

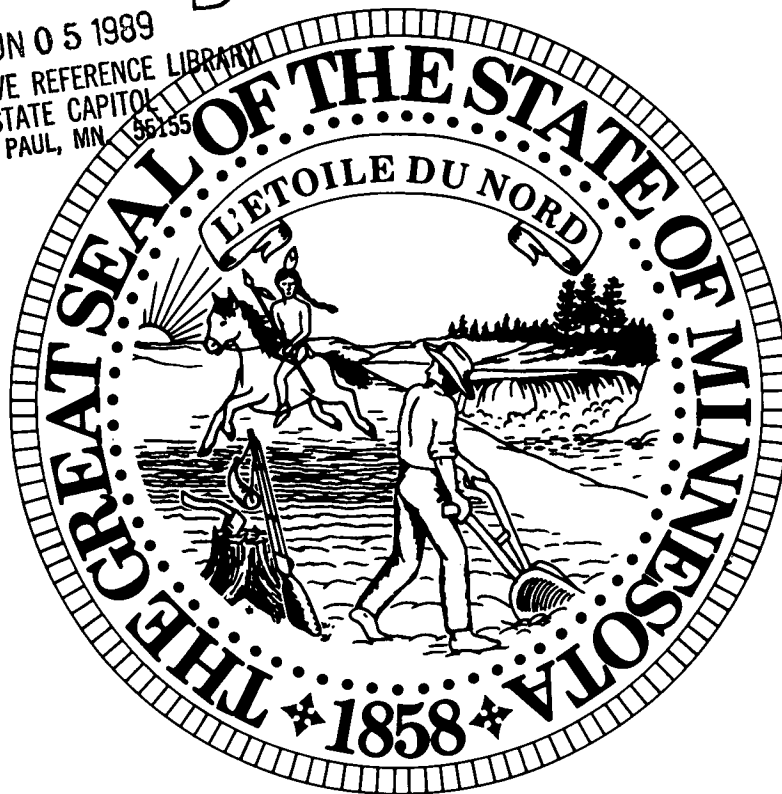
State of Minnesota

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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 orders of the governor, proposed and adopted rules of state agencies, official notices to the public, state and non-state public contracts, contract awards, grants, supreme court and tax court decisions, and a monthly calendar of cases to be heard by the state supreme court.

Printing Schedule and Submission Deadlines

Vol. 13 Issue Number	*Submission deadline for Adopted and Proposed Rules**	*Submission deadline for Executive Orders, Contracts, and Official Notices**	Issue Date
49	Monday 22 May	Tuesday 30 May	Monday 5 June
50	Tuesday 30 May	Monday 5 June	Monday 12 June
51	Monday 5 June	Monday 12 June	Monday 17 June
52	Monday 12 June	Monday 17 June	Monday 24 June

*Deadline extensions may be possible at the editor's discretion; however, none will be made beyond the second Wednesday (12 calendar days) preceding the issue date for rules, proposed rules and executive orders, or beyond the Wednesday (5 calendar days) preceding the issue date for official notices. Requests for deadline extensions should be made only in valid emergency situations.

**Notices of public hearings on proposed rules and notices of intent to adopt rules without a public hearing are published in the Proposed Rules section and must be submitted two weeks prior to the issue date.

Instructions for submission of documents may be obtained from the *State Register* editorial offices, 504 Rice Street, St. Paul, Minnesota 55103, (612) 296-4273.

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Publications containing news and information from the Minnesota Senate and House of Representatives are available free to concerned citizens and the news media. To be placed on the mailing list, write or call the offices listed below:

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Briefly-Preview—Senate news and committee calendar; published weekly during legislative sessions.

Perspectives—Publication about the Senate.

Session Review—Summarizes actions of the Minnesota Senate.

Contact: Senate Public Information Office
Room 231 State Capitol, St. Paul, MN 55155
(612) 296-0504

HOUSE

Session Weekly—House committees, committee assignments of individual representatives; news on committee meetings and action. House action and bill introductions

This Week—weekly interim bulletin of the House.

Session Summary—Summarizes all bills that both the Minnesota House of Representatives and Minnesota Senate passed during their regular and special sessions.

Contact: House Information Office
Room 175 State Office Building, St. Paul, MN 55155
(612) 296-2146

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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 1-800-652-9747.

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Adopted Rules

The adoption of a rule becomes effective after the requirements of Minn. Stat. § 14.14-14.28 have been met and five working days after the rule is published in *State Register*, unless a later date is required by statutes or specified in the rule.

If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed.

If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

An emergency rule becomes effective five working days after the approval of the Attorney General as specified in Minn. Stat. § 14.33 and upon the approval of the Revisor of Statutes as specified in § 14.36. Notice of approval by the Attorney General will be published as soon as practicable, and the adopted emergency rule will be published in the manner provided for adopted rules under § 14.18.

Department of Agriculture

Adopted Permanent Rules Relating to Minnesota Grown Labeling Statements

The rules proposed and published at *State Register*, Volume 13, Number 38, pages 2267-2270, March 20, 1989 (13 S.R. 2267) are adopted as proposed.

Emergency Rules

Proposed Emergency Rules

According to Minn. Stat. of 1984, §§ 14.29-14.30, state agencies may propose adoption of emergency rules if: 1) expressly required; 2) authorized by statute; or 3) if the manner permitted by a directive (given by statute, federal law or court order) does not allow for compliance with sections 14.14-14.28. The agency must, however, publish a notice of intent to adopt emergency rules, along with the rules themselves, in the *State Register*. The notice must advise the public:

- 1) that a free copy of the proposed emergency rule is available upon request from the agency;
- 2) that notice of the date that the rule is submitted to the attorney general will be mailed to persons requesting notification;
- 3) that the public has at least 25 days after publication of the proposed emergency rule to submit data and views in writing; and
- 4) that the emergency rule may be modified if the data and views submitted support such modification.

Adopted Emergency Rules

Emergency rules take effect five working days after approval by the attorney general, and after compliance with Minn. Stat. §§ 14.29-14.365. As soon as possible, emergency rules are published in the *State Register* in the manner provided for in section 14.18.

Emergency rules are effective for the period stated in the notice of intent to adopt emergency rules. This may not exceed 180 days.

Continued/Extended Emergency Rules

Adopted emergency rules may be continued in effect (extended) for an additional 180 days. To do this, the agency must give notice by: 1) publishing notice in the *State Register*; and 2) mailing the same notice to all persons who requested notification on rulemaking. No emergency rule may remain in effect 361 days after its original effective date. At that point, permanent rules adopted according to Minn. Stat. 14.14-14.28 supercede emergency rules.

Department of Agriculture

Grain Inspection Division

Notice of Continuation of Emergency Rules Governing Testing of Equipment and Equipment Operators Involved in Determining the Quality and Condition of Grain Received for Purchase or Storage

NOTICE IS HEREBY GIVEN that the State Department of Agriculture is continuing the above-entitled emergency rules in effect for an additional 180 days in accordance with *Minnesota Statutes*, section 14.35.

The Notice adopting the emergency rules was published in the *State Register*, Volume 13, number 26, page 1652, Monday, December 26, 1988 (13 S.R. 1652). The rules became effective December 9, 1988 and are scheduled to expire June 7, 1989. This Notice of Continuation will extend the effective life of the above-entitled rules through December 4, 1989.

Dated: 16 May 1989

Jim Nichols
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.

Department of Education

Instructional Effectiveness Division

Notice of Public Hearings on the State Plan for Part H, PL. 99-457 for Fiscal Year 1990

NOTICE IS HEREBY GIVEN that the Minnesota Department of Education Division of Instructional Effectiveness, Unique Learner Needs Section, Interagency Planning Project for Young Children with Handicaps seeks public comment through two public hearings on its Part H Plan for Young Children with Handicaps or Those At Risk for Such Handicaps and Their Families under Public Law 99-457 for fiscal year 1989-90.

NOTICE IS HEREBY GIVEN that a full, intact Part H Plan under Public Law 99-457, for fiscal year 1989-90 can be requested by mail or picked up from the Interagency Planning Project for Young Children with Handicaps, Room 826 Capitol Square Bldg., 550 Cedar St., St. Paul, MN 55101. A full, intact Part H Plan will also be available for public inspection at the hearing sites. Written and oral comments will be received at the two public hearings listed below.

Room 300 South
State Office Bldg.
St. Paul, MN 55155
Thursday, June 15, 1989
1:00-4:00 PM

Room 147
Brainerd Community College
West Entrance
College Drive
Brainerd, MN 56401
Friday, June 16, 1989
1:00-4:00 PM

For those unable to attend the public hearings, please send written comments relative to the plan to the:

INTERAGENCY PLANNING PROJECT FOR YOUNG
CHILDREN WITH HANDICAPS
826 Capitol Square Building
550 Cedar St.
St. Paul, MN 55101

For further information, contact Jan Rubenstein at 612/296-7032 or Marty Smith at 612/623-5538.

Department of Finance

Rural Finance Authority (RFA)

Outside Opinions Sought Regarding Proposed Rules Governing the RFA Seller Sponsored Loan Participation Program

NOTICE IS HEREBY GIVEN that the Rural Finance Authority is seeking information or opinions from sources outside the Authority in preparing to propose the adoption of the rules governing the RFA Seller Sponsored Loan Participation Program. The adoption of these rules is authorized by *Minnesota Statutes*, section 41B.07, which permits the Rural Finance Authority to adopt rules for the administration of its programs and exempts the Authority from compliance with *Minnesota Statutes*, Chapter 14.

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

Official Notices

The Rural Finance Authority requests information and opinions concerning the subject matter of these rules. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements are preferred, and should be addressed to:

David A. Johnson
Program Director
Rural Finance Authority
400 Centennial Building
658 Cedar Street
St. Paul, Minnesota 55155

Oral statements will be received during regular business hours over the telephone at either (612) 297-4397, (612) 296-5943, or (612) 296-4985 and in person at the above address.

All statements of information and opinions shall be accepted until June 23, 1989. Any written material received by the Rural Finance Authority shall become part of the rulemaking record.

Dated: 31 May 1989

David A. Johnson
Program Director, Rural Finance Authority

Department of Finance

Notice of Maximum Interest Rate for June 1989

Pursuant to *Minnesota Statutes*, Section 475.55, subdivision 4, Commissioner of Finance, Tom Triplett, announced today that the maximum interest rate for municipal obligations in the month of June, 1989 would be nine (9) percent per annum. Obligations which are payable wholly or in part from the proceeds of special assessments or which are not secured by General Obligations of the municipality may bear an interest rate of up to ten (10) percent per annum.

Department of Health

Health Resources Division

Outside Information or Opinions Sought Regarding Proposed Permanent Rules Governing Procedure for Exceptions to Nursing Home Bed Moratorium

NOTICE IS HEREBY GIVEN that the State Department of Health is seeking information or opinions from sources outside the agency in preparing to propose the adoption of a permanent rule governing procedures for exceptions to the nursing home bed moratorium. The adoption of the rule is authorized by *Minnesota Statutes*, section 144A.073, subdivision 8, which requires the agency to adopt emergency or permanent rules implementing section 144A.073.

The State Department of Health requests information and opinions concerning the subject matter of the rule. 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: Anne Kane, 393 North Dunlap Street, P.O. Box 64900, St. Paul, Minnesota 55164-0900. Oral statements will be received during regular business hours over the telephone at (612) 643-2154 and in person at the above address.

All statements of information and opinions shall be accepted until further notice is published in the *State Register* or the Notice of Hearing or Notice of Intent to Adopt Rules Without a Hearing is published in the *State Register*. Any written material received by the State Department of Health shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted.

Dated: 22 May 1989

Sister Mary Madonna Ashton
Commissioner

Department of Human Services

Notice of Hospital Cost Index

Minnesota Statutes 256.969, subdivision 1 and *Minnesota Rules*, parts 9500.1120 require the establishment of a Hospital Cost Index (HCI) for rate setting purposes for inpatient hospital services under the General Assistance Medical Care and Medical Assistance Programs. The inflation forecasts provided below were obtained from the Data Resources, Inc., *Health Care Costs* as published in the first quarter of 1989 using the percent moving average. The cost category weights were provided by the Minnesota Hospital Association. Due to 1989 legislation, the HCI does not include the one percent to reflect changes in technology. The HCI will be used to adjust the rates of hospitals whose fiscal year begins during the third calendar quarter of 1989.

Comments concerning the HCI may be forwarded to the following address:

Richard Tester
Hospital Reimbursement Section
Audit Division
444 Lafayette Road, Fifth Floor
St. Paul, Minnesota 55155-3836

<u>Cost Category</u>	<u>Weight</u>	<u>Percent</u>	<u>Weighted Percent</u>
Salaries	.538	6.5	3.50
Employee Benefits	.091	5.3	.48
Medical Fees	.062	8.7	.54
(Medical Care Service)			
Raw Food	.014	5.1	.07
Medical Supplies	.110	5.7	.63
(Medical Commodities)			
Pharmaceuticals	.045	5.7	.26
Utilities	.026	5.1	.13
Repairs/Maintenance	.017	5.5	.09
Insurance*	.015	5.5	.08
Other Operating	<u>.082</u>	5.5	<u>.45</u>
	1.000		6.23
		HCI =	6.2%

* Excludes Malpractice

Office of the Ombudsman for Mental Health and Mental Retardation

Notice of Meeting

The Ombudsman for Mental Health and Mental Retardation Advisory Committee will hold a general meeting at 9:00 a.m. on Friday, June 9, 1989. The meeting will be held at the Ombudsman Office, Suite 202, Metro Square Building on 7th and Robert Street, St. Paul.

Board of Marriage and Family Therapy

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Permanent Rules Governing the Licensure of Marriage and Family Therapists

NOTICE IS HEREBY GIVEN that the State of Minnesota Board of Marriage and Family Therapy is seeking information or opinions from sources outside the Board in preparing to propose the adoption of permanent rules governing the licensure of marriage and family therapists, including but not limited to procedures and standards relating to licensing requirements, scope of authorized

Official Notices

practice, fees, continuing education requirements, rules of conduct and disciplinary procedures. The adoption of the rules is authorized by *Minnesota Statutes*, Section 148B.31, which requires the Board to adopt and enforce rules for marriage and family therapy licensing.

The State of Minnesota Board of Marriage and Family Therapy requests information and opinions concerning the subject matter of the rules. 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:

Deborah Mancheski
Executive Director
Board of Marriage and Family Therapy
2700 University Avenue West, Suite 225
St. Paul, Minnesota 55114

Oral statements will be received during regular business hours over the telephone at 612/643-2586 and in person at the above address.

All statements of information and opinions shall be accepted until June 30, 1989. Any written material received by the State of Minnesota Board of Marriage and Family Therapy shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rules are adopted.

Dated: 30 May 1989

Deborah Mancheski
Executive Director

Minnesota Pollution Control Agency

Outside Opinion Sought Regarding Amendments of State Water Quality Standards (*Minnesota Rules Chapter 7050*)

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (Agency) is seeking opinions, suggestions, and comments from sources outside the Agency to assist in the preparation of proposed amendments to state water quality standards found in *Minnesota Rules Chapter 7050*. Chapter 7050 includes general standards applicable to all waters of the state, numerical water quality standards for the protection of specific beneficial uses such as swimming and fishing, effluent standards for dischargers, and a use classification system for all waters of the state.

The Clean Water Act Amendment of 1987 requires states to establish water quality standards for certain toxic substances. Guidance from the U.S. Environmental Protection Agency to states on how to meet these requirements indicates that states can adopt numerical standards, the procedures for developing numerical standards or both. The Agency is seeking opinions on any portion of the cited rule, but is particularly interested in comments on the amendments the Agency is considering to comply with the federal requirements. A notice to solicit outside public opinion on these amendments appeared in the *State Register* on December 27, 1988. The Agency is soliciting comments again because the scope of the amendments has changed, and the Agency wishes to give the public ample opportunity to comment on the following amendments.

1. Procedures for developing standards for toxic substances. The Agency is proposing to include a detailed procedure in the rule that will be used to set numerical water quality standards for surface waters. The procedure the Agency is considering will protect fish and other aquatic organisms, the health of people who catch and eat fish, and wildlife that eat aquatic plants and animals. The range of toxic substances for which standards must be set includes common industrial chemicals such as solvents and petroleum by-products, trace metals such as lead and mercury, and pesticides such as chlordane and atrazine. Some of these substances have direct toxic effects on aquatic life (systemic), some are believed to cause cancer, and some are bioaccumulative or persistent in the environment.
2. Numerical standards for 50 to 70 toxic substances will be proposed to protect surface waters for fisheries and recreational uses. The standards will be determined using the procedures referenced in number 1 above.
3. The Agency is required to consider the economic impact of the proposed amendments, but the weight given to economics is open for comment. The public may wish to consider the extent standards should take into account potential costs to consumers, communities, businesses and industries that must meet the standards.
4. As a result of internal review and outside requests, the Agency will consider two waters for possible reclassification as Class 7 limited resource value waters. Waters assigned the Class 7 use classification are generally low flow streams and ditches where the

national "fishable/swimmable" goal appears to be unattainable. While Class 7 waters are protected so as to allow secondary body contact use, to preserve the ground water for use as a potable water supply and to protect the aesthetic qualities of the water, the aquatic life standards are not applicable to these waters. The waters proposed to be considered for possible reclassification along with their existing or potential wastewater dischargers are as follows:

<u>Watercourse</u>	<u>County</u>	<u>Existing or Potential Discharger</u>
Bogus Brook	Mille Lacs	Bock
Chetomba Creek	Kandiyohi	Prinsburg

5. The Agency is proposing that additional waters be designated as Outstanding Resource Value Waters (ORVWs). Waters assigned the ORVWs designation are unique to the State in that they are "exceptional recreational, cultural, aesthetic or scientific resources." Water designated as ORVWs are protected through the nondegradation provisions of *Minnesota Rules* Part 7050.0180. As of this date, the Agency is proposing that three additional calcareous fens be designated as ORVWs. Calcareous fens are rare wetland plant communities which in general have a disproportionate number of rare, threatened and endangered plant species. These three calcareous fens are identified as follows:

<u>Fen</u>	<u>County</u>	<u>Legal Description</u>
Adrian Fen	Nobles	SW ¼, SW ¼, S 11, T 102 N, R 43 W
Altona State Wildlife Management Area Fen	Lincoln and Pipestone	SW ¼, SW ¼, S 31, T 109 N, R 45 W, NE ¼, NW ¼, S 1, T 108 N, R 46 W
Burke State Wildlife Management Area Fen	Pipestone	SE ¼, SE ¼, S 28, T 106 N, R 44 W

6. *Minnesota Rules* Part 7050.0420 incorporates by reference the Department of Natural Resources Commissioner's orders relating to trout streams and stream trout lakes. Since the last revision to Chapter 7050, a new Commissioner's Order #2294 has been issued for trout streams which supersedes the order presently referenced in Part 7050.0420. The Agency proposes to amend Part 7050.0420 to reflect this change.

Any person may submit data or opinions on these possible amendments or any other provisions in the cited rule. Comments may be written or oral. Any written material received in response to this notice will become a part of any rulemaking record generated in this matter.

Written comments and statements may be submitted to Mr. David Maschwitz at the address listed below:

Minnesota Pollution Control Agency
Division of Water Quality
520 Lafayette Road
St. Paul, Minnesota 55155

Oral comments and inquiries may be directed to Mr. Maschwitz during normal business hours at the Agency office or over the telephone at (612) 296-7255.

Written and oral comments will be accepted until July 5, 1989.

Gerald W. Willett
Commissioner

Minnesota Pollution Control Agency

Notice of Intent to Issue a Variance

PLEASE TAKE NOTICE that the Minnesota Pollution Control Agency (MPCA) proposes to issue the city of Russell a variance from the requirements in *Minnesota Rules* pt. 7075.0409, subp. 2, which specifies the submittal dates for an amended facilities plan, plans and specifications, addendum, sewer service charge system, and corrections to items in subp. 2.C.

The city of Russell previously received a Step 1 grant for facilities planning, was on the fiscal year 1989 Municipal Project List, and submitted an application for a construction grant in fiscal year 1989. The city met all the requirements for fiscal year 1989 funding. The city revised the estimated project costs during the application process. Upon review of the application package the city of Russell and the MPCA questioned the affordability of the proposed project and determined that the city could not afford the upgrade of the existing mechanical plant to bring it into compliance with effluent limits. Because the high monthly costs of the proposed facility were not affordable to the city, the MPCA withdrew the grant offer and returned the application.

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The city of Russell has been exploring other treatment options both with their consultant and with MPCA staff. After further testing of land sites, revised estimates of operation, maintenance, and replacement costs of other facilities, and with the assistance of the MPCA Staff, the city of Russell was able to locate a site that would be acceptable for the construction of a stabilization pond system; a project which the city of Russell can afford to build, operate, and maintain, if a fiscal year 1990 grant were available. Therefore, the city of Russell has applied for a variance to the submittal dates in *Minnesota Rules* pt. 7075.0409 in order to be placed on the fiscal year 1990 Municipal Project List. The pond system has advantages for the city and state by avoiding any effluent discharge to the Redwood River in the summer when pollutant loads are most critical. This river flows through Camden State Park.

The MPCA Commissioner has made a preliminary decision to grant a variance in order to allow the city of Russell to be placed on the fiscal year 1990 Municipal Project List. This preliminary decision will be presented to the MPCA Board at its July 25, 1989, meeting. The Commissioner believes that granting the city of Russell this variance is in accordance with the MPCA goals and guidelines. The estimated amount of federal grant dollars necessary for the project is \$624,800.

Interested persons have 30 days to submit written comments on the proposed variance. Comments must be delivered to the MPCA by 4:00 p.m. on Thursday, July 6, 1989. Comments should be submitted to:

Thomas D. Ozzello
Minnesota Pollution Control Agency
520 Lafayette Road
St. Paul, Minnesota 55155
Telephone: (612) 296-9323

Interested persons may also request a contested case hearing or a public informational meeting pursuant to *Minnesota Rules* pts. 7000.1000, subp. 2 and 7000.1500, subp. 2. A contested case hearing is a formal hearing presided over by an administrative law judge. A public informational meeting is an informal proceeding in which the public is provided an opportunity to make oral statements about the request. Persons requesting a public informational meeting should describe how the meeting would help them define issues involving variance.

Persons requesting a contested case hearing must state reasons for requesting a hearing, the manner in which the person(s) would be affected if the variance is granted, and what action the person(s) wants the MPCA to take. Pursuant to *Minnesota Rules* pt. 7000.1000, subp. 3, the MPCA will order that a contested case hearing be held only if there is a material issue of fact, if the MPCA has jurisdiction to decide the factual issue, and if the hearing would aid the MPCA in making a final decision on the variance.

Please bring this matter to the attention of persons who you know would be interested in this matter.

Gerald L. Willett, Commissioner
Minnesota Pollution Control Agency

Office of the Secretary of State

Notice of Vacancies in Multi-Member Agencies

NOTICE IS HEREBY GIVEN to the public that vacancies have occurred in multi-member state agencies, pursuant to *Minnesota Statutes* 15.0597, subdivision 4. Application forms may be obtained from the Office of the Secretary of State, Open Appointments, 180 State Office Building, St. Paul MN 55155-1299; (612) 296-2805, or in person at Room 174 of the State Office Building. More specific information about these vacancies may be obtained from the agencies listed below. The application deadline is June 27, 1989.

BOARD OF EXAMINERS FOR NURSING HOME ADMINISTRATORS

717 Delaware St. S.E., Mpls 55414. 612-623-5406

Minnesota Statutes 144.952

APPOINTING AUTHORITY: Governor. COMPENSATION: \$35 per diem.

VACANCY: 1 professional member actively engaged in management, operation of proprietary nursing homes. The board licenses administrators of nursing homes, board/care homes and mental retardation facilities; conducts studies of nursing home administration; approves continuing education programs for administrators; investigates complaints and allegations of rule violations. Eleven members include four owners or managers of nursing homes, one doctor, one nurse, and three public members. Representatives of the Departments of Health and Human Services are ex-officio members. Quarterly meetings. Members must file with the Ethical Practices Board.

ENVIRONMENTAL HEALTH SPECIALIST/SANITARIAN ADVISORY TASK**P.O. Box 9441, Mpls 55440. 612-623-5341***Minnesota Statutes 214.13*

APPOINTING AUTHORITY: Commissioner of Health. COMPENSATION: None.

VACANCY: 7 members, including 4 registered environmental health specialists/sanitarions, 1 representative of a regulated industry or educator, and 2 public members. The task force recommends applicants for registration as environmental health specialists/sanitarions, advises on rules and requirements for registration, approves continuing education for registration renewal. Seven members include four registered environmental health specialist/sanitarions, one representative of a regulated industry or educator, and two public members. Two meetings; April and October. Additional meetings scheduled as needed.

LIQUOR LIABILITY ASSIGNED RISK PLAN ADVISORY BOARD**Dept. of Commerce, 500 Metro Square Bldg., St. Paul 55101. 612-296-4026***Minnesota Statutes 3401A.409*

APPOINTING AUTHORITY: Commissioner of Commerce. COMPENSATION: None.

VACANCY: 4 insurer representatives, 1 risk management services vendor, 3 insurance agent representatives, 3 liquor vendors. The board advises the commissioner regarding the operation of the liquor liability assigned risk plan and related matters. Eleven members include four insurer representatives, one risk management services vendor representative, three insurance agent representatives, and three liquor vendors. Meetings at the Department of Commerce.

MN EDUCATIONAL COMPUTING CORPORATION**3490 Lexington Ave. N., Shoreview 55126. 612-481-3510***Minnesota Statutes 119.01*

APPOINTING AUTHORITY: Governor. COMPENSATION: None.

VACANCY: 1 member, knowledgeable about the use of computing in elementary, secondary and higher education or the business community. The corporation provides cost-effective computing and technology related products and services to the educational programs of educational institutions and agencies in Minnesota and elsewhere. The nine member board will be knowledgeable about the use of computing in elementary, secondary, vocational, and public and private higher education or the business community. Terms are for four years and are staggered. Members must file with the Ethical Practices Board.

MN INSURANCE GUARANTY ASSOCIATION**Dept. of Commerce, 500 Metro Square Bldg., St. Paul 55101. 612-296-4026***Minnesota Statutes 60C.08, Subdivision 1*

APPOINTING AUTHORITY: Commissioner of Commerce. COMPENSATION: Reimbursed for expenses.

VACANCY: 2 public members, male. The association provides for the payment of covered claims to avoid financial loss to policyholders because of the liquidation of an insurer. Nine members that include seven insurers and two public members. Public members are appointed by the commissioner of Commerce for a term of two years. Meetings as needed.

MN AUTOMOBILE INSURANCE PLAN GOVERNING COMMITTEE**G-M Building, Suite A, 6603 Queen Ave. S., Richfield 55423. 612-866-2280***Minnesota Statutes 65B.03*

APPOINTING AUTHORITY: Commissioner of Commerce. COMPENSATION: None.

VACANCY: 4 public members, including 2 males, and 1 minority male. The committee shall direct the operation of the Minnesota Automobile Insurance Plan which provides for the placement of insurance for drivers and vehicle owners who are unable to obtain coverage in the open market. The committee consists of nine individuals of whom five shall be elected by insurers and four public members. Meetings every other month in the Twin Cities area.

MN COMPREHENSIVE HEALTH ASSOCIATION BOARD OF DIRECTORS**Dept. of Commerce, 500 Metro Square Bldg., St. Paul 55101. 612-296-4026***Minnesota Statutes 62E.10*

APPOINTING AUTHORITY: Commissioner of Commerce. COMPENSATION: Reimbursed for expenses.

VACANCY: 4 public members, including 1 female, 1 male. The board will govern the activities of the Minnesota association which provides basic health insurance coverage to persons in Minnesota unable to obtain coverage through the open market. The board consists of nine members of which four are public members. Quarterly meetings in the Twin Cities area.

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MN AUTOMOBILE ASSIGNED CLAIMS BUREAU

G-M Building, Suite A, 6603 Queen Ave. S., Richfield 55423. 612-866-2280

Minnesota Statutes 65B.63

APPOINTING AUTHORITY: Governor. **COMPENSATION:** None.

VACANCY: 2 public members, including 1 male. The committee shall govern the operations of the Minnesota Auto Assigned Claims Plan in providing no-fault basic economic loss benefits to eligible recipients as provided under *Minnesota Statutes 65B.64*. The committee consists of seven members of which two are public members. Meetings scheduled semi-annually in the Twin Cities area.

MN STATE ARTS BOARD

432 Summit Ave., St. Paul 55102. 612-297-2603

Minnesota Statutes 139.08

APPOINTING AUTHORITY: Governor. Senate confirmation. **COMPENSATION:** \$35 per diem plus expenses.

VACANCY: 1 member. The board is dedicated to making the arts available to all citizens of Minnesota. The development of the arts is featured through a series of grants, programs, and services which are administered by a professional staff. Eleven members include one from each congressional district and three at-large; only four members may serve on boards of other arts organizations. Ten meetings per year. Members must file with the Ethical Practices Board.

METROPOLITAN AIRPORTS COMMISSION

6040 28th Ave. S., Mpls 55450. 612-726-1892

Minnesota Statutes 473.603

APPOINTING AUTHORITY: Governor. **COMPENSATION:** \$50 per diem.

VACANCY: 1 member, must reside in appropriate MAC precinct. The commission promotes air transportation locally, nationally, and internationally by developing the Twin Cities as an aviation center. Eleven members include the chair and eight members appointed by the governor who must reside in precincts determined by the governor. The chair serves at the pleasure of the governor. The mayors of Mpls and St. Paul, or designees, are ex-officio members. The chair receives \$16,640 per year plus expenses. Monthly meetings. Members must file with the Ethical Practices Board.

MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION (MMJUA)

Dept. of Commerce, 500 Metro Square Bldg., St. Paul 55101. 612-296-4026

Minnesota Statutes 62F

APPOINTING AUTHORITY: Commissioner of Commerce/Governor. **COMPENSATION:** A per diem plus expenses.

VACANCY: 6 members, including 3 public members (2 females), and 3 licensed health care providers. The board provides medical malpractice insurance coverage to any licensed health care provider unable to obtain this insurance through ordinary methods. Eleven members include three public members appointed by the governor, three health care providers appointed by the commissioner of Commerce, and five members elected by members of the association. Every personal injury liability insurer in the state shall be a member as condition of obtaining and retaining a license to write insurance in Minnesota.

ADVISORY COUNCIL ON UNIFORM FINANCIAL ACCOUNTING AND REPORTING STANDARDS

Room 938, Capitol Square Bldg., St. Paul 55101. 612-296-8640

Minnesota Statutes 121.901

APPOINTING AUTHORITY: Bd. Education/Comm. Education/Dir. Bd. Voc Tech/State Auditor. **COMPENSATION:** None.

VACANCY: 2 members, including a superintendent or business manager of a medium-sized school district to be appointed by State Board of Education, and an employee of the Department of Education to be appointed by the Commissioner of Education. The council provides uniform accounting and reporting standards for school districts and recommends rules, statute changes, modifications of financial accounting codes, manuals, procedures and reporting forms. Thirteen members include two employees of the Dept. of Education, one licensed certified public accountant, eight school district employees whose responsibilities include school financing and accounting; one employee appointed by State Board of Vocational and Technical Education, and one member of the State Auditor's office. Approximately six meetings per year.

MN COUNCIL FOR THE BLIND

Dept. of Jobs and Training, 1745 University Ave., St. Paul 55104. 612-642-0508

Minnesota Statutes 248.10

APPOINTING AUTHORITY: Commissioner of Jobs and Training. **COMPENSATION:** \$35 per diem plus expenses.

VACANCY: 2 members, to be knowledgeable of issues concerning services for the blind and visually handicapped Minnesotans.

The council advises the commissioner on the development of policies, programs and services affecting the blind and visually handicapped; to provide the commissioner with a review of ongoing services. The council includes seven members of whom four must be blind or visually handicapped. Terms are staggered. Monthly meetings 5-9 PM at 1745 University Ave.

COSMETOLOGY ADVISORY COUNCIL

Dept. of Commerce, 500 Metro Square Bldg., St. Paul 55101. 612-297-3562

Minnesota Statutes 155A.06

APPOINTING AUTHORITY: Commissioner of Commerce. **COMPENSATION:** Reimbursed for expenses.

VACANCY: 1 public school representative (instructor). The council advises the commissioner of Commerce on matters relating to cosmetology services and on licensing procedures for cosmetologists. Eleven members include three consumer representatives, four cosmetology or shop managers, one representative of manufacturers of cosmetology products and three cosmetology school representatives, at least one will represent the public and one will represent private cosmetology schools. Meetings at least once a year.

GAMBLING CONTROL BOARD

Governor's Office, 130 State Capitol, St. Paul 55155. 612-296-0059

Laws of 1989, HF 66, Article 2, Sec. 17

APPOINTING AUTHORITY: Governor, with advice and consent of the senate. **COMPENSATION:** Per diem plus expenses.

VACANCY: 6 members, no more than 3 from the same political party. Initial terms: one expiring June 1990, two expiring June 1991, two expiring June 1992, one expiring June 1993; four year terms thereafter. This board replaces the Charitable Gambling Board. The board issues, suspends and revokes licenses of organizations, bingo halls, distributors and manufacturers of gambling equipment, registers gambling equipment, collects license fees and inspects records, conducts hearings to insure integrity of operations and compliance with all applicable laws and rules. 6 members, no more than 3 members from the same political party. Meeting schedule and location not determined.

STATE LOTTERY BOARD

Governor's Office, 130 State Capitol, St. Paul 55155. 612-296-0059

Laws of 1989, HF 66, Article 3, Sec. 3

APPOINTING AUTHORITY: Governor. **COMPENSATION:** Per diem plus expenses.

VACANCY: 6 members, no more than 3 from the same political party; 3 members must reside outside the seven-county metropolitan area. The board advises the director, reviews and comments on rules and game procedures, procurement contracts, joint lottery agreements, advertising, and approves any additional yearly compensation for the director. Six members, no more than three from the same political party, plus the commissioner of the Department of Gaming as a voting member. Three members must reside outside the seven-county metropolitan area. Meeting schedule and location not determined.

Transportation Regulation Board

Comments Sought Regarding Definitions of Regular Route Common Carrier and Irregular Route Common Carrier

Docket No. MA-89-128. The Transportation Regulation Board on its own motion solicits written comments from motor carriers and interested parties concerning possible initiation of a rulemaking proceeding to incorporate the following definitional language in its Motor Bus and Truck Rules, Chapter 7800:

"Regular route common carrier" means any person who undertakes to transport for hire, by motor vehicle, shipments of property from place to place upon a scheduled basis, which shipments may be gathered or sorted through use of a fixed facility.

"Irregular route common carrier" means any person who undertakes to transport for hire, by motor vehicle, shipments of property from place to place upon demand, provided that said irregular route common carrier shall not gather nor sort such shipments through use of a fixed facility.

An original and five (5) copies of all comments may be filed by mail or in person at the Board Office located at Room 254 Minnesota Administrative Truck Center, 100 Stockyard Rd., South St. Paul, MN 55075 on or before July 31, 1989.

State Board of Vocational Technical Education

Opinion Sought Regarding Proposed Rules Governing the Rules for Licensure of Postsecondary Technical Education Personnel

Notice is hereby given that the State Board of Vocational Technical Education is seeking information or opinions from sources outside the agency in preparing to amend Chapter Thirty-Five: Rules for Licensure of Vocational Technical Education Personnel and specifically in Marketing, Health, Technical, Business and Office, and Permissive. The promulgation of these rules is authorized by *Minnesota Statutes* § 136C.04, subd. 9. and 125.185 subd. 4.

The State Board of Vocational Technical Education requests information and comments concerning the subject matter of these rules. Interested or affected persons may submit written statements of information or comment orally. Written comments should be addressed to:

Ms. Glenda Moyers
State Board of Vocational
Technical Education
100 Capitol Square Bldg.
550 Cedar Street
St. Paul, MN 55101
(612) 296-9444

Ms. Georgia Pomroy
State Board of Vocational
Technical Education
100 Capitol Square Bldg.
550 Cedar Street
St. Paul, MN 55101
(612) 296-3929

Oral Statements will be received during regular business hours over the telephone at (612) 296-3929 or in person at the above address.

All statements of information and comments shall be accepted until 4:30 p.m., Wednesday, July 5, 1989. Any written material received by the State Board of Vocational Technical Education shall become part of the record to be submitted to the Attorney General or Administrative Law Judge in the event the rule is adopted.

Helen Henrie, Deputy Director
State Board of Vocational
Technical Education

NOTARY PUBLIC LAWS

Statutory requirements regarding the oath of office, necessary bond, and taking of depositions. Includes an explanation of the term of office and procedures for removal from office. Code No. 2-13. \$4.00.



Jane Smith
NOTARY PUBLIC-MINNESOTA
RAMSEY COUNTY

My Commission Expires January 1, 1994

U.S. SMALL BUSINESS ADMINISTRATION PUBLICATIONS:

Insurance and Risk Management for Small Business	Code No. 16-50. \$3.00.
Small Business Finance	Code No. 16-42. \$2.00.
Starting and Managing a Small Business of Your Own	Code No. 16-40. \$4.75.

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747. Minnesota residents please include 6% sales tax. On all orders, add \$1.50 per order for postage and handling. Prepayment is required. Please include daytime phone. VISA/MasterCard orders accepted over phone and through mail. **Prices are subject to change.**

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

State Contracts and Advertised Bids

Pursuant to the provisions of Minn. Stat. § 14.10, an agency must make reasonable effort to publicize the availability of any services contract or professional and technical services contract which has an estimated cost of over \$2,000.

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.

Commodities contracts with an estimated value of \$15,000 or more are listed under the Procurement Division, Department of Administration. All bids are open for 7-10 days before bidding deadline. For bid specifics, time lines, and other general information, contact the appropriate buyers whose initials appear in parentheses next to the commodity for bid, by calling (612) 296-6152.

Awards of contracts and advertised bids for commodities and printing, as well as awards of professional, technical and consulting contracts, appear in the midweek STATE REGISTER Contracts Supplement, published every Thursday. Call (612) 296-0931 for subscription information. Thank you.

Department of Administration: Materials Management Division

Contracts and Requisitions Open for Bid

Call 296-2600 for information on a specific bid, or to request a specific bid.

Commodity: Meat for July, Poultry for July, Aug, Sept.
Contact: Linda Parkos 612-296-3725
Bid due date at 2pm: June 12
Agency: Correctional Facility
Deliver to: Various
Requisition #: 78620 00279

Commodity: Microwave communications system
Contact: Joe Gibbs 612-296-3750
Bid due date at 2pm: June 12
Agency: Transportation
Deliver to: Detroit Lakes
Requisition #: 79000 94521

Commodity: Fish transportation tanks
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 2pm: June 12
Agency: Natural Resources
Deliver to: Grand Rapids
Requisition #: 29002 17453

Commodity: Liquid chromatograph
Contact: Joe Gibbs 612-296-3750
Bid due date at 2pm: June 12
Agency: Health
Deliver to: Minneapolis
Requisition #: 12400 31978

Commodity: Sheet music
Contact: Bernie Vogel 612-296-2546
Bid due date at 2pm: June 12
Agency: Various
Deliver to: Various
Requisition #: Price Contract

Commodity: Snow removal—Austin—Rebid
Contact: Joyce Dehn 612-297-3830
Bid due date at 2pm: June 12
Agency: Community College
Deliver to: Austin
Requisition #: Price Contract

Commodity: Snow removal—Rebid—Cap. Complex
Contact: Joyce Dehn 612-297-3830
Bid due date at 2pm: June 12
Agency: Capitol Complex
Deliver to: St. Paul
Requisition #: Price Contract

Commodity: Used Chevrolet Baretta
Contact: Brenda Thielen 612-296-9075
Bid due date at 2pm: June 9
Agency: Public Safety
Deliver to: St. Paul
Requisition #: 07300 57736

Commodity: Used power squaring
Contact: Doug Thompson 612-296-3775
Bid due date at 2pm: June 12
Agency: Transportation, Central Shop
Deliver to: St. Paul
Requisition #: 79000 94731

Commodity: Computer storage devices (DASD)
Contact: Donald Olson 612-296-3771
Bid due date at 2pm: June 13
Agency: Various
Deliver to: Various
Requisition #: Price Contract

Department of Administration: Print Communications Division

Printing vendors for the following printing contracts must review contract specifications in printing buyers office at 117 University Avenue, Room 134-B, St. Paul, MN.

Commodity: Training applications, 15,000 sets, camera-ready, negs furnished, carbon interleave
Contact: Printing Buyer's Office
Bids are due: June 7
Agency: Employee Relations Department
Deliver to: St. Paul
Requisition #: 7408

Commodity: Neighborhood involvement kit, 2,000 books, two-sided, negs available
Contact: Printing Buyer's Office
Bids are due: June 7
Agency: Public Safety Department
Deliver to: St. Paul
Requisition #: 7357

Commodity: "Rights" poster, 1,000 sheets, camera-ready copy, one-sided, 35" x 17"
Contact: Printing Buyer's Office
Bids are due: June 7
Agency: Public Safety Department
Deliver to: St. Paul
Requisition #: 7469

Commodity: Item record account, 50,000 sheets, negs furnished, folded, punched, two-sided
Contact: Printing Buyer's Office
Bids are due: June 7
Agency: Transportation Department
Deliver to: St. Paul
Requisition #: 7317

Commodity: Class schedule, 54,000 quarterly schedules, 24pp, copy camera-ready
Contact: Printing Buyer's Office
Bids are due: June 7
Agency: Metropolitan State University
Deliver to: St. Paul
Requisition #: 7455

Commodity: Special disbursement voucher, 300 sets, one-sided, carbon interleave, shrink-wrap
Contact: Printing Buyer's Office
Bids are due: June 7
Agency: Jobs and Training Department
Deliver to: St. Paul
Requisition #: 7426

Commodity: Safe driving curriculum 1989, camera-ready copy, two-sided, 90pp per book, 3-hole punched, shrink-wrapped
Contact: Printing Buyer's Office
Bids are due: June 7
Agency: Public Safety Department
Deliver to: St. Paul
Requisition #: 7355

Commodity: Handbook for WIC participants, 20,000 books, negs furnished, two-sided, 24pp + cover shrink-wrap, type to be set
Contact: Printing Buyer's Office
Bids are due: June 7
Agency: Health Department
Deliver to: Minneapolis
Requisition #: 7392

Commodity: "What Can I Do" book, camera-ready, two-sided, 57,000 books, 24pp + cover
Contact: Printing Buyer's Office
Bids are due: June 7
Agency: Human Services Department
Deliver to: St. Paul
Requisition #: 7109

Commodity: MASC address labels, 5,000, type to be set, one-sided, perforation
Contact: Printing Buyer's Office
Bids are due: June 8
Agency: MN Amateur Sports Commission
Deliver to: St. Paul
Requisition #: 7418

Commodity: Extended campus class schedule, 71,500 (4 quarterly schedules) stitched, 35# paper
Contact: Printing Buyer's Office
Bids are due: June 9
Agency: Mankato State University
Deliver to: Mankato
Requisition #: 7340

Commodity: Supervision of grain weight certificate, 25,000 — 5 part sets, continuous forms, with tractor feed
Contact: Printing Buyer's Office
Bids are due: June 9
Agency: Agriculture Department
Deliver to: St. Paul
Requisition #: 7397

Commodity: 24# white wove envelope, 3¾ x 7¾ with poly window
Contact: Printing Buyer's Office
Bids are due: June 9
Agency: Ah-Gwah-Ching Nursing Home
Deliver to: Ah-Gwah-Ching, MN
Requisition #: 7412

Commodity: Odometer statement, type to be set, one-sided, 350,000 sets carbon interleave, perforating
Contact: Printing Buyer's Office
Bids are due: June 9
Agency: Public Safety Department
Deliver to: St. Paul
Requisition #: 7356

Commodity: Community colleges presentation folder, 30,000, camera ready copy one-sided
Contact: Printing Buyer's Office
Bids are due: June 9
Agency: Community Colleges
Deliver to: St. Paul
Requisition #: 7444

Professional, Technical & Consulting Contracts

State Designer Selection Board

Request for Proposal for Four Projects

To Registered Professional in Minnesota:

The State Designer Selection Board has been requested to select designer for four projects. Design firms who wish to be considered for this project should submit proposals on or before 4:00 p.m., June 27, 1989, to George Iwan, Executive Secretary, State Designer Selection Board, Room G-10, Administration Building, St. Paul, Minnesota 55155-1495.

The proposal must conform to the following:

- 1) Six copies of the proposal will be required.
- 2) All data must be on 8½" × 11" sheets, soft bound.
- 3) The cover sheet of the proposal must be clearly labeled with the project number, as listed in number 8 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. If desired, identify roles that such persons played in projects which are relevant to the project at hand.
- 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 commissions under contract or awarded to the prime firm(s) submitting this proposal during the three (3) years immediately preceding the date of this request for proposal. The prime firm(s) shall list and total all fees associated with these projects 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 speciality consultants employed on the projects listed pursuant to the above.
- 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 named were, at the time of the work, employed by other than their present firms.

The proposal shall consist of no more than twenty (20) pages. 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.

Professional, Technical & Consulting Contracts

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

7a) PROJECT—12-89

Greater Rochester Area University Center
Rochester Community College

Funds have been appropriated to prepare working drawings for a facility to be shared by the University of Minnesota, Rochester Community College, and Winona State University and for the remodeling of the space on the Community College Campus vacated as a result of the new facility. The new facility will include classrooms, offices, a student lounge and laboratories. The laboratories spaces shall include wet labs, computer labs, interactive television labs and research labs. The total facility shall include approximately 120,000 square feet.

Since a heavy component of this project entails the design of various laboratory space, it is imperative that the design team include the following:

- a) a design consultant with experience in the programming and design of higher education facilities;
- b) a cost consultant with demonstrated success in providing cost control estimating from the program documents as well as managing cost estimating during project design;
- c) a laboratory consultant with the capabilities and track record which demonstrates the planning of laboratory spaces which are adaptable to accommodate technological change; and
- d) a mechanical engineering consultant which can provide highly adaptable laboratory space and who will be involved with the programming phase throughout the project.

The second component of this project entails the remodeling of space vacated once the facility described above is completed. Included is the remodeling of approximately 3,100 square feet allied health and tutorial labs.

The current authorization appropriates \$825,000 for design services from programming through working drawings to include both components of the project as well as all expenses required for this effort. This appropriation anticipates a construction cost of no more than \$11,900,000.00 for the new facility and no more than \$1,140,000.00 for the remodeling. It is further anticipated that planning will begin in July, 1989, construction in July, 1991, and completion by January, 1993.

Questions concerning this project may be referred to Dan Brennan at 296-8952.

7b) PROJECT—13-89

Campus Expansion
Lakewood Community College

The proposed project consists of the preparation of working drawings to provide space for classrooms, child care, continuing education, physical education, parking, student services, administration, laboratories, campus center, and faculty office areas.

The sum of \$320,000.00 has been appropriated for all fees and other expenses associated with the preparation of full working drawings.

Questions concerning this project may be referred to Jerry Ownes at (612) 779-3200 or Dan Brennan at (612) 296-8952.

7c) PROJECT—14-89

Campus Expansion
Fergus Falls Community College

The proposed project consists of the preparation of working drawings for a campus center, child care, laboratories, offices, administration and counseling classrooms, continuing education, physical education, parking and storage.

The sum of \$200,000.00 has been appropriated for all fees and other expenses associated with the preparation of full working drawings.

Questions concerning this project may be referred to Dan True at (218) 739-7504 or Dan Brennan at (612) 296-8952.

NOTE: In the case of both Projects 13-89 and 14-89, it is imperative that the design team include the following:

- 1) a design consultant with the experience in the programming design of higher education facilities, and
- 2) a cost consultant with demonstrated success in providing cost control estimating from the program documents as well as managing cost estimating during project design.

7d) PROJECT—15-89

Replace Existing Utility Tunnel Piping
Minnesota Correction Facility—St. Cloud

Professional, Technical & Consulting Contracts

PROJECT SCOPE:

Replace and re-insulate all steam, condensate, sewer and water lines in utility tunnels. Work to include all associated accessories such as pumps, valves and fittings. Provide plans, specifications, and details showing required work. Perform necessary engineering work to size all new pipe.

The piping systems serving the various buildings of the institution have been in place and in operation since the early 1900s. Old lead joints are leaking. Because of the congestion in the tunnel and the fact that the old valves cannot be shut off to facilitate repair, major sections must be replaced. The problem is compounded because of the presence of asbestos which must be removed before the project can be accomplished. The Department of Administration will make funds available from an existing appropriation for asbestos removal.

The cost of re-piping was estimated at \$708,000.00 and insulation was estimated at \$250,000.00. A 20 percent contingency of \$100,000.00 was allowed. The contingency may be used for this project or for the asbestos removal.

SUMMATION OF COSTS:

New Construction	\$ 708,000.00
Insulation	250,000.00
Contingency	100,000.00
Design Fees	42,000.00
	<hr/>
	\$1,100,000.00

Questions concerning this project may be referred to Patrick Ferrin at (612) 297-3454.

Bernard Jacob, Chairman
State Designer Selection Board

Higher Education Coordinating Board

Request for Proposal for Graphic Arts Services

The Higher Education Coordinating Board requests proposals from qualified consultants to provide graphic arts services for a variety of agency publications for Fiscal Year 1990, beginning July 1, 1989.

Proposals must be received by 4:30 p.m., Wednesday, June 21, 1989.

Please direct requests for complete RFP, any questions, and proposals to:

Higher Education Coordinating Board Communications
Suite 400
Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
(612) 296-9684

Iron Range Resources and Rehabilitation Board

Request for Proposals for a Qualified Entity to Engage in Private Development at Giants Ridge Recreation Area

Request for proposals from qualified individuals to engage in private development at the Giants Ridge Recreation Area Complex located in the town of White near Biwabik, Minnesota. The development proposals should include, but not be limited to: town houses, condominiums, villas, or other alternate, but similar proposals.

Cancellation of Solicitation

This request for proposal does not obligate the State of Minnesota (IRRRB) to complete, nor participate in the project; and the State (IRRRB) reserves the right to cancel this solicitation if it is considered to be in the State's (IRRRB's) best interest.

Tentative Time Frame for Proposals

Publication in *State Register*: Monday, June 5, 1989

Response Period: Tuesday, June 6, 1989-4:30 P.M. Monday, July 10, 1989

Tentative Respondent Interviews: July 15-August 15, 1989

Professional, Technical & Consulting Contracts

For additional information, or to submit proposals:

Iron Range Resources and Rehabilitation Board
P.O. Box 441, Highway 53 South
Eveleth, MN 55734
(218) 744-2993 or 1-800-533-7338

Department of Jobs and Training

Notice of Request for Proposals for "Train the Trainer" Seminars

The Department of Jobs and Training is requesting proposals to assist the Department in designing and developing employer seminars.

Project Scope

The overall objective of this project is to inform the employer community of the changes in the Minnesota Jobs and Training law and in the benefit system operated by MDJT. The development of the employer education materials and conducting trainer sessions will be a function of this project. The actual employer seminars will be conducted by MDJT staff. A minimum of 125 people will participate in this training. Group size will not exceed 25 people.

Project Schedule

The anticipated completion date for this project is 9/5/89. The actual employer seminars are scheduled to begin by 10/5/89.

Project Tasks

The selected vendor is expected to provide or assist in the development of the following services or materials:

1. Design employer outreach education plan.
2. Design employer education brochure.
3. Develop employer education presentation materials such as handouts, presentation outlines and presentation script. Content must cover:
 - A. Overview of magnetic media reporting of wage detail records and how to report via magnetic media.
 - B. Orientation to program materials to be used in the employer training sessions.
 - C. Presentation skills for MDJT staff.
4. Conduct training sessions for MDJT staff to assist them with the employer education program and materials.

General Instructions

All selection criteria are described in a request for proposal available from the Minnesota Department of Jobs and Training. Selection will follow the review of all proposals received before the deadline. Responders will be expected to demonstrate ability to initiate service immediately following selection and awarding of the contract. Funding for this contract is dependent on the specifications in the final contract. This contract is not to exceed \$12,000.00.

This notice does not obligate the State to complete this project. The State reserves the right to cancel this solicitation if it is considered to be in the best interest of the State.

Copies of the Request for Proposal and other information about this project are available from:

Les Sanford
Employer Outreach Coordinator
Department of Jobs and Training
P.O. Box 886
Owatonna, MN. 55060
(507) 455-5826

All proposals must be submitted to Les Sanford at the above address no later than 4:00 p.m. Friday, June 21, 1989.

Department of Trade and Economic Development

Request for Proposal for Design Services for Southern Minnesota Travel Directory

The Minnesota Office of Tourism is seeking proposals for creative and design services for future issues of the Explore Minnesota Southern travel directory. The services will be provided under a contract for a period of one year, with two one-year renewal options that can be exercised by mutual consent of both parties.

The directory, which is produced by the Southern Minnesota Office of Tourism located in Mankato and in cooperation with the Southern Minnesota Tourism Association is scheduled to be 112 pages in length but if sufficient advertising is sold, the page length will be increased in multiples of eight pages to a maximum of 144. The design firm will make limited design changes to the directory. These revisions will have to adhere to design parameters developed by the Office of Tourism. A per-page design/creative cost is required.

The Office of Tourism reserves the right to select a vendor located in close geographic proximity to Mankato if it appears in the state's best interest to do so.

The publication has a print run of about 125,000 copies, many of which are distributed at sports shows and by direct mail in response to advertising generated inquiries.

Editorial and advertising content of the publication is in an approximate 40/60 editorial/advertising ratio.

For further information, a listing of key elements of the publication, specific contractor duties and a copy of the 1989 issue, contact: Susan Lasley at 612/297-3879.

Proposal Submissions

Those interested should submit a summary of experience, work plan, per page fee schedule for the services to be provided, a portfolio, and the name, title, address and phone number of the person empowered to negotiate a contract as a result of the proposal to:

Susan Lasley, Communications Manager
Southern Minnesota Office of Tourism
101 N. Second St., Suite 100
Mankato, MN 56001

Deadline for submissions: 4:30 p.m., June 15, 1989

Potential vendors are cautioned that only Susan Lasley is empowered to discuss and provide information on this project.

David J. Speer, Commissioner
Minnesota Department of Trade and Economic Development

Department of Trade and Economic Development

Request for Proposal for Design Services for Northcentral/Western Minnesota Travel Directory

The Minnesota Office of Tourism is seeking proposals for creative and design services for future editions of the Explore Minnesota Northcentral/West travel directory. The services will be provided under a contract for a period of one year, with two one-year renewal options that can be exercised by mutual consent of both parties.

The directory, which is produced by the Northcentral/West Regional Office of Tourism in Brainerd in association with Minnesota Heartland/Vikingland Association, will contain at least 80 pages with increases possible in multiples of eight pages.

The design firm will make limited design changes to the directory. These revisions will have to adhere to design parameters developed by the Office of Tourism. A per-page design/creative cost is required.

The Office of Tourism reserves the right to select a vendor in close proximity to Brainerd if it appears in the state's best interest to do so.

The publication has a print run of about 125,000 copies, many of which are distributed at sports shows and by direct mail in response to advertising generated inquiries.

Editorial and advertising content of the publication is in an approximate 40/60 editorial/advertising ratio.

Professional, Technical & Consulting Contracts

For further information, a listing of key elements of the publication, specific contractor duties and a copy of the 1989 guide, contact: Susan Lasley at 612/297-3879.

Proposal Submissions

Those interested should submit a summary of experience, work plan, a per page fee schedule for the services to be provided, a portfolio, and the name, title, address and phone number of the person empowered to negotiate a contract as a result of the proposal to:

Susan Lasley, Communications Manager
Minnesota Office of Tourism
Northcentral/West Region
1901 South Sixth Street
Brainerd, MN 56401

Potential vendors are cautioned that only Susan Lasley is empowered to discuss and provide information on this project.

Deadline for submissions: 4:30 P.M. June 15, 1989.

David J. Speer, Commissioner
Minnesota Department of Trade and Economic Development

Department of Trade and Economic Development

Request for Proposal for Design Services for Northeastern Minnesota Travel Directory

The Minnesota Office of Tourism announces that it is seeking proposals for creative and design services for future issues of the Explore Minnesota Northeastern travel directory. The services will be provided under a contract for a period of one year, with two one-year renewal options that can be exercised by mutual consent of both parties.

The current directory, which is produced by the Minnesota Office of Tourism Northeastern Regional Office located in Duluth in cooperation with the Minnesota Arrowhead Association is 48 pages in length. Depending upon the amount of advertising sold, editions for 1990 and subsequent years may increase in page length by multiples of eight pages.

The design firm will make limited design changes to the directory. These revisions will have to adhere to design parameters developed by the Office of Tourism. A per page design/creative cost is required. The Office of Tourism reserves the right to select a vendor located in close geographical proximity to Duluth if it appears in the state's best interest to do so.

The publication will have a print run of about 150,000 copies, many of which will be distributed at sports shows and by direct mail in response to advertising generated inquiries.

Editorial and advertising content of the publication is in an approximate 40/60 editorial/advertising ratio.

For further information, a listing of key elements of the publication, specific contractor duties and a copy of the 1989 edition, contact: Susan Lasley at 612/297-3879.

Proposal Submissions

Those interested should submit a summary of experience, work plan, per page fee schedule for the services to be provided, a portfolio, and the name, title, address and phone number of the person empowered to negotiate a contract as a result of the proposal to:

Susan Lasley, Communications Manager
Minnesota Office of Tourism
375 Jackson St., 250 Skyway Level
St. Paul, MN 55101-1810
Telephone 612/297-3879
FAX 612/296-7095

Potential vendors are cautioned that only the above-named individual is empowered to discuss and provide information on this project.

Deadline for submission is 4:30 P.M. June 15, 1989.

David J. Speer, Commissioner
Minnesota Department of Trade and Economic Development

Department of Trade and Economic Development**Communications Office, Administration Division****Request for proposals for General Graphic Design Contract Services**

The Department of Trade and Economic Development wishes to retain a contractor to provide general graphic design services for most literature published by the department, including graphic designs and layouts for various publications. This is in accordance with the department's Communications Plan. The services of the contractor would begin on July 1, 1989, and end on June 30, 1990, with an option to renew for 1990-91. It is estimated that the cost of this project will not exceed \$160,000.

Proposals must be received by 4:30 p.m. Thursday, June 15, 1989. To obtain a complete Request for Proposals that offers details, please contact the:

Communications Office
Minnesota Department of Trade and Economic Development
900 American Center Building
150 East Kellogg Boulevard
St. Paul, Minnesota 55101
Phone: 612/297-1300

Department of Trade and Economic Development**Communications Office, Administration Division****Request for Proposals for Typesetting**

The Department of Trade and Economic Development wishes to retain a contractor to provide typesetting for literature pieces and related projects including, but not limited to, presentation boards, posters, invitations and advertisements published by the department. The services of the contractor will begin on July 1, 1989, and end on June 30, 1990, with an option to renew for 1990-91. It is estimated that the cost of this project will not exceed \$15,000.00.

Proposals must be received by 4:30 p.m. Thursday, June 15, 1989. To obtain a complete Request for Proposals that offers details, please contact the:

Communications Office
Minnesota Department of Trade and Economic Development
900 American Center Building
150 East Kellogg Blvd.
St. Paul, Minnesota 55101
Phone: (612) 297-1300

Department of Trade and Economic Development**Communications Office, Administration Division****Request for Proposals for Specialized Writing Services**

The Department of Trade and Economic Development wishes to retain a contractor to provide specialized writing services for major literature pieces published by the Department. The services of the contractor will begin on July 1, 1989, and end on June 30, 1990, with a renewal option for 1990-91. It is estimated that the cost of this project will not exceed \$15,000.00

Proposals must be received by 4:30 p.m. Thursday, June 15, 1989. To obtain a complete Request for Proposals that offers details, please contact the:

Communications Office
Minnesota Department of Trade and Economic Development
900 American Center Building
150 East Kellogg Blvd.
St. Paul, Minnesota 55101
Phone: (612) 297-1300

Professional, Technical & Consulting Contracts

Department of Trade and Economic Development

Business Promotion—Minnesota Amateur Sports Commission

Request for Proposals for General Photographic Services

The Minnesota Amateur Sports Commission is seeking a contractor to provide general photographic services for events and activities related to the Commission. The contract would include costs for consulting and production. The Minnesota Amateur Sports Commission would share the exclusive rights to all negatives and photographs with the contractor. The services of the contractor would begin on July 1, 1989, and end on June 30, 1990. It is estimated that the initial contract would be for \$2,000.00.

Proposals must be received by 4:30 p.m. on Friday, June 26, 1989. Please direct proposals and inquiries for detailed information about the Request for Proposals to:

Jeff Mordhorst
Public Affairs Director
Minnesota Amateur Sports Commission
900 American Center Building
150 East Kellogg Boulevard
St. Paul, MN 55101-1421
Telephone: (612) 296-4845

Department of Trade and Economic Development

Business Promotion—Minnesota Amateur Sports Commission

Request for Proposals for General Graphic Design Contract Services

The Minnesota Amateur Sports Commission is seeking a contractor to provide general graphic design services for its printed materials and publications, including graphic designs and layouts. This includes periodical magazines, newsletters and other related materials created by the Commission. The services of the contractor would begin on July 1, 1989, and end on June 30, 1990. It is estimated that the initial contract would be for \$10,000.00.

Proposals must be received by 4:30 p.m. on Friday, June 26, 1989. Please direct proposals and inquiries for detailed information about the Request for Proposals to:

Jeff Mordhorst
Public Affairs Director
Minnesota Amateur Sports Commission
900 American Center Building
150 East Kellogg Boulevard
St. Paul, MN 55101-1421
Telephone: (612) 296-4845

Department of Transportation

Technical Services Division

Notice of Potential Availability of Contracts for a Variety of Highway Related Technical Activities

The Minnesota Department of Transportation (Mn/DOT) is carrying out an expanded highway program. To assist it with the implementation of this program, Mn/DOT may require the services of qualified consultants for work which may include but not be limited to:

Category A: Preliminary Design (Environmental Studies, Project Development Reporting and Geometric Layouts).

Category B: Detail Design & Plan Preparation

1. Highway
2. Lighting

3. Signing
4. Traffic Signals
5. Landscaping
6. Hydraulics

Category C: Field Surveys (Control, Design)

Category D: Geotechnical Investigation

1. Soils Survey/Borings
2. Soils Analysis/Recommendations
3. Foundation Survey/Borings
4. Foundation Analysis/Recommendations
5. Geological Survey/Analysis/Recommendations

Category E: Special Services

1. Contamination/Hazardous/Analysis/Recommendations
2. Land Use Study (Planning)
3. Chemical Disposal and Recycle
4. Endangered Species
5. Building Condition Survey
6. Traffic Forecasting and Analysis
7. Water
8. Air
9. Noise
10. Hydrologic
11. Vibration (Blasting, Pile Driving)
12. Expert Witness (Litigation-Testimony)
13. Audit Evaluation (Federal Acquisition Regulations)
14. Pavement Management

Category F: Construction

1. Management
2. Inspection
3. Staking

Those consultants who wish to be considered for any of the potential projects, please furnish the following information:

1. Federal Forms 254 and 255 and your brochure if you have one.
2. Indicate the category of activity in which you are qualified and wish to be considered (Example: B-1-5-6, C).
3. Indicate in which fields your key personnel are registered or have related certifications (Engineer, Architect, OSHA, etc.).
4. Indicate whether your firm has a Certificate of Compliance from the Minnesota Department of Human Rights. *Minnesota Statutes* 363.073.
5. Indicate if your firm is certified with the State of Minnesota as a Disadvantaged Business Enterprise (DBE).
6. Indicate if your firm qualifies as a Small Business Enterprise within the definition contained in *Minnesota Statutes* 645.445.
7. Indicate if your firm is certified with the Department of Administration as a Socially, Economically, Disadvantaged (SED) business. *Minnesota Statutes* 16B.19.
8. Description of Company's Accounting System.

It is expected that a qualified reference list will be developed from the response that will remain in effect until June 30, 1990.

Professional, Technical & Consulting Contracts

This is not a request for proposal. All expressions of interest in being considered shall be delivered to the address indicated below not later than three o'clock (3:00) PM June 29, 1989.

James F. Weingartz
Consultant Agreements Engineer
Transportation Building, Room 720-S
St. Paul, Minnesota 55155
Telephone: (612) 296-3051

State Grants

In addition to requests by state agencies for technical/professional services (published in the State Contracts section), the *State Register* also publishes notices about grant funds available through any agency or branch of state government. Although some grant programs specifically require printing in a statewide publication such as the *State Register*, there is no requirement for publication in the *State Register* itself.

Agencies are encouraged to publish grant notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Department of Corrections

Request for Proposal American Indian Battered Women Shelter

The Minnesota Department of Corrections Program for Battered Women announces the availability of grant funds to provide the following service to battered women:

Emergency shelter and both individual and systems advocacy in a culturally sensitive environment for American Indian battered women and their children. Community education, cultural education to other battered women programs, and networking with other programs serving American Indian women can be included in the program design and goals and objectives but are secondary to the goals of emergency shelter and advocacy.

A total of \$95,910 general operating funds plus a onetime start-up grant of \$34,000 are available. The grant period will cover July 1, 1989, through June 30, 1990, with future general operating funds renewable on a 12-month period.

Nonprofit corporations are eligible to apply. The deadline for the receipt of applications is 4:30 p.m., Friday, July 7, 1989. For a Request for Proposal, which explains how to apply for funding, and the required application materials, contact Pat Prinzevalle, (612) 642-0253, or Monica Herrera, (612) 642-0255, Victim Services Unit, Minnesota Department of Corrections, 300 Bigelow Building, 450 North Syndicate Street, St. Paul, Minnesota 55104.

Minnesota Job Skills Partnership

The Minnesota Job Skills Partnership Board solicits grant proposals from educational and other non-profit organizations for training programs designed for specific businesses. Please contact the Partnership at 612/296-0388 for details regarding grant applications.

Please Note: Grantees must provide a Certificate of Compliance from the State Commissioner of Human Rights with the submission of proposals to the MJSP Board.

Following are application deadline dates and Board meeting dates for the remainder of 1989:

Deadline Dates for
New Grant Applications
July 21, 1989
October 20, 1989

MJSP Board Meeting Dates
August 21, 1989
November 20, 1989—
annual Board meeting

Supreme Court Decisions

Decisions Filed 2 June 1989

C9-87-2434 State of Minnesota, by Stephen W. Cooper, Commissioner, Department of Human Rights, Appellant v. Hennepin County. Court of Appeals.

An applicant rejected for a position as a detention deputy due to a job qualification which requires uncorrected vision of 20/100 is not substantially limited in one or more major life activities and as such is not a disabled person under the Minnesota Human Rights Act, *Minnesota Statutes* § 363.01, subd. 25(a) (Supp. 1983).

Affirmed. Popovich, C.J.

Dissenting, Coyne and Wahl, JJ.

C7-88-2586, C3-88-2620 Winford J. McIntosh v. The Honorable Michael J. Davis, Judge of the Fourth Judicial District and the Honorable Peter Lindberg, Chief Judge of the Fourth Judicial District, Petitioners, and James L. Hadley v. The Honorable Charles Porter, Judge of the Fourth Judicial District, the Honorable Michael J. Davis, Judge of the Fourth Judicial District, and the Honorable Peter Lindberg, Chief Judge of the Fourth Judicial District, Petitioners. Court of Appeals.

1. Where an official act is discretionary, mandamus does not lie if there are other remedies at law or the failure to perform was not arbitrary and capricious.

2. Although a question is moot, it may be considered if it is capable of repetition but likely to evade review.

3. Where a record is insufficient to support a finding of good cause for delaying a criminal trial, a speedy trial pursuant to Minn. R. Crim. P. 11.10 should have been held.

4. Any case management plan for reducing calendar congestion and backlog delay should contain contingency provisions for affording speedy criminal trials when requested.

Orders quashed. Popovich, C.J.

Took no part, Wahl, J.

C9-88-225 State of Minnesota v. Cal S. Sorenson, petitioner, Appellant. Court of Appeals.

1. Under the open-fields doctrine, appellant does not have standing to object to the warrantless entry on his land by a conservation officer.

2. The record is insufficient to determine the validity of the investigatory stop.

3. The United States Constitution, rather than *Minnesota Statutes* § 97A.205(2) (1988), determines whether conservation officers may have access to private lands.

Affirmed. Yetka, J.

Concurring specially, Kelley, J.

C7-88-2023, C9-88-2038, C3-88-2049, CX-88-2050, C3-88-2052, C6-88-2093 State of Minnesota, Plaintiff (C7-88-2023)-Respondent v. Violet Johnson, et al., Defendants, Leroy Varney, et al., Appellants (C3-88-2038)-Petitioners (C3-88-2052), Robert Joseph Olson, Appellant (C3-88-2049)-Petitioner (CX-88-2050), Angela Marie Doyle, Appellant (C6-88-2093). Hennepin County.

Contact between a grand jury foreperson and a previous foreperson at the suggestion of the county attorney is presumptively prejudicial, but that presumption is rebutted where the contact concerned only administrative and procedural details.

The cumulative effect of errors involving subversion of the independence of the grand jury, the distribution of an informational packet prepared by former jurors and erroneous and misleading instructions is error requiring dismissal of the grand jury's indictments.

Certified question answered, using harmless error analysis. Affirmed in part, reversed in part. Yetka, J.

Dissenting, Simonett, J.

Concurring in part, dissenting in part, Wahl, J.

C0-88-2123 Monique R. Hawkins on behalf of herself and all other persons similarly situated, Appellant v. Thorp Credit and Thrift Company, a/k/a Thorp Credit and Finance Company and American Bankers Life Assurance Company of Florida. Hennepin County.

1. Insurance sold by respondents cannot be considered credit life insurance because the creditor was not the beneficiary of the policy.

2. *Minnesota Statutes* § 56.155 (1988) prohibits the sale of any non-credit life insurance in connection with a loan and allows only the sale of credit life, accident or health insurance.

Reversed and remanded. Yetka, J.

Supreme Court Decisions

C2-87-2209 State of Minnesota v. David Paul Shoop, Appellant. Court of Appeals.

1. While trial court erred in refusing to instruct on the accomplice corroboration requirement, in this case the error was not prejudicial error requiring a new trial.
2. Trial court did not err in receiving into evidence defendant's adoptive admission, in its instructions on aiding and abetting, or in departing from presumptive sentence.

Reversed and judgment of conviction reinstated. Coyne, J.

Dissenting, Wahl and Keith, JJ.

Announcements

Sentencing Guidelines Commission: The commission will meet on June 8, Thursday at 6:30 p.m. in the Sibley Room of the Holiday Inn-Capitol, 161 St. Anthony, St. Paul. On the agenda are modifications to address legislative actions on drug provisions, murder durations and other provisions and bills. Call (612) 296-0144 for more information.

State Park Directory Available: For a complete schedule of special events and a state park directory, call the DNR Information Center: (612) 296-6157 (Metro Area); (1-800) 652-9747 (Toll-Free — Ask for DNR). Or write: DNR Information Center, 500 Lafayette Road, St. Paul, MN 55155-4040.

10-Day Permits Available: The Department of Natural Resources (DNR) is now making a ten-day "permit to operate" available to buyers of boats, snowmobiles and all-terrain vehicles (ATVs). The permit grants a ten-day grace period during which a new owner may operate a boat, snowmobile or all-terrain vehicle on public lands or waters before it must be registered for use. It is available at no cost through dealers registered with the DNR. State law requires that owners register boats, snowmobiles and all-terrain vehicles with the DNR before use. Snowmobiles may not even be transported without first being registered. For more information, contact: Margaret Winkel, License Bureau (612) 296-4507.

Catching criminals is only one part of law enforcement.

Police Report Writing Style Manual 1986—A common framework for report writing throughout the state. Discusses the general purpose of police reports, reviews field notetaking, offers instructions on completing common report forms, and introduces the Data Practices Law. Code No. 14-13. \$12.50.

Background Investigation Manual 1986—A guide to conducting effective thorough background investigations of peace officer candidates. Included are various criteria for use in the selection process: experience, education, and past behavior. Sample forms. Code No. 14-15. \$10.00.

Motor Vehicle Traffic Laws 1988—Includes laws governing motor carriers, motor vehicle registration and no-fault auto insurance. Code No. 2-85. \$14.00.

Criminal Code & Selected Statutes 1988—Governs the conduct of peace officers. Includes continuing education requirements, sentencing standards, and more. Code No. 2-68. \$16.00.

Blue Binder—3 ring, 2" capacity. Criminal Code and Motor Vehicle Traffic Laws require 1 binder each. Code No. 10-21. \$4.25.



TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747. Minnesota residents please include 6% sales tax. On all orders, add \$1.50 per order for postage and handling. Prepayment is required. Please include daytime phone. VISA/MasterCard orders accepted over phone and through mail. Prices are subject to change.

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Airport Directory 1989. Features flight service stations, airport layout maps, phone numbers, hours of operation, airport operational information vicinity maps, Minn. seaplane maps, and is in a convenient pocket-size. Stock No. 1-8, \$6.00 + tax.

Aeronautical Chart 1987. Map of Minnesota showing all airports in their state, their facilities and available services. (Folded: 7¼" × 10¾"-Open: 31" × 25".) Stock No. 1-10, \$3.00 + tax.

Insurance Laws 1988. All the laws governing the insurance business in Minnesota, including chapters on both company and individual agent licensing requirements. Stock No. 2-1, \$22.95 + tax.

Insurance Rules 1988. Standards including policies, practices, marketing and continuing education. Stock No. 3-1, \$16.00 + tax.

Banking Laws 1988. Minnesota law governing the operation of banks, savings banks, trust companies, credit unions and other financial institutions. An extract from the 1988 *Minnesota Statutes*. Includes the uniform commercial code. Stock No. 2-76, \$31.95 + tax.

Uniform Hazardous Waste Manifest Form 1988. All shipments of hazardous waste within the state require the use of this form produced by the Minn. Pollution Control Agency. Stock No. 8-8, \$10.00 + tax.

Minnesota Manufacturer's Directory, 1989. More than 7,000 entries listing name, address, phone, staff size, sales volume, market area, year of establishment, type of firm, CEO, sales or marketing and purchasing managers, and four manufactured products. Stock #40-2. \$76.50 + \$4.59 sales tax.

OTHER PUBLICATIONS

Our Minnesota. More than 100 full-color photos by Les and Craig Blacklock portray Minnesota in her seasonal beauty, with text from the personal journal of Fran Blacklock's thirty years of traveling the state. Stock #9-23. \$12.95 plus tax.

Minnesota's Geology. The fascinating story of Minnesota's geologic development, from early Precambrian to Quaternary Periods and the state's mineral resources. Stock #19-80. \$18.95 plus tax.

Historic Sites and Place Names of Minnesota's North Shore. John Fritzen, long time employee of the Minnesota DNR draws upon his almost 40 years as a forester, mostly spent on Minnesota's colorful and legendary North Shore, to regale readers with tales of timbermen, pioneer settlers, miners, commercial fishermen and others. Black and white photos. Stock #9-11. \$3.50 plus tax.

Landscaping for Wildlife. Attract songbirds, deer, butterflies, hummingbirds, pheasants, and other wildlife to your property by using the tips in this 144-page, 4-color book. Stock #9-15, \$6.95 plus tax. See "Special Set Offer" below.

Woodworking for Wildlife. Carefully illustrated with a variety of game bird and mammal box designs, including maintenance requirements and important tips on placement of nests in proper habitat areas. 47 pages with diagrams. Stock #9-14, \$3.95 plus tax. See "Special Set Offer" below.

"Special Set Offer." Save 10% by purchasing the two books together on wildlife mentioned above. Stock #9-20, \$9.95 plus tax.

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Workers Compensation Decisions. Volume 40. Selected landmark decisions of the Worker's Compensation Court of Appeals. Annual subscription. \$105.00.

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