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State Register

Department of Administration—Print Communications Division



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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	*Submission deadline for	*Submission deadline for	
Issue	Adopted and Proposed Rules,	Executive Orders, Contracts,	Issue
Number	Commissioners' Orders**	and Official Notices**	Date
34	Monday 3 February	Monday 10 February	Tuesday 18 February
35	Monday 10 February	Friday 14 February	Monday 24 February
36	Friday 14 February	Monday 24 February	Monday 2 March
37	Monday 24 February	Monday 2 March	Monday 9 March

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

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

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

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

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

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

Arne H. Carlson, Governor

Dana B. Badgerow, Commissioner Department of Administration

Stephen A. Ordahl, Director Print Communications Division

Robin PanLener, Editor Katherine Artishon, Acting Editor Paul Hoffman, Assistant Editor Debbie George, Circulation Manager Bonita Karels, Staff Assistant

FOR LEGISLATIVE NEWS

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

SENATE

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

Perspectives—Publication about the Senate.

Session Review—Summarizes actions of the Minnesota Senate.

Contact: Senate Public Information Office

Room 231 State Capitol, St. Paul, MN 55155

(612) 296-0504

HOUSE

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

This Week—weekly interim bulletin of the House.

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

Contact: House Information Office

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

(612) 296-2146

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

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Minnesota Rules: Amendments and Additions:

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

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

If an agency seeks outside opinion before issuing new rules or rule amendments, it must publish a NOTICE OF INTENT TO SOLICIT OUT-SIDE 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.

Dear Subscriber:

In an effort to streamline the *State Register*, we are considering elimination of the Minnesota Amendments and Additions Section. If you have an opinion on this proposal, please contact us by March 1, 1992. You may call the *State Register* Office at 296-0929 or write us at: *State Register*, 117 University Avenue, St. Paul, MN 55155.

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Minnesota Rules: Amendments & Additions

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Complete attached order blank. Include either your Discover/American Express/VISA/MasterCard number with the expiration date, or a check/money order made out to the State of Minnesota. Orders by phone are accepted when purchasing with your credit card. Please include a phone number where you can be reached during the day in case we have questions about your order. Please include 6½% sales tax and \$2.00 postage and handling. Ask for our catalogs for Publications, Ourdoors, or Mailing Lists.							
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Proposed Rules

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

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

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

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

Technical Colleges Board

Proposed Permanent Rules Relating to Education; Technical College Teacher Licenses; Practical Nursing College and Aquaculture

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

NOTICE IS HEREBY GIVEN that the State Board of Technical Colleges is seeking information or opinions from sources outside the agency in preparing to amend Chapter Thirty-Five: Rules for Licensure of Vocational Technical Education Personnel and specificially in Health Occupations. 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 314 Capitol Square Bldg. 550 Cedar Street St. Paul, MN 55101 (612) 296-1867

Ms. Georgia Pomroy State Board of Technical Colleges 322 Capitol Square Bldg. 550 Cedar Street St. Paul, MN 55101 (612) 297-2204

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, March 20, 1992. 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

Notice of Intent to Adopt a Rule Without a Public Hearing

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

All persons have 30 days until 4:30 p.m., Friday, March 20, 1992, in which to submit comment in support of or in opposition to the proposed rule or any part or subpart of the rule. Comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for comment, and any change proposed.

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

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

M. Robert Babcock, Supervisor State Board of Technical Colleges 314 Capitol Square Bldg. 550 Cedar Street St. Paul, MN 55101 Telephone: (612) 296-1867

Georgia Pomroy, License Revision Specialist State Board of Technical Colleges 322 Capitol Square Bldg. 550 Cedar Street St. Paul, MN 55101 Telephone: (612) 297-2204

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

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

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

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

Helen Henrie, Deputy Chanceller State Board of Technical Colleges

Rules as Proposed

3515.1300 ALTERNATE FORMS OF OCCUPATIONAL EXPERIENCE.

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

Subp. 5. Military experience. Occupational experience in the military, as verified by a <u>United States Department of Defense</u> DD Form 214, directly related to the area of licensure sought shall <u>must</u> be accepted for a <u>maximum of two thirds of</u> the total occupational experience required for <u>regular secondary and postsecondary vocational technical college</u> licensure. An applicant presenting military hours, as verified by a DD Form 214, directly related to the license being sought in sufficient number to equal the total requirement shall be provisionally licensed for two years. Renewal of the two year provisional license shall be contingent upon accumulation of the remaining hours of occupational experience (one third of the total requirement) from civilian occupational experience or satisfactory progress on an individualized program in the related discipline area. The individualized program, preapproved by the appropriate state supervisor, shall be completed before a regular vocational license is issued. To be approved, an individualized program shall contain components which will allow the applicant to complete the occupational experience requirement.

[For text of subps 6 and 7, see M.R.]

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

Proposed Rules =

3700.0298 AQUACULTURE.

[For text of subps 1 and 2, see M.R.]

Subp. 3. Educational and occupational experience requirements. An applicant must have the requirements as listed in item A, B, or C.

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

B. An associate degree or two-year diploma or certificate from an accredited postsecondary institution in aquaculture, fisheries, fisheries and wildlife, or natural resources and 6,000 hours of occupational experience in an aquaculture of, fish farm facility, or research laboratory with experience in at least five of the following:

[For text of subitems (1) to (10), see M.R.]

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

[For text of subp 4, see M.R.]

3700.0420 PRACTICAL NURSING.

[For text of subps 1 and 2, see M.R.]

- Subp. 3. Educational and occupational experience requirements. The applicant must have current Minnesota nursing registration and the experience as described in item A, B, or C. The education must be from an accredited postsecondary institution. The occupational experience may be as a registered nurse or licensed practical nurse.
- A. A bachelor's or higher degree in nursing and 4,000 hours of occupational experience as a public health nurse, home health care nurse, or a nurse doing direct patient care in a hospital, skilled or intermediate nursing care facility, or in a hospice. <u>Fifteen hundred of the hours may be in an independent clinic or a physician's office.</u>
- B. An associate degree in nursing and 6,000 hours of occupational experience as a public health nurse, home health nurse, or a nurse doing direct patient care in a hospital, skilled or intermediate nursing care facility, or in a hospice. <u>Fifteen hundred of the hours may be in an independent clinic or a physician's office.</u>
- C. Diploma from a three-year nursing program and 4,000 hours of occupational experience as a public health nurse, home health nurse, or a nurse doing direct patient care in a hospital, skilled or intermediate nursing care facility, or in a hospice. <u>Fifteen hundred</u> of the hours may be in an independent clinic or a physician's office.

[For text of subp 4, see M.R.]

3700.1410 LICENSES FOR PART-TIME CONTINUOUS OR PART-TIME GENERAL STUDIES INSTRUCTIONAL PERSONNEL.

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

- Subp. 2. Who must be licensed. A person holding a position as a part-time continuous program or part-time general studies instructor must be licensed according to this part if the person is not licensed for full-time instruction in the offering. A part-time continuous program or part-time general studies instructor is responsible for teaching credit_based or eloek hours hour-based course content that has been identified for incorporation into an approved continuous program by a qualified full-time continuous program or general studies instructor.
- Subp. 3. **Scope of practice.** Part-time personnel licensed in this part cannot provide more than 270 clock hours or 12 <u>16</u> quarter credits of instruction in a fiscal year.

[For text of subps 4 and 5, see M.R.]

Pollution Control Agency

Notice of Reconvened Hearing on Proposed Rules Governing Requirements for Aquaculture Facilities

NOTICE IS HEREBY GIVEN that the public hearing in the above-entitled matter convened and held on January 29, 1992, January 31, 1992, and February 13, 1992, will be reconvened on February 27, 1992, at 9:30 a.m. in the Minnesota Pollution Control Agency (MPCA) Board Room, 520 Lafayette Road, St. Paul, Minnesota, 55155. At the reconvened hearing, MPCA will address information and opinions received by the MPCA as a result of the solicitation of outside information published in the *State Register*, Volume 16, number 31, page 1803, January 27, 1992. The MPCA's proposed permanent rules relating to aquaculture facilities, including a notice of public hearings on the proposed rules, were published in the *State Register*, Volume 16, number 25, pages 1495-1501, December 16, 1991 (16 S.R. 1495).

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.

Housing Finance Agency

Adopted Permanent Rules Relating to Single Family Mortgage Revenue Bond Authority

The rules proposed and published at *State Register*, Volume 16, Number 21, pages 1206-1208, November 18, 1991 (16 SR 1206), are adopted as proposed.

Minnesota Housing Finance Agency

Adopted Permanent Rules Relating to Mortgage Revenue Bonds for the Purchase of New Housing

The rules proposed and published at *State Register*, Volume 16, Number 20, pages 1158-1159, November 12, 1991 (16 SR 1158), and Volume 16, Number 21, pages 1224-1225, November 18, 1991 (16 SR 1224), are adopted as proposed.

Board of Pharmacy

Adopted Permanent Rules Relating to Drug Manufacturers and Wholesalers Licensing

The rules proposed and published at *State Register*, Volume 16, Number 12, pages 574-578, September 16, 1991 (16 SR 574), are adopted with the following modifications:

6800.1430 PERSONNEL.

Each wholesale drug distributor shall establish training programs which, when combined with the require each person employed in any prescription drug wholesale activity to have enough education, training, and experience of the personnel, will enable the personnel to, in any combination, sufficient for that person: (1) to do assigned work in a manner that maintains the quality, safety, and security of the drug products in accordance with parts 6800.1400 to 6800.1440; and (2) to assume responsibility for positions related to compliance with state and federal the licensing requirements of parts 6800.1400 to 6800.1440.

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

Revenue Notices:

Effective July 1, 1991, the Department of Revenue has authority to issue revenue notices. A revenue notice is a policy statement made by the department that provides interpretation, details, or supplementary information concerning the application of law or rules. This authority was provided by the Legislature in 1991 Session Laws Chapter 291, article 21, section 6 and will be codified at Minnesota Statutes section 270.0604.

Department of Revenue

Revenue Notice #92-7: Powers of Attorney—Acceptance of Faxes and Photocopies

Effective the date of this notice, the Minnesota Department of Revenue will accept either the original or a copy of a power of attorney. A copy of a power of attorney received by facsimile transmission (FAX) also will be accepted.

Dated: 18 February 1992

Department of Revenue

Revenue Notice #92-8: Lawful Gambling—Annual Audit of Licensed Organizations

Minnesota Statutes § 349.19, subd. 9, as amended by 1991 legislation, states that an organization licensed to conduct lawful gambling in Minnesota must have an independent accountant licensed by the state of Minnesota perform an annual financial audit of its lawful gambling activities and funds. The legislation requires the commissioner of revenue to prescribe the standards for the audit as well as the filing requirements related to the audit.

The Department of Revenue issued Revenue Notice #91-14, "Annual Audit of Organizations Licensed to Conduct Lawful Gambling," on October 7, 1991. The Department has since received inquiries related to this subject and is therefore issuing this Supplementary Revenue Notice.

1) A number of questions have centered around the relationship between an independent accountant and the organization licensed to conduct lawful gambling. What relationship can the accountant have with the gambling organization? Can an accountant who is a member of the organization perform the annual audit?

A licensed CPA or LPA who is a member of the organization may perform the audit if he or she is not an employee of the organization and does not perform entries in any original books of entry for the General Fund or Gambling Fund (for example: check books, journals, reconciliations). The accountant cannot hold office or be on the board of the organization (for example: president, vice-president, treasurer, or other officer of the organization; or gambling manager, CEO or bookkeeper for the licensed gambling). A CPA who prepares the organization's tax returns can perform the annual audit as long as that person only prepares tax returns from financial records prepared by someone else. An accountant who makes management decisions, writes checks or does the organization's bookkeeping would be ineligible to perform the annual audit.

2) Should the annual audit refer to the organization's gambling license number and Minnesota taxpayer identification number?

Yes, all annual audits must contain the organization's lawful gambling license number and Minnesota taxpayer identification number.

3) Can an organization obtain an extension for filing the annual audit?

The Revenue Department is routinely granting extension requests for reasonable cause until March 31, 1992, upon receipt of a written request from the organization. These requests are being granted because this is the first year that the annual audit is required to be filed and because the information set forth in Revenue Notice #91-14 was not released until October 7, 1991.

4) What is the annual audit period?

The annual audit period is the fiscal year of the organization, which is the time period used for filing federal form 990 or 990-T. It is not the licensing period or the combined receipts tax period.

5) Should the audit report reconcile the organization's ending profit carryover per the audit to the ending profit carryover per Revenue Department Lawful Gambling System records?

Yes, on a supplemental schedule that must be included as part of the organization's financial audit report.

Dated: 18 February 1992

Department of Revenue

Revenue Notice #92-9: Sales and Use Tax—Application to Candy and Soft Drinks

Candy and soft drinks are subject to Minnesota sales and use tax.

1. Candy and Candy Products

Products that are commonly packaged and sold as candy, including health and diet food products, are subject to sales tax whether sold over the counter or in a vending machine. Fruit, nuts, or popcorn which are combined with chocolate, carob, sugar, honey, candy, or other natural or artificial sweeteners are also considered candy and are subject to sales tax. Individually wrapped items ordinarily considered to be candy, such as Twix bars and PB Max bars, are taxable whether sold individually, in quantity, or in the candy or cookie sections.

The following are examples of candy subject to sales tax. Brand names are specified only to illustrate types of items considered to be candy; they do not imply that these are the only taxable brands in any category.

- · breath mints, including sugarless
- · candy bars
- · caramel corn
- · caramel apples
- chocolate- or carob-covered nuts, raisins, etc.
- · chocolate-covered insects
- · chocolate stars
- cough drops (taxable as health product)
- · Cracker Jack
- · Crunch and Munch
- · Fiddle Faddle
- · honey-covered nuts
- licorice
- nature snacks with 50% or more candy
- peanut brittle
- · sugarless candy
- throat lozenges (taxable as health product)
- · yogurt-covered raisins, nuts, etc.
- fresh prepared popcorn sold by a vendor

Products that are commonly sold as ingredients for cooking or baking purposes or as a meal substitute, e.g., breakfast bars, are not candy products and are exempt from tax. The following are examples of exempt products. Again, brand names are specified for illustration purposes only.

- · bakery products
- · breakfast bars
- cakes
- · candied fruit for baking
- · candy, cake decorations
- · cheese popcorn
- chocolate or carob chips
- · chocolate-covered donuts
- · confectioners bark
- · cookies

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- dried fruit snacks
- Figurines
- Frito Lay's peanut butter bar
- fruit or pudding roll-ups, fruit pieces
- · granola bars or clusters
- · Hershey's or Baker's Sweet baking chocolate
- · honey-roasted nuts
- marshmallows
- nature snacks with less than 50% candy
- peanuts
- pies
- · Pillsbury food sticks
- popcorn (except when prepared by the vendor)
- Pop-tarts
- · sunflower seeds
- sweetened cereals

2. Soft Drinks

Soft drinks include all carbonated beverages and all nonalcoholic beverages which contain less than 15% fruit juice. Diet drinks that meet the definition of soft drinks are taxable. Beverages that are labeled fruit drink, fruit ade, or fruit nectar and where the percentage of fruit juice content is not specified are taxable soft drinks.

The following are examples of taxable soft drinks:

- · all carbonated beverages
- Cold Duck (nonalcoholic)
- Gatorade containing less than 15% fruit juice
- Hawaiian Punch containing less than 15% fruit juice
- Hi-C containing less than 15% fruit juice
- · near beer
- · sparkling apple cider
- · sparkling catawba juices
- water (carbonated)
- water (noncarbonated) when the container size is less than ½ gallon

Soft drinks do not include the following packaged items, unless they are sold prepared in glasses or cups (eat-in or take-out):

- · vegetable juices
- noncarbonated fruit juice drinks containing 15% or more of natural fruit juices
- · coffee beans, ground coffee, coffee substitutes
- tea
- · cocoa, milk, chocolate
- noncarbonated drinks made from milk derivatives, powders, and concentrates, either liquid or frozen

Products which are labeled "fruit juice" are considered to be exempt beverages, even where the percentage of fruit juice content is not specified. Examples of beverages considered to be fruit juice are listed below:

- apple cider
- cocktail mixes (powdered, liquid, and frozen) such as daiguiri or Manhattan mixes
- cranberry juice cocktail

- frozen juice concentrate
- Hawaiian Punch containing 15% or more fruit juice
- Kool-Aid (powdered)
- iced tea (instant or canned)
- ReaLemon
- · Roses Lime Juice
- Tang or other powdered fruit drinks
- water (noncarbonated) when the container size is ½ gallon or larger

Not all Ocean Spray products show the percentage of fruit juice content on the labels. The following Ocean Spray products contain more than 15% natural fruit juices and are exempt from tax.

- OCEAN SPRAY Cranberry Juice Cocktail
- Cranapple Cranberry Apple Drink
- Cran-Grape Grape Cranberry Drink
- Cran-Raspberry Raspberry Cranberry Drink
- Cranicot Cranberry Apricot Juice Drink
- Cran-Blueberry Blueberry Cranberry Drink
- OCEAN SPRAY Low Calorie Cranberry Juice Cocktail
- Low Calorie Cranapple Cranberry Apple Drink
- Low Calorie Cran-Raspberry Raspberry Cranberry Drink
- OCEAN SPRAY 100% Grapefruit Juice
- OCEAN SPRAY Pink Grapefruit Juice Cocktail
- OCEAN SPRAY Pineapple Grapefruit Juice Cocktail
- OCEAN SPRAY 100% Apple Juice
- OCEAN SPRAY 100% Orange Juice
- · Cran-Tastic A Blended Juice Drink
- Pink Premium Grapefruit Juice
- Mauna La'i Hawaiian Guava Passion Fruit Drink

Other Ocean Spray products are taxable. The taxability of new products should be determined using the guidelines in this revenue notice

Dated: 18 February 1992

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

Agronomy Services Division

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rules Governing Waste Pesticide Collection

NOTICE IS HEREBY GIVEN that the State Department of Agriculture is seeking information or opinions from sources outside

Official Notices =

the department in preparing to propose adoption of new rules governing waste pesticide collection. The adoption is authorized by *Minnesota Statutes*, section 18B.065, subd. 6, which allows the commissioner to adopt rules necessary to administer a waste pesticide collection program.

The State Department of Agriculture 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 to: Carol Milligan, Planning Division, Minnesota Department of Agriculture, 90 West Plato Blvd., St. Paul, MN 55107. Oral statements will be received during regular business hours over the telephone at (612) 296-6906 and in person at the above address.

All statements of information and opinions shall be accepted until March 16, 1992. Any written material received by the department 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: 5 February 1992

Elton Redalen Commissioner

Minnesota Comprehensive Health Association

Notice of Legislative and Public Policy Committee Meeting

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association (MCHA), Legislative and Public Policy Committee will meet at 7:30 a.m. on Thursday, February 20, 1992 at the Kelly Inn, at I-94 and Marion Street, St. Paul, Minnesota. The Committee will meet in the "Annex."

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

Office of the Secretary of State

Notice of Vacancies in Multi-Member Agencies

NOTICE IS HEREBY GIVEN to the public that vacancies have occurred in multi-member state agencies, pursuant to *Minnesota Statutes* 15.0597, subdivision 4. Application forms may be obtained from the Office of the Secretary of State, Open Appointments, 180 State Office Building, St. Paul, MN 55155-1299; (612) 297-5845, or in person at Room 174 of the State Office Building. More specific information about these vacancies may be obtained from the agencies listed below. These agencies will remain open for application through March 10, 1992. Appointing Authorities may also choose to review applications received after that date. Applications are kept on file for a one year period.

EXPORT FINANCE AUTHORITY

1000 World Trade Center, St. Paul 55101-4902. 612-297-4658

Minnesota Statutes 116J.9673

APPOINTING AUTHORITY: Governor. COMPENSATION: \$55 per diem plus expenses.

VACANCY: One member, must be knowledgeable in international finance, exporting, or international law.

The authority is created to aid and facilitate the financing of exports from Minnesota; will meet credit needs of Minnesota exporters through loan guarantees and export credit insurance. The authority board consists of six members who must be knowledgeable in international finance, exporting, or international law. The commissioner of the Department of Trade and Economic Development is the chair of the board. Members must file with the Ethical Practices Board.

MEDICAL SERVICES REVIEW BOARD

Dept. of Labor and Industry, Rehabilitation & Medical Affairs, 443 Lafayette Rd., St. Paul 55155. 612-296-8213 *Minnesota Statutes* 176.103

APPOINTING AUTHORITY: Commissioner of Labor and Industry. COMPENSATION: \$55 per diem plus expenses. **VACANCY:** One member from the public.

The board advises on medical matters relating to workers compensation and hears appeals under Chapter 14. Members include two chiropractic members, one hospital administration member, six physician members, one employee member, one employer of insurer member, and one public member plus eight alternates. The commissioner or his designee serves as an ex-officio member. Members must file with the Ethical Practices Board.

MARKET DEVELOPMENT COORDINATING COUNCIL

MN Office of Waste Management, 1350 Energy Lane, St. Paul 55108. 612-649-5750 *Minnesota Statutes* 115A.12(1)

APPOINTING AUTHORITY: Office of Waste Management. COMPENSATION: Expenses.

VACANCY: Twelve members—persons representing local government, private recycling markets or private recycling collectors with interest and experience in recycling and market development.

The council develops and coordinates statewide strategy for developing markets for recyclable materials and advises the Office of Waste Management on expenditure of Market Development funds. The council consists of not less than nine, nor more than eighteen members: one representative each from the Department of Trade and Economic Development, Department of Administration, Pollution Control Agency, Greater Minnesota Corporation, Metropolitan Council, Legislative Commission on Waste Management; also representation from local government, private recycling markets and collectors. Monthly meetings at the Office of Waste Management in St. Paul.

DEPARTMENT OF TRADE & ECONOMIC DEVELOPMENT ADVISORY TASK FORCE

150 E. Kellogg, 9th Floor, St. Paul 55101. 612-296-6424

Minnesota Statutes 15.014, subd. 2

APPOINTING AUTHORITY: Commissioner of Trade & Economic Development. COMPENSATION: Expenses.

VACANCY: Fifteen members.

The task force advises the commissioner on economic development matters, including trade, tourism, business and community development. The task force consists of fifteen members experienced in business development, community development, trade or tourism. Meetings take place four times a year, 2-4 hours per meeting, at various locations.

HOUSING TRUST FUND ADVISORY COMMITTEE

MHFA, 400 Sibley St., Suite 300, St. Paul, 55101-1998. 612-296-9846 *Minnesota Statutes* 462A.201

APPOINTING AUTHORITY: Minnesota Housing Finance Agency. COMPENSATION: None.

VACANCY: One member—an individual representing Builders.

The committee advises and assists the Minnesota Housing Finance Agency in providing loans and grants from the housing trust fund account. The committee consists of eight members to represent the interests of realtors, lenders, nonprofit developers, apartment owners, low income persons, housing advocates, advocates for the homeless, and single or multi-family builders. Meeting schedule not yet established.

METROPOLITAN SPORTS FACILITIES COMMISSION

Hubert H. Humphrey Metrodome, 900 S. 5th St., Mpls 55415. 612-332-0386 *Minnesota Statutes* 473.553

APPOINTING AUTHORITY: Governor, Minneapolis City Council. COMPENSATION: \$50 per diem plus expenses.

VACANCY: One member to be appointed by the Minneapolis City Council. No member may, during their term of office, hold the office of Metropolitan Council member or be a member of another metropolitan commission or hold any judicial office or office of state government. No members appointed by the City Council may be elected public officials of the City or of another political subdivision any part of whose territory is shared with the City.

The commission is responsible for the location, design, construction, and operation of the Hubert H. Humphrey Metrodome. The commission also owns but does not operate the Metropolitan Sports Center in Bloomington, MN. The chair is appointed by the governor and six commissioner members are appointed by the Minneapolis city council. Members must file with the Ethical Practices Board.

GOVERNOR'S ADVISORY COUNCIL ON TECHNOLOGY & PERSONS WITH DISABILITIES

MN State Planning Agency, 300 Centennial Bldg., 650 Cedar St., St. Paul 55155. 612-297-1554 Executive Order 86-12

APPOINTING AUTHORITY: Governor. COMPENSATION: None.

VACANCY: One member—knowledge in private reimbursement, Medicare, Medicaid, and/or representing Greater Minnesota.

The council will coordinate, support and advance technology uses for persons with disabilities through implementation and training, information dissemination, technical services, research and development and technology. The council consists of fifteen members representing the private sector, consumers, service agencies, third party funding sources, education, and library systems.

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MN CRIME VICTIM AND WITNESS ADVISORY COUNCIL

Dept. of Public Safety, 211 Transportation Bldg., St. Paul 55155. 612-296-6642 Minnesota Statutes 611A.70

APPOINTING AUTHORITY: Commissioner of Public Safety. COMPENSATION: None.

VACANCY: One member—medical or osteopathic physician licensed to practice in Minnesota.

The council reviews on a regular basis the treatment of victims by the criminal justice system and the need and availability of services to crime victims. The council consists of fifteen members, including two members of the Minnesota legislature who have demonstrated expertise and interest in crime victim issues, one from each house; one district court judge; one county attorney; one public defender; one peace officer; one medical or osteopathic physician licensed to practice in this state; five members who are crime victims or crime victims assistance representatives; three public members. The appointments should take into account sex, race and geographic distribution. The council meets once a month.

ADVISORY COUNCIL ON UNIFORM FINANCIAL ACCOUNTING AND REPORTING STANDARDS

Room 962, Capitol Square Bldg., St. Paul 55101. 612-296-8640 *Minnesota Statutes* 121.901

APPOINTING AUTHORITY: Bd. Education/Com. Education/Bd. Tech. Coll./State Auditor. COMPENSATION: None.

VACANCY: One member to be one of eight persons who represent various size school districts in the state and are public school employees whose position involves activities related to school financing and accounting. The State Board of Education will appoint this position.

The council provides uniform accounting and reporting standards for school districts and recommends rules, statute changes, modifications of financial accounting codes, manuals, procedures and reporting forms. The council consists of thirteen members including two employees of the Department of Education, appointed by the commissioner of Education, one licensed certified public accountant, appointed by the State Board of Education, eight school district employees whose responsibilities include school financing and accounting, appointed by the State Board of Education, one person appointed by the State Board of Technical Colleges, and one member of the state auditor's office appointed by the state auditor. Professional associations composed of persons eligible to be appointed may recommend nominees from their association to the State Board of Education. The council shall annually select a chair and secretary from its membership. Approximately six meetings per year.

Teachers Retirement Association

Notice of Regular Meeting

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on Friday, March 6, 1992, at 9:30 a.m., in Suite 500, Gallery Building, 17 W. Exchange St., St. Paul, MN to consider matters which may properly come before the Board.

Board of Water and Soil Resources

The Board of Water and Soil Resources will meet on Wednesday, February 26, 1992, at the Riverwood Conference Center in Monticello. The meeting will convene at 9:00 a.m.

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 Health

Breast and Cervical Cancer Control Program

Request for Letters of Interest

The Minnesota Department of Health (MDH) is seeking Letters of Interest from Community Health Service Agencies, and public

or nonprofit medical care providers and hospitals interested in becoming screening or testing sites for the Minnesota Breast and Cervical Cancer Control Program. Successful responders will provide breast and cervical cancer screening and related services to uninsured and underinsured woman, with an emphasis on women who are low-income.

Providers will be expected to enroll participants in the program and provide breast and/or cervical cancer screening and certain diagnostic follow-up procedures to women who cannot afford to pay, establish and maintain a tracking and follow-up system to assure that women with abnormal tests receive appropriate follow-up, assure that all appropriate follow-up diagnostic and treatment services are provided to program participants, cooperate and where appropriate participate in the program's public and professional education activities, and comply with the program's quality assurance standards for breast and cervical cancer screening.

Approximately \$1.4 million is available to purchase services for the period April 1, 1992 to July 15, 1993. Individual provider agreements will vary in size from less than \$3,000 to an estimated upper range up to \$150,000.

Organizations responding to this request must estimate the amount and cost of services they could provide and address issues of tracking and follow-up, provision of or referral for cancer treatment, quality assurance for mammography and pathology, and administrative capability. Prospective providers who have questions, and/or would like a copy of the instructions on how to complete a Letter of Interest and background materials on the program may contact:

Mark Schoenbaum
Minnesota Breast and Cervical Cancer Control Program
Division of Health Promotion and Education
Minnesota Department of Health
717 S.E. Delaware Street
Minneapolis, MN 55440
Phone: (612) 623-5442

Letters of Interest are due by March 13, 1992 at 4:30 p.m. to the address above.

This Request for Letters of Interest does not obligate the State to purchase these services, and the State reserves the right to cancel the solicitation if it is considered to be in its best interest.

Department of Human Services

Chemical Dependency Program Division

Notice of Intent to Identify the Need for Competitive Bid Process on Existing Grants

The Chemical Dependency Program Division (CDPD) of the Department of Human Services is considering the continuation of a grant award to Catalyst, A Program For Women, Inc. in the area of chemical health issues and women offenders.

The CDPD will open this grant to competitive selection if requested to do so by a qualified potential vendor. The potential vendor must demonstrate its capability to deliver an equal or superior service at a comparable cost.

Potential vendors should submit a letter outlining their qualifications to provide the services described to Pamela Young, Chemical Dependency Program Division, 444 Lafayette Road, St. Paul, MN, 55155-3823 no later than the close of business (4:20 p.m.) February 21, 1992. Applicants should indicate their interest in the specific grant.

The grant to Catalyst is for approximately \$65,000. The purpose of the grant is to provide support services which aid women offenders in entering and completing a treatment program, maintaining sobriety, developing responsible parenting attitudes and behaviors and improving the health and welfare of the child/children of the chemically dependent woman offender. Activities include but are not limited to case management, case planning and monitoring, information and referral, advocacy, assistance with child care, assistance with transportation to treatment, facilitating weekly support groups, providing parenting/health education classes, and recreational activities with client and her child/children. The vendor will maintain a recordkeeping system on grant-related activity.

Department of Human Services

Chemical Dependency Program Division

Request for Proposals for Chemical Dependency Programs for Pregnant Women and Women with Children

The Chemical Dependency Program Division of the Minnesota Department of Human Services (hereinafter CDPD) is soliciting proposals for initiation or enhancement of services to increase positive treatment outcomes for chemically dependent pregnant women

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and women with children. A grant award of \$565,000 is available for four or more grantees. Eligible applicants are licensed alcohol and drug treatment programs run by non-profit organizations, knowledgeable in the areas of chemical dependency, child development, parenting skills, and housing who are willing to develop or continue a project for recovering substance abusing women in alcohol and drug treatment where their children (ages 0-12) can be with them and that are connected with services that provide pre/postnatal care. Proposals may be submitted for:

The development or continuation of residential or non-residential chemical dependency treatment services for women and their children (ages 0-12).

Funds may be used for, operating costs, transportation, child development subsidized housing and parenting education. It is anticipated that the work called for would begin by October 1, 1992 or upon such date as it is executed as to encumbrance by the Commissioner of Finance, whichever occurs later. The funds contemplated for this RFP are federal funds and cannot be used for inpatient hospital treatment. Federal funds are available for use through September 30, 1993.

This Request for Proposals is contingent on the availability of funds. The State reserves the right to reject any and all proposals and to apply the funds to another purpose. The state will not reimburse for the costs of proposal preparation or participation in proposal consideration procedures. Seven copies of the proposal must be received by CDPD no later than 4:30 p.m. on Wednesday, April 1, 1992, or have a legible postmark date no later than March 31, 1992. Proposals must follow the CDPD proposal format. Grant application forms are available on request from Dorrie Hennagir (612/296-4617). Copies of the RFP are available on request from Pamela Young (612/296-4589). Proposals should be sent to:

Dorrie Hennagir, Grants Analyst Chemical Dependency Program Division Department of Human Services 444 Lafayette Road St. Paul, Minnesota 55155-3823

Requests for information concerning program issues should be addressed to Pamela Young (612/296-4589) and budget/fund usage questions should be addressed to Dorrie Hennagir (612/296-4617).

Department of Human Services

Children's Services Division

Notice of Request for Proposals for Federal Child Care and Development Block Grant Funding

The Department of Human Services is soliciting proposals from private and public agencies to develop and improve child care services in Minnesota through funding from the federal Child Care Block Grant Act, P.L. 101-508. The Department of Human Services is interested in proposals in the following three areas:

- 1. Accreditation, certification and training of family child care providers and child care center staff;
- 2. Development of child care for children with special needs in existing child care centers and family child care homes, through agencies placing special needs coordinators to work with clusters of providers;
- 3. Start up of new school age child care programs or the addition of new components to existing programs such as summer programming, inclusion of a different age group or a new geographic area than currently served.

Proposals will be reviewed and rated based on the applicant's experience in providing similar services and on demonstration of partnership efforts and community support.

For complete information regarding the Request for Proposal contact Barbara O'Sullivan, Child Care Grants Administrator, at (612) 296-8540, Department of Human Services, Children's Services Division, 444 Lafayette Road, St. Paul, Minnesota, 55155-3832.

Proposals are due by February 27, 1992.

Minnesota Trade Office

International Cultural/Educational Grants—Second Phase

DEFINITIONS:

Nonprofit organization means a corporation or organization that is formed for a purpose not involving pecuniary gain to its members. It does not include cities, counties, school districts, or other subdivisions, units or agencies of state or local government, but these may comprise the membership of a nonprofit organization.

Nonpublic funds means funds from sources other than state, local or federal government appropriations.

Long term trading relations means fostered or improved economic relations between Minnesota and another country.

Cultural and educational exchange program means reciprocal face-to-face exchanges including but not limited to the areas of the humanities, sciences, law, business, labor, agriculture, education, research, environment, government and administration.

HISTORY:

In May 1990, the Minnesota Legislature approved an appropriation of \$50,000 for Fiscal Year 1991 to the Minnesota Trade Office for awarding grants to nonprofit organizations to support cultural and educational exchange programs that may have the potential to lead to long-term international trading relations. Grants must be matched with at least \$3 of nonpublic funds for every dollar of state grant funds awarded under this provision. (See Laws of MN 1990, Chapter 594, Sec. 24, Subdiv. 1c.)

The 1991 legislature appropriated \$100,000 to the Minnesota Trade Office for FY 92 for both the Cultural/Educational Grants and an International Business Partnership Program. The MTO has assigned half the appropriation for the Cultural/Educational Grants. (See Laws of MN 1991, Chapter 345, Art. 1, Sec. 23, Subd. 3)

PURPOSE:

Cultural and educational exchanges possess the capacity to foster or improve trading relations between the nations and peoples of the world. The purpose of this program is to increase these exchanges, thereby increasing Minnesota's long-term economic relationships with the rest of the world.

REQUEST FOR PROPOSAL:

The Minnesota Trade Office (MTO), a division of the Minnesota Department of Trade and Economic Development (DTED), invites applications from eligible existing nonprofit organizations, as defined above, for grants under the International Cultural and Educational Grants Program (ICEGP). The ICEGP will have the following basic parameters:

- a) The maximum amount of grant(s) to any one nonprofit organization shall be \$5,000 per state fiscal year.
- b) The applicant must show evidence of matching funds committed from nonpublic sources of \$3 for each dollar received under ICEGP.
 - c) The grant must be used solely for cultural or educational exchange with international groups from other countries.
 - d) The application should outline benefits of the proposed exchange, including any long-term trade benefits.

APPLICATION PROCESS:

Eligible nonprofit organizations may request the prescribed application form from the Minnesota Trade Office after publication of this RFP in the State Register by writing:

Minnesota Trade Office

Attn: ICEGP

1000 Minnesota World Trade Center

30 East Seventh Street

St. Paul, MN 55101

or by calling 612/297-4222, or by fax at 612/296-3555.

Completed applications for the second phase must be received by the Minnesota Trade Office at the above address by 4:30 p.m. on Friday, April 10, 1992, for consideration.

EVALUATION OF GRANT APPLICATION:

The Commissioner of DTED shall make grant awards following a review of the applications in accordance with the following criteria:

- a) Past experience of applicant in conducting/organizing international exchange programs—25 points
- b) Completeness and adequacy of proposed exchange program for which grant is sought, including:
 - i) evidence of interest by host country organizations in the proposed exchange.
 - ii) proposed itinerary including dates and places.
 - iii) link to long term trade development
 - 40 points
- c) Amount and diversity of matching funds—20 points
- d) Clarity, conciseness and completeness of the application—15 points

TOTAL POINTS-100

State Grants **I**

The Department will endeavor to ensure a regional statewide balance in the distribution of these grants.

NOTIFICATION:

Applications for the second phase grants will be reviewed, and approved applicants notified by Friday, May 1, 1992. Approved applicants will be required to conclude a grant agreement before any disbursement of funds.

For more information, please contact Mr. Noor Doja at the Minnesota Trade Office at 612/297-4658.

Pollution Control Agency

Public Facilities Authority

Application Requests Accepted for Placement on the Funding List for the Individual On-site Wastewater Treatment System Grants Program, a Set-aside of the Independent State Grants Program for Construction of Individual On-site Wastewater Treatment Systems

NOTICE IS HEREBY GIVEN that the Minnesota Public Facilities Authority (PFA) is accepting application requests for placement on the funding list for the Individual On-site Wastewater Treatment Systems Grant Program, a set-aside of the Independent State Grants program for construction of individual on-site wastewater treatment systems. This program was created to provide grants to municipalities to assist owners of individual on-site wastewater treatment systems to upgrade or replace their failed individual on-site wastewater treatment systems. (Minnesota Statutes Sec. 116.18, subd. 3c (1990)). The Minnesota Pollution Control Agency (MPCA) will perform the necessary review for certification to the PFA for the placement of projects on the funding list.

Once application requests for placement on the funding list are received and ranked, those projects placed on the funding list will be required to submit a complete application before a grant is awarded.

Application requests for placement on the funding list will be accepted for a period of time ending at 4:30 p.m. on Friday, April 3, 1992.

This program is governed by *Minnesota Rules* parts 7077.0700 to 7077.0765, which are available from the MPCA. For additional information or an application request packet, please contact:

Victoria Cook Nonpoint Source Section Water Quality Division Minnesota Pollution Control Agency 520 Lafayette Road St. Paul, Minnesota 55155 (612) 296-7248

Professional, Technical & Consulting Contracts =

Department of Administration procedures require that notice of any consultant services contract or professional and technical services contract which has an estimated cost of over \$10,000 be printed in the State Register. These procedures also require that the following information be included in the notice: name of contact person, agency name and address, description of project and tasks, cost estimate, and final submission date of completed contract proposal. Certain quasi-state agencies are exempted from some of the provisions of this statute.

Department of Education

School Management and Support Services Division

Notice of Request for Proposals for Providing Workforce Education Services and Technical Assistance Statewide

The Minnesota Department of Education is seeking proposals to provide a broad array of services and technical assistance to assist employees, educational providers, employers, and business and labor representatives in the area of workforce education. The intent of the work to be accomplished is to provide general workforce education information and assistance to individuals and groups that have the capacity to assist persons who lack the basic educational skills necessary to function more adequately on the job, to prepare for job advancement, or to cope with changes in their current workplace.

Professional, Technical & Consulting Contracts

Four prioritized areas for service and assistance must be addressed in the applicant's proposal:

- 1) the provision of on-site technical assistance statewide to business and labor leaders and to basic skills providers;
- 2) the provision of workforce education training for educational providers, business and labor leaders, and other persons or groups with potential to provide or impact workforce education in the State;
 - 3) the development and implementation of a statewide marketing and promotional plan for workforce education; and
 - 4) the development of a Workforce Education Resource Center.

Applicants eligible for submitting proposals include public or private agencies, organizations, private individuals, and for-profit or non-proift institutions. Two or more eligible groups or individuals may submit a joint application.

The contract is expected to begin on April 1, 1992 and end on June 30, 1993. The total amount available is up to \$110,000.

Prior to submitting proposals, applicants must contact the Department of Education to receive a complete RFP which will provide the applicant with more detailed information about workforce education, proposal structure guidelines and the criteria for proposal review and selection. To receive this RFP, contact:

Annette Hughley Minnesota Department of Education 994 Capitol Square Building 550 Cedar St. St. Paul, MN 55101 (612) 296-7965

All proposals must be received by close of business (4:30 p.m.), March 13, 1992.

Department of Transportation

Surveying and Mapping Section

Notice of Availability of Contract for Photogrammetric Services Fiscal Years-1992 & 1994 (July 1, 1992 to June 30, 1994)

The Minnesota Department of Transportation desires an aerial surveys firm or firms to provide the following photogrammetric services conforming to MN/DOT specifications:

1. Aerial Vertical Photography

Provide negatives taken by the contractor(s) using a precision aerial camera. The negatives shall be suitable for printing photographs and transparencies and for use in the State's photogrammetric instruments for analytical aerial triangulation and map compilation. The State may call for the use of panchromatic, color negatives or infrared color emulsions in obtaining the photography.

- 2. Aerial Oblique Photography
 - Provide negatives taken by the contractor(s) suitable for printing photography for illustrative purposes.
- 3. Photographic Laboratory Services

Provide, from aerial negatives, rectified, ratioed and controlled photographic enlargements and mosaics, 9½" x 9½": diapositives on glass or film suitable for photogrammetric compilation of topographic mapping and screened photographic film positives from mosaic negatives.

In accordance with the provisions of *Minnesota Statutes* 1990, Section 363.073; for all contracts estimated to be in excess of \$50,000.00, all responders having more than 20 full time employees at any time during the previous 12 months must have an affirmative action plan approved by the Commissioner of Human Rights before a proposal may be accepted. Your proposal will be rejected unless it includes one of the following:

- 1. A copy of your firm's certificate of compliance issued by the Commissioner of Human Rights for the State of Minnesota.
- 2. A notarized statement certifying that your firm has a current certificate of compliance issued by the Commissioner of Human Rights of the State of Minnesota.
- 3. A notarized statement certifying that your firm has not had more than 20 full time employees at any time during the previous 12 months.

The State anticipates that the total value of work ordered will not exceed \$550,000.00. The State reserves the option to enter into agreements with more than one firm.

Professional, Technical & Consulting Contracts

Firms desiring consideration shall express their interest and submit their Federal Forms 254 and 255 on or before March 9, 1992.

This is not a request for proposal. Send your response to:

Minnesota Department of Transportation Surveying and Mapping Section Room 711 Transportation Building St. Paul, Minnesota 55155

State Contracts and Advertised Bids =

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

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

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

Materials Management Division—Department of Administration:

Contracts and Requisitions Open for Bid

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

COMMODITY CODE KEY

A = Sealed Bid

B = Write for Price

C = Request for Proposal

D = Request for Information

E = \$0-\$1,500 Estimated

Dollar Value

F = \$1,500-\$5,000 Estimated

Dollar Value

G = \$5,000-\$15,000

Estimated Dollar Value

H = \$15,000-\$50,000 Sealed

Bid

I = \$50,000 and Over Sealed Bid/Human Rights

Compliance Required

J = Targeted Vendors Only

K = Local Service Needed

L = No Substitute

M = Installation Needed

N = Pre-Bid Conference

O = Insurance or Bonding Required

Commodity: Purchase of art storage bid

system

Contact: Jack Bauer 612-296-2621

Bid due date at 2pm: March 3

Agency: Minnesota Historical Society

Deliver to: St. Paul

Requisition #: 02310-24931

Commodity: Purchase of art storage

rack system
Contact: Jack Bauer 612-296-2621
Bid due date at 2pm: March 3

Agency: Minnesota Historical Society

Deliver to: St. Paul

Requisition #: 02310-24934

Commodity: Waste tire abatement— Nobles County

Contact: Norma Cameron 612-296-2546 Bid due date at 2pm: February 25

Agency: Minnesota Pollution Control

Agency

Deliver to: Nobles County **Requisition #:** Price Contract

Commodity: Waste tire abatement—

southwest region

Contact: Norma Cameron 612-296-2546 Bid due date at 2pm: February 25 Agency: Minnesota Pollution Control

Agency

Deliver to: Southwest region **Requisition #:** Price Contract

Commodity: B G—Miscellaneous Isoetech telephone parts

Contact: Teresa Manzella 612-296-7556 Bid due date at 4:30pm: February 18

Agency: Commerce Department

Deliver to: St. Paul

Requisition #: B 13425-05771

Commodity: B E—Analog input board Contact: Bernadette Vogel 612-296-

Bid due date at 4:30pm: February 24 Agency: St. Cloud State University

Deliver to: St. Cloud

Requisition #: B 26073-23420

State Contracts and Advertised Bids

Commodity: B G—Metal doors/frames Contact: Pam Anderson 612-296-1053 Bid due date at 4:30pm: February 24 Agency: Minnesota Department of Transportation

Deliver to: Oakdale

Requisition #: B 79900-15205

Commodity: B G K M—Burster/decal Contact: Jack Bauer 612-296-2621 Bid due date at 4:30pm: February 26 Agency: Mankato State University

Deliver to: Mankato

Requisition #: B 26071-02181

Commodity: A H K—Offset press Contact: Jack Bauer 612-296-2621 Bid due date at 2pm: February 26 Agency: Winona State University

Deliver to: Winona

Requisition #: B 26074-14298

Commodity: B F-Backpack fire

fighting tanks

Contact: Jack Bauer 612-296-2621 Bid due date at 4:30pm: February 26 Agency: Department of Natural Resources—Northern Service Center

Deliver to: Grand Rapids Requisition #: B 29007-10428

Commodity: B F K M-Copier rental Contact: Jack Bauer 612-296-2621 Bid due date at 2pm: February 26 Agency: Minnesota Department of Transportation

Deliver to: Brainerd

Requisition #: B 79300-02026

Commodity: B F—386/20 Laptop Contact: Bernadette Vogel 612-296-

Bid due date at 4:30pm: February 24 Agency: St. Cloud State University

Deliver to: St. Cloud

Requisition #: B 26073-23418

Commodity: B F—Appleshare server subsystem

Contact: Bernadette Vogel 612-296-3778

Bid due date at 4:30pm: February 24 **Agency:** Department of Human Services

Deliver to: St. Paul

Requisition #: B 55000-24278

Commodity: B F—Transcribers Contact: Jack Bauer 612-296-2621 Bid due date at 4:30pm: February 26 Agency: Minnesota Department of Jobs

and Training Deliver to: St. Paul

Requisition #: B 21200-42309

Commodity: B F M—Punching/binding Contact: Jack Bauer 612-296-2621 Bid due date at 4:30pm: February 26 Agency: Mankato State University

Deliver to: Mankato

Requisition #: B 26071-38394

Commodity: B F—Delineator Contact: Jack Bauer 612-296-2621 Bid due date at 4:30pm: February 26 **Agency:** Department of Natural Resources—Division of Trails

Deliver to: St. Paul

Requisition #: B 29000-58002

Commodity: B E K M—Copier Rental Contact: Jack Bauer 612-296-2621 Bid due date at 4:30pm: February 26 Agency: Department of Labor and

Industry

Deliver to: Various Places **Requisition #:** B 42701-17267

Commodity: A H—Cleaning services Contact: Pam Anderson 612-296-1053 Bid due date at 2pm: February 28 Agency: Minnesota Historical Society

Deliver to: St. Paul

Requisition #: B 02310-24989

Commodity: B E—Lighting supplies Contact: Joan Breisler 612-296-9071 Bid due date at 4:30pm: February 27 Agency: Department of Administration

. Deliver to: St. Paul

Requisition #: B 02307-24296

Commodity: B F—Pentax camera Contact: Joan Breisler 612-296-9071 Bid due date at 4:30pm: February 25 Agency: St. Cloud State University

Deliver to: St. Cloud

Requisition #: B 26073-23423

Commodity: B G L-Modern

leatherettes

Contact: Jack Bauer 612-296-2621 Bid due date at 4:30pm: February 21 **Agency:** Metropolitan State University

Deliver to: Various Places **Requisition #:** B 26176-03379

Commodity: B F—Signs

Contact: Jack Bauer 612-296-2621 Bid due date at 4:30pm: February 27 Agency: Department of Natural Resources—Division of Forestry

Deliver to: Grand Rapids **Requisition #:** B 29000-58008

Commodity: B F-Speakers, woofer Contact: Pam Anderson 612-296-1053 Bid due date at 4:30pm: February 25 Agency: St. Cloud State University

Deliver to: St. Cloud

Requisition #: B 26073-23410

Commodity: B F—Lighting supplies Contact: Joan Breisler 612-296-9071 Bid due date at 4:30pm: February 27 Agency: Department of Administration

Deliver to: St. Paul

Requisition #: B 02307-24298

Commodity: A H L—Foldcraft tables Contact: Jack Bauer 612-296-2621 Bid due date at 2pm: February 24 Agency: Metropolitan State University

Deliver to: Various Places **Requisition #:** B 26176-03378

Commodity: A H K M-Copier Contact: Jack Bauer 612-296-2621 Bid due date at 4:30pm: February 24 Agency: Fond du Lac Community

Deliver to: Cloquet

Requisition #: B 27163-63172-1

Commodity: B F-Furnish, install, safety leg on hoist

Contact: Mary Jo Bruski 612-296-3772 Bid due date at 4:30pm: February 12

Agency: Fergus Falls Regional **Treatment Center Deliver to:** Fergus Falls

State Contracts and Advertised Bids =

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: 1992 MN Grown

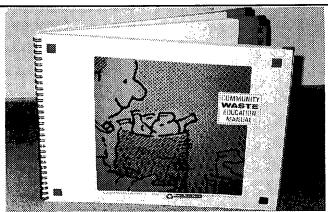
Directory, dylux, camera-ready copy, two-sided, head-to-head, 70M books,

64pp, stitch

Contact: Printing Buyer's Office Bids are due: February 25 Agency: Agriculture Deliver to: St. Paul Requisition #: 21069 Commodity: Public Recreation Information Maps, dylux, negs available, two-sided, head-to-head, 22M sheets, 11 different maps

Bids are due: February 25 Agency: Natural Resources Deliver to: St. Paul Requisition #: 21194

Contact: Printing Buyer's Office



Community Waste Education Manual available at Minnesota's Bookstore

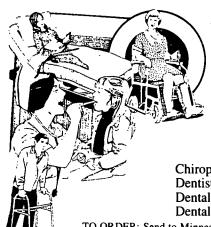
NEW—Reduced Price!

Waste Education Campaigns

The COMMUNITY WASTE EDUCATION MANUAL offers practical guidance to help communities develop waste education campaigns. Tremendous step-by-step guide to organizing volunteers, planning a budget, working with media and more. Includes camera-ready art and copy for media and publication needs. 82 pp. Produced by the Minnesota Office of Waste Management. Stock #5-7. Now only \$9.95.

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 61/2% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. *Prices are subject to change.* FAX: (612) 296-2265.

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Reach Minnesota's health care field decision makers

Health Care Facilities Directory 1991

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

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

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

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Pharmacists

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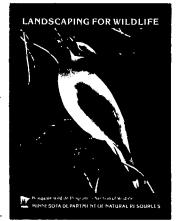
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Welcome wildlife to your property

Landscaping for Wildlife. Attract wildlife to your land and gardens, farms and woodlots by spreading nature's welcome mat. Songbirds, butterflies, hummingbirds, pheasants, deer and other wildlife are drawn through these gardening tips and landscaping techniques that add natural beauty to your property and habitat for wildlife. Over 70 color photos and 144 pages give you simple, enjoyable, and inexpensive methods for adding the right touches for a "wildlife party" on your grounds, whether urban or rural. Stock #9-15, \$8.95 plus tax.

Woodworking for Wildlife. Songbirds, owls, ducks, geese, loons and other wildlife will show appreciation for your skills by adding a "wild" dimension to your property. Carefully illustrated with a variety of game bird and mammal box designs, this booklet provides important tips on the placement of nest in proper habitat areas and maintenance requirements. Construction diagrams included. 47 pp. Stock #9-14, \$3.95 plus tax.

Wildlife Set. Order both books above as a set and save 15%. Stock #9-20, \$10.95 plus tax.



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Armchair Adventures in Minnesota

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

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

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

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 61/2% 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.

Minnesota's North Shore

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

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

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

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

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

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 61/2% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. Prices are subject to change. FAX: (612) 296-2265.

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A Stretch on the River. 1950 novel about the son of a wealthy family who goes to work on a Mississippi River towboat to avoid being drafted. With power, gusto and humor, author Richard Bissel creates an energetic, rowdy, and delightful account of a typical trip up the river, accurately re-creating a colorful era of towboating on America's major waterway. Stock #17-6, \$8.95 plus tax.

High Water. During the worst flood on the Mississippi River anyone can remem-

ber, the mate of a towboat has his hands full on a perilous trip, working with an unhappy crew, an angry captain, and too many barges to push against too much river. A 1954 Richard Bissel novel reveals the drama, humor and charm of working on the river. Stock #17-8. \$8.95 plus tax.

Old Times on the Mississippi River. George Merrick's lively, loving, and humorous reminiscences of his steamboat life from the bottom up, as a pantry boy, apprentice engineer, second clerk, and "cub" pilot. First published in 1909, he describes steamboat operations—from machinery and personnel to the economics of the business—with vivid examples and rich detail. 323 pp. includes appendices and index. Stock #17-45. \$8.95 plus tax.

Canoeing with the Cree. Minnesota's distinguished newsman, Eric Sevareid, wrote his first book in 1935 about a canoe journey he and a classmate made to Hudson Bay. The classic recounts their trip on the Mississippi, Minnesota and Red River of the North Rivers into Lake Winnipeg, and then God's River to Hudson Bay. 209 pp. includes index, maps and photos. Stock #17-14. \$6.95 plux tax.

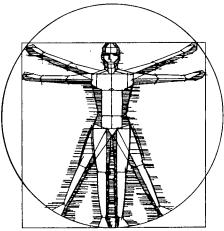
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A Helping Hand for the Chemically Dependent

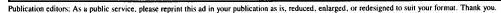
Directory of Chemical Dependency Programs in Minnesota.

This 250-page directory lists prevention and intervention programs including county social service agencies, mental health centers, other information and referral programs, self-help programs and employee assistance programs. It also lists DWI (Driving While Intoxicated) clinics and detoxification centers. Outlining Minnesota' continuum of care, the Minn. Dept. of Human Services Directory lists treatment services under three headings: **Primary Residential Programs**—freestanding facilities, hospital-based facilities and state regional treatment centers; **Intermediate/Extended Residential Programs**—halfway houses, extended care facilities, and board and lodging facilities; **Non-Residential Programs**—freestanding facilities and hospital-based facilities. Stock #1-12. \$15.00 + 90¢ tax.



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



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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. <u>Essential</u> 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, 1992. 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. \$90.00. Directory will also be available on Computer Diskette. Call for further information.

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.

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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.

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Please include $6\frac{1}{2}$ % sales tax and \$2.00 postage and handling.

PREPAYMENT REQUIRED.

Merchandise may be returned if it is in resalable condition with a \$1.50 restocking charge.

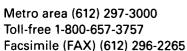
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