

96. April 1

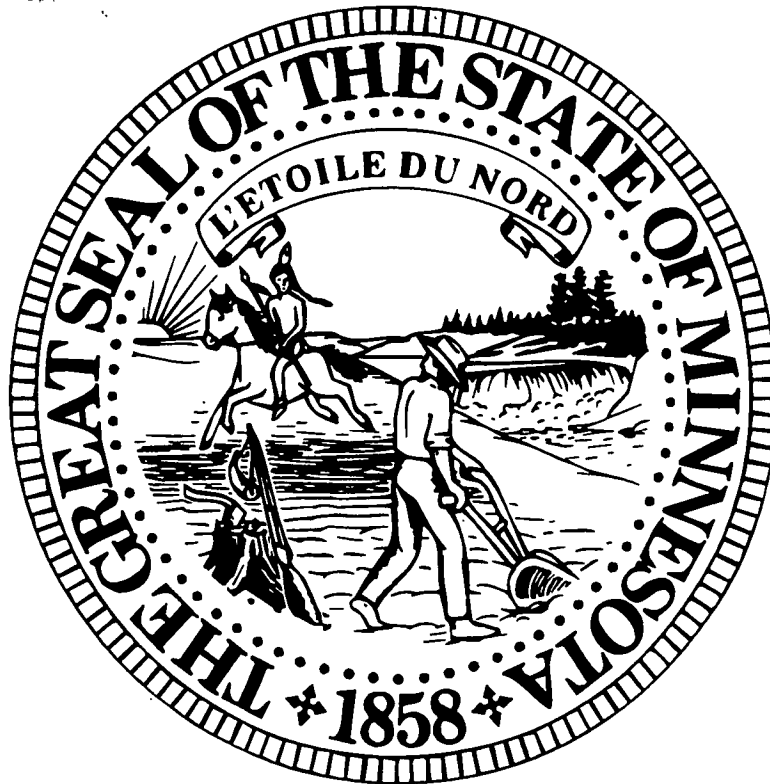
P182

The Minnesota

RECEIVED **State Register**

APR 02 1996

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 1 April 1996

Volume 20, Number 40

Pages 2395-2422

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
# 40	Monday 1 April	Monday 18 March	Monday 25 March
# 41	Monday 8 April	Monday 25 March	Monday 1 April
# 42	Monday 15 April	Monday 1 April	Monday 8 April
# 43	Monday 22 April	Monday 8 April	Monday 15 April

Arne H. Carlson, Governor 612/296-3391	Hubert H. Humphrey III, Attorney General 612/297-4272	Joan Anderson Growe, Secretary of State 612/296-2079
Joanne E. Benson, Lt. Governor 612/296-3391	Judi Dutcher, State Auditor 612/297-3670	Michael A McGrath, State Treasurer 612/296-7091
Department of Administration:	Print Communications Division:	Jane E. Schmidley, Acting Editor 612/297-7963
Elaine S. Hansen, Commissioner 612/296-1424	Kathi Lynch, Director 612/297-2553	Paul Hoffman, Assistant Editor 612/296-0929
Robert A Schroeder, Asst. Commissioner 612/297-4261	Mary Mikes, Manager 612/297-3979	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 #40 2398

Proposed Rules

Revenue Department

Valuation and assessment of utility line property 2399

Teaching Board

License fees 2403

Adopted Rules

Health Department

Aggregate health care financial and statistical data 2405

Human Services Department

Second medical opinion 2405

ERRATA

Labor and Industry Department

Proposed permanent rules relating to occupational safety and health review board 2406

Official Notices

Agriculture Department

Change in meeting dates and meeting site 2406

Minnesota Comprehensive Health Association

Meeting of board of directors 2406

Labor and Industry Department

Notice of prevailing wage certifications for commercial construction projects 2407

Metropolitan Council

Public hearing on proposed Woodbury transit service plan 2408

Northern States Power

Acid rain program designated representative 2408

Pollution Control Agency

Comments sought on rules for landfill gas emissions from municipal solid waste landfills 2409

Proposed issuance of air emissions general permit for hot mix asphalt facilities 2410

Secretary of State's Office

Vacancies in multi-member agencies 2412

Transportation Department

Crow Wing County petition for variance from state aid requirements for recovery area 2415

State Grants

Economic Security Department

Grant monies available for pilot program for dislocated workers 2415

Professional, Technical & Consulting Contracts

Health Department

Proposals sought for targeted placement and some development of print and media broadcast media products with HIV/STD risk reduction and service related messages 2416

Trade and Economic Development Department

Proposals sought for design and pre-press production of travel guide 2417

Transportation Department

Proposals sought to provide assistance in collecting data about queues on metered ramps 2417

Proposals sought to provide consulting services for concept development of a shared traffic management and emergency services dispatch 2418

Availability of contract for photogrammetric services 2418

Proposals sought for evaluation of methods/devices for measuring in-situ drainage characteristics 2419

Non-State Public Bids, Contracts & Grants

Minnesota Historical Society

Proposals sought for provision and installation of a point of sale and retail management system 2420

Proposals sought for cultural resource survey and planning work 2420

City of St. Paul

Bids sought for environmental remedial clean-up 2420

The *Professional-Technical-Consulting Contract Award Reports* is published monthly.

The *State Register Contracts Supplement* with commodities and price contracts advertised by the state is published every Tuesday, Wednesday and Friday. Award results are currently only available from the Materials Management Helpline.

Individual copies and subscriptions for both publications are available through Minnesota's Bookstore, (612) 297-3000 or 1-800-657-3757.

Vendors interested in responding to the commodity and price contracts advertised in the *Contracts Supplement* should contact the Department of Administration **Materials Management Division 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 issue 40

Health Department

4651.0100; .0110; .0120; .0150 (adopted).....	2405
4651.0100, s.13,17; .0110, s.1 (repealed).....	2405

Revenue Department

8100.0100; .0200; .0300; .0400 (proposed).....	2399
8100.0100, s.17; .0300, s.7(proposed repealer).....	2399

Teaching Board

8700.0600 (proposed)	2403
----------------------------	------

Human Services Department

9505.0500; .0520; .0521; .0522; .0540; .5005; .5035; .5041; .5045; .5046; .5075; .5076; .5077; .5078; .5079; .5080; .5082; .5085; .5105 (adopted)	2405
9505.0500, s. 4a,19a,28; .5005, s. 18b; .5040; .5050; .5055; .5065; .5070; .5080, s. 2,3; .5090; .5096; .5100 (repealed)	2405
9505.5060 is renumbered as 9505.5091	

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.

Department of Revenue

Proposed Permanent Rules Relating to Valuation and Assessment of Utility Line Property

Notice of Hearing

Proposed Rules Governing Valuation and Assessment of Electric, Gas Distribution and Pipeline Companies (Utility Companies), *Minnesota Rules*, parts 8100.0100 to 8100.0400

Public Hearing. The Minnesota Department of Revenue intends to adopt a rule after a public hearing following the procedures set forth in the Administrative Procedures Act, *Minnesota Statutes*, sections 14.131 to 14.20. The agency will hold a public hearing on the above-entitled rule at the Minnesota Department of Revenue, Skjeggstad Room, 8th Floor, 10 River Park Plaza, St. Paul, Minnesota 55146, starting at 9:00 a.m. on May 6, 1996, and continuing until the hearing is completed. Additional days of hearing will be scheduled if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements may be submitted without appearing at the hearing.

Administrative Law Judge. The hearing will be conducted by Administrative Law Judge Richard C. Luis, Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401; telephone: 349-2542; fax: 349-2665. The rule hearing procedure is governed by *Minnesota Statutes*, sections 14.131 to 14.20, and by the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2000 to 1400.2240. Questions concerning the rule hearing procedure should be directed to the Administrative Law Judge.

Subject of Rule, Statutory Authority, and Agency Contact Person. The subject of the hearing will be the adoption of *Minnesota Rules*, parts 8100.0100 to 8100.0400, which would effectively amend the current rules of the Department of Revenue governing ad valorem (property) taxes imposed on utilities. The present rules deal generally with the valuation, allocation, apportionment, and equalization of property of electric, gas distribution, pipelines, and cooperative electric companies. The proposed rules will delete the effect of deferred income tax from the capitalization rate, add the effect of an earning growth rate to the capitalization rate, change the weighing of the income and cost indicators of value for electric companies and change the allocation method for pipelines.

The commissioner of revenue has general rulemaking authority under *Minnesota Statutes*, section 270.06 (14). In addition, *Minnesota Statutes*, section 14.05, subd. 1, grants the Department of Revenue the authority to adopt, suspend, or repeal its rules in accordance with the procedures specified in sections 14.131 to 14.20. A copy of the proposed rule is published in the *State Register* on April 1, 1996. A free copy of this rule is available upon request from the agency contact person listed below.

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

The agency contact person is:

Ronald K. Cook
Minnesota Department of Revenue
Property Tax Division
Mail Station 3340
10 River Park Plaza
St. Paul, Minnesota 55146-3340
telephone: (612) 296-0392
fax: (612) 297-2166

Statement Of Need And Reasonableness. A Statement Of Need And Reasonableness is now available for review at the agency offices and at the Office of Administrative Hearings. This statement contains a summary of the justification for the proposed rule, including a description of who will be affected by the proposed rule and an estimate of the probable cost of the proposed rule. The statement may be reviewed and copies obtained at the cost of reproduction from either the agency or the Office of Administrative Hearings.

Public Comment. You and all interested or affected persons, including representatives of associations and other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time before the close of the hearing record. All evidence presented should relate to the proposed rule. You may also submit written material to the Administrative Law Judge to be recorded in the hearing record for five working days after the public hearing ends. This five-day comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the Administrative Law Judge at the hearing. Following the comment period, there is a five-working-day response period during which the agency and any interested person may respond in writing to any new information submitted. No additional evidence may be submitted during the five-day response period. All comments and responses submitted to the Administrative Law Judge must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the due date. All Comments or responses received will be available for review at the Office of Administrative Hearings.

The agency requests that any person submitting written views or data to the Administrative Law Judge prior to the hearing or during the comment period also submit a copy of the written views or data to the agency contact person at the address stated above.

Accommodation. If you need an accommodation to make this hearing accessible, please contact the agency contact person at the address or telephone number listed above.

Modifications. The proposed rule may be modified as a result of the rule hearing process. Modifications must be supported by data and views presented during the rule hearing process, and the adopted rule may not be substantially different than the proposed rule. If the proposed rule affects you in any way, you are encouraged to participate.

Adoption Procedure After Hearing. After the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rule. You may ask to be notified of the date when the judge's report will become available, and can make this request at the hearing or in writing to the Administrative Law Judge. You may also ask to be notified of the date on which the agency adopts the rule and files it with the Secretary of State, and can make this request at the hearing or in writing to the agency contact person stated above. If you want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Ethical Practices Board. Questions regarding this requirement may be directed to Jeanne Olson, Executive Director, Ethical Practices Board, First Floor South, Centennial Office Building, 658 Cedar Street, St. Paul, Minnesota 55155; telephone (612) 296-1721.

Order. I order that the rulemaking hearing be held at the date, time, and location listed above.

Matthew G. Smith
Commissioner
Minnesota Department of Revenue

Rules as Proposed

CHAPTER 8100
DEPARTMENT OF REVENUE
PROPERTY EQUALIZATION TAX DIVISION
AD VALOREM TAXES; UTILITIES

8100.0100 DEFINITIONS.

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

Subp. 5a. Earnings growth rate. “Earnings growth rate” means the average increase or decrease in the five-year moving average earnings per share as computed in the annual capitalization rate study. The rate will be adjusted to normalize income to one year in the future.

[For text of subps 6 to 16, see M.R.]

Subp. 17. [See repealer.]

8100.0200 INTRODUCTION.

The commissioner of revenue will estimate the valuation of the entire system of a utility company operating within the state. The entire system will be valued as a unit instead of valuing the component parts, utilizing data relating to the cost of the property and the earnings of the company owning or operating the property. The resulting valuation will be allocated or assigned to each state in which the utility company operates. Finally, by the process of apportionment, the portion allocated to Minnesota will be distributed to the various taxing districts within the state. Most of the data used in the valuation, allocation, and apportionment process will be drawn from reports submitted to the Department of Revenue by the utility companies. These reports will include Minnesota Department of Revenue Annual Utility Reports (UTL forms), Reports to the Minnesota Public Utilities Commission, Annual Reports to Shareholders, Annual Reports to the Federal Energy Regulatory Commission and Annual Reports to the Interstate Commerce Commission. Periodic examinations of the supporting data for these reports will be made by the Department of Revenue.

The methods, procedures, indicators of value, capitalization rates, weighting percents, ~~and~~ allocation factors, and equalization will be used as described in parts 8100.0300 to ~~8100.0600~~ 8100.0700 for ~~1990~~ 1996 and subsequent years.

As in all property valuations, the commissioner of revenue reserves the right to exercise his or her judgment whenever the circumstances of a valuation estimate dictate the need for it.

8100.0300 VALUATION.

Subpart 1. **General.** Because of the unique character of public utility companies, such as being subject to stringent government regulations over operations and earnings, the traditional approaches to valuation estimates of property (cost, capitalized income, and market) must be modified when utility property is valued. Consequently, for the ~~1990~~ 1996 and subsequent assessment years, the value of utility company property will be estimated in the manner provided in this chapter.

[For text of subp 2, see M.R.]

Subp. 3. **Cost approach.** The cost factor to be considered in the utility valuation formula is the original cost less depreciation of the system plant, plus improvements to the system plant, plus the original cost of construction work in progress on the assessment date. The original cost of any leased operating property used by the utility must be reported to the commissioner in conjunction with the annual utility report. If the original cost of the leased operating property is not available, the commissioner shall make an estimate of the cost by capitalizing the lease payments. Depreciation will not be allowed on construction work in progress. Depreciation will be allowed as a deduction from cost in the amount allowed on the accounting records of the utility company, as such records are required to be maintained by the appropriate regulatory agency, except that depreciation may be reduced if available information indicates the amount deducted does not equal actual accrued depreciation when the current estimated remaining life is considered.

Depreciation, however, shall not exceed the prescribed percentage of cost: for electric companies, 20 percent; for gas distribution companies, 50 percent; and for pipeline companies, 50 percent. If the amount of depreciation shown on the company's books exceeds these percentages, the company may deduct 50 percent of the excess.

The cost indicator of value computed in accordance with this subpart will be weighted for each type of utility company as follows: electric companies, ~~85~~ 75 percent; gas distribution companies, 75 percent; and pipeline companies, 75 percent.

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

The following example illustrates how the cost indicator of value would be computed for an electric company:

1. Utility Plant	\$ 200,000,000
2. Construction Work in Progress	\$ 5,500,000
3. Total Plant	\$ 205,500,000
4. Nondepreciable Plant (Land, Intangibles, C.W.I.P.)	\$ 17,500,000
5. Depreciable Plant	\$ 188,000,000
6. Book Depreciation	\$ 40,000,000
7. Maximum Depreciation (20%)	\$ 37,600,000
8. 50% Excess Depreciation Allowance	\$ 1,200,000
9. Total Allowable Depreciation	\$ 38,800,000
10. Total Cost Indicator of Value	\$ 166,700,000

Subp. 4. **Income approach.** The income indicator of value will be estimated by weighting the capitalized net operating earnings of the utility company, adjusted for the earnings growth rate, for the most recent three years as follows: most recent year, 40 percent; previous year, 35 percent; and final year, 25 percent. The net income, adjusted for the earnings growth rate, will be capitalized by applying to it a capitalization rate which will be computed by using the band of investment method. This method will consider:

- A. the capital structure of utilities;
- B. the cost of debt or interest rate;
- C. the yield on preferred stock of utilities; and
- D. the yield on common stock of utilities; and
- E. ~~deferred taxes.~~

Rates will be computed for electric companies, gas distribution companies, and pipeline companies. The rates will be recalculated each year using the method described in this subpart.

The income indicator of value computed in accordance with this subpart will be weighted for each class of utility company as follows: electric companies, ~~45~~ 25 percent; gas distribution companies, 25 percent; and pipeline companies, 25 percent.

The following example illustrates how the income indicator of value would be computed for a gas distribution company:

	1982	1983	1984
1. Net Operating Income	\$ 596,160	\$ 488,911	\$ 579,600
2. Capitalized Income @ 11.5%	5,184,000	4,251,400	5,040,000
3. Weighting Factor	25 percent	35 percent	40 percent
4. Weighted Capitalized Income	1,296,000	1,488,000	2,016,000
5. Total Income Indicator of Value			4,800,000
	1993	1994	1995
1. Net Operating Income	\$ 500,995	\$ 420,850	\$ 510,990
2. Earnings Growth Rate	0.32%	0.32%	0.32%
3. Adjusted Earnings (Line 1 times 1 plus Line 2 squared)	504,206	423,548	514,266
4. Weighting Factor	25%	35%	40%
5. Weighted Income to be Capitalized	126,052	148,242	205,706
6. Capitalized Income at 10.00%	1,260,520	1,482,420	2,057,060
7. Total Income Indicator of Value			\$4,800,000

[For text of subps 5 and 6, see M.R.]

Subp. 7. [See repealer.]

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

8100.0400 ALLOCATION.

[For text of subs 1 to 3, see M.R.]

Subp. 4. **Pipeline companies.** In addition to the cost factor and the gross revenue factor, the factor of weighted pipeline miles shall be considered in allocating the value of pipeline companies. Weighted pipeline miles means the number of miles of pipeline multiplied by the diameter of the pipe, measured in inches. To illustrate, a pipeline six miles long has three miles of pipe with a diameter of ten inches and three miles of pipe with a diameter of 30 inches. The weighted pipeline miles is 120. The allocation of pipeline companies shall be the original cost of the utility property located in Minnesota divided by the total original cost of the property in all states of operation weighted at 75 percent. Additionally, throughput of product from operations in Minnesota divided by throughput of product from operations in all states is weighted at 25 percent.

3 miles x 10" diameter	=	30
3 miles x 30" diameter	=	90
Weighted pipeline miles	=	120

The following example illustrates the allocation of value of property of a pipeline company and the weights given to each factor:

1. Minnesota Plant Cost	\$13,500,000		
		x .75 =	25.76%
2. System Plant Cost	\$39,300,000		
3. Minnesota Gross Revenue	\$ 2,980,000		
		x .05 =	1.60%
3. Minnesota Throughput	\$ 8,940,000		
		x .25 =	8.01%
4. System Gross Revenue	\$ 9,300,000		
4. System Throughput	\$27,900,000		
5. Minnesota Weighted Pipeline Miles	\$ 9,500	x .20 =	7.01%
6. System Weighted Pipeline Miles	\$ 27,100		
7. Total Percentage Allocable to Minnesota			34.37%
5. Total Percentage Allocable to Minnesota			33.76%

REPEALER. Minnesota Rules, parts 8100.0100, subpart 17; and 8100.0300, subpart 7, are repealed.

Board of Teaching

Proposed Permanent Rules Relating to License Fees

Notice of Intent to Adopt a Rule Without a Public Hearing

Proposed Amendments to Permanent Rules Relating to License Fees, Minnesota Rules, Part 8700.0600

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

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

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

Judith A. Wain, Executive Secretary
Minnesota Board of Teaching
608 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
Telephone: (612) 296-2415
FAX: (612) 282-2403
TDD: (612) 297-2094

Subject of Rule and Statutory Authority. The proposed rule amendments are about a \$7.00 increase in teacher license fees. The statutory authority to adopt this amended rule is set forth in *Minnesota Statutes*, sections 125.05, 125.08, 125.185, and 214.06. A copy of the proposed amended rule is published in the *State Register* and attached to this notice as mailed.

Comments. You have until 4:30 p.m. on May 1, 1996, to submit written comment in support of or in opposition to the proposed amended rule and any part or subpart of the amended 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 amended rule addressed and the reason for the comment. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed amended rule must also be made during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that a hearing be held on the amended rule. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on May 1, 1996. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed amended rule to which you object or state that you oppose the entire amended rule. Any request that does not comply with these requirements is not valid and cannot be counted by the agency for determining whether a public hearing must be held. You are also encouraged to state the reason for the request and any changes you want made to the proposed amended rule.

Withdrawal of Requests. If 25 or more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, section 14.131 to 14.20.

Modifications. The proposed amended rule may be modified as a result of public comment. The modifications must be supported by comments and information submitted to the agency, and the adopted rule may not be substantially different than this proposed amended rule. If the proposed amended 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 now available from the agency contact person. This statement contains a summary of the justification for the proposed amended rule, including a description of who will be affected by the proposed amended rule and an estimate of the probable cost of the proposed amended rule.

Notice to Department of Finance. In accordance with *Minnesota Statutes*, section 16A.1285, subdivision 5, pertaining to departmental charges, the Board of Teaching has submitted charges for approval and has received approval from the Commissioner of Finance. A copy of the Commissioner of Finance's comments and recommendations are included as Attachment A in the Statement of Need and Reasonableness.

Adoption and Review of Rule. If no hearing is required, the agency may adopt the rule after the end of the comment period. The rule and supporting documents will then be submitted to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date the rule is submitted to the office. If you want to be so notified, or want to receive a copy of the adopted rule, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Dated: 18 March 1996

Judith A. Wain, Executive Secretary

Rules as Proposed

8700.0600 FEES.

Effective July 1, ~~1983~~ 1996, each application for the issuance and/or renewal of a license to teach shall be accompanied by a processing fee in the amount of ~~\$40~~ \$47. The fees shall be paid to the commissioner of children, families, and learning who shall deposit them with the state treasurer, as provided by law, and report each month to the commissioner of finance the amount of fees collected.

The fee shall be nonrefundable for applicants not qualifying for a license, except the fee is refundable when the applicant for a license already holds the license for which application is made and that license does not expire in the year the application is submitted.

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 Health

Adopted Permanent Rules Relating to Aggregate Health Care Financial and Statistical Data

The rules proposed and published at *State Register*, Volume 20, Number 25, pages 1427-1434, December 18, 1995 (20 SR 1427), are adopted with the following modifications:

Rules as Adopted

4651.0100 DEFINITIONS.

Subp. 20a. **Provider identifier.** "Provider identifier" means the provider's unique provider identification number or, if the provider does not have a unique provider identification number, the provider's Minnesota license number. If the provider does not have a Minnesota license, then provider identifier means the provider's license number from another jurisdiction. After the federal Health Care ~~Finance~~ Financing Administration implements a national provider identifier, provider identifier will mean the national provider identifier issued by the federal Health Care ~~Finance~~ Financing Administration.

4651.0110 HEALTH CARE PROVIDER REPORTING.

Subp. 2. **Medical doctor and doctor of osteopathy reporting; date for filing; reporting period.** This subpart applies to health care providers who are medical doctors licensed under *Minnesota Statutes*, section 147.02, or doctors of osteopathy licensed under *Minnesota Statutes*, section 147.031. These health care providers shall file with the commissioner a health care provider financial and statistical report on or before April 1 of each year. The report must be on forms or computer formats issued or approved by the commissioner and must contain data from the preceding calendar year.

The commissioner shall use a statistically valid sample of these providers whose solo practice or clinic has total revenues of less than \$1,000,000 instead of requiring all such providers to submit the report ~~if the commissioner determines that this can be done without having a significant negative effect on monitoring and trending of the access, utilization, quality, and cost of health care services within Minnesota or on estimating total Minnesota health care expenditures and trends.~~ For purposes of this subpart, total revenues are as specified in part 4651.0120, item K. Providers selected to be in the sample shall complete the report on or before April 1 of the year sampled. Providers not selected to be in the sample are not required to complete the report.

Department of Human Services

Adopted Permanent Rules Relating to Second Medical Opinion

The rules proposed and published at *State Register*, Volume 20, Number 26, pages 1680-1691, December 26, 1995 (20 SR 1680), are adopted as proposed.

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

Official Notices

ERRATA

Department of Labor and Industry

Proposed Permanent Rules Relating to Occupational Safety and Health Review Board

The proposed rule at 20SR 989, October 30, 1995 part 5215.2100 should have read:

5215.2100 PETITIONS FOR MODIFICATION OF ABATEMENT DATE.

When a petition for modification of abatement date filed under part ~~5210.0540~~ 5210.0542, as proposed at 20 State Register 970 and as subsequently adopted, is objected to by the commissioner, affected employees, or an authorized employee representative, the petition must be processed as follows:

A. The petition, citation, and objections received by the Department of Labor and Industry must be forwarded to the board within three days after the expiration of the 15-day period set out in part ~~5210.0540~~ 5210.0542, subpart 7, as proposed at 20 State Register 970 and as subsequently adopted.

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

Official Notices

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 Agriculture

Rural Finance Authority

Notice of Change in Meeting Dates and Meeting Site

The April meeting of the Rural Finance Authority Board has been postponed from April 3 to April 17, 1996. This meeting will start at 1:00 P.M. in the Conference Room of the MnDOT Office of Aeronautics, 222 E. Plato Blvd., St. Paul. The May 1, 1996 meeting is canceled. Future monthly meetings will return to the normal meeting location at 90 West Plato Blvd. in St. Paul, MN.

Jim Boerboom
RFA Director

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, April 11, 1996 at 1:00 p.m. at the Holiday Inn Metrodome, 1500 Washington Avenue South, Minneapolis. The meeting will be in a section of "Aragon" room, located on the main floor.

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

Department of Labor and Industry**Labor Standards Division****Notice of Prevailing Wage Certifications for Commercial Construction Projects**

Effective April 1, 1996 prevailing wage rates were determined and certified for commercial construction projects in the following counties:

Anoka: Lino Lakes Interceptor Improvements-Lino Lakes; City Well Pumphouses 1, 2 & 6-Coon Rapids; Stevenson Elementary School Asbestos Removal Summer 1996; Hayes Elementary School Asbestos Removal Summer 1996-Fridley; Anoka Metro Regional Treatment Center-Anoka.

Beltrami: Kelliher Public School-Kelliher.

Blue Earth: 1996 Improvements ISD 77-Mankato; 1996 Improvements ISD #77-Mankato.

Carver: Waconia Interceptor Improvements-Waconia & Victoria; ISD Bldgs Elementary/High School, Norwood/Young America-Norwood.

Crow Wing: Boiler Replacement Work Washington School ISD 181-Brainerd.

Dodge: Library Area/N.E. Tunnel Asbestos Removal-Hayfield.

Goodhue: New Aluminum Windows Stanford Cottage-Red Wing; New Aluminum Windows Harvard Cottage-Red Wing; New Aluminum Windows Yale Cottage-Red Wing.

Hennepin: U of M Mayo Bldg Fire 7 Life Safety Project-Mpls; Washburn High School Accessibility Life Safety & Deferred Maintenance-Minneapolis; Plaza Renovation Territorial Hall U of M-Minneapolis; Sheridan Elementary School Renovation-Minneapolis; Piping Supply Replacement Sanford School-Minneapolis; Outbound and West Commercial Roadways-MSP Int'l Airport; Valet Parking Office and West Vertical Circulation-MSP Int'l Airport.

Itasca: Bluewater Project-Itasca County; Rewire Gymnasium Bldg Thistildew Youth Corrections Facility-Togo; Nashwauk/Keewatin Lead Abatement Project-Nashwauk.

Lyon: Ceiling Mounted Scoreboard-Marshall; Ceiling Suspended Basketball Backstops-Marshall; Sport Floor Weight Room-Marshall; Portable Basketball Backstops-Marshall.

Martin: Addition & Remodeling Martin County Courthouse-Fairmont.

Olmsted: Chatfield Public Schools Lighting Retrofit & Upgrades-Chatfield.

Ramsey: Phase II Shower Renovation Bailey Hall U of M-St Paul; Asbestos Abatement Humboldt Junior High School-St Paul; Asbestos Abatement Riverview Elementary-St Paul; Asbestos Abatement Riverview Elementary-St Paul; 1996 Reroofing Mounds View Public Schools-New Brighton; Lino Lakes Interceptor Improvements-Shoreview; MWWTP Incinerator Stacks #5 & #6 Rehabilitation-St Paul; Administration Parking Ramp 1996 Repair-St Paul; Fire Alarm System Renovation Bailey Hall U/M St Paul Campus-St Paul; Bleacher Replacement White Bear Lake Schools-White Bear Lake; Lake Aires Elementary School-White Bear Lake.

St Louis: UMD Kirby Game Room Air Conditioning Equipment Replacement-Duluth; Maintenance Garage-Biwabik Township; St Louis County Courthouse Holding Facility-Duluth.

Stearns: Halenbeck Hall Exterior Door Replacement St Cloud State Univ-St Cloud.

Todd: Long Prairie SVE System Completion-Long Lake.

Washington: Park Senior HS Asbestos Removal Summer 1996-Cottage Grove; Pullman Elementary School Asbestos Removal Summer 1996-St Paul Park; Royal Oak Elementary School Asbestos Removal Summer 1996-Woodbury.

Wright: ISD 819 Delano Schools-Delano.

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

Metropolitan Council

Notice of Public Hearing on the Proposed Woodbury Transit Service Plan

The Metropolitan Council and the City of Woodbury will hold a public hearing on a proposal to restructure existing regular route public transit services in Woodbury. Existing routes that would be affected by this proposal include Metropolitan Council Transit Operations (MCTO) routes: 49, 94M, 94Y and 94W. The proposed plan recommends a mix of transit service including: peak-hour express regular route service, reverse-commute employee shuttle service and neighborhood circulator service using both small and large buses.

The public hearing will be held:

- **Metropolitan Council and City of Woodbury Public Hearing on Proposed Woodbury Transit Service Plan**
Tuesday, April 30, 1996 at 7:30 p.m.
Council Chambers
Woodbury City Hall
8301 Valley Creek Rd.
Woodbury, MN

All interested persons are encouraged to attend the hearing and offer comments. People may register in advance to speak by calling Randy Rosvold, 229-2710 or 291-0904 (TTY). Upon request, the Council will provide reasonable accommodations to persons with disabilities. In addition to speaking at the hearings, comments may be made several ways:

- Written comments to Mr. Randy Rosvold, Metropolitan Council, 230 East Fifth St., St. Paul, MN 55101
- Faxed comments to Mr. Rosvold at 229-2739
- Voice comments recorded on the Public Comment Line at 291-6536
- E-mail comments to: data.center@metc.state.mn.us

Comments must be received by Tuesday, May 14, 1996.

Copies of the public hearing draft of the proposed Woodbury transit service plan may be obtained by visiting, or calling the Council's Data Center at 291-8140 or 291-0904 (TTY); Woodbury City Hall at 739-5972 or 731-5796 (TTY); or, Woodbury branch of Washington County Library at 731-1320.

Northern States Power

Notice of Acid Rain Program Designated Representative

NOTICE IS HEREBY GIVEN that, pursuant to *Code of Federal Regulations* Title 40, Part 72, I am the Designated Representative as of April 9, 1996 for the following Acid Rain Program affected sources at Northern States Power Company: Allen S. King Plant boiler 1, Alliant Techsystems engine 1, Black Dog Plant boilers 1, 2, 3 and 4, High Bridge Plant boilers 3, 4, 5 and 6, Inver Hills Plant engines 7 and 8, Minnesota Valley Plant boiler 4, Riverside Plant boilers 6, 7 and 8, Sherburne County Plant boilers 1, 2 and 3 (boiler 3 is owned by Northern States Power Company and Southern Minnesota Municipal Power Agency), United Health Care engines 1 and 2 and United Hospital engines 1, 2 and 3. Pamela K. Graika is the Alternate Designated Representative for these sources. If there are questions, call Nancy Stafki at (612) 330-5520.

Louis P. Matis
General Manager, Combustion and Hydro
Northern States Power Company

Pollution Control Agency

Air Quality Division

Requests for Comments on Proposed New Rules Governing Landfill Gas Emissions from Municipal Solid Waste Landfills, *Minnesota Rules Ch. 7011*

Subject of Rule: The Minnesota Pollution Control Agency (MPCA) requests comments on its planned rules governing air emissions from municipal solid waste (MSW) landfills. The MPCA is required to adopt this rule in order to comply with federal rules.

On March 12, 1996, the U.S. Environmental Protection Agency (EPA) promulgated a New Source Performance Standard (NSPS) for new MSW landfills. It also adopted Emission Guidelines (EG), which apply to existing MSW landfills. The MPCA is required to implement the NSPS in Minnesota, and also to adopt a plan to implement the EG.

The standards that must be met under the EPA's rules by new landfills and by existing landfills are essentially the same. For this reason, the MPCA intends to incorporate by reference into state rule the federal rule for new MSW landfills, and intends to adopt rules that make the federal standards of performance for new MSW solid waste landfills applicable to existing MSW landfills.

New affected landfills are those that are constructed, modified or reconstructed on or after May 30, 1991. Existing designated landfills are those that commenced construction, reconstruction or modification before May 30, 1991, that have accepted waste anytime after November 8, 1987, or have capacity available for future use.

The rulemaking will require new and existing MSW landfills to calculate emission rates of non-methane organic compounds (NMOC) if they have a design capacity greater than or equal to 2.5 million megagrams (about 2.8 million tons) or 2.5 million cubic meters (about 3.3 million cubic yards). The landfill owner or operator may choose whether to determine its design capacity by mass or by volume. An MSW landfill with an NMOC emission rate greater than or equal to 55 tons/year will be required to install collection and control equipment capable of reducing NMOC in collected gas by 98 percent by weight.

Persons Affected: The rule would primarily affect all MSW landfill owners and operators that fall into the categories described above. The MPCA estimates that as of the date of this publication, the rule will apply to at least nine landfills in Minnesota. These landfills are Anoka, Burnsville, Elk River, Flying Cloud, Freeway, Kandiyohi, McLeod, Pine Bend and Woodlake. Some of these landfills are qualified facilities under the state's landfill cleanup program implemented by the MPCA. Thus, the MPCA will also be affected by this rule. The rule will also affect any additional open landfills that obtain a permit to expand the design capacity of the landfill to or above 2.5 million megagrams.

The state rule will also incidentally affect owners and operators of smaller landfills, who will be subject to certain minimal reporting requirements to the extent required by the EPA rules. For example, any new landfill, regardless of its design capacity, will be required to submit an initial design capacity report. The MPCA does not interpret the federal law to require an initial design capacity report from smaller existing landfills, but if EPA interprets its rule to require such a report from smaller existing landfills, the information required would be largely the information already collected and submitted by the landfills under the MPCA's ground water and solid waste permitting process. Finally, any landfill, whether new or existing, that expands its design capacity will have to file an amended design capacity report.

Of course, by reducing air emissions the rule will also affect members of the public generally, and particularly those that live near landfills. The MPCA does not contemplate appointing an advisory committee to comment on the planned rule.

Statutory Authority: *Minnesota Statutes* § 116.07, subd. 4, authorizes the MPCA to adopt rules and standards for the prevention, abatement and control of air pollution.

Public Comment: Interested persons or groups may submit comments or information on this planned rule in writing or orally until 4:30 p.m. on May 1, 1996. The MPCA has not prepared a draft of the planned rule, however, the federal rule has been published in the *Federal Register* (Volume 61, Number 49, pages 9905-9944), which is available at many public libraries, or on the internet at <http://www.epa.gov/docs/EPA-AIR/1996/March/Day-13/pr-23158.html>.

Written comments, requests to receive a draft of the state rule when it has been prepared, and requests for more information on this planned rule should be addressed to:

Margaret A. McCourtney
Air Quality Division
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155-4194

Official Notices

The MPCA will receive oral statements and questions during regular business hours over the telephone at (612) 297-7894 and in person at the above address.

TDD (for hearing and speech impaired only): (612) 282-5332.

Comments submitted in response to this notice will not be included in the formal rulemaking record when a proceeding to adopt a rule is started.

Charles W. Williams
Commissioner

Pollution Control Agency

Public Notice on Proposed Air Emission Facility General Permit

NOTICE IS HEREBY GIVEN, that the Commissioner of the Minnesota Pollution Control Agency (MPCA) proposes to issue an air emissions general permit governing hot mix asphalt facilities. The proposed general permit covers both those hot mix asphalt plants which permanently operate at a single location as well as those temporary operations (sometimes referred to as portable hot mix asphalt plants) that move from one location to another. Both of these are referred to, below, collectively as stationary sources which is a term defined in *Minnesota Rules* 7005.0100, subp. 42c. The issuance of this general permit is authorized by *Minnesota Rules* 7007.1100, subp. 1 which allows the MPCA to issue a general permit if "numerous and similar stationary sources are subject to substantially similar regulatory requirements. . ." The general permit authorizes operations in all areas of the state except areas designated nonattainment for particulate matter smaller than 10 microns (PM10).

The proposed general permit will replace the Existing Hot Mix Asphalt General Permit which was first issued in 1993. Current holders of that general permit will need to apply for the new general permit or an individual part 70, state, or registration permit.

The stationary sources eligible for the proposed general permit are nonmajor sources as defined in *Minnesota Rules* 7007.0200. The general permit covers stationary sources required to obtain permits by *Minnesota Rules* 7007.0250. The proposed general permit contains federally enforceable conditions to limit the potential-to-emit (PTE) of each criteria pollutant (including particulate matter (PM) or total suspended particulate (TSP)) to less than 100 tons per year (tpy); therefore, each stationary source covered by this general permit is a nonmajor source as defined in 40 CFR § 52.21 Prevention of Significant Deterioration (*Minnesota Rules* 7007.3000). Also, each stationary source is a nonmajor source as defined in 40 CFR § 52.24 (*Minnesota Rules* 7007.4000) for all pollutants. Finally, each stationary source is nonmajor under *Minnesota Rules* 7007.0200, and thus this is a state permit not a part 70 permit.

Each stationary source eligible for the proposed general permit may include the following types of equipment and activities for which a permit is required by *Minnesota Rules* 7007.0150:

- Hot mix asphalt plant(s) consisting of dryers; systems for screening, handling, storing, and weighing aggregate; systems for loading, transferring, and storing mineral filler; systems for mixing hot mix asphalt; and the loading, transfer and storage systems associated with emission control systems, haul roads,
- Electric generators
- Storage tank heaters for asphalt cement, and other small combustion sources,
- Paved and unpaved roads and parking lots
- Insignificant activities as defined in *Minnesota Rules* 7007.1300, subp. 2 and 3

In addition, a stationary source constructed, modified, and operated under this general permit shall not contain equipment which is an affected facility under any New Source Performance Standard (NSPS) under 40 CFR pt. 60 other than 40 CFR pt. 60, subp. I or subp. Kb.

Except as specifically provided below, a hot mix asphalt plant constructed, modified, and operated under this general permit may produce or process only:

Materials Allowed: The materials allowed to be used are: clay, silt, sand, gravel and crushed stone produced from naturally occurring geologic formations, without additives; recycled asphalt pavement; portland cement concrete; recycled sediments from asphalt plant scrubber operations; fines from asphalt plant fabric filter operations; asphalt cement; and hydrated lime.

Additives Allowed: The following additives may be added to the asphalt cement: silicone, organic soaps and other substances of a similar nature added to the asphalt cement.

Fuels Allowed: natural gas, methane, butane and propane; gasoline, kerosene, diesel fuel, jet fuel and fuel oils (No. 1, No. 2, No. 3, No. 4, No. 5, No. 6); petroleum derived waste oil as defined in *Minnesota Rules* 7045.0020, subp. 102b, and on-specification used oil as defined in *Minnesota Rules* 7045.0020, subp. 60a, except that total halogens shall not exceed 1000 parts per million.

Exceptions:

Fuels with a sulfur content of greater than 0.70 percent by weight must be modeled in accordance with *Minnesota Rules* 7011.0903 prior to use and demonstrate compliance with Minnesota's sulfur dioxide (SO₂) one hour ambient standard using the U.S. Environmental Protection Agency SCREEN3 model.

A stationary source is not eligible for the proposed general permit, or ceases to be eligible for the proposed general permit, if any of the following are true:

1. The stationary source is located in or comes to be located in a PM₁₀ nonattainment area.
2. The stationary source has emission sources or produces or processes materials, fuels, or additives other than as provided for above.
3. The monthly calculation for the previous 12 months of VOC, PM, PM₁₀, SO₂, CO, NO_x exceeds 95 tons for any one of the pollutants listed or exceeds 0.5 tons per year for Pb.

A summary of the highest allowable total facility potential to emit (PTE) rates in tpy for each stationary source eligible for the proposed general permit are as follows:

Pollutant	PM	PM ₁₀	SO ₂	NO _x	VOC	CO
PTE	95	95	95	95	95	95

Where: SO₂ = Sulfur Oxides; NO_x = Nitrogen Oxides;
VOC = Volatile Organic Compounds; and CO = Carbon Monoxide

As allowed by *Minnesota Rules* 7007.1100, subp. 5, the MPCA has developed a source-specific permit application that does not include all the required information given in *Minnesota Rules* 7007.0100 to 7007.1850. The differences between the standard application requirements and this general permit application are discussed in the Technical Support Document, and the MPCA has developed application forms tailored to this general permit which the MPCA plans to use. The application forms and worksheets will be updated periodically, but will continue to contain the elements discussed in the technical support document and needed to determine eligibility for, and determine compliance with, the general permit.

The MPCA, anticipating that the final application forms for this general permit will change very little, if at all, before the general permit has issued, will accept permit applications on the draft application forms from prospective Permittees who wish to receive this general permit as soon as possible. If changes are made to the final application forms, the MPCA will require all applicants to provide any additional information required by the final forms before issuing a general permit to each applicant.

The preliminary determination to issue the general permit is tentative. There are four formal procedures for public participation in the MPCA's consideration of the proposed general permit. These procedures are set forth in *Minnesota Rules* 7007.0850, subp. 3. First, interested persons may submit written comments on the proposed permit. Second, interested persons may request that approval of this permit be placed on the agenda of an MPCA Board meeting. Third, interested persons may request the MPCA to hold a public information meeting. Fourth, interested persons may request the MPCA to hold a contested case hearing, which is a trial-like proceeding conducted by a judge from the Office of Administrative Hearings pursuant to the Administrative Procedures Act.

Interested persons who submit comments or requests to the MPCA shall set forth:

1. a statement of the person's interest in the draft general permit;
2. a statement of the action the person wishes the MPCA to take, including specific references to the section of the draft permit that the person believes should be changed; and
3. the reasons supporting the person's position, stated with sufficient specificity as to allow the Manager of the Air Quality Division to investigate the merits of the person's position(s).

The public comment period commences April 2, 1996, and terminates May 1, 1996.

Official Notices

Comments and requests should be mailed to:

Mary Jean Fenske
Air Quality Division
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155

All written comments and requests for an MPCA Board meeting, public information meeting or contested case hearing received during the public comment period will be considered by the Manager of the Air Quality Division. The Manager of the Air Quality Division will issue a final determination in a timely manner after the expiration of the public comment period.

A copy of the draft Hot Mix Asphalt Air Emission General Permit and draft application forms will be mailed to any interested person upon the MPCA's receipt of a written request. Additional materials relating to the issuance of this general permit, including the technical support document that explains the basis for the general permit, are available for inspection at the Minnesota Pollution Control Agency, Air Quality Division, 520 Lafayette Road North, St. Paul,

Minnesota 55155, phone (612)296-8107, and at the MPCA's Regional Offices at the following addresses and phone numbers between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday.

MPCA Regional Offices:

- Region 1 Duluth Government Center
 Room 704
 320 West Second Street
 Duluth, Minnesota 55802
 Phone (218)723-4660
- Region 2 1601 Minnesota Drive
 Brainerd, Minnesota 56401
 Phone (218)828-2492
- Region 3 Lake Avenue Plaza
 714 Lake Avenue
 Suite 220
 Detroit Lakes, Minnesota 56501
 Phone (218)847-1519
- Region 4 700 North Seventh Street
 Marshall, Minnesota 56258
 Phone (507)537-7146 or (507)537-7147
- Region 5 2116 Campus Drive Southeast
 Rochester, Minnesota 55904
 Phone (507)285-7343

DATED: 26 March 1996

Charles W. Williams
Commissioner
Minnesota Pollution Control Agency

Office of the Secretary of State

Notice of Vacancies in Multi-Member Agencies

NOTICE IS HEREBY GIVEN to the public that vacancies have occurred in multi-member state agencies, pursuant to *Minnesota Statutes* 15.0597, subdivision 4. Application forms may be obtained from the Office of the Secretary of State, Open Appointments, 180 State Office Building, 100 Constitution Ave., St. Paul, MN 55155-1299; (612) 297-5845, or in person at Room 174 of the State Office Building. In accordance with the Minnesota Open Appointments Law, the Secretary of State acts as an administrator in publishing vacancies, receiving applications, and recording appointments. Applications will be reviewed and appointments made by the Appointing Authorities for these various agencies. Completed applications are to be submitted to the Secretary of State by April 23, 1996. Appointing Authorities for these agencies may also choose to review applications received by the Secretary of State after that date. Applications are kept on file for a one year period.

The 1995 Annual Report and Registration is now available from the Minnesota Bookstore. This publication includes a complete

listing of state boards and councils that follow the Open Appointments process, descriptions of these agencies and their memberships, and statistical information about appointments and vacancies made during the 1995 fiscal year. The 1995 Annual Report also indicates members with terms that end in January 1996 as open for application; many of these positions may still be open.

To order copies of the 1995 Annual Report please call the Minnesota Bookstore at 297-3000 or 1-800-657-3757.

CITIZENS' ADVISORY COMMITTEE - ENVIRONMENT & NATURAL RESOURCES TRUST FUND 65 State Office Bldg., St. Paul, MN 55155. 612-296-2406. *Minnesota Statutes 116P.06.*

APPOINTING AUTHORITY: Governor (01), with advise and consent of senate.

COMPENSATION: \$55 per diem plus expenses.

VACANCY: One vacancy: Representative of Congressional District 1.

The committee advises the Legislative Commission on Minnesota Resources (LCMR) on a strategic plan for the Environment and Natural Resources Trust Fund. The committee consists of eleven citizen members, appointed by the Governor (at least one from each congressional district) and three at large. Meetings held as authorized by the chair of the LCMR as consistent with budget and work program approved by the LCMR. (No regular meeting schedule.) The committee expires June 30, 1997 per *Minnesota Statutes 15.059 subd. 5* as amended by *Laws of 1993*.

GOVERNOR'S COUNCIL ON GEOGRAPHIC INFORMATION 330 Centennial Building, 658 Cedar St., St. Paul, MN 55155. 612-296-1211. *Executive Order 93-17.*

APPOINTING AUTHORITY: Director of the Office of Strategic and Long Range Planning (43).

COMPENSATION: Travel expenses.

VACANCY: Eighteen vacancies: Members should have knowledge and interest in the GIS field. Members represent state government, higher education, GIS users in the private sector, the federal government, and local government. The application deadline for these vacancies shall be extended to May 17, 1996.

The council provides leadership and direction in the efficient and effective development, management, and use of geographic information resources by all levels of government in Minnesota. The council recommends and promotes standards, policies, and guidelines for developing and sharing geographic information, and provides a formal forum for exploring issues and initiatives related to the successful use of Minnesota's geographic information. The council consists of eighteen members with knowledge and interest in the geographic information systems (GIS) field, and represents state government, local government, the federal government, higher education, and GIS users in the private sector. Council meetings are held in St. Paul at least four times annually. Members are expected to serve on at least one committee. The council does not expire until Executive Order 93-17 is rescinded.

HAZARDOUS WASTE MANAGEMENT PLANNING COUNCIL MN Office of Environmental Assistance, 520 Lafayette Rd. N., 2nd. Fl. St. Paul, MN 55155. 612-215-0200. *Minnesota Statutes 115A.12.*

APPOINTING AUTHORITY: MN Office of Environmental Assistance (29).

COMPENSATION: Reimbursed for expenses.

VACANCY: One Vacancy: Representative from the general public (citizen representative).

The council makes recommendations to the MN Office of Environmental Assistance on industrial waste management planning, waste management facility development, and industrial waste reduction issues and programs. The council may have up to eighteen members and includes public members, representatives of local government units, hazardous waste generators and private hazardous waste management firms. Meetings once a month. The council expires June 30, 1997 per *Laws of 1994*, Chpt. 480, Sec. 8.

MINNESOTA-WISCONSIN BOUNDARY AREA COMMISSION 619 2nd St., Hudson, WI 54016. 612-436-7131. *Minnesota Statutes 1.31.*

APPOINTING AUTHORITY: Governor (01).

COMPENSATION: Reimbursed for expenses.

VACANCY: One vacancy: Citizen of the State of Minnesota.

The commission studies, makes recommendations, coordinates intergovernmental activities and provides public information on the use, development and protection of the St. Croix and Mississippi rivers that form the interstate border of Minnesota and Wisconsin. Members include five commissioners from each state, each Minnesota member has a four year term. Terms are staggered. Bi-monthly commission meetings; more frequent committee meetings. The commission does not expire.

MINNESOTA BOARD OF CHIROPRACTIC EXAMINERS PEER REVIEW COMMITTEE 2700 University Ave. W., Suite 20, St. Paul, MN 55114-1089. 612-642-0591. *Minnesota Statutes 148.106.*

APPOINTING AUTHORITY: Executive Director, MN Board of Chiropractic Examiners (07).

Official Notices

COMPENSATION: \$55 per diem.

VACANCY: One vacancy: Professional member; must be available to attend first meeting on Tuesday, June 11, 1996 at 12:30p.m.

The committee makes determinations of whether or not certain chiropractors properly utilized services rendered or ordered appropriate treatment or service, and if the cost of treatment was unconscionable. The committee consists of seven members, including five chiropractors and two consumer members. Terms are one year in length. Members may serve two full terms. Applications may be submitted at any time and are retained and considered for two years. The committee meets on the second Tuesday of every month at 12:30 p.m. at the MN Board of Chiropractic Examiners' office. The committee does not expire.

MINNESOTA BOARD OF SOCIAL WORK 2700 University Ave W. #225., St. Paul, MN 55114. 612-643-2580. *Minnesota Statutes 148B.19.*

APPOINTING AUTHORITY: Governor (01).

COMPENSATION: \$55 per diem plus expenses.

VACANCY: One vacancy: Licensed social worker employed by a private agency. Preferably a person of color.

The board adopts and enforces rules for licensure of social workers and for regulation of their professional conduct. The board consists of eleven members including eight licensed social workers (two licensed independent clinical social workers, two licensed independent social workers, and four licensed social workers); and three public members as defined in *Minnesota Statutes* 214.02. The social workers shall be engaged in the practice of social work in Minnesota in the following employment settings: one in a state agency, one in a county agency, two in private agencies, one in a private clinical social work setting, one educator engaged in regular teaching duties at an accredited program of social work, & one engaged in the practice of social work in an elementary, middle, or secondary school & licensed by the Board of Teaching, & one employed in a hospital or nursing home licensed under ch. 144 or 144A. In addition, at least three members shall be persons of color, & at least four members shall reside outside the seven-county metropolitan area. Members must file with the Ethical Practices Board. Eight meetings per year at the MN Board of Social Work office. Dates of meetings can be obtained by contacting the board office. The board does not expire.

MINNESOTA ZOOLOGICAL BOARD 13000 Zoo Boulevard, Apple Valley, MN 55124. 612-431-9200. *Minnesota Statutes 85A.01.*

APPOINTING AUTHORITY: Governor (01), Zoo board (30).

COMPENSATION: \$55 per diem plus expenses.

VACANCY: One vacancy: The person needs a background or interest in zoological societies or zoo management or an ability to generate community interest in the Minnesota Zoo.

To the extent possible, members will be appointed who are residents of various geographical regions of the state. Members should have the ability to raise significant funds from the private sector. The board operates and maintains the Minnesota Zoological Garden. The board consists of thirty members who must have a background or interest in zoological societies, zoo management, or an ability to generate community interest in the Minnesota Zoological Garden. Fifteen of the members are appointed by the Governor, one of whom must be a Dakota county resident appointed after consideration of a list supplied by the Dakota County Board; and fifteen of the members are appointed by the Minnesota Zoological Board. To the extent possible, members will be appointed who are residents of the various geographical regions of the state. Members should have the ability to raise significant funds from the private sector. Meetings at the Minnesota Zoological Garden, four times a year. The board does not expire.

SEXUAL ASSAULT ADVISORY COUNCIL MN Dept. of Corrections, 300 Bigelow Bldg., 450 N. Syndicate, St. Paul, MN 55104. 612-642-0200. *Minnesota Statutes 611A.25, Sec. 7.*

APPOINTING AUTHORITY: Commissioner of Corrections (09).

COMPENSATION: Reimbursement of expenses.

VACANCY: One vacancy: Metro area, public member.

The advisory council advises the Commissioner of Corrections on all planning, development, data collection, rulemaking, funding and evaluation of programs and services to sexual assault victims other than matters of a purely administrative nature. The council consists of twelve members. No more than six of the members of the council shall be representative of community or governmental organizations (persons not affiliated with grantee) that provide services to sexual assault victims. One-half of the members shall be from the metro area and one-half of the members from the non-metro, including all non-metro areas of the state. Special consideration to comprising the council of diverse populations. No member may serve more than two consecutive terms. Monthly meetings, approximately five hours, at the Dept. of Corrections central office. The council expires June 30, 1997 per *Minnesota Statutes* 15.059 subd. 5 as amended by *Laws of 1993*.

Department of Transportation

Petition of Crow Wing County for a Variance from State Aid Requirements for RECOVERY AREA

NOTICE IS HEREBY GIVEN that the Crow Wing 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 County State Aid Highway No. 11 between County State Aid Highway No. 4 and County State Aid Highway No. 3 in the City of Breezy Point, Minnesota.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9920, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to allow an existing transmission line to remain in place approximately 30 feet from centerline, in lieu of the required 12.6 meter clear zone on the proposed reconstruction project on County State Aid Highway No. 11, between County State Aid Highway No. 4 and County State Aid Highway No. 3 in the City of Breezy Point, 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 March 1996.

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 Economic Security

Workforce Preparation Branch Dislocated Worker Unit

Grant Monies Available for Pilot Program for Dislocated Workers

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

Participating businesses must demonstrate a need for training assistance and are required to match State resources dollar for dollar. Approximately one million dollars are available to fund pilot projects. Applications must be received by the MDES, Dislocated Worker Unit, 390 North Robert Street, St. Paul, MN 55101, on or before 2:00 p.m., on April 30, 1996.

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

Professional, Technical & Consulting Contracts

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

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

Department of Health

Division of Disease Prevention and Control AIDS/STD Prevention Services Section

Request for Proposals for Ad Placement and Some Development of Human Immunodeficiency Virus (HIV) and Other Sexually Transmitted Diseases (STDs) Risk Reduction and Service Related Messages

NOTICE IS HEREBY GIVEN that the AIDS/STD Prevention Services Section, Division of Disease Prevention and Control, Minnesota Department of Health (MDH) is seeking proposals from qualified agencies for targeted placement and some development of print and media broadcast media products with HIV/STD risk reduction and service related messages.

Background

The Minnesota Department of Health has \$50,000 in federal funds for targeted ad placements and some development of HIV/STD risk reduction and service related messages for the period, August 1, 1996 - July 31, 1998. The contract period and the total amount of funding for placement may be extended (a maximum of three additional years) beyond the given contract period at the option of the state.

Objectives

The objectives of the HIV/STD media placement effort are to:

- Suggest and reinforce the benefits of risk reducing behaviors for HIV and STDs;
- Increase understanding about the relationship between HIV and STDs;
- Increase awareness and utilization of HIV antibody and STD testing opportunities within the community, and the benefits of early intervention and/or treatment;
- Promote the programs and services of the MDH AIDS/STD Prevention Services Section and of MDH-funded agencies providing HIV/STD prevention services; and
- Promote the National CDC AIDS Hotline, Minnesota AIDSLine and/or the Minnesota Family Planning/STD Hotline, as primary sources of accurate, up-to-date information regarding HIV/STDs.

Target Audiences

The proposed media placement effort is to be targeted at the following groups which are not mutually exclusive:

Adult Audiences

- Communities of Color (African Americans, Hispanics, American Indians, Asians)
- Injecting Drug Users
- Sexually Active Singles (20-49 years of age)
- Female Sexual Partners of Men Who Have Sex with Men and/or Injecting Drug Users

Youth Audience

- Youth of Color (13-18 years of age)

Eligibility

Responders must demonstrate administrative, organizational, fiscal, and creative capability to produce an appropriate media placement plan, and to implement and evaluate the placement effort. Other desirable qualifications include experience with public service or public health projects and experience in working with the identified target groups as described in the Request for Proposal application.

Minimum Expectations

The selected agency for this contract will be responsible for developing some print and indoor/outdoor media materials and a comprehensive media placement plan for a two-month period, December 1, 1996 - January 31, 1997, for a total amount of \$50,000 (approx-

Professional, Technical & Consulting Contracts

mately \$40,000 for ad placements and \$10,000 for ad development). The selected agency shall not claim more than five percent commission on any and all ad placements. As needed, the selected agency will localize print and broadcast ads provided by the MDH as directed by the MDH. The selected agency will actively negotiate additional public service time, space and rate reductions on behalf of the media placement effort. The selected agency shall provide a written report to the MDH after each campaign that will evaluate the campaign, document costs per space and air purchases, estimate the number of readers, listeners and viewers reached with the campaign for the identified target groups.

Proposal Information

Proposals are due to the Department of Health by 4:00 p.m. on Friday, May 17, 1996. Late or faxed proposals will not be accepted. Notice of awards will be made on or after June 30, 1996. The complete Request for Proposals is available from:

Roy Nelson
AIDS/STD Prevention Services Section
Minnesota Department of Health
717 S.E. Delaware Street, P.O. Box 9441
Minneapolis, Minnesota 55440-9441
(612) 623-5698

Questions regarding this Request for Proposals may only be directed to Roy Nelson.

Department of Trade and Economic Development

Office of Tourism

Notice of Request for Proposal for Design and Pre-Press Production of Travel Guide

The Minnesota Office of Tourism (MOT), a division of the state Department of Trade and Economic Development, is seeking proposals for design and pre-press production of a new statewide travel guide to be published by MOT. The services will be provided under a contract for a period of approximately nine months, anticipated to be from April-December, 1996. The vendor must provide these services in a high quality, efficient and cost-effective manner.

The design of the book must enhance the appeal of Minnesota to the readers of the guide, and make the guide easy for readers to use. It also must result in a publication that is cost-efficient to produce, print and mail. The guide will be approximately 96 pages in length, 8.5 x 11 inches, plus a cover and a fold-out map insert. MOT will provide the editorial content of the guide and all photography, and will sell ad space to tourism promotion organizations that will total approximately 16 pages. To receive a full RFP, contact Joan Hummel at 297-4714.

Proposal Submissions

Those interested must request a complete Request for Proposal.

Joan Hummel
Minnesota Office of Tourism
100 Metro Square
121 Seventh Place East
Saint Paul, MN 55101-2112

Potential vendors are cautioned that only Joan Hummel is empowered to discuss and provide information on this project.

Deadline for submission: 4:00 P.M. - APRIL 15.

Department of Transportation

Metropolitan Division, Freeway Operations Section, Freeway Operations Research and Development Unit

Notice Request for Proposals to Provide Assistance in Collecting Data about Queues on Metered Ramps

NOTICE IS HEREBY GIVEN that the Minnesota Department of Transportation (Mn/DOT) is seeking proposals to provide assistance in collecting data about queues on metered ramps in the TCMA. The estimated cost of this project will not exceed \$85,000. Inquires for more information, requests for full RFP's and proposals should be submitted directly to:

Professional, Technical & Consulting Contracts

Frank Lilja, Demand Management Research Supervisor, Freeway Operations
Minnesota Department of Transportation
Waters Edge Building
1500 W CR B2
Roseville, MN 55113
Phone: 612-582-1463
Fax: 612-582-1131
E-mail: frank.lilja@dot.state.mn.us

Other department personnel are NOT allowed to discuss this Request for Proposal with anyone, including responders, before the proposal submission deadline.

Proposals must be received by 3:00 pm on April 15, 1996. Late proposals will NOT be accepted.

Department of Transportation

Metropolitan Division, Freeway Operations Section, Freeway Operations Research and Development Unit

Notice Request for Proposals to Provide Consulting Services for Concept Development of a Shared Traffic Management and Emergency Services Dispatch

NOTICE IS HEREBY GIVEN that the Minnesota Department of Transportation (Mn/DOT) is seeking proposals to provide assistance in developing the concept of a shared facility for traffic management and emergency services dispatch. Estimated cost of contract not to exceed \$40,000.

Inquires for more information, requests for full RFP's and proposals should be submitted directly to:

Maureen Jensen, Freeway Operations Research Engineer
Minnesota Department of Transportation
Waters Edge Building
1500 W CR B2
Roseville, MN 55113
Phone: 612-582-1341
Fax: 612-582-1131
E-mail: maureen.jensen@dot.state.mn.us

Other department personnel are NOT allowed to discuss this Request for Proposal with anyone, including responders, before the proposal submission deadline.

Proposals must be received by 3:00 pm on April 15, 1996. Late proposals will NOT be accepted.

Department of Transportation

Surveying and Mapping Section

Notice of Availability of Contract for Photogrammetric Services Fiscal Years 1997 & 1998 (July 1, 1996 to June 30, 1998)

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

1. Aerial Vertical Photography

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

2. Aerial Oblique Photography

Provide negatives taken by the contractor(s) suitable for printing photography for illustrative purposes.

3. Photographic Laboratory Services

Professional, Technical & Consulting Contracts

Provide, from aerial negatives, rectified, ratioed and controlled photographic enlargements and mosaics, 9 1/2" x 9 1/2": diapositives on glass or film suitable for photogrammetric compilation of topographic mapping and screened photographic film positives from mosaic negatives.

4. Other Photogrammetric Data/Services

Production of other photogrammetric data/service that may become advantageous for Mn/DOT to use and which the contractor is qualified to produce as determined by Mn/DOT through negotiations with the contractor.

In accordance with the provisions of *Minnesota Statutes* 1994, Section 363.073; for all contracts estimated to be in excess of \$50,000.00, all responders having more than 20 full time employees at any time during the previous 12 months must have an affirmative action plan approved by the Commissioner of Human Rights before a proposal may be accepted. Your proposal will be rejected unless it includes one of the following:

1. A copy of your firm's certificate of compliance issued by the Commissioner of Human Rights; or
2. A notarized letter certifying that your firm has not had more than 20 full time employees at any time during the previous 12 months.

The State anticipates that the total value of work ordered will not exceed \$550,000. The State reserves the option to enter into agreements with more than one firm.

Firms desiring consideration shall express their interest and submit their Federal Forms 254 and 255 on or before **4:00 on Monday, April 15th, 1996.**

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

Minnesota Department of Transportation
Surveying and Mapping Section
Mail Stop 640
Transportation Building
395 John Ireland Boulevard
St. Paul, Minnesota 55155

Department of Transportation

Minnesota Road Research Office

Request for Proposal for the Evaluation of Methods/Devices for Measuring In-Situ Drainage Characteristics of Aggregate Base and Granular Subgrade Materials

The Minnesota Department of Transportation (Mn/DOT) is requesting proposals from qualified respondents to conduct a literature research study to evaluate methods/devices for measuring in-situ drainage characteristics of aggregate base and granular subgrade materials. This method/device would help insure that the pavement system is capable of removing infiltrated water at a rate adequate to prevent accelerated pavement deterioration.

The project will begin in May 1996 and be completed no later than November 30, 1996. The project cost will not exceed \$25,000. This request for proposals does not obligate Mn/DOT to complete the proposed project, and Mn/DOT reserves the right to cancel the solicitation if it is considered in its best interest.

A copy of the Request for Proposal, which includes detailed project tasks, is available upon request. Inquiries and requests should be directed to:

Jennifer Gessell, Hydrogeologist
Minnesota Department of Transportation
Office of Minnesota Road Research
1400 Gervais Avenue
Maplewood, MN 55109
(612) 779-5215

This is the only person designated to answer questions regarding this Request for Proposal. Written proposals must be received at the above address by 3:00 PM on Friday May 3, 1996.

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.

Minnesota Historical Society

Request for Proposals for Provision and Installation of a Point of Sale (POS) and Retail Management System

The Minnesota Historical Society is seeking proposals from qualified firms to provide and install a Point of Sale (POS) and Retail Management System in the Minnesota Historical Society's History Center Stores, St. Paul, MN.

The proposal shall include, but is not necessarily limited to, the following: Inventory control, receiving, point of sale, customer management, and utilities. The proposals shall further include: Equipment listing, hardware and software requirements, configuration and labor fees, and hardware and software maintenance programs.

The Request for Proposal is available from Wallace Chase, Contracting Officer, Minnesota Historical Society, 345 Kellogg Blvd. West, St. Paul, MN 55102. Telephone (612) 297-5863.

Complete instructions and details concerning submission requirements, and proposal deadlines are included in the Request for Proposals.

Minnesota Historical Society

Request for Proposals for Cultural Resource Survey and Planning Work

The Minnesota Historical Society is seeking proposals from qualified firms and individuals to provide professional services for cultural resource survey and planning projects as follows:

1. Management Plan for Minnesota's Underwater Cultural Resources
Time Period: 5/15/96 - 3/31/97
Estimated Budget: \$10,000
2. Shipwrecks of Minnesota's Inland Lakes and Rivers, survey and National Register nominations
Time Period: 5/15/96 - 12/31/96
Estimated Budget: \$40,000

The Request for Proposals and Project Descriptions are available by calling or writing Wallace Chase, Contracting Officer, Minnesota Historical Society, 345 Kellogg Blvd. West, St. Paul, MN 55102. Telephone (612) 297-5863.

Proposals are due no later than 2 p.m. Central Time, Tuesday, April 23, 1996. Details concerning submission requirements and evaluation criteria for awards are included in the Request for Proposals.

Funds for these projects approved by the Minnesota Legislature, 1995 *Minnesota Laws*, Ch. 220, Sec. 15, Subd. 12 (f) as recommended by the Legislative Commission on Minnesota Resources from the Minnesota Future Resources Fund.

This program also receives Federal funds from the National Park Service. Regulations of the U.S. Department of the Interior strictly prohibit unlawful discrimination in departmental Federally assisted Programs on the basis of race, color, national origin, age, or disability. Any person who believes he or she has been discriminated against in any program, activity, or facility operated by a recipient of Federal assistance should write to: Director, Equal Opportunity Program, U.S. Department of the Interior, National Park Service, P.O. Box 37127, Washington, D.C. 20013-7127.

City of St. Paul

Parks and Recreation Division

Bids Sought for Environmental Remedial Clean-up

The City of St. Paul, Division of Parks and Recreation, is currently seeking bids from qualified vendors to provide environmental remedial investigation and possible clean-up of two (2) petroleum tank removal sites. These sites are located at 1100 Hamline Ave N and 2500 Crosby Farm Road.

Bids must be submitted on or before 2:00 p.m., April 10, 1996 in Room 280 City Hall/Court House, 15 W Kellogg Blvd, Saint Paul, MN 55102. Bid forms and specifications are available in the Joint Purchasing Office, Room 280 City Hall/Court House.

Project Manager: Ed Olsen, 488-7291
Buyer: Duane Kroll, 266-8905

Wild About Birds

The DNR Bird Feeding Guide

ISBN 0-9647451-0-0

Carrol L. Henderson, Supervisor of the Non-Game Wildlife Program at Minnesota's Department of Natural Resources, shares his knowledge and appreciation for the natural habitats and traits of the wild birds who, with a little help from us, can thrive in spite of a rapidly changing landscape. Written in the same instructive manner as his popular books "Woodworking for Wildlife" and "Landscaping for Wildlife," "Wild About Birds: The DNR Bird Feeding Guide" provides techniques used by the author to double the number of species using his feeders. Includes woodshop basics for construction of 26 different feeders and tips on 44 types of food, plus detailed descriptions and photos of almost all the feeder-using species east of the Rocky Mountains - 69 in all. There's even a section on some of the unusual and unexpected wild visitors that may show up for a free meal. Over 425 color photographs, illustrations and diagrams make "Wild About Birds" a great reference manual, display book or gift. Ideal for the ornithologist, woodworker, or backyard birdwatcher. Spiral bound, 288 pages. **Stock Number 9-24 \$19.95**

Also by Henderson...

Landscaping for Wildlife

Revised, spiral-bound edition of our best-selling guide to landscaping your property to attract wildlife is now available! This book offers easy-to-follow, affordable landscape plans specifically geared for the Midwest climate. Attract everything from butterflies to hummingbirds, cardinals to wood ducks and deer. Features 185 color photos and numerous diagrams and charts. 138pp, plus index. (MN Dept. of Natural Resources, 1994) **Stock No. 9-15 \$10.95**



Woodworking for Wildlife

Revised and expanded in 1992, *Woodworking for Wildlife* is now full-color and spiral bound. Features numerous diagrams for building shelters for birds and mammals. Includes plans for the Peterson bluebird house, bat houses, platforms for the great horned owl, wood duck nest boxes, and more. Offers information on 50 species of birds and mammals. 111pp. (MN Dept. of Natural Resources, 1994) **Stock No. 9-14 \$9.95**

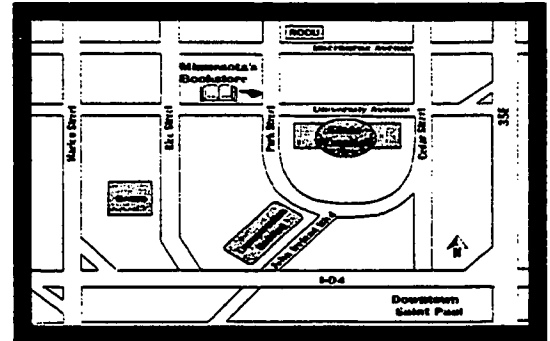
Minnesota's Bookstore

117 University Ave

St. Paul, MN 55155

(612) 297-3000 (8 - 5 Mon-Fri)

1-800-657-3757



Wholesale/Distributor discounts available. Call for more information.

Stock No.	Publication	Unit price	Quantity	Total
9-24	Wild About Birds	19.95		
9-15	Landscaping for Wildlife	10.95		
9-14	Woodworking for Wildlife	9.95		
9-25	Three-volume SET	36.95		
1 Tax:		2 Shipping Charges:		Subtotal
6 1/2% (7% for St. Paul residents). If tax exempt, please provide ES #		<i>Your order</i>	<i>add</i>	Tax¹
		Up to \$25.00	\$3.00	Shipping²
		\$25.01-\$50.00	\$5.00	
		Over \$50.00	\$7.00	Total

Send my order to:

Company		
Name		
Street Address (Not deliverable to P.O. boxes)		
City	State	Zip
Daytime phone ()		

Please make checks payable to "State of Minnesota."

Credit card orders please check below;

Visa American Express

MasterCard Discover

Card number _____

Expiration date _____

Signature _____

Minnesota's BOOKSTORE

Phone: (8-5 CST Mon-Fri)
Fax: (612)296-2265

(612)297-3000/(800)657-3757
Store Hours 8-5 Mon-Fri

TDD: (612)282-5048/(800)657-3706
117 University Avenue, St. Paul, MN 55155



Check here for a
FREE
Publications Catalog!

