P182

State Register

Department of Administration—Print Communications Division



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

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State Register =

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

The State Register is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official notices, state and non-state contracts, contract awards, grants, a monthly calendar of cases to be heard by the state supreme court, 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**	lssue Date
48	Monday 13 May	Monday 20 May	Tuesday 28 May
49	Monday 20 May	Friday 24 May	Monday 3 June
50	Friday 24 May	Monday 3 June	Monday 10 June
51	Monday 3 June	Monday 10 June	Monday 17 June

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

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.

Arne H. Carlson, Governor

Dana B. Badgerow, Commissioner

Department of Administration

Stephen A. Ordahl, Director Print Communications Division Robin PanLener, Editor Paul Hoffman, Assistant Editor Debbie George, Circulation Manager Bonita Karels, Staff Assistant

FOR LEGISLATIVE NEWS

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

SENATE

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

Perspectives—Publication about the Senate.

Session Review—Summarizes actions of the Minnesota Senate.

Contact: Senate Public Information Office

Room 231 State Capitol, St. Paul, MN 55155

(612) 296-0504

HOUSE

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

This Week—weekly interim bulletin of the House.

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

Contact: House Information Office

Room 175 State Office Building, St. Paul, MN 55155

(612) 296-2146

^{**}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.

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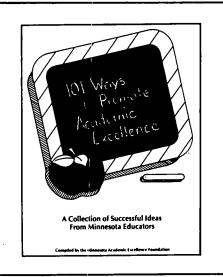
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Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

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 Health

Proposed Permanent Rules Relating to Registration Fee for Home Care Providers

Notice of Intent to Adopt a Rule Without a Public Hearing, Notice of Intent to Adopt a Rule With a Public Hearing if Twenty-Five or More Persons Request a Hearing, and Notice of Intent to Cancel Hearing if Fewer than 25 Persons Request a Hearing

Explanation of Alternative Notices

The Department of Health (hereinafter "Department") hereby gives notice of its intent to adopt rules without a public hearing under the procedures of *Minnesota Statutes*, sections 14.22 to 14.28. However, if 25 or more persons request a hearing, a hearing must be held under *Minnesota Statutes*, section 14.25. To expedite the rulemaking process should a hearing be required, the Department also is giving notice of the hearing on the proposed rule pursuant to *Minnesota Statutes*, sections 14.131 to 14.20. The hearing will be cancelled if 25 or more people do not request that one be held. Also, the hearing will be cancelled if a sufficient number of people withdraw their requests for a hearing in response to proposed revisions of the proposed rules. Because the comment period closes on June 27, 1991, interested persons may call the Department after June 27, 1991, to ask whether the hearing will be held as scheduled on July 9, 1991.

Notice of Intent to Adopt Rules Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Department of Health proposes to adopt the above-captioned rule without a public hearing following the procedures set forth in *Minnesota Statutes*, section 14.22 to 14.28. The specific authority to adopt the rule is *Minnesota Statutes*, section 144A.49. The text of the proposed rule follows this Notice.

Persons interested in this rule have 30 days from the date this notice is published in the *State Register* in which to comment in support of or in opposition to the proposed rule. The 30 days will expire on June 27, 1991. 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, address, and telephone number, 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 Department will proceed pursuant to *Minnesota Statutes*, section 14.131 to 14.20.

PLEASE NOTE that if twenty-five or more persons submit written requests for a public hearing within the 30-day comment period, a hearing will be held on July 9, 1991, unless a sufficient number withdraw their request, in accordance with the notice of public hearing provided below. To verify whether a hearing will be held, please call the Department of Health between June 28 and July 8, 1991, at (612) 643-2100.

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

David Siegel

Minnesota Department of Health

P.O. Box 64900

Central Medical Building 393 N. Dunlap Street

St. Paul, MN 55164-0900 Telephone: (612) 643-2159

Comments or requests for a public hearing must be received by the Department by 4:30 p.m. on June 27, 1991.

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

A free copy of this rule is available upon request from:

Elise Paulsen Minnesota Department of Health Central Medical Building 393 N. Dunlap Street P.O. Box 64900 St. Paul, MN 55164-0900 (612) 643-2100

The proposed rule establishes a schedule of fees for the registration of home care providers. The fee will be assessed one time only for the entire period of registration. For most providers, the fees are based on revenues derived from home care services in Minnesota, subject to a minimum and maximum. The rule will affect all home care providers that are currently registered or that will register before the implementation of licensure.

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 Elise Paulsen at the above address.

The adoption of these rules will not result in the expenditure of public monies by local public bodies spending in excess of \$100,000 in either of the first two years following the rule's adoption, nor affect agricultural land.

It is the position of the Department that this proposed rule is not subject to *Minnesota Statutes*, section 14.115 regarding small business considerations in rulemaking. The basis for this position, and the Department's evaluation of the rule under section 14.115, should it be determined that the proposed rule is governed by section 14.115, are addressed in the statement of need and reasonableness.

The proposed rule will have an impact on those small businesses, as defined in *Minnesota Statutes*, section 14.115, that provide home care services. Small businesses are encouraged to comment and participate in the hearing, if necessary.

As required by *Minnesota Statutes*, section 16A.128, subdivision 2a, a copy of this Notice and the proposed rules have been submitted to the Chairs of the House Appropriations Committee and Senate Finance Committee prior to publication of this Notice.

If no hearing is required, the rule and the required supporting documents will be delivered to the Attorney General for review as to form and legality. Persons who wish to be advised of the submission of this material to the Attorney General or who wish to receive a copy of the adopted rule, should submit a written request to Elise Paulsen at the above address.

Notice of Intent to Adopt Rules With a Public Hearing if 25 or More Persons Request a Hearing

PLEASE NOTE that if 25 or more persons submit written requests for a public hearing with respect to the above-captioned rule within the 30-day comment period pursuant to the notice given above, a hearing will be held on July 9, 1991, in accordance with the following notice of public hearing.

NOTICE IS HEREBY GIVEN that a public hearing on the above-captioned matter will be held pursuant to *Minnesota Statutes*, sections 14.131 to 14.20, in the Chesley Room, First Floor, Minnesota Department of Health Building, 717 Delaware Street SE, Minnesota, on July 9, 1991, commencing at 9:00 a.m. and continuing until all interested or affected persons have an opportunity to participate. The proposed rules may be modified as a result of the hearing process. Therefore, if you are affected in any manner by the proposed rules, you are urged to participate in the rule hearing process. The text of the proposed rule follows this Notice.

PLEASE NOTE that the hearing will be cancelled if fewer than twenty-five persons request a hearing within the 30 day comment period.

Following the agency's presentation at the hearing, all interested or affected persons will have an opportunity to participate. Such persons may present their views either orally at the hearing or in writing at any time prior to the close of the hearing record. All evidence presented should be pertinent to the matter at hand. Written material not submitted at the time of the hearing which is to be included in the hearing record may be mailed to Jon L. Lunde, Administrative Law Judge, Office of Administrative Hearings, 500 Flour Exchange Building, 310 Fourth Avenue South, Minneapolis, Minnesota 55415; telephone (612) 341-7645, either before the

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

Proposed Rules

hearing or within five working days after the public hearing ends. The Administrative Law Judge may order the record be kept open for a longer period not to exceed 20 calendar days. The comments received during the comment period will be available for review at the Office of Administrative Hearings. Following the close of the comment period the agency and all interested persons have three business days to respond in writing to any new information submitted during the comment period. Any written material or responses submitted must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the final day. During the three-day period, the agency may indicate in writing whether there are amendments suggested by other persons which the agency is willing to adopt. No additional evidence may be submitted during the three-day period. The written responses shall be added to the rulemaking record. Upon the close of the record the Administrative Law Judge will write a report as provided for in *Minnesota Statutes*, sections 14.15 and 14.50. The rule hearing is governed by *Minnesota Statutes*, sections 14.14 to 14.20 and by *Minnesota Rules*, parts 1400.0200 to 1400.1200. Questions about procedure may be directed to the Administrative Law Judge.

The agency's authority to adopt the proposed rules is contained in *Minnesota Statutes*, section 144A.49. 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 free copy of this rule is available upon request from:

Elise Paulsen Minnesota Department of Health Central Medical Building 393 N. Dunlap Street P.O. Box 64900 St. Paul, MN 55164-0900 (612) 643-2100

Additional copies will be available at the hearing. If you have any questions on the content of the rule contact:

David Siegel Minnesota Department of Health Central Medical Building 393 N. Dunlap Street P.O. Box 64900 St. Paul, MN 55164-0900

Telephone: (612) 643-2159

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

The proposed rule establishes a schedule of fees for the registration of home care providers. The fee will be assessed one time only for the entire period of registration. For most providers, the fees are based on revenues derived from home care services in Minnesota, subject to a minimum and maximum. The rule will affect all home care providers that are currently registered or that will register before the implementation of licensure.

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

It is the position of the Department that this proposed rule is not subject to *Minnesota Statutes*, section 14.115 regarding small business considerations in rulemaking. The basis for this position, and the Department's evaluation of the rule under section 14.115, should it be determined that the proposed rule is governed by section 14.115, are addressed in the statement of need and reasonableness.

The proposed rule will have an impact on those small businesses, as defined in *Minnesota Statutes*, section 14.115, that provide home care services. Small businesses are encouraged to comment and participate in the hearing, if necessary.

The adoption of these rules will not result in the expenditure of public monies by local public bodies spending in excess of \$100,000 in either of the first two years following the rule's adoption, nor affect agricultural land.

Minnesota Statutes, chapter 10A, requires each lobbyist to register with the State Ethical Practices Board. Questions should be directed to the Ethical Practices Board, 625 North Robert Street, St. Paul, Minnesota 55101, telephone (612) 296-5148.

As required by *Minnesota Statutes*, section 16A.128, subdivision 2a, a copy of this Notice and the proposed rules have been submitted to the Chairs of the House Appropriations Committee and Senate Finance Committee prior to publication of this Notice.

Mary Jo O'Brien Acting Commissioner of Health

Rules as Proposed (all new material)

4667.0005 AUTHORITY.

This chapter establishes fees for the temporary registration of home care providers, as authorized by *Minnesota Statutes*, section 144A.49.

4667,0010 DEFINITIONS.

- Subpart 1. Scope. As used in parts 4667.0005 to 4667.0030, the terms in subparts 2 to 11 have the meanings given them.
- Subp. 2. Annual revenues. "Annual revenues" means one-third of the total revenues derived from the provision of home care services during the period July 1, 1987 to June 30, 1990.
- Subp. 3. Class A provider. "Class A provider" means a home care provider, other than an individual, that provides one or more home care services, at least one of which is nursing services, physical therapy, speech therapy, respiratory therapy, occupational therapy, nutritional services, or medical social services.
- Subp. 4. Class B provider. "Class B provider" means a home care provider, other than an individual, that provides only personal care services not included under *Minnesota Statutes*, sections 148.171 to 148.285, or home management services.
- Subp. 5. Class C provider. "Class C provider" means a home care provider who is an individual, and who provides only personal care services not included under *Minnesota Statutes*, sections 148.171 to 148.285, or home management services.
 - Subp. 6. Class D provider. "Class D provider" means a provider of a hospice program.
- Subp. 7. Class E provider. "Class E provider" means a provider of individualized personal care services not included under *Minnesota Statutes*, sections 148.171 to 148.285, or home management services, to residents of a residential center in their living units, when the provider is either the management of the residential center or another provider under contract with the management. "Residential center" means a building or complex of buildings in which residents rent or own distinct living units.
 - Subp. 8. Commissioner. "Commissioner" means the commissioner of the Department of Health.
 - Subp. 9. Provider. "Provider" means a home care provider required to register under Minnesota Statutes, section 144A.49.
- Subp. 10. **Registrant.** "Registrant" means a home care provider who has registered with the department under *Minnesota Statutes*, section 144A.49, before the effective date of this chapter.
- Subp. 11. **Register.** "Register" means to provide to the department the information required by *Minnesota Statutes*, section 144A.49. 4667.0015 REGISTRATION FEE.

A registrant shall pay a fee to the commissioner according to the schedule in part 4667.0030. The commissioner may require a registrant to report its revenues.

4667.0020 PROCEDURE FOR REGISTRATION FEE.

- Subpart 1. Billing of existing registrants. After the effective date of this chapter, the commissioner shall bill each registrant for the fee required by part 4667.0030.
- Subp. 2. Payment of fee. A registrant shall pay the fee to the commissioner no later than 60 days after receipt of the billing. A registrant who fails to timely pay the fee shall be considered to not be registered under *Minnesota Statutes*, section 144A.49.
- Subp. 3. New providers. A provider who registers on or after the effective date of this chapter shall pay the fee to the commissioner and submit with the fee a completed registration form. The commissioner will not accept a registration without payment of the fee in full.
- Subp. 4. Verification of revenues. The commissioner may require a registrant to verify its revenues by providing a copy of income tax returns, informational tax returns, such as Internal Revenue Service form 1065 partnership returns or form 990 tax exempt organization returns; Medicare cost reports; certified financial statements; or other documentation that verifies the accuracy of the revenues derived from the provision of home care services for the reporting period on which the fee is based.

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

Proposed Rules =

4667.0025 FEE LIMITATION.

A provider is subject to one registration fee, regardless of the number of distinct programs through which home care services are provided. The fee shall be based on the total revenue of all home care programs.

4667.0030 FEE SCHEDULE.

- A. The fee for class A, class B, and class D providers shall be determined according to the following schedule:
 - (1) for annual revenues greater than \$1,500,000, a fee of \$4,000;
 - (2) for annual revenues greater than \$1,275,000 and no more than \$1,500,000, a fee of \$3,500;
 - (3) for annual revenues greater than \$1,100,000 and no more than \$1,275,000, a fee of \$3,000;
 - (4) for annual revenues greater than \$950,000 and no more than \$1,100,000, a fee of \$2,500;
 - (5) for annual revenues greater than \$850,000 and no more than \$950,000, a fee of \$2,250;
 - (6) for annual revenues greater than \$750,000 and no more than \$850,000, a fee of \$2,000;
 - (7) for annual revenues greater than \$650,000 and no more than \$750,000, a fee of \$1,750;
 - (8) for annual revenues greater than \$550,000 and no more than \$650,000, a fee of \$1,500;
 - (9) for annual revenues greater than \$450,000 and no more than \$550,000, a fee of \$1,250;
 - (10) for annual revenues greater than \$350,000 and no more than \$450,000, a fee of \$1,000;
 - (11) for annual revenues greater than \$250,000 and no more than \$350,000, a fee of \$750;
 - (12) for annual revenues no more than \$250,000, a fee of \$500; and
 - (13) for class D providers with annual revenues no more than \$25,000, a fee of \$250.
- B. The fee for class C providers shall be determined according to the following schedule:
 - (1) for annual revenues greater than \$1,000, a fee of \$50; and
 - (2) for annual revenues no more than \$1,000, a fee of \$20.
- C. The fee for class E providers is \$500.
- D. The fee for a provider whose principal business is the sale or rental of medical supplies and equipment, regardless of the provider's class, is \$500.

Department of Revenue

Proposed Permanent Rules Relating to Annual Withholding Return

Notice of Intent to Adopt a Rule Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Department of Revenue intends to adopt the above-entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in *Minnesota Statutes*, sections 14.22 to 14.28. The statutory authority to adopt the rule is *Minnesota Statutes* section 270.06, subdivision 13 (1990).

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

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request in writing. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to *Minnesota Statutes*, section 14.131 to 14.20 (1990).

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

Fran Gerten, Attorney Appeals and Legal Services Division 10 River Park Plaza Mail Station 2220 St. Paul, MN 55146-2220 (612) 296-1902 Extension 117

Proposed Rules

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

A copy of the proposed rule is attached to this notice. A free copy of the rule is also available upon request from:

Fran Gerten, Attorney Appeals and Legal Services Division 10 River Park Plaza Mail Station 2220 St. Paul, MN 55146-2220 (612) 296-1902 Extension 117

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 Fran Gerten upon request.

Promulgation of the proposed rule will not result in the expenditure of public monies by local public bodies, fix or adjust any fees, or have an impact on agricultural land. The affect, if any, that the proposed rule may have on small businesses is further discussed in the Statement of Need and Reasonableness.

The proposed rule will only have an impact on small businesses which elect to take advantage of the simplified procedures offered by the rule. This rule will not impart competitive advantage to a company that is not a small business.

The qualitative impact of the proposed rule on small businesses will be positive as a result of simplification of the reporting and deposit requirements for withheld income tax. For employers with a small payroll, who are also likely to be small businesses, the rule eliminates three of the four return and deposit requirements. The quantitative impact will be minimal, since the proposed rule will not result in an economic impact on small businesses.

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:

Fran Gerten, Attorney Appeals and Legal Services Division 10 River Park Plaza Mail Station 2220 St. Paul, MN 55146-2220 (612) 296-1902 Extension 117

Dated: 13 May 1991

Dorothy A. McClung Commissioner of Revenue of the State of Minnesota

Rules as Proposed (all new material) 8092.1400 ANNUAL RETURNS.

Subpart 1. General rule. If an employer deducts and withholds an amount required by *Minnesota Statutes*, chapter 290, for a base year and the amount required is \$500 or less, the employer, for the qualifying year, may elect to file an annual return and make an annual payment of the amount required to be deducted and withheld in that calendar year and is thereafter relieved from filing quarterly returns and making quarterly payments. The annual return and payment are due on or before February 28 of the calendar year following the calendar year the amounts were deducted and withheld. The annual return will serve as the reconciliation required in *Minnesota Statutes*, section 289A.09, subdivision 2, paragraph (d), for those employers who have elected to file an annual return. The Department of Revenue, applying the criteria of this part, will annually determine which employers are eligible to file an annual return and notify those employers who qualify. Employers who have not filed all withholding tax returns required for the base year are not eligible to file an annual return. Only those employers so notified by the Department of Revenue are eligible to elect to file an annual return. At the time of notification, eligible employers may still elect to file returns and make deposits quarterly. Employers who make such election are required to make all returns and deposits required by *Minnesota Statutes*, chapter 289A, and will be subject to all applicable penalties.

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

Proposed Rules =

- Subp. 2. Base year. "Base year" means the most recent period of four consecutive quarters for which the Department of Revenue has compiled data on all employers withholding tax for that period. The first base year is the four-consecutive quarter period beginning January 1990 and ending December 1990.
- Subp. 3. Qualifying year. "Qualifying year" means the calendar year for which the Department of Revenue notifies the employer that it is eligible to file an annual return. The first qualifying year is the 1992 calendar year.
- Subp. 4. Accelerated deposits. If, at the end of any calendar month other than the last month of the calendar year, the aggregate amount of undeposited withholding tax withheld by an employer who has elected to file an annual return exceeds \$500, the employer must deposit the aggregate amount with the Department of Revenue within 30 days after the close of the calendar month.

Notwithstanding any other provision of this part, employers are subject to the eight-monthly period deposit requirements of *Minnesota Statutes*, section 289A.20.

In the event an employer who has elected to file an annual return pursuant to this part permanently ceases to pay wages for which withholding of tax is required, the employer must file a final return and deposit any undeposited tax on or before the last day of the month following the month in which the discontinuance of such activity occurred.

Subp. 5. Maximum withholding amount. The commissioner of revenue shall annually recalculate the maximum withholding amount for annual filing, using the percentage calculated pursuant to *Minnesota Statutes*, section 290.06, subdivision 2d, paragraph (b). If the maximum withholding amount so calculated is more than \$100 above the maximum withholding amount for annual filing then in effect, the maximum withholding amount for annual filing must be increased by \$100. If the maximum withholding amount so calculated is less than \$100 above the maximum withholding amount then in effect, there shall be no change in the maximum withholding amount then in effect. When the maximum withholding amount is adjusted by the commissioner under this subpart, the maximum withholding amounts referred to in subparts 1 and 4 must be adjusted by the same amount by the commissioner.

Board of Technical Colleges

Proposed Permanent Rules Relating to Postsecondary Program Teacher Licenses

Notice of Intent to Adopt a Rule Without a Public Hearing

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

All persons have 30 days until 4:30 p.m., Friday, June 28, 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 either:

Glenda Moyers, Supervisor State Board of Technical Colleges 100 Capitol Square Building 550 Cedar Street St. Paul, MN 55101 Telephone: 612-296-9446 Georgia Pomroy, License Revision Specialist State Board of Technical Colleges 100 Capitol Square Building 550 Cedar Street St. Paul, MN 55101 Telephone: 612-296-0680

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

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

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

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

Helen Henrie, Deputy Chancellor State Board of Technical Colleges

Rules as Proposed

3700.0296 GOLF FACILITIES MANAGEMENT.

- Subpart 1. May teach. A teacher who has a golf facilities management instructor's license may teach in the golf facilities management program and may also teach courses that are golf facility management specific.
- <u>Subp. 2. Other requirements. The applicant must meet the requirements in part 3700.0100 and the requirements for a teacher in the agricultural occupational area under part 3700.0200.</u>
- Subp. 3. Occupational experience requirement. The applicant must have 8,000 hours of occupational experience as a manager, assistant manager, or golf professional in a golf facility with at least 30,000 rounds of golf annually. A minimum of 6,000 hours, including the 2,000 hours of recent occupational experience, must be in a public facility. The remaining hours may be in a private facility. The applicant must have overall responsibility for facility operations and management control of a minimum of five of the areas listed in items A to J:
 - A. budgeting;
 - B. personnel training;
 - C. pro shop inventory control and operation;
 - D. food service;
 - E. facility planning and scheduling to include tournaments, leagues, and private parties;
 - F. establishing and monitoring of policies for golf leagues and golf clubs;
 - G. course scheduling, procedures and practices, staffing, regulations, and instruction;
 - H. building and equipment maintenance;
 - 1. coordinating and disseminating information regarding governing board, agencies, and committees; or
 - J. turf management and agronomy.
- Subp. 4. Substitution for occupational experience. The applicant may substitute the education described in item A, B, C, or D for up to 4,000 hours of the occupational experience described in subpart 3. The education must be from an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirement of subpart 2.
- A. A bachelor's degree or above with a major in golf facilities management or business administration or business management may substitute for 4,000 hours of occupational experience.
- B. An associate degree in golf facilities management or business administration or business management may substitute for 2,000 hours.
- C. A diploma or certificate in golf facilities management or business administration or business management may be substituted.

 A one-year program equals 1,050 hours. A two-year program equals 2,100 hours.
- D. Course or clock hours for credit in golf facilities management, business administration or management, or seminars, workshops, or courses given in management by the Allied Golf Association. One clock hour equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience.
- Subp. 5. Substitution for recent occupational experience. The applicant may substitute teaching experience in primary program content in golf facilities management content for up to 1,500 of the 2,000 hours required in part 3700.0400 provided that experience occurred within the last five years. Two hours of teaching equal one hour of occupational experience.

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

Proposed Rules =

3700.0298 AOUACULTURE.

- Subpart 1. May teach. A teacher who has an aquaculture license may teach in the aquaculture program and may also teach content specific to aquaculture anywhere in the technical college system.
- <u>Subp. 2.</u> Other requirements. The applicant must meet the requirements listed in part 3700.0100 and the requirements for a teacher in the agricultural occupational area under part 3700.0200.
- Subp. 3. Educational and occupational experience requirements. An applicant must have the requirements as listed in item A or B and C.
- A. A bachelor's or higher degree from an accredited postsecondary institution with a major in aquaculture, fisheries and wildlife, or natural resources, and 4,000 hours of occupational experience in an aquaculture or fish farm facility with experience in at least five of the following:
 - (1) fish harvesting;
 - (2) disease diagnosis;
 - (3) design of fish culture systems;
 - (4) hatchery maintenance;
 - (5) nutrition and feeding analysis;
 - (6) transportation and handling;
 - (7) water quality management;
 - (8) eggtaking;
 - (9) brood stock management; and
 - (10) chemical application and treatment.
- B. An associate degree or two-year diploma or certificate from an accredited postsecondary institution in aquaculture, fisheries, fisheries and wildlife, or natural resources and 6,000 hours of occupational experience in an aquaculture or fish farm facility with experience in at least five of the following:
 - (1) fish harvesting;
 - (2) disease diagnosis;
 - (3) design of fish culture systems;
 - (4) hatchery maintenance;
 - (5) nutrition and feeding analysis;
 - (6) transportation and handling;
 - (7) water quality management;
 - (8) eggtaking;
 - (9) brood stock management; and
 - (10) chemical application and treatment.
- C. Eight thousand hours of occupational experience in an aquaculture or fish farm facility with experience in at least five of the following:
 - (1) fish harvesting;
 - (2) disease diagnosis;
 - (3) design of fish culture systems;
 - (4) hatchery maintenance;
 - (5) nutrition and feeding analysis;
 - (6) transportation and handling;
 - (7) water quality management;
 - (8) eggtaking;
 - (9) brood stock management; and
 - (10) chemical application and treatment.

Subp. 4. Substitution for recent occupational experience. The applicant may substitute teaching experience in aquaculture programs or courses at an accredited postsecondary institution for up to 1,500 of the 2,000 hours of recent occupational experience required under part 3700.0200, subpart 2. The teaching must be in primary program content and must be done during the five years just before applying for the license. Two hours of teaching equals one hour of occupational experience.

3700.0450 MEDICAL RECORD TECHNOLOGY.

Subpart 1. May teach. A teacher who has a medical records technology license may teach in the medical records technology program and may also teach courses in:

- A. alternative health records;
- B. medical terminology;
- C. coding I, II, III;
- D. introduction to health records;
- E. legal aspects of health records;
- F. data processing of health record information;
- G. health care statistics and records; and
- H. diagnostic related grouping.
- <u>Subp. 2.</u> Other requirements. The applicant must meet the requirements in part 3700.0100 and the requirements for a teacher in the health occupational area under part 3700.0400.
- Subp. 3. Occupational experience requirement. An applicant must have 8,000 hours of occupational experience in one or more of the following:
 - A. medical records administrator; or
 - B. medical records technician in an acute care setting.
- Subp. 4. Substitution for occupational experience. An applicant may substitute the education described in items A and B for up to 4,000 hours of occupational experience described in subpart 3. The education must be from an accredited postsecondary institution. If the substitution is made, the applicant must still comply with the recency requirements in part 3700.0400, subpart 2.
 - A. A bachelor's or higher degree in medical record administration may be substituted for 4,000 hours.
 - B. An associate degree in medical record technology may be substituted for 2,000 hours.
- Subp. 5. Substitution for recent occupational experience. The applicant may substitute teaching experience at an accredited postsecondary institution or an industrial or military setting in medical record technology for 1,500 hours of the 2,000 hours required in part 3700.0400, subpart 2. Two hours of teaching experience equals one hour of occupational experience.

3700.0768 GEOGRAPHIC INFORMATION SYSTEMS/AUTOMATED CARTOGRAPHY.

- <u>Subpart 1. May teach. A teacher who has a geographic information system instructor's license may teach in the geographic information system program and may also teach courses in geographic information systems.</u>
- Subp. 2. Other requirements. The applicant must meet the requirements listed in part 3700.0100 and the requirements in the technical area under part 3700.0700.
- Subp. 3. Occupational experience requirement. The applicant must have 8,000 hours of occupational experience with a minimum of 1,000 hours in computer aided drafting and design (C.A.D.D.) or in analyzing data models and manipulation of data using geographic information systems. Substitution for the 1,000 hours of C.A.D.D. or analyzing data using geographic information systems is not allowed. The remaining experience must include experience in at least one other skill described in items A to E:
 - A. use of coordinates to determine map scale and location;
 - B. photo interpretation (photogrammetry);
 - C. land surveying;
 - D. use of global positioning system for data input and evaluation; or
 - E. management of information systems.

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Proposed Rules =

- The 2,000 hours of occupational recency must include 1,000 hours of computer aided drafting and design or geographic information systems for data input and evaluation.
- Subp. 4. Substitution for occupational experience. The applicant may substitute the education described under item A, B, or C for up to 4,000 hours of occupational experience required in subpart 3. The education must be from an accredited postsecondary institution.
- A. A bachelor's or higher degree with a major in civil engineering, environmental engineering or environmental science, geography, land surveying, landscape architecture, or computer science may be substituted for 4,000 hours.
- B. An associate degree or two-year diploma or certificate in geographic information systems, civil engineering, drafting, environmental analysis, surveying, computer science, or technology may be substituted for 2,000 hours. A one-year program may be substituted for 1,000 hours.
- C. The completion of courses for credit or clock hours in computer sciences, drafting, map making, photogrammetry, legal land descriptions, or geographic information systems. One clock hour equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience.
- Subp. 5. Substitution for recent occupational experience. An applicant may substitute teaching experience in geographic information systems primary program content for 1,000 hours of the required recent occupational experience. The 1,000 hours of computer aided drafting and design or analyzing data models and manipulation of data using geographic information systems may not be substituted. The applicant must also still have additional experience in at least one of the items in subpart 3, items A to E. Two hours of teaching equals one hour of occupational experience.

3700.0845 SAFETY AND HEALTH ADMINISTRATION.

- Subpart 1. May teach. A teacher who has a safety and health administration license may teach in the Safety and Health Administration program and content in the Mine, Safety and Health Administration (MSHA) and may also teach courses specific to industrial safety.
 - Subp. 2. Other requirements. The applicant must meet the requirements in part 3700.0100, subparts 1 and 2.
 - Subp. 3. Does not apply. Parts 3700.0800, subpart 2, and 3515.9921 do not apply to part 3700.0835.
- Subp. 4. Educational and/or occupational experience. The applicant must be an MSHA approved instructor and have the experiences described in item A, B, C, or D.
- A. A bachelor's degree or higher in industrial safety or industrial hygiene and 2,000 hours of maintenance, service, or production process industrial experience where an employee is exposed to industrial hazards and the employer maintains and implements a safety and health standard or program.
- B. A bachelor's degree in engineering, public health, industrial psychology, industrial technology, management/supervision or two years postsecondary education in industrial safety. Option B must also include 4,000 hours of maintenance, service, or production process industrial experience where an employee is exposed to industrial hazards and the employer maintains and implements a safety and health standard or program.
- C. One year of postsecondary education in industrial health safety and 6,000 hours of maintenance, service, or production process industrial experience where an employee is exposed to industrial hazards and the employer maintains and implements a safety and health standard or program.
- D. Thirty six credit hours of course content recognized by a national or state accrediting body in industrial health and safety and 6,000 hours as a safety and health supervisor, manager or administrator, or industrial safety and health instructor or trainer.
- Subp. 5. Recent experience. Five hundred hours of the experiences described in subpart 4, item A, B, C, or D must be within five years of application for licensure.
- Subp. 6. Current licensees. The title of the license of mine safety and health automatically becomes safety and health administration on the effective date of part 3700.0845.

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 Children in Need of Protection or Services

The rules proposed and published at *State Register*, Volume 15, Number 28, pages 1535-1540, January 7, 1991 (15 SR 1535) are adopted with the following modifications:

Rules as Adopted

9560.0430 **DEFINITIONS.**

- 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 a relative as defined in subpart 8;
- 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 has the meaning given in Minnesota Statutes, section 260.015, subdivision 13.

9560.0440 GENERAL RESPONSIBILITIES.

- Subp. 3. Social service plan. 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.
- B. The plan 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 For an Indian child or a child of minority race or minority ethnic heritage, the plan 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 <u>aim of the plan must be to 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.</u>

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.

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

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 Comprehensive Health Association

Notice of Meeting of the Trademark Ad Hoc Committee

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association (MCHA) Trademark Ad Hoc Committee will be held on Monday, June 24, 1991, at 10:00 a.m. at the MCHA offices located in the Park Place Office Center, 5775 Wayzata Blvd., Suite 910, St. Louis Park, Minnesota.

For additional information, please call Lynn Gruber at 593-9609.

Notice of Meeting of the Ad Hoc Committee on the Writing Carrier Request for Proposal

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association (MCHA) Ad Hoc Committee on the Writing Carrier Request for Proposal will be held on Thursday, May 30, 1991, from 8:00 a.m. until 12:00 p.m. at the MCHA offices located in the Park Place Office Center, 5775 Wayzata Blvd., Suite 910, St. Louis Park, Minnesota.

For additional information, please call Lynn Gruber at 593-9609.

Notice of Meeting of the Enrollee Appeals Committee

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association (MCHA) Enrollee Appeals Committee will be held on Wednesday, May 29, 1991, at 9:00 a.m. at the MCHA offices located in the Park Place Office Center, 5775 Wayzata Blvd., Suite 910, St. Louis Park, Minnesota.

For additional information, please call Lynn Gruber at 593-9609.

Ethical Practices Board

Advisory Opinion #110 Re: Potential Conflict of Interest Issued 5-15-91 to Bert J. McKasy, Commissioner, Department of Commerce

SUMMARY - 110. The options regarding disclosure of a public official's potential conflict of interest are prescribed by *Minnesota Statutes* § 10A.07. Where the potential conflict of interest is too speculative and remote, there is no conflict of interest. The decision regarding the determination of or disclosure of a potential conflict of interest resides with the public official. The full text of the opinion is available upon request from the Ethical Practices Board, 625 North Robert Street, St. Paul, MN 55101-2520; (612) 296-5148.

Department of Human Services

Notice of Hospital Cost Index

Minnesota Statutes 256.969, subdivision 1 and Minnesota Rules, parts 9500.1120 require the establishment of a Hospital Cost Index (HCI) for rate setting purposes for inpatient hospital services under the General Assistance Medical Care and Medical Assistance Programs. The inflation forecasts provided below were obtained from the Data Resources, Inc./McGraw-Hill, Health Care Costs as published in the first quarter of 1991 using the percent moving average. The cost category weights were provided by the Minnesota Hospital Association. The HCI will be used to adjust the rates of hospitals whose next fiscal year begins during the third quarter of 1991.

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

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

Cost			Weighted
Category	Weight	Percent	Percent
Salaries	.535	5.7	3.05
Employee Benefits	.093	7.0	.65
Medical Fees	.062	6.2	.38
(Medical Care Service)			
Raw Food	.012	3.3	.04
Medical Supplies	.113	1.8	.20
(Medical Commodities)			
Pharmaceuticals	.043	1.8	.08
Utilities	.024	-8.7	21
Repairs/Maintenance	.017	2.7	.05
Insurance*	.013	2.7	.04
Other Operating	.088	2.7	24
	1.000		4.52
HCI (Hospital Cost Index) =			4.5%
*Excludes Malpractice			

Department of Labor & Industry

Labor Standards Division

Notice of Prevailing Wage Determinations for Highway/Heavy and Commercial Projects

On June 1, 1991 the commissioner certified prevailing wage rates for commercial and highway/heavy construction projects in the following Minnesota counties: Anoka, Benton, Big Stone, Carver, Chippewa, Chisago, Dakota, Douglas, Grant, Hennepin, Isanti, Kanabec, Kandiyohi, McLeod, Meeker, Mille Lacs, Morrison, Pine, Pope, Ramsey, Scott, Sherburne, Stearns, Stevens, Swift, Todd, Traverse, Washington, Wright.

Copies of the determined wage rates for Minnesota counties may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road, St. Paul, Minnesota 55155, or calling (612) 296-6452. The charges for the cost of copying and mailing are \$1.00 for the first copy and \$.50 for any additional copies. Please note that the cost for one county varies according to the number of pages per county.

John Lennes, Commissioner
Department of Labor and Industry

Metropolitan Waste Control Commission

Notice of Infiltration/Inflow Public Meetings

The Metropolitan Waste Control Commission has begun Phase II of its system-wide evaluation of Infiltration/Inflow (I/I) in the wastewater collection and treatment system. The objective of Phase II of this study is to estimate the amount of I/I in the system and its impact on the interceptors and treatment plants and to evaluate the feasibility of implementing policies to encourage I/I reduction.

All public officials from the Metropolitan communities are encouraged to be involved in the development of solutions to reduce I/I. The following five June meetings will provide an opportunity for community input.

• June 19, 1991 2:30-4:30 H

Hennepin Technical College 9200 Flying Cloud Drive Eden Prairie, MN

Room H117 and H118

944-2222

• June 20, 1991 9:00-11:00

Woodbury City Hall

8301 Valley Creek Road Woodbury, MN Room A and B

739-5972

Official Notices

• June 25, 1991 2:30-4:30 Dakota County Library

1340 Wescott Road

Eagan, MN Community Room

452-9600

• June 26, 1991 9:00-11:00

Shoreview Community Center

4580 North Victoria St.

Shoreview, MN Room 202 and 203

490-4750

• June 26, 1991 2:30-4:30

Crystal Community Center

4800 Douglas Drive No.

Crystal, MN

Crystal Room A and B

531-0052

If you cannot attend any of these meetings and are interested in participating in the study, please contact: Wayne Rikala, Project Manager, MWCC, at 229-2127.

Minnesota Public Utilities Commission

Notice of Intent to Solicit Outside Information Regarding Proposed Rules Governing Extended Area Service, Docket No. P-999/R-91-353

NOTICE IS HEREBY GIVEN that the Minnesota Public Utilities Commission (Commission) is seeking information and opinions from outside sources in preparing to propose the repeal of current rules governing extended area service, *Minnesota Rules*, parts 7815.0700 through 7815.1500, and the adoption of new rules governing extended area service. The repeal of the current rules and the adoption of the proposed rules are authorized by *Minnesota Statutes* § 236.161 (1990), which allows the Commission to promulgate rules governing the installation of extended area service.

The Commission requests information and opinions concerning the subject matter of the rules. Interested persons or groups may submit data or views in writing or orally. Written statements or comments should be directed to:

Ginny Zeller
Minnesota Public Utilities Commission
780 American Center Building
150 East Kellogg Boulevard
St. Paul, MN 55101
(612) 297-7072

Oral statements or comments will be received by Ginny Zeller during regular business hours, 8:00 a.m. to 4:30 p.m., Monday through Friday.

All statements of information and opinion will be accepted until 4:30 p.m. on July 9, 1991. Any written materials received by the Commission shall become part of the rulemaking record in the event that the present rules are repealed and proposed rules adopted. PLEASE USE Docket No. P-999/R-91-353 on all correspondence.

Dated: 14 May 1991

Richard R. Lancaster Executive Secretary

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 <u>STATE REGISTER Contracts Supplement</u>, 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: 1990 or newer Voyager Caravan with adaptive equipment Contact: Brenda Thielen 296-9075 Bid due date at 2pm: May 28 Agency: Jobs & Training Department

Deliver to: Mankato **Requisition #:** 21604-74633

Commodity: Traffic signal cabinet

mods-rebid

Contact: Pamela Anderson 296-1053 Bid due date at 2pm: May 29 Agency: Transportation Department

Deliver to: Various

Requisition #: 79050-26791

Commodity: Double tray food carts Contact: Joan Breisler 296-9071 Bid due date at 2pm: June 3 Agency: Human Services Regional Treatment Center

Deliver to: Brainerd
Requisition #: 02310-19257

Commodity: Meat for July delivery Contact: Linda Parkos 296-3725 Bid due date at 2pm: June 10 Agency: Correctional Facility Deliver to: St. Cloud

Requisition #: 78830-10891

Commodity: Rubbish disposal Contact: Joyce Dehn 297-3830 Bid due date at 2pm: June 6

Agency: Human Services Department

Deliver to: Brainerd

Requisition #: Price contract

Commodity: Blades & bolts Contact: John Bauer 296-2621 Bid due date at 2pm: June 4 Agency: Transportation Department

Deliver to: Various

Requisition #: 79800-03728

Commodity: Used or new microwave communications system

Contact: Pamela Anderson 296-1053

Bid due date at 2pm: June 4

Agency: Natural Resources Department

Deliver to: St. Paul

Requisition #: 29000-56311

Commodity: Seismograph

Contact: Pamela Anderson 296-1053

Bid due date at 2pm: June 4

Agency: Natural Resources Department

Deliver to: St. Paul **Requisition #:** 29000-56230

Commodity: Dictaphone maintenance Contact: John Bauer 296-2621 Bid due date at 4:30pm: June 4

Agency: Jobs & Training Department

Deliver to: St. Paul

Requisition #: 21200-41088

Commodity: Fire system monitoring

and maintenance

Contact: John Bauer 296-2621 Bid due date at 4:30pm: May 31 Agency: Human Services Regional

Treatment Center

Deliver to: Moose Lake

Requisition #: 55103-05607

Commodity: Gas analyzer

Contact: Pamela Anderson 296-1053 Bid due date at 4:30pm: June 3 Agency: Pollution Control Agency

Deliver to: St. Paul

Requisition #: 32300-27313

Commodity: Environmental shaker Contact: Pamela Anderson 296-1053 Bid due date at 4:30pm: June 3 Agency: Public Safety Department

Deliver to: St. Paul

Requisition #: 07300-18299

Commodity: Architectural metalworks-

rebid

Contact: Joyce Dehn 297-3830 Bid due date 2:30 pm: June 5 Ageny: Fond Du Lac Community

College **Delivery:** Cloquet

Requisition #: Price Contract

Commodity: Rubbish disposal Contact: Joyce Dehn 297-3830 Bid due date at 2pm: June 5 Agency: Transportation Department

Deliver to: Metro District-Oakdale/
Golden Valley

Requisition #: Price Contract

Commodity: Reader printer Contact: John Bauer 296-2621 Bid due date at 2pm: June 5 Agency: Secretary of State Deliver to: St. Paul

Requisition #: 53000-02963

State Contracts and Advertised Bids =

Commodity: Reader printer Contact: John Bauer 296-2621 Bid due date at 4:30pm: June 5 Agency: Secretary of State Deliver to: St. Paul

Requisition #: 53000-02962

Commodity: Posts

Contact: John Bauer 296-2621 Bid due date at 2pm: June 5 Agency: Transportation Department

Deliver to: Various

Requisition #: 79450-00711

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: Deposit with state depository form, 12M 3-part sets, 8½"x8¾" includes ¾" stub at top, carbon interleave, negs available, 1-sided, perf and use recycled paper

Contact: Printing Buyer's Office Bids are due: May 30

Agency: Administration Department-

Central Stores
Deliver to: St. Paul
Requisition #: 16420

Commodity: Allotment detail form, 12,500 3-part sets, 8½"x8¾" includes ¾" top stub, carbon interleave, negs available, screened columns, 1-sided, pads of 25 with chipboard, use recycled paper

Contact: Printing Buyer's Office

Bids are due: May 30

Agency: Administration Department-

Central Stores
Deliver to: St. Paul
Requisition #: 16421

Commodity: Field audit assignment, 10M 1-part continuous form, fan fold 1-up, 10%"x11" perf pinfeed strips, camera ready + negs, 1-sided Contact: Printing Buyer's Office

Bids are due: May 30

Agency: Jobs & Training Department

Deliver to: St. Paul **Requisition #:** 16431

Commodity: Vendor payment coding block label, 2M rolls (100 per roll), 2.6"x4", sticky back with peel off backing, matte finish, type to set, 1-sided

Contact: Printing Buyer's Office

Bids are due: May 31

Agency: Administration Department-

Central Stores

Deliver to: St. Paul

Requisition #: 16477

Commodity: Estimated receipts detail form, 12,500 sets 9¼"x11" overall includes ¾" top stub, 500 sets per pad, chipboard back, 4-parts carbon interleave, negs available, 1-sided Contact: Printing Buyer's Office

Bids are due: May 31

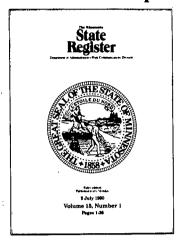
Agency: Administration Department-

Central Stores

Deliver to: St. Paul

Requisition #: 16478

The "inside scoop" on OVER \$1 BILLION in annual business contracts.



Each year over \$1 billion in state contracts are awarded. About \$20 million in state contracts per week are advertised in the **STATE REGISTER**, the most complete listing of state contracts available. Just a *sampling* of contracts includes: professional, technical and consulting services, commodities, printing, equipment, supplies, food items, and a wide variety of special services.

For less than \$2 a week you can have delivered to your office the most effective and economical means of tracking state contracts. The smart way to stay in the know, and land the business of state government, is with the STATE REGISTER, now appearing TWICE A WEEK.

You will also have the *most comprehensive listing* of contract awards. And you'll receive the source of state agency rulemaking governing business, the professions and regulated occupations. You'll also get official notices, executive orders of the governor, a calendar of supreme court cases, state grants, and other special announcements.

An annual subscription is \$195 for both the Monday and Thursday editions, or \$140 for just the Monday edition if you're only interested in state agency rulemaking information. A 13-week trial subscription for \$60 includes both the Monday and Thursday editions. MasterCard/VISA and American Express orders can be taken over the phone, otherwise prepayment is required. Send, or FAX (612/296-2265), your orders to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Let us bring you the business of state government. Subscribe to the STATE REGISTER today, or call (612) 296-0931, or 1-800-657-3757 for more information.

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

Professional, Technical & Consulting Contracts =

Department of 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.

Departments of Administration, Agriculture, Trade and Economic Development, Finance, Human Services, Natural Resources, Transportation, and the Metropolitan Council

Notice of Request for Resumes from Licensed Fee Appraisers

The State of Minnesota and the Metropolitan Council, through a panel comprised of representatives from each of those agencies named above, is establishing a list of qualified licensed appraisers to do contract appraisals for the period beginning July 1, 1991. In developing the list of qualified licensed appraisers, the State invites appraisers to submit requests to be on that list, together with their qualifications resume, reflecting one or more of the qualifications listed below.

NOTE: The request and qualifications-resume must be received no later than June 1, 1991.

I. An Individual Must Have a State Transitional License.

II. Individuals With Appraisal Designations:

Individuals holding a designation from one or more of a nationally recognized real estate appraisal organization that as of January 1, 1990, required appraisal experience, education and testing to become a designated member, and furnishing evidence of good standing in that organization shall be qualified to be on the State's List of Qualified Appraisers. Designated appraisers must also comply with continuing education requirements in Paragraph III.

Candidates and Associate members of such organizations as well as undesignated appraisers and members of other appraisal organizations must show further evidence of training, experience and proficiency, as noted in paragraph II below.

Professional, Technical & Consulting Contracts

III. Individuals Without Appraisal Designations:

Individuals not having a designation(s) as set forth above, shall be qualified to be on the State's List of Qualified Appraisers provided they meet all the requirements below:

A. Experience:

Appraisers shall have had at least two years full time experience in real estate appraising. A resume should convey the type of appraisal experience along with a listing of clientele.

B. Training:

- 1. Appraisers holding a Bachelor's Degree with a core curriculum in Real Estate of Valuation Sciences from a nationally accredited university or college shall have met the training requirements, or
- 2. An appraiser having successfully completed at least 80 classroom hours of courses in subjects related to real estate appraisal. It is to be noted that only course work completed is applicable, not seminars attended. The applicant is responsible for securing any evidence of successful completion or evidence of "equivalency" from an organization if so requested.

Recommended Training Organizations

AIREA SREA

AFMRA

IFA

Recommended Course Work to be Completed

#1A-1, #1A-2, #1B-B, #8-2

101, 102, 201, 202

Principles of Rural Appraisals Advanced Rural Appraisals Appraisal Report Writing

1.1, 2.1A, 2.1B, 3.1, 4.1, 4.2, 4.3

C. Sample Appraisal:

The State reserves the right to request a sample appraisal(s) done for a client. The report is to be examined for compliance with generally recognized appraisal procedures.

IV. Continuing Education:

All appraisers having completed the above courses or receiving a designation prior to July 1, 1990, shall submit evidence of having completed no less than 15 hours of approved continuing education since January 1, 1990, or shall submit evidence of being "currently certified" by a nationally recognized appraisal organization through June 30, 1992. Approved continuing education shall consist of attending such courses, or seminars or meetings which would result in an appraiser being adjudged "currently certified" by a nationally recognized designating organization, or; which has been approved for continuing education credit for Real Estate Licensure by the State of Minnesota, Department of Commerce.

Once appraisers are approved to be on the State's List of Qualified Appraisers, up to 45 hours of continuing education can be accumulated, satisfying this requirement for up to 3 years.

V. Standards of Professional Practice:

All appraisers must comply with "Uniform Standards of Professional Appraisal Practice" published by the Appraisal Foundation, 1029 Vermont Avenue N.W., Suite 900, Washington, D.C. 20005.

Written complaints regarding an appraiser should be mailed to the address below. Any complaint received will be investigated by at least 2 members of the selection panel or their nominees, who will determine whether an appraiser should be removed from the State's List of Qualified Appraisers or not. Appraisers will be advised of the complaint and the determination made.

VI. Assignments:

Appointment to the State's List of Qualified Real Estate Appraisers is not a guarantee of subsequent assignments. The State of Minnesota reserves the right to assign appraisers at the discretion of the assigning agency, depending on the qualifications of the appraisers, geographic location, and fee requirements.

NOTE: Appraisers may reject any assignments offered.

Mail qualifications-resumes, requests and other material to:

Department of Natural Resources Bureau of Real Estate Management, Box 30 Appraisal Review Unit 500 Lafayette Road St. Paul, MN 55155-4030

Phone calls may be directed to George Bekeris 612-297-4930 Russ Gustafson 612-296-1135

Professional, Technical & Consulting Contracts

Minnesota Historical Society

Notice of Contract Availability for Historic Structures Report and Historical Research at Mille Lacs Indian Museum, Vineland, MN

Scope of Proposal

The Minnesota Historical Society is seeking proposals from qualified architectural historians for two projects: 1) Preparation of a historic structures report and 2) Research and writing of a historical research report, both relating to the Mille Lacs Indian Museum and associated historic site at Vineland, MN. Both projects will require archival research and the conducting of oral history interviews.

The projects are offered separately, by two Requests for Proposals, which define the scope of the work. Copies of the complete Requests for Proposals which may be obtained by contacting Gary W. Goldsmith at 690 Cedar Street, St. Paul, MN 55101, (612) 296-2155.

Submission of Proposals

All proposals must be directed to Gary W. Goldsmith, Contracting Officer, Minnesota Historical Society, 690 Cedar Street, St. Paul, MN 55101.

All proposals must be received no later than 5:00 p.m., June 18, 1991. Late proposals will not be considered.

This Request for Proposals does not obligate the Society to complete this project. The Society reserves the right to cancel this solicitation or to change its scope if it is considered in the best interest of the Society.

Minnesota Historical Society

Notice of Contract Availability for Design, Provision and Installation of HVAC System for Exhibits Shop Facility at 1500 Mississippi Street, St. Paul

Scope of Project

The Minnesota Historical Society is seeking bids from qualified firms for the design, provision and installation of an HVAC system for its exhibits construction facility located at 1500 Mississippi Street, St. Paul, Minnesota. The request is made by the formal Request for Bids, copies of which may be obtained from Gary W. Goldsmith, 690 Cedar Street, St. Paul, MN 55101, Telephone (612) 296-2155.

1. Bids

Bids will be accepted in the office of the Contracting Officer, Minnesota Historical Society, 690 Cedar Street, St. Paul, MN 55101 until 2:00 p.m., Central Daylight Time, on June 20, 1991, at which time the bids will be publicly opened and read aloud. Late bids will not be considered.

2. Society Contacts

Questions regarding the bidding process may be directed to: Gary W. Goldsmith, Contracting Officer, Minnesota Historical Society, 690 Cedar Street, St. Paul, Minnesota 55101, (612) 296-2155.

Minnesota Historical Society

Request for Proposals for Preparation of Historic Structures Report: Thorstein Veblen Farmstead, Nerstrand, Minnesota

Scope of Proposal:

The Minnesota Historical Society is seeking proposals from qualified individuals to prepare a Historic Structures Report for the Thorstein Veblen Farmstead, a National Historic Landmark near Nerstrand in Rice County. The Historic Structures report will supplement the findings and information included in a recently prepared conditional analysis and a reuse study report which were funded in part with Federal funds through the National Park Service, Department of the Interior. The Veblen Farmstead consists of three historic buildings on approximately ten acres of land which exhibit a range of significant exterior and interior treatments and landscape features. The report will examine methods for the preservation and conservation of the property.

The Historic Structure Report is to include:

• Brief History of the Property

Professional, Technical & Consulting Contracts

- Construction History of Buildings/Features
- Alterations and Changes
- Historical/Architectural Assessment of Exterior Features
- Historical/Architectural Assessment of Interior Features
- Recommendations for Preservation/Conservation Work
- Recommendations for Design/Functional Modifications (if any)
- Outline for Site/Building Maintenance Program

The Contractor will be responsible for the professional quality of the work performed in preparation of the Historic Structure Report and will work with the State Historic Preservation Office in assembling and reviewing a draft and the final report. The report format shall conform to NPS-49 requirements for preparation of Historic Structures Reports (copy available upon request from the SHPO).

Anticipated amount available: \$4,000.

Project Data and Schedule:

All work on this project must be completed between July 1 and September 10, 1991. Ten bound copies and one unbound copy of the final report must be submitted by September 10, 1991.

Required qualifications:

- 1. Demonstrated experience in conducting cultural resource planning, identification, evaluation, and/or registration activities in conformance with the Secretary of the Interior's Standards and Guidelines for Archaeology and Historic Preservation highly preferred.
- 2. The principal investigator shall meet the Secretary of the Interior's Professional Qualifications Standards for historian or architectural historian.

These services will be provided under contract. Project materials including the Conditional Analysis and Reuse Study referenced above are available for inspection by appointment at the Fort Snelling History Center during business hours. To schedule an appointment, call Michele Decker at 612-726-1171.

Proposals must contain the following:

- 1. Resume outlining the contractor's professional qualifications and experience on comparable projects.
- 2. Narrative project proposal, including an implementation schedule. All projects must be completed within the time period 7/1/91—9/10/91.
- 3. Dollar bid, including a line item breakdown of the proposed project budget. Maximum dollar amounts available, where applicable, are stated in information files at Fort Snelling. Personal compensation, mileage and lodging rates may not exceed maximums allowed under federal regulations.

Contractor qualifications, amount of bid, and quality of proposal will be considered in making any awards.

Qualified contractors should send proposals to: Gary W. Goldsmith, Contracting Officer, 1500 Mississippi Street, St. Paul, MN 55101. Two copies of proposals must be received no later than the close of the business day (5:00 p.m.) on Tuesday, June 18, 1991. Late proposals will not be accepted.

Award of any of these contracts is contingent upon the availability of funds. The solicitation for proposals does not obligate the Society to complete this project, and the Society reserves the right to cancel solicitation if it is considered to be in the Society's best interests. The Society also reserves the right to reject or accept any or all proposals and to waive any irregularities therein.

Department of Labor & Industry

Workers' Compensation Division

Correction to Request for Proposals for Medical Consultant

The notice of request for proposals for a medical consultant published in *State Register*, Volume 15, Number 47, Monday 20 May 1991, incorrectly listed the maximum reimbursement for a total of 700-800 hours assistance, including travel and expenses. The correct maximum reimbursement is \$56,000.00.

Non-State Public Contracts =

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

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

Regional Transit Board

Request for Proposal for Consultant Services in Light Rail Transit Operating and Maintenance Cost Modeling

The Regional Transit Board (RTB) of Minneapolis and St. Paul, Minnesota, is seeking consultant services in light rail transit operating and maintenance cost modeling for the proposed Twin Cities area LRT system. The successful proposer will provide the following:

- 1. A computer model estimating Twin Cities area LRT operating and maintenance costs.
- 2. Operating and maintenance cost estimates for a representative sample of alignment conditions in the proposed LRT system, reflected in a case study of two corridors.
 - 3. Written documentation of the model and computer software compatible with RTB equipment, in a "users manual" format.

The above RFP will be available as of Tuesday, May 21, and may be obtained free of charge by contacting the RTB at (612) 229-2735, or by writing:

Regional Transit Board 230 East Fifth Street St. Paul, MN 55101

Announcements =

State Economic Index: State economic indicators in March presented mixed signals, according to the Minnesota Department of Jobs and Training. Business showed signs of renewed vigor, posting gains in sales and startups, while labor markets continued to weaken. Since a pickup in sales generally precedes gains in employment, hours and wages, preconditions for a recovery are materializing. The coincident index, which combines measures of employment, retail sales and manufacturing hours, rose by 0.1 percent to 136.0 in March after a sharp fall the previous month. The index reached a peak of 138.8 in September 1990. More detail is available in *Minnesota Economic Indicators*, published monthly by the Research and Statistics Office of the Jobs and Training Department. To receive the full report, call 612/296-6545.

Minnesota Fall Turkey Hunt: A Minnesota fall turkey hunt will be conducted for the second time this autumn, announced Department of Natural Resources (DNR) Commissioner Rod Sando. The two five-day seasons will run from Wednesday, Oct. 16, through Sunday, Oct. 20, and Wednesday, Oct. 23, through Sunday, Oct. 27. Applications for the 1991 fall turkey hunt are now available from county auditor's offices and most license agents. Applications are also available from the DNR License Bureau at 500 Lafavette Road in St. Paul and from DNR Wildlife Section field offices. A driver's license number, Minnesota Department of Public Safety identification number, or a 13-digit firearms safety certificate number (only on those certificates issued since Jan. 1, 1991) is required on fall turkey hunt applications. A \$3 application fee must accompany each hunter's application. The deadline for submitting applications for the permit drawing is July 1, 1991. The license requirements for fall wild turkey hunting include a i991 resident small game license plus a \$14 fall turkey hunting license. The license fee is incorrectly listed on the application form as \$12.50. Hunting regulations will be the same as for the spring hunt, except shooting hours extend from one-half hour before sunrise to sunset. A total of 2,200 permits will be issued for hunting birds of either sex in turkey zones 1, 2, 3 and 4 (the same as spring hunt zones) in southeastern Minnesota. There will be 400 permits available in Zone 1, 800 each in Zones 2 and 3, and 200 in Zone 4. A fall harvest of 700 to 800 turkeys is expected. Because the hunt precedes the period of overwinter mortality that occurs naturally, DNR wildlife biologists said they believe that the limited fall hunt will have no effect on the size of the wild turkey breeding population. For more information on the hunt, call the DNR Information Center at (612) 296-6157 in the Twin Cities area, or call toll-free in Minnesota 1-800-652-9747 (ask for the DNR). The Telecommunications Device for the Deaf number is (612) 296-5484.

Announcements 3

Met Council Elects New Officers: The Metropolitan Council has elected officers for 1991. Council Members Dirk deVries, of Minnetonka, and Margaret Schreiner, of Eagan, have been named the Council's first and second vice chairs, respectively. Council Member and former Lakeland Mayor E. Craig Morris has been named treasurer. DeVries, who has served on the Council since 1978, chairs its Metropolitan Systems Committee and is liaison to the Regional Transit Board. He represents Council District 13, which includes several communities in western Hennepin County. Schreiner was appointed to the Council in 1989. She is a member of the Council's Environmental Resources and Management Committees and is liaison to the Metropolitan Mosquito Control District. She represents Council District 15, which includes northern Dakota County. Morris was appointed to the Council this year. He serves on its New Major Airport Search Area Advisory Task Force. He is also chair of the Council's Management Committee and a member of the Environmental Resources Committee. He represents Council District 16, which includes southern Dakota and Washington Counties.

Proposed Regulation of Occupational Therapists, Occupational Therapy Assistants: The Minnesota Department of Health (MDH) plans to draft rules for registering

occupational therapists and occupational therapy assistants in the state, and the agency is seeking information that will be used in developing the rules. Under a system of registration, persons who meet certain qualifications—and who choose to become registered—are given the exclusive right to use a particular occupational title. Registration rules can cover a number of issues—including registration requirements, fees, the kinds of services that can be offered, supervision requirements, continuing education requirements, and disciplinary action. MDH is encouraging interested individuals or groups to comment or provide information to use in drafting the rules. You can call MDH at (612) 623-5296, or write to Michelle Strangis, Health Systems Development Division, Minnesota Department of Health, 717 Delaware St. S.E./Box 9441, Minneapolis 55440.

Minnesota's future environment

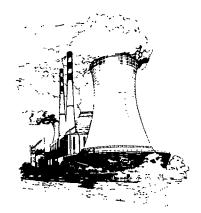
The issue of environmental protection is of continuing interest to both Minnesota business and the general public. Stay abreast of changes in state government regulations with these publications.

1989 Pollution Control Laws

Laws dealing with water pollution, disposal facilities, solid waste management, the MN Environmental Rights Act, recycling, and more. Code No. 2-21. \$24.95.

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Minnesota Manufacturer's Directory 1991



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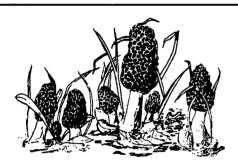
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