

~~council~~ Upon the recommendation of the commissioner of administration, the governor shall sign and cause to be issued under the seal and attestation of the state auditor patents for the lands described in such certificate of purchase whenever the same are presented to him, with the further certificate of the ~~secretary of the executive council~~ commissioner of administration endorsed thereon certifying that the amount of principal and interest specified therein and all taxes due on the lands have been paid, and that the holder of the certificate is entitled to such patent.

Approved May 31, 1969.

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CHAPTER 898—S. F. No. 987

[Coded]

*An act regulating the contracting and installation of water conditioning; and appropriating money.*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **[326.57] Water conditioning; regulation; supervision by state board of health.** Subdivision 1. The state board of health shall, by regulation, prescribe minimum standards which shall be uniform, and which standards shall thereafter be effective for all new water conditioning servicing and water conditioning installations, including additions, extensions, alterations, and replacements connected with any water or sewage disposal system owned or operated by or for any municipality, institution, factory, office building, hotel, apartment building or any other place of business, regardless of location or the population of the city, county, village, borough, or town in which located. Such regulations, upon approval of the attorney general and their legal publication, shall have the force of law, and the violation of any part thereof shall constitute a misdemeanor and may be enjoined by the attorney general.

Subd. 2. The board shall administer the provisions of sections 1 to 10 and for such purposes may employ water conditioning inspectors and other assistants.

Sec. 2. **[326.58] Local regulations.** Any city, village, borough, or town with a population of 5,000 or more persons may, by ordinance, adopt local regulations providing for water conditioning

**Changes or additions indicated by italics, deletions by ~~strikeout~~.**

permits, bonds, approval of plans, and inspections of water conditioning installations and servicing, which regulations shall not be in conflict with the water conditioning standards on the same subject prescribed by the state board of health. No such city, village, borough, or town shall prohibit water conditioning contractors or installers licensed by the state board of health from engaging in or working at the business.

**Sec. 3. [326.59] Violations to be reported to state board of health.** Such local authority as may be designated by any such ordinance for the issuance of such water conditioning installation and servicing permits and approval of such plans shall report to the state board of health persistent or wilful violations of the same and any incompetence of a licensed water conditioning contractor or licensed water conditioning installer observed by the local authority.

**Sec. 4. [326.60] Water conditioning contractors and installers must be licensed in certain cities or villages.** Subdivision 1. In any city, village, borough, or town now or hereafter having a population of 5,000 or more according to the last federal or state census, no person, firm, or corporation shall engage in or work at the business of water conditioning installation or servicing after January 1, 1970, unless (a) at all times a person licensed as a water conditioning contractor by the state board of health shall be responsible for the proper water conditioning installation and servicing work of such person, firm, or corporation, and (b) all installations, other than exchanges of portable equipment, are actually made by a licensed water conditioning contractor or licensed water conditioning installer. Anyone not so licensed may do water conditioning work which complies with the provisions of the minimum standard prescribed by the state board of health on premises or that part of premises owned and actually occupied by him as his residence, unless otherwise forbidden to do so by a local ordinance.

Subd. 2. A water conditioning contractor license shall be issued only to a person who has demonstrated skill in planning, superintending, and servicing water conditioning installations. A water conditioning installer license shall only be issued to a person other than a water conditioning contractor who has demonstrated practical knowledge of water conditioning installation.

Subd. 3. The state board of health shall:

- (a) Prescribe rules and regulations, not inconsistent herewith, for the licensing of water conditioning contractors and installers;
- (b) License water conditioning contractors and installers;

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(c) Prescribe rules and regulations not inconsistent herewith for the examining of water conditioning contractors and installers prior to first granting a license as a water conditioning contractor or water conditioning installer; and

(d) Collect an examination fee of \$25 from each examinee for a license as a water conditioning contractor and a fee of \$10 from each examinee for a license as a water conditioning installer. A water conditioning installer must successfully pass the examination for water conditioning contractors before being licensed as a water conditioning contractor.

Sec. 5. **[326.61] Definition of water conditioning installation.** Subdivision 1. "Water conditioning installation" as used in section 1 to 10 means the installation of appliances, appurtenances, and fixtures designed to treat water so as to alter, modify, add or remove mineral, chemical or bacterial content, said installation to be made in a water distribution system serving a single family residential unit, which has been initially established by a licensed plumber, and does not involve a direct connection without an air gap to a soil or waste pipe.

Subd. 2. "Water conditioning servicing" as used in sections 1 to 10 means the servicing (including servicing prior to installation) of a water conditioning installation.

Subd. 3. In order to provide effective protection of the public health, the state board of health may by regulation prescribe limitations on the nature of alteration to, extension of, or connection with, the said water distribution system initially established by a licensed plumber which may be performed by a person licensed hereunder, and may by regulation in appropriate instances require filing of plans, blueprints and specifications prior to commencement of installation. Such regulations, upon approval of the attorney general and their legal publication, shall have the force of law, and the violation of any part thereof shall constitute a misdemeanor. The installation of water heaters shall not constitute water conditioning installation and consequently such work shall be accomplished in accordance with the provisions of Minnesota Statutes, Sections 326.37 to 326.45.

Subd. 4. "Single family residential unit" as used in sections 1 to 10 means a building or portion thereof which is arranged, designed, used or intended to be used for residential occupancy by one family, but not including a motel, hotel or rooming house.

Sec. 6. **[326.62] Applications.** Applications for water conditioning contractor's or installer's licenses shall be made to the

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state board of health with the fee prescribed herein. The annual license fee for a water conditioning contractor shall be \$25 and for an installer \$10. A person qualifying for a license after June 30 of any year shall be issued a license for the remainder of the calendar year upon payment of one half of the annual fee. Licenses shall expire December 31, but may be renewed upon application made the following January or February, but if in February only upon payment of an additional fee of \$5.

Sec. 7. [326.63] **Board may revoke licenses.** The board may revoke any license if the license has been obtained through error or fraud, or if the licensee is shown to be incompetent, or has committed a wilful violation of any of the board's rules and regulations or any local ordinances applicable to such work, or if the licensee has violated the provisions of sections 1 to 10 or if the licensee has knowingly aided or abetted any person who is not properly licensed to offer or furnish water conditioning installation work. Prior to such revocation, the licensee shall have notice in writing, enumerating the charges, and be entitled to a hearing by the board upon at least five days' notice, with the right to produce testimony. The board may appoint, in writing, any competent person to take testimony, and such person shall have the power to administer oaths, issue subpoenas, and compel the attendance of witnesses. The decision of the board shall be based on the testimony and records thereof. Application may be made for a new license at any time after one year from the date of revocation of a license, and such new license may be granted by the board.

Sec. 8. [326.64] **Fees paid to state treasurer.** All fees received under sections 1 to 10 shall be paid by the state board of health to the state treasurer and the amount thereof is appropriated annually out of any money in the state treasury to the board for the purpose of carrying out the provisions of sections 1 to 10. The salaries of the necessary employees of the board and the per diem of the inspectors and examiners hereinbefore provided, their expenses and the incidental expenses of the board in carrying out the provisions of sections 1 to 10 shall be paid, on order of the board, from such appropriation.

Sec. 9. [326.65] **State license; examination; application; exemption.** The provisions of sections 1 to 10 which require the obtaining of licenses to engage in the work or business of water conditioning installation, and the provisions which provide for the examination of applicants for such licenses, shall only apply to work accomplished in cities, villages, boroughs, or towns having populations of 5,000 or more and shall not apply to master plumbers and journey-

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men plumbers licensed under the provisions of Minnesota Statutes, Sections 326.37 to 326.45.

Sec. 10. [326.66] **Water conditioning advisory board.** A water conditioning advisory board of nine members may be appointed by the state board of health to assist in the establishment of rules, regulations, and standards for water conditioning installation and servicing. This board shall consist of at least three members who are actively engaged as water conditioning contractors and the terms, removal, duties, and powers of such board shall be in accordance with such rules and regulations as the state board of health may prescribe.

Approved May 31, 1969.

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CHAPTER 899—S. F. No. 1130

[Coded in Part]

*An act relating to the property tax relief fund; amending Minnesota Statutes 1967, Section 273.69, Subdivision 7.*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1967, Section 273.69, Subdivision 7, is amended to read:

Subd. 7. **Taxation; auditors; revised certificates.** (a) *On or before January 15 of each even-numbered year commencing in 1970, the auditor of each county may submit to the commissioner of taxation revised certificates under subdivisions 1 and 2 to correct the amounts previously certified to reflect changes in the exempt or non-exempt status of property as the result of regulations promulgated by the commissioner of taxation or a decision of the supreme court or of a lower court which is not appealed to the supreme court. The sum of the revised amounts so certified under subdivisions 1 and 2 must be equal to the sum of the amounts previously certified under said subdivisions. The commissioner of taxation shall review such revised certificates and shall determine their correctness. In the event such revised certificates are incorrect, the commissioner of taxation may make the necessary corrections or may require the county auditor to correct any error and resubmit the certificates.*

(b) Commencing in 1970 and in each even numbered year thereafter the auditor of each county shall, on or before January 15 of

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