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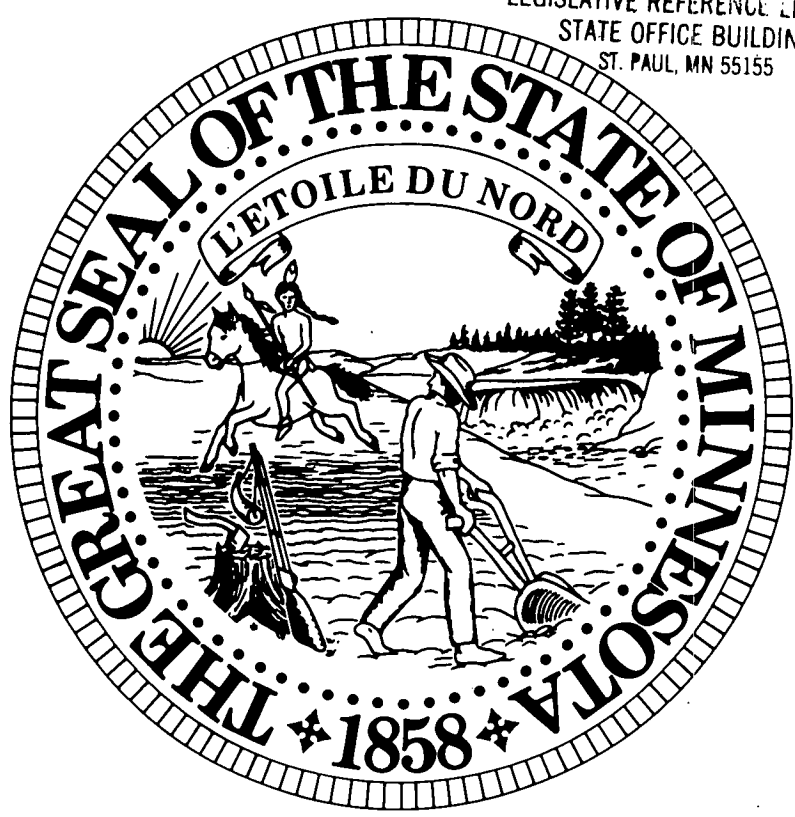
The Minnesota
**State
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Judicial Notice Shall Be Taken of Material Published in the *State Register*

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, professional-technical-consulting contracts, non-state bids and public contracts and grants.

A *Contracts Supplement* is published Tuesday, Wednesday and Friday and contains bids and proposals for commodities, including printing bids.

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

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Minnesota Rules: Amendments and Additions

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

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

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 Proposed emergency rules and withdrawn proposed rules are also published in the *State Register*.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

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues 1-13 inclusive; issues 14-25 inclusive; issue 26, cumulative for issues 1-26; issues 27-38 inclusive; issue 39, cumulative for 1-39; issues 40-51 inclusive; and issue 52, cumulative for 1-52. An annual subject matter index for rules appears in August. For copies of the *State Register*, a subscription, the annual index, the *Minnesota Rules* or the *Minnesota Guidebook to State Agency Services*, contact the Print Communications Division, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000 or toll-free in Minnesota 1-800-657-3757.

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Minnesota Rules: Amendments and Additions

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7830.0100-.4400; 7847.0010; .0020; .0100; .0110; .0120; .0130; .0140; .0150; .0200-.0320 (adopted)	116	8400.3030 s.8,12,13,16,18,21,22,34,35,37,38,39,41; .3100; .3430; .3530 s.3,4; .3660; .3760; .3860; .3900 (repealed)	550
Gambling Control Board		Transportation Department 8818.0100-.0300 (adopted)	344
7861.0010; .0040; .0050; .0060; .0139; .0140; 7865.0020 (adopted)	156	8820.2950 (withdrawn)	290
Secretary of State		Human Services Department 9505.0277 (proposed)	478
8200.3900; .9115; .9305; .9310; .9315; .9320; .9325; .9953; 8210.0700; .3000; .9945; 8235.0300; 8250.0365; .0370; .0375; 8255.0025 (adopted)	593	9505.0405 (proposed repealer)	478
8210.9940 (repealed)	593	9506.0010-.0100 (proposed)	627

Attention Builders, Architects, Designers, Property Owners...

Accessible and Usable Buildings and Facilities CABO/ANSI, A117.1

Just released by the Council of American Building Officials, this 2 publication set includes UBC Chapter 31 and appendix. Specifications in this standard (ANSI - American National Standards Institute) are to make buildings and facilities accessible to individuals with disabilities -- both new buildings and existing structures. These standards are applicable to doorways, routes, seating and other elements of building design. Includes diagrams and floor plans. The two books (total of 96 pp) are bound and three-hole drilled for ease of use. 19-2 SR \$35.00



Available through Minnesota's Bookstore. Use the handy order form on the back of the *State Register* to order. Visit Minnesota's Bookstore to view a variety of building code publications.

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.

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

Proposed Rules

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

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

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

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

Higher Education Coordinating Board

Proposed Permanent Rules Relating to Youth Works (Postservice Benefit) Program

Dual Notice

Notice of Intent to Adopt a Rule without a Public Hearing unless 25 or More Persons Request a Hearing, and

Notice of Hearing if 25 or More Requests for Hearing Are Received

Introduction. The Minnesota Higher Education Coordinating Board intends to adopt a permanent rule without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. If, however, 25 or more persons submit a written request for a hearing on the rule within 30 days or by October 20, 1994 a public hearing will be held on November 14, 1994. To find out whether the rule will be adopted without a hearing or if the hearing will be held, you should contact the agency contact person after October 20, 1994 and before November 14, 1994.

Agency Contact Person. Comments or questions on the rule and written requests for a public hearing on the rule must be submitted to:

Mary Lou Dresbach
Minnesota Higher Education Coordinating Board
400 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
(612) 296-3974
FAX: (612) 297-8880

Subject of Rule and Statutory Authority. The proposed rule is about the use of postservice benefits earned by individuals through the Youth Works Program. The statutory authority to adopt the rule is *Minnesota Statutes* 136A.04, Subd. 1(8). A copy of the proposed rule is published in the *State Register* and attached to this notice as mailed.

Comments. You have until 4:30 PM on October 20, 1994 to submit written comment in support of or in opposition to the proposed rule or any part or subpart of the rule. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Request for a Hearing. In addition to submitting comments, you may also request that a hearing be held on the rule. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 PM on October 20, 1994. Your written request for a public hearing must include your name, address, and telephone number. You are encouraged to identify the portion of the proposed rule which caused your request, the reason for the written request, and any changes you want made to the

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Proposed Rules

proposed rule. If 25 or more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing.

Modifications. The proposed rule may be modified, either as a result of public comment or as a result of the rule hearing process. Modifications must not result in a substantial change in the proposed rule as attached and printed in the *State Register* and must be supported by data and views submitted to the agency or presented at the hearing. If the proposed rule affects you in any way, you are encouraged to participate in the rulemaking process.

Cancellation of Hearing. The hearing scheduled for November 14, 1994 will be canceled if the agency does not receive requests from 25 or more persons that a hearing be held on the rule. If you requested a public hearing, the agency will notify you before the scheduled hearing whether or not the hearing will be held. You may also call the agency contact person at (612) 296-3974 after October 20, 1994 to find out whether the hearing will be held.

Notice of Hearing. If 25 or more persons submit written requests for a public hearing on the rule, a hearing will be held following the procedures in *Minnesota Statutes*, sections 14.14 to 14.20. The hearing will be held on November 14, 1994 at the Veterans Services Building, 20 West 12th Street, 5th Floor Conference Room, St. Paul, MN 55101 beginning at 9:00 AM and will continue until all interested persons have been heard. The hearing will continue, if necessary, at additional times and places as determined during the hearing by the administrative law judge. The administrative law judge assigned to conduct the hearing is Steve M. Mihalchick. Judge Mihalchick can be reached at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, MN 55401, (612) 349-2544.

Hearing Procedure. If a hearing is held, you and all interested or affected persons including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time prior to the close of the hearing record. All evidence presented should relate to the proposed rule. You may also mail written material to the administrative law judge to be recorded in the hearing record for five working days after the public hearing ends. This five-day comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the administrative law judge at the hearing. Comments received during this period will be available for review at the Office of Administrative Hearings. You and the agency may respond in writing within five business days after the submission period ends to any new information submitted. All written materials and responses submitted to the administrative law judge must be received at the Office of Administrative Hearings no later than 4:30 PM on the due date. No additional evidence may be submitted during the five-day period. This rule hearing procedure is governed by *Minnesota Rules*, part 1400.0200 to 1400.1200 and *Minnesota Statutes*, sections 14.14 to 14.20. Questions about procedure may be directed to the administrative law judge.

Statement of Need and Reasonableness. A statement of need and reasonableness is now available from the agency contact person. This statement describes the need for and reasonableness of each provision of the proposed rule. It also includes a summary of all the evidence and argument which the agency anticipates presenting at the hearing, if one is held. The statement may also be reviewed and copies obtained at the cost of reproduction from the Office of Administrative Hearings.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A requires each lobbyist to register with the Ethical Practices Board. Questions regarding this requirement may be directed to the Ethical Practices Board at the Centennial Office Building, 1st floor, 658 Cedar Street, St. Paul, Minnesota 55155, (612) 296-5148.

Adoption Procedure if No Hearing. If no hearing is required, after the end of the comment period the agency may adopt the rule. The rule and supporting documents will then be submitted to the attorney general for review as to the legality and form to the extent form relates to legality. You may request to be notified of the date the rule is submitted to the attorney general or be notified of the attorney general's decision on the rule. If you want to be so notified, or wish to receive a copy of the adopted rule, submit your request to the agency contact person listed above.

Adoption Procedure after the Hearing. If a hearing is held, after the close of the hearing record, the administrative law judge will issue a report on the proposed rule. You may request to be notified of the date on which the administrative law judge's report will be available, after which date the agency may not take any final action on the rule for a period of five working days. If you want to be notified about the report, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the administrative law judge. You may also request notification of the date on which the rule is adopted and filed with the Secretary of State. The agency's notice of adoption must be mailed on the same day that the rule is filed. If you want to be notified of the adoption, you may so indicate at the hearing or send a request in writing to the agency contact person at any time prior to the filing of the rule with the Secretary of State.

Dated: 29 August 1994

David R. Powers
Executive Director

Rules as Proposed (all new material)**HIGHER EDUCATION COORDINATING BOARD
YOUTH WORKS POSTSERVICE BENEFIT PROGRAM****4815.0100 SCOPE.**

Parts 4815.0100 to 4815.0160 govern postservice benefits for persons who have successfully completed a youth works program as described in *Minnesota Statutes*, section 121.707.

4815.0110 DEFINITIONS.

Subpart 1. **Scope.** For the purposes of this chapter, the terms defined in this part have the meanings given them.

Subp. 2. **Apprenticeship site.** "Apprenticeship site" means a site approved by the youth apprenticeship program under *Minnesota Statutes*, chapter 126B, or a registered apprenticeship program approved by the Minnesota Department of Labor and Industry.

Subp. 3. **Benefit recipient.** "Benefit recipient" means a person who has successfully completed a youth works program as described in *Minnesota Statutes*, section 121.707.

Subp. 4. **Commissioner.** "Commissioner" means the commissioner of education.

Subp. 5. **Educational loans.** "Educational loans" means:

- A. Perkins Loans/National Direct Student Loans (NDSLs);
- B. Stafford Loans/Guaranteed Student Loans (GSLs);
- C. Supplemental Loans for Students (SLSs)/Auxiliary Loans to Assist Students (ALASs);
- D. Student Educational Loan Fund (SELF); and
- E. loan consolidation programs that only consolidate loan payments for loans specified in this subpart.

Subp. 6. **Eligible institution.** "Eligible institution" means a federally accredited postsecondary institution or an eligible Minnesota postsecondary institution as specified in part 4830.0300, subpart 1.

Subp. 7. **Executive director.** "Executive director" means the executive director of the Minnesota Higher Education Coordinating Board.

Subp. 8. **Postservice benefit.** "Postservice benefit" means the award amount as specified in *Minnesota Statutes*, section 121.707, subdivision 3, paragraph (a), earned by the benefit recipient for service completed under the youth works program.

4815.0120 REQUEST AND DISBURSEMENT OF FUNDS FOR GRANTS.

Subpart 1. **Recipient request.** A benefit recipient requesting educational grants for earned postservice benefits must provide an eligible institution with a copy of the postservice benefit certificate received from the commissioner to verify grant eligibility under this program.

Subp. 2. **Institutional request.** After verifying a student's eligibility for a postservice benefit, the eligible institution must submit a written request to the executive director for payment of grant money for the recipient. A separate request must be submitted for each academic term in which the student is enrolled. A copy of the student's postservice benefit certificate from the commissioner must accompany the institution's initial request for payment.

Subp. 3. **Deadline.** The request for grant money for a student must be received by the executive director no later than the last day of classes for the academic year for which grant money is requested.

Subp. 4. **Disbursement of funds.** An institution must not disburse grant money for a student unless the student is enrolled in or has completed the academic term for which payment is intended.

Subp. 5. **Refunds.** If a recipient fails to enroll or reduces enrollment, the institution must refund the unused portion of the award to the executive director. Refunded money is available for awards to other eligible recipients.

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Proposed Rules

4815.0130 PAYMENTS TO INSTITUTIONS.

Subpart 1. **Time of payment for grant benefits.** The executive director shall send grant money for an eligible student to the institution within 30 days of receipt of a completed request for payment, but not before July 1 of the academic year for which payment is intended.

Subp. 2. **Withholding payment.** The executive director shall withhold payment for a student until the institution's request for payment is complete and the student's eligibility is verified.

4815.0140 REPAYMENT ON EDUCATIONAL LOANS.

Subpart 1. **Request for loan repayment.** A benefit recipient requesting payment on an educational loan for earned postservice benefits must submit to the executive director a request for educational loan repayment and a copy of the postservice benefit certificate received from the commissioner. The request must include the name of the institution attended during which the educational loan was received, the type of educational loan, the amount of the educational loan, the dates of the academic period covered by the loan, the address and telephone number of the holder of the note for the loan, the mailing address and telephone number of the loan servicer, and other documentation necessary for the executive director to make payment in a timely manner.

Subp. 2. **Deadline.** The request for educational loan repayment must be made within seven years of the recipient's completion of service under the youth works program.

Subp. 3. **Payment on loans.** Payment must be made by the executive director to the recipient's designated educational loan creditor within 30 days of the completed request for payment. A request is considered complete when all information in subpart 1 has been received by the executive director.

Subp. 4. **Withholding payment.** The executive director shall withhold payment on a recipient's educational loan until the recipient's eligibility is verified and the loan repayment request is complete. A request is considered complete when all information in subpart 1 has been received by the executive director.

4815.0150 PAYMENT OF APPRENTICESHIP COSTS.

Subpart 1. **Request for payment.** A benefit recipient requesting payment of eligible apprenticeship costs for earned postservice benefits must submit to the executive director a request for payment of apprenticeship expenses form provided by the executive director and a copy of the postservice benefits certificate received from the commissioner. Reimbursable apprenticeship expenses of the recipient may include, but are not limited to, union dues and cost of tools and equipment needed for the apprenticeship and transportation costs to the apprenticeship site.

Subp. 2. **Request for payment of apprenticeship expenses form.** The request for the payment of apprenticeship expenses form must include information including the name, address, and telephone number of the apprenticeship, and an itemized list of the apprenticeship expenses expected to be incurred during the apprenticeship period. These expenses must be listed according to each year of the apprenticeship program. The form must be signed by the employer.

Subp. 3. **Deadline.** The request for the payment of apprenticeship expenses form must be submitted to the executive director within seven years of the recipient's completion of service under the youth works program.

Subp. 4. **Payment of apprenticeship expenses.** If the request for payment of apprenticeship expenses form shows that there are immediate expenses, funds will be paid to the recipient within 30 days of the completed request for payment. A request shall not be considered complete until the employer verifies that the recipient in the apprenticeship has purchased and still retains tools and equipment purchased for the apprenticeship and provides written documentation of the apprenticeship expenses. If the recipient has incurred no apprenticeship costs at the time payment is requested by the recipient, the executive director shall send payment to the business where the apprenticeship is located for disbursement to the recipient.

Subp. 5. **Withholding payment.** The executive director shall withhold apprenticeship payments until recipient eligibility is verified and all information specified in subparts 2 and 4 is received by the executive director.

4815.0160 AMOUNT OF BENEFIT.

The total amount of a recipient's benefit shall depend on the length of service as specified in *Minnesota Statutes*, section 121.707, subdivision 3, paragraph (a).

Department of Human Services

Proposed Permanent Rules Governing MinnesotaCare

Dual Notice:

Notice of Intent to Adopt a Rule without a Public Hearing unless 25 or More Persons Request a Hearing, and

Notice of Hearing If 25 or More Requests for Hearing Are Received

Introduction. The Minnesota Department of Human Services intends to adopt a permanent rule without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. If, however, 25 or more persons submit a written request for a hearing on the rule within 30 days or by October 19, 1994, a public hearing will be held on Thursday, November 3, 1994. To find out whether the rule will be adopted without a hearing or if the hearing will be held, you should contact the agency contact person after October 20, 1994 and before November 3, 1994.

Agency Contact Person. Comments or questions on the rule and written requests for a public hearing on the rule must be submitted to:

Martha N. O'Toole
Minnesota Department of Human Services
Appeals & Regulations Division
444 Lafayette Road
Saint Paul, Minnesota 55155-3816
(612) 296-7815
Fax (612) 297-3173

Subject of Rule and Statutory Authority. The proposed permanent rule governs administration of the MinnesotaCare program. The proposed permanent rule 1) establishes eligibility criteria; 2) specifies application and enrollment processes; 3) specifies covered services and when coverage begins; 4) specifies premium payments, premium due dates, and the consequences if premiums are received late or not at all; 5) coordinates the program with Medical Assistance; 6) requires an annual redetermination of eligibility and enrollee cooperation in this redetermination; 7) requires random audits to verify eligibility; 8) provides enrollee appeal procedures; 9) requires MinnesotaCare coverage to be secondary to other health coverage; 10) requires enrollee copayments; 11) specifies that surveillance and utilization rules apply to the MinnesotaCare program. The statutory authority to adopt the rule is *Minnesota Statutes*, section 256.9352, subdivision 2. A copy of the proposed rule is published in the *State Register* and attached to this notice as mailed.

Copy of the Rule. A free copy of this rule is available upon request from the agency contact person listed above. A copy of the proposed rule may also be viewed at any of the county welfare or human service agencies in the State of Minnesota.

Comments. You have until 4:30 p.m. on October 19, 1994, to submit written comment in support of or in opposition to the proposed rule or any part or subpart of the rule. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Request for a Hearing. In addition to submitting comments, you may also request that a hearing be held on the rule. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on October 19, 1994. Your written request for a public hearing must include your name, address and telephone number. You are encouraged to identify the portion of the proposed rule which caused your request, the reason for the request, and any changes you want made to the proposed rule. If 25 or more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing.

Modifications. The proposed rule may be modified, either as a result of public comment or as a result of the rule hearing process. Modifications must not result in a substantial change in the proposed rule as attached and printed in the *State Register* and must be supported by data and views submitted to the agency or presented at the hearing. If the proposed rule affects you in any way, you are encouraged to participate in the rulemaking process.

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

Cancellation of Hearing. The hearing scheduled for Thursday, November 3, 1994, will be canceled if the agency does not receive requests from 25 or more persons that a hearing be held on the rule. If you requested a public hearing, the agency will notify you before the scheduled hearing whether or not the hearing will be held. You may also call Martha N. O' Toole at 612-296-7815 after October 19, 1994, to find out whether the hearing will be held.

Notice of Hearing. If 25 or more persons submit written requests for a public hearing on the rule, a hearing will be held following the procedures in *Minnesota Statutes*, sections 14.14 to 14.20. The hearing will be held on Thursday, November 3, 1994, in the Veteran's Administration Building, Fifth Floor, Room D, 20 West 12th Street, St. Paul, MN 55101, beginning at 9 a.m. and will continue until all interested persons have been heard. The hearing will continue, if necessary, at additional times and places as determined during the hearing by the administrative law judge. The administrative law judge assigned to conduct the hearing is Howard L. Kaibel, Jr. Judge Kaibel can be reached at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, 100 Washington Avenue South, Minneapolis, Minnesota 55401-2138; telephone (612) 341-7604.

Hearing Procedure. If a hearing is held, you and all interested or affected persons including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time prior to the close of the hearing record. All evidence presented should relate to the proposed rule. You may also mail written material to the administrative law judge to be recorded in the hearing record for five working days after the public hearing ends. This five-day comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the administrative law judge at the hearing. Comments received during this period will be available for review at the Office of Administrative Hearings. You and the agency may respond in writing within five business days after the submission period ends to any new information submitted. All written materials and responses submitted to the administrative law judge must be received at the Office of Administrative Hearing no later than 4:30 p.m. on the due date. No additional evidence may be submitted during the five-day period. This rule hearing procedure is governed by *Minnesota Rules*, parts 1400.0200 to 1400.1200 and *Minnesota Statutes*, sections 14.14 to 14.20. Questions about procedure may be directed to the administrative law judge.

Statement of Need and Reasonableness. A statement of need and reasonableness is now available from the agency contact person. This statement describes the need for and reasonableness of each provision of the proposed rule. It also includes a summary of all the evidence and argument which the agency anticipates presenting at the hearing, if one is held. The statement may also be reviewed and copies obtained at the cost of reproduction from the Office of Administrative Hearings.

Small Business Considerations. In preparing these proposed rules, the Department considered the requirements of *Minnesota Statutes*, section 14.115 but determined that these rules are exempt from those requirements under the exemption for providers of medical care in section 14.115, subd. 7, clause (3).

Expenditure of Public Money by Local Public Bodies. A copy of the fiscal note is available from the agency contact person at the address and telephone number listed above. The Department estimates that the proposed rules will not result in additional state and local costs; costs associated with the MinnesotaCare program are statutorily-imposed and do not result from the proposed rules.

Impact on Agriculture Lands. The Department has determined in the review required under *Minnesota Statutes*, section 14.11, subd. 2 that the proposed rules will have no impact on agricultural land.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A requires each lobbyist to register with the Ethical Practices Board. Questions regarding this requirement may be directed to the Ethical Practices Board at 1st Floor, Centennial Office Building, 658 Cedar Street, Saint Paul, Minnesota 55155; telephone (612) 296-5148.

Adoption Procedure if No Hearing. If no hearing is required, after the end of the comment period the agency may adopt the rule. The rule and supporting documents will then be submitted to the Attorney General for review as to legality and form to the extent form relates to legality. You may request to be notified of the date the rule is submitted to the Attorney General or be notified of the Attorney General's decision on the rule. If you want to be so notified, or wish to receive a copy of the adopted rule, submit your request to Martha O' Toole at the address listed above.

Adoption Procedure After the Hearing. If a hearing is held, after the close of the hearing record, the administrative law judge will issue a report on the proposed rule. You may request to be notified of the date on which the administrative law judge's report will be available, after which date the agency may not take any final action on the rule for a period of five working days. If you want to be notified about the report, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the administrative law judge. You may also request notification of the date on which the rule is adopted and filed with the Secretary of State. The agency's notice of adoption must be mailed on the same day that the rule is filed. If you want to be notified of the adoption, you may so indicate at the hearing or send a request in writing to the agency contact person at any time prior to the filing of the rule with the Secretary of State.

Dated: 1 September 1994

Maria R. Gomez
Commissioner

Rules as Proposed (all new material)**9506.0010 DEFINITIONS.**

Subpart 1. **Scope.** The terms used in parts 9506.0010 to 9506.0100 have the meanings given them in this part.

Subp. 2. **Applicant.** "Applicant" means a person who submits a written application to the department for a determination of eligibility for MinnesotaCare.

Subp. 3. **Child.** "Child" means a person who is less than 18 years of age.

Subp. 4. **Commissioner.** "Commissioner" means the commissioner of the Department of Human Services or the commissioner's designee.

Subp. 5. **Covered health services.** "Covered health services" means the services listed in *Minnesota Statutes*, section 256.9353, subdivisions 1 to 5.

Subp. 6. **Department.** "Department" means the Department of Human Services.

Subp. 7. **Dependent sibling.** "Dependent sibling" has the meaning given in *Minnesota Statutes*, section 256.9354, subdivision 1, paragraph (b).

Subp. 8. **Eligible provider.** "Eligible provider" means a health care provider who provides covered health services to medical assistance recipients under rules established by the commissioner for that program.

Subp. 9. **Employer-subsidized health coverage.** "Employer-subsidized health coverage" means health coverage for which the employer pays at least 50 percent of the cost of coverage for the employee. Employer-subsidized health coverage includes employer contributions to *Internal Revenue Code*, section 125 plans.

Employer-subsidized health coverage excludes dependent coverage unless the employer offers dependent coverage to employees and pays at least 50 percent of the cost of dependent coverage. Employer-subsidized health coverage for children includes coverage through either parent, including a noncustodial parent.

Subp. 10. **Enrollee.** "Enrollee" means an individual who:

- A. has been determined eligible by the department to receive covered health services under MinnesotaCare; and
- B. has paid the required premium under part 9506.0040.

Subp. 11. **Family.** "Family" means a parent or parents and their children or guardians and their wards who are children; and dependent siblings residing in the same household. The term includes children and dependent siblings temporarily absent from the household in settings such as schools, camps, or visitation with noncustodial parents. Family also means an emancipated minor and an emancipated minor's spouse, spouses in households without children, and single individuals in a one-person household.

Subp. 12. **General assistance medical care.** "General assistance medical care" has the meaning given in *Minnesota Statutes*, section 256D.02, subdivision 4a.

Subp. 13. **Local social service agency.** "Local social service agency" means the local agency under the authority of the county welfare or human services board or county board of commissioners that is responsible for providing human services.

Subp. 14. **Medical assistance.** "Medical assistance" means the program authorized under title XIX of the Social Security Act and *Minnesota Statutes*, chapter 256B.

Subp. 15. **MinnesotaCare.** "MinnesotaCare" means the program authorized in *Minnesota Statutes*, sections 256.9351 to 256.9363, to promote access to appropriate covered health services to assure healthy children and adults.

Subp. 16. **Other health coverage.**

A. "Other health coverage" means:

- (1) basic hospital coverage;
- (2) medical-surgical or major medical coverage;
- (3) Medicare part A or part B coverage under title XVIII of the Social Security Act;
- (4) supplemental Medicare coverage under *Minnesota Statutes*, sections 62A.31 to 62A.44;

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Proposed Rules

- (5) coverage through a health maintenance organization under *Minnesota Statutes*, chapter 62D;
- (6) coverage through a health maintenance organization under *Minnesota Statutes*, chapter 62D, combined with Medicare benefits under title XVIII of the Social Security Act; or
- (7) coverage through the Civilian Health and Medical Program of the Uniformed Services (CHAMPUS) under *United States Code*, title 10, chapter 55, sections 1079 and 1086.

B. "Other health coverage" does not mean:

- (1) medical assistance;
- (2) general assistance medical care;
- (3) coverage under a regional demonstration project for the uninsured funded under *Minnesota Statutes*, section 256B.73;
- (4) coverage under the Hennepin county assured care program; or
- (5) coverage under the Group Health, Inc., community health plan.

Subp. 17. **Parent.** "Parent" means the birth, step, or adoptive mother or father of a child.

Subp. 18. **Permanent residency.** "Permanent residency" has the meaning given in *Minnesota Statutes*, section 256.9359.

Subp. 19. **Spend-down.** "Spend-down" means the process by which a person who has income in excess of the income standard allowed under the medical assistance program becomes eligible for medical assistance as a result of incurring medical expenses that are not covered by a liable third party and that reduce the excess income to zero.

Subp. 20. **Third-party payer.** "Third-party payer" means a person, entity, agency, or other health coverage that has a probable obligation to pay all or part of the costs of an enrollee's health services.

9506.0020 ELIGIBILITY FOR MINNESOTACARE.

Subpart 1. **General eligibility requirements.** Except as provided in subparts 2, 3, and 5, an applicant or enrollee must:

- A. be a permanent resident of Minnesota;
- B. be ineligible for medical assistance without a spend-down, including medical assistance for pregnant women, except that an enrollee who receives inpatient hospital services may be eligible for medical assistance with or without a spend-down during the months of hospitalization;
- C. not currently be covered by general assistance medical care;
- D. not currently have other health coverage nor have had other health coverage during the four months immediately preceding the date coverage begins;
- E. not have access to employer-subsidized health coverage during the 18 months immediately preceding the date coverage begins;
- F. identify potentially liable third-party payers and assist the department in obtaining third-party payments;
- G. have gross annual income that does not exceed the amounts in *Minnesota Statutes*, section 256.9358, subdivisions 3 and 4; and
- H. comply with the family enrollment requirements in subpart 4.

Subp. 2. **Exceptions to general eligibility requirements.**

A. Subpart 1, items D and E, do not apply to an applicant who is terminated from medical assistance, general assistance medical care, or coverage under a regional demonstration project for the uninsured funded under *Minnesota Statutes*, section 256.73, the Hennepin county assured care program, or the Group Health, Inc., community health plan if the department receives a MinnesotaCare application before the last day of the month following the month in which termination occurred.

B. Subpart 1, item E, does not apply under the following circumstances:

(1) if the employer-subsidized health coverage was lost for reasons that would not disqualify the applicant from receiving reemployment benefits under *Minnesota Statutes*, section 268.09, and the applicant has not had access to employer-subsidized health coverage since the loss; or

(2) to children of an individual whose employer-subsidized coverage was lost for reasons that disqualify the individual for reemployment benefits if the children have not had access to employer-subsidized coverage since the disqualifying event.

Subp. 3. **Children in families with income at or below 150 percent of the federal poverty guidelines.** A child in a family with income at or below 150 percent of the federal poverty guidelines is eligible for MinnesotaCare from the first day of the month in which the child's first birthday occurs to the last day of the month in which the child becomes 18 years old if the child:

A. meets the requirements under subpart 1, items A to C and F to H; and

B. is not otherwise insured for the covered health services. A child is not otherwise insured for covered health services when subitem (1), (2), or (3) applies:

(1) the child lacks coverage in two or more of the areas listed in units (a) to (e):

- (a) basic hospital coverage;
- (b) medical-surgical coverage;
- (c) major medical coverage;
- (d) dental coverage;
- (e) vision coverage;

(2) coverage requires a deductible of \$100 or more per person per year; or

(3) a child with a particular diagnosis lacks coverage because the child has exceeded the maximum coverage for that diagnosis or the policy of coverage excludes that diagnosis.

Subp. 4. Family enrollment. Families must comply with items A to F.

- A. Parents who enroll must enroll all eligible children and dependent siblings.
- B. Children and dependent siblings may be enrolled without parents enrolling, unless other insurance is available.
- C. If one parent in a household enrolls, both parents in the household must enroll, unless other insurance is available.
- D. If one child in a family is enrolled, all children in the family must be enrolled, unless other insurance is available.
- E. If one spouse in a household is enrolled, the other spouse in the household must enroll, unless other insurance is available.
- F. Except as provided in item B, families cannot enroll only certain uninsured members.

Subp. 5. Continuous eligibility. An enrollee remains eligible for MinnesotaCare regardless of age or the presence or absence of children in the household as long as the enrollee:

- A. maintains permanent residency in Minnesota;
- B. meets all other eligibility criteria, except subpart 1, item G;

C. pays the full cost of coverage if gross annual family income after initial enrollment exceeds the limits in *Minnesota Statutes*, section 256.9358, subdivisions 3 and 4; and

D. is continuously enrolled in MinnesotaCare or medical assistance. To be continuously enrolled, an enrollee's reapplication must be received by the department before the last day of the first calendar month following the date of notice of termination of coverage from MinnesotaCare or medical assistance.

9506.0030 APPLICATION; ENROLLMENT; COVERAGE.

Subpart 1. Application sources. Applicants may apply directly to the commissioner or through appropriate referral sources.

A. Appropriate referral sources include but are not limited to: eligible provider offices; local social service agencies; school district offices; public and private elementary schools in which 25 percent or more of the students receive free or reduced price lunches; community health offices defined in *Minnesota Statutes*, section 145A.02; WIC program sites under *United States Code*, title 42, section 1786.

B. Referral sources that accept applications from applicants must send applications to the department within five working days after receipt.

Subp. 2. Necessary information for eligibility determination.

A. Applicants must provide all information necessary to determine eligibility for MinnesotaCare and potential eligibility for medical assistance, including:

- (1) social security number;

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(2) proof of permanent residency; the signature of an applicant on the application attesting to permanent residency meets the affidavit requirement under *Minnesota Statutes*, section 256.9359, subdivision 4, clause (3);

(3) household composition;

(4) availability of other health coverage, including access to employer-subsidized health coverage;

(5) gross annual family income; and

(6) any additional information needed by the commissioner to determine or verify eligibility.

B. If the commissioner determines an applicant may be ineligible for MinnesotaCare because employer-subsidized coverage was lost for reasons that would disqualify the applicant from receiving reemployment benefits under *Minnesota Statutes*, section 268.09, the commissioner shall refer the applicant to the department of economic security for a determination whether the applicant would have been disqualified.

Subp. 3. **Eligibility determination deadline.** Except during the four months after the dates on which adult individuals and families without children become eligible for MinnesotaCare, the commissioner shall determine an applicant's eligibility within 30 days after a complete application is received by the department.

Subp. 4. **Enrollment and beginning of coverage.** The date of enrollment and the date coverage begins are determined as follows:

A. An applicant is enrolled in MinnesotaCare on the date the following are completed:

(1) a complete application is received by the department and the applicant is determined eligible under part 9506.0020; and

(2) the initial premium payment under part 9506.0040 is received by the department.

B. Coverage begins the first day of the calendar month following the date of enrollment, except:

(1) coverage for eligible newborns in an enrolled family begins immediately from the moment of birth;

(2) coverage for eligible adoptive children of a family enrolled in MinnesotaCare begins on the date of placement for the purpose of adoption;

(3) coverage for other new members of an enrolled family begins the first day of the month following the month in which the new member's eligibility is determined and the first premium payment is received; and

(4) coverage of enrollees who are hospitalized on the first day of the month following enrollment begins the day following the date of discharge from the hospital.

9506.0040 PREMIUM PAYMENTS.

Subpart 1. **Premium payments.** Applicants and enrollees must pay a premium to enroll and to continue enrollment in MinnesotaCare. The amount of premium is the total of the following:

A. \$4 per month for each child in a family whose family income is at or below 150 percent of federal poverty guidelines; and

B. for any family member not included under item A, a premium calculated under *Minnesota Statutes*, section 256.9358.

A premium payment table and an explanation of the table is available upon request from the department.

Subp. 2. **Gross annual family income.** "Gross annual family income" means the total income of all family members determined according to items A to C:

A. the income of self-employed persons, as defined in *Minnesota Statutes*, section 256.9351, subdivision 4;

B. the income of wage earners, including all wages, salaries, commissions, and other benefits received as monetary compensation from employers before any deduction, disregard, or exclusion, calculated by determining:

(1) income in the four calendar months immediately preceding the month of application for MinnesotaCare, multiplied by three to reflect a 12-month period; or

(2) if the wage earner is employed on a seasonal basis or receives income too infrequently or irregularly to be calculated under subitem (1), total income for the past 12 months; and

C. the following unearned income received in the four calendar months immediately preceding the month of application, multiplied by three to reflect a 12-month period:

(1) supplemental security income under title XVI of the Social Security Act;

(2) social security benefits;

- (3) veterans' administration benefits;
- (4) railroad retirement benefits;
- (5) unemployment benefits;
- (6) workers' compensation benefits;
- (7) child support;
- (8) spousal maintenance or support payments; and
- (9) income from any other source, including interest, dividends, and rent.

Applicants and enrollees must report to the department any changes from the amounts reported in items A to C that exceed \$50 per month. Changes may be reported as a percentage increase or decrease. Gross annual family income will be recalculated by projecting the adjusted income for 12 months.

Subp. 3. **Premiums paid monthly, quarterly, or annually.** Applicants and enrollees may choose to pay premiums on a monthly, quarterly, or annual basis and may change payment schedules at the time a premium is due.

Subp. 4. **Billing notices.** The department shall mail premium payment billing notices as follows:

- A. for monthly premiums, by the first day of the month preceding the month for which coverage will be provided;
- B. for quarterly premiums, by the first day of the month preceding the first month of the quarter for which coverage will be provided; and
- C. for annual premiums, by the first day of the month preceding the first month of the year for which coverage will be provided.

Subp. 5. **Premium payment dates.** Premium payments are due as follows:

- A. An initial premium must be received by the department within four months after the date on the applicant's first premium notice.
 - B. Subsequent premiums must be received by the department as follows:
 - (1) monthly premiums by the 15th of the month preceding the month for which the premium is paid;
 - (2) quarterly premiums by the 15th of the month preceding the first month of the quarter for which the premium is paid;
- and
- (3) annual premiums by the 15th of the month preceding the first month of the year for which the premium is paid.

Subp. 6. **Disenrollment.** The commissioner shall disenroll enrollees who fail to pay the required premium when due. MinnesotaCare coverage terminates the last day of the calendar month following the due date specified in subpart 5 unless the premium is received by the termination date.

Subp. 7. **Reenrollment.** An enrollee disenrolled for failure to pay the required premium may reenroll as provided in items A to D.

A. The enrollee:

- (1) may not reenroll until four calendar months after the date coverage terminates, unless the person demonstrates good cause for nonpayment; and
- (2) must comply with parts 9506.0010 to 9506.0100 and pay the unpaid premium for any month in which coverage was provided.

B. Good cause for nonpayment does not exist if a person chooses to pay other family expenses instead of the MinnesotaCare premium.

C. Good cause for nonpayment means, generally, circumstances beyond an enrollee's control or that were not reasonably foreseeable that excuse an enrollee's failure to pay the required premium when due, including circumstances such as:

- (1) because of serious physical or mental incapacity or illness, the enrollee fails to pay the premium;

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(2) the enrollee voluntarily disenrolls under the mistaken belief that other health coverage is available;

(3) the enrollee does not receive a regular source of income on which the enrollee has relied to pay the required premium.

D. The commissioner shall determine whether good cause exists based on the weight of the supporting evidence submitted by the person to demonstrate good cause.

Subp. 8. **Premium payment adjustments.** The commissioner shall adjust enrollees' premium payments upon receipt of the audit information required under part 9506.0060, subparts 1 to 4. Adjustments to premium payments are effective on the first day of the month following issuance of an adjusted premium invoice.

9506.0050 COORDINATION OF MINNESOTACARE AND MEDICAL ASSISTANCE.

Subpart 1. **Referral of applicants and enrollees potentially eligible for medical assistance to local social service agency.** The commissioner shall refer applicants and enrollees who are potentially eligible for medical assistance without a spend-down to the local social service agency. The commissioner shall determine potential eligibility by considering:

- A. age;
- B. household income or assets;
- C. pregnancy;
- D. illness, injury, or incapacity indicating a disability;
- E. household composition; and
- F. employment status of household members.

Subp. 2. **Enrollment of applicants and enrollees potentially eligible for medical assistance.**

A. If an applicant who is potentially eligible for medical assistance without a spend-down meets the other conditions of eligibility for MinnesotaCare, the commissioner shall enroll the applicant in MinnesotaCare upon receipt of the initial premium payment.

B. An applicant or enrollee who is potentially eligible for medical assistance without a spend-down may continue to be covered by MinnesotaCare until determined eligible for medical assistance, provided:

(1) the applicant:

- (a) applies for medical assistance within 60 days from the date MinnesotaCare coverage begins; and
- (b) cooperates with the local social service agency in determining eligibility for medical assistance; or

(2) the enrollee:

(a) applies for medical assistance within 60 days after the first day of the month following the month of referral to the local social service agency; and

(b) cooperates with the local social service agency in determining eligibility for medical assistance.

C. An applicant who is determined eligible for medical assistance without a spend-down may be eligible for a refund of the applicant's MinnesotaCare premium payments, depending on family size.

Subp. 3. **Coordination of coverage for hospital inpatient services under MinnesotaCare and medical assistance.** Coverage for inpatient hospital services for enrollees shall be coordinated between MinnesotaCare and medical assistance as provided in this subpart.

A. The commissioner shall notify enrollees who have received inpatient hospital services and who are determined to have a basis of eligibility for medical assistance, in writing, that an application for medical assistance must be completed.

B. By the last day of the third month following the inpatient hospital admission, an enrollee who has received written notice under item A must apply for medical assistance and must cooperate with the local social service agency in determining eligibility for medical assistance.

C. If an enrollee is determined eligible for medical assistance with a spend-down:

(1) the enrollee is covered by medical assistance during the months of inpatient hospitalization;

(2) the enrollee must pay the MinnesotaCare premium, spend-down amounts that exceed the \$10,000 annual benefit limit for adults, and the cost of services not covered by MinnesotaCare or medical assistance during any month in which inpatient hospital services are provided;

(3) the enrollee is not responsible for any hospital payments reduced under *Minnesota Statutes*, section 256.9353, subdivision 3, paragraph (c);

(4) MinnesotaCare shall pay the enrollee's spend-down for inpatient hospital services up to the \$10,000 annual benefit limit for adults; and

(5) medical assistance shall pay the enrollee's inpatient hospital costs above spend-down amounts.

D. An enrollee who is not eligible for medical assistance may:

(1) remain enrolled in MinnesotaCare; and

(2) unless the enrollee is a child, pay ten percent of the hospitalization charge, up to an annual maximum of \$1,000 per person or \$3,000 per family, and any hospitalization charges that exceed the \$10,000 annual limit on MinnesotaCare benefits for inpatient hospital services.

An enrollee who is not eligible for medical assistance may be eligible for retroactive general assistance medical care under *Minnesota Statutes*, section 256D.03, subdivision 3, paragraph (b).

Subp. 4. Disenrollment.

A. The commissioner shall disenroll an enrollee and the enrollee's family when the enrollee fails to apply for medical assistance or cooperate with determining eligibility, as required under subparts 2 and 3. MinnesotaCare coverage terminates the last day of the calendar month following the month in which the medical assistance application was due.

B. An enrollee, and the enrollee's family, if disenrolled for failure to comply with subpart 2, may reenroll after cooperating with the medical assistance eligibility determination and being determined ineligible for medical assistance without a spend-down.

C. An enrollee, and the enrollee's family, if disenrolled for refusal to comply with subpart 3, item B, may not reenroll.

D. The commissioner shall disenroll an enrollee who is determined eligible for medical assistance without a spend-down. MinnesotaCare coverage terminates the last day of the calendar month in which the department receives notice of the enrollee's medical assistance eligibility.

9506.0060 QUALITY CONTROL.

Subpart 1. **Annual redetermination required.** The commissioner shall annually redetermine continued MinnesotaCare eligibility for each enrollee.

Subp. 2. **Enrollee cooperation with annual redetermination.** Enrollees must annually provide the information needed to redetermine eligibility before the anniversary date of initial eligibility. The anniversary date of initial eligibility is the yearly recurrence of the first day of the month following the date of enrollment in MinnesotaCare.

Subp. 3. **Changes.** Enrollees must report to the department any changes in the following:

A. address;

B. household composition;

C. employment status;

D. a change of more than \$50 per month of gross income;

E. availability of other health coverage;

F. onset of disability or change in disability; or

G. anticipation of legal action to collect money for an accident or an injury, or benefits available due to an accident or injury.

Subp. 4. **Random audits.** The commissioner shall perform audits of randomly selected enrollees to verify enrollees' gross annual family income and MinnesotaCare eligibility. Enrollees being audited must provide additional income and eligibility information, including:

A. federal income tax returns;

B. federal W2 forms;

C. employment check stubs;

D. family composition;

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Proposed Rules

- E. residency;
- F. length of time without health insurance;
- G. access to employer-subsidized coverage; and
- H. any additional information necessary to determine income and eligibility.

Subp. 5. **Disenrollment.** The commissioner shall disenroll enrollees who refuse to provide information required under subparts 2 to 4. MinnesotaCare coverage will terminate the last day of the calendar month in which notice of cancellation is sent. Persons may reenroll after complying with this part and being determined eligible for MinnesotaCare.

9506.0070 APPEALS.

Subpart 1. **Notice.** The commissioner shall follow the notification procedures in chapter 9505 and *Minnesota Statutes*, chapter 256B, if the commissioner denies, suspends, reduces, or terminates MinnesotaCare eligibility or covered health services. The commissioner shall mail the person a written notice that describes the action, the reason for the action, and the person's right to appeal the action according to *Minnesota Statutes*, section 256.045.

Subp. 2. **Appeal process.** An applicant or enrollee aggrieved by a determination or action of the commissioner may appeal the determination or action according to *Minnesota Statutes*, section 256.045. An applicant or enrollee must submit a written request for a hearing to the department within 30 days after receipt of the written notice of the determination or action, except that a person has 90 days to submit a written request upon showing good cause why the request was not submitted within 30 days.

9506.0080 COVERED HEALTH SERVICES.

Subpart 1. **Covered health services.** Health services covered by MinnesotaCare include the services listed in *Minnesota Statutes*, section 256.9353.

Subp. 2. Inpatient hospital services.

A. Enrollees are covered for medically necessary inpatient hospital services including acute care services, mental health services, and chemical dependency services.

B. MinnesotaCare benefits for inpatient hospital services for adult enrollees are limited to \$10,000 per calendar year. No benefit limit for inpatient hospital services applies to children.

C. To be reimbursed under MinnesotaCare for inpatient hospital services provided to enrollees, eligible providers must comply with:

(1) parts 9500.1090 to 9500.1140 and *Minnesota Statutes*, sections 256.9685, 256.9686, 256.969, and 256.9695, governing inpatient hospital payment rates for medical assistance;

(2) parts 9505.0170 and 9505.0475 and *Minnesota Statutes*, section 256.9353, subdivisions 1 to 5, establishing standards for services covered by medical assistance;

(3) parts 9505.5000 to 9505.5030 and *Minnesota Statutes*, section 256B.0625, subdivision 25, requiring prior authorization for certain services; and

(4) parts 9505.0540 and 9505.5035 to 9505.5105, governing second surgical opinions.

Subp. 3. **Hospital admission certification.** Inpatient hospital admissions of enrollees, including admission of a pregnant woman that results in the delivery of a newborn or a stillbirth or an admission where the principal diagnosis or procedure is an inpatient dental procedure, must be certified in accordance with the medical assistance certification criteria in parts 9505.0500 to 9505.0540, except for admissions:

A. approved under Medicare; or

B. authorized under parts 9530.6600 to 9530.6655.

Subp. 4. **Cost avoidance.** The commissioner shall use cost avoidance techniques to ensure benefit coordination for enrollees, including items A to C.

A. MinnesotaCare coverage for covered health services is secondary to other health coverage for which enrollees are eligible, except for coverage under the consolidated chemical dependency treatment fund.

B. Coverage by all potential third-party payers must be exhausted before MinnesotaCare payment for covered health services will be made. An eligible provider must attempt to collect payment from potential third-party payers before billing the department for a covered health service.

C. Private accident and health care coverage must be used according to the rules of the specific health plan. MinnesotaCare

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receive two billing per year. The proposed rules amend *Minnesota Rules*, part 7507.0500, subpart 1, by moving the due date of two ERC fees forward from March 1, to June 1, of a given year. This will allow the due dates of the different fees to be consolidated. A copy of the proposed rules amendment is published in the *State Register*. A free copy of the rules is available upon request from Paul Aasen at the address and telephone number listed above.

Comments. You have until 4:30 p.m., Wednesday, October 19, 1994, to submit written comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comment should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed.

Request for a Hearing. In addition to submitting comments, you may also request that a hearing be held on the rules. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on October 19, 1994. Your written request for a public hearing must include your name and address. You are encouraged to identify the portion of the proposed rules which caused your request, the reason for the request, and any changes you want made to the proposed rules. If 25 or more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If a public hearing is required, the ERC will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

Modifications. The proposed rules may be modified as a result of public comment. The modifications must be supported by data and views submitted to the ERC and may not result in a substantial change in the proposed rules as printed in the *State Register*. If the proposed rules affect you in any way, you are encouraged to participate in the rulemaking process.

Statement of Need and Reasonableness. A Statement of Need and Reasonableness is now available. This Statement describes the need for and reasonableness of each provision of the proposed rules and identifies the data and information relied upon to support the proposed rules. A free copy of the Statement may be obtained from Paul Aasen at the address and telephone number listed above.

Small Business Considerations. The rules will have a direct impact on small businesses that pay fees associated with SARA Title III reporting in Minnesota. The ERC has considered the methods for reducing the impact, as required by *Minnesota Statutes*, section 14.115, subdivision 2. This rules amendment will reduce the impact of the rules by creating an invoice-based billing system, making it easier for facilities to track, verify, and pay fees. Note that the due date change will not affect the fee amount, which is based on the number of chemicals present at a facility and reflects relative business size.

Expenditure of Public Money by Local Public Bodies. Pursuant to *Minnesota Statutes*, section 14.11, subdivision 1, the Commission has determined that the proposed rules amendment will not result in additional spending by local public bodies in excess of \$100,000 per year for the first two years following adoption of the amendment.

Impact on Agriculture Lands. Pursuant to *Minnesota Statutes*, section 14.11, subdivision 2 the Commission has determined that the proposed rule amendment will have no impact on agricultural land.

Notice to Department of Finance. In accordance with *Minnesota Statutes*, section 16A.1285, subdivision 5, pertaining to departmental charges, the ERC has notified the Commissioner of Finance of the ERC's intent to adopt rules in the above-entitled matter. A copy of the ERC's notice and the Commissioner of Finance's comments and recommendations are attached to the Statement of Need and Reasonableness.

Notice to Chairs of Certain Legislative Committees. In accordance with *Minnesota Statutes*, section 16A.1285, subdivision 4, the ERC has sent a copy of this notice and a copy of the proposed rules to the Chairs of the House Ways and Means Committee and the Senate Finance Committee prior to submitting this notice to the *State Register*.

Adoption and Review of Rules. If no hearing is required, after the end of the comment period the ERC may adopt the rules. The rules and supporting documents will then be submitted to the Attorney General for review as to legality and form to the extent form relates to legality. You may request to be notified of the date the rules are submitted to the Attorney General or be notified of the Attorney General's decision on the rules. If you wish to be so notified, or who wish to receive a copy of the adopted rules, submit your request to Paul Aasen listed above.

Dated: 2 September 1994

Paul W. Aasen, Executive Director
Emergency Response Commission

Rules as Proposed

7507.0500 PROCESSING FEE.

Subpart 1. **Persons required to pay fee.** ~~A person~~ This subpart applies to an owner or operator of a facility who is required to submit an emergency and hazardous chemical inventory form under *United States Code*, title 42, section 11022. The owner or

operator must pay a processing fee based upon the schedule in subpart 2. The fee must be paid by ~~March 1, beginning in 1991 and annually thereafter, for each facility for which an owner or operator is required to submit an emergency and hazardous chemical inventory form under United States Code, title 42, section 11022~~ June 1 of the year following submission of the form. If a person ~~an owner or operator~~ periodically moves the hazardous chemical stored at one facility to another facility during the same calendar year as part of normal operations, and if the hazardous chemicals stored at these facilities are the same, then that person ~~owner or operator~~ must pay a fee for only one facility.

[For text of subp 2, 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 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.

Economic Security

Adopted Permanent Rules Relating to Employment; Extended Employment Programs

The rules proposed and published at *State Register*, Volume 18, Number 39, pages 2108-2124, March 28, 1994 (18 SR 2108), are adopted with the following modifications:

Rules as Adopted

EXTENDED EMPLOYMENT PROGRAMS

3300.2050 DEFINITIONS.

Subp. 2. **Commissioner.** "Commissioner" means the commissioner of the Minnesota Department of ~~Jobs and Training~~ Economic Security.

Subp. 7. **Disability index.** "Disability index" means an index which measures the effect that disability levels have on workers in achieving their vocational potential. The disability index is the total score (sum of 30 ratings) of the Functional Assessment Inventory (FAI) as revised in August 1990 and published by the Division of Rehabilitation Services. This inventory was originally developed and authored by Nancy M. Crewe, Ph.D., and Gary T. Athelstan, Ph.D. and is published by the Materials Development Center of the University of Wisconsin-Stout. The modified inventory is incorporated by reference and is not subject to frequent change. It is available for loan and inspection at the State Law Library and for inspection at the Minnesota Department of ~~Jobs and Training~~ Economic Security, Division of Rehabilitation Services, 390 North Robert Street, First Floor, Saint Paul, Minnesota 55101.

Subp. 10. **Economic conditions.** "Economic conditions" means those economic and geographic factors in the primary service areas surrounding rehabilitation facilities which affect extended employment programs in providing placement opportunities, paying wages, and furnishing service hours to workers. The factors are the following:

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Adopted Rules

- A. annual average county unemployment rate;
- B. average county covered quarterly wages;
- C. county per capita income; and
- D. percent of population below the poverty level.

Information concerning items A to D is available upon request from the Minnesota Department of ~~Jobs and Training~~ Economic Security, Research and Statistics Office (RASO), 390 North Robert Street, Fifth Floor, Saint Paul, Minnesota 55101. Item A is computed by RASO. Item B is published by RASO in Minnesota Employment and Wages by County and is available for inspection at RASO. Item C is published in the Minnesota Labor Market Information Directory by RASO and is available for inspection at RASO. Item D is provided to RASO by the Office of the Minnesota State Demographer based on the latest United States Census estimates or actual data. Items A to D will be updated annually. If more than one county is contained in a rehabilitation facility's primary service area, data from the counties will be combined and weighted in proportion to the program workers' counties of residence. The factors in items A to D are given equal weight.

Subp. 11. **Extended employment programs.** "Extended employment programs" means programs providing paid work and service hours as a step in the rehabilitation process for those who cannot be readily absorbed in the competitive labor market, or during such time as employment opportunities for them in the competitive labor market do not exist. The programs are reasonably expected to allow workers to develop their vocational potential. The programs provide pay at a rate equal to or greater than the state or federal minimum wage, whichever is appropriate, or at a lesser rate of pay according to a certificate issued under *Code of Federal Regulations*, title 29, sections 525.1 to 525.24, or other federal regulations providing for exemption from federal minimum wage requirements. Extended employment programs are the following:

- A. long-term employment program as defined in subpart 16; ~~and~~
- B. work activity program as defined in subpart 33; and
- C. supported employment program as defined in subpart 31a.

Subp. 13. **Full-time equivalent (FTE).** "Full-time equivalent" or "FTE" means the lesser of the following calculations:

A. a count resulting when the total annual number of work and service hours for each program produced by a rehabilitation facility is divided by 1,560 hours per year for a long-term employment program or a supported employment program, or by 1,040 hours per year for a work activity program. Service hours may comprise no more than one-quarter of the total hours of participation for each program in a year; or

B. a count of workers in a program during a year. For purposes of this subpart, a worker is counted in the program where the worker accrued the most hours of work during the year and where the worker's annual hours of work and service were at least 120 hours in a long-term employment program or a supported employment program, or 80 hours in a work activity program.

Subp. 14. **Fundamental personnel benefits.** "Fundamental personnel benefits" means benefits for vacation, sick leave, holidays, and social security provided to workers in a long-term employment program on a proportional basis as provided to the nonexempt, full-time staff of the rehabilitation facility, and benefits for military leave, jury duty, overtime pay, voting time, workers' compensation, and leave as required by the federal Family and Medical Leave Act and *Minnesota Statutes*, sections 181.940 to ~~181.944~~ 181.943, provided to workers in a long-term employment program as provided to the nonexempt, full-time staff under applicable laws and personnel policies. "Nonexempt" has the meaning given it in the federal Fair Labor Standards Act of 1938, as amended. However, in no event will the workers be entitled annually to less than five days of paid vacation, five days of paid sick leave, and five paid holidays.

Subp. 27. **Rate of transfer to long-term employment.** "Rate of transfer to long-term employment" means a rate derived from a calculation for the work activity program in which the numerator is the sum of the disability index conversion scores of the workers who were transferred to long-term employment during the reporting period and in which the denominator is the total unduplicated number of workers in the work activity program of the rehabilitation facility during the reporting period. The mathematical formula for the calculation is represented as follows:

Sum of the disability index
conversion scores for workers
transferred to long-term employment
in the reporting period

Total unduplicated number of
workers in the work activity
program in the reporting period

Rate of transfer to
= long-term employment

Subp. 28b. **Rehabilitation facility.** "Rehabilitation facility" means any entity as defined in *Minnesota Statutes*, section ~~129A.01~~ 268A.01, subdivision 6, that provides one of the extended employment programs as listed in subpart 11, and that is operated by a city, town, county, nonprofit organization, state regional center, or any combination of these.

Subp. 33. **Work activity program.** "Work activity program" means a program within the meaning of *Minnesota Statutes*, section 268A.01, subdivision 7, and which complies with state and federal law, including the federal Fair Labor Standards Act of 1938, as amended, which provides paid work and other services and which permits a level of production below that required for a long-term employment program.

3300.2150 CERTIFICATION REQUIREMENTS AND TYPES OF CERTIFICATES.

Subp. 2. **Full certificate.** Requirements for a full rehabilitation facility certificate are the following:

A. The membership of the rehabilitation facility's governing body must comply with the requirements of *Minnesota Statutes*, section ~~129A.07~~ 268A.08.

~~J. Each extended employment program, even if statutorily exempt, must develop and implement an affirmative action plan for the employment of minority persons, women, and persons with disabilities that has been approved by the commissioner of the Department of Human Rights.~~

~~K. Each rehabilitation facility must provide its long-term employment program workers with fundamental personnel benefits as defined in part 3300.2050, subpart 14, with a procedure for resolution of grievances which has binding arbitration as a final step and provides responsiveness to grievances as defined in part 3300.2050, subpart 29, and with opportunities for workers to participate in decisions affecting their employment as defined in part 3300.2050, subpart 21.~~

~~L. K. Each rehabilitation facility must comply with the requirements of *United States Code*, title 29, sections 2601 to 2635, the Family and Medical Leave Act of 1993, and *Minnesota Statutes*, sections 181.940 to 181.943.~~

~~M. L. Each rehabilitation facility must provide time off to vote in accordance with *Minnesota Statutes*, section 204C.04.~~

~~N. M. Each rehabilitation facility must provide leave for jury duty as provided by *United States Code*, title 28, section 1875, and *Minnesota Statutes*, section 593.50.~~

~~O. N. Each rehabilitation facility must comply with the applicable overtime pay provisions of the federal Fair Labor Standards Act, *United States Code*, title 29, section 207, and *Minnesota Statutes*, section 177.25, the Minnesota Fair Labor Standards Act.~~

~~P. O. Each rehabilitation facility must comply with the requirements for military leave and reinstatement in employment as provided by *United States Code*, title 38, chapter 43, sections 2021 and 2024, and *Minnesota Statutes*, section 192.261, subdivision 6.~~

Subp. 4. **Probationary certification status.** The commissioner may place on probationary certification status any extended employment program that has previously been fully certified where the program no longer completely meets any of the certification requirements in subpart 2, item A or B, or is not fully complying with the applicable nonquantifiable factors in part 3300.2350, subpart 2. If the program is not complying with subpart 2, items A ~~to E~~ or B, through no fault of its own, it may request instead that its full certificate be extended as provided in subpart 5. Probationary certification status permits a noncomplying program to continue to receive state funding. To qualify for probationary certification status, the rehabilitation facility must first submit a written plan which has been approved by the commissioner and which will bring the program into compliance with the certification requirements or the nonquantifiable factors or both within a reasonable time. If the program is not in full compliance within the time specified by a written plan, certification for the program will be terminated as provided in part 3300.2250, subpart 7. Probationary certification status for one program does not affect program certification for any other complying programs under a full certificate.

3300.2250 CERTIFICATION PROCEDURE.

Subp. 3. **Single certificate.** A single rehabilitation facility certificate will be issued to a rehabilitation facility, and the certificate will specify the type and location of all approved programs. Entities seeking a certificate, including a provisional certificate as provided in part 3300.2150, subpart 3, must complete an official application form available from the Division of Rehabilitation Services in the Minnesota Department of ~~Jobs and Training~~ Economic Security.

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.

Adopted Rules

3300.2350 STANDARDS FOR STATE FUNDING.

Subpart 1. **Evaluation factors in general.** After fulfilling the certification requirements of part 3300.2150 and submitting approved plans and budgets as provided in *Minnesota Statutes*, section ~~29A.08~~ 268A.06, subdivision ~~2~~ 1, extended employment programs are eligible to receive state funding. Funding of extended employment programs by the commissioner must take into consideration an evaluation of individual program effectiveness. The evaluation factors to be considered are the following:

H. the rate of transfer to long-term employment;

~~I.~~ whether or not fundamental personnel benefits, as defined in part 3300.2050, subpart 14, are provided to long-term employment program workers;

~~J.~~ whether or not opportunities for workers to participate in decisions affecting their employment, as defined in part 3300.2050, subpart 21, are provided;

~~K.~~ whether or not the responsiveness to grievances, as defined in part 3300.2050, subpart 29, of long-term employment program workers is adequate; and

~~L.~~ the increases in worker productivity as defined in part 3300.2050, subpart 36.

Subp. 2. **Nonquantifiable evaluation factors.** Before an individual program offered by a rehabilitation facility, except a new or expanded program as provided in subpart 6, may receive state funding under part 3300.2550, the individual program must be in full compliance with the nonquantifiable evaluation factors listed in subpart 1, items ~~H~~ I to ~~K~~ L. An individual program, except a new or expanded program as provided in subpart 6, must remain in full compliance with the nonquantifiable evaluation factors during the reporting period or the program will be placed on probationary certification status as provided in part 3300.2150, subpart 4.

Subp. 3. **Quantifiable evaluation factors.** The quantifiable evaluation factors are listed in subpart 1, items A to ~~G~~ H. The quantifiable evaluation factors applicable to a long-term employment program and a supported employment program are those at subpart 1, items A to G. The quantifiable evaluation factors applicable to a work activity program are listed in subpart 1, items A to H.

Subp. 6. **New program evaluation.** An entity offering a new or expanded extended employment program must have been issued a provisional certificate as provided in part 3300.2250 and have submitted an approved plan and budget before it may be eligible to receive state funding and be evaluated under this part. A new or expanded program from its start up must be in full compliance with the nonquantifiable factors listed in subpart 1, items ~~H~~ and ~~J~~ I to ~~K~~ L, and must remain in full compliance with those factors during the reporting period. As measured at the end of the first year of operation, a new or expanded individual program must also be in full compliance with the nonquantifiable evaluation factor listed in subpart 1, item ~~K~~ L. If a new or expanded program under a provisional certificate is not in full compliance with the nonquantifiable factors in subpart 1, items ~~H~~ I to ~~K~~ L, at the end of the first year of operation, a written plan specifying how and when compliance will be achieved must be submitted to and approved by the commissioner. However, the time specified may not extend beyond the 18-month period authorized by the provisional certificate. If the program is not complying fully with the nonquantifiable factors within the time approved by the commissioner, the program will be denied full certification and be terminated as provided in part 3300.2250, subpart 7, item B. If a new or expanded program after the expiration of its provisional certificate is not in compliance with all the certification requirements in 3300.2150, subpart 2, full certification will also be denied and the program terminated. However, a provisional certificate may be extended as provided in part 3300.2150, subpart 5.

3300.2550 ALLOCATION OF FUNDS.

Subp. 3. **Statewide program allocation set aside.** The commissioner will set aside 49.5 percent of each statewide program allocation in each current fiscal year as determined in subpart 1 in order to distribute allocations to individual programs as provided in subpart 4. The distribution in subpart 4, will be based on evaluation factors found in part 3300.2350, subpart 1. The evaluation factors applicable to each statewide program will be weighted in terms of percentages of each statewide program allocation. The factors and percentages applicable to the extended employment programs are the following:

Funding Factor Weightings by Program, Expressed as Percentages of Total Program Allocation

Factor	<u>Long-Term</u> <u>Long-Term</u>	Program <u>Work</u> <u>Activity</u>	<u>Supported</u> <u>Supported</u>
1. Disability Level	7	<u>7.5</u>	7
2. Economic Conditions	15	<u>15</u>	15
3. Program Efficiency	2.5	<u>2.5</u>	2.5
4. Hourly Earnings	7.5	<u>7.5</u>	7.5
5. Supported Employment Rate	7.5	<u>7.5</u>	7.5
6. Competitive Employment	5	<u>3.5</u>	5

	Placement Rate			
7.	Competitive Employment	5	<u>3.5</u>	5
	Retention Rate			
8.	<u>Transfer Rate to</u>		<u>2.5</u>	
	<u>Long-Term</u>			
	Total	49.5	<u>49.5</u>	49.5

3300.2650 WITHDRAWAL OF ALLOCATED STATE FUNDS.

Subpart 1. **Criteria for withdrawal of allocated state funds.** The commissioner may withdraw allocated state funds from an individual extended employment program which has been accepted for state funding. A program is eligible to receive allocated state funds after it has fulfilled the certification requirements of part 3300.2150 and submitted an approved plan and budget. Allocated state funds will be withdrawn when:

B. an individual program is not being administered according to its approved plan and budget as provided in *Minnesota Statutes*, section ~~129A.08~~ 268A.09, subdivision 2; or

3300.2950 STATE FUNDING APPLICATION CONTENT.

All applications for state funding must be made on official application forms available from the Division of Rehabilitation Services in the Minnesota Department of ~~Jobs and Training~~ Economic Security. Applicants must use application forms for the appropriate fiscal year. Assistance in completing the forms may be requested directly from the division at its central office.

3300.3050 APPEAL PROCEDURE.

Subp. 2. **Notice of intent to appeal.** A rehabilitation facility appealing under subpart 1, item A, B, or C, must send a written notice of intent to appeal to the Division of Rehabilitation Services in the Minnesota Department of ~~Jobs and Training~~ Economic Security. The written notice of intent to appeal must be received by the Division of Rehabilitation Services within 30 days from the date that the rehabilitation facility received written notice from the Division of Rehabilitation Services of the action that the rehabilitation facility wishes to appeal. If the notice of intent to appeal is not received from the ~~appellant rehabilitation facility~~ within the 30-day period the preliminary determination of the Division of Rehabilitation Services is final. The notice of intent to appeal must state the grounds for the appeal including relevant facts and issues that could be addressed at a contested case hearing.

Subp. 6. **Decision and order.** The commissioner must notify the ~~appellant rehabilitation facility~~ of a final decision as provided in *Minnesota Statutes*, section 14.62.

REPEALER. *Minnesota Rules*, parts 3300.2050, subparts 3, 19, 22, 22a, ~~27, 33,~~ and 34; 3300.2250, subpart 4; 3300.2350, subpart 4; 3300.2450, subpart 1; and 3300.2550, subpart 5, are repealed effective October 1, 1994.

EFFECTIVE DATE. These rules are effective October 1, 1994.

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.

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 Natural Resources

Adopted Expedited Emergency Game and Fish Rules; Deer Hunting Regulations

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 14.29, subdivision 4(b). The statutory authority for the contents of these rules is *Minnesota Statutes*, sections 97B.111, 97B.301, 97B.305, 97B.311, 97B.312, and 97B.411.

Dated: 9 September 1994

Rodney W. Sando, Commissioner
Department of Natural Resources

Rules as Adopted

6232.0200 DEFINITIONS.

[For text of subs 1 to 5, see M.R.]

Subp. 5a. Intensive harvest permit. "Intensive harvest permit" means a license to take and tag deer by archery or firearms, in addition to deer authorized to be taken under regular archery or firearms licenses and deer management permits. An intensive harvest permit is available for one-half the cost of a regular license.

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

6232.0300 GENERAL RESTRICTIONS FOR TAKING DEER.

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

Subp. 3. Party hunting. A party is a group of two or more licensed deer hunters who are afield hunting together and are all using firearms or all using archery equipment. A member of a party may kill a deer for another member of the party who has an unused tag valid for that deer except as provided by Minnesota Statutes, section 97B.301. A mixed-weapons group is considered two separate parties. Multizone buck licensees may party hunt with regular firearms licensees. Persons issued permits under Minnesota Statutes, section 97B.055, subdivision 3, who do not have an antlerless permit may not tag antlerless deer for another member of the party.

[For text of subs 4 to 7, see M.R.]

Subp. 8. Bag limit. A person may not take more than one deer during a license year by any method, except as follows:

A. Archery and firearms deer management permits may be used to tag a second deer as provided in this chapter.

B. In Marshall, Kittson, Roseau, Lake of the Woods, and Pennington counties a person may tag one deer with a regular

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archery license and another with a regular firearms license, including the muzzleloader option or multizone buck license. Both deer must be taken and registered in the five-county area.

C. A person may take a third, fourth, or fifth deer by archery or firearms with an intensive harvest permit in specified areas as prescribed in this chapter.

D. In no case may a person tag more than five deer per year by firearms, archery, or both methods combined.

6232.0700 LEGAL DEER BY ARCHERY.

Antlerless deer and legal bucks may be taken by archery except when the regular firearms season is open. Only legal bucks may be taken in a zone open during the regular firearms season, except that persons authorized under an archery deer management permit or special permit may take antlerless deer.

6232.0800 ARCHERY SPECIAL HUNT AREAS AND PROCEDURES.

Subpart 1. Procedures. The special bow and arrow hunt permit application procedure, except the Camp Ripley archery hunt, is described in this subpart.

A. Hunters must send a stamped, self-addressed business-sized envelope to the headquarters of the appropriate special bow hunt unit with a request for the application form and instructions. A person may not apply more than once for a hunt, whether as an individual or as a member of a group.

B. Up to four persons may apply as a group by mailing all applications in one envelope. Either the entire group will be selected by the drawing or none will be selected.

C. Incomplete or improperly completed applications will be rejected.

D. The application deadline for special hunts is the first Thursday following Labor Day.

E. Hunters may not apply for more than one of the hunts conducted in the Hennepin County Park system.

Subp. 2. 1994 areas. The following archery special hunt areas are established for the 1994 season:

A. Crow-Hassan Park Reserve in Hennepin county is open November 11th through the 13th for taking antlerless deer and legal bucks. No more than 135 permits will be issued. Hennepin county parks will charge an administrative fee to all applicants. Applications must be sent to Hennepin Parks Bow Hunt, 3800 County Road 24, Maple Plain, MN 55359.

B. Murphy-Hanrehan Park Reserve in Scott county is open November 11th through the 13th for taking antlerless deer and legal bucks. No more than 185 permits will be issued. Hennepin county parks will charge an administrative fee to all applicants. Applications must be sent to Hennepin Parks Bow Hunt, 3800 County Road 24, Maple Plain, MN 55359.

C. Cleary Lake Regional Park in Scott county is open November 11th through the 13th for taking antlerless deer and legal bucks. No more than 45 permits will be issued. Hennepin county parks will charge an administrative fee to all applicants. Applications must be sent to Hennepin Parks Bow Hunt, 3800 County Road 24, Maple Plain, MN 55359.

D. Portions of the city of New Ulm as shown on maps available from the city are open September 24th through December 4th for taking antlerless deer and legal bucks. No more than 75 permits will be issued by the city of New Ulm. The city of New Ulm will charge an administrative fee to all successful applicants. Applicants will be required to pass a proficiency test before receiving a permit. A regular archery license and an archery deer management permit must be purchased to qualify for the hunt. Applications must be sent to New Ulm City Deer Hunt, City Manager's Office, 100 North Broadway, New Ulm, MN 56073.

6232.1200 ARCHERY DEER MANAGEMENT PERMITS.

The purchase of an archery deer management permit is authorized for any person who has purchased and presents ~~an~~ a valid archery deer license from the current year. Archery deer management permits may be purchased from county auditors' offices ~~and~~, the license bureau, and other authorized agents. The archery deer management permit authorizes taking an antlerless deer in the following areas:

A. special hunt areas by permittees where deer management permits are valid; and in 1994, antlerless deer may be taken under an archery deer management permit in the Crow-Hassan Park Reserve, Murphy-Hanrehan Park Reserve, Cleary Lake Regional Park, and New Ulm City Special Archery Hunt Areas; and

B. designated antlerless permit areas, which consist of antlerless permit areas that the commissioner anticipates will be under-subscribed. In 1994, antlerless deer may be taken under an archery deer management permit in the following antlerless permit areas: 205, 208, 209, 210, 223, 226, 227, 228, 236, 337, 339, 343, 347, 401, 402, 403, 405, 406, 407, 408, 409, 410, 411, 412, 413, 420, 421, 422, 423, 426, 429, and 431.

6232.1250 TAKING DEER BY ARCHERY UNDER INTENSIVE HARVEST PERMITS.

Subpart 1. Purchase. The purchase of an intensive harvest permit is authorized for any person who has purchased and presents

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a valid archery deer license for the current year. Intensive harvest permits may be purchased from license vendors in Anoka, Washington, Ramsey, Hennepin, Scott, Carver, and Dakota counties, county auditor offices, and the Department of Natural Resources License Bureau.

Subp. 2. Restrictions. Intensive harvest permits may be used to take antlerless deer only in antlerless permit areas and special hunt areas prescribed by the commissioner.

Subp. 3. 1994 archery intensive harvest permit areas. Intensive harvest permits may be used to take up to three antlerless deer by archery in the following areas in 1994: antlerless permit areas 228 and 337; and the Crow-Hassan Park Reserve, Murphy-Hanrehan Park Reserve, and Cleary Lake Regional Park special archery hunt areas. Intensive harvest permits may be used to take one antlerless deer by archery in the New Ulm City special archery hunt area.

6232.1300 SEASONS FOR TAKING DEER BY FIREARMS.

Subpart 1. Zone 1. Legal bucks may be taken in Zone 1 for a 16-day period beginning the Saturday nearest November 6. Antlerless deer may be taken only by permit throughout this season and only within the permit area specified on each hunter's permit. Exceptions are that a person with a license punched for Zone 1 may take antlerless deer without a permit in those antlerless permit areas where permits are offered, if the person:

- A. possesses a special permit issued under Minnesota Statutes, section 97B.055, subdivision 3; or
- B. is a resident hunter under age 16 on the Saturday nearest November 6.

Subp. 2. Zone 2. Legal bucks may be taken in Zone 2 for a nine-day period beginning the Saturday nearest November 6. Antlerless deer may be taken only by permit throughout this season and only within the permit area specified on each hunter's permit. Exceptions are that a person with a license punched for Zone 2 may take antlerless deer without a permit in those antlerless permit areas where permits are offered, if the person:

- A. possesses a special permit issued under Minnesota Statutes, section 97B.055, subdivision 3; or
- B. is a resident hunter under age 16 on the Saturday nearest November 6.

Subp. 3. Zone 3. This subpart applies to season dates in Zone 3.

A. Legal bucks may be taken in the early season in Zone 3 for a nine-day period beginning the Saturday nearest November 6.
B. Legal bucks and antlerless deer may be taken during the late season in Zone 3 for a seven-day period beginning the Saturday nearest November 20. Antlerless deer may be taken only by permit and only within the permit area specified on each hunter's permit. Exceptions are that a person with a license punched for the Zone 3 late season may take antlerless deer without a permit in those antlerless permit areas where permits are offered, if the person:

- (1) possesses a special permit issued under Minnesota Statutes, section 97B.055, subdivision 3; or
- (2) is a resident hunter under age 16 on the Saturday nearest November 6.

Subp. 4. Zone 4. This subpart applies to season dates in Zone 4.

A. Legal bucks and antlerless deer may be taken in the early season in Zone 4 for a two-day period beginning the Saturday nearest November 6. Antlerless deer may be taken only by permit and only within the permit area specified on each hunter's permit. Exceptions are that a person with a license punched for the Zone 4 early season may take antlerless deer without a permit in those antlerless permit areas where permits are offered, if the person:

- (1) possesses a special permit issued under Minnesota Statutes, section 97B.055, subdivision 3; or
- (2) is a resident hunter under age 16 on the Saturday nearest November 6.

B. Legal bucks and antlerless deer may be taken in the late season in Zone 4 for a four-day period beginning the Saturday nearest November 13. Antlerless deer may be taken only by permit and only within the permit area specified on each hunter's permit. Exceptions are that a person with a license punched for the Zone 4 late season may take antlerless deer without a permit in those antlerless permit areas where permits are offered, if the person:

- (1) possesses a special permit issued under Minnesota Statutes, section 97B.055, subdivision 3; or
- (2) is a resident hunter under age 16 on the Saturday nearest November 6.

6232.1600 SPECIAL HUNT PROCEDURES.

[For text of subs 1 to 5, see M.R.]

Subp. 6. 1994 special firearms hunt areas. The following special firearms hunts are authorized for the 1994 season:

A. Gooseberry Falls State Park in Lake county is open November 12th through the 20th for taking antlerless deer. No more than 30 permits will be issued to Zone 1 licensees. This is special area 901.

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- B. Rice Lake National Wildlife Refuge in Aitkin county is open November 12th through the 20th for taking antlerless deer and legal bucks. No more than 100 permits will be issued to Zone 1 licensees. This is special area 902.
- C. Saint Croix State Park in Pine county is open November 12th and 13th for taking antlerless deer and legal bucks. No more than 550 permits will be issued to Zone 1 licensees. This is special area 903.
- D. Tettegouche State Park in Lake county is open November 12th through the 20th for taking antlerless deer and legal bucks. No more than 50 permits will be issued to Zone 1 licensees. This is special area 904.
- E. Cedar Creek Natural History Area in Anoka and Isanti counties is open November 5th and 6th and November 12th and 13th for taking antlerless deer and legal bucks. No more than 150 permits will be issued to Zone 2 licensees. Cedar Creek Natural History Area will charge an administrative fee to all successful applicants. Management permits are available, and one intensive harvest permit may be used to take a third deer. This is special area 905.
- F. Lake Bronson State Park in Kittson county is open November 10th through the 13th for taking antlerless deer and legal bucks. No more than 40 permits will be issued to Zone 2 licensees. Management permits are available. This is special area 906.
- G. William O'Brien State Park in Washington county is open November 5th and 6th for taking antlerless deer and legal bucks. No more than 30 permits will be issued to Zone 2 licensees. Management permits are available. This is special area 907.
- H. William O'Brien State Park in Washington county is open November 12th and 13th for taking antlerless deer and legal bucks. No more than 30 permits will be issued to Zone 2 licensees. Management permits are available. This is special area 908.
- I. Zippel Bay State Park in Lake of the Woods county is open November 5th through the 13th for taking antlerless deer. No more than 50 permits will be issued to Zone 2 licensees. Management permits are available. This is special area 909.
- J. Beaver Creek Valley State Park in Houston county is open November 19th through the 21st for taking antlerless deer and legal bucks. No more than 20 permits will be issued to Zone 3B licensees. Management permits are available. This is special area 910.
- K. Elm Creek Park Reserve in Hennepin County is open November 19th and 20th for taking antlerless deer and legal bucks. No more than 155 permits will be issued to Zone 3B licensees. Hennepin county parks will charge an administrative fee to each successful applicant. Management permits are available, and up to three intensive harvest permits may be used to take a third, fourth, and fifth deer. This is special area 911.
- L. Forestville State Park in Fillmore county is open November 19th through the 21st for taking antlerless deer. No more than 100 permits will be issued to Zone 3B licensees. Management permits are available, and one intensive harvest permit may be used to take a third deer. This is special area 912.
- M. Frontenac State Park in Goodhue county is open November 19th through the 21st for taking antlerless deer and legal bucks. No more than 35 permits will be issued to Zone 3B licensees. Management permits are available, and one intensive harvest permit may be used to take a third deer. This is special area 913.
- N. Lake Rebecca Park Reserve in Hennepin county is open November 26th and 27th for taking antlerless deer and legal bucks. No more than 70 permits will be issued to Zone 3B licensees. Hennepin county parks will charge an administrative fee to each successful applicant. Management permits are available, and up to three intensive harvest permits may be used to take a third, fourth, or fifth deer. This is special area 914.
- O. Murphy-Hanrehan Park Reserve in Scott county is open December 3rd and 4th for taking antlerless deer and legal bucks. No more than 80 permits will be issued to Zone 3B licensees. Hennepin county parks will charge an administrative fee to each successful applicant. Management permits are available, and up to three intensive harvest permits may be used to take a third, fourth, or fifth deer. This is special area 915.
- P. Whitewater State Wildlife Management Area Game Refuge in Winona county is open November 19th through the 25th for taking antlerless deer. No more than 100 permits will be issued to Zone 3B licensees. This is special area 916.
- Q. Whitewater State Park in Winona county is open November 19th through the 22nd for taking antlerless deer. No more than 50 permits will be issued to Zone 3B licensees. This is special area 917.
- R. Rice Lake State Park in Steele and Dodge counties is open November 5th and 6th for taking antlerless deer. No more than 15 permits will be issued to Zone 4A licensees. Management permits are available, and one intensive harvest permit may be used to take a third deer. This is special area 918.
- S. Rice Lake State Park in Steele and Dodge counties is open November 12th through the 15th for taking antlerless deer. No more than 15 permits will be issued to Zone 4B licensees. Management permits are available, and one intensive harvest permit may be used to take a third deer. This is special area 919.

Emergency Rules

T. Rydell National Wildlife Refuge in Polk county is open November 5th and 6th for taking antlerless deer. No more than 30 permits will be issued to Zone 4A licensees. Management permits are available. This is special area 920.

U. Rydell National Wildlife Refuge in Polk county is open November 12th through the 15th for taking antlerless deer. No more than 30 permits will be issued to Zone 4B licensees. Management permits are available. This is special area 921.

V. Maplewood State Park in Ottertail county is open November 12th through the 15th for taking antlerless deer. No more than 100 permits will be issued to Zone 4B licensees. This is special area 922.

6232.1750 ORCHARD SUBPERMIT AREA.

Individuals licensed for the Zone 3A season are eligible to apply for a firearms management permit valid for taking an antlerless deer in the Orchard Subpermit Area, as described in the 1994 Annual Hunting and Trapping Regulations. Up to 100 permits will be distributed by a random drawing. Applicants must complete the permit application form issued with the applicant's license and mail no later than September 8 to Orchard Hunt, Department of Natural Resources Headquarters, Box 6247, Rochester, MN 55903.

6232.1800 ANTLERLESS PERMITS.

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

Subp. 2. **Preference drawing.** If the number of applications for permits in an area exceeds the quota set forth in the annual hunting regulations, a preference drawing will be used to select permit holders. Persons 12 years of age or older may enter the preference drawing by supplying their driver's license number, official state of Minnesota Identification Number, or 13-digit Firearms Safety Identification Number on the application; except that resident hunters under age 16 on the Saturday nearest November 6 may not apply for antlerless permits. All applicants who have reached their 18th birthday by the first Thursday following Labor Day must provide one of these three numbers to qualify. Applicants under 18 years of age who do not submit one of these numbers will be assigned a number and will be entered into the preference drawing. Applicants establish a preference rating based upon the number of times they have applied in previous years and have not obtained an antlerless or special area permit. The preference rating will increase each year the applicant applies unsuccessfully for either an antlerless or special area permit. Persons applying for the first time have no preference. Applicants receiving either antlerless or special area permits lose their accrued preference.

Subp. 3. **Antlerless permit areas.** Permit areas are comprised of partial, single, or grouped registration blocks described as follows:

A. Antlerless permit areas in Zone 1:

[For text of subitems (1) to (16), see M.R.]

- (17) permit area 170-171-~~172-173-174~~ consists of registration blocks 170 to 174 and 171;
- (18) permit area 172 consists of registration block 172;
- (19) permit area 173-174 consists of registration blocks 173 and 174;
- (20) permit area 175-176-177-178-179 consists of registration blocks 175 to 179;
- (~~19~~) (21) permit area 180-181-182-183-184-199 consists of registration blocks 180 to 184 and 199;
- (~~20~~) (22) permit area 194 consists of registration block 194; and
- (~~21~~) (23) permit area 197-198 consists of registration blocks 197 and 198.

B. Antlerless permit areas in Zone 2:

- (1) permit areas 201 to 210 consist of the registration blocks 201 to 210;
- (2) permit area 211-212-213 consists of registration blocks 211 to 213;
- (3) permit area 214 consists of registration block 214;
- (4) permit areas 221 to 227 and 235 and 236 consist of registration blocks 221 to 227 and 235 and 236;
- (5) permit area 244-~~245~~ consists of registration blocks block 244 and 245;
- (6) permit area 245 consists of registration block 245;
- (7) permit areas 246 to 249 consist of registration blocks 246 to 249;
- (~~7~~) (8) permit area 251 consists of registration block 251;
- (~~8~~) (9) permit area 284-285-286 consists of registration blocks 284 to 286;
- (~~9~~) (10) permit area 287 consists of registration block 287; and
- (~~10~~) (11) permit area 297-298 consists of registration blocks 297 and 298.

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

Subp. 4. 1994 antlerless permit quotas - Zone 1. The following number of antlerless permits are available in permit areas in Zone 1 for the 1994 season:

- A. permit area 104-106: 1,800;
- B. permit area 107-109, 195: 3,500;
- C. permit area 110: 600;
- D. permit area 119-121: 3,500;
- E. permit area 122-125: 1,000;
- F. permit area 126-129: 400;
- G. permit area 152: 100;
- H. permit area 154-156: 2,000;
- I. permit area 157-158: 2,500;
- J. permit area 159: 1,000;
- K. permit area 167-169: 6,000;
- L. permit area 170-171: 2,000;
- M. permit area 172: 2,100;
- N. permit area 173-174: 1,500;
- O. permit area 175-179: 3,000;
- P. permit area 180-184, 199: 4,000; and
- Q. permit area 197-198: 900.

Subp. 5. 1994 antlerless permit quotas - Zone 2. The following number of antlerless permits are available in permit areas in Zone 2 for the 1994 season:

- A. permit area 201: 300;
- B. permit area 202: 600;
- C. permit area 203: 650;
- D. permit area 204: 2,000;
- E. permit area 205: 2,500;
- F. permit area 206: 900;
- G. permit area 207: 1,000;
- H. permit area 208: 800;
- I. permit area 209: 1,500;
- J. permit area 210: 2,000;
- K. permit area 211-212: 1,600;
- L. permit area 221: 1,400;
- M. permit area 222: 1,300;
- N. permit area 223: 2,000;
- O. permit area 224: 350;
- P. permit area 225: 2,000;
- Q. permit area 226: 3,000;
- R. permit area 227: 5,000;
- S. permit area 228: 3,000;
- T. permit area 235: 175;

Emergency Rules

- U. permit area 236: 3,000;
- V. permit area 244: 3,000;
- W. permit area 245: 2,000;
- X. permit area 246: 5,000;
- Y. permit area 247: 2,500;
- Z. permit area 248: 900;
- AA. permit area 249: 2,000;
- BB. permit area 251: 750;
- CC. permit area 284-286: 6,000;
- DD. permit area 287: 600; and
- EE. permit area 297-298: 500.

Subp. 6. 1994 antlerless permit quotas - Zone 3. The following number of antlerless permits are available in permit areas in Zone 3 for the 1994 season:

- A. permit area 337: 2,500;
- B. permit area 338: 900;
- C. permit area 339: 1,000;
- D. permit area 341: 2,100;
- E. permit area 342: 1,500;
- F. permit area 343: 1,700;
- G. permit area 344: 1,500;
- H. permit area 345: 1,400;
- I. permit area 346: 1,800;
- J. permit area 347: 1,500;
- K. permit area 348: 1,500; and
- L. permit area 349: 2,200.

Subp. 7. 1994 antlerless permit quotas - Zone 4A. The following number of antlerless permits are available in permit areas in Zone 4A for the 1994 season:

- A. permit area 401: 500;
- B. permit area 402: 700;
- C. permit area 403: 250;
- D. permit area 404: 500;
- E. permit area 405: 800;
- F. permit area 406: 900;
- G. permit area 407: 1,200;
- H. permit area 408: 1,000;
- I. permit area 409: 4,200;
- J. permit area 410: 5,500;
- K. permit area 411: 4,500;
- L. permit area 412: 3,200;
- M. permit area 413: 2,200;
- N. permit area 414: 1,800;
- O. permit area 415: 1,300;

P. permit area 416: 1,000;
Q. permit area 417: 1,575;
R. permit area 418: 1,250;
S. permit area 419: 900;
T. permit area 420: 800;
U. permit area 421: 650;
V. permit area 422: 650;
W. permit area 423: 550;
X. permit area 424: 750;
Y. permit area 425: 325;
Z. permit area 426: 750;
AA. permit area 427: 375;
BB. permit area 428: 500;
CC. permit area 429: 500;
DD. permit area 431: 450;
EE. permit area 433: 400;
FF. permit area 435: 650;
GG. permit area 440: 300;
HH. permit area 442: 475;
II. permit area 443: 250;
JJ. permit area 446: 350;
KK. permit area 447: 200;
LL. permit area 448: 175;
MM. permit area 449: 250;
NN. permit area 450: 200;
OO. permit area 451: 225;
PP. permit area 452: 125;
QQ. permit area 453: 175;
RR. permit area 454: 300;
SS. permit area 455: 75;
TT. permit area 456: 300;
UU. permit area 457: 100;
VV. permit area 458: 200;
WW. permit area 459: 250;
XX. permit area 461: 500;
YY. permit area 462: 700;
ZZ. permit area 463: 300;
AAA. permit area 464: 200;
BBB. permit area 465: 200;
CCC. permit area 466: 400; and
DDD. permit area 467: 200.

OO. permit area 451: 225;
PP. permit area 452: 125;
OO. permit area 453: 175;
RR. permit area 454: 300;
SS. permit area 455: 75;
TT. permit area 456: 300;
UU. permit area 457: 100;
VV. permit area 458: 200;
WW. permit area 459: 250;
XX. permit area 461: 600;
YY. permit area 462: 800;
ZZ. permit area 463: 375;
AAA. permit area 464: 300;
BBB. permit area 465: 300;
CCC. permit area 466: 400; and
DDD. permit area 467: 300.

6232.1950 TAKING DEER BY FIREARMS UNDER INTENSIVE HARVEST PERMITS.

Subpart 1. Purchase. The purchase of an intensive harvest permit is authorized for any person who has purchased and presents a regular firearms deer license, multizone buck license, or muzzleloader license for the current year. Intensive harvest permits may be purchased from license vendors in Anoka, Washington, Ramsey, Hennepin, Scott, Carver, and Dakota counties, county auditor offices, and the Department of Natural Resources License Bureau.

Subp. 2. Restrictions. Intensive harvest permits may be used to take antlerless deer only in antlerless permit areas and special hunt areas prescribed by the commissioner. Firearms hunters must have a regular firearms license punched for the appropriate zone and time option, including the muzzleloader option, or a multizone buck license to take deer under an intensive harvest permit in that zone and time period.

Subp. 3. 1994 regular firearms intensive harvest permit areas. Intensive harvest permits may be used during the firearms season by regular firearms and multizone buck licensees to take antlerless deer in the following areas in 1994: antlerless permit areas 228 and 337. Intensive harvest permits may also be used to take antlerless deer by persons with special firearms permits for the Cedar Creek Natural History Area, Elm Creek Park Reserve, Forestville State Park, Frontenac State Park, Lake Rebecca Park Reserve, Murphy-Hanrehan Park Reserve, and Rice Lake State Park special firearms hunt areas.

Subp. 4. 1994 muzzleloader intensive harvest permit areas. Intensive harvest permits may be used to take antlerless deer during the muzzleloader season in the following areas in 1994: antlerless permit areas 228 and 337; and the Lake Louise State Park and Rice Lake State Park special firearms hunt areas.

6232.2000 MULTIZONE BUCK LICENSE.

A multizone buck license allows a hunter to hunt and tag a legal buck during any open firearms zone and time period except the late Zone 3B and the muzzleloader seasons. Multizone buck license holders may not apply for antlerless or special permit areas, and may not take antlerless deer under permits issued under Minnesota Statutes, section 97B.055, subdivision 3, or under 97B.301, subdivision 6, but may purchase and use intensive harvest permits to take antlerless deer in antlerless permit areas prescribed by the commissioner during any open firearms zone or time period except the late Zone 3B and the muzzleloader seasons.

6232.2100 MUZZLELOADER SEASON AND AREAS.

Subpart 1. Season. The muzzleloader season is the 16-day deer season beginning the Saturday nearest November 27 in specified areas as provided by this chapter. Special permit areas may be open for less than 16 days. Persons selecting this season may not hunt during the regular firearms season.

Subp. 2. Legal deer by muzzleloader. Antlerless deer and legal bucks may be taken by muzzleloader during the muzzleloader season.

Subp. 3. Open zone. The muzzleloader season is open statewide, except that antlerless permit areas 115-118, 122-130, and 194 are closed.

Emergency Rules

Subp. 4. 1994 muzzleloader special permit areas. The following areas are open for muzzleloader hunting by permit during the 1994 season:

A. Crow Wing State Park in Crow Wing county is open November 28th and 29th for taking antlerless deer and legal bucks. No more than 40 permits will be issued to muzzleloader licensees. This is special area 923.

B. Crow Wing State Park in Crow Wing county is open December 3rd and 4th for taking antlerless deer and legal bucks. No more than 40 permits will be issued to muzzleloader licensees. This is special area 924.

C. Garvin County Park in Lyon county is open November 26th through December 11th for taking antlerless deer. No more than 20 permits will be issued to muzzleloader licensees. This is special area 925.

D. Lac qui Parle State Park in Lac qui Parle county is open November 26th and 27th for taking antlerless deer. No more than 15 permits will be issued to muzzleloader licensees. Management permits are available. This is special area 926.

E. Lake Louise State Park in Mower county is open November 26th through the 28th for taking antlerless deer. No more than 30 permits will be issued to muzzleloader licensees. Management permits are available. This is special area 927.

F. Minnesota Valley State Park in Scott county is open November 26th through the 29th for taking antlerless deer. No more than 60 permits will be issued to muzzleloader licensees. Management permits are available. This is special permit area 928.

G. Myre-Big Island State Park in Freeborn county is open November 26th through the 28th and December 3rd and 4th for taking antlerless deer. No more than 50 permits will be issued to muzzleloader licensees. Management permits are available. This is special area 929.

H. Rice Lake State Park in Steele and Dodge counties is open November 26th through the 29th for taking antlerless deer. No more than 15 permits will be issued to muzzleloader licensees. Management permits are available, and one intensive harvest permit may be used to take a third deer. This is special area 930.

I. Sibley State Park in Kandiyohi county is open November 26th through the 29th for taking antlerless deer. No more than 70 permits will be issued to muzzleloader licensees. Management permits will be issued if there are insufficient applicants for available permits. This is special area 931.

J. Zippel Bay State Park in Lake of the Woods county is open November 26th through the 30th for taking antlerless deer. No more than 40 permits will be issued to muzzleloader licensees. This is special area 932.

6232.2450 MUZZLELOADER DEER MANAGEMENT PERMITS.

Subpart 1. Issuance. Deer management permits may be issued for muzzleloader hunting areas listed in the annual hunting regulations. Deer management permits may be purchased from the license bureau, county auditor, or other authorized agents. Permits may also be purchased at the headquarters for special hunt areas and prior to the permit holder hunting in the special area. Special hunt personnel are authorized to sell deer management permits.

Subp. 2. 1994 muzzleloader areas with management permits. Firearms deer management permits issued to persons with firearms deer licenses punched for the muzzleloader option may be used to tag antlerless deer in the following areas:

A. special hunt areas by permittees where deer management permits are valid. In 1994, antlerless deer may be taken by muzzleloader hunters under a firearms deer management permit in the Lac qui Parle State Park, Lake Louise State Park, Minnesota Valley State Park, Myre-Big Island State Park, Rice Lake State Park, and Sibley State Park muzzleloader special hunt areas; and

B. designated antlerless permit areas that the commissioner anticipates will be undersubscribed. In 1994, antlerless deer may be taken under a firearms deer management permit by muzzleloader hunters in the following antlerless permit areas: 205, 208, 209, 210, 223, 226, 227, 228, 236, 337, 339, 343, 347, 401, 402, 403, 405, 406, 407, 408, 409, 410, 411, 412, 413, 420, 421, 422, 423, 426, 429, and 431.

6232.2500 DISABLED HUNT.

Subpart 1. Requirements. Hunters must be participants in a program for physically disabled hunters sponsored by a nonprofit organization and must be referred by an organization prior to being issued a permit. Permittees must purchase an archery or firearms deer hunting license. Each permittee may be accompanied by one or more assistants named by the nonprofit organizations and approved by the commissioner. Assistants are not required to purchase licenses and may assist permittees in taking deer. Both permittees and assistants must meet the ~~bright red~~ or blaze orange requirement for deer hunters.

Subp. 2. Open areas.

A. The Carlos Avery Wildlife Management Area Sanctuary in Anoka county is open for taking antlerless deer and legal bucks using legal firearms or bow and arrow October 15th through the 23rd, 1994. The Minnesota Deer Hunters Association and Capable Partners are the sponsoring nonprofit organizations.

B. The Camp Ripley Military Reservation in Morrison county is open for taking antlerless deer and legal bucks using legal

shotguns loaded with single slug shotgun shells October 12th and 13th, 1994. The St. Cloud Veterans Affairs Medical Center is the sponsoring organization.

C. Rosemoen Island in the Lac qui Parle Wildlife Management Area Sanctuary in Chippewa county is open for taking antlerless deer and legal bucks using legal firearms or bow and arrow September 17th through the 25th, 1994. The Minnesota Deer Hunters Association and Capable Partners are the sponsoring nonprofit organizations.

6232.4700 DEER AND BEAR REGISTRATION BLOCKS.

Subpart 1. **Designation of registration blocks.** Registration blocks for deer and bear are designated and described by the registration block numbers and boundaries in this part.

[For text of subs 2 to 13, see M.R.]

Subp. 14. **Registration Block 120.** Deer And Bear Registration Block 120 consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of U.S. Highway 53 and County State Aid Highway (CSAH) 23, St. Louis County; thence along CSAH 23 to CSAH 24, St. Louis County; thence along CSAH 24 to County Road (CR) 424, St. Louis County; thence along CR 424 to the public access to Crane Lake at Harding; thence along the east shore of Crane Lake and through King Williams' Narrows to Sand Point Lake; thence due north to the boundary of the state; thence along the north boundary of the state to the west boundary of the Boundary Waters Canoe Area (BWCA); thence along the west and south boundaries of the BWCA to the Little Indian Sioux River; thence south along said river to the boundary of the BWCA (Trout Lake Block); thence along the west boundary of the BWCA to the northeast corner of Section 28, Township 63 North, Range 16 West; thence south along the east line of said section to the north shore of Lake Vermillion; thence south across open water to the east of St. Mary's Island and St. Paul's Island to the east end of Moccasin Point; thence southeast, west of the island off Moccasin Point, passing east of the Isle of Pines, east of Moose Island, Cherry Island, and Echo Point to the boat landing at McKinley Park on the south shore of Lake Vermillion; thence along the only road from McKinley Park through Soudan to State Trunk Highway (STH) 1; thence along STH 1 to CR 361, St. Louis County; thence along CR 361 to CSAH 115, St. Louis County; thence along CSAH 115 to U.S. Highway 53; thence along U.S. Highway 53 to the point of beginning.

[For text of subp 15, see M.R.]

Subp. 16. **Registration Block 122.** Deer And Bear Registration Block 122 consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of State Trunk Highway (STH) 1 and STH 135; thence along STH 1 to County State Aid Highway (CSAH) 120, St. Louis County; thence along CSAH 120 to CSAH 21, St. Louis County; thence along CSAH 21 to CSAH 70, St. Louis County; thence along CSAH 70 to National Forest Route (NFR) 112; thence along NFR 112 to Erie Mining Company Railroad in Section 9, Township 60 North, Range 12 West; thence south and west along said railroad to its junction with the Duluth, Missabe and Iron Range Railroad (DM&IR); thence north along said railroad to CSAH ~~26~~ 21, St. Louis County; thence along CSAH ~~26~~ 21 to STH 135; thence along STH 135 to the point of beginning.

[For text of subs 17 to 40, see M.R.]

Subp. 41. **Registration Block 176.** Deer And Bear Registration Block 176 consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of ~~State Trunk Highway (STH) 1~~ County State Aid Highway (CSAH) 115, St. Louis County and U.S. Highway 53; thence along CSAH 115 to St. Louis County Road 361; thence along St. Louis County Road 361 to State Trunk Highway (STH) 1; thence along STH 1 to STH 135; thence along STH 135 to County State Aid Highway (CSAH) 26 21, St. Louis County; thence along CSAH ~~26~~ 21 to the Soudan-Two Harbors Branch of the Duluth, Missabe and Iron Range Railroad (DM&IR); thence along the DM&IR to Allen Junction; thence along County Road (CR) 565 to County State Aid Highway (CSAH) 110, St. Louis County; thence along CSAH 110 to CSAH 100, St. Louis County; thence along CSAH 100 to STH 135; thence along STH 135 to U.S. Highway 53; thence along U.S. Highway 53 to the point of beginning.

[For text of subs 42 to 157, see M.R.]

Executive Orders

Office of the Governor

Emergency Executive Order 94-6: Providing for Assistance to Officials in Saint Paul, 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 Emergency Executive Order:

WHEREAS, two St. Paul police officers were shot and killed in the line of duty on August 26, 1994; and

WHEREAS, one of the suspects is still at large and the police believe that they have isolated him in a 15-square block area; and

WHEREAS, the officials of St. Paul have exhausted the resources at their command; and

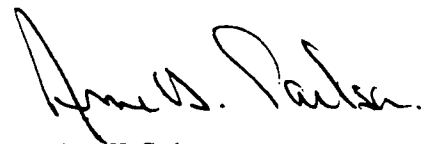
WHEREAS, the Mayor of St. Paul, Ramsey County, Minnesota has requested state assistance with traffic control and securing the perimeter of the cordoned area,

NOW, THEREFORE, I hereby order that:

1. The Adjutant General of Minnesota order to state active duty, on August 26, 1994, 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 and support the St. Paul Police in providing traffic control and perimeter security to the cordoned area.
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* 1992, Sections 192.49, subd. 1, 192.51 and 192.52.

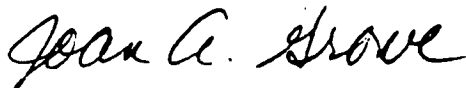
Pursuant to *Minnesota Statutes* 1992, Section 4.035, subd. 2, this Order shall be effective August 26, 1994, and shall remain in effect until such date as elements of the military forces of the State are no longer required or until rescinded by proper authority.

IN TESTIMONY WHEREOF, I have set my hand this twenty-sixth day of August 1994.



Arne H. Carlson
Governor

Filed According to Law:



Joan Anderson Growe
Secretary of State

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

Administration Department

Print Communications Division

State Register Index Available for Volume 18

An index to rules, and official notices soliciting outside information relating to rules, for volume 18, July 1993-June 1994, is now available. The index also includes, Executive Orders of the Governor, Commissioner's Orders and Revenue Notices.

Subscribers who wish to receive a copy of the index need to contact Minnesota's Bookstore, ask for a copy, and leave your name and address. There will be no charge to subscribers. Call (612) 297-3000, or toll-free: 1-800-657-3757, or FAX to (612) 297-8260, or write to Minnesota's Bookstore, 117 University Ave., St. Paul, MN 55155.

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Department of Agriculture

Minnesota Rural Finance Authority

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond under Minnesota Statutes, Chapter 41C for Farm Equipment in McPherson Township, Blue Earth County

NOTICE IS HEREBY GIVEN that a public hearing will be held on **October 5, 1994**, 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 a **used combine and bean head** located in **Section 3, McPherson Township, Blue Earth County**, Minnesota on behalf of **Michael Ward**, a single person (the Borrower). The maximum aggregate face amount of the proposed bond issue is **\$62,500.00**. 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 make 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: 17 August 1994

LaVonne Nicolai
RFA Executive Director

Department of Agriculture

Minnesota Rural Finance Authority

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond under Minnesota Statutes, Chapter 41C for Farmland in Stoneham Township in Chippewa County

NOTICE IS HEREBY GIVEN that a public hearing will be held on **October 5, 1994**, 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 **over 200 acres** of

Official Notices

farmland located in Sections 26 & 27, Stoneham Township, Chippewa County, Minnesota on behalf of Glenn & Darlene Aeikens, a married couple (the Borrowers). The maximum aggregate face amount of the proposed bond issue is \$250,000.00. 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 make 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: 17 August 1994

LaVonne Nicolai
RFA Executive Director

Department of Agriculture

Minnesota Rural Finance Authority

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond under Minnesota Statutes, Chapter 41C for Farmland in Stoneham Township in Chippewa County

NOTICE IS HEREBY GIVEN that a public hearing will be held on **October 5, 1994, 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 **over 275 acres of farmland** located in **Sections 26 & 35, Stoneham Township, Chippewa County, Minnesota** on behalf of **Gary & Cheryl Aeikens**, a married couple (the Borrowers). The maximum aggregate face amount of the proposed bond issue is **\$250,000.00**. 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 make 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: 17 August 1994

LaVonne Nicolai
RFA Executive Director

Department of Agriculture

Minnesota Rural Finance Authority

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond under Minnesota Statutes, Chapter 41C for Farmland and Buildings in Leslie Township in Todd County

NOTICE IS HEREBY GIVEN that a public hearing will be held on **October 5, 1994, 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 **farmland and buildings** located in **Section 6, Leslie Township, Todd County, Minnesota** on behalf of **Roman & Naida Ripka**, (the Borrowers). The maximum aggregate face amount of the proposed bond issue is **\$100,000.00**. 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 make 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: 3 August 1994

LaVonne Nicolai
RFA Executive Director

Department of Agriculture

Minnesota Rural Finance Authority

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond under Minnesota Statutes, Chapter 41C for Dairy Animals, Cows, Heifers and Calves in Leslie Township in Todd County

NOTICE IS HEREBY GIVEN that a public hearing will be held on **October 5, 1994**, 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 **Dairy animals, cows, heifers & calves** located in **Section 6, Leslie Township, Todd County, Minnesota** on behalf of **Roman & Naida Ripka**, (the Borrowers). The maximum aggregate face amount of the proposed bond issue is **\$125,000.00**. 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 make 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: 3 August 1994

LaVonne Nicolai
RFA Executive Director

Minnesota Comprehensive Health Association

Notice of Meeting of the Enrollee Appeal Committee

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association (MCHA), Enrollee Appeal Committee will be held at 1:00 p.m. on Friday, September 23, 1994 at Blue Cross and Blue Shield of Minnesota, 3535 Blue Cross Road, Eagan. The meeting will be in Room "B" on the third floor.

Portions of this meeting may be closed to the public.

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

Department of Labor and Industry

Workers' Compensation Division

Notice of Adjusted Conversion Factor for the Workers' Compensation Relative Value Medical Fee Schedule

NOTICE IS HEREBY GIVEN that the conversion factor for the workers' compensation relative value fee schedule set forth in *Minnesota Rules*, Parts 5221.4000 to 5221.4070 is adjusted as follows, pursuant to *Minnesota Statutes*, § 176.136, subd. 1a:

Official Notices

For services on or after October 1, 1994 the conversion factor is \$52.91.

Dated: 6 September 1994

John B. Lennes, Jr
Commissioner

Department of Labor and Industry

Labor Standards Division

Notice of Prevailing Wage Certifications for Commercial Construction Projects

Effective September 19, 1994 prevailing wage rates were determined and certified for commercial construction projects in the following counties:

- Anoka:** City of Coon Rapids City Center-Coon Rapids.
Beltrami: Bemidji Tourist Information Center-Bemidji.
Clearwater: Bagley Jr. & Sr. High School Remodeling-Bagley.
Dakota: Rosemount High School Auditorium-Rosemount.
Hennepin: Mn/DOT Camden Truck Station H.V.A.C. Modifications; U of M Bierman Athletic Building Reroofing; U of M Hospital & Clinic Short Stay Project-Minneapolis.
Itasca: City of Marble Recreation Complex-Marble.
Meeker: Atwater-Cosmos Jr. & Sr. High School-Grove City.
Nobles: Adrian E. & W. Rest Area Reroofing & H.V.A.C.-Adrian.
Olmsted: John Marshall High School Fire Alarm-Rochester.
Polk: U of M Hay/Shavings Storage Bin UTOC-Crookston.
Ramsey: Ford Building Reroofing-St. Paul.
Rice: Mn Correctional Facility West Complex Remodeling-Faribault.
St. Louis: U of M Kirby Student Center IAQ Duct Cleaning; U of M Engineering Building Decontamination of H.V.A.C.; Washington School Auditorium Asbestos Abatement Removal-Duluth.
Sibley: Gaylord Public High School Accessibility Improvement-Gaylord.

Copies of the certified wage rates for these projects may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road, St. Paul, Minnesota 55155-4306. The charge for the cost of copying and mailing are \$1.36 per project. Make check or money order payable to the State of Minnesota.

John B. Lennes, Jr
Commissioner

Metropolitan Council

Notice of Preliminary Schedule for Amending the "Recreation Open Space" Chapter of the *Metropolitan Development Guide*

The Metropolitan Council has received a request from the Minneapolis Park and Recreation Board to amend the Council's *Recreation Open Space Development Guide/Policy Plan* to fund the clean-up of contaminated soils in regional park land near the Mississippi River. The estimated cost is \$1 million. The Council proposes to amend its policy plan to address the issue of contaminated soil clean up in regional parks and its Fiscal Year 1990-91 Regional Recreation Open Space Capital Improvement Program (CIP) to finance the clean-up.

The Metropolitan Council will develop the policy plan and CIP amendments under the following schedule:

- Metropolitan Council's Community Development Committee reviews proposed public hearing draft of the policy plan and CIP amendments on October 10, 1994.

- Metropolitan Council adopts for public hearing purposes the draft policy plan and CIP amendments on October 27, 1994.
- Metropolitan Parks and Open Space Commission reviews draft policy plan and CIP amendments on November 22, 1994. The Commission's comments will be made available at the public hearing on December 8, 1994.
- Metropolitan Council's Community Development Committee conducts public hearing on the draft policy plan and CIP amendments on December 8, 1994. The public hearing record remains open until December 22, 1994.
- Public hearing report and Council staff recommendations to adopt or not adopt proposed policy plan and CIP amendments are published on December 29, 1994.
- Metropolitan Council Community Development Committee considers public hearing report and staff recommendations on January 9, 1995.
- Metropolitan Council considers Community Development Committee recommendations to adopt or not adopt proposed policy plan and CIP amendments on January 26, 1995.

Interested persons will have opportunities to present comments on the proposed policy plan and CIP amendments during the public hearing process scheduled for December 8. Please call to confirm dates and meeting schedules. Notice of a public hearing will be published. If you have any questions regarding the schedule or the proposed policy plan and CIP amendments, please call Arne Stefferud of the Council staff at 291-6360, TDD 291-0904.

The changes proposed in the revision may affect the standards for determining projects of metropolitan significance in the Metropolitan Significance Rules, *Minnesota Rules* chapter 5800.

Department of Natural Resources

Notice of State Land Sale

The Commissioner of Administration and the Minnesota Department of Natural Resources offer for sale by sealed bid approximately 47 acres of land located on the East side of Rochester adjacent to County Road 9 in the City of Rochester, Minnesota.

Legal description from survey to govern land being sold.

The parcel will be sold on the basis of highest bid, but not for less than the minimum bid of \$424,800. All bids must be submitted by 1:30 p.m. October 27, 1994 to Regional Administrator; Department of Natural Resources; 2300 Silver Creek Road NE; Rochester, MN 55906.

Bids will be opened at 2:00 p.m. on October 27, 1994, at Rochester/Olmsted Planning Department Conference Room; 2122 Campus Drive SE; Rochester, Minnesota.

For bid information, forms, envelopes, property survey and legal description, contact: Mr. Gerald Johnson; Regional Realty Coordinator; Department of Natural Resources; 2300 Silver Creek Road NE; Rochester MN 55906; telephone (507) 280-2962.

Board of Water and Soil Resources

Monthly Meeting of the Board September 29

The Board of Water and Soil Resources will hold their next monthly meeting on Thursday, September 29, 1994. The meeting will convene at 8:30 a.m. in the Ethics Hall at the Best Western Canterbury Inn in Shakopee, Minnesota.

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 Agriculture

Market Development and Promotion Division

Notice of Availability of Grant Funds for Soybean Variety Research

The Minnesota Department of Agriculture announces the availability of up to \$150,000 for research grants to develop higher protein, higher oil content varieties of soybeans that will grow in Minnesota. Applicants must be affiliated with the University of Minnesota or another educational institution in Minnesota. Applications must be received no later than 4 p.m., Monday, October 3, 1994.

For grant application information, contact Kevin Edberg, Market Development and Promotion Division, Minnesota Dept. of Agriculture, 90 West Plato Blvd., St. Paul, MN 55107. (612) 296-6382.

Department of Economic Security

Division of Community Based Services

Notice of Availability of Grant Applications for the Dislocated Worker Unit Pilot Program

Eligible organizations interested in taking part in a pilot program in accordance with Section 268.9783 of the *Laws of Minnesota*, may apply to the Minnesota Department of Economic Security (MDES), Dislocated Worker Unit. The pilot program is for the purpose of providing skill based training, for dislocated workers and workers "at risk" of dislocation, that will result in stable employment opportunities.

Applicant organizations must demonstrate a need for the program and are required to match State resources dollar for dollar. It is estimated that one million dollars will be available each program year for a two year period ending June 30, 1996. Eligible organizations include local government units, nonprofit organizations, community action agencies, business organizations or associations and labor organizations.

Interested parties may obtain a grant application containing complete proposal requirements from the Dislocated Worker Unit at 390 N. Robert St., St. Paul, MN 55101. The contact for this project is Connie McGowan, 612-297-1965. Limited assistance is available to applicants. Verbal instructions or explanations are not binding on the State or the Department. The submission of an application does not obligate the State of Minnesota or the MDES in any respect with regard to selection of projects for funding or costs incurred in the application process.

Department of Health

Diabetes Control Program

Notice of Grant Opportunity for Quality Improvement Process in Diabetes Care Delivery System

Purpose

The Minnesota Diabetes Control (MDCP) at the Minnesota Department of Health is seeking applications from Health Maintenance Organizations interested in competing for funds to demonstrate a quality improvement process for improving diabetes care through a managed care delivery system.

Eligibility Criteria

Eligible applicants for these funds are Minnesota State Certified Health Maintenance Organizations that:

- 1) provide primary care to people with diabetes through a network of affiliated clinics, and

- 2) are interested in enhancing or developing diabetes quality improvement activities throughout their primary care clinic network, and
- 3) will not be receiving funding from the Minnesota Diabetes Control Program for other projects from July 1, 1994 - June 30, 1995.

Scope of the Program

The focus of this initiative is to:

- 1) Improve preventive services to individuals with diabetes, including the provision of eye exams, foot exams, blood pressure measurement, HAlC testing, self-monitoring of blood glucose, and CVD risk assessment using the quality improvement process outlined in the MDCP manual, *Diabetes and Quality Improvement: A Guide for Primary Care*, and
- 2) Identify what processes are effective in coordinating a system-wide quality improvement project that links the individual affiliated clinics with the larger HMO umbrella organization, and
- 3) Identify the organizational and environmental factors that facilitate or impede both the QI process and the collaborative process.

The Minnesota Department of Health will contract with the selected HMO's, which in turn will be required to subcontract with two affiliated clinics to serve as demonstration sites for developing an effective process to improve diabetes care. Activities developed through this program will serve as models to be replicated in managed cares systems both in Minnesota and nationally.

Budget/Time Frame

Approximately \$30,000 is available to fund applications in this grant cycle. Individual grant awards will be approximately \$15,000. Initial contractual funds are designated for a seven month project beginning approximately December 1, 1994 and terminate June 30, 1995. The grant may be renewed annually for up to four additional years, based on the availability of funds and on progress in meeting contract objectives. In years 4 and 5, each continuing grantee will be awarded funds to develop, implement, and evaluate a plan for dissemination of the demonstration models to additional clinics within its network.

In addition to financial support, the Minnesota Diabetes Control Program can provide technical assistance to grantees and participating clinics in:

- 1) Implementing steps outlined in the MDCP Quality Improvement manual
- 2) Adopting/developing guidelines for care,
- 3) Collecting and analyzing data.

Prospective applicants who have questions, and/or would like a copy of the complete Request for Applications and application form may contact:

Susan Lasch, NP-C
Minnesota Diabetes Control Program
Division of Family Health
Minnesota Department of Health
717 S.E. Delaware Street
Minneapolis, MN 55440
Phone: (612) 623-5778

Applications are due by November 2, 1994 at 4:30 P.M. to the address above.

Department of Human Services

Mental Health Division

Application for Federal Mental Health Block Grant

The Minnesota Department of Human Services, Mental Health Division, is preparing its annual application for a federal mental health block grant. This application includes a set of objectives to be achieved in state fiscal year 1995, and a list of public mental health projects that the grant will be used to support during this year. The application will be submitted by September 30, 1994; however, future revisions are possible. As required in state and federal law the Department has worked with the State Mental Health Advisory Council in preparing this application. Persons wanting a copy of the application or wanting to submit comments on the application should contact: Jeff Tenney, Department of Human Services, Mental Health Division, 444 Lafayette Road, St. Paul, MN 55155, phone (612) 297-4667.

State Grants

Pollution Control Agency

Water Quality Division

Applications accepted for Resource Investigation and Project Implementation Grants and Loans through the Clean Water Partnership (CWP) Program

The Minnesota Pollution Control Agency (MPCA) hereby announces that it will accept applications for Resource Investigation and Project Implementation Grants and Loans through the Clean Water Partnership Program.

In 1987, the Minnesota Legislature established the Clean Water Partnership Program (*Minnesota Statutes* §§ 103F.701 through 103F.761) to protect and improve surface and ground water in Minnesota through financial and technical assistance to local units of government.

Applications will be accepted from local units of government interested in leading a nonpoint source pollution control project. Clean Water Partnership project funding is awarded in two phases. The first phase, the Resource Investigation Grant, involves the completion of a diagnostic study and implementation plan that identifies pollution problems, their causes, and identifies the combination of management practices necessary to improve or protect water quality. The second phase, the Project Implementation Grant, involves implementing the activities identified in the first phase as necessary to improve or protect water quality.

In addition, funds for CWP projects will be available through the State Revolving Loan Fund (SRF). The Minnesota Legislature adopted legislation this year that allows this loan fund to be used for nonpoint source pollution projects. The same application can be used for grant funds and SRF loan funds

Applications will be accepted until November 30, 1994. All applications must be received by 4:30 p.m. on November 30, 1994.

Minnesota Rules pts. 7076.0100 through 7076.0290 provide the criteria and procedural conditions under which the MPCA may award assistance to local units of government.

An information package is available for all interested parties. This package includes: 1) the CWP application; 2) a copy of *Minnesota Rules* pts. 7076.0100 through 7076.0290; 3) a copy of *Minnesota Statutes* §§ 103F.701 through 103F.761; and 4) other guidance documents.

Request additional information and the CWP Application Information Package from:

Celine Lyman
Nonpoint Source Section
Water Quality Division
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155
Phone: (612) 296-8862

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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.

In accordance with *Minnesota Rules* Part 1230.1910, certified Targeted Group Businesses and individuals submitting proposals as prime contractors shall receive the equivalent of a 6% preference in the evaluation of their proposal. For information regarding certification, call the Materials Management Helpline (612)296-2600 or [TDD (612)297-5353 and ask for 296-2600].

Department of Administration

Print Communication Division

"Contract Awards Reports" Available

Individual copies of "Contract Awards Reports" are available, as well as six-month trial subscriptions, as part of an improved service to subscribers tracking commodity and service contracts and bids, as well as professional, technical and consulting contracts.

This information is especially useful in the competitive bidding process used by the state's purchasing office, the Materials Management Division.

- "*Commodity Contract Awards Reports*," — lists awards of contracts and bids published in the Tuesday-Wednesday-Friday "*Contracts Supplement*" — published every two weeks, \$5.00 per individual report, plus \$3.00 shipping if applicable. Order stock # 99-42. Six-month subscriptions cost \$75.00 — a savings of about \$38.00 over the cost of purchasing them individually. Appears every two weeks. Order stock # 90-14. Available in hard copy format only.
- "*Professional-Technical-Consulting Award Reports*," — published each month listing the previous month's awards of contracts and RFPs that appeared in the Monday edition of the "*State Register*." Individual copies are \$7.00 per report, plus \$3.00 shipping if applicable. Order stock # 99-43. Six-month subscriptions cost \$50.00, a savings of about \$15.00 over the cost of purchasing them individually. Appear monthly. Order stock number # 90-15. Available in hard copy format only.

To order the appropriate "Awards Reports" for your business or organization, contact Minnesota's Bookstore at (612) 297-3000, or toll-free nationwide: 1-800-657-3757. Credit card orders can be taken over the phone, mailed in, or FAXED to (612) 297-8260.

Department of Agriculture

Agriculture Planning and Development Division

Notice of Request for Proposals to Research and Write a Planning Guide for Livestock Operators Regarding Feedlot and Manure Management

The Minnesota Department of Agriculture is seeking proposals from qualified firms and individuals to research and write a general guidebook for livestock producers on regulatory and technical matters of manure management (collection, storage, and utilization), such as siting new facilities or expanding or upgrading existing facilities, state regulations, etc. The firm or individual will provide all labor, and materials. The guide will assist in the planning process for those livestock producers considering establishing a new operation, evaluating a current operation, or expanding an existing operation.

The Request for Proposals is available by calling or writing Steven Olson, Agriculture Development Specialist, Minnesota Department of Agriculture, 90 West Plato Blvd, St. Paul, MN 55107. Telephone (612)297-3217. TDD: MN Relay Service - Twin Cities Metro 297-5353; Greater Minnesota 1-800-627-3529.

Estimated cost of project should not exceed \$45,000.00.

Proposals must be received no later than October 14, 1994.

Details concerning submission requirements are included in the Request for Proposals.

Professional, Technical & Consulting Contracts

Department of Administration

State Designer Selection Board

Correction to Proposal Due Date for Renovation of East Wing of Noyes Hall

To Minnesota Registered Design Professionals

Project 24-94, the Renovation of East Wing of Noyes Hall was advertised in the *State Register* on August 29 indicated a proposal due date of September 20, 1994. The request for proposal indicated that the pre-programming study has been completed. This study has not yet been completed. As a result proposals for this project will be due no later than 4:00 p.m. **OCTOBER 25, 1994**. Questions concerning this project may continue to be referred to Ted Suss at 507/332-5402.

Maureen Steele Bellows, Chair
State Designer Selection Board

Department of Administration

State Designer Selection Board

Request for Proposal for a Technical College Project

To Minnesota Registered Design Professionals:

The State Designer Selection Board has been requested to select for a Technical College Project. Design firms who wish to be considered for these projects should deliver proposals on or before 4:00 p.m., October 11, 1994, to:

George Iwan
Executive Secretary, State Designer Selection Board
Room G-10, Administration Building
St. Paul, Minnesota 55155-3000

The proposal must conform to the following:

- 1) Eight (8) copies of the proposal will be required.
- 2) All data must be on 8 1/2" x 11" sheets, soft bound.
- 3) The cover sheet of the proposal must be clearly labeled with the project number, as listed in number 7 below, together with the designer's firm name, address, telephone number and the name of the contact person.
- 4) **Mandatory Proposal contents in sequence:**
 - a) Identity of firm and an indication of its legal status, i.e. corporation, partnership, etc. If the response is from a joint venture, this information must be provided for firms comprising the joint venture.
 - b) Names of the persons who would be directly responsible for the major elements of the work, including consultants, together with brief descriptions of their qualifications. Identify roles that such persons played in projects which are relevant to the project at hand. **NOTE NEW REQUIREMENT:** The proposal **must** contain a statement indicating whether or not the consultants listed have been contacted and have agreed to be a part of the design team.
 - c) A commitment to enter the work promptly, if selected, by engaging the consultants, and assigning the persons named 4b above along with adequate staff to meet the requirements of work.
 - d) A list of State and University of Minnesota current and past projects and studies awarded to the prime firms(s) submitting this proposal during the four (4) years immediately preceding the date of this request for proposal. The prime firm(s) shall list and total all fees associated with these projects and studies whether or not the fees have been received or are anticipated. In addition, the prime firm(s) shall indicate the amount of fees listed which were paid directly to engineers or other specialty consultants employed on the projects and studies listed pursuant to the above. **NOTE:** Please call for a copy of the acceptable format for providing this information.
 - e) A section containing graphic material (photos, plans, drawings, etc.) as evidence of the firm's qualification for the work. The graphic material must be identified. It must be work in which the personnel listed in "c" have had significant participation and their roles must be clearly described. It must be noted if the personnel were, at the time of the work, employed by other than their present firms.

The proposal shall consist of no more than twenty (20) faces. Proposals not conforming to the parameters set forth in this request will be disqualified and discarded without further examination.

5) Statutory Proposal Requirements:

In accordance with the provisions of *Minnesota Statutes*, 1981 Supplement, 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.

The proposal will not be accepted unless it includes one of the following:

- a) A copy of your firm's current certificate of compliance issued by the Commissioner of Human Rights; or
 - b) A statement certifying that the firm has a current certificate of compliance issued by the Commissioner of Human Rights; or
 - c) A statement certifying that the firm has not had more than 20 full-time employees in Minnesota at any time during the previous 12 months; or
 - d) A statement certifying that the firm has an application pending for a certificate of compliance.
- 6) Design firms wishing to have their proposals returned after the Board's review must follow one of the following procedures:
- a) Enclose a self-addressed stamped postal card with the proposals. Design firms will be notified when material is ready to be picked up. Design firms will have two (2) weeks to pick up their proposals, after which time the proposals will be discarded; or
 - b) Enclose a self-addressed stamped mailing envelope with the proposals. When the Board has completed its review, proposals will be returned using this envelope.

In accordance with existing statute, the Board will retain one copy of each proposal submitted.

Any questions concerning the Board's procedures, their schedule for the project herein described or the fee format form may be referred to George Iwan at (612) 296-4656.

7a) **PROJECT - 25-94**

Riverland Technical College
Rochester Campus Integration

The State Board of Technical Colleges intends to retain an architectural/engineering Design firm to complete all planning and design work for the Riverland Technical College - Rochester Campus Integration Project. The Project includes development of new technical college facilities to replace the existing campus. The new facilities will be located on the University Center Rochester (UCR) site and co-located with the existing campus public higher education groups, including Rochester Community College, Winona State University, Rochester and the University of Minnesota, Rochester. The proposed facilities will comprise a Minnesota Higher Education Center including the new Technical College spaces, a college common composed of joint college functional areas, site circulation and parking. Integration of space use between the Technical College and the other colleges is to be planned. Preliminary concept studies indicate needs in the range of 180,000 GSF new space; 70,000 GSF remodeled space; new parking for 2,000 vehicles and related site improvements work.

The selected Designer shall provide a comprehensive scope of services including design for architectural, general, interiors, food service, civil, landscaping, structural, mechanical, electrical, telecommunications, furniture, fixtures and equipment, the Pre-design Planning, Schematic Design, Design Development and Construction Documents Phases. The Project work will end with a completed design to be submitted by the Minnesota Technical College System to the State Legislature for additional funding to implement construction and occupancy. The Designer Team shall provide all architectural, interior design and engineering discipline services required and shall include at least two professional and experienced, independent consultants: 1) a higher education programming consultant, and; 2) a cost estimating consultant capable of providing costs data in-house during each Phase for all work. The Designer Team shall complete all required documents 100% using only computer aided design and drafting technology in an electronic data exchange file format acceptable to the Owner (AutoCAD Release 12).

The selected Designer and associated firms shall each demonstrate experience in successfully completing higher education comprehensive projects of a similar size, type and complexity. The wide range of activities required by the Project will require discussions with, obtaining input from and synthesizing all data from several sources. A project team process will be developed with the Designer as the key organization responsible for consolidation of data into an acceptable and cost responsive design solution. The Owner may retain additional specialty consultants to assist in the Project work.

No Design Team services shall begin until after the passage of a referendum by the voters in Rochester School District No. 535, after the approval of the sale of Rochester Technical College by the State Board of Technical Colleges, and after the approval of the Master Academic Plan by the Higher Education Board.

The Design Team shall provide all architectural and engineering discipline services required. The Design Team shall determine the exact scope of all Project additions and remodeling components partially by using the Master Academic Plan to be prepared for

Professional, Technical & Consulting Contracts

the campus by others. The Designer shall also complete all necessary space planning and programming work during the Pre-design Planning Phase.

The new Technical College program spaces shall be attached to and shall maximize the current services, spaces and programs of all three higher education groups now located at UCR. All design shall be consistent with: the facilities standards of all four higher education groups, ADA regulations and all applicable building codes. New building additions shall provide a distinct identity, yet retain the architectural context of the existing campus buildings. Building interior spaces shall be designed for maximum space utilization, future space reorganization flexibility, good climate control, contemporary electronics environment, high energy efficiency and with complete fire suppression systems. Performance type design specifications for any systems will not be acceptable.

This Project work has been funded for \$1,200,000 for the entire Project including all costs for administration, project support, site investigations, testing services, pre-design fees, design fees, reimbursables, contingencies and all related Project expenses. The Designer fee for all services for the Schematic Design through the Construction Documents Phases shall be fixed at 6% of the amount budgeted by the State for construction. A Designer additional service fee will be negotiated for all Pre-design Planning Phase work and for applicable reimbursable expenses. The State will require the Designer to provide copies of their contracts with their sub-consultants.

Additional Project information is available upon request. Questions concerning this Project may be referred to:

Mr. Marlin Wacholz, President
Minnesota Riverland Technical College
Rochester Campus
1926 College View Road SE
Rochester, MN 55904
(507) 285-8616

Mr. Don Supalla, Vice President
Minnesota Riverland Technical College
Rochester Campus
1926 College View Road SE
Rochester, MN 55904
(507) 285-8616

Ms. Glenda Moyers
Director of Facilities and Information Services
State Board of Technical Colleges
550 Cedar Street, Suite 100
St. Paul, MN 55101
(612) 296-9444

Maureen Steele Bellows, Chair
State Designers Selection Board

Department of Economic Security

Notice of Request For Proposals for Lead Abatement Swab Team Services in Greater Minnesota and Cities of the First Class

NOTICE IS HEREBY GIVEN that the Department of Economic Security, Community Based Services Division is seeking proposals from eligible organizations to provide demonstration and training grants to perform Swab Team Services and provide on-the-job training for workers on Swab Teams (*Minnesota Statutes*, Sec 144.871, subd. 9). An eligible organization may be a licensed contractor, certified trainer, city, board of health, community health department, community development corporation, community action agency or a neighborhood based nonprofit organization in cities of the first class.

Swab Teams implement in-place management of lead exposure sources including removing lead dust from interiors of residential property; conduct activities that protect children who engage in mouthing or pica behavior from lead sources; removing loose lead paint and lead paint chips; preventing intact lead paint from chipping; and covering or replacing bare soil contaminated with lead concentrations. Swab Team activities must be delivered in census tract areas known to be at high risk for toxic lead exposure. Eligible organizations must demonstrate an ability to recruit employees from areas at high risk for toxic lead exposure, and demonstrate experience in working with low-income clients.

There is \$300,000 funding available for Swab Team Activities. It is expected that a minimum of 3 proposals will be funded within the available funds. Proposals will be accepted until close of business Friday, October 7, 1994.

A copy of the Request For Proposal Package may be obtained by writing or calling:

Minnesota Department of Economic Security
Community Based Services
390 North Robert Street
St. Paul, MN 55101
RE: SWAB TEAM PROPOSALS
(612) 296-4658

Department of Education and Department of Public Safety

Notice of Request for Proposal to Conduct Evaluation of Crime and Drug Prevention and High Risk Youth Violence Prevention Services and Assist Community Based Grantees in Development of Outcome Measurements

Proposals are being solicited to conduct evaluation of approximately 40, two year school or community based prevention programs. The evaluation includes reviewing existing state and grantee data collection and progress reporting practices and recommendations for modifications, assisting grantees in identification of performance indicators and outcome measurements, and preparation of annual reports. Preparing and conducting at least one training program for grantees on outcome evaluation of community based programming is expected.

The project is expected to begin December 1, 1994, and end January 31, 1997. The State has estimated the cost of this project should not exceed \$100,000.

Applicants must have documented education and expertise in evaluation and prevention methodology and in assisting community based groups in the development of outcome evaluation processes.

Copies of the complete Request for Proposals may be obtained by contacting Carol Thomas at 612/296-8023 of the Minnesota Department of Education, Prevention and Risk Reduction Group, 976 Capitol Square Building, 550 Cedar Street, St. Paul, Minnesota 55101.

Proposals must be received no later than 4:00 p.m. October 28, 1994.

State University Board

On Behalf of the State Universities, Community Colleges and Higher Education Board

Request for Proposals for Pension Plan Third Party Administrator

The Minnesota State University Board on behalf of the Community College Board and the Higher Education Board is requesting proposals from Firms capable of performing services to the merged Minnesota State College and Universities (MnSCU) System as a Third Party Administrator (TPA) for the System managed defined contribution retirement plans. The contract will be effective March 1, 1995 and remain in effect until June 30, 2000.

To obtain a copy of the full RFP and Exhibits please call or write to:

Mary E. Stanton
Director of Administrative Services
Minnesota State Universities
Suite 230
555 Park Street
St. Paul, MN 55103
(612) 296-3071

All proposals must be submitted on or before 3:00 P.M. Central Time, Friday, October 21, 1994 as specified in the Request for Proposal. **NO PROPOSALS RECEIVED AFTER THAT DATE AND TIME WILL BE CONSIDERED.**

Department of Trade and Economic Development

Minnesota Office of Tourism Communications Group

Request for Proposals for Prepress Production/Newspaper Color Scanning

Minnesota Office of Tourism is seeking proposals from vendors to provide high quality newsprint production (laser drum scanned photos, film output, photo CD scans, trapping, image retouching, conventional stripping, color proofing) for the Minnesota Explorer newspaper and other non-newsprint publications as needed. The services of the contractor will begin December 1, 1994 and end on November 30, 1995, with an option to renew for 1 additional year. It is estimated that the cost of this project will not exceed \$22,500.00 estimated annually.

Non-State Public Bids, Contracts & Grants

Proposals must be received by 4:30 p.m., Friday, October 21, 1994. To obtain a complete Request for Proposal that offers details, please contact the:

Communications Office
Minnesota Office of Tourism
100 Metro Square
121 7th Place East
St. Paul, Minnesota 55101-2112
Phone: 612/297-3879

Non-State Public Bids, Contracts & Grants

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.

City of St. Paul

Housing and Redevelopment Authority

Notice of Request for Professional Economic Development Services of an Amphitheater Consultant

The Housing and Redevelopment Authority of the City of Saint Paul (HRA) is currently requesting proposals from qualified applicants to perform professional economic development services related to the proposed amphitheater facility to be located in the Saint Paul Riverfront Area. Successful proposers will be required to determine how the project's potential for significant economic benefits can be translated into positive business impacts on the adjacent business districts; and to evaluate and summarize the costs and benefits from the proposed amphitheater project.

A preproposal conference will be held on October 5, 1994 at 11:00 a.m. in Room 1503, City Hall Annex, 25 West Fourth Street, Saint Paul, MN 55102.

Proposals must be submitted on or before 2:00 p.m. Wednesday, October 19, 1994 in the Joint Purchasing Office, Room 280 City Hall/Court House, 15 W. Kellogg Blvd., Saint Paul, MN 55102. Proposal forms and specifications are available at no-charge at the Joint Purchasing Office, 266-8900.

For questions please contact: Susan Feuerherm, Value Analyst I, 266-8908.

Gambling in Minnesota

Lawful Gambling Statutes 1992

Chapter 349. 65 pp. 2-5 SR \$ 6.95

Lawful Gambling Rules 1993

Chapter 7861 thru 7865. 80pp. 3-3 SR \$ 6.95

Gambling Manager's Handbook 1992

Requirements of gambling activities 10-19SR \$16.95

High Stakes: Gambling in Minnesota 1992

Overview to gambling in Minnesota 10-46SR \$ 8.95

Gambling in Minnesota 1993

Supplement to High Stakes Gambling 10-26s1SR \$ 5.95

Gaming News Subscription

Yearly subscription. 90-8SR \$40.00

Gambling Organizations Directory

Lists name and address of licensed gambling organizations in Minnesota 99-2SR \$29.95

Regulatory Accounting Manual

Procedures guide includes tax forms 10-40SR \$14.95

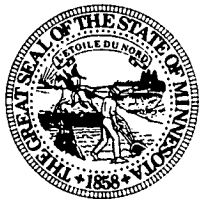
Accounting Manual Worksheets 8-11SR \$ 7.95

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Long Term Care & Hospice - Tools for the Professional

---Training Materials---

Long Term Care Nursing Assistant Course

Curriculum stresses the nursing assistant's role as part of a team of health care providers. Training program divided into 13 units covering care concerns-- personal care, communications, emergency measures, patient/resident rights, mental health and social service needs, et.al. (Binder not included.) (MN Tech. College System, 1991)

Instructor's Guide-- Stock No. 5-12 \$35.00
Looseleaf, 342pp. Includes guide, curriculum & skill sheets.
Student Skill Sheets-- Stock No. 5-13 \$6.95
Looseleaf, 123pp.

Nurse Aide/Home Health Aide Course:

Curriculum developed to meet the 75 hour training requirement under state and federal regulations for aides providing home health care or nursing assistant facility. Comprehensive skill development. (Health 1993)

Instructor's Guide-- Stock No. 10-53 \$35.00
Looseleaf, 124pp. Binder and tabs included.
Student Handbook-- Stock No. 10-52 \$39.00
Looseleaf, 267pp. Binder and tabs included.
Student Skills Sheets-- Stock No. 10-54 \$9.95
Looseleaf, 108pp. (no binder)

---Laws & Rules---

Home Health Care/Hospice Rules

MN Statutes Chapter 144A and MN Rules Chapters 4668 and 4669. 61pp. Stock No. 3-82 \$6.95

Nursing & Boarding Care Home Rules

Chapters 4620.1200, 4638, 4655, and 4660 (1993). Licensing requirements for facilities where nursing, personal or custodial care is provided. 215pp. Stock No. 3-12 \$14.00

---Patient & Family Education---

A Guide to Home Care & Hospice Services

Handy "flip chart" booklet provides an overview of home care and hospice services in Minnesota. Topics covered include regulation of providers, agency licensing, services available, patient bill of rights, reporting abuse and neglect, and more. 8-1/2" x 11" (Health, 1993)
Stock No. 10-47 \$6.95/pkg. of 5



Bridging the Gap: A Training Manual for Respite Care Volunteers

Program assistance for the project director, coordinator of volunteers, or anyone associated with the training of volunteers in a respite care program for caregivers of chronically ill, frail, and elderly individuals. The manual offers ideas, plans, and resources to recruit, train, place and retain volunteers in a respite care program. Provides flexibility/options that enable the trainer to pick and choose training activities that are appropriate for the participants, the time available, and the trainer's skills. Topics covered include:

- * Recruiting volunteers
- * Orientation
- * Understanding the caregiver
- * Handouts and forms
- * Dealing with care receiver's concerns, i.e. grief and loss
- * Practical tips for volunteers
- * Guidelines for trainers
- * Ice breaker activities
- * Resources
- * Communications skills

Looseleaf, 237pp. (MN Dept. of Human Services, 1993)
Stock No. 10-50 \$35.00

A Time for Choices

A compact booklet offering assistance in making decisions about death arrangements. Reviews burial, cremation, entombment, and ceremony options PLUS an itemization of costs and consumer protection services. 24pp., 15 copies/pkg. (Health, 1992)
Stock No. 10-14 \$15.00/pkg.

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