

Section 33-31-03-07 is amended as follows:

33-31-03-07. Salvaged food operator license fee. Before any salvaged food operator engages in the distribution or selling of distressed or salvaged food, that operator must be licensed by the department. Licenses expire on December thirty-first following the date of issuance. The annual license fee for a salvaged food distributor is eighty one hundred dollars.

History: Effective January 1, 2006; amended effective April 1, 2008.

General Authority: NDCC 23-01-03

Law Implemented: NDCC 23-09-24

Section 33-33-01-07 is amended as follows:

33-33-01-07. License fees. The department shall charge the following fees for licenses to operate mobile home parks in this state:

1. For a mobile home park containing at least three but not more than ten lots, ~~seventy-five~~ ninety dollars.
2. For a mobile home park containing at least eleven but not more than twenty-five lots, one hundred ~~ten~~ thirty-five dollars.
3. For a mobile home park containing at least twenty-six but not more than fifty lots, one hundred ~~forty-five~~ seventy-five dollars.
4. For a mobile home park containing ~~more than fifty~~ at least fifty-one but not more than one hundred lots, ~~one two hundred eighty~~ twenty dollars.
5. For a mobile home park containing at least one hundred one but not more than one hundred fifty lots, two hundred seventy dollars.
6. For a mobile home park containing at least one hundred fifty-one but not more than two hundred lots, three hundred twenty dollars.
7. For a mobile home park containing at least two hundred one but not more than two hundred fifty lots, three hundred seventy dollars.
8. For a mobile home park containing more than two hundred fifty lots, four hundred twenty dollars.

The department shall waive the license fee for any mobile home park owned by the state, a municipality, or a nonprofit organization.

History: Effective January 1, 2006; amended effective April 1, 2008.

General Authority: NDCC 23-01-03

Law Implemented: NDCC 23-10-02, 23-10-07

Section 33-33-02-07 is amended as follows:

33-33-02-07. License fees. The department shall charge the following fees for licenses to operate trailer parks or campgrounds in this state:

1. For a trailer park or campground containing at least three but not more than ten lots, ~~seventy-five~~ ninety dollars.
2. For a trailer park or campground containing at least eleven but not more than twenty-five lots, one hundred ~~ten~~ thirty-five dollars.
3. For a trailer park or campground containing at least twenty-six but not more than fifty lots, one hundred ~~forty-five~~ seventy-five dollars.
4. For a trailer park or campground containing ~~more than fifty lots~~ at least fifty-one lots but not more than one hundred lots, ~~one hundred eighty two~~ hundred twenty dollars.
5. For a trailer park or campground containing at least one hundred one but not more than one hundred fifty lots, two hundred seventy dollars.
6. For a trailer park or campground containing at least one hundred fifty one but not more than two hundred lots, three hundred twenty dollars.
7. For a trailer park or campground containing at least two hundred one but not more than two hundred fifty lots, three hundred seventy dollars.
8. For a trailer park or campground containing more than two hundred fifty lots, four hundred twenty dollars.

The department shall waive the license fee for any trailer park or campground owned by the state, a municipality, or a nonprofit organization.

History: Effective January 1, 2006; amended effective April 1, 2008.

General Authority: NDCC 23-01-03

Law Implemented: NDCC 23-10-07

Subsection 1 of section 33-33-03-02 is amended as follows:

1. It shall be unlawful for any person to engage in the operation of one or more vending machines in North Dakota who does not possess a currently valid vending license from the department. Only persons who comply with the provisions of this chapter shall be entitled to receive such a license. The annual license fee for operating a vending machine is ~~twenty-five~~ thirty dollars.

Section 33-33-06-18 is amended as follows:

33-33-06-18. License fees. The annual license fee paid to the department by proprietors of bed and breakfast facilities is ~~thirty-five~~ fifty dollars. An additional amount of fifty percent of the license fee must be imposed upon renewal if the license was not renewed on or before February first following the expiration date.

Section 33-33-07-01 is amended as follows:

33-33-07-01. Beverage license fees. Before any beverage bottler, manufacturer, processor, importer, jobber, or other retailer sells or distributes any nonalcoholic beverage in North Dakota, that beverage must be licensed by the department. The license fees for beverages are as follows:

1. Soda water, ginger ale, root beer, and pop, each brand or class, ~~sixty-five~~ eighty dollars.
2. Concentrated extracts, fountain syrups, and beverage bases, each brand, ~~sixty-five~~ eighty dollars.
3. True fruit juices and imitation or compound fruit beverages, each brand, ~~sixty-five~~ eighty dollars. Mineral and spring water, and potable water sold by a private individual, firm, corporation, or limited liability company for household or culinary purposes, each brand, ~~sixty-five~~ eighty dollars.

History: Effective January 1, 2006; amended effective April 1, 2008.

General Authority: NDCC 23-01-03

Law Implemented: NDCC 23-01-03

Section 33-33-08-01 is amended as follows:

33-33-08-01. Food establishment license fees. The following annual license fees must be paid by the proprietors of food establishments, assisted living facilities, schools, or child care centers:

1. For a restaurant with general food service, ~~ninety one hundred ten~~ ninety one hundred ten dollars plus fifty cents per seat, with a maximum license fee of ~~one two hundred eighty ten~~ one two hundred eighty ten dollars.
2. For a limited restaurant, ~~ninety one hundred ten~~ ninety one hundred ten dollars.
3. For a retail food store, retail meat market, or bakery with not more than two thousand five hundred square feet [232.26 square meters], ~~ninety one hundred ten~~ ninety one hundred ten dollars.
4. For a retail food store, retail meat market, or bakery with two thousand five hundred to five thousand square feet [232.26 to 464.52 square meters], one hundred ~~twenty~~ twenty dollars.
5. For a retail food store, retail meat market, or bakery with more than five thousand square feet [464.52 square meters], one hundred ~~fifteen forty~~ fifteen forty dollars.
6. For a bar or tavern dispensing beer, liquor, or other alcoholic beverages, ~~sixty five eighty~~ sixty five eighty dollars.
7. For a mobile food unit or temporary food stand, ~~eighty five one hundred ten~~ eighty five one hundred ten dollars.
8. For a food processing facility, ~~forty five sixty~~ forty five sixty dollars.
9. For an assisted living facility, one hundred ~~twenty~~ twenty dollars.
10. For a school, one hundred ~~fifteen forty~~ fifteen forty dollars.
11. For a child care facility, ~~thirty five fifty~~ thirty five fifty dollars.

If a business operates more than one type of food establishment on the same premises and under the same management, the department shall issue a single license stating the types of establishments the business is licensed for and the maximum license fee charged may not exceed one hundred ~~twenty five fifty~~ twenty five fifty dollars for those establishments with not more than two thousand five hundred square feet [232.26 square meters], ~~one two hundred seventy ten~~ one two hundred seventy ten dollars for those establishments with two thousand five hundred square feet [232.26 square meters] to not more than five thousand square feet [464.52 square meters], and two hundred ~~forty ninety~~ forty ninety dollars for those establishments over five thousand square feet [464.52 square meters].

History: Effective January 1, 2006; amended effective April 1, 2008.

General Authority: NDCC 23-01-03

Law Implemented: NDCC 23-01-03

Section 33-39-02-01 is amended as follows:

33-39-02-01. License fees. The following annual license fees must be paid by proprietors of lodging establishments:

1. For a lodging establishment containing not more than three sleeping rooms, ~~forty~~ fifty dollars.
2. For a lodging establishment containing at least four but not more than ten sleeping rooms, ~~fifty-five~~ seventy dollars.
3. For a lodging establishment containing more than ten sleeping rooms and not more than twenty sleeping rooms, ~~eighty~~ one hundred dollars.
4. For a lodging establishment containing more than twenty sleeping rooms and not more than fifty sleeping rooms, one hundred twenty dollars.
5. For a lodging establishment containing ~~fifty-one~~ more than fifty and not more than one hundred sleeping rooms ~~or more~~, one hundred ~~twenty-five~~ fifty dollars.
6. For a lodging establishment containing more than one hundred sleeping rooms and not more than two hundred fifty rooms, two hundred twenty-five dollars.
7. For a lodging establishment containing more than two hundred fifty rooms and not more than five hundred rooms, three hundred twenty-five dollars.
8. For a lodging establishment containing more than five hundred rooms and not more than one thousand rooms, four hundred and fifty dollars.
9. For a lodging establishment containing more than one thousand sleeping rooms, six hundred dollars.

History: Effective January 1, 2006; amended effective April 1, 2008.

General Authority: NDCC 23-01-03

Law Implemented: NDCC 23-09-02

Subsection 5 of section 33-41-01-10 is amended as follows:

5. The annual license fee for all types of body art establishments is one hundred ~~ten~~ thirty-five dollars.

History: Effective January 1, 2008.

General Authority: NDCC 23-01-35

Law Implemented: NDCC 23-01-35

Section 33-42-01-10 is amended as follows:

33-42-01-10. Permits - Licenses. A person may not operate a tanning facility without a license issued by the department. The department will conduct a preoperational inspection prior to initial licensure or changes in ownership to insure operator compliance and understanding of all laws and regulations. License renewals must be submitted to the department during December every year. An additional amount of fifty percent of the license fee must be imposed upon renewal if the license was not renewed before February first following the expiration date. A reduced license fee in the amount of one-half of the applicable license fee must be charged for a new facility that begins operation after July first of each year. Licenses are not transferable. The annual license fee for a tanning facility is ninety dollars containing one to five tanning beds is seventy-five dollars plus ten dollars per bed for facilities with up to ten tanning beds and one hundred ten fifty dollars for facilities with more than ten five beds.

History: Effective January 1, 2008.

General Authority: NDCC 23-39-07

Law Implemented: NDCC 23-39-07