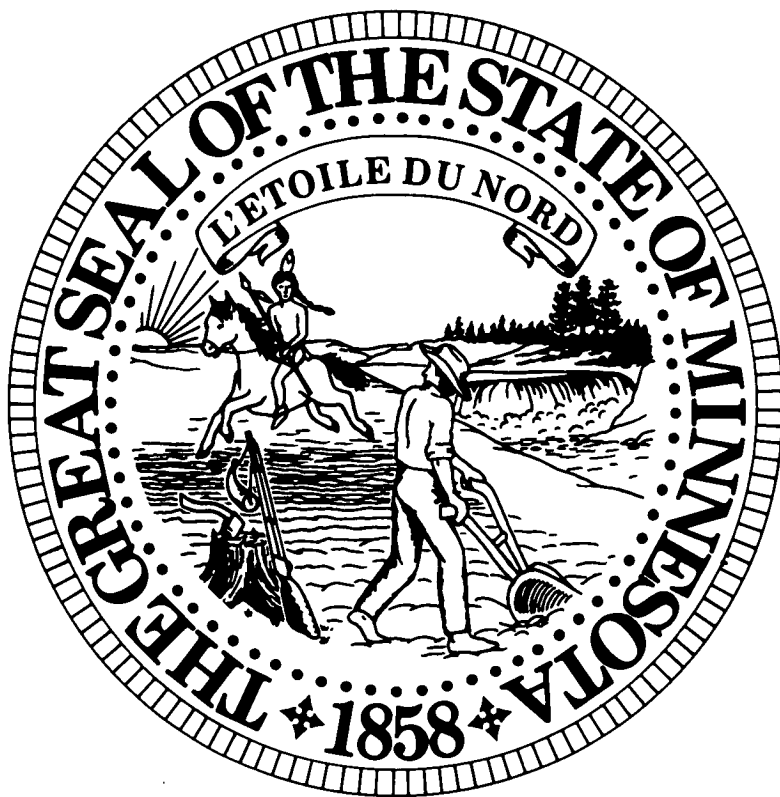


The Minnesota
**State
Register**

Department of Administration—Print Communications Division



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

Monday 30 September 1991
Volume 16, Number 14
Pages 753-800

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 and revenue 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. 16 Issue Number	*Submission deadline for Adopted and Proposed Rules, Commissioners' Orders**	*Submission deadline for Executive Orders, Contracts, and Official Notices**	Issue Date
14	Monday 16 September	Monday 23 September	Monday 30 September
15	Monday 23 September	Monday 30 September	Monday 7 October
16	Monday 30 September	Monday 7 October	Monday 14 October
17	Monday 7 October	Monday 14 October	Monday 21 October

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

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

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

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

In accordance with expressed legislative intent that the *State Register* be self-supporting, the following subscription rates have been established: the Monday edition costs \$140.00 per year and includes an index issue published in August (single issues are available at the address listed above for \$3.50 per copy); the combined Monday and Thursday editions cost \$195.00 (subscriptions are not available for just the *Contracts Supplement*); trial subscriptions are available for \$60.00, include both the Monday and Thursday edition, last for 13 weeks, and may be converted to a full subscription anytime by making up the price difference. No refunds will be made in the event of subscription cancellation.

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

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

Arne H. Carlson, Governor

Dana B. Badgerow, Commissioner
Department of Administration

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FOR LEGISLATIVE NEWS

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

SENATE

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

Perspectives—Publication about the Senate.

Session Review—Summarizes actions of the Minnesota Senate.

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

HOUSE

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

This Week—weekly interim bulletin of the House.

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

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

Contents

Minnesota Rules: Amendments & Additions

Issue 14 inclusive (issues #1-13 appeared in #13) 756

Statement of Ownership, Management and Circulation 757

Proposed Rules

Pollution Control Agency

Solid waste management facility permit fees 758

Office of Waste Management

Recyclable material market development grant and loan program 762

Commissioners' Orders

Natural Resources Department

Order No. 2426: Regulations for the taking by residents of whitefish and cisco by the use of gillnets for non-commercial use; superseding Commissioner's Order No. 2386 764

Order No. 2424: Designating certain areas as State Duck Refuges and prohibiting trespass therein from September 1 through the last day of the open duck season; superseding Commissioner's Order No. 2121 771

Order No. 2425: Regulations for the alternative deer control program in Fort Snelling State Park and the Minnesota Valley National Wildlife Refuge Area during 1991 772

Official Notices

Advisory Commission on Intergovernmental Relations Meeting 773

Commerce Department

Activation to insure specified classes of business and public hearing 774

Labor and Industry Department

Wage determinations for highway/heavy and commercial projects 775

Metropolitan Council

Public hearings on recommendations of New-Airport Search Area Advisory Task Force 776

Nursing Board

Opinions sought on rules for continuing education for nurses 776

Pollution Control Agency

Permanent list of hazardous substances, pollutants or contaminants 777

Public Utilities Commission

Opinions sought on rules on inclusion of environmental costs in utility avoided cost rates for energy purchased from qualifying facilities 785

Trade and Economic Development Department

Report available for review and comment 786

Professional, Technical and Consulting Contracts

Commerce Department

Proposals sought for organizations/individuals to act as testing service 787

Health Department

Proposals sought for developing new community coalitions to implement community-based chronic disease prevention programs 789

Human Services Department

Proposals sought for compulsive gambling treatment program 790

Jobs and Training Department

Proposals sought for programs funded by Youth Employment and Housing Program 790

Minnesota Historical Society

Contract available for dimming system installation 790

Minnesota Workers' Compensation Assigned Risk Plan

Services sought to be provided to Minnesota Workers' Compensation Assigned Risk Plan 791

State Contracts & Advertised Bids

Administration Department

Materials Management Division: Commodities and requisitions open for bid 791

State Grants

Human Services Department

Proposals sought for chemical health services to Ramsey County Southeast Asian students 793

Announcements 794

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.

Date of Issue: 30 September 1991 Vol. 16 Number 14

Pollution Control Agency

7002.0410; .0420; .0430; .0440; .0450; .0460; .0470; .0480;
.0490 (proposed) 756

Waste Management Office

9210.0620; .0630; .0635; .0460 (proposed) 760

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**Statement of Ownership,
Management and
Circulation**
(Required by 39 U.S.C. 3685)

1A. Title of Publication MINNESOTA STATE REGISTER	1B. PUBLICATION NO.						2. Date of Filing
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**State of Minnesota, Department of Administration, Print Communications Division
 117 University Avenue, St. Paul, MN 55155**

5. Complete Mailing Address of the Headquarters of General Business Offices of the Publisher (Not printer)
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6. Full Names and Complete Mailing Address of Publisher, Editor, and Managing Editor (This item MUST NOT be blank)

Publisher (Name and Complete Mailing Address)
**State of Minnesota, Department of Administration, Print Communications Division
 117 University Avenue, St. Paul, MN 55155**

Editor (Name and Complete Mailing Address)
**Robin PanLener, State of Minnesota, Department of Administration, Print Communications Div.,
 117 University Avenue, St. Paul, MN 55155**

Managing Editor (Name and Complete Mailing Address)

7. Owner (If owned by a corporation, its name and address must be stated and also immediately thereunder the names and addresses of stockholders owning or holding 1 percent or more of total amount of stock. If not owned by a corporation, the names and addresses of the individual owners must be given. If owned by a partnership or other unincorporated firm, its name and address, as well as that of each individual must be given. If the publication is published by a nonprofit organization, its name and address must be stated.) (Item must be completed.)

Full Name	Complete Mailing Address
State of Minnesota	117 University
Department of Administration	Saint Paul, Minnesota 55155
Print Communications Division	

8. Known Bondholders, Mortgagees, and Other Security Holders Owning or Holding 1 Percent or More of Total Amount of Bonds, Mortgages or Other Securities (If there are none, so state)

Full Name	Complete Mailing Address

9. For Completion by Nonprofit Organizations Authorized to Mail at Special Rates (DMM Section 424.12 only)
 The purpose, function, and nonprofit status of this organization and the exempt status for Federal income tax purposes (Check one)

(1) Has Not Changed During Preceding 12 Months (2) Has Changed During Preceding 12 Months
 (If changed, publisher must submit explanation of change with this statement.)

10. Extent and Nature of Circulation (See instructions on reverse side)	Average No. Copies Each Issue During Preceding 12 Months	Actual No. Copies of Single Issue Published Nearest to Filing Date
A. Total No. Copies (Net Press Run)	1,256	1,225
B. Paid and/or Requested Circulation		
1. Sales through dealers and carriers, street vendors and counter sales	2	29
2. Mail Subscription (Paid and/or requested)	1,003	1,003
C. Total Paid and/or Requested Circulation (Sum of 10B1 and 10B2)	1,005	1,032
D. Free Distribution by Mail, Carrier or Other Means (Samples, Complimentary, and Other Free Copies)	200	150
E. Total Distribution (Sum of C and D)	1,205	1,182
F. Copies Not Distributed		
1. Office use, left over, unaccounted, spoiled after printing	51	43
2. Return from News Agents	0	0
G. TOTAL (Sum of E, F1 and 2—should equal net press run shown in A)	1,256	1,225

11. I certify that the statements made by me above are correct and complete

Signature and Title of Editor, Publisher, Business Manager, or Owner
Donald George, Office Mgr.

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.

Pollution Control Agency

Proposed Permanent Rules Relating to Solid Waste Management Facility Permit Fees

Notice of Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (MPCA) will hold public hearings in the above-entitled matter according to the following schedule:

Location	Date and Time
Bemidji—Otter Tail Power Co. (across Street from City Hall) 320 4th Street Bemidji, Minnesota	November 4, 1991 Session beginning at 3:00 p.m. Session beginning at 7:00 p.m.
Minnesota Pollution Control Agency MPCA Board Room—Lower Level 520 Lafayette Road St. Paul, Minnesota	November 6, 1991 Session beginning at 9:00 a.m.
Mankato—City Hall 202 East Jackson Street Mankato, Minnesota	November 7, 1991 Session beginning at 2:00 p.m. Session beginning at 7:00 p.m.

Additional days of hearing will be scheduled if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements or briefs may be submitted without appearing at the hearing.

The matter will be heard before Administrative Law Judge Richard Luis, Office of Administrative Hearings, 500 Flour Exchange Building, 310 Fourth Avenue South, Minneapolis, Minnesota 55415, (612) 349-2542. The rule hearing procedure is governed by *Minnesota Statutes* Sections 14.131 to 14.20 (1990) and by the rules of the Office of Administrative Hearings, *Minnesota Rules* Parts 1400.0200 to 1400.1200 (1991). Questions concerning the rule hearing procedure should be directed to the Administrative Law Judge at the address and telephone number stated above.

The subject of the hearing will be the proposed rules governing solid waste management facility permit fees, *Minnesota Rules* Parts 7002.0410 to 7002.0490. The proposed rules are authorized by *Minnesota Statutes* Section 116.07, subdivision 4d (1990). The proposed rules are published below. One free copy of the rules is available on request by contacting:

Cristine Leavitt
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155-3898
(612) 296-8439 or Toll Free 1-800-652-9747

In addition to mailing the notice of hearing and proposed rules to persons on the Public Hearing List and on the Ground Water and Solid Waste Public Hearing List who have registered with the MPCA for the purpose of receiving notices of rule hearings, the MPCA will give additional discretionary notice to county solid waste officers, permittees of operating solid waste management facilities, and interested and affected parties.

NOTICE IS HEREBY GIVEN that a **STATEMENT OF NEED AND REASONABLENESS** is now available for review at the MPCA offices and at the Office of Administrative Hearings. The **STATEMENT OF NEED AND REASONABLENESS** includes a summary of all the evidence and argument which the MPCA 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 MPCA offices or the Office of Administrative Hearings and copies may be obtained from the Office of Administrative Hearings at the cost of reproduction.

Any person may present his or her views on the proposed rules in one or more of the following ways: by submitting written data to the Administrative Law Judge at any time before the close of the hearing; by submitting oral or written data at the hearing; and by submitting written comments to the Administrative Law Judge during the comment period following the hearing. The comment period will be not less than five working days after the public hearing ends. The comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the Administrative Law Judge at the hearing. The written material received during the comment period will be available for review at the Office of Administrative Hearings. Within three business days after the expiration of the comment period, the MPCA and interested person may respond in writing to any new information received during the comment period; however, no additional evidence may be submitted during this three-day period. Any written comments or responses submitted must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the final day of the respective comment and response periods.

The MPCA requests that any person submitting written comments to the Administrative Law Judge prior to the hearing or during the comment period also submit a copy of the written comments to Cristine Leavitt at the address stated above.

The proposed rules may be modified if the comments received during the hearing process warrant modification and the modification does not result in a substantial change in the proposed rules.

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

You are hereby advised, pursuant to *Minnesota Statutes* Section 14.115 (1990), "Small Business Considerations in Rulemaking," that the proposed rules will affect small businesses which hold or require a solid waste management facility permit. The proposed rules provide a mechanism to fund approximately \$450,000 per year of MPCA solid waste management facility program costs. The proposed rules will establish application fees for persons applying for new solid waste management facility permits, and will establish reissuance or modification fees and annual fees for permittees of solid waste management facilities. Proposed application fees range from \$1,875 to \$9,375, reissuance or modification fees range from \$1,250 to \$6,250, and annual fees range from \$1,250 to \$4,750, depending on the size and type of solid waste management facility. The proposed application fee for permit-by-rule demolition debris land disposal facilities is \$200.

You are hereby advised, pursuant to *Minnesota Statutes* Section 14.11, subdivision 1 (1990), that the proposed rules may cost local public bodies in Minnesota which own or operate solid waste management facilities an aggregate total of approximately \$170,000 to \$190,000 per year. The aggregate total cost is dependent on the number, type, and size of solid waste management facilities owned or operated by local public bodies.

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

Proposed Rules

You are hereby advised, pursuant to *Minnesota Statutes* Section 14.11, subdivision 2 (1990), "Impact on Agricultural Lands," that the proposed rules will not impact agricultural lands because the rules do not apply to agricultural enterprises. The proposed rules apply to solid waste management facilities.

Please be advised that *Minnesota Statutes* Chapter 10A (1990) requires each lobbyist to register with the State Ethical Practices Board within five days after he or she commences lobbying. A lobbyist is defined in *Minnesota Statutes* Section 10A.01, subdivision 11 (1990) as any individual:

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

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

The statute contains certain exceptions. Questions should be directed to the Ethical Practices Board, 625 North Robert Street, St. Paul, Minnesota 55101-2520, telephone 612/296-5148.

Charles W. Williams
Commissioner

Rules as Proposed (all new material)

7002.0410 SCOPE.

Parts 7002.0410 to 7002.0490 apply to all persons required to obtain a permit from the Minnesota Pollution Control Agency under parts 7001.3050, subparts 1 and 3, item B, and 7001.3060.

7002.0420 DEFINITIONS.

Subpart 1. **Scope.** The terms defined in this part apply to parts 7002.0410 to 7002.0490. For terms not defined in this part, the definitions in part 7035.0300 apply.

Subp. 2. **Fiscal year.** "Fiscal year" means the year starting July 1 and ending June 30.

Subp. 3. **Permit modification.** "Permit modification" means a change in permit conditions that requires public comment and is subject to the procedures in parts 7001.0100 to 7001.0130.

Subp. 4. **Permit reissuance.** "Permit reissuance" means the process by which an existing solid waste management facility permit is extended for an additional period.

Subp. 5. **Permittee.** "Permittee" means the person or persons to whom the agency has issued a solid waste management facility permit.

7002.0430 PERMIT FEES SCHEDULE.

A person subject to parts 7002.0410 to 7002.0490 shall pay application, reissuance or modification, and annual fees based on the schedule in this part. These fees apply to all solid waste management facilities in operation during any part of the fiscal year.

<u>Facility Type</u>	<u>Application Fee</u>	<u>Reissuance or Modifi- cation Fee</u>	<u>Annual Fee</u>
Mixed Municipal Solid Waste Land Disposal Facility	\$7,500	\$5,000	\$3,500
Annual Waste Receipts 100,000+ cubic yards < 100,000 cubic yards	\$5,250	\$3,500	\$2,750
Municipal Solid Waste Combustor Ash Fee Addition*	\$1,875	\$1,250	\$1,250
Industrial Solid Waste Land Disposal Facility	\$5,250	\$3,500	\$2,750
Demolition Debris Land Disposal Facility	\$2,625	\$1,750	\$1,500
Compost Facility	\$2,625	\$1,750	\$1,500

<u>Facility Type</u>	<u>Application Fee</u>	<u>Reissuance or Modification Fee</u>	<u>Annual Fee</u>
Refuse-Derived Fuel Processing Facility	\$2,625	\$1,750	\$1,500
Recycling (Processing) Facility	\$1,875	\$1,250	\$1,250
Transfer Facility	\$1,875	\$1,250	\$1,250
Permit-by-Rule (Demolition Debris Land Disposal Facility)	\$ 200	\$ 0	\$ 0

*A permittee of a mixed municipal solid waste land disposal facility that accepts municipal solid waste combustor ash shall pay the additional fees specified in the fee schedule.

7002.0440 PAYMENT OF FEES.

A person submitting a fee shall make the fee payable to the "Minnesota Pollution Control Agency" and submit it to the commissioner. All fees are nonrefundable and must be paid in full.

7002.0450 APPLICATION FEE.

A person applying for a new solid waste management facility permit shall send with the application the appropriate application fee specified in part 7002.0430. An application for a new solid waste management facility permit that is submitted without the appropriate fee is incomplete. The commissioner shall delay processing the application until the appropriate fee is received.

7002.0460 REISSUANCE OR MODIFICATION FEE.

A permittee submitting a request for permit reissuance or permit modification of a solid waste management facility permit shall send with the request the appropriate reissuance or modification fee specified in part 7002.0430. A request for permit reissuance or permit modification that is submitted without the appropriate fee is incomplete. The commissioner shall delay processing the request until the appropriate fee is received. Failure to submit the appropriate reissuance fee with a request shall also result in the imposition of late charges specified under part 7002.0480.

7002.0470 ANNUAL FEE.

A permittee whose facility accepts solid waste after the effective date of this part shall pay an annual fee as specified in part 7002.0430. The first fee payment shall be made within 60 days after the effective date of this part. In succeeding fiscal years, annual fees must be paid by August 1. A permittee who has received a new solid waste management facility permit shall pay the appropriate annual fee within 30 days of receiving the permit. Failure to submit the appropriate annual fee will result in the imposition of a late charge specified under part 7002.0480.

7002.0480 LATE CHARGE.

The permittee shall pay a late charge of 20 percent of the payment due for failure to submit the appropriate reissuance fee or annual fee within 30 days of the required date. The permittee shall pay an additional ten percent of the balance owed for each 30-day period or portion of this period that the fee and late charge remain unpaid. The commissioner may begin a proceeding to revoke the permit if the reissuance fee or annual fee is not paid by the required date.

7002.0490 NOTIFICATION OF ERROR.

A person who believes that a fee assessment or late charge is in error shall provide written evidence of the alleged error to the commissioner with the assessed fee and late charge. Overpayments shall be refunded if the commissioner finds, upon reviewing the data, that the assessed fee and late charge are in error.

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

Proposed Rules

Office of Waste Management

Proposed Permanent Rules Relating to Recyclable Material Market Development Grant and Loan Programs

Notice of Intent to Adopt Rule Amendments Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Office of Waste Management (Office) intends to adopt amendments to the above-entitled rules without a public hearing following the procedures set forth in the Administrative Procedures Act for adopting rules without a public hearing in *Minnesota Statutes* §§ 14.22 to 14.28 (1990). The Office's authority to adopt the rules is set forth in *Minnesota Statutes* § 115A.48, subd. 5(d)(1990).

All persons have until 4:30 p.m. on October 31, 1991, to submit comments in support of or in opposition to the proposed amendments or any part or subpart of the proposed amendments. Comment is encouraged. Each comment should identify the portion of the proposed amendments addressed, the reason for the comment, and any change proposed.

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

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

Laura Millberg
Minnesota Office of Waste Management
1350 Energy Lane
St. Paul, Minnesota 55108
612-649-5762
1-800-652-9747 (Minnesota Toll-Free)

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

The proposed amendments, if adopted, will revise the criteria and procedures for awarding grants and loans under the Office's Recyclable Material Market Development Grant and Loan Program. The proposed amendments are published below. One free copy of the proposed amendments is available upon request from the address and telephone number stated above.

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

You are hereby advised, pursuant to *Minnesota Statutes* § 14.115 (1990), "Small business considerations in rulemaking," that the proposed amendments will have no negative effect on small businesses, as the amendments do not limit the ability of small businesses to participate in this program.

If no hearing is required, upon adoption of the amendments, the amendments and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent 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 amendments as adopted, must submit a written request to the name and address stated above.

Dottie Rietow
Director

Rules as Proposed

9210.0620 APPLICATION PROCEDURES.

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

Subp. 2. **Proposals.** Following the publication of a notice in the *State Register*, eligible applicants that seek assistance must submit proposals to the director. Proposals must be received by the director by the deadline established in the notice. Upon the request of the applicant, the office shall handle specific information as nonpublic data pursuant to *Minnesota Statutes*, section 115A.06, subdivision 13.

A. Proposals for grant or loan assistance under part 9210.0635 must contain the information set out in part 9210.0635, subpart 6.

[For text of items B and C, see M.R.]

[For text of subps 3 to 8, see M.R.]

9210.0630 GRANT AND LOAN AGREEMENTS.

A grant or loan agreement shall:

- A. incorporate by reference all or portions of the proposal submitted to the director;

[For text of items B to J, see M.R.]

9210.0635 COUNTY GRANT AND LOAN PROGRAM.

Subpart 1. **Scope.** This part establishes the conditions under which the director shall award recyclable material market development program grants ~~to~~ and loans applied for by counties.

Subp. 2. **Eligible applicants.**

A. Eligible applicants are counties that have submitted plans under *Minnesota Statutes*, section 115A.551, subdivision 6, as amendments to their approved comprehensive solid waste management plans or solid waste master plans.

B. An eligible counties county may apply for grant funds on behalf of any person, including itself, a group of counties, or a sole proprietorship, partnership, or corporation, but the applicant county shall be a named recipients shall be the county recipient of the grant award.

C. An eligible county may apply for loan funds on behalf of a sole proprietorship, partnership, or corporation, but the applicant county shall also be a named recipient of the loan award.

[For text of subp 3, see M.R.]

Subp. 4. **Eligible costs.** Eligible costs for grant funds are limited to 25 percent of the capital costs of the project and 75 percent of other project costs. Eligible costs for loan funds are limited to 50 percent of the capital costs of the project.

Subp. 5. **Maximum grant.** The maximum grant award is \$100,000, unless the notice provided by the director under part 9210.0620, subpart 1, establishes a lesser maximum grant. The maximum loan award is \$500,000, unless the notice provided by the director under part 9210.0620, subpart 1, establishes a lesser maximum loan.

Subp. 6. **Proposal.** An eligible applicant shall submit a proposal in the form specified by the director. A proposal must include the following information:

A. the names, qualifications, and addresses of ~~the applicant and other~~ all project participants, including other counties participating in the proposed project;

[For text of items B and C, see M.R.]

D. an itemized description of the project costs, including the total estimated cost, total ~~grant~~ eligible cost, and the amount of grant or loan funding requested;

E. an itemized description of project financing, including applicant contributions, participant contributions, other government contributions, private contributions, and, if applicable, any projected revenues from the project;

[For text of item F, see M.R.]

G. information demonstrating, where applicable, how ~~the applicant will secure~~ the supply of and demand for recyclable material and recycled products will be secured; ~~and~~

H. a resolution from each county participating in the project that demonstrates that, if a grant is awarded, it will implement the project, provide necessary local financing, and accept and exercise the governmental powers necessary to develop and operate the project; and

I. a resolution from each county applying on behalf of a person other than the county that states that the project is important to the county's market development efforts.

The director may request ~~additional~~ financial or other information from the applicant or project participants, including a business plan, historical and projected financial statements, and credit information if it is necessary to clarify and evaluate the proposal.

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

Proposed Rules

Subp. 7. **Evaluation of proposals.** The director shall evaluate each proposal that is determined to be eligible and complete. The director shall base this evaluation on the following factors:

[For text of item A, see M.R.]

B. the applicant's ability and intention to implement the proposed project in a timely manner upon receipt of a grant or loan award;

[For text of items C to H, see M.R.]

9210.0640 CAPITAL GRANT AND LOAN PROGRAM.

[For text of subs 1 to 6, see M.R.]

Subp. 7. **Proposal.** An eligible applicant shall submit a proposal in the form specified by the director. A proposal must include the following information:

[For text of items A to C, see M.R.]

D. a financial report, including:

(1) a five-year business plan;

(2) an itemized description of the project costs, including the total estimated cost, total eligible cost, and the amount of grant or loan funding requested;

(3) an itemized description of project financing, including applicant contributions, other government contributions, private contributions, and projected revenues from the project;

(4) a credit history of the organization; and

(5) financial statements for the last three years;

E. information demonstrating the technical feasibility of the project, including preliminary design and engineering plans, if applicable; and

F. a market analysis for the proposed project, including information demonstrating that the applicant has secured the supply of and demand for recyclable material and recycled products necessary for sustained market development.

The director may request additional financial or other information from the applicant, including a business plan, historical and projected financial statements, and credit information if it is necessary to clarify and evaluate the proposal.

[For text of subp 8, see M.R.]

Commissioners' Orders

Department of Natural Resources

Commissioner's Order No. 2426: Regulations for the Taking by Residents of Whitefish and Cisco by the Use of Gillnets for Non-Commercial Use; Superseding Commissioner's Order No. 2386

PURSUANT TO AUTHORITY vested in me by *Minnesota Statutes* §§ 97A.045, 97C.401, 97C.805 and other applicable law, I, Rodney W. Sando, Commissioner of Natural Resources, hereby prescribe the following regulations for the taking by residents of whitefish and cisco by gillnets for non-commercial use.

Section 1. GENERAL RESTRICTIONS.

Whitefish and cisco may be taken by gillnetting for non-commercial use by persons possessing both resident angling and whitefish netting licenses. All waters of the state except those designated in this order are closed to the taking of whitefish and cisco by gillnetting. No whitefish or cisco taken pursuant to this order shall be bought or sold.

Sec. 2. TIME RESTRICTIONS.

No gillnet used in the taking of fish pursuant to this order shall be set after sunset or raised before sunrise. All gillnets used in the taking of fish pursuant to this order shall be set by the licensee and shall be lifted by the licensee at least once each 24 hours. No person shall use more than one gillnet or any gillnet exceeding 100 feet in length or three feet in depth. No gillnet shall be set within 50 feet of another gillnet. Each gillnet shall have a legible tag bearing the name and address of the licensee attached on one end of

the float line near the first float. Such tag shall be of a minimum size of 2- 1/2 inches by 5/8 inch and shall be provided by the owner or operator of such gillnet. One end of the gillnet shall have a pole, stake, or buoy projecting at least two feet above the surface of the water or ice.

Sec. 3. RETURN OF OTHER SPECIES.

Species of fish other than whitefish, cisco, and rough fish must be returned to the water immediately, dead or alive.

Sec. 4. CLOSURE OF WATERS.

If the director of fish and wildlife determines that the taking of fish pursuant to this order results or may result in injury to game fish populations in any of the waters designated herein, such waters may be declared closed to such taking of fish by posting notices. The notices shall be posted at not less than three places on the shore of such waters or at access points. Once posted, such waters are closed to the taking of whitefish and cisco.

Sec. 5. POSSESSION OF OTHER FISHING EQUIPMENT.

No person shall have in possession any fishing equipment except gillnets while performing any of the operations authorized by this order.

Sec. 6. OPEN SEASONS FOR CERTAIN WATERS.

The waters listed in each of the following three schedules shall be open during the designated seasons to the taking of whitefish and cisco by gillnets of the mesh sizes specified. The names of bodies of water refer to lakes unless otherwise indicated. The abbreviations "T," "R," and "S" refer to townships, ranges, and sections, respectively.

(a) Schedule 1. All bodies of water listed in this schedule shall be open and closed on a 48-hour notice posted at lake accesses and other public places, provided that no gillnet or any part thereof shall be set in any water deeper than six feet, measured from the lake bottom to the top surface of the water or ice.

	<u>County</u>	<u>Min. mesh size 3 1/2 inches allowed</u>	<u>Min. mesh size 1 3/4 inches allowed</u>
Balsam, Big, T.58, R.24, S.4-9; T.59, R.24, S.31,32	Itasca		X
Basswood, T.64,65, R.9,10,11, S.Var.	Lake		X
Bear Island, T.61, R.13, S.Var.	St. Louis		X
Deer, T.56, R.26,27; T.57, R.26,27, S.Var.	Itasca	X	
Ely, T.57,58, R.17	St. Louis		X
Fall, T.63, R.11,12, S.Var.; T.64, R.11	Lake St. Louis		X
Flour, T.64, R.1E,1W	Cook		X
Green, T.120, R.33,34; T.121, R.33,34	Kandiyohi	X	
Mille Lacs	Aitkin Crow Wing Mille Lacs	X	
Nashwauk, T.57, R.23,24, S.7,12,13,18	Itasca		X
Newton, T.63,64, R.11, S.Var.	Lake	X	
Ojibway, T.63, R.9,10, S.Var.	Lake		X
Poplar, T.64, R.1W,2W	Cook	X	
Reilley (O'Reilly), T.56, R.24, S.5,6	Itasca		X
Shagawa, T.63, R.12, S.Var.	St. Louis	X	
Straight, T.140, R.36, S.6,7,17,18,20	Becker	X	

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Commissioners' Orders

	<u>County</u>	<u>Min. mesh size 3½ inches allowed</u>	<u>Min. mesh size 1¾ inches allowed</u>
Swan, T.55,56, R.22,23, S.Var.	Itasca		X
Vermilion, T.61, R.16; T.62, R.14,15,16,17; T.63, R.15,16,17,18 - All except Pike Bay, south and west of a north-south line at narrowest portion between Echo Point and Punchers Point, T.52, R.15, S.19,20	St. Louis	X	
Winnibigoshish, T.145, R.27,28,29; T.146, R.27,28,29; T.147, R.27,28	Cass Itasca	X	

(b) Schedule II. All bodies of water listed in this schedule shall be open during the dates indicated:

A: Second Friday of October to first Sunday of December;

B: First Friday of November to second Sunday of December;

C: Second Friday of November to second Sunday of December.

All dates are inclusive. No gillnet or any part thereof shall be set in any water deeper than six feet, measured from the lake bottom to the top surface of the water or ice.

	<u>County</u>	<u>Min. mesh size 3½ inches allowed</u>	<u>Min. mesh size 1¾ inches allowed</u>	<u>Open Dates</u>
Andrew, T.127, R.38	Douglas	X		B
Ball Club, T.144, R.25,26; T.145, R.26	Itasca	X		B
Bass, T.137, R.28	Crow Wing	X		B
Bass, north basin and Snyder Bay to the narrows, T.56, R.26	Itasca	X		B
Bass, Big, T.140, R.26, S.27,28,34	Cass		X	B
Bello, T.60, R.26,27	Itasca	X		B
Beltrami, T.148, R.32,33	Beltrami	X		B
Bemidji, Little, T.142, R.39, S.23,24,25,26	Becker	X		B
Benedict, T.142, R.32	Hubbard		X	B
Black Bear, T.46, R.29,30; T.47, R.29,30	Crow Wing		X	B
Blackduck, T.149, R.31	Beltrami	X		B
Blackwater, T.140, R.29, S.25,26,34,35,36	Cass	X		B
Bowstring, T.146, R.25,26; T.147, R.25,26	Itasca	X		B
Bowstring, Little, T.58, R.27, S.23,24	Itasca	X		B
Boy, T.142, R.27,28	Cass	X		B
Buffalo, T.140, R.40,41; T.141, R.40	Becker	X		C
Burgen, T.127,128, R.37	Douglas	X		B
Buzzle, Big, T.148, R.35	Beltrami		X	B
Caribou, T.65, R.1E	Cook	X		A
Carlos, T.128,129, R.37	Douglas	X		B
Carr, T.146, R.33	Beltrami	X		B
Cass, T.145,146, R.30,31	Beltrami Cass	X		B
Clear, T.137, R.28	Crow Wing		X	B

Commissioners' Orders

	<u>County</u>	<u>Min. mesh size 3½ inches allowed</u>	<u>Min. mesh size 1¾ inches allowed</u>	<u>Open Dates</u>
Clearwater, T.149, R.35,36	Beltrami			
	Clearwater	X		B
Cotton, T.139,140, R.40	Becker	X		B
Crane, T.67, R.16,17	St. Louis		X	A
Crooked, T.144, R.31	Cass	X		B
Crooked, T.45, R.28, S.16,17,19-21,29,30	Crow Wing	X		B
Crow Wing, Fifth and Sixth Lakes (channel between), T.140, R.33, S.20	Hubbard	X		B
Crow Wing, Seventh and Eighth Lakes (channel between), T.140, R.33, S.12,13,14	Hubbard	X		B
Crow Wing, Ninth, T.140,141, R.32	Hubbard	X		B
Crystal, T.136, R.42	Otter Tail	X		C
Curfman, T.138, R.41	Becker	X		B
Cut Foot Sioux, T.146,147, R.27	Itasca	X		B
Deer, T.148, R.34	Beltrami	X		B
Deer, T.64, R.1E, S.4,5; T.65, R.1E, S.32,33	Cook		X	A
Deer, T.62, R.24, S.Var.	Itasca	X		B
Detroit, T.138,139, R.41	Becker	X		B
Eagle, T.45, R.29	Crow Wing		X	B
Elbow, Big, T.142, R.38,39	Becker	X		C
Eunice, T.138, R.42, S.26,27	Becker	X		B
Farm, T.62,63, R.11, S.2,3,33,34	Lake		X	B
Fish, T.137, R.42	Otter Tail	X		C
Fish Hook, T.140, R.34,35	Hubbard	X		B
Floyd, Big, T.139, R.41	Becker	X		B
Fox, East, T.138, R.27	Crow Wing	X		B
Fox, West, T.138, R.27	Crow Wing	X		B
Franklin, T.136,137, R.42	Otter Tail	X		C
Geneva, T.128, R.37	Douglas	X		B
Gilstad, T.148, 149, R.30	Beltrami	X		B
Graham, T.137,138, R.40	Becker			
	Otter Tail	X		B
Grant, T.146,147, R.34	Beltrami		X	B
Graves, T.58, R.26	Itasca	X		B
Gull, T.134, R.29,30; T.135, R.29	Cass			
	Crow Wing	X		B
Gull, Upper, T.135, R.29	Cass	X		B
Hanging Horn, Big, T.46, R.19	Carlton	X		B
Howard, T.141, R.31	Cass		X	B
Ice Cracking, T.141, R.38,39	Becker	X		C

Commissioners' Orders

	County	Min. mesh size 3½ inches allowed	Min. mesh size 1¾ inches allowed	Open Dates
Ida, T.129,130, R.38	Douglas	X		B
Irene, T.130, R.37	Douglas	X		B
Isabella, T.61, R.8; T.62, R.7,8	Lake	X		A
Island, T.141, R.35	Hubbard	X		B
Island, T.150, R.28	Itasca	X		B
Jack, T.141,142, R.30	Cass		X	B
Jessie, T.147,148, R.25	Itasca	X		B
Jessie, Little, T.147, R.25	Itasca		X	B
Jewett, T.134, R.43	Otter Tail	X		C
Kabekona, T.142, R.32; T.143, R.32,33	Hubbard		X	B
Kabetogama, T.69,70, R.19-22	Koochiching St. Louis		X	A
Kimble, T.137, R.28	Crow Wing		X	B
Kitchie, T.146,147, R.30	Beltrami	X		B
Lake of the Woods	Lake of the Woods Roseau	X		A
Latoka, T.128, R.38	Douglas	X		B
Leaf, East, T.134, R.37,38	Otter Tail	X		C
Leaf, Middle, T.134, R.38	Otter Tail	X		C
Leaf, West, T.134, R.38	Otter Tail	X		C
Leavitt, T.139, R.25,26	Cass	X		B
Leech, including Kabekona Bay and all other bays, T.141, R.29,31; T.142, R.28,29,30,31,32; T.143, R.28,29,30,31; T.144, R.28,29,30	Cass Hubbard	X		A
LeHomme Dieu, T.128,129, R.37	Douglas	X		B
Lida, T.135,136, R.42	Otter Tail	X		C
Lizzie, T.136,137, R.42	Otter Tail	X		C
Long, T.138,139, R.41	Becker	X		B
Long, T.139,140, R.34	Hubbard		X	B
Long, T.134, R.42,43	Otter Tail	X		C
Long, Lower South, T.44, R.29,30	Crow Wing	X		B
McCraney, T.143, R.40, S.25,26	Mahnomen	X		B
Many Point, T.141, R.38; T.142, R.38,39	Becker	X		B
Maple, T.60, R.27	Itasca	X		B
Margaret (Kilpatrick), T.135, R.29	Cass	X		B
Marquette, T.146, R.30	Beltrami	X		B
Maud, T.138, R.42	Becker	X		B
Melissa, T.138, R.41	Becker	X		B
Miltona, T.129,130, R.37,38	Douglas	X		B

Commissioners' Orders

	<u>County</u>	<u>Min. mesh size 3½ inches allowed</u>	<u>Min. mesh size 1¾ inches allowed</u>	<u>Open Dates</u>
Mitchell, T.138, R.27	Crow Wing	X		B
Moore, T.142, R.38, S.5; T.143, R.38, S.32	Becker Clearwater	X		B
Movil, T.147,148, R.33	Beltrami	X		B
Murphy, T.137, R.39, S.6; T.138, R.39, S.31	Becker Otter Tail	X		B
Namakan, T.68, R.17,18; T.69, R.17,18,19, except the narrows between Namakan and Sand Point Lakes	St. Louis		X	A
Net (Burnett), T.142, R.40, S.17,18,19,20	Becker	X		B
Nisswa, T.135, R.29	Crow Wing	X		B
Oak (Mud), T.143, R.32, S.27	Hubbard	X		B
Osakis, T.128, R.35,36; T.129, R.35	Douglas Todd	X		B
Ossawinamakee (Long), T.136,137, R.28	Crow Wing	X		B
Pelican, T.135, R.27,28; T.136, R.27,28	Crow Wing	X		B
Pelican, Big, T.137, R.42,43	Otter Tail	X		C
Pike, T.142, R.38	Becker	X		B
Pike, East, T.65, R.2E,3E	Cook		X	A
Pike Bay, T.145, R.30,31	Cass	X		B
Pillager, T.133,134, R.30	Cass		X	B
Pimushe, T.147,148, R.30,31	Beltrami	X		B
Pine, Big, T.136,137, R.38	Otter Tail	X		C
Pine, Little, T.136, R.39; T.137, R.38,39	Otter Tail	X		C
Pine Mountain, T.138, R.30; T.139, R.30,31	Cass		X	B
Plantaganette, T.145, R.33,34; T.146, R.33	Beltrami Hubbard	X		B
Pokegama, T.54, R.25,26; T.55, R.25,26	Itasca		X	B
Portage, T.141, R.31	Cass		X	B
Portage, T.45, R.28, S.29,30	Crow Wing	X		B
Potato and Eagle Lakes (channel between), T.141, R.35, S.22	Hubbard	X		B
Prairie, T.50, R.20	St. Louis	X		B
Pug Hole Lake, T.140, R.26, S.2,3,10	Cass		X	B
Rachel, T.127, R.39	Douglas		X	B
Rainy, T.69-71, R.17-24	Koochiching St. Louis		X	A
Round, T.141, R.38,39	Becker	X		B
Round, T.134, R.28,29; T.135, R.28,29	Crow Wing	X		B
Round, T.148, R.27,28	Itasca		X	B
Roy, T.135, R.29	Cass Crow Wing	X		B

Commissioners' Orders

	<u>County</u>	<u>Min. mesh size 3½ inches allowed</u>	<u>Min. mesh size 1¾ inches allowed</u>	<u>Open Dates</u>
Rush Island, T.148, R.26, S.15,21,22	Itasca	X		B
Sand, Big, T.147,148, R.26	Itasca	X		B
Sand Point, T.67, R.16,17; T.68, R.16,17, except the narrows between Sand Point and Namakan Lakes and Sand Point and Little Vermilion Lakes	St. Louis		X	A
Sandy, T.149, R.35	Beltrami		X	B
Sandy, Big, T.49, R.23,24; T.50, R.23,24	Aitkin	X		B
Sauk, Big, T.126,127, R.34	Stearns Todd	X		B
Serpent, T.46, R.28,29	Crow Wing		X	B
Silver Island, T.60, R.6; T.61, R.6,7	Lake	X		A
Snyder (Snider), T.143, R.39,40	Mahnomen	X		B
Spring, Big, T.148, R.25	Itasca	X		B
Stalker, T.132, R.41	Otter Tail	X		C
Star, T.137, R.28	Crow Wing	X		B
Star, T.135, R.40,41; T.136, R.41	Otter Tail	X		C
Steamboat, T.144, R.31,32	Cass Hubbard	X		B
Strawberry, T.141,142, R.40	Becker		X	B
Sucker, Lower (Big Sucker), T.144, R.30; T.145, R.29,30	Cass	X		B
Ten Mile, T.140, R.30,31; T.141, R.30,31	Cass		X	C
Thunder, Big, T.140, R.26	Cass	X		B
Tulaby, T.142,143, R.39	Becker Mahnomen	X		B
Turtle, Big, T.148, R.33	Beltrami	X		B
Turtle, Big, T.59, R.26,27; T.60, R.26,27	Itasca		X	B
Turtle, Little, T.148, R.31,32	Beltrami	X		B
Turtle River Lake, T.147,148, R.32	Beltrami	X		B
Twin Lakes, T.56, R.23,24	Itasca	X		B
Victoria, T.128, R.37	Douglas	X		B
Wabedo, T.140, R.28	Cass	X		B
Washburn, T.139,140, R.26	Cass	X		B
White Earth, T.142,143, R.40	Becker Mahnomen	X		B
Wilson Bay, T.134, R.29,30	Cass	X		B
Wimer, T.137, R.40	Otter Tail	X		C
Winnibigoshish, Little, T.145, R.26,27; T.146, R.26,27, except those portions within one-fourth mile of river channels	Cass Itasca		X	B
Woman, T.140, R.28,29; T.141, R.28,29	Cass	X		B

(c) Schedule III. Upper Red in Beltrami County (only that portion outside the Red Lake Indian Reservation, T.153, R.31,32,33,34; T.154, R.30,31,32,33,34; T.155, R.30,31,32) shall be open from the second Friday of October to the third Sunday of November, inclusive, and it shall be permissible to set portions of gillnets in water deeper than six feet, provided that one end of the gillnet is set in water no deeper than six feet, measured from the lake bed to the top surface of the water or ice. Minimum mesh size allowed is 3½ inches.

Sec. 7. Commissioner's Order No. 2386 is hereby superseded.

Dated at St. Paul, Minnesota, this 12th day of September, 1991

RODNEY W. SANDO, Commissioner
Department of Natural Resources

Department of Natural Resources

Commissioner's Order No. 2424: Designating Certain Areas as State Duck Refuges and Prohibiting Trespass Therein From September 1 Through the Last Day of the Open Duck Season; Superseding Commissioner's Order No. 2121

PURSUANT TO AUTHORITY vested in me by *Minnesota Statutes* § 97A.085, and other applicable law, I, Rodney W. Sando, Commissioner of Natural Resources, do hereby designate and prescribe regulations for state duck refuges.

Section 1. DESIGNATED AREAS.

The following areas are designated as state duck refuges:

(a) *State Wildlife Management Areas.*

<u>Name</u>	<u>County</u>	<u>Location</u>
Cromwell	Clay	T.140; R.45; S.1
Highland Grove	Clay	T.140; R.44; S.22
Janssen	Clay	T.138; R.45; S.34
Kensington	Douglas	T.127; R.40; S.28
Red Rock	Douglas	T.128; R.40; S.20,29
Bergerud (where posted)	Grant	T.130; R.43; S.8
Chippewa Pond	Grant	T.127; R.41; S.24
Kube-Swift (where posted)	Grant	T.130; R.44; S.11,12
Wilts	Grant	T.127; R.43; S.3,14
Nycklemoe	Otter Tail	T.131; R.40; S.34
Burnham Creek	Polk	T.148; R.45; S.1,2,11,12

(b) *Federal Waterfowl Production Areas.*

<u>Name</u>	<u>County</u>	<u>Location</u>
J.I. Case	Douglas	T.128; R.40; S.25,26,36
Stowe Lake	Douglas	T.129; R.39; S.18
Bah	Grant	T.130; R.41; S.36 and T.129; R.41; S.1
Bailey Slough	Grant	T.128; R.43; S.6
Mittlestadt	Grant	T.127; R.41; S.15
Mud Lake	Grant	T.130; R.44; S.36
Nachbor	Grant	T.127; R.44; S.23
Pomme de Terre	Grant	T.129; R.41; S.6 and T.129; R.42; S.1
Horstman	Otter Tail	T.132; R.44; S.21
Nicholson	Otter Tail	T.131; R.42; S.5,6,7,8,9

Sec. 2. TRESPASS.

Trespass in designated and posted state duck refuges is prohibited from September 1 through the last day of the open duck season. These trespass restrictions do not apply to persons having lawful duties or responsibilities for the maintenance and operation of the posted areas.

Sec. 3. Commissioner's Order No. 2121 is hereby superseded.

Dated at St. Paul, Minnesota, this 18th day of September, 1991.

Rodney W. Sando, Commissioner
Department of Natural Resources

Department of Natural Resources

Commissioner's Order No. 2425: Regulations for the Alternative Deer Control Program in Fort Snelling State Park and the Minnesota Valley National Wildlife Refuge Area During 1991

PURSUANT TO AUTHORITY vested in me by *Minnesota Statutes* §§ 97A.091, 97B.301-97B.325 and other applicable law, I, Rodney W. Sando, Commissioner of Natural Resources, hereby prescribe the following regulations for the alternative deer control program in Fort Snelling State Park, the Minnesota Valley National Wildlife Refuge, and designated adjacent lands during 1991. Taking of deer shall be subject to the provisions of this order and all other regulations pertaining to the taking, possession, and transportation of deer, to the extent they are not inconsistent with the provisions of this order. All dates and time periods in this order are inclusive.

Section 1. OPEN AREAS AND DATES.

Portions of Fort Snelling State Park, the Black Dog and Long Meadow Lake Units of the Minnesota Valley National Wildlife Refuge, and designated adjacent public lands in Dakota and Hennepin Counties are open to antlerless only deer taking by shotgun and slug but not muzzleloaders from November 30 to December 1, December 6 to December 8, and December 13 to December 15, 1991. Not more than 369 shotgun permits and bonus licenses will be issued.

Sec. 2. APPLICATIONS.

Any licensed firearms or bow and arrow deer hunter from 1991 may submit an application. If applications exceed the number of available permits, a random drawing will be held. Applications must be made according to the following procedure:

(a) Applicants must send a postcard with the following information:

(1) Minnesota Valley Alternative Deer Control Program; and

(2) Applicant's name, address, work phone number, home phone number, first and second preference for program dates, and either the applicant's 1991 firearms or bow and arrow deer license number.

(b) Up to four (4) persons may apply as a party by mailing all applications in one envelope. Either the entire party will be selected by the drawing or none will be selected. All members of the party must indicate the same first and second preference for program dates.

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

(d) The application deadline is October 4, 1991.

(e) Mail postcards to Minnesota Valley Alternative Deer Control Program, Minnesota Valley National Wildlife Refuge, 3815 E. 80th St., Bloomington, MN 55425-1600.

Sec. 3. SPECIAL REGULATIONS.

Successful applicants must comply with the following regulations:

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

(b) Only individuals with valid permits will be allowed in the open areas and only from 5 a.m. to 6 p.m. each day.

(c) Permittees are restricted to the assigned compartment for which their permit is valid and shall enter and leave only by way of designated access points.

(d) Permittees are required to check in at the Fort Snelling State Park headquarters each day before entering open areas.

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

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

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

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

(i) Permittees are restricted to the time period indicated on their permit, except that permittees may be chosen to participate during alternate time periods if fewer than 123 permittees participate in the program on any day. Selection of additional participants will be made after one-half hour before sunrise each day on a first come, first served basis.

Sec. 4. MISCELLANEOUS.

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

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

Dated at St. Paul, Minnesota, this 23rd day of September, 1991.

Rodney W. Sando, Commissioner
Department of Natural Resources

Official Notices

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

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

Advisory Commission on Intergovernmental Relations

Notice of Meeting

October 3, 1991, 10:00 a.m. (Note new time)

Location: Association of Minnesota Counties
125 Charles Avenue, St. Paul, MN

- Review of Effects of Governor's Line Item Veto of FY '94/'95
- Appropriations from Local Government Trust Fund
Keith Carlson, Senate Tax Committee
- Overview of State Aids/Property Tax Relief Programs
Keith Carlson, Senate Tax Committee
- Informal Luncheon Discussion on Future Commission Topics and Direction
- Narrative History of State Aids Since 1967
Gordon Folkman, Department of Revenue
- Property Tax Levies and State Aids by Year
Gordon Folkman, Department of Revenue
- Sales Tax Yields by Year
House Tax Committee
- Review of Specific Aid Programs
House Research; Association of Minnesota Counties;
League of Minnesota Cities; House Research;
Senate Tax Committee; and Senate Research

Senator Ember Reichgott
Co-Chair

Representative Joel Jacobs
Co-Chair

Department of Commerce

Notice of Activation to Insure Specified Classes of Business and Public Hearing (Minnesota Joint Underwriting Association)

NOTICE IS HEREBY GIVEN that, pursuant to *Minnesota Statutes*, section 62I.21, the Minnesota Joint Underwriting Association (MJUA) and the Market Assistance Plan (MAP) are activated to provide assistance to the following classes of business unable to obtain insurance from private insurers:

**LP GAS DEALER
STRUCTURAL ENGINEER
INDUSTRIAL SAFETY CONSULTANT
DESIGN ENGINEER
MECHANICAL CONTRACTOR
ASBESTOS ABATEMENT CONTRACTORS
INDUSTRIAL CLEANER**

The MJUA and MAP are activated to provide assistance to the above classes of business for a period of 180 days following publication of this notice. A public hearing will be held, for the purpose of determining whether activation should continue beyond 180 days, at the Office of Administrative Hearings, 310-4th Avenue South, 5th Floor, Flour Exchange Building, Minneapolis, Minnesota 55415 on November 18, 1991, at 9:00 a.m. and continuing until all interested persons and groups have had an opportunity to be heard. The hearing shall be governed by *Minnesota Statute* Sections 14.57-14.69 and by *Minnesota Rules* Parts 1400.1500-1400.8400, (1985). Questions regarding the procedure may be directed to Administrative Law Judge, Peter C. Erickson, 310 4th Avenue South, 4th Floor Summit Bank Building, Minneapolis, Minnesota 55415, telephone (612) 341-7600. The authority for this proceeding is found in Chapter 62I of *Minnesota Statutes*, specifically sections 62I.21 and 62I.22. (A copy of those sections follows this notice.)

Prior to the hearing a pre-hearing conference will be held at 9:00 a.m. on November 1, 1991, at the Office of Administrative Hearings, 310 4th Avenue South, 5th Floor Flour Exchange Building, Minneapolis, Minnesota 55415.

Minnesota Statutes, Chapter 62I, which governs the Minnesota Joint Underwriting Association provides for temporary activation for 180 days by the Commissioner of Commerce. To extend the Minnesota Joint Underwriting Association's authority beyond the 180 day period a hearing must be held. Those classes of business for which the Minnesota Joint Underwriting Association was temporarily activated, by this notice and by previously published notices, must prove, at the hearing, that they meet the statutory requirements for coverage by the Minnesota Joint Underwriting Association.

Among those requirements are:

- (1) That members of those classes are unable to obtain insurance through ordinary means;
- (2) That the insurance being sought is required by statute, ordinance, or otherwise required by law, or is necessary to earn a livelihood or conduct a business; and
- (3) That the classes of business serve a public purpose.

The classes of business specified in this notice and previously published notices must be shown to meet the statutory requirements of the Minnesota Joint Underwriting Association's authority to provide coverage to them will end after 180 days from the date the notice of activation was published in the *State Register*.

Activation of a class of business does not guarantee coverage to any class member. Coverage of individual class members is determined by the Minnesota Joint Underwriting Association on a case by case basis once the class has been activated. The MJUA's address is: Pioneer Post Office Box 1760, St. Paul, Minnesota 55101. Their phone number is (612) 222-0484.

The Department strongly suggests that any persons affected by this hearing or otherwise interested in the proceedings familiarize themselves with the requirements of Chapter 62I and the contested case procedures prior to the hearing, that they take such other steps as are appropriate to protect their interest and that any questions they may have as to how to proceed or how to participate at the hearing be directed to the Administrative Law Judge prior to the hearing.

All interested or affected persons will have an opportunity to participate at the hearing. Questioning of agency representatives or witnesses, and of interested persons making oral statements will be allowed in the manner set forth in the *Rules* pertaining to contested cases (*Minnesota Rules* parts 1400.1500-1400.8400).

Anyone wishing to oppose activation beyond the 180 days for any particular class, must file a petition to intervene with the administrative law judge at least 10 days before the hearing date. If no notice to intervene is filed for a class, then the class is activated beyond the 180 day period without further action.

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

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

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

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

Dated: 19 September 1991

62I.21 ACTIVATION OF MARKET ASSISTANCE PLAN AND JOINT UNDERWRITING ASSOCIATION.

At any time the commissioner of commerce deems it necessary to provide assistance with respect to the placement of general liability insurance coverage on Minnesota risks for a class of business, the commissioner shall by notice in the *State Register* activate the market assistance plan and the joint underwriting association. The plan and association are activated for a period of 180 days from publication of the notice. At the same time the notice is published, the commissioner shall prepare a written petition requesting that a hearing be held to determine whether activation of the market assistance plan and the joint underwriting association is necessary beyond the 180-day period. The hearing must be held in accordance with section 62I.22. The commissioner by order shall deactivate the market assistance program and the joint underwriting association at any time the commissioner finds that the market assistance program and the joint underwriting association are not necessary.

62I.22 HEARING.

Subdivision 1. ADMINISTRATIVE LAW JUDGE. The commissioner shall forward a copy of the petition to activate the market assistance plan and the joint underwriting association with respect to a class of business to the chief administrative law judge. The chief administrative law judge shall, within three business days of receipt of the copy of the petition, set a hearing date, assign an administrative law judge to hear the matter, and notify the commissioner of the hearing date and administrative law judge assigned to the matter. The hearing date must be no less than 60 days nor more than 90 days from the date of receipt of the petition by the chief administrative law judge.

Subd. 2. NOTICE. The commissioner of commerce shall publish notice of the hearing in the *State Register* at least 30 days before the hearing date. The notice should be that used for rulemaking under chapter 14. Approval by the administrative law judge of the notice prior to publication is not required. The notice must contain a statement that anyone wishing to oppose activation beyond 180 days for any particular class, must file a petition to intervene with the administrative law judge at least ten days before the hearing date. If no notice to intervene is filed for a class then the class is activated beyond the 180 day period without further action.

Subd. 3. CONTESTED CASE; REPORT. The hearing and all matters after the hearing are a contested case under chapter 14. Within 45 days from the commencement of the hearing and within 15 days of the completion of the hearing of the administrative law judge shall submit a report to the commissioner of commerce. The parties, or the administrative law judge, if the parties cannot agree, shall adjust all time requirements under the contested case procedure to conform with the 45 day requirement.

Subd. 4. DECISION. The commissioner shall make a decision within ten days of the receipt of the administrative law judge's report.

Subd. 5. WAIVER OF MODIFICATION. If all parties to the proceeding agree, any of the requirements of this section may be waived or modified.

Subd. 6. CASE PRESENTATION. The department of commerce, upon request by small businesses as defined by section 14.115, subdivision 1, shall assist small businesses in any specific class requesting continuation of coverage beyond the 180 day period, in coordinating the class and presenting the case in the contested hearing.

Department of Labor and Industry

Labor Standards Division

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

On October 1, 1991 the commissioner will certify prevailing wage rates for highway/heavy and commercial construction projects in the following Minnesota counties: **Blue Earth, Brown, Cottonwood, Dodge, Faribault, Fillmore, Freeborn, Goodhue, Houston, Jackson, Lac qui Parle, Le Sueur, Lincoln, Lyon, Martin, Mower, Murray, Nicollet, Nobles, Olmsted, Pipestone, Redwood, Renville, Rice, Rock, Sibley, Steele, Wabasha, Waseca, Watonwan, Winona, Yellow Medicine.**

Official Notices

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 Council

Notice of Public Hearings on the Recommendations of the New-Airport Search Area Advisory Task Force as Contained in the Report, *Selecting a Search Area for a New Major Airport, Part 3: Recommended Search Area*

The Metropolitan Council will hold two public hearings on the recommendations of the New-Airport Search Area Advisory Task Force as contained in the report, *Selecting a Search Area for a New Major Airport, Part 3: Recommended Search Area*. This report recommends designating the Dakota Search Area, a 115-square mile area in east-central Dakota County, as the general location for a possible replacement airport for Minneapolis/St. Paul International Airport. The report also contains additional recommendations related to the search area and the planning process.

Public hearings are scheduled as follows:

Wednesday, Oct. 30, 1991, 9 a.m.
Metropolitan Council Chambers
Mears Park Centre
230 E. Fifth St.
St. Paul

Wednesday, Oct. 30, 1991, 7 p.m.
Rosemount High School Student Center
3335 142nd St. W.
Rosemount

All interested persons are invited to attend these hearings and offer comments. People may register in advance to speak by calling Donna Mattson at 291-6493. People are also encouraged to submit written comments by Nov. 11. Written comments received by that date will be considered by the Council's Metropolitan Systems Committee starting on Nov. 12. The Council will provide an additional 10-day public comment period following Systems Committee action on the report. The Metropolitan Council is expected to take final action on Dec. 19. Please submit written comments to John Kari, Metropolitan Council, Mears Park Centre, 230 E. Fifth St., St. Paul, MN 55101.

Copies of the task force report are available for public inspection at designated libraries throughout the region. For information on the location of these libraries or a free copy of the report, please call the Councils' Data Center at 291-8140.

Board of Nursing

Notice of Solicitation of Outside Information or Opinions Regarding Proposed and Amended Rules Relating to Continuing Education for Registered Nurses and Licensed Practical Nurses

NOTICE IS HEREBY GIVEN that the Minnesota Board of Nursing (hereinafter "Board") is seeking information or opinions from sources outside the Board in preparing to propose the adoption of rules relating to continuing education for licensed practical nurses and to amend rules relating to continuing education for registered nurses. The adoption and amendment of the rules are authorized by *Minnesota Statutes* sections 148.231 and 214.12. The Board requests information and opinions concerning the subject matter of the rules. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to:

Sandra J. MacKenzie, RN, Assistant Director
Minnesota Board of Nursing
2700 University Avenue West, #108
St. Paul, Minnesota 55114

Minnesota Pollution Control Agency

Ground Water and Solid Waste Division

Department of Agriculture

Agronomy Services Division

Notice of Permanent List of Priorities Among Releases or Threatened Releases of Hazardous Substances or Pollutants or Contaminants

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (MPCA), and the Minnesota Department of Agriculture (MDA), is publishing for public comment a proposed update of the Permanent List of Priorities (PLP) among releases or threatened releases of hazardous substances, pollutants, or contaminants for which the MPCA or the MDA may take removal or remedial actions under the Minnesota Environmental Response and Liability Act (MERLA), *Minnesota Statute* ch. 115B. The statutory basis for, and explanation of, the PLP is discussed below.

Pursuant to MERLA, *Minnesota Statute* § 115B.17 (1990), the MPCA is authorized to take any removal or remedial action which the MPCA deems necessary to protect the public health, welfare, or the environment whenever there is a release, or substantial threat of release, from a facility of any pollutant or contaminant which presents an imminent and substantial danger to the public health, welfare, or the environment, or whenever a hazardous substance is released or there is a threatened release of a hazardous substance from a facility.

Where the hazardous substance or pollutant or contaminant is an agricultural chemical, as defined in *Minnesota Statute* § 18D.01, subd. 3, the MDA is authorized under MERLA to take any removal or remedial action deemed necessary with regard to such releases or threatened releases, *Minnesota Statutes* §§ 115B.17, 115B.20, subd. 1 and 18D.1051 (1990).

Minnesota Statute § 115B.17, subd. 13 (1984), required the MPCA to establish priority rules among releases or threatened releases of hazardous substances, and pollutants or contaminants. The priority rules, *Minnesota Rules* ch. 7044, became effective on July 10, 1984.

Minnesota Statute § 115B.17, subd. 13 also requires the MPCA to adopt a Permanent List of Priorities (PLP) and to update the list annually according to the criteria set forth in the priority rules. Before any update of the PLP is adopted by the MPCA, it must be published in the *State Register* and a 30-day public comment period must be provided. This notice is, therefore, published to inform the public that the MPCA is proposing to update the December 1990 PLP and to solicit public comments *only* on the proposed modifications.

The proposed modifications to the December 1990 PLP are hereinafter referred to as the "proposed December 1991 Update of the PLP." The proposed December 1991 Update of the PLP was developed according to the process set forth in *Minnesota Rules* pt. 7044.0400 (1991). The proposed update includes sites which have been recommended by and will be under the administrative authority of the MDA. Each site listed has been ranked using the modified Hazard Ranking System (HRS) method as required by *Minnesota Rules* pt. 7044.1000 (1991). The modified HRS is based on the original HRS (HRS I) adopted by U.S. EPA as published in the *Federal Register* on July 16, 1982. U.S. EPA has since revised the HRS scoring system, as published in the *Federal Register* on December 14, 1990. Any new site which is proposed for the Federal National Priorities List (NPL) is required to be scored using the revised HRS (HRS II). The MPCA and the MDA will continue to utilize the original HRS (HRS I) for ranking sites, as required by *Minnesota Rules* pt. 7044.0400, until such time as State Rules are updated to reflect the revised HRS (HRS II). Each site has also passed the prescreening test of *Minnesota Rules* pt. 7044.1200 (1991) for eligibility.

The numerical scores generated by the HRS scoring process should not be interpreted as exact number priorities. The scores shown indicate the relative ranking and general classification of sites, but sites with scores within approximately ten points of each other may be considered roughly equivalent in terms of a known or possible public health or environmental threat. Generally, the cleanup of a hazardous waste site involves a three-phase program:

1. Remedial Investigation/Feasibility Study—investigation of the extent, magnitude, and nature of the release or threatened release, and identification, evaluation, and selection of appropriate removal or remedial action(s);
2. Remedial Design—detailed design of the selected removal or remedial action(s); and
3. Response Action—implementation of the selected removal or remedial action(s).

All sites listed on the proposed December 1991 Update of the PLP have been assigned to one or more response action classes as required by *Minnesota Rules* pt. 7044.0300 (1991). (The terms response action, removal action, and remedial action are defined in *Minnesota Statute* § 115B.02.) The proposed December 1991 Update of the PLP is presented by response action class. All sites within each class are presented in order of their HRS score. Each of the four response action classes is defined as follows:

Official Notices

CLASS A—Declared Emergencies. This class includes all sites at which an emergency has been declared by the MPCA Commissioner or MDA Commissioner pursuant to MERLA. According to *Minnesota Rules* pt. 7044.0200 subp. 4 (1991), an “emergency” means that “there is an imminent risk of fire or explosion, that a temporary water supply is needed where an advisory has been issued, or that immediate adverse human health effects may be anticipated due to direct contact or inhalation and an advisory has been issued.” An “advisory” is defined in *Minnesota Rules* pt. 7044.0200, subp. 3 to mean a warning by the MPCA Commissioner, Commissioner of the Minnesota Department of Health, Minnesota Department of Natural Resources, or the Minnesota Department of Agriculture issued to the public concerning a hazardous substance, or pollutant or contaminant at or near a site.

CLASS B—Response Actions Completed and Operation and Maintenance/Long-term Monitoring Ongoing. This class includes all sites where response actions have been completed and long-term monitoring of these completed response actions is in progress. This class also includes all sites where activities are necessary to operate and maintain response actions that have previously been completed. Examples include continued operation of a ground water pumpout system, long-term monitoring, and work necessary to maintain the integrity of the site such as maintaining cover or closure.

CLASS C—Response Actions Necessary or in Progress or First Year Operation and Maintenance at a Site. This class includes all sites where remedial design and implementation of response actions (other than Class A or B), such as barrel removal, soil decontamination, first year ground water pump out or monitoring, are necessary to effect a permanent remedy or cleanup of a site.

CLASS D—Remedial Investigations and Feasibility Studies (RI/FS) Necessary or in Progress. This class includes all sites which require a remedial investigation (RI) to determine the extent, magnitude, and nature of the release or threatened release, and a feasibility study (FS) to evaluate and select response action(s).

Funding sources for removal or remedial actions at a site include federal Superfund (CERCLA), state Superfund (MERLA), and funding by responsible parties. These sources of funding are noted in each of the class listings. In cases where site activities are funded by responsible parties, Requests for Response Action, Consent Orders, and Stipulation Agreements are noted.

Proposed changes to the December 1990 PLP, which are reflected in the proposed December 1991 Update of the PLP, include the following: site additions; site deletions; and changes in response action classification.

The MPCA proposes the following 3 sites be added to the December 1990 PLP (HRS scores are in parentheses): Korf Brothers Sanitary Landfill, Pine County (25); Lindala Sanitary Landfill, Wright County (29); Pine Street Dump, Hastings (32).

The MPCA proposes to delete the following 3 sites from the December 1990 PLP: Isanti Martin, Isanti County; Wadena Arsenic Site, Wadena County; Askov Ground Water Contamination, Pine County. The MPCA's Hazardous Waste Division will continue to oversee remedial measures at the Askov Ground Water Contamination Site under the State's Petroleum Tank Release Cleanup Program.

The MPCA proposes that changes in response action classification be made to 7 sites listed on the December 1990 PLP. Changes in response action classification come as a result of completion of certain tasks required for a site, or reassessment of the cleanup tasks required at a site based on additional site information. The proposed changes in response action classification are as follows: Joslyn Mfg. & Supply Co. (C,D to C); Schloff Chemical (C,D to A,C,D); Koch Refining/N-ReN Corp. (C,D to C); Valentine-Clark (C,D to A,C,D); Windom Dump (C,D to B); Ecolotech, Inc.-St. Paul (C to B); FMC Corp.-Fridley Plant (B,C to B).

In addition, the MPCA intends to add one agricultural chemical site to the December 1990 PLP, as recommended by MDA: Howe Chemical Soil Contamination Site, Martin County (12). The MDA published the proposed addition of the Howe Chemical Soil Contamination Site in the *State Register* on June 24, 1991. The public comment period for the addition of the site closed on July 26, 1991 and no comments were received. The MPCA has, therefore, included the Howe Chemical Soil Contamination Site on the proposed December 1991 PLP. The MDA will be the administering state agency for this site along with five current PLP sites: Lund's Farmer Seed and Nursery, St. Cloud; Central Co-Operative Oil Association, Medford; Lewiston Ground Water Contamination Site, Lewiston; Castle Rock Ground Water Contamination Site, Castle Rock; and Cedar Services, Minneapolis.

The December 1990 PLP listed 178 sites. As a result of the 3 proposed MPCA site additions, the 1 MDA site addition and 3 proposed site deletions, the proposed December 1991 Update of the PLP lists a total of 179 sites.

The PLP is required to be updated annually as specified by *Minnesota Rules* pt. 7044.0600 (1991) according to the criteria set forth in *Minnesota Rules* ch. 7044. Notice of any future updates of the PLP will be published in the *State Register* for the purpose of soliciting public comments.

Based on the above considerations, the proposed December 1991 Update of the PLP is offered for public comment. Only the changes proposed at this time are open for public comment. Additional information regarding specific sites on the proposed December 1991 Update of the PLP may be obtained by writing the Public Information Office, Minnesota Pollution Control Agency, 520 Lafayette Road North, St. Paul, Minnesota 55155, or phoning (612) 296-7283.

The MPCA invites members of the public to submit written comments on the proposed December 1991 Update of the PLP. To be considered, all written comments must be received no later than 4:30 p.m., October 31, 1991. Written comments regarding sites where MPCA is the administering agency should be submitted to:

Gary Krueger
 Program Development Section, Ground Water and Solid Waste Division
 Minnesota Pollution Control Agency
 520 Lafayette Road North
 St. Paul, Minnesota 55155

Any questions regarding sites where MDA is the administering agency should be submitted to:

Patricia Chabot
 Agronomy Services Division
 Minnesota Department of Agriculture
 90 West Plato Boulevard
 St. Paul, Minnesota 55107

All written comments received by the above deadline will be considered by the MPCA and MDA in establishing the December 1991 Update of the PLP.

Charles W. Williams
 Commissioner-MPCA
 Elton Redalen
 Commissioner-MDA

STATE OF MINNESOTA

Environmental Response and Liability Act
 Proposed December 1991 Permanent List of Priorities

CLASS A SITES

Declared Emergencies

<u>Site</u>	<u>Score</u>	<u>Comments</u>
Lakeland Ground Water Contamination	38	ERLA funded
St. Paul Park Ground Water Contamination	36	ERLA funded
Duluth Former City Dump	28	ERLA funded
Winona Ground Water Contamination (Clarks Lane/Gilmore Avenue)	25	ERLA funded
Schloff Chemical	7	ERLA funded
Valentine-Clark	4	ERLA funded

CLASS B SITES

Response Actions Completed and
 Operation and Maintenance/Long-Term Monitoring Ongoing

<u>Site</u>	<u>Score</u>	<u>Comments</u>
FMC Corp.—Fridley Plant (vault)	66	Consent Order 10/28/86
Boise Cascade/Medtronic, Fridley	59	Consent Decree 1/24/84
Boise Cascade/Onan, Fridley	59	Consent Decree 12/28/84
Oakdale Dump	59	Consent Order 7/26/83
Reilly Tar, St. Louis Park	59	Consent Decree 9/22/86
St. Regis Paper, Cass Lake	53	Consent Order 2/26/85
PCI, Inc., Shakopee	52	Consent Order 6/25/85
Burlington Northern, Brainerd	47	Consent Order 3/26/85
Faribault Coal Gasification Plant Site, Faribault	46	Consent Order 7/26/88
Whittaker Corporation, Minneapolis	40	Request for Response Action 4/23/85
General Mills, Minneapolis	39	
Electric Machinery, St. Cloud	38	Request for Response Action 3/23/86
Perham Arsenic Site, Otter Tail County	38	ERLA funded
Nutting Truck and Caster, Faribault	38	Consent Order 4/26/84
Windom Dump	38	Request for Response Action 6/24/86
Winona County Sanitary Landfill	34	Request for Response Action 3/26/85

Official Notices

<u>Site</u>	<u>Score</u>	<u>Comments</u>
Ironwood Sanitary Landfill (Advance Transformer), Spring Valley	34	Consent Order 8/26/86
Waite Park Ground Water Contamination Site	32	Request for Response Action 10/22/85
Kurt Manufacturing, Fridley	31	Consent Order 8/24/84
Atwater Municipal Well Field	31	ERLA funded
Jackson Municipal Well Field	26	ERLA funded
Weisman Scrap, Winona	25	Request for Response Action 3/25/86
Boise Cascade Paint Waste Dump, Rainer	17	Consent Order 6/25/85
Lund's Farmer Seed and Nursery, St. Cloud	14	ERLA funded
West Duluth Industrial Site	11	Stipulation Agreement 9/8/86
DNR—Duxbury Pesticide Site	11	Request for Response Action 12/18/84
3M Kerrick Disposal Site, Kerrick	9	Consent Order 1/25/84
Hutchinson Technology, Inc.	9	
Tonka/Woyke Site, Annandale	9	Consent Order 11/25/86
McLaughlin Gormley King Co., Minneapolis	4	Consent Order 11/19/85
Ecolotech, Inc.—St. Paul	3	
Hopkins Agricultural Chemical/Allied Chemical, Minneapolis	3	Request for Response Action 6/25/85
Minneapolis Community Development Agency/FMC	1	Consent Order 11/26/85

CLASS C SITES

Response Actions Necessary or in Progress
First Year Operation and Maintenance

<u>Site</u>	<u>Score</u>	<u>Comments</u>
U.S. Naval Industrial Reserve Ordnance Plant (NIROP), Fridley	63	Request for Response Action 5/22/84
Twin Cities Army Ammunition Plant/New Brighton/Arden Hills/ St. Anthony Site	59	Federal Facility Agreement 7/28/87
Reilly Tar, St. Louis Park	59	Consent Decree 9/22/86
Koppers Coke, St. Paul	55	Request for Response Action 3/25/86
Pine Bend Sanitary Landfill/Crosby American Demolition Landfill, Inver Grove Heights	52	Consent Order 4/23/85; 10/23/90
Anoka Municipal Sanitary Landfill, Ramsey	51	Consent Order 5/30/85
Waste Disposal Engineering, Andover	51	Consent Order 3/21/84
MacGillis & Gibbs, Co., New Brighton	48	ERLA funded; CERCLA funded
Bell Lumber & Pole, Co., New Brighton	48	Consent Order 5/30/85
Freeway Sanitary Landfill, Burnsville	46	Request for Response Action 2/25/86
University of Minnesota—Rosemount Research Center	46	Consent Order 5/30/85
Joslyn Mfg. & Supply Co., Brooklyn Center	44	Consent Order 5/30/85
Burnsville Sanitary Landfill	43	Request for Response Action 4/28/87
Oak Grove Sanitary Landfill, Anoka County	43	CERCLA funded
Dakhue Sanitary Landfill, Dakota County	42	Consent Order 6/23/87
Kummer Sanitary Landfill, Beltrami County	42	CERCLA funded
LeHillier/Mankato	42	CERCLA funded
Minnegasco, Minneapolis	42	Request for Response Action 6/24/86
Washington County Landfill, Lake Elmo	42	Consent Order 10/24/84
Conoco, Inc.—Wrenshall Refinery	41	Request for Response Action 6/23/87
Kandiyohi County Sanitary Landfill	41	
Shafer Metal Recycling, Minneapolis	41	Request for Response Action 3/26/91
Arrowhead Refinery Co., Hermantown	40	CERCLA funded
Ashland Refinery, St. Paul Park	40	
Flying Cloud Sanitary Landfill, Eden Prairie	40	Consent Order 9/25/85
NL Industries/Taracorp/Golden Auto, St. Louis Park	40	Consent Order 2/26/85
Kliver Sanitary Landfill, Douglas County	39	
B.J. Carney Pole Yard, Minneapolis	38	
Baytown Township Ground Water Contamination, Washington County	38	Request for Response Action 8/27/91

<u>Site</u>	<u>Score</u>	<u>Comments</u>
Burlington Northern Car Shops, Brainerd	38	
Burlington Northern Car Shops, Waite Park	38	
Brainerd Former City Dump	38	
Lakeland Ground Water Contamination	38	ERLA funded
Sauk Centre Sanitary Landfill	38	Request for Response Action 9/27/88
Rochester Gas Mfg. Site	37	
Faribault Municipal Well Field	36	
Robbinsdale Development Site	36	
St. Paul Park Ground Water Contamination	36	ERLA funded
Brooklyn Park Dump	35.5	
South Andover, Andover	35	CERCLA funded
Adrian Municipal Well Field	34	CERCLA funded
Ashland Oil—Cottage Grove	34	Request for Response Action 3/26/85
Battle Lake Area Sanitary Landfill, Otter Tail County	34	Request for Response Action 4/23/91
Chisago-Isanti County Sanitary Landfill	34	Request for Response Action 6/16/88
Grand Rapids Area Sanitary Landfill	34	
La Grande Sanitary Landfill, Douglas County	34	CERCLA funded
Lewiston Ground Water Contamination	34	
Pickett Sanitary Landfill, Hubbard County	34	Request for Response Action 4/26/88
St. Augusta Sanitary Landfill/Engen Dump, Stearns County	34	Request for Response Action 1/22/91; 6/25/91
Twin Cities Air Force Reserve Base, Minneapolis	34	Request for Response Action 11/28/89
3M Chemolite Disposal Site, Cottage Grove	33	Consent Order 5/30/85
Ashland Oil/Park Penta/Sonford Products Site, St. Paul Park	32	
Long Prairie Ground Water Contamination	32	ERLA funded; CERCLA funded
Pine Street Dump, Hastings	32	
St. Louis River/Interlake/Duluth Tar, Duluth	32	Request for Response Action 3/27/91
St. Louis River/U.S. Steel, Duluth	32	Consent Order 3/26/85
Westling Manufacturing, Princeton	32	
Atwater Municipal Well Field	31	ERLA funded
East Bethel Demolition Landfill	31	Consent Order 4/28/87
Highway 96 Dump	31	Request for Response Action 7/22/86
Honeywell, Inc.—Golden Valley Plant	31	Consent Order 11/19/85
Koch Refining/N-ReN Corp., Rosemount	31	Consent Order 10/22/85
Tonka Main Plant, Mound	31	Request for Response Action 7/22/86
Agate Lake Scrap Yard, Brainerd	30	Request for Response Action 1/28/86
Isanti Solvent Site, Isanti County	30	Consent Decree 11/12/87
Ritari Post and Pole, Wadena County	30	CERCLA funded
Greater Morrison Sanitary Landfill, Morrison County	29	
Lindala Sanitary Landfill, Wright County	29	
Louisville Sanitary Landfill, Jordan	29	Request for Response Action 9/23/86
Red Rock Sanitary Landfill, Mower County	29	
Western Lake Superior Sanitary District Landfill/Duluth Dump, St. Louis County	29	
Becker County Sanitary Landfill	28	
Dealers Mfg. Co., Fridley	28	
Duluth Former City Dump	28	Request for Response Action 8/23/88
Spring Grove Municipal Well Field	28	Consent Order 3/23/88
Yonak Sanitary Landfill, Wright County	28	
Koochiching County Sanitary Landfill	27	
Pipestone County Sanitary Landfill	27	
Electronic Industries, Inc., New Hope	26	Stipulation Agreement 1/24/84
Gofer Sanitary Landfill, Martin County	26	
Bueckers Sanitary Landfill, Stearns County	25	
Castle Rock Ground Water Contamination	25	
Dodge County Sanitary Landfill	25	
Elk River Sanitary Landfill	25	

Official Notices

<u>Site</u>	<u>Score</u>	<u>Comments</u>
Fergus Falls Sanitary Landfill	25	
Foot, S.B. Tanning Sludge Disposal Area, Red Wing	25	
Houston County Sanitary Landfill	25	
Korf Brothers Sanitary Landfill, Pine County	25	
Leech Lake Sanitary Landfill, Cass Lake	25	
Pine Lane Sanitary Landfill, Chisago County	25	
Ponderosa Sanitary Landfill, Blue Earth County	25	
Wadena Sanitary Landfill	25	
Winona Ground Water Contamination (Clarks Lane/Gilmore Avenue)	25	ERLA Funded
Andersen Corporation, Bayport	24	Consent Order 1/27/87
HWK Enterprises/Meeker Mfg./Design Classics/Litchfield Municipal Well Site, Litchfield	24	
Elysian Former City Dump	23	
Owatonna City Dump	23	
Ashland Oil Co.—Pine County	22	Request for Response Action 12/18/84
Salol Sanitary Landfill, Roseau County	22	
Wabasha County Sanitary Landfill	22	
Duluth Air Force Base	21	
Kanabec County (East Central) Sanitary Landfill	21	
Sheldahl, Northfield	21	
Trio Solvent Site, New Brighton	21	Request for Response Action 8/26/86
McGuire Wire Salvage Site, Mora	20	Request for Response Action 8/28/90
Hansen and Mankato Sanitary Landfill, Blue Earth County	19	
Killian Sanitary Landfill, Motley	19	
Interplastic Corp., Minneapolis	18	Request for Response Action 7/24/91
Northwoods Sanitary Landfill, St. Louis County	18	
Cedar Services, Minneapolis	17	
Clay County Sanitary Landfill	17	
Lansing Ground Water Contamination	17	ERLA funded
Tellijohn Sanitary Landfill, Le Sueur County	17	
Anchor Glass Container, Shakopee	16	
Central Cooperative Oil Association, Medford	16	
Woodlake Sanitary Landfill, Hennepin County	16	
Hopkins Sanitary Landfill	15	
Meeker County Sanitary Landfill	15	
Redwood County Sanitary Landfill	15	
Crow Wing County Sanitary Landfill	14	
East Mesaba Sanitary Landfill, St. Louis County	14	
Amdura, St. Paul	13	
Isanti Rumpel, Isanti County	13	Consent Decree 11/12/87
Waseca County Sanitary Landfill	13	
Howe Chemical Soil Contamination, Martin County	12	
DM&IR Car and Locomotive Shops, Duluth	11	
Glidden Company, Minneapolis	11	
West Duluth Industrial Site	11	Stipulation Agreement 9/8/86
Bassett Creek/Irving Avenue Dump, Minneapolis	10	
Karlstad Sanitary Landfill, Kittson County	10	
Schnitzer Iron and Metal Co., St. Paul	10	Consent Order 7/28/87
Northwest Refinery, Former, New Brighton	9	Request for Response Action 4/22/86
Sibley County Sanitary Landfill	9	
Ford—Twin Cities Assembly Plant, St. Paul	8	Request for Response Action 6/26/90
Fritz Craig Salvage Operation, Park Rapids	8	
Schloff Chemical, St. Louis Park	7	ERLA funded
Control Data Corporation—Printed Circuits Operation, St. Louis Park	6	Consent Order 4/26/88

<u>Site</u>	<u>Score</u>	<u>Comments</u>
Superior Plating Inc., Minneapolis	6	Request for Response Action 1/22/91
Kaplan, H.S. Scrap Iron and Metal Company, St. Paul	4	
Valentine—Clark, St. Paul	4	
Gopher Oil—Delaware, Minneapolis	3	
Gopher Oil—Thornton, Minneapolis	3	
Metals Reduction, St. Paul	2	

CLASS D SITES

Remedial Investigations/Feasibility Studies Necessary or in Progress

<u>Site</u>	<u>Score</u>	<u>Comments</u>
U.S. Naval Industrial Reserve Ordnance Plant (NIROP), Fridley	63	Request for Response Action 5/22/84
Twin Cities Army Ammunition Plant/New Brighton/Arden Hills/ St. Anthony Site	59	Federal Facility Agreement 7/28/87
Reilly Tar, St. Louis Park	59	Consent Decree 9/22/86
Koppers Coke, St. Paul	55	Request for Response Action 3/25/86
Pine Bend Sanitary Landfill/Crosby American Demolition Landfill, Inver Grove Heights	52	Consent Order 4/23/85; 10/23/90
MacGillis & Gibbs Co., New Brighton	48	ERLA funded; CERCLA funded
Bell Lumber & Pole Co., New Brighton	48	Consent Order 5/30/85
Freeway Sanitary Landfill, Burnsville	46	Request for Response Action 2/25/86
Burnsville Sanitary Landfill	43	Request for Response Action 4/28/87
Oak Grove Sanitary Landfill, Anoka County	43	CERCLA funded
Pig's Eye Landfill, St. Paul	42.5	
Dakhue Sanitary Landfill, Dakota County	42	Consent Order 6/23/87
Kummer Sanitary Landfill, Beltrami County	42	CERCLA funded
Minnegasco, Minneapolis	42	Request for Response Action 6/24/86
Conoco, Inc.—Wrenshall Refinery	41	Request for Response Action 6/23/87
Kandiyohi County Sanitary Landfill	41	
Shafer Metal Recycling, Minneapolis	41	Request for Response Action 3/26/91
Ashland Refinery, St. Paul Park	40	
Tower Asphalt, Lakeland	40	
Kluser Sanitary Landfill, Douglas County	39	
B.J. Carney Pole Yard, Minneapolis	38	
Baytown Township Ground Water Contamination, Washington County	38	Request for Response Action 8/27/91
Burlington Northern Car Shops, Brainerd	38	
Burlington Northern Car Shops, Waite Park	38	
Brainerd Former City Dump	38	
Lakeland Ground Water Contamination	38	ERLA funded
Sauk Centre Sanitary Landfill	38	Request for Response Action 9/27/88
Rochester Gas Mfg. Site	37	
Faribault Municipal Well Field	36	
Robbinsdale Development Site	36	
St. Paul Park Ground Water Contamination	36	ERLA funded
Brooklyn Park Dump	35.5	
South Andover, Andover	35	CERCLA funded
Adrian Municipal Well Field	34	CERCLA funded
Ashland Oil—Cottage Grove	34	Request for Response Action 3/26/85
Battle Lake Area Sanitary Landfill, Otter Tail County	34	Request for Response Action 4/23/91
Chisago—Isanti County Sanitary Landfill	34	Request for Response Action 6/16/88
Grand Rapids Area Sanitary Landfill	34	
La Grande Sanitary Landfill, Douglas County	34	CERCLA funded
Lewiston Ground Water Contamination	34	
Olmsted County Sanitary Landfill	34	
Pickett Sanitary Landfill, Hubbard County	34	Request for Response Action 4/26/88

Official Notices

<u>Site</u>	<u>Score</u>	<u>Comments</u>
St. Augusta Sanitary Landfill/Engen Dump, Stearns County	34	Request for Response Action 1/22/91; 6/25/91
Twin Cities Air Force Reserve Base, Minneapolis	34	
Ashland Oil/Park Penta/Sonford Products Site, St. Paul Park	32	
Pine Street Dump, Hastings	32	
St. Louis River/Interlake/Duluth Tar, Duluth	32	Request for Response Action 3/27/91
Westling Manufacturing, Princeton	32	
East Bethel Demolition Landfill	31	Consent Order 4/28/87
Hastings Former City Dump (Glendale Road)	31	
Highway 96 Dump	31	Request for Response Action 7/22/86
Isanti Solvent Site, Isanti County	30	Consent Decree 11/12/87
Ritari Post and Pole, Wadena County	30	CERCLA funded
Greater Morrison Sanitary Landfill, Morrison County	29	
Lindala Sanitary Landfill, Wright County	29	
Louisville Sanitary Landfill, Jordan	29	Request for Response Action 9/23/86
Red Rock Sanitary Landfill, Mower County	29	
Western Lake Superior Sanitary District Landfill/Duluth Dump, St. Louis County	29	
Becker County Sanitary Landfill	28	
Dealers Mfg. Co., Fridley	28	
Duluth Former City Dump	28	Request for Response Action 8/23/88
Yonak Sanitary Landfill, Wright County	28	
Koochiching County Sanitary Landfill	27	
Pipestone County Sanitary Landfill	27	
Gofer Sanitary Landfill, Martin County	26	
Bueckers Sanitary Landfill, Stearns County	25	
Castle Rock Ground Water Contamination	25	
Dodge County Sanitary Landfill	25	
Elk River Sanitary Landfill	25	
Fergus Falls Sanitary Landfill	25	
Foot, S.B. Tanning Sludge Disposal Area, Red Wing	25	
Houston County Sanitary Landfill	25	
Korf Brothers Sanitary Landfill, Pine County	25	
Leech Lake Sanitary Landfill, Cass Lake	25	
Pine Lane Sanitary Landfill, Chisago County	25	
Ponderosa Sanitary Landfill, Blue Earth County	25	
Wadena Sanitary Landfill	25	
Winona Ground Water Contamination (Clarks Lane/Gilmore Avenue)	25	ERLA funded
Anderson Corporation, Bayport	24	Consent Order 1/27/87
HWK Enterprises/Meeker Mfg./Design Classics/Litchfield Municipal Well Site, Litchfield	24	
Elysian Former City Dump	23	
Owatonna City Dump	23	
Ashland Oil Co.—Pine County	22	Request for Response Action 12/18/84
City of Rice Municipal Well #2	22	
Salol Sanitary Landfill, Roseau County	22	
Wabasha County Sanitary Landfill	22	
Duluth Air Force Base	21	
Kanabec County Sanitary Landfill	21	
Sheldahl, Northfield	21	
McGuire Wire Salvage Site, Mora	20	Request for Response Action 8/28/90
Hansen and Mankato Sanitary Landfill, Blue Earth County	19	
Killian Sanitary Landfill, Motley	19	
Interplastic Corp., Minneapolis	18	Request for Response Action 7/24/91
Northwoods Sanitary Landfill, St. Louis County	18	
Cedar Services, Minneapolis	17	

<u>Site</u>	<u>Score</u>	<u>Comments</u>
Clay County Sanitary Landfill	17	
Lansing Ground Water Contamination	17	ERLA funded
Tellijohn Sanitary Landfill, Le Sueur County	17	
Anchor Glass Container, Shakopee	16	
Central Cooperative Oil Association, Medford	16	
Woodlake Sanitary Landfill, Hennepin County	16	
Hopkins Sanitary Landfill	15	
Meeker County Sanitary Landfill	15	
Redwood County Sanitary Landfill	15	
Crow Wing County Sanitary Landfill	14	
East Mesaba Sanitary Landfill, St. Louis County	14	
Amdura, St. Paul	13	
Isanti Rumpel, Isanti County	13	Consent Decree 11/12/87
Waseca County Sanitary Landfill	13	
Howe Chemical Soil Contamination, Martin County	12	
Glidden Company, Minneapolis	11	
Bassett Creek/Irving Avenue Dump, Minneapolis	10	
General Coatings, Inc., Eagan	10	
Karlstad Sanitary Landfill, Kittson County	10	
Schnitzer Iron and Metal Co., St. Paul	10	Consent Order 7/28/87
Sibley County Sanitary Landfill	9	
Ford—Twin Cities Assembly Plant, St. Paul	8	Request for Response Action 6/26/90
Fritz Craig Salvage Operation, Park Rapids	8	
Schloff Chemical, St. Louis Park	7	ERLA funded
Superior Plating Inc., Minneapolis	6	Request for Response Action 1/22/91
Kaplan, H.S. Scrap Iron and Metal Company, St. Paul	4	
Valentine—Clark, St. Paul	4	
Gopher Oil—Delaware, Minneapolis	3	
Gopher Oil—Thornton, Minneapolis	3	
Metals Reduction, St. Paul	2	

NOTES:

Score—Hazard Ranking System score.

COMMENTS:

If a Consent Order, Consent Decree, Request for Response Action, or Stipulation Agreement is indicated, a Responsible Party is undertaking the necessary response actions pursuant to an enforceable document.

If CERCLA or ERLA funding is indicated, the MPCA or MDA is using federal or state Superfund monies, respectively, to finance the necessary response actions being conducted by an MPCA or MDA contractor.

Public Utilities Commission

**Notice of Intent to Solicit Outside Information or Opinions Regarding Proposed Rules
Governing the Inclusion of Environmental Costs in Utility Avoided Cost Rates for Energy
Purchased from Qualifying Facilities, Docket No. E-999/R-91-675**

NOTICE IS HEREBY GIVEN that the Minnesota Public Utilities Commission (Commission) is seeking information or opinions from outside sources in preparing to propose the adoption of rules governing the inclusion of environmental costs in utility avoided cost rates for energy purchased from qualifying facilities. The adoption of the rules is authorized by *Minnesota Statutes* § 216B.164, subd. 4 (Supp. 1991), which requires the Commission to include the value of environmental costs in the utility's avoided cost payments to qualifying facilities. This statute directs the Commission, to the extent possible, to quantify and value all environmental costs associated with each method of electricity generation.

The Commission requests information or opinions concerning the subject matter of the rules. In addition to soliciting general information and opinions which interested persons deem relevant, the Commission has identified the following specific issues:

Official Notices

(1) The study by the Pace University Center for Environmental Legal Studies, *Environmental Costs of Electricity* (1990), is a major source of information on the valuation of environmental costs. What other sources should be consulted for the rulemaking? (If possible, please provide a copy of written materials you suggest or sufficient information to allow the Commission to obtain copies.)

(2) How should "environmental costs" be defined? Should they include effects on air quality only, or should other effects on the natural environment (such as land use and water quality) be considered? Are there other categories of environmental effects which should be considered, and if so, what are they? What specific effects should be included in each category? (For example, air quality might include the effects of sulphur dioxide emissions, nitrogen oxide emissions, etc.)

(3) How should environmental costs be measured? Some possible methods include direct damage cost estimates, indirect cost estimates (revealed preferences), contingent valuation (such as conducting consumer surveys on willingness to pay), and mitigation cost estimates. Should different categories of costs be measured by different methods?

(4) How should environmental costs be quantified for the various methods of electrical generation? Should costs be grouped according to fuel source (such as solar, wind, coal, nuclear, etc.), according to technology (such as coal-fired steam electric plant, nuclear power plant, gas turbine, wind turbine, etc.) or according to some other criterion?

(5) Should the environmental cost for each method of electric generation be determined separately for each utility or for certain groups of utilities, or should the same cost estimates apply to all utilities?

(6) Should the rule specify dollar values for each category of environmental costs, specify calculation formulas, or provide more general guidelines? How should the rule allow for updates to environmental cost estimates due to changes in cost levels, measurement techniques, technology, etc.?

(7) How should the environmental costs be factored into the calculation of a utility's avoided cost? Should the avoided cost rate paid by the utility to a qualifying facility reflect a "net avoided environmental cost? (Net environmental cost would be the difference between the environmental costs of the utility's avoided generation method and the environmental costs of the qualifying facility's generation method.)

(8) Would adoption of these rules require changes to the Commission's existing cogeneration and small power production rules (*Minnesota Rules*, parts 7835.0100 to 7835.9910) or other rules?

Interested persons or groups may submit data or views in writing or orally. Written statements or comments should be directed to:

Dan Lipschultz	150 East Kellogg Boulevard
Minnesota Public Utilities Commission	St. Paul, MN 55101
780 American Center Building	(612) 296-9617

Oral statements or comments will be received 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 Monday, November 4, 1991**. Any written materials received by the Commission shall become part of the rulemaking record in the event that the rules are adopted.

Richard R. Lancaster
Executive Secretary

Department of Trade and Economic Development

Community Development Division

Notice of Small Cities Development Program 1991 Performance Evaluation Report Available for Review and Comment

NOTICE IS HEREBY GIVEN that the Department of Trade and Economic Development, Community Development Division, has prepared the annual Small Cities Development Program's Performance Evaluation Report (PER) for submission to the U.S. Department of Housing and Urban Development. The PER is a complete listing of funded projects from FY 1984 through 1991. Copies of the PER are available to any interested party. In addition, comments on the PER are welcome. Requests for, and comments on the PER may be written or oral and should be directed to:

Louis Jambois
Community Development Division
Minnesota Department of Trade and Economic Development
150 East Kellogg Boulevard
St. Paul, MN 55101
612/297-3172

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.

Department of Commerce

Request for Proposals on Bid Specifications for Organizations and Individuals Wishing to Act as the Testing Service on Behalf of the Minnesota Commerce Department *Minnesota Statute 326.89, Subd. 3*

I. INTRODUCTION AND BACKGROUND

The Minnesota Department of Commerce (hereinafter the "Department") is soliciting bids from individuals or organizations qualified to administer the building contractor and remodelers license examinations established pursuant to *Minnesota Statute 326.89 Subdivision 3*. The individuals or organizations (hereinafter, the "testing service") will provide services to develop and administer the license examination. A person (hereinafter, the "candidate") who wishes to obtain a building contractor and remodelers license must complete a license examination.

Selection of a testing service will be made in the best interest of the Department based upon the bids submitted and the quality of service indicated. Follow-up information may be requested from any bidder after the deadline to clarify any portion of the proposal. The Department intends to select a testing service as soon as reasonably possible.

II. TESTING SERVICE RESPONSIBILITIES

The testing service shall:

A. Provide test development services including but not limited to the following:

1. To meet and cooperate with Department staff, Builders State Advisory Council members and any other persons designated by the Commissioner of Commerce to assist in the development of the test questions; provide instruction on question-writing techniques, including sample questions and other information to assist in test question development;
2. Receive, edit and proofread newly written questions;
3. Prepare the test form for production, including professional editing and proofreading;
4. Conduct a test sensitivity review to eliminate content which is considered potentially offensive or inappropriate for either racial or gender subgroups;
5. Conduct a cut-score meeting for the purpose of assisting the client in establishing a minimum passing score.

B. Provide test administration services, including but not limited to the following:

1. Establish a minimum of five test centers, at least four which would be located outside the metropolitan area of Minneapolis/St. Paul, and at least one located in the metropolitan area; provide all test center personnel and physical facilities adequate for testing; the testing service will be responsible for all personnel and facility expenses; establish and maintain a permanent test site within the metro area where applicants can take the exam Monday-Friday 8:00-4:30; all other sites to have an administration once a month;
2. Train test site administrators in security procedures, test administration, irregularity handling, and other processes related to test administration; provide site administrators adequate test materials for administration of the examination;
3. Provide walk-in registration of candidates on the day of the test administration, if there are vacant chairs available after pre-registered candidates have been seated;
4. Score and report test results to applicant no later than 15 working days after the administration;
5. Be responsible for the total license test pre-registration process, including handling registration forms and fees; print pre-registration admission cards for all prepaid candidates and mail them in advance of the test administration; notify the Department four working days in advance as to the numbers of pre-registered candidates;
6. Develop, edit, print and provide to the Department and pre-registered candidates a candidate handbook containing information regarding test sites, dates, times, license information, test preparation guides and exam pre-registration forms;
7. Include accommodations for the handicap and provide special arrangements for a reader upon a candidates request and for a candidate that has a religious conflict with a test date;
8. Provide for security at test sites and with regard to the examination and questions;
9. Vigorously pursue any security violations;

Professional, Technical & Consulting Contracts

10. Provide assistance in response to challenges to test questions;
11. Provide a tentative time table for implementation of the building contractor and remodelers license examination development and administration, including administration of the first test within six months to a year from on or about October 15, 1991;
12. Provide score reports with specific areas of strength and weaknesses of the candidate.
13. Provide the Department with the electronic equipment to access Minnesota candidate pre-registration and test result data maintained by the testing service.

III. INFORMATION REQUIRED IN PROPOSAL

In addition to agreeing to and detailing how it intends to fulfill the preceding itemized responsibilities, any prospective testing service must provide the following information:

A. Qualifications and Background

The testing service should possess management and organizational skills and experience; oral and written communication skills; a familiarity with administering other licensing examinations; problem-solving skills.

B. References and Current Operations

A list of other states for which the prospective testing service has provided or is now providing services similar to those sought by the request for proposal, and the nature of the services provided to each. Entities listed as references may be contacted by the Department as part of the evaluation of proposal.

IV. FORM OF COMPENSATION

Proposals to act as the testing service for the building contractor and remodelers license examination are to include a proposed fee schedule. The fee schedule should include all fees to be charged to candidates, for standard and optional services.

There is to be no cost to the Department for any portion of the program.

V. DURATION OF CONTRACT

The proposed contract period for the testing service will be for a two year period commencing on or about October 15, 1991 and expiring on June 30 of 1993 with an automatic annual renewal.

The commissioner of commerce reserves the right to request clarification or elaboration of any segment of any proposal and to negotiate in the best interest of the department.

VI. ADDITIONAL PROPOSAL AND CONTRACT REQUIREMENTS

A. Duration of Offer:

All proposals must indicate that they are valid for 90 days. This period may be extended by mutual agreement between the testing service and the Department.

B. Public Status of Proposals Submitted:

All proposals submitted in response to this Request for Proposals will become the property of the Department. Such proposals shall also constitute public records and shall be available for view and reproduction by any person after the choice of a testing service has been made.

VII. SCHEDULE FOR BIDS

All bids must be received in the Commerce Department by October 30, 1991 at 4:30 p.m. The Department of Commerce will make its decision on which testing service bid to accept as soon as reasonably possible.

VIII. FURTHER CONTRACT INFORMATION

For purposes of inquiry, contact:

Ms. Lenor A. Scheffler-Rice
Department of Commerce
Licensing Unit
133 East 7th Street
St. Paul, MN 55101
(612) 297-4630

Department of Health

Notice of Request for Proposals for Developing New Community Coalitions to Implement Community-based Chronic Disease Prevention Programs

Purpose

The Minnesota Department of Health (MDH), Division of Health Promotion and Education, Health Behavior Development and Education Section is seeking proposals from Community Health Boards to develop a new community coalition, for communities with a population less than 15,000, that will design and implement a community-based chronic disease prevention initiative. Two grants will be awarded.

Eligibility Criteria

Eligible applicants for this grant are Community Health Boards.

Goals and Objectives of Program

This project will demonstrate the effectiveness of the community-based model at facilitating broad citizen involvement in assessing needs, planning, implementing, and evaluating programs that prevent and control chronic disease. The goal of the program is to empower small communities to identify their chronic disease problems, develop interventions to address those problems, and identify the resources to carry out those interventions.

Scope of Project

The proposed community can be defined in one of three ways: a county with a population of less than 15,000; a small municipality or neighborhood; or a geographic cluster of small municipalities that share services. However the community is defined, the proposed site must meet the requirement of a population size that is less than 15,000.

A new community coalition can be defined in the following ways: members of the community drawn together for this proposal from many sectors of the community, such as the media, business, civic and education groups, community volunteers, churches, service clubs, primary care clinic, hospital, and voluntary organizations; or existing groups which are in the process of re-organizing around chronic disease prevention; or new coalitions, formed prior to this RFP, which have not yet finalized their membership or goals and objectives and can meet the requirements of this proposal.

Budget/Time Frame

This grant activity is fairly small in its scope and in the size of the award, primarily providing "seed money" to create a new community health promotion coalition. The MDH will support two projects for a 22 month period of time, funded through two grant periods. Over the two periods, individual awards will range from \$5,000 to \$10,000 per period. For the first period, the average award will be \$8,300. Funding for the second period will be greater than that of the first period but not exceed \$10,000.

The first grant period will fund planning and coalition activities from November 1, 1991 through August 31, 1992. The second grant period will fund intervention activities from September 1, 1992 through August 31, 1993. Awards will be provided through two annual contracts. Size of awards and continuation over a two year period are contingent upon funding provided by the Centers for Disease Control. In addition to financial support the MDH will also provide technical assistance in design and implementation of the community-based chronic disease prevention programs.

Proposal Information

Prospective applicants who have any questions and/or would like a copy of the Request for Proposal may call or write:

Jim Bluhm/Chris Kimber
Health Promotion and Education
Minnesota Department of Health
717 Delaware Street SE
P.O. Box 9441
Minneapolis, MN 55440
Telephone: 612/623-5731

Proposals must be received by 4:30 p.m., October 25, 1991.

Professional, Technical & Consulting Contracts

Department of Human Services

Mental Health Division

Request for Proposals for Compulsive Gambling Treatment Programs

The Minnesota Department of Human Services wishes to inform all interested parties of an extension of the October 18, 1991 deadline published in the *State Register* on September 9, 1991, (CITE 16 S.R. 555) to respond to Requests For Proposals (RFP) for: (1) Demonstration Programs for Outpatient Treatment of Adults and Juveniles Who Are Problem or Compulsive Gamblers, and (2) Outcome Evaluation of Demonstration Programs for Outpatient Treatment of Adults and Juveniles Who Are Problem or Compulsive Gamblers. The new response deadlines are: (1) 4:30 p.m., November 1, 1991, for Demonstration Programs for Outpatient Treatment of Adults and Juveniles Who Are Problem or Compulsive Gamblers, and (2) 4:30 p.m., November 18, 1991, for Outcome Evaluation of Demonstration Programs for Outpatient Treatment of Adults and Juveniles Who Are Problem or Compulsive Gamblers. Direct proposals and inquiries to:

Alan Mathiason
Department of Human Services
444 Lafayette Rd.
St. Paul, MN 55155-3828

Department of Jobs and Training

Notice of Request for Proposals (RFP)—Youth Employment and Housing Program

The Minnesota Department of Jobs and Training announces the availability of funding under the Youth Employment and Housing Program (Authorized by *Minnesota Laws*, Section 268.361 to 268.367). The Request for Proposals is for the design of programs to provide specialized training, work experience and education for youth, 16 through 21 years of age, at risk of not completing their high school education. A unique requirement of the program design is that work projects must result in the expansion of residential units for homeless persons and very low income families. The total amount of funding available for 1991 is \$100,000. Applicants are required to match grant funds with an equal amount of non-state funds. For a copy of the RFP, contact:

Kay Tracy
Community-Based Services Division
Minnesota Department of Jobs and Training
690 American Center Building
150 East Kellogg Blvd.
St. Paul, Minnesota 55101
612/296-6064 or 1-800-456-8519

Applications for funding are due no later than 4:30 p.m. on Thursday, October 31, 1991.

Minnesota Historical Society

Notice of Contract Availability for Dimming System Installation I Galleries A and B

Minnesota History Center, 160 John Ireland Blvd., St. Paul, MN

The Minnesota Historical Society is soliciting bids from qualified electrical contractors for the installation of a dimming system in Galleries A and B at its Minnesota History Center pursuant to specifications dated September 20, 1991.

Copies of the specifications may be obtained by calling Gary W. Goldsmith, Contracting Officer, at (612) 296-2155.

A mandatory pre-bid conference will be conducted October 2, 1991 at 8:30 a.m. Bids are due at 2:00 p.m. October 11, 1991. See contract and bidding documents for details.

The work will be performed under contract. All employees performing work under the contract must be paid according to Minnesota prevailing wage statutes.

Minnesota Workers' Compensation Assigned Risk Plan

Notice of Request for Proposal ("RFP") for Services to be Provided to the Minnesota Workers' Compensation Assigned Risk Plan ("Plan")

The Plan is soliciting proposals from qualified entities to provide one or more of the following services: (1) policy issuance and premium collection services; (2) premium audit services; (3) loss control services; or (4) claims administration services. An entity proposing to provide claims administration and/or policy issuance and premium collection services must either be an insurance company licensed pursuant to *Minnesota Statutes* Sect. 60A.06, subd. 1, clause (5), paragraph (b), or a self-insurance administrator licensed pursuant to *Minnesota Statutes* Sect. 176.181, subd. 2, clause (2), paragraph (a). A company with a license application pending is eligible to respond to the RFP.

Interested parties may obtain the RFP from Ms. Kristin C. Devine at the Plan Administrative Office at (612) 924-6972. Responses to the RFP will be due at 4:00 p.m., November 15, 1991.

State Contracts and Advertised Bids

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

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

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

Materials Management Division—Department of Administration:

Contracts and Requisitions Open for Bid

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

Commodity: Knowledge engineering services

Contact: Don Olson 296-3771

Bid due date at 2pm: October 15

Agency: Intertech

Deliver to: St. Paul

Requisition #: Request for proposal

Commodity: Micro reader/printer

Contact: Jack Bauer 296-2621

Bid due date at 4:30pm: September 30

Agency: Minnesota Department of Transportation

Deliver to: Detroit Lakes

Requisition #: B 79400-03265

Commodity: Communication equipment—microwave

Contact: Pam Anderson 296-1053

Bid due date at 4:30pm: October 5

Agency: Board of Voc-Tech Education/Air Traffic

Deliver to: Eden Prairie

Requisition #: B 36100-50561

Commodity: Gasoline & diesel fuel (transport and tankwagon deliveries)

Contact: Dale Meyer 296-3773

Bid due date at 2pm: October 10

Agency: Various

Deliver to: Various

Requisition #: Price contract

Commodity: Microcom modem

Contact: Bernadette Vogel 296-3778

Bid due date at 4:30pm: October 2

Agency: Board of Voc-Tech Education

Deliver to: St. Paul

Requisition #: B 36000-22590

Commodity: Sewer repair

Contact: Pam Anderson 296-1053

Bid due date at 4:30pm: October 5

Agency: Minnesota Department of Transportation

Deliver to: Various places

Requisition #: B 79000-21905

Commodity: Install quarry tile

Contact: Pam Anderson 296-1053

Bid due date at 4:30pm: October 9

Agency: Building Construction Division

Deliver to: Brainerd

Requisition #: B 02310-19685

State Contracts and Advertised Bids

Commodity: Maintenance on sun microsystem
Contact: Joan Breisler 296-9071
Bid due date at 2pm: October 9
Agency: St. Cloud State University
Deliver to: St. Cloud
Requisition #: B 26073-23146

Commodity: Petro storage units
Contact: Brenda Thielen 296-9075
Bid due date at 2pm: October 9
Agency: Minnesota Department of Transportation
Deliver to: Various places
Requisition #: B 79000-21886

Commodity: Shrink wrap
Contact: Jack Bauer 296-2621
Bid due date at 4:30pm: October 5
Agency: Minnesota Department of Administration
Deliver to: St. Paul
Requisition #: B 02520-20836

Commodity: Construction material—lumber
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 5
Agency: Facilities Management Office
Deliver to: Little Falls
Requisition #: B 01000-06801

Commodity: Camcorder
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 5
Agency: Moorhead State University
Deliver to: Moorhead
Requisition #: B 26072-03452

Commodity: Plywood
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 5
Agency: Minnesota Correctional Facility
Deliver to: Stillwater
Requisition #: B 78620-00415

Commodity: Building materials—chemical storage building
Contact: Pam Anderson 296-1053
Bid due date at 2pm: October 5
Agency: Minnesota Department of Transportation
Deliver to: Brainerd
Requisition #: B 79000-21906

Commodity: Belden cable
Contact: Joan Breisler 296-9071
Bid due date at 4:30pm: October 4
Agency: St. Cloud State University
Deliver to: St. Cloud
Requisition #: B 26073-23149

Commodity: Meat for October delivery
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: October 4
Agency: Minnesota Correctional Facility
Deliver to: St. Cloud
Requisition #: B 78830-11011

Commodity: Central recording equipment
Contact: Jack Bauer 296-2621
Bid due date at 4:30pm: October 9
Agency: Mankato State University
Deliver to: Mankato
Requisition #: B 26071-11034

Commodity: Copier rental
Contact: Jack Bauer 296-2621
Bid due date at 2pm: October 9
Agency: Winona State University
Deliver to: Winona
Requisition #: B 26074-14156

Commodity: Mailing system
Contact: Jack Bauer 296-2621
Bid due date at 4:30pm: October 9
Agency: Minnesota Correctional Facility
Deliver to: Red Wing
Requisition #: B 78760-03034

Commodity: Copier purchase
Contact: Jack Bauer 296-2621
Bid due date at 4:30pm: October 9
Agency: Minnesota Department of Corrections
Deliver to: North Mankato
Requisition #: B 78500-30179

Commodity: Tractor/sweeper
Contact: Mary Jo Bruski 296-3772
Bid due date at 4:30pm: October 7
Agency: Normandale Community College
Deliver to: Bloomington
Requisition #: B 27156-10808-1

Commodity: Lumber and miscellaneous building materials
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 4
Agency: Facilities Management Office
Deliver to: Little Falls
Requisition #: B 01000-06829

Commodity: Radiation instructions
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 8
Agency: Minnesota Department of Health
Deliver to: Minneapolis
Requisition #: B 12200-82412

Commodity: Lumber
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 4
Agency: Department of Natural Resources—Regional Headquarters
Deliver to: Grand Rapids
Requisition #: B 29002-21797

Commodity: 8mm video player—Sony
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 4
Agency: Department of Labor & Industry
Deliver to: St. Paul
Requisition #: B 42704-17028

Commodity: Dial access paging terminal
Contact: Joan Breisler 296-9071
Bid due date at 4:30pm: October 4
Agency: Minnesota Correctional Facility—Faribault
Deliver to: Faribault
Requisition #: B 78790-20311

Commodity: Auto maintenance supplies
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: October 7
Agency: Department of Natural Resources—Southern Service Center
Deliver to: St. Paul
Requisition #: B 29008-80480

Commodity: Automated retrieval system
Contact: Jack Bauer 296-2621
Bid due date at 2pm: October 10
Agency: Minnesota Correctional Facility
Deliver to: Stillwater
Requisition #: B 78620-00416

Commodity: Infrared detectors
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 8
Agency: Department of Public Safety
Deliver to: St. Paul
Requisition #: B 07300-26126

Commodity: Sound level meters
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 4
Agency: Minnesota Department of Health
Deliver to: Minneapolis
Requisition #: B 12200-82413

Commodity: Water test equipment
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 8
Agency: Minnesota Pollution Control Agency
Deliver to: St. Paul
Requisition #: B 32100-30631

Commodity: Enrollment management action software
Contact: Joan Breisler 296-9071
Bid due date at 4:30pm: October 8
Agency: Fond Du Lac Community
Deliver to: Cloquet
Requisition #: B 27163-63154

Commodity: Piano tuning services
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: October 7
Agency: Normandale Community College
Deliver to: Bloomington
Requisition #: B 27156-10787

Commodity: Meat for November delivery
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: October 10
Agency: Minnesota Correctional Facility—Faribault
Deliver to: Faribault
Requisition #: B 78790-20304

Commodity: Cardboard bailer
Contact: Jack Bauer 296-2621
Bid due date at 4:30pm: October 8
Agency: Minnesota Department of Transportation
Deliver to: Fort Snelling
Requisition #: B 79000-21891

Commodity: Sign holder
Contact: Jack Bauer 296-2621
Bid due date at 4:30pm: October 8
Agency: Minnesota Department of Transportation
Deliver to: Willmar
Requisition #: B 79800-03889

Commodity: Solenoid valves
Contact: Mary Jo Bruski 296-3772
Bid due date at 4:30pm: October 7
Agency: Minnesota Department of Transportation
Deliver to: Golden Valley
Requisition #: B 79500-22505

Commodity: Steel: for license plates
Contact: Patricia Anderson 296-3770
Bid due date at 2pm: October 16
Agency: Public Safety Department
Deliver to: Minnesota Correctional Facility/St. Cloud
Requisition #: Price contract

State Grants

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

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

Department of Human Services

Family Self-Sufficiency Administration Refugee and Immigrant Assistance Division

Request for Proposals for Chemical Health Services for Southeast Asian Students in Ramsey County

NOTICE IS HEREBY GIVEN that the Refugee and Immigrant Assistance Division, Family Self-Sufficiency Administration, Minnesota Department of Human Services, is seeking proposals for chemical health services to Southeast Asian students in Ramsey County for the period January-September 1992.

Funding is from the federal Chemical and Drug Abuse Block Grant in the amount of \$40,000.00.

To be considered for funding, proposals must be post-marked or hand-delivered to the Refugee and Immigrant Assistance Division by 4:20 P.M., CDT, October 30, 1991. We reserve the right not to act on this RFP.

State Grants

We anticipate issuing a nine-month contract that is renewable for two additional years subject to the availability of federal funds. Please direct all questions and request for copies of the full Request for Proposals to:

Minnesota Department of Human Services
Refugee and Immigrant Assistance Division
Human Services Building
444 Lafayette Road
St. Paul, Minnesota 55155-3837
612-296-1383

Announcements

Department of Natural Resources—OCTOBER 1991 EVENTS:

- 4-6 Myre-Big Island Rendezvous and Festival
 - 5 "Dog Gawn" Fun Run, Jay Cooke State Park
 - 5-6 October Fest, Wm. O'Brien State Park
 - 16 Fall Turkey Hunting Opener
 - 12* Moose Hunting Opener, N.W. Zone
 - 12* Pheasant Hunting Opener
 - 25* Furbearer Opener (statewide)—raccoon, fox
 - 26* Furbearer Opener (north)—mink, muskrat, beaver, otter
- * = Tentative Dates

Fall Fishing and Hypothermia: "Late season anglers need to be aware that capsizing or falling overboard into cold water can mean the rapid onset of hypothermia and drowning, even for strong swimmers," according to Tim Smalley, Minnesota Department of Natural Resources (DNR) boating safety specialist.

Hypothermia is where the chilling effects of cold water causes the loss of body heat faster than it can be produced, eventually causing unconsciousness and drowning or death by heart failure.

"Four anglers died in late season boating accidents in 1990," Smalley noted. "Hypothermia was a contributing factor in all the fatalities, and is involved in at least 50 percent of all fishing boat deaths over the season."

The DNR offers this information to help late-season anglers avoid hypothermia:

- Hypothermia usually kills victims in the water by eliminating their ability to swim or stay afloat;
- Hypothermia can occur on the land or in the water, although water robs body heat 25 times faster than air of the same temperature;
- Alcoholic beverages do not keep you warm, and in fact can speed the onset of hypothermia;
- Water less than 70 degrees is cold enough to cause hypothermia.

Symptoms of hypothermia are:

- Continual shivering (although shivering stops in extreme cases);
- Poor coordination, slurred and slow speech, numb hands and feet;
- Dazed or confused behavior, hallucinations, personality changes (usually to the exact opposite of victim's normal personality).

Rescue is not always immediate. If you wind up in cold water, you can delay the onset of hypothermia if you:

Wear Your PFD (Personal Flotation Device or life preserver). A vest or float coat style PFD increases your survival time by decreasing the amount of movement required to stay afloat and helping insulate against heat loss.

Get Back in the Boat. The importance of getting back into your boat can't be overemphasized. If you can't right a capsized boat, climb on top and hang on.

Keep Your Shirt On (and everything else). Almost all clothing, even hip boots and waders, will float for an extended period of time. As long as you remain calm and don't thrash around, air trapped in clothing fabric will hold considerable buoyancy. Only remove clothing if it is hampering your efforts to climb back into the boat.

Think or Swim. Don't try to swim for safety unless your boat has sunk. Studies show that a strong swimmer has only a 50/50 chance of swimming one-half mile in 50 degree water. Your chances of being sighted by a rescuer are greater if you stay with your capsized boat.

H.E.L.P. The heat escape lessening position (H.E.L.P.) begins by crossing your ankles, then your arms over your chest, lean back and try to relax. A PFD is a must for using this strategy.

Treatment. Remove the victim from the cold, and under supervision, rewarm slowly. Call for medical assistance in all but the slightest cases. Hypothermia victims must be handled gently due to increased chance of cardiac arrest. Hypothermia is over when the victim is rewarmed to the point of sweating.

DO'S

- Shelter the victim from the wind and the rain.
- Replace wet clothes with dry warm clothes or blankets.
- Call for medical assistance.
- Encourage the victim to move.
- Keep victim awake and talking.
- Huddle together for warmth.
- Apply warm compresses, warmed rocks wrapped in towels, or water bottles less than 110 degrees.
- Encourage the victim to drink as much warm, sweet liquid as possible (no alcohol).

DONT'S

- Never leave a victim alone.
- Never transport a victim if medical assistance can be brought to the victim.
- Never give alcoholic beverages to a victim.
- Never give the victim any medications.
- Never massage or jostle the victim.
- Never let the victim smoke.

For more information, contact the Minnesota DNR Boat & Water Safety Section, 500 Lafayette Road, St. Paul, MN 55155-4046, or call toll free 1-800-652-9747, ask for the DNR, and request the free pamphlet "Hypothermia, the Cold Facts."

Unemployment Rate was 4.8 Percent in August Commissioner R. Jane Brown of the Minnesota Department of Jobs and Training announced today. The previous rate, in July, was 4.4 percent.

"An increase at this time of year is not uncommon," Brown said, "although this one is steeper than usual. The average July-to-August change since 1981 has been a rise of one-tenth of a point."

Minnesota continues to have lower unemployment than the nation as a whole. The state's jobless measure for August was up two-tenths of a point from one year ago. The national rate this month was 6.5 percent, which is 1.1 points higher than it was a year ago.

Another joblessness indicator, the number of people claiming unemployment insurance benefits, is running about 14 percent above 1990.

Both measures of employment, total employment and payroll employment, indicated some weakness in the job market. Total employment in August showed a gain of 1.0 percent over a year ago, and non-agricultural payroll employment went up 0.6 percent during the year.

August 1991 payroll data counted jobs up 2,200 from July. This is just half of the average July-to-August gain over the past five years—4,400. Similarly, payroll jobs increased 12,000 over the past year, but that was significantly less than the five-year average increase of 49,800 and the ten-year average of 36,600.

Although service jobs increased by 16,700 from August 1990, durables manufacturing lost 8,700 and construction lost 4,300. The losses essentially offset the gain in service jobs.

Getaway in Style

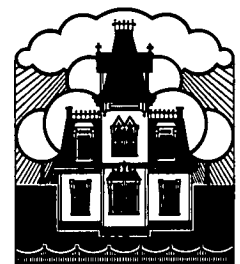
Room at the Inn Wisconsin. Includes hard-to-find lodgings in out-of-the-way places, as well as in Wisconsin's major metropolitan areas and most popular vacation destinations. 224pp. Stock #19-3, \$9.95 plus tax.

Room at the Inn Minnesota. Looking for a weekday or weekend get-away? For a business meeting or simply pleasure? This is the only guide to more than 60 historic "Bed & Breakfast" homes, hotels, and country inns. 160pp. Stock #19-72, \$9.95 plus tax.

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

A Paddler's Guide to the Boundary Waters Canoe Area, 78 pages of detailed maps and descriptions of 31 wilderness canoe routes in the Superior National Forest of Northern Minnesota. Includes what to bring along on canoe trips, regulations, canoe tips and detailed information for self-guided tours. Stock #19-17, \$4.95.

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. *Prices are subject to change.* FAX: (612) 296-2265.



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



Armchair Adventures in Minnesota

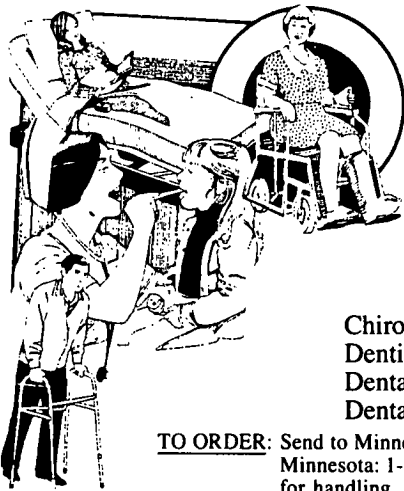
Our Minnesota. More than 100 full-color photos by Les and Craig Blacklock portray Minnesota in her seasonal beauty, with text from the personal journal of Fran Blacklock's thirty years of traveling the state. Stock #9-23. \$13.95 plus tax.

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

Historic Sites and Place Names of Minnesota's North Shore. John Fritzen, long time employee of the Minnesota DNR draws upon his almost 40 years as a forester, mostly spent on Minnesota's colorful and legendary North Shore, to regale readers with tales of timbermen, pioneer settlers, miners, commercial fishermen and others. Black and white photos. Stock No. 9-11. \$3.50.

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. **Prices are subject to change.** FAX: (612) 296-2265.

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.



Reach Minnesota's health care field decision makers

Health Care Facilities Directory 1991

A list of hospitals and related institutions licensed and/or certified to deliver various levels of care. The list is alphabetical by county, town and facility name. Stock No. 1-89. \$18.95

Mailing Lists of Health Care Professionals Licensed by the State of Minnesota Now Available

Call 297-2552 for more information or write to the address below for your free mailing list service packet.

Chiropractors
Dentists
Dental Assistants
Dental Hygienists

Medical Corporations (Clinics)
Registered Nurses
Licensed Practical Nurses
Pharmacies

Pharmacists
Physical Therapists
Physicians
Veterinarians

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. **Prices are subject to change.** FAX: (612) 296-2265.

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

Minnesota's North Shore

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

Up North. A memorable collection of essays and stories that capture the mystic moods, seasonal subtleties and colorful characters that fill the landscape up north. Stock #19-16. \$16.95 + tax.

A Family Guide to Minnesota's North Shore. The 150 miles from Duluth to the Canadian border offer travelers wilderness experiences, places of historic significance, and visions of astonishing beauty. Stock #19-84. \$3.95 + tax.

Boundary Waters. Almost 100 pages of beautiful color photographs of Minnesota's canoe country, by Jerry Stebbins with rich text by Greg Breining. Stock #19-69. \$24.99 + tax.

A Paddler's Guide to the Boundary Waters Canoe Area, 78 pages of detailed maps and descriptions of 31 wilderness canoe routes in the Superior National Forest of Northern Minnesota. Includes what to bring along on canoe trips, regulations, canoe tips and detailed information for self-guided tours. Stock #19-17, \$4.95.

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. **Prices are subject to change.** FAX: (612) 296-2265.



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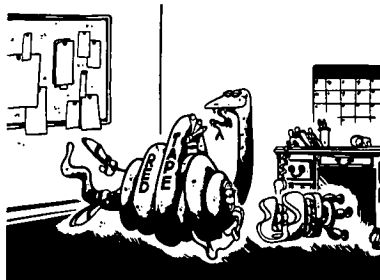
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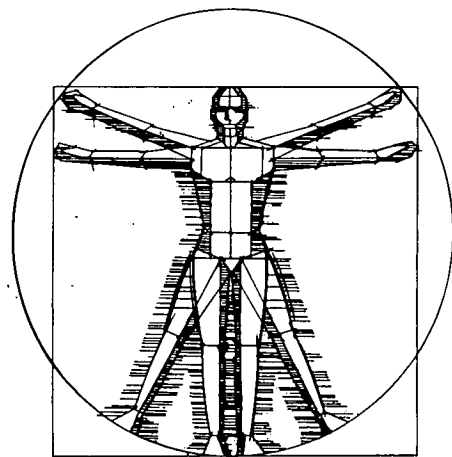
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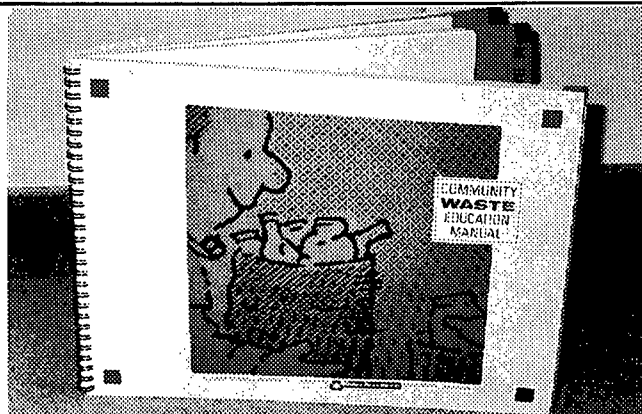
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