157.6 ~~process in section 14.389, requiring window cleaning safety features that comply with a~~  
 157.7 ~~nationally recognized standard as part of the State Building Code. Window cleaning safety~~  
 157.8 ~~features shall be provided for all windows on:~~

157.9 (1) new buildings where determined by the code; and

157.10 (2) existing buildings undergoing alterations where both of the following conditions are  
 157.11 met:

157.12 (i) the windows do not currently have safe window cleaning features; and

157.13 (ii) the proposed work area being altered can include provisions for safe window cleaning.

157.14 ~~The commissioner may waive all or a portion of the requirements of this paragraph~~  
 157.15 ~~related to reconstruction, alteration, or repair, if the installation of dedicated anchorages~~  
 157.16 ~~would not result in significant safety improvements due to limits on the size of the project,~~  
 157.17 ~~or other factors as determined by the commissioner.~~

163.29 (i) **Automatic garage door opening systems.** The code must require all residential  
 163.30 buildings as defined in section 325F.82 to comply with the provisions of sections 325F.82  
 163.31 and 325F.83.

163.32 (j) **Exterior wood decks, patios, and balconies.** The code must permit the decking  
 163.33 surface and upper portions of exterior wood decks, patios, and balconies to be constructed  
 164.1 of (1) heartwood from species of wood having natural resistance to decay or termites,  
 164.2 including redwood and cedars, (2) grades of lumber which contain sapwood from species  
 164.3 of wood having natural resistance to decay or termites, including redwood and cedars, or  
 164.4 (3) treated wood. The species and grades of wood products used to construct the decking  
 164.5 surface and upper portions of exterior decks, patios, and balconies must be made available  
 164.6 to the building official on request before final construction approval.

164.7 (k) **Bioprocess piping and equipment.** No permit fee for bioprocess piping may be  
 164.8 imposed by municipalities under the State Building Code, except as required under section  
 164.9 326B.92 subdivision 1. Permits for bioprocess piping shall be according to section 326B.92  
 164.10 administered by the Department of Labor and Industry. All data regarding the material  
 164.11 production processes, including the bioprocess system's structural design and layout, are  
 164.12 nonpublic data as provided by section 13.7911.

164.13 (l) **Use of ungraded lumber.** The code must allow the use of ungraded lumber in  
 164.14 geographic areas of the state where the code did not generally apply as of April 1, 2008, to  
 164.15 the same extent that ungraded lumber could be used in that area before April 1, 2008.

164.16 (m) **Window cleaning safety.** ~~The code must require the installation of dedicated~~  
 164.17 ~~anchorages for the purpose of suspended window cleaning on (1) new buildings four stories~~  
 164.18 ~~or greater; and (2) buildings four stories or greater, only on those areas undergoing~~  
 164.19 ~~reconstruction, alteration, or repair that includes the exposure of primary structural~~  
 164.20 ~~components of the roof. The commissioner shall adopt rules, using the expedited rulemaking~~  
 164.21 ~~process in section 14.389, requiring window cleaning safety features that comply with a~~  
 164.22 ~~nationally recognized standard as part of the State Building Code. Window cleaning safety~~  
 164.23 ~~features shall be provided for all windows on:~~

164.24 (1) new buildings where determined by the code; and

164.25 (2) existing buildings undergoing alterations where both of the following conditions are  
 164.26 met:

164.27 (i) the windows do not currently have safe window cleaning features; and

164.28 (ii) the proposed work area being altered can include provisions for safe window cleaning.

164.29 ~~The commissioner may waive all or a portion of the requirements of this paragraph~~  
 164.30 ~~related to reconstruction, alteration, or repair, if the installation of dedicated anchorages~~  
 164.31 ~~would not result in significant safety improvements due to limits on the size of the project,~~  
 164.32 ~~or other factors as determined by the commissioner.~~

- 157.18 (n) **Adult-size changing facilities.** The commissioner shall adopt rules requiring  
 157.19 adult-size changing facilities as part of the State Building Code.
- 157.20 Sec. 28. Minnesota Statutes 2022, section 326B.106, is amended by adding a subdivision  
 157.21 to read:
- 157.22 Subd. 16. **Electric vehicle charging.** The code shall require a minimum number of  
 157.23 electric vehicle ready spaces, electric vehicle capable spaces, and electric vehicle charging  
 157.24 stations either within or adjacent to new commercial and multifamily structures that provide  
 157.25 on-site parking facilities. Residential structures with fewer than four dwelling units are  
 157.26 exempt from this subdivision.
- 157.27 Sec. 29. Minnesota Statutes 2022, section 326B.802, subdivision 15, is amended to read:
- 157.28 Subd. 15. **Special skill.** "Special skill" means one of the following eight categories:
- 157.29 (a) **Excavation.** Excavation includes work in any of the following areas:
- 157.30 (1) excavation;
- 157.31 (2) trenching;
- 158.1 (3) grading; and
- 158.2 (4) site grading.
- 158.3 (b) **Masonry and concrete.** Masonry and concrete includes work in any of the following  
 158.4 areas:
- 158.5 (1) drain systems;
- 158.6 (2) poured walls;
- 158.7 (3) slabs and poured-in-place footings;
- 158.8 (4) masonry walls;
- 158.9 (5) masonry fireplaces;
- 158.10 (6) masonry veneer; and
- 158.11 (7) water resistance and waterproofing.
- 158.12 (c) **Carpentry.** Carpentry includes work in any of the following areas:
- 158.13 (1) rough framing;
- 158.14 (2) finish carpentry;
- 158.15 (3) doors, windows, and skylights;

- 165.1 (n) **Adult-size changing facilities.** The commissioner shall adopt rules requiring  
 165.2 adult-size changing facilities as part of the State Building Code.
- 165.3 **EFFECTIVE DATE.** This section is effective the day following final enactment.
- 165.4 Sec. 27. Minnesota Statutes 2022, section 326B.106, is amended by adding a subdivision  
 165.5 to read:
- 165.6 Subd. 16. **Electric vehicle charging.** The code shall require a minimum number of  
 165.7 electric vehicle ready spaces, electric vehicle capable spaces, and electric vehicle charging  
 165.8 stations either within or adjacent to new commercial and multifamily structures that provide  
 165.9 on-site parking facilities. Residential structures with fewer than four dwelling units are  
 165.10 exempt from this subdivision.
- 165.11 Sec. 28. Minnesota Statutes 2022, section 326B.802, subdivision 15, is amended to read:
- 165.12 Subd. 15. **Special skill.** "Special skill" means one of the following eight categories:
- 165.13 (a) **Excavation.** Excavation includes work in any of the following areas:
- 165.14 (1) excavation;
- 165.15 (2) trenching;
- 165.16 (3) grading; and
- 165.17 (4) site grading.
- 165.18 (b) **Masonry and concrete.** Masonry and concrete includes work in any of the following  
 165.19 areas:
- 165.20 (1) drain systems;
- 165.21 (2) poured walls;
- 165.22 (3) slabs and poured-in-place footings;
- 165.23 (4) masonry walls;
- 165.24 (5) masonry fireplaces;
- 165.25 (6) masonry veneer; and
- 165.26 (7) water resistance and waterproofing.
- 165.27 (c) **Carpentry.** Carpentry includes work in any of the following areas:
- 165.28 (1) rough framing;
- 166.1 (2) finish carpentry;
- 166.2 (3) doors, windows, and skylights;



- 158.16 (4) porches and decks, excluding footings;
- 158.17 (5) wood foundations; and
- 158.18 (6) drywall installation, excluding taping and finishing.
- 158.19 (d) **Interior finishing.** Interior finishing includes work in any of the following areas:
- 158.20 (1) floor covering;
- 158.21 (2) wood floors;
- 158.22 (3) cabinet and counter top installation;
- 158.23 (4) insulation and vapor barriers;
- 158.24 (5) interior or exterior painting;
- 158.25 (6) ceramic, marble, and quarry tile;
- 158.26 (7) ornamental guardrail and installation of prefabricated stairs; and
- 158.27 (8) wallpapering.
- 159.1 (e) **Exterior finishing.** Exterior finishing includes work in any of the following areas:
- 159.2 (1) siding;
- 159.3 (2) soffit, fascia, and trim;
- 159.4 (3) exterior plaster and stucco;
- 159.5 (4) painting; and
- 159.6 (5) rain carrying systems, including gutters and down spouts.
- 159.7 (f) **Drywall and plaster.** Drywall and plaster includes work in any of the following
- 159.8 areas:
- 159.9 (1) installation;
- 159.10 (2) taping;
- 159.11 (3) finishing;
- 159.12 (4) interior plaster;
- 159.13 (5) painting; and
- 159.14 (6) wallpapering.
- 159.15 (g) **Residential roofing.** Residential roofing includes work in any of the following areas:
- 159.16 (1) roof coverings;

- 166.3 (4) porches and decks, excluding footings;
- 166.4 (5) wood foundations; and
- 166.5 (6) drywall installation, excluding taping and finishing.
- 166.6 (d) **Interior finishing.** Interior finishing includes work in any of the following areas:
- 166.7 (1) floor covering;
- 166.8 (2) wood floors;
- 166.9 (3) cabinet and counter top installation;
- 166.10 (4) insulation and vapor barriers;
- 166.11 (5) interior or exterior painting;
- 166.12 (6) ceramic, marble, and quarry tile;
- 166.13 (7) ornamental guardrail and installation of prefabricated stairs; and
- 166.14 (8) wallpapering.
- 166.15 (e) **Exterior finishing.** Exterior finishing includes work in any of the following areas:
- 166.16 (1) siding;
- 166.17 (2) soffit, fascia, and trim;
- 166.18 (3) exterior plaster and stucco;
- 166.19 (4) painting; and
- 166.20 (5) rain carrying systems, including gutters and down spouts.
- 166.21 (f) **Drywall and plaster.** Drywall and plaster includes work in any of the following
- 166.22 areas:
- 166.23 (1) installation;
- 166.24 (2) taping;
- 166.25 (3) finishing;
- 166.26 (4) interior plaster;
- 166.27 (5) painting; and
- 167.1 (6) wallpapering.
- 167.2 (g) **Residential roofing.** Residential roofing includes work in any of the following areas:
- 167.3 (1) roof coverings;

- 159.17 (2) roof sheathing;
- 159.18 (3) roof weatherproofing and insulation; ~~and~~
- 159.19 (4) repair of roof support system, but not construction of new roof support system; and
- 159.20 (5) penetration of roof coverings for purposes of attaching a solar photovoltaic system.
- 159.21 (h) **General installation specialties.** Installation includes work in any of the following
- 159.22 areas:
- 159.23 (1) garage doors and openers;
- 159.24 (2) pools, spas, and hot tubs;
- 159.25 (3) fireplaces and wood stoves;
- 159.26 (4) asphalt paving and seal coating; ~~and~~
- 159.27 (5) ornamental guardrail and prefabricated stairs; and
- 159.28 (6) assembly of the support system for a solar photovoltaic system.
- 160.1 **Sec. 30. RULEMAKING AUTHORITY.**
- 160.2 The commissioner of labor and industry shall adopt rules, using the expedited rulemaking
- 160.3 process in Minnesota Statutes, section 14.389, that set forth adult-size changing facilities
- 160.4 to conform with the addition of Minnesota Statutes, section 326B.106, subdivision 4,
- 160.5 paragraph (n), under this act.
- 160.6 **EFFECTIVE DATE.** This section is effective the day following final enactment.
- 160.7 **Sec. 31. REPEALER.**
- 160.8 Minnesota Statutes 2022, section 177.26, subdivision 3, is repealed.

- 167.4 (2) roof sheathing;
- 167.5 (3) roof weatherproofing and insulation; ~~and~~
- 167.6 (4) repair of roof support system, but not construction of new roof support system; and
- 167.7 (5) penetration of roof coverings for purposes of attaching a solar photovoltaic system.
- 167.8 (h) **General installation specialties.** Installation includes work in any of the following
- 167.9 areas:
- 167.10 (1) garage doors and openers;
- 167.11 (2) pools, spas, and hot tubs;
- 167.12 (3) fireplaces and wood stoves;
- 167.13 (4) asphalt paving and seal coating; ~~and~~
- 167.14 (5) ornamental guardrail and prefabricated stairs; and
- 167.15 (6) assembly of the support system for a solar photovoltaic system.
- 167.16 **Sec. 29. RULEMAKING AUTHORITY.**
- 167.17 The commissioner of labor and industry shall adopt rules, using the expedited rulemaking
- 167.18 process in Minnesota Statutes, section 14.389, that set forth adult-size changing facilities
- 167.19 to conform with the addition of Minnesota Statutes, section 326B.106, subdivision 4,
- 167.20 paragraph (n), under this act.
- 167.21 **EFFECTIVE DATE.** This section is effective the day following final enactment.
- 167.22 **Sec. 30. REPEALER.**
- 167.23 Minnesota Statutes 2022, section 177.26, subdivision 3, is repealed.