

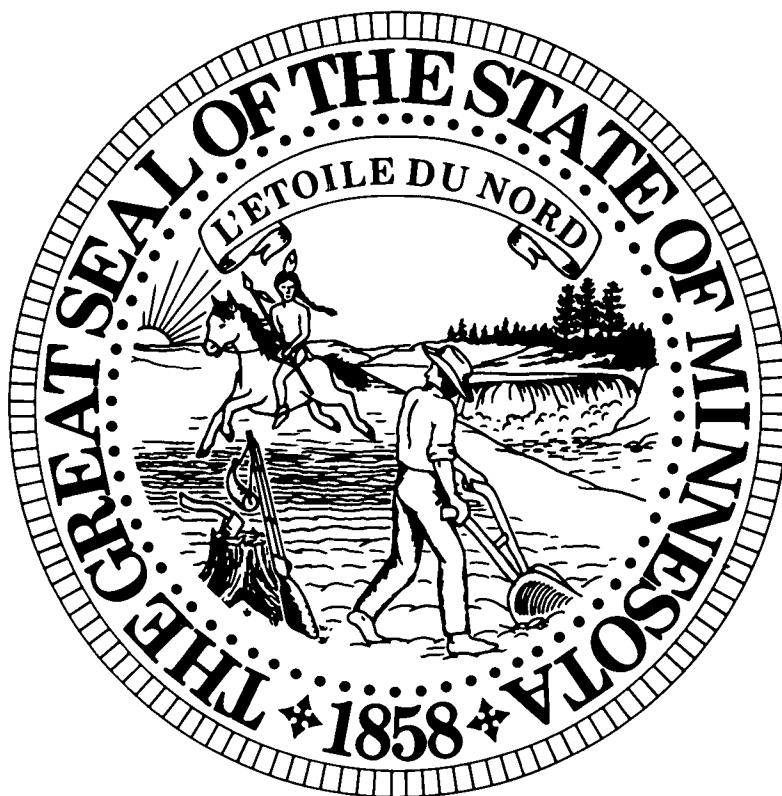
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State of Minnesota

STATE REGISTER

Department of Administration—Print Communications Division



Rules edition
Published every Monday

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STATE REGISTER

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

The *State Register* is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official 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

Vol. 14 Issue Number	*Submission deadline for Adopted and Proposed Rules, Commissioners' Orders**	*Submission deadline for Executive Orders, Contracts, and Official Notices**	Issue Date
8	Monday 7 August	Monday 14 August	Monday 21 August
9	Monday 14 August	Monday 21 August	Monday 28 August
10	Monday 21 August	Monday 28 August	Tuesday 5 September
11	Monday 28 August	Friday 1 September	Monday 11 September

*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.

The *STATE REGISTER* is published every Monday (Tuesday when Monday is a holiday) by the State of Minnesota, Department of Administration, Print Communications Division, 117 University Avenue, St. Paul, Minnesota 55155, pursuant to *Minnesota Statutes* § 14.46. A *STATE REGISTER Contracts Supplement* is published every Thursday. The Monday edition is the vehicle for conveying all information about state agency rulemaking, including official notices; hearing notices; proposed, adopted and emergency rules. It also contains executive orders of the governor; commissioners' orders; state contracts and advertised bids; professional, technical and consulting contracts; non-state public contracts; state grants; decisions of the supreme and tax courts; a monthly calendar of scheduled cases before the supreme court; and other announcements. The Thursday edition contains additional state contracts and advertised bids, and the most complete listing of contract awards available in one source.

In accordance with expressed legislative intent that the *STATE REGISTER* be self-supporting, the following subscription rates have been established: the Monday edition costs \$130.00 per year and includes an index issue published in August (single issues are available at the address listed above for \$3.50 per copy); the combined Monday and Thursday editions cost \$195.00 (subscriptions are not available for just the *Contracts Supplement*); trial subscriptions are available for \$60.00, include both the Monday and Thursday edition, last for 13 weeks, and may be converted to a full subscription anytime by making up the price difference. No refunds will be made in the event of subscription cancellation.

Both editions are delivered postpaid to points in the United States, second class postage paid for the Monday edition at St. Paul, MN, first class for the Thursday edition. Publication Number 326630 (ISSN 0146-7751).

Subscribers who do not receive a copy of an issue should notify the *STATE REGISTER* circulation manager immediately at (612) 296-0931. Copies of back issues may not be available more than two weeks after publication.

Rudy Perpich, Governor

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FOR LEGISLATIVE NEWS

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:

SENATE

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 1-800-9747.

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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 Labor and Industry

Proposed Permanent Rules Relating to Steamfitters

Notice of Hearing

NOTICE IS HEREBY GIVEN that a public hearing will be held pursuant to *Minnesota Statutes* § 14.14, subdivision 1 in the above-captioned matter. The statutory authority to promulgate these proposed rules can be found in *Minnesota Statutes*, section 175.171 (2) and section 326.48, subd. 1. The proposed amendments clarify the requirements for the registration of pipefitter trainees and set minimum licensed pipefitter/trainee ratios and for supervision of the trainees on permitted projects. The rules also change the term "pipefitter apprentice" to "pipefitter trainee".

The hearing will be held at 9:00 AM on September 21, 1989 at State Office Building, Room 5, 100 Constitution Avenue, St. Paul, Minnesota and continue until all interested persons and groups have had an opportunity to be heard concerning the proposed amendment

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

of the above-captioned rule. The proposed rules may be modified as a result of the hearing process. You are encouraged to participate if you are in any way affected by these rules.

Any person may present views on the proposed rules in one or more of the following ways: by submitting written data to the administrative law judge at any time before the close of the hearing; by submitting oral or written data at the hearing; and by submitting written material to the administrative law judge during the comment period following the hearing.

Written material may be submitted and recorded in the hearing record for five working days after the public hearing ends. This comment period may be extended for a longer period not to exceed twenty calendar days if so ordered by the administrative law judge at the hearing. Comments received during this period shall be available for review at the Office of Administrative Hearings, 500 Flour Exchange Building, 310-4th Avenue South, Minneapolis, Minnesota 55415. The Department of Labor and Industry and any interested persons may respond in writing within three business days after the submission period ends to any new information submitted. However, no additional evidence may be submitted during the three-day period.

The rule hearing procedure is governed by *Minnesota Statutes*, sections 14.14 to 14.20 and by parts 1400.0200 to 1400.1200 of *Minnesota Rules*. Questions regarding procedure may be directed to the administrative law judge. The administrative law judge assigned to preside over the hearing is:

Allen Giles
Administrative Law Judge
Office of Administrative Hearings
500 Flour Exchange Building
310 Fourth Avenue South
Minneapolis, Minnesota 55415
Phone: (612) 341-7604

The Department of Labor and Industry requests that any persons submitting written views or data to the administrative law judge prior to the hearing or during the comment period also submit a copy of the written information to B. James Berg, 4th Floor Labor and Industry Building, 443 Lafayette Road, St. Paul, Minnesota 55155-4304.

NOTICE: Any person may request notification of the date on which the administrative law judge's report will be available, after which date the agency may not take any final action on the rules for a period of five working days. If you desire to be so notified, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the administrative law judge. Any person may request notification of the date on which the rules were adopted and filed with the secretary of state. The notice must be mailed on the same day that the rules are filed. If you want to be so notified you may so indicate at the hearing or send a request in writing to the agency at any time prior to the filing of the rules with the secretary of state.

A copy of the proposed amendments follows this notice in the *State Register*. Copies will also be available at the door on the date of the hearing. One free copy of the proposed amendments may be obtained by contacting:

B. James Berg
Director, Code Enforcement
4th Floor, Labor and Industry Building
443 Lafayette Road
St. Paul, Minnesota 55155-4304
(612) 297-1727.

NOTICE IS HEREBY GIVEN that a statement of need and reasonableness is now available for review at the agency and at the Office of Administrative Hearings. This statement of need and reasonableness includes a summary of all the evidence and argument which the agency anticipates presenting at the hearing justifying both the need for and the reasonableness of the proposed rules. Copies of the statement of need and reasonableness may be reviewed at the agency or the Office of Administrative Hearings and copies may be obtained from the Office of Administrative Hearings at the cost of reproduction.

Pursuant to *Minnesota Statutes* § 14.115, subd. 1, it has been determined that the amendments may have an impact on small business. The Department's consideration of methods for reducing the impact is set forth in the statement of need and reasonableness. Pursuant to *Minnesota Statutes* § 14.115, subd. 4(a), notice is hereby given that anyone wishing to present evidence or argument as to the effect of the amendments on small business may do so at the hearing.

It has been determined that no fiscal note is needed for these rules. No significant expenditures will be required by governmental bodies and the estimated cost to local bodies will not exceed the \$100,000 limit in either of the two years as set forth in *Minnesota Statutes* 14.11.

Minnesota Statutes, Chapter 10A requires each lobbyist to register with the State Ethical Practices Board within five days after he or she commences lobbying. A lobbyist is defined in *Minnesota Statutes* § 101A.01, subdivision 11 as any individual:

(a) Engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than \$250, not including travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or

(b) Who spends more than \$250, not including traveling expenses and membership dues, in any year for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 625 North Robert Street, St. Paul, Minnesota 55101-2520, telephone (612) 296-5615.

Dated: 2 August 1989

Ken Peterson
Commissioner
Department of Labor and Industry

Rules as Proposed

5230.0040 DEFINITIONS.

Subpart 1. to 3. [Unchanged.]

Subp. 4. ~~Steamfitter's apprentice~~ Pipefitter trainee. A "~~steamfitter's apprentice~~ pipefitter trainee" is any person other than a contracting or journeyman steamfitter, ~~who as his~~ whose principal occupation is ~~engaged in~~ learning and assisting in the installation of high pressure steam piping and appurtenances under the supervision of a licensed steamfitter.

5230.0050 LICENSING AND REGISTRATION REQUIREMENT.

No person, firm, corporation, or association shall engage in the business or work at the occupation of high pressure steam piping in the state of Minnesota without first obtaining a license and being registered as a contracting or journeyman steamfitter, as the case may be, and no licensed contractor shall employ a journeyman steamfitter, to install high pressure steam piping unless such journeyman is a licensed steamfitter; and no person shall work as a ~~steamfitter's apprentice~~ pipefitter trainee for more than 30 days without being registered as such, nor longer than four years without making application for examination and license as a steamfitter.

Licenses shall be granted as contracting or journeyman steamfitters upon proof of qualifications therefor as hereinafter provided, and no ~~apprentice~~ pipefitter trainee shall be registered as such who is not at least 16 years of age.

An applicant for a contractor's license to do business in the name of a firm or partnership shall be a bona fide member or employee of such firm or partnership. An applicant for a contractor's license to do business in the name of a corporation shall be a regular employee or member in such corporation.

5230.0080 JOURNEYMAN STEAMFITTER QUALIFICATIONS.

Applicants for license shall:

- A. be at least 20 years of age;
- B. possess sufficient education to read and comprehend blueprints and specifications for the installation of high pressure steam piping;
- C. be of good moral character;
- D. have been a registered ~~apprentice~~ pipefitter trainee or journeyman steamfitter for at least four years;
- E. pay an examination fee; and
- F. pass the required examination by at least 70 percent.

5230.0110 REGISTRATION OF APPRENTICES TRAINEES.

Subpart 1. and 2. [See Repealer.]

Subp. 2a. Annual registration, supervision. All contracting pipefitters shall, within ten days of the employment of a pipefitter trainee, inform the department of the employment of the pipefitter trainee, giving the name, address, age, and date of employment of the pipefitter trainee.

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

All persons learning the trade of pipefitting shall register with the department on an annual basis until the four years of training are documented. The registration shall be made at the time of initial registration with the department and annually after that on the anniversary of the initial registration.

All persons learning the trade of pipefitting shall be under the direct supervision of a contracting or journeyman pipefitter, and when working on high pressure piping projects, shall be limited to working on permitted projects under the provisions of Minnesota Statutes, section 326.47, subdivision 1. The ratio of pipefitter trainees to licensed pipefitters on the jobsite shall be:

A. one pipefitter trainee for the first licensed pipefitter; and

B. one pipefitter trainee for every three licensed pipefitters after that; provided, that at least one journeyman or contracting pipefitter must be on the jobsite at all times when work is in progress.

Upon completion and verification of four years of employment and training by a licensed contracting pipefitter, the pipefitter trainee may make application for examination and license as a journeyman.

Subp. 3. **Changes in employment or address.** All registered apprentices pipefitter trainees shall inform the ~~Division of Steamfitting Standards~~ department of changes of employment and their address.

5230.0130 DUTIES OF LICENSED CONTRACTING STEAMFITTERS.

A contracting steamfitter employing a journeyman steamfitter or ~~an apprentice steamfitter~~ a pipefitter trainee shall comply with all the laws, rules, and minimum standards of the state of Minnesota, paying promptly for labor and material furnished an owner, and reporting income tax and conforming to the laws governing the relationship of master and servant, including the carrying or workmen's compensation insurance, paying the Social Security tax, paying wages when due, furnishing written contracts of employment, and employing licensed steamfitters on high pressure pipe work.

REVISOR'S INSTRUCTION. In the next edition of Minnesota Rules, the Revisor of Statutes shall substitute the term "pipefitter" wherever the term "steamfitter" appears in chapter 5230, including headnotes.

REPEALER. Minnesota Rules, part 5230.0110, subparts 1 and 2, are repealed.

APPLICATION. Part 5230.0110 applies to all high pressure piping projects after December 31, 1989, to high pressure piping trainees registered after December 31, 1989, and to all high pressure piping apprentices registered with the department before January 1, 1990.

Department of Trade and Economic Development

Community Development Division

Proposed Permanent Rules Relating to Community Development Block Grants

Notice of Intent to Adopt Rule Amendments Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Department of Trade and Economic Development intends to adopt the above-entitled rule amendments without a public hearing following the procedures set forth in *Minnesota Statutes*, § 14.22-14.28.

Changes are proposed to sections concerning the application evaluation process. The rules are authorized by *Minnesota Statutes* 1988, section 116J.401, section 116J.403, and section 116J.873.

All persons have 30 days in which to submit comments in support of or in opposition to the proposed amended rule or any part or subpart of the amended rule. Comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed. The proposed amendments may be modified in final adoption if modifications are supported by the data and views submitted to the Department of Trade and Economic Development and do not result in a substantial change in the proposed language.

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If twenty-five or more persons submit written requests for a public hearing on the proposed amendment within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their requests in writing. The written request must be specific on which amendment(s) a hearing is desired.

Identification of the particular objection, the suggested modifications, and the reasons or data relied upon to support the suggested modifications are desired. If a public hearing is required, the department will proceed pursuant to the provisions of *Minnesota Statutes*, § 14.131-14.20.

Proposed Rules

Persons who wish to submit comments or written requests for a public hearing, or persons who wish to receive a copy of this notice and/or a copy of the proposed amendments, should address their correspondence to:

Louis Jambois
Community Assistance Unit
Minnesota Department of Trade and Economic Development
Community Development Division
900 American Center Building
150 East Kellogg Boulevard
St. Paul, MN 55101-1421

A free copy of the proposed rule amendments and a statement that describes the need for and reasonableness of each provision on the proposed amendments is available from the Department of Trade and Economic Development upon request.

Upon adoption of the final amendments without a public hearing, the proposed amendments, this notice, the statement of need and reasonableness, all written comments received, and the final amendments as adopted will be delivered to the Attorney General for review as to legality and form, to the extent the form relates to legality. 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 final amendments as proposed for adoption, should submit a written request to the above address.

Please be advised that *Minnesota Statutes* chapter 10A requires lobbyists to register with the State Ethical Practices Board within five days after he or she commences lobbying. *Minnesota Statutes* § 10A.01, subdivision 11 defines a lobbyist as any individual: (a) engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than \$250 not including his own travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or (b) who spends more than \$250, not including his own traveling expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials. The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 625 North Robert Street, St. Paul, Minnesota 55101-2520, telephone (612) 296-5148.

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

Rules as Proposed

4300.1300 EVALUATION OF APPLICATIONS.

All applications shall be evaluated by the office division. A fixed amount of points shall be established as the maximum score attainable by any application. Points shall be made available within each class of rating criteria in accordance with the percentages and fractions indicated in according to parts 4300.1400 to 4300.1900. Economic development project applications must meet threshold criteria in order to be evaluated.

4300.1400 COMPARISON OF ALL COMPETITIVE APPLICATIONS; GENERAL COMPETITION DEMOGRAPHIC POINTS.

Subpart 1. [See Repealer.]

Subp. 2. **Evaluation of community need.** ~~Two-thirds of the~~ Up to 30 demographic points in the general competition shall be awarded based on evaluation of community need, which shall include:

A. to C. [Unchanged.]

Subp. 3. [See Repealer.]

4300.1500 COMPARISON OF COMPETITIVE APPLICATIONS WITHIN CATEGORIES.

After completing the general competition described in part 4300.1400, the office division shall place each application in the appropriate grant category in accordance with part 4300.1100. The categories are housing projects, public facilities projects, and comprehensive programs. ~~Seventy percent~~ Two hundred and ten of the total 240 points available for each application shall be awarded based on a comparison of the applications within each of the categories as further described in parts 4300.1600 to 4300.1900.

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

4300.1600 EVALUATION OF HOUSING PROJECTS.

Subpart 1. **Project need.** ~~Three-sevenths~~ Up to 90 of the points available in the housing category competition shall be awarded by the ~~office~~ division based on evaluation of the need for improvements or additions to the housing stock serving low and moderate income persons as evidenced by:

A. to C. [Unchanged.]

Subp. 2. **Project impact.** ~~Three-sevenths~~ Up to 90 of the points available in the housing category competition shall be awarded by the ~~office~~ division based on evaluation of the extent to which the proposed activities will eliminate ~~or reduce the need for improvements or additions to deficiencies in~~ the housing stock serving low and moderate income persons.

Subp. 3. **Project cost effectiveness.** ~~One-seventh~~ Up to 30 of the points available in the housing category competition shall be awarded by the ~~office~~ division based on:

A. evaluation of the extent to which the proposed activities will make cost effective ~~and efficient~~ use of grant funds including coordination with, and use of, funds from other public and private sources; and

B. evidence that the cost of the proposed activities per benefiting household is reasonable.

4300.1700 EVALUATION OF PUBLIC FACILITIES PROJECTS.

Subpart 1. **Project need.** ~~Three-sevenths~~ Up to 90 of the points available in the public facilities category competition shall be awarded by the ~~office~~ division based on evaluation of the extent to which the proposed activities are necessary to improve provision of public services to low and moderate income persons or to eliminate an urgent threat to public health or safety.

Subp. 2. **Project impact.** ~~Three-sevenths~~ Up to 90 of the points available in the public facilities category competition shall be awarded by the ~~office~~ division based on evaluation of the extent to which the proposed activities will reduce or eliminate the need identified under subpart 1, and, in the case of activities designed to improve the provision of public services to low and moderate income persons, an evaluation of the extent to which the proposed activities directly benefit low and moderate income persons.

Subp. 3. **Project cost effectiveness.** ~~One-seventh~~ Up to 30 of the points available in the public facilities category competition shall be awarded by the ~~office~~ division based on evaluation of the extent to which the proposed activities will make cost effective ~~and efficient~~ use of grant funds, including consideration of:

A. to C. [Unchanged.]

4300.1900 EVALUATION OF COMPREHENSIVE PROGRAM PROJECTS.

Subpart 1. **Program need.** ~~Three-sevenths~~ Up to 90 of the points available in the comprehensive program category competition shall be awarded by the ~~office~~ division based on evaluation of need for the proposed comprehensive program, including consideration of:

A. to C. [Unchanged.]

Subp. 2. **Program impact.** ~~Three-sevenths~~ Up to 90 of the points available in the comprehensive program category competition shall be awarded by the ~~office~~ division based on evaluation of the extent to which the proposed comprehensive program will eliminate or reduce the need identified under subpart 1, and the extent to which the proposed program will improve the long term physical or economic condition of the program area and its residents.

Subp. 3. **Program cost effectiveness.** ~~One-seventh~~ Up to 30 of the points available in the comprehensive program category competition shall be based on evaluation of the extent to which the proposed comprehensive program will make cost effective ~~and efficient~~ use of grant funds, including consideration of coordination with, and use of, funds from other public and private sources.

4300.1901 EVALUATION OF ECONOMIC DEVELOPMENT PROJECTS.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Project review.** Applications that meet eligibility thresholds will be awarded points by the ~~office~~ division based on evaluation of the two rating categories: project design and financial feasibility. Applications must attain at least ~~two-thirds~~ 400 of the ~~total 600~~ available points for economic development to be recommended for funding. Applications must score at least half of the points available in each of the two rating categories.

~~Two-thirds of the available~~ Four hundred points will be awarded based on an evaluation of project quality including an assessment of need, impact, and the capacity of the applicant to complete the project in a timely manner. Consideration of need for an economic development project must be based on deficiencies in employment opportunities and circumstances contributing to economic vulnerability and distress. Consideration of impact must be based on the extent to which the project reduces or eliminates the need. Consideration of capacity must be based on demonstration of administrative capability, realistic implementation schedules, and the ability to conform to state and federal requirements.

~~One-third of the available~~ Two hundred points will be awarded based on an evaluation of the effective use of program funds to induce economic development. Consideration of financial feasibility must include investment analysis, commitment of other funds, and other factors relating to the type of program assistance requested.

Subp. 4. **Funding recommendations.** Applications that attain at least ~~two-thirds of the available~~ 400 points will be recommended to the commissioner for funding. Applications not recommended for funding may be revised and resubmitted.

4300.2000 DETERMINATION OF GRANT AWARDS.

Subpart 1. **Funds available for grants.** The amount of funds available for grants shall be equal to the total allocation of federal funds made available to the state under United States Code, title 42, section 5306 ~~(1984)~~, after subtracting an amount for costs available to the ~~office~~ division for administration of the program, as allowed by that law, plus any money made available by the state legislature. The ~~office~~ division is not liable for any grants under this chapter until funds are received from the United States Department of Housing and Urban Development.

Subp. 2. **Division of funds.** Of the federal funds available for grants in each grant year, 30 percent shall be reserved by the ~~office~~ division to fund single purpose grants, 15 percent shall be reserved for economic development grants, and 55 percent shall be reserved by the ~~office~~ division to fund comprehensive grants. However, the ~~office~~ division may modify the proportions of funds available for single purpose and comprehensive grants if, after review of all applications, it determines that there is a shortage of fundable applications in either category.

At least 30 percent of the funds made available for single purpose grants shall be awarded for applications in each of the two categories: housing and public facilities. However, no application with a rating below the median score for its category shall be funded by the ~~office~~ division solely for the purpose of meeting this requirement.

If there are unawarded economic development funds available at the end of the application year, two-thirds of the remaining funds will be available for competitive single purpose projects and one-third will be available for economic development projects during the next application year.

Subp. 3. **Funding list.** Within each grant category, a list of applications shall be prepared in rank order of the scores received after evaluation pursuant to parts 4300.1300 to 4300.1900. Based on these lists, and subject to the availability of funds within each category, applications with the highest rank shall be recommended to the commissioner for funding. In the case of a tie between any two applications within any category, the application with the ~~highest score in the general competition~~ higher demographic points shall receive the higher ranking on the list.

Subp. 4. **Approval by commissioner.** The list of applications recommended for funding, including recommended grant awards, shall be submitted by the ~~office~~ division to the commissioner for approval. A decision by the commissioner not to approve any application recommended for funding must be made in writing to the applicant, giving reasons for disapproval.

Subp. 5. **Reduction in amount requested.** The ~~office~~ division may recommend an application for funding in an amount less than requested if, in the opinion of the ~~office~~ division, the amount requested is more than is necessary to meet the applicant's need. If the amount of the grant is reduced, the reasons for the reduction shall be given to the applicant.

Subp. 6. [Unchanged.]

4300.3100 GRANT AGREEMENTS.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Use of program income.** Program income from sources such as reimbursements to and interest from a grant recipient's loan program, proceeds from disposition of real property, and proceeds from special assessments must be used for eligible activities. The ~~office~~ division shall reduce future grant payments by the amount of any unobligated program income that an applicant has and shall take whatever additional action is necessary to recover any remaining amounts owed. In accordance with Code of Federal Regulations, title 24, section 570.494(b)(4), interest earned by grant recipients on grant funds before disbursement is not program income, and it must be returned to the United States treasury.

Subp. 4. **Grant account required.** Grant recipients must establish and maintain separate accounts for grant funds. ~~In accordance with Code of Federal Regulations, title 24, section 570.494, clause 4, interest earned by grant recipients on grant funds before disbursement is not program income, and it must be returned to the United States treasury.~~

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

Subp. 5. **Restrictions on use of funds.** No grant funds shall be used to finance activities not included in the grant agreement. If it is determined that an improper use of funds has occurred, the office division will take whatever action is necessary to recover improperly spent funds.

Subp. 6. **Suspension of payments.** The office division shall suspend payments of funds to grant recipients that are not in compliance with applicable state and federal laws, rules, and regulations. Grant recipients must return funds that are improperly expended.

Subp. 7. [Unchanged.]

4300.3200 RECORD KEEPING AND MONITORING.

Subpart 1. **Financial records.** Grant recipients shall maintain financial records that identify the source and application of funds for grant supported activities. These records must contain information about grant awards and authorizations, obligations, unobligated balances, assets, liabilities, outlays, income, and other information required by the office division under the responsibilities it assumes under Code of Federal Regulations, title 24, section 570.497, ~~clause (b)~~. Financial records, supporting documents, statistical records, and all other records pertinent to a grant must be retained by the grant recipient for three years from the date of submitting the final financial report. No such records or documents may be disposed of while audits, claims, or litigations involving the records are in progress.

Subp. 2. [Unchanged.]

Subp. 3. **Financial status report.** Grant recipients shall file financial status reports at the close of each reporting period as designated by the office division and shall file a final financial report before grant close out. Financial status reports must be on forms prescribed by the office division. The office division may not require these reports more often than quarterly.

Subp. 4. **Performance report.** Grant recipients shall also file performance reports at the close of each reporting period as designated by the office division and shall file a final performance report before grant close out. Performance reports shall be on forms prescribed by the office division. The office division may not require these reports more often than quarterly.

Subp. 5. **Access to records.** Representatives of the office department, either the state auditor or legislative auditor as is appropriate, and federal auditors shall have access to all books, records, accounts, reports, files, and other papers, things, or property belonging to grant recipients which are related to the administration of grants and necessary for audits and monitoring compliance with parts 4300.0100 to 4300.3200.

REPEALER. Minnesota Rules, part 4300.1400, subparts 1 and 3, are repealed.

State Board of Vocational Technical Education

Proposed Permanent Rules Relating to Business and Office Occupations

Notice of Intent to Adopt a Rule Without a Public Hearing

NOTICE IS HEREBY GIVEN that the State Board of Vocational 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*, Section 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., Tuesday, September 19, 1989, 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 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 to *Minnesota Statutes*, Sections 14.131 to 14.20.

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

Glenda Moyers, Supervisor
Minnesota Technical College System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
Telephone: (612) 296-5705

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 Glenda Moyers or 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 either:

Glenda Moyers, Supervisor
Minnesota Technical College System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
Telephone: (612) 296-5705

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

Helen Henrie, Deputy Director
Minnesota Technical College System

Rules as Proposed

3700.0305 ACCOUNTING LICENSE.

Subpart 1. **May teach.** A teacher who has an accounting license may teach in the accounting and bookkeeping programs and may also teach courses in:

- A. to E. [Unchanged.]
- F. payroll ~~and personal finance~~;
- G. to I. [Unchanged.]
- J. introduction to ~~computer operations~~ computers; and
- K. personal or individual income tax.

Subp. 2. [Unchanged.]

Subp. 3. **Educational and occupational experience requirement.** The applicant must have nine quarter credits in principles of accounting, six quarter credits in intermediate accounting, and 8,000 hours of occupational experience in one or more of the areas listed in items A to F ~~E~~ with a minimum of 2,000 of the hours as a public or private staff accountant. There is no substitution for these hours. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2:

- A. accountant;
- B. ~~accountant manager~~;
- ~~C.~~ city finance officer;
- ~~D. C.~~ controller or assistant controller;
- ~~E.~~ D. internal, external, or government auditor; and
- ~~F.~~ E. cost, budget, managerial cost, public, or staff accountant.

Subp. 4. **Substitution for occupational experience.** The applicant may substitute the education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3. The education must be from an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

- A. A bachelor's or higher degree with a major in accounting or business administration may be substituted for 4,000 hours.
- B. [Unchanged.]

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

C. A diploma in accounting or with an accounting prefix may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in advanced level accounting for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0310 BOOKKEEPING CLERK LICENSE.

Subpart 1. **May teach.** A teacher who has a bookkeeping license may teach in the bookkeeping, bookkeeping clerk, accounting clerk, and microcomputer account specialist clerk programs, and may also teach courses in:

A. to C. [Unchanged.]

D. automated bookkeeping; and

E. payroll ~~and personal finance~~; and

~~F. personal or individual income tax.~~

Subp. 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience in one or more of the areas listed in items A to N. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2:

A. to C. [Unchanged.]

D. accounts payable/receivable/cost clerk;

E. ~~accounts receivable~~ clerk;

~~F.~~ audit clerk;

~~G.~~ F. bookkeeper;

~~H.~~ G. city finance officer;

~~I.~~ H. controller or assistant controller;

~~J.~~ I. payroll bookkeeper or clerk;

~~K.~~ J. internal, external, or government auditor; and

~~L.~~ billing clerk;

~~M.~~ cost clerk; and

~~N.~~ K. cost, budget, managerial cost, public, or staff accountant.

Subp. 4. **Substitution for occupational experience.** The applicant may substitute the education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3. The education must be from an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. A bachelor's or higher degree ~~in accounting, business education, or business administration~~ with a major in any business field may be substituted for 4,000 hours.

B. An associate degree in ~~accounting, bookkeeping, business administration, or business education~~ any business field may be substituted for 2,000 hours.

C. A diploma in ~~accounting or bookkeeping~~ any business field may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in ~~advanced level~~ bookkeeping or accounting for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0315 BANKING AND FINANCE OPERATIONS LICENSE.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience in financial institutions in one or more of the areas listed in items A to F. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2:

A. to F. [Unchanged.]

Subp. 4. **Substitution for occupational experience.** The applicant may substitute education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3. The education must be from an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. A bachelor's or higher degree with a major in banking and/or finance, economics, management and finance, accounting, business administration, or management and information systems may be substituted for 4,000 hours.

B. [Unchanged.]

C. A diploma in banking, banking and finance, or credit and finance may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in banking and finance/agriculture, banking and finance operations or finance and credit for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0320 BANKING AND FINANCE OPERATIONS/AGRICULTURE LICENSE.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience in financial institutions in the areas listed in items A to G. At least 2,000 of the 8,000 hours must be in agricultural financial institutions. There is no substitution for these hours. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2:

A. to G. [Unchanged.]

Subp. 4. **Substitution for occupational experience.** The applicant may substitute education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3. The education must be from an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. A bachelor's or higher degree with a major in agricultural management banking, and/or finance, banking and/or finance, economics, management and finance, accounting, business administration, or management and information systems may be substituted for 4,000 hours.

B. [Unchanged.]

C. A diploma in banking, banking and finance, accounting, or credit and finance may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in banking and finance/agriculture, banking and finance operations, or finance and credit for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0325 BUSINESS ADMINISTRATIVE OFFICE MANAGEMENT LICENSE.

Subpart 1. **May teach.** A teacher who has a business ~~administrative~~ office management license may teach in the business ~~administrative~~ office management program and may also teach courses in:

A. to M. [Unchanged.]

Subp. 2. [Unchanged.]

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

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience in one or more of the areas listed in items A to E. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2:

A. to E. [Unchanged.]

Subp. 4. **Substitution for occupational experience.** The applicant may substitute education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3. The education must be from an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. A bachelor's or higher degree with a major in business administration; business management; business education; economics; general business; office administration; or marketing, management, and finance may be substituted for 4,000 hours.

B. [Unchanged.]

C. A diploma in business ~~administrative office~~ management or business supervision may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in business administration, management, or supervision for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0330 ADMINISTRATIVE SUPPORT LICENSE.

Subpart 1. **May teach.** A teacher who has an administrative support license may teach in the administrative support, clerk typist, office assistant, receptionist, word processing secretary, general secretary, administrative secretary, and clerical data entry programs and may also teach courses in:

A. to F. [Unchanged.]

G. ~~filing~~ filing/indexing;

H. machine transcription;

I. ~~secretarial accounting~~ bookkeeping principles;

J. introduction to ~~computer operations~~ computers; and

K. word processing; and

L. records management.

Subp. 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience in one or more of the areas listed in items A to ~~F~~ E. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2:

A. and B. [Unchanged.]

C. clerk typist; and

D. word processing secretary;

~~E. correspondence specialist; and~~

~~F. clerical data entry.~~

Subp. 4. **Substitution for occupational experience.** The applicant may substitute education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3. The education must be from an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. A bachelor's or higher degree with a major in administrative office management, office management, office systems management, business education, or business ~~management~~ administration/management may be substituted for 4,000 hours.

B. An associate degree in professional office management; or any secretarial; ~~medical secretarial~~; ~~legal secretarial~~; ~~secretarial science~~; ~~word processing~~; ~~office information processing~~; ~~administrative secretarial~~; or ~~personnel assistant~~ field may be substituted for 2,000 hours.

C. A diploma in ~~the areas of administrative, clerical, correspondence, legal, medical, or general secretarial~~; ~~office information processing~~; or ~~word processing~~ any secretarial field may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in general office typist or secretarial occupations for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0335 MEDICAL SECRETARIAL LICENSE.

Subpart 1. **May teach.** A teacher who has a medical secretarial license may teach in the medical secretary, word processing secretary, clerk typist, receptionist, medical administrative secretary, general secretary, administrative secretary, and clerical data entry programs and may also teach courses in:

A. and B. [Unchanged.]

C. ~~medical shorthand~~ records management;

D. to J. [Unchanged.]

K. ~~filing~~ filing/indexing;

L. machine transcription;

M. ~~secretarial accounting~~ bookkeeping principles;

N. introduction to ~~computer operations~~ computers; and

O. word processing.

Subp. 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience ~~in the areas listed in items A and B,~~ with a minimum of ~~2,000~~ 4,000 hours ~~in each as a medical secretary.~~ There is no substitution allowed for these hours in subpart 4, items A to D. The remaining hours may be in any secretarial field. The 8,000 hours ~~may must~~ include the 2,000 hours required under part 3700.0300, subpart 2: and must be in medical secretarial experience.

~~A. medical secretary; and~~

~~B. administrative medical assistant.~~

Subp. 4. **Substitution for occupational experience.** The applicant may substitute education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3 other than medical secretarial. The education must be from an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. A bachelor's or higher degree with a major in administrative office management, office management, office systems management, business education, or medical records administration may be substituted for 4,000 hours.

B. An associate degree in any secretarial; secretarial science; or medical secretarial field may be substituted for 2,000 hours.

C. A diploma in ~~medical~~ any secretarial; field or admissions records technician; or general secretarial program may be substituted for ~~1,050 hours.~~ A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program may be substituted for or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in ~~general office occupations or medical secretarial occupations~~ for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0340 LEGAL SECRETARIAL OCCUPATIONS LICENSE.

Subpart 1. **May teach.** A teacher who has a legal secretarial license may teach in the legal secretary, word processing secretary, clerk typist, receptionist, clerical data entry, legal administrative secretary, general secretary, and administrative secretary programs and may also teach courses in:

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

A. to I. [Unchanged.]

J. ~~filing~~ filing/indexing;

K. ~~secretarial accounting~~ bookkeeping principles;

L. business law;

M. introduction to ~~computer operations~~ computers; and

N. word processing.

Subp. 2. **Other requirements.** The applicant must meet the requirements listed in part 3700.0100 and the requirements for a teacher in the business and office area under part 3700.0300.

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience with a minimum of 4,000 of the hours must be as a legal secretary. There is no substitution allowed for these hours in subpart 4, items A to D. The remaining hours may be in ~~one or more of the areas listed in items A to C~~ any secretarial field. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2: and must be in legal secretarial experience.

~~A. legal typist;~~

~~B. legal stenographer; and~~

~~C. legal word processor.~~

Subp. 4. **Substitution for occupational experience.** The applicant may substitute education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3, ~~items A to C~~ other than legal secretarial. The education must be from an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. [Unchanged.]

B. An associate degree in ~~legal secretarial, paralegal, legal assistant, or any~~ secretarial field may be substituted for 2,000 hours.

C. A diploma in ~~legal secretarial occupations, secretarial occupations, or word processing~~ any secretarial field may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in ~~general office occupations or legal~~ secretarial occupations for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching experience equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0350 ~~PURCHASING OR~~ PURCHASING AND INVENTORY MANAGEMENT LICENSE.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience in one or more of the areas listed in items A to F. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2:

A. to F. [Unchanged.]

Subp. 4. **Substitution for occupational experience.** The applicant may substitute education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3. The education must be at an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. A bachelor's or higher degree with a major in marketing, business administration or management, or finance may be substituted for 4,000 hours.

B. [Unchanged.]

C. A diploma in purchasing or inventory management may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in purchasing or inventory management for

1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0360 COURT REPORTING LICENSE.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience in one or more of the areas listed in items A and B. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2:

- A. official court reporter; and
- B. freelance court reporter.

Subp. 4. **Substitution for occupational experience.** The applicant may substitute education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3. The education must be at an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. and B. [Unchanged.]

C. A diploma in court reporting approved by the National Shorthand Reporters Association may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in secretarial, general office, or court reporting for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching equal one hour of the occupational experience required under part 3700.0300, subpart 2.

3700.0365 PERSONNEL ASSISTANT LICENSE.

Subpart 1. **May teach.** A teacher who has a personnel assistant license may teach in the personnel assistant program and may also teach courses in:

- A. ~~business math and machines;~~
- ~~B. job seeking and keeping skills;~~
- ~~C. office management;~~
- ~~D. office procedures;~~
- E. filing; and
- ~~F. B. employee services and relations.~~

Subp. 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience as a manager/supervisor ~~or~~ assistant manager/supervisor, or personnel assistant ~~in one or more of the areas listed in items A to F~~ a personnel or human resources department. The 8,000 hours ~~may~~ must include the 2,000 required under part 3700.0300, subpart 2:

- ~~A. personnel;~~
- ~~B. human resources;~~
- ~~C. labor relations;~~
- ~~D. employee benefits;~~
- E. employee development; and
- ~~F. employment specialist.~~

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Proposed Rules

Subp. 4. **Substitution for occupational experience.** The applicant may substitute education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3. The education must be at an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. A bachelor's or higher degree with a major in personnel, human resources, industrial relations, or business may be substituted for 4,000 hours.

B. [Unchanged.]

C. A diploma or certificate in a personnel assistant program may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or an industrial or military setting in personnel assistant for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching experience equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0370 COMPUTER PROGRAMMING LICENSE.

Subpart 1. **May teach.** A teacher who has a computer programming license may teach in the computer programming program and may also teach courses in:

A. to C. [Unchanged.]

D. microcomputer keyboarding programming and printing operations;

E. to H. [Unchanged.]

I. system analysis and design;

J. programming languages.

Subp. 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of work experience in one or more of the areas listed in items A to F ~~E. Two thousand of the 8,000 hours must be in computer related occupations of data processing manager or director; director or manager of information systems; and programmer in the areas of supervisor, manager, project leader, systems analyst. The experience must be in a mainframe or minicomputer environment.~~ The 8,000 hours may must include the 2,000 hours required under part 3700.0300, subpart 2:

A. computer ~~programming~~ programmer;

B. ~~programmer; systems analyst; or administrator of data bases;~~

C. data communications programmer;

D. data base programmer analyst; and

E. ~~programmer operator; and~~

F. systems programmer.

Subp. 4. **Substitution for occupational experience.** The applicant may substitute education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3. The education must be at an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. A baccalaureate or higher degree with a major in business ~~management information systems processing, administration, management information systems, or~~ computer science; ~~or data processing~~ may be substituted for 4,000 hours.

B. An associate degree in ~~business; computer science management information systems processing, or data processing programmer~~ may be substituted for 2,000 hours.

C. A diploma in computer programming ~~or data processing~~ may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. The completion of courses for credit or clock hours for credit in ~~management information systems or business computer; mainframe or minicomputer systems, programming, or operations~~ may be substituted. One hour of instruction equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience. One semester credit equals 30 hours of occupational experience.

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in ~~subpart 4~~ mainframe or minicomputer programming, for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0375 COMPUTER OPERATIONS LICENSES LICENSE.

Subpart 1. **May teach.** A teacher who has a computer operations license may teach in the computer operations program and may also teach courses in:

- A. and B. [Unchanged.]
- C. microcomputer keyboarding and printing introduction to computers;
- D. management information systems processing management and supervision job control language;
- E. to G. [Unchanged.]
- H. systems analysis computer literacy.

Subp. 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience in one or more of the areas listed in items A to F D. This experience must be in mainframe or minicomputers. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2:

- A. computer operator;
- B. data processing computer operations manager;
- C. lead computer operator;
- D. management information systems manager or operator computer systems software support; and
- E. D. computer operations analyst, consultant, or supervisor; and
- F. program or systems operator.

Subp. 4. **Substitution for occupational experience.** The applicant may substitute education described in items A to D for up to 4,000 hours of the occupational experience required in subpart 3. The education must be at an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. A baccalaureate or higher degree with a major in business, computer management information systems, business data processing, computer science, or systems analysis administration, management information systems, or computer science may be substituted for 4,000 hours.

B. An associate degree in business, computer management information systems, or computer science operations or programmer may be substituted for 2,000 hours.

C. A diploma in computer operations ~~or data processing with computer operations~~ may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. The completion of courses for credit or clock hours for credit in business or management information systems computer mainframe or minicomputer systems, programming, or operations may be substituted. One ~~hours~~ hour of instruction equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience. One semester credit equals 30 hours of occupational experience.

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution or in an industrial or military setting in ~~data processing programs~~ mainframe or minicomputer operations for 1,500 hours of the 2,000 required under part 3700.0300, subpart 2. Two hours of teaching experience equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0376 FINANCIAL AID ASSISTANT.

Subpart 1. to 4. [Unchanged.]

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Proposed Rules

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution in financial aid assistant for 1,500 hours of the 2,000 required in part 3700.0300, subpart 2. Two hours of teaching equal one hour of occupational experience required in part 3700.0300, subpart 2.

3700.0377 MICROCOMPUTER SUPPORT SPECIALIST.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of business application occupational experience in two or more of the following areas ~~with: installation of and troubleshooting computers, computer trainer in a business or industrial setting, or programming.~~ A minimum of ~~2,000~~ 4,000 of the these hours must be in microcomputers: ~~installation of and troubleshooting computers, computer training in a business or industrial setting, or programming.~~ The remaining experience may be in a nonmicrocomputer environment in any of the three areas described in this subpart. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2 and must be microcomputer experience.

Subp. 4. **Substitution for occupational experience.** The applicant may substitute the education described in items A to D for up to 4,000 hours of the nonmicrocomputer occupational experience required described in subpart 3. The education must be from an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0300, subpart 2.

A. and B. [Unchanged.]

C. A diploma in business microcomputing, computer operator, or computer programmer may be substituted. A one-year program or a program of 45 or more quarter credits equals 1,050 hours. A two-year program or a program of 90 or more quarter credits equals 2,100 hours.

D. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution, or at an industrial or military setting in microcomputer specific training for 1,500 hours of the 2,000 required in part 3700.0300, subpart 2. Two hours of teaching equal one hour of the occupational experience required in part 3700.0300, subpart 2.

3700.0378 ADVANCED BUSINESS TECHNOLOGY.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience in planning, designing, networking, engineering, managing, or ~~installation installing and maintenance in maintaining~~ two or more of items A to C. The 8,000 hours may include the 2,000 hours required under part 3700.0300, subpart 2.

A. ~~computer system analysis and operation in a business setting of mainframe, minicomputers, or microcomputers~~ microcomputer systems analysis and operation in a business setting;

B. voice communications system; and

C. data communications system.

Subp. 4. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** An applicant may substitute teaching experience in primary core program content at an accredited postsecondary institution, or at an industrial or military setting in advanced business communications, microcomputer, telephony, data communications, or network design for 1,500 hours of the 2,000 required in part 3700.0300, subpart 2. Two hours of teaching equal one hour of occupational experience required in part 3700.0300, subpart 2.

3700.0379 OFFICE INFORMATION PROCESSING SPECIALIST.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of occupational experience in word processing supervisory responsibilities in an end user environment where systems and technical staff interact with nontechnical employees. This experience must include applications design involvement from conception to implementation and consisting of identifying office tasks, needs identification, development of software and hardware solutions, selection of staff who will use the system, and training of end users. The 8,000 hours ~~may~~ must include the 2,000 hours required under part 3700.0300, subpart 2.

Subp. 4. [Unchanged.]

Subp. 5. **Substitution for recent occupational experience.** The applicant may substitute teaching experience in primary program content at an accredited postsecondary institution, or in an industrial or military setting in general office typist, general secretarial

office information processing specialist, or word processing for 1,500 hours of the 2,000 required in part 3700.0300, subpart 2. Two hours of teaching equal one hour of occupational experience required in part 3700.0300, subpart 2.

REPEALER. Minnesota Rules, part 3700.0355, is repealed.

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 Labor and Industry

Adopted Permanent Rules Relating to Workers' Compensation; Qualified Rehabilitation Consultant Registration Fees

The rules proposed and published at *State Register*, Volume 13, Number 34, pages 2039-2041, February 21, 1989 (13 S.R. 2039) are adopted as proposed.

Pollution Control Agency

Adopted Permanent Rules Relating to Low-Level Radioactive Waste Generator Fees

The rules proposed and published at *State Register*, Volume 13, Number 46, pages 2750-2751, May 15, 1989 (13 S.R. 2750) are adopted as proposed.

Commissioners' Orders

Department of Natural Resources

Commissioner's Order No. 2342: Establishment and Description of Deer and Bear Registration Blocks, Superseding Commissioner's Orders Nos. 2219 and 2287

PURSUANT TO AUTHORITY VESTED IN ME by *Minnesota Statutes* Sec. 97B.305, Sec. 97B.311, and other applicable law, I, Joseph N. Alexander, Commissioner of Natural Resources, hereby establish and prescribe the following system of deer and bear registration blocks.

Section 1. A series of registration blocks for the registration of deer and bear is hereby established. These registration blocks are designated and described by the registration block numbers and boundaries set forth in this section. Additional regulations concerning the registration of deer and bear is provided in those Commissioner's Orders regulating the taking of deer and bear.

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.

Commissioners' Orders

Registration Block 104

Beginning on the north boundary of the state at State Trunk Highway (STH) 72; thence along the north boundary of the state to a point due north of the intersection of STH 11 and County State Aid Highway (CSAH) 32 Koochiching County; thence due south to CSAH 32; thence along CSAH 32 to the Hay Creek-Indian Pine Forest Road; thence along the Hay Creek-Indian Pine Forest Road to CSAH 82, Lake of the Woods County; thence along CSAH 82 to STH 72; thence along STH 72 to the point of beginning.

Registration Block 105

Beginning on the north boundary of the state at a point due north of the intersection of State Trunk Highway (STH) 11 and County State Aid Highway (CSAH) 1, Koochiching County; thence along CSAH 1 to CSAH 13, Koochiching County; thence along CSAH 13 to U.S. Highway 71; thence along U.S. Highway 71 to CSAH 30, Koochiching County; thence along CSAH 30 to the Pine Island Forest Road; thence along the Pine Island Road to CSAH 40, Beltrami County; thence along CSAH 40 to STH 72; thence along STH 72 to CSAH 82, Lake of the Woods County; thence along CSAH 82 to the Hay Creek-Indian Pine Forest Road; thence along the Hay Creek-Indian Pine Forest Road to CSAH 32; thence along CSAH 32 to STH 11; thence due north to the north boundary of the state; thence along the north boundary of the state to the point of beginning.

Registration Block 106

Beginning at the Intersection of State Trunk Highway (STH) 6 and U.S. Highway 71 at Big Falls; thence along STH 6 to STH 1; thence along STH 1 to STH 72; thence along STH 72 to County State Aid Highway (CSAH) 40, Beltrami County; thence along CSAH 40 to the Pine Island Forest Road; thence along the Pine Island Road to CSAH 30; thence along CSAH 30 to the point of beginning.

Registration Block 107

Beginning on the north boundary of the state at a point due north of the junction of State Trunk Highway (STH) 11 and County State Aid Highway (CSAH) 1, Koochiching County; thence along the north boundary of the state to the west boundary of Voyageurs National Park; thence along the westerly boundary of the Park to the public access to Lake Kabetogama at Gappa's Landing; thence along County Highway 523, St. Louis County, to CSAH 123, St. Louis County; thence South along CSAH 123 to CSAH 122, St. Louis County; thence along CSAH 122 to U.S. Highway 53; thence along U.S. Highway 53 to the Lost River; thence along the Lost River to the east boundary of the Nett Lake Indian Reservation; thence along the east, north, and west boundaries of the Reservation to STH 65; thence along STH 65 to CSAH 31, Koochiching County; thence along CSAH 31 to U.S. Highway 71; thence along U.S. Highway 71 to CSAH 13, Koochiching County; thence along CSAH 13 to CSAH 1; thence along CSAH 1 to the point of beginning.

Registration Block 108

Beginning at the intersection of U.S. Highway 71 and State Trunk Highway (STH) 6 at Big Falls; thence along U.S. Highway 71 to County State Aid Highway (CSAH) 31, Koochiching County; thence along CSAH 31 to STH 65; thence along STH 65 to the west boundary of the Nett Lake Indian Reservation; thence along the west and south boundaries of said Reservation to STH 65; thence along STH 65 to STH 1; thence along STH 1 to STH 6; thence along STH 6 to the point of beginning.

Registration Block 109

Beginning at the intersection of State Trunk Highway (STH) 1 and U.S. Highway 53; thence along STH 1 to STH 65; thence along STH 65 to the south boundary of the Nett Lake Indian Reservation; thence along the south and east boundaries of the Nett Lake Indian Reservation to the Lost River; thence along the Lost River to U.S. Highway 53; thence along U.S. Highway 53 to the point of beginning.

Registration Block 110

Beginning at the junction of State Trunk Highway (STH) 1 and STH 72; thence along STH 1 to the east boundary of the Red Lake Indian Reservation; thence along said boundary to the south shore of Upper Red Lake; thence along the southerly and easterly shores of said lake to the mouth of the Tamarac River; thence along the southerly shore of said river to STH 72; thence along STH 72 to the point of beginning.

Registration Block 115

That portion of the state within the boundaries of Voyageur's National Park.

Registration Block 116

Beginning at the intersection of the boundary of the Boundary Waters Wilderness Canoe Area (BWCA) and the northern boundary of the state at Little Vermilion Lake, St. Louis County; thence along the west and south boundaries of the BWCA to Moose Lake, Lake County; thence along the easterly shores of Moose, Newfound and Sucker Lakes to the north boundary of the state; thence along the north boundary of the state to the point of beginning.

Registration Block 117

Beginning at the intersection of the boundary of the Boundary Waters Wilderness Canoe Area (BWCA) and the north boundary of the state on Magnetic Lake; thence along the south, west, north, and east boundaries of the BWCA to the Snake River in Township 61 North, Range 9 West; thence upstream along the Snake River to National Forest Route (NFR) 173, Lake County; thence along NFR 173 to State Trunk Highway (STH) 1; thence along STH 1 to STH 169; thence along STH 169 to the Shagawa River; thence along the easterly bank of said river to Fall Lake; thence along the southerly shore of Fall Lake to its intersection with the boundary of the BWCA; thence along the west and south boundaries of the BWCA to Moose Lake, Lake County; thence along the easterly

shores of Moose, Newfound and Sucker Lakes to the north boundary of the state; thence along the north boundary of the state to the point of beginning.

Registration Block 118

Beginning at the intersection of the Boundary Waters Wilderness Canoe Area (BWCA) boundary and the north boundary of the state at the north end of North Fowl Lake, Cook County; thence along the east, south, and west boundaries of the BWCA to the north boundary of the state in North Lake, Cook County; thence along the north boundary of the state to the point of beginning.

Registration Block 119

Beginning at the intersection of U.S. Highway 53 and County State Aid Highway (CSAH) 23, St. Louis County at Orr; thence along CSAH 23 to CSAH 24, St. Louis County; thence along CSAH 24 to County Road (CR) 424, St. Louis County; thence along CR 424 to the public access to Crane Lake at Harding; thence along the easterly shore of Crane Lake to the Voyageurs National Park boundary at King Williams' Narrows; thence along the southerly boundary of the Park to the public access to Lake Kabetogama at Gappa's Landing; thence along County Highway 523, St. Louis County, to CSAH 123, St. Louis County; thence south along CSAH 123 to CSAH 122, St. Louis County; thence along CSAH 122 to U.S. Highway 53; thence along U.S. Highway 53 to the point of beginning.

Registration Block 120

Beginning at the intersection of U.S. Highway 53 and County State Aid Highway (CSAH) 23, St. Louis County; thence along CSAH 23 to CSAH 24, St. Louis County; thence along CSAH 24 to County Road (CR) 424, St. Louis County; thence along CR 424 to the public access to Crane Lake at Harding; thence along the easterly shore of Crane Lake and through King Williams' Narrows to Sand Point Lake; thence due north to the boundary of the state; thence along the north boundary of the state to the west boundary of the Boundary Waters Wilderness Canoe Area (BWCA); thence along the westerly and southerly boundaries of the BWCA to the Little Indian Sioux River; thence southward along said river to the boundary of the BWCA (Trout Lake Block); thence along the westerly boundary of the BWCA to the northeast corner of Section 28, T. 63 N., R. 16 W.; thence south along the east line of said section to the north shore of Lake Vermilion; thence southerly across open water to the east of St. Mary's Island and St. Paul's Island to the easterly end of Moccasin Point; thence southeasterly west of the island off Moccasin Point, passing east of the Isle of Pines, east of Moose Island, Cherry Island and Echo Point to the boat landing at McKinley Park on the south shore of Lake Vermilion, thence along the only road from McKinley Park through Soudan, to State Trunk Highway (STH) 1; thence along STH 1 to U.S. Highway 53; thence along U.S. 53 to the point of beginning.

Registration Block 121

Beginning with State Highway 169, Lake County at the point where the Shagawa River crosses said Highway; thence along the easterly bank of said river to Fall Lake; thence along the southerly shore of Fall Lake to its intersection with the boundary of the BWCA; thence westerly along the boundary of the BWCA to the Little Indian Sioux River; thence southward along said river to the boundary of the BWCA (Trout Lake Block); thence along the westerly boundary of the BWCA to the northeast corner of Section 28, T. 63 N., R. 16 W.; thence south along the east line of said section to the north shore of Lake Vermilion; thence southerly across open water to the east of St. Mary's Island and St. Paul's Island to the easterly end of Moccasin Point; thence southeasterly west of the island off Moccasin Point, passing east of the Isle of Pines, east of Moose Island, Cherry Island and Echo Point to the boat landing at McKinley Park on the south shore of Lake Vermilion; thence along the only road from McKinley Park, through Soudan, to STH 169; thence along STH 169 to the point of beginning.

Registration Block 122

Beginning at the intersection of State Trunk Highway (STH) 1 and STH 135 at Tower; thence along STH 1 to County State Aid Highway (CSAH) 120, St. Louis County; thence along CSAH 120 to CSAH 21, St. Louis County; thence along CSAH 21 to CSAH 70, St. Louis County; thence along CSAH 70 to National Forest Route (NFR) 112; thence along NFR 112 to Erie Mining Company Railroad in Section 9, T. 60 N., R. 12 W.; thence south and westward along said railroad to its junction with the Duluth Mesabi and Iron Range Railroad (DM&IR); thence northward along said railroad to CSAH 26, St. Louis County; thence along CSAH 26 to STH 135; thence along STH 135 to the point of beginning.

Registration Block 123

Beginning at the intersection of State Trunk Highway (STH) 1 and STH 2; thence along STH 2 to its intersection with the Reserve Mining Company Railroad; thence along said railroad to its intersection with the Erie Mining Company Railroad; thence along the Erie Mining Company Railroad to its intersection with National Forest Route (NFR) 112; thence along NFR 112 to County State Aid Highway (CSAH) 70, St. Louis County; thence along CSAH 70 to CSAH 21, St. Louis County; thence along CSAH 21 to CSAH 120, St. Louis County; thence along CSAH 120 to STH 1; thence along STH 1 to the point of beginning.

Registration Block 124

Beginning at the intersection of the Isabella Branch of the Duluth Mesabi and Iron Range (DM&IR) Railroad and County State Aid Highway (CSAH) 14, Lake County; thence along the Isabella Branch to State Trunk Highway (STH) 2; thence along STH 2 to the Reserve Mining Company Railroad; thence northwestward along the railroad to the Erie Mining Company Railroad; thence westerly along the Erie Railroad to the DM and IR Railroad; thence southeasterly along the DM and IR Railroad to the point of beginning.

Commissioners' Orders

Registration Block 125

Beginning at the intersection of Isabella Branch of the Duluth, Mesabi and Iron Range (DM&IR) Railroad and State Trunk Highway (STH) 2; thence along STH 2 to the Reserve Mining Company Railroad; thence along the Reserve Mining Company Railroad to the shore of Lake Superior at Silver Bay; thence along the shore of Lake Superior to Two Harbors; thence along the Two Harbors - Soudan Branch of the DM and IR Railroad to the Isabella Branch of the DM and IR; thence along the Isabella Branch to the point of beginning.

Registration Block 126

Beginning at the intersection of the Reserve Mining Company Railroad and State Trunk Highway (STH) 2; thence along STH 2 to the Erie Mining Company Railroad; thence along the Erie Mining Company Railroad to the shore of Lake Superior; thence along the shore of Lake Superior to Silver Bay; thence along the Reserve Mining Company Railroad to the point of beginning.

Registration Block 127

Beginning at the intersection of State Trunk Highway (STH) 1 and National Forest Route (NFR) 173, Lake County; thence along NFR 173 to the Snake River; thence along the Snake River to the southerly boundary of the Boundary Waters Wilderness Canoe Area (BWCA); thence along the southerly boundary of the BWCA to Alton Lake; thence along the easterly shore of Alton Lake to the portage to Sawbill Lake; thence across the portage to Sawbill Lake; thence along the west and south shores of Sawbill Lake to the Sawbill Lake public access; thence southerly along the Sawbill Trail (Lake County Road 2) to Forest Road (FR) 170; thence along FR 170 to FR 346; thence along FR 346 to FR 357; thence along FR 357 to County State Aid Highway (CSAH) 7; thence along CSAH 7 to the Erie Mining Company Railroad; thence along the Erie Mining Company Railroad to STH 2; thence along STH 2 to STH 1; thence along STH 1 to the point of beginning.

Registration Block 128

Beginning at the public access to Sawbill Lake, Cook County; thence along the east shore of Sawbill Lake to the southerly boundary of the Boundary Waters Wilderness Canoe Area (BWCA); thence along the southerly and easterly boundary of the BWCA to Bower Trout Lake; thence along the southerly shore of Bower Trout Lake to the South Brule River; thence along the southerly shore of the South Brule River to the Gunflint Trail; thence along the Gunflint Trail to U.S. Highway 61; thence from said junction due south to the shore of Lake Superior; thence along the shore of Lake Superior to Taconite Harbor; thence along the Erie Mining Company Railroad to County State Aid Highway (CSAH) 7, Lake County; thence along CSAH 7 to Forest Road (FR) 357; thence along FR 357 to FR 1224; thence along FR 1224 to FR 346; thence along FR 346 to FR 170; thence along FR 170 to the Sawbill Trail; thence along the Sawbill Trail to the point of beginning.

Registration Block 129

Beginning at the intersection of the South Brule River and the Gunflint Trail; thence along the southerly shore of the South Brule River to the Brule River; thence along the southerly shore of the Brule River to the Greenwood River; thence up the Greenwood River drainage to the boundary line between T. 63 N. and T. 64 N.; thence eastward along said boundary line to Esther Lake; thence along the south and east shores of Esther Lake to the public access at Esther Lake State Forest Road; thence easterly along said Forest Road to the Beaver Dam Creek State Forest Road; thence easterly along said Forest Road to Beaver Dam Creek; thence northerly along Beaver Dam Creek to Portage Brook; thence northeasterly along Portage Brook to the north boundary of the state; thence along the north boundary of the state to the west boundary of the Grand Portage Indian Reservation; thence along the west boundary of the Reservation to the shore of Lake Superior; thence along the shore of Lake Superior to a point due south of the junction of the Gunflint Trail and U.S. Highway 61; thence due north to said junction; thence along the Gunflint Trail to the point of beginning.

Registration Block 130

Beginning at the intersection of the Boundary Waters Wilderness Canoe Area (BWCA) boundary and the southerly shore of Bower Trout Lake, Cook County; thence along the southerly shore of Bower Trout Lake to the South Brule River; thence along the southerly shore of the South Brule River to the Brule River; thence along the southerly shore of the Brule River to the Greenwood River; thence up the Greenwood River drainage to the boundary line between T. 63 N. and T. 64 N.; thence eastward along said boundary line to Esther Lake; thence along the south and east shores of Esther Lake to the public access at the Esther Lake State Forest Road; thence easterly along said Forest Road to the Beaver Dam Creek State Forest Road; thence easterly along said Forest Road to Beaver Dam Creek; thence northerly along Beaver Dam Creek to Portage Brook; thence northeasterly along Portage Brook to the north boundary of the state; thence along the north boundary of the state to the east boundary of the BWCA; thence along the east, south and west boundaries of the BWCA to the north boundary of the state at North Lake; thence along the north boundary of the state to the BWCA boundary on Magnetic Lake, Cook County; thence along the south, west, east, and north boundaries of the BWCA to the point of beginning.

Registration Block 152

That portion of the state known as the Mille Lacs Wildlife Area.

Registration Block 154

Beginning at the intersection of State Trunk Highway (STH) 210 and STH 6 at Deerwood; thence along STH 210 to STH 47; thence along STH 47 to STH 18 at Malmo; thence due west to the shore of Mille Lacs Lake; thence to the center of Mille Lacs Lake; thence

to a point on the shore of Mille Lacs Lake due east of the junction of U.S. Highway 169 and STH 18 at Garrison; thence due west to the junction of U.S. Highway 169 and STH 18; thence along STH 18 to STH 6; thence along STH 6 to the point of beginning.

Registration Block 155

That portion of the state within the following described boundary, excepting that part comprising Block 151: Beginning at a point on the shore of Mille Lacs Lake due west of the intersection of State Trunk Highway (STH) 47 and STH 18 at Malmo; thence due east to said intersection; thence along STH 47 to U.S. Highway 169; thence along U.S. Highway 169 to STH 210; thence along STH 210 to STH 65; thence along STH 65 to STH 18; thence along STH 18 to STH 47; thence due west from said intersection to the shore of Mille Lacs Lake; thence to the center of Mille Lacs Lake; thence to the point of beginning.

Registration Block 156

Beginning at the intersection of State Trunk Highway (STH) 210 and STH 65; thence along STH 210 to STH 73; thence along STH 73 to Interstate Highway 35 (I-35); thence along I-35 to STH 23; thence along STH 23 to STH 18; thence along STH 18 to STH 65; thence along STH 65 to the point of beginning.

Registration Block 157

That portion of the state within the following described boundary, but exclusive of that part comprising Block 152: Beginning on the easterly shore of Mille Lacs Lake at a point due west of the intersection of State Trunk Highway (STH) 47 and STH 18; thence due east to said intersection; thence along STH 18 to STH 65; thence along STH 65 to STH 23; thence along STH 23 to U.S. Highway 169; thence along U.S. Highway 169 to a junction with County State Aid Highway (CSAH) 35, Mille Lacs County; thence from said junction due north to the shore of Mille Lacs Lake; thence to the center of Mille Lacs Lake; thence to the point of beginning.

Registration Block 158

Beginning at the intersection of State Trunk Highway (STH) 18 and STH 65; thence along STH 18 to STH 23; thence along STH 23 to the entrance to Interstate Highway 35 (I-35); thence along I-35 to STH 70; thence along STH 70 to STH 65; thence along STH 65 to the point of beginning.

Registration Block 159

That portion of the state within the following described boundary, excepting that part comprising Block 153: Beginning at the interchange of Interstate Highway 35 (I-35) and State Trunk Highway (STH) 23; thence along STH 23 to County State Aid Highway (CSAH) 32, Pine County; thence along CSAH 32 to the eastern boundary of the state; thence along the eastern boundary of the state to STH 70; thence along STH 70 to I-35; thence along I-35 to the point of beginning.

Registration Block 167

Beginning at the Intersection of State Trunk Highway (STH) 1 and STH 72; thence along STH 1 to STH 46; thence along STH 46 to the north boundary of the Leech Lake Indian Reservation; thence along the north and west boundaries of said Reservation to County State Aid Highway (CSAH) 39, Beltrami County; thence along CSAH 39 to U.S. Highway 71; thence along U.S. Highway 71 to STH 72; thence along STH 72 to the point of beginning.

Registration Block 168

Beginning at the intersection of State Trunk Highway (STH) 1 and STH 46; thence along STH 1 to STH 38; thence along STH 38 to County State Aid Highway (CSAH) 19, Itasca County; thence along CSAH 19 to the east boundary of the Leech Lake Indian Reservation; thence along the east and north boundaries of said Reservation to STH 46; thence along STH 46 to the point of beginning.

Registration Block 169

Beginning at the intersection of State Trunk Highway (STH) 1 and STH 38; thence along STH 1 to STH 65; thence along STH 65 to County State Aid Highway (CSAH) 8; thence along CSAH 8 to CSAH 57; thence along CSAH 57 to CSAH 7; thence along CSAH 7 to CSAH 59; thence along CSAH 59 to CSAH 49; thence along CSAH 49 to CSAH 60; thence along CSAH 60 to STH 38; thence along STH 38 to the point of beginning.

Registration Block 170

Beginning at the intersection of U.S. Highway 2 and State Trunk Highway (STH) 6 at Deer River; thence along STH 6 to County State Aid Highway (CSAH) 19, Itasca County; thence along CSAH 19 to STH 38; thence along STH 38 to CSAH 60, Itasca County; thence along CSAH 60 to CSAH 49, Itasca County; thence along CSAH 49 to CSAH 59, Itasca County; thence along CSAH 59 to CSAH 7, Itasca County; thence along CSAH 7 to CSAH 57, Itasca County; thence along CSAH 57 to CSAH 8; thence along CSAH 8 to STH 65; thence along STH 65 to STH 200; thence along STH 200 to U.S. Highway 169, thence along U.S. Highway 169 to U.S. Highway 2; thence along U.S. Highway 2 to the point of beginning.

Registration Block 171

Beginning at the intersection of U.S. Highway 2 and U.S. Highway 169 at Grand Rapids; thence along U.S. Highway 169 to State Trunk Highway (STH) 200; thence along STH 200 to the easterly boundary of the Leech Lake Indian Reservation; thence along the easterly and southerly boundaries of said Reservation to U.S. Highway 2 at Deer River; thence along U.S. Highway 2 to the point of beginning.

Commissioners' Orders

Registration Block 172

Beginning at the intersection of State Trunk Highway (STH) 371 and the southerly boundary of the Leech Lake Indian Reservation; thence along said boundary to STH 200; thence along STH 200 to STH 6; thence along STH 6 to County State Aid Highway (CSAH) 1, Crow Wing County; thence along CSAH 1 to CSAH 2, Cass County; thence along CSAH 2 to STH 371; thence along STH 371 to the point of beginning.

Registration Block 173

Beginning at the intersection of State Trunk Highway (STH) 200 and STH 6; thence along STH 200 to U.S. Highway 169; thence along U.S. Highway 169 to STH 210; thence along STH 210 to STH 6; thence along STH 6 to the point of beginning.

Registration Block 174

Beginning at the intersection of U.S. Highway 169 and State Trunk Highway (STH) 200; thence along STH 200 to STH 65; thence along STH 65 to STH 210; thence along STH 210 to U.S. Highway 169; thence along U.S. Highway 169 to the point of beginning.

Registration Block 175

Beginning at the intersection of State Trunk Highway (STH) 1 and STH 65; thence along STH 1 to U.S. Highway 53; thence along U.S. Highway 53 to U.S. Highway 169; thence along U.S. Highway 169 to STH 65; thence along STH 65 to the point of beginning.

Registration Block 176

Beginning at the intersection of State Trunk Highway (STH) 1 and U.S. Highway 53; thence along STH 1 to STH 135; thence along STH 135 to County State Aid Highway (CSAH) 26, St. Louis County; thence along CSAH 26 to the Soudan - Two Harbors branch of the Duluth, Mesabi and Iron Range (DM&IR) Railroad; thence along the Duluth, Mesabi & Iron Range Railroad to Allen Jct.; thence along County Road (CR) 565 to County State Aid Highway (CSAH) 110, St. Louis County; thence along CSAH 110 to CSAH 100 St. Louis County; thence along CSAH 100 to STH 135; thence along STH 135 to U.S. Highway 53; thence along U.S. Highway 53 to the point of beginning.

Registration Block 177

Beginning at the intersection of U.S. Highway 169 and State Trunk Highway (STH) 65 at Nashwauk; thence along U.S. Highway 169 to County State Aid Highway (CSAH) 5, St. Louis County; thence along CSAH 5 to CSAH 133, St. Louis County; thence along CSAH 133 to CSAH 25, Itasca County; thence along CSAH 25 to U.S. Highway 2; thence along U.S. Highway 2 to STH 65; thence along STH 65 to the point of beginning.

Registration Block 178

Beginning at the intersection of U.S. Highway 169 and U.S. Highway 53 at Virginia; thence along U.S. Highway 53 to County State Aid Highway (CSAH) 133, St. Louis County; thence along CSAH 133 to CSAH 5, St. Louis County; thence along CSAH 5 to U.S. Highway 169; thence along U.S. Highway 169 to the point of beginning.

Registration Block 179

Beginning at the intersection of State Trunk Highway (STH) 135 and U.S. Highway 53 at Virginia; thence along STH 135 to County State Aid Highway (CSAH) 100, St. Louis County; thence along CSAH 100 to CSAH 110, St. Louis County; thence along CSAH 110 to County Road (CR) 565; thence along CR 565 to Allen Jct.; thence along the Duluth, Mesabi and Iron Range (DM&IR) Railroad to CSAH 547, St. Louis County; thence along CSAH 547 to CSAH 4, St. Louis County; thence along CSAH 4 to CSAH 49, St. Louis County; thence along CSAH 49 to U.S. Highway 53; thence along U.S. Highway 53 to the point of beginning.

Registration Block 180

Beginning at the intersection of U.S. Highway 53 and the eastern boundary of the state at Duluth; thence along U.S. Highway 53 to County State Aid Highway (CSAH) 49; thence along CSAH 49 to CSAH 4; thence along CSAH 4 to CSAH 547, St. Louis County; thence along CSAH 547 to the Duluth, Mesabi and Iron Range Railroad (DM&IR); thence along the DM & IR Railroad to the shore of Lake Superior; thence due south to the eastern boundary of the state; thence along the eastern boundary of the state to the point of beginning.

Registration Block 181

That portion of the state within the following described boundary excepting that portion known as the Fond du Lac Indian Reservation: Beginning at the intersection of State Trunk Highway (STH) 73 and STH 210; thence along STH 73 to County State Aid Highway (CSAH) 133, St. Louis County; thence along CSAH 133 to U.S. Highway 53; thence along U.S. Highway 53 to U.S. Highway 61; thence along U.S. Highway 61 to STH 210; thence along STH 210 to the point of beginning.

Registration Block 182

Beginning at the intersection of U.S. Highway 2 and State Trunk Highway (STH) 65; thence along U.S. Highway 2 to County State Aid Highway (CSAH) 25, Itasca County; thence along CSAH 25 to CSAH 133, St. Louis County; thence along CSAH 133 to STH 73; thence along STH 73 to STH 210; thence along STH 210 to STH 65; thence along STH 65 to the point of beginning.

Registration Block 183 Beginning at the intersection of State Trunk Highway (STH) 210 and STH 73; thence along STH 73 to Interstate Highway 35 (I-35); thence along I-35 to STH 23; thence along STH 23 to County State Aid Highway (CSAH) 32; thence

along CSAH 32 to the eastern boundary of the state; thence along the eastern boundary of the state to U.S. Highway 53; thence along U.S. Highway 53 to U.S. Highway 61; thence along U.S. Highway 61 to STH 210; thence along STH 210 to the point of beginning.

Registration Block 194

That portion of the state known as the Grand Portage Indian Reservation.

Registration Block 195

The portion of the state within the boundaries of the Nett Lake Indian Reservation.

Registration Block 197

Beginning at the intersection of the north boundary of the Leech Lake Indian Reservation and County State Aid Highway (CSAH) 39, Beltrami County; thence along CSAH 39 to CSAH 20, Beltrami County; thence in a westerly direction along CSAH 20 to CSAH 53, Beltrami County; thence in a southerly direction along CSAH 53 to CSAH 12, Beltrami County; thence in an easterly direction along CSAH 12 to CSAH 51 Beltrami County; thence in a southerly direction along CSAH 51 to CSAH 8, Beltrami County; thence in a westerly direction along CSAH 8 to CSAH 25, Beltrami County; thence in a southerly direction along CSAH 25 to CSAH 4, Beltrami County; thence in a southerly direction along CSAH 4, to CSAH 46, Hubbard County; thence along CSAH 46 to U.S. Highway 2; thence easterly along U.S. Highway 2 to the east boundary of the Leech Lake Indian Reservation; thence along the easterly and northerly boundaries of the Reservation to the point of beginning.

Registration Block 198

Beginning at the intersection of U.S. Highway 2 and County State Aid Highway (CSAH) 46, Hubbard County; thence in an easterly direction along U.S. Highway 2 to CSAH 45, Hubbard County; thence in a southerly direction along CSAH 45 to CSAH 9, Hubbard County; thence in an easterly direction along CSAH 9 to CSAH 69, Cass County; thence in a southerly direction along CSAH 69 to CSAH 5, Hubbard County; thence in a southerly direction along CSAH 5 to CSAH 39, Hubbard County; thence in an easterly direction along CSAH 39 to County Road 94, Hubbard County; thence in a southerly direction along County Road 94 to CSAH 31, Hubbard County; thence in a westerly direction along CSAH 31 to State Highway 200; thence in an easterly direction along State Highway 200 to U.S. Highway 371; thence in a southerly direction along U.S. Highway 371 to the southerly boundary of the Leech Lake Indian Reservation; thence along the southerly and easterly boundaries of the Reservation to the intersection with U.S. Highway 2; thence westerly along U.S. Highway 2 to the point of beginning.

Registration Block 199

That portion of the state known as the Fond du Lac Indian Reservation.

Registration Block 201

Beginning at the junction of the west boundary of Roseau County and the north boundary of the state; thence along the west boundary of Roseau County to its junction with County State Aid Highway (CSAH) 7, Roseau County; thence along CSAH 7 to CSAH 10, Roseau County; thence along CSAH 10 to CSAH 3, Roseau County; thence along CSAH 3 to the southwest corner of Section 31, T. 164 N., R. 41 W.; thence due north along the section lines to a junction with the north boundary of the state; thence along the north boundary of the state to the point of beginning.

Registration Block 202

Beginning at the intersection of State Trunk Highway (STH) 32 and County State Aid Highway (CSAH) 6, Marshall County; thence along CSAH 6 to the junction with STH 89; thence along County Road (CR) 133, Marshall County, to the junction with CSAH 54, Marshall County; thence along CSAH 54 to the junction with CR 134, Marshall County; thence along CR 134 to the junction with STH 89; thence along STH 89 to the junction with CSAH 48, Marshall County; thence along CSAH 48 to the junction with CSAH 49, Marshall County; thence along CSAH 49 to the Marshall-Roseau County Boundary; thence along the Marshall-Roseau County boundary to the junction with STH 32; thence along STH 32 to the point of beginning.

Registration Block 203

That portion of the state within the boundaries of Agassiz National Wildlife Refuge plus the Elm Lake, Eckvoll, and Mud Lac Wildlife Areas.

Registration Block 204

Beginning at the intersection of U.S. Highway 59 and the north boundary of the state; thence along the north boundary of the state to the west boundary of Roseau County; thence along the west boundary of Roseau County to its junction with County State Aid Highway (CSAH) 7, Roseau County; thence along CSAH 7 to CSAH 10, Roseau County; thence along CSAH 10 to CSAH 3, Roseau County; thence along CSAH 3 to the southwest corner of Section 31, T. 164 N., R. 41 W.; thence due north along the section lines to a junction with the north boundary of the state; thence along the north boundary of the state to State Trunk Highway (STH) 310; thence along STH 310 to STH 11; thence along STH 11 to U.S. Highway 59; thence along U.S. Highway 59 to the point of beginning.

Registration Block 205

Beginning at the intersection of State Trunk Highway (STH) 310 with the north boundary of the state; thence along the north boundary of the state (49th parallel of North Latitude) to the easterly boundary of the state (on Lake of the Woods); thence along the east boundary of the state to STH 72; thence along STH 72 to STH 11; thence along STH 11 to the southeast corner of Section 36, T. 162

Commissioners' Orders

N., R. 35 W.; thence due west to County State Aid Highway (CSAH) 2, Roseau County; thence along CSAH 2 to STH 89; thence along STH 89 to STH 310; thence along STH 310 to the point of beginning.

Registration Block 206

Beginning at the intersection of State Trunk Highway (STH) 32 and STH 11; thence along STH 11 to STH 89; thence along STH 89 to County State Aid Highway (CSAH) 2, Roseau County; thence along CSAH 2 to CSAH 9, Roseau County; thence along CSAH 9 to CSAH 54, Marshall County; thence along CSAH 54 to the junction with County Road (CR) 134, Marshall County; thence along CR 134 to the junction with STH 89; thence along STH 89 to the junction with CSAH 48, Marshall County; thence along CSAH 48 to the junction with CSAH 49, Marshall County; thence along CSAH 49 to the Marshall-Roseau County boundary; thence along the Marshall-Roseau County boundary to the junction with STH 32; thence along STH 32 to the point of beginning.

Registration Block 207

Beginning at the intersection of State Trunk Highway (STH) 11 and U.S. Highway 59; thence along STH 11 to STH 32; thence along STH 32 to STH 1; thence along STH 1 to U.S. Highway 59; thence along U.S. Highway 59 to the point of beginning.

Registration Block 208

That portion of the state within the following described boundary, excepting that portion described as Registration Block 203: Beginning at the intersection of State Trunk Highway (STH) 32 and County State Aid Highway (CSAH) 6, Marshall County; thence along CSAH 6 to the junction with STH 89; thence along County Road (CR) 133, Marshall County; to the junction with CSAH 54, Marshall County; thence along CSAH 54 to CSAH 28, Pennington County; thence along CSAH 28 to STH 1; thence along STH 1 to STH 32; thence along STH 32 to the point of beginning.

Registration Block 209

Beginning at the intersection of State Trunk Highway (STH) 1 and U.S. Highway 59; thence along STH 1 to the west boundary of the Red Lake Indian Reservation; thence along the westerly boundary of the Reservation to County State Aid Highway (CSAH) 5, Beltrami County; thence along CSAH 5 to STH 92; thence along STH 92 to U.S. Highway 59; thence along U.S. Highway 59 to the point of beginning.

Registration Block 210

Beginning at the intersection of State Trunk Highway (STH) 92 and U.S. Highway 59; thence along STH 92 to the north boundary of the White Earth Indian Reservation; thence westward along said boundary to U.S. Highway 59; thence along U.S. Highway 59 to the point of beginning.

Registration Block 211

Beginning at the intersection of State Trunk Highway (STH) 72 and STH 11; thence along STH 72 to County State Aid Highway (CSAH) 77, Lake of the Woods County; thence along CSAH 77 to the Rapid River Forest Road; thence along the Rapid River Road to the South Branch of the Rapid River; thence along the northerly shore of the river to the Faunce Butterfield Forest Road; thence along the Faunce Butterfield Road to Dick's Parkway Forest Road; thence along Dick's Parkway Forest Road to the Winner Forest Road; thence along the Winner Forest Road to CSAH 18, Roseau County; thence along CSAH 18 to CSAH 9, Roseau County; thence along CSAH 9 to CSAH 2, Roseau County; thence along CSAH 2 to the southeast corner of Section 36, T. 162N., R. 36 W.; thence due east to an intersection with STH 11; thence along STH 11 to the point of beginning.

Registration Block 212

Beginning at the intersection of County State Aid Highway (CSAH) 18, Roseau County, and CSAH 9, Roseau County; thence along CSAH 18 to the Winner Forest Road; thence along the Winner Forest Road to Dick's Parkway; thence along Dick's Parkway to the Faunce Butterfield Forest Road; thence along the Faunce Butterfield Forest Road to the South Branch of the Rapid River; thence along the northerly bank of the river to Rapid River Forest Road; thence along the Rapid River Forest Road to CSAH 77, Lake of the Woods County; thence along CSAH 77 to State Trunk Highway (STH) 72; thence along STH 72 to the Tamarac River; thence along the southerly shore of the Tamarac River to Upper Red Lake; thence along the northerly shore of Upper Red Lake to the boundary of the Red Lake Indian Reservation; thence along the north boundary of the Reservation to the west boundary of Beltrami County; thence due west to CSAH 54, Marshall County; thence northward along CSAH 54 to CSAH 9, Roseau County; thence along CSAH 9, Roseau County, to the point of beginning.

Registration Block 213

That portion of the state known as the Red Lake Indian Reservation.

Registration Block 214

That portion of the state north of the 49th parallel of North Latitude commonly known as the Northwest Angle.

Registration Block 221

Beginning at the intersection of State Trunk Highway (STH) 27 and County State Aid Highway (CSAH) 40, Morrison County; thence along CSAH 40 to CSAH 39, Morrison County; thence along CSAH 39 to CSAH 33, Morrison County; thence along CSAH 33 to CSAH 26, Morrison County; thence along CSAH 26 to CSAH 30, Morrison County; thence along CSAH 30 to CSAH 3, Benton County; thence along CSAH 3 to STH 25; thence along STH 25 to STH 95; thence along STH 95 to STH 23; thence along STH 23

to the Mississippi River; thence along the easterly shore of the Mississippi River to a point due west of the junction of CSAH 48, Morrison County and STH 371; thence due east to said junction; thence along CSAH 48 to STH 25; thence along STH 25 to STH 27; thence along STH 27 to the point of beginning.

Registration Block 222

Beginning at the intersection of State Trunk Highway (STH) 27 and U.S. Highway 169; thence along U.S. Highway 169 to STH 95; thence along STH 95 to STH 25; thence along STH 25 to County State Aid Highway (CSAH) 3, Benton County; thence along CSAH 3 to CSAH 30, Morrison County; thence along CSAH 30 to CSAH 26, Morrison County; thence along CSAH 26 to CSAH 33, Morrison County; thence along CSAH 33 to CSAH 39, Morrison County; thence along CSAH 39 to CSAH 40, Morrison County; thence along CSAH 40 to STH 27; thence along STH 27 to the point of beginning.

Registration Block 223

That part of the state within the following described boundary, but exclusive of that part comprising Block 224: Beginning at the intersection of State Trunk Highway (STH) 23 and the easterly bank of the Mississippi River at St. Cloud; thence along STH 23 to STH 95; thence along STH 95 to U.S. Highway 169; thence along U.S. Highway 169 to STH 101; thence along STH 101 to the easterly bank of the Mississippi River; thence along the easterly bank of the Mississippi River to the point of beginning.

Registration Block 224

That portion of the state known as the Sherburne National Wildlife Refuge.

Registration Block 225

Beginning at the intersection of U.S. Highway 169 and State Trunk Highway (STH) 23 at Milaca; thence along STH 23 to STH 65; thence along STH 65 to STH 70; thence along STH 70 to the eastern boundary of the state; thence along the eastern boundary of the state to U.S. Highway 8; thence along U.S. Highway 8 to STH 95; thence along STH 95 to U.S. Highway 169; thence along U.S. Highway 169 to the point of beginning.

Registration Block 226

That part of the state within the following described boundaries, but exclusive of that part comprising Block 235: Beginning at the intersection of State Trunk Highway (STH) 95 and U.S. Highway 169 at Princeton; thence southerly along U.S. Highway 169 to County State Aid Highway (CSAH) 4, Sherburne County; thence along CSAH 4 to CSAH 8, Isanti County; thence along CSAH 8 to CSAH 7, Isanti County; thence along CSAH 7 to CSAH 28, Anoka County; thence along CSAH 28 to CSAH 24, Anoka County; thence along CSAH 24 to State Trunk Highway (STH) 65; thence along STH 65 to CSAH 9, Isanti County; thence along CSAH 9 to CSAH 17, Chisago County; thence along CSAH 17 to Interstate 35 (I-35); thence southward along I-35 to STH 97; thence along STH 97 to STH 95; thence due east to the eastern boundary of the state; thence along the eastern boundary of the state to U.S. Highway 8; thence along U.S. Highway 8 to STH 95; thence along STH 95 to the point of beginning.

Registration Block 227

That part of the state within the following described boundaries but exclusive of that part comprising Block 235: Beginning at the intersection of County State Aid Highway (CSAH) 4, Sherburne County and U.S. Highway 169; thence along CSAH 4 to CSAH 8, Isanti County; thence along CSAH 8 to CSAH 7, Isanti County; thence along CSAH 7 to CSAH 28 Anoka County; thence along CSAH 28 to CSAH 24, Anoka County; thence along CSAH 24 to State Trunk Highway (STH) 65; thence along STH 65 to CSAH 9, Isanti County; thence along CSAH 9 to CSAH 17, Chisago County; thence along CSAH 17 to Interstate 35 (I-35); thence southward along I-35 to the point where it crosses CSAH 14, Anoka County; thence along CSAH 14 to STH 242; thence along STH 242 to U.S. Highway 52; thence along U.S. 52 to the easterly bank of the Mississippi River; thence along the easterly bank of said river to STH 101; thence along STH 101 to U.S. Highway 169; thence along U.S. 169 to the point of beginning.

Registration Block 235

That portion of the state known as the Carlos Avery Wildlife Management Area (including the Sunrise River Addition), Anoka and Chisago Counties.

Registration Block 236

Beginning at the intersection of U.S. Highway 52 and the easterly bank of the Mississippi River; thence along U.S. Highway 52 to State Trunk Highway (STH) 242; thence along STH 242 to CSAH 14, Anoka County; thence along CSAH 14 to Interstate 35 (I-35); thence along I-35 to State Trunk Highway (STH) 97; thence along STH 97 to STH 95; thence due east to the eastern boundary of the state; thence along the eastern boundary of the state to the junction of the St. Croix and Mississippi Rivers; thence along the easterly bank of the Mississippi River to the point of beginning.

Registration Block 244

Beginning at the intersection of U.S. Highway 59 and the south boundary of the White Earth Indian Reservation; thence along said boundary to the boundary of the Tamarac National Wildlife Refuge; thence along the westerly, southerly and easterly boundaries of the Refuge to the south boundary of the White Earth Indian Reservation; thence along the south and east boundaries of said Reservation to State Trunk Highway (STH) 113; thence along STH 113 to U.S. Highway 71; thence along U.S. Highway 71 to STH 87; thence along STH 87 to U.S. Highway 10; thence along U.S. Highway 10 to U.S. Highway 59; thence along U.S. Highway 59 to the point of beginning.

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Registration Block 245

Beginning at the intersection of State Trunk Highway (STH) 200 and U.S. Highway 71; thence along STH 200 to STH 371; thence along STH 371 to STH 87; thence along STH 87 to U.S. Highway 71; thence along U.S. Highway 71 to the boundary of Itasca State Park; thence along the easterly boundaries of said Park to U.S. Highway 71; thence along U.S. Highway 71 to the point of beginning.

Registration Block 246

Beginning at the intersection of U.S. Highway 71 and State Trunk Highway (STH) 87; thence along STH 87 to STH 371; thence along STH 371 to County State Aid Highway (CSAH) 11, Crow Wing County, at Pequot Lakes; thence along CSAH 11 to CSAH 17, Cass County; thence along CSAH 17 to CSAH 1, Cass County; thence along CSAH 1 to STH 210; thence along STH 210 to U.S. Highway 10; thence along U.S. Highway 10 to U.S. Highway 71; thence along U.S. Highway 71 to the point of beginning.

Registration Block 247

Beginning at the intersection of State Trunk Highway (STH) 371 and STH 84; thence along STH 371 to County State Aid Highway (CSAH) 11, Crow Wing County, at Pequot Lakes; thence along CSAH 11 to CSAH 17, Cass County; thence along CSAH 17 to CSAH 1, Cass County; thence along CSAH 1 to the Crow Wing River; thence along the northerly shore of the Crow Wing River to its confluence with the Mississippi River; thence along the westerly shore of the Mississippi River to STH 210; thence along STH 210 to STH 25; thence along STH 25 to STH 18; thence along STH 18 to STH 6; thence along STH 6 to CSAH 1, Crow Wing County; thence along CSAH 1 to CSAH 2, Cass County; thence along CSAH 2 to STH 84; thence along STH 84 to the point of beginning.

Registration Block 248

Beginning at the intersection of U.S. Highway 10 and State Trunk Highway (STH) 210; thence along STH 210 to County State Aid Highway (CSAH) 1, Cass County; thence along CSAH 1 to the Crow Wing River; thence along the northerly shore of the Crow Wing River to its confluence with the Mississippi River; thence along the westerly bank of the Mississippi River to U.S. Highway 10; thence along U.S. Highway 10 to the point of beginning.

Registration Block 249

Beginning at the intersection of the Mississippi River and State Trunk Highway (STH) 210 in Brainerd; thence along STH 210 to STH 25; thence along STH 25 to STH 18; thence along STH 18 to its junction with U.S. Highway 169; thence due east from said junction to the shore of Mille Lacs Lake; thence to the center of Mille Lacs Lake; thence to the shore of Mille Lacs Lake due north of the junction of U.S. Highway 169 and County State Aid Highway (CSAH) 35; thence due south to said junction; thence along U.S. Highway 169 to STH 27; thence along STH 27 to STH 25; thence along STH 25 to CSAH 48, Morrison County; thence along CSAH 48 to a junction with STH 371; thence due west to the Mississippi River; thence along the westerly bank of the river to the point of beginning.

Registration Block 251

That part of the state known as the Tamarac National Wildlife Refuge.

Registration Block 284

Beginning at the intersection of State Trunk Highway (STH) 89 and U.S. Highway 2; thence along STH 89 to the southern boundary of the Red Lake Indian Reservation; thence along the southern and eastern boundary of said Reservation to the southeast corner of Section 21, T. 151 N., R. 32 W.; thence due east to STH 1; thence along STH 1 to STH 72; thence along STH 72 to U.S. Highway 71; thence along U.S. Highway 71 to County State Aid Highway (CSAH) 39, Beltrami County; thence along CSAH 39 to CSAH 20, Beltrami County; thence in a westerly direction along CSAH 20 to CSAH 53, Beltrami County; thence in a southerly direction along CSAH 53 to CSAH 12, Beltrami County; thence in an easterly direction along CSAH 12 to CSAH 51, Beltrami County; thence in a southerly direction along CSAH 51 to CSAH 8, Beltrami County; thence in a westerly direction along CSAH 8 to CSAH 25, Beltrami County; thence in a southerly direction along CSAH 25 to CSAH 4, Beltrami County; thence in a southerly direction along CSAH 4 to CSAH 46, Hubbard County; thence along CSAH 46 to U.S. Highway 2; thence along U.S. Highway 2 to the point of beginning.

Registration Block 285

Beginning at the intersection of State Trunk Highway (STH) 92 and U.S. Highway 2; thence along STH 92 to County State Aid Highway (CSAH) 5, Clearwater County; thence along CSAH 5 to the southern boundary of the Red Lake Indian Reservation; thence along the southern boundary of said Reservation to STH 89; thence along STH 89 to U.S. Highway 2; thence along U.S. Highway 2 to the point of beginning.

Registration Block 286

Beginning at the intersection of U.S. Highway 2 and State Trunk Highway (STH) 92; thence along U.S. Highway 2 to CSAH 45, Hubbard County; thence in a southerly direction along CSAH 45 to CSAH 9, Hubbard County; thence in an easterly direction along CSAH 9 to CSAH 69, Cass County; thence in a southerly direction along CSAH 69 to CSAH 5, Hubbard County; thence in a southerly direction along CSAH 5 to CSAH 39, Hubbard County; thence in an easterly direction along CSAH 39 to County Road 94, Hubbard County; thence in a southerly direction along County Road 94 to CSAH 31, Hubbard County; thence in a westerly direction along CSAH 31, to State Trunk Highway (STH) 200; thence along STH 200 to the east boundary of Itasca State Park; thence along the east, north, and west boundaries of said Park to STH 113; thence westerly along STH 113 to the line between R. 37 W. and R. 38 W.;

thence northward along said range line to the north boundary of the White Earth Indian Reservation; thence easterly along the north boundary of said Reservation to STH 92; thence along STH 92 to the point of beginning.

Registration Block 287

That portion of the state known as Itasca State Park.

Registration Block 297

Beginning on County State Aid Highway (CSAH) 3, Mahnomen County at the north boundary of Mahnomen County; thence along CSAH 3 to State Trunk Highway (STH) 113; thence along STH 113 to CSAH 13, Mahnomen County; thence along CSAH 13 to CSAH 34, Becker County; thence along CSAH 34 to STH 224; thence along STH 224 to CSAH 23, Becker County; thence along CSAH 23 to the south boundary of the White Earth Indian Reservation; thence along the south, west, and north boundaries of said reservation to the point of beginning.

Registration Block 298

Beginning on County State Aid Highway (CSAH) 3, Mahnomen County at the north boundary of Mahnomen County; thence along CSAH 3 to State Trunk Highway (STH) 113; thence along STH 113 to CSAH 13, Mahnomen County; thence along CSAH 13 to CSAH 34, Becker County; thence along CSAH 34 to STH 224; thence along STH 224 to CSAH 23, Becker County; thence along CSAH 23 to the south boundary of the White Earth Indian Reservation; thence along said boundary to the west boundary of the Tamarac National Wildlife Refuge; thence along the west, north and east boundaries of said Refuge to the south boundary of the White Earth Indian Reservation; thence along the south and east boundaries of said Reservation to STH 113; thence along STH 113 to the boundary line between R.37W. and R.38W.; thence along said range line to the north boundary of the White Earth Indian Reservation; thence along the north boundary of said Reservation to the point of beginning.

Registration Block 337

Beginning at the confluence of the Crow and Mississippi Rivers; thence along the easterly bank of the Mississippi River to U.S. Highway 212; thence along U.S. Highway 212 to State Trunk Highway (STH) 25; thence along STH 25 to the South Fork of the Crow River; thence along the easterly bank of the South Fork of the Crow River to the confluence with the Crow River; thence along the easterly bank of the Crow River to the point of beginning.

Registration Block 338

Beginning at the intersection of U.S. Highway 212 and State Trunk Highway (STH) 25; thence along STH 25 to the Minnesota River; thence along the easterly bank of the Minnesota River to STH 19; thence along STH 19 to Interstate Highway 35 (I-35); thence along I-35 to U.S. Highway 212; thence along U.S. Highway 212 to the point of beginning.

Registration Block 339

Beginning at the intersection of Interstate Highway 35 (I-35) and State Trunk Highway (STH) 19; thence along STH 19 to the Little Cannon River; thence along the westerly bank of the Little Cannon River to its confluence with the Cannon River; thence along the northerly bank of the Cannon River to U.S. Highway 61; thence along U.S. Highway 61 to U.S. Highway 63; thence along U.S. Highway 63 to the eastern boundary of the state; thence along the eastern boundary of the state to the confluence of the Mississippi and St. Croix Rivers; thence along the easterly bank of the Mississippi River to U.S. Highway 212; thence along U.S. Highway 212 to I-35; thence along I-35 to the point of beginning.

Registration Block 341

Beginning at the intersection of State Trunk Highway (STH) 19 and U.S. Highway 52; thence along U.S. Highway 52 to STH 57; thence along STH 57 to County State Aid Highway (CSAH) 24, Dodge County; thence along CSAH 24 to CSAH 13, Olmsted County; thence along CSAH 13 to the Municipal boundary of Pine Island; thence along the Municipal boundary of Pine Island to U.S. Highway 52; thence along U.S. Highway 52 to CSAH 12, Olmsted County; thence along CSAH 12 to U.S. Highway 63; thence along U.S. Highway 63 to U.S. Highway 61; thence due east to the eastern boundary of the state; thence along the eastern boundary of the state to U.S. Highway 63 at Red Wing; thence along U.S. Highway 63 to U.S. Highway 61; thence along U.S. Highway 61 to the Cannon River; thence along the northerly bank of the Cannon River to the westerly bank of the Little Cannon River; thence along the Little Cannon River to STH 19; thence along STH 19 to the point of beginning.

Registration Block 342

Beginning at the intersection of State Trunk Highway (STH) 247 and U.S. Highway 63; thence along U.S. Highway 63 to U.S. Highway 61; thence due east to the eastern boundary of the state; thence along the eastern boundary of the state to the southern boundary of Wabasha County; thence along the southern boundary of Wabasha County to U.S. Highway 61; thence along U.S. Highway 61 to County State Aid Highway (CSAH) 14, Wabasha County; thence along CSAH 14 to STH 42; thence along STH 42 to STH 247; thence along STH 247 to the point of beginning.

Registration Block 343

Beginning at the intersection of State Trunk Highway (STH) 247 and County State Aid Highway (CSAH) 4, Wabasha County; thence along CSAH 4 to CSAH 10, Olmsted County; thence along CSAH 10 to CSAH 9, Olmsted County; thence along CSAH 9 to CSAH 22, Winona County; thence along CSAH 22 to STH 74; thence along STH 74 to STH 30; thence along STH 30 to CSAH 13, Dodge

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County; thence along CSAH 13 to U.S. Highway 14; thence along U.S. Highway 14 to STH 57; thence along STH 57 to CSAH 24, Dodge County; thence along CSAH 24 to CSAH 13, Olmsted County; thence along CSAH 13 to U.S. Highway 52; thence along U.S. Highway 52 to CSAH 12, Olmsted County; thence along CSAH 12 to STH 247; thence along STH 247 to the point of beginning.

Registration Block 344

Beginning at the intersection of State Trunk Highway (STH) 42 and County State Aid Highway (CSAH) 4, Wabasha County; thence along CSAH 4 to CSAH 10, Olmsted County; thence along CSAH 10 to CSAH 9, Olmsted County; thence along CSAH 9 to CSAH 22, Winona County; thence along CSAH 22 to STH 74; thence along STH 74 to U.S. Highway 14; thence along U.S. Highway 14 to CSAH 33, Winona County; thence along CSAH 33 to STH 248; thence along STH 248 to CSAH 31, Winona County; thence along CSAH 31 to CSAH 28, Winona County; thence along CSAH 28 to CSAH 25, Winona County; thence along CSAH 25 to U.S. Highway 61; thence along U.S. Highway 61 to CSAH 14, Wabasha County; thence along CSAH 14 to STH 42; thence along STH 42 to the point of beginning.

Registration Block 345

Beginning at the intersection of State Trunk Highway (STH) 74 and STH 30; thence along STH 30 to STH 43; thence along STH 43 to the eastern boundary of the state; thence along the eastern boundary of the state to the southern boundary of Wabasha County; thence due west along the southern boundary of Wabasha County to U.S. Highway 61; thence along U.S. Highway 61 to County State Aid highway (CSAH) 25, Winona County; thence along CSAH 25 to CSAH 28, Winona County; thence along CSAH 28 to CSAH 31, Winona County; thence along CSAH 31 to STH 248; thence along STH 248 to CSAH 33, Winona County; thence along CSAH 33 to U.S. Highway 14; thence along U.S. Highway 14 to STH 74; thence along STH 74 to the point of beginning.

Registration Block 346

Beginning at the intersection of State Trunk Highway (STH) 43 and the Root River; thence along the Root River to the eastern boundary of the state; thence along the eastern boundary of the state to STH 43; thence along STH 43 to the point of beginning.

Registration Block 347

Beginning at the intersection of U.S. Highway 63 and State Trunk Highway (STH) 30; thence along U.S. Highway 63 to the southern boundary of the state; thence along the southern boundary of the state to U.S. Highway 52; thence along U.S. Highway 52 to STH 30; thence along STH 30 to the point of beginning.

Registration Block 348

Beginning at the intersection of State Trunk Highway (STH) 30 and U.S. Highway 52; thence along U.S. Highway 52 to STH 139; thence along STH 139 to the southern boundary of the state; thence along the southern boundary of the state to County State Aid Highway (CSAH) 28, Fillmore County; thence along CSAH 28 to STH 44; thence along STH 44 to STH 43; thence along STH 43 to STH 30; thence along STH 30 to the point of beginning.

Registration Block 349

Beginning at the intersection of the Root River and State Trunk Highway (STH) 43; thence along STH 43 to STH 44; thence along STH 44 to County State Aid Highway (CSAH) 28, Fillmore County; thence along CSAH 28 to the southern boundary of the state; thence along the southern and eastern boundaries of the state to the mouth of the Root River; thence up the Root River to the point of beginning.

Registration Block 401

Beginning at Noyes on the north boundary of the state; thence along U.S. Highway 75 to U.S. Highway 2; thence along U.S. Highway 2 to the west boundary of the state; thence along the west and north boundaries of the state to the point of beginning.

Registration Block 402

Beginning on the west boundary of the state at East Grand Forks; thence along U.S. Highway 2 to State Trunk Highway (STH) 9; thence along STH 9 to U.S. Highway 10; thence along U.S. Highway 10 to the west boundary of the state; thence along the west boundary of the state to the point of beginning.

Registration Block 403

Beginning at the intersection of U.S. Highway 75 and the north boundary of the state at Noyes; thence along the north boundary of the state to U.S. Highway 59; thence along U.S. Highway 59 to State Trunk Highway (STH) 11; thence along STH 11 to U.S. Highway 75; thence along U.S. Highway 75 to the point of beginning.

Registration Block 404

Beginning at the intersection of State Trunk Highway (STH) 11 and U.S. Highway 75; thence along STH 11 to U.S. Highway 59; thence along U.S. Highway 59 to STH 1; thence along STH 1 to U.S. Highway 75; thence along U.S. Highway 75 to the point of beginning.

Registration Block 405

Beginning at the intersection of State Trunk Highway (STH) 1 and U.S. Highway 75 at Warren; thence along STH 1 to STH 32; thence along STH 32 to STH 102; thence along STH 102 to STH 9; thence along STH 9 to U.S. Highway 2; thence along U.S. Highway 2 to U.S. Highway 75; thence along U.S. Highway 75 to the point of beginning.

Registration Block 406

Beginning at the intersection of U.S. Highway 59 and State Trunk Highway (STH) 32 in Thief River Falls; thence along U.S. Highway 59 to County State Aid Highway (CSAH) 1, Polk County; thence along CSAH 1 to STH 32; thence along STH 32 to the point of beginning.

Registration Block 407

Beginning at the intersection of State Trunk Highway (STH) 9 and STH 102; thence along STH 102 to STH 32; thence along STH 32 to U.S. Highway 10; thence along U.S. Highway 10 to STH 9; thence along STH 9 to the point of beginning.

Registration Block 408

Beginning at the intersection of State Trunk Highway (STH) 32 and County State Aid Highway (CSAH) 1, Polk County; thence along CSAH 1 to U.S. Highway 59; thence along U.S. Highway 59 to the north boundary of the White Earth Indian Reservation; thence west, south, and east along the boundaries of said Reservation to U.S. Highway 59; thence along U.S. Highway 59 to U.S. Highway 10; thence along U.S. Highway 10 to STH 32; thence along STH 32 to the point of beginning.

Registration Block 409

Beginning at the intersection of U.S. Highway 10 and State Trunk Highway (STH) 87; thence along STH 87 to U.S. Highway 71; thence along U.S. Highway 71 to U.S. Highway 10; thence along U.S. Highway 10 to the point of beginning.

Registration Block 410

Beginning at the intersection of U.S. Highway 10 and U.S. Highway 59 at Detroit Lakes; thence along U.S. Highway 10 to State Trunk Highway (STH) 78; thence along STH 78 to STH 210; thence along STH 210 to Interstate Highway 94 (I-94); thence along I-94 to STH 34; thence along STH 34 to STH 32; thence along STH 32 to U.S. Highway 10; thence along U.S. Highway 10 to the point of beginning.

Registration Block 411

Beginning at the intersection of U.S. Highway 10 and U.S. Highway 71; thence along U.S. Highway 71 to County State Aid Highway (CSAH) 22, Todd County; thence along CSAH 22 to CSAH 46, Otter Tail County; thence along CSAH 46 to State Trunk Highway (STH) 235; thence along STH 235 to CSAH 38, Otter Tail County; thence along CSAH 38 to STH 78; thence along STH 78 to U.S. Highway 10; thence along U.S. Highway 10 to the point of beginning.

Registration Block 412

Beginning at the intersection of State Trunk Highway (STH) 210 and Interstate Highway 94 (I-94); thence along STH 210 to STH 78; thence along STH 78 to County State Aid Highway (CSAH) 38, Otter Tail County; thence along CSAH 38 to STH 235; thence along STH 235 to STH 29; thence along STH 29 to STH 28; thence along STH 28 to U.S. Highway 59; thence along U.S. Highway 59 to I-94; thence along I-94 to the point of beginning.

Registration Block 413

Beginning at the intersection of County State Aid Highway (CSAH) 46, Otter Tail County and State Trunk Highway (STH) 29; thence along STH 29 to STH 28; thence along STH 28 to U.S. Highway 71; thence along U.S. Highway 71 to CSAH 22, Todd County; thence along CSAH 22 to CSAH 46, Otter Tail County; thence along CSAH 46 to the point of beginning.

Registration Block 414

Beginning at the intersection of U.S. Highway 71 and U.S. Highway 10; thence along U.S. Highway 10 to State Trunk Highway (STH) 27; thence along STH 27 to U.S. Highway 71; thence along U.S. Highway 71 to the point of beginning.

Registration Block 415

Beginning at the intersection of State Trunk Highway (STH) 27 and U.S. Highway 71; thence along U.S. Highway 71 to U.S. Highway 52; thence along U.S. Highway 52 to the easterly bank of the Mississippi River; thence along the easterly bank of the Mississippi River to STH 27; thence along STH 27 to the point of beginning.

Registration Block 416

Beginning at the intersection of U.S. Highway 59 and State Trunk Highway (STH) 28; thence along STH 28 to STH 104; thence along STH 104 to U.S. Highway 12; thence along U.S. Highway 12 to STH 9; thence along STH 9 to STH 28; thence along STH 28 to the point of beginning.

Registration Block 417

Beginning at the intersection of State Trunk Highway (STH) 28 and STH 104; thence along STH 104 to U.S. Highway 12; thence along U.S. Highway 12 to STH 4; thence along STH 4 to Interstate Highway 94 (I-94); thence along I-94 to STH 28; thence along STH 28 to the point of beginning.

Registration Block 418

Beginning at the intersection of U.S. Highway 52 and State Trunk Highway (STH) 4; thence along STH 4 to U.S. Highway 12; thence along U.S. Highway 12 to STH 15; thence along STH 15 to U.S. Highway 52; thence along U.S. Highway 52 to the point of beginning.

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Registration Block 419

Beginning at the intersection of U.S. Highway 52 and State Trunk Highway (STH) 15; thence along STH 15 to U.S. Highway 12; thence along U.S. Highway 12 to the easterly bank of the Crow River at Delano; thence along the easterly bank of the Crow River to the confluence of the Crow River and the Mississippi River; thence along the northeasterly bank of the Mississippi River to U.S. Highway 52; thence along U.S. Highway 52 to the point of beginning.

Registration Block 420

Beginning at the intersection of U.S. Highway 10 and the west boundary of the state; thence along U.S. Highway 10 to State Trunk Highway (STH) 32; thence along STH 32 to STH 34; thence along STH 34 to Interstate Highway 94 (I-94); thence along I-94 to County State Aid Highway (CSAH) 24, Otter Tail County; thence along CSAH 24 to CSAH 26, Wilkin County; thence along CSAH 26 to its junction with U.S. Highway 75; thence due west to the western boundary of the state; thence along the western boundary of the state to the point of beginning.

Registration Block 421

Beginning at a point on the western boundary of the state due west of the junction of County State Aid Highway (CSAH) 26, Wilkin County and U.S. Highway 75; thence due east to said junction; thence along CSAH 26 to CSAH 24, Otter Tail County; thence along CSAH 24 to Interstate Highway 94 (I-94); thence along I-94 to U.S. Highway 59; thence along U.S. Highway 59 to State Trunk Highway (STH) 55; thence along STH 55 to the west boundary of the state; thence along the west boundary of the state to the point of beginning.

Registration Block 422

Beginning at the intersection of State Trunk Highway (STH) 55 and the west boundary of the state; thence along STH 55 to the west boundary of Grant County; thence along the west boundary of Grant County to the west boundary of Stevens County; thence along the west boundary of Stevens County to STH 28; thence along STH 28 to the west boundary of the state; thence along the west boundary of the state to the point of beginning.

Registration Block 423

Beginning at the intersection of State Trunk Highway (STH) 55 and U.S. Highway 59; thence along U.S. Highway 59 to STH 28; thence along STH 28 to the west boundary of Stevens County; thence along the west boundary of Stevens County to the west boundary of Grant County; thence along the west boundary of Grant County to STH 55 thence along STH 55 to the point of beginning.

Registration Block 424

Beginning at the intersection of State Trunk Highway (STH) 28 and STH 9; thence along STH 9 to U.S. Highway 12; thence along U.S. Highway 12 to County State Aid Highway (CSAH) 25, Big Stone County; thence along CSAH 25 to CSAH 10, Big Stone County; thence along CSAH 10 to CSAH 21, Big Stone County; thence along CSAH 21 to STH 28; thence along STH 28 to the point of beginning.

Registration Block 425

Beginning at the intersection of U.S. Highway 12 and State Trunk Highway (STH) 29; thence along STH 29 to STH 40; thence along STH 40 to STH 277; thence along STH 277 to STH 7; thence along STH 7 to U.S. Highway 71; thence along U.S. Highway 71 to U.S. Highway 12; thence along U.S. Highway 12 to the point of beginning.

Registration Block 426

Beginning at the intersection of U.S. Highway 12 and U.S. Highway 71; thence along U.S. Highway 71 to U.S. Highway 212; thence along U.S. Highway 212 to State Trunk Highway (STH) 4; thence along STH 4 to STH 7; thence along STH 7 to STH 22; thence along STH 22 to U.S. Highway 12; thence along U.S. Highway 12 to the point of beginning.

Registration Block 427

Beginning at the intersection of State Trunk Highway (STH) 7 and STH 4; thence along STH 4 to STH 19; thence along STH 19 to STH 5; thence along STH 5 to U.S. Highway 212; thence along U.S. Highway 212 to STH 22; thence along STH 22 to STH 7; thence along STH 7 to the point of beginning.

Registration Block 428

Beginning at the intersection of U.S. Highway 12 and State Trunk Highway (STH) 22; thence along STH 22 to U.S. Highway 212; thence along U.S. Highway 212 to STH 25; thence along STH 25 to the South Fork Crow River at Watertown; thence along the easterly bank of the South Fork Crow River to U.S. Highway 12 at Delano; thence along U.S. Highway 12 to the point of beginning.

Registration Block 431

Beginning at the intersection of the west boundary of the state and State Trunk Highway (STH) 28; thence along STH 28 to County State Aid Highway (CSAH) 21, Big Stone County; thence along CSAH 21 to CSAH 10, Big Stone County; thence along CSAH 10 to CSAH 25, Big Stone County; thence along CSAH 25 to U.S. Highway 12; thence along U.S. Highway 12 to U.S. Highway 59; thence along U.S. Highway 59 to STH 119; thence along STH 119 to STH 7; thence along STH 7 to U.S. Highway 12; thence along U.S. Highway 12 to the west boundary of the state; thence along the west boundary of the state to the point of beginning.

Registration Block 432

Beginning at the intersection of State Trunk Highway (STH) 7 and U.S. Highway 75; thence along U.S. Highway 75 to the northerly shore of the Minnesota River; thence along the northerly shore of said river to the boundary of Lac qui Parle Wildlife Area; thence along the southerly, easterly, and northerly boundaries of the Lac qui Parle Wildlife Area to STH 119; thence along STH 119 to STH 7; thence along STH 7 to the point of beginning.

Registration Block 433

Beginning at the intersection of the west boundary of the state and U.S. Highway 12; thence along U.S. Highway 12 to State Trunk Highway (STH) 7; thence along STH 7 to U.S. Highway 75; thence along U.S. Highway 75 to the Minnesota River; thence along the northerly shore of the Minnesota River to the boundary of the Lac qui Parle Wildlife Area; thence along the southerly and easterly boundaries of the Lac qui Parle Wildlife Area to the northerly shore of the Minnesota River; thence along the northerly shore of the Minnesota River to U.S. Highway 212 to Granite Falls; thence along U.S. Highway 212 to State Trunk Highway (STH) 67; thence along STH 67 to County State Aid Highway (CSAH) 9, Yellow Medicine County; thence along CSAH 9 to CSAH 29, Lac qui Parle County; thence along CSAH 29 to STH 275; thence along STH 275 to U.S. Highway 212; thence along U.S. Highway 212 to U.S. Highway 75; thence along U.S. Highway 75 to STH 40; thence along STH 40 to the west boundary of the state; thence along the west boundary of the state to the point of beginning.

Registration Block 434

Beginning at the intersection of the northerly boundary of the Lac qui Parle Wildlife Area and State Trunk Highway (STH) 119; thence along STH 119 to U.S. Highway 59; thence along U.S. Highway 59 to U.S. Highway 12; thence along U.S. Highway 12 to STH 29; thence along STH 29 to STH 40; thence along STH 40 to STH 277; thence along STH 277 to County State Aid Highway (CSAH) 4, Chippewa County; thence along CSAH 4 to STH 23; thence along STH 23 to the northerly shore of the Minnesota River; thence along the northerly shore of the Minnesota River to the easterly boundary of the Lac qui Parle Wildlife Area; thence along the easterly and northerly boundaries of the Lac qui Parle Wildlife Area to the point of beginning.

Registration Block 436

Beginning at the intersection of U.S. Highway 212 and the Minnesota River at Granite Falls; thence along the northerly bank of the Minnesota River to U.S. Highway 71; thence along U.S. Highway 71 to State Trunk Highway (STH) 67; thence along STH 67 to County State Aid Highway (CSAH) 46, Redwood County; thence along CSAH 46 to CSAH 22, Lyon County; thence along CSAH 22 to CSAH 9, Lyon County; thence along CSAH 9 to STH 23; thence along STH 23 to CSAH 43, Yellow Medicine County; thence along CSAH 43 to STH 67; thence along STH 67 to U.S. Highway 212; thence along U.S. Highway 212 to the point of beginning.

Registration Block 437

Beginning at the intersection of U.S. Highway 71 and State Trunk Highway (STH) 7; thence along U.S. Highway 71 to the northerly shore of the Minnesota River; thence along the northerly shore of the Minnesota River to STH 23; thence along STH 23 to Maynard; thence along County State Aid Highway (CSAH) 4, Chippewa County, to STH 7; thence along STH 7 to the point of beginning.

Registration Block 438

Beginning at the intersection of U.S. Highway 212 and U.S. Highway 71; thence along U.S. Highway 212 to State Trunk Highway (STH) 4; thence along STH 4 to STH 19; thence along STH 19 to STH 15; thence along STH 15 to the Minnesota River; thence along the northerly bank of the Minnesota River to U.S. Highway 71; thence along U.S. Highway 71 to the point of beginning.

Registration Block 439

Beginning at the intersection of U.S. Highway 71 and the Minnesota River; thence along the northerly shore of the Minnesota River to State Trunk Highway (STH) 15; thence along STH 15 to STH 257; thence along STH 257 to County State Aid Highway (CSAH) 20, Brown County; thence along CSAH 20 to STH 4; thence along STH 4 to STH 68; thence along STH 68 to STH 67; thence along STH 67 to U.S. Highway 71; thence along U.S. Highway 71 to the point of beginning.

Registration Block 442

Beginning at the intersection of State Trunk Highway (STH) 19 and STH 5; thence along STH 5 to STH 25; thence along STH 25 to the Minnesota River; thence along the northerly shore of the Minnesota River to STH 15; thence along STH 15 to STH 19; thence along STH 19 to the point of beginning.

Registration Block 443

Beginning at the intersection of State Trunk Highway (STH) 15 and the Minnesota River; thence along the northerly bank of the Minnesota River to U.S. Highway 14; thence along U.S. Highway 14 to STH 22; thence along STH 22 to STH 30; thence along STH 30 to STH 15; thence along STH 15 to the point of beginning.

Registration Block 444

Beginning at the intersection of State Trunk Highway (STH) 19 and the Minnesota River; thence along STH 19 to County State Aid Highway (CSAH) 11, LeSueur County; thence along CSAH 11 to STH 99; thence along STH 99 to CSAH 15, LeSueur County; thence along CSAH 15 to CSAH 26, Blue Earth County; thence along CSAH 26 to STH 60; thence along STH 60 to U.S. Highway

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14; thence along U.S. Highway 14 to the Minnesota River; thence along the northerly bank of the Minnesota River to the point of beginning.

Registration Block 446

Beginning on State Trunk Highway (STH) 40 at the western boundary of the state; thence along the western boundary of the state to the southern boundary of Yellow Medicine County; thence east along the southern boundary of Yellow Medicine County to U.S. Highway 75; thence along U.S. Highway 75 to STH 40; thence along STH 40 to the point of beginning.

Registration Block 447

Beginning at the intersection of U.S. Highway 212 and U.S. Highway 75; thence along U.S. Highway 75 to the southern boundary of Yellow Medicine County; thence along the southern boundary of Yellow Medicine County to State Trunk Highway (STH) 23; thence along STH 23 to County State Aid Highway (CSAH) 43, Yellow Medicine County; thence along CSAH 43 to STH 67; thence along STH 67 to CSAH 9, Yellow Medicine County; thence along CSAH 9 to CSAH 29, Lac qui Parle County; thence along CSAH 29 to STH 275; thence along STH 275 to U.S. Highway 212; thence along U.S. Highway 212 to the point of beginning.

Registration Block 448

Beginning on the western boundary of the state at the northern boundary of Lincoln County; thence along the western boundary of the state to U.S. Highway 14; thence along U.S. Highway 14 to the eastern boundary of Lincoln County; thence along the eastern boundary of Lincoln County to the northern boundary of Lincoln County; thence along the northern boundary of Lincoln County to the point of beginning.

Registration Block 449

Beginning at the northwestern corner of Lyon County; thence along the western boundary of Lyon County to U.S. Highway 14; thence along U.S. Highway 14 to the eastern boundary of Lyon County; thence along said boundary to County State Aid Highway (CSAH) 22, Lyon County; thence along CSAH 22 to CSAH 9, Lyon County; thence along CSAH 9 to State Trunk Highway (STH) 23; thence along STH 23 to the northern boundary of Lyon County; thence along the northern boundary of Lyon County to the point of beginning.

Registration Block 450

Beginning at the intersection of County State Aid Highway (CSAH) 46, Redwood County and the west boundary of Redwood County; thence along said boundary to U.S. Highway 14; thence along U.S. Highway 14 to STH 4; thence along STH 4 to STH 68; thence along STH 68 to STH 67; thence along STH 67 to CSAH 46, Redwood County; thence along CSAH 46 to the point of beginning.

Registration Block 451

Beginning on U.S. Highway 14 at the western boundary of the state; thence along the western boundary of the state to the southern boundary of Pipestone County; thence along the southern boundary of Pipestone County to U.S. Highway 75; thence along U.S. Highway 75 to State Trunk Highway (STH) 268; thence along STH 268 to County State Aid Highway (CSAH) 18, Pipestone County; thence along CSAH 18 to CSAH 1, Pipestone County; thence along CSAH 1 to CSAH 1, Murray County; thence along CSAH 1 to STH 91; thence along STH 91 to U.S. Highway 14; thence along U.S. Highway 14 to the point of beginning.

Registration Block 452

Beginning at the northern boundary of Rock County at the western boundary of the state; thence along the western and southern boundaries of the state to State Trunk Highway (STH) 91; thence along STH 91 to County State Aid Highway (CSAH) 1, Murray County; thence along CSAH 1 to CSAH 1, Pipestone County; thence along CSAH 1 to CSAH 18, Pipestone County; thence along CSAH 18 to STH 268; thence along STH 268 to U.S. Highway 75; thence along U.S. Highway 75 to the northern boundary of Rock County; thence along the northern boundary of Rock County to the point of beginning.

Registration Block 453

Beginning at the intersection of State Trunk Highway (STH) 30 and STH 91; thence along STH 91 to the southern boundary of the state; thence along the southern boundary of the state to County State Aid Highway (CSAH) 3, Nobles County; thence along CSAH 3 to STH 264; thence along STH 264 to CSAH 1, Jackson County; thence along CSAH 1 to CSAH 1, Nobles County; thence along CSAH 1 to the southern boundary of Murray County; thence along the southern boundary of Murray County to the Chicago and North Western Railroad; thence northwest along said railroad to STH 62; thence along STH 62 to U.S. Highway 59; thence along U.S. Highway 59 to STH 30 at Slayton; thence along STH 30 to the point of beginning.

Registration Block 454

That part of the state within the following described boundaries, excepting that part comprising Block 455: Beginning at the intersection of U.S. Highway 14 and State Trunk Highway (STH) 91; thence along STH 91 to STH 30; thence along STH 30 to U.S. Highway 59 at Slayton; thence along U.S. Highway 59 to STH 62 at Fulda; thence along STH 62 to the Chicago and North Western Railroad; thence along said railroad to the southern boundary of Murray County; thence along said boundary to the southwest corner of Cottonwood County; thence along the southern boundary of Cottonwood County to County State Aid Highway (CSAH) 5, Cottonwood County; thence along CSAH 5 to STH 62; thence along STH 62 to U.S. Highway 71; thence along U.S. Highway 71 to U.S. Highway 14; thence along U.S. Highway 14 to the point of beginning.

Registration Block 455

Beginning at the junction of County State Aid Highway (CSAH) 6, Murray County, and CSAH 42, Murray County; thence along CSAH 42 to CSAH 3, Murray County; thence along CSAH 3 to the Chicago and North Western Railroad; thence along said railroad to the southern boundary of Murray County; thence along said boundary to the southwest corner of Cottonwood County; thence along the southern boundary of Cottonwood County to CSAH 5, Cottonwood County; thence along CSAH 5 to CSAH 13, Cottonwood County; thence along CSAH 13 to CSAH 6, Murray County; thence along CSAH 6 to the point of beginning.

Registration Block 456

Beginning on County State Aid Highway (CSAH) 1, Nobles County, at the south boundary of Murray County; thence along CSAH 1, Nobles County to CSAH 1, Jackson County; thence along CSAH 1 to State Trunk Highway (STH) 264; thence along STH 264 to CSAH 3, Nobles County; thence along CSAH 3 to the southern boundary of the state; thence along the southern boundary of the state to CSAH 23, Jackson County; thence along CSAH 23 to CSAH 8, Jackson County; thence along CSAH 8 to CSAH 29, Jackson County; thence along CSAH 29 to CSAH 36, Jackson County; thence along CSAH 36 to CSAH 1, Cottonwood County; thence along CSAH 1 to STH 60; thence along STH 60 to STH 62; thence along STH 62 to CSAH 5, Cottonwood County; thence along CSAH 5 to the southern boundary of Cottonwood County; thence along said boundary to the southeast corner of Murray County; thence along the south boundary of Murray County to the point of beginning.

Registration Block 457

Beginning at the intersection of U.S. Highway 14 and U.S. Highway 71; thence along U.S. Highway 71 to State Trunk Highway (STH) 60; thence along STH 60 to STH 15; thence along STH 15 to STH 257; thence along STH 257 to County State Aid Highway (CSAH) 20, Brown County; thence along CSAH 20 to STH 4; thence along STH 4 to U.S. Highway 14; thence along U.S. Highway 14 to the point of beginning.

Registration Block 458

Beginning at the intersection of State Trunk Highway (STH) 60 and County State Aid Highway (CSAH) 1, Cottonwood County; thence along CSAH 1 to CSAH 36, Jackson County; thence along CSAH 36 to CSAH 29, Jackson County; thence along CSAH 29 to CSAH 8, Jackson County; thence along CSAH 8 to CSAH 23, Jackson County; thence along CSAH 23 to the southern boundary of the state; thence along the southern boundary of the state to STH 15; thence along STH 15 to STH 60; thence along STH 60 to the point of beginning.

Registration Block 459

Beginning at the intersection of State Trunk Highway (STH) 30 and STH 15; thence along STH 15 to the southern boundary of the state; thence along the southern boundary of the state to STH 22; thence along STH 22 to County State Aid Highway (CSAH) 29, Faribault County; thence along CSAH 29 to CSAH 3, Waseca County; thence along CSAH 3 to STH 30; thence along STH 30 to the point of beginning.

Registration Block 461

Beginning at the intersection of State Trunk Highway (STH) 19 and County State Aid Highway (CSAH) 11, LeSueur County; thence along CSAH 11 to STH 99; thence along STH 99 to CSAH 15, LeSueur County; thence along CSAH 15 to CSAH 26, Blue Earth County; thence along CSAH 26 to STH 60; thence along STH 60 to CSAH 16, Rice County; thence along CSAH 16 to CSAH 15, Rice County; thence along CSAH 15 to Interstate Highway 35 (I-35); thence along I-35 to STH 19; thence along STH 19 to the point of beginning.

Registration Block 462

Beginning at the intersection of State Trunk Highway (STH) 19 and Interstate Highway 35 (I-35); thence along I-35 to County State Aid Highway (CSAH) 12, Steele County; thence along CSAH 12 to CSAH 24, Dodge County; thence along CSAH 24 to STH 57; thence along STH 57 to U.S. Highway 52; thence along U.S. Highway 52 to STH 19; thence along STH 19 to the point of beginning.

Registration Block 463

Beginning at the intersection of State Trunk Highway (STH) 60 and STH 22; thence along STH 22 to STH 30; thence along STH 30 to STH 13; thence along STH 13 to STH 60; thence along STH 60 to the point of beginning.

Registration Block 464

Beginning at the intersection of State Trunk Highway (STH) 60 and STH 13; thence along STH 13 to STH 30; thence along STH 30 to U.S. Highway 218; thence along U.S. Highway 218 to Interstate Highway 35 (I-35); thence along I-35 to County State Aid Highway (CSAH) 15, Rice County; thence along CSAH 15 to CSAH 16, Rice County; thence along CSAH 16 to STH 60; thence along STH 60 to the point of beginning.

Registration Block 465

Beginning at the intersection of County State Aid Highway (CSAH) 12, Steele County and Interstate Highway 35 (I-35); thence along I-35 to U.S. Highway 218; thence along U.S. Highway 218 to State Trunk Highway (STH) 30; thence along STH 30 to CSAH 13, Dodge County; thence along CSAH 13 to U.S. Highway 14; thence along U.S. Highway 14 to STH 57; thence along STH 57 to CSAH 24, Dodge County; thence along CSAH 24 to CSAH 12, Steele County; thence along CSAH 12 to the point of beginning.

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Beginning at the intersection of State Trunk Highway (STH) 30 and County State Aid Highway (CSAH) 3, Waseca County; thence along CSAH 3 to CSAH 29, Faribault County; thence along CSAH 29 to STH 22; thence along STH 22 to the southern boundary of the state; thence along the southern boundary of the state to STH 105; thence along STH 105 to STH 116 in Austin; thence along STH 116 to U.S. Highway 218; thence along U.S. Highway 218 to STH 30; thence along STH 30 to the point of beginning.

Registration Block 467

Beginning at the intersection of State Trunk Highway (STH) 30 and U.S. Highway 218; thence along U.S. Highway 218 to STH 116 in Austin; thence along STH 116 to STH 105; thence along STH 105 to the southern boundary of the state; thence along the southern boundary of the state to U.S. Highway 63; thence along U.S. Highway 63 to STH 30; thence along STH 30 to the point of beginning.

Commissioner's Orders Nos. 2219 and 2287 are hereby superseded.

Dated at Saint Paul, Minnesota, this 1 day of August, 1989.

Joseph N. Alexander, Commissioner
Department of Natural Resources

Department of Natural Resources

Commissioner's Order No. 2348: Regulations for the Taking of Deer During 1989

Pursuant to authority vested in me by *Minnesota Statutes* §§ 97B.301-97B.325 and other applicable law, I, Joseph N. Alexander, Commissioner of Natural Resources, hereby prescribe the following regulations for the taking of deer during 1989. All dates and time periods in this order are inclusive.

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Section 1. DEFINITIONS.

(a) **Legal Firearms.** Firearms described as legal for the taking of big game by *Minnesota Statutes* ch. 97B.031, including Subd. 1(c) permitting 10 mm cartridges at least 0.95 inches long, may be used for taking deer within the "all legal firearms" zone described in Sec. 10(d). Within the shotgun zone as described in Sec. 10(c) during the regular firearms season, only legal shotguns (including those with rifled barrels) loaded with single-slug shotgun shells and legal muzzleloading long guns may be used for taking deer. Within the shotgun zone during the special muzzleloader season, only legal muzzleloading long guns may be used for taking deer. In the shotgun zone, disabled persons incapable of using a gun fired from the shoulder and possessing a physician's written statement verifying this condition may use legal handguns for taking deer during the regular firearms season and legal muzzleloading handguns for taking deer during the special muzzleloader season. During the special muzzleloader season, only legal muzzleloaders with metallic open or peep type sights may be used for taking deer.

(b) **Legal Bow and Arrow.** Bow must have a pull of no less than 40 pounds at or before full draw. The bow may not be drawn, held or released by mechanical means, except that a person may use a mechanical device attached to the bowstring if the person's own strength draws, holds, and releases the bowstring. Persons unable to hunt with a legal bow and arrow because of a permanent disability, verified in writing by a licensed physician, may be issued a permit to use a legal crossbow as defined by *Minnesota Statutes* § 97B.106.

(c) **Legal Buck.** A legal buck is any deer having at least one antler not less than three inches in length.

(d) **Antlerless Deer.** Antlerless deer are all deer including fawns, other than legal bucks.

(e) **Antlerless Permit Area.** An area of the state consisting of one or more deer registration blocks and defined in Sec. 9 wherein taking antlerless deer is authorized for a quota of hunters who are issued permits.

(f) **November Firearms Season.** The November firearms season is the statewide deer season beginning November 4, as described in Sec. 3(a) through 3(d) of this order.

(g) **Muzzleloader Season.** The muzzleloader season is the deer season from November 25 to December 10, 1989, when deer may be taken by legal muzzleloaders in specified areas as described in Secs. 3(f) and 5(a) of this order.

Sec. 2. BOW AND ARROW SEASON REGULATIONS.

(a) Antlerless deer and legal bucks may be taken statewide from September 16 to November 30, 1989, from one-half hour before sunrise to sunset each day with the following provisions:

(1) except that the bow and arrow deer season in Registration Blocks 115 through 118, 127, 130, and 194 shall close on November 19, 1989.

(2) except for bonus licenses or as otherwise specifically authorized, only legal bucks may be taken during the November firearms season within a zone when there is an open firearms deer season therein.

(b) Antlerless deer and legal bucks may be taken by legal bow and arrow in the Northern Minnesota December Archery Zone as described in Sec. 10(a) from December 1 to December 3, 1989, except as listed in (a)(1) above, and in the Southeast December Archery Zone as described in Sec. 10(b) from December 1 to December 31, 1989, from one-half hour before sunrise to sunset each day.

(c) Bow and arrow areas open by special permit.

(1) Crow-Hassan Park Reserve in Hennepin County is open to either sex deer hunting by bow and arrow from October 28 to October 29, and November 16, and 17, 1989. One hundred forty (140) permits will be issued. Metro Area Bonus bow licenses will be valid for taking antlerless deer during this hunt. Applications must be addressed to Hennepin Parks Bow Hunt, 3800 County Road 24, Maple Plain, Minnesota 55359.

(2) Murphy-Hanrahan Park Reserve and Cleary Lake Regional Park in Scott County are open to either sex deer hunting by bow and arrow from November 10 to November 12. Two hundred (200) permits will be issued for Murphy-Hanrahan and forty-five (45) permits will be issued for Cleary Lake. Hunters must meet the red/orange clothing requirement. Each hunt will require a separate application form. Metro Area Bonus bow licenses will be valid for taking antlerless deer during this hunt. Applications must be addressed to Hennepin Parks Bow Hunt, 3800 County Road 24, Maple Plain, Minnesota 55359.

(d) Special bow hunt permit application procedure:

(1) Hunters must send a stamped, self-addressed business envelope to the headquarters of the appropriate special bow hunt unit with a request for the application form and instructions.

(2) Up to four persons may apply as a party by mailing all applications in one envelope. Either the entire party will be selected by the drawing or none will be selected.

(3) Incomplete or improperly completed applications will be rejected.

(4) The application deadlines for special hunts in this section are: Crow-Hassan and Murphy-Hanrahan Park Reserves, and Cleary Lake Regional Park, September 7;

Sec. 3. FIREARMS SEASON REGULATIONS.

Every firearms deer hunter must select one of the seven choices from the zone and date options contained in this section. This choice will be indicated by a hole punched in the license at the time of purchase. No person is permitted to hunt deer by firearms except within the limits of the choice indicated by the punched hole.

(a) Zone 1 (as described in Sec. 8(a)). Legal bucks may be taken from November 4 to November 19, 1989, from one-half hour before sunrise to sunset each day. Antlerless deer may be taken only by permit throughout this season, and only within the permit area specified on each hunter's permit.

(b) Zone 2 (as described in Sec. 8(b)). Legal bucks may be taken from November 4 to November 12, 1989, from one-half hour before sunrise to sunset each day. Antlerless deer may be taken only by permit throughout this season and only within the permit area specified on each hunter's permit.

(c) Zone 3 (as described in Sec. 8(c)). Hunters must select either the early or the late season.

(1) **Early Season.** Legal bucks may be taken from November 4 to November 12, 1989, from one-half hour before sunrise to sunset each day.

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(2) **Late Season.** Legal bucks and antlerless deer may be taken from November 18 to November 24, 1989, from one-half hour before sunrise to sunset each day. Antlerless deer may be taken only by permit and only within the permit area specified on each hunter's permit.

(d) Zone 4 (as described in Sec. 8(d)). Hunters must select either the early or the late season.

(1) **Early Season.** Legal bucks and antlerless deer may be taken on November 4 and November 5, 1989, from one-half hour before sunrise to sunset each day. Antlerless deer may be taken only by permit and only within the permit area specified on each hunter's permit.

(2) **Late Season.** Legal bucks and antlerless deer may be taken from November 11 to November 14, 1989, from one-half hour before sunrise to sunset each day. Antlerless deer may be taken only by permit and only within the permit area specified on each hunter's permit.

(e) Additional areas are open to a limited number of hunters during the November firearms season as described in Sec. 5(b).

(f) **Muzzleloader Season.** Antlerless deer and legal bucks may be taken by legal muzzleloader from November 25 to December 10, 1989, from one-half hour before sunrise to sunset each day, in the areas described below. Except for the Richard J. Dorer Memorial Hardwood Forest, all land within the statutory boundaries of the state forests listed below is open for muzzleloader hunting. Persons selecting this season may not hunt during the November firearms season. Persons selecting this season must have the Special Muzzleloader Season block punched out on their licenses. In addition to the areas listed below, additional areas are open to a limited number of hunters as described in Sec. 5(a).

(1) Carlos Avery Wildlife Management Area (WMA) and adjacent lands in Anoka and Chisago Counties; within the boundary described as follows:

Beginning at the junction of Pine Street and County State Aid Highway (CSAH) 23, Anoka County; thence northerly on CSAH 23 to CSAH 19, Anoka County; thence north on CSAH 19 to CSAH 18, Anoka County; thence east on CSAH 18 to County Road 62, Anoka County; thence northeasterly on County Road 62 to County Road 87, Chisago County; thence northerly on County Road 87 to CSAH 22, Chisago County; thence east on CSAH 22 to U.S. Highway 61; thence southerly on U.S. Highway 61 to State Trunk Highway (STH) 98; thence easterly and northeasterly on STH 98 to U.S. Highway 8; thence northerly on U.S. Highway 8 to County Road 77, Chisago County; thence northerly on County Road 77 to CSAH 14, Chisago County; thence northerly and westerly on CSAH 14 to CSAH 18, Chisago County; thence south and southwesterly on CSAH 18 to CSAH 30, Chisago County; thence southerly on CSAH 30 to CSAH 19, Chisago County; thence westerly on CSAH 19 to CSAH 36, Anoka County; thence westerly on CSAH 36 to County Road 75, Anoka County; thence southerly on County Road 75 to CSAH 22, Anoka County; thence westerly and southerly on CSAH 22 to CSAH 17, Anoka County; thence southerly on CSAH 17 to the southern boundary of Ham Lake Township, Anoka County; thence east along the southern boundary of Ham Lake Township and the southern boundary of Columbus Township, Anoka County, to Pine Street; thence east on Pine Street to the point of beginning.

(2) Chengwatana State Forest in Chisago and Pine Counties;

(3) Cloquet Valley State Forest in St. Louis County;

(4) George Washington State Forest in Itasca County;

(5) Gores Pool WMA in Dakota and Goodhue Counties;

(6) Land -O- Lakes State Forest in Cass County, north of County State Aid Highway 58, Cass County and east of State Trunk Highway 6 only;

(7) McCarthy Lake WMA in Wabasha County;

(8) Meadowbrook WMA in Cass County;

(9) Mille Lacs WMA in Kanabec and Mille Lacs Counties;

(10) Nemadji State Forest in Carlton and Pine Counties;

(11) Paul Bunyan Game Refuge in Hubbard County;

(12) Red Lake WMA and Beltrami Island State Forest in Beltrami, Lake of the Woods, and Roseau Counties;

(13) Richard Dorer Memorial Hardwood Forest tracts posted as State Forest and delineated on the Memorial Hardwood Forest map available from DNR offices;

(14) Roseau River WMA in Roseau County;

(15) Rum River State Forest in Kanabec and Mille Lacs Counties;

(16) Savanna State Forest in Aitkin and St. Louis Counties;

(17) Thief Lake WMA in Marshall County; and

(18) Whitewater WMA in Olmsted, Wabasha, and Winona Counties.

Sec. 4. ANTLERLESS PERMIT PROCEDURE FOR NOVEMBER FIREARMS SEASON.

(a) Residents and non-residents are eligible for antlerless permits. Application for an antlerless permit must be made on the official antlerless permit application form (card) issued with the applicant's license. No person shall apply for an antlerless deer permit without first purchasing a 1989 firearms deer license. The application must be for one of the permit areas described in Sec. 9, and must be for the zone and dates on the applicant's 1989 deer license. No person shall submit more than one application for an antlerless permit nor shall any person apply for an antlerless permit in more than one antlerless permit area. No person shall apply for a muzzleloader special permit area or a firearms special permit area who has applied for an antlerless permit, and no person shall apply for an antlerless permit who has applied for a muzzleloader special permit area or a firearms special permit area. Any application that is not completed in accordance with the instructions on the application will be rejected.

(b) After the application has been completed, it must be either mailed or delivered to:

Department of Natural Resources
License Bureau
500 Lafayette Road
St. Paul, Minnesota 55155-4026

Applications that are mailed must be postmarked no later than September 7, 1989. Applications that are delivered must be delivered no later than 4:30 p.m., September 7, 1989. Applications postmarked or delivered after these specified times will not be accepted.

(c) If the number of applications for permits in any area exceeds the quota set forth in paragraph (e) of this section, computerized drawings will be held to determine who will be issued permits.

Where drawings are necessary, two types will be used to select permit holders.

(1) **Preference Drawing.** Anyone 12 years of age or older may enter the preference drawings by supplying his driver's license or official State of Minnesota Identification Number on his application. All applicants who have reached their 18th birthday by September 7, 1989 must provide one of these two numbers in order to qualify. Applicants establish a preference rating based upon the number of times they have applied in previous years, beginning with 1981, and have not obtained an antlerless permit. The preference rating will increase each year the applicant applies unsuccessfully. Persons applying for the first time have no preference. Applicants receiving permits lose their accrued preference.

(2) **Special Youth Drawing (Non-preference Drawing).** Any person 12 years of age or older but less than 18 on September 7, 1989 and who elects to supply his Firearms Safety Training Certificate number in lieu of his driver's license or official State of Minnesota Identification number, will be placed in the non-preference drawing. In this drawing there will be no preference gained and all applicants will have equal opportunity of being selected with all other applicants selecting this option in their permit area. The number of antlerless permits available for the non-preference drawing will be that proportion of the total number of permits for each area represented by the ratio of Firearms Safety numbered applicants to the total applicants for that area.

(d) A valid antlerless permit is the computer generated document mailed to applicants successful in the respective permit area drawings. Only successful applicants will be notified. The antlerless permit is only valid for the zone and dates on the applicant's previously purchased firearms deer license.

(e) Antlerless Permit Areas and quotas for 1989 are as follows:

Area No.	No. Permits	Area No.	No. Permits	Area No.	No. Permits	Area No.	No. Permits
ZONE 1		ZONE 2		ZONE 3		ZONE 4	
104)		201)	150	337)	500	401)	A-350 B-350
105)	700	202)	700			402)	A-300 B-400
106)		203)	350			403)	A-250 B-250
		204)	1300	338)	200	404)	A-500 B-600
107)		205)	500	339)	900	405)	A-650 B-650
108)		206)	1000	341)	1900	406)	A-400 B-600
109)	1700	207)	800	342)	1300	407)	A-500 B-700
195)		208)	350	343)	1500	408)	A-400 B-450
		209)	800	344)	1100	409)	A-600 B-1400
110)	300	210)	1000	345)	1000	410)	A-750 B-1750
				346)	2600	411)	A-750 B-1750
119)		211)		347)	1100	412)	A-550 B-1250
120)	3500	212)	800	348)	1300	413)	A-250 B-600

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121)		213)		349)	2200	414)	A-300	B-450
122)						415)	A-250	B-350
123)	1000	221)	300			416)	A-350	B-850
124)		222)	400			417)	A-350	B-850
125)		223)	600			418)	A-200	B-450
		224)	150			419)	A-350	B-400
126)		225)	650			420)	A-250	B-350
128)	750	226)	350			421)	A-100	B-300
129)		227)	1400			422)	A-150	B-300
		235)	150			423)	A-150	B-300
152)	100	236)	700			424)	A-150	B-250
						425)	A-50	B-50
154)		244)				426)	A-100	B-200
155)	1200	245)	3000			427)	A-100	B-150
156)						428)	A-150	B-150
		246)	2000			431)	A-100	B-300
157)		247)	750			432)		
158)	1000	248)	250			433)	A-300	B-700
		249)	500			434)		
159)	1000	251)	200					
						436)		
167)		284)				437)	A-100	B-300
168)	1750	285)	4000					
169)		286)				438)		
						439)	A-30	B-70
170)		287)	300					
171)						442)		
172)	2250	297)	300			443)	A-250	B-400
173)		298)				444)		
174)						446)	A-100	B-150
						447)	A-50	B-100
175)						448)	A-50	B-150
176)						449)	A-100	B-200
177)	4000					450)	A-50	B-100
178)						451)	A-150	B-200
179)						452)	A-200	B-200
						453)	A-200	B-200
180)						454)	A-300	B-300
181)						455)	A-50	B-50
182)	6000					456)	A-200	B-200
183)						457)	A-100	B-100
199)						458)	A-100	B-150
						459)	A-250	B-350
197)						461)	A-100	B-200
198)	750					462)	A-200	B-400
						463)	A-50	B-50
						464)	A-100	B-200
						465)	A-50	B-50
						466)	A-300	B-300
						467)	A-200	B-200
						AREAS	PERMITS	
						110	100,150	

Sec. 5. SPECIAL FIREARMS PERMIT AREA DEER HUNTS.

For the areas listed in this section, only permittees randomly selected from the applicants shall be allowed to hunt. Permittees are allowed to take deer by regular firearms or muzzleloaders. Applications for any of these areas must be made according to instructions in Sec. 6 of this order.

(a) Muzzleloader Special Permit Areas.

(1) The Lac qui Parle WMA and the Big Stone National Wildlife Refuge in Big Stone, Chippewa, Lac qui Parle and Swift Counties, the Federal Waterfowl Production Area located in Section 4, Township 119 N., Range 43 W., and certain surrounding lands as indicated by a map provided to each permittee, are open to deer hunting by legal muzzleloader during the muzzleloader season, except the area posted as "No Trespass from September 20 to December 1" and Rosemoen Island are not open at any time except by special authorization. An unlimited number of permits will be issued in each of two periods: November 25 to December 1, and December 2 to December 10, 1989. Hunters shall apply for only one of the two periods. Applications must be sent to the Lac qui Parle WMA, Route 1, Box 23, Watson, Minnesota 56295. This is Special Permit Area Number 432.

(2) The Lake Shetek State Park in Murray County is open for antlerless-only deer hunting by legal muzzleloader during the muzzleloader season. Forty (40) permits will be issued for the period from December 2 to December 10, 1989. Permittees must register at the park headquarters before hunting. Applications must be sent to Lake Shetek State Park, Route 1, Currie, Minnesota 56123. This is Special Permit Area Number 495.

(3) The Talcot Lake WMA, except the Sanctuary Area, in Cottonwood and Murray Counties and the surrounding area within the boundaries described below is open to deer hunting by legal muzzleloaders during the muzzleloader season:

Beginning at the junction of County State Aid Highway (CSAH) 6, and CSAH 13, Cottonwood County; thence along CSAH 13 to CSAH 6, Murray County; thence along CSAH 6, Murray County to CSAH 44, Murray County; thence along CSAH 44 to the southern boundary of Murray County; thence eastward along said boundary to the southwest corner of Cottonwood County; thence along the southern boundary of Cottonwood County to CSAH 6, Cottonwood County; thence along CSAH 6 to the point of beginning.

Fifty (50) permits will be issued for the period from November 25 to December 1, 1989, and fifty (50) permits will be issued for the period from December 2 to December 10, 1989. Permittees must register at the headquarters before hunting. Applications must be sent to Talcot Lake WMA, Dundee, Minnesota 56126. This is Special Permit Area Number 455.

(4) The Walnut Lake WMA in Faribault County and the surrounding area as shown on a special muzzleloader hunt zone map provided to all permittees is open to deer hunting by legal muzzleloader during the muzzleloader season. Twenty (20) permits will be issued for the period from November 25 to December 1, 1989, and twenty (20) permits will be issued for the period from December 2 to December 10, 1989. Applications must be sent to the Area Wildlife Manager, Nichols Office Center, 410 Jackson, Suite 180, Mankato, Minnesota 56001. This is Special Permit Area Number 489.

(5) The Danvers WMA in Swift County is open to deer hunting by legal muzzleloader during the muzzleloader season. Fifteen (15) permits will be issued for the period from November 25 to December 1, 1989, and fifteen (15) permits will be issued for the period from December 2 to December 10, 1989. Applications must be addressed to Muzzleloader Hunt, Wildlife Office, Civic Center, Appleton, Minnesota 56208. This is Special Permit Area Number 488.

(6) The Carlos Avery WMA Sanctuary Area in Anoka and Chisago Counties is open to deer hunting by legal muzzleloader during the muzzleloader season. Twenty (20) permits will be issued for the period from November 25 to December 1, 1989, and twenty (20) permits will be issued for the period from December 2 to December 10, 1989. Applications must be addressed to Sanctuary Deer Hunt, Carlos Avery Game Farm, 5463 W. Broadway, Forest Lake, Minnesota 55025. This is Special Permit Area Number 297.

(7) The Glacial Lakes State Park and the Waterfowl Production Area in Sections 25 and 26, T. 124 N., R. 39 W., in Pope County are open to deer hunting by legal muzzleloader during the Special Muzzleloader Season. Thirty (30) permits will be issued for the period December 6 to December 10, 1989. Applications must be addressed to Glacial Lakes ML Hunt, DNR Headquarters, 2115 Birchmont Beach Road NE, Bemidji, Minnesota 56601. This is Special Permit Area Number 487.

(8) The Cedar Rock WMA in Redwood County is open to deer hunting by legal muzzleloader during the Special Muzzleloader Season. Fifteen (15) permits will be issued for November 25 to December 1, 1989. Applications must be addressed to Muzzleloader Hunt, 231 East 2nd Street, Redwood Falls, Minnesota 56283. This is Special Permit Area Number 475.

(9) The Helmer Myre State Park in Freeborn County is open to deer hunting by legal muzzleloader during the Special Muzzleloader Season. Forty (40) permits will be issued for November 25 to November 28, 1989. Applications must be addressed to Myre ML Hunt, DNR Headquarters, Box 6247, Rochester, Minnesota 55903.

(b) Firearm Special Permit Areas.

(1) The Glacial Lakes State Park and the Waterfowl Production Area in Sections 25 and 26, T. 124 N., R. 39 W., in Pope County are open to either sex deer hunting by legal shotgun and muzzleloader. Forty (40) permits will be issued for November 11 to November

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12, 1989. Applications must be addressed to Glacial Lakes Deer Hunt, DNR Headquarters, 2115 Birchmont Beach Road NE, Bemidji, Minnesota 56601. This is Special Permit Area Number 496.

(2) The Zippel Bay State Park in Lake of the Woods County is open to deer hunting by legal firearms. Fifty (50) permits will be issued for November 4 to November 12, 1989. Bonus licenses will be available. Permittees must register at the park office before hunting. Applications must be sent to Zippel Bay Deer Hunt, Department of Natural Resources Headquarters, 2115 Birchmont Beach Road NE, Bemidji, Minnesota 56601. This is Special Permit Area Number 298.

(3) The Baker Park Reserve in Hennepin County is open to either sex deer hunting by legal shotgun and muzzleloader. Hunters must also possess a valid Zone 3B license. Eighty (80) permits will be issued for November 18 to November 19, 1989. Applications must be sent to Baker Park Deer Hunt, Hennepin Parks, 3800 County Road 24, Maple Plain, Minnesota 55359. This is Special Permit Area Number 391.

(4) The Lake Bronson State Park in Kittson County is open to deer hunting by legal firearms. Twenty-five (25) permits will be issued for November 4 to November 6, 1989. Bonus licenses will be available. Permittees must register at the park office before hunting. Applications must be sent to Lake Bronson Deer Hunt, DNR Headquarters, Box 9, Lake Bronson, Minnesota 56734. This is Special Permit Area Number 294.

(5) The Rice Lake National Wildlife Refuge in Aitkin County is open to deer hunting by legal firearms. One hundred (100) permits will be issued for November 11 to November 13, 1989. Applications must be sent to the Rice Lake National Wildlife Refuge, Rt. 2, McGregor, Minnesota 55760. This is Special Permit Area Number 151.

(6) The St. Croix State Park in Pine County is open to deer hunting by legal firearms. Six hundred (600) permits will be issued for November 11 and November 12, 1989. Applications must be addressed to St. Croix State Park, Route 3, Box 174, Hinckley, Minnesota 55037. This is Special Permit Area Number 153.

(7) The Wild River State Park in Chisago County is open to deer hunting by legal firearms within the area posted as state park. One hundred twenty-five (125) permits will be issued for November 11 to November 12, 1989. Applications must be addressed to Wild River State Park, 29755 Park Trail, Center City, Minnesota 55012. This is Special Permit Area Number 295.

(8) The Forestville State Park in Fillmore County is open to deer hunting by legal shotgun and muzzleloader. One hundred (100) permits will be issued for November 18 to November 20, 1989. Bonus licenses will be available. Applications must be addressed to Forestville Deer Hunt, DNR Headquarters, Box 6247, Rochester, Minnesota 55903. This is Special Permit Area Number 397.

(9) The Frontenac State Park in Goodhue County is open to deer hunting by legal shotgun and muzzleloader. Thirty (30) permits will be issued for November 18 to November 20, 1989. Applications must be addressed to Frontenac Deer Hunt, DNR Headquarters, Box 6247, Rochester, Minnesota 55903. This is Special Permit Area Number 390.

(10) The Lawrence and Belle Plaine State Waysides in Scott County are open to deer hunting by legal shotgun and muzzleloader. Sixty (60) permits will be issued for November 18 to November 20, 1989. Bonus licenses will be available. Applications must be addressed to Minnesota Valley Deer Hunt, 19825 Park Boulevard, Jordan, Minnesota 55352. This is Special Permit Area Number 392. Within the special area, permittees must take and tag an antlerless deer before taking a second deer of either sex.

(11) The O.L. Kipp State Park in Winona County is open to deer hunting by legal shotgun and muzzleloader. One hundred (100) permits will be issued for November 18 to November 20, 1989. Applications must be addressed to O.L. Kipp Deer Hunt, DNR Headquarters, Box 6247, Rochester, Minnesota 55903. This is Special Permit Area Number 393.

(12) The Maplewood State Park in Otter Tail County is open to deer hunting by legal firearms. Two hundred (200) permits will be issued for November 11 to November 12, 1989. Applications must be addressed to Deer Hunt, Maplewood State Park, Route 3, Box 281, Pelican Rapids, Minnesota 56572. This is Special Permit Area Number 498.

Sec. 6. SPECIAL FIREARMS PERMIT AREA APPLICATION PROCEDURE.

(a) Purchase of a deer hunting license is required prior to applying for a special permit area listed in Sec. 5. A firearms deer license validated for the muzzleloader season is required to hunt deer in the muzzleloader special permit areas and a firearms deer license validated for the proper zone and time period is required to hunt deer in the regular firearms special permit areas. The official antlerless permit application form (card) issued with the applicant's license must be used to apply for a special area permit.

(b) No person shall apply for a muzzleloader special permit area or a firearms special permit area who has applied for an antlerless permit and no person shall apply for an antlerless permit who has applied for a muzzleloader special permit area or a firearms special permit area.

(c) No person shall apply more than once for any one special permit area and no person who applies for any muzzleloader special permit area or any firearms special permit area shall apply for any other muzzleloader special permit area or firearms special permit area.

(d) Applications for all Special Permit Area hunts shall be made as follows:

- (1) Each person must apply on the official antlerless permit application form issued with the applicant's license.
- (2) The applicant should cross out the address for the antlerless permit drawing.
- (3) The Special Permit Area Number must be written on the application form in the space labeled "FOR OFFICE USE ONLY." For special areas with more than one hunt period, the choice of hunt periods must be specified by also writing the hunt dates in the same space designed for the Special Permit Area Number.
- (4) The application must be submitted in an envelope addressed to the special area hunt as described in Sec. 5.
- (5) All applications must be postmarked or delivered to the designated address no later than September 7, 1989.
- (6) Two to four persons desiring to hunt as a party may apply together by submitting their applications in one envelope. Properly completed applications which are submitted in one envelope will either all be selected or none selected.
- (e) Incomplete or improperly completed applications will be rejected.
- (f) Both Minnesota residents and nonresidents are eligible for special firearms area permits.
- (g) If the number of applications for any special permit area exceeds the quota, a random selection will be held to determine who will be issued permits.
- (h) The quota of permits listed for any special permit area may be modified in order to accommodate party members if the last applicant to be drawn for a special permit area is a member of a party.
- (i) Only successful applicants will be notified.
- (j) Permits are not transferable between persons or between special permit areas.
- (k) Unsuccessful applicants for special muzzleloader areas may, at the discretion of the Department, be given a second choice for undersubscribed special muzzleloader areas.

Sec. 7. BAG LIMIT AND PARTY HUNTING.

- (a) Except for persons hunting as a party as described below, or except as authorized under Bonus Deer provisions in Sec. 15, no person shall take or tag more than one deer during any calendar year whether by firearms or bow and arrow. Said deer must be of the age and sex, and taken during such time and in such location, as permitted under the hunter's license and permit.
- (b) Party hunting for deer is permitted according to the following rules:
 - (1) A party is any group of two or more licensed deer hunters all of whom are afield hunting together at the same time all using firearms or all using bow and arrow.
 - (2) Any member of a party may kill a legal buck for any other member of the party who has an unused tag. Any member of a party may tag a legal buck killed by any other member of the party.
 - (3) Any member of a party may kill an antlerless deer for any other member of the party who has an unused tag valid for an antlerless deer. Antlerless deer may only be tagged by party members licensed to take antlerless deer within the same area.

Sec. 8. DEER ZONES—1989.

(a) Deer Zone 1.

That portion of the state lying within the following described boundary:

Beginning on State Trunk Highway (STH) 72 at the northern boundary of the state, thence along STH 72 to the Tamarac River, Beltrami County; thence along the southerly shore of the Tamarac River to Upper Red Lake; thence along the easterly and southerly shores of Upper Red Lake to the easterly boundary of the Red Lake Indian Reservation; thence along the easterly boundary of said Reservation to STH 1; thence east along STH 1 to STH 72; thence along STH 72 to U.S. Highway 71; thence along U.S. Highway 71 to County State Aid Highway (CSAH) 39, Beltrami County; thence along CSAH 39 to CSAH 20, Beltrami County, thence westerly along CSAH 20 to the junction with CSAH 53, Beltrami County; thence southerly along CSAH 53 to CSAH 12, Beltrami County; thence easterly along CSAH 12 to CSAH 51, Beltrami County; thence southerly along CSAH 51 to CSAH 8, Beltrami County; thence westerly along CSAH 8 to CSAH 25, Beltrami County; thence southerly along CSAH 25 to CSAH 4, Beltrami County; thence southerly along CSAH 4 to CSAH 46, Hubbard County; thence along CSAH 46 to U.S. Highway 2; thence along U.S. Highway 2 to CSAH 45, Hubbard County; thence in a southerly direction along CSAH 45 to the junction of CSAH 9, Hubbard County; thence in an easterly direction along CSAH 9 to the junction of CSAH 69, Cass County; thence in a southerly direction along CSAH 69 to the junction of CSAH 5, Hubbard County; thence in a southerly direction along CSAH 5 to the junction of CSAH 39, Hubbard County; thence in an easterly direction along CSAH 39 to the junction of County Road 94, Hubbard County; thence in a southerly direction along County Road 94 to the junction of CSAH 31, Hubbard County; thence in a westerly direction along CSAH 31 to STH 200; thence along STH 200 to STH 371; thence along STH 371 to STH 84, thence along STH 84 to CSAH 2, Cass County; thence along CSAH 2 to CSAH 1, Crow Wing County; thence along CSAH 1 to STH 6; thence along STH 6 to STH 18; thence along STH 18 to U.S. Highway 169;

thence due east from said junction to the west shore of Mille Lacs Lake; thence along the westerly and southerly shores of said lake to a point due north of the junction of U.S. Highway 169 and STH 27; thence due south to said junction; thence along U.S. Highway 169 to STH 23; thence along STH 23 to STH 65; thence along STH 65 to STH 70; thence along STH 70 to the east boundary of the state; thence along the easterly and northerly boundaries of the state to the point of beginning.

(b) Deer Zone 2.

That portion of the state lying within the following described boundary:

Beginning on State Trunk Highway (STH) 72 at the northern boundary of the state; thence along STH 72 to the Tamarac River, Beltrami County; thence along the southerly shore of the Tamarac River to Upper Red Lake; thence along the easterly and southerly shores of Upper Red Lake to the easterly boundary of the Red Lake Indian Reservation; thence along the easterly boundary of said Reservation to STH 1; thence east along STH 1 to STH 72; thence along STH 72 to U.S. Highway 71; thence along U.S. Highway 71 to County State Aid Highway (CSAH) 39, Beltrami County; thence along CSAH 39 to CSAH 20, Beltrami County; thence westerly along CSAH 20 to the junction with CSAH 53, Beltrami County; thence southerly along CSAH 53 to CSAH 12, Beltrami County; thence easterly along CSAH 12 to CSAH 51, Beltrami County; thence southerly along CSAH 51 to CSAH 8, Beltrami County; thence westerly along CSAH 8 to CSAH 25, Beltrami County; thence southerly along CSAH 25 to CSAH 4, Beltrami County; thence southerly along CSAH 4 to CSAH 46, Hubbard County; thence along CSAH 46 to U.S. Highway 2; thence along U.S. Highway 2 to CSAH 45, Hubbard County; thence in a southerly direction along CSAH 45 to the junction of CSAH 9, Hubbard County; thence in an easterly direction along CSAH 9 to the junction of CSAH 69, Cass County; thence in a southerly direction along CSAH 69 to the junction of CSAH 5, Hubbard County; thence in a southerly direction along CSAH 5 to the junction of CSAH 39, Hubbard County; thence in an easterly direction along CSAH 39 to the junction of County Road 94, Hubbard County; thence in a southerly direction along County Road 94 to the junction of CSAH 31, Hubbard County; thence in a westerly direction along CSAH 31 to STH 200; thence along STH 200 to STH 371; thence along STH 371 to STH 84; thence along STH 84 to CSAH 2, Cass County; thence along CSAH 2 to CSAH 1, Crow Wing County; thence along CSAH 1 to STH 6; thence along STH 6 to STH 18; thence along STH 18 to U.S. Highway 169; thence due east from said junction to the west shore of Mille Lacs Lake; thence along the westerly and southerly shores of said lake to a point due north of the junction of U.S. Highway 169 and STH 27; thence due south to said junction; thence along U.S. Highway 169 to STH 23; thence along STH 23 to STH 65; thence along STH 65 to STH 70; thence along STH 70 to the eastern boundary of the state; thence along the eastern boundary of the state to the junction of the St. Croix and Mississippi Rivers; thence along the easterly bank of the Mississippi River to U.S. Highway 10; thence along U.S. Highway 10 to U.S. Highway 71; thence along U.S. Highway 71 to STH 87; thence along STH 87 to U.S. Highway 10; thence along U.S. Highway 10 to U.S. Highway 59; thence along U.S. Highway 59 to the south boundary of the White Earth Indian Reservation; thence along the south, west and north boundaries of said Reservation to STH 59; thence along STH 59 to the northern boundary of the state; thence along the northern boundary of the state to the point of beginning.

(c) Deer Zone 3.

That portion of the state lying within the following described boundary:

Beginning at the junction of the Mississippi River and the mouth of the Crow River; thence along the easterly bank of the Crow River to the mouth of the South Fork of the Crow River; thence along the easterly bank of the South Fork of the Crow River to STH 25; thence along STH 25 to the Minnesota River; thence along the easterly bank of the Minnesota River to STH 19; thence along STH 19 to U.S. Highway 52; thence along U.S. Highway 52 to STH 57; thence along STH 57 to the municipal boundary of Kasson; thence along the municipal boundary of Kasson to CSAH 13, Dodge County; thence along CSAH 13 to STH 30; thence along STH 30 to U.S. Highway 63; thence along U.S. Highway 63 to the south boundary of the state; thence along the southerly and easterly boundaries of the state to the junction of the St. Croix and Mississippi Rivers; thence along the easterly bank of the Mississippi River to the point of beginning.

(d) Deer Zone 4.

That portion of the state lying within the following described boundary:

Beginning on U.S. Highway 59 at the north boundary of the state; thence along U.S. Highway 59 to the north boundary of the White Earth Indian Reservation; thence along the north, west and south boundaries of said Reservation to U.S. Highway 59; thence along U.S. Highway 59 to U.S. Highway 10; thence along U.S. Highway 10 to State Trunk Highway (STH) 87; thence along STH 87 to U.S. Highway 71; thence along U.S. Highway 71 to U.S. Highway 10; thence along U.S. Highway 10 to the easterly bank of the Mississippi River; thence along the easterly bank of the Mississippi River to the mouth of the Crow River; thence along the easterly bank of the Crow River to the mouth of the South Fork of the Crow River; thence along the easterly bank of the South Fork of the Crow River to STH 25; thence along STH 25 to the Minnesota River; thence along the easterly bank of the Minnesota River to STH 19; thence along STH 19 to U.S. Highway 52; thence along U.S. Highway 52 to STH 57; thence along STH 57 to the municipal boundary of Kasson; thence along the municipal boundary of Kasson to CSAH 13, Dodge County; thence along CSAH 13 to STH 30; thence along STH 30 to U.S. Highway 63; thence along U.S. Highway 63 to the south boundary of the state; thence along the southerly and westerly boundaries of the state to the point of beginning.

Sec. 9. ANTLERLESS PERMIT AREAS.

A series of Deer Registration Blocks is established by Commissioner's Order No. 2342 or superseding orders and amendments. Permit areas are comprised of partial, single, or grouped Registration Blocks as listed below or as otherwise described herein:

(a) Antlerless Permit Areas in Zone 1.

Permit Area 110 consists of Registration Block 110.

Permit Area 104 - 105 - 106 consists of Registration Blocks 104, 105 and 106.

Permit Area 107 - 108 - 109 - 195 consists of Registration Blocks 107, 108, 109 and 195.

Permit Area 119 - 120 - 121 consists of Registration Blocks 119, 120 and 121.

Permit Area 122 - 123 - 124 - 125 consists of Registration Blocks 122, 123, 124, and 125.

Permit Area 126 - 128 - 129 consists of Registration Blocks 126, 128 and 129.

Permit Area 152 consists of Registration Block 152.

Permit Area 154 - 155 - 156 consists of Registration Blocks 154, 155 and 156.

Permit Area 157 - 158 consists of Registration Blocks 157 and 158.

Permit Area 159 consists of Registration Block 159.

Permit Area 167 - 168 - 169 consists of Registration Blocks 167, 168 and 169.

Permit Area 170 - 171 - 172 - 173 - 174 consists of Registration Blocks 170, 171, 172, 173 and 174.

Permit Area 175 - 176 - 177 - 178 - 179 consists of Registration Blocks 175, 176, 177, 178 and 179.

Permit Area 180 - 181 - 182 - 183 - 199 consists of Registration Blocks 180, 181, 182, 183 and 199.

Permit Area 197 - 198 consists of Registration Blocks 197 and 198.

(b) Antlerless Permit Areas in Zone 2.

Permit Areas 201-210 consist of the Registration Blocks with the same identification numbers.

Permit Area 211 - 212 - 213 consists of Registration Blocks 211, 212 and 213.

Permit Areas 221-227 and 235-236 consist of the Registration Blocks with the same identification numbers.

Permit Area 244 - 245 consists of Registration Blocks 244 and 245.

Permit Areas 246-249 consist of the Registration Blocks with the same identification numbers.

Permit Area 251 consists of Registration Block 251 (Tamarac National Wildlife Refuge).

Permit Area 284 - 285 - 286 consists of Registration Blocks 284, 285 and 286.

Permit Area 287 consists of Registration Block 287 (Itasca State Park).

Permit Area 297-298 consists of Registration Blocks 297 and 298.

(c) Antlerless Permit Areas in Zone 3.

Permit Areas 337-339 and 341-349 consist of the Registration Blocks with the same identification numbers.

(d) Antlerless Permit Areas in Zone 4.

Permit Areas 401-428 consist of the Registration Blocks with the same identification numbers.

Permit Area 431 consists of Registration Block 431.

Permit Area 432 - 433 - 434 consists of Registration Blocks 432, 433, and 434.

Permit Area 436 - 437 consists of Registration Blocks 436 and 437.

Permit Area 438 - 439 consists of Registration Blocks 438 and 439.

Permit Area 442 - 443 - 444 consists of Registration Blocks 442, 443 and 444.

Permit Areas 446-459 and 461-467 consist of the Registration Blocks with the same identification numbers.

Sec. 10 ARMS ZONES.**(a) Northern Minnesota December Archery Zone.**

The Northern Minnesota December Archery Zone consists of all of firearms deer Zone 1 described in Sec. 8(a) and those parts of firearms deer Zones 2 and 4 described in Sec. 8(b) and (d) lying north of a line beginning on Interstate Highway 94 (I-94) at the

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western boundary of the state; thence along I-94 to State Trunk Highway (STH) 23; thence northeasterly along STH 23 to STH 95; thence along STH 95 to U.S. Highway 8; thence along U.S. Highway 8 to the eastern boundary of the state.

(b) Southeast Minnesota December Archery Zone.

The Southeast Minnesota December Archery Zone consists of all of firearms deer Zone 3 described in Sec. 8(c) and that part of firearms deer Zone 2 described in Sec. 8(b) lying south of the line described in Sec. 10(a).

(c) Shotgun Zone.

The Shotgun Zone is that portion of the state lying within the following described boundary:

Beginning on the north boundary of the state at U.S. Highway 75; thence along U.S. Highway 75 to Crookston; thence along U.S. Highway 2 to State Trunk Highway (STH) 9; thence along STH 9 to STH 102; thence along STH 102 to Fertile; thence along STH 32 to STH 34; thence along STH 34 to Interstate Highway 94 (I-94); thence along I-94 to CSAH 40, Douglas County; thence along CSAH 40 to CSAH 82, Douglas County; thence along CSAH 82 to CSAH 22, Douglas County; thence along CSAH 22 to CSAH 6, Douglas County; thence along CSAH 6 to CSAH 14, Douglas County; thence along CSAH 14 to STH 29; thence along STH 29 to Parkers Prairie; thence along CSAH 46, Otter Tail County, to CSAH 22, Todd County; thence along CSAH 22 to Eagle Bend; thence along U.S. Highway 71 to Long Prairie; thence along STH 27 to Little Falls; thence along the east bank of the Mississippi River to St. Cloud; thence along STH 23 to STH 95; thence along STH 95 to U.S. Highway 8; thence along U.S. Highway 8 to the eastern boundary of the state; thence along the eastern, southern, western and northern boundaries of the state to the point of beginning.

(d) **All Legal Firearms Zone.** The All Legal Firearms Zone is that part of the state lying outside of the shotgun zone.

Sec. 11. DEER REGISTRATION.

Registration agents are not required to inspect or verify the presence of deer at registration stations. Legally registered deer may be transported anytime during or after the deer hunting season.

(a) Bow and Arrow Deer Registration.

(1) Every person taking a deer with bow and arrow shall, within 48 hours after taking, present the deer to a designated deer registration station or other authorized agent who shall provide a tag to be affixed to the carcass in the same manner as is required for the seal in Sec. 13(e). No part of the carcass except entrails shall be removed until after the possession tag has been affixed.

(2) All deer taken on the Metro Bonus Bow License must be registered at a registration station in the seven-county Twin Cities Metro Area before being removed from the seven-county area.

(b) Firearms Deer Registration.

Every person taking a deer with firearms shall present the deer for registration at a designated deer registration station or agent of the Commissioner and obtain a Big Game Possession Tag *before any of the following occur*: before the deer is removed from the zone in which it is taken; before the deer is processed either privately or commercially; and before 48 hours after the close of the season specified on the license. In addition:

(1) The head must remain attached to the carcass until the deer is registered.

(2) The Possession Tag (registration receipt) must be tied securely to a leg of the deer as described for the tag in Sec. 13(e).

(3) No person may process a deer unless it has been registered as evidenced by an attached Possession Tag.

(4) Residents of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington Counties may transport and possess deer outside the zone where taken in order to register at one of the "last chance" registration stations listed below.

Anoka	Jack's Sporting Goods 2115 Second Avenue North
Blaine	Tetco Gun and Sports 8575 Central Avenue N.E.
Bloomington	Gasport Standard I-94 at Portland Avenue South
Brooklyn Park	Acme-Gross Taxidermy 1720 - 73rd Avenue North
Excelsior	Roy's Live Bait 360 Hwy. 7
Forest Lake	Stu's Standard I-35 and West Broadway
Lakeville	Superamerica I-35 and Hwy. 50

North St. Paul

Plymouth

Larry's Live Bait
2625 White Bear Avenue
Markham's Sporting Goods
Junction Hwys. 55 and 101

(5) Official registration stations located within the village or city limits through which a zone boundary passes or an official registration station across the road but adjacent to the zone in which a deer is legally taken meet the requirement for registration within a zone.

(6) All deer taken in Firearms Special Permit Areas must be registered at the headquarters office for the area but may be transported outside the Special Permit Area prior to registration in order to reach the headquarters, except the required registration stations for Zippel Bay State Park are either the official registration station in Williams, or the State Fire Warden's office one mile east of the park entrance.

(c) Muzzleloader Deer Registration.

Every person taking a deer with a muzzleloader during the special muzzleloader season within the areas described in Secs. 3(f) or 5(a) of this order shall present the deer for registration at the designated registration station for the area in which the deer was taken. Registration shall be made no later than 48 hours after the expiration of the license or permit under which the deer was taken.

(d) Big Game Possession Tag Issuance.

The deer license number and the year for which the Possession Tag is being issued shall be recorded in the appropriate place on the Possession Tag by means of a ballpoint pen. If a mistake is made in writing the license number, the agent making the mistake must take such incorrect Possession Tag back and issue a correct one.

Sec. 12. MILITARY PERSONNEL.

Any resident on leave or furlough from the armed forces of the United States who is entitled to a free deer license under provisions of *Minnesota Statutes* ch. 97A.465 or any disabled veteran who is entitled to a free deer license under provisions of *Minnesota Statutes* ch. 97A.445 may hunt deer under the following conditions:

(a) The free license and seal must be obtained from the County Auditor.

(b) The Auditor must punch the zone and the date option selected by the applicant.

(c) Such a license entitles the holder to take a deer in the zone and during the date option selected. Antlerless deer may be taken in that portion of the zone where quotas are prescribed in Sec. 4(e), but the taking of antlerless deer must be confined to the dates when antlerless deer permits are valid within the zone selected. Such a license is not valid in the special areas described in Sec. 5. Such licensees are not eligible for bonus licenses.

(d) If the muzzleloader season is selected (Nov. 25 - Dec. 10), hunting must be confined to those areas described in Secs. 3(f) and 5(a) and is subject to all other provisions applying to the muzzleloader hunt.

(e) The license and official leave or furlough papers or evidence of disability must be carried on the person of the licensee while hunting deer and transporting any deer taken.

(f) All persons hunting deer pursuant to this section must comply with all provisions of this order not inconsistent with this section.

Sec. 13. SPECIAL PROVISIONS.

(a) No license to take deer with firearms (including muzzleloader) or with bow and arrow may be issued after the day prior to the first day of the regular firearm season except as authorized for Bonus Deer in Sec. 15.

(b) A license to take deer with bow and arrow issued after the opening of the bow and arrow deer season shall not be valid until the fifth day after it is issued except as authorized for Bonus Deer in Sec. 15.

(c) No person who has a valid license to take deer shall operate a snowmobile, three-wheel motorcycle or any other all-terrain vehicle in any area open for the taking of deer by firearms during legal shooting hours on any day when the person is licensed to take deer within that area except for the period from 11 a.m. to 2 p.m. each day. All-terrain vehicles include trail bikes, Cushman 6-wheelers, Cushman Tracksters, Bombadier J- 5's and all other similarly manufactured and homemade vehicles. Not included are trail bikes licensed and being legally operated on a public road or highway, four wheel drive road vehicles, farm tractors, motorcycles and similar vehicles. This regulation applies on all lands and waters regardless of ownership except that anyone using an all-terrain vehicle while pursuing his or her occupation on his or her own land and not in possession of a firearm is exempt. A permit to operate these restricted vehicles during the restricted hours may be issued by a conservation officer in the event of an emergency or other unusual conditions.

(d) All deer must be transported in such a manner that inspection by registration agents or enforcement officers is readily accomplished.

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(e) No deer taken in this state shall be transported or possessed unless the seal issued with the license and bearing the license number of the owner and the year of its issue has had the month and day of the kill scratched off from the appropriate spaces on the seal and has been affixed to its carcass between the tendon and the bone and around the bone of a hind leg such that the seal cannot be removed. The seal must be so affixed at the time the deer is brought into any hunting camp, dwelling, farm yard, or other place of abode of any kind occupied overnight, or before being placed wholly or partially on a motor vehicle of any kind, or upon a conveyance towed by a motor vehicle of any kind. Marking more than one date will invalidate the seal.

(f) Every person taking a deer must retain the required license, permit, seal, and big game possession tag as long as any part of the meat is in possession.

(g) No deer shall be taken in any manner in any area of the state except as herein expressly provided or as otherwise provided by statute or Commissioner's Order.

(h) All animals taken pursuant to this order must be killed before being removed from the site where taken.

(i) Except as specifically authorized none of the provisions of this order shall be construed as modifying or superseding any order establishing game refuges within the state nor as permitting the taking of any wild animals within such refuges or within State parks.

(j) State park vehicle permits are required on all vehicles taken into Minnesota State Parks by hunters.

(k) All licensed big game hunters who are hunting with bow and arrow shall have their bows unstrung or cased during the time they are licensed to take big game while in the field from 30 minutes after the close of shooting hours to 30 minutes before the start of shooting hours daily. No licensed bow hunter shall occupy any elevated deer stand at any time from sunset to one hour before sunrise.

Sec. 14. ITASCA STATE PARK.

Itasca State Park in Becker, Clearwater and Hubbard Counties is open to the firearms hunting of deer, except where posted as closed, during the established firearms deer season therefor in the zones in which it is located.

Sec. 15. BONUS DEER LICENSES.

(a) A Bonus deer license is a license to take a second deer during 1989. The deer taken under a Bonus License must be an antlerless deer. All deer taken under a Bonus deer license must be taken by legal firearm or legal bow and arrow as indicated on the license purchased. Bonus deer licenses are authorized in four situations: (1) by firearms in Antlerless Permit Areas where the number of applications is less than the number of permits available; (2) by firearms in Special Permit Areas consisting of Forestville State Park, Helmer Myre State Park, Lake Bronson State Park, Zippel Bay State Park, Frontenac State Park, Lawrence and Belle Plain State Waysides and O.L. Kipp State Park; (3) by bow and arrow in parts of the seven-county Twin Cities Metro Area, including the Special Permit Areas of Crow-Hassan Park Reserve, Murphy-Hanrahan Park Reserve, and Cleary Lake Regional Park.

(b) In undersubscribed Antlerless Permit Areas, the number of Bonus deer licenses authorized is up to twice the difference between the number of permits available and the number of antlerless permits issued. In firearms Special Permit Areas the number of Bonus deer licenses authorized is equal to the number of special area permits issued for each such area. In the Metro Bow Bonus Area the number of Bonus deer licenses authorized is unlimited.

(c) The purchase of a Bonus deer license for an undersubscribed area will be authorized by a 3-part certificate issued by the Minnesota Department of Natural Resources by October 26, 1989. These certificates will be issued to hunters randomly drawn from permittees in each undersubscribed area who have checked the Bonus deer option on their antlerless permit applications. A Bonus deer license for an undersubscribed Antlerless Permit Area may be purchased by the person issued a certificate at any Minnesota County Auditor's office by submitting the 3-part certificate. One part of this certificate shall be retained by the County Auditor for his records. The second part of the certificate shall be mailed by the County Auditor to the Wildlife Section, Box 7 DNR Building, 500 Lafayette Road, St. Paul, Minnesota 55155-4007 immediately following receipt of the license fee. The third part of the certificate shall be returned to the Bonus deer license buyer along with a special leg tag provided for Bonus deer. Bonus deer licenses for undersubscribed areas must be purchased on or before November 3, 1989.

(d) Bonus deer licenses for Special Permit Areas may be purchased only at the headquarters for such areas either upon registering at the Special Permit Area or upon attending hunt orientation sessions for such areas. State Park and National Wildlife Refuge personnel are authorized to sell such Bonus deer licenses to Special Area Permit holders at any time prior to the permit holders hunting on the Special Area.

(e) The purchase of a Metro Bow Bonus Deer License is authorized for any person who has purchased and presents a 1989 Bow and Arrow Deer License. The Metro Bow Bonus License authorizes the taking of a bonus antlerless deer within the Metro Bow Bonus Deer Area as shown on a map provided to all purchasers of this license. This license is also valid in some special hunts as specified in Sec. 2(c). Metro Bow Bonus licenses and maps are available from county auditors in Anoka, Carver, Dakota, Hennepin, Scott and Washington counties and from the DNR License Bureau in St. Paul. No Metro Bow Bonus licenses will be sold after November 3, 1989.

(f) A Bonus deer license for an undersubscribed Antlerless Permit Area is valid for the taking of one antlerless deer only within the Antlerless Permit Area designated on the Bonus deer license.

(g) A Bonus deer license for a Special Permit Area is valid only for the taking of one antlerless deer within the Special Permit Area designated on that Bonus deer license.

Dated at Saint Paul, Minnesota, this 4 day of August, 1989.

Joseph N. Alexander, Commissioner
Department of Natural Resources

Department of Natural Resources

Commissioner's Order No. 2349: Regulations for Hunting and Trapping in Wildlife Management Areas, State Game Refuges, Controlled Hunting Zones, State and County Parks, National Wildlife Refuges and Federal Waterfowl Production Areas; Superseding Commissioner's Order No. 2318

Pursuant to authority vested in me by *Minnesota Statutes* § 97A.091 and other applicable law, I, Joseph N. Alexander, Commissioner of Natural Resources, hereby prescribe the following regulations for hunting and trapping in Wildlife Management Areas, State Game Refuges, Controlled Hunting Zones, State and County Parks, National Wildlife Refuges, and Federal Waterfowl Production Areas.

Section 1. WILDLIFE MANAGEMENT AREAS.

(a) All public hunting grounds on state-owned wildlife management areas are open to the hunting and trapping of all species of wild animals during the established seasons therefor in the zones in which they are located, except as otherwise indicated in this section.

(b) Trapping is authorized by permit only, issued by the Area Manager, on the following public hunting grounds: Carlos Avery in Anoka and Chisago Counties; Hubbel Pond in Becker County; Red Lake in Beltrami and Lake of the Woods Counties; Talcot Lake in Cottonwood and Murray Counties; Mille Lacs in Mille Lacs and Kanabec Counties; Lac qui Parle in Big Stone, Lac qui Parle, Swift and Chippewa Counties; Orwell in Otter Tail County; Roseau River in Roseau County; Thief Lake in Marshall County; Rothsay in Wilkin County; and Whitewater in Olmsted, Wabasha and Winona Counties. If the Area Manager determines that the number of trapping permits issued must be limited in order to avoid undue depletion of the furbearer resources or to prevent excessive crowding of trappers, he may establish any practicable method, including a drawing, for impartially determining the persons who may trap. The Area Manager may reject the application for a trapping permit from any trapper who has failed to submit a trapping report for the previous trapping season. Permits may be revoked at any time if the permittee violates any law or regulation or otherwise fails to comply with the requirements of the permit.

(c) The Gordon F. Yeager Wildlife Management Area in Olmsted County and the Carl Schmidt Wildlife Management Area in Morrison County are closed to the taking of migratory waterfowl.

(d) The Bayport Wildlife Management Area in Washington County and the Raguet Wildlife Management Area in Scott and Carver Counties are closed to the trapping of unprotected mammals except when there is an open trapping season for any protected species, and are closed to the possession of all firearms unless unloaded and contained in a case, except for designated hunting areas during the season for the taking of small game when shotgun with fine shot only is permitted. Possession and use of bow and arrow is limited to the designated hunting areas during established hunting seasons. In the Bayport Wildlife Management Area, all firearms will be allowed on the specified rifle range when supervised by the controlling state agency.

(e) There are additional regulations applying to the trapping of beaver on wildlife management areas. These regulations are set forth in the Commissioner's Orders regulating the taking of beaver and otter.

(f) The Boerner Wildlife Management Area in Sibley County, the Buelow Wildlife Management Area in Steele County, the Bryson Wildlife Management Area in Freeborn County, and the Hutchinson Wildlife Management Area in McLeod County are closed to the hunting and trapping of all species.

(g) Hunting on certain portions of Lac qui Parle, Thief Lake, Elm Lake, Roseau River and Talcot Lake Wildlife Management Areas is controlled as specified in Section 3.

(h) The Hearing Island Wildlife Management Area in St. Louis County is closed to the hunting of all species.

(i) The Gold Portage Wildlife Management Area in Koochiching and St. Louis Counties is open to waterfowl hunting during the established season. It is closed to all other hunting and all trapping.

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(j) The Uppgaard Wildlife Management Area in Crow Wing County is open to hunting and trapping beginning on the opening date of waterfowl hunting or on the second Saturday in October, whichever comes first. Unprotected species may only be taken during the same time and by the same methods that it is legal to take protected species.

Sec. 2. STATE GAME REFUGES.

(a) Lac qui Parle and Whitewater Game Refuges.

(1) The Lac qui Parle Game Refuge in Chippewa and Lac qui Parle Counties is open as follows:

(A) Those portions of the refuge within the Lac qui Parle Recreation Reserve, Lac qui Parle Mission Site, or those which are posted with "Do Not Trespass" signs, except as otherwise permitted by this order or otherwise specifically authorized, are closed to hunting or the carrying or possession of firearms or bows and arrows unless the firearm is unloaded and completely encased or unloaded and contained in the trunk of the car and the trunk door closed and the bow is unstrung or completely contained in a case or contained in the trunk of the car with the trunk door closed. The remainder of the refuge is open to the hunting of small game and deer during the established seasons therefor in the zones in which it is located, except that small game hunting is not permitted during the waterfowl seasons.

(B) From September 20 to December 1, both dates inclusive, no unauthorized person shall trespass for any purpose whatsoever on any part of the Refuge which is posted with signs prohibiting trespass during this period, except that, beginning the day after the goose season closes within the Lac qui Parle Goose Zone, fishing is permitted in the posted area.

(C) No unauthorized person shall trespass on Rosemoen Island at any time during the year.

(2) In the Whitewater Game Refuge, Winona County, no person with a bow and arrow deer license or with a Zone 3 firearms deer license may hunt or trap during the dates the license is valid. The Refuge is open as described in Section 2(b) of this order, and may be entered to retrieve a deer shot outside the Refuge only if:

(A) No firearm or bow is taken into the Refuge; or

(B) A firearm taken into the Refuge is unloaded and completely encased and a bow taken into the Refuge is unstrung or completely encased.

(b) Additional regulations which apply to hunting deer in the Camp Ripley state game refuge are set forth in the Commissioner's Order regulating hunting in Camp Ripley. No person shall trap beaver or otter within any state-owned game refuge without first obtaining a permit from the appropriate wildlife manager. The following game refuges are open as indicated to the hunting and trapping of wild animals during the established seasons therefor in the zones in which they are located or during such seasons as are otherwise prescribed in this subdivision, all dates inclusive:

County	Refuge	Small Game Hunting (except Waterfowl)	Trapping	Waterfowl Hunting	Deer & Bear Hunting- Firearms	Deer & Bear Hunting- Bow and Arrow
Beltrami	Bemidji	Open Until Oct. 31	Open for beaver, mink & muskrat only	Closed	Closed	Open
Benton	Maywood	Open	Open	Open	Open	Open
Blue Earth & LeSueur	East Minnesota River	Closed	Closed	Closed	Closed	Open except during firearms deer season
Carver & Hennepin	Minnetonka	Open	Open	Open	Open	Open
Chisago	Linn Lake	Open	Open	Closed	Open	Open
Clay	Clay County	Closed	Closed	Closed	Open	Open
Clearwater	Clearbrook	Open until Dec. 31	Open until Dec. 31	Closed	Open	Open
Crow Wing	Cross Lake	Closed	Open	Closed	Closed	Open
Dodge	Claremont	Closed	Open	Closed	Closed	Open
Douglas	Evansville	Closed	Open	Closed	Closed	Closed
Douglas	Lake Winona	Closed	Open	Closed	Closed	Closed
Fillmore	Lost Lake	Open	Open	Open	Open	Open
Freeborn	Moscow	Open	Open	Closed	Open	Open

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County	Refuge	Small Game Hunting (except Waterfowl)	Trapping	Waterfowl Hunting	Deer & Bear Hunting- Firearms	Deer & Bear Hunting- Bow and Arrow
Freeborn	Albert Lea	Open	Open	Closed	Open	Open
Hubbard	Paul Bunyan	Open until Oct. 31	Open	Closed	Closed except for Muzzle- loaders dur- ing special season	Open until Oct. 31
Hubbard	Park Rapids	Closed	Open	Closed	Closed	Closed
Hubbard	Schoolcraft	Open until Oct. 31	Open	Closed	Closed	Open until Oct. 31
Isanti	Elizabeth Lake	Open	Open	Closed	Open	Open
Isanti	German Lake	Open	Open	Closed	Open	Open
Itasca	Lower Pidgeon Lake	Closed	Closed	Closed	Open	Open
Itasca	Pidgeon River Flowage	Closed	Closed	Closed	Open	Open
Kanabec	Fish Lake- Ann River	Closed	Open	Closed	Closed	Closed
Martin	Fox Lake	Open	Open	Closed (except special goose hunt)	Open	Open
McLeod	Glencoe Izaak Walton League	Closed	Open	Closed	Closed	Closed
McLeod	Gopher Campfire	Closed	Open	Closed	Closed	Closed
Meeker	Lake Ripley	Open after Waterfowl season	Open after Waterfowl season	Closed	Closed	Closed
Morrison	Camp Ripley	Closed	Closed	Closed	Closed	Open for deer only by permit
Nicollet	Swan Lake #2	Open	Open	Open	Open	Open
Nobles	Ocheda Lake	Closed	Open	Closed	Closed	Closed
Olmsted	Rochester	Open	Open	Closed	Open	Open
Otter Tail	Erhard's Grove	Closed	Closed	Closed	Open	Open
Otter Tail	Little Pine Lake	Closed	Open	Closed	Closed	Closed
Pine	Pine County Units 1, 2 & 3	Open	Open	Open	Closed	Open
Pine	Sandstone	Open	Open	Open	Closed	Open
Pipestone	Hiawatha	Open (shot- gun only)	Open	Closed	Closed	Open
Polk	Oak Lake	Closed	Open	Closed	Closed	Closed
Polk & Clearwater	Polk- Clearwater	Closed	Open	Closed	Closed	Open
Roseau	Warroad	Closed	Open	Closed	Closed	Closed
St. Louis	Fayal Township	Open	Open	Open	Open	Open
Sherburne	Sand Dunes	Open	Open	Open	Open	Open
Stearns	Stearns County (near Kimball)	Open	Open	Open	Open	Open
Stearns	Collegeville & St. Joseph Twp. (Does not include the refuge around St. John's University)	Closed	Closed	Closed	Open	Closed
Watonwan	Madelia	Open	Open	Open	Open	Open
Watonwan	St. James	Closed	Open	Closed (except special goose hunt)	Closed	Closed

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County	Refuge	Small Game Hunting (except Waterfowl)	Trapping	Waterfowl Hunting	Deer & Bear Hunting-Firearms	Deer & Bear Hunting-Bow and Arrow
Washington	St. Croix River	Open	Open	Open	Open	Open
Washington	Stillwater	Open	Open	Open	Open	Open
Wilkin	Sunnyside Twp/	Closed	Open	Closed	Closed	Closed
Winona	Whitewater	Open (bow and arrow or firearms using fine shot or .22 rimfire only)	Open	Closed	Closed	Closed
Wright	Howard Lake	Closed	Open	Closed	Closed	Closed
Yellow						
Medicine	Hanley Falls	Closed	Closed	Closed	Closed	Open

(c) Within each state game refuge, unprotected wild animals may be taken when there is an open season therein for any protected species, but only during such hours and dates and by the same methods allowed for the protected species. Within the Rochester Refuge in Olmsted County unprotected wild animals may be taken at any time and by any legal method.

(d) The hunting of migratory waterfowl adjacent to certain segments of the Rochester, Roseau River, Lac qui Parle and Talcot Lake Game Refuges is controlled as specified in Section 3. In addition, in an area adjacent to the Talcot Lake Waterfowl Refuge, all waterfowl hunting is prohibited upon or from the 1.5 mile segment of State Trunk Highway 62 and its right-of-way between the Cottonwood-Murray county line on the west and its junction with County State Aid Highway 7, Cottonwood County, on the east.

(e) The Douglas County Goose Refuge in Douglas County, the Fox Lake Game Refuge in Martin County, the Otter Tail County Goose Refuge in Otter Tail County, the St. James Goose Refuge in Watonwan County, and the Sauk Rapids-Rice Goose Refuge in Benton County are open to the taking of geese as prescribed by Commissioner's Orders regulating the taking of geese.

Sec. 3. CONTROLLED HUNTING ZONES.

(a) **Zone Description.** Controlled hunting zones with designated hunting stations are hereby established on portions of or adjacent to certain Wildlife Management Areas and Game Refuges as described in this subdivision.

(1) **Thief Lake Zone.** On the Thief Lake Wildlife Management Area in Marshall County, the controlled hunting zone shall include the following areas:

The Southwest Quarter of Section 8, the Northwest Quarter of the Southwest Quarter (NW 1/4 SW 1/4) of Section 9, the Northwest Quarter of the Southwest Quarter (NW 1/4 SW 1/4) of Section 11, the West Half (W 1/2) of Section 17, and the Northwest Quarter (NW 1/4) of Section 20; as well as portions of the South Half of the Southeast Quarter (S 1/2 SE 1/4) of Section 8, the South Half of the South Half (S 1/2 S 1/2) of Section 9, the South Half (S 1/2) of Section 10, the South Half of the South Half (S 1/2 S 1/2) of Section 11, the Northwest Quarter of the Southeast Quarter (NW 1/4 SE 1/4) of Section 20, Township 158 N., Range 41 W.

(2) Lac qui Parle Zone.

(A) On the Lac qui Parle Wildlife Management Area in Chippewa, Swift, Big Stone and Lac qui Parle Counties, the controlled hunting zone shall include the following areas:

The Northwest Quarter of the Southwest Quarter (NW 1/4 SW 1/4) and the Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4) of Section 32, Township 119 N., Range 42 W., and the Northwest Quarter of the Northeast Quarter (NW 1/4 NE 1/4) and the East One-Half of the Northwest Quarter (E 1/2 NW 1/4) of Section 5, Township 118 N., Range 42 W., all in Lac qui Parle County.

And also the East One-Half of the Northwest Quarter (E 1/2 NW 1/4), the East One-Half of the Southwest Quarter (E 1/2 SW 1/4) and the West One-Half of the West One-Half of the Southeast Quarter (W 1/2 W 1/2 SE 1/4) of Section 12, Township 118 N., Range 42 W., the Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4), the Northeast Quarter (NE 1/4) except that part lying northeasterly of State Hwy. 7, the Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4), and those parts of the Northwest Quarter (NW 1/4) owned by the state and posted as "Wildlife Management Area, Controlled Hunting Zone," all in Section 1, Township 118 N., Range 42 W., all in Chippewa County.

And also all state owned land posted as "Wildlife Management Area, Controlled Hunting Zone" located between U.S. Hwy. 59 and County State Aid Highway 33, Chippewa County, in Sections 6 and 7, Township 118 N., Range 41 W., all in Chippewa County.

And also the West One-Half of the Northwest Quarter (W 1/2 NW 1/4), the Southwest Quarter (SW 1/4), the West One-Half of the Southeast Quarter (W 1/2 SE 1/4) and the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4) of Section 36, Township 119 N., Range 42 W., all in Chippewa County.

(B) On the Lac qui Parle Game Refuge in Chippewa and Lac qui Parle Counties, the controlled hunting zone shall include the 200 yard wide zone which is outside of and immediately adjacent to the area within the following described boundary:

Beginning at the intersection of County State Aid Highway 13, Chippewa County, and CSAH 33, Lac qui Parle County, thence East along CSAH 13 to the Southeast corner of Section 13, Township 118 N., Range 42 W., thence North along the Township road to the Northeast corner of said Section 13, thence West along the Township road to the Southeast corner of the West One-Half of the West One-Half of the Southeast Quarter (W 1/2 W 1/2 SE 1/4) of Section 12, Township 118 N., Range 42 W.; and beginning at the Northeast corner of the West One-Half of the Southwest Quarter (W 1/2 SW 1/4) of Section 12, Township 118 N., Range 42 W., thence West along the North side of said West One-Half of the Southwest Quarter (W 1/2 SW 1/4) of Section 12, Township 118 N., Range 42 W., to County Road 32, Chippewa County, thence North along County Road 32 to the intersection of CSAH 12, Chippewa County, thence West along CSAH 12 to the intersection of County Road 31, Chippewa County, thence along County Road 31 to State Trunk Highway 40; and beginning at the intersection of State Trunk Highway 40 and CSAH 33 in Lac qui Parle County, thence Southeasterly along CSAH 33 to the intersection with CSAH 13, Chippewa County, the point of beginning.

(C) Designated hunting stations are also established on the Lac qui Parle State Park, Lac qui Parle County, where waterfowl hunting is permitted subject to the Lac qui Parle controlled hunt regulations.

(3) **Elm Lake Zone.** On the Elm Lake Wildlife Management Area in Marshall County, the controlled hunting zone shall include the following areas:

The North 200 yards of Sections 1 and 2, Township 155 N., Range 41 W., adjacent to the South boundary of the Agassiz National Wildlife Refuge.

(4) **Roseau River Zone.**

(A) On the Roseau River Wildlife Management Area in Roseau County, the controlled hunting zone shall include the following areas:

The South One-Half of the Southwest Quarter (S 1/2 SW 1/4) of Section 12, Township 163 N., Range 42 W., the South One-Half of the Southeast Quarter (S 1/2 SE 1/4) of Section 11, Township 163 N., Range 42 W., and the South One-Half of the Southwest Quarter (S 1/2 SW 1/4) of Section 11, Township 163 N., Range 42 W.

(B) On the Roseau River Game Refuge in Roseau County, the controlled hunting zone shall include the 200 yard wide zone which is east of and immediately adjacent to the following described portion of the Refuge boundary:

Beginning at the Northeast corner of Section 1, Township 163 N., Range 42 W.; thence South 1-3/4 miles along CSAH 3 to the Southeast corner of the North One-Half of the Southeast Quarter (N 1/2 SE 1/4) of Section 12, Township 163 N., Range 42 W.

(C) On the Roseau River Game Refuge in Roseau County, the controlled hunting zone shall include the 300 yard wide zone which is south of and immediately adjacent to the following described portion of the refuge boundary:

Beginning at the Southeast corner of the North One-Half of the Southeast Quarter (N 1/2 SE 1/4) of Section 12, Township 163 N., Range 42 W., thence West along the southern boundary of the refuge to the Southwest corner of the North One-Half of the Southeast Quarter (N 1/2 SE 1/4) of Section 12, Township 163 N., Range 42 W.

(5) **Rochester Zone.** On the Rochester Game Refuge in Olmsted County, the controlled hunting zone shall include the 200 yard wide zone lying outside of the refuge and immediately adjacent to the following described portion of the refuge boundary:

Beginning at the intersection of County State Aid Highway 117 and County Road 8; thence along the southern, western and northern boundaries of the refuge to the center of Section 18, Township 107 N., Range 13 W.

(6) **Talcot Lake Zone.** On the Talcot Lake Game Refuge and Sanctuary in Cottonwood County, the controlled hunting zone shall include:

(A) The 200 yard wide zone which is outside of the Talcot Lake Game Refuge and Sanctuary and immediately adjacent to the following described boundary:

Beginning along County State Aid Highway (CSAH) 7, Cottonwood County at the center of Section 17, Township 105 N., Range 38 W.; thence south along CSAH 7 to State Trunk Highway (STH) 62.

(B) The 200 yard wide zone which is west and north of and immediately adjacent to the following described boundaries:

Starting at a point on the north shore of Talcot Lake 600 feet east of the west line of Section 19, Cottonwood County, Township 105 N., Range 38 W.; thence north to the north line of Section 19, Township 105 N., Range 38 W.; thence north to a point

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325 feet north of the south line and 600 feet east of the west line of Section 18, Cottonwood County, Township 105 N., Range 38 W.; thence due east to the north-south refuge line.

(b) **General Regulations.** Within all controlled hunting zones described in (a) of this section, the following regulations shall apply to all persons. These are in addition to the regulations for specific zones listed in (c) through (g) of this section.

(1) The hunting and taking of migratory waterfowl shall be limited to the area within 10 feet of each designated hunting station, except that hunters may retrieve downed birds from other areas provided they comply with all other refuge and trespass regulations.

(2) No more than one hunting party, consisting of no more than three hunters, shall occupy any designated hunting station at one time.

(3) All persons occupying a hunting station must fulfill all license requirements to hunt waterfowl in the State of Minnesota. Licenses or certificates must be valid, legible and indicate that the hunter is eligible to occupy a station.

(4) No person shall leave any refuse, offal or feathers in the controlled hunting zone or any parking lot or designated campsite on the management area.

(5) No alcoholic beverages may be consumed or possessed at any of the hunting stations.

(6) No person shall loiter in areas between the designated hunting stations.

(c) **Thief Lake (Early) and Lac qui Parle Regulations.** Within the Thief Lake and Lac qui Parle controlled hunting zones, in addition to the regulations in (b) of this section, the following regulations shall apply to all persons. In the Thief Lake controlled hunting zone, the regulations in this subdivision shall apply during the period from the opening day of the waterfowl season to the Monday nearest October 22, both dates inclusive. In the Lac qui Parle controlled hunting zones, the regulations in this subdivision shall apply during the open season for taking geese in the Lac qui Parle goose zone.

(1) Waterfowl and small game hunters shall reserve designated hunting stations in accordance with rules available at the Thief Lake and Lac qui Parle Wildlife Management Area Headquarters.

(2) No person shall hunt migratory waterfowl or small game in the controlled hunting zone without first registering at the check station and obtaining a back tag permit. Hunters age 18 or older will be charged a \$3.00 fee for the Lac qui Parle permit.

(3) Hunting station occupancy is limited to the successful applicant and no more than two guests.

(4) Transfer of back tag permits to other hunters is prohibited.

(5) Reservation dates will not be changed.

(6) Only hunters shall be allowed to bring shotgun shells into the controlled hunting zone, and no waterfowl or small game hunter shall bring in more than six shells per day or have in possession more than six shells at any one time. All persons entering the controlled hunting zone shall, upon entry and while within the zone, be subject to search by means of electronic metal detector by agents of the commissioner. All persons refusing to be so searched, all persons refusing to reveal items detected, all hunters possessing more than six shells, and all non-hunters possessing any shells shall, in addition to any other penalties provided by law, be refused entry to the controlled hunting zone, or if already within the zone, shall immediately cease hunting, and any special permit required for hunting in the controlled hunting zone shall immediately become void for that day.

(7) Waterfowl and small game hunters must have guns unloaded and cased except within 10 feet of assigned hunting stations.

(8) Dogs must be under control at all times and must be on a leash except within 10 feet of assigned stations or while retrieving.

(9) After each party member has bagged his limit of Canada geese or expended his limit of six shells, the party is required to promptly leave the station and within one hour each party member is required to personally return his entry permit to the check station and submit any geese taken for inspection.

(10) Waterfowl and small game hunters shall be limited to three trips to the stations per season either as a guest or a successful applicant except when vacant stations exist.

(d) **Thief Lake (Late) Regulations.** Within the Thief Lake controlled hunting zone, in addition to the regulations in (b) of this section, the following regulations shall apply to waterfowl hunters during the period beginning the day after the Monday nearest October 22, to the close of the goose season, both dates inclusive.

(1) Waterfowl hunters shall use designated hunting stations and on a first come first served basis.

(2) Waterfowl hunters are subject to the provisions of (c)(6) of this section.

(3) Waterfowl hunters shall have their guns unloaded and cased except within 10 feet of their designated hunting station.

(4) Waterfowl hunters shall have their dogs under control at all times and on a leash except within 10 feet of their designated hunting stations or while retrieving.

(e) **Elm Lake Regulations.** Within the Elm Lake controlled hunting zone, in addition to the regulations in (b) of this section, the following regulations shall apply to all persons during the period from the opening date of the waterfowl season to the Monday nearest October 22, both dates inclusive.

(1) No persons shall enter the controlled hunting zone except when their vehicles are occupying numbered parking stalls in the designated parking lot in the controlled hunting zone. No persons other than those hunting at a designated station in the controlled hunting zone shall occupy a numbered stall in a designated parking lot.

(2) Hunters shall hunt only at the designated hunting stations having numbers corresponding to their parking stall number.

(3) All guns must be unloaded and cased except within 10 feet of a hunting station.

(4) No person shall park in or otherwise occupy any parking stall in the designated parking lot or occupy any designated hunting station during any two consecutive days or from one hour after the close of daily waterfowl shooting hours to 8:00 p.m.

(5) No trailers of any kind shall be allowed in the designated parking lot.

(f) **Roseau River and Rochester Regulations.** Within the Roseau River and Rochester controlled hunting zones, in addition to the regulations in (b) of this section, the following regulations shall apply to all persons during the open goose seasons.

(1) The resident wildlife manager or the area wildlife manager may limit all persons hunting at all hunting stations within a controlled hunting zone or at any hunting station within a zone to one day of hunting in every eight if he determines that such is necessary to provide for the equitable allocation of hunting opportunities. After making such a determination, the manager shall daily stamp the small game hunting license or firearms safety certificate of every person at each restricted hunting station with the date of such person's hunt. Persons with licenses stamped pursuant to this paragraph may hunt at any restricted station on the day stamped but shall not occupy any such station for the next seven days. Stations subject to the restrictions imposed by this paragraph shall be so posted. The manager shall remove any such restriction when he determines that it is no longer necessary for the purpose specified above.

(2) No person shall occupy a hunting station or a designated parking lot from one hour after the close of daily waterfowl shooting hours to 8:00 p.m.

(3) A waterfowl hunting party shall vacate its hunting station and leave the controlled hunting zone after the daily limit of Canada geese has been taken.

(4) Waterfowl hunters shall have guns unloaded and cased except within 10 feet of their hunting station.

(g) **Talcot Lake Regulations.** Within the Talcot Lake controlled hunting zone, in addition to the regulations in (b) of this section, the following regulations shall apply to all persons during the open goose season.

(1) Hunting station occupancy is limited to no more than three persons.

(2) The resident wildlife manager or the area wildlife manager may limit all persons hunting at all hunting stations within a controlled hunting zone or at any hunting station within a zone to one day of hunting in every three if he determines that such is necessary to provide for the equitable allocation of hunting opportunities. After making such a determination, the manager shall daily stamp the small game hunting license or firearms safety certificate of every person at each restricted hunting station with the date of such person's hunt. Persons with licenses stamped pursuant to this paragraph may hunt at any restricted station on the day stamped but shall not occupy any such station for the next two days. Stations subject to the restrictions imposed by this paragraph shall be so posted. The manager shall remove any such restriction when he determines that it is no longer necessary for the purpose specified above.

(3) No persons shall occupy a hunting station within the controlled hunting zone except when their vehicles are occupying numbered parking stalls in a designated parking lot in the controlled hunting zone. No persons other than those hunting at a designated hunting station shall occupy a numbered stall or park in a designated parking lot.

(4) Waterfowl hunters shall hunt only at the designated hunting stations having numbers corresponding to their parking stall number.

(5) No person shall park in or otherwise occupy any parking stall in the designated parking lot or occupy any designated hunting station from 10:00 p.m. to 5:00 a.m.

(6) No trailers of any kind shall be allowed in the designated parking lot.

(7) Waterfowl hunters must have all guns unloaded and cased except within 10 feet of their hunting station.

(8) A waterfowl hunting party shall vacate its hunting station and leave the controlled hunting zone after the daily limit of Canada geese has been taken.

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Sec. 4. STATE AND COUNTY PARKS.

(a) The following county parks and lands administered by the Commissioner within the posted statutory boundaries of the following state parks are opened to the taking of protected wild animals as specified below:

(1) Lac qui Parle State Park in Lac qui Parle County is open to the taking of waterfowl at designated hunting stations in accordance with the regulations in Section 3 of this order.

(2) Itasca State Park in Becker, Clearwater and Hubbard Counties is open to the firearms hunting of deer, except where posted as closed, during the established firearms season therefor in the zones in which it is located.

(3) The following state parks are open to the hunting of deer by firearms, but by permit only: Forestville State Park in Fillmore County; Fort Snelling State Park in Dakota, Hennepin and Ramsey Counties; Frontenac State Park in Goodhue County; Glacial Lakes State Park in Pope County; Lawrence and Belle Plaine State Waysides in Scott County; Lake Bronson State Park in Kittson County; Maplewood State Park in Otter Tail County; O. L. Kipp State Park in Winona County; St. Croix State Park in Pine County; Wild River State Park in Chisago County; and Zippel Bay State Park in Lake of the Woods County. Baker County Park Reserve in Hennepin County is open to the hunting of deer by firearms, by permit only.

(4) Carver Rapids State Wayside in Carver County, Crow-Hassan County Park Reserve in Hennepin County, and Murphy-Hanrahan County Park Reserve and Cleary Lake Regional Park in Scott County are open to the hunting of deer by bow and arrow, by permit only.

(5) Helmer Myre State Park in Freeborn County, Lake Shetek State Park in Murray County, and Glacial Lakes State Park in Pope County are open to the hunting of deer by muzzleloader during the special muzzleloader season, by permit only.

(6) Forestville State Park in Fillmore County is open to the taking of raccoons during the established season, by permit only.

Additional regulations which apply to state and county parks are set forth in the Commissioner's Orders establishing the regulations for taking deer.

Sec. 5. NATIONAL WILDLIFE REFUGES AND FEDERAL WATERFOWL PRODUCTION AREAS.

(a) The following National Wildlife Refuges, Waterfowl Production Areas and federal lands are open to hunting and trapping of protected wild animals in accordance with the State seasons and special federal regulations, but only during the established seasons therefor in the zones in which they are located or during such seasons as are otherwise prescribed in this subdivision. Hunting maps and regulations are available through each refuge or wetland management district office or by writing to: Regional Director, U.S. Fish and Wildlife Service, Federal Building, Ft. Snelling, Twin Cities, MN 55111.

(1) Portions of Agassiz National Wildlife Refuge in Marshall County are open to firearm hunting of deer and moose. Areas closed to hunting are posted as "Area Beyond This Sign Closed," or as shown on maps available at Refuge Headquarters, Middle River, MN 56737.

(2) Portions of Big Stone National Wildlife Refuge in Big Stone and Lac qui Parle Counties are open to firearm and archery hunting of deer, muzzleloader hunting of deer by permit, and firearm hunting of cottontail rabbit, jack rabbit, gray squirrel, fox squirrel, red and gray fox, Hungarian partridge and pheasant in areas posted as "Public Hunting Area" or as shown on maps available at parking areas and Refuge Headquarters, 25 N.W. 2nd Street, Ortonville, MN 56278.

(3) Portions of Rice Lake National Wildlife Refuge in Aitkin County are open to firearm hunting of deer (by permit), cottontail rabbit, snowshoe hare, gray squirrel, fox squirrel, ruffed grouse and spruce grouse in areas posted as "Public Hunting Area" or as shown on maps available at Refuge Headquarters, Route 2, McGregor, MN 55760.

(4) Portions of Sherburne National Wildlife Refuge in Sherburne County are open to firearm and archery hunting of deer and firearm hunting of cottontail rabbit, jack rabbit, snowshoe hare, gray squirrel, fox squirrel, ruffed grouse, pheasant, woodcock, Wilson's snipe, sora rail and Virginia rail in areas posted as "Public Hunting Area" or as shown on maps available at Refuge Headquarters, Route 2, Zimmerman, MN 55398.

(5) Portions of Tamarac National Wildlife Refuge in Becker County are open to firearm and archery hunting of deer and firearm hunting of cottontail rabbit, jack rabbit, snowshoe hare, gray squirrel, fox squirrel, ruffed grouse, duck, snipe, woodcock, coot, and geese in areas posted as "Public Hunting Area" or as shown on maps available at Refuge Headquarters, Rural Route, Rochert, MN 56578.

(6) Portions of the Upper Mississippi River National Wildlife and Fish Refuge located in Wabasha, Winona, and Houston Counties are open to migratory game bird, upland game mammal, turkey, and deer hunting except in areas posted "Area Closed" or as shown on a map available at Refuge Headquarters, 51 East Fourth Street, Winona, MN 55987. Hunting of these species (but not waterfowl) is also permitted on areas designated by signs as "Area Closed" during the period from the day after the last day of the duck season to the end of the applicable Minnesota hunting season.

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(7) Portions of the Minnesota Valley National Wildlife Refuge known as: Louisville Swamp, located near Carver in Scott County; Black Dog and Long Meadow Lake Units in Dakota and Hennepin Counties; and the Wilkie Unit in Scott County, are open to hunting of deer by permit. Maps of the open areas and permit information are available at Minnesota Valley National Wildlife Refuge Headquarters, 4101 East 80th Street, Bloomington, MN 55420. Portions of the Refuge in Hennepin, Scott, Carver, and Dakota Counties may be open to waterfowl hunting. Areas open will be posted with signs saying "Open to Waterfowl Hunting - Special Regulations in Effect - Consult Refuge Manager." Other areas may be open to waterfowl hunting by special permit for the Young Waterfowlers Program.

(8) Except where posted otherwise, Waterfowl Production Areas are open to hunting and trapping. Overnight camping and overnight parking are prohibited on all Waterfowl Production Areas, including designated parking areas. Additional information including maps of open and closed areas is available from U.S. Fish and Wildlife Service, Route 1, Box 26A, Fergus Falls, MN 56537.

(b) No person shall trap in a National Wildlife Refuge without first obtaining a permit issued by the Refuge Manager. National Wildlife Refuges are closed to the taking of otter.

(c) Motorized vehicles and motorized watercraft are prohibited on National Wildlife Refuges and Waterfowl Production Areas except: (1) on access roads and parking areas designated by sign; (2) on public roads; or (3) by permit obtained from U.S. Fish and Wildlife Service Refuge and Wetland Management District offices. Motorized watercraft are allowed without permit on the Tamarac and Upper Mississippi River National Wildlife Refuges.

(d) Additional regulations which apply to these areas are set forth in the Commissioner's Orders establishing the regulations for taking deer.

Sec. 6. No person shall take or attempt to take any wild animals in any Wildlife Management Area, State Game Refuge, Controlled Hunting Zone, State or County Park, National Wildlife Refuge or Federal Waterfowl Production Area except in accordance with the provisions of this order and all other applicable orders of the Commissioner.

Sec. 7. This order shall remain in effect until amended, superseded or rescinded.

Sec. 8. Commissioner's Order No. 2318 is hereby superseded.

Dated at Saint Paul, Minnesota, this 4 day of August, 1989.

Joseph N. Alexander, Commissioner
Department of Natural Resources

Department of Natural Resources

Commissioner's Order No. 2350: Regulations for Hunting Deer in Fort Snelling State Park and The Minnesota Valley National Wildlife Refuge Area During 1989

PURSUANT TO AUTHORITY VESTED IN ME by *Minnesota Statutes* §§ 97B.301-97B.325 and other applicable law, I, Joseph N. Alexander, Commissioner of Natural Resources, hereby prescribe the following regulations for hunting deer in Fort Snelling State Park, the Minnesota Valley National Wildlife Refuge, and designated adjacent lands during 1989. Such hunting shall be subject to the provisions of this order and all other regulations pertaining to the taking, possession, and transportation of deer, to the extent they are not inconsistent with the provisions of this order. All dates and time periods in this order are inclusive.

Section 1. SHOTGUN HUNT.

(a) **Open Areas, Dates and Applications.** Portions of Fort Snelling State Park and the Black Dog and Long Meadow Lake Units of the Minnesota Valley National Wildlife Refuge in Dakota and Hennepin Counties are open to antlerless only deer hunting by shotgun and slug but not muzzleloaders from November 4 to November 12, 1989. Not more than 111 shotgun permits will be issued. Applications must be made according to the procedure for special firearms permit area application as specified in the Commissioner's Order regulating the taking of deer during 1989. Applications must be postmarked or delivered by 4:30 p.m. September 7, 1989. If applications exceed the number of available permits, a random drawing will be held. If applications number less than available permits, the number of permits for Fort Snelling State Park will be reduced. Applications must be addressed to Minnesota Valley Deer Hunt, DNR-Metro Parks, 1200 Warner Road, St. Paul, Minnesota 55106. This is Special Permit Area Number 394. Each permittee will be eligible to purchase a bonus deer license.

(b) **Special Regulations.** Successful applicants in drawings for the shotgun hunt in Fort Snelling State Park and the Minnesota Valley National Wildlife Refuge must comply with the following regulations:

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(1) Attend an orientation session and receive a permit validated for an assigned hunting compartment. There will be a \$2.00 fee for each permit. Maps of the open areas will be provided to permittees. Permits forfeited by those who do not attend an orientation session will be issued to alternates drawn from the list of applicants.

(2) Only hunters with valid permits will be allowed in the hunting compartments and only from 5 a.m. to 6 p.m. each day.

(3) Each permittee shall hunt only in the assigned compartment for which his/her permit is valid and shall enter and leave only by way of designated access points.

(4) All firearms must be unloaded and completely contained in a case except while the hunter is occupying a temporary or portable elevated stand.

(5) Shooting is allowed only from a temporary or portable stand at least five (5) feet above the ground. No permanent stands may be constructed or occupied. Temporary stands must be removed from the hunting compartment at the end of hunting each day.

(6) No hunter shall pursue a deer outside of his/her assigned hunting compartment. Attempts to retrieve wounded or dead deer outside of the assigned compartments require prior approval of and accompaniment by an agent of the Commissioner or of the U. S. Fish and Wildlife Service.

(7) All deer taken must be registered at the Fort Snelling State Park Headquarters within 24 hours of taking. Deer may be registered between 7 a.m. and 7 p.m. on Saturdays and Sundays and between 8 a.m. and 7 p.m. Monday through Friday. Deer taken in Fort Snelling State Park and the Minnesota Valley National Wildlife Refuge may be removed from the area prior to registration if the registration station is closed, but they must be registered at the headquarters within 24 hours of taking.

Sec. 2. BOW HUNTS.

(a) **Carver Rapids, Wilkie, Louisville Swamp.** Carver Rapids State Wayside and the Wilkie and Louisville Swamp Units of the Minnesota Valley National Wildlife Refuge in Scott County are open to deer hunting by legal bow and arrow. This area is bounded by National Wildlife Refuge and State Park signs. An unlimited number of permits will be issued for September 16 to December 31, 1989. There will be a \$2.00 fee for each permit. Permits may be obtained upon presentation of a valid 1989 bow and arrow deer license at the Minnesota Valley National Wildlife Refuge Headquarters, 4101 East 80th Street, Bloomington, Minnesota 55425 during the period of August 28 through September 11, 1989. Metro bonus bow licenses are valid in these areas. During the November firearms season hunters must meet the red/orange clothing requirement and are restricted to legal bucks only except metro area bonus bow licenses will be valid for taking antlerless deer anytime during this hunt. Regular and bonus licenses must be stamped by the Minnesota Valley National Wildlife Refuge to be valid in these areas. Deer taken must be registered within 48 hours after taking at the Sport Stop, Inc., 101 South Lewis Street, Shakopee, Minnesota; Spur General, 9200 Cedar Avenue South, Bloomington, Minnesota; or Tri-Mart, 240 Triangle Lane (Jct. U.S. 169 and STH 282), Jordan, Minnesota, before being removed from the seven-county area.

(b) **Black Dog, Long Meadow Lake, and Designated Adjacent Lands.**

(1) Portions of the Black Dog and Long Meadow Lake Units of the Minnesota Valley National Wildlife Refuge in Dakota and Hennepin Counties and designated adjacent lands owned by the City of Bloomington in Hennepin County are open to antlerless only deer hunting by bow and arrow. Up to 29 permits will be issued for November 4 to November 12, 1989. Hunters must meet the red/orange clothing requirement. If applications exceed the number of available permits, a random drawing will be held. Applications must be made according to the following procedure:

(A) Hunters must send a postcard with the following information:

(1) Minnesota Valley Bow Hunt; and

(2) Hunter's name, address, work phone number, and home phone number.

(B) Up to four (4) persons may apply as a party by mailing all applications in one envelope. Either the entire party will be selected by the drawing or none will be selected.

(C) Incomplete or improperly completed applications will be rejected.

(D) The application deadline is September 7, 1989.

(E) Mail postcards to Minnesota Valley Deer Hunt, DNR-Metro Parks, 1200 Warner Road, St. Paul, Minnesota 55106.

(2) Successful applicants must comply with the following regulations:

(A) Attend an orientation session and receive a permit validated for an assigned hunting compartment. There will be a \$2.00 fee for each permit. Maps of the open areas will be provided to permittees. Permits forfeited by those who do not attend an orientation session will be issued to alternates drawn from the list of applicants.

(B) Only hunters with valid permits will be allowed in the hunting compartments and only from 5 a.m. to 6 p.m. each day.

(C) Each permittee shall hunt only in the assigned compartment for which his/her permit is valid and shall enter and leave only by way of designated access points.

(D) No permanent stands may be constructed or occupied. Temporary stands must be removed from the hunting compartment at the end of hunting each day.

(E) No hunter shall pursue a deer outside of his/her assigned hunting compartment. Attempts to retrieve wounded or dead deer outside of the assigned compartments require prior approval of and accompaniment by an agent of the Commissioner or of the U.S. Fish and Wildlife Service.

(F) All deer taken must be registered at the Fort Snelling State Park Headquarters within 24 hours of taking. Registration station hours are 7 a.m. to 7 p.m. on Saturdays and Sundays and 8 a.m. to 7 p.m. Monday through Friday.

(G) Regular and metro bonus deer licenses may be used to take antlerless deer during this season.

Sec. 3. MISCELLANEOUS.

(a) **Metal Objects.** The driving of any metal objects into trees, or the use of such objects, is prohibited. Objects that screw in or are clamped, chained, roped or belted onto trees are acceptable, but must be removed from the hunting compartment at the end of hunting each day.

(b) **Game Refuges.** Except as specifically authorized, none of the provisions of this order shall be construed as modifying or superseding any order establishing game refuges within the state nor as permitting the taking of any wild animals within such refuges or within state parks.

Dated at Saint Paul, Minnesota, this 3 day of August, 1989.

Joseph N. Alexander, Commissioner
Department of Natural Resources

Department of Natural Resources

Commissioner's Order No. 2353: Regulations for the Taking of Migratory Game Birds by Falconry

PURSUANT TO AUTHORITY VESTED IN ME by *Minnesota Statutes* § 97B.105 and other applicable law, I, Joseph N. Alexander, Commissioner of Natural Resources, hereby prescribe the following regulations for the taking of migratory game birds by falconry. Such taking shall be subject to the provisions of this order and all other regulations pertaining to the taking, possession, and transportation of migratory game birds, to the extent they are not inconsistent with the provisions of this order. All dates and time periods in this order are inclusive, unless otherwise noted.

Section 1. FALCONRY SEASON, LIMITS AND HOURS.

Woodcock, sora and Virginia rails, common snipe, ducks, geese, coots and moorhens (gallinules) may be taken by falconry from September 1 through December 16, except that in the Twin Cities Metropolitan Canada Goose Zone as established by Commissioner's Order and in Olmsted County the taking of Canada geese by falconry is prohibited after December 6. Bag limits are three (3) daily in the aggregate and six (6) in possession in the aggregate. Falconry hours are from one-half hour before sunrise to sunset except during the regular waterfowl season when falconry hours are the same as waterfowl shooting hours. No person shall hunt by falconry while in possession of, or having under control, any firearm.

Sec. 2. GAME REFUGES AND STATE PARKS.

None of the provisions of this order shall be construed as modifying or superseding any order establishing game refuges within the state nor as permitting the taking of any wild animals within such refuges or within state parks.

Dated at Saint Paul, Minnesota, this 3 day of Aug., 1989.

Joseph N. Alexander, Commissioner
Department of Natural Resources

Department of Natural Resources

Commissioner's Order No. 2329: Regulations for the Importation, Transportation, and Stocking of Fish Sperm, Fish Eggs, and Live Fish; Superseding Commissioner's Order No. 2239

PURSUANT TO AUTHORITY VESTED IN ME by *Minnesota Statutes* §§ 97C.209, 97C.211 and other applicable law, I, Joseph N. Alexander, Commissioner of Natural Resources, hereby prescribe the following regulations for the importation and transportation of fish sperm, fish eggs, and live fish, and for the stocking thereof in any waters of this state.

Commissioners' Orders

Section 1. PERMIT REQUIRED.

Except as otherwise provided in this order, no person shall import into the state, transport within the state, or stock any waters of the state with any fish sperm, fish eggs, or live fish without first obtaining an importation-transportation-stocking permit from the Commissioner of Natural Resources. Permits shall be of two types:

(a) **Limited Use Transportation Permit.** Limited Use Transportation Permits may be issued for intrastate transportation for stocking private waters provided that no single permit shall exceed 1,000 fish smaller than one-quarter pound each, or 300 pounds of fish larger than one-quarter pound each. Private waters are defined as waters without a DNR Fisheries lake management plan, not currently fished by the public, without a public access and not currently used for public recreation. Limited Use Transportation Permits may also be issued for intrastate transportation between licensed hatcheries, with no limitations on numbers or pounds. All used shipping tags provided with the permit shall be returned to DNR Fisheries headquarters in St. Paul within thirty days. New permits shall not be issued until all used tags have been returned.

(b) **Unrestricted Permit.** An Unrestricted Permit is required for all importation, transportation, or stocking not covered by the Limited Use Transportation Permit as described in paragraph (a) of this section. An Unrestricted Permit shall be valid for only one shipment.

Sec. 2. PERMIT APPLICATION.

An application for a permit to import, transport, or stock fish sperm, fish eggs, or live fish shall be made on forms provided by the commissioner and shall contain the following information:

- (a) Species, strain, number, size, and quantity by weight of the fish, eggs, or sperm, as applicable;
- (b) Name and address of hatchery or other sources where the fish eggs, or sperm were acquired;
- (c) Name and address of purchaser, if any;
- (d) Name and address of broker, if any, through which shipment is being made;
- (e) Name and address of shipper;
- (f) Type of transportation, shipping route, and date of transit;
- (g) Name and address of any transfer stations which will be used prior to final delivery;
- (h) Destination; and
- (i) Any certification required by Section 3.

Sec. 3. CERTIFICATION REQUIRED.

(a) Applications for an importation-transportation-stocking permit for any species or hybrid of the family Salmonidae, their eggs or sperm, or family Ictaluridae (Catfish), their eggs or sperm, must be accompanied by certification that the source of the fish, eggs, or sperm, as well as any transfer stations at which they may be held while in transit, are free of certifiable diseases or other diseases of fish which may threaten resident fish stocks. The date of such certifications shall be provided.

(b) Certifiable fish diseases include but are not limited to the following: infectious hematopoietic necrosis, infectious pancreatic necrosis, viral hemorrhagic septicemia, *Myxobolus cerebralis*, *Ceratomyxa shasta*, and enteric redmouth.

(c) Certification shall be made by persons certified by the Fish Health Section of the American Fisheries Society, or the Great Lakes Fish Disease Control Committee, or by persons otherwise recognized by the commissioner to be competent in the diagnosis of fish diseases.

Sec. 4. INSPECTION.

(a) All fish, eggs, or sperm in transit pursuant to this order or held at a transfer station within the state shall be subject to inspection by the commissioner or his agents. Such inspection may include the confiscation of reasonable quantities of stock for purposes of pathological analysis.

(b) If certifiable diseases or gross abnormalities are determined to exist, the entire stock shall be subject to impoundment, confiscation, and destruction.

Sec. 5. EXCLUSIONS.

A permit is not required for importation or transportation as indicated, of the following:

- (a) Minnows taken in Minnesota and transported exclusively in-state;
- (b) Live fish taken in Minnesota under a commercial fishing license that are being transported exclusively in-state for purposes of consumption;

- (c) Live fish other than minnows in transit through Minnesota, provided they are not removed from their original shipping containers and are accompanied by proper shipping documents showing place of origin, owner or consignee, and destination;
- (d) Aquarium fish imported or transported exclusively for aquarium purposes;
- (e) Fish or fish eggs that have been processed for use as food, bait, or for other purposes unrelated to fish propagation;
- (f) Live fish from a Minnesota private fish hatchery or fish farm transported directly to an outlet for food purposes and accompanied by proper shipping documents showing place of origin, owner or consignee, and destination;
- (g) Live fish exported out-of-state when such fish are accompanied by documentation as listed in (f) above;
- (h) Sucker or fathead minnow eggs or fry transported exclusively in-state for bait propagation;
- (i) Brook, brown, or rainbow trout used in connection with public shows, exhibits, demonstrations, or fish pools for periods not exceeding 14 days, except that a permit is required when fish are imported or destined for eventual stocking in any waters of this state;
- (j) Live fish transported between the licensed private fish hatchery or fish farm waters of a Minnesota licensed operator.

Sec. 6. Commissioner's Order No. 2239 is hereby superseded.

Dated at Saint Paul, Minnesota, this 31 day of July, 1989.

Joseph N. Alexander, Commissioner
Department of Natural Resources

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.

Ethical Practices Board

Request for Advisory Opinion Re: Campaign Finance

The Ethical Practices Board solicits comments regarding the following request for an advisory opinion received from Representative Howard Orenstein. Written comments should arrive at the Board office, 625 N. Robert St., St. Paul, MN 55101, prior to August 23, 1989, for consideration at the Board's meeting of August 24, 1989.

August 9, 1989—Thank you for the opportunity to address the Board at your July 27, 1989, meeting.

As I orally informed the Board at that meeting, I request that the Board issue an advisory opinion regarding the issues raised in my letters to the Board of May 26 and June 19, 1989, as well as the letter to the Board by Common Cause dated June 22, 1989.* (Common Cause was informed by the Board that the group lacked standing to raise those issues.)

My request for a ruling on Common Cause's issues is made at Common Cause's request and is not necessarily meant to reflect agreement with their position. In fact, I do not agree with Common Cause that the past practice of transferring funds from principal campaign committees to other candidates is a conversion to personal use or a fraud on contributors. I have expressed the view, both in legislative debate and to the Board, that establishing a separate fund for transfers helps to avoid the types of questions raised by Common Cause. It is also my view that any judgment as to the propriety of transfers should be made prospectively—and preferably by the legislature, which must balance all of the competing interests.

Notwithstanding my personal views, I respect the input of Common Cause and believe that their request to the Board should not be ignored because of perceived procedural roadblocks. With those understandings, I include Common Cause's request as part of mine.

***June 22, 1989**—Common Cause Minnesota requests a ruling on whether or not the practice of transferring funds from principal campaign committees is legal.

Common Cause Minnesota Position: Based on Chapter 10A and 211B, Common Cause Minnesota maintains that transferring funds from principal campaign committees to other candidates is a conversion to personal use and fraud.

Rationale: Contributors to principal campaign committees reasonably assume the dollars provided will be used by the recipient candidate to run for office. Passing the money along to another candidate without the contributor's knowledge perpetrates a fraud on the contributor. Dollars raised by principal campaign committees should be used strictly for the purpose for which they were formed under Chapter 10A.19—to run for office.

Official Notices

While there are a number of motives for transferring funds to other candidates, we believe the primary one is for personal gain. Providing other candidates with the resources to run for office creates a sense of loyalty, if not obligation, in the recipient. Recipients of these funds naturally feel obligated to support legislation or candidates for leadership positions when asked by the legislator providing them with the resources to conduct their campaign. Thus, the practice of transferring funds to other candidates is a conversion to personal use and not a legal expenditure under Chapter 211B.11.

May 26, 1989 [from Rep. Orenstein]—On May 15, 1989, the House of Representatives considered H.F. 629 relating to election laws. An amendment was offered which would have prohibited candidates from having separate political funds which bear the candidate's name or title.

At several points during the debate on this amendment it was stated that a candidate can use a political fund to get around campaign spending limits which apply to the candidate's principal campaign committee. It was suggested that if a candidate used a political fund to make donations to other candidates, the first candidate would be avoiding campaign spending limits which would apply if that candidate made the same donation from the candidate's principal campaign committee.

However, it is my understanding that, donations by one candidate's principal campaign committee to another candidate do not count against the first candidate's spending limits. These so-called "transfers" are noncampaign disbursements and are reported as such. Therefore, it is my understanding that a candidate's use of a political fund, as opposed to the use of a principal campaign committee, to give to other candidates, has no bearing on the first candidate's spending limits.

With that background, I would appreciate your response to the following question (you may assume for purposes of this letter that Candidate A discussed in the questions has taken public financing and is subject to the spending limits):

1. Can Candidate A, by making donations to another candidate for the Minnesota legislature from a political fund rather than Candidate A's principal campaign committee, avoid campaign spending limits which apply to Candidate A's principal campaign committee?

2. If Candidate A gave a donation from a political fund to Candidate B for the Minnesota House of Representatives, but that donation, when aggregated with donations from Candidate A's principal campaign committee to Candidate B, did not exceed \$750 in an election year or \$150 in a nonelection year, would Candidate A be using his or her political fund to exceed any contribution limits in the law?

3. Does the law make any distinction, for purposes of the propriety of donations to legislative candidates or limits on such donations, between a donation from a political fund controlled by someone who happens to be a legislator as opposed to a donation from a political fund affiliated with a special interest group such as the National Rifle Association, the Minnesota Chamber of Commerce or any other such group?

June 19, 1989—My letter [May 26, 1989] had posed three questions. . . ., I would appreciate your confirmation that you answered my questions as follows:

Question Number 1: "No."

Question Number 2: "No."

Question Number 3: "No."

Metropolitan Council

Notice of Public Meeting of the Metropolitan Council's Metropolitan Agencies Appointments Committee

The Metropolitan Council's Metropolitan Agencies Appointments Committee will be conducting a public meeting on September 20 to hear statements from candidates and on behalf of candidates for District B on the Metropolitan Parks and Open Space Commission. District B includes all of suburban Ramsey County, Washington County, north of Highway 36, and the communities of Lino Lakes and Centerville in Anoka County. The public is invited to attend and participate in making recommendations on this appointment. Following the meeting, the committee will submit its recommendation to the Council and the Council will appoint the commission member. More information on this appointment process and the meeting may be obtained from Sandi Lindstrom of the Council staff at 291-6390. The meeting will be at 7 p.m., in the Council Chambers of the old White Bear Lake City Hall at 4700 Miller Avenue, White Bear Lake.

State Contracts and Advertised Bids

Department of Transportation

Amended Order No. 75110 and Notice of Street and Highway Routes Designated and Permitted to Carry the Gross Weights Allowed under *Minnesota Statutes* § 169.825

WHEREAS, The Commissioner of Transportation has made his Order No. 72156, dated April 8, 1987, which order has been amended by Orders Nos. 73139, 74653, 74846 and 75024, designating and permitting certain street and highway routes, or segments of those routes, to carry the gross weights allowed under *Minnesota Statutes* § 169.825, and

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

IT IS HEREBY ORDERED that the Commissioner of Transportation Order No. 72156 is further amended this date and Order No. 75024 (Watsonwan County, C.S.A.H. 54) is corrected to read as follows:

Dated: 10 August 1989

Leonard W. Levine
Commissioner

Board of Water and Soil Resources

Notice of Change in Meeting Place

The Board of Water and Soil Resources will hold their regularly scheduled monthly meeting on September 27, 1989, at the Holiday Inn in Winona, Minnesota. The meeting will start at 9:00 a.m. The Board will resume their regularly scheduled monthly meeting in October at 90 West Plato Boulevard, St. Paul, Minnesota.

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: Refurbished pianos
Contact: Linda Parkos 296-3725
Bid due date at 2pm: August 23
Agency: Center for Arts & Education
Deliver to: Golden Valley
Requisition #: 25000 02060

Commodity: Techepoxy parts A & B
Contact: Pam Anderson 296-1053
Bid due date at 2pm: August 23
Agency: Transportation
Deliver to: Owatonna
Requisition #: 79650 0021

Commodity: Interspan
Contact: Pam Anderson 296-1053
Bid due date at 2pm: August 25
Agency: Transportation
Deliver to: Oakdale
Requisition #: 79900 03930

State Contracts and Advertised Bids

Commodity: 2 way dump body
Contact: Mary Jo Bruski 296-3772-
Bid due date at 2pm: August 25
Agency: Transportation
Deliver to: St. Paul
Requisition #: 79382 01807

Commodity: Janitorial service
Contact: Joyce Dehn 297-3830
Bid due date at 2pm: August 28
Agency: Metro State University
Deliver to: St. Paul
Requisition #: Price Contract

Commodity: Automated video driver
license testing system
Contact: Don Olson 296-3771
Bid due date at 2pm: August 30
Agency: Public Safety Department
Deliver to: St. Paul
Requisition #: Price Contract

Commodity: Earth drilling and soil
sampling tools and supplies
Contact: Pat Anderson 296-3770
Bid due date at 2pm: August 31
Agency: Various
Deliver to: Various
Requisition #: Price Contract

Commodity: Metal building materials
Contact: Doug Thompson 296-3775
Bid due date at 2pm: August 28
Agency: Transportation
Deliver to: St. Paul
Requisition #: 79050 23854

Commodity: Wheel load scales—rebid
Contact: John Bauer 296-2621
Bid due date at 2pm: August 28
Agency: Public Safety
Deliver to: St. Paul
Requisition #: 07500 57288 2

Commodity: Transportation (bus)
services for students—rebid
Contact: Joyce Dehn 297-3830
Bid due date at 2pm: August 28
Agency: Center for Arts Education
Deliver to: Golden Valley
Requisition #: Price Contract

Commodity: Jeep Cherokee 89 or 90
model
Contact: Brenda Thielen 296-9075
Bid due date at 2pm: August 28
Agency: Natural Resources
Deliver to: Grand Rapids
Requisition #: 29000 51710 3

Commodity: 89 or 90 new 7-passenger
Van
Contact: Brenda Thielen 296-9075
Bid due date at 2pm: August 28
Agency: Regional Treatment Center
Deliver to: Faribault
Requisition #: 55303 14243

Commodity: Winter sand
Contact: Joan Breisler 296-9071
Bid due date at 2pm: August 29
Agency: Transportation
Deliver to: Grand Marais
Requisition #: 79100 09051

Commodity: Winter sand
Contact: Joan Breisler 296-9071
Bid due date at 2pm: August 29
Agency: Transportation
Deliver to: Floodwood
Requisition #: 79100 90952

Commodity: Artwork & Install
Contact: Linda Parkos 296-3725
Bid due date at 2pm: August 29
Agency: Revenue
Deliver to: St. Paul
Requisition #: 67130 10660

Commodity: 1989 or 90 Station Wagon
(new)
Contact: Brenda Thielen 296-9075
Bid due date at 2pm: August 31
Agency: DNR-Southern Service Center
Deliver to: St. Paul
Requisition #: 29000 52510

Commodity: Sound system
Contact: Pam Anderson 296-1053
Bid due date at 2pm: September 6
Agency: State University
Deliver to: St. Cloud
Requisition #: 26073 21328

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: TODAY magazine (5
issues) 53M per issue, 1-issue 32 pp, 3
issues 20 pp, 1-issue 4 pp 11M copies,
11½"x16" folded to 11½"x8", camera
ready, 60 halftones + 4 page section
4-color
Contact: Printing Buyer's Office
Bids are due: August 22
Agency: State University
Deliver to: Mankato
Requisition #: 0507

Commodity: State University graduate
sketches, 5M booklets, 16pg + cover,
15"x11" folded to 7½"x11" camera
ready, 2-sided, 18 halftones, plus 5
illustrations, saddle stitched
Contact: Printing Buyer's Office
Bids are due: August 23
Agency: Metropolitan State University
Deliver to: St. Paul
Requisition #: 1025

Commodity: Child support mailer,
10½"x4¾" 2-sided, 145M
Contact: Printing Buyer's Office
Bids are due: August 23
Agency: Human Services Department
Deliver to: Warehouse, New Brighton
Requisition #: 0092

MAILING LISTS GALORE

Successful business means successful sales

The Print Communications Division has a variety of mailing lists of licensed professionals and permit holders that will enable you to focus your marketing efforts on a targeted audience.

Types of lists available are: registered nurses, real estate agents, physicians, insurance agents, boatowners, hunters, cosmetologists, teachers, and many more! And you can get them on printouts, cheshire/pressure sensitive labels, 9-track magnetic tapes, and now diskettes for minimum orders.

What's more, you can choose from several selection capabilities. You will find our selections most helpful and beneficial to your business when you learn that you can acquire names and addresses of individuals in the areas you need to target most.

Find out more about our mailing lists by writing for our free mailing list service packet. In a hurry? Call (612) 297-2552 for more information. Requests can be sent to: Print Communications Division, Mailing List Service, 117 University Avenue, St. Paul, MN 55155.

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.

Professional, Technical & Consulting Contracts

Department of Corrections

Minnesota Jail Resource Center

Request for Proposals for Training

The State of Minnesota, acting through the Minnesota Jail Resource Center located in the Department of Corrections, seeks qualified consultants to present 6 or more training sessions for jail employees and other county officials. The chosen consultant/trainers must have a proven record of correctional training. Top priority will be given to consultant/trainers who have direct experience in delivering National Institute of Corrections (NIC) curriculum and lesson plans:

1. First Line Jail Supervisor Training (3 days)
2. Jail as Part of County Government (3 days)
3. Training for Jail Trainers (4 days)
4. Training for Jail Field Training Officers (3 days)
5. Jail Staffing Analysis and Scheduling (3 days)
6. Use of Force/Restraints: Training for Trainers (3 days)
7. Other Topics as Developed

The selected consultant/trainers will be chosen based upon proven NIC experience, thoroughness of training proposal, cost effectiveness, and availability for training session dates. Each contract is expected to range from \$1,000 to \$3,000. Cost estimate for the entire program is \$24,000 involving up to 14 individual contracts. Interested consultants/trainers may submit for individual sessions or for the entire program.

For further information contact:

Tom Reid, Director
Minnesota Jail Resource Center/DOC
300 Bigelow Building

450 N. Syndicate Street
St. Paul, MN. 55104
(612) 642-0249

Deadline for receipt of proposals is September 5, 1989.

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 designers for four projects. Design firms who wish to be considered for this project should submit proposals on or before 4:00 p.m., September 12, 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" x 11" sheets, soft bound.
- 3) The cover sheet of the proposal must be clearly labeled with the project number, as listed in number 7 below, together with the designer's firm name, address, telephone number and the name of the contact person.
- 4) **Mandatory Proposal contents in sequence:**
 - a) Identity of firm and an indication of its legal status, i.e. corporation, partnership, etc. If the response is from a joint venture, this information must be provided for firms comprising the joint venture.
 - b) Names of the persons who would be directly responsible for the major descriptions 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 in 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 listed which were paid directly to engineers or other specialty 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) faces. Proposals not conforming to the parameters set forth in this request will be disqualified and discarded without further examination.

5) Statutory Proposal Requirements:

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

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

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

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

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

Professional, Technical & Consulting Contracts

7a) PROJECT—34-89

Building Renovation
Cambridge Regional Human Services Center
Cambridge, Minnesota
Estimated Construction Cost: \$1,500,000.00

General Description of Project: Renovate existing space at Cambridge Regional Human Services Center to meet nursing home licensure standards.

Project Details: This project will involve the remodeling and reconfiguration of an existing building(s) to provide space for the following: Administration and staff, i.e., information, admissions, conference rooms, staff offices, etc.; visitation areas and public rest rooms; mechanical systems and building maintenance; single and double resident rooms, nursing stations, nourishment/medication stations, bathing rooms, storage areas for program supplies and equipment; rehabilitative facilities, program and activity areas; medical examination and treatment areas; general storage (to include clean and soiled linen storage) and laundry areas; and space for dietary services, resident dining, and unit kitchens.

This project will also involve the installation of a nurse call system; security devices, and fire safety systems; improvements to the heating, ventilating, and air conditioning systems; the upgrading and/or modernization of other building components (i.e., floor and wall coverings, ceiling materials, lighting, doors, windows, etc.); and the purchase/installation of program equipment in accordance with rules, regulations, and licensure standards governing the operation of a skilled nursing facility for long term care.

Work to be Performed by the Designer: The work for this project will include planning, programming and designing the renovation of existing space; the preparation of drawings, specifications and related documents, to include bidding documents; code reviews; presiding at the bid opening; the handling of contract documents; the general supervising of construction work for the owner; assisting in the preparation of supplemental agreements; review and approval of shop drawings and payment requests; and assisting in final acceptance of the work.

Designer's Fee for Work: The proposed architect/engineering fee is 7.0%.

Designer's Qualifications: The designer selected for this project shall have a demonstrated track record in nursing home design and construction.

7b) PROJECT—35-89

Boiler Replacement and Related Steam System Repairs
Ah-Gwah-Ching State Nursing Home
Ah-Gwah-Ching (near Walker) Minnesota
Estimated Construction Cost: \$630,000.00

General Description of Project: Remove, and replace existing coal fired boilers, upgrade related steam system components, and renovate existing structural space as required.

Project Details: Ah-Gwah-Ching Nursing Home (AGCNH) has three coal-fired boilers in its power plant. Boiler #1, a Riley boiler with a Riley Ram Stoker, was installed in 1936, and is capable of producing 8,500 pounds of steam per hour. Number 3 and number 4 boilers, a twin set of Springfield boilers with Fedrichs traveling grate stokers, were installed in 1923. These boilers are each capable of producing 7,000 pounds of steam per hour. The facility's steam load peaks out between 8,000 and 8,200 pounds per hour.

Work to be Performed by the Designer: The work for this project will include, but not limited to, planning, programming, and design for the removal and replacement of the facility's boilers, related steam system improvements, and the renovation of existing structural space (buildings, tunnels, manholes, etc.) required to facilitate such improvements; the preparation of drawings, specifications and related documents, to include bidding documents; code reviews; presiding at the bid opening; the handling of contract documents; the general supervising of construction work for the owner; assisting in the preparation of supplemental agreements; review and approval of shop drawings and payment requests; and assisting in final acceptance of the work.

Designer's Fee for Work: The proposed architect/engineering fee is 7.0%.

Designer's Qualifications: The designer selected for this project shall have a demonstrated track record in high pressure steam power plant design and construction.

7c) PROJECT—36-89

Renovation/New Construction of Facilities
Fergus Falls Regional Treatment Center
Fergus Falls, Minnesota
Estimated Construction Cost: \$15,000,000.00

Professional, Technical & Consulting Contracts

Description of Project: Project consists of planning, programming, designing (through schematic phase), and estimating costs to renovate and/or reconstruct a majority of the physical facilities, including residential, program, ancillary and support facilities, at Fergus Falls Regional Treatment Center (FFRTC).

Project Details: A majority of the buildings being utilized by the Fergus Falls Regional Treatment Center were built before, or right after the turn of the century. These facilities were designed for a much different philosophy of care. They are old, and not readily adaptable to modern treatment and care requirements. The Department of Human Services believes that there is a need to upgrade Fergus Falls Regional Treatment Center's existing residential, program and support facilities.

The State Legislature appropriated funds during the 1989 legislative session to plan, program, and design (through schematic phase) major improvements to the Fergus Falls facility. This may involve renovation of the existing physical plant and/or the construction of new physical facilities.

The designer selected for this project will work with personnel from FFRTC, the Department of Human Services, Department of Administration, other state/local government agencies, and consultants from the State Mental Health Advisory Council. The designer's responsibilities will include, but not limited to, the development of the following:

1. A project work plan.
2. Project goals and objectives.
3. An analysis of need, based on appropriate demographics (from State Demographer), mental health/forensic mental health planning techniques.
4. A comprehensive functional program which a) outlines services to be provided, including treatment programs/medical services, administrative services, operational services (plant engineering and maintenance, housekeeping, food service, warehousing, etc.) and other specialized ancillary services such as pharmacy, medical records, social services, etc.; b) considers organization, staffing, and general operating and basic patient care procedures; c) anticipates service utilization and potential service loads, and d) formulates the direction of facility development and identifies space needs required to accommodate such development.
5. A comprehensive master site development plan which considers the condition of existing buildings, utilities, and related infrastructural components; the feasibility of utilizing existing facilities for FFRTC programs; and the potential and feasibility of alternative utilization of existing buildings or land by local, county and/or other state governmental agencies.
6. Schematic designs for proposed building renovations, site/infrastructural improvements, and new construction.
7. Preliminary estimates of construction costs for related building renovations, site/infrastructural improvements, and new construction, based on current area, volume or other unit costs.

The design team shall be responsible for obtaining the necessary consumer surveys; demographic analysis; psychiatric/mental health and forensic mental health consultants; engineers, technical specialists, etc., required to complete the planning, programming, schematic design and preliminary cost estimating for the renovation and new construction proposed for Fergus Falls Regional Treatment Center's physical plant.

Topographic surveys and soil analysis will be provided by the owner.

Fee for Work: The proposed Designer fee is \$225,000.00.

Designer Qualifications: The designer selected for this project shall have considerable experience in the area of psychiatric hospital design/construction.

7d) PROJECT—37-89

Renovation/New Construction of Facilities
Moose Lake Regional Treatment Center
Moose Lake, Minnesota
Estimated Construction Cost: \$17,000,000.00

Description of Project: Project consists of planning, programming, designing (through schematic phase), and estimating costs to renovate and/or reconstruct a majority of the physical facilities, including residential, program, ancillary and support facilities, at Moose Lake Regional Treatment Center (MLRTC).

Project Details: A majority of Moose Lake Regional Treatment Center's physical facilities were constructed in 1938. Two buildings, Cottage 8 and Cottage 10 were added in 1949. Although considered to be in good physical condition, these facilities were designed and constructed before active and programmatic treatment was provided. Building configurations are not conducive to modern treatment and care requirements. The Department of Human Services believes that there is a need to upgrade Moose Lake Regional Treatment Center's existing residential, program and support facilities.

Professional, Technical & Consulting Contracts

The State Legislature appropriated funds during the 1989 legislative session to plan, program, and design (through schematic phase) major improvements to the Moose Lake facility. This may involve renovation of the existing physical plant and/or the construction of new physical facilities.

The designer selected for this project will work with personnel from MLRTC, the Department of Human Services, Department of Administration, other state/local government agencies, and consultants from the State Mental Health Advisory Council. The designer's responsibilities will include, but not limited to the development of the following:

1. A project work plan.
2. Project goals and objectives.
3. An analysis of need, based on appropriate demographics (from State Demographer), mental health/forensic mental health planning techniques.
4. A comprehensive functional program which a) outlines services to be provided, including treatment programs/medical services, administrative services, operational services (plant engineering and maintenance, housekeeping, food service, warehousing, etc.) and other specialized ancillary services such as pharmacy, medical records, social services, etc.; b) considers organization, staffing, and general operating and basic patient care procedures; c) anticipates service utilization and potential service loads, and d) formulates the direction of facility development and identifies space needs required to accommodate such development.
5. A comprehensive master site development plan which considers the condition of existing buildings, utilities, and related infrastructural components; the feasibility of utilizing existing facilities for MLRTC programs; and the potential and feasibility of alternative utilization of existing buildings or land by local, county and/or other state governmental agencies.
6. Schematic designs for proposed building renovations, site/infrastructural improvements, and new construction.
7. Preliminary estimates of construction costs for related building renovations, site/infrastructural improvements, and new construction, based on current area, volume or other unit costs.

The design team shall be responsible for obtaining the necessary consumer surveys; demographic analysis; psychiatric/mental health and forensic mental health consultants; engineers, technical specialists, etc., required to complete the planning, programming, schematic design and preliminary cost estimating for the renovation and new construction proposed for the Moose Lake Regional Treatment Center.

Topographic surveys and soil analysis will be provided by the owner.

Fee for Work: The proposed Designer fee is \$255,000.00.

Designer Qualifications: The designer selected for this project shall have considerable experience in the area of psychiatric hospital design/construction.

Questions concerning these projects may be referred to Alan Van Buskirk at (612) 296-8982 or James Walker (612) 296-6919.

Bernard Jacob, Chairman
State Designer Selection Board

Department of Human Services

Notice of Request for Proposals to Design and Produce Specialized Video Tape Training Materials for Users of the Community Services Information System of Minnesota (CSIS)

The Minnesota Department of Human Services (DHS), Social Services Division, is soliciting proposals from qualified candidates to design and produce training videos that will support the operations of a social services information system. This system, called the Community Social Services Information System (CSIS), is DHS supported and managed software and is distributed, upon request, for use by Minnesota Social Service agencies. The videos will provide a standard set of instructions that will be made available to CSIS user agencies for two audiences—direct service staff and data processing staff.

Respondents must be able to demonstrate experience and expertise in designing and developing functional scripts for training purposes and in producing video tape training media. Experience and expertise in information systems and data processing is highly desirable. Respondents must also be able to demonstrate familiarity with the field of social services delivery system.

Professional, Technical & Consulting Contracts

The formal request for proposals are available from the Department of Human Services by contacting:

Terry A. Johns
Minnesota Department of Human Services
Social Services Division
3rd Floor
444 Lafayette Road
St. Paul, Minnesota 55155-3839
Phone: 612/297-3959

The deadline for submitting a proposal is 4:00 p.m., September 18, 1989.

Please direct all inquiries and proposal responses to Terry Johns at the above number and address.

Minnesota Veterans Home—Minneapolis

Request for Proposal to Retain the Services of Licensed Dentist

The Minnesota Veterans Home, Minneapolis, MN, wishes to retain LICENSED DENTIST to perform services at their facility as follows:

1. Provide dental examinations for all new residents after 60 days of residence.
2. Provide dental treatment necessary to maintain good oral hygiene for residents. Treatment required will be determined in conjunction with Veterans Home staff.
3. Contractor shall provide written records for inclusion in the residents care records of all examinations and treatment performed as well as all medications prescribed.
4. Contractor will provide all equipment necessary to perform dental services at times mutually agreeable, but not to exceed three days per month.
5. Contractor will arrange for dental care in all emergency situations except on life threatening or acute situations.
6. A charge of \$50.00 per day will be paid for the service of the mobile equipment.
7. A monthly itemized statement of services and fees for each resident will be submitted.

Interested dentists should submit a resume and fee schedule to Jeff Smith, Administrator, Minnesota Veterans Home, 5101 Minnehaha Avenue South, Minneapolis, 55417, or call 721-0635.

Minnesota Veterans Home—Minneapolis & Hastings

Request for Proposal to Retain the Services of a Licensed Podiatrist

The Minnesota Veterans Home, Minneapolis, MN, and the Minnesota Veterans Home, Hastings, MN, wish to retain a LICENSED PODIATRIST to perform services at each facility as follows:

1. Provide all necessary and required services as prescribed and recommended by the Medical Director of the Minnesota Veterans Home.
2. Provide services three (3) times per month of approximately three (3) hours each visit in a designated area during normal working hours.
3. Referrals will be made by the medical staff of the Minnesota Veterans Home.
4. Provide written records for inclusion in the residents' care records of all examinations and treatments.
5. Provide cost estimates and request prior approval from medical staff for special orthotics before proceeding with such service.
6. Contract podiatrist agrees to participate in quality assurance reviews and assist in preparing quarterly QA reports that meet requirements and implementing regulations as requested by the Quality Assurance Coordinator.

Interested podiatrists should submit a resume and fee schedule to Jeff Smith, Administrator, Minnesota Veterans Home, 5101 Minnehaha Avenue South, Minneapolis, 55417, or call 721-0635.

Department of Natural Resources

Division of Waters

Notice of Request for Proposal for Professional Services Pursuant to Consumptive Water Use Study Mandated by *Laws of Minnesota 1989, Chapter 326*

NOTICE IS HEREBY GIVEN that the Department of Natural Resources is seeking proposals for professional services for conducting a consumptive water use study as mandated by *Laws of Minnesota 1989, Chapter 326, Article 4*. This Request for Proposal does not obligate the Department to complete the project, and the Department reserves the right to cancel the solicitation if it is considered to be in its best interest.

Contact Person: James M. Japs

Minnesota Department of Natural Resources
Division of Waters
Third Floor, DNR Building
500 Lafayette Road
St. Paul, MN 55155-4032
Phone: (612) 297-2835.

Estimated Cost: Not to exceed \$50,000.00.

Submission Deadline: 4:30 p.m., September 8, 1989

Interested persons may obtain a Request for Proposal and submit proposals to the above stated contact person.

The consultant contractor must be a registered professional engineer having extensive experience in and knowledge of mechanical engineering related to heating and cooling systems for commercial/industrial facilities which use groundwater and surface water sources as well as conventional energy sources.

I. BACKGROUND

Minnesota Laws of 1989, Chapter 326, Article 4, Section 4, Subd. 1c, prohibits the Department of Natural Resources from issuing a water use permit from a ground water source for once-through heating or cooling using in excess of five million gallons annually. Section 8 of Chapter 326 requires the Department to conduct a study to be submitted to the legislative water commission by February 15, 1990. This study will include an evaluation of the impacts of once-through systems on ground water aquifers and a review of methods to reduce consumptive water use, including the conversion of once-through systems to more efficient alternative systems. The environmental and economic implications of the alternative systems must also be evaluated. The study must provide recommendations on: options for converting once-through cooling systems; a time schedule for phasing out existing systems; recommended technologies to be used to accomplish the conversion; recommendations for a fee structure that will make once-through cooling systems and conventional systems equal in operating costs; recommendations on the use of deep aquifers for once-through heating and cooling systems; recommendations on authorizing systems of better efficiency; and advisability of systems that recharge aquifers.

Department of Natural Resources staff will be responsible for portions of the study relating to impacts on existing aquifers and the extent of ground water use for geothermal heating and cooling.

II. PROJECT TASKS

Prepare a report evaluating the following:

A. Relative costs (purchase and operating) for once-through heating and cooling systems compared to alternative conventional methods (including, but not limited to, air cooled systems and district heating and cooling systems).

B. Compare existing heating and cooling systems used in Minnesota and determine efficiency of water use and energy consumption. This will include quantifying the amount of evaporative losses for systems that use cooling towers prior to recirculation or discharge. A section of the report shall identify the state-of-the-art technology and systems available with the highest efficiency ratings with respect to water use.

C. Options and costs for converting existing once-through heating and cooling systems to conventional systems, air cooled systems, district heating/cooling systems or highly efficient water-type systems. Practical considerations relating to the feasibility of converting to other systems must be identified such as the ability to install cooling towers and impacts on chiller capacity.

D. Identify facilities in the Twin Cities with heating and cooling systems that utilize municipal water supplied by St. Paul and Minneapolis. Compare any differences between the use of surface water and ground water for heating and cooling systems especially with respect to water use efficiencies.

Professional, Technical & Consulting Contracts

Schedule for Task Completion

Report to be completed on or before December 29, 1989.

III. DEPARTMENT CONTACTS

Prospective responders who have questions regarding this request for proposal may call:

James Japs
Water Appropriations Permit Programs Coordinator
(612) 297-2835

No other employee of the DNR is allowed to discuss this proposal.

IV. SUBMISSION OF PROPOSALS

All proposals must be sent to and received by:

Ronald D. Harnack, Administrator
Permits and Land Use Section
Department of Natural Resources
500 Lafayette Road
St. Paul, MN 55155-4032

Not later than 4:30 p.m., September 8, 1989.

Late proposals will not be accepted. Four copies of the proposals are required. Proposals are to be sealed in mailing envelopes or packages with the responder's name and address clearly written on the outside. Each copy of the proposal must be signed by an authorized member of the firm. Prices and terms of the proposal as stated must be valid for the length of the project.

V. PROJECT COSTS

The Department has estimated that the cost of this project should not exceed \$50,000 for professional services.

VI. PROJECT COMPLETION DATE

The project shall be completed by December 29, 1989.

VII. PROPOSAL CONTENTS

The following will be considered minimum contents of the proposal:

- A. A statement of the objectives to show or demonstrate the responder's view of the nature of the project.
- B. Identify and describe the deliverables to be provided by the responder.
- C. Outline the responder's background and experience with similar work. Identify personnel to conduct the project and detail their training and work experience. No change in personnel assigned to the project will be permitted without the approval of the DNR. Experience and knowledge in appropriate technology related to heating and cooling systems shall be detailed.
- D. Responder will prepare a detailed cost and work plan which is based on the listed project tasks and will be used as a scheduling and managing tool as well as the basis for invoicing.
- E. Identify the level of the MDNR participation in the project as well as any other services to be provided by the MDNR.
- F. A list of all present and past Minnesota clients for projects involving geothermal heating or cooling.

VIII. EVALUATION

All proposals received by the deadline will be evaluated by representatives of the MDNR. An interview may be part of the evaluation process. Factors upon which proposals will be judged include (but not limited to) the following:

- A. Expressed understanding of project objectives.
- B. Project work plan.
- C. Project cost detail.
- D. Qualifications of the project personnel and also the company. Experience of project personnel will be given greater weight than that of the firm.

Evaluation and selection will be completed by September 15, 1989. Results will be sent immediately by mail to all responders.

Non-State Public Contracts

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

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

Metropolitan Waste Control Commission

Request for Proposals (RFP) for Professional Consultant Services for the Development and Delivery of Training Program on Affirmative Action

The Metropolitan Waste Control Commission (MWCC) is requesting proposals for professional consultant services for the development and delivery of a training program in conjunction with the distribution of the Commission's approved Affirmative Action Policy and Plan (AAPP). This request outlines the goal of the training, describes our expectations of the training, provides background information on the MWCC, and describes items which should be specifically addressed in proposals responding to this RFP.

Additional copies of this request can be obtained by contacting Jackie Cooper, Director of EO/AA, at 229-2007. RFP's are available August 8, 1989.

Proposals for the development and delivery of a training program on Affirmative Action will be accepted by the Metropolitan Waste Control Commission until 4:30 p.m. on Friday, August 25, 1989.

All proposals shall be addressed to:

Metropolitan Waste Control Commission
230 East Fifth Street
Sixth Floor
St. Paul, Minnesota 55101
Attn: Jackie Cooper

The MWCC reserves the right to reject all or any proposals, and to waive any minor irregularities and deviations from the requirements outlined in the RFP.

It is hereby agreed between the parties that *Minnesota Statutes*, sections 473.144 and 363.073, and *Minnesota Rules*, parts 5000.3400 to 5000.3600, are to be incorporated into any contract between these parties. A copy of *Minnesota Statutes*, sections 473.144 and 363.073, and *Minnesota Rules*, parts 5000.3400 to 5000.3600, are available upon request from the MWCC.

Dated: 9 August 1989

By Order of The Metropolitan Waste Control Commission
Gordon Voss, Chief Administrator

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

Notice of Availability of Funds

The Minnesota Department of Corrections, Victim Services Unit, announces the availability of sexual assault grant funds for programs to serve three specific areas: 1) male victims, 2) unserved populations, i.e. people of color, older persons, differently abled persons and 3) totally unserved geographical areas. Both existing and new programs are eligible to apply for these funds.

A total of \$66,000 (three programs @ \$22,000) is available for direct sexual assault services providing community education, professional training and systems change to enhance overall response to these areas for a nine month period, September 1, 1989-June

State Grants

30, 1990. These funds are being made available through appropriation by the Minnesota Legislature (State), and the Victim of Crime Act (VOCA). VOCA funding requires 20% in-kind or cash match for agencies currently providing effective services to victims and 35% cash or in-kind match for agencies not yet providing victim services. The RFP contains detailed requirements. Successful applicant(s) may be eligible for continued funding after the initial grant period.

Private, non-profit and local governmental units are eligible to apply. The deadline for grant proposal submission is Thursday, September 28, 1989, 4:30 p.m. To receive a request for proposals which describes how to apply for this funding contact Ethel Jackman, Minnesota Department of Corrections, Victim Services Unit, 300 Bigelow Building, 450 North Syndicate, St. Paul, Minnesota 55104; Telephone: (612) 642-0256.

Dated: 9 August 1989

Bureau of Mediation Services

Applications Accepted for Funding Under the Minnesota Area Labor-Management Committee Program

The Bureau of Mediation Services is now accepting applications for funding of new or existing Area Labor-Management Committee programs pursuant to *Minnesota Statutes* § 179.81-.85 (1989).

Persons interested in applying for such funds may secure an application form and program policies by requesting them in writing from:

Earl R. Willford, Program Director
Office of Cooperative Labor-Management Programs
Bureau of Mediation Services
1380 Energy Lane, Suite Two
St. Paul, Minnesota 55108-5253

Applications for funding during fiscal year 1990 will be accepted until October 15, 1989. All grants awarded will be effective January 1, 1990.

Paul W. Goldberg
Commissioner

Tax Court

Pursuant to Minn. Stat. §271.06, subd. 1, an appeal to the tax court may be taken from any official order of the Commissioner of Revenue regarding any tax, fee or assessment, or any matter concerning the tax laws listed in §271.01, subd. 5, by an interested or affected person, by any political subdivision of the state, by the Attorney General in behalf of the state, or by any resident taxpayer of the state in behalf of the state in case the Attorney General, upon request, shall refuse to appeal. Decisions of the tax court are printed in the *State Register*, except in the case of appeals dealing with property valuation, assessment, or taxation for property tax purposes.

A subscription service to *all decisions* of the Minnesota Tax Court is available through Minnesota's Bookstore. An annual subscription for a full 12 months costs \$275, renewable on the subscription's anniversary. Individual decisions may be purchased for \$2.25 plus 6% sales tax and \$1.50 postage/handling per order. Decisions printed below do not include the written memorandums attached to each decision. The memorandums explain the court's reasons for its decisions and can be very lengthy. To subscribe, or order individual decisions, use the handy order form at the back of this magazine, or call (612) 296-0931 for more information.

Tax Court—Regular Division

Docket No. 5000—Dated: 2 August 1989

County of Scott, a municipal corporation, Appellant, vs. Commissioner of Revenue and Valley Fair Family Amusement Park, Inc., Appellees.

The above entitled matter came on for hearing before the Honorable Arthur C. Roemer, Judge of the Minnesota Tax Court, on June 9, 10 and 20, 1988, at the Scott County District Courthouse in Shakopee, Minnesota.

Clifford G. McCann, Assistant Scott County Attorney, appeared on behalf of the appellant.

James W. Neher, Special Assistant Attorney General, appeared on behalf of appellee Commissioner of Revenue. John W. Windhorst, Jr., Attorney at Law, appeared on behalf of appellee Valley Fair Amusement Park, Inc.

The sole issue in this case is whether certain portions of the Thunder Canyon Raft Ride, namely the excavation and fill, plumbing and waterway concrete, should be exempt from real property taxation as implements, machinery and equipment attached to and installed in real property for the use of the business or activity conducted thereon.

Post-trial briefs were filed by both parties and the matter was submitted to the Court for decision on May 4, 1989.

The Court, having heard and considered the evidence adduced at the hearing and upon all of the files and records herein, now makes the following:

FINDINGS OF FACT

1. Appellant has sufficient standing to maintain this petition; all statutory and jurisdictional requirements have been compiled with, and the Court has jurisdiction over the subject matter of the action and the parties hereto.

2. The taxpayer, Valley Fair Family Amusement Park, Inc. (hereinafter "Valleyfair") operates an amusement park in the City of Shakopee, Scott County, that constitutes Tax Parcel No. 27-903001-0.

3. In 1986, Valleyfair constructed the Thunder Canyon Raft Ride (hereinafter "Ride" or "Raft Ride") at the amusement park.

4. As of January 2, 1987, the Scott County Assessor assigned the following market values to various elements of the Raft Ride for purposes of the 1987 property tax assessment:

Excavation and Fill	\$229,000
Plumbing	67,000
Waterway Concrete	564,000
Tunnel to Ride	19,747
Power Control Building	28,000
TOTAL	\$907,747

5. Valleyfair did not dispute these values of the taxability of the Tunnel and Power Control Building, but contended that the Excavation and Fill, Plumbing and Waterway Concrete, with a total value of \$860,000, were exempt from taxation pursuant to *Minnesota Statutes* § 272.03, subd. 1(c)(i), as "tools, implements, machinery and equipment" used in a "business or production activity." These items constitute the trough and reservoir of the Ride, which contain and control the movement of the water and boats included in the Raft Ride.

6. The assessor denied the claimed exemption, and the local board of review and county board of equalization sustained the assessor's position.

7. Valleyfair requested the Commission of Revenue to review the exemption claim pursuant to *Minnesota Statutes* § 270.11, subd. 6. In his Order dated November 13, 1987, issued following a hearing before Michael P. Wandmacher, Director of the Property Tax Review Division of the Department of Revenue, the Commissioner determined that the requested exemption should be granted and ordered that the market value of Tax Parcel No. 27-903001-0 be reduced by \$860,000 (i.e., from \$10,183,800 to \$9,323,800).

8. Scott County, the appellant herein, appealed to this Court from the Order of the Commissioner pursuant to *Minnesota Statutes* § 271.06. Valleyfair is deemed a party to the appeal pursuant to *Minnesota Rule* 8600.1500.

9. The Raft Ride is an amusement park boat ride that is designed to simulate the thrills of a white water raft ride along a wild river, including the falls, rapids, splashes, spins and changes in speed associated with such a ride. The Ride consists principally of a winding 1,650 foot long concrete trough and concrete reservoir, a water pumping station, a maintenance building and a queuing area where patrons enter and leave the ride.

10. The Raft Ride is located within the Minnesota River floodplain. The ground in the area generally consists of a layer of peat and a layer of quality soil on a limestone bedrock. In constructing the Ride, the peat layer was removed throughout. In constructing one-third of the Ride, excavation of the subsoil and bedrock was also required. The trough and reservoir rest either on the limestone bedrock or on sand fill added to bring the trough and reservoir up to grade level.

11. The above-ground portion of the trough is constructed of fiberglass. The below-ground trough and the reservoir are constructed principally of reinforced concrete. The depth of the trough varies from approximately two and one-half to four feet. Generally, the top of the walls of the trough is even with the grade level of the land beside the Raft Ride. At various points throughout the Ride the walls may be either raised above or depressed below the grade level. Such variations above and below grade level are designed to enhance the rider's perception of the surrounding landscaping and to accentuate the experience of changes in speed.

12. The trough and reservoir perform no shelter function. Neither the trough nor the reservoir is ever covered for any reason or protected from precipitation. The walls provide no protection from the wind. Neither the base nor the walls of the trough and reservoir are watertight. Depending upon the level of the surrounding groundwater, a certain amount of water flows either in or out of the trough and reservoir through the joint at the intersection of the walls and base and through construction and expansion joints. Surface water and debris freely run into the trough and reservoir over the top of the walls. This is especially true of the surface run-off from the area in the center of the Raft Ride, which is completely surrounded by the trough and reservoir. Surface water and debris also enter from the area surrounding the Ride. Such debris, including leaves and soil particles, creates aesthetic, rather than operational, problems. The Raft Ride has no filtering system. Valleyfair typically cleans the trough and reservoir several times each year by draining the water and removing the dirt and debris manually.

13. The function of the trough and reservoir is to contain the water in the Raft Ride and control the direction and speed of the water and boats.

14. Water is pumped from the reservoir to the higher level at the beginning of the ride and circulated through the trough by the force of gravity. The circulating water carries the boats through the Raft Ride. The boats weigh approximately two tons when loaded.

15. The boats travel through the Ride at intervals of 20 to 25 seconds. The intervals are established at the beginning of the Ride and are intended as a safety measure to ensure that boats do not overtake one another. As the boats proceed through the Ride, these intervals are maintained by means of features designed into the trough that will brake the speed of any boat that does not maintain the prescribed interval.

16. The speed and spin of the boats and the size of the rapids and falls of the water are controlled by various design elements of the trough that change the velocity and turbulence of the water as it flows through the trough. Variations in the depth of the trough affect the speed with which the water flows. The water depth throughout the Ride varies from approximately one and one-half feet, where the flow is fastest, to two and one-half feet, where the flow is slowest.

17. Weirs are used to affect the depth of water in the trough and to create falls that accelerate the boats. A weir consists of a six-inch by six-inch timber to which is attached a two by six-inch timber. The weirs are laid across the bottom of the trough and are held in place by steel channels embedded in the trough wall. A weir creates an impediment that causes the water upstream to back up and, as the water depth increases, to slow down. As the water rushes over the weir it accelerates and the water level drops quickly, creating the excitement of falling rapids.

18. The weirs are frequently used in connection with roughness elements that create backwaters to accentuate the effect of the rapids. Roughness elements consist of pieces of lumber set in parallel across the floor of the trough. Rapids created by the weirs and roughness elements cause the boats to accelerate and to splash and spin in the water.

19. The trough design also creates rapids at points where fast moving water hits a body of slow moving water.

20. The concrete walls and base of the trough and reservoir serve several functions. In areas where the existing grade is below the top of the walls of the trough, the trough contains the water and prevents run-off that would lower the depth of the water and cause the boats to run aground.

21. The concrete trough and reservoir do not prevent seepage of water into the surrounding ground. However, without the concrete walls and base, water from the Raft Ride would dissipate into the groundwater system and the lower levels of the surrounding creeks at such a rate that refilling would be impractical.

22. Inertia causes the boats to tend to follow a straight course. Without concrete walls, it is not likely that the heavy boats would be able to navigate the many curves in the course of the Raft Ride. At each curve the boats would strike dirt sides with such force as to run aground, causing significant safety and operational problems. The corners of the Raft Ride are banked to keep the water at even depths and thereby preventing the boats from hitting bottom. Such banking would be ineffective were the walls not concrete.

23. The concrete walls and base permit the changes in water speed and turbulence that give the Raft Ride its excitement. If the walls and base were constructed of dirt, they could not withstand the force of the flowing water and hold the weirs and roughness elements in place. The slopes and steps in the channel, which create the changes in depth that alter the speed of the flowing water, could not be maintained in a dirt trough. The channel might tend to widen itself creating a safety hazard by allowing boats to float side by side in the channel and eventually cause a jam.

24. Valleyfair operates other amusement park rides composed in part of tracks, troughs and supports that are not assessed by the county as taxable real property.

25. The trough and reservoir would not have any utility to an owner of the land other than an amusement park and therefore are not "integrated" with the land.

26. The method of their attachment to the land has no bearing on the tax status of the trough and reservoir.

27. The attached Memorandum is hereby made a part of these Findings of Fact.

CONCLUSIONS OF LAW

1. The trough and reservoir of the Raft Ride are "tools, implements, machinery and equipment" used in a "business or production activity," within the meaning of *Minnesota Statutes* § 272.03, subd. 1(c)(i), and are therefore exempt from taxation under *Minnesota Statutes* § 272.02, subd. 1(8).

2. The trough and reservoir do not constitute the "exterior shell" of a "structure" that falls within the scope of *Minnesota Statutes* § 272.03, subd. 1(c)(iii).

3. The Order of the Commissioner reducing the market value of Tax Parcel No. 27-903001-0 by \$860,000, the value of the Excavation and Fill, Plumbing and Waterway Concrete, is hereby affirmed.

LET JUDGMENT BE ENTERED ACCORDINGLY. A STAY OF 15 DAYS IS HEREBY ORDERED.

BY THE COURT,
Arthur C. Roemer, Judge
Minnesota Tax Court

Tax Court—Regular Division**Docket No. 5073—Dated: 11 August 1989**

Patricia I. Burns (Contract Guild, Inc.), Appellant, vs. Commissioner of Revenue, Appellee.

The above-entitled matter came on for hearing before the Honorable M. Jean Stepan, Chief Judge of the Minnesota Tax Court, on March 7, 1989, at the Hennepin County Juvenile Justice Center in Minneapolis, Minnesota.

Larry B. Ricke, Attorney At Law, appeared on behalf of the appellant.

Sarah G. Mulligan, Special Assistant Attorney General, appeared on behalf of the Commissioner of Revenue.

The sole issue for determination is whether the appellant is personally liable for the unpaid sales and withholding tax liabilities of Contract Guild, Inc., incurred in 1982 and 1983.

Post-trial briefs were filed by both parties and the matter was submitted to the Court for determination on June 1, 1989.

The Court having heard and considered the arguments of counsel, and upon all the files and records herein, now makes the following:

FINDINGS OF FACT

1. Appellant Patricia I. Burns was associated with Contract Guild, Inc., a Minnesota corporation engaged in retail furniture sales, from its inception in 1965 until the company went out of business in 1984. The issue in this case is whether appellant is personally liable for unpaid sales and withholding taxes of Contract Guild, Inc., incurred in 1982 and 1983.

2. Contract Guild, Inc., was founded in February, 1965. Prior to that time, appellant worked for Homemakers Guild, Inc., a wholesale furniture company principally owned by Thomas C. McCarthy, performing the same functions she later performed for Contract Guild. Contract Guild was a related furniture business and was operated at the same office location as Homemakers Guild. Appellant continued to work for Homemakers Guild, as well as for a third related corporation called Guild Imports, Inc., throughout her association with Contract Guild.

3. The original holders of Contract Guild's 25,000 shares were: Jay Kidder, 42.5%; Thomas C. McCarthy, 27.3%; appellant Patricia I. Burns, 22.6%; and James R. Clement, 7.6%. During the 1970s, Jay Kidder's shares were repurchased by the corporation and became treasury stock. Those shares were never reissued. On February 29, 1980, appellant transferred 2,776 of her original 5,650 shares to her husband, Robert N. Burns, retaining 2,874 shares. Thus during 1982 and 1983, appellant and her husband owned 39.3% of the outstanding shares, Thomas McCarthy owned 47.5% of the outstanding shares, and James Clement owned 13.2%.

4. The officers of Contract Guild from at least 1980 forward were: James Clement, President; Thomas McCarthy, Vice-President; Patricia I. Burns, Secretary-Treasurer.

5. Appellant was the corporate treasurer from the corporation's inception; she signed Contract Guild's withholding registration form as Treasurer on December 30, 1966. Appellant added the office of corporate secretary sometime during the 1970s, and retained these offices until the corporation ceased doing business.

6. During her entire tenure with the corporation, appellant performed financial duties for Contract Guild. Appellant logged in bills and company receipts, billed customers, and supervised the other employees who also performed these tasks. Appellant regularly prepared ageings of accounts payable and receivable and some other financial reports. She discussed these reports frequently with Mr. McCarthy but not with other Contract Guild personnel. Virtually daily, appellant and Thomas McCarthy reviewed Contract Guild's available funds and outstanding bills.

7. Appellant's responsibilities also included figuring, filling out, and signing state sales tax returns, withholding tax returns, and monthly withholding deposit forms on behalf of Contract Guild. During the period in question, three other employees participated in preparing and filling out sales and withholding tax returns and deposit forms, but did so under the supervision of appellant. Appellant reviewed their work prior to signing and filing the returns. She had exclusive responsibility for filing trust tax returns.

8. Appellant was one of three authorized check signers on Contract Guild corporate payroll and operating checks. The other two signatories were the remaining shareholders, Thomas McCarthy and James Clement. Any combination of two signatures was sufficient to issue any Contract Guild check. Because appellant's primary responsibilities involved Contract Guild's financial affairs and supervision of its office employees, appellant signed virtually every check issued by the corporation. Thomas McCarthy's was the second signature on most checks. James Clement signed checks only when Mr. McCarthy or Mrs. Burns were unavailable.

9. James Clement was sales manager for Contract Guild. He was aware in general terms that the company was having trouble maintaining adequate cash flow. He was also aware that appellant and Mr. McCarthy had frequent discussions about the company's financial straits. He was not a participant in any of the discussions in which decisions to pay specific creditors were made, nor was he made aware of the mounting tax liabilities until later.

10. Appellant hired office employees for Contract Guild jointly with Mr. McCarthy. She conducted interviews with applicants and selected her preferred candidate. That person attended an interview with appellant and Mr. McCarthy; the hiring decision was then made.

11. On March 30, 1983, appellant filed an updated Application for Tax Identification Number on behalf of Contract Guild, Inc. with the State, signing as treasurer. Item 5 states: "List all owners, partners, or principal officers below. Persons listed below may be held personally responsible for taxes due." The names listed were Thomas C. McCarthy, James R. Clement, and Patricia I. Burns.

12. In May, 1983, Contract Guild filed bankruptcy. Appellant prepared the filing, signed the Statement of Financial Affairs for Debtor Engaged in Business on April 20, 1983, as Secretary-Treasurer, and signed the Summary of Debts and Property on May 5, 1983 in the same capacity.

13. At the time of the bankruptcy filing, appellant jointly owned a 1980 Bonneville with Contract Guild, Inc.

14. Appellant made numerous short-term loans to Contract Guild to cover bank overdrafts after the corporation began experiencing cash shortfalls. The average approximate amount was \$1,000.00, and appellant was repaid with corporate funds within 30 days, and usually within one week. Between July, 1982 and February, 1983, alone, appellant made the following payments to Contract Guild, Inc. from her personal checking account:

<u>Check Date</u>	<u>Check Amount</u>	<u>Check Date</u>	<u>Check Amount</u>
7-06-82	\$ 1,000.00	9-02-82	\$ 500.00
7-07-82	\$ 500.00	9-14-82	\$ 500.00
7-08-82	\$ 500.00	9-20-82	\$ 1,000.00
7-20-82	\$ 1,500.00	9-21-82	\$ 1,000.00
7-22-82	\$ 500.00	9-24-82	\$ 500.00
7-27-82	\$ 2,200.00	9-24-82	\$ 750.00
7-30-82	\$ 700.00	10-08-82	\$ 2,000.00
8-03-82	\$ 1,300.00	10-21-82	\$ 750.00
8-04-82	\$ 1,500.00	10-22-82	\$ 100.00
8-13-82	\$ 750.00	11-19-82	\$ 900.00
8-18-82	\$ 2,300.00	11-22-82	\$ 300.00
8-20-82	\$ 500.00	11-29-82	\$ 650.00
8-24-82	\$ 500.00	1-18-83	\$ 200.00
8-27-82	\$ 100.00	2-14-83	\$ 700.00
		2-28-83	\$ 606.75
		TOTAL	\$24,306.75

Some of these checks were to pay for furniture appellant purchased from Contract Guild, but most constituted loans of the type described above.

15. Appellant never refused to cosign her own paycheck. She never refused to cosign checks repaying her loans to Contract Guild.

16. Contract Guild and the related corporations Homemakers Guild and Guild Imports became delinquent in payment of sales and withholding taxes and filing of returns at least as of the early 1980s. Appellants at all times knew of the Contract Guild delinquencies and unfiled returns. Barbara McCall, a Minnesota Department Revenue tax collection officer, had frequent dealings with the corporations beginning in approximately March, 1982. Mrs. McCall made a number of personal visits, as well as numerous telephone contacts. The only person Mrs. McCall dealt with at the businesses was appellant, to whom Mrs. McCall was referred upon her first visit when she stated the nature of her business. Typically when Mrs. McCall went to the Contract Guild/Homemakers Guild/Guild

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Imports offices, she was taken to the office which Mrs. Burns shared with other office staff. She and appellant reviewed the company books, and appellant filled out and signed all delinquent sales and withholding returns, which Mrs. McCall took with her. On other occasions, if Mrs. McCall had called ahead, appellant would have the returns already filled out and signed when Mrs. McCall arrived. In either case, Mrs. Burns was the only person with whom Mrs. McCall dealt. The only time Mrs. McCall met or worked with Mr. McCarthy was one occasion when both Thomas McCarthy and appellant signed a payment agreement on behalf of Homemakers Guild in a meeting with Mrs. McCall. This course of dealing did not change after the Chapter 11 filing while the corporation remained in possession of its assets and in operation. At some point during 1983, appellant promised Mrs. McCall that Contract Guild could shortly make a large payment toward its outstanding state tax liabilities. The funds were to come from a federal corporate tax refund and payment was in fact made on behalf of the corporation and applied to satisfy earlier liabilities.

17. Appellant signed and turned over the March, 1983 sales and withholding returns to Mrs. McCall on April 25, 1983. These returns were timely filed. On January 31, 1983 appellant signed the December, 1982 withholding tax return, but it was not filed until April 23, 1983. Appellant filled out and signed all of the following sales tax returns on April 27, 1983:

October, 1982
November, 1982
December, 1982
January, 1983
February, 1983

She turned them over to Mrs. McCall who processed the returns at the Department of Revenue on May 9, 1983. All of the returns were delinquent. Appellant completed and signed the April, 1983 sales tax return on May 25, 1983 and turned it over to Mrs. McCall on June 3, 1983. She turned over the signed June 1983 withholding return on July 19, 1983.

18. As of the date of trial the state tax liabilities remaining unpaid for which appellant has been assessed were as follows:

<u>Period</u>	<u>Tax Type</u>	<u>Tax, Penalty & Interest</u>
October, 1982	Sales	\$ 953.90
November, 1982	Sales	\$ 413.56
December, 1982	Sales	\$ 82.96
January, 1983	Sales	\$1,648.07
February, 1983	Sales	\$1,617.98
March, 1983	Sales	\$1,010.99
April, 1983	Sales	\$ 607.78
December, 1982	Withholding	\$1,850.93
March, 1983	Withholding	\$1,453.26
June, 1983	Withholding	\$ 236.24
	TOTAL:	\$9,875.67

This total is reduced by two credits to the balance of \$262.36 and \$530.23. The balance due by the time of trial (3/7/89) for the tax types and periods for which appellant has been assessed was \$9,083.08.

CONCLUSIONS OF LAW

1. Appellant was jointly responsible along with Thomas McCarthy for Contract Guild's failure to file or pay the state sales and withholding taxes for which she has been assessed and is a "responsible person" under *Minnesota Statutes* §§ 290.92 and 297A.40 (1982).

2. Order of the Commissioner assessing appellant personally liable for unpaid sales and withholding taxes is hereby affirmed in the amount of \$9,083.08 plus interest.

LET JUDGEMENT BE ENTERED ACCORDINGLY. A STAY OF 15 DAYS IS HEREBY ORDERED.

BY THE COURT,
M. Jean Stepan, Chief Judge
Minnesota Tax Court

Supreme Court Decisions

Opinions Filed 18 August 1989

C6-88-344 In the Matter of Occupational License of Jack Haymes. Court of Appeals.

A state agency aggrieved by an administrative law judge's order requiring it to pay a claimant's attorney fees under the Minnesota Equal Access to Justice Act may seek judicial review by certiorari.

Reversed. Wahl, J.

(CITE 14 S.R. 435)

STATE REGISTER, Monday 21 August 1989

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CX-87-2412, C0-88-565 In Re the Marriage of: Mary McKee-Johnson v. Lance J. Johnson, Appellant. Court of Appeals.

1. Provisions in an antenuptial agreement were not void and unenforceable as a matter of law solely because they related to distribution of marital property upon termination of the marriage.
2. Antenuptial agreement voluntarily entered into by competent adult parties following full financial disclosure and opportunity to consult with independent counsel met common law and statutory standards of procedural fairness.
3. When a party to an antenuptial contract, which contains provisions purporting to allocate marital property upon termination of the marriage, subsequently challenges its validity for substantive fairness, either at the time of execution or the time of distribution, the court should make appropriate findings from the evidence in support of its conclusions.

Reversed and remanded. Kelley, J.

C9-88-2623 State of Minnesota, Plaintiff v. Eli A. Hershberger, et al. Fillmore County.

Minnesota Statutes § 169.522 (1988), a statute mandating the display of triangular reflective identification emblems on slow-moving vehicles during operation on the public highways, as applied to individuals who entertain sincerely held religious beliefs prohibiting their compliance therewith, violates the rights afforded to them by the Free Exercise Clause of the United States Constitution.

Certified question answered. Kelley, J.

C5-88-545 State of Minnesota v. Russell Duane Conklin, Appellant. Ramsey County.

1. *Minnesota Statutes* § 595.02, subd. 4(c) (1988) does not on its face violate a defendant's constitutional right to confront the witnesses testifying against him.
2. *Minnesota Statutes* § 595.02 subd. 4(c) (1988) is unconstitutional as applied where the trial court fails to make case specific findings that a child witness would be "psychologically traumatized" if required to testify in the presence of the defendant.
3. In ruling on whether hearsay evidence in this case is admissible pursuant to *Minnesota Statutes* § 595.02, subd. 3 (1988), the trial court must analyze all factors relevant to the reliability of that evidence before the evidence is presented to the jury.

Reversed and remanded for a new trial. Keith, J.

Dissenting, Yetka, Wahl & Coyne, JJ.

Orders

C5-82-466 In Re Petition for Disciplinary Action against James V. Beal, an Attorney at Law of the State of Minnesota. Supreme Court.

Indefinitely suspended. Kelley, J.

C2-89-934 In Re Petition for Disciplinary Action against James W. Hunter, Jr., an Attorney at Law of the State of Minnesota. Supreme Court.

Suspended. Kelley, J.

C3-89-974 In Re Petition for Disciplinary Action against Rolin L. Cargill, III, an Attorney at Law of the State of Minnesota. Supreme Court.

Suspended. Kelley, J.

Announcements

Governor's Appointments: Linda L. Holstein and Sonia Berg were appointed to serve on the Judicial Merit Advisory Commission.

Both will serve one time only when the Commission meets to review applications for District Court judicial vacancies in Hennepin, Clay and Stearns counties. Holstein of Minneapolis will serve as the Fourth District special member when the 14-member commission meets on Sept. 15. Berg of St. Cloud will fill the Seventh Judicial District special member spot. The Seventh District includes Clay, Becker, Stearns, Benton, Mille Lacs, Douglas, Otter Tail, Todd, Wadena and Morrison counties. Judicial vacancies will occur with the retirement of Judge Melvin Peterson in Hennepin County on Aug. 31, the retirement of Judge James Garrity in Clay County on Nov. 30, and the move of Judge Roger Klaphake of Stearns County to the Minnesota Court of Appeals effective Oct. 1.

Drug Abuse Council Needs Members: Minnesotans are encouraged to serve on the newly-created Drug Abuse Prevention Resource Council. The council will coordinate and develop a statewide drug abuse prevention policy in conjunction with appropriate state agencies. The council also will assist local governments and groups in establishing community-

based drug abuse prevention programs and services. In addition, it will evaluate new and existing drug problems, and examine public and private costs of drug abuse prevention, enforcement, intervention and treatment efforts. Governor Rudy Perpich will appoint 10 members who have demonstrated knowledge in the area of drug abuse prevention to the council. Parents, educators, clergy, local government officials, professional providers and volunteers of drug abuse prevention programs and services, and business community members are also needed on the council. For information about application forms contact the Secretary of State's Office at (612) 297-5845. Applications will be accepted through Aug. 23.

Oak Wilt Publications: Three publications about oak wilt are available free from the Minn. Dept. of Agriculture. Organizing a Community Oak Wilt Control Program, Oak Wilt Control and Prevention on Construction Sites, and Root Graft Barriers for Oak Wilt Control provide practical information on effective oak wilt control and can be obtained by writing to David Stephenson, plant health specialist, Minnesota Dept. of Agriculture, Plant Industry Division, 90 West Plato Blvd., St. Paul, MN 55107, or call (612) 296-0592.

Bulk Pesticide Storage Rules: The Minnesota Department of Agriculture has recently adopted new regulations regarding the use, storage, handling and distribution of bulk pesticides, including herbicides. A bulk pesticide is any pesticide including herbicide, etc. that is held in an individual container with the pesticide content of 56 U.S. gallons or more or 100 lbs. or greater net dry weight. This definition includes minibulk containers. The new regulations require a permit when bulk pesticides in containers of more than 500 U.S. gallons are stored for more than 10 consecutive days. Permit holders must also construct environmental safeguards within the time frames specified by the regulations. Individual growers are generally exempted from the regulations if they store bulk pesticides for less than 10 days and do not distribute the bulk pesticides. For further information on the new regulations, call the Minnesota Department of Agriculture at (612) 297-4994.

Check Cashing Checked: The 1989 Legislature enacted the Currency Exchange Act to license check cashing facilities and set standards concerning the conduct of the industry. Consumers with no customer relationship to financial institutions have increasingly been refused check cashing services through banks and retail commercial establishments. Such limited access to banks made check cashing through "unbanks" more critical for some consumers. Under the Act, all currency exchanges must be licensed by the Dept. of Commerce. The law establishes minimum professional standards of conduct for licensees. The Department has the authority to take disciplinary action if the standards are violated, which could result in censure, suspension or revocation of a license. The Act further requires that fees charged at each location for check cashing services must be filed with and approved by the Commissioner of Commerce. The Commissioner may disapprove the fees filed if they are not fair and reasonable. The service fees must also be prominently displayed on the premises. The law is effective January 1, 1990.

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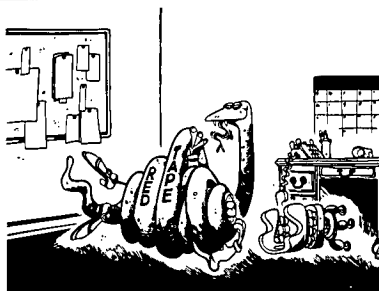
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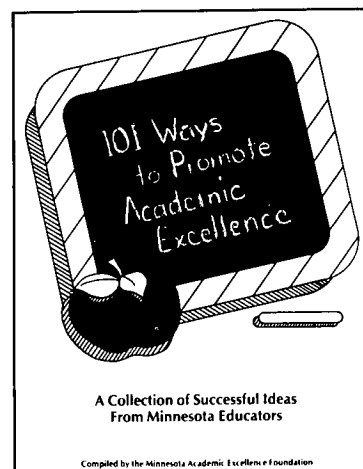
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