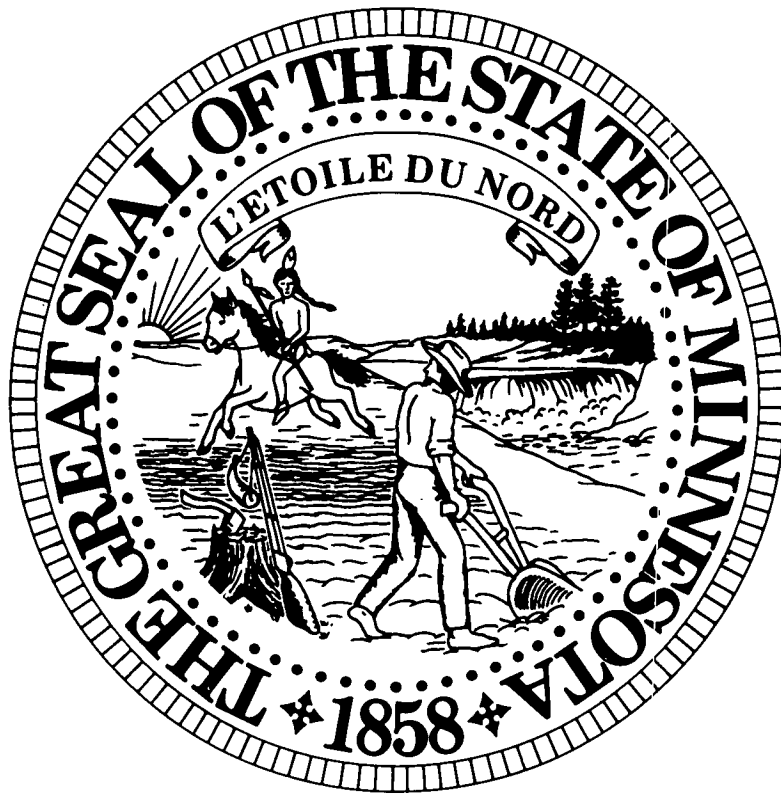


The Minnesota  
**State  
Register**

Department of Administration—Print Communications Division



Rules edition  
Published every Monday  
(Tuesday if Monday is a holiday)

**Monday 7 January 1991**  
**Volume 15, Number 28**  
**Pages 1529-1556**

# 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, and announcements.

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. 15 Issue Number	*Submission deadline for Adopted and Proposed Rules, Commissioners' Orders**	*Submission deadline for Executive Orders, Contracts, and Official Notices**	Issue Date
28	Monday 24 December	Friday 28 December	Monday 7 January 1991
29	Friday 28 December	Monday 7 January	Monday 14 January
30	Monday 7 January	Monday 14 January	Tuesday 22 January
31	Monday 14 January	Friday 19 January	Monday 28 January

\*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 court; 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 \$140.00 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.

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Sandra J. Hale, Commissioner  
Department of Administration

Stephen A. Ordahl, Director  
Print Communications Division  
Robin PanLener, Editor

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

### SENATE

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

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Room 175 State Office Building, St. Paul, MN 55155  
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# Minnesota Rules: Amendments and Additions

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

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

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

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues 1-13 inclusive; issues 14-25 inclusive; issue 26, cumulative for issues 1-26; issues 27-38 inclusive; issue 39, cumulative for 1-39; issues 40-51 inclusive; and issue 52, cumulative for 1-52. An annual subject matter index for rules appears in August. For copies of the *State Register*, a subscription, the annual index, the *Minnesota Rules* or the *Minnesota Guidebook to State Agency Services*, contact the Print Communications Division, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000 or toll-free in Minnesota 1-800-9747.

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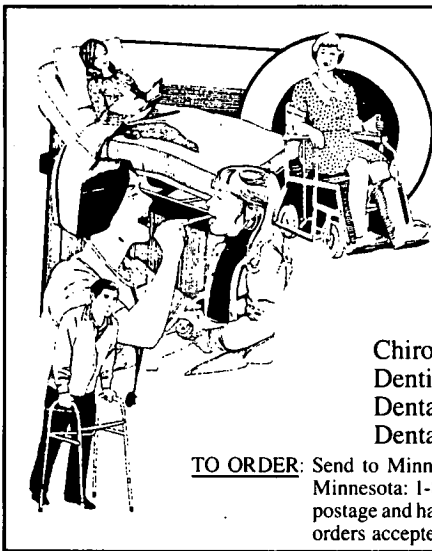
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## Proposed Rules

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

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

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

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

## Department of Agriculture

### Proposed Permanent Rules Relating to Livestock Weighing Services Fees

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

**NOTICE IS HEREBY GIVEN** that the Minnesota Department of Agriculture intends to adopt the above-entitled rule without a public hearing following the procedures set forth in the Administrative Procedures Act for adopting rules without a public hearing in *Minnesota Statutes*, sections 14.22-14.28. The statutory authority to adopt this rule is *Minnesota Statutes*, section 17A.11.

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

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

Comments or written requests for a public hearing must be submitted to: Carol Milligan, Minnesota Department of Agriculture, 90 West Plato Boulevard, St. Paul, MN 55107, (612) 296-6906.

The proposed rule may be modified if the modifications are supported by the data and views submitted to the department 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 upon request from Ms. Milligan.

The department has determined that this rule will have no impact on small business because none of the firms that use this service are small businesses.

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

Dated: 15 November 1990

Jim Nichols, Commissioner  
Department of Agriculture

**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

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### Rules as Proposed (all new material)

#### 1515.2550 LIVESTOCK WEIGHING SERVICES FEES.

Subpart 1. **Purpose.** The purpose of this part is to set fees for livestock weighing services under *Minnesota Statutes*, section 17A.11.

Subp. 2. **Fees.** The fees for livestock weighing services performed by the Department of Agriculture are as follows:

- A. cattle, 22 cents per head;
- B. calves, 15 cents per head;
- C. hogs, 13 cents per head; and
- D. sheep, ten cents per head.

## Board of Electricity

### Proposed Permanent Rules Relating to License Fees

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

**NOTICE IS HEREBY GIVEN** that the State Board of Electricity ("board") proposes to adopt the above-entitled rule without a public hearing. The Board has determined that the proposed adoption of this rule will be noncontroversial in nature and has elected to follow the procedures set forth in *Minnesota Statutes* § 14.22 to 14.28. Authority for the adopting of this rule is contained in *Minnesota Statutes* § 326.241, subd. 6.

**ADDITIONALLY, A STATEMENT OF NEED AND REASONABLENESS** that describes the need for and identifies the data and information relied upon to support the proposed rule, has been prepared and is available from Mr. Quinn upon request.

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

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their requests in writing. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to *Minnesota Statutes*, section 14.13 to 14.20. If no hearing is requested, the agency will adopt the proposed rule effective July 1, 1991.

Persons who wish to submit comments or a written request for a public hearing should submit such comments or request to:

Mr. John Quinn  
Executive Secretary  
State Board of Electricity  
S-173 University Avenue  
St. Paul, Minnesota 55104  
Telephone: 612/642-0800

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 noticed.

A copy of the proposed rule is attached to this notice. Additional copies may be obtained by contacting Mr. Quinn.

**YOU ARE HEREBY ADVISED**, pursuant to *Minnesota Statutes* § 14.115 (1986), "Small business considerations in rulemaking," that the proposed rule amendments will have no adverse effect on small businesses.

*Minnesota Statutes*, Chapter 10A, requires each lobbyist to register with the Ethical Practices Board within five days after he or she commences lobbying. A lobbyist is defined in *Minnesota Statutes*, section 10A.10, Subdivision 11, as an 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 \$250.00, not including travel expenses and membership dues, in any year, for the purpose of attempting to influence legislation or administrative action by communicating or urging others to communicate with public officials; or,

(b) Who spends more than \$250.00, 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.

The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 625 North Robert Street, St. Paul, Minnesota 55101, (612) 296-5148.

If no hearing is required, upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney General's Office 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 of this material to the Attorney General, or who wish to receive a copy of the adopted rule, must submit a written request to the State Board of Electricity.

John Quinn, Executive Secretary  
State Board of Electricity

### Rules as Proposed

#### 3800.3590 LICENSES; EXPIRATION AND FEES.

[For text of subpart 1, see M.R.]

Subp. 2. **Examination, issuance, and renewal fees.** The following fees shall be payable for examination, issuance, and renewal:

A. For examination for each class of license, ~~\$25~~ \$35.

B. For issuance of original license and renewal:

(1) Class A master and master elevator constructor, ~~\$35~~ \$40 a year;

(2) Class B master, ~~\$20~~ \$25 a year;

(3) Class A journeyman, Class B journeyman, Class A or B installer, elevator constructor, maintenance, lineman, or special electrician, ~~\$10~~ \$15 a year; and

(4) electrical contractor and alarm and communication contractor, ~~\$75~~ \$100 a year.

[For text of subs 3 to 6, see M.R.]

**EFFECTIVE DATE.** The amendments to part 3800.3590, subpart 2, are effective July 1, 1991.

## Department of Human Services

### Proposed Permanent Rules Relating to Children in Need of Protection or Services

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

**NOTICE IS HEREBY GIVEN** that the State Department of Human Services intends to adopt the above-entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in *Minnesota Statutes*, sections 14.22 to 14.28. The statutory authority to adopt the rule is *Minnesota Statutes*, sections 260.242 and 393.07.

All persons have 30 days or until 4:30 p.m. on February 6, 1991 in which to submit comment in support of or in opposition to the proposed rule or any part or subpart of the rule. Comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

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

Comments or written requests for a public hearing must be submitted to: Stephanie L. Schwartz, Rules Division, Minnesota Department of Human Services, 444 Lafayette Road, St. Paul, Minnesota 55155-3816, (612) 297-4302.

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.

**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

*Minnesota Rules*, parts 9560.0410 to 9560.0485 govern the administration of local agency responsibilities for children under state guardianship who are in need of protection or services and the delegation to local agencies of the authority to grant consents.

Amendments will clarify the county of financial responsibility requirement to provide financial assistance and to pay for services provided to a ward; require the local agency in the child's county of residence to notify the commissioner when a child is placed under state guardianship; expand the requirements of the social service plan to be developed for each ward; require the local agency in the child's current county of residence to notify the new county's local agency; clarify the scope of consents delegated to counties by the commissioner and clarify nondelegated consents; update language to follow state law pertaining to the state's Social Welfare fund; ensure that local agencies provide social services and access to financial assistance for wards; ensure that local agencies carry out statutory mandates to conduct administrative reviews of social service plans and require courts of competent jurisdiction to conduct dispositional hearings within 18 months after a child is placed in foster care and once every two years thereafter; ensure that when a child is adopted, a dispositional hearing will be requested if the child is subsequently removed or is not legally adopted within two years; require local agencies to maintain permanent records on wards to be maintained as private data, unless otherwise statutorily classified (if a ward is subsequently adopted, the data will be maintained as confidential); and require postguardianship services.

A free copy of the rule is available upon request from Stephanie L. Schwartz, Rules Division, Department of Human Services, 444 Lafayette Road, St. Paul, Minnesota, 55155-3816, (612) 297-4302. A copy of the rule may also be viewed at any of the 87 county welfare or human services agencies in the State of Minnesota.

**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 Stephanie L. Schwartz upon request at the address above.

Adoption of these rules will not result in additional spending by local public bodies in excess of \$100,000 per year for the first two years following adoption under the requirements of *Minnesota Statutes*, section 14.11. A fiscal note prepared according to the requirements of *Minnesota Statutes*, section 3.98, subdivision 2, estimating the fiscal impact of the rule is available from Stephanie L. Schwartz, Department of Human Services upon request at the address above.

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

Ann Wynia  
Commissioner

### Rules as Proposed

#### 9560.0410 SCOPE.

Parts 9560.0410 to ~~9560.0470~~ 9560.0485 identify and govern the administration of local ~~social service~~ agency responsibilities for children under state guardianship ~~as dependent or neglected in need of protection or services~~ pursuant to *Minnesota Statutes*, sections 260.111 et seq., and the delegation to local ~~social service~~ agencies of the authority to grant consents.

#### 9560.0420 PURPOSE.

The purpose of state guardianship is to carry out the responsibility to act and care for a ~~child~~ children in need of protection or services committed to the guardianship of the commissioner of ~~human services as dependent or neglected~~.

#### 9560.0430 ~~LOCAL SOCIAL SERVICE AGENCY; DEFINITION DEFINITIONS.~~

Subpart 1. Applicability. The terms used in parts 9560.0410 to 9560.0485 have the meanings given them in this part.

Subp. 2. Commissioner. "Commissioner" means the commissioner of human services or a designee.

Subp. 3. County of residence. "County of residence" means the county in which the child is physically present:

A. in the home of an individual who is related to the child under *Minnesota Statutes*, section 245A.02, subdivision 13;

B. in a residential program as defined in *Minnesota Statutes*, section 245A.02, subdivision 14; or

C. in an adoptive placement.

Subp. 4. County of financial responsibility. "County of financial responsibility" means the county financially responsible under *Minnesota Statutes*, chapter 256G, for the cost of providing services to a child under state guardianship.

Subp. 5. Indian child. "Indian child" means an unmarried person under age 18 who is either a member of or eligible for membership in an American Indian tribe.

Subp. 6. Local agency. "Local ~~social service~~ agency" means the local agency under the authority of authorized by the county welfare ~~board~~ or human service board ~~responsible for to provide and ensure social services.~~



Subp. 7. Licensed child-placing agency. “Licensed child-placing agency” means an agency defined under Minnesota Statutes, sections 245A.02, subdivision 12; 257.351, subdivision 12; and 259.21, subdivision 6, and authorized by the commissioner to place children for foster care or adoption.

Subp. 8. Relative. “Relative” means an individual who is related to a child within the third degree according to the civil table of consanguinity by blood, marriage, or adoption as a parent, stepparent, brother, sister, grandparent, great-grandparent, aunt, uncle, niece, or nephew.

**9560.0440 GENERAL RESPONSIBILITIES.**

Subpart 1. **Financial assistance and social services responsibility.** The local social service agency having in the county of financial responsibility shall provide financial assistance and ~~assure provision shall pay the cost of social services, including protection, planning, and decision making,~~ either directly or indirectly through other agencies provided to a child under state guardianship.

Subp. 2. **Notice from agency to commissioner.** The local social service agency having financial responsibility in the child's county of residence shall notify the commissioner of human services within 30 days after commitment of ~~and, for a child eligible for tribal membership, the appropriate tribe when a child to is placed under state guardianship.~~ The notice to the commissioner must be on the form prescribed by the commissioner and must be provided to the commissioner within 30 days after the child is placed under state guardianship. The notice to the appropriate tribe may be by letter.

Subp. 3. **Social service plan of care and supervision.** The local social service agency having financial responsibility shall prepare and carry out a plan for the care and supervision of the child through its own agency or an agency that agrees to supervise the child. The local agency in the child's county of residence must develop a social service plan within 90 days after a child becomes a ward. The plan must be developed according to items A to E.

A. The client child's social service plan (parts 9550.0100 to 9550.2900) shall under part 9550.0090 must be developed by the local agency and with the child and if the child is seven years of age or older and capable of articulating his or her thoughts. The plan must be reviewed with the at least annually by the local agency. A child at least annually seven years of age or older at the time of the annual review and capable of articulating his or her thoughts shall participate in the review.

B. The plan shall meet must address the emotional, health, educational, vocational, and spiritual needs of the child, and preserve, where feasible, the racial and familial identity of the child. For an Indian child, the plan must include arrangement to apply for or obtain verification of tribal membership status under Minnesota Statutes, section 257.352, subdivision 1. It must also comply with the racial, ethnic, and religious placement preference requirements under Minnesota Statutes, sections 257.071, subdivision 1a; 259.255; 259.455; and 260.181, subdivision 3. If a child has at least one sibling, the plan must provide for preserving the sibling relationship, where feasible.

C. The plan shall must establish a permanent family relationship for the child through the selection of a family committed to providing a home until the child reaches majority. The plan must include the goal of adoption for a child under age 14, using the procedures required in Minnesota Statutes, section 259.45. However, if there is established a permanent family relationship between the child and the child's relative as defined in part 9560.0430, subpart 8, adoption must be encouraged but is not required as a condition of permanent placement.

For a child age 14 or older, the child shall be counseled regarding adoption and other available permanent placement options. If the child chooses not to be adopted, the local agency shall notify the commissioner by submitting a written report and a copy of the child's affidavit in the form prescribed by the commissioner.

D. Any plan which permits a child to assume responsibility to meet his own needs live independently without local agency guidance shall does not preclude relieve a local agency of its responsibility to be aware of the child's needs and provide for them if necessary.

E. The goals, plans, and objectives for children under the supervision of private licensed child-placing agencies shall must be made only with the agreement of the local social service agency having financial responsibility in the child's county of residence after notification to the county of financial responsibility, if different from the county of residence.

Subp. 3a. Review of social service plan. Within two weeks after a child's move into a county, the county's local agency must review the social service plan developed by the local agency in the child's previous county of residence to determine the continued applicability of the plan.

The local agency in the child's new county of residence may approve or disapprove the plan. If the local agency disapproves the

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## Proposed Rules

plan, it must notify the local agency in the child's previous county of residence and the county of financial responsibility, if different from the county of residence. If, after 45 days, the local agency and the local agency in the child's previous county of residence continue to disagree as to the plan, the local agency may change the plan after receiving written approval of the change from the commissioner.

Subp. 4. **Movement of child from Change in child's county of financial responsibility residence.** When Before a child moves from the to a new county of the local social service agency having financial responsibility, the local social service agency of in the child's current county where the child will reside of residence shall be notified in writing with a request to supervise the child. The supervising local social service agency shall provide services; and issue consents on behalf of the child and provide reports requested by the local social service agency having financial responsibility.

The local social service agency having financial responsibility shall notify in writing, with a request to supervise, each succeeding local social service agency when the child moves from one geographical area of supervision to another. notify the new county's local agency and, if applicable, the Indian child's tribe of the change in the child's residence. The notification must be in writing and must indicate that the new county's local agency shall assume responsibility for implementing the social service plan developed under subpart 3. If the child's new county of residence does not become the county of financial responsibility, the child's new county of residence shall provide reports requested by the local agency in the county of financial responsibility. Payment responsibilities for services provided to the child by the child's new county of residence are governed by *Minnesota Statutes*, chapter 256G.

Subp. 5. **Appointment of guardian ad litem.** The local social service agency having financial responsibility in the child's county of residence shall assure the appointment of a guardian ad litem in the appropriate court to represent the child under state guardianship:

- A. when the child has a legal claim against another party;
- B. when the child has an interest in an existing legal action;
- C. when an action has been instituted against the child by another; and
- D. in all other instances when the best interest of the child requires legal counsel.

### 9560.0450 CONSENTS.

Subpart 1. **Delegated consents.** The following consents are delegated to local social service agencies:

- A. autopsy;
- B. baptism; or other similar religious rites;
- C. ~~Petition for change of name;~~ medical treatment, except for subpart 2, item H;
- D. ~~Publicity about the child;~~ mental health services, including treatment with psychotropic medications;
- E. application for driver's marriage license;
- F. ~~Enlistment in the armed services, peace corps, or job corps;~~ admission to a regional treatment center or other inpatient mental health facility to the extent permitted under law;
- G. giving the body or parts of the body to science after death;
- H. Admission to a state hospital or other psychiatric treatment facility to the extent permitted under law; out-of-state or out-of-country travel for more than 30 days, but less than 90 days, including application for passports and visas necessary for travel;
- I. permanent placement agreement on a child over 14 years of age;
- J. application for marriage driver's permit or driver's license;
- J. ~~Medical treatment;~~
- K. ~~Psychiatric treatment;~~
- L. ~~K. petition to transfer guardianship;~~
- L. petition for change of name;
- M. surgical treatment;
- M. ~~Abortion. To extent required by law, the local social service agency may not withhold consent.~~
- N. publicity about the child;
- O. enlistment in the armed services, peace corps, or job corps; and
- P. request for tuition waiver; under *Minnesota Statutes*, section 136.11, subdivision 1, or as allowed by Number 3.3.2.5 of the Minnesota Board of Vocational Technical Education's System Policy Manual, approved May 10, 1988. This manual is incorporated

by reference and is subject to frequent change. It is available at the Minnesota State Law Library, Minnesota Judicial Center, 25 Constitution Avenue, Saint Paul, Minnesota 55155.

~~Q. Permanent placement agreement.~~

~~P. Petition to transfer guardianship.~~

Subp. 2. **Nondelegated consents.** All consents not specifically delegated to local social service agencies may be issued only by the commissioner of human services. The consents not specifically delegated include:

A. adoption;

B. ~~exportation (out-of-state)~~ taking or sending a child out of Minnesota for purposes of placing a child in foster care or adoption;

C. ~~leaving the state or country out-of-state or out-of-country travel~~ for 90 days or more than 90 days;

D. giving a part of the body for therapeutic purposes for another person while the child is living;

E. transfer from one ~~state hospital~~ regional treatment center to another ~~state hospital~~ regional treatment center;

F. sterilization; and

G. separation of siblings ~~after date of appointment of commissioner of human services as guardian;~~ and

H. requests that the child not be resuscitated or intubated.

#### **9560.0460 DISPOSITION OF THE SOCIAL WELFARE FUND.**

The local social service agency having in the county of financial responsibility may apply for and receive survivor benefits for an eligible accept gifts, contributions, pensions, benefits and inheritance on behalf of a child under state guardianship. The benefits money received by the local agency may be applied to the maintenance and support of the child, and any excess amounts held in a social welfare fund, or the total benefits may be accumulated in. The unspent portion of the money must be held in trust and invested through the social welfare fund under Minnesota Statutes, sections 256.88 to 256.91.

~~Upon reaching age 18, the accumulated balance in the social welfare fund is to be paid directly, at that time, to the person for whom the survivor benefits were received. When a ward is legally adopted, is discharged from guardianship, or dies, the remaining funds in the social welfare fund must be paid as provided in Minnesota Statutes, section 256.91.~~

#### **9560.0470 STATE GUARDIANSHIP BENEFITS ASSISTANCE UP TO AGE 21.**

The local agency in the child's county of residence shall provide a child who has reached the age of 16 years with social services and access to financial assistance to help the child develop independent living skills. An individual who is under state guardianship at age 18 continues to be eligible for guardianship social services and access to financial benefits assistance up to age 21 at the request of the individual if the individual is incapable of self-sustaining employment or is in need of continuing education or training beyond high school.

For the purposes of this part, social services include counseling, training in independent living skills, and access to community resources.

Six months before a child under state guardianship reaches age 18, the local agency in the child's county of residence shall inform the child, in writing, of the child's right to request the continuation of social services and access to financial assistance beyond age 18.

#### **9560.0475 ADMINISTRATIVE REVIEWS AND DISPOSITIONAL HEARINGS.**

The local agency in the child's county of residence shall conduct administrative reviews of the child's social service plan under Minnesota Statutes, section 257.071, subdivision 2, at least every six months while the child is under state guardianship, in foster care, or in an adoptive placement. A court of competent jurisdiction shall, upon its own motion or that of the child's guardian, conduct a dispositional hearing under Minnesota Statutes, section 260.242, subdivision 2, paragraph (d), within 18 months after the child is placed in foster care and once every two years thereafter to determine the future status of the child. When the child is placed in an adoptive home, a dispositional hearing shall be sought if the child is removed from the adoptive home or is not legally adopted within two years of the adoptive placement. The local agency in the child's county of residence shall notify an Indian child's tribe of any administrative review or dispositional hearing.

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## Proposed Rules

### 9560.0480 GUARDIANSHIP RECORDS.

Subpart 1. Content. The local agency shall maintain a record on each child for whom it is responsible. The record must contain:

A. copies of all court findings and orders affecting custody, termination of parental rights, and assignment of guardianship to the commissioner;

B. data on the background and health history of the child and the child's birth family;

C. data on the background of the child's adoptive family if a previous adoption has occurred;

D. copies of notices to an Indian child's tribe whenever the child is placed in a home of a relative, a residential program or an adoptive home, as well as when there is an administrative review or court disposition;

E. documentation of the child's eligibility for benefits and services under title IV-E of the Social Security Act and other provisions of state and federal law, unless the child is no longer a ward or is at least age 21; and

F. all other information required by Minnesota Statutes, section 257.01.

Subp. 2. Retention. The record required under subpart 1 must be retained on a permanent basis using a record system that ensures privacy and lasting preservation.

Subp. 3. Use of information. Unless state law requires a different classification, all information on a child must be maintained by the local agency in the child's county of residence as private data and disseminated according to the Minnesota Government Data Practices Act, Minnesota Statutes, chapter 13. Unless state law requires a different classification, all information on a child who is subsequently adopted must be maintained as confidential data under Minnesota Statutes, section 259.46, subdivision 1.

### 9560.0485 POSTGUARDIANSHIP SERVICES.

Subpart 1. Postguardianship assistance. Upon a written request, the local agency or, when appropriate, the former supervising agency, shall provide postguardianship services to former wards of the commissioner. Postguardianship services include:

A. dissemination of information from the agency record on a former ward's background, health and placement history;

B. search assistance in locating and establishing contact with a former ward's relatives; and

C. counseling on issues related to guardianship or referral to appropriate counseling services.

Subp. 2. Documentation of postguardianship services. The local agency shall document in the agency's guardianship record the postguardianship services provided.

Subp. 3. Reimbursement. The local agency may require the former ward to provide a reasonable expense reimbursement based on a former ward's ability to pay for providing postguardianship services.

## 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 Human Services

### Adopted Permanent Rules Relating to Implementation of the Consolidated Chemical Dependency Treatment Fund

The rules proposed and published at *State Register*, Volume 14, Number 43, pages 2483-2489, April 23, 1990 (14 SR 2483); Volume 14, Number 45, page 2579, May 7, 1990 (14 SR 2579); and Volume 15, Number 24, page 1366, December 10, 1990 (15 SR 1366) are adopted with the following modifications:

Rules as Adopted

9530.6655 APPEALS. ~~[AMENDMENTS WITHDRAWN.]~~

9530.7015 CLIENT ELIGIBILITY UNDER THE CONSOLIDATED CHEMICAL DEPENDENCY TREATMENT FUND.

Subp. 2. **Client eligibility to have treatment initially paid for from the Consolidated Chemical Dependency Treatment Fund.** Except as provided under subpart 4, item D, a client who has an income between 60 and 115 percent of the state median income, as determined by the local agency under part 9530.7020, subpart 1, and who does not have an available third-party payment source, shall be eligible to have treatment paid for with Consolidated Chemical Dependency Treatment Funds, as follows:

A. ~~The client~~ Except when item B applies, all clients or responsible ~~relative relatives~~ shall be billed ~~in accordance with~~ according to the sliding fee scale established under part ~~9530.7020, subpart 3~~ 9530.7022, if the client's total obligation under the sliding fee scale is less than the total cost of the client's chemical dependency treatment.

B. If a client who has no responsible relatives and who is not the custodial parent of a minor child is placed in a category III or IV program, the client shall be billed under part ~~9530.7020, subpart 4~~ 9530.7024, if the client's countable income is less than the sum of the negotiated rate plus the clothing and personal needs allowance and the earned income disregard allowed under *Minnesota Statutes*, section 256D.06, subdivisions 1 and 1b.

9530.7020 COUNTY RESPONSIBILITY TO DETERMINE CLIENT ELIGIBILITY FOR CONSOLIDATED CHEMICAL DEPENDENCY TREATMENT FUNDS AND CLIENT'S ABILITY TO PAY FOR TREATMENT.

Subpart 1. **Local agency duty to determine client eligibility and ability to pay.** The local agency shall determine a client's eligibility for consolidated chemical dependency treatment funds and the client's or a responsible relative's ability to pay a fee at the time the client seeks treatment and is assessed under parts 9530.6600 to 9530.6655. Client eligibility and the ability to pay a fee must be determined using forms prescribed by the department. To determine a client's eligibility, the local agency must determine the client's income, the size of the client's household, the availability of a third party payment source, and a responsible relative's ability to pay for the client's chemical dependency treatment, as specified in items A to E:

C. The local agency must determine the availability of a third party payment source, including the availability of total payment, partial payment, amount of copayment, and any special conditions or procedures the third party payor requires clients and policyholders to follow.

(1) The local agency shall require the client and policyholder to:

(a) follow all special conditions or procedures established by the third party payment source, including the third party payment source's appeal and grievance procedure; ~~and shall require the client and policyholder to~~

(b) assign to the department his or her rights and the rights of minor children to benefits or services provided to the client.

(2) The local agency shall require the policyholder to provide verification of the client's third party payment source's approval or refusal to pay for chemical dependency treatment services before the local agency places the client.

(a) Approvals or refusals can be obtained verbally (for example, by phone) or in writing.

(b) When the policyholder reports a refusal that was obtained verbally, the local agency must confirm the refusal by speaking with a representative of the third party payor.

(c) The local agency must record in the client's case file the representative's name, the date and time of the conversation, the reason given for the decision not to fund, and the steps that will be taken to appeal or grieve the payor's decision not to fund.

(3) If the client or policyholder is unable to provide verification of the third party payment source's approval or refusal, the local agency must assist the client and policyholder to obtain the verification.

(4) If the client or policyholder, with the assistance of the local agency, is still unable to obtain verification from the third party payment source, the local agency shall place the client.

E. The local agency shall apply the information on the client's and responsible relative's income and household size to the sliding fee scale established in ~~subpart 3b part~~ part 9530.7022, and determine the fee for which the client or responsible relative is liable. The local agency shall record this information on a form supplied by the department, and send the form to the department.

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## Adopted Rules

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Subp. 1a. **Redetermination of client eligibility and ability to pay a fee.** The local agency shall reassess a client's eligibility, redetermine the client's and responsible relative's ability to pay for chemical dependency treatment services, and redetermine the client's and responsible relative's fee as specified in items A to E. For purposes of this subpart, placement of a client into more than one chemical dependency treatment program in less than ten working days, or placement of a client into a chemical dependency treatment program that is structured to provide rehabilitation services followed by outpatient chemical dependency treatment services shall be treated as a single placement.

D. If a client who has no responsible relatives and who is not the custodial parent of a minor child is placed in a category III or IV rehabilitation program licensed under parts 9530.4100 to 9530.4450, the client's obligation to make fee payments for a previous placement shall be suspended and the client's fee obligation while in the program shall be determined by the ~~local agency vendor~~ according to part 9530.7024. The client's obligation to make payments on the fee obligation for a previous placement shall resume 30 days after the client is discharged from the program.

### **9530.7024 CLIENT FEES FOR CATEGORY III AND IV PROGRAMS.**

When a client who has no responsible relatives and who is not the custodial parent of a minor child is placed in a category III or IV program licensed under parts 9530.4100 to 9530.4450, the ~~local agency vendor~~ shall determine the client's countable income in accordance with parts 9500.1200 to 9500.1318.

A. The ~~local agency vendor~~ shall subtract the amount established as the clothing and personal needs allowance for medical assistance recipients under *Minnesota Statutes*, section 256B.35, subdivision 1, and the amount established as an additional earned income disregard under *Minnesota Statutes*, section 256D.06, subdivision 1b, from the client's countable income, whether the client's income is earned or unearned.

B. If the client is regularly contributing to the financial support of the client's natural or adopted minor child or children, the ~~local agency vendor~~ shall verify the support payment and subtract the amount specified in a court order, if one exists. If no court order exists, the ~~local agency vendor~~ shall determine the number of dependent children the client supports and subtract the amount paid, up to the amount specified for that number of children in the standards for aid to families with dependent children established in part 9500.2440, subpart 6. The ~~local agency vendor~~ shall verify child support payments made through a bank statement, a canceled check, a receipt, or through the public agency responsible for child support enforcement. The method of verification must be recorded in the client's case record.

C. ~~The local agency shall subtract the amount of income that remains from the negotiated rate for board and lodging expenses for the category III or IV program to determine how much of the negotiated rate shall be paid for with funds from the Consolidated Chemical Dependency Treatment Fund client's fee shall equal whichever is less: the amount of income that remains after the deductions in items A and B are subtracted or the amount of the negotiated rate.~~

D. ~~The local agency vendor shall record this information on a form supplied by the department, and send the form to the department. The department shall bill the client monthly, according to the information supplied by the local agency. The local agency shall verify the accuracy of the information and send the form to the department. The client shall be billed and the client's fee collected according to part 9530.7031 [Emergency].~~

E. The ~~local agency vendor~~ shall make a monthly redetermination of the countable income of a client in a category III or IV program, and the amount the client owes toward the negotiated rate according to this part.

## Board of Psychology

### Adopted Permanent Rules Relating to Fees

The rule proposed and published at *State Register*, Volume 15, Number 16, pages 905-908, October 15, 1990 (15 SR 905) is adopted as proposed.

# Emergency Rules

## Proposed Emergency Rules

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

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

## Adopted Emergency Rules

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

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

## Continued/Extended Emergency Rules

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

## Department of Human Services

### Notice of Continuation of Emergency Rule Governing Chemical Dependency Care for Public Assistance Recipients

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

The notice adopting the emergency rules was published at *State Register*, Volume 15, Number 11, pages 627-629, September 10, 1990 (15 S.R. 627). The rules became effective August 29, 1990 and are scheduled to expire February 26, 1991. This notice of continuation will extend the effective life of the above-entitled rules through August 24, 1991.

## Official Notices

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

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

## Minnesota State Agricultural Society—Minnesota State Fair

### Annual Meeting Notice

The 132nd annual meeting of the Minnesota State Agricultural Society, governing body of the State Fair, will be held Jan. 18, 19, 20 and 21 at the St. Paul Radisson Hotel. For complete program information, call (612) 642-2251.

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## Minnesota Department of Education

### Education Data Systems

#### Notice of Intent to Implement School and Student Essential Data Element Reporting for all Minnesota Districts and Cooperatives, 1991-1992 School Year

NOTICE IS HEREBY GIVEN that the Minnesota Department of Education will require all Minnesota School Districts and educational Cooperatives to submit Essential Data Elements for School and Student aid payment purposes and also for several federal reporting requirements as per *Minnesota Statutes* 121.932, Subd. 5.

An information meeting has been set for all concerned vendors to discuss the upcoming requirements for January 28, 1991 in the Minnesota Department of Administration Building, Room 116B, 50 Sherburne Avenue, St. Paul, Minnesota at 9:00 a.m. Any inquiries about the meeting or the Essential Data Elements may be directed to Mark Manning, Minnesota Department of Education, 550 Cedar Street, St. Paul, Minnesota 55101. Phone inquiries will be taken at (612) 297-3151.

#### These Essential Data Elements include:

School Year	Student Number
District Number	Social Security Number
District Type	Student Resident District Number
School Number	Student Resident District Type
School Grade Level	Student Grade Level
Free Lunch Eligible	Enrollment Status Category
Reduced-Lunch Eligible	Status Start Date
Kindergarten Schedule Indicator	Last Location of Attendance
Instructional Days in Session	Status End
Noninstructional Days in Session	Status End Date
Length of School Day in Minutes	Percent Enrolled
Attendance Days	Membership Days
Homebound Service Received	Gifted and Talented Participation
Limited English Proficient	LEP Start Date
Gender	Race/Ethnicity
Birth Date	Home Primary Language
Autistic	Deaf-Blind
Early Childhood Special Ed.	Emotional Disorders
Hearing Impaired	Mild-Moderate Mentally Disabled
Other Health Impaired	Moderate-Severe Mentally Disabled
Physically Disabled	Specific Learning Disabilities
Speech/Language Impaired	Visually Impaired
Traumatic Brain Injury Disabled	
Post Secondary Options Program Participation	
Post Secondary Hours in High School	
Special Education Evaluation Status	
Primary Disability Instructional Setting	



## **Environmental Quality Board**

### **Opinions Sought About Possible Revisions to the Rules for the Minnesota Environmental Review Program**

The Environmental Quality Board (EQB) is considering revisions to the Minnesota Environmental Review Program, the program under which Environmental Assessment Worksheets (EAW) and Environmental Impact Statements (EIS) are required and prepared. The program is authorized by the Minnesota Environmental Policy Act, *Minnesota Statutes*, ch. 116D.04 and 116D.045 and its specific requirements are set forth at *Minnesota Rules*, parts 4410.0200 to 4410.7800. These administrative rules are adopted by the EQB and apply to all state agencies and local units of government within Minnesota.

The Environmental Review Program has existed since 1974. As experience is gained and conditions change, the EQB has periodically revised the program in response. The EQB is presently reviewing the program for possible changes and invites all interested parties to submit options and information concerning changes to either the administrative rules or the statutes governing this program. Materials will be received through February 15, 1991, and will become part of the rulemaking record, should the EQB proceed to amend the rules.

Comments should be submitted to:

EQB Environmental Review Program  
300 Centennial Office Building  
658 Cedar Street  
St. Paul, MN 55155  
Attention: Gregg Downing

The EQB will establish a special mailing list of persons who wish to receive periodic information from the EQB staff concerning concepts being considered for possible amendments to the program. Any person wishing to have his or her name placed on this special list should contact the EQB staff at the address or telephone number listed in this notice. Please be advised that this special mailing list is separate from the mailing list maintained by EQB pursuant to *Minnesota Statutes*, sec. 14.14, subd. 1a, and that persons whose names are registered on the chapter 14 list will only receive the special information if they request that their names be placed on the special mailing list as well.

Questions about the revision process may be addressed to Mr. Downing at the above address or at the following telephone numbers: (612) 296-8253; or (toll-free) 1-800-652-9747 (ask the operator for the EQB environmental review program).

Dated this 27th day of December, 1990

Environmental Quality Board  
John C. Ditmore, Chair

## **Ethical Practices Board**

### **Notice of 1991 Non-Election Year Campaign Expenditure Limits**

In accordance with *Minnesota Statutes* §§ 10A.25 and 10A.255, subd. 3 (1990), the following are non-election year campaign expenditure limits for 1991 by office sought or held: Governor and Lt. Governor, \$406,673; Attorney General, \$67,779; Secretary of State, State Auditor, State Treasurer (each), \$33,890; State Senator, \$10,168; State Representative, \$5,084.

## **Department of Finance**

### **Maximum Interest Rate for Municipal Obligations in December, 1990**

Pursuant to *Minnesota Statutes*, Section 475.55, Subdivision 4, Commissioner of Finance Peter Hutchinson, announced today that the maximum interest rate for municipal obligations in the month of December, 1990 would be nine (9) percent per annum.

Obligations which are payable wholly or in part from the proceeds of special assessments or which are not secured by General Obligations of the municipality may bear an interest rate of up to ten (10) percent per annum.

Peter Sausen  
Assistant Commissioner  
Cash & Debt Management  
Department of Finance  
(612) 296-8372

## Higher Education Facilities Authority

### Notice of Public Hearing on Proposal to Issue Revenue Bonds

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Minnesota Higher Education Facilities Authority (the "Authority") with respect to a proposal to issue revenue bonds on behalf of the College of Saint Benedict, a Minnesota nonprofit corporation, and institution of higher education (the "College"), at the Authority's offices at Suite 450 Galtier Plaza, 175 East Fifth Street, St. Paul, Minnesota on January 23, 1991 at 2 o'clock p.m. Under the proposal, the Authority would issue its revenue bonds in an aggregate principal amount of up to approximately \$5,750,000, to provide financing for a Project generally described as (i) the remodeling, renovation, refurbishing and equipping of an approximately 14,000 square foot student activity center and acquisition, construction, furnishing and equipping of an approximately 82,000 square foot addition to such student activity center and (ii) the acquisition, construction, furnishing and equipping of an approximately 41,000 square foot science facility, each including site improvements and each to be located on the campus of the College and operated by the College, whose street address is College of Saint Benedict, 37 South College Avenue, St. Joseph, Minnesota. At said time and place the Authority shall give all parties who appear an opportunity to express their views with respect to the proposal to undertake and finance the Project.

Dated: December 12, 1990

By Order of the Minnesota Higher  
Education Facilities Authority

Joseph E. LaBelle  
Executive Director

## Department of Human Services

### Additions to Notice of Health Services Requiring Prior Authorization for MA/GAMC

The following are additions to the list of services requiring prior authorization which was published in the April 2, 1990 *State Register*, vol. 14, #40, pages 2365-2377. The newly added codes will require prior authorization for services provided on or after January 14, 1991.

#### II. VISION CARE SERVICES

	<u>Service Code</u>	<u>Service Description</u>
ADD:	V2622	PROSTHETIC EYE, GLASS, CUSTOM
	V2623	PROSTHETIC EYE, PLASTIC, CUSTOM

#### V. ALL OTHER SERVICES

ADD:	33212	INSERTION OR REPLACEMENT OF PACEMAKER PULSE GENERATOR
	33245	IMPLANTATION OF AUTOMATIC IMPLANTABLE CARDIOVERTER-DEFIBRILLATOR PADS WITH OR WITHOUT SENSING ELECTRODES
	33246	... WITH INSERTION OF AUTOMATIC IMPLANTABLE CARDIOVERTER DEFIBRILLATOR PULSE GENERATOR
	58999*13	UNLISTED PROCEDURE, FEMALE GENITAL SYSTEM (NON-OBSTETRICAL)
	*13	PA IS REQUIRED FOR ENDOMETRIAL ABLATION

Dated: 26 December 1990

## Public Employees Retirement Association

### Board of Trustees, Notice of Meetings

The next regular monthly meeting of the Board of Trustees of the Public Employees Retirement Association (PERA) is scheduled to be held on Thursday, January 10, 1991, at 9:30 a.m. in the Association offices, 514 St. Peter Street, Suite 200, St. Paul, Minnesota.

A Legislative Committee meeting is scheduled to be held prior to the regular Board meeting on January 10 at 8:30 a.m. in the Association offices.

## **Teachers Retirement Association**

### **Notice of Regular Meeting**

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on Thursday, January 24, 1990, at 9:30 a.m. in Suite 500, Gallery Building, 17 W. Exchange Street, St. Paul, MN to consider matters which may properly come before the Board.

## **State Board of Technical Colleges**

### **Notice of Intent to Solicit Outside Opinion Regarding Proposed Rules Governing the Rules for Licensure of Postsecondary Technical Education Personnel**

**NOTICE IS HEREBY GIVEN** that the State Board of Technical Colleges is seeking information or opinions from sources outside the agency in preparing to amend Chapter Thirty-Five: Rules for Licensure of Vocational Technical Education Personnel and specifically in administrative licensure rules. The adoption of these rules is authorized by *Minnesota Statutes* § 136C.04, subd. 9. and 125.185 subd. 4.

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

Mr. Francisco Trejo  
State Board of Technical Colleges  
100 Capitol Square Bldg.  
550 Cedar Street  
St. Paul, MN 55101  
(612) 296-9446

Ms. Georgia Pomroy  
State Board of Technical Colleges  
100 Capitol Square Bldg.  
550 Cedar Street  
St. Paul, MN 55101  
(612) 296-0680

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

All statements of information and comments shall be accepted until 4:30 p.m. Thursday, February 7, 1991. Any written material received by the State Board of Technical Colleges shall become part of the record to be submitted to the Attorney General or Administrative Law Judge in the event the rule is adopted.

Helen Henrie, Deputy Chancellor  
State Board of Technical Colleges

## **Department of Transportation**

### **Program Management Division**

### **Office of Motor Carrier Safety and Compliance**

### **Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Governing the Loading and Unloading of Petroleum Transports**

**NOTICE IS HEREBY GIVEN** that the State of Minnesota, Department of Transportation, is seeking information or opinions from sources outside the agency in preparing to propose the amendment of the rule governing the loading and unloading of petroleum transports. Specifically, the department is considering an amendment to *Minnesota Rules*, part 8850.8050 that would change the driver's obligations during loading and unloading of anhydrous ammonia and propane. The adoption of the rule is authorized by *Minnesota Statutes*, section 221.031, which requires the commissioner of transportation to prescribe rules for the operation of motor carriers.

The State Department of Transportation requests information and opinions concerning the subject matter of the rule. An unofficial proposed draft of the amendment is available upon request. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements or requests should be addressed to:

Ward Briggs  
Office of Motor Carrier Safety and Compliance  
151 Livestock Exchange Building  
100 Stockyard Road  
South St. Paul, MN 55075

## Official Notices

Oral statements will be received during regular business hours over the telephone at (612) 297-7656 and in person at the above address.

All statements of information and opinions shall be accepted until February 12, 1991. Any written material received by the State Department of Transportation shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event the rule is adopted.

Dated: 28 December 1990

Douglas H. Differt  
Deputy Commissioner/Chief Engineer  
Department of Transportation

## 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.

Commodities contracts with an estimated value of \$15,000 or more are listed under the Materials Management 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.

## Materials Management Division—Department of Administration:

### Contracts and Requisitions Open for Bid

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

**Commodity:** Armored cable  
**Contact:** Joan Breisler 296-9071  
**Bid due date at 2pm:** January 10  
**Agency:** Transportation Department  
**Deliver to:** St. Paul  
**Requisition #:** 79000-12764

**Commodity:** Rebuilt laser equipment  
**Contact:** John Bauer 296-2621  
**Bid due date at 2pm:** January 10  
**Agency:** State University  
**Deliver to:** St. Cloud  
**Requisition #:** 26073-22502

**Commodity:** Copier (2) lease/purchase  
**Contact:** John Bauer 296-2621  
**Bid due date at 2pm:** January 10  
**Agency:** State University  
**Deliver to:** Bemidji  
**Requisition #:** 26070-14370

**Commodity:** Self-propelled articulated steel roller  
**Contact:** Mary Jo Bruski 296-3772  
**Bid due date at 2pm:** January 10  
**Agency:** Transportation Department  
**Deliver to:** Willmar  
**Requisition #:** 79382-02159

**Commodity:** Aircraft repair  
**Contact:** Mary Jo Bruski 296-3772  
**Bid due date at 2pm:** January 10  
**Agency:** Natural Resources Department  
**Deliver to:** Grand Rapids  
**Requisition #:** 29000-55615

**Commodity:** Sparcsystem expansion disk  
**Contact:** Bernadette Vogel 296-3778  
**Bid due date at 4:30pm:** January 7  
**Agency:** Minnesota Health Department  
**Deliver to:** Minneapolis  
**Requisition #:** 12500-69464

**Commodity:** 386/25 computers  
**Contact:** Bernadette Vogel 296-3778  
**Bid due date at 4:30pm:** January 7  
**Agency:** Human Services Department  
**Deliver to:** St. Paul  
**Requisition #:** 55000-13354

**Commodity:** Slide in box type tank  
**Contact:** Mary Jo Bruski 296-3772  
**Bid due date at 4:30pm:** January 10  
**Agency:** Transportation Department  
**Deliver to:** Bemidji  
**Requisition #:** 79382-02160

**Commodity:** Tandem axle trailers  
**Contact:** Mary Jo Bruski 296-3772  
**Bid due date at 4:30pm:** January 10  
**Agency:** Transportation Department  
**Deliver to:** St. Paul  
**Requisition #:** 79000-12511

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## State Contracts and Advertised Bids

**Commodity:** Self-propelled steel roller  
**Contact:** Mary Jo Bruski 296-3772  
**Bid due date at 4:30pm:** January 10  
**Agency:** Transportation Department  
**Deliver to:** Detroit Lakes  
**Requisition #:** 79382-02158

**Commodity:** Truck mounted attenuators  
**Contact:** Mary Jo Bruski 296-3772  
**Bid due date at 2pm:** January 11  
**Agency:** Transportation Department  
**Deliver to:** Various  
**Requisition #:** 79382-02155

**Commodity:** Files  
**Contact:** John Bauer 296-2621  
**Bid due date at 4:30pm:** January 11  
**Agency:** Gambling Control Board  
**Deliver to:** Roseville  
**Requisition #:** 09200-91051-01

**Commodity:** Copier  
**Contact:** John Bauer 296-2621  
**Bid due date at 4:30pm:** January 11  
**Agency:** State University  
**Deliver to:** St. Cloud  
**Requisition #:** 26073-22555-01

**Commodity:** Radio tower and equipment shelter  
**Contact:** Pamela Anderson 296-1053  
**Bid due date at 2pm:** January 11  
**Agency:** Transportation Department  
**Deliver to:** Glenwood  
**Requisition #:** 79000-12739

**Commodity:** Light standards  
**Contact:** Joan Breisler 296-9071  
**Bid due date at 4:30pm:** January 9  
**Agency:** Corrections Department  
**Deliver to:** Faribault  
**Requisition #:** 02310-18776-01

**Commodity:** Copier rental  
**Contact:** John Bauer 296-2621  
**Bid due date at 2pm:** January 14  
**Agency:** Waste Management Board  
**Deliver to:** St. Paul  
**Requisition #:** 99650-90341

**Commodity:** Uniforms-driver examiners  
**Contact:** Norma Cameron 296-3779  
**Bid due date at 2pm:** January 14  
**Agency:** Public Safety Department  
**Deliver to:** Various  
**Requisition #:** Price Contract

**Commodity:** Hardness tester  
**Contact:** Pamela Anderson 296-1053  
**Bid due date at 4:30pm:** January 14  
**Agency:** State University  
**Deliver to:** St. Cloud  
**Requisition #:** 26073-22307-01

**Commodity:** Genuine repair parts--central engineering sand spreaders  
**Contact:** Dale Meyer 296-3773  
**Bid due date at 2pm:** January 16  
**Agency:** Transportation Department  
**Deliver to:** Various  
**Requisition #:** Price Contract

**Commodity:** Picture ID system-RFD  
**Contact:** Joan Breisler 296-9071  
**Bid due date at 2pm:** January 17  
**Agency:** Human Services Department  
**Deliver to:** Various  
**Requisition #:** 55000-13345

**Commodity:** Office paper products  
**Contact:** Ann Wefald 296-2546  
**Bid due date at 2pm:** January 18  
**Agency:** Central Stores and CPV Members  
**Deliver to:** Various  
**Requisition #:** Price Contract

## Department of Administration: Print Communications Division

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

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

**Commodity:** Biennial report, 1M 40-page books includes cover, camera ready, 2-sided, 18"x12" folded to 9"x12", saddle stitch, cover 4-color, text 2-color  
**Contact:** Printing Buyer's Office  
**Bids are due:** January 9  
**Agency:** Iron Range Resources & Rehabilitation Board  
**Deliver to:** Eveleth  
**Requisition #:** 13586

**Commodity:** Food and ag resources, 100 3-ring binders + tabs, suede vinyl, camera ready, 2 PMS colors  
**Contact:** Printing Buyer's Office  
**Bids are due:** January 9  
**Agency:** Agriculture Department  
**Deliver to:** St. Paul  
**Requisition #:** 13715

**Commodity:** 1991 Minnesota aeronautical chart, 25M (300 flat, 24,700 folded), 25"x31" folded to 6¼"x10½", camera ready, 2-sided, 4-color process  
**Contact:** Printing Buyer's Office  
**Bids are due:** January 14  
**Agency:** Transportation Department  
**Deliver to:** St. Paul  
**Requisition #:** 13663

## State Contracts and Advertised Bids

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**Commodity:** Prebill with Title, 500M continuous 7½"x3½" forms, 2-up on 16"x3½", 10 per pin feeds left/right, camera ready, 2-sided

**Contact:** Printing Buyer's Office

**Bids are due:** January 11

**Agency:** Public Safety Department

**Deliver to:** St. Paul

**Requisition #:** 13754

**Commodity:** Water Well Record form, 5-parts, 7.5M various sized parts 8½"x11" and 8½"x14", 1- and 2-sided, type to set, carbon interleave, preprinted numbering

**Contact:** Printing Buyer's Office

**Bids are due:** January 10

**Agency:** Minnesota Health Department

**Deliver to:** Minneapolis

**Requisition #:** 13380

## Professional, Technical & Consulting Contracts

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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.

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### Minnesota Environmental Quality Board

#### Notice of Request for Proposals to Prepare a Generic Environmental Impact Statement (GEIS) on the Impacts of Statewide Timber Harvesting Activities in Minnesota

The Minnesota Environmental Quality Board (EQB) is requesting proposals from qualified firms to prepare a major study that identifies and quantifies the cumulative environmental and related impacts associated with statewide timber harvesting activities in Minnesota. This study, a "generic Environmental Impact Statement" (GEIS), will be prepared in accordance with the administrative rules governing Minnesota's Environmental Review Program (*Minnesota Rules* Part 4410.3800).

The EQB's Final Scoping Decision, which will be the basis for preparing the GEIS, identifies ten (10) major issues that will be examined from three (3) statewide timber harvesting perspectives. It is anticipated that a study schedule of ten (10) months will be required to produce a draft GEIS, with a final GEIS completed within fifteen (15) months after execution of the contract.

The EQB currently has \$250,000 for consultant work to prepare the GEIS. However, because the EQB will be pursuing additional funding for this study, total funding may exceed \$250,000. There is no certainty that additional funding will be available.

Responding firms should provide a base proposal that details how the issues identified in the Final Scoping Decision would be addressed, with a total study cost not to exceed \$250,000. In addition, the EQB is requesting responding firms consider providing a proposal supplement (optional) that indicates how the base proposal would be amended to more effectively address these same issues, given the absence of a \$250,000 cap on total study funding.

Interested and qualified firms wishing to obtain a copy of the RFP and the EQB's Final Scoping Decision document, or obtain more information on the GEIS should contact:

Michael A. Kilgore  
GEIS Project Manager  
Minnesota Environmental Quality Board  
658 Cedar Street  
St. Paul, Minnesota 55155  
(612) 297-2607

**All proposals must be received by the EQB no later than 4:30 p.m., Friday, February 8, 1991. Late proposals will not be accepted.** It is anticipated that the EQB will select a firm to prepare the GEIS in March, 1991, and that a contract will be executed within thirty (30) days.

## Health Department

### Request for Proposals for Selected Anion/Cation Laboratory Analytical Services

The Minnesota Department of Health is seeking proposals for selected cation/anion analyses on at least 150 and no more than 400 well water samples collected and submitted by the Department. The analytes are calcium, magnesium, sodium, potassium, iron, manganese, silicon, alkalinity (as CaCO<sub>3</sub>), chloride, nitrate (NO<sub>3</sub>-N), sulfate, fluoride, bromide, and pH. Analytical measurements shall be made in accordance with "Standard Methods for the Examination of Water and Wastewater," American Public Health Association, 1985, American Public Health Association, et.al., Sixteenth Edition or "Methods of Chemical Analysis of Water and Wastes," United States Environmental Protection Agency and Environmental Monitoring and Support Laboratory, Cincinnati, Ohio 45268 (EPA-600/4-79-020), March 1979. The Contractor will be required to provide all sample containers and preservatives and to perform quality assurance/quality control (QA/QC) procedures including cation/anion charge balances.

Proposals must include a description of the responder's background and experience, any prior experience in the subject area, resumes and background information for staff who will work on the project, assistance expected from the project sponsor, evidence of compliance with deadlines on previous projects, and the analytical methods and QA/QC procedures employed for each analyte.

Potential contractors must submit a detailed cost and work plan which identifies the major tasks to be accomplished, timelines, and costs per sample. A copy of the Request for Proposals containing additional information and other expectations of potential contractors may be obtained from the Department of Health. The estimated cost of the work should not exceed \$35,000.

The contractor will begin work in March or April. The contractor will have to analyze approximately 150 to 200 samples and report the results to the Department of Health within 30 days of sample receipt or by August 31, 1991, whichever comes first. These samples will be submitted by the Department on a regular basis between the effective date of the contract and August 1, 1991. The remaining samples, up to the maximum of 400, will be submitted for analysis based on the availability of funding. Any such samples will be submitted between the date of available funding and August 1, 1992. These samples must be analyzed and the results reported to the Department within 30 days of sample receipt or by August 31, 1992, whichever comes first. Periodic review of progress will be required.

Proposals must be received by the Department of Health no later than 4:30 p.m., Friday, January 25, 1991. Please direct proposals and inquiries to:

Tomas Klaseus  
Section of Water Supply and Well Management  
Minnesota Department of Health  
925 Delaware Street S.E.  
P.O. Box 59040  
Minneapolis, Minnesota 55459-0040

## Minnesota Historical Society

### Advertisement for Bids for Furnace Replacement and Air Conditioning at the Minnesota Historical Society's Grand Mound Interpretive Center

#### 1. BIDS

Sealed bid proposals for furnace replacement and air conditioning at Grand Mound Interpretive Center, Route 7, Box 453, International Falls, MN 56649, in accordance with drawing ME-1 dated November 27, 1990 and prepared by Lundquist, Wilmar, Potvin & Bender, Inc. will be received in the office of the Contracting Officer, Minnesota Historical Society, 690 Cedar Street, St. Paul, MN 55101 until 2:00 p.m., Central Standard Time, on January 28, 1991, at which time the bid proposals will be publicly opened and read aloud. Bids received after the aforementioned time will not be considered.

## Professional, Technical & Consulting Contracts

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### 2. BID SECURITY

Each bid proposal must be accompanied by a cashier's check, certified check, or surety bond of a surety company authorized to do business in Minnesota, in the sum of not less than five percent (5%) of the total bid, payable without condition to the Minnesota Historical Society, which is submitted as bid security to guarantee that the bidder, if awarded the contract, will promptly execute such contract in accordance with the bid proposal and project specifications and will furnish the required Payment and Performance bond and insurance coverages.

### 3. PLANS AND SPECIFICATIONS

Copies of the aforementioned document, drawing ME-1 and other bidding documents will be available for inspection at the Grand Mound Interpretive Center, at the Fort Snelling History Center, St. Paul, MN and at the Hibbing Plan Room at the Builder's Exchange in Duluth, MN. Copies of the Contract Documents for use by contractors submitting a bid may be obtained from the Society's Contracting Officer without charge.

### 4. CONDITIONS OF BIDS

The Minnesota Historical Society reserves the right to accept any bid or reject all bids and to waive any informalities therein. No bid may be withdrawn within thirty (30) days after the scheduled closing time for the receipt of bids.

## Non-State Public Contracts

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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.

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## Metropolitan Waste Control Commission

### Public Notice for Prequalification for Engineering Services

NOTICE IS HEREBY GIVEN that the Metropolitan Waste Control Commission is soliciting prequalifications for engineering services for the following:

<u>Service Type</u>	<u>Project Number</u>	<u>Project Name</u>
Inventory	896505	Metropolitan Wastewater Treatment Plant (MWWTP) Asbestos Study
Design	910100	Bayport WWTP Phaseout
Design	910300	Cottage Grove WWTP Exp.
Facility Plan	910600	Lino Lakes Improvements
Facility Plan	910700	MWWTP Gravity Thickeners
Facility Plan	910800	MWWTP Process Computer Sys.

All firms interested in being considered for these projects are invited to submit a letter asking for the project Request For Qualifications (RFQ).

All inquiries and submittals are to be addressed to Mr. Robert Isakson, Acting Program Development Manager, Metropolitan Waste Control Commission, Mears Park Centre, 230 East Fifth Street, St. Paul, Minnesota 55101, (612) 229-2178.

By Order of the  
METROPOLITAN WASTE CONTROL COMMISSION  
Mr. Gordon O. Voss  
Chief Administrator



# State Grants

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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.

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## Legislative Commission on Minnesota Resources (LCMR)

### Notice of Solicitation of Abstracts of Natural Resource Project Ideas for LCMR Project Recommendations for 1993 Funding Cycle

**NOTICE IS HEREBY GIVEN** that the LCMR is planning activities for their 1993 project recommendations which is anticipated to be in excess of \$30 million. The LCMR requests that your voice be heard and your ideas be given consideration by providing them with an abstract of natural resource project ideas for LCMR funding. This process is a new technique of gathering information to improve the basis for decision making for project funding by LCMR members for the 1993 funding cycle.

For many years, to help with factfinding and background development, the LCMR asked the public for Issues Responses in the form of a letter. Response, however, was limited. We're hopeful that more people will respond to the more concrete question asked in this solicitation, "Specifically, what would you like to see funded in the area of natural resources?"

Your answers will provide us with direct advice from a broad range of people—only if you send us your statements.

Please carefully follow the instructions below. We value and need your input. Remember, the deadline is February 15, 1991.

**Style:** Direct and specific description—use any style you want

**Content:** State clearly what projects you want to occur for the benefit of Minnesota natural resources. Avoid negative or critical comments.

**Limits:** Submit as many abstracts as you wish. Keep each idea separate and *limited to 25 words or less*.

**Example:** Following is a random choice example of a clear and concise abstract: *Determine the direct and indirect effects of pesticide use on both upland and wetland wildlife and their habitats.*

**Include:** Please include your name, address and telephone number.

**Deadline:** *February 15, 1991*

**Send to:** John Velin, LCMR—65 State Office Building, St. Paul, MN 55155.

John Velin, Director  
Legislative Commission on Minnesota Resources

## State Board of Technical Colleges

### Requests for Proposals for JTPA Education Coordination Funds

JTPA/Education Coordination activities are authorized under Section 123 of the Job Training Partnership Act. The Act appropriates funds to be utilized "to provide services to eligible participants through cooperative agreements."

In 1991, the education coordination funds will be used to serve special needs groups through cooperative agreements between service delivery areas (SDAs) and education agencies. A request for proposals (RFP) is being issued to invite interested parties to submit a proposal. Specifically, this solicitation seeks service delivery areas, education agencies and special needs/community groups interested in joint efforts to provide better and more comprehensive educational and training services. The intent of this RFP is to focus on the needs of one specific special needs group, unless rationale is provided for including additional groups. Funds will be available statewide to operate projects from July 1, 1991 until June 30, 1992. Fund requests should not exceed \$50,000.00. Approximately \$300,000.00 is available under this request. Approximately 10-15 awards will be made.

Bidders Conferences will be held in February 1991. The purpose of these meetings is to discuss the RFP process and to answer any questions related to the RFP. Awards will be made no later than April, 1991.

To obtain a copy of the Education Coordination Proposal application form or to obtain further information on the Bidders Conferences, please contact Bruce Nauth, State Board of Technical Colleges (612/296-8493) or Charles Robinson, State Job Training Office (612/297-1054).

Proposals must be *received* by Bruce Nauth, State Board of Technical Colleges, Suite 130 Capitol Square Building, 550 Cedar Street, St. Paul, Minnesota 55101, by *4:30 p.m., Monday, March 4, 1991*.

# Announcements

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**When Does New Year Begin for Fish and Wildlife Licenses?:** Each year, Minnesota hunters and anglers make a very natural assumption that a 1991 license purchased in January or February of 1991 is a current license. "The fact is, 1990 licenses are required through the end of February 1991," said Dept. of Natural Resources (DNR) License Bureau assistant administrator, Karen Beckman. The fish and wildlife license year runs from March 1 of any given year through the last day of February in the following year. New licenses are put on sale before March 1 as a convenience for hunters and anglers who may want to prepare for the upcoming season ahead of time. Although the actual valid dates have always been printed on licenses, a number of hunters and anglers mistakenly destroy still valid licenses at the end of each calendar year. The DNR has "taken steps this year to make the dates more evident on the new licenses," Beckman said. "Hopefully, that will help in our efforts to spread the word." DNR fish and wildlife licenses are available at the DNR License Bureau, 500 Lafayette Road, St. Paul, MN 55155-4026, as well as at county auditors offices and more than 3,000 private businesses statewide.

**Fishing Regulation Changes for U.S. Portion of Lake of the Woods:** Changes in fishing regulations for the Minnesota side of Lake of the Woods have been announced by Department of Natural Resources Commissioner Joe Alexander. Citing enforcement problems revealed by a two-year investigation into fishing and hunting violations at Lake of the Woods, Alexander said regulation changes are necessary. The changes are: • reducing the walleye/sauger limit in aggregate from 20 to 14 fish, with not more than six of them being walleye; • counting filleted sauger as walleye, including those packed by licensed fishpackers; • allowing anglers fishing in the Minnesota-Canadian boundary waters under the appropriate Minnesota, Ontario or Manitoba license to take and possess fish, but anglers may not possess fish in excess of a Minnesota limit of that species while in Minnesota; • allowing one line per angler during summer, but two lines per angler through ice. These changes will become effective March 1, 1991. Recently the Minnesota DNR, U.S. Fish and Wildlife Service, and Ontario Ministry of Natural Resources announced that a joint on-going investigation at Lake of the Woods had revealed a variety of apparent violations that soon are expected to form the basis for state and federal criminal charges. Allegations stemming from the investigation indicate that a small number of resorts and guides were involved in violating U.S. and Canadian game and fish laws. Those alleged violations centered around the unlawful taking of walleye (over limits) in Canada, the subsequent unlawful importation into Minnesota, and the mislabeling of walleye as sauger to reach the larger Minnesota limit. The changes adopted by the DNR will make the Lake of the Woods walleye limit the same in Minnesota, Ontario and Manitoba—six walleye. Anglers in Minnesota waters of Lake of the Woods will be allowed up to 14 sauger and walleye in aggregate, not more than six of which may be walleye.

**Trout Ice Fishing Opens Soon:** Although ice fishing for warmwater species is in full tilt right now, the much-awaited winter lake trout and stream trout seasons on most lakes won't open until Jan. 12. The exception is on lakes entirely within the Boundary Waters Canoe Area Wilderness (BWCAW), which opened to trout fishing on Dec. 29. Most winter trout anglers pursue lake trout and rainbow trout, although some brook trout are also taken through the ice. Similar to summer lake fishing, the trick in trout ice fishing is to find where the fish are holding and then get a lure down to them. Because only lakes entirely within the BWCAW open on Dec. 29, DNR Coldwater Program Manager Mark Ebberts warns early-season anglers to be sure the lake they fish is not partially outside the BWCAW. "Snowbank, Magnetic, Ram, Seagull, Clearwater and Saganaga lakes are not open until Jan. 12," Ebberts cautioned. Some additional notes for anglers to remember: • The winter season in lakes for stream trout is the same as for lake trout. • No winter stream trout angling is allowed in Beltrami, Cass, Crow Wing or Hubbard counties. • The season for lakes entirely within the BWCAW opens on Dec. 29, 1990, and closes on March 31, 1991. • Lakes outside or partially outside the BWCAW (see the list above) are open from Jan. 12, 1991, through March 15, 1991. • A trout and salmon stamp is required for anyone fishing a designated stream trout lake. • Only one line may be used for angling and live minnows are not allowed as bait on designated stream trout lakes. • The possession limit is three for lake trout and five for stream trout, with no more than three fish over 16 inches in length.

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