The *State Register* is the official publication of the State of Minnesota, containing executive and commissioners’ orders, proposed and adopted rules, official notices, state and non-state contracts, contract awards, grants, supreme court and tax court decisions, and a monthly calendar of cases to be heard by the state supreme court.

*A Contracts Supplement* is published every Thursday and contains additional state contracts and advertised bids, and the most complete source of state contract awards available in one source.

### Printing Schedule and Submission Deadlines

<table>
<thead>
<tr>
<th>Vol. 14</th>
<th>Submission deadline for Adopted and Proposed Rules, Commissioners’ Orders**</th>
<th>Submission deadline for Executive Orders, Contracts, and Official Notices**</th>
<th>Issue Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Issue Number</td>
<td>Monday 20 November</td>
<td>Monday 27 November</td>
<td>Monday 4 December</td>
</tr>
<tr>
<td>23</td>
<td>Monday 20 November</td>
<td>Monday 27 November</td>
<td>Monday 4 December</td>
</tr>
<tr>
<td>24</td>
<td>Monday 27 November</td>
<td>Monday 27 November</td>
<td>Monday 4 December</td>
</tr>
<tr>
<td>25</td>
<td>Monday 4 December</td>
<td>Monday 11 December</td>
<td>Monday 18 December</td>
</tr>
<tr>
<td>26</td>
<td>Monday 11 December</td>
<td>Monday 18 December</td>
<td>Tuesday 26 December</td>
</tr>
</tbody>
</table>

**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) 296-2473.
Contents

Minnesota Rules: Amendments & Additions
Issues 14-23 inclusive (issues #1-13 appeared in #13) . . 1346

Proposed Rules
Revenue Department
Sales taxes; advertising agencies ......................... 1347

Vocational Technical Education Board
Project Discover License .................................. 1349
Vocational postsecondary teacher licenses; technical occupations ............................ 1351

Official Notices
Commerce Department
Opinion sought on rules for currency exchanges including their impact on small business ........ 1352
Opinion sought on rules for insurance continuing education ........................................ 1353

Ethical Practices Board
1990 campaign expenditure limits .......................... 1353

Human Services Department
Opinion sought on rules for income standards applicable to determination of eligibility for medical assistance .................................................. 1353

Labor & Industry Department
Prevailing wage determinations for commercial projects ................................................. 1354

Nursing Board
Opinion sought on rules for licensure, registration, nursing scholarships, advanced nursing practice, registration of public health nurses and fees ........ 1354

Ombudsman for Mental Health and Mental Retardation
Meeting of the Advisory Committee .......................... 1355

Vocational Technical Education Board
Opinion sought on rules for licensure of postsecondary technical education personnel 1355

State Contracts & Advertised Bids
Administration Department
Materials Management Division: Commodities and Requisitions open for bid ..................... 1356
Print Communications Division: Printing, typesetting, design, and mailing services open for bid ................................................................. 1357

Professional, Technical & Consulting Contracts
Human Services Department
Cancellation of contract for consultant to initiate implementation of ancillary care services for residents of state operated community residential facilities ............................. 1357

Administration Department
Proposals sought for third party financing for energy savings program ......................... 1358

Capitol Area Architectural and Planning Board
Request for qualifications for site selection study ......................................................... 1358

Health Department
Proposals sought for telephone answering service ....................................................... 1358

Minnesota State Lottery
Proposals sought for instant game services .................. 1360

Natural Resources Department
Proposals sought for environmental impact statement for the Laurentian Taconite Mine Project .................................................. 1360

Transportation Department
Request for qualifications for design and plan preparation for bridges from registered civil and structural consulting engineers .......................... 1360

Supreme Court Decisions
Decisions, Opinions and Orders filed Friday 1 December 1989 ...................................... 1361

Announcements .................................................. 1361

(CITE 14 S.R. 1345)
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 Rules 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 1-800-974-7000.

Issues 14-23 (Issues 1-13 in #13)

Rural Finance Authority
- 1650.0010-.0070 (adopted) ........................................ 906
- 1651.0010-.0100 (adopted) ........................................ 906

Animal Health Board
- 1715.0385-.0550 (proposed) ........................................ 1159

Commerce Department
- 2660.0100-.1100 (proposed) ........................................ 1123
- 2751.0100-.1200 (proposed) ........................................ 942
- 2751.1300 (proposed amendments) ................................ 947
- 2800.0100-.7200; 2805.0100-.0900; 1200-.1700 (proposed) ........................................ 1303

Dentistry Board
- 3100.0100-.1400; 3300-.3400; 3500-.4100; 6200-.7000; 8700 (adopted) ........................................ 1214

Vocational Technical Education Board
- 3700.0700-.0740; 3709.0200-.1900; 3709.0210-.1200; 3709.0280 (proposed) ........................................ 1351
- 3709.0350 (proposed) ........................................ 1214
- 3709.0350 (proposed) ........................................ 1349

Trade & Economic Development Department
- 4300.0100-.0200; 1100-.1101; 1200-.1400 (adopted) ........................................ 1098
- 4300.0100-.1300; 24.26 (repealed) ........................................ 1098

Health Department
- 4620.1900-.2500 (proposed emergency) ........................................ 1133
- 4630.1900-.2000; 2210 (proposed) ........................................ 1091
- 4630.2000 (withdrawn) ........................................ 1094
- 4670.0100-.0600; 0610-.1600; 1980-.2300 (adopted) ........................................ 1008
- 4670.0620 (repealed) ........................................ 1008
- 4670.1320-.4220; 4210-.4220; 4230-.4240 (proposed) ........................................ 1037
- 4670.3400-.3410; 3420-.3430; 3440-.3450; 3460 (proposed repealer) ........................................ 1037
- 4685.0100-.0805; 0815-.0900; 0905-.0910; 0915-.0925 (adopted) ........................................ 904
- 4685.0100-.0805; 0815-.0900; 0905-.0910; 0915-.0925 (repealed) ........................................ 901
- 4685-.3300 s.1, 2, 4, and 5 (repealed) ........................................ 901
- 4685-.3000 s.1, 2, 4, and 5 (repealed) ........................................ 901
- 4685.0100-.1100; 1105-.1120; 1125-.1130; 1180-.1200 (repealed) ........................................ 903
- 4685.1800 (repealed) ........................................ 903
- 4692.0010-.0045 (adopted) ........................................ 1132
- 4705.1600 (adopted) ........................................ 1067
- 4745.0010-.0060 (proposed) ........................................ 1160

Higher Education Coordinating Board
- 4830.0010-.7900 (adopted emergency) ........................................ 1138

Housing Finance Agency
- 4900.2000-.2500 (adopted) ........................................ 1214

Labor & Industry Department
- 5210.0010 (adopted) ........................................ 1177

Pollution Control Agency
- 7001.0520; 7045.0020-.0075; 0120-.0121-.0255-.0290; 0292-.0454-.0526-.0558-.0974-.0926 (proposed) ........................................ 1203
- 7001.0650; 7045.0065-.1215-.0371 (adopted) ........................................ 976
- 7005.1501-.1001; 1020-.5025-.5030-.5035-.5040-.5045-.5050-.5055;.5060-.5065-.5067-.5070-.5075-.5080-.5085-.5090-.5095-.5100-.5105 (adopted) ........................................ 905
- 7046.0020 (proposed) ........................................ 1210

Public Employment Relations Board
- 7320.0010-.0120 (proposed) ........................................ 1305

Public Safety Department
- 7513.0100-.0200 (adopted) ........................................ 1132
- 7520.0100-.0200-.0350-.0680 (adopted) ........................................ 1008
- 7520.0650-.1000-.1100 (proposed) ........................................ 1053
- 7520.0600 (repealed) ........................................ 1008

Public Utilities Commission
- 7820.1500-.1600-.1700-.1800-.1900-.2000-.2010-.2100-.2150-.2200-.2300 (proposed) ........................................ 1313
- 7825.2390-.2400-.2500-.2600-.2700-.2800-.2810-.2830-.2900-.2910-.2920 (adopted) ........................................ 977
- 7825.2400-.k.6; 2900.2, 3, 4-.3000 (repealed) ........................................ 977

Minnesota Racing Commission
- 7869.0100-.7873.0110-.0120-.0140-.0150-.0190-.0191-.0300-.7876.0110-.7877.0120-.0170-.0175-.0185-.7878.0120;
Proposed Rules

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

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

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

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

Department of Revenue

Proposed Permanent Rules Relating to Sales Taxes; Advertising Agencies

Notice of Intent to Adopt a Rule Without a Public Hearing

NOTICE IS HEREBY GIVEN that the State Department of Revenue intends to adopt the above-entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in Minnesota Statutes, sections 14.22 to 14.28. The statutory authority to adopt the rule is Minnesota Statutes, section 297A.27.

All persons have 30 days in which to submit comment in support of or in opposition to the proposed rule or any part or subpart of the rule. Comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request in writing. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

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.
Proposed Rules

Comments or written requests for a public hearing must be submitted to:

Stephen E. Krenkel, Attorney
Appeals and Legal Services Division
Mail Station 2220
St. Paul, Minnesota 55146-2220

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

A copy of the proposed rule is attached to this notice.

A STATEMENT OF NEED AND REASONABLENESS that describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule has been prepared and is available from Stephen E. Krenkel upon request.

If no hearing is required, upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the adopted rule, must submit the written request to Stephen E. Krenkel.

Dated: 21 November 1989

John P. James
Commissioner

Rules as Proposed (all new material)

8130.9250 ADVERTISING AND PROMOTIONAL MATERIAL.

Subpart 1. Definitions.

A. “Mass media” includes television, radio, newspapers, magazines, and billboards to the extent not governed by part 8130.9400.

B. “Advertising agency,” as used in subparts 2 and 3, means those persons with a contractual obligation to prepare and place advertising in mass media for another person or deliver or cause delivery of advertising material to an advertiser which is prepared for mass media placement. Generally, an advertising agency may sell a service, sell tangible personal property at retail, or act as an agent.

C. An “advertiser” is a person who contracts to receive, or have delivered to a third party on its behalf, collateral advertising or who contracts to receive, or have delivered to third parties, or to have placed mass media advertising.

D. “Collateral advertising” is all advertising and promotional material other than mass media prepared or placed advertising. It includes brochures, direct mail advertising coupons, tear-off pads, in-store promotional display kits, point-of-sales materials, calendars, pencils, pens, and ash trays.

Subp. 2. Mass media placed advertising. An advertising agency acts as an independent contractor when it prepares advertising for a client and places that advertising in mass media. All activities and purchases by advertising agencies that result in mass media placement of advertising are activities and purchases in performance of a service. All taxable purchases for performance of this service are subject to either sales tax paid to the vendor or use tax paid by the advertising agency.

Subp. 3. Mass media prepared advertising. An advertising agency acts as an independent contractor when it prepares advertising for a client and delivers that advertising material to the client for the client's placement in mass media. The preparation of an ad for media placement is a service, and all activities and purchases by advertising agencies that result in the preparation of an ad are activities and purchases in performance of a service. All taxable purchases used or consumed in providing this service are subject to either sales tax paid to the vendor or use tax paid by the advertising agency.

Subp. 4. Collateral advertising. The transfer of collateral advertising materials by any person is a retail sale, and sales tax must be collected on the total sales price of that material, without deduction for labor or service cost. Purchases by a person of items that become an ingredient or component part of the collateral advertising may be purchased exempt for resale.

Subp. 5. Nonapportioned media prepared and collateral advertising contracts. Where a contract or commission or fee agreement or other agreement requires both the creation of media placed and/or media prepared advertising and collateral advertising by an advertising agency and when no separate cost is ascribed to collateral advertising, sales tax on the fair market value of collateral advertising must be collected and remitted to the commissioner at the time of transfer of title or possession of the collateral advertising to the advertiser or its designee. Fair market value of the collateral advertising will include a fair and appropriate allocation of the agency's fee or commission.
Subp. 6. **Purchases for agency use.** Office supplies, capital equipment, and other materials which are consumed or used by an advertising agency and do not become an ingredient or component part of tangible personal property to be sold at retail, constitute a retail sale from the vendor to the advertising agency. An advertising agency is the consumer of such tangible personal property. Either the vendor must collect sales tax or the advertising agency must remit use tax on such purchases.

Subp. 7. **Purchases for uses in mass media placed and/or mass media prepared advertising and collateral advertising.** This rule applies to purchases that may be used repeatedly, and to materials consumed in part for rendering a service and in part for creation of tangible personal property for sale, which purchases can be separated by use. If an advertising agency makes a taxable purchase which is used, but not consumed, in both mass media placed and/or mass media prepared advertising, and collateral advertising, the purchase is not exempt from sales or use tax. The subsequent sale of collateral advertising using such a purchase is not exempt from sales and use tax because of the previous tax payment. Items such as art, photographs, and similar items may be used repeatedly in both mass-media prepared and mass-media places advertising and in collateral advertising without being physically consumed. Items so used are taxable when purchased if used in mass-media placed and mass-media prepared advertising and subsequent taxable sales of collateral advertising are not exempt. Items such as paper, illustration board, ink, paint, and similar items can be used partially for exempt uses and partially in taxable uses and the purchase price must be divided and tax paid according to the portions so used.

Subp. 8. **Advertising agency as a retailer.** When an advertising agency acts as a business other than an advertising agency, it is taxable to the same extent as any other person engaged in that other business.

Subp. 9. **Advertisers who are tax-exempt entities.** Advertisers who are tax-exempt entities may appoint advertising agencies as purchasing agents. If a valid purchasing agency appointment is made, the advertiser shall pay sales or use tax to the same extent and in the same fashion as if it had made the purchase directly. To make a valid appointment of an advertising agency as a purchasing agent, an advertiser must:

A. grant to the agent the ability to bind the principal to pay for purchases made by the agent;
B. require that the agent not purchase materials in its own name;
C. require that all contracts, purchase orders, and other similar writings of the agent shall specifically state that the principal is obligated to pay for materials purchased such that a clear disclosure of the agency relationship is made to the vendor of such materials; and
D. require that the advertising agency make no use of the property for itself or for any client other than the principal.

When dealing with advertising agencies, vendors must presume that the agency is the purchaser in the absence of an express statement on a purchase order from an advertising agency that the advertising agency is acting as an agent and that the purchase is within the scope of authority expressed in such agreement. The agency may issue exemption certificates as authorized in part 8130.3000 in the name of the principal and signed by the advertising agency as purchasing agent.

**REPEALER.** Minnesota Rules, part 8130.9200 is repealed.

### State Board of Vocational Technical Education

**Proposed Permanent Rules Relating to Project Discover License**

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

NOTICE IS HEREBY GIVEN that the State Board of Technical Education intends to adopt the above-entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in Minnesota Statutes, sections 14.22 to 14.28. The statutory authority to adopt the rule is Minnesota Statutes 136C.04, Subdivision 9.

All persons have 30 days until 4:30 p.m., Wednesday, January 3, 1990, in which to submit comment in support of or in opposition to the proposed rule or any part or subpart of the rule. Comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request in writing. Any person requesting a public hearing should state his or her name and address, and is

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.
Proposed Rules

encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public
hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Comments or written requests for a public hearing must be submitted to:

Georgia Pomroy, License Revision Specialist
Minnesota Technical College System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
Telephone: (612) 296-0680

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

A copy of the proposed rule is attached to this notice.

A STATEMENT OF NEED AND REASONABLENESS that describes the need for and reasonableness of each provision of the
proposed rule and identifies the data and information relied upon to support the proposed rule has been prepared and is available from
Georgia Pomroy at the above address and phone, upon request.

If no hearing is required, upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney
General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of
submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or
wish to receive a copy of the adopted rule, must submit a written request to either:

Georgia Pomroy
Minnesota Technical College System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
(612) 296-0680

Rules as Proposed (all new material)

3709.0350 PROJECT DISCOVER LICENSE.

Subpart 1. May teach. A person holding a technical college Project Discover license may teach personal development, career
development, and applied issues courses in Project Discover.

Subp. 2. Other requirements. The applicant must meet the requirements in part 3709.0100, subpart 2.

Subp. 3. Licensure requirements. The applicant must have the educational and occupational experience described in items A to
D. The education must be from an accredited postsecondary institution.

   A. A minimum of two years of postsecondary education resulting in completion with a certificate, diploma, or degree.

   B. Four thousand hours of verified experience. The experience must be from two areas or more of the areas listed in this item:

      (1) counselor;
      (2) support group facilitator;
      (3) advocate within an educational or social service institution;
      (4) human service caseworkers;
      (5) employment counselor;
      (6) affirmative action coordinator or officer;
      (7) career counselor; and
      (8) teacher in an educational institution.

   C. A total of 12 quarter credits from two or more of the areas listed in this item:

      (1) career development;
      (2) group process;
      (3) interpersonal communications;
(4) behavioral sciences;
(5) women's studies;
(6) family life education; and
(7) counseling techniques.

D. Upon the first renewal, evidence of completion of 12 hours of state sponsored workshops in teaching Project Discover.

Subp. 4. Substitution for required experiences. The applicant may use the substitutions as described in items A and B.

A. The applicant may substitute up to 1,000 hours of occupational experience required in subpart 3, item B, through verified volunteer activity that occurred under supervision of paid professional staff within a human service agency. This experience may be in a shelter for the homeless, battered woman program, chemical dependency program, head start program, crises center, displaced homemaker program, handicapped program for special populations, minority advocacy agency, and legal advocacy program.

B. The applicant may substitute up to six credits of educational experience as required in subpart 3, item C, at the ratio of 12 clock hours for each quarter credit in the following topics: sexual harassment, decision making techniques, personal development, stress management, group facilitation, equal opportunity/affirmative action, career assessment, assertiveness training, interpersonal communications, financial planning, and human behavior.

Subp. 5. Recent occupational experience. An applicant for a license to teach in Project Discover must have 1,000 hours of the occupational experience within the five years before applying for the license.

Subp. 6. Conversion of current Project Discover instructors. Applicants verifying the teaching of a complete session of Project Discover to include personal development, career development, and applied issues within four years before the effective date of this part and who verify completion of 12 hours of state-sponsored workshops in teaching Project Discover are eligible for a license as a Project Discover instructor.

Department of State Board of Vocational Technical Education

Proposed Permanent Rules Relating to Vocational Postsecondary Teacher Licenses; Technical Occupations

Notice of Intent to Adopt a Rule Without a Public Hearing

NOTICE IS HEREBY GIVEN that the State Board of Technical Education intends to adopt the above-entitled as published in the State Register on September 25, 1989, Volume 14, Number 13, pages 840-846 rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in Minnesota Statutes, sections 14.22 to 14.28. The statutory authority to adopt the rules is Minnesota Statutes 136C.04, Subdivision 9.

All persons have 30 days until 4:30 p.m., Thursday, January 4, 1990, in which to submit comment in support of or in opposition to the proposed rule or any part or subpart of the rule. Comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request in writing. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Comments or written requests for a public hearing must be submitted to:

Georgia Pomroy, License Revision Specialist
Minnesota Technical College System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
Telephone: (612) 296-0680

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.
Proposed Rules

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

A copy of the proposed rule was published in the State Register on September 25, 1989, Volume 14, Number 13.

A STATEMENT OF NEED AND REASONABLENESS that describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule has been prepared and is available from Georgia Pomroy at the above address and phone, upon request.

If no hearing is required, upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or wish to receive a copy of the adopted rule, must submit the written request to:

Georgia Pomroy
Minnesota Technical College System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
(612) 296-0680

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 Commerce

Notice to Solicit Outside Opinion Regarding Proposed Rules for Currency Exchanges
Including the Impact of Rules on Small Business

NOTICE IS HEREBY GIVEN that the Department of Commerce is seeking information or opinions from persons outside the agency to determine whether rules should be adopted in regard to the regulation of Currency Exchanges pursuant to Minnesota Statutes, Chapter 53A, and, if so, what those rules should be. Promulgation of these rules regarding Currency Exchanges is authorized by Minnesota Statutes, sections 45.023 and 53A.12.

Outside opinion is also being solicited as to how these rules will affect small businesses as defined by Minnesota Statutes Section 14.115, subdivision 1.

The Department of Commerce requests information and comments concerning the subject matter of these rules. Interested or affected persons or groups may submit statements of information or comment orally or in writing to:

Elissa G. Mautner
Staff Attorney
Department of Commerce
500 Metro Square Building
St. Paul, Minnesota 55101

Oral statements will be received during regular business hours over the telephone at (612) 296-9423.

All statements of information and comment shall be accepted until December 22, 1989. Any written material received by the Department of Commerce shall become a part of the record in the event that the rules are promulgated.

Dated: 18 November 1989

Michael A. Hatch
Commissioner of Commerce
**Department of Commerce**

**Notice of Solicitation of Outside Opinions Regarding Proposed Rule Governing Insurance Continuing Education**

NOTICE IS HEREBY GIVEN that the State Department of Commerce is seeking opinions from sources outside the agency in preparing to propose the adoption of the rule governing Insurance Continuing Education. The adoption of the rule is authorized by *Minnesota Statutes* section 45.023, which permits the agency to promulgate rules governing the regulation of insurance licensees.

The State Department of Commerce 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:

Scott P. Borchert  
Department of Commerce  
500 Metro Square Building  
St. Paul, Minnesota 55101

Oral statements will be received during regular business hours over the telephone at 296-9431 and in person at the above address.

All statements of information and opinions shall be accepted until January 2, 1990. Any written material received by the State Department of Commerce 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: 18 November 1989  
Michael A. Hatch  
Commissioner of Commerce

**Ethical Practices Board**

**Notice of 1990 Campaign Expenditure Limits**

In accordance with *Minnesota Statutes* §§ 10A.25 and 10A.255, the following are nonelection year campaign expenditure limits in 1990, by office sought or held: Governor and Lt. Governor, $283,643; Attorney General, $47,274; Secretary of State, State Treasurer, State Auditor (each), $23,637; State Senator, $7,092; and State Representative, $3,720. In 1990 election year campaign expenditure limits for these offices will be calculated and published by June 1, 1990, under *Minnesota Statutes* § 10A.255.

**Department of Human Services**

**Health Care Management Division**

**Notice of Solicitation of Outside Information or Opinions Regarding Amendments to Rules Governing Income Standards Applicable to the Determination of Eligibility for Medical Assistance**

NOTICE IS HEREBY GIVEN that the State Department of Human Services is seeking information or opinions from sources outside the agency in preparing to propose amendments to the rules governing the income standards used to determine the eligibility of an individual to participate in the medical assistance program, *Minnesota Rules*, part 9505.0065.

*Minnesota Rules*, part 9505.0065 specifies in: subpart 1, the income eligibility standard; subpart 2, the calculation of net income; subpart 3, excluded income; subpart 4, earned income disregards; subpart 5, deduction for employment expenses of person who is age 65 or older, blind, or disabled; subpart 6, deductions for employment expenses for families; subpart 7, deductions from rental income; subpart 8, deductions from self-employment income; subpart 9, deductions from income from in-home lodging or day care; subpart 10, anticipating income; subpart 11, eligibility based on income spend down; and subpart 12, income in retroactive determination.

**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.
The adoption of the amendments to the rules is authorized by Minnesota Statutes, section 256B.04, subdivision 2, which requires the Department to make uniform rules, not consistent with law, for carrying out the medical assistance program.

The State Department of Human Services 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:

Eleanor Weber
Rules Division
Minnesota Department of Human Services
444 Lafayette Road
St. Paul, Minnesota 55155-3816

Oral statements will be received during regular business hours over the telephone at (612) 296-7454 by Nancy Bishop and in person at the above address.

All statements of information and opinions shall be accepted until further notice. Any written material received by the State Department of Human Services shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the amendment of the rule is adopted.

Eleanor E. Weber
Assistant Director, Rules Division

Department of Labor and Industry
Division of Labor Standards

Notice of Prevailing Wage Determinations for Commercial Projects

On December 1, 1989 the commissioner certified prevailing wage rates for commercial construction projects in the following Minnesota counties: ANOKA, BENTON, BIG STONE, CARVER, CHIPPEWA, CHISAGO, DAKOTA, DOUGLAS, GRANT, HENNEPIN, ISANTI, KANABEC, KANDIYOHI, MCLEOD, MEEKER, MILLE LACS, MORRISON, PINE, POPE, RAMSEY, SCOTT, SHERBURNE, STEARNS, STEVENS, SWIFT, TODD, TRAVERSE, WASHINGTON, WRIGHT.

A copy of the determined wage rates for Minnesota counties may be obtained by contacting the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road, St. Paul, Minnesota 55155. The charges for the cost of copying and mailing are $.50 for the first county and $.30 for any subsequent copies of the same or other counties. The cost for a complete set of the above counties will be $15.00. A sales tax of 6% must be added to all orders.

A check or money order payable to the State of Minnesota must accompany each request.

Ken Peterson, Commissioner
Department of Labor and Industry

Board of Nursing

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rules Relating to Licensure, Registration, Nursing Scholarships, Advanced Nursing Practice, Registration of Public Health Nurses and Fees

NOTICE IS HEREBY GIVEN that the Minnesota Board of Nursing (hereinafter “Board”) is seeking information or opinions from sources outside the Board in preparing to propose the adoption and/or revision of rules relating to licensing, registration, registration renewal, registration of public health nurses, advanced nursing practice and fees. The adoption of the rules is authorized by Minnesota Statutes section 148.171, subd. 2, which permits the Board to adopt rules as may be necessary to carry out the purposes of sections 148.171 to 148.285.

The Board 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:

Joyce M. Schowalter, RN, Executive Director
Minnesota Board of Nursing
2700 University Ave. W., #108
St. Paul, MN 55114
Official Notices

Oral statements will be received during regular business hours over the telephone at 612-642-0567 and in person at the above address.

All statements of information and opinions shall be accepted until April 1, 1990. Any written material received by the Board 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: 15 November 1989

Joyce M. Schowalter, RN
Executive Director

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, December 15, 1989. The meeting will be held at the Ombudsman Office, Suite 202, Metro Square Building on 7th and Robert Street, St. Paul.

State Board of Vocational Technical Education

Notice of Intent to Solicit Outside Opinion 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 Agricultural Occupations - Swine Production Management. 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. Georgia Pomroy
State Board of Vocational Technical Education
100 Capitol Square Bldg.
550 Cedar Street
St. Paul, MN 55101
(612) 296-0680

Oral statements will be received during regular business hours over the telephone at (612) 296-0680 or in person at the above address.

All statements of information and opinions shall be accepted until 4:30 p.m., Thursday, January 4, 1990. 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

(CITE 14 S.R. 1355)
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.

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: Color copier rental
Contact: Brenda Thielen 296-9075
Bid due date at 2pm: December 6
Agency: State University
Deliver to: Mankato
Requisition #: 26071 19930

Commodity: Folders/labels
Contact: John Bauer 296-2621
Bid due date at 2pm: December 8
Agency: Revenue Department
Deliver to: St. Paul
Requisition #: 67420 23281

Commodity: Special furniture/install
Contact: John Bauer 296-2621
Bid due date at 2pm: December 8
Agency: Vocational-Technical Education Board
Deliver to: St. Paul
Requisition #: 36000 00522

Commodity: Composition equipment lease
Contact: John Bauer 296-2621
Bid due date at 2pm: December 8
Agency: Transportation Department
Deliver to: St. Paul
Requisition #: 79000 03464

Commodity: Trailers
Contact: Mary Jo Bruski 296-3772
Bid due date at 2pm: December 11
Agency: Transportation Department
Deliver to: Various
Requisition #: 79382 01855

Commodity: OCR reading system
Contact: Bernadette Vogel 296-3778
Bid due date at 2pm: December 12
Agency: Jobs & Training Department
Deliver to: St. Paul
Requisition #: 21200 22839

Commodity: Tailgate sand spreader
Contact: Mary Jo Bruski 296-3772
Bid due date at 2pm: December 19
Agency: Transportation Department
Deliver to: Various
Requisition #: 79382 01857

Commodity: VHF base station equipment
Contact: Pam Anderson 296-1053
Bid due date at 2pm: December 18
Agency: Transportation Department
Deliver to: St. Paul
Requisition #: 79000 03508

Commodity: High volume copiers
Contact: Teresa Ryan 296-7556
Bid due date at 2pm: December 12
Agency: Metro State University
Deliver to: St. Paul
Requisition #: 26176 03026

Commodity: Software
Contact: Joan Breisler 296-9071
Bid due date at 2pm: December 11
Agency: Pollution Control Agency
Deliver to: St. Paul
Requisition #: 32300 21598

Commodity: IBM disk pak
Contact: Bernadette Vogel 296-3778
Bid due date at 2pm: December 8
Agency: Jobs and Training Department
Deliver to: St. Paul
Requisition #: 21200 22854

Commodity: Tools: drill bits, saw blades, files, grinding wheels, taps and dies
Contact: Pam Anderson 296-3770
Bid due date at 2pm: December 15
Agency: Various
Deliver to: Various
Requisition #: Price Contract
**State Contracts and Advertised Bids**

**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.

Printing vendors NOTE: Other printing contracts can be found in the Materials Management Division listing above, and in the Professional, Technical & Consulting Contracts section immediately following this section.

---

**Commodity:** Unemployment insurance identification. 200M sheets 3½"x4½". type to set, 2-sided  
**Contact:** Printing Buyer's Office  
**Bids are due:** December 6  
**Agency:** Jobs & Training Department  
**Deliver to:** St. Paul  
**Requisition #:** 3366

**Commodity:** Fluoride report form, 2M 4-part sets, 6½"x4" overall, negs available, 1-sided, and type to set  
**Contact:** Printing Buyer's Office  
**Bids are due:** December 7  
**Agency:** Minnesota Health Department  
**Deliver to:** Minneapolis  
**Requisition #:** 3343

**Commodity:** Water well record, 3M 4-part form, preprinted numbering, negs available, 1- and 2-sided  
**Contact:** Printing Buyer's Office  
**Bids are due:** December 6  
**Agency:** Minnesota Health Department  
**Deliver to:** Minneapolis  
**Requisition #:** 3347

**Commodity:** Case information turnaround, 150M 2-part sets, continuous 1-page, 9½"x11" overall, negs available, 1-sided  
**Contact:** Printing Buyer's Office  
**Bids are due:** December 7  
**Agency:** Human Services Department  
**Deliver to:** St. Paul  
**Requisition #:** 3315

**Commodity:** Department purchase order, 5M 6-part forms, preprinted numbering, negs available, 1-sided, 12"x8½" overall size  
**Contact:** Printing Buyer's Office  
**Bids are due:** December 6  
**Agency:** Minnesota Health Department  
**Deliver to:** Minneapolis  
**Requisition #:** 3345

**Commodity:** Certificate of live birth, 2M (100 sheets per pad) pads, 2-part forms, 8½"x8½" and 8½"x14¾" overall, negs available, 1- and 2-sided  
**Contact:** Printing Buyer's Office  
**Bids are due:** December 6  
**Agency:** Minnesota Department of Health  
**Deliver to:** Minneapolis  
**Requisition #:** 3348

---

**Professional, Technical & Consulting Contracts**

**Department of Human Services**

**Health Care and Residential Programs**

**Cancellation of Contract for Consultant to Initiate Implementation of Ancillary Care Services for Residents of State Operated Community Residential Facilities (SOCS)**


Questions in regard to this cancellation may be directed to:

Robert Baird  
Deputy Assistant Commissioner  
Health Care and Residential Programs  
Department of Human Services  
444 Lafayette Road  
St. Paul, MN 55155-3848  
Telephone: (612) 296-2766

(CITE 14 S.R. 1357)  
*STATE REGISTER*, Monday 4 December 1989  
PAGE 1357
Department of Administration

Energy Conservation Division

Request for Proposals to Firms Interested in Third Party Financing for Energy Savings Program Through a Cogeneration System at St. Peter Regional Treatment Center

The Department of Administration, Energy Conservation Division, solicits proposals to provide energy savings in accordance with Minnesota Statutes, Section 16.B.16 (1984) which authorizes state agencies to obtain energy conserving equipment and services on guaranteed savings basis through contracts of greater than one year duration but not exceeding ten years.

St. Peter Regional Treatment Center (RTC) is interested in reducing its energy operating expenses without capital investment. The vendor will design, own and operate a cogeneration facility that produces guaranteed savings for the RTC. The vendor must have demonstrated technical expertise and financial wherewithal to successfully implement a project of this size and scope. The successful vendor must have at least one guaranteed energy savings installation of this type in the state that can be used as a reference.

The vendor will specify, procure and install the equipment. Vendor is responsible for all incremental operating expenses including, but not necessarily limited to, fuel and maintenance. Remote monitoring capability is desirable.

Electrical and thermal history for St. Peter RTC is available from the Office of Energy Conservation Division, Department of Administration, Suite N-492, 1821 University Avenue, St. Paul, MN 55104-2803.

Proposals are to be submitted to the above address on or before 4:00 p.m., December 19, 1989. Attention to Donald T. Johnson.

Capitol Area Architectural and Planning Board

Request for Qualifications for Site Selection Study

The Capitol Area Architectural and Planning Board (CAAPB) is seeking an experienced professional consultant to execute a comprehensive site assessment for the possible construction of two state office buildings within the Capitol Area of St. Paul. The selected consultant or team will build upon previous state studies and reports, and work in coordination with a CAAPB urban design study now in progress. The consultant’s site assessment will result in specific site recommendations to the CAAPB for their review and approval.

Consultants are invited to express their interest and submit their qualifications to:

Capitol Area Architectural and Planning Board
Attention: Paul Mandell
B-46, State Capitol
St. Paul, Minnesota 55155

Qualifications must be received by 4:30 p.m., Friday, December 15, 1989.

Department of Health

Request for Proposal to Contract with a Telephone Answering Service

I. Introduction

The Minnesota Department of Health is soliciting proposals from telephone answering services to provide state wide phone coverage for the Minnesota WIC Program. The answering service will provide incoming callers with the number of the WIC Program in the caller’s local area. The State WIC Program will provide the answering service with the necessary agencies directories and assist in the staff training.

II. Background

The Special Supplemental Food Program or Women, Infant, and Children (WIC Program) is funded by the United States Department of Agriculture. The Minnesota Department of Health receives the funds and distributes the funds to 62 agencies throughout the State. Approximately 70,000 persons receive WIC benefits in Minnesota each month. Because of client turnover, the WIC Program must continually advertise for the new participants.
III. Qualifications of Respondents

Qualified respondents (telephone answering services) must be able to:

- install a Minnesota 800 number for the WIC Program
- provide phone coverage 24 hours a day, 365 days a year
- provide referral information to incoming callers regarding local WIC resources
- answer incoming calls within eight telephone rings

IV. Scope of Project

A. Tasks to be Performed

1. Routine calls
   - courteous, prompt response to all calls
   - accurate delivery of referral information

   Submit monthly reports to the Minnesota WIC Program containing the following requirements:
   - number of calls per month
   - location of call originations
   - time of incoming calls
   - length of incoming calls

B. Project Costs

   The Department has estimated the cost of this project should not exceed $2500.00 for the first year of the contract.

   At the mutual agreement of the STATE and the CONTRACTOR, this contract may be extended for the purpose of telephone answering service, on an annual basis up to one (1) additional one-year period. The cost to be charged for the additional period shall be mutually agreed upon by the STATE and the CONTRACTOR and shall be determined by documented cost increase experienced by the CONTRACTOR in providing the services since the effective date of the previous cost rate, not to exceed a five (5) percent increase.

C. Implementation Date

   The 800 number must be available for use by January 31, 1990.

V. Proposal Content

The following will be considered minimum contents of the proposal:

- vendor name, address, telephone number and contact person
- background information about the company
- evidence that the vendor has the capabilities and staff to meet the needs of this account
- description on how call will be answered
- budget for the year
- description of how monthly reports will be developed, recorded and distributed to the State
- description of employee training for new accounts

VI. Evaluation

Evaluation tool supplied upon request.

VII. Department Contacts

Prospective responders, who may have any questions regarding this Request for Proposal, may call or write:

Mary Donohue
WIC Operations Coordinator
Minnesota Department of Health
717 S.E. Delaware Street
Minneapolis, Minnesota 55440
Telephone: 612-623-5236
Professional, Technical & Consulting Contracts

VIII. Submission of Proposal

Responses to this proposal must be received no later than 4:00 p.m., December 15, 1989. Mail to:

Mary Donohue
WIC Operations Coordinator
Minnesota Department of Health
717 S.E. Delaware Street
Minneapolis, Minnesota 55440

Late proposals will not be accepted. The proposal must be signed by an authorized member of the organization. Prices and terms of the proposal must be valid for duration of the contract.

Minnesota State Lottery

Notice of Request for Proposal for Instant Game Services

The Minnesota State Lottery is requesting proposals from individuals and firms to provide instant game services for the Lottery. The contract will commence around January 17, 1990. Proposals must be received no later than 4:30 p.m. on December 22, 1989.

Copies of the RFP are available upon request. Requests should be directed to:

Dale L. McDonnell, Esq.
Legal Counsel
Minnesota State Lottery
658 Cedar Street
Centennial Bldg—2nd Floor
St. Paul, MN 55155
(612) 297-7104

Department of Natural Resources

Office of Planning Services

Notice of Request for Proposals for Consultant to Prepare an Environmental Impact Statement for the Laurentian Taconite Mine Project

The Department of Natural Resources is requesting proposals from any qualified individual or firm interested in assisting the Department in the preparation of a Draft and Final Environmental Impact Statement for the Inland Steel Mining Company's proposed Laurentian Taconite Mine project in Gilbert, Minnesota. The EIS must evaluate potential impacts related to water quality, water appropriation and drainage, fish and wildlife resources, blasting and equipment noise, air quality, and socio-economics.

Proposals must be received by 4:30 p.m., December 22, 1989. Interviews of finalists are tentatively scheduled for January 3, 1990, with final selection by January 5, 1990. The completion date for this project is August 31, 1990. The estimated project budget is $100,000.

For a copy of the Request for Proposal contact:

Donald Buckhout, Office of Planning Services
Department of Natural Resources
500 Lafayette Road
St. Paul, MN 55155-4010
(612) 296-8212 FAX (612) 296-3500

Transportation Department

Notice to Registered Civil and Structural Consulting Engineers

The Minnesota Department of Transportation (Mn/DOT) anticipates retaining Bridge Design Consultants to design and prepare construction plans for a limited number of bridges of average complexity during 1990.

Applicants must have an office in Minnesota staffed to handle the work. Recent experiences in the production of bridge plans for the State Highway System, the County State Aid Highway System, or equivalent, is required.
Eligible design firms desiring to be considered as design contractors are asked to submit a brochure or resume giving qualifications and experience to D. J. Fleming, State Bridge Engineer, 610D Transportation Building, Mn/DOT, St. Paul, Minnesota 55155. Identify personnel to conduct the work and detail their training and experience. Brochures and resumes will be received until 12:00 p.m., December 18, 1989. Applicants may be requested to interview at the Mn/DOT Building in St. Paul. Names of selected firms will be retained on file with Mn/DOT for consideration during 1990.

### Supreme Court Decisions

#### Decisions and Orders Filed 1 December 1989

**Decisions**

C0-89-821  In Re: Mark Eugene Haggerty and Linda Jean Haggerty, Debtors. United States Bankruptcy Court, District of Minnesota.

Based upon an unbroken line of decisions dating from 1866 and the social policies supporting a homestead exemption, the Minnesota homestead exemption, which includes platted and unplatted area limits, contains objective criteria restricting the exemption to a “reasonable amount of property” as required by article I, section 12 of the Minnesota Constitution.

Certified question answered. Popovich, C.J.

C2-88-1720  Arvid Martin v. Itasca County, Appellant. Court of Appeals.

The procedural due process clause of the federal constitution does not require that a tenured, appointed county employee be given “pre-action” hearing before the employee is required to take an unpaid leave of absence during his candidacy for political office. Reversed and remanded for reinstatement of judgment for Itasca County. Coyne, J.

**Orders**

C6-89-1911  In Re Petition for Disciplinary Action against Bruce E. Erickson, an Attorney at Law of the State of Minnesota. Supreme Court.

Publicly reprimanded. Kelley, J.


Indefinitely suspended. Kelley, J.

### Announcements

**Environmental Quality Board (EQB):** Comments are due Dec. 27 on the following environmental Assessment Worksheets (EAWs) for the following projects at their listed regional governing unit: Wabasha County Fairgrounds and Community Center, City of Wabasha (612) 565-4568; Hamline Avenue Reconstruction, Larpenteur to County Road B, Ramsey County Public Works Dept. (612) 482-5210. EAWs are available on the following projects: Russell Wastewater Treatment Facility, Minn. Pollution Control Agency (612) 296-7432; and West Central Trunk Sewer and Water, Phase II, Minn. Pollution Control Agency (612) 296-8643. Petitions for environmental review have been received for these projects: Cleansoil, Inc. Facility, Minn. Pollution Control Agency; and MSC Asphalt Demonstration Project-Dayton, Minn. Pollution Control Agency. A public meeting will be held on Thursday 21 Dec. from 4:30-7 pm at Plymouth City Center, 3400 Plymouth Blvd., Plymouth to receive comments on the draft environmental impact statement for Bass Creek Business Park, City of Plymouth. Copies can be viewed at the Plymouth City Center and the Hennepin Ridgedale-Hennepin Area Library, 12601 Ridgedale Drive, Minnetonka.

**Governor’s Appointments:** Governor Rudy Perpich appointed Lloyd Thorndyke, Edina to the Task Force Studying Math and Science Education; and John Guenther, Coon Rapids, to chair the Council on Critical Incident Stress Debriefing. Former state Senator Tom Nelson was appointed to replace outgoing Education Commissioner Ruth Randall.

**Printing Press to Use Only Soybean Ink:** Governor Rudy Perpich dedicated a state printing press to be used solely for printing with soybean-based ink. It is estimated that more than $200,000 will be spent by state agencies on printing jobs where soybean-based ink will be used. “The Department of Administration has been experimenting with...
soybean ink the last six months,” said Commissioner Sandra J. Hale. “With the dedication of this press, we believe we can provide quality publication work and develop a market for Minnesota agricultural products at the same time.” Research shows soy inks have superior printability, perform better on presses and are environmentally safer. Soy inks also help the United States cut its dependence on foreign oil. More than 1,000 U.S. newspapers publish with soy inks. The Rochester Post-Bulletin was the first Minnesota newspaper to use soybean ink.

Dangerous Ice Conditions: Many of Minnesota’s smaller ponds and marshes have frozen over, but ice is still dangerously thin, the Department of Natural Resources (DNR) warned this week. Recent low temperatures have resulted in ice on many shallow bodies of water, but most larger lakes remain open or carry only a partial skim of ice, according to DNR field personnel. It will take at least two weeks of near zero overnight temperatures before the ice will be thick enough for safe travel, Smalley said. The DNR recommends a minimum of four inches of ice for ice fishing on foot, five inches for snowmobile or ATV travel, and at least eight to 12 inches for an automobile. Even then, ice does not freeze to a uniform thickness. In one location on a lake the ice may be a foot thick, while 10 feet away it may only be an inch thick due to a current, spring, rotten vegetation or schooling of fish. Because of these factors, ice can never be considered 100 percent safe. Between 1977 and 1988, 100 people drowned in ice-related accidents in Minnesota. Sixty percent of the victims were in vehicles, while the rest were on foot. Last year was the first ice season on record with no ice-related drownings. People who wish more information on ice safety may request the DNR pamphlet entitled, “Danger, Thin Ice.” To receive the free publication, call toll free in Minnesota 1-800-652-9747 (ask for the DNR).

DNR Gift Certificates: The DNR Gift Certificate is a new service being offered this holiday season by the Minnesota Department of Natural Resources (DNR). People may purchase the DNR Gift Certificate for hunting and fishing licenses, cross-country ski passes, state park vehicle permits, current and non-current collectible wildlife stamps, and registration for watercraft, snowmobiles and all-terrain vehicles. The new DNR Gift Certificate is offered in response to public requests, according to Margaret Winkel, License Bureau administrator. “Over the years, we’ve had many requests from customers who have wanted to buy licenses and registrations as gifts,” Winkel said. “Unfortunately, legislation formerly required that we obtain the license holder’s notarized signature at the point of sale. This made buying licenses as gifts legally impossible.” Recent legislative changes have now made it possible for the DNR to offer this long-sought option of purchasing licenses and permits as gifts, Winkel said. The DNR Gift Certificate is offered for specific licenses and seasons, rather than for open dollar amounts. The Gift Certificate may be obtained and redeemed in person or by mail only at the DNR License Bureau, 500 Lafayette Road, St. Paul, MN 55155-4026. For a mail application, contact the DNR License Bureau at (612) 296-4508.
Getaway in Style

Room at the Inn Wisconsin. Includes hard-to-find lodgings in out-of-the-way places, as well as in Wisconsin's major metropolitan areas and most popular vacation destinations. 224pp. Stock #19-3. $9.95 plus tax.

Room at the Inn Minnesota. Looking for a weekday or weekend get-away? For a business meeting or simply pleasure? This is the only guide to more than 50 historic “Bed & Breakfast” homes, hotels, and country inns and all are within a day’s drive of the Twin Cities. 127pp. Stock #19-72. $9.95 plus tax.

Roughing It Elegantly. A guide for the canoe camper visiting the BWCA, Voyageurs Park and Quetico Provincial Park. Full of practical tips and information: planning, organizing, packing, site location, and camp set-up. Simple, creative, enjoyable meals are a major feature. 159pp. Stock #9-3. $9.95 plus tax.

Guide to Wilderness Canoeing. A unique blend of practical information and personal philosophy. Subjects covered include: spring and fall canoeing, traditional versus modern canoe design, and different paddling techniques. 143pp. Stock #19-81. $6.95 plus tax.

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, either as is, reduced, or redesigned to suit your format.

Armchair Adventures in Minnesota

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 Geographic Names. Place names by the thousand, with even more intriguing historical tidbits, in this over 800-page book. A must for the Minnesota-lover! Stock #17-13. $12.95 + 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.

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, either as is, reduced, enlarged, or redesigned to suit your format. Thank you.
Reach Minnesota’s health care field decision makers

Health Care Facilities Directory 1989
A list of hospitals and related institutions licensed and/or certified to deliver various levels of care. The list is alphabetical by county, town and facility name. Stock No. 1-89. $17.00.

Mailing Lists of Health Care Professionals Licensed by the State of Minnesota Now Available
Call 297-2552 for more information or write to the address below for your free mailing list service packet.

Chiropractors  Medical Corporations (Clinics)  Pharmacists
Dentists  Registered Nurses  Physical Therapists
Dental Assistants  Licensed Practical Nurses  Physicians
Dental Hygienists  Pharmacies  Veterinarians

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.

Minnesota’s North Shore
Historic Sites and Place Names of Minnesota North Shore. Stories recounted by a retired DNR Forester about the North Shore’s timbermen, pioneer settlers, commercial fishermen, and others who knew the area first hand. Stock #9-11. 35pp. $3.50 + tax.

Up North. A memorable collection of essays and stories that capture the mystic moods, seasonal subtleties and colorful characters that fill the landscape up north. Stock #19-16. $14.95 + tax.


Minnesota II. Colorful photographs showing the lyrical balance between country and city, land and water, inhabited by 4.2 million people across 84,000 square miles. A delight for the eyes, with photos by Richard Hamilton Smith and text by Richard A. Coffey. Stock #19-30. $32.50 + tax.

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.

Guides for Small Businesses
These helpful guides are designed to achieve a practical balance between basic theory and day-to-day business practices. Continuing self-education is important for small business owners in an ever changing business world, and these do just that in “shirt sleeves” fashion and in language the small company can use to translate ideas into decisions and actions.

Starting and Managing a Small Business of Your Own. Stock #16-40. $4.75 + tax.
Guides for Profit Planning. Stock #16-41. $4.50 + tax.

A Handbook of Small Business Finance. Stock #16-42. $2.00 + tax.

Starting and Managing a Small Service Business. Stock #16-48. $2.00 + tax.

U.S. Government Purchasing and Sales Directory. Lists products and services bought by the military departments and civilian agencies. 191 pages. Stock #16-35. $5.50 + tax.

For Women: Managing Your Own Business. 230 pages, Stock #16-14, $6.50 + tax.

Managing for Profits. Stock #16-68, $5.50 + tax.

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, either as is, reduced, or redesigned to suit your format.
NEW PUBLICATIONS:

**Minnesota Rules 1989.** An 11-volume set of rules from the approximately 75 agencies empowered to promulgate rules by the Administrative Procedure Act. Stock #18-200, $160.00 + tax, or $15 for individual volumes. **NOTE:** This is a subscription service for the set, entitling subscriber to updates as they are produced.

**Chemical Dependency Programs Directory 1989.** Features comprehensive listings for programs ranging from Prevention/Intervention Services to a wide range of Treatment Services. Each type of program includes an alphabetical listing of facilities and brief narrative description of programming provided. Stock No. 1-12, $15.00 plus tax.

**Process Parenting—Breaking the Addictive Cycle.** A training manual that provides parent education and treatment techniques for professionals who work with recovering chemically dependent parents or dysfunctional families. Stock No. 5-4, $15.00 plus tax.

**It's Never Okay: A Handbook for Professionals on Sexual Exploitation by Counselors and Therapists.** Therapeutic and prevention issues and employer responsibilities are discussed in this task force report, as well as recommended curriculum for training institutions for counselors and therapists. Stock No. 14-16, $19.95

**Hazardous Waste Rules 1989.** Governs the storage, treatment, utilization, processing, transfer, and disposal of hazardous waste. Contains the complete requirements for application for permits for discharge of hazardous waste on construction and operation of a treatment facility. Stock No. 3-71, $16.95 plus tax.

**Environmental Quality Board Rules 1989.** Essential for long-term planning. Details the scope, purpose and objectives of the rules. Explains the need for environmental impact statements and the review process. Includes a special section on large energy facilities and high voltage transmission lines. Stock No. 3-54, $5.00 plus 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.

**Historic Sites and Place Names of Minnesota's North Shore.** John Fritzzen, 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, $8.95 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 15% by purchasing the two books together on wildlife mentioned above. Stock #9-20, $10.95 plus 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.

**SUBSCRIPTIONS:**

**State Register.** Minnesota's official weekly publication for agency rules and notices, executive orders of the Governor, state contracts, Supreme Court Calendar, Supreme Court and Tax Court Decisions. Annual subscription $130; Trial Subscription (13 weeks) $40.00; Single copies $3.50.

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

**SERVICES:**

**Mailing Lists.** Lists of Minnesota licensed professionals and permit holders. Write or call (612) 297-2552 for a free mailing list catalog which contains available lists, selections, formats, pricing and ordering information.

**American Flag.** Perfect for home or office. 3' x 5' with embroidered stars. Heavy nylon bunting. Code No. 6-1, $21.00, plus tax.

**1989 Lake Map Index.** Listing over 4,000 lake maps. Free.


**State Register Binder.** Durable 3½ inches, forest green binders imprinted with the State Register logo. $6.50 plus 39c tax.
Please notify us of any address changes so that we can continue to give you our best service. Include your old mailing label to speed your service.

TO ORDER:
Complete attached order blank. Include either your VISA/MasterCard or American Express credit card number with the expiration date, or a check/money order made out to the State of Minnesota. Orders by phone are accepted when purchasing with your credit card. Please include a phone number where you can be reached during the day in case we have questions about your order.
Please include 6% sales tax and $1.50 postage and handling.
PREPAYMENT REQUIRED.
Merchandise may be returned if it is in resalable condition with a $1.50 restocking charge.

NOTE:
STATE REGISTER and other subscriptions do not require sales tax or postage and handling fees.

For Your Convenience, photocopy this order blank

<table>
<thead>
<tr>
<th>Code No.</th>
<th>Quantity</th>
<th>Description</th>
<th>Item Price</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Name or Company
Subtotal

Attention
Plus 6% tax
MN Residents Only

Address

City State Zip
Postage/Handling (per order) $1.50

American Express/VISA/MasterCard No.

Signature Expiration Date Telephone (During Day)

TOTAL

Prices subject to change without notice.

Please allow about 6 weeks for delivery. In a hurry? Stop by our Bookstore. Bookstore Hours 8 a.m.-4:30 p.m., Monday through Friday.