

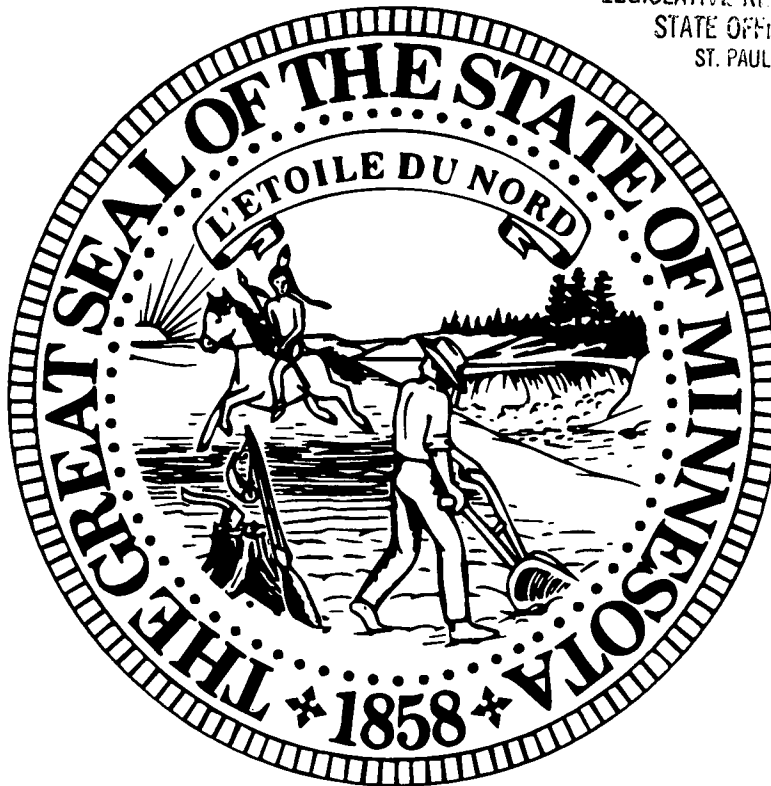
The Minnesota
**State
Register**

4

RECEIVED

SEP 15 1995

LEGISLATIVE REFERENCE LIBRARY
STATE OFFICE BUILDING
ST. PAUL, MN 55155



Rules and Official Notices Edition

Published every Monday (Tuesday when Monday is a holiday)
by the

Minnesota Department of Administration – Print Communications Division

Monday 18 September 1995

Volume 20, Number 12

Pages 485-520

State Register

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

The *State Register* is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official and revenue notices, 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.

Printing Schedule and Submission Deadlines

Vol. 20 Issue Number	PUBLISH DATE	Deadline for both Adopted and Proposed RULES	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts
# 12	Monday 18 September	Friday 1 September	Monday 11 September
# 13	Monday 25 September	Monday 11 September	Monday 18 September
# 14	Monday 2 October	Monday 18 September	Monday 25 September
# 15	Monday 9 October	Monday 25 September	Monday 2 October

Arne H. Carlson, Governor 612/296-3391
Joanne E. Benson, Lt. Governor 612/296-3391

Hubert H. Humphrey III, Attorney General 612/297-4272
Judl Dutcher, State Auditor 612/297-3670

Joan Anderson Grove, Secretary of State 612/296-2079
Michael A McGrath, State Treasurer 612/296-7091

Department of Administration:

Elaine S. Hansen, Commissioner 612/296-1424
Robert A Schroeder, Asst. Commissioner 612/297-4261

Print Communications Division:

Kathi Lynch, Director 612/297-2553
Mary Milkes, Manager 612/297-3979

Jane E. Schmidley, Acting Editor 612/297-7963
Paul Hoffman, Assistant Editor 612/296-0929
Debbie George, Circulation Manager 612/296-0931

An "Affidavit of Publication" can be obtained at a cost of \$5.00 for notices published in the *State Register*. This service includes a notarized "Affidavit of Publication" and a copy of the issue of the *State Register* in which the notice appeared.

To submit notices for publication in the *State Register*, contact the editor listed above. The charge is \$80.00 per page, billed in tenths of a page (columns are seven inches wide). About 2-1/2 pages typed double spaced on 8-1/2"x11" paper equal one typeset page in the *State Register*. Submit two copies of your notice, typed double spaced, with a letter on your letterhead stationery requesting publication date. Send to the *State Register* at the address listed below.

SUBSCRIPTION SERVICES:

The *State Register* is published by the State of Minnesota, Department of Administration, Print Communications Division, pursuant to *Minnesota Statutes* § 14.46. The *State Register* is available at the main branch of county libraries in Minnesota and all "State Depository Libraries": State University and Community College libraries; the University of Minnesota libraries; St. Paul, Minneapolis and Duluth Public Libraries; State Law Library; Minnesota Historical Society Library; and the Library Development Service at the State Department of Education. Single copies cost \$3.50 and are available at Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Order by phone: Metro area: 297-3000 Toll free 800-657-3757. Telecommunication Device for the Deaf Metro area: 282-5077 Toll free 800-657-3706. **NO REFUNDS.** Both editions are delivered postpaid to points in the United States, second class postage paid for the *State Register* at St. Paul, MN, first class for the *Contracts Supplement*. Publication Number 326630 (ISSN 0146-7751). Subscribers who do not receive a copy of an issue should notify the *State Register* circulation manager immediately at (612) 296-0931. Copies of back issues may not be available more than two weeks after publication.

- *State Register* (published every Monday, or Tuesday if Monday is a holiday) One year subscription: \$150.00
- *Contracts Supplement* (published every Tuesday, Wednesday, Friday) One year subscription: \$125.00 via first class mail, \$140.00 via fax or through our On-Line Service via your computer modem. For a free sample demo of the On-Line Service call via your modem: 612/821-4096. Access item "S": *State Register* Modem parameters 8-N-1 1200/2400. By purchasing the On-Line access you are agreeing to not redistribute without authorization.
- 13-week trial subscription which includes both the *State Register* and *Contracts Supplement*. \$60.00
- Single issues are available for a limited time: *State Register* \$3.50, *Contracts Supplement* 50¢. Add shipping charge of \$3.00 per order.
- "*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. 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 \$15.00 per report, plus \$3.00 shipping if applicable. Order stock # 99-43. Six-month subscriptions cost \$75.00. Appears monthly. Order stock number 90-15. Available in hard copy format only.

FOR LEGISLATIVE NEWS

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

SENATE

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

Perspectives—Publication about the Senate.

Session Review—Summarizes actions of the Minnesota Senate.

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

HOUSE

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

This Week—weekly interim bulletin of the House.

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

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

Minnesota Rules: Amendments & Additions

Vol. 20, issue #12 488

Proposed Rules

Dentistry Board

Nitrous oxide and anesthesia 490

Fees 493

Adopted Rules

Human Services Department

MinnesotaCare 495

Emergency Rules

Natural Resources Department

Game and fish rules; taking of ducks, coots, moorhens,
geese and brant 496

Revenue Notices

Revenue Notice #95-6: M4-NP 1994 filers: automatic
abatement of penalties 498

Official Notices

Administrative Department

Opinion sought on rule for prefabricated buildings and
the adoption of the interstate compact for industrialized
modular buildings 499

Opinion sought on rule for licensing of elevator contractors..... 499

Opinion sought on rule for State Building Code 500

Opinion sought on rule for National Electrical Code 501

Executive Council and

State Board of Investment and

Land Exchange Board and

Investment Advisory Council

Meeting notices 502

Health Department

Opinions sought on rule for asbestos-related work..... 502

Labor and Industry Department

Notice of adjusted conversion factor for the workers'
compensation relative value medical fee schedule..... 503

Prevailing wage certification for commercial construction
projects..... 504

Mental Health and Mental Retardation Ombudsman

Meeting notice 504

Minnesota Comprehensive Health Association

Ad hoc committee on MCHA funding base and premium
subsidy program 504

Enrollee appeal committee meeting..... 505

Board of directors meeting..... 505

Pollution Control Agency

Crane Lake water and sanitation district..... 505

Transportation Department

Historic bridge available 506

Notice of appointment of State Aid Variance Committee
and meeting on Wednesday 20 September 1995 to
consider the following variances for state Aid

Administration requirements 506

Douglas County petition for release of construction funds ... 507

Morrison County petition for design speed 508

Kandiyohi County petition for release of construction funds .. 508

City of Corcoran petition for construction of drain tile 508

Hubbard County petition for design speed 509

City of Duluth petition for diagonal parking 509

State Grants

Corrections Department

Proposals sought for juvenile out-of-home placement 510

Economic Security Department

Funds available for youth intervention programs 510

Pollution Control Agency

Clean Water Partnership Program grants and loans 511

Professional, Technical and Consulting Contracts

Administrative Hearings Office

Proposals sought for court reporting and tape transcription.. 511

Proposals sought for administrative law judge services 512

Health Department

Proposals sought to increase physician involvement in
family service plans 512

Human Services Department

Proposals sought for prepaid health plans 512

Proposals sought for education/marketing plan 515

Proposals sought for process servers 517

Public Service Department

Proposals sought for residential mechanical ventilation
standard and contractor certification program..... 518

Non-State Public Bids, Contracts & Grants

City of Two Harbors

Proposals sought for study of small craft harbor 518

Awards of State Contracts & Advertised Bids

Commodities and requisitions are advertised in the
State Register Contracts Supplement, published
every Tuesday, Wednesday and Friday. "Commodity
Contract Awards Reports" are published every two weeks,
and "Professional-Technical-Consulting Contract Awards
Reports" are published monthly. Both are available through
Minnesota's Bookstore, (612) 297-3000 or 1-800-657-3757.
For subscription information call 612/296-0931.

Individual awards can be obtained from the
Materials Management Helpline 612/296-2600.

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.

Vol. 20 issues #1-12 inclusive

Administration Department	
1215.1400 (adopted)	303
Agriculture Department	
1505.0754; .0756; .0758 (adopted).....	63
1505.4000; .4010; .4020; .4030; .4040; .4050; .4060; .4070; .4080; .4130 (adopted)	468
Commerce Department	
2642.0380 (adopted)	227
2675.0901; .2170; .2620 (adopted).....	168
Petroleum Tank Release Compensation Board	
2890.0010; .0070; .0071; .0072; .0073; .0074; .0075; .0076; .0077; .0078; .0079; .0080; .0081; .0082; .0083; .0084; .0085; .0086; .0089; .0090 (adopted)	227
2890.0075; .0080 (repealed)	227
Dentistry Board	
3100.2000 (proposed)	493
3100.3600; .8700 (proposed)	490
Economic Security	
3300.5010; .5040; .5050; .5060 (adopted).....	168
3300.5010, s.38; .5060, s.1a,4,6,8,10 (repealed)	168
3315.0210(adopted)	197
Dietetics and Nutrition Practice	
3250.0010; .0020; .0030; .0040; .0050 (proposed).....	372
Health Department	
4655.1070; .1072; .1076; .1078; .1080; .1082; .1084; .1086; .1088; .1090; .1092; .1094; .1096; .1098 (adopted).....	340
4655.0090; 4658.0010; .0020; .0025; .0045; .0050; .0055; .0060; .0065; .0070; .0075; .0080; .0085; .0100; .0105; .0110; .0115; .0130; .0135; .0140; .0190; .0300; .0350; .0400; .0405; .0420; .0430; .0435; .0445; .0450; .0455; .0465; .0470; .0490; .0500; .0505; .0510; .0515; .0520; .0525; .0530; .0580; .0700; .0705; .0715; .0720; .0725; .0730; .0750; .0800; .0805; .0810; .0815; .0850; .1300; .1305; .1310; .1315; .1320; .1325; .1335; .1350; .1360; .1365 (adopted)	303
4655.0010, s.4; .0320; .2410; .2420; .3900; .4900; .5600; .5700; .5800; .5900; .6000; .6100; .6200; .6800; .7600; .7700; .7710; .7720; .7730; .7740; .7750; .7760; .7770; .7780; .7790; .8100; .9400; .9500; .9600; .9700; .9800; .9900 (repealed).....	303

Higher Education Coordinating Board	
4890.0500 (adopted)	303
Housing Finance Agency	
4900.0010 (adopted)	41
Labor and Industry Department	
5205.0010 (adopted)	197
5205.0010 (proposed)	426
5205.1500 (proposed)	376
5225.1110; .1140; .1180; .2700; .3100 (proposed).....	268
Natural Resources Department	
6230.1400; 6232.0100; .0300; .0600; .0800; .1100; .1200; .1250; .1600; .1750; .1800; .1950; .2100; .2450; .2500; 6234.1900; .2000; .2200; .2600 (adopted expedited emergency).....	429
6230.0400 (adopted expedited emergency)	321
6232.0100, s.3, .0600, s.3(repealed)	429
6232.0900 (adopted expedited emergency)	198
6240.0600; .0650 (adopted expedited emergency)	497
Podiatric Medicine Board	
6900.0200, s.8 (repealed)	168
Pollution Control Agency	
7005.0100; 7007.0100; .0150; .0200; .0250; .0300; .0350; .0500; .0800; .1110; .1115; .1120; .1130; .1150; .1200; .1250; .1300; .1400; .1450; .1500; 7009.1000; .1040; 7011.0070; .0080; .0150; 7017.2040 (proposed)	270
7005.0100, s.10d (proposed repealer).....	270
7045.0020; .0221; .0225; .0230; .0240; .0248; .0255; .0855, s.2; .0990, s.3a (withdrawn)	237
7045.0065; .0075; .0131; .0135; .0141; .0528; .0628; .0638; .1350... 7080.0010; .0020; .0030; .0040; .0060; .0110; .0120; .0125; .0130; .0150; .0160; .0170; .0175; .0176; .0200; .0210 (withdrawn proposed rules)	83
7080.0010; .0020; .0025; .0030; .0060; .0065; .0110; .0120; .0125; .0130; .0160; .0170; .0175; .0176; .0300; .0305; .0310; .0315; .0350; .0700; .0705; .0710; .0715; .0720; .0800; .0805; .0810; .0815; .0820; .0830; .0850; .0855; .0860; .0900; .0910; .0920 (proposed)	93

Minnesota Rules: Amendments and Additions

<p>7080.0020, s.10,22a,29,34,41,50; .0050; .0070; .0080; .0090; .0110, s.1,2,3,5; .0120, s.2; .0130, s.5; .0180; .0210, s.7,9,10-15 (withdrawn proposed repealer) 93</p> <p>7080.0020, s.10,20,22a,24a,29,34,41,50; .0040; .0050; .0070; .0080; .0090; .0100; .0110, s.1,2,3,5; .0120, s.2; .0130, s.5; .0180; .0200; .0210 (proposed repealer) 93</p> <p>Revenue Department</p> <p>8122.0100; .0150; .0200; .0250; .0300; .0350; .0400; .0450; .0500; .0550; .0600; .0650 (proposed) 292</p> <p>Transportation Department</p> <p>8820.0100; .0600; .0700; .0800; .1000; .1100; .1200; .1400; .1500; .1600; .2100; .2200; .2300; .2500; .2700; .2800; .2900; .3100; .3200; .3300; .3400; .4030; .4050; .4070; .9990; .9920; .9926; .9931; .9936; .9946; .9956; .9961; .9981; .9986; .9995 (proposed) 143</p>	<p>Proposed Renumbering..... 143</p> <table border="0"> <tr> <td style="text-align: center;">COLUMN A</td> <td style="text-align: center;">COLUMN B</td> </tr> <tr> <td>8820.0100, subpart 2, item B</td> <td>8820.0100, subpart 2, item D</td> </tr> <tr> <td>8820.0100, subpart 17, item A</td> <td>8820.0100, subpart 17, item D</td> </tr> <tr> <td>8820.0100, subpart 18</td> <td>8820.0100, subpart 15, item B</td> </tr> <tr> <td>8820.1500, subpart 10, item A</td> <td>8820.1500, subpart 8, item A</td> </tr> </table> <p>8820.0100, s.4a,9,15a,19; .1000, s.3; .2900, s.1a,2; .3100, s.3,4,7,9; .9910; .9925; .9930; .9935; .9940; .9945; .9950; .9955; .9965; .9970; .9985 (proposed repealer) 143</p> <p>Veterinary Medicine</p> <p>9100.0400; .0500; .0600 (adopted) 340</p> <p>Human Services Department</p> <p>9506.0010; .0200; .0400 (adopted) 495</p> <p>9515.3000; .3010; .3020; .3030; .3040; .3050; .3060; .3070; .3080; .3090; .3100; .3110 (proposed) 84</p>	COLUMN A	COLUMN B	8820.0100, subpart 2, item B	8820.0100, subpart 2, item D	8820.0100, subpart 17, item A	8820.0100, subpart 17, item D	8820.0100, subpart 18	8820.0100, subpart 15, item B	8820.1500, subpart 10, item A	8820.1500, subpart 8, item A
COLUMN A	COLUMN B										
8820.0100, subpart 2, item B	8820.0100, subpart 2, item D										
8820.0100, subpart 17, item A	8820.0100, subpart 17, item D										
8820.0100, subpart 18	8820.0100, subpart 15, item B										
8820.1500, subpart 10, item A	8820.1500, subpart 8, item A										

Proposed Rules

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

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

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

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

Board of Dentistry

Proposed Permanent Rules Relating to Administration of Nitrous Oxide and Anesthesia

Notice of Intent to Adopt a Rule Without a Public Hearing

This notice replaces the notice published on May 8, 1995. Any person who submitted comments or requested a hearing following the May 8, 1995 notice must re-submit their comments and/or request for a hearing during the 30-day comment period specified in this notice.

The Minnesota Board of Dentistry intends to adopt a permanent rule without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes*, section 14.22 to 14.28. You have 30 days to submit written comments on the proposed rule and may also submit a written request that a hearing be held on the proposed rule.

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

Patricia H. Glasrud, Executive Director
Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St. Paul, Minnesota 55114
(612) 642-0579 or MN Relay Service for Hearing and Speech Impaired at (612) 297-5353 or (800) 627-3529.

Subject of Rule and Statutory Authority. The proposed rule governs the administration of local anesthesia and conscious sedation by dental hygienists (*Minnesota Rules* parts 3100.3600 and 3100.8700). The statutory authority to adopt this rule is contained in *Minnesota Statutes*, section 150A.04. 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, October 18, 1995, to submit written comment in support of or in opposition to the proposed rule and 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 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, October 18, 1995. Your written request for a public hearing must include your name and address. 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 to the agency 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 agency shall proceed under the provisions of sections 14.131 to 14.20.

Modifications. The proposed rule may be modified as a result of public comment. The modifications must be supported by data and views submitted to the Board and may not result in a substantial change in the proposed rule as attached and printed in the *State Register*. If the proposed rule affects 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 available by calling the Board office at (612) 642-0581 or MN Relay Service for Hearing and Speech Impaired at (612) 297-5353 or (800) 627-3529. This statement describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule.

Small Business Considerations. The Board has determined that *Minnesota Statutes*, section 14.115 does not apply to these rules.

for two alternative reasons: (1) the rules do not affect small businesses directly; and (2) to the extent these rules may affect small businesses directly, such businesses are service businesses regulated by government bodies for standards and costs, such as providers of medical care.

If it is determined that *Minnesota Statutes* section 14.115 does apply to these rules, then it is the Board's position that it would not be feasible to implement any of the methods for reducing the impact of the rules on small businesses because doing so would adversely affect public health, safety or welfare and would be contrary to the statutory objectives which are the basis for the proposed rulemaking — which are to establish minimal standards for the training and education of dentists and hygienists, and to enforce those standards, for the protection of the public.

The Board has provided an opportunity for small businesses to participate in the rulemaking process by (1) publishing notice in the *State Register* and the Board's newsletter, and (2) discussing the proposed rules at public Board and Rules Committee meetings.

A more in-depth explanation of the Board's exemption from *Minnesota Statutes* section 14.115, the Board's consideration and rejection of methods for reducing the impact on small businesses, and the notice provided to small businesses may be found in the Board's statement of need and reasonableness.

Expenditure of Public Money by Local Public Bodies. The adoption of these rules will not require the expenditure of public money by local public bodies, and therefore the Board need not prepare a fiscal note pursuant to *Minnesota Statutes*, section 14.11, subdivision 1.

Impact on Agriculture Lands. These rules will not have a direct and substantial adverse impact on agricultural land in the state, and therefore the Board need not comply with the requirements of *Minnesota Statutes*, sections 17.80 to 17.84, pursuant to *Minnesota Statutes* section 14.11, subdivision 2.

Adoption and Review of Rule. 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 wish to be so notified, or wish to receive a copy of the adopted rule, submit your request to the agency contact person listed above.

Dated: 30 August 1995

Patricia H. Glasrud
Executive Director

Rules as Proposed

3100.3600 TRAINING AND EDUCATIONAL REQUIREMENTS TO ADMINISTER ANESTHESIA AND SEDATION.

Subpart 1. **Prohibitions.** ~~Dental hygienists and dental assistants~~ may not administer general anesthesia, conscious sedation, or nitrous oxide inhalation analgesia. Dental hygienists may not administer general anesthesia or conscious sedation.

Subp. 2. **General anesthesia.** A dentist may administer a pharmacological agent for the purpose of general anesthesia only pursuant to items A to C.

A. Beginning January 1, 1993, a dentist may administer a pharmacological agent for the purpose of general anesthesia only after satisfactorily completing the requirements in clause (1) or (2) in addition to the requirements in clause (3).

[For text of subitems (1) and (2), see M.R.]

(3) an advanced cardiac life support course and ~~must be currently certified in advanced cardiac life support or basic cardiac life support as provided in educational programs, at least every two years, an advanced or basic cardiac life support course~~ recognized by the American Heart Association, the American Red Cross, or other agencies whose courses are equivalent to the American Heart Association or American Red Cross courses.

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

Subp. 3. **Conscious sedation.** A dentist may administer a pharmacological agent for the purpose of conscious sedation only pursuant to items A to C.

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

A. Beginning January 1, 1993, a dentist may administer a pharmacological agent for the purpose of conscious sedation of a patient only after satisfactorily completing:

[For text of subitem (1), see M.R.]

(2) an advanced cardiac life support course and ~~must be currently certified in advanced cardiac life support or basic cardiac life support as provided in educational programs, at least every two years, complete an advanced or basic cardiac life support course~~ recognized by the American Heart Association, the American Red Cross, or other agencies whose courses are equivalent to the American Heart Association or American Red Cross courses.

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

Subp. 4. **Nitrous oxide inhalation analgesia.** A dentist may administer nitrous oxide inhalation analgesia only pursuant to items A to D and subpart 5, ~~items A to C. A dental hygienist may administer nitrous oxide inhalation analgesia only pursuant to items C to E and subpart 5, item D.~~

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

C. A dentist ~~or dental hygienist must be currently certified in, at least every two years, complete an advanced or basic cardiac life support or basic cardiac life support as provided in educational programs course~~ recognized by the American Heart Association, the American Red Cross, or other agencies ~~another agency~~ whose courses are equivalent to the American Heart Association or American Red Cross courses.

D. A dentist ~~or dental hygienist~~ may only use fail-safe anesthesia equipment capable of positive pressure respiration.

~~E. A dental hygienist may administer nitrous oxide inhalation analgesia only after satisfactorily completing a course on the administration of nitrous oxide inhalation analgesia from an institution accredited by the Commission on Accreditation. The course must include a minimum of 16 hours of didactic instruction and supervised clinical experience using fail-safe anesthesia equipment capable of positive pressure respiration.~~

Subp. 5. **Notice to board.** A dentist who administers a pharmacological agent for the purpose of general anesthesia, conscious sedation, or nitrous oxide inhalation analgesia shall submit to the board the information in items A to C.

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

B. Beginning January 1, 1993, a dentist may administer pharmacological agents for the purpose of general anesthesia or conscious sedation only if the dentist has submitted the following information to the board on forms provided by it: the name, address, and telephone number of the institution at which the dentist took the program or residency that complies with subparts 2, item A, subitem (1) or (2); and 3, item A, subitem (1), a certified copy of the dentist's transcript or other official record from the institution verifying that the dentist satisfactorily completed the program, residency, or course; ~~and~~ the name, address, and telephone number of the institution or other agency at which the dentist successfully completed the advanced cardiac life support course required by subparts 2, item A, subitem (3); and 3, item A, subitem (2); ~~and a statement that the dentist is currently certified in advanced cardiac life support or basic cardiac life support required by subparts 2, item A, subitem (3); and 3, item A, subitem (2).~~ After this initial submission, dentists shall ~~submit a statement of current certification in advanced cardiac life support or basic cardiac life support every year~~ submit on their license renewal application or other form provided by the board ~~a statement of the most recent course completed in advanced or basic cardiac life support.~~

C. Beginning January 1, 1993, a dentist not previously registered with the board pursuant to subpart 5, item A, may administer nitrous oxide inhalation analgesia only after the dentist has submitted the following information to the board on forms provided by it: the name, address, and telephone number of the institution at which the dentist took the course that complies with subpart 4, item B; a certified copy of the dentist's transcript or other official record from the institution verifying that the dentist ~~satisfactorily completed the course; and a statement that the dentist is currently certified in advanced cardiac life support~~ ~~has successfully completed an advanced or basic cardiac life support course as required by subpart 4, item C.~~ After this initial submission, a dentist shall ~~every year submit on the license renewal application or other form provided by the board a statement of current certification the most recent course completed in advanced cardiac life support or basic cardiac life support every year on the license renewal application or other form provided by the board.~~

~~D. A dental hygienist may administer nitrous oxide inhalation analgesia only after the dental hygienist has submitted the following information to the board on forms provided by it: the name, address, and telephone number of the institution at which the dental hygienist successfully completed the course required by subpart 4, item E; and a certified copy of the dental hygienist's transcript or other official record from the institution verifying that the dental hygienist has successfully completed the advanced or basic cardiac life support course as required by subpart 4, item E. After this initial submission, the dental hygienist shall every year submit on the license renewal application or other form provided by the board a statement of the most recent course completed in advanced or basic cardiac life support.~~

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

Subp. 8. **Reporting of incidents required.** A dentist or dental hygienist shall report to the board any incident that arises from the administration of nitrous oxide inhalation analgesia or of a pharmacological agent for the purpose of general anesthesia, conscious sedation, local anesthesia, analgesia, or anxiolysis that results in a serious or unusual outcome that produces a temporary or permanent physiological injury, harm, or other detrimental effect to one or more of a patient's body systems. The report shall be submitted to the board on forms provided by it within ten days of the incident.

3100.8700 DENTAL HYGIENISTS.

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

Subp. 2. **Duties under indirect supervision.** A dental hygienist may ~~remove marginal overhangs~~ perform the following procedures if a dentist is in the office, authorizes the procedures, and remains in the office while the procedures are being performed:

A. remove marginal overhangs;

B. administer local anesthesia. Before administering local anesthesia, a dental hygienist must have successfully completed a didactic and clinical program sponsored by a dental or dental hygiene school accredited by the Commission on Accreditation, resulting in the dental hygienist becoming clinically competent in the administration of local anesthesia; and

C. administer nitrous oxide inhalation analgesia according to part 3100.3600, subparts 4 and 5.

[For text of subs 2a and 3, see M.R.]

Board of Dentistry

Proposed Permanent Rules Relating to License and Registration Fees

Notice of Intent to Adopt a Rule Without a Public Hearing

The Minnesota Board of Dentistry intends to adopt a permanent rule without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes*, section 14.22 to 14.28. You have 30 days to submit written comments on the proposed rule.

Agency Contact Person. Comments or questions on the rule must be submitted to:

Patricia H. Glasrud, Executive Director
Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St. Paul, Minnesota 55114

(612) 642-0579 or MN Relay Service for Hearing and Speech Impaired at (612) 297-5353 or (800) 627-3529.

Subject of Rule and Statutory Authority. The proposed rule governs the annual license or registration fees for dentists, dental hygienists and registered dental assistants (*Minnesota Rules* part 3100.2000, subpart 2). The statutory authority to adopt this rule is contained in *Minnesota Statutes*, sections 150A.04, 214.06, subdivisions 1 and 2, and 16A.1285. Pursuant to *Minnesota Statutes* 214.06, subdivision 3 no public hearing will be held. 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, October 18, 1995, to submit written comment in support of or in opposition to the proposed rule and 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 comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Modifications. The proposed rule may be modified as a result of public comment. The modifications must be supported by data and views submitted to the Board and may not result in a substantial change in the proposed rule as attached and printed in the *State Register*. If the proposed rule affects 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 available by calling the Board office at (612) 642-0581 or MN Relay Service for Hearing and Speech Impaired at (612) 297-5353 or (800) 627-3529. This statement

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

describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule

Small Business Considerations. The Board has determined that *Minnesota Statutes*, section 14.115 does not apply to this rule for two alternative reasons: (1) the rules does not affect small businesses directly; and (2) to the extent this rule may affect small businesses directly, such businesses are service businesses regulated by government bodies for standards and costs, such as providers of medical care.

If it is determined that *Minnesota Statutes* section 14.115 does apply to this rule, then it is the Board's position that it would not be feasible to implement any of the methods for reducing the impact of the rule on small businesses because doing so would be contrary to the statutory objectives which are the basis for the proposed rulemaking — which are (1) to recover the costs involved in performance and administration of the functions involved (*Minnesota Statutes* section 16A.1285, subdivision 2); and (2) to ensure that the total fees collected by the Board will as closely as possible equal anticipated expenditures during the fiscal biennium (*Minnesota Statutes* section 214.06, subdivision 1).

The Board has provided an opportunity for small businesses to participate in the rulemaking process by publishing notice in the *State Register*.

A more in-depth explanation of the Board's exemption from *Minnesota Statutes* section 14.115, the Board's consideration and rejection of methods for reducing the impact on small businesses, and the notice provided to small businesses may be found in the Board's statement of need and reasonableness.

Expenditure of Public Money by Local Public Bodies. The adoption of this rule will not require the expenditure of public money by local public bodies, and therefore the Board need not prepare a fiscal note pursuant to *Minnesota Statutes*, section 14.11, subdivision 1.

Impact on Agriculture Lands. These rules will not have a direct and substantial adverse impact on agricultural land in the state, and therefore the Board need not comply with the requirements of *Minnesota Statutes*, sections 17.80 to 17.84, pursuant to *Minnesota Statutes* section 14.11, subdivision 2.

Required Notice. Pursuant to *Minnesota Statutes* sections 14.235 and 16A.1285 subdivision 4 (c), a copy of this notice and the proposed rule were sent to the chairs of the Senate Finance Committee and House Ways and Means Committee before submitting the notice to the *State Register*. Pursuant to *Minnesota Statutes* section 16A.1285, subdivision 5, the comments and recommendations of the Commissioner of Finance will be included in the statement of need and reasonableness and will address any fiscal and policy concerns raised during the review process.

Adoption and Review of Rule. After the end of the comment period the Board 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 wish to be so notified, or wish to receive a copy of the adopted rule, submit your request to the agency contact person listed above.

Dated: 30 August 1995

Patricia H. Glasrud
Executive Director

Rules as Proposed

3100.2000 FEES.

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

Subp. 2. Annual license or registration fees. Each dentist, dental hygienist, registered dental assistant, and dental assistant with a limited registration under part 3100.8500, subpart 3, shall submit with an annual license or registration renewal application a fee as established by the board not to exceed the following amounts:

- A. dentist, ~~\$138~~ \$168;
- B. dental hygienist, ~~\$50~~ \$59;
- C. registered dental assistant, ~~\$34~~ \$40; and
- D. dental assistant with a limited registration, \$12.

[For text of subps 3 to 10, 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.

Department of Human Services

Adopted Permanent Rules Relating to MinnesotaCare

The rules proposed and published at *State Register*, Volume 19, Number 38, pages 1945-1995, March 20, 1995 (19 SR 1945), are adopted with the following modifications:

Rules as Adopted

9506.0010 DEFINITIONS.

Subp. 13a. **Managed care health plan or health plan.** "Managed care health plan" or "health plan" means a vendor of medical care, including a county, that contracts with the department to provide covered health services to enrollees on a prepaid capitation basis. ~~Examples of~~ Among managed care health plans ~~include~~ are health maintenance organizations, integrated service networks and community integrated service networks defined in *Minnesota Statutes*, section 62N.02, and competitive bidding programs.

Subp. 18a. **Risk contract.** "Risk contract" means a contract between the department and a managed care health plan under which ~~the health plan may incur a financial loss because~~ the cost the health plan incurs providing inpatient hospital services may exceed the payments made by the department for inpatient hospital services under the contract.

9506.0200 PREPAID MINNESOTACARE PROGRAM; GENERAL.

Subp. 2. **Contracts.** Contracts between the department and a health plan to provide covered services to enrollees must:

B. comply with the requirements of *United States Code*, title 42, section 1396a(a)(23)(B), prohibiting the health plan from restricting enrollee access to family planning services, and *Minnesota Statutes*, section 62Q.14; and

Subp. 3. **Multiple health plan model areas.** After the department has executed contracts with health plans to provide covered health services in a multiple health plan model area, the department or an entity under contract with the department shall:

B. randomly assign to a health plan enrollees who fail to notify the department in writing of their health plan choice; and

Subp. 5. **Changing health plans or primary care providers.**

A. In multiple health plan model areas, enrollees may change health plans once within the first year the enrollee participates in a health plan. After the first year of health plan participation, enrollees may change health plans during the annual 30-day open enrollment period. The department or entity under contract with the department shall notify enrollees when the annual open enrollment period will occur.

D. Enrollees may change health plans or primary care providers ~~at any time as follows: for cause as determined through an appeal under part 9506.0070 and as provided in subitems (1) and (2).~~

(1) In multiple health plan model areas; enrollees may change health plans without a hearing if the travel time from the enrollee's residence to the enrollee's primary care provider is over 30 minutes; ~~the enrollee may change health plan; or the enrollee's health plan was incorrectly designated due to department error.~~ Requests for change under this subitem must be submitted to the department in writing. The department shall notify enrollees whether the request is approved or denied within 30 days after receipt of the written request.

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

(2) In single health plan ~~model~~ areas, enrollees may change primary care provider without a hearing if the travel time from the enrollee's residence to the enrollee's primary care provider is over 30 minutes; ~~the enrollee may change primary care provider; and~~

(3) ~~if or~~ the enrollee's ~~health plan or~~ primary care provider was incorrectly designated due to ~~department or~~ health plan error. Requests for change under this ~~item~~ subitem must be submitted to the ~~department or~~ health plan in writing. The ~~department or~~ health plan shall notify enrollees whether the request is approved or denied within 30 days after receipt of the written request.

9506.0400 OTHER MANAGED CARE HEALTH PLAN OBLIGATIONS.

Subp. 3. **Case management.** A health plan shall ~~implement~~ have available a system of case management in which an individual enrollee's ~~individual~~ medical needs ~~are~~ may be assessed to determine the appropriate plan of care. ~~The individual A~~ plan of care must be developed, implemented, evaluated, monitored, revised, and coordinated with other health care providers as appropriate and necessary.

Subp. 5. Quality assurance.

A. A health plan shall have an internal quality assurance system that provides ongoing review of:

(4) enrollee satisfaction as determined through at least annual surveys.

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; Taking of Ducks, Coots, Moorhens, Geese, and Brant

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.731 and 97B.803.

Dated: 5 September 1995

Rodney W. Sando
Commissioner of Natural Resources

By
Gail Lewellan, Assistant Commissioner of
Human Resources and Legal Affairs

Rules as Adopted**6240.0600 [Emergency] TAKING OF DUCK, COOTS, AND MOORHENS.**

Subpart 1. **Open seasons.** Ducks, coots, and moorhens (gallinules) may be taken statewide from ~~October 1~~ September 30 through November 9 18, 1994 1995.

Subp. 2. **Daily limits.** A person may not in any one day take more than ~~three~~ five ducks other than mergansers, five mergansers, and a total of 15 coots and moorhens (gallinules). The daily limit of ducks other than mergansers may not include more than ~~two~~ four mallards of which not more than one may be a female mallard, one black duck, one canvasback, one redhead, one pintail, and two wood ducks. The daily limit of mergansers may not include more than one hooded merganser.

Subp. 3. **Canvasback closed areas.** The taking of canvasbacks is prohibited on the waters of ~~Lake Christina in Douglas and Grant counties and~~ North Heron Lake, South Heron Lake, North Marsh, and Duck Lake in Jackson county.

6240.0650 [Emergency] TAKING OF GEESE AND BRANT.

Subpart 1. **Open season in West Goose Zone.** Canada and white-fronted geese and brant may be taken during the 40-day period beginning the Saturday on or nearest October 1, except in the West Central Goose Zone and in the Lac qui Parle Goose Zone as provided in subparts 2 and 3.

Subp. 2. **Open season in West Central Goose Zone.** Canada and white-fronted geese and brant may be taken during two time periods: September 30 through October 8, and October 14 through November 3, 1995, except that the season may close earlier in the Lac qui Parle Goose Zone as provided in subpart 3.

Subp. 3. **Open season in Lac qui Parle Goose Zone.** Geese and brant may be taken during two time periods: September 30 through October 8, and October 14 through November 3, 1995, except that the season on geese will be closed earlier than October 8, 1995, during the first period if and when the harvest index of Canada geese in the Lac qui Parle Goose Zone reaches 7,000 as determined by the commissioner or earlier than November 3, 1995, if and when the harvest index reaches 16,000 during the second period. The commissioner will provide public notice of such closing, no less than 48 hours prior to the effective time of closing, by:

A. issuing a news release specifying the time of closing and describing the zone; and

B. posting written notices of the same at the headquarters of the Lac qui Parle Wildlife Area and at four other points around the perimeter of the zone.

Subp. 4. **Open season in Northwest Goose Zone.** Canada and white-fronted geese and brant may be taken during the 40-day period beginning on September 30, 1995.

Subp. 5. **Open season in Southeast Goose Zone.** Canada and white-fronted geese and brant may be taken from September 30 through December 8, 1995. In Olmsted County and in the Twin Cities Metropolitan Goose Zone, Canada geese may also be taken as provided in subpart 10.

Subp. 6. **Open season in remainder of state.** The remainder of the state consists of all areas not within the Southeast, Northwest, and West Goose Zones. Canada and white-fronted geese and brant may be taken from September 30 through November 18, 1995.

Subp. 7. **Taking snow, blue, and Ross' geese.** Snow, blue, and Ross' geese may be taken statewide during the 80-day period beginning on September 30, 1995, except that the season in the Lac qui Parle Goose Zone will be closed when the season for Canada and white-fronted geese closes as provided in subpart 3.

Subp. 8. **Daily limits on taking geese and brant.** A person may not take more than seven geese and brant in any one day. The daily limit may not include more than two brant; two white-fronted geese; and two Canada geese or subspecies, except in the West Central Goose Zone (including the Lac qui Parle Goose Zone), the West Goose Zone, and the Northwest Goose Zone where the daily limit of Canada geese is one.

Subp. 9. **Game refuges open to taking of geese.** The Douglas County Goose Refuge in Douglas County, the Fox Lake Game Refuge in Martin County, the Sauk Rapids-Rice Goose Refuge in Benton County, the Saint James Game Refuge in Watonwan County, and the Otter Tail County Goose Refuge in Otter Tail County are open to Canada goose hunting during the early goose season and as follows:

A. The Douglas County Goose Refuge, the Otter Tail County Goose Refuge, and the Sauk Rapids-Rice Goose Refuge are open to goose hunting September 30 through November 18, 1995. Those portions of the Douglas County Goose Refuge and Otter Tail County Goose Refuge south of Interstate Highway 94 are closed to Canada goose hunting after November 8, 1995. Taking waterfowl from public roads and their rights-of-way is prohibited.

B. The Fox Lake Game Refuge and the Saint James Game Refuge are open to goose hunting November 11 through November 18, 1995.

Revenue Notices

C. The Douglas County Goose Refuge and the Otter Tail County Goose Refuge are open to Canada goose hunting December 9 through December 18, 1995. Taking waterfowl from public roads and their rights-of-way is prohibited.

Subp. 10. Late season for taking geese. Canada geese may be taken in the Twin Cities Metropolitan Canada Goose Zone and in Olmsted County from December 15 through December 24, 1995. Canada geese may be taken in the Fergus Falls/Alexandria Goose Zone from December 9 through December 18, 1995. Taking Canada geese on or within 100 yards of all surface waters (excluding ice) is prohibited in the Twin Cities Metropolitan Canada Goose Zone during the late season.

REPEALER. *Minnesota Rules*, parts 6240.0800; and 6240.1900, subparts 3 and 4, are repealed.

EXPIRATION DATE. *Minnesota Rules*, parts 6240.0600 and 6240.0650 are effective through December 31, 1995.

Revenue Notices

The Department of Revenue began issuing revenue notices in July of 1991. Revenue notices are statements of policy made by the department that provide interpretation, detail, or supplementary information concerning a particular statute, rule, or departmental practice. The authority to issue revenue notices is found in *Minnesota Statutes* §270.0604.

Department of Revenue

Revenue Notice #95-6: M4-NP 1994 Filers; Automatic Abatement of Penalties

Organizations who file Federal Form 990-T (Exempt Organization Business Income Tax Return) to pay the Proxy Tax due under *Internal Revenue Code*, section 6033 (e)(2), must also pay the Proxy Tax imposed under Minnesota Statute § 290.05, subd. 3(v)(c). Although that particular provision was passed intended to be effective for the tax year 1994, a specific effective date was not provided in the law. Organizations who had a tax year ending December 31, 1994 should have filed their Forms M4-NP by May 15, 1995.

The Department of Revenue will automatically abate any late filing or late payment penalties assessed for any organization who files their Form M4-NP late due to the delay in establishing the effective date, as long as the return is filed on or before October 1, 1995.

Dated: 18 September 1995

Patricia A. Lien
Assistant Commissioner for Tax Policy

Pursuant to the provisions of Minnesota Statutes §14.101, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on the subject, either orally or in writing.

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

Department of Administration

Building Codes and Standards Division

Notice of Solicitation of Comments Regarding Proposed Rules Governing Prefabricated Buildings and the Adoption of the Interstate Compact for Industrialized/Modular Buildings

NOTICE IS HEREBY GIVEN that the State Department of Administration, Building Codes and Standards Division is seeking comments from sources outside the agency in preparing to propose the adoption of rules governing the construction and installation of prefabricated and industrialized/modular buildings. This includes amending chapter 1360 of the Minnesota State Building Code titled, Prefabricated Buildings. The adoption of these rules is authorized by *Minnesota Statutes* section 16B.61 subdivision 1, 16B.64 and 16B.75, which permits the agency to amend the Minnesota State Building Code and incorporate an Interstate Compact on Industrialized/Modular Buildings.

This rule could affect groups and individuals who construct, manufacture, sell, install or purchase either prefabricated buildings or industrialized/modular buildings.

The Building Codes and Standards Division is not planning to form an advisory task force on this subject.

Interested persons or groups may submit comments on the subject matter of concern in writing. Written statements should be addressed to:

Peggi White
Department of Administration
Building Codes and Standards Division
408 Metro Square Building
7th and Robert Streets
St. Paul, Minnesota 55101

All comments shall be accepted until further notice is published in the *State Register* or the Notice of Hearing, Dual Notice, or Notice of Intent to Adopt Rules Without a Hearing is published in the *State Register*. Any written material received by the Building Codes and Standards Division shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rules are adopted.

The division does not currently have a draft of the rules prepared. If you wish to receive a draft copy when it is prepared, please contact Peggi White at the address listed herein.

Dated: 6 September 1995

Thomas R. Joachim
State Building Official

Department of Administration

Building Codes and Standards Division

Notice of Solicitation of Comments Regarding Proposed Rules Governing the Licensing of Elevator Contractors

NOTICE IS HEREBY GIVEN that the State Department of Administration, Building Codes and Standards Division is seeking comments from sources outside the agency in preparing to propose the adoption of rules governing licensing of elevator contractors. The adoption of these rules is authorized by *Minnesota Statutes* section 16B.748.

Official Notices

Groups and individuals expected to be affected by these rules include elevator contractors, building owners, building officials and anyone who might be affected in the installation of elevators.

The Building Codes and Standards Division is not planning to form an advisory task force on this subject.

Interested persons or groups may submit comments on the subject matter of concern in writing. Written statements should be addressed to:

Peggi White
Department of Administration
Building Codes and Standards Division
408 Metro Square Building
7th and Robert Streets
St. Paul, Minnesota 55101

All comments shall be accepted until further notice is published in the *State Register* or the Notice of Hearing, Dual Notice, or Notice of Intent to Adopt Rules Without a Hearing is published in the *State Register*. Any written material received by the Building Codes and Standards Division shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rules are adopted.

The division does not currently have a draft of the rules prepared. If you wish to receive a draft copy when it is prepared, please contact Peggi White at the address listed herein.

Dated: 6 September 1995

Thomas R. Joachim
State Building Official

Department of Administration

Building Codes and Standards Division

Notice of Solicitation of Comments on Proposed Rules Regarding Amendments to the Minnesota State Building Code

NOTICE IS HEREBY GIVEN that the State Department of Administration, Building Codes and Standards Division is seeking comments from sources outside the agency in preparing to propose the adoption of rules amending the following chapters of the Minnesota State Building Code: 1300, Minnesota State Building Code; 1305, Amendments to the (1994) Uniform Building Code; 1307, Elevators and Related Devices; 1310, Building Security; 1325, Solar Energy Systems; 1335, Floodproofing; 1365, Snow Loads. The adoption of these rules is authorized by *Minnesota Statutes* section 16B.61 subdivision 1, and 16B.64 which permits the agency to amend the Minnesota State Building Code.

Groups and individuals expected to be affected by these rules include building officials, design professionals, building contractors, building owners and anyone who might be affected by the state building code.

The Building Codes and Standards Division is planning to form an advisory committee to review and make recommendations regarding potential amendments.

Interested persons or groups may submit comments on the subject matter of concern in writing. Written statements should be addressed to:

Peggi White
Department of Administration
Building Codes and Standards Division
408 Metro Square Building
7th and Robert Streets
St. Paul, Minnesota 55101

All comments shall be accepted until further notice is published in the *State Register* or the Notice of Hearing, Dual Notice, or Notice of Intent to Adopt Rules Without a Hearing is published in the *State Register*. Any written material received by the Building Codes and Standards Division shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rules are adopted.

The division does not currently have a draft of the rules prepared. If you wish to receive a draft copy when it is prepared, please contact Peggi White at the address listed herein.

Dated: 6 September 1995

Thomas R. Joachim
State Building Official

Department of Administration

Building Codes and Standards Division

Notice of Solicitation of Comments on Proposed Rules Regarding Adoption of the National Electrical Code

NOTICE IS HEREBY GIVEN that the State Department of Administration, Building Codes and Standards Division is seeking comments from sources outside the agency in preparing to propose the amendment of rules that would adopt by reference the 1996 edition of the National Electrical Code into the Minnesota State Building Code. The 1993 edition of the National Electrical Code is currently adopted by reference in *Minnesota Rule* part 1315.0200. The adoption of these rules is authorized by *Minnesota Statutes* 16B.61 subdivisions 1 and 2, 16B.64, and 326.243.

The National Electrical Code governs the installation of all new electrical wiring, apparatus, and equipment for electric light, heat, power, and alarm and communication systems.

Groups and individuals expected to be affected by these rules include electrical inspectors, building officials, design professionals, building and electrical contractors, electrical equipment manufacturers, building owners and anyone who might be affected by the state building code.

The Building Codes and Standards Division is not planning to form an advisory task force on this subject.

Interested persons or groups may submit comments on the subject matter of concern in writing. Written statements should be addressed to:

Peggi White
Department of Administration
Building Codes and Standards Division
408 Metro Square Building
7th and Robert Streets
St. Paul, Minnesota 55101

All comments shall be accepted until further notice is published in the *State Register* or the Notice of Hearing, Dual Notice, or Notice of Intent to Adopt Rules Without a Public Hearing is published in the *State Register*. Any written material received by the Building Codes and Standards Division shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rules are adopted.

The division does not currently have a draft of the rules prepared. If you wish to receive a draft copy when it is prepared, please contact Peggi White at the address listed herein.

Dated: 6 September 1995

Thomas R. Joachim
State Building Official

Official Notices

Executive Council and State Board of Investment and Land Exchange Board and Investment Advisory Council

Meeting Notices

The Executive Council, State Board of Investment and the Land Exchange Board will meet on Tuesday, October 10, 1995 at 8:30 A.M. in Room 123, State Capitol, Saint Paul, MN.

The Investment Advisory Council will meet on Monday, September 25, 1995 at 2:00 P.M. in Suite 105, 55 Sherburne Avenue, St. Paul, MN.

Department of Health

Notice of Solicitation of Outside Information or Opinions in the Matter of the Proposed Adoption of Rules of the Minnesota Department of Health Governing Asbestos-Related Work

NOTICE IS HEREBY GIVEN that the Minnesota Department of Health (MDH) is seeking information or opinions from sources outside the MDH in preparing to revise adopted *Minnesota Rules*, Chapter 4620 governing asbestos abatement. Within Chapter 4620, MDH is considering amending or repealing the following rule parts:

Part 4620.3000	PURPOSE AND SCOPE
Part 4620.3100	DEFINITIONS
Part 4620.3200	LICENSING REQUIREMENTS FOR ASBESTOS ABATEMENT CONTRACTORS INTENDING TO PERFORM ASBESTOS-RELATED WORK
Part 4620.3300	CERTIFICATION OF ASBESTOS ABATEMENT SITE SUPERVISORS AND ASBESTOS ABATEMENT WORKERS
Part 4620.3400	ASBESTOS ABATEMENT CONTRACTOR RESPONSIBILITIES
Part 4620.3500	STANDARDS FOR ASBESTOS RELATED WORK
Part 4620.3700	REQUIREMENTS FOR MINNESOTA APPROVAL OF ASBESTOS ABATEMENT TRAINING COURSES

In addition to the parts listed above, *Minnesota Rules*, part 4717.7000, subpart 1 on variance requests must be updated to correspond with new legislative authority granted in 1993 and 1994 and with the proposed rule revisions.

New parts to the asbestos abatement rule may be needed as warranted by the subject matter. Areas for which new rules need to be drafted include:

- INSPECTOR, MANAGEMENT PLANNER, PROJECT DESIGNER CERTIFICATIONS
- INSPECTOR, MANAGEMENT PLANNER, PROJECT DESIGNER WORK PRACTICES
- AIR MONITORING
- NOTIFICATIONS AND PERMITS
- RECORDS
- DUTIES OF THE CONTRACTING ENTITY
- ASBESTOS MANAGEMENT PLAN
- ASBESTOS PROJECT DESIGN
- ASBESTOS ABATEMENT WORK PLAN
- CONTAINMENT AND DECONTAMINATION
- GLOVE BAG PROCEDURES

**SMALL PROJECT WORK PRACTICES
INDOOR AIR MONITORING AND SAMPLING
DEMOLITION AND WASTE REMOVAL**

Persons likely to be effected by the proposed rules include persons performing asbestos related work, persons who own property with asbestos containing material, parties who must contract for asbestos containing material to be abated or maintained, and the general public.

A notice of solicitation was published in volume 18, number 7 of the *Minnesota State Register* on August 16, 1993 and in volume 19, number 25 on December 19, 1994. This matter is being renoticed because statutes governing asbestos abatement were amended in *Laws of Minnesota* 1994, chapter 567 and in *Laws of Minnesota* 1995, Chapter 165. Renotice is also required by revised administrative procedures enacted in *Laws of Minnesota* 1995, Chapter 233, section 11, codified as *Minnesota Statutes*, section 14.101.

Authority for the commissioner to adopt these rules is contained in *Minnesota Statutes*, section 326.70 to 326.81 as amended by *Laws of Minnesota* 1995, Chapter 165, sections 12 to 15. With respect to fees, authority is contained in *Minnesota Statutes*, sections 144.122 and 16A.1285. Authority to establish procedures and criteria for variance requests to rules is found in *Minnesota Statutes*, section 14.05, subdivision 4.

The Minnesota Department of Health anticipates the rule will be proposed by spring of 1996. An advisory work group has been formed to discuss draft rule provisions. The work group includes representatives from asbestos training course providers, builder's associations, engineering, architecture and industrial hygiene, the Minnesota Asbestos Abatement Contractor's Association, the Minnesota Chamber of Commerce and Minnesota Business partnership, the Minnesota Department of Administration, the Minnesota Department of Education and the University of Minnesota School of Public Health.

The Minnesota Department of Health requests information and opinions on the subject matter of these rules at this time. Interested or affected persons or groups may submit data or views on the subject matter of the rules in writing or orally and may obtain drafts of any proposal from Kathleen G. Norlien, Asbestos Abatement Unit, Minnesota Department of Health, 121 East Seventh Place, P.O. Box 64975, St. Paul, Minnesota 55164-0975. (612) 215-0902. Written statements should be addressed to Ms. Norlien. Oral statements will be received during regular business hours over the telephone by Ms. Norlien and in person at the above address.

All statement of information and opinions in response to this notice will be accepted until the notice of the proposed rules is published. Any written material received by the Minnesota Department of Health in response to this notice becomes part of the rule-making record on this matter to be submitted to the attorney general or administrative law judge in the event the rule is adopted.

Patricia A. Bloomgren, Director
Division of Environmental Health

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 medical fee schedule set forth in *Minnesota Rules*, Parts 5221.4000 to 5221.4070 is adjusted as follows, pursuant to *Minnesota Statutes*, Section 176.136, subd. 1a:

For services on or after October 1, 1995 the conversion factor is \$54.31.

Dated: 24 August 1995

Gary W. Bastian
Commissioner

Official Notices

Department of Labor and Industry

Labor Standards Division

Notice of Prevailing Wage Certifications for Commercial Construction Projects

Effective September 18, 1995 prevailing wage rates were determined and certified for commercial construction projects in the following counties:

Anoka: Carlos Avery Wilma Shop/Storage Site & Toilet Work-Near Forest Lake.

Carlton: Asbestos Removal in Bldg #50 MN Correctional Facility-Moose Lake.

Chisago: Installation of Waste Oil Heaters-North Branch.

Dakota: Installation of Waste Oil Heaters-Mendota.

Hennepin: Phase I Lighting Upgrades-Minneapolis. U of M Radiology Renovation Mayo Bldg Mpls Campus-Minneapolis. Bid Package No. 18 Minneapolis Public School Alter Bonding-Minneapolis. Demolition of 1525-1551 Franklin Ave U of M-Minneapolis. Folwell School Asbestos Abatement-Minneapolis.

Itasca: Specialty Extraction Facility-Cohasset.

Mower: ADA Accessibility Addition LeRoy Public Library-LeRoy.

Nobels: Lakeview Group Homes-Worthington.

Pope: Hanger at Glenwood Municipal Airport-Glenwood.

Ramsey: HACV Improvements Merrill Corp-St. Paul.

St. Louis: Roof Replacement Junction Avenue Apartments U of M-Duluth. Griggs Stadium Vehicle Maintenance and Research Lab Water Piping Replacement-Duluth.

Scott: Installation of Waste Oil Heaters-Shakopee.

Sibley: Addition & Remodel for Sibley East Early Childhood Collaborative Center-Gaylord.

Washington: Installation of Waste Oil Heaters-Oakdale.

Winona: Winona Middle School Exterior Exit-Winona.

Copies of the certified wage rate 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.

Gary W. Bastian, Commissioner

Office of the Ombudsman for Mental Health and Mental Retardation

Notice of Meeting

The Ombudsman for Mental Health and Mental Retardation Advisory Committee will hold a general meeting from 9:00 a.m. until 1:00 p.m. on Friday, September 29, 1995. The meeting will be held in Suite 420, Metro Square Building on 7th and Robert Street, St. Paul.

Minnesota Comprehensive Health Association

Notice of Meeting of the Ad Hoc Committee on MCHA Funding Base and Premium Subsidy Program

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association (MCHA), Ad Hoc Committee on MCHA Funding Base and Premium Subsidy Program will be held at 4:00 p.m. on Monday, September 25, 1995 at the Minnesota Department of Commerce, 133 E. 7th Street, Saint Paul. The meeting will be in the large hearing room, located on the first floor.

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

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 2:30 p.m. on Wednesday, September 20, 1995. The meeting will be at Park Place East, 5775 Wayzata Boulevard, St. Louis Park, in the seventh floor conference room - Suite 746.

Portions of this meeting may be closed to the public.

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

Minnesota Comprehensive Health Association

Notice of Meeting of the Board of Directors

NOTICE IS HEREBY GIVEN that the Minnesota Comprehensive Health Association (MCHA), Board of Directors will meet on Thursday, September 28, 1995 at 9:00 a.m. at HealthPartners, 8100 34th Avenue South, Bloomington. The meeting will be in the "Heritage Room" on the second floor.

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

Pollution Control Agency

Notice of Intent to Create the Crane Lake Water and Sanitary District *Minnesota Statutes* §§ 115.18 through 115.37

The Minnesota Pollution Control Agency (MPCA) has been petitioned by the St. Louis County Board of Commissioners, their Resolution No. 597, to create the Crane Lake Water and Sanitary District on behalf of an unincorporated area at Crane Lake, Minnesota to remedy failing and nonconforming septic systems.

The Territory affected by the petition is:

- 1) All of Unorganized Township 67 North, Range 17 West; and
- 2) Part of Unorganized Township 67 North, Range 16 West, i.e., all of Section 18 and the SE1/4 of the SW1/4 of Section 7.

You have 30 days to submit written comments on the petition and may also submit a written request that a public hearing be held on the petition.

Comments. You have until 4:30 p.m. on October 18, 1995, to submit written comments in support of or in opposition to the formation of the district and any part of the district. Your comments must be in writing and received by the MPCA contact person by the due date. Comment is encouraged. Your comments should identify the portion of the district 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 formation of a district. Your request for a public hearing must be in writing and must be received by the MPCA contact person by 4:30 p.m. on October 18, 1995. If a timely request for hearing is not received, the MPCA will make a decision on the petition at a future meeting of the MPCA.

A copy of the petition and other documents relevant to the petition are available upon request from the MPCA contact person below. Comments or questions on the formation of a district and written requests for a public hearing on the formation of a district must be submitted to:

Peter J. Gillen
Water Quality Division/Point Source Compliance
Minnesota Pollution Control Agency
520 Lafayette Road
St. Paul, Minnesota 55155-4194
Telephone: (612) 297-1830
1 (800) 657-3864
TDD: (612) 282-5332
FAX: (612) 297-8683

Official Notices

This notice, the petition and other documents relevant to this petition can be made available in other formats, including Braille, large print and audio tape, upon request.

Dated: 11 September 1995

Charles W. Williams
Commissioner

Department of Transportation

Notice of Availability of a Historic Bridge Pursuant to the Surface Transportation and Uniform Assistance Act of 1987, Section 123(f)

The Minnesota Department of Transportation does hereby offer the following structure:

A 3 span Camel Back Truss (total length 548') bridge over the Little Fork River, located on M.N.T.H. 11 in Koochiching County, 0.5 miles West of the Jct. of M.N.T.H. 11 and U.S.T.H. 71 to any state or local government agency, or responsible private entity, who might be interested in moving and rehabilitating the above listed historic bridge for preservation purposes. If the bridge cannot be sold a donee will be sought to accept the bridge. In either case the recipient can be reimbursed for costs incurred in such activities as relocation, site preparation, reassembly, rehabilitation, etc. The recipient must agree to rehabilitate and maintain the structure according to the Secretary of Interior's "Standards for Rehabilitation" in order to preserve the historic integrity of the structure. Cost eligible for reimbursement to preserve a historic bridge cannot exceed the costs of the demolition of the bridge, which is \$25,000 as determined by the Minnesota Department of Transportation. An information package is available with information on the bridge and two pictures of the bridge.

In addition, the new owner(s) must enter into agreement to:

1. Accept title to the bridge,
2. Maintain the bridge and the features that gave it its historical significance; and
3. Assume all future legal and financial responsibility for the bridge, including an agreement to hold the Minnesota Department of Transportation harmless in any liability action.

Interested parties should contact:

Joe McKinnon, Design Engineer
Minnesota Department of Transportation
P.O. Box 490
Bemidji, MN 56601
Phone (218) 755-3855

A written proposal must be submitted no later than 4:00 p.m. Monday, October 9, 1995 (21 days after Notice is first published.)

Department of Transportation

Notice of Appointment of State Aid Variance Committee and Meeting Wednesday, September 20, 1995

NOTICE IS HEREBY GIVEN that the Commissioner of Transportation has appointed a State Aid Variance Committee who will conduct a meeting on Wednesday, September 20, 1995 at 9:30 a.m. in Conference Room 194 Water's Edge Building, 1500 West County Road B-2, Roseville Minnesota, 55113.

This notice is given pursuant to *Minnesota Statute 47k.705*.

The purpose of this open meeting is to investigate and determine recommendations for variances from minimum State Aid roadway standards and administrative procedures as governed by *Minnesota Rules* for State Aid Operations 8820.3300 adopted pursuant to *Minnesota Statutes 161 and 162*.

The agenda will be limited to these questions:

1. **Petition of Douglas County** for a variance from *Minnesota Rules* as they apply to a proposed construction project on

County State Aid Highway No. 164 in Osakis, Minnesota, to allow the eligibility of State Aid funds for a construction plan awarded prior to the required approval by the State Aid Engineer.

2. **Petition of Morrison County** for a variance from *Minnesota Rules* as they apply to a proposed bituminous resurfacing project on County State Aid Highway No. 1 in Randall, Minnesota, to allow a 37 MPH vertical curve, in lieu of the required 40 MPH minimum design speed.
3. **Petition of Kandiyohi County** for a variance from *Minnesota Rules* as they apply to the proposed bituminous rehabilitation project on County State Aid Highway No. 15 between Trunk Highway No. 23 and Business No. 71 in Willmar, Minnesota to allow the use of County Turnback Funds in excess of the allowable one-time project eligibility for a section of County State Aid Highway which has been turned back.
4. **Petition of the City of Corcoran** for a variance from *Minnesota Rules* as they apply to a proposed construction project on Municipal State Aid Street No. 113 (Schutte Road) in the City of Corcoran to allow the use of State Aid funds for the construction of drain tile, in lieu of the required construction design of ten ton.
5. **Petition of Hubbard County** for a variance from *Minnesota Rules* as they apply to a proposed reconstruction project on Little Sand Lake Road in Lake Emma Township, Hubbard County, Minnesota, to allow a design speed less than the required 30 mph minimum.
6. **Petition of the City of Duluth** for a variance from *Minnesota Rules* as they apply to a proposed construction project on Municipal State Aid Street No. 171 (Superior Street), between 4th Avenue East and 6th Avenue West in the City of Duluth, to allow 35 degree diagonal parking with 11 foot traffic lanes, in lieu of the required 45 and 60 degree diagonal parking minimum standards.

The cities and counties previously listed are requested to follow the following time schedule when appearing before the Variance Committee:

9:30 a.m.	Douglas County
9:45 a.m.	Morrison County
10:00 a.m.	Kandiyohi County
10:15 a.m.	City of Corcoran
10:30 a.m.	Hubbard County
10:30 a.m.	City of Duluth

Dated: 11 September 1995

Patrick B. Murphy
Division Director
State Aid for Local Transportation

Department of Transportation

Petition of Douglas County for a Variance from State Aid Requirements for CONSTRUCTION REQUIREMENTS

NOTICE IS HEREBY GIVEN that the Douglas County Board has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from Rules as they apply to a proposed construction project on County State Aid Highway No. 164 in Osakis, Minnesota.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.2800, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit the eligibility of State Aid funds for the construction project on County State Aid Highway No. 164 in Osakis, Minnesota, for which a contract was awarded prior to the required approval of plan by the State Aid Engineer.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated: 1 September 1995

Patrick B. Murphy
Division Director
State Aid for Local Transportation

Official Notices

Department of Transportation

Petition of Morrison County for a Variance from State Aid Requirements for DESIGN SPEED

NOTICE IS HEREBY GIVEN that the Morrison County Board has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed resurfacing project on County State Aid Highway No. 1 in Randall, Minnesota.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9925, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit a 37 mph design speed in lieu of the required 40 mph design speed on the proposed resurfacing project on County State Aid Highway No. 1 in Randall, Minnesota.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated: 1 September 1995.

Patrick B. Murphy
Division Director
State Aid for Local Transportation

Department of Transportation

Petition of Kandiyohi County for a Variance from State Aid Requirements for TURNBACK FUNDS

NOTICE IS HEREBY GIVEN that the Kandiyohi County Board has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from Rules as they apply to a proposed bituminous rehabilitation project on County State Aid Highway No. 15, between Trunk Highway No. 23 and Business No. 71 in Willmar.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.2900, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit the eligibility of County Turnback Funds for the bituminous rehabilitation project on County State Aid Highway No. 15, between Trunk Highway No. 23 and Business No. 71 in Willmar, in lieu of the required termination of use of Turnback funds once used on a section of County State Aid Highway.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated: 1 September 1995.

Patrick B. Murphy
Division Director
State Aid for Local Transportation

Department of Transportation

Petition of the City of Corcoran for a Variance from State Aid Requirements for CONSTRUCTION REQUIREMENTS

NOTICE IS HEREBY GIVEN that the Corcoran City Council has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from Rules as they apply to a proposed drain tile construction project on Schutte Road (Municipal State Aid Street No. 113) in the City of Corcoran.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.2800, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit the eligibility of State Aid funds for the drain tile construction project on Schutte Road (Municipal State Aid Street No. 113 in Corcoran, Minnesota, in lieu of the required ten ton design standard.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated: 1 September 1995

Patrick B. Murphy
Division Director
State Aid for Local Transportation

Department of Transportation

Petition of Hubbard County for a Variance from State Aid Requirements for DESIGN SPEED

NOTICE IS HEREBY GIVEN that the Hubbard County Board has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed reconstruction project on Little Sand Lake Road in Lake Emma Township, Hubbard County, Minnesota.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9965, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit a design speed less than the required 30 mph minimum design speed on the proposed reconstruction project on Little Sand Lake Road in Lake Emma Township, Hubbard County, Minnesota.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated 11 September 1995

Patrick B. Murphy
Division Director
State Aid for Local Transportation

Department of Transportation

Petition of the City of Duluth for a Variance from State Aid Requirements for DIAGONAL PARKING

NOTICE IS HEREBY GIVEN that the Duluth City Council has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed construction project on Municipal State Aid Street No. 171 (Superior Street), from Fourth Avenue East to Sixth Avenue West in the City of Duluth.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9960, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit 11 foot traffic lanes with 35 degree diagonal parking, in lieu of the required 45 and 60 degree minimum standards on the proposed construction project on Municipal State Aid Street No. 171 (Superior Street), between Fourth Avenue East and Sixth Avenue West in the City of Duluth.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated 11 September 1995

Patrick B. Murphy
Division Director
State Aid for Local Transportation

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 Corrections

Notice of Request for Proposals

The Minnesota Department of Corrections is accepting proposals for the development and implementation of a criterion-related cross validation study designed to measure outcomes of placing juveniles in out-of-home placement programs, as specified in *Laws of Minnesota*, Chapter 226, Article 1, Section 11, Subdivision 3.

The goals of the study are to:

- provide outcome data on juveniles who have experienced out-of-home placement intervention;
- provide a measurement to predict the future behavior of juveniles; and
- identify the particular character traits of juveniles that each program treats most effectively so as to place juveniles in facilities that are best suited to providing effective treatment.

The Department has determined that the cost of this project should not exceed \$200,000.00. The project must be completed within 24 months from the date when the grant officially begins.

For more information or a copy of the RFP contact:

Ken Merz
Senior Detention Facility Inspector
Minnesota Department of Corrections
1450 Energy Park Drive, Suite 200
St. Paul, MN 55108-5219
Phone: 612-642-0333

Department of Economic Security

Funds Available for Youth Intervention Programs

The Community Based Services Division/Youth Unit of the Minnesota Department of Economic Security is pleased to announce the availability of a total of \$75,000 in funds authorized by the 1994 *Minnesota Legislature* for three new Youth Intervention Programs (YIP) governed under *Minnesota Statutes* Chapter 268.30 Subdivisions 1 and 2. The amount of YIP funding to be awarded to any individual applicant for one year shall not exceed \$25,000.

Youth Intervention Programs must provide direct services to youth between the ages of 8 and 17 and their families including (but not limited to): advocacy, individual, family and group counseling services, victim/offender mediation services, restitution/community service supervision services, and other services identified in the Request For Proposal (RFP). All bidders must be able to demonstrate matching funds of at least two dollars of local funds for every dollar of state funds.

An original and six (6) copies of the proposal are due at the Minnesota Department of Economic Security, 390 North Robert Street, St. Paul, Minnesota 55101 no later than 5:00 p.m. Friday, October 27, 1995. Proposals submitted via facsimile WILL NOT be accepted under ANY circumstances.

For a copy of the Request For Proposals (RFP) and/or further information regarding the proposal process contact:

John Olson
Minnesota Department of Economic Security
Community Based Services Division/Youth Unit
390 North Robert Street, Room 125
St. Paul, Minnesota 55101
Phone: (612) 282-2732
(800) 456-8519
Fax: (612) 296-5745

Professional, Technical & Consulting Contracts

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 CWP 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. CWP project funding is awarded in two phases. The first phase, the Resource Investigation Phase, 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 Phase, involves implementing the activities identified in the first phase as necessary to improve or protect water quality.

In addition, the Minnesota Legislature in 1995 provided funds to conduct Resource Investigation Projects for major watersheds in the Minnesota River Basin. Multi-county organizations are eligible and application and funding will be administered through the CWP.

Funds for CWP Phase II projects will also be available through the State Revolving Loan Fund (SRF). The Minnesota Legislature adopted legislation in 1994 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 29, 1995. All applications must be received by 4:30 p.m. on November 29, 1995.

Minnesota Rules 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* 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
Watershed Assistance Section
Water Quality Division
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155
Phone: (612) 296-8862

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].

Office of Administrative Hearings

Notice of Request for Proposal for Court Reporting and Tape Transcription

The State of Minnesota will be entering into contracts to provide services to all State agencies for court reporting and tape transcription for calendar year 1996. To receive a Request for Proposal, contact Dennis Reek, Office of Administrative Hearings, Suite 1700, 100 Washington Square, Minneapolis, Minnesota 55401 (telephone 612/341-7643, TDD: 612/341-7346). Final proposals must be received by October 27, 1995. The Request for Proposal can be furnished in large type or on a cassette tape by calling 612/341-7642.

Professional, Technical & Consulting Contracts

Office of Administrative Hearings

Administrative Procedure Act Section

Notice of Request for Proposal for Administrative Law Judge Services

The Minnesota Office of Administrative Hearings is seeking qualified attorneys to serve as administrative law judges from January 1, 1996 through December 31, 1996. Applications are encouraged from attorneys in Greater Minnesota with family law and/or child support experience. Compensation will be at the rate of \$55 per hour. Persons who serve as contract administrative law judges, or members of their firm, may not appear as an attorney in any hearing conducted by this office. To receive a Request for Proposal, please notify: Kevin Johnson, Chief Administrative Law Judge, Office of Administrative Hearings, Suite 1700, 100 Washington Square, Minneapolis, MN 55401 (telephone: 612/341-7640, TDD: 612/341-7346). Final proposals must be received by October 27, 1995. The Request for Proposal can be furnished in large print or on a cassette tape by calling 612/341-7642.

Department of Health

Proposals Sought to Increase Physician Involvement in Family Service Plans

The Minnesota Department of Health, under interagency agreement with the Department of Education requests proposals to evaluate and implement methods to increase physician involvement in the development and implementation of Individualized Family Service Plans (IFSPs) for children with disabilities ages birth to three. Activities to be completed would include, but not necessarily be limited to the following: 1. Assist with 1/2 day October retreat; 2. Develop and disseminate survey for non-physician IFSP team members; 3. Conduct outstate focus groups; 4. Follow up to the retreat with report and action plan for training; 5. Implement follow-up to retreat. Activities might include developing training materials and holding trainings throughout the state.

Copies of the RFP may be obtained by contacting Sherry Kiser, Family Health Division, Minnesota Department of Health at (612) 623-5140. Proposals must be received by 4:00 p.m. October 9, 1995.

Department of Human Services

Health Care Administration

Notice of Request for Proposal for Prepaid Health Plans

The Department of Human Services (Department) is seeking proposals from qualified prepaid health plans to provide comprehensive health care services to the eligible MinnesotaCare population. The eligibility groups of: 1) Children up to age 21, 2) Pregnant Women, and 3) Adult Family Members are the MinnesotaCare populations that will initially be required to enroll in the managed care program. Enrollment of MinnesotaCare Singles and Couples Without Children will occur at a later date. The Department is interested in proposals that would provide prepaid health care services to all eligible MinnesotaCare enrollees in all 87 counties.

ESTIMATED NUMBER OF MINNESOTACARE ELIGIBLE ENROLLEES BY COUNTY*

<u>COUNTIES</u>	<u>CHILDREN AGE 1-21</u>	<u>ADULT FAMILY MEMBERS AGE 22+</u>	<u>TTL MnCARE</u>
AITKIN	381	354	735
ANOKA	2380	1789	4169
BECKER	806	632	1438
BELTRAMI	769	640	1409
BENTON	314	246	560
BIG STONE	215	124	339
BLUE EARTH	492	342	834
BROWN	233	161	394
CARLTON	381	367	748
CARVER	381	289	670

Professional, Technical & Consulting Contracts

CASS	596	603	1199
CHIPPEWA	263	180	443
CHISAGO	559	419	978
CLAY	490	399	889
CLEARWATER	260	226	486
COOK	58	63	121
COTTONWOOD	213	144	357
CROW WING	1014	906	1920
DAKOTA	1953	1510	3463
DODGE	202	141	343
DOUGLAS	682	515	1197
FARIBAULT	208	165	373
FILLMORE	310	202	512
FREEBORN	411	333	744
GOODHUE	387	298	685
GRANT	139	108	247
HENNEPIN	6614	5166	11780
HOUSTON	169	113	282
HUBBARD	480	431	911
ISANTI	518	388	906
ITASCA	882	859	1741
JACKSON	143	101	244
KANABEC	269	183	452
KANDIYOHI	829	522	1351
KITTSOON	85	59	144
KOOCHICHING	252	280	532
LAC QUI PARLE	230	124	354
LAKE	137	134	271
LAKE OF THE WOODS	113	95	208
LESUEUR	260	160	420
LINCOLN	178	136	314
LYON	416	243	659
MC LEOD	264	186	450
MAHNOMEN	114	60	174
MARSHALL	274	201	475
MARTIN	296	243	539
MEEKER	410	265	675
MILLE LACS	365	261	626
MORRISON	913	622	1535
MOWER	412	354	766
MURRAY	180	141	321
NICOLLET	196	140	336
NOBLES	259	171	430
NORMAN	224	157	381
OLMSTED	780	576	1356
OTTER TAIL	1392	996	2388
PENNINGTON	242	193	435
PINE	491	409	900
PIPESTONE	186	135	321
POLK	579	444	1023
POPE	309	187	496
RAMSEY	3878	3065	6943
RED LAKE	194	122	316
REDWOOD	288	184	472
RENVILLE	371	221	592
RICE	473	363	836
ROCK	142	80	222

Professional, Technical & Consulting Contracts

ROSEAU	206	129	335
ST LOUIS	2194	2173	4367
SCOTT	452	327	779
SHERBURNE	577	403	980
SIBLEY	186	123	309
STEARNS	1069	741	1810
STEELE	247	164	411
STEVENS	171	91	262
SWIFT	337	200	537
TODD	607	415	1022
TRAVERSE	147	77	224
WABASHA	202	165	367
WADENA	427	290	717
WASECA	174	115	289
WASHINGTON	1073	812	1885
WATONWAN	159	83	242
WILKIN	139	94	233
WINONA	435	319	754
WRIGHT	1066	666	1732
YELLOW MEDICINE	271	157	428
TOTALS	49,043	37,470	86,513

* These estimates are calculated based on individuals eligible for MinnesotaCare in each county as of August 4, 1995 as reported in report MW2520 by the State MMIS II reporting system. This estimate includes eligible Singles and Couples Without Children.

The enrollment process will be done by mail. It will begin on May 1, 1996, with an effective date of initial coverage on July 1, 1996, and will occur regionally over a three month period, with full enrollment expected to be completed by September 1, 1996. The contract period covered by this RFP will be from July 1, 1996 to December 31, 1996. Contracts with qualified health plans may be renewed for subsequent contract periods.

Prepaid health plans must be able to provide all MinnesotaCare and MA covered services and must be able to accept financial risk. Contracting health plans will be expected to administer two benefit packages under the Prepaid MinnesotaCare program: Children Under Age 21 and Pregnant Women are eligible for MA covered services; Adult Family Members are eligible for MinnesotaCare benefits with applicable co-pays and limits. Preliminary capitation rates have been set by the Department in consultation with an independent actuary. Final capitation rates for all health plans will be set after negotiations with each individual bidding health plan. Contracts will be awarded based upon: (1) capacity and geographic accessibility of service delivery sites; (2) ability to comply with service delivery standards appropriate to the demographic characteristics of the population to be enrolled; (3) financial and risk capability; and (4) ability to meet quality assurance, complaint, appeal and reporting requirements. The commissioner reserves the right to reject any proposal.

The complete request for proposal which contains detailed specifications may be obtained by writing or contacting:

Mary Bruns
 Minnesota Department of Human Services
 444 Lafayette Road
 St. Paul, MN 55155-3854
 Phone: (612) 296-6040

Ms. Bruns is the only person at the Department of Human Services authorized to answer questions regarding this document.

Organizations interested in responding to this request for proposal may ask for the request for proposal either on a 3.5 inch diskette in WordPerfect for DOS version 5.1 format and/or in paper format. The complete request for proposal will be available to be mailed September 25, 1995.

The deadline for submitting any proposal is Friday, November 3, 1995, 4:00 P.M. Incomplete responses or responses submitted after this time may be rejected.

Department of Human Services

Health Care Purchasing Division

Long Term Care Options Project: Notice of Availability of Contract for Assistance in Developing a Client Education/Marketing Plan for Primary, Acute and Long Term Care Managed Care Demonstration

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Service is seeking applications for professional services from recognized experts in marketing health care programs to develop a client education/marketing plan for the Long Term Care Options Project (LTCOP) funded in part by The Robert Wood Johnson Foundation. The foundation has provided funding for the design and development of an innovative managed care system, incorporating primary, acute and long term care services for elderly persons dually eligible for Medicaid and Medicare, into one managed care system.

The population involved will include persons 65 and over who are dually eligible for the Medicare and Medicaid programs and who reside within counties where the Prepaid Medical Assistance Program (PMAP) is operating. The population involved will include persons residing both in nursing homes and within the community.

This request for proposal does not obligate the state to complete the project, and the state reserves the right to cancel the solicitation if it is considered to be in its best interest.

I. Purpose of the Project

The purpose of the LTCOP is to combine the financing and delivery of primary, acute and long term care services of community-based and institutionalized elders eligible for Medicaid and Medicare services. The goals are to provide services necessary to maximize independence of elders living in the community and to provide a coordinated services delivery systems to those residing in nursing homes, as well as to ensure that services are provided in the most cost effective alternative setting feasible. Medicare and Medicaid services and funding are to be combined and utilized in conjunction with existing community services to provide a total care package for enrolled elders. The state will contract with managed care organizations to manage and deliver primary, acute and long term care services to enrolled elders. The managed care organization will contract with local health and community service providers including physicians, nursing facilities, hospitals, county service providers, ancillary providers, etc. The state will pay a Medicaid capitation to the managed care organizations and the Health Care Finance Administration Office of Research and Designs (HCFA-ORD) will pay the Medicare capitation to the managed care organizations.

Managed care organizations will deliver care using a multidisciplinary approach including professionals such as physicians, nurse practitioners, RNs, and social workers. Emphasis will be on prevention and improved health outcomes and cost effective services for both community-based and institutionalized dually eligible Medicare/Medicaid beneficiaries over the age of 65.

Federal waivers allowing the LTCOP to be implemented were granted by the HCFA in April 1995. In July 1995, The Robert Wood Johnson Foundation (RWJF) granted the State of Minnesota \$1,240,130 to implement and operate the LTCOP over a six-year demonstration period running from August 1, 1995 into spring of 2001.

The amount available for the contract for development of a client education/marketing plan for the LTCOP is targeted at approximately \$42,500.

The contract period for the client education/marketing consultant is from December 1, 1995 to July 30, 1996. This contract period is subject to the sole discretion of the state.

The client education/marketing consultant will work with DHS/LTCOP staff in developing the LTCOP client education/marketing plan.

Responsibilities would include:

A. Provide assistance in the development of a conceptual approach that will serve as the base for the LTCOP client education/marketing effort.

B. Preparation of a written client education/marketing plan that describes an overall strategy for LTCOP client education/marketing activities and which includes detailed descriptions of the components listed below.

II. Scope of this Request for Assistance

The contractor will develop/assist in the development of a client education/marketing plan which will be directed toward community based and institutionalized recipients; nursing facility staff; county managed care and Elderly Waiver staff; providers for health plans participating in the LTCOP; senior consumer groups; and participating health plans.

Professional, Technical & Consulting Contracts

III. Project Tasks

- A. The contractor will obtain information by conducting focus group/s among potential LTCOP enrollees, family members, and relevant staff to discover their concerns and preferences about a product like the LTCOP.
- B. The contractor will provide written recommendations regarding:
 1. Medium/materials that would be most effective/appropriate for conducting client education in the LTCOP (brochures/other written materials, video, letters, phone calls) taking into account physical disabilities (e.g. vision, hearing, mobility disabilities) and cultural differences, including language barriers, that may exist in the target population;
 2. Modification of existing client education materials to reflect the LTCOP as allowed;
 3. Audiences which should be targeted with each type of client education activity;
 4. Settings in which client education activities should occur or materials should be placed;
 5. Frequency of various client education activities;
 6. Slogans, phrases, graphic images that would be effective in client education materials;
 7. Financial resources, within the approved budget, required to carry out the LTCOP client education effort;
 8. Human resources/expertise required to carry out the LTCOP client education effort;
 9. Timeline outlining when initial and follow-up client education efforts should occur throughout the demonstration; etc.

IV. Project Cost

The cost of this project I targeted at approximately \$42,500 for services rendered on an as needed basis.

V. Description of the Proposal

- A. A proposal submitted in response to this RFP must include the following:
 1. A statement of respondents' understanding of the project objectives, goals, tasks and timetables.
 2. A preliminary outline of issues and major tasks to be addressed in the project.
 3. Names and credentials of individual who will be providing consulting services. Particular emphasis should be given to background which demonstrates understanding of the managed health care industry and long term care and home and community-based services as they relate to elderly populations. Experience in marketing TEFRA risk plans is highly desirable. Emphasis should also be given to knowledge of or experience working with public programs (e.g. Medicare, Medical Assistance, General Assistance Medical Care, MinnesotaCare).
 4. A cost proposal outlining professional work hours by specific individual, rates, expenses and overhead rates.
 5. A reference list of previous clients and types of projects completed including contact person and telephone numbers.
 6. A writing sample indicative of respondent's experience in the area of interest and the outcome/or recommendation given to the client based on the written product.

B. Criteria for Selection

The contract will be awarded on the basis of the following criteria:

1. Relevant education, knowledge, experience and qualifications of individual consultants.
2. Demonstrated understanding of the innovative and experimental nature of the project and demonstration of willingness to work flexibly with the DHS/LTCOP staff in order to address issues and problems arising out of this unique model.
3. Completeness of proposal in addressing required RFP elements.
4. Cost effectiveness of proposal, i.e., effective use of contract resources as demonstrated in the cost proposal.
5. Demonstrated experience in related areas.
6. Demonstrated understanding of unique issues involved in working with Medicare/Medicaid dually eligible elderly eligibles living in community and institutional settings who are enrolled in managed care.

C. Workers Compensation Requirement

The successful responder will be required to submit acceptable evidence of compliance with state requirements for workers compensation insurance coverage prior to execution of the contract.

Professional, Technical & Consulting Contracts

D. Data Privacy

The contractor will be required to comply with state and federal regulations and laws governing any data shared by the state with the contractor, including the Minnesota Government Data Practices Act, *Minnesota Statutes*, Chapter 13.

E. Proposal Submission

Please submit three copies of the proposal to the contact person listed below by 4:00 p.m. on **October 27, 1995**. Each copy must be signed by an authorized member of the firm or by the person making the proposal. Terms of the proposal must be valid for the length of the project.

Proposals will be evaluated and a contractor selected by **November 24, 1995**. All respondents will receive a written notice of the results of the process. In some instances, an interview may be requested. The Department reserves the right to reject all proposals, if such action is deemed to be in the best interest of the Department.

F. Department Contact

Please direct all inquiries and responses to:

Sandra Mahaniah
Minnesota Department of Human Services
Long Term Care Options Project
444 Lafayette Road
St. Paul, Minnesota 55155-3854
Phone: (612) 296-1724

Dated: 11 September 1995

Sandra Mahaniah
Health Care Purchasing Division
Department of Human Services

Department of Human Services

Child Support Enforcement Division

Request for Proposals to Provide a List of Process Servers to County IV-D Agencies Throughout Minnesota

The State of Minnesota, Department of Human Services-Child Support Enforcement Division (State), is soliciting proposals from qualified vendors to provide a personal service of process for county IV-D agencies throughout Minnesota. The outcome of this project will be a list of service of process vendors, their service territories and their rates. Once the contracts have been executed, the State will only reimburse the county IV-D agencies for service of process expenditures to vendors on the list. The State will set time-frame and rate standards for process serving. The successful vendors will be required to track and make semi-annual statistical reports of their ability to meet or surpass the State's standards. Compliance with the State's standards may affect renewal of any particular vendor's contract. It will be the decision of the individual county IV-D agency whether or not and how often to use the services of any particular vendor on the list. The State cannot guarantee the amount, if any, of business to any particular vendor placed on the list of process servers.

This Notice or the Request for Proposal does not obligate the State to complete the project, and the State reserves the right to cancel the solicitation if it is considered to be in its best interest.

A copy of the Request for Proposal can be obtained by contacting the Department of Human Services-Child Support Enforcement Division, telephone: 612-296-3693; fax: 612-297-4450. All proposals must be submitted (no faxed or other electronically transmitted proposals will be accepted) no later than 4:30 p.m. on Thursday, October 12, 1995 to:

Wayland Campbell, Business Unit Manager
Minnesota Department of Human Services
Child Support Enforcement Division
444 Lafayette Road
St. Paul, Minnesota 55155-3846

Non-State Public Bids, Contracts & Grants

Department of Public Service

Notice of Request for Proposals for Persons to Develop a Residential Mechanical Ventilation Standard (RVS) and to Develop an RVS Contractor Certification Program

The Department of Public Service is seeking proposals from qualified firms and individuals to develop a residential mechanical ventilation standard (RVS) and to develop an RVS contractor certification program. The estimated total budget for this project is \$26,400. Deadline for receipt of proposals is October 12, 1995.

The contract is anticipated to extend from November, 1995 through November, 1996. Details concerning submission requirements are included in the Request for Proposals. A copy of the Request for Proposals is available by calling or writing Bruce Nelson, Department of Public Service, 121 7th Place East, Suite 200, St. Paul MN 55101, telephone (612) 297-2313, or FAX (612) 297-1959, or by calling Narv Somdahl at (612) 297-2117.

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 Two Harbors, Minnesota

Request for Proposal for a Preliminary Engineering Study for a Proposed Two Harbors, Minnesota Small Craft Harbor - Lake Superior

The City of Two Harbors, (City), with assistance from the Minnesota Department of Natural Resources Trails and Waterways Unit (DNR), and the North Shore Management Board (NSMB) through the Arrowhead Regional Development Commission, is seeking proposals from qualified engineering firms or individuals to prepare a report that will provide information and recommendations to be used by the City, NSMB, and DNR to determine what type of a small craft harbor, boat launching facility, and marina development is feasible from an environmental, architectural, and engineering basis with an estimated budgeted amount of \$30,000. This proposal does not obligate the City to spend the estimated dollar amount and this request for proposal does not obligate the City, DNR, or NSMB to complete the project and the City reserves the right to cancel the solicitation without responsibility for costs or expenses incurred by the respondents if it is considered to be in their best interest.

NOTICE IS HEREBY GIVEN that the City of Two Harbors will accept sealed bids until 2:00 p.m. Thursday, October 19, 1995 for a preliminary Engineering Study for the proposed Two Harbors, Minnesota Small Craft Harbor - Lake Superior, at which time said bids will be opened, read aloud, and tabulated.

Interested parties may request a detailed Request for Proposals by calling or writing to Keith Hamre, Program Manager, Community Development & Environmental Resources Division, Arrowhead Regional Development Commission, 330 Canal Park Drive, Duluth, MN 55802, (218) 722-5545, or Roger Simonson, City Administrator, 522 1st Avenue, City of Two Harbors, Two Harbors, MN 55616, (218) 834-5631. Proposals will be accepted until 2:00 p.m. October 19, 1995. No bid will be considered unless it is securely sealed in an envelope marked "Agate Bay Harbor's Project Bid" and filed with the ARDC Program Manager or the Two Harbors City Administrator prior to the time noted above for the closing of bids. All bids must be accompanied by a certified check, cashier's check, or bidder's bond in the amount of 5 percent of the total bid, payable to the City of Two Harbors.

The City of Two Harbors reserves the right to accept or reject any or all bids, to waive technicalities and informalities therein and to award the bid in the best interests of the city.

Dated: 6 September 1995

Keith Hamre, Program Manager
Community Development & Environmental Resources Division
Arrowhead Regional Development Commission

Chemical Dependency

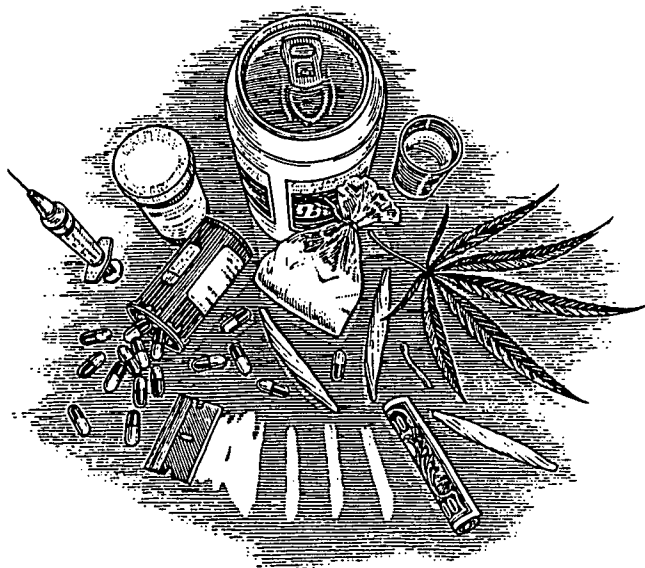
Treating the Family---

Process Parenting: *Breaking the Addictive Cycle*

An indispensable tool for early childhood/family educators, public health nurses, chemical dependency counselors, parent effectiveness trainers, etc. This training manual focuses on parenting as a process. Featured areas include prevention, education and treatment techniques for those working with recovering chemically dependent parents and dysfunctional families. Includes a step-by-step curriculum PLUS over 30 client exercises as well as guidance in working with urban/rural, gay/lesbian and parents of color. Plastic-ring bound. 199pp. (Dept. of Human Services, 1988) Stock No. 5-4 \$15.00

Process Parenting -- Videotape

Author reads from the book... Excellent tool for classroom training. (Dept. of Human Services, 1989) Stock No. 4-5 \$15.00



Hearing Impaired---

Hope & Help: Videotapes

Five tapes, shown in American Sign Language as well as caption and voice, contain footage from the best treatment resources in the country for persons with a hearing impairment who are chemically dependent. Five 1/2" VHS tapes -- 70 minutes total. (Dept. of Human Services & Hennepin County, 1987)

MINNESOTA residents: Stock No. 4-1 \$100.00

NON-residents: Stock No. 4-2 \$395.00

Tape 1 (14 min.) and **Tape 2** (13 min.):

Special problems faced by the chemically dependent person with a hearing impairment.

Tape 3 (16 min.):

Using Alcoholics Anonymous (AA) as a resource.

Tape 4 (12 min.):

A guide for people with a hearing impairment who have a chemically dependent family member.

Tape 5 (28 min.):

A guide for chemically dependency counselors and treatment staff serving persons with a hearing impairment.



Directories---

Chemical Dependency Programs Directory

Comprehensive listing of chemical dependency treatment programs in Minnesota. Information on services provided, funding and staff, and a map are also included. 282pp. (Dept. of Human Services, 1992/93) Stock No. 1-12 \$17.00

MN Directory of Services for Chemically Dependent Women and Their Children

Listing of treatment and support services throughout the state. Each agency/service listed alphabetically within geographic area. Listings include address, phone, hours, eligibility criteria, payment options, and a summary of their services. Organized for quick access to services within each geographic area. Plastic-ring bound, 97pp. (Dept. of Human Services, 1989) Stock No. 1-5 \$10.00



Print Communications Division

117 University Avenue • St. Paul, Minnesota 55155
Metro Area 612-297-3000
Toll Free 1-800-657-3757
FAX 612-297-8260
TDD Metro Area 612-282-5077 Greater MN 1-800-657-3706

Second Class
U.S. Postage
Paid
Permit No.
326630
St. Paul, MN

Please notify us of any address changes so that we can continue to give you our best service. Include your old mailing label to speed your service.



Printed on recycled paper
20% post-consumer waste

(52)
7960 S

Legislative Reference Library
Kim Hanson
645 State office Bldg
INTEROFFICE

TO ORDER:

Complete attached order blank. Include either your VISA/MasterCard, American Express or Discover credit card number with the expiration date, or a check/money order made out to the State of Minnesota. Orders by phone are accepted when purchasing with your credit card. Please include a phone number where you can be reached during the day in case we have questions about your order.

Please include sales tax and \$3.00 postage and handling.

PREPAYMENT REQUIRED.

Merchandise may be returned if it is in resalable condition.

NOTE:
STATE REGISTER and other subscriptions do not require sales tax or postage and handling fees.

Shipping Charges	
Subtotal	Add:
Up to \$25.00	\$3.00
\$25.01 - \$50.00	\$5.00
Over \$50.00	\$7.00



Prices subject to change without notice.
Please allow about 6 weeks for delivery.
In a hurry? Stop by our Bookstore.
Bookstore hours: 8:00-5:00 Monday-Friday

For Your Convenience, photocopy this order blank

Code No.	Quantity	Description	Item Price	Total
Name or Company			Subtotal	
Attention			6 1/2 % tax MN residents 7% St. Paul residents	
Address				
City	State	Zip	Add Shipping Charges from chart at left.	
American Express/VISA/MasterCard/Discover No.			TOTAL	
Signature		Expiration Date	Telephone (During Day)	

If tax exempt, please provide ES number or send completed exemption form. SR-20