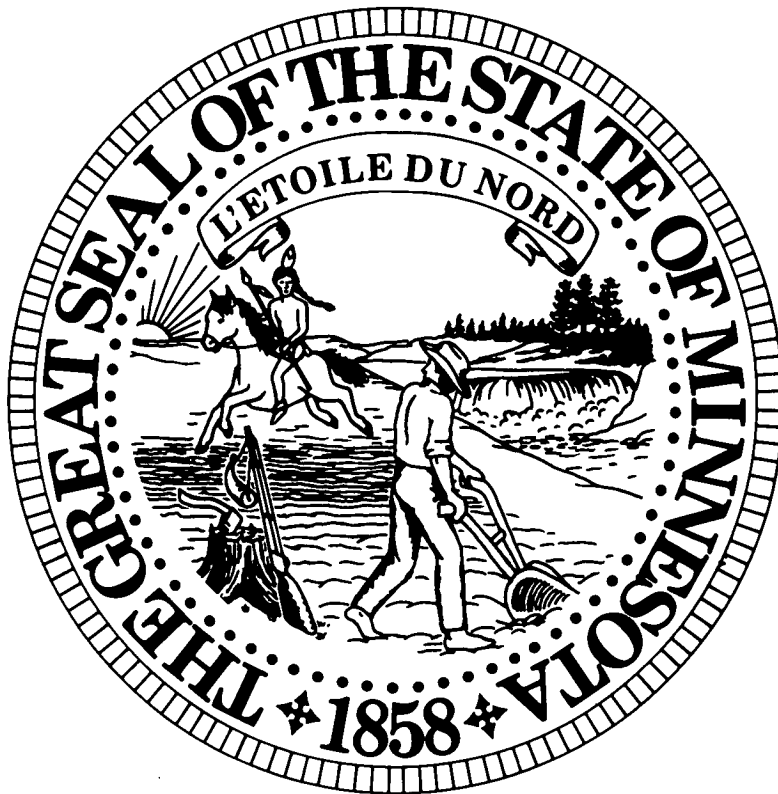


The Minnesota
**State
Register**

Department of Administration—Print Communications Division



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

Monday 21 October 1991
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State Register

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

The *State Register* is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official 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
17	Monday 7 October	Monday 14 October	Monday 21 October
18	Monday 14 October	Monday 21 October	Monday 28 October
19	Monday 21 October	Monday 28 October	Monday 4 November
20	Monday 28 October	Monday 4 November	Monday 12 November

*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

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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

Issues 14-17 inclusive (issues #1-13 appeared in #13) 1024

Proposed Rules

Animal Health Board

Withdrawal and Re-Proposal of Permanent Rules Relating to Poultry 1025

Health Department

Eligible analytes under the clean water and safe drinking water program 1026

Pharmacy Board

Licensure fees 1030

Adopted Rules

Health Department

Registration fee for home care providers 1032

Pollution Control Agency

Air quality permit Emission Fees 1033

Executive Orders

Executive Order No. 91-20: Providing Assistance in Flood Duty on the Buffalo Creek, McLeod County, Minnesota 1034

Emergency Rules

Human Services Department

Medical care surcharge and special payments 1035

Official Notices

Agriculture Department

Public hearing on issuance of Agricultural Development Revenue Bonds to finance purchases of:
 Agricultural land located in Todd County, Minnesota 1039
 Agricultural land located in Murray County, Minnesota 1040
 Agricultural land located in Houston County, Minnesota 1040
 Livestock and machinery located in Le Sueur County, Minnesota 1041
 Agricultural land located in Lac Qui Parle County, Minnesota 1041

Commerce Department

Opinion sought on uniform conveyancing blanks 1042

Comprehensive Health Association

Joint meeting of Actuarial and Finance Committees 1042

Human Services Department

Applications sought for membership of Medicaid Citizens Advisory Committee 1042

Jobs and Training Department

Service delivery area/substate area redesignation 1043

Labor and Industry Department

Correction to prevailing wage rates 1043

Ombudsman Office for Mental Health/Retardation

Meeting 1043

Pollution Control Agency

Opinion sought on Air Quality Permit Program for the growth of expansion of industry in nonattainment areas 1044

Comment sought on State Implementation Plan for particulate matter under 10 microns 1044

State Board of Technical Colleges

Opinion sought on licensure of postsecondary technical education personnel 1045

Transportation Regulation Board

Amended hearing date on practice and procedure 1046

State Grants

Education Department

Proposals sought for co-location of services to targeted children/youth 1046

Human Services Department

Funds available for senior nutrition program 1047

Professional, Technical & Consulting Contracts

Minnesota Historical Society

Contract available—cedar shingle roofing 1047

Human Services Department

Proposals sought for development of volunteer training curriculum for Crisis Nursery programs 1047
 Proposals sought for development of manual 1048

Public Safety Department

Proposals sought to contract for technical assistance in research and development for Legislative Report 1048

Transportation Department

Contract available for consultant to conduct study of Advance Warning Flashers for signal change intervals 1049

Non-State Public Contracts

Shingle Creek Watershed Management Organization

Proposals sought for professional services 1050

West Mississippi Watershed Management Organization

Proposals sought for professional services 1050

State Contracts & Advertised Bids

Administration Department

Materials Management Division: Commodities and requisitions open for bid 1051

Print Communications Division: Typesetting, keylining, photo prep and seps, printing, binding, labeling and mailing contracts open for bid 1053

Announcements 1054

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.

Issues 14-17 inclusive (issues #1-13, Vol. 16 appeared in #13)

Animal Health Board

1710.1300; .1310; .1320; .1330; .1340; .1350; .1360; .1370; .1380; .1390; .1400; .1410; .1420; .1430; .1435; .1440; .1445; .1450; .1455; .1460; .1470; .1480; .1490; .1500; .1510; .1520; .1530 (withdrawn)	1025
1710.1300; .1310; .1320; .1330; .1340; .1350; .1360; .1370; .1380; .1390; .1400; .1410; .1420; .1430; .1435; .1440; .1445; .1450; .1455; .1460; .1470; .1480; .1490; .1500; .1510; .1520; .1530 (proposed)	1025

Commerce Department

2890.0080 (adopted)	958
---------------------------	-----

Employee Relations Department

3920.0100; .0200; .0300; .0400; .0500; .0600; .0700; .0800; .0900; .1000; .1100; .1200; .1300 (proposed)	893
---	-----

Health Department

4667.0005; .0010; .0015; .0020; .0025; .0030 (adopted)	1032
4740.2040 (proposed)	1026
4760.0010; .0020; .0030; .0040; .0050; .0060; .0065; .0070; .0080; .0090; .0100; .0200; .0300 (adopted)	958

Higher Education Coordinating Board

4830.0100 (proposed)	830
4800.8100; .8300; .8400; .0400; .2300; .2400; .8550 (proposed)	831
4800.8100 s.2,9 and 14; .8500; .8600; .8700; .8800 (proposed repealer)	833

Labor & Industry Department

5220.0100; .0105; .0110; .0120; .0130; .0410; .0510; .0710; .0750; .0850; .0950; .1010; .1100; .1200; .1250; .1400; .1500; .1600; .1700; .1800; .1801; .1802; .1803; .1805; .1806; .1900; .1910; .2650; .2780 (proposed)	805
5220.0100 s.6,7,8,10a,11,14 and 15; .0210; .0300; .0400; .0500; .0600; .0700; .0800; .0900; .1000; .1300; .1801 s.3 and 4; .1802 s.6,7,8 and 9; .1803 s.3 and 4; .1900 s.3,4,5 and 6 (proposed repealer)	830

Marriage and Family Therapy Board

5300.0302; .0360 (adopted)	865
5300.0320; .0360 (correction 22 July 1991, Vol. 16, No. 4)	136

Nursing Board

6340.0100; .0200; .0300; .0400; .0500; .0600; .0700; .0800; .0900; .1000; .1100 (adopted)	960
--	-----

Pharmacy Board

6800.1150; .1250; .1300 (proposed)	1030
--	------

Pollution Control Agency

7001.0520; .0650; 7045.0020; .0075; .0131; .0135; .0139; .0214; .0292; .0458; .0478; .0532; .0534; .0536; .0538; .0552; .0564; .0584; .0630; .0632; .0634; .0638; .0665; .1300; .1305; .1308; .1309; .1310; .1315; .1320; .1325; .1330; .1333; .1334; .1335; .1339; .1350; .1355; .1358; .1360; .1380 (proposed)	834
7002.0400; .0410; .0420; .0430; .0440; .0450 (adopted)	1033
7002.0410; .0420; .0430; .0440; .0450; .0460; .0470; .0480; .0490 (proposed)	756
7005.0705; .0715; .0725; .0735; .0745; .0755; .0765; .0766; .0767; .0775; .0785; .0795; .0796; .0805; .0815 (adopted) ...	865
7005.0700; .0710; .0720; .0730; .0740; .0750; .0760; .0770; .0780; .0790; .0800; .0810; .0820 (repealed)	865
7046.0010; .0020; .0031; .0040; .0045; .0050; .0070 (proposed)	950
7046.0010 s.17 and 17a; .0031 s.3 and 5; .0050 s.4 (proposed repealer)	957
7047.0001; .0002; .0003; .0004; .0005; .0006; .0007 (proposed)	957

Gambling Control Board

7860.0010; .0020; .0040; .0050; .0060; .0070; .0080; .0090; .0100; .0105; .0110; .0120; .0130; .0140; .0150; .0160; .0170; .0180; .0190; .0200; .0210; .0220; .0230; .0240; .0250; .0260; .0270; .0280; .0290; .0300; .0310; .0320; .0400; .0500; .0600; .0700 (proposed repealer)	950
7861.0010; .0020; .0030; .0040; .0050; .0060; .0070; .0080; .0090; .0100; .0110; .0120; .0130; .0140; .0150; 7862.0010; 7863.0010; .0020; 7864.0010; .0020; 7865.0010; .0020; .0030; .0040 (proposed)	909

Waste Management Office

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

Human Services Department

9505.0175; .0324 (emergency proposed)	988	.2070 (emergency proposed)	1035
9505.0476; .0477; .0478; .0479; .0480; .0481; .0482; .0483; .0484; .0485; .0487; .0489; .0490; .0491 (emergency proposed)	973	9520.0900; .0902; .0904; .0906; .0908; .0910; .0912; .0914; .0916; .0918; .0922; .0924; .0926 (emergency proposed)	961
9505.2165 (adopted)	960	9535.1700; .1705; .1710; .1715; .1720; .1725; .1730; .1735; .1740; .1745; .1750; .1755; .1760; .1765 (emergency proposed)	983
9510.2000; .2010; .2020; .2030; .2040; .2050; .2060;			

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.

Board of Animal Health

Withdrawal and Re-Proposal of Permanent Rules Relating to Poultry

Joint Notice of Withdrawal from Attorney General Consideration and Notice of Intent to Adopt a Rule Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Board of Animal Health intends to adopt the above-entitled rule without a public hearing following the procedures set forth in the Administrative Procedures Act for adopting rules without a public hearing in *Minnesota Statutes*, sections 14.22-14.28. The statutory authority to adopt this rule is *Minnesota Statutes*, section 35.03.

These rules were originally published May 20, 1991, *State Register*, Volume 15, Number 47. The comment period is reopened and all persons have 30 days in which to submit comment in support of or in opposition to the proposed rule or any part or subpart of the rule. Comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for the comment and any change proposed.

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

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

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

Keith A. J. Friendshuh, DVM
Minnesota Board of Animal Health
Room 119
90 West Plato Boulevard
St. Paul, MN 55107
(612) 296-3428

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

The proposed rules as published on May 20, 1991, *State Register*, Volume 15, Number 47, have not changed. The only changes are in the **STATEMENT OF NEED AND REASONABLENESS** that describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule. It has been revised and is available upon request from Dr. Friendshuh.

The board has determined that this rule will have no significant negative impact on small businesses.

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

Dated: 4 October 1991

T. J. Hagerty, DVM
Executive Secretary

Department of Health

Proposed Permanent Rules Relating to Eligible Analytes under the Clean Water and Safe Drinking Water Program

Notice of Intent to Adopt Rules Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Department of Health (hereinafter "Department") intends to adopt without a public hearing the above-entitled amendment to rules by expanding the list of analytes eligible for certification under the Clean Water Program and the Safe Drinking Water Program. To accomplish this purpose the Department intends to amend *Minnesota Rules* part 4740.2020, by adding a new subpart 5, without a public hearing following the procedures set forth in the Administrative Procedure Act in *Minnesota Statute* §§ 14.22 to 14.28 (1990). The statutory authority to adopt the rules is *Minnesota Statute* §§ 144.97 and 144.98 (1990).

All persons have until Thursday, November 21, 1991, 4:30 p.m. to submit comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Comment is encouraged. Each comment should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rules within the comment period, ending November 21, 1991. 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 rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the Department will proceed pursuant to *Minnesota Statutes*, Sections 14.131 to 14.20 (1990).

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

Pauline M. Bouchard, J.D., Director
Public Health Laboratory Division
Minnesota Department of Health
717 Delaware Street Southeast
Minneapolis, Minnesota 55440
Telephone: (612) 623-5210

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

The rule authorizes environmental testing laboratories to become certified by the Department to perform tests for certain specified analytes under two testing programs: the Safe Drinking Water Act, 42 *United States Code*, Section 300f et seq., *Minnesota Statutes*, Section 144.381 et seq., and 40 *Code of Federal Regulations* 141; and the Clean Water Act, 33 *United States Code*, Section 1251 et seq. and 40 *Code of Federal Regulations*, Section 136. This amendment adds volatile organic analytes in part 4790.2040, subpart 5.

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

A **STATEMENT OF NEED AND REASONABLENESS** that describes the need for and reasonableness of the proposed amendment and identifies the data and information relied upon to support the proposed amendment has been prepared and is available from Pauline M. Bouchard upon request at the above address.

Pursuant to *Minnesota Statute* Section 14.115, subdivision 2, the impact on small businesses has been considered in the promulgation of this rule amendment. The Department's analysis and position regarding the impact of the amendment on small businesses is set forth in the **STATEMENT OF NEED AND REASONABLENESS**. Anyone wishing to present evidence or argument as to the amendment's effect on small businesses is encouraged to do so.

Pursuant to *Minnesota Statute* Section 14.115, subdivision 4 (c), the Department, in order to provide an opportunity for small businesses to participate in the rule making process, will mail copies of the proposed rule amendment and this Notice to all laboratories which are currently certified or in the application process. To the Department's knowledge this includes all laboratories which do environmental testing. These laboratories are encouraged to comment.

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

Dated: 4 October 1991

Marlene E. Marschall
Commissioner

Rules as Proposed

4740.2040 CERTIFIED TEST CATEGORIES.

[For text of subs 1 to 4, see M.R.]

Subp. 5. Volatile organic compounds (VOCs)

A. Analytes eligible for certification under the Clean Water Program are:

- (1) Dichlorodifluoromethane;
- (2) Chloromethane;
- (3) Vinyl chloride;
- (4) Bromomethane;
- (5) Chloroethane;
- (6) Dichlorofluoromethane;
- (7) Trichlorofluoromethane;
- (8) Trichlorotrifluoroethane;
- (9) 1,1-Dichloroethene;
- (10) Allyl Chloride;
- (11) Methylene chloride;
- (12) trans-1,2-Dichloroethene;

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

- (13) 1,1-Dichloroethane;
- (14) 2,2-Dichloropropane;
- (15) cis-1,2 Dichloroethene;
- (16) Chloroform;
- (17) Bromochloromethane;
- (18) 1,1,1-Trichloroethane;
- (19) 1,1-Dichloropropene;
- (20) Carbon tetrachloride;
- (21) 1,2-Dichloroethane;
- (22) Trichloroethene
- (23) 1,2-Dichloropropane;
- (24) Bromodichloromethane;
- (25) Dibromomethane;
- (26) cis-1,3-Dichloropropene;
- (27) trans-1,3-Dichloropropene;
- (28) 1,1,2-Trichloroethane;
- (29) 1,3-Dichloropropane;
- (30) Tetrachloroethene;
- (31) Chlorodibromomethane;
- (32) 1,2-Dibromoethane;
- (33) Chlorobenzene;
- (34) 1,1,1,2-Tetrachloroethane;
- (35) Bromoform;
- (36) 1,1,2,2-Tetrachloroethane;
- (37) 1,2,3-Trichloropropane;
- (38) Bromobenzene
- (39) 2-Chlorotoluene
- (40) 4-Chlorotoluene;
- (41) 1,3-Dichlorobenzene;
- (42) 1,4-Dichlorobenzene;
- (43) 1,2-Dichlorobenzene;
- (44) 1,2-Dibromo-3-Chloropropane;
- (45) 1,2,4-Trichlorobenzene;
- (46) Hexachlorobutadiene;
- (47) 1,2,3-Trichlorobenzene;
- (48) Ethyl Ether;
- (49) Acetone;
- (50) Methyl tertiary-Butyl Ether;
- (51) Methyl Ethyl Ketone;
- (52) Tetrahydrofuran;
- (53) Benzene;
- (54) Methyl Isobutyl Ketone;

- (55) Toluene;
- (56) Ethylbenzene;
- (57) m + p-Xylene;
- (58) o-Xylene;
- (59) Styrene;
- (60) Isopropylbenzene;
- (61) n-Propyl Benzene;
- (62) 1,3,5-Trimethylbenzene;
- (63) Tert-Butylbenzene;
- (64) 1,2,4-Trimethylbenzene;
- (65) sec-Butylbenzene;
- (66) p-Isopropyltoluene;
- (67) n-Butylbenzene; and
- (68) Naphthalene.

B. Analytes eligible for certification under the Safe Drinking Water Program are:

- (1) Chloromethane;
- (2) Vinyl chloride;
- (3) Bromomethane;
- (4) Chloroethane;
- (5) 1,1-Dichloroethene;
- (6) Methylene chloride;
- (7) Trans-1,2-Dichloroethene;
- (8) 1,1-Dichloroethane;
- (9) 2,2-Dichloropropane;
- (10) cis-1,2 Dichloroethene;
- (11) Chloroform;
- (12) 1,1,1-Trichloroethane;
- (13) 1,2-dichloropropene;
- (14) Carbon tetrachloride;
- (15) 1,2-Dichloroethane;
- (16) 1,2-Dichloropropane;
- (17) Trichloroethene;
- (18) Bromodichloromethane;
- (19) Dibromomethane;
- (20) cis-1,3-Dichloropropene;
- (21) trans-1,3-Dichloropropene;
- (22) 1,1,2-Trichloroethane;
- (23) 1,3-Dichloropropane;

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Proposed Rules

- (24) Tetrachloroethene;
- (25) Chlorodibromomethane;
- (26) 1,2-Dibromoethane;
- (27) Chlorobenzene;
- (28) 1,1,1,2-Tetrachloroethane;
- (29) Bromoform;
- (30) 1,1,2,2-Tetrachloroethane;
- (31) 1,2,3-Trichloropropane;
- (32) Bromobenzene;
- (33) 2-Chlorotoluene;
- (34) 4-Chlorotoluene;
- (35) 1,3-Dichlorobenzene;
- (36) 1,4-Dichlorobenzene;
- (37) 1,2-Dichlorobenzene;
- (38) 1,2-Dibromo-3-Chloropropane;
- (39) Benzene;
- (40) Toluene;
- (41) Ethylbenzene;
- (42) m + p-Xylene;
- (43) o-Xylene; and
- (44) Styrene.

Board of Pharmacy

Proposed Permanent Rules Relating to Licensure Fees

Notice of Intent to Adopt Rules Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Board of Pharmacy (hereinafter "Board") proposes to amend *Minnesota Rules* pts. 6800.1150, 6800.1250, and 6800.1300 relating to fees. A copy of the proposed amendments is attached to this Notice. One additional free copy is available from the Board upon request. Procedures for the adoption of noncontroversial rules, found in *Minnesota Statutes* 14.22 to 14.28 (1986), will be used.

THE PUBLIC IS HEREBY ADVISED that:

1. They have 30 days in which to submit comment in support of or in opposition to the proposed amendments, and comment is encouraged.
2. Each comment should identify the portion of the proposed rules addressed, the reason for the comments, and any change proposed.
3. In addition to submitting comments, interested persons may request in writing, during the 30 day comment period, that a hearing be held on the proposed rule amendment.
4. All comments, including requests for a public hearing, shall be submitted to:

David E. Holmstrom, Executive Director
Minnesota Board of Pharmacy
Room 107
Colonial Office Park Building
2700 University Avenue, West
Suite 107
St. Paul, Minnesota 55114-1079

5. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed.

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

7. A public hearing will be held only if 25 or more persons submit, in writing, requests for a hearing on the proposed rules or a portion thereof within 30 days of this notice. If a hearing is required, it will be held in accordance with the provisions of *Minnesota Statutes* 14.131 to 14.20 (1986).

8. Under the procedure for adopting noncontroversial rules, the Board must submit any action on its rules to the Attorney General for review of the form and legality of the rule change. Notice of the date of submission of the proposed amendments to the Attorney General for review will be mailed to any person requesting to receive the notice. Requests to receive notice must be submitted to Mr. Holmstrom at the above address.

9. Authority to adopt *Minnesota Rules* pts. 6800.1150, 6800.1250, and 6800.1300 is contained in *Minnesota Statutes* sections 151.06, 214.06, and 16A.128. Additionally, a **STATEMENT OF NEED AND REASONABLENESS** that describes the need for and reasonableness of the proposed amendments has been prepared and is now available. Anyone wishing to receive a copy of this document may contact Mr. Holmstrom at the above address.

10. The approval of the Commissioner of Finance for adoption of rules relating to fees is required by *Minnesota Statute* section 214.06, subd. 1. A document entitled "Commissioner of Finance Approval" in which the Commissioner has approved the proposed Rules is available. Anyone wishing to receive a copy of this document may contact Mr. Holmstrom at the above address.

11. Promulgation of the proposed fee changes will not result in the expenditure of public monies by local public bodies and will not affect agricultural land in the state. Likewise, it is not believed that the changes will have a quantitative or qualitative impact on any small business. Persons representing small businesses are nevertheless invited to participate in the rulemaking process.

12. Any rules adopted pursuant to this proceeding shall be effective five working days after publication in the *State Register* of a notice of the adoption of the rules.

Dated: 1 October 1991

David E. Holmstrom
Executive Director

Rules as Proposed

6800.1150 ANNUAL RENEWAL, FEES, AND POSTING.

Each pharmacist license shall expire on March 1 of each year and shall be renewed annually by filing an application for license renewal on or before February 1 of each year, together with a fee of ~~\$65~~ \$75. Any pharmacist license renewal application submitted after March 1 shall be subject to a late filing fee of ~~\$25~~ an amount equal to 50 percent of the renewal fee in addition to the renewal fee.

Each pharmacist shall post ~~his or her~~ the license or renewal in a conspicuous place within the pharmacy in which ~~he or she~~ the pharmacist is practicing ~~his or her~~ profession. For community pharmacies, this place shall be a place which is readily visible to the public.

6800.1250 APPLICATIONS FOR LICENSURE.

Subpart 1. **Submitting.** Applicants for licensure by examination shall submit a completed application for examination including affidavits of internship, a copy of applicant's birth certificate, and a recent photograph. All applicants shall show evidence of graduation with a bachelor of science degree or doctor of pharmacy degree, as the first professional undergraduate degree in pharmacy, from a college of pharmacy or a department of pharmacy of a university approved by the board and meeting at least the minimum standards set by the American Council on Pharmaceutical Education in the current edition of its accreditation manual. The evidence shall be shown by submitting an official final transcript showing the date on which degree was conferred. The above listed documents together with a check for ~~\$200~~ \$250 must be submitted to the board at least 45 days prior to the examination. An applicant who is a graduate of a school or college of pharmacy located outside the United States, which has not been recognized and approved by the board, but who is otherwise qualified to apply for a license to practice pharmacy in this state, is considered to have satisfied the requirements of graduation if the applicant verifies to the board the applicant's academic record and the applicant's graduation. Before taking the

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Proposed Rules

licensing examination, a foreign graduate applicant shall pass the Foreign Pharmacy Graduate Equivalency Examination, which is recognized and approved by the board, given by the Foreign Pharmacy Graduate Examination Commission and demonstrate proficiency in the English language by passing the Test of English as a Foreign Language, which is recognized and approved by the board, given by the Educational Testing Service as a prerequisite to taking the licensure examination.

Subp. 2. **Retaking exam.** Any applicant who has failed to pass the examination required by *Minnesota Statutes*, section 151.06, 151.07, 151.10, or 151.12, may retake the examination within the next ensuing 14 months, provided that no applicant who has failed in three examinations shall be permitted to take a further examination, except upon petition setting forth facts acceptable to the board. The applicant shall, at least 45 days before an examination, notify the board in writing of the intention to retake the examination, certifying that information furnished on the original application remains true and correct, or reporting any changes therein, including additional education and experience, and shall submit a fee of ~~\$200~~ \$250 payable to the Minnesota Board of Pharmacy. The board reserves the right to request a full and complete application.

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

6800.1300 RECIPROCITY.

Subpart 1. **Applications.** Applications for reciprocal licensure (licensure as a pharmacist on the basis of licensure as a pharmacist in another state) together with a fee of ~~\$165~~ \$175 shall be filed with the secretary of the board at least 30 days before the date the application is to be considered by the board. The board will consider applications for reciprocity in at least January and June of each calendar year.

[For text of subps 2 to 6, see M.R.]

Adopted Rules

The adoption of a rule becomes effective after the requirements of Minn. Stat. §14.14-14.28 have been met and five working days after the rule is published in *State Register*, unless a later date is required by statutes or specified in the rule.

If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed.

If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

An emergency rule becomes effective five working days after the approval of the Attorney General as specified in Minn. Stat. §14.33 and upon the approval of the Revisor of Statutes as specified in §14.36. Notice of approval by the Attorney General will be published as soon as practicable, and the adopted emergency rule will be published in the manner provided for adopted rules under §14.18.

Department of Health

Adopted Permanent Rules Relating to Registration Fee for Home Care Providers

The rules proposed and published at *State Register*, Volume 15, Number 48, pages 2522-2526, May 28, 1991 (15 SR 2522), are adopted with the following modifications:

Rules as Adopted

4667.0010 DEFINITIONS.

Subp. 2. **Annual revenues; revenues.** "Annual revenues" means one-third of the total revenues derived from the provision of home care services and services of a hospice program, in Minnesota, during the period July 1, 1987 to June 30, 1990. "Revenues" means all money or the value of property or services received, including fees for services, grants, bequests, gifts, donations, appropriations of public money, and earned interest and dividends.

Subp. 3. **Class A provider.** "Class A provider" means a home care provider, other than an individual class C provider, that provides one or more home care services, at least one of which is nursing services, physical therapy, speech therapy, respiratory therapy, occupational therapy, nutritional services, or medical social services.

4667.0015 REGISTRATION FEE.

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

4667.0020 PROCEDURE FOR REGISTRATION FEE.

Subp. 4. **Verification of revenues.** Under a circumstance listed in item A or B, the commissioner ~~may~~ **shall** require a registrant to verify its revenues by providing a copy of income tax returns, informational tax returns, such as Internal Revenue Service form 1065 partnership returns or form 990 tax exempt organization returns; Medicare cost reports; certified financial statements; or other documentation that verifies the accuracy of the revenues derived from the provision of home care services for the reporting period on which the fee is based:

A. the commissioner has received information that a revenue report may be inaccurate; or

B. the provider has been randomly selected for compliance verification.

4667.0030 FEE SCHEDULE.

A. The fee for class A, class B, and class D providers shall be determined according to the following schedule:

(12) for annual revenues no more than \$250,000, a fee of \$500; ~~and~~

(13) for class D providers with annual revenues greater than \$25,000 and no more than \$100,000, a fee of \$350; and

(14) for class D providers with annual revenues no more than \$25,000, a fee of \$250.

Pollution Control Agency

Air Quality Division

Adopted Emergency Rules Relating to Air Quality ~~Permit~~ Emission Fees

The rules proposed and published at *State Register*, Volume 16, Number 2, pages 64-66, July 8, 1991 (16 SR 64), are adopted with the following modifications:

Rules as Adopted

7002.0400 [Emergency] APPLICABILITY.

Parts 7002.0400 to 7002.0450 [Emergency] apply to all emission facilities that were subject in ~~1988~~ 1990 to the emissions inventory reporting requirements of part 7005.1870, subpart 4, and to indirect sources. During the time that this emergency rule is effective, parts 7002.0010 to 7002.0110 are not effective.

7002.0420 [Emergency] EMISSIONS FEE.

Subpart 1. Annual fee on certain pollutants. The owner or operator of all emission facilities that were subject in ~~1988~~ 1990 to the emissions inventory reporting requirements of part 7005.1870, subpart 4, shall pay an annual emissions fee of ~~\$7.59~~ per ton of sulfur dioxide, nitrogen oxide, PM-10, and volatile organic compounds emitted from the emission facility, except that the fee shall not include an assessment for each of these pollutants for which the emission facility did not emit 25 tons or more. The tons of sulfur dioxide, nitrogen oxide, PM-10, and volatile organic compounds emitted from a source shall be the amount calculated by the division chief, based on the information reported by the owner or operator under part 7005.1870, subpart 4, for the ~~1988~~ 1990 emissions inventory ~~and that were required to be submitted to the division chief before January 4 May 15, 1991.~~

Subp. 2. Calculation of fee per ton. The commissioner shall calculate the amount of the fee due per ton of pollutant by dividing \$3,567,368 by the total tons of emissions subject to the fee under subpart 1, as determined by the 1990 emissions inventory. For example, if the emissions under the 1990 emissions inventory were the same as those reported under the 1988 inventory, the fee per ton would be \$3,567,368 divided by 469,935 (the total tons of emissions in 1988 subject to the fee under subpart 1), or \$7.59 per ton. The commissioner shall calculate the fee per ton as soon as the data in the 1990 emissions inventory is finalized.

Subp. 3. Indirect sources. Indirect sources shall pay an annual fee of \$400 through the year in which construction is completed or compliance with all permit provisions is documented, whichever is later.

7002.0430 [Emergency] PAYMENT OF FEE.

A person submitting the fee required by part 7002.0420 [Emergency] shall make the fee payable to the Pollution Control Agency,

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Adopted Rules

and shall submit it to the division chief. The fee shall be paid within 30 days of receipt of an invoice from the division chief. The division chief shall not send invoices to persons earlier in the calendar year than ~~October~~ January 1, 1992.

7002.0440 [Emergency] LATE PAYMENT.

The permittee A person required to pay the fee by part 7002.0420 [Emergency] shall pay a late payment fee of 20 percent of the payment due for failure to make payment within 30 days of a payment date. The permittee shall pay an additional ten percent of the original payment due for each 30-day period or portion of that period that the payment is late.

7002.0450 [Emergency] NOTIFICATION OF ERROR.

A person who thinks that the fee assessed under part 7002.0420 [Emergency] is in error shall provide a written explanation of the person's position to the division chief along with the assessed fee. The division chief shall, within 60 days of receiving the person's written explanation, either notify the person that the fee assessed was not in error and will not be refunded, or, if the division chief finds that the assessed fee was in error, the overpayment shall be refunded to the permittee person or credited to the permittee's person's account.

Executive Orders

Executive Department

Emergency Executive Order 91-20: Providing Assistance in Flood Duty on the Buffalo Creek, McLeod County, Minnesota

I, ARNE H. CARLSON, GOVERNOR OF THE STATE OF MINNESOTA, by virtue of the authority vested in me by the Constitution and the applicable statutes, do hereby issue this Executive Order:

WHEREAS, the Sheriff of McLeod County, Minnesota has requested assistance from the Minnesota National Guard to provide equipment and manpower to assist McLeod County and the City of Glencoe, Minnesota in preventing further property damage as a result of rising flood waters on the Buffalo Creek; and

WHEREAS, the Sheriff of McLeod County and the City of Glencoe have exhausted all other resources in their effort to prevent further damage to critical city utilities and private property, resulting from the flood waters of the Buffalo Creek;

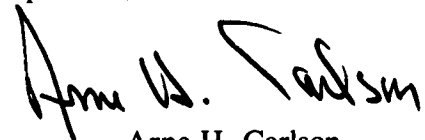
NOW, THEREFORE, I hereby order that:

1. The Adjutant General of Minnesota order to active duty on or after September 10, 1991, in the service of the State, such elements and equipment of the military forces of the State as required and for such period of time as necessary to assist the McLeod County Sheriff's office and the City of Glencoe in immediate construction of dikes along the Buffalo Creek to prevent further damage to city and county property.

2. The cost of subsistence, transportation, fuel, and pay and allowances of said individuals shall be defrayed from the general fund of the State as provided for in *Minnesota Statutes 1990*, Sections 192.49, subd. 1; 192.51 and 192.52.

Pursuant to *Minnesota Statutes 1990*, Section 4.035, subd. 2, this Order shall be effective September 10, 1991, and shall remain in effect until such date as elements of the military forces of the State are no longer required.

IN TESTIMONY WHEREOF, I have set my hand this tenth day of September, 1991.



Arne H. Carlson
Governor

Filed According to Law:

Joan Anderson Growe
Secretary of State

Emergency Rules

Proposed Emergency Rules

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

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

Adopted Emergency Rules

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

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

Continued/Extended Emergency Rules

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

Department of Human Services

Proposed Emergency Rules Relating to Medical Care Surcharge and Special Payments

Notice of Intent to Adopt an Emergency Rule

NOTICE IS HEREBY GIVEN that the State Department of Human Services intends to adopt the above-entitled emergency rule. The statutory authority to adopt the emergency rule is contained in *Laws of Minnesota 1991*, chapter 292, article 4, section 67, subdivision 10. The agency, in adopting the rule, is following the procedures set forth in the Administrative Procedure Act for adopting emergency rules in *Minnesota Statutes*, sections 14.29 to 14.36.

All persons have 25 days or until 4:30 p.m. on November 15, 1991, after publication to submit data and views on the proposed emergency rule or any part or subpart of the rule in writing. Any comments must be submitted to:

Julie Elhard
Department of Human Services
Health Care Support Division
444 Lafayette Road
St. Paul, Minnesota 55155-3850

or calling (612) 296-7699.

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

A free copy of the proposed emergency rule is available by contacting Nancy Bishop, Department of Human Services, Rules and Bulletins Division, 444 Lafayette Road, St. Paul, Minnesota 55155-3816 or calling (612) 296-7454.

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

Upon adoption of the emergency rule by the agency, the emergency rule as adopted and its supporting documents will be delivered to the Attorney General for reviews 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 adopted rule, must submit the written request to Jim Schmidt, Department of Human Services, Rules and Bulletins Division, 444 Lafayette Road, St. Paul, Minnesota 55155-3816.

The emergency rule will take effect five working days after approval by the Attorney General and be effective for 180 days. The

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Emergency Rules

emergency rule will be continued in effect for an additional 180 days if the agency gives notice of continuation in accordance with *Minnesota Statutes*, section 14.35.

The Provider Surcharge and Special Payments rule is a state administered rule. Adoption of these rules will not result in additional spending by local public bodies in the first two years following adoption under the requirements of *Minnesota Statutes*, section 14.11.

Natalie Haas Steffen
Commissioner

Rules as Proposed (all new material)

SURCHARGES AND SPECIAL PAYMENTS

9510.2000 [Emergency] PURPOSE AND SCOPE.

Subpart 1. **Purpose.** The purpose of parts 9510.2000 to 9510.2070 [Emergency] is to govern the administration of the medical care surcharge under *Minnesota Statutes*, section 256.9657, and to implement the special payment provisions under *Minnesota Statutes*, section 256B.74.

Subp. 2. **Scope.** Parts 9510.2000 to 9510.2070 [Emergency] apply to the following facilities, hospitals, and plans operating on or after July 1, 1991: nursing facilities, Minnesota and local trade area hospitals, and prepaid health plans.

Part 9510.2060 [Emergency] also applies to physicians and dentists and to cost of living increases for personal needs allowance under *Minnesota Statutes*, section 256B.35, subdivision 1.

9510.2010 [Emergency] DEFINITIONS.

Subpart 1. **Scope.** As used in parts 9510.2000 to 9510.2070 [Emergency], the following terms have the meanings given them in this part.

Subp. 2. **Allowable cost.** For a hospital, "allowable cost" has the meaning given it in part 9500.1100, subpart 44. For a nursing facility, "allowable cost" means actual allowable historical operating cost as defined in part 9549.0020, subpart 2.

Subp. 3. **Appeal.** "Appeal" means a written request made to the commissioner by a nursing facility, hospital, or prepaid health plan for a contested case hearing under *Minnesota Statutes*, chapter 14, regarding the amount of the medical care surcharge.

Subp. 4. **Children's health plan.** "Children's health plan" means the program authorized under *Minnesota Statutes*, section 256.936.

Subp. 5. **Closed or closing.** "Closed" or "closing" means the facility has suspended the practice of providing any inpatient hospital services, has suspended the practice of providing outpatient services, has suspended operation as a nursing facility, or is in the process of suspending services pursuant to a department-approved plan of closure.

Subp. 6. **Commissioner.** "Commissioner" means the commissioner of the Department of Human Services or the commissioner's designated representative.

Subp. 7. **Cost of living increase.** "Cost of living increase" means the increase in clothing and personal needs allowance for individuals receiving medical assistance while residing in a skilled nursing home, medical institution, or intermediate care facility as set forth under *Minnesota Statutes*, section 256B.35.

Subp. 8. **Department.** "Department" means the Minnesota Department of Human Services.

Subp. 9. **Federal financial participation.** "Federal financial participation" means the federal government's share of a state's expenditure under title XIX of the Social Security Act.

Subp. 10. **Federal Indian Health Service facility.** "Federal Indian Health Service facility" means a facility of the Indian Health Service, including a hospital, nursing facility, or other type of facility that provides services or a type of service otherwise covered under the state's medical assistance program, whether operated by the federal Indian Health Service or by an Indian tribe or tribal organization.

Subp. 11. **General assistance medical care or GAMC.** "General assistance medical care" or "GAMC" has the meaning given it in part 9505.5005, subpart 7.

Subp. 12. **Hospital.** "Hospital" has the meaning given it in part 9505.0175, subpart 16, but does not include federal Indian Health Service facilities and regional treatment centers.

Subp. 13. **Indigent care payment.** "Indigent care payment" means a payment made by the commissioner to a hospital for inpatient hospital services.

Subp. 14. **Inpatient hospital services.** "Inpatient hospital services" has the meaning given it in part 9500.1100, subpart 27, but does not include general assistance medical care.

Subp. 15. **Local trade area.** "Local trade area" has the meaning given it in part 9505.0175, subpart 22.

Subp. 16. **Medical assistance or MA.** "Medical assistance" or "MA" has the meaning given it in part 9505.0175, subpart 24.

Subp. 17. **Medical care surcharge.** "Medical care surcharge" means the amount assessed to a nursing facility, hospital, and prepaid health plan under *Minnesota Statutes*, section 256.9657, subdivisions 1 to 3.

Subp. 18. **Medicare crossover claims.** "Medicare crossover claims" has the meaning given it in part 9500.1100, subpart 32.

Subp. 19. **Nursing facility.** "Nursing facility" means a facility licensed under *Minnesota Statutes*, chapter 144A or a boarding care facility licensed under *Minnesota Statutes*, sections 144.50 to 144.56 that is subject to the reimbursement principles in parts 9549.0010 to 9549.0080.

Subp. 20. **Outpatient hospital services.** "Outpatient hospital services" has the meaning given it in part 9505.0330, subpart 1.

Subp. 21. **Personal needs allowance.** "Personal needs allowance" has the meaning given it in *Minnesota Statutes*, section 256B.35, subdivision 1.

Subp. 22. **Prepaid health plan.** "Prepaid health plan" means a health insurer regulated under *Minnesota Statutes*, chapters 60A, 62A, and 62C or a health maintenance organization licensed and operating under *Minnesota Statutes*, chapter 62D that receives medical assistance payment under part 9505.0285.

Subp. 23. **Preventative services.** "Preventative services" means the following dental procedures: initial oral examination; periodic oral examination; prophylaxis, adult; prophylaxis, child; topical application of fluoride, including prophylaxis, adult; topical application of fluoride, including prophylaxis, child; topical application of fluoride, excluding prophylaxis, adult; topical application of fluoride, excluding prophylaxis, child; dietary planning for the control of dental caries; oral hygiene instruction; sealant, per tooth; and gross oral cleaning.

Subp. 24. **Rate cell.** "Rate cell" has the meaning given it in part 9500.1451, subpart 16.

Subp. 25. **Recipient.** "Recipient" has the meaning given it in part 9505.0175, subpart 41. For outpatient hospital services and prepaid health plans, recipient includes a person eligible under general assistance medical care and the children's health plan.

Subp. 26. **Regional treatment center.** "Regional treatment center" means a state facility as defined in *Minnesota Statutes*, section 246.50, subdivision 3.

Subp. 27. **Settle up.** "Settle up" means to make the payment after resolution of an appeal under part 9510.2040 [Emergency] between a nursing facility, hospital, or prepaid health plan and the department to settle the difference between the medical care surcharge paid and the medical care surcharge owed.

Subp. 28. **Spend-down.** "Spend-down" has the meaning given it in part 9505.0015, subpart 44.

9510.2020 [Emergency] MEDICAL CARE SURCHARGE.

Subpart 1. **Nursing facilities.** Effective July 1, 1991, a nursing facility must pay an annual medical care surcharge of \$500 for each bed licensed by the Minnesota Department of Health on the previous April 1. Payments are due in monthly installments on the 15th day of each month beginning August 15, 1991. The monthly payment must be equal to the annual medical care surcharge divided by 12.

Subp. 2. **Hospitals.** Effective July 1, 1991, a hospital must pay a medical care surcharge as provided in items A and B.

A. For inpatient hospital services, a medical care surcharge is due on the 15th day of each month equal to ten percent of the net MA payments for inpatient hospital services issued to the hospital in the month beginning six months before the month in which the payment is due. For the purpose of this item, net MA payments are the gross MA inpatient payments, minus other third-party payments and recipient spend-down amounts. Medicare crossover claims, direct MA payments, gross adjustments, payments made to a hospital for MA and GAMC services by a prepaid health plan, and indigent care payments are excluded from the gross MA payments.

B. For outpatient hospital services, a medical care surcharge is due on the 15th day of each month equal to five percent of the net MA payments for outpatient hospital services issued to the hospital in the month beginning six months before the month in which the payment is due. For the purpose of this item, net MA payments are the gross MA inpatient payments, minus other third-party payments and recipient spend down amounts. Medicare crossover claims, direct MA payments, gross adjustments, and payments made to a hospital for MA and GAMC services by a prepaid health plan are excluded from the gross MA payments.

Subp. 3. **Prepaid health plans.** A prepaid health plan must pay a medical care surcharge equal to the equivalent value of the surcharge for a hospital for each rate cell payment. The medical care surcharge for each month of a fiscal year must be calculated based on the medical care surcharge due on September 15 for fiscal year 1992 and July 15 for subsequent fiscal years for hospitals. Payments are due on the 15th day of each month.

Subp. 4. **Closed or closing nursing facilities and hospitals.** Nursing facilities that are closed or in the process of closing on July 1, 1991, are subject to the surcharge for each month after July 1, 1991, in which the facility is subject to reimbursement under parts 9549.0010 to 9549.0080.

Emergency Rules

The medical care surcharge does not apply to hospitals closed before July 1, 1991. For hospitals that close or are in the process of closing after July 1, 1991, the medical care surcharge applies until the first month after the hospital is completely closed.

Subp. 5. **Termination of prepaid health plan.** Prepaid health plans are under contract for a full year. Only unilateral termination, breach of contract, or bankruptcy of the prepaid health plan ends the contract before the contract year ends.

Subp. 6. **Nursing facilities and hospitals that change ownership or enter into receivership.** The medical care surcharge continues without interruption for nursing facilities and hospitals that change ownership or enter into receivership.

Subp. 7. **New nursing facilities and hospitals.** New nursing facilities and hospitals shall receive the payment under part 9510.2060 [Emergency] when they start operations. For new nursing facilities that begin operation after July 1, 1991, medical care surcharge calculations will begin on the following April 1. Medical care surcharge calculations for new hospitals begin after six months of operation.

Subp. 8. **Not allowable cost.** A medical care surcharge payment is not an allowable cost for purposes of the medical assistance program and the general assistance medical care program.

9510.2030 [Emergency] NOTIFICATION OF SURCHARGE AMOUNT.

The commissioner must give written notice to a nursing facility, hospital, or prepaid health plan of the medical care surcharge amount owed at least 30 days before the date each payment is due.

9510.2040 [Emergency] SURCHARGE APPEALS.

Subpart 1. **When allowed.** A nursing facility, hospital, or prepaid health plan may appeal the amount of each medical care surcharge payment assessed under *Minnesota Statutes*, section 256.9657.

Subp. 2. **Criteria.** To be effective, an appeal must meet the criteria in items A and B.

A. The nursing facility, hospital, or prepaid health plan must appeal to the commissioner in writing. The appeal must be received by the commissioner no later than 30 days after the nursing facility, hospital, or prepaid health plan receives notice of the medical care surcharge amount. For purposes of determining the date of receipt, the commissioner shall presume that the nursing facility, hospital, or prepaid health plan received the medical care surcharge amount notice three days after the notice was mailed by the commissioner, excluding Sundays and holidays, unless the nursing facility, hospital, or prepaid health plan can establish a different date of receipt.

B. The appeal must specify:

- (1) the basis for the dispute;
- (2) the computation and the amount the appealing party believes to be correct;
- (3) the authority upon which the appealing party is relying in the dispute;
- (4) the name and address of the individual with whom contacts may be made regarding the appeal; and
- (5) the date the payment notice was received by the appealing party.

Subp. 3. **Resolution.** If the dispute is not resolved informally between the commissioner and the appealing party filing the appeal under subpart 2, item A, the appeal must be heard according to the contested case provisions in *Minnesota Statutes*, chapter 14, and the rules of the Office of Administrative Hearings. Upon agreement of both parties, the dispute may be resolved informally through settlement or through modified appeal procedures established by agreement between the commissioner and the chief administrative law judge.

Subp. 4. **Surcharge payment during appeal.** The monthly medical care surcharge amounts established by the commissioner must be paid by the due dates even though an appeal is pending.

Subp. 5. **Resolution of appeal.** If the appeal results in a determination that payment is due the appealing party, the commissioner shall retroactively settle up with the appellant at the time of appeal resolution.

Subp. 6. **Monthly appeals.** An appeal must be filed for each disputed medical care surcharge amount due. The appeals may be consolidated in a contested case hearing under *Minnesota Statutes*, chapter 14. The medical care surcharge amount must not be adjusted for any month for which no appeal was filed.

9510.2050 [Emergency] ENFORCEMENT.

In accordance with *Minnesota Statutes*, section 256.9657, subdivision 7, the commissioner shall bring an action in district court to collect medical care surcharge payments that are more than 30 days overdue.

9510.2060 [Emergency] SPECIAL PAYMENTS.

Subpart 1. **Indigent care payment.** Effective for admissions after June 30, 1991, in addition to other payments for inpatient hospital services, the commissioner shall make an indigent care payment to hospitals. The value of the indigent care payment is ten percent of

the net MA payments made to a hospital for inpatient services, divided by the number of related patient admissions or patient days and multiplied by 111 percent. This value is added to each patient admission or patient day that occurs in the month beginning six months after the month on which the indigent care payment is based.

Items A to E apply in determining the indigent care payment under this subpart.

A. Net MA payments are the gross MA payments minus Medicare crossover claims, third-party liability payments, recipient spend-down amounts, direct MA payments, gross adjustment, and indigent care payments.

B. An indigent care per diem payment must be made for neonates that transfer to hospitals that have neonatal intensive care units, inpatient hospital services paid on an interim basis as a percentage of charges, and ventilator-dependent inpatient hospital services paid at a per diem rate.

C. An indigent care per admission payment must be made for claims that are not eligible for the indigent care per diem payment.

D. Replacement claims and interim claims paid in the same period as the original claim are treated as the original claim.

E. Replacement claims and interim claims paid in a different period from the original claim have the net amount included in the net MA payment. The admission or patient days are not included in the indigent care denominator.

Subp. 2. **Hospital outpatient services.** Effective for hospital outpatient services provided after June 30, 1991, the commissioner shall reimburse hospitals for outpatient facility fees at 80 percent of charges submitted in calendar year 1990, not to exceed the Medicare upper payment limit. Fees for services excepted from this payment method are emergency room facility fees, clinic facility fees, and those fees for services for which there is a federal maximum allowable payment.

Subp. 3. **Physicians.** Effective for physician services provided after June 30, 1992, the commissioner shall make payments for physician services as provided in *Minnesota Statutes*, section 256B.74, subdivision 2.

Subp. 4. **Nursing facilities.** For rate years beginning after June 30, 1991, the commissioner shall reimburse nursing facilities as provided in *Minnesota Statutes*, section 256B.74, subdivision 3.

Subp. 5. **Personal needs allowance.** The commissioner shall provide cost of living increases in the personal needs allowance under *Minnesota Statutes*, section 256B.35, subdivision 1.

Subp. 6. **Dentists.** The commissioner shall increase reimbursements to dentists for services provided after June 30, 1992, by 20 percent for preventative services and five percent for other services.

Subp. 7. **Prepaid health plans.** Effective for services provided after June 30, 1991, the commissioner shall adjust the monthly medical assistance capitation rate cell established in contract as provided in *Minnesota Statutes*, section 256B.74, subdivision 6.

9510.2070 [Emergency] EFFECTIVE PERIOD OF THE RULE.

If federal financial participation for payments made under parts 9510.2000 to 9510.2060 [Emergency] becomes unavailable or is denied, these parts are no longer effective. An exception to the application of this part is that parts 9510.2000 to 9510.2060 [Emergency] continue to apply to surcharge collections, payments, and appeals that arose before the date parts 9510.2000 to 9510.2060 [Emergency] become ineffective. The commissioner shall publish a notice in the *State Register* identifying the date after which parts 9510.2000 to 9510.2060 [Emergency] are to be considered ineffective.

Official Notices

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

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

Department of Agriculture

Rural Finance Authority Division

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under Minnesota Statutes, Chapter 41C

NOTICE IS HEREBY GIVEN that a public hearing will be held on November 4, 1991 at 9 a.m. in Room 145 Department of

Official Notices

Agriculture Building, 90 West Plato Boulevard, Saint Paul, Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of approximately 160 acres of agricultural land located at Section 24, Twp 129N, R 32 West, Todd County, Minnesota on behalf of Gregory & Patsy Maciej, husband and wife (the Borrowers). The maximum aggregate face amount of the proposed bond issue is \$63,000. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to take payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due.

All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 7 October 1991

Gerald Heil
Interim Executive Director

Department of Agriculture

Rural Finance Authority Division

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under *Minnesota Statutes*, Chapter 41C

NOTICE IS HEREBY GIVEN that a public hearing will be held on November 4, 1991 at 9 a.m. in Room 145 Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul, Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of approximately 100 acres of agricultural land located at Section 24, Lake Sarah Township, Murray County, Minnesota on behalf of Scott Lee Schwartz, an individual (the Borrower). The maximum aggregate face amount of the proposed bond issue is \$58,926. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to take payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due.

All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 7 October 1991

Gerald Heil
Interim Executive Director

Department of Agriculture

Rural Finance Authority Division

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under *Minnesota Statutes*, Chapter 41C

NOTICE IS HEREBY GIVEN that a public hearing will be held on November 4, 1991 at 9 a.m. in Room 145 Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul, Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of approximately 240 acres of agricultural land located at Section 25, Caledonia Township, Houston County, Minnesota on behalf of Nicholas John Hoscheit, an individual (the Borrower). The maximum aggregate face amount of the proposed bond issue is \$148,000. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically

pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to take payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due.

All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 7 October 1991

Gerald Heil
Interim Executive Director

Department of Agriculture

Rural Finance Authority Division

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under *Minnesota Statutes, Chapter 41C*

NOTICE IS HEREBY GIVEN that a public hearing will be held on November 4, 1991 at 9 a.m. in Room 145 Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul, Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes, Chapter 41C*, in order to finance the purchase of livestock and machinery located at Section 34, Cleveland Township, Le Sueur County, Minnesota on behalf of Jeffrey & Ruth Block and Brian Block, a partnership (the Borrowers). The maximum aggregate face amount of the proposed bond issue is \$50,000. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to take payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due.

All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 7 October 1991

Gerald Heil
Interim Executive Director

Department of Agriculture

Rural Finance Authority Division

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under *Minnesota Statutes, Chapter 41C*

NOTICE IS HEREBY GIVEN that a public hearing will be held on November 12, 1991 at 9 a.m. in Room 145 Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul, Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes, Chapter 41C*, in order to finance the purchase of approximately 148.5 acres of agricultural land located at Section 26, Hamlin Township, Lac Qui Parle County, Minnesota on behalf of Lawrence Eugene Tollakson, an individual (the Borrower). The maximum aggregate face amount of the proposed bond issue is \$80,000. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to take payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due.

All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 7 October 1991

Gerald Heil
Interim Executive Director

Department of Commerce

Enforcement Division

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Governing Uniform Conveyancing Blanks

NOTICE IS HEREBY GIVEN that the State Department of Commerce is seeking information or opinions from sources outside the agency in preparing to propose the adoption of rules governing Uniform Conveyancing Blanks. The adoption of the rules are authorized by *Minnesota Statutes*, section 507.09 (1990), which permits the agency to promulgate uniform forms for the conveyance of interests in real property.

The State Department of Commerce requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed:

Scott P. Borchert
Chief Enforcement Counsel, Enforcement Division
Department of Commerce
133 E. 7th Street
St. Paul, Minnesota 55101

Oral statements will be received during regular business hours over the telephone at (612) 296-9431 and in person at the above address.

All statements of information and opinions shall be accepted until November 21, 1991. Any written material received by the State Department of Commerce shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted.

Dated: 2 October 1991

Bert J. McKasy
Commissioner of Commerce

Comprehensive Health Association

Notice of Joint Meeting of the Actuarial and Finance Committees

NOTICE IS HEREBY GIVEN that a joint meeting of the Actuarial and Finance Committees of the Minnesota Comprehensive Health Association (MCHA), will convene at 1:00 p.m. on Wednesday, October 23, 1991 at North American Life and Casualty Company, 1750 Hennepin Avenue, Minneapolis, Minnesota.

For additional information please call Lynn Gruber at (612) 593-9609.

Department of Human Services

Health Care Administration Division

Notice of Solicitation of Applications for Membership of the Medicaid Citizens Advisory Committee

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is seeking applications for membership of the Medicaid Citizens Advisory Committee. The Department is required by regulations at 42 CFR § 431.12 to establish a committee to advise the Department about health and medical care services.

Members are appointed to the committee by the Assistant Commissioner for Health Care Administration. Committee membership is established for a period of two calendar years. Applications are currently being accepted for the period January 1, 1992 through December 31, 1993.

At a minimum, the committee meets on a quarterly basis. Meetings are approximately three hours in length.

The committee must include: physicians; other representatives of the health professions who are familiar with the medical needs of low-income population groups and with the resources available and required for their care; members of consumer groups, including Medicaid recipients and other consumer organizations such as labor unions, cooperatives, consumer-sponsored prepaid group practice plans; and the director of the public health department.

Additional written information concerning the committee may be obtained by providing your name and address over the telephone at (612) 296-3200 or in writing at the address below.

Interested groups or persons should submit their name, address, telephone number, and qualifications for advising the Department about health and medical care services to:

Mary Kennedy
Department of Human Services
444 Lafayette Road
St. Paul, Minnesota 55155-3848

Applications shall be accepted until November 19, 1991.

Department of Jobs and Training

Division of Community Based Services

Notice of Service Delivery Area/Substate Area Redesignation

Every two years, the Governor may redesignate service delivery areas (SDAs), for Titles II-A and II-B, and substate areas (SSAs), for Title III, under the Job Training Partnership Act (JTPA), in accordance with the Act's Sections 101 and 312. JTPA (PL 97-300, as amended) is a federally funded employment and training program with the primary goals of:

- 1) training youth and unskilled adults to enter the labor force (Titles II-A and II-B); and
- 2) assisting "dislocated workers" to obtain new positions in the labor market (Title III).

The DEADLINE for receipt of COMPLETED PETITION PACKAGES for SDA and SSA redesignation for Program Years 1992-1993 (July 1, 1992-June 30, 1994), with all questions answered and all signatures obtained, is 4:30 p.m., November 22, 1991. SDAs and SSAs wishing to remain as presently constituted ARE NOT to submit a petition.

Persons wishing more technical information about SDA or SSA redesignation and/or wanting the formal petition package are to contact:

Larry Eisenstadt
Employment and Training Program Coordinator
Division of Community Based Services
Minnesota Department of Jobs and Training
150 East Kellogg Blvd.
690 American Center Building
St. Paul, Minnesota 55101
612/296-6073

Department of Labor & Industry

Labor Standards Division

Notice of Correction to Prevailing Wage Rates

Prevailing wage rates certified October 1, 1991 for labor class code 421—SHEET METAL WORKER in Lincoln county and labor class code 420—ROOFER in Watonwan county for commercial construction has been corrected.

Copies of the corrected certifications may be obtained by contacting the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road, St. Paul, Minnesota 55155, or calling (612) 296-6452.

John Lennes
Commissioner

Office of the Ombudsman for Mental Health and Mental Retardation

Notice of Meeting

The Ombudsman for Mental Health and Mental Retardation Advisory Committee will hold a general meeting at 10:00 a.m. on Friday, October 25, 1991. The meeting will be held at the Ombudsman Office, Suite 156, Metro Square Building on 7th and Robert Street, St. Paul.

Pollution Control Agency

Division of Air Quality

Notice of Intent to Solicit Outside Information Regarding Proposed Revision of *Minnesota Rules* Parts 7005.3010-7005.3060 Offset Rule Governing the Minnesota Pollution Control Agency's Air Quality Permit Program for the Growth or Expansion of Industry in Nonattainment Areas

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (MPCA) is seeking information or comments from outside sources in preparing to propose amendments to the MPCA's Offset Rule.

The Offset Rule establishes conditions to be included in permits which the Division of Air Quality issues, in accordance with the requirements of *Minnesota Statutes*, section 116.07, subdivision 4a, which permits the MPCA to "issue, continue in effect or deny permits, under such conditions as the MPCA may prescribe for the prevention of pollution, for the emission of air contaminants, or for the installation or operation of any emission facility, air contaminant treatment facility, treatment facility, potential air contaminant storage facility, or storage facility, or any part thereof . . ."

Minnesota's current Offset Rule was adopted on October 27, 1981. Minnesota believed that its Offset Rule was approvable by the Environmental Protection Agency (EPA) at that time. However, the District of Columbia Circuit Court on August 17, 1982, vacated EPA's new source review regulations on the grounds that the regulations employed a definition of "source" that was contrary to the Clean Air Act. EPA then notified the MPCA that this decision directly affected the approvability of Minnesota's Offset Rule. Although the decision was later overturned by the U.S. Supreme Court in 1984, EPA continues to consider Minnesota's Offset Rule not approvable because several definitions in the rule are not consistent with 40 C.F.R. Part 51, Appendix S.

Since Minnesota does not have an approved Offset Rule, it does not have an approved State Implementation Plan (SIP). Therefore construction of major new sources or major modifications to existing sources in nonattainment areas is banned in Minnesota. In order to correct this the MPCA will be proposing to adopt by reference 40 C.F.R. Part 51, Appendix S with a few modifications.

The MPCA requests information and comments concerning the subject matter of this rule. Interested or affected persons or groups may submit statements of information or comments orally or in writing. Written statements should be addressed to:

Norma L. Florell
Division of Air Quality
Minnesota Pollution Control Agency
520 Lafayette Road N.
St. Paul, Minnesota 55155
(612) 296-7712

All written or oral statements will be accepted until November 20, 1991. Any written material received by the MPCA shall become part of the rulemaking record in the event that the rule is adopted.

Charles W. Williams
Commissioner

Pollution Control Agency

Air Quality Division

Public Notice and Opportunity to Comment on Proposed Revisions to Minnesota State Implementation Plan for Particulate Matter Under 10 Microns

NOTICE IS HEREBY GIVEN, that the Commissioner of the Minnesota Pollution Control Agency (MPCA) proposes to present to the MPCA Board modifications to the Minnesota State Implementation Plan (SIP) for Particulate Matter under 10 Microns (PM10) at its November 26, 1991, meeting at 520 Lafayette Road, St. Paul, Minnesota. Members of the public are invited to attend this meeting and may address the MPCA Board if they so wish. The public may also submit written comments to the MPCA regarding the proposed SIP, which is available for review. Written comments will be accepted until 4:30, November 6, 1991.

PM10 refers to small, airborne breathable particles. A SIP is a plan, required by the Clean Air Act, that states prepare to implement measures to attain and maintain national ambient air quality standards (NAAQS) and other requirements of the Clean Air Act. The MPCA is proposing to modify its PM10 SIP in response to requirements of law in § 107(d)(4)(B)(i) of the Clean Air Act Amendments of 1990.

The Clean Air Act Amendments of 1990 establish requirements for the attainment of NAAQS for PM10. The EPA has determined that two areas of Minnesota, located in Ramsey and Olmsted counties, do not attain PM10 NAAQS. In § 107(d)(4)(B)(i) of the Clean Air Act Amendments of 1990, the MPCA is required to submit revisions to its PM10 SIP that demonstrate attainment of PM10 NAAQS.

The Ramsey County PM10 nonattainment area is the area bounded by the Mississippi River from Lafayette to Route 494, Route 494 east to Route 61, Route 61 north to I-94, I-94 west to Lafayette, and Lafayette south to the Mississippi River, in Ramsey County, Minnesota. It was classified as a nonattainment area for the primary national ambient air quality standards (NAAQS) for PM10 upon enactment of the 1990 amendments to the Clean Air Act at 56 FR 11101 (to be codified at 40 C.F.R. § 81.324 (1991)).

The Rochester PM10 nonattainment area is the area bounded on the south by U.S. Highway 14; on the west by U.S. Highway 52; and on the north by 14th Street N.W. between U.S. Highway 52 and Route 63 (Broadway Avenue), U.S. Route 63 north to Northern Heights Drive, NE., and Northern Heights Drive NE. extended east to the 1990 City of Rochester Limits; and on the east by the 1990 City of Rochester limits. It was classified as a nonattainment area for the primary NAAQS for PM10 upon enactment of the 1990 amendments to the Clean Air Act at 56 FR 11101 (to be codified at 40 C.F.R. § 81.324 (1991)).

This SIP is the MPCA's plan for attaining, maintaining, and demonstrating compliance with the PM10 National Ambient Air Quality Standard. The overall plan involves regulating emissions from all sources contributing PM10 to these areas through issuance of Administrative Orders. The MPCA is proposing to issue Administrative Orders to the following sources impacting the Ramsey County PM10 nonattainment area: North Star Steel, J.L. Shiely Co., LaFarge Corporation, Commercial Asphalt, P.M. Ag Products Inc., Metropolitan Waste Control Commission, Ashbach Construction Co., and Great Lakes Coal and Dock. The MPCA is also proposing to issue an Administrative Order to the Rochester Public Utility, Silver Lake Plant, located in the Olmsted County PM10 nonattainment area. The MPCA finds that if the facilities receiving orders under this proposed PM10 SIP comply with the requirements of those orders, Minnesota will attain and maintain compliance with the NAAQS for PM10 in Ramsey and Olmsted counties. This finding is based on the air dispersion modeling, which established the requirements contained in the administrative orders.

The SIP includes all requirements necessary to ensure attainment and maintenance of the PM10 NAAQS, including monitoring and reporting requirements. It also addresses EPA administrative requirements for SIPs and includes a Technical Support Document which provides a technical justification for the emission and operating requirements in the Administrative Orders.

A copy of the proposed PM10 SIP and all associated exhibits will be available for inspection at the MPCA offices in St. Paul at 520 Lafayette Road North, 6th floor, Air Quality Division, telephone (612) 296-8326 after Thursday, October 24, 1991 between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday. A copy of the proposed PM10 SIP and associated exhibits will also be available during the public comment period at the Minnesota Pollution Control Agency Rochester Office located at 2116 Campus Drive S.E., Rochester, Minnesota 55904, telephone (507) 285-7343.

All persons have until 4:30 p.m. Wednesday, November 6, 1991, to provide written comments on the contents of the PM10 SIP. The public is hereby notified that the Commissioner will consider changing the contents of the plan before it is presented to the Board for final adoption in response to public comments submitted during this comment period. The final plan will be presented to the Board at the November 26, 1991, meeting.

All persons are encouraged to provide written comments on the plan. Written comments should be sent to:

Mr. Patrick J. Mulloy
Air Quality Division
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155

It is anticipated that the approval of the PM10 SIP will be considered by the MPCA Board on November 26, 1991, at the MPCA Offices, 520 Lafayette Road North, St. Paul, Minnesota. Persons who wish to address the MPCA Board concerning the proposed PM10 SIP should call Ms. Karen O'Conner, MPCA Board Secretary at (612) 296-7306, no later than three days prior to the meeting.

Dated: 21 October 1991

Charles W. Williams, Commissioner
Minnesota Pollution Control Agency

State Board of Technical Colleges

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

NOTICE IS HEREBY GIVEN that the State Board of Technical Colleges is seeking information or opinions from sources outside

Official Notices

the agency in preparing to amend Chapter Thirty-Five: Rules for Licensure of Vocational Technical Education Personnel and specifically in General Studies and Related Subjects. The adoption of these rules is authorized by *Minnesota Statutes* § 136C.04, subd. 9. and 125.185 subd. 4.

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

Mr. M. Robert Babcock
State Board of Technical Colleges
100 Capitol Square Bldg.
550 Cedar Street
St. Paul, MN 55101
(612) 296-1867

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

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

All statements of information and comments shall be accepted until 4:30 p.m. Friday, November 22, 1991. Any written material received by the State Board of Technical Colleges shall become part of the record to be submitted to the Attorney General or Administrative Law Judge in the event the rule is adopted.

Helen Henrie, Deputy Chancellor
State Board of Technical Colleges

Transportation Regulation Board

Notice of Amended Hearing Date on Rules Hearing Regarding Proposed Permanent Rules Relating to Practice and Procedure, *Minnesota Rules*, Parts 8920.0100-.4000

The Transportation Regulation Board published its Proposed Permanent Rules Relating to Practice and Procedure, *Minnesota Rules*, Parts 8920.0100-.4000 in the *State Register* on Monday, 18 March 1991 (15S.R.2096-2104). The amended hearing dates are Nov. 21 and 22, 1991. The hearing will be held at 9:30 a.m. at the Transportation Regulation Board, Room 254, 100 Stockyards Road, South St. Paul, MN 55075, before Administrative Law Judge Bruce Campbell of the Office of Administrative Hearings.

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 Education

Community Education and Learner Services

Notice Requesting Grant Proposals for Co-location of Services to Targeted Children and Youth

The Department of Education is seeking proposals for Co-location of Services to Targeted Children and Youth. These funds are authorized by the Federal Drug Free Schools and Communities Act of 1988 Title V section 5103 and *Minnesota Statutes 1990*, section 121.912 as amended.

Approximately \$560,000 is available. The Department anticipates distributing approximately \$50,000 to \$75,000 for planning initiatives and approximately \$485,000 to \$510,000 on service projects. It is anticipated that planning grants will be \$3,000 to \$5,000 and service grants will range from \$30,000 to \$50,000. Requests outside of this range will be considered only with a detailed rationale and justification for the expenditures.

The goal of the Co-location of Service Funds is to improve access to social services for Minnesota Youth who experience multiple risk factors. Funds will be awarded to communities that demonstrate innovative and coordinated strategies to improve access, service delivery and programming to meet the needs of youth who experience multiple risk factors.

Professional, Technical & Consulting Contracts

Programs will be funded for twelve (12) months. Deadline for the proposals is 4:00 p.m. December 2, 1991 delivered to the Department of Education, or have a legible postmark no later than this date and be delivered via U.S. mail no later than December 5, 1991.

A copy of the complete "Request for Proposal" may be obtained from:

Nancy Montemurro
Department of Education
994 Capitol Square Bldg.
550 Cedar Street
St. Paul, MN 55101
(612) 296-4081

For further information contact Tim Reardon at (612) 296-9327 or Diane Miller at (612) 296-5086.

Department of Human Services

Notice of Availability of Funds for the Senior Nutrition Program

NOTICE IS HEREBY GIVEN that \$100,000 is available for CY 1992 to Senior Nutrition programs serving counties where congregate and home delivered meals were locally financed prior to participation in the nutrition program of the Older Americans Act. Supplemental funds for affected areas may be awarded in amounts up to the level of prior county financial participation less any local match as required by the Older Americans Act. Interested parties should contact their local Area Agency on Aging or call 612-296-2137 or write to Ted Gredvig, Minnesota Board on Aging, 444 Lafayette Road, St. Paul, MN 55155-3843. Letters of intent to apply must be received by November 1, 1991.

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.

Minnesota Historical Society

Notice of Contract Availability—Cedar Shingle Roofing

The Minnesota Historical Society is seeking bids for removal of existing shingles and reroofing with cedar shingles at Building 22, Historic Fort Snelling, St. Paul. The work will be performed under contract.

Bids from qualified individuals and firms will be accepted until 2:00 p.m. Central time, October 31, 1991.

Bidders will be required to show that they have experience and skill in the types of repair required for this contract.

The request for bids is made through the Specifications and bidding documents for the project, which are available from Gary W. Goldsmith, Contracting Officer, 690 Cedar Street, St. Paul, MN 55101. Telephone (612) 296-2155.

Department of Human Services

Family and Children's Division

Notice of Request for Proposals for the Development of Volunteer Training Curriculum for Crisis Nursery Programs

The Department of Human Services is seeking proposals from qualified contractors for the development of a curriculum to train volunteers working in the crisis nursery programs. A crisis nursery is defined as a center providing temporary emergency services and care for children in a home setting or a center. A total of \$2000 is available for the development of the manual. The project must be completed by March 30, 1992. Applicants must be able to demonstrate experience and expertise in the area of writing competency based curriculum and knowledge of child abuse and neglect and cultural issues. Proposals must be submitted no later than **4:00 p.m. on November 18, 1991.**

Professional, Technical & Consulting Contracts

For a copy of the full RFP, contact:

Sue Gronemeyer, Program Advisor
Department of Human Services
444 Lafayette Road
St. Paul, Minnesota 55155-3830
(612) 296-4309

The Family and Children's Services Division and the State of Minnesota reserve the right to reject any and all proposals submitted.

Department of Human Services

Family and Children's Services Division

Notice of Request for Proposals for the Development of a Manual on How to Develop Crisis Nursery Programs

The Department of Human Services is soliciting proposals from qualified contractors to develop and write a manual on how to develop, implement, and evaluate a crisis nursery program. Applicants must be able to demonstrate expertise in the areas of child abuse and neglect, program development, and cultural issues, and demonstrate excellent technical writing skills. A total of \$2,000 is available for the development of the manual. The project will begin by January 1, 1992, and conclude by April 30, 1992. Proposals must be submitted no later than **4:00 p.m. on November 18, 1991.**

Requests for a copy of the complete RFP should be directed to:

Sue Gronemeyer, Program Advisor
Department of Human Services
444 Lafayette Road
St. Paul, MN 55155-3830
612/296-4309

The Family and Children's Services Division and the State of Minnesota reserve the right to reject any and all proposals submitted.

Department of Public Safety

Office of Drug Policy

Request for Proposal to Contract for Technical Assistance in Research and Development for Legislative Report

I. BACKGROUND

The Office of Drug Policy has statutory responsibility to submit a report to the Governor and legislature. The report is intended to be a summary of prevention and supply reduction activities during the preceding year as well as a state chemical abuse and dependency strategy. The strategy is to be developed after consultation with all state agencies as to their activity in this area and take into account all money available for prevention and supply reduction activity from any source. The state reserves the right to cancel this solicitation if it is considered to be in its best interest.

II. PROJECT OBJECTIVES AND SCOPE

The anticipated result of this project is the generation of the strategy and report to the Governor and legislature. This will result from the research and compilation of information from other state agencies regarding their activity related to the drug abuse issue. Reports must be completed and to the Governor and legislature by January 15, 1992.

III. PROJECT TASKS

Tasks to be completed include:

- Contact with other state agencies to ascertain their activity related to the drug/alcohol issue including funding amounts and sources.
- Written summary of results of research into state agency activity.
- Work with staff of Office of Drug Policy to write drafts and final report to the Governor and legislature.

Responder may propose additional tasks or activities if they will substantially improve the results of the project.

IV. DESIRABLE QUALIFICATIONS

The following are qualifications of proposed vendors:

- Knowledge of drug/alcohol issue
- Knowledge of State government
- Knowledge of State Agencies
- Knowledge of drug/alcohol programs
- Proven abilities in research and writing
- Success respondent may be required to assist in answering questions of the state legislature

V. DEPARTMENT CONTACTS

Prospective responders who have any questions regarding this request for proposal may call or write:

Billy Collins
Office of Drug Policy
316 Transportation Bldg.
395 John Ireland Blvd.
St. Paul, MN 55155-1889
(612) 297-7311

Please note that only Mr. Collins is authorized to discuss this request for proposals with prospective respondents.

All proposals in response to this request must contain examples of the respondents writing in addition to information on the respondents background as related to this type of project.

Proposals must be submitted to Mr. Collins no later than 4:00 p.m. November 1, 1991. Evaluation of the proposals will be completed by representatives of the Office of Drug Policy. If necessary interviews with perspective vendors may be scheduled for the week of November 4-8. Selection of vendor will be completed by November 8 with the project anticipated to begin November 15. The report is to be completed by January 15, 1992 with the contract to conclude January 31, 1992.

The Office of Drug Policy has determined that the project costs should not exceed \$25,000.

Department of Transportation**Technical Services Division****Research Administration and Development****Notice of Availability of Contract for Study of Use, Design and Operation of Advance Warning Flashers for Signal Change Intervals**

The Department of Transportation requires the services of a consultant to conduct a study to determine the state-of-the-art in the use, design and operation of Advance Warning Flashers (AWF) nationally, to evaluate the two (2) basic systems used by Mn/DOT in the Metro Area and to prepare a report focusing on the issues of safety and traffic flow.

Work experience specifically related to Traffic Engineering is desirable.

The Department of Transportation has budgeted a maximum of \$25,000.00 and is anticipating a six-month time span for this project.

Those interested may obtain a request for proposal from:

Jon A. Huseby
Research Services Engineer
Research Administration & Development
Mn/DOT Materials & Research Lab
1400 Gervais Avenue
Maplewood, MN 55109
Telephone: (612) 779-5503

Requests for Proposals will be available through October 25, 1991. All proposals will be received at the above address no later than November 11, 1991.

Dated: 4 October 1991

Non-State Public Contracts

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

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

Shingle Creek Watershed Management Organization

Request for Interest Proposals for Professional Services

Pursuant to MSA 103B.227, Subd. 5, the Shingle Creek Watershed Management Organization hereby solicits interest proposals for legal, engineering, and technical consultant services for the fiscal years 1992 and 1993. The annual budget for all services for the organization for the year 1991 is \$135,000.

Written proposals setting forth the experience of the individuals who would be interested in performing legal, engineering, or technical services for the Watershed Management Organization should be sent to:

Fred Moore, Chairman
Shingle Creek Watershed Management Organization
3030 Harbor Lane, Suite 100
Minneapolis, MN 55447
(NO CALLS)

Please set forth in your written proposal the experience of the individual who proposes to perform services for the Commission and the resumés of support staff who would assist the individual in providing the contractual services. The Commission will review said proposals and reserves to itself the right to take such action as it deems in the best interests of the Watershed Management Organization. All interest proposals shall be submitted on or before November 13, 1991.

West Mississippi Watershed Management Organization

Request for Interest Proposals for Professional Services

Pursuant to MSA 103B.227, Subd. 5, the West Mississippi Watershed Management Organization hereby solicits interest proposals for legal, engineering, and technical consultant services for the fiscal years 1992 and 1993. The annual budget for all services for the organization for the year 1991 is \$93,500.

Written proposals setting forth the experience of the individuals who would be interested in performing legal, engineering, or technical services for the Watershed Management Organization should be sent to:

Gerry Butcher, Chairman
West Mississippi Watershed Management Organization
3030 Harbor Lane, Suite 100
Minneapolis, MN 55447
(NO CALLS)

Please set forth in your written proposal the experience of the individual who proposes to perform services for the Commission and the resumés of support staff who would assist the individual in providing the contractual services. The Commission will review said proposals and reserves to itself the right to take such action as it deems in the best interests of the Watershed Management Organization. All interest proposals shall be submitted on or before November 13, 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: 386/25 computer
Contact: Bernadette Vogel 296-3778
Bid due date at 4:30pm: October 23
Agency: Minnesota Department of Health
Deliver to: Minneapolis
Requisition #: B 12600-82908

Commodity: Transit/compass
Contact: Jack Bauer 296-2621
Bid due date at 4:30pm: October 25
Agency: Minnesota Pollution Control Agency
Deliver to: St. Paul
Requisition #: B 32200-30732

Commodity: Reelites
Contact: Joan Breisler 296-9071
Bid due date at 4:30pm: October 22
Agency: Minnesota Department of Transportation
Deliver to: Windom
Requisition #: B 79750-01144

Commodity: Labworks computer network equipment
Contact: Bernadette Vogel 296-3778
Bid due date at 4:30pm: October 25
Agency: Winona State University
Deliver to: Winona
Requisition #: B 26074-14178

Commodity: Copier lease purchase—rebid
Contact: Jack Bauer 296-2621
Bid due date at 2pm: October 22
Agency: Department of Public Service
Deliver to: St. Paul
Requisition #: B 80400-92161-1

Commodity: Poultry for December delivery
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: November 12
Agency: Minnesota Correctional Facility
Deliver to: St. Cloud
Requisition #: B 78830-11048

Commodity: Sample cups for infranalyzer
Contact: Joan Breisler 296-9071
Bid due date at 4:30pm: October 23
Agency: Minnesota Department of Agriculture
Deliver to: Minneapolis
Requisition #: B 04131-21412

Commodity: IBM PS/2 model 55
Contact: Bernadette Vogel 296-3778
Bid due date at 4:30pm: October 23
Agency: Moorhead State University
Deliver to: Moorhead
Requisition #: B 26072-03480

Commodity: Paper shredders
Contact: Jack Bauer 296-2621
Bid due date at 4:30pm: October 25
Agency: Faribault Regional Center
Deliver to: Faribault
Requisition #: B 55303-16297

Commodity: Specimen bottles
Contact: Joan Breisler 296-9071
Bid due date at 4:30pm: October 23
Agency: Minnesota Correctional Facility
Deliver to: St. Cloud
Requisition #: B 78830-11050

Commodity: Water sampling equipment
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 25
Agency: Minnesota Pollution Control Agency
Deliver to: St. Paul
Requisition #: B 32600-30637-1

Commodity: Material handling stacker
Contact: Mary Jo Bruski 296-3772
Bid due date at 4:30pm: October 25
Agency: Moorhead State University
Deliver to: Moorhead
Requisition #: B 26072-03492

Commodity: Meat for December delivery
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: November 12
Agency: Minnesota Correctional Facility
Deliver to: St. Cloud
Requisition #: B 78830-11047

Commodity: IBM software & network cards
Contact: Joan Breisler 296-9071
Bid due date at 4:30pm: October 25
Agency: Moorhead State University
Deliver to: Moorhead
Requisition #: B 26072-03488

Commodity: Portable unit to pull bleachers
Contact: Mary Jo Bruski 296-3772
Bid due date at 4:30pm: October 23
Agency: Willmar Community College
Deliver to: Willmar
Requisition #: B 27145-07740

State Contracts and Advertised Bids

Commodity: Aluminum Jon boat
Contact: Mary Jo Bruski 296-3772
Bid due date at 4:30pm: October 25
Agency: Department of Natural Resources—Regional Headquarters
Deliver to: St. Paul
Requisition #: B 29006-20352

Commodity: All terrain vehicle
Contact: Mary Jo Bruski 296-3772
Bid due date at 4:30pm: October 25
Agency: Department of Natural Resources—Regional Headquarters
Deliver to: Brainerd
Requisition #: B 29003-04080

Commodity: Omega flow meter
Contact: Mary Jo Bruski 296-3772
Bid due date at 4:30pm: October 25
Agency: Minnesota Department of Transportation
Deliver to: Rochester
Requisition #: B 79600-04415

Commodity: Non-corrosive de-icers
Contact: Dale Meyer 296-3773
Bid due date at 2pm: November 1
Agency: Department of Transportation
Deliver to: Duluth
Requisition #: Price contract

Commodity: Non-corrosive de-icers
Contact: Dale Meyer 296-3773
Bid due date at 2pm: November 1
Agency: Department of Transportation
Deliver to: Duluth
Requisition #: Price contract

Commodity: Non-corrosive de-icers
Contact: Dale Meyer 296-3773
Bid due date at 2pm: October 29
Agency: Department of Transportation
Deliver to: Duluth
Requisition #: Price contract

Commodity: Bus transportation
Contact: Dale Meyer 296-3773
Bid due date at 2pm: October 30
Agency: St. Cloud State University
Deliver to: St. Cloud
Requisition #: Price contract

Commodity: Recorders—audio
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 24
Agency: Department of Public Safety
Deliver to: St. Paul
Requisition #: B 07300-26207

Commodity: Compact disc players
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 24
Agency: Moorhead State University
Deliver to: Moorhead
Requisition #: B 26072-03481

Commodity: Microphones
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 24
Agency: Moorhead State University
Deliver to: Various places
Requisition #: B 26072-03484

Commodity: Camcorder
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 28
Agency: Moorhead State University
Deliver to: Moorhead
Requisition #: B 26072-03491

Commodity: Security camera system—
spare parts
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 24
Agency: Minnesota Correctional Facility—Faribault
Deliver to: Faribault
Requisition #: B 78790-20321

Commodity: Stair glide for handicapped
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: October 24
Agency: Minnesota Department of Jobs & Training
Deliver to: Various places
Requisition #: B 21603-13859

Commodity: Laundry bags
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: October 20
Agency: Minnesota Correctional Facility
Deliver to: St. Cloud
Requisition #: B 78830-11036

Commodity: Recorder—slide sync
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 24
Agency: Minnesota Department of Health
Deliver to: Minneapolis
Requisition #: B 12200-82577

Commodity: Tascam digital/stereo cassette
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 24
Agency: Moorhead State University
Deliver to: Moorhead
Requisition #: B 26072-03482

Commodity: Video camera
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 24
Agency: Moorhead State University
Deliver to: Moorhead
Requisition #: B 26072-03487

Commodity: Pull sub pump & tractchemically
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 24
Agency: Minnesota Correctional Facility
Deliver to: Stillwater
Requisition #: B 78620-00417

Commodity: Metal panel siding
Contact: Pam Anderson 296-1053
Bid due date at 4:30pm: October 24
Agency: Minnesota Department of Transportation
Deliver to: Various places
Requisition #: B 79000-21910

Commodity: Linen cart covers
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: October 20
Agency: Minnesota Veterans Home
Deliver to: Minneapolis
Requisition #: B 75200-40338

Commodity: Mirrors
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: October 25
Agency: Minnesota Correctional Facility
Deliver to: St. Cloud
Requisition #: B 78830-11049

State Contracts and Advertised Bids

Commodity: Airless jackhammer
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: October 25
Agency: Minnesota Department of Transportation
Deliver to: St. Paul
Requisition #: B 79000-22053

Commodity: Vista computer visual aid
Contact: Teresa Manzella 296-7556
Bid due date at 4:30pm: October 25
Agency: Rochester Community College
Deliver to: Rochester
Requisition #: B 27148-60818

Commodity: Microsoft software
Contact: Joan Breisler 296-9071
Bid due date at 4:30pm: October 25
Agency: St. Cloud State University
Deliver to: St. Cloud
Requisition #: B 26073-23163

Commodity: Drill press
Contact: Mary Jo Bruski 296-3772
Bid due date at 4:30pm: October 29
Agency: Administration/Fiscal Services
Deliver to: Faribault
Requisition #: B 02310-19762

Commodity: Used medium duty truck
Contact: Mary Jo Bruski 296-3772
Bid due date at 4:30pm: October 29
Agency: Willow River Camp
Deliver to: Willow River
Requisition #: B 78890-42013

Commodity: Grain sampling cloths
Contact: Joan Breisler 296-9071
Bid due date at 4:30pm: October 29
Agency: Minnesota Department of Agriculture
Deliver to: Minneapolis
Requisition #: B 04131-21452

Commodity: Vacuum cleaners (commercial)
Contact: Linda Parkos 296-3725
Bid due date at 4:30pm: October 27
Agency: Minnesota Correctional Facility
Deliver to: Shakopee
Requisition #: B 78640-02334

Commodity: Delta dust collection system and saw
Contact: Mary Jo Bruski 296-3772
Bid due date at 4:30pm: October 29
Agency: Minnesota Department of Jobs & Training
Deliver to: Various places
Requisition #: B 21604-79352

Commodity: Computer disaster recovery facility for Inter-Technology Group-Department of Administration
Contact: Don Olson 296-3771
Bid due date at 2pm: November 14
Agency: Administration-InterTechnology Group
Deliver to: St. Paul
Requisition #: Request for Proposal

Department of Administration: Print Communications Division

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

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

Commodity: Temporary apprentice permit, set type, use typewriter, 1-sided, 300 sets, 1" stub at top, carbon interleave, 2 parts, preprinted numbering, punch 2nd pg only, perf
Contact: Printing Buyer's Office
Bids are due: October 23
Agency: Board of Barber Examiners
Deliver to: St. Paul
Requisition #: 19249

Announcements

Arts Grants Available to Minnesota Schools: New Easy Guidelines for First-Time Applicants: April 15, 1992 is the deadline for Artists in Education

School Support grants to Minnesota schools. School Support grants provide funds to elementary and secondary schools who wish to sponsor an artist in residence for five days or more. The School Support program is open to any Minnesota nonparochial elementary or secondary school, or nonprofit educational organization. Schools should request application materials as soon as possible to begin the planning process. • With Arts Board assistance, students and teachers can benefit from direct experience with a practicing professional artist. Schools funded by the Arts Board are free to design artist residencies which will best serve the needs of their students and communities. A juried roster of experienced artists is available to help schools make a selection; schools are also encouraged to use local artists when planning residencies. • This year, the Arts Board has added a new component to the program. **EZ School Support grants** allow first-time applicants to request a pre-packaged, five-day Theater Residency program. The EZ plan, which was added to encourage applications from schools without previous residency planning experience, features a simplified application form, and offers a choice between two artists and three themes. • In fiscal year 1992, School Support funding ranged from \$600 to \$8,900, for residencies from one week to several months in length. In general, grants may cover up to half of total residency costs. Funding for the School Support program comes from an appropriation from the Minnesota State Legislature, with additional funding from the National Endowment for the Arts. • **For information and application forms, contact the Minnesota State Arts Board, 432 Summit Avenue, Saint Paul, MN 55102, (612) 297-2603, or toll-free from greater Minnesota at (800) 652-9747.**

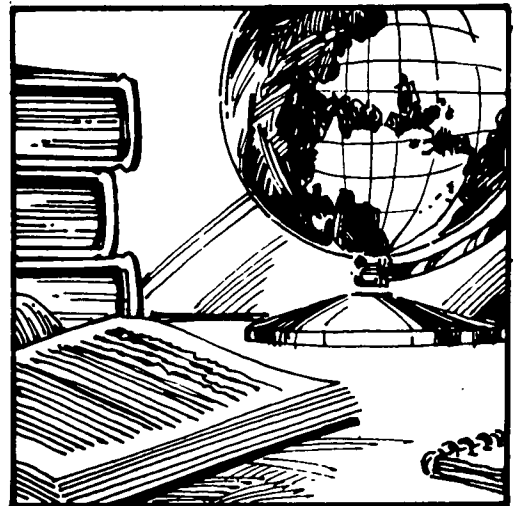
Environmental Quality Board (EQB): Comments are due November 13 on the EAWs (environmental assessment worksheets) on the following projects at their listed regional governing units: **Hennepin County Public Safety Facility**, Hennepin County, James Taplin, A2208 Hennepin County Government Center, Minneapolis, MN 55487, 612/348-3189; **Luverne Depot Warehouse Demolition**, City of Luverne, Richard Otten, City of Luverne, 203 E. Main, Luverne, MN 56156, 507/283-2388; **MnDOT Alternative Review—Environmental Assessment, T.H. 61—Goodhue County**, MnDOT District 6, Rochester, Anthony L. Hames, P.O. Box 6177, Highway 52 North, Rochester, MN 55903, 507/285-7169.

Get Smart with these Education Resources

Board of Teaching-Licensure Rules 1990. Minnesota Rules Chapter 8700. Requirements for the issuance and renewal of all licenses, from vo-tech and hearing impaired to librarians and media generalists. Includes the Code of Ethics for Minnesota Teachers, and standards for teachers prepared in other states. Code #3-74. \$14.95 plus tax.

Education Directory 1990-91. All the elementary and secondary schools in the state. Includes Minnesota school districts, superintendents, boards, principals, district addresses, phone numbers and enrollment figures. Code #1-93. \$9.95 plus tax.

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. 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 Bookstore

Publications, Services, Subscriptions

Order Form on Back—For Information, Call 297-3000

1991 Minnesota Rules. Eleven volume set includes 1992 Supplement as a subscription service. Stock #18-100, \$200 + tax (Minnesota residents only). Individual volumes can be purchased at \$20.00 + tax.

1991 Minnesota Session Laws. Two volume set includes laws passed during the 1991 session. Stock #18-1, \$32.00 + tax.

101 Ways to Promote Academic Excellence. A collection of nuts-and-bolts methods educators have successfully used to foster academic achievement. These are techniques that directly help students, can be replicated easily, are cost-effective, and that work in meeting the public education's great challenge: helping every single child learn. Code #5-1, \$4.50.

1989 Pollution Control Laws. Laws dealing with water pollution, disposal facilities, solid waste management, the Minnesota Environmental Rights Act, recycling, and more. Code #2-21, \$24.95.

1991 Hazardous Waste Rules. Governs the production, storage, transportation and disposal of hazardous waste. *Minnesota Rules* Chapter 7045 and 7046. Code #3-71, \$17.95.

Real Estate Rules 1991. Chapters 2800, 2805 and 2810 from the *Minnesota Rules*. Essential for both students and established brokers and salespersons. It contains all education and licensing requirements. Code #3-99, \$6.00.

Police Report Writing Style Manual 1989. A common framework for report writing throughout the state. Discusses the general purpose of police reports, reviews field notetaking, offers instructions on completing common report forms and introduces the Data Practices Law. Code #14-13, \$15.00.

OTHER PUBLICATIONS

Voices of the Loon. Includes introduction, loon call identification, distant chorus, tremolo duet, wail duet, border confrontation, wails with morning songbird chorus, tremolos while running, wails during thunderstorm and coyotes calling with loons. Cassette tape. Code #19-73, \$12.00.

Secrets of the Congdon Mansion. A complex, intriguing murder case set in one of Minnesota's most spectacular mansions. Now a top Minnesota tourist attraction on Duluth's famous Lake Superior North Shore Drive. By Joe Kimball. Code #19-56, \$5.95.

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

Minnesota Geographic Names. Names of places by the thousand plus interesting historical tidbits included in this 800+ page book. Minnesota history buffs—this is for you! Stock #17-13, \$12.95.

Room at the Inn Minnesota. The only guide to more than 60 historic Bed & Breakfast homes, hotels and country inns. Stock #19-72, \$9.95.

Minnesota Manufacturer's Directory, 1991. More than 7,000 entries listing name, address, phone, staff size, sales volume, market area, year of establishment, type of firm, CEO, sales or marketing and purchase managers, and four manufactured products. Stock #40-2. \$85.00 + tax.

SUBSCRIPTIONS:

State Register. Minnesota's official weekly publication for agency rules and notices, executive orders of the Governor, state contracts, Supreme Court Calendar, Supreme Court and Tax Court Decisions. Annual subscription: Monday edition only \$140; Monday and Thursday's State Contract Supplement \$195; 13-week trial (includes both Monday and Thursday editions) \$60.00.

Workers Compensation Decisions. Volume 45. Selected landmark decisions of the Worker's Compensation Court of Appeals during the period July '91 through Dec. '91. The subscription rate for this volume is \$160.00.

SERVICES:

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

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

1991 Lake Map Index. Listing over 4,000 lake maps. Free.

State Register Binder. Durable 3½ inches, forest green binders imprinted with the *State Register* logo. \$6.50 + tax.

