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Department of Administration—Print Communications, Divis



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## State Register =

## Judicial Notice Shall Be Taken of Material Published in the State Register

The State Register is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official and revenue notices, professional, technical and consulting contracts, non-state bids and public contracts, and grants.

A Contracts Supplement is published Tuesday, Wednesday and Friday and contains bids and proposals, including printing bids.

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38	Monday 21 March	Monday 7 March	Monday 14 March
39	Monday 28 March	Monday 14 March	Monday 21 March
40	Monday 4 April	Monday 21 March	Monday 28 March
41	Monday 11 April	Monday 28 March	Monday 4 April

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## Minnesota Rules: Amendments and Additions:

#### NOTICE: How to Follow State Agency Rulemaking in the State Register

The State Register is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the State Register. Published every Monday, the State Register makes it easy to follow and participate in the important rulemaking process. Approximately 75 state agencies have the authority to issue rules. Each agency is assigned specific Minnesota Rule chapter numbers. Every odd-numbered year the Minnesota Rules are published. This is a ten-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Proposed and adopted emergency rules do not appear in this set because of their short-term nature, but are published in the State Register.

If an agency seeks outside opinion before issuing new rules or rule amendments, it must publish a NOTICE OF INTENT TO SOLICIT OUTSIDE OPINION in the Official Notices section of the State Register. When rules are first drafted, state agencies publish them as Proposed Rules, along with a notice of hearing, or notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules and withdrawn proposed rules are also published in the State Register. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the State Register as Adopted Rules. These final adopted rules are not printed in their entirety in the State Register, only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the State Register, the issue the rule appeared in as proposed, and later as adopted. For a more detailed description of the rulemaking process, see the Minnesota Guidebook to State Agency Services.

The State Register features partial and cumulative listings of rules in this section on the following schedule: issues 1-13 inclusive; issues 14-25 inclusive; issue 26, cumulative for issues 1-26; issues 27-38 inclusive; issue 39, cumulative for 1-39; issues 40-51 inclusive; and issue 52, cumulative for 1-52. An annual subject matter index for rules appears in August. For copies of the State Register, a subscription, the annual index, the Minnesota Rules or the Minnesota Guidebook to State Agency Services, contact the Print Communications Division, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000 or toll-free in Minnesota 1-800-657-3757.

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# MN Sentencing Guidelines and Commentary 1993

Designed to establish rational and consistent sentencing standards, the guidelines are advisory to the sentencing judge. The guidelines and commentary cover a wide range of topics: offense severity, criminal history, jail credit and more. 81pp. Stock No. 14-18C. \$10.95.

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These worksheets are used to assist in determining the severity of sentences. Package of 50; 6-part forms. Stock No. 8-6. \$14.95.



## **Proposed Rules**

Pursuant to Minn. Stat. §14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a pubic hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the State Register. The notice must advise the public:

- 1. that they have 30 days in which to submit comment on the proposed rules;
- 2. that no public hearing will be held unless 25 or more persons make a written request for a hearing within the 30-day comment period;
- 3. of the manner in which persons shall request a hearing on the proposed rules; and
- 4. that the rule may be modified if the modifications are supported by the data and views submitted

If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§14.14-14.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the State Register.

Pursuant to Minn. Stat. §§14.29 and 14.30, agencies may propose emergency rules under certain circumstances. Proposed emergency rules are published in the *State Register* and, for at least 25 days thereafter, interested persons may submit data and views in writing to the proposing agency.

## **Board of Accountancy**

## **Proposed Permanent Rules Relating to Practice Monitoring**

Notice of Intent to Adopt Rules Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Board of Accountancy ("Board") intends to adopt a permanent rule without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. You have until 4:30 p.m. on April 22, 1994 to submit a written request that a hearing be held on the rule.

Agency Contact Person Comments or questions on the rule and written requests for a public hearing on the rule must be submitted to:

David J. O'Connell Executive Secretary Minnesota Board of Accountancy Suite 125 85 East Seventh Place St. Paul, Minnesota 55101 Telephone: (612) 296-7937

Subject of Rule and Statutory Authority The proposed rule is about the Board of Accountancy Relating to Practice Monitoring. The statutory authority to adopt this rule is *Minnesota Statutes* § 326.18 (1992). A copy of the proposed rule is published in the *State Register* and attached to this notice as mailed. A free copy of the rule is available upon request from the agency contact person listed above.

Comments You have until 4:30 p.m. on April 22, 1994, to submit written comment in support of or in opposition to the proposed rule and any part or subpart of the rule. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Request for a hearing In addition to submitted comments, you may also request that a hearing be held on the rule. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on April 22, 1994. Your written request for public hearing must include you name and address. You are encouraged to identify the portion of the proposed rule which caused your request, the reason for the request and any changes you want made to the proposed rule. If 25 or more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20 (1992).

Modifications The proposed rule may be modified as a result of public comment. The modifications must be supported by data and views submitted to the agency and may not result in a substantial change in the proposed rules as attached and printed in the State Register. If the proposed rule affects you in any way, you are encouraged to participate in the rulemaking process.

Statement of Need and Reasonableness A statement of need and reasonableness is now available from the agency contact person. This statement describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule.

Small Business Considerations It is the position of the Board that the Minnesota Statutes § 14.115 (1992) relating to small business considerations in rulemaking does not apply to the rules it promulgates. Minnesota Statutes § 14.115, subd. 7(2) (1992) states

## **Proposed Rules**

that section 14.115 does not apply to "agency rules that do not affect small businesses directly." The Board's authority relates only to public accountants and not to the businesses they operate.

However, should these proposed rules in some way be construed as being subject to *Minnesota Statutes* § 14.115, the Board notes below how the five suggested methods listed in section 14.115, subdivision 2, for reducing the impact of the rules on small businesses should be applied to the proposed rules. The five suggested methods enumerated in subdivision 2 are as follows:

- (a) The establishment of less stringent compliance or reporting requirements for small businesses;
- (b) The establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses;
- (c) The consolidation or simplification of compliance or reporting requirements for small businesses;
- (d) The establishment of performance standards for small businesses to replace design or operational standards required in the rule; and
  - (e) The exemption of small businesses from any or all requirements of the rule.

The feasibility of implementing each of the five suggested methods and whether implementing any of the five methods would be consistent with the statutory objectives that are the basis for this rulemaking are considered below.

## 1. It would not be feasible to incorporate any of the five suggested methods into these proposed rules.

Methods (a) to (c) relate to lessening compliance or reporting requirements for small businesses either by establishing less stringent requirements, establishing less stringent schedules or deadlines for compliance with the requirements, or consolidating or simplifying the requirements. Since the Board is not proposing any compliance or reporting requirements for either small or large businesses, it follows that there are no such requirements for the Board to lessen with respect to small businesses. If, however, these proposed rules are viewed as compliance or reporting requirements for businesses, then the Board finds that it would be unworkable to lessen the requirements for those public accountants who practice in a solo or clinic setting of fewer than 50 employees, since that would include at a minimum the vast majority of licensees and probably all of them. Method (d) suggests replacing design or operational standards with performance standards for small businesses. The Board's rules do not propose design or operational standards for small business and therefore there is no reason to implement performance standards for small businesses as a replacement for design or operational standards that do not exist. Finally, method (e) suggests exempting small businesses for any or all requirements of the rules.

The application of this provision would exempt virtually all licensees from the preview of the rules, a result which would be absurd.

# 2. Reducing the impact of the proposed amendments on small businesses would undermine the objectives of the Minnesota licensing law for public accountants.

Pursuant to Minnesota Statutes § 326.165 et seq., the Board was created for the purpose of establishing requirements for licensure and adopting standards for disciplinary action to govern the practices or behavior of all licensees. Pursuant to Minnesota Statutes § 326.18, the Board is specifically mandated to promulgate rules as may be necessary to carry out the Board's purposes. Given these statutory mandates, it is the Board's duty to establish licensure qualifications and disciplinary standards which apply to and govern all applicants and licensees regardless of the nature of their practice. As stated above, it is the Board's position that the proposed rules will not affect small businesses and certainly do not have the potential for imposing a greater impact on public accountants in a solo or small practice than on those practices large enough to remove them from the definition of small business. It has also been explained above that the Board considers it infeasible to implement any of the five suggested methods enumerated in subdivision 2 of the small business statute. Nonetheless, to the extent that the proposed rules may affect the business operation of a public accountant or group of public accountants and to the extent it may be feasible to implement any of the suggested methods for lessening the impact on small businesses, the Board believes it would be unwise and contrary to the purposes to be served by these rules for the Board to exempt one group of public accountants - indeed, the vast majority of public accountants and perhaps the entire profession - from the requirements of these rules. Similarly, the Board believes it would be unwise and contrary to its statutory mandate for the Board to adopt one set of standards for those public accountants (which may consist of a nonexistent class) who work in a large business setting and adopt another, less stringent, set of standards to be applied to those public accountants who practice in a solo or small clinic practice. It is the Board's view that these rules must apply equally to all public accountants if the public whom they serve is to be adequately protected.

KEY: PROPOSED RULES SECTION — <u>Underlining</u> indicates additions to existing rule language. <u>Strike outs</u> indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — <u>Underlining</u> indicates additions to proposed rule language. <u>Strike outs</u> indicate deletions from proposed rule language.

## Proposed Rules =

Licensees, regardless of whether they are considered as individuals or small businesses, have had and will continue to have an opportunity to participate in the rulemaking process for these proposed rules. The Board has used a very open process to draft these rules and has kept the various associations well informed of the proposed rules as they were developed. The associations have in turn informed their constituents.

Expenditure of Public Money by Local Public Bodies and Impact on Agricultural Land Promulgation of these proposed rules will not result in the expenditure of public monies by local public bodies nor have any impact on agricultural land; therefore, no further information need be provided under *Minnesota Statutes* § 14.11 (1992).

Adoption and Review of Rule If no hearing is required after the end of the comment period the Board may adopt the rule. The rule and supporting documents will then be submitted to the Attorney General for review as to legality and form to the extent form related to legality. You may request to be notified of the date the rule is submitted to the Attorney General or be notified of the Attorney General's decision on the rule. If you wish to be so notified, or wish to receive a copy of the adopted rule, submit your request to the agency-contact person listed above.

Dated: 7 March 1994

State Board of Accountancy David J. O'Connell Executive Secretary

#### Rules as Proposed (all new material)

#### **PRACTICE MONITORING**

#### 1100.9100 **DEFINITIONS**.

- Subpart 1. Scope. For the purpose of parts 1100.9100 to 1100.9900 the terms in this part have the meanings given.
- Subp. 2. Adverse report. "Adverse report" is a report that describes nonconformance with the professional standards established by the AICPA in Standards for Performing and Reporting on Quality Reviews, effective April 1, 1994.
  - Subp. 3. AICPA. "AICPA" means the American Institute of Certified Public Accountants.
- Subp. 4. Licensed practice unit or LPU. "Licensed practice unit" or "LPU" means a corporation, partnership, limited liability company (LLC), limited liability partnership (LLP), or sole proprietorship licensed under *Minnesota Statutes*, section 326.20, to practice public accounting in Minnesota.
- Subp. 5. Qualified report. "Qualified report" means a report that describes deficiencies in the work reviewed or the related quality control system, or both, when compared with the professional standards established by the AICPA in Standards for Performing and Reporting on Quality Reviews, effective April 1, 1994.
- Subp. 6. Quality review. "Quality review" means a study, appraisal, or review of one or more aspects of the professional work, including its related quality control system, of a person or firm (LPU) in the practice of public accountancy by a reviewer who meets the requirements of part 1100.9600.
- Subp. 7. Report acceptance body. "Report acceptance body" means the organization that accepts the quality review report from the reviewer, reviews it, and determines what, if any, action the LPU shall take in order to bring the LPU's practice up to the professional standards set forth in part 1100.4650.
- Subp. 8. Reporting year. "Reporting year" means the year after the quality review has been conducted. It is the year in which the licensee will send the quality review report to the board.
  - Subp. 9. Reviewer. "Reviewer" means the licensed individual or firm selected to conduct the quality review.
- Subp. 10. Unqualified report. "Unqualified report" means a report that describes no deficiencies in the work reviewed or the related quality control system, or both, when compared with the professional standards established by the AICPA in Standards for Performing and Reporting on Quality Reviews, effective April 1, 1994.
  - Subp. 11. Year of review. "Year of review" means the year during which the quality review will be conducted.
- Subp. 12. Year under review. "Year under review" means the year prior to the year in which the quality review is actually started. It is the third and final year of a licensee's three-year reporting cycle.

#### 1100.9150 INCORPORATION BY REFERENCE.

For purposes of part 1100.9100, Standards for Performing and Reporting on Quality Reviews, effective April 1, 1994, is incorporated by reference. This document is published by the American Institute of Public Accountants, Inc., New York, New York 10036-8775. It is not subject to frequent change and is available at the state law library.

## 1100.9200 REQUIREMENT FOR QUALITY REVIEW; AREAS TO BE REVIEWED.

As a condition to renewal of its license pursuant to *Minnesota Statutes*, section 326.20, every LPU shall undergo a quality review in accordance with parts 1100.9100 to 1100.9900 once every three years. The quality review is limited to the LPU's accounting and auditing practice and its related quality control system.

#### 1100.9300 EXEMPTION FROM QUALITY REVIEW.

An LPU is exempt from the quality review requirement in part 1100.9200 if it annually represents to the board that it does not engage in audits, reviews, or compilations; that it does not intend to engage in such practices during the following year; and that it shall immediately notify the board in writing if it engages in such practices.

The representation shall be made in writing, under oath, and upon forms provided by the board. The representation shall be made annually at the time the LPU applies for renewal of its license.

If an LPU under exemption notifies the board that it has performed an audit, review, or compilation, it shall undergo a quality review during the first full year after its initial acceptance of an engagement, or sooner at the request of the LPU.

#### 1100.9400 INITIAL QUALITY REVIEW CYCLE.

Subpart 1. Past participation in quality review. LPUs that are participating in a quality review program on the effective date of this part shall comply with items A to C.

- A. LPUs whose year under review ended in 1993 shall have quality reviews performed in 1994, which will be their year of review, and submit the material specified in part 1100.9800 to their report acceptance bodies 15 days after receiving it from their reviewers, and to the board by June 30, 1995.
- B. LPUs whose year under review ended in 1994 shall have quality reviews performed in 1995, which will be their year of review, and submit the material specified in part 1100.9800 to their report acceptance bodies 15 days after receiving it from their reviewers, and to the board by June 30, 1996.
- C. LPUs whose year under review ended in 1995 shall have quality reviews performed in 1996, which will be their year of review, and submit the material specified in part 1100.9800 to their report acceptance bodies 15 days after receiving it from their reviewers, and to the board by June 30, 1997.
- Subp. 2. First time participation in quality review. LPUs that did not participate in quality review programs prior to the effective date of this part, and are subject to the quality review programs for the first time, shall have reviews performed in either 1995 or 1996, which will be their year of review. LPUs shall submit the material specified in part 1100.9800 to their report acceptance bodies and to the board according to the following schedule:
- A. LPUs with license numbers whose last digit is even shall have quality reviews performed in 1995, and submit the material specified in part 1100.9800 to their report acceptance bodies 15 days after receiving it from their reviewers, and to the board by June 30, 1996.
- B. LPUs with license numbers whose last digit is odd shall have quality reviews performed in 1996, and submit the material specified in part 1100.9800 to their report acceptance bodies 15 days after receiving it from their reviewers, and to the board by June 30, 1997.

After the initial report, LPUs shall be required to report every three years on the anniversary of their first reporting date.

#### 1100.9500 NEW LPUs; QUALITY REVIEW CYCLE.

As a condition of licensing, a new LPU shall undergo a quality review during the first full year after it becomes subject to the requirements for quality review, and shall report the material specified in part 1100.9800 to the board by June 30 of the second full year after becoming subject to the requirements for quality review.

After the initial report, the LPU shall be required to report every three years on the anniversary of the June 30 reporting date.

A new LPU is one that has not been previously licensed in Minnesota or has not had a quality review completed in the three-year period prior to application. It does not include the following:

A. An LPU that has been previously licensed in this state and changes its name or the legal form of its practice, but retains the same practice.

**KEY: PROPOSED RULES SECTION** — <u>Underlining</u> indicates additions to existing rule language. <u>Strike outs</u> indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — <u>Underlining</u> indicates additions to proposed rule language. <u>Strike outs</u> indicate deletions from proposed rule language.

## Proposed Rules =

- B. A new partnership, corporation, LLC, or LLP formed by more than one previous LPU which were already scheduled for quality review. The quality review of this LPU shall be conducted in the later of the years for which each of the former LPUs was scheduled.
- C. A partnership, corporation, LLC, or LLP that is dissolved with each individual LPU taking clients from the partnership or corporation. The quality review for each of these individual LPUs remains in the same year to which the original partnership, corporation, LLC, or LLP was assigned.
- D. A partnership, corporation, LLC, or LLP that is dissolved with one partner or shareholder taking all of the existing clients. The quality review for the LPU taking over the existing business remains in the year to which the partnership, corporation, LLC, or LLP was originally assigned.

#### 1100.9600 QUALIFICATIONS OF REVIEWER.

The reviewer shall have the following minimum qualifications:

- A. be licensed to practice as a CPA or LPA; or a CPA, LPA, LLC, or LLP firm, by any state; and have undergone at least one quality review;
- B. have knowledge and experience with the type of reports and financial statements to be reviewed, including experience in supervision of the preparation of such reports and statements;
  - C. be independent, as defined by part 1100.4400, of the LPU under review;
  - D. have no conflict of interest, as defined in part 1100.4500, as proposed at 18 State Register 1818;
  - E. be familiar with all services in the area of auditing and accounting provided by the LPU subject to review;
- F. be familiar with the procedure for conducting a quality review in accordance with the standards set forth by the AICPA; and
- G. have attended a quality review seminar sponsored by the board, the AICPA, the National Society of Public Accountants, another state board, or another professional accounting organization.

#### 1100.9700 QUALIFICATIONS OF REPORT ACCEPTANCE BODIES.

The AICPA is an approved report acceptance body.

The Minnesota Association of Professional Accountants, the Minnesota Society of Certified Public Accountants, other state accountancy boards, and any other organization able to demonstrate that it will fulfill its responsibilities in accordance with the review standards as established by the AICPA, and incorporated by reference in part 1100.9150, may apply to the board to be considered a report acceptance body. The board shall approve applications to be considered a report acceptance body if the applicant demonstrates that it has or will fulfill its responsibilities in accordance with the review standards as established by the AICPA, and incorporated by reference in part 1100.9150. Approval shall be withdrawn if a report acceptance body fails to fulfill its responsibilities in accordance with the review standards as established by the AICPA, and incorporated by reference in part 1100.9150.

The report acceptance body shall not make membership a condition of acting as a report acceptance body for any LPU.

#### 1100.9800 REPORT TO BOARD.

- Subpart 1. Required submittals. By June 30 of each year, each LPU that is scheduled to report that year shall submit the following material to the board:
- A. a copy of the qualified, adverse, or unqualified report issued by the reviewer, including any letters of comment and responses;
  - B. the final letter of approval from the report acceptance body; and
  - C. any agreements to correct deficiencies that have been entered into between the LPU and the report acceptance body.

The board shall review this material prior to relicensing the LPU.

Failure to file the required material by June 30 of its reporting year shall be cause for discipline against the LPU's certificate and license.

In the case of a qualified or adverse report, where the report acceptance body and the LPU have entered into an agreement to correct deficiencies, failure by the LPU to abide by that agreement shall be grounds for discipline against the LPU's certificate and license.

Subp. 2. **Board requirements.** In addition to any agreement made between the report acceptance body and the LPU, the board may:

- A. require that the members of the LPU firm complete continuing education in the areas of deficiency in addition to the continuing professional education hours required in part 1100.6500;
- B. require that the LPU maintain a minimum library of source materials designed to provide the LPU with the resources necessary to cure the deficiencies noted; and
  - C. impose any other discipline authorized by Minnesota Statutes, section 326.229, subdivision 4.

#### 1100.9900 PRIVATE DATA.

The board shall treat the quality review reports of the reviewer and the report acceptance body, and all material of the LPU, as private data as defined by *Minnesota Statutes*, section 13.02, subdivision 12, or nonpublic data as defined by *Minnesota Statutes*, section 13.02, subdivision 9, as applicable.

If an LPU becomes the subject of a disciplinary proceeding pursuant to *Minnesota Statutes*, section 326.229, the board may make the information public in accordance with *Minnesota Statutes*, chapter 14.

## **Board of Podiatric Medicine**

## **Proposed Permanent Rules Relating to Fee Increases**

#### Notice of Intent to Adopt a Rule Without a Public Hearing

The Minnesota Board of Podiatric Medicine intends to adopt a permanent rule without a public hearing under the noncontroversial and fee rulemaking procedures set forth in *Minnesota Statutes*, §§ 14.22 to 14.28 (1992) and 214.06, subd. 3 (1993). Section 214.06, subd. 3 provides that a hearing need not be held when a health-related licensing board needs to raise fees to cover anticipated expenditures in a biennium. **No hearing will be held.** However, the public has 30 days in which to submit comment in support of or in opposition to the proposed rule.

Comments or questions on the rule must be submitted to:

Lois E. Mizuno, Executive Director Board of Podiatric Medicine 2700 University Avenue West, Suite 40 St. Paul, Minnesota 55114 Telephone (612) 642-0401 Fax (612) 643-3535

The proposed rule raises temporary permit, licensure, and license renewal fees, and establishes a one-time fee against all licenses held on the effective date of the rule. The statutory authority to adopt this rule is contained in *Minnesota Statutes* §§ 153.02 and 214.06 (1993). A copy of the proposed rule is published in the *State Register* and attached to this notice as mailed. A free copy may be obtained by calling the agency contact person.

You are encouraged to take part in the rule making process by submitting comments. You have until 4:30 p.m. on April 21, 1994 to submit written comments in support of or in opposition to the proposed rule or any part or subpart of the rule. Your comments must be in writing and received by the agency contact person by the due date. Comments are encouraged. Your comments should identify the portion of the proposed rule addressed, the reason for the comments and any changes proposed.

The proposed rule may be modified if the modifications are supported by data and comments submitted to the agency and do not result in a substantial change in the proposed rule as noticed.

A statement of need and reasonableness is now available from the agency contact person. This statement describes the need for and reasonableness of each provision of the proposed rule.

It is the position of the Board that it is not subject to *Minnesota Statutes* § 14.115 (1992) regarding small business considerations in rulemaking. The basis for this position, and the Board's evaluation of the applicability of the methods contained in *Minnesota Statutes* § 14.115, subd. 2 (1992) for reducing the impact of the proposed rules should it be determined that the Board is governed by § 14.115, are addressed in the statement of need and reasonableness.

KEY: PROPOSED RULES SECTION — <u>Underlining</u> indicates additions to existing rule language. <u>Strike outs</u> indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — <u>Underlining</u> indicates additions to proposed rule language. <u>Strike outs</u> indicate deletions from proposed rule language.

## Proposed Rules =

It is the position of the board that promulgation of the proposed rules will not result in the expenditure of public monies by local public bodies nor have an impact on agricultural land. The basis for this position is addressed in the statement of need and reasonableness.

After the end of the comment period the agency may adopt the rule. The rule and supporting documents will then be submitted to the Attorney General for review as to legality and form to the extent form relates to legality. You may request to be notified of the date the rule is submitted to the Attorney General or be notified of the Attorney General's decision on the rule. If you wish to be so notified, or wish to receive a copy of the adopted rule, submit your request to the agency contact person listed above. You may also request notification of the date on which the rule is adopted and filed with the Secretary of State. The agency's notice of adoption must be mailed on the same day that the rule is filed. You may request a notice of adoption in writing from the agency contact person at any time prior to the filing of the rule with the Secretary of State.

Dated: 7 March 1994

Lois E. Mizuno
Executive Director

## Rules as Proposed

#### 6900.0200 LICENSE RENEWAL.

Subpart 1. Active status. The license renewal term is 24 months beginning on July 1 and ending on June 30. Applications received and postmarked after June 30 in the year due will be returned for addition of the late renewal fee. The term of renewal begins on July 1 in odd-numbered years for a licensee whose license number is an odd number and in even-numbered years for a licensee whose license number is an even number. The July 1, 1991, renewal term for a licensee who renews in even-numbered years shall end June 30, 1992, and the renewal fee and continuing education hours shall be half the amount required for a 24-month renewal period. For the first renewal period following the initial licensure period, the fee for renewal of license is that fraction of \$450 the renewal fee, to the nearest dollar, that is represented by the ratio of the number of days the license is held in the initial licensure period to 730 days.

An applicant for license renewal must submit to the board:

[For text of items A to C, see M.R.] [For text of subps 2 to 7, see M.R.]

#### 6900.0250 FEES.

Subpart 1. Amounts. Fees are as follows:

- A. licensure, \$450 \$500;
- B. renewal of a license, \$450 \$500;
- C. late renewal of a license, an additional \$100;
- D. temporary permit, \$200 \$250;
- E. replacement of an original license document or renewal certificate, \$10; and
- F. relicensure following expiration of license, \$550.

[For text of subp 2, see M.R.]

Subp. 3. Special fee. A one-time fee of \$15 is assessed against the license of each person holding a license to practice on the effective date of this part, to be paid on or before June 30, 1994. Failure to pay the fee by the licensee's renewal date is failure to submit a completed license renewal application as provided in part 6900.0200.

The Department of Revenue began issuing revenue notices in July of 1991. Revenue notices are statements of policy made by the department that provide interpretation, detail, or supplementary information concerning a particular statute, rule, or departmental practice. The authority to issue revenue notices is found in Minnesota Statutes §270.0604.

## **Department of Revenue**

## Revenue Notice # 94-5: Minnesota Unfair Cigarette Sales Act—Meeting Competition

#### **General Information:**

Minnesota Statutes 325D.32, subdivision 10, provides that wholesalers must sell cigarettes at either a statutorily presumed minimum price or one based on their filed and approved cost of doing business computation. Minnesota Statutes 325D.37, subdivision 1, permits a wholesaler to meet the price of a competitor by using the competitor's approved cost of doing business: "Any wholesaler may advertise, offer to sell or sell cigarettes at a price made in good faith to meet the price of a competitor who is selling the same article at the cost to the competing wholesaler."

However, according to *Minnesota Statutes* 325D.37, subdivision 3, "Before selling the cigarettes at a price set in good faith to meet competition, a wholesaler shall notify the commissioner in writing that it intends to meet a competitor's legal price. A wholesaler filing the notice shall be allowed to meet the competitor's price unless within seven days of receipt of the notice, the commissioner informs the wholesaler that the competitor's price is an illegal price."

The Department of Revenue takes the following position on the above statutory provisions:

#### "Competitor"

All distributors licensed to distribute cigarettes in the State Minnesota are competitors with one another.

#### "Meeting competition"

Cigarette wholesalers may use a price lower than the statutorily presumed minimum only to meet the legal price of a competitor whose cost of doing business has been approved by the Department of Revenue. "Emitting" the legal price of a competitor means that one cigarette wholesaler may sell or offer to sell cigarettes at a price based on another wholesaler's filed and approved cost of doing business.

#### "Good Faith"

Cigarette wholesalers must operate in "Good Faith" when they offer or sell at a price to meet competition. Cigarette wholesalers operate in good faith when they sell or offer to sell at or above a price that is either the statutorily presumed minimum price or one based on a filed and approved cost of doing business computation. A cigarette wholesaler who wants to sell or offer to sell at a price based on a filed and approved cost of doing business shows good faith by first contacting the Department of Revenue to ascertain that the cost of doing business has been approved.

#### **Notice of Intent**

A cigarette wholesaler must notify the Department of Revenue in writing of its intent to sell cigarettes at a price to meet the legal price of that competitor. While the Department must notify the wholesaler within 7 days if the price is illegal, the wholesaler may offer a lower legal price immediately following notification. [Notifications may be sent by facsimile to the Department of Revenue, Special Taxes Division, at (612) 297-1939.]

Dated: 14 March 1994

Debra L. Mc Martin
Assistant Commissioner for Tax Policy

## Commissioners' Orders =

## **Department of Transportation**

# Order No. 79999: Amended Order and Notice of Street and Highway Routes Designated and Permitted to Carry the Gross Weights Allowed under *Minnesota Statutes* § 169.825

WHEREAS, the Commissioner of Transportation has made his Order No. 72156, dated April 8, 1987, which order has been amended by Orders No's. 73139, 74653, 74846, 75024, 75110, 75193 75314, 75451, 76384, 76518, 76589, 76042, 78058, 78710, 78789, 79241, and 79264 designating and permitting certain street and highway routes, or segments of those routes, to carry the gross weights allowed under *Minnesota Statutes* § 169.825, and

WHEREAS, the Commissioner has determined that the additional following routes, or segment of routes, should be designated to carry the gross weights allowed under *Minnesota Statutes* § 169.825.

IT IS HEREBY ORDERED that Commissioner of Transportation Order No. 72156 is further amended this date by adding the following designated streets and highway routes, or segment of routes, as follows:

#### COUNTY ROADS

#### DODGE COUNTY

· C.S.A.H. 1 and C.S.A.H. 3 (Front Street) from T.H. 14 to East Street (Claremont) (12 Month.)

#### **OLMSTEAD COUNTY**

- C.S.A.H. 4 from 7th Street N.W. to C.S.A.H. 22 (12 Month).
- C.S.A.H. 9 from C.R. 155 to C.S.A.H. 22 (12 Month).
- C.S.A.H. 12 from T.H. 52 to T.H. 63 (12 Month).
- C.S.A.H. 14 from T.H. 52 to T.H. 63 (12 Month).
- C.S.A.H. 22 from T.H. 14 to T.H. 52 (12 Month).
- C.S.A.H. 22 from C.S.A.H. 4 to T.H. 52 at 55th Street N.W. (12 Month).
- C.R. 104 from T.H. 14 to C.R. 156 (12 Month).
- C.R. 155 from C.S.A.H. 9 to north end C.R. 156 (12 Month).
- C.R. 156 from C.R. 104 to Kalmar Landfill (12 Month).

Dated: 10 March 1994

James N. Denn Commissioner

## **Department of Transportation**

# Order No. 80000: Consolidated Order and Notice of Street and Highway Routes Designated and Permitted to Carry the Gross Weights Allowed under Minn. Stat. § 169.825

WHEREAS, the Commissioner of Transportation has made his Order No. 72156, dated April 8, 1987, which order has been amended by Orders No's. 73139, 74653, 74846, 75024, 75110, 75193 75314, 75451, 76384, 76518, 76589, 76042, 78058, 78710, 78789, 79241, 79264, and 79999 designating and permitting certain street and highway routes, or segments of those routes, to carry the gross weights allowed under *Minnesota Statutes* § 169.825, and

WHEREAS, the Commissioner has determined that the record of said designation has become cumbersome to maintain, and that the existing designations should be consolidated with needed amendments into one order and document,

**THE COMMISSIONER**, as of the date of this Consolidated Order, hereby vacates, rescinds and sets aside Order No. 72156, as amended by Orders Nos. 73139, 74653, 74846, 75024, 75110, 75193, 75314, 75451, 76384, 76518, 76589, 76042, 78058, 78710, 78789, 79241, 79264, and 79999.

The Commissioner of Transportation as of this date orders and gives notice, pursuant to *Minnesota Statutes* § 169.832 (1992), that the following street and highway routes, or segments of those routes, are designated and permitted to carry the gross weights allowed under *Minnesota Statutes* § 169.825. Those routes or their segments are as follows:

#### Commissioners' Orders

#### **DESIGNATED 80,000 POUND ROUTES\***

#### **CITY STREETS**

\*Explanatory Note: Both the 12 month and seasonal routes are listed together. The 12 month routes are all in capital letters. The seasonal routes are in small letters.

Albert Lea

 MARGARETHA AVENUE FROM T.H. 65 SOUTH TO 13TH STREET AND 13TH STREET EAST TO ITS TERMINI (12 MONTH).

Anoka

• (M.S.A.S.) 9th Avenue from T.H. 242 to Hoffman Engineering (effective 5-15).

(M.S.A.S.) Tyler Street from 7th Avenue to Federal Cartridge (effective 5-15).

Blaine

85TH AVENUE FROM I-35W TO 3601 (TRUCK TERMINAL IN THE CITY OF BLAINE) (12 MONTH).

**Brainerd** 

North and South 4th Street from Washington Street to Laurel Street (effective 5-15).

Laurel Street from South 4th Street to East River Road (effective 5-15).

Burnsville

122nd Street from Jct. I-35W to Dupont Avenue (effective 5-15).

Dupont Avenue from 122nd Street to South Jct. Lady Bird Lane (effective 5-15).

• 12TH AVENUE FROM 116TH STREET TO T.H. 13 (12 MONTH).

• DUPONT AVENUE FROM LADY BIRD LANE TO PROPOSED 126TH STREET (12 MONTH).

PROPOSED 126TH STREET FROM DUPONT AVENUE TO PROPOSED C.S.A.H. 5 (12 MONTH).

Crookston

FROM T.H. 75 TO SOUTH FRONT STREET (12 MONTH).

Cyrus

• From 2 blocks South of Jct. T.H. 28 and C.S.A.H. 3 on Dahl Street to T.H. 28 (effective 5-15).

Detroit Lakes • RANDOLPH ROAD FROM GABOR TERMINAL TO ROOSEVELT AVENUE; THEN ROOSEVELT AVENUE SOUTH TO T.H. 10 (12 MONTH).

> • WEST MAIN STREET FROM JCT. T.H. 59 TO A POINT 100 FEET EAST OF S00 LINE RAILROAD TRACKS (12 MONTH).

Farmington • Willow Street from Jct. T.H. 3 to 4th Street (effective 5-15).

**Faribault** 

2nd Avenue N.W. from T.H. 60 north to T.H. 3 (20th Street N.W.) (effective 5-15).

Fergus Falls

DOUGLAS AVENUE FROM T.H. 59 TO T.H. 210 (12 MONTH).

SHERIDAN AVENUE FROM T.H. 59 AND 210 NORTH, TO WASHINGTON AVENUE, WEST ON WASHINGTON AVENUE ONE BLOCK TO SHERMAN STREET, THEN SOUTH ONE BLOCK ON SHERMAN STREET TO JUNIUS AVENUE (12 MONTH).

FROM T.H. 210 SOUTH ON ST. ANDREWS STREET TO WEST LINCOLN AVENUE, WEST ON WEST LINCOLN AVENUE TO SEWAGE PLANT ROAD, THEN SOUTH ON SEWAGE PLANT ROAD TO CENTRAL BY-PRODUCTS PLANT (12 MONTH).

Glenwood

• JCT. OF T.H. 28 AND MINNESOTA AVENUE TO NORTH LAKESHORE DRIVE, THEN NORTH LAKESHORE DRIVE TO THE WEST CORPORATE LIMITS OF GLENWOOD (12 MONTH).

Hutchinson

• Arch Street between Michigan Street and the Farmers Elevator (effective 5-15).

Michigan Street from Jct. T.H. 7 to Jct. Arch Street (effective 5-15).

**Inver Grove** Heights

Maltby Road From Jct. T.H. 52 east 1700 feet (effective 5-15).

117th Street from T.H. 52 West to the entrance of the Pine Bend Landfill (effective 5-15).

Kasson

8th Avenue from Main Street to C.S.A.H. 34 (effective 5-15).

2nd Avenue from Main Street to C.S.A.H. 34 (effective 5-15).

C.S.A.H. 34 from 8th Avenue to T.H. 57 (effective 5-15).

MAIN STREET FROM SOUTH CORPORATE LIMITS TO FERRY STREET (12 MONTH).

FERRY STREET FROM MAIN STREET TO SECOND STREET (12 MONTH).

SECOND STREET FROM FERRY STREET TO BRIDGE STREET (12 MONTH).

Mankato

LeSueur

3rd Avenue from Brooks Street to Jct. T.H. 14 (effective 5-15).

Minneopa Road from Woodland Avenue to Blue Earth River (effective 5-15).

NORTH FRONT STREET FROM MAIN STREET TO LAFAYETTE STREET (12 MONTH).

#### Commissioners' Orders

#### **DESIGNATED 80,000 POUND ROUTES\***

#### **CITY STREETS**

- \*Minneapolis ARTHUR STREET N.E. FROM 18TH AVENUE N.E. TO NEW BRIGHTON BOULEVARD (T.H. 88) (12 MONTH).
  - STINSON BOULEVARD FROM 18TH AVENUE N.E. TO BROADWAY STREET N.E. (12 MONTH).
  - I-35W NORTH FRONTAGE ROAD FROM STINSON BOULEVARD TO NEW BRIGHTON BOULEVARD (T.H. 88) (12 MONTH).
  - I-35W SOUTH FRONTAGE ROAD FROM STINSON BOULEVARD TO NEW BRIGHTON BOULEVARD (T.H. 88) (12 MONTH).
  - BROADWAY STREET N.E. FROM ARTHUR STREET N.E. TO JCT. T.H. 280 (12 MONTH).
  - ARTHUR STREET N.E. FROM SUMMER STREET N.E. TO BROADWAY STREET N.E. (12 MONTH).
  - TAFT STREET N.E. FROM KENNEDY STREET N.E. TO BROADWAY STREET N.E. (12 MONTH).
  - INDUSTRIAL BOULEVARD N.E. FROM BROADWAY STREET N.E. TO I-35W (12 MONTH).
  - NEW BRIGHTON BOULEVARD FROM I-35W NORTH FRONTAGE ROAD TO SOUTH FRONTAGE ROAD (12 MONTH).
  - T.H. 55 (HIAWATHA AVENUE) FROM EAST 24TH STREET TO MINNEAPOLIS SOUTH CITY LIMITS (12 MONTH).
  - CEDAR HIGHWAY FROM EAST 24TH STREET TO MINNEHAHA AVENUE (12 MONTH).
  - CEDAR AVENUE FROM I-94 EXIT RAMP TO MINNEHAHA AVENUE (12 MONTH).
  - MINNEHAHA AVENUE FROM I-94 TO EAST 26TH STREET (12 MONTH).
  - EAST 26TH STREET FROM MINNEHAHA AVENUE TO 26TH AVENUE SOUTH (12 MONTH).
  - 26TH AVENUE SOUTH FROM EAST 26TH STREET TO EAST 27TH STREET (12 MONTH).
  - EAST 24TH STREET FROM MINNEHAHA AVENUE TO CEDAR AVENUE (12 MONTH).
  - WASHINGTON AVENUE SOUTH FROM 42ND AVENUE NORTH TO 10TH AVENUE NORTH, AND FROM 10TH AVENUE SOUTH TO 14TH AVENUE SOUTH (I-35W) (12 MONTH):
  - OAK LAKE AVENUE FROM OLSON HIGHWAY TO 10TH AVENUE NORTH (12 MONTH).
  - 10TH AVENUE NORTH FROM OAK LAKE AVENUE TO WASHINGTON AVENUE NORTH (12 MONTH).
  - 10TH AVENUE SOUTH FROM WASHINGTON AVENUE NORTHERLY TO END (12 MONTH).
  - DOWLING AVENUE NORTH FROM WASHINGTON AVENUE TO END (12 MONTH).
  - LYNDALE AVENUE NORTH FROM 42ND AVENUE NORTH TO NORTH CITY LIMITS (12 MONTH).
  - 49TH AVENUE NORTH FROM JAMES AVENUE NORTH TO WEST CITY LIMITS (12 MONTH).
  - MARSHALL STREET N.E. FROM BROADWAY STREET N.E. TO EAST RIVER ROAD (12 MONTH).
  - EAST RIVER ROAD FROM MARSHALL STREET N.E. TO NORTH CITY LIMITS (12 MONTH).
  - UNIVERSITY AVENUE N.E. FROM LOWRY STREET N.E. TO NORTH CITY LIMITS (12 MONTH).
  - LOWRY STREET N.E. FROM MARSHALL STREET N.E. TO 6TH STREET N.E. (12 MONTH).
  - ELM STREET S.E. FROM KASOTA AVENUE TO 17TH AVENUE S.E. (12 MONTH).
  - 17TH AVENUE S.E. FROM ELM STREET TO ROLLINS AVENUE S.E. (12 MONTH).
  - ROLLINS AVENUE S.E. FROM 17TH AVENUE TO 15TH AVENUE S.E. (12 MONTH).
  - UNIVERSITY AVENUE S.E. FROM 25TH AVENUE S.E. TO EAST CITY LIMITS (12 MONTH).
- \* Denotes a 1/4 mile deviation from the following listed routes as long as posted bridges are not utilized.

#### Moorhead

• 1ST AVENUE NORTH FROM 8TH STREET NORTH TO T.H. 10 (12 MONTH).

#### Morris

• Pacific Avenue from T.H. 59 to Park Avenue (effective 5-15).

#### New Ulm

• Front Street from 8th Street North to Center Street, then Center Street from Front Street to Valley Street, then South Valley Street from Center Street to First Street South (effective 5-15).

#### Owatonna

Park Drive from County Road 75 (24th Avenue N.W.) to Railroad Tracks (effective 5-15).

#### Pine City

- SEVENTH STREET FROM HILLSIDE AVENUE TO 8TH AVENUE WEST, FROM 4TH AVENUE WEST TO 3RD AVENUE WEST, FROM 2ND AVENUE WEST TO RIVER (12 MONTH).
- FOURTH STREET FROM HILLSIDE AVENUE TO 8TH AVENUE EAST, 5TH AVENUE EAST TO 3RD AVENUE EAST (12 MONTH).
- THIRD STREET FROM 3RD AVENUE EAST TO RIVER (12 MONTH).
- SECOND STREET FROM 3RD AVENUE EAST TO 2ND AVENUE EAST (12 MONTH).
- FIRST AVENUE EAST FROM C.S.A.H. 61 TO RAILROAD TRACKS (12 MONTH).
- SECOND AVENUE WEST FROM 7TH STREET TO C.S.A.H. 61 (12 MONTH).

#### **DESIGNATED 80,000 POUND ROUTES\***

#### **CITY STREETS**

- SECOND AVENUE EAST FROM C.S.A.H. 61 TO SECOND STREET (12 MONTH).
- THIRD AVENUE WEST FROM 7TH STREET TO C.S.A.H. 61 (12 MONTH).
- THIRD AVENUE EAST FROM C.S.A.H. 61 TO 2ND STREET (12 MONTH).
- FOURTH AVENUE WEST FROM 7TH STREET TO C.S.A.H. 61 (12 MONTH).
- EIGHTH AVENUE WEST FROM 7TH STREET TO C.S.A.H. 61 (12 MONTH).
- EIGHTH AVENUE EAST FROM C.S.A.H. 61 TO 4TH STREET (12 MONTH).
- HILLSIDE AVENUE FROM C.S.A.H. 61 TO FOURTH STREET (12 MONTH).

#### Red Wing

- Potter Street from T.H. 61 north to elevator (effective 5-15).
- Plum Street from T.H. 61 to 1/2 block north (effective 5-15).
- Broad Street from T.H. 61 to Levee Road (effective 5-15).
- Levee Road from Broad Street to elevator entrance (effective 5-15).
- Dakota Street from T.H. 61 to elevator entrance (effective 5-15).

#### Rose Creek

3rd Street (effective 5-15).

#### Rosemount

• Pine Bend Trail from Jct. T.H. 55 to 1.5 miles east (effective 5-15).

St. Cloud

Roosevelt Road from Jct. T.H. 23 to South city limits (effective 5-15).

#### St. James

• 11th Street from Jct. C.S.A.H. 14 and C.S.A.H. 56 to 8th Avenue North (effective 5-15).

#### St. Paul

- DALE STREET FROM GRAND AVENUE TO LARPENTEUR AVENUE (12 MONTH).
- PLATO BOULEVARD FROM WATER STREET TO FILLMORE AVENUE (12 MONTH).
- CHESTER STREET FROM T.H. 3 TO PLATO BOULEVARD (12 MONTH).
- NORTH CLEVELAND AVENUE FROM UNIVERSITY AVENUE SOUTH TO WABASH AVENUE, THEN WABASH AVENUE ON NORTH CLEVELAND TO VANDALIA STREET, THEN VANDALIA STREET TO I-94 (12 MONTH).
- EAST SEVENTH STREET FROM EAST MINNEHAHA AVENUE TO ATLANTIC STREET, THEN ATLANTIC STREET NORTH TO RAILROAD TRACKS (12 MONTH).
- WACOUTA STREET FROM I-94 TO FIFTH STREET, THEN FIFTH STREET FROM WACOUTA STREET TO BROADWAY (12 MONTH).
- SHEPARD ROAD FROM T.H. 5 TO WARNER ROAD, THEN WARNER ROAD FROM ITS INTERSEC-TION WITH SHEPARD ROAD TO T.H. 61 (12 MONTH).
- FROM T.H. 5 (WEST 7TH STREET) TO KELLOGG BOULEVARD (12 MONTH).
- CHESTNUT STREET FROM WEST SEVENTH STREET TO SHEPARD ROAD (12 MONTH).
- KELLOGG BOULEVARD FROM WEST SEVENTH STREET TO T.H. 61 (MOUNDS BOULEVARD) (12 MONTH).
- ELWAY STREET FROM SHEPARD ROAD TO MONTREAL AVENUE. THEN MONTREAL AVENUE FROM ELWAY STREET TO STEWART AVENUE. THEN STEWART AVENUE TO TEXACO TERMINAL (12 MONTH).
- MINNEHAHA AVENUE WEST FROM DALE STREET TO ARUNDEL STREET (12 MONTH).
- OTTO AVENUE FROM SHEPARD ROAD TO WEST 7TH STREET (12 MONTH).
- WHITE BEAR AVENUE FROM I-94 TO EAST MINNEHAHA AVENUE (12 MONTH).
- EAST MINNEHAHA AVENUE FROM WHITE BEAR AVENUE TO BIRMINGHAM STREET (12 MONTH).
- CHILDS ROAD FROM WARNER ROAD TO THE SOUTHERLY LIMITS OF CHILDS ROAD (12 MONTH).
- PRIOR AVENUE FROM UNIVERSITY AVENUE TO PIERCE BUTLER ROUTE (12 MONTH).
- PIERCE BUTLER ROUTE FROM PRIOR AVENUE TO SNELLING AVENUE (12 MONTH).
- MOUNDS BOULEVARD FROM I-94 TO EAST SEVENTH STREET (12 MONTH).
- SNELLING AVENUE (T.H. 51) (12 MONTH).

Sauk Centre • 4th Street North from T.H. 71 to 331 North 4th Street (effective 5-15).

South St. Paul • RICHMOND STREET FROM CONCORD STREET (T.H. 56) EAST TO HARDMAN AVENUE (12 MONTH).

HARDMAN AVENUE FROM RICHMOND STREET NORTH TO I-494 (12 MONTH).

#### Commissioners' Orders

#### **DESIGNATED 80,000 POUND ROUTES\***

#### **CITY STREETS**

- JOHN CARROL BOULEVARD FROM T.H. 56 (CONCORD STREET) TO STOCKYARDS ROAD (12 MONTH).
- STOCKYARDS ROAD FROM JOHN CARROL BOULEVARD SOUTH TO DEAD END (12 MONTH).

#### Windom

16th STREET FROM JCT. T.H.s. 60 AND 71 TO NORTH LAKEVIEW AVENUE EXTENDED (12 MONTH).

#### Winona

- PELZER STREET FROM JCT. T.H. 61 TO THEURER BOULEVARD (12 MONTH).
- RIVERVIEW DRIVE FROM THEURER BOULEVARD TO 2900 FEET EAST OF PRAIRIE ISLAND ROAD (12 MONTH).
- Franklin Street from Jct. T.H. 43 to Front Street (effective 5-15).

Worthington • Oxford Street from T.H. 60 to T.H. 266 (effective 5-15).

#### COUNTY ROADS

#### Anoka

- C.S.A.H. 23 (Naples Street) from C.S.A.H. 32 to County Road 105 (effective 5-15).
- County Road 102 (57th Avenue) from T.H. 47 to Main Street (County Road 102) (effective 5-15).
- County Road 102 (Main Street) from 57th Avenue to C.S.A.H. 2 (44th Avenue) (effective 5-15).
- C.S.A.H. 32 (85TH AVENUE) FROM 3601 85TH AVENUE TO 3701 85TH AVENUE (12 MONTH).
- C.S.A.H. 7 (7th Avenue) from T.H. 10 to Tyler Street (in Anoka) (effective 5-15).
- T.H. 242 (Main Street) from T.H. 10 to 9th Avenue (in Anoka) (effective 5-15).

#### **Becker**

- C.S.A.H. 10 CONNECTIONS TO T.H. 10 (12 MONTH).
- C.S.A.H. 10 from T.H. 10 west of Frazee to T.H. 10 east of Frazee (effective 5-15).
- C.S.A.H. 7 from T.H. 10 to Front Street in City of Lake Park (effective 5-15).
- C.S.A.H. 10 from T.H. 87 to South County Line (effective 5-15).
- C.S.A.H. 13 from T.H. 10 to Eagle Street in City of Audubon (effective 5-15).
- C.S.A.H. 30 from T.H. 87 to River Drive in City of Frazee (effective 5-15).
- C.S.A.H. 84 from T.H. 59 to Soo Line Railroad in City of Callaway (effective 5-15).

#### **Blue Earth**

- C.S.A.H. 5 (3rd Avenue) from Brooks Street (Mankato) to North LeSueur County Line (effective 5-15).
- C.S.A.H. 5 (MANKATO) FROM INDUSTRIAL ROAD (C.S.A.H. 12) TO THE C.N.W. RAILROAD CROSSING (12 MONTH).
- C.S.A.H. 5 (THIRD AVENUE) FROM FRONT STREET TO C.S.A.H. 12 (INDUSTRIAL ROAD) (12 MONTH).
- C.S.A.H. 10 FROM T.H. 169 TO 1,500 FEET EAST IN VERNON CENTER (12 MONTH).
- C.S.A.H. 12 (INDUSTRIAL ROAD) FROM C.S.A.H. 5 (THIRD AVENUE) TO A POINT APPROXI-MATELY 2,300 FEET EASTERLY (RAILROAD TRACKS) (12 MONTH).
- C.S.A.H. 15 FROM T.H. 83 TO 700 FEET NORTH IN ST. CLAIR (12 MONTH).
- C.S.A.H. 53 FROM T.H. 83 TO 400 FEET NORTH IN PEMBERTON (12 MONTH).
- C.S.A.H. 42 FROM T.H. 68 TO 1.400 FEET NORTH IN JUDSON (12 MONTH).

#### Carlton

- C.S.A.H. 1 FROM JCT. T.H. 210 (CARLTON) TO WRENSHALL REFINERY (12 MONTH).
- C.S.A.H. 1 FROM C.S.A.H. 61 (ESKO) TO I-35 (12 MONTH).
- C.S.A.H. 6 FROM C.S.A.H. 61 (BARNUM) TO I-35 (12 MONTH).
- C.S.A.H. 61 FROM SOUTH COUNTY LINE (SOUTH OF MOOSE LAKE) TO I-35 (EAST COUNTY LINE) (12 MONTH).

#### Chisago

• C.S.A.H. 30 from Jct. T.H. 61 to Jct. T.H. 361 (Rush City) (effective 5-15).

#### Clay

- C.S.A.H. 11 FROM T.H. 10 TO TRUCK STOP 1/2 MILE SOUTH OF I-94 (12 MONTH).
- C.S.A.H. 18 FROM JCT. C.S.A.H. 3 TO JCT. T.H. 75 (12 MONTH).
- C.S.A.H. 52 FROM JCT. T.H. 9 (BARNESVILLE) TO JCT. I-94 (MOORHEAD) (12 MONTH).

#### Dakota

- C.S.A.H. 32 from Jct. I-35 east 0.3 miles (effective 5-15).
- C.S.A.H. 5 FROM T.H. 13 TO PROPOSED 126TH STREET (12 MONTH).
- C.S.A.H. 82 FROM C.S.A.H. 41 TO ITS JCT. WITH T.H. 29 IN ALEXANDRIA (12 MONTH).

#### **Dodge**

- C.S.A.H. 1 AND C.S.A.H. 3 (FRONT STREET) FROM T.H. 14 TO EAST STREET (CLAREMONT) (12 MONTH.)
- C.S.A.H. 31 (FIRST AVENUE NE IN DODGE CENTER) FROM MAIN STREET TO T.H. 14 (12 MONTH).

#### **DESIGNATED 80,000 POUND ROUTES\***

#### **COUNTY ROADS**

#### Freeborn

- C.S.A.H. 26 from Milwaukee Railroad Tracks to Jct. I-90 (effective 7-1).
- C.S.A.H. 31 from Railroad Tracks to Jct. I-35 (effective 7-1).
- C.S.A.H. 46 from Jct. I-90 (Petran) easterly approximately 0.4 miles & northerly approximately 0.7 miles on Hayward Township Road to Pillsbury Elevator (effective 5-15).

#### Hennepin

- C.S.A.H. 1 (OLD SHAKOPEE ROAD)
- C.S.A.H. 3 (EXCELSIOR BLVD.)
- C.S.A.H. 10 (BASS LAKE ROAD)
- C.S.A.H. 15 (SHORELINE BLVD.)
- C.S.A.H. 19
- C.S.A.H. 20 (BLAKE ROAD)
- C.S.A.H. 34 (NORMANDALE BLVD.)
- C.S.A.H. 61
- C.S.A.H. 156 (WINNETKA AVENUE)
- C.S.A.H. 190 (85TH AVENUE NORTH)
- County Road 130

- FROM NESBITT AVENUE TO I-35W (12 MONTH).
- FROM T.H. 169 TO T.H.100 (12 MONTH).
- FROM I-494 TO C.S.A.H. 156 (12 MONTH).
- FROM C.S.A.H. 110 TO C.S.A.H. 19 (12 MONTH).
- FROM T.H. 7 TO C.S.A.H. 15 (12 MONTH).
- FROM C.S.A.H. 3 TO T.H. 7 (12 MONTH).
- FROM C.S.A.H. 1 (OLD SHAKOPEE ROAD) TO I-494 (12 MONTH).
- From Jct. I-94 to County Road 130 (effective 5-15).
- FROM C.S.A.H. 9 TO C.S.A.H. 10 (12 MONTH).
- FROM JEFFERSON HIGHWAY TO I-94
  - (12 MONTH).
- From C.S.A.H. 61 to 0.45 miles northwest (effective 5-15).

#### Lake

 C.S.A.H. 2 from T.H. 61 to County Road 200 North. County Road 200 from C.S.A.H. 2 along all bituminous surfaced segments (effective 5-15).

#### LeSueur

C.S.A.H. 62 from South County Line to T.H. 60 (effective 5-15).

#### Lyon

- C.S.A.H. 33 FROM T.H. 59 TO T.H. 23 IN MARSHALL (12 MONTH).
- C.S.A.H. 9 FROM T.H. 23 TO C.S.A.H. 32 IN COTTONWOOD (12 MONTH).
- C.S.A.H. 14 FROM T.H. 59 TO SHERMAN STREET IN GARVIN (12 MONTH).
- C.S.A.H. 28 FROM T.H. 14 TO C.S.A.H. 29 IN TRACY (12 MONTH).
- C.S.A.H. 29 FROM T.H. 14 TO C.S.A.H. 28 IN TRACY (12 MONTH).
- C.S.A.H. 2 from T.H. 59 to C.S.A.H. 9 (effective 5-15).
- C.S.A.H. 9 from C.S.A.H. 2 to Township Road T-32 in Amiret (effective 5-15).
- C.S.A.H. 7 from T.H. 23 to T.H. 19 in Marshall (effective 5-15).
- C.S.A.H. 27 from T.H. 14 to Lake Avenue in Balatan (effective 5-15).
- C.S.A.H. 30 from T.H. 23 to T.H. 23 in Lynd (effective 5-15).
- C.S.A.H. 31 from T.H. 23 to T.H. 23 to T.H. 23 in Russel (effective 5-15).

#### Martin

- C.S.A.H. 50 from C.S.A.H. 52 to Jct. T.H. 16 (effective 5-15).
- C.S.A.H. 52 from 2nd Street West in Truman to C.S.A.H. 50 (effective 5-15).
- C.S.A.H. 39 from C.S.A.H. 26 to Jct. I-90 (effective 5-15).
- C.S.A.H. 38 from County Road 145 to T.H. 15 (effective 5-15).
- C.S.A.H. 38 from 2,635.3 feet East of T.H. 4 to T.H. 4 (effective 5-15).
- C.S.A.H. 44 from 1,594 feet West of T.H. 4 to T.H. 4 (effective 5-15).
- County Road 145 from VonHolst Street to C.S.A.H. 38 (effective 5-15).

#### McLeod

- C.S.A.H. 9 from Plato to T.H. 212 (effective 5-15).
- C.S.A.H. 21 from North County Line to Winsted (effective 5-15).
- C.S.A.H. 32 from West Jct. T.H. 212 to East Jct. T.H. 212 (effective 5-15).
- County Road 81 in Glencoe (effective 5-15).

## Murray

C.S.A.H. 29 from the City of Hadley to Jct. T.H. 30 (effective 5-15).

#### Nobles

- C.S.A.H. 3 FROM COUNTY ROAD 51 TO C.S.A.H. 21 (12 MONTH).
- C.S.A.H. 21 FROM C.S.A.H. 3 TO T.H. 264 (12 MONTH).
  - C.S.A.H. 33 FROM SOUTH JCT. T.H. 60 TO NORTH JCT. T.H. 60 (12 MONTH).

#### Olmstead

- C.S.A.H: 4 FROM 7TH STREET N.W. TO C.S.A.H. 22 (12 MONTH).
- C.S.A.H. 9 FROM C.R. 155 TO C.S.A.H. 22 (12 MONTH).
- C.S.A.H. 12 FROM T.H. 52 TO T.H. 63 (12 MONTH).
- C.S.A.H. 14 FROM T.H. 52 TO T.H. 63 (12 MONTH).

#### Commissioners' Orders

#### **DESIGNATED 80,000 POUND ROUTES\***

#### **COUNTY ROADS**

- C.S.A.H. 22 FROM T.H. 14 TO T.H. 52 (12 MONTH).
- C.S.A.H. 22 FROM C.S.A.H. 4 TO T.H. 52 AT 55TH STREET N.W. (12 MONTH).
- C.R. 104 FROM T.H. 14 TO C.R. 156 (12 MONTH).
- C.R. 155 FROM C.S.A.H. 9 TO NORTH END C.R. 156 (12 MONTH).
- C.R. 156 FROM C.R. 104 TO KALMAR LANDFILL (12 MONTH).

#### Ottertail

- C.S.A.H. 8 from T.H. 10 to North City Limits of Perham (effective 5-15).
- C.S.A.H. 10 (Old T.H. 10) from Jct. T.H. 10 to North Ottertail County Line near Frazee (effective 5-15).
- C.S.A.H. 67 from Jct. C.S.A.H. 84 to South Limits of New York Mills (effective 5-15).
- C.S.A.H. 80 from Southeast Jct. T.H. 10 to Northwest Jct. T.H. 10 (effective 5-15).
- C.S.A.H. 84 from Southeast Jct. T.H. 10 to Northwest Jct. T.H. 10 (effective 5-15).

#### Pine

- C.S.A.H. 61 FROM JCT. OF T.H. 361 AND T.H. 324 TO ITS JCT. WITH C.S.A.H. 11 IN PINE CITY (12 MONTH).
- COUNTY ROAD 55 FROM C.S.A.H. 61 TO INDUSTRIAL PARK PINE CITY (12 MONTH).
- C.S.A.H. 8 FROM C.S.A.H. 61 TO EAST 2ND STREET (12 MONTH).

#### Polk

- C.S.A.H. 2 FROM T.H. 92 TO NORTH LIMITS OF GULLY (12 MONTH).
- C.S.A.H. 9 FROM 3RD AVENUE SOUTHWEST TO T.H. 2 IN CROOKSTON (12 MONTH).
- C.S.A.H. 11 FROM T.H. 2 TO C.S.A.H. 46 (12 MONTH).
- C.S.A.H. 46 FROM T.H. 2 TO C.S.A.H. 11 (12 MONTH).
- C.S.A.H. 61 FROM T.H. 75 TO T.H. 2 (12 MONTH).

#### Ramsey

- COUNTY ROAD D (C.S.A.H. 19) FROM OLD T.H. 8 TO I-35W (12 MONTH).
- OLD HIGHWAY 8 (C.S.A.H. 77) FROM COUNTY ROAD D TO FIRST STREET SOUTHWEST (12 MONTH).
- CLEVELAND AVENUE (C.S.A.H. 46) FROM COUNTY ROAD C TO COUNTY ROAD C-2 (12 MONTH).
- COUNTY ROAD C (C.S.A.H. 23) FROM WEST COUNTY LINE TO PRIOR AVENUE (12 MONTH).
- COUNTY ROAD J (C.S.A.H. 1) (OR 85TH AVENUE NORTHEAST) IN ANOKA (12 MONTH).
- COUNTY C.S.A.H. 32 FROM I-35 TO 3701 85TH AVENUE NORTHEAST (12 MONTH).

#### \*Redwood

- C.S.A.H. 7 from Seaforth to Jct. T.H. 19 (effective 7-15).
- C.S.A.H. 1 and 16 from Clements to Jct. T.H. 71 (effective 7-15).
- C.S.A.H. 4 and 17 from Wanda to Jct. T.H. 71 (effective 7-15).
- C.S.A.H. 6 from Jct. T.H. 14 to Jct. T.H. 68 (effective 7-15).
- C.S.A.H. 25 and 100 from West Jct. C. & N.W. Ry. in North Redwood to South Jct. C. & N.W. Ry. (effective 7-15).
- C.S.A.H. 10 and 30 from Lucan to Jct. T.H. 19 (effective 7-15).
- C.S.A.H. 33 from Jct. T.H. 68 to Jct. C.S.A.H. 133 (effective 7-15).
- C.S.A.H. 101 from North Redwood to Jct. T.H. 19 (effective 7-15).
- C.S.A.H. 133 from Jct. C.S.A.H. 33 to Front Street (Wabasso) (effective 7-15).
- County Road 70 from Rowena to Jct. T.H. 71 (effective 7-15).
- County Road 80 entire segment (effective 7-15).
- \* These are seasonally restricted 10 ton routes. Effective period to carry the increased weights is from July 15th each year until the following springload restrictions go into effect.

#### Rock

- C.S.A.H. 3 FROM C.S.A.H. 4 TO C.S.A.H. 9 (KENNETH) (12 MONTH).
- C.S.A.H. 3 FROM C.S.A.H. 4 TO C.S.A.H. 15 (12 MONTH).
- C.S.A.H. 4 FROM C.S.A.H. 3 TO C.S.A.H. 27 IN MAGNOLIA (12 MONTH).
- C.S.A.H. 4 FROM C.S.A.H. 25 TO C.S.A.H. 6 IN BEAVER CREEK (12 MONTH).
- C.S.A.H. 6 FROM T.H. 270 TO C.S.A.H. 4 (12 MONTH)
- C.S.A.H. 7 FROM T.H. 75 TO C.S.A.H. 19 (HARDWICK) (12 MONTH).
- C.S.A.H. 13 FROM SOUTH DAKOTA STATE LINE TO T.H. 270 (12 MONTH).
- C.S.A.H. 15 FROM 1000 FEET WEST OF C.S.A.H. 3 TO C.S.A.H. 3 (12 MONTH).
- C.S.A.H. 17 FROM THE IOWA STATE LINE TO C.S.A.H. 13 (12 MONTH).
- C.S.A.H. 23 (MAIN STREET) FROM 3RD STREET TO T.H. 270 IN HILLS (12 MONTH).

#### **DESIGNATED 80,000 POUND ROUTES\***

#### **COUNTY ROADS**

- C.S.A.H. 25 FROM C.S.A.H. 4 TO 230 FEET EAST OF 2ND STREET ON 1ST AVENUE IN BEAVER CREEK (12 MONTH).
- C.S.A.H. 27 (BROADWAY STREET) FROM STATE STREET TO C.S.A.H. 4 IN MAGNOLIA (12 MONTH).

#### St. Louis

- C.S.A.H. 102 from T.H. 53 to Minntac Ent. (effective 5-15).
- C.S.A.H. 3 (BECKS ROAD) FROM T.H. 23 TO C.S.A.H. 13 (MIDWAY ROAD) (12 MONTH).
- C.S.A.H. 13 (MIDWAY ROAD) FROM C.S.A.H. 3 TO T.H. 53 (MILLER TRUNK HIGHWAY) (12 MONTH).
- C.S.A.H. 53 FROM T.H. 169 TO T.H. 135 (VIRGINIA) (12 MONTH).
- C.S.A.H. 102 From Jct. T.H. 53 to Minntac Ent. (effective 5-15).

#### Sherburne

• C.S.A.H. 11 from T.H. 25 to T.H. 10 (effective 5-15).

#### Stearns

- C.S.A.H. 75 from West Jct. I-94 to Jct. T.H. 23 in Waite Park (effective 5-15).
- C.S.A.H. 75 from South City Limits of St. Cloud to Jct. I-94 near St. Augusta (effective 5-15).

#### Steele

- C.S.A.H. 45 from the Rice County Line South to the State Highway 14-218 interchange in Owatonna (effective 5-15).
- C.S.A.H. 12 from the I-35 interchange East to the East City Limits of Medford (effective 5-15).
- C.S.A.H. 9 from the I-35 interchange East to C.S.A.H. 45 (effective 5-15).
- C.S.A.H. 35 from the I-35 interchange East to C.S.A.H. 45 (effective 5-15).
- C.S.A.H. 25 (Bridge Street) from the I-35 interchange West to County Road 75 (24th Avenue N.W. and County Road 75 (24th Avenue N.W.) from C.S.A.H. 25 North to T.H. 14 (effective 5-15).
- C.S.A.H. 14 from the I-35 interchange West to C.S.A.H. 4 and C.S.A.H. 4 from C.S.A.H. 14 North to the North Limits of Hope (effective 5-15).
- C.S.A.H. 1 (North Street) from C.S.A.H. 45 (Hoffman Drive) East to North Cedar Street and C.S.A.H. 1 (North Cedar Street) from North Street North to 11th Street (effective 5-15).
- C.S.A.H. 19 (Rose Street) from C.S.A.H. 45 (Hoffman Drive) East to C.S.A.H. 8 (Grove Avenue and Mineral Springs Road) and C.S.A.H. 8 North and East to Cherry Street (effective 5-15).

#### **Stevens**

- C.S.A.H. 13 Chokio only (effective 5-15).
- C.S.A.H. 9 Alberta only (effective 5-15).
- C.S.A.H. 8 from C.S.A.H. 1 to Jct. T.H. 9 (Hancock) (effective 5-15).

#### Traverse

- C.S.A.H. 4 Browns Valley only (effective 5-15).
- C.S.A.H. 100 from 12th Street to Jct. T.H. 75 (effective 5-15).

#### Wabasha

- C.S.A.H. 9 (Lakewood Avenue) from Jct. T.H. 61 South to South 10th Street (Lake City) (effective 5-15).
- C.S.A.H. 62 (South 10th Street) from Lakewood Avenue West to Jct. T.H. 63 (Lake City) (effective 5-15).

#### Waseca

- C.S.A.H. 2 from C.S.A.H. 3 to C.S.A.H. 27 (effective 5-15).
- C.S.A.H. 3 from Waldorf to Jct. T.H. 14 (effective 5-15).
- C.S.A.H. 4 from C.S.A.H. 23 to T.H. 14 (effective 5-15).
- C.S.A.H. 9 from West County Line to C.S.A.H. 3 (effective 5-15).
- C.S.A.H. 12 from C.S.A.H. 1 to T.H. 13 (effective 5-15).
- C.S.A.H. 3 from Main Street in Janesville to C.S.A.H. 19 (10 Month).
- C.S.A.H. 3 from C.S.A.H. 19 to C.S.A.H. 5 (10 Month).
- C.S.A.H. 5 from C.S.A.H. 3 to North County Line (10 Month).
- C.S.A.H. 19 from T.H. 14 to C.S.A.H. 3 (10 Month).
- C.S.A.H. 27 from C.S.A.H. 9 to C.S.A.H. 2 (effective 5-15).
- C.S.A.H. 2 from C.S.A.H. 27 to T.H. 14 (effective 5-15).
- C.S.A.H. 27 from C.S.A.H. 2 to C.S.A.H. 5 (effective 5-15).
- C.S.A.H. 5 from C.S.A.H. 27 to C.S.A.H. 30 (effective 5-15).
- C.S.A.H. 30 from C.S.A.H. 5 to T.H. 13 (effective 5-15).
- County Road 57 from C.S.A.H. 27 to C.S.A.H. 4 (effective 5-15).

#### Washington

- C.S.A.H. 16 from the West ramps of I-494 to Woodlane Drive in Woodbury (effective 5-15).
  - C.S.A.H. 19A FROM JCT. T.H. 61 TO MILWAUKEE RAILROAD IN COTTAGE GROVE (12 MONTH).
- C.S.A.H. 21 from C.S.A.H. 28 to C.S.A.H. 23 (effective 5-15).

#### Official Notices

#### **DESIGNATED 80,000 POUND ROUTES\***

#### **COUNTY ROADS**

- C.S.A.H. 22 FROM T.H. 61 TO JCT. WITH C.S.A.H. 38 (12 MONTH).
- C.S.A.H. 23 from C.S.A.H. 21 to Lookout Trail North (T.H. 36) (effective 5-15).
- C.S.A.H. 38 FROM JCT. WITH C.S.A.H. 22 TO JCT. WITH I-494 (12 MONTH).
- COUNTY ROAD 66 (GREELY STREET) FROM T.H. 36 TO CURVE CREST BOULEVARD IN STILLWATER (12 MONTH).
- C.S.A.H. 28 FROM STATE PRISON ENTRANCE ROAD TO C.S.A.H. 21 (12 MONTH).

#### Watonwan

- C.S.A.H. 10 from Jct. C.S.A.H. 23 to Jct. T.H. 15 (effective 5-15).
- C.S.A.H. 12 from Jct. T.H. 60 to Jct. T.H. 4 and C.S.A.H. 14 in St. James (effective 5-15).
- C.S.A.H. 14 (11th Street South in St. James) from Jct. T.H. 4 to Jct. C.S.A.H. 56 (1st Avenue South) (effective 5-15).
- C.S.A.H. 2 FROM THE WEST JCT. T.H. 60 TO EAST JCT. T.H. 60 IN THE CITY OF BUTTERFIELD, MINNESOTA (12 MONTH).
- C.S.A.H. 3 FROM C.S.A.H. 27 TO T.H. 15/T.H. 60 (EAST EDGE OF MADELIA) (12 MONTH).
- C.S.A.H. 12 (ST. JAMES) FROM JCT. T.H. 60 TO JCT. T.H. 4 (12 MONTH).
- C.S.A.H. 27 FROM CITY OF LaSALLE TO JCT. C.S.A.H. 3 (SOUTH OF LaSALLE) (12 MONTH).
- C.S.A.H. 27 (11TH STREET IN ST. JAMES) FROM 1ST AVENUE SOUTH TO 7TH AVENUE SOUTH (12 MONTH).
- C.S.A.H. 54 (ST. JAMES) FROM T.H. 4 TO C.S.A.H. 27 (12 MONTH).
- C.S.A.H. 56 (1ST AVENUE SOUTH IN ST. JAMES) FROM 7TH STREET SOUTH TO 11TH STREET SOUTH (12 MONTH).
- C.S.A.H. 56 (1st Avenue South in St. James) from C.S.A.H. 14 to Jct. T.H. 4 (effective 5-15).
- County Road 117 from Jct. C.S.A.H. 10, one mile West of T.H. 15, to Jct. T.H. 60 (effective 5-15).

#### Winona

• C.S.A.H. 32 FROM C.S.A.H. 54 (GOODVIEW) TO PELZER STREET IN WINONA (12 MONTH).

Dated: 10 March 1994

James N. Denn Commissioner

## Official Notices =

Pursuant to the provisions of Minnesota Statutes §14.10, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on the subject, either orally or in writing.

The State Register also publishes other official notices of state agencies, notices of meetings, and matters of public interest.

## **Minnesota State Board of Education**

# Notice of Solicitation of Outside Information or Opinions Regarding Administrative Licensure System for Superintendents and Principals

NOTICE IS HEREBY GIVEN that the State Board of Education is seeking information or opinions from sources outside the Board in preparing to revise its licensure system for superintendents and principals. This revision is authorized by *Minnesota Statutes*, section 125.05, which authorizes the Board to license administrators and to adopt rules for such licensure. This revision is also authorized by *Laws of Minnesota 1993*, Chapter 224, Article 12, Sections 34 and 39, which repeal Board of Education licensure rules effective July 1, 1995, and require that licensure rules be outcome-based and clearly related to the results-oriented granduation rule.

The Minnesota Board of Education requests information and opinions concerning the revision of its licensure system for superintendents and principals. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to:

George B. Droubie, Team Leader Personnel Licensing Minnesota Department of Education 610 Capitol Square Building 550 Cedar Street St. Paul, MN 55101

Oral statements will be received during regular business hours over the telephone at (612) 296-2046, and in person at the above address.

All statements of information and comment will be accepted until further notice is given or the Notice of Hearing or Notice of Intent to Adopt Without a Hearing are published in the *State Register*. Any written material received by the Minnesota Board of Education shall become part of the rulemaking record to be submitted to the Attorney General or Administrative Law Judge in the event that rules are adopted.

Dated: 9 March 1994

George B. Droubie Team Leader

## **Department of Labor and Industry**

#### **Labor Standards Division**

## **Notice of Prevailing Wage Certifications for Commercial Construction Projects**

Effective March 21, 1994 prevailing wage rates were determined and certified for commercial construction projects in:

Anoka County: Hamilton Elementary School Asbestos Work-Coon Rapids. Anoka Sr. High School Asbestos Work-Anoka. Mn. Correctional Facility "B" Building Dormitory Conversion-Lino Lakes.

Blue Earth County: Lake Crystal High School Abatement-Lake Crystal.

Brown County: Airport Terminal Building & Maintenance Hanger-New Ulm.

Carver County: Chanhassen & Chaska Elementary School Remodeling-Chanhassen.

Cook County: Holiday Inn-IRRRB-Tofte.

Dakota County: Mendota & Garlough Elementary School Updates & Sibley Sr. High School Remodeling & Expansion-Mendota Heights.

Hennepin County: Park Center High & Brooklyn Jr. High School Alterations-Brooklyn Park. MPLS/STP Airport Signage Adjustments-Mpls/STP. Mayo, Nolte, Northrop, East River Road & Oak Street Parking & Ramp Repairs. Washington Avenue Bridge Pedestrian Deck Repairs-Minneapolis.

Itaska County: North Central Exp. Station Open Front Beef Barn-Grand Rapids.

Kanabec County: 1995 Mora Intermediate Elementary School-Mora. LeSueur County: Sakatah State Park Shop Building-Near Waterville.

McLeod County: Hutchinson Middle School Phase 2 Addition & Alterations-Hutchinson.

Nicollet County: St. Peter R.T.C. Kitchen/Dietary Remodeling-St. Peter.

Pennington County: Franklin Middle School-Thief River Falls.

Ramsey County: Battle Creek Environmental Magnet School Electrical System, Highland Park High School Lab Safety Law & Handicap Accessibility Improvements, Prosperity Heights Elementary School Addition & Remodeling-St. Paul.

St. Louis County: Cook Public Library Remodeling & Renovation-City of Cook, U of M/Duluth A.B. Anderson Hall Window & Bohannon Hall Water Piping Replacement-Duluth.

Scott County: Pearson & Sweeny Elementary School Remodeling-Shakopee.

Swift County: Kerkhoven/Murdock/Sunbury School Asbestos Removal-Kerkhoven.

Yellow Medicine County: Upper Sioux State Park Shop Building-Granite Falls.

Copies of the certified wage rates for these projects may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road, St. Paul, Minnesota 55155-4306. The charge for the cost of copying and mailing are \$1.36 per project. Make check or money order payable to the State of Minnesota.

John B. Lennes, Jr. Commissioner

## **Legislative Coordinating Commission**

# Applications Sought for the University of Minnesota Board of Regents 4th Congressional District Representative

Applications are being accepted for a position on the University of Minnesota Board of Regents. This position represents the 4th Congressional District. The 12-member Board of Regents is the governing body of the University. The legislature elects one regent from each of Minnesota's eight congressional districts and four from the state at large, including one student regent. The Regent Candidate Advisory Council (RCAC) recruits, screens and recommends candidates to the Legislature for the University of Minnesota Board of Regents. The application deadline is Friday, March 25, 1995. For application forms and further information, please contact Mary E. Ryan, (612) 296-1121, 85 State Office Building, St. Paul, MN 55155.

## Professional, Technical & Consulting Contracts

Department of Administration procedures require that notice of any consultant services contract or professional and technical services contract which has an estimated cost of over \$10,000 be printed in the State Register. These procedures also require that the following information be included in the notice: name of contact person, agency name and address, description of project and tasks, cost estimate, and final submission date of completed contract proposal. Certain quasi-state agencies are exempted from some of the provisions of this statute.

In accordance with *Minnesota Rules* Part 1230.1910, certified Targeted Group Businesses and individuals submitting proposals as prime contractors shall receive the equivalent of a 6% preference in the evaluation of their proposal. For information regarding certification, call the Materials Management Helpline (612)296-2600 or [TDD (612)297-5353 and ask for 296-2600].

## **Department of Administration**

**State Designer Selection Board** 

# Request for Proposal for a Project at Minnesota Correctional Facility - Faribault, Minnesota To Minnesota Registered Design Professionals:

The State Designer Selection Board has been requested to select a designer for a project at Minnesota Correctional Facility - Faribault. Design firms who wish to be considered for these projects should deliver proposals on or before 4:00 p.m., April 12, 1994 to:

George Iwan
Executive Secretary, State Designer Selection Board
Room G-10, Administration Building
St. Paul, Minnesota 55155-3000

#### The proposal must conform to the following:

- 1) Six (6) copies of the proposal will be required.
- 2) All data must be on 8 1\2" x 11" sheets, soft bound.
- 3) The cover sheet of the proposal must be clearly labeled with the project number, as listed in number 7 below, together with the designer's firm name, address, telephone number and the name of the contact person.

#### 4) Mandatory Proposal contents in sequence:

- a) Identity of firm and an indication of its legal status, i.e. corporation, partnership, etc. If the response is from a joint venture, this information must be provided for firms comprising the joint venture.
- b) Names of the persons who would be directly responsible for the major elements of the work, including consultants, together with brief descriptions of their qualifications. Identify roles that such persons played in projects which are relevant to the project at hand. **NOTE NEW REQUIREMENT:** The proposal <u>must</u> contain a statement indicating whether or not the consultants listed have been contacted and have agreed to be a part of the design team.
- c) A commitment to enter the work promptly, if selected, by engaging the consultants, and assigning the persons named 4b above along with adequate staff to meet the requirements of work.
- d) A list of State and University of Minnesota current and past projects and studies awarded to the prime firms(s) submitting this proposal during the four (4) years immediately preceding the date of this request for proposal. The prime firm(s) shall list and total all fees associated with these projects and studies whether or not the fees have been received or are anticipated. In addition, the prime firm(s) shall indicate the amount of fees listed which were paid directly to engineers or other specialty consultants employed on the projects and studies listed pursuant to the above. **NOTE:** Please call for a copy of the acceptable format for providing this information.
- e) A section containing graphic material (photos, plans, drawings, etc.) as evidence of the firm's qualification for the work. The graphic material must be identified. It must be work in which the personnel listed in "c" have had significant participation and their roles must be clearly described. It must be noted if the personnel were, at the time of the work, employed by other than their present firms

The proposal shall consist of no more than twenty (20) faces. Proposals not conforming to the parameters set forth in this request will be disqualified and discarded without further examination.

#### 5) Statutory Proposal Requirements:

In accordance with the provisions of *Minnesota Statutes*, 1981 Supplement, Section 363.073; for all contracts estimated to be in excess of \$50,000.00, all responders having more than 20 full-time employees at any time during the previous 12 months must have an affirmative action plan approved by the Commissioner of Human Rights before a proposal may be accepted.

#### The proposal will not be accepted unless it includes one of the following:

- a) A copy of your firm's current certificate of compliance issued by the Commissioner of Human Rights; or
- b) A statement certifying that the firm has a current certificate of compliance issued by the Commissioner of Human Rights; or
- c) A statement certifying that the firm has not had more than 20 full-time employees in Minnesota at any time during the previous 12 months; or
  - d) A statement certifying that the firm has an application pending for a certificate of compliance.
  - 6) Design firms wishing to have their proposals returned after the Board's review must follow one of the following procedures:
- a) Enclose a self-addressed stamped postal card with the proposals. Design firms will be notified when material is ready to be picked up. Design firms will have two (2) weeks to pick up their proposals, after which time the proposals will be discarded; or
- b) Enclose a self-addressed stamped mailing envelope with the proposals. When the Board has completed its review, proposals will be returned using this envelope.

In accordance with existing statute, the Board will retain one copy of each proposal submitted.

Any questions concerning the Board's procedures, their schedule for the project herein described or the fee format form may be referred to George Iwan at (612) 296-4656.

#### 7) Project - 01-94

Minnesota Correctional Facility

Faribault Conversion

Faribault, Minnesota

7.5 M Construction

11.4 M Total Project

#### **GENERAL DESCRIPTION OF PROJECT**

To convert a portion of the Faribault Regional Treatment Center to a medium security prison for an additional 300 beds.

#### PROJECT DETAILS

This project will include the remodeling of several existing buildings on the Faribault Regional Treatment Center Campus for the following:

- 1) Administration and staff, information, conference rooms, staff offices, visitation areas and public rest rooms, mechanical systems and building maintenance, resident rooms, bathing rooms, nourishment stations, storage areas for program supplies and equipment, recreation, resident dining areas, laundry areas, dayrooms and segregation rooms.
- 2) This project will involve the installation of an electronic security and surveillance system, other security devices, fire safety systems and the extension of electrical/mechanical systems from existing buildings or the design and installation of new HVAC equipment; and the identification and specification of related program equipment.
- 3) The facility should be designed using techniques that are consistent with the construction and design of medium security correctional facilities as a minimum and meet all ADA and ACA standards.

#### WORK TO BE PERFORMED BY THE DESIGNER

The work for this project will include planning, programming and designing of the remodeling of existing space and the addition of new space. The following items are included; the preparation of specifications, drawings and related documents, including schematics, design development documents, construction documents and bidding documents; presiding at the bid opening; the handling of contract documents and bidding documents; general supervision of the construction work for the owner, preparation of supplemental agreements; review and approval of shop drawing and pay request; and assisting in the final acceptance of the work. Fees for this work will be negotiated within the range of 8% to 9%.

#### **DESIGNER'S QUALIFICATION**

The designer selected for this project shall have a demonstrated track record in the design and construction of minimum, medium and maximum, long term security correctional facilities. The designer must have sufficient resources to design several phases at the same time in order to meet the needs of the department for an additional 300 beds by December 1, 1994.

Questions concerning this project may be referred to James Zellmer at (612) 642-0247.

<u>NOTE</u>: While funding for this project is not currently in place, it is anticipated to be by the end of the current legislative session. If funding is not received during this session, the request for proposal for this project will be cancelled at no prejudice to the State. The State is proceeding with the selection process to insure prompt design following any authorization to proceed.

Maureen Steele Bellows, Chair State Designers Selection Board

## Department of Health

## **Health Care Delivery Systems**

## Request for Proposals to Design, Develop, Implement, and Operate a Data Repository System

The State of Minnesota, Department of Health in cooperation with the Minnesota Health Data Institute is seeking qualified firms to design, develop, implement, and operate an integrated data collection and data repository system to support health reform activities.

#### **Background**

An essential component of the MinnesotaCare health care reform legislation is the development of a data system. The success of reform depends significantly on access to valid and reliable data that serve multiple purposes. First, for the purpose of setting, enforcing, and adjusting expenditure limits, the state must be able to track total statewide spending to monitor system-wide success in limiting the growth in health care expenditures, and to form the basis for setting organization-specific rates or limits. Secondly,

for the purpose of holding health plans and providers accountable for access to care and quality of care, the state and the public must be able to compare health plans and providers on the basis of cost, access and quality. And health plans and providers must have access to the same data on access, cost, and quality for which they are expected to be accountable, to facilitate improvement in the care they provide. Finally, the system must be able to monitor the effects of health care reform on quality and access.

The MDH and the Minnesota Health Data Institute (MHDI) are committed to designing and implementing an integrated, statewide health care data system to cost-effectively meet the shared information needs of multiple stakeholders, such as consumers, purchasers, health plans, providers, researchers, and policymakers.

#### **Data Reporting Requirements**

Minnesota Rules [Emergency], Part 4653 requires the collection of data for inpatient encounters adjudicated during the 1994 calendar year. This data is required to be submitted within forty-five (45) days of the end of each calendar quarter. The first shipment of data will arrive at MDH on or before May 15, 1994 and subsequent receipts occurring on or before August 15, 1994, November 15, 1994, and February 15, 1995. The vendor is expected to process this data and then have the data available for research projects. The selected vendor must provide the services necessary to meet the requirements of Rule 4653, for calendar year 1994 data collection specifications.

#### **Project Scope**

In the first year of the project, the vendor must design, develop, and implement a data collection and repository system in compliance with the policies, standards and guidelines of the Information Policy Office to accommodate all the encounter level data collected as a result of these rules.

The second year of the project will involve access to the existing 1994 data and the continuation of research activities by the MDH and other users against the data. Also in the second year there will be the collection of, and access to, additional 1995 data as a result of the permanent rules expected to be in place for 1995.

#### **Project Costs**

The total amount allocated for contractor costs associated with this project is \$950,000 over the two year period. The contract will be a fixed price contract.

#### **Department Contact**

Details of this project are contained in a request for proposals which may be obtained by contacting:

Ted Ledman
Department of Health
Health Care Delivery systems
Suite 400
121 E. 7th Place
St. Paul, MN 551011
(612) 282-6303 - Vce
(612) 282-5628 - fax

A non-mandatory pre-proposal conference will be held on Wednesday April 6 at 1:00 pm in the Chesley room of the Minnesota Department of Health, 717 Delaware St. S.E., Minneapolis, MN 55440.

Proposals are due by 4:00 pm on Friday May 6, 1994.

## **Minnesota Historical Society**

# Notice of Request for Bids for Stairway Design and Construction at Split Rock Lighthouse - Two Harbors, MN

The Minnesota Historical Society is seeking bids from qualified firms and individuals to provide all labor, materials and services to complete the design and to construct an exterior stairway from the bluff at Split Rock Lighthouse to the shore of Lake Superior.

The Request for Bids is available by calling or writing Gary W. Goldsmith, Contracting Officer, Minnesota Historical Society, 345 Kellogg Blvd. West, St. Paul, MN 55102. Telephone (612) 297-5863.

There is a mandatory inspection meeting at the site on March 29, 1994. Complete Specifications and details concerning the site examination, submission requirements and due dates are included in the Request for Bids.

## **Minnesota Historical Society**

# Notice of Request for Bids for Exterior Repair, Replacement and Patch Painting at Alexander Ramsey House - St. Paul, MN

The Minnesota Historical Society is seeking bids from qualified firms and individuals to provide all labor and materials to perform exterior repairs, replacement and patch painting at its Alexander Ramsey House in St. Paul, MN.

The Request for Bids is available by calling or writing Gary W. Goldsmith, Contracting Officer, Minnesota Historical Society, 345 Kellogg Blvd. West, St. Paul, MN 55102. Telephone (612) 297-5863.

Complete Specifications and details concerning submission requirements and due dates are included in the Request for Bids.

## **Minnesota Racing Commission**

## **Request for Proposal for Equine Drug Testing Services**

The Minnesota Racing Commission is requesting proposals for the on-going testing of equine body fluids for the presence of prohibited medications. This request does not obligate the State to make any changes in service provider, and the State reserves the right to cancel the solicitation if it is considered in its best interests.

Proposals or questions should be directed to the attention of Richard G. Krueger, Executive Director, Minnesota Racing Commission, 7825 Washington Avenue South, #800, Bloomington, Minnesota and must be received on or before 4:30 PM on Friday, May 13, 1994. Note: Mr. Krueger is the only employee authorized to answer questions regarding this proposal.

The proposal must conform to the following:

- 1. Three copies of the proposal will be required; one copy must be signed, in ink, by an authorized member of the firm submitting the proposal.
  - 2. All data must be on 8 1/2 x 11 sheets, soft bound;
- 3. The cover sheet of the proposal must be clearly labeled with the testing laboratory name, address, telephone number, and the name of the contact person.

#### **Mandatory Proposal Contents in Sequence:**

- 1. Identity of the organization and an indication of its legal status, i.e., corporation, partnership, etc.
- 2. Names of the persons who would be directly responsible for the major elements of the work, including consultants, together with a brief description of their qualifications and an estimate of the extent of the involvement of each in the testing and/or the documentation process, as well as a statement of membership of at least one of these persons with the Association of Official Racing Chemists or of intent to gain such membership.
  - 3. A listing of laboratory equipment available for testing of samples.
  - 4. A description of the security system of the laboratory.
- 5. A listing of licenses, permits, certifications, and the like held by the entity, and a statement that the entity is in good standing with all applicable state and federal regulatory agencies.
- 6. A brief listing of present and previous clients for which similar services have been provided and an indication of the relative length of such service.

7. A detailed plan for the manner in which the testing lab intends to serve the needs of the Minnesota Racing Commission as outlined in the following sections.

#### Scope of Services Required:

- 1. Anywhere from 100 to 500 cases are to be tested within the months of June, July and August, 1994. It is anticipated that this number might increase if additional pari-mutuel racing meets are permitted in future years, and would expand the testing period accordingly. Racing sites will be in Wheaton, Minnesota and possibly four other cities in southern and western Minnesota.
- 2. Each case ideally will consist of a urine sample of 250 ml. or larger and a 15 ml. sample of whole blood obtained from a horse following a race. These samples are collected at county fairs conducting pari-mutual racing.
  - 3. Each sample must be subjected to testing to make the following determinations:
  - A. Quantity of phenylbutazone reported in micrograms per milliliter of plasma;
  - B. Quantity of any metabolites of phenylbutazone reported in micrograms per milliliter of plasma;
  - C. Quantity of any other non-steroidal anti-inflammatory agent detected in the plasma, reported in micrograms per milliliter;
- D. Quantity of furosemide in plasma, determined by high power liquid chromatography, reported in milligrams per 100 milliliters:
  - E. Quantity of creatinine in urine, reported in milligrams per 100 milliliters;
  - F. Quantity of furosemide in urine, determined by high power liquid chromatography, reported in milligrams per 100 milliliters;
- G. Whether there are indications from initial screening tests, including immunoassays, that the sample <u>may</u> contain a prohibited substance (including non-steroidal anti-inflammatory agents as in item C. above) and, if so, the possible identity or type of substance indicated;
  - H. The results of further testing on such samples.

In cases where the testing results would indicate a possible violation of the administrative rules governing horse racing or any applicable Minnesota Statute, the testing entity will be expected to provide to the Minnesota Racing Commission a complete copy of test data and documentation to support their findings and to document the chain-of-custody followed while in possession of the sample in question. Such documentation must be available to be transmitted within 24 hours of notification of test results. On request, and at the expense of the Minnesota Racing Commission, the chief chemist and/or the laboratory director must be available to travel to any adjudicatory hearings for the purpose of giving testimony or must be available for conference call or other means of communication.

The testing period between receipt of samples and reporting of preliminary results, i.e., items A through G above, may not exceed five days. Barring unforseen circumstances, final results should be available within five additional days. Results are to be transmitted by facsimile machine and data packets by express mail.

A testing entity beyond a 30-mile radius of the site of collection (racetrack) will be required to include within its proposal a plan for the transport of samples from the site of collection to the testing locations. Attention should be given to the costs of containers, seals, transport boxes and transportation, as these costs are borne by the testing entity and reflected in the proposal.

The testing entity must agree to perform testing of quality assurance samples provided to it as a result of the Minnesota Racing Commission's involvement with the Association of Racing Commissioners International Quality Assurance Program.

#### **Necessary Cost Information:**

Proposals should quote costs to the Minnesota Racing Commission on a <u>case</u> basis for the testing, communication, and transportation described above. Included in this per case cost should be an indication of the number and types of immunoassay tests to be performed on each sample for that basic cost. The testing entity should also include the per case cost for any additional immunoassays should the Minnesota Racing Commission desire to have more performed than those included in the basic cost figures.

## **Minnesota Racing Commission**

#### **Notice of Contractual Position for State Stewards (3)**

The Minnesota Racing Commission (MRC) is accepting applications for the contractual positions of State Steward for the 1994 county fair pari-mutuel race meets. From one to five County Fair Associations may apply to conduct pari-mutuel horse racing this year. Approximate dates of employment would be various weekends in June, July and August, as well as some week-days. It is expected that race meets will be conducted in Wheaton, Minnesota as well as other cities in southern and western Minnesota. Per diem compensation is \$50.00 per race day worked, and \$25.00 for each non-race day worked, as assigned by the Chief Steward or designate of the Commission.

Preference will be given to qualified candidates who have served in a regulatory official capacity in previous years, and incumbents should be licensed by the U.S.T.A as a Judge.

Representative duties include, but are not limited to:

- Exercising immediate supervision, control and regulation of racing at each licensed race meeting according to MRC rules;
- Determining all questions, disputes, protests, complaints, or objections concerning racing matters which arise during a race meeting and enforcing such determinations;
- Interpreting and enforcing MRC rules and determining all questions pertaining to racing matters in conformity with applicable law and the "customs of the turf";
- Issuing decisions or rulings pertaining to racing matters;
- · Conducting hearings on all questions, disputes, complaints, or objections concerning racing matters.
- Considering and reviewing all allegations of misconduct or rule infractions and, when warranted, initiating investigations of the allegations and conducting necessary hearings, or taking the action necessary to prevent rule infractions.

Resumes and letters should be sent to:

Richard G. Krueger
Executive Director
Minnesota Racing Commission
7825 Washington Avenue South, #800
Bloomington, Minnesota 55439

Applications must be received by 4:30 PM on Friday, May 13, 1994.

## **Minnesota Racing Commission**

#### **Notice of Contractual Position for State Veterinarian**

The Minnesota Racing Commission (MRC) is accepting applications for the contractual position of State Veterinarian for the 1994 county fair pari-mutuel race meets. From one to five County Fair Associations may apply to conduct pari-mutuel horse racing this year. Approximate dates of employment would be various weekends in June, July and August of 1994 as well as some week-days. It is expected that race meets will be conducted in Wheaton, Minnesota as well as other cities in southern and western Minnesota. Per diem compensation is \$300.00 per race day worked, and \$100.00 per each non-race day worked.

Preference will be given to qualified candidates who have served in a regulatory veterinary capacity in previous years, and incumbents must be licensed to practice veterinary medicine in the State of Minnesota.

Representative duties include, but are not limited to:

- Securing samples of blood, urine and/or saliva or other substances from racehorses, as directed by the Board of Stewards of the MRC;
- Supervising licensed personnel and activities within the secure testing area;

- Providing expert testimony as may be required by the MRC during hearings regarding testing procedures;
- Maintaining all relevant data to each horse which is registered to race or which enters the stable area.
- · Processing medical examination cards for all horses;
- · Maintaining racing records for each horse;
- Reporting drug testing results to MRC stewards;
- Handling or referring inquiries into Commission-related veterinary functions;
- Preparing and disseminating bleeding certificates, notification of placement on vet's list, medication information for horses shipping to other locations, notification of expired Coggins' test certificates, violations reports to stewards and other reports as needed;
- Coordinating the transportation of blood, urine or saliva and/or other substance samples to MRC's contracted testing laboratory.

Resumes and letters of application should be sent to:

Richard G. Krueger Executive Director Minnesota Racing Commission 7825 Washington Avenue South, #800 Bloomington, Minnesota 55439

Applications must be received by 4:30 PM on Friday, May 13, 1994

## **State University System**

## **Request for Proposals for Auditing Services**

The Minnesota State Universities is accepting proposals for auditing services. The system prepares two sets of financial statements in accordance with generally accepted accounting principles, and desires an opinion on the statements. One set of statements covers all financial activity, and is presented using the College and University model. The second set of financial statements covers the Revenue Bond Fund, which is GASB enterprise fund. The contract will be a two year contract covering state fiscal years ending June 30, 1994 and 1995. Financial Statements are due by October 31 of each year.

The Vendor must have audit experience in higher education, governments, and bond activity. Interested vendors should submit written responses to the Request for Proposal (RFP) by April 8, 1994. The Minnesota State Universities intend to interview 3 vendors in order to learn about their audit approach. The system will select a vendor based on these interviews and the cost of the audit. Copies of the RFP are available at the address shown below.

Alan Finlayson Director of Financial Reporting Minnesota State Universities Suite 230, 555 Park Street (612) 296-7145

## Minnesota Zoo

## Notice of Request for Bids for the Zoo's Central Plaza Construction Project

NOTICE IS HEREBY GIVEN that the Minnesota Zoo is seeking bids for its Central Plaza construction project. Bid packages can be picked up from Melchert/Block Associates, Inc., 367 Kellogg Blvd., Saint Paul, MN 55101-1411, Telephone No. 228-9564. A \$50 deposit will be required. A pre-bid meeting will be held March 30, 1994, at 9:30 a.m. in the theater located in the main building of the zoo. Bids will be received at the Minnesota Zoo B Building, Gate 2, 12101 Johnny Cake Road, Apple Valley until 2:00 p.m. on Wednesday, April 6, 1994.

## **Non-State Public Bids and Contracts:**

The State Register also serves as a central marketplace for contracts let out on bid by the public sector. The Register meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector.

It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of project and tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact the editor for further details.

## **Lake Superior Center Authority**

## **Request for Proposals for Contract Project Management Services**

Lake Superior Center Authority intends to retain services of a project manager during project design. A description of the project follows. Interested parties are to respond to Bob Bruce, administrator, Lake Superior Center Authority, 353 Harbor Drive, Duluth, MN 55802 no later than April 15, 1994. Questions may be referred to Mr. Bruce at (218)720-3033. It is anticipated that these services will commence about May 15, 1994.

#### The Project

Lake Superior Center Authority intends to select a project manager to act through the completion of schematic design and design development phases of the Lake Superior Center project. It is anticipated that this role will continue through contract documents, bidding and construction phases of the project, but at this time no authorization beyond design development can be made. Holt Hinshaw Architects, San Francisco, is the prime contractor with a variety of sub-contractor specialists. This team is currently completing schematic design.

The project is an aquarium/science center with a construction budget of \$20 million (exclusive of site). This budget includes exhibits which will be a combination of live specimens in replicated habitats as well as physical models, computer interactives and graphics. Extensive exhibit work including research, content development and design will be part of this phase un parallel with building design. The building program was completed in the first portion of schematics. It provides for about 40,000 GSF of new construction on a site acquired for the project on the Duluth Harbor.

The design team for this phase is comprised of nine firms located in Minnesota, California, Washington and British Columbia. Although the prime contractor is responsible for overall team coordination and product delivery, the complexity of the project requures additional client capacity. The client requires assistance in the coordination of the work of the team to include: timely response to the flow of materials submitted for approval, contract administration, construction and fee budget momitoring, coordination of presentations to various funding sources and interested parties, reporting to the administrator and Board of Directors of Authority and in general, increasing the capacity of the client side of the team engaged in the design of Lake Superior Center. The project manager will act at the direction of the administrator.

#### **Qualifications and Conditions**

The firm or individual selected for this position will have experience in the administration of architectural design contracts, design process, construction, cost estimating and general business procedures utilized in the public and private sectors. This service through design development will be a part time, contract activity. Over the life of this phase, it is expected to require in the order of 20-30 hours per week, with some weeks more intense than others. These services will be provided in the offices of Lake Superior Center Authority in Duluth. Some travel will be required meeting and presenting with the design team, administrator and board of directors. These services will be provided on a contract basis, this is not an advertisement for employment.

#### Proposal Submittal

Submittal to include experience of vendor relative to required qualifications, identification of proposed project personnel, basis of compensation, references and any other information in support of selection. Several respondents will be selected for interviews based on these materials. Eight (8) copies of the submittal are required.

#### Non-State Public Bids and Contracts

## **Lake Superior Center Authority**

## **Request for Proposals for Contract Live Exhibits Curator Services**

Lake Superior Center Authority intends to retain services of a curator during project design. A description of the project follows. Interested parties are to respond to Bob Bruce, administrator, Lake Superior Center Authority, 353 Harbor Drive, Duluth, MN 55802 no later than April 25 1994. Questions may be referred to Mr. Bruce at (218)720-3033. It is anticipated these services will commence about May 15, 1994.

#### The Project

Lake Superior Center Authority intends to select a curator familiar with the design and operation of exhibits containing live animals to act through the completion of schematic design and design development phases of the Lake Superior Center project. It is anticipated that this role will continue through contract documents, bidding and construction phases of the project, but at this time no authorization beyond design development can be made. Holt Hinshaw Architects, San Francisco, is the prime contractor with a variety of sub-contractor specialists. This team is currently completing schematic design.

The project is an aquarium/science center with a hard construction budget of \$20 million (exclusive of site). This budget includes exhibits which will be a combination of live specimens in replicated habitats as well as physical models, computer interactives and graphics. Species to be exhibited are expected to include fish, birds and aquatic mammals found in and around Lake Superior. The services of a curator will help guide the design of the exhibits, in particular the exhibits utilizing live specimens. Extensive exhibit work including research, content development and design will be part of this phase in parallel with building design. The building program was completed in the first portion of schematics. It provides for about 40,000 GSF of new construction on a site acquired for the project on the Duluth Harbor.

The client feels it is important to include the knowledge of an experienced curator to represent its interests in the process of design for this specialized building type. Duties will include acting at the direction of the project administrator and the board of directors in working with the architects, exhibit designers and life support engineers to insure exhibit design that communicates the desired message to the visitor, is engaging and easy for the visitor to grasp, provides for healthy specimens in the exhibit and can be serviced and maintained in a manner that is not dangerous or difficult for curatorial staff and at reasonable ongoing cost. The curator will act at the direction of the administrator.

#### **Oualifications and Conditions**

The individual selected for this position will have experience in the care of the specimens anticipated to be exhibited, including day to day maintenance, feeding and quarantine procedures and utilization of veterinarians. Operation of life support systems, knowledge of exhibit techniques, general aquarium operations, specimen acquisition and pemitting procedures is also required. This service through design development will be a part time, contract activity. It is expected to require 5-10 hours per week. It is preferred that these services be provided at the offices of Lake Superior Center Authority in Duluth, however, accommodation can be made for this service to be conducted elsewhere. Some travel will be required - meeting with the design team, administrator and board of directors. These services will be provided on a contract basis, this is not an advertisement for employment.

#### **Proposal Submittal**

Submittal to include experience of vendor relative to required qualifications, basis of compensation, references and any other information in support of selection. Several respondents will be selected for interviews based on these materials. Eight (8) copies of the submittal are required.

Dated: 9 March 1994

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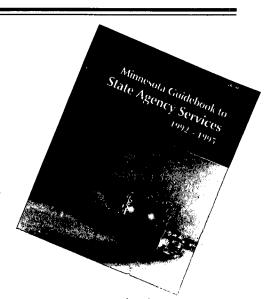
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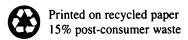


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