

96. April 29

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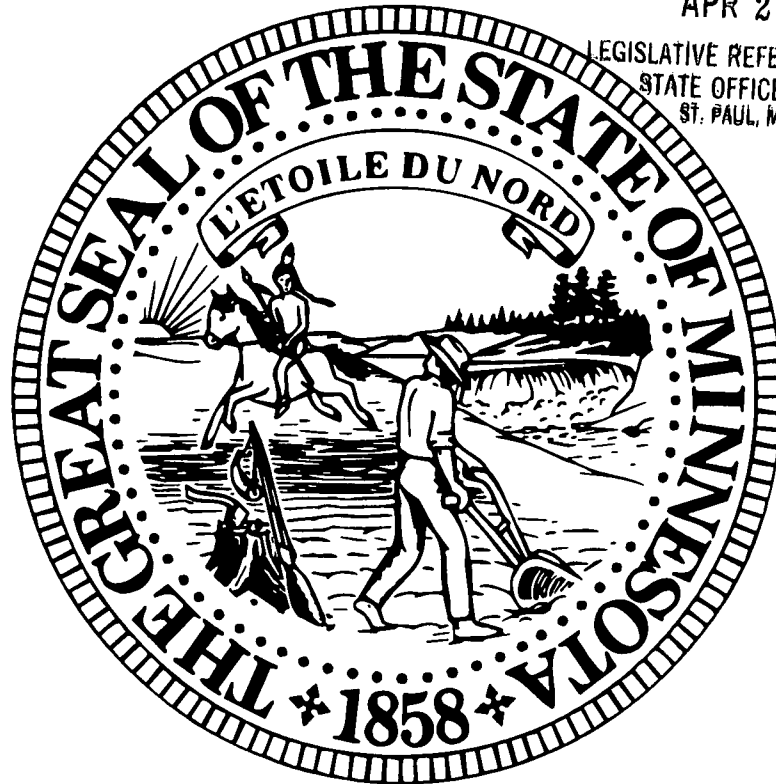
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Rules and Official Notices Edition

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Monday 29 April 1996

Volume 20, Number 44

Pages 2441-2468

Due to a composition error Issues #42 and #43 were not numbered in correct sequential order. As a result the page numbers 2241-2314 have been duplicated. Because rule cites include the month, day and year these page numbers will be left as they are. Correct numbering was resumed with this page.

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
# 44	Monday 29 April	Monday 15 April	Monday 22 April
# 45	Monday 6 May	Monday 22 April	Monday 29 April
# 46	Monday 13 May	Monday 29 April	Monday 6 May
# 47	Monday 20 May	Monday 6 May	Monday 13 May

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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.

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- *State Register* (published every Monday, or Tuesday if Monday is a holiday) One year subscription: \$150.00
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- "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

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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.

* All page numbers with an asterisk represent pages that were incorrectly used in *State Register* Vol. 20 Issue 42 - 15 April 1996 and Vol. 20 Issue 43 - 22 April 1996. Pages were not numbered in correct sequential order resulting in page numbers 2241 - 2314 being used twice in Vol. 20. Because rule cites include the month, day and year of the notice, these page numbers will be left as they are. Correct numbering was resumed with page 2441 of Vol. 20 #44 20 April, 1996.

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State Register

Page Numbering Error in Vol. 20 #42 and #43

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Revenue Notices

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

Department of Revenue

Revenue Notice # 96-04: Unfair Cigarette Sales Act -Unlawful for Wholesaler to give Rebates, Concessions or Discounts; Revocation of Revenue Notice 92-11

New Policy

Law: *Minnesota Statutes* § 325D.33, subd. 3 provides that "It is unlawful for a wholesaler to offer a rebate in price, to give a rebate in price, to offer a concession of any kind, or to give a concession of any kind in connection with the sale of cigarettes. For purposes of this chapter, the term "discount" is included in the definition of a rebate."

"Wholesaler" is defined in *Minnesota Statute* § 325D.32, subd. 4 to include any person who sells cigarettes to another party for resale. The wholesaler definition includes, but is not limited to, cigarette manufacturers, distributors, and subjobbers.

The department's policy as reflected in Revenue Notice # 92-11 was that if an offer is made equally to all buyers, the offer is not a rebate or concession prohibited by *Minnesota Statute* section 325D.33, subd. 3. Recent court decisions have not supported this position but have held that *Minnesota Statute* section 325D.33, subd. 3 prohibits wholesalers from giving or offering any rebates or concessions for cigarette sales. No rebates are allowed. This will now be the position of the revenue department.

The following items, among others, are considered by the revenue department to be rebates, concessions or discounts of cigarettes prohibited under the Unfair Cigarette Sales Act: 1) rack or counter allowances; 2) coupons or stickers; 3) buy downs; 4) payments to retailers for cigarette display space; or 5) payments from manufacturers to distributors or retailers of any incentive bonus based upon quantities of cigarettes purchased or sold during any given period of time.

Revenue Notice # 92-11, "Unfair Cigarette Sales Act - Price Discounts," is hereby revoked.

Dated: 29 April 1996

Patricia A. Lien
Assistant Commissioner for Tax Policy

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

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

Department of Commerce

Adjustment of Dollar Amounts Restrictions on Deficiency Judgments and Minnesota Property Exemption

The amount of a deficiency judgment found in *Minnesota Statutes*, Section 325G.22, and property exempt from creditor collection action provided in *Minnesota Statutes*, Section 550.37 will increase effective July 1, 1996. These statutes require that the dollar amounts be adjusted in even numbered years based on a percentage change in the Implicit Price Deflator for the Gross National Product.

The statute requires that the percentage of change in the reference base index be 10% or more in order to adjust the dollar amounts. The portion of the percentage change in the index in excess of a multiple of ten percent is to be disregarded, and dollar amounts shall change only in multiples of ten percent. Information obtained by the Minnesota Department of Commerce from the U.S. Department of Commerce, Bureau of Economic Analysis, indicates the percentage change from the revised reference base to be 73% calculated to the nearest whole percentage point as required. The index for December 1980 is 62.6, increasing to 108.3 in December 1995, for a percent change of 73.00%. The index was revised nationally to 1992 = 100 with the statutory reference base index for dollar adjustments being December 1980. This means indexed dollar amounts will increase an additional 10% effective July 1, 1996, after factoring out the prior year's adjustments.

Dollar Adjustments for Restrictions on Deficiency Judgments

Minnesota Statutes, Section 325G.22 was amended effective April 24, 1990 to provide indexing of the \$3,000 amount found in subdivision 1 relating to financing a purchase money security interest in a consumer credit transaction. Subdivision 1a states the periodic adjustments are to follow the indexing provisions of section 550.37, subdivision 4a, which required a cumulative 40% adjustment in 1990.

	Original	7-1-90 40% increase	7-1-92 10% increase	7-1-94 10% increase	7-1-96 10% increase
Credit Extended	\$3,000	\$4,200	\$4,500	\$4,800	\$5,100

Dollar Adjustments for Exempt Property

Minnesota Statutes, Section 550.37, subdivision 4(a) established indexing only the \$4,500 personal property exemption in Subdivision 4 in 1984. Subdivision 4(a) was amended effective July 1, 1986 to include dollar amount adjustments for other exempt property within this section of statute. A cumulative 30% adjustment was required in 1988 based on this amendment. A 1989 amendment to subdivision 4(a) established \$13,000 as the maximum amount for subdivision 5 and 7 and added \$30,000 as the amount for employee benefits in subdivision 24(2). The \$30,000 was adjusted a cumulative 40% in 1990 when the percent change from the December 1980 reference base index was applied. A 1993 amendment to Section 550.37, subdivision 12a added, "one motor vehicle to the extent of a value not exceeding \$20,000 that has been modified, at a cost of not less than \$1,500, to accommodate the physical disability making a disabled person eligible for a certificate authorized by section 169.345." This required a cumulative 60% adjustment for 1994 as the percent of change is based on the December 1980 reference base index.

The historic and 1996 dollar adjustments for *Minnesota Statutes*, Section 550.37 by subdivision are as following, with the percentage increase noted under the various dates:

	Original	7-1-84	7-1-86	7-1-88	7-1-90	7-1-92	7-1-94	7-1-96
		None	20%	10%/ 30%*	10%/ 40%**	10%	10%/ 60%***	10%
Personal goods subdivision 4	\$ 4,500	\$ 4,500	\$ 5,400	\$ 5,850	\$ 6,300	\$ 6,750	\$ 7,200	\$ 7,650
Farm subdivision 5	\$10,000	NA	NA	\$13,000*	None	None	None	None
Business subdivision 6	\$ 5,000	NA	NA	\$ 6,500*	\$ 7,000	\$ 7,500	\$ 8,000	\$ 8,500

Official Notices

Combined subdivision 5 and 6 subdivision 7	\$10,000	NA	NA	\$13,000*	None	None	None	None
Insurance benefits	\$20,000	NA	NA	\$26,000*	\$28,000	\$30,000	\$32,000	\$34,000
Additional dependent insurance benefits subdivision 10	\$ 5,000	NA	NA	\$ 6,500*	\$ 7,000	\$ 7,500	\$ 8,000	\$ 8,500
Motor vehicle Modified for disability	\$ 2,000	NA	NA	\$ 2,600*	\$ 2,800	\$ 3,000	\$ 3,200	\$ 3,400
Minimum cost of modification subdivision 12a	\$ 1,500	NA	NA	NA	NA	NA	*** \$ 2,400	\$ 2,550
Accrued interest subdivision 23	\$ 4,000	NA	NA	\$ 5,200*	\$ 5,600	\$ 6,000	\$ 6,400	\$ 6,800
Employee benefits subdivision 24(2)	\$30,000	NA	NA	NA	\$42,000**	\$45,000	\$48,000	\$51,000

The next published adjustment is scheduled on or before April 30, 1998, for July 1, 1998 based on the December 1997 index.

Department of Commerce

Minnesota Uniform Consumer Credit Code and Regulated Loan Act Adjustment of Dollar Amounts

The dollar amounts indexed in the Regulated Loan Act, *Minnesota Statutes*, Chapter 56, and Uniform Consumer Credit Code, Section 47.59, will increase 10% effective July 1, 1996. *Minnesota Statutes*, Section 47.59, Subdivision 3, and Section 56.131, Subdivision 4, which references the preceding section and subdivision, provides for periodic adjustments in dollar amounts, effective on July 1, to occur only in even-numbered years based on a percentage change in the Implicit Price Deflator for the Gross Domestic Product. The Regulated Loan Act licenses primarily consumer lenders who are directly impacted by these dollar adjustments. Legislation for 1995 consolidated consumer lending laws for all other regulated financial institutions in Minnesota under Section 47.59 which provides consumer lending rates, fees and charges. This legislation also amended dollar amounts which remain in Chapter 56 to those as previously indexed as of July 1, 1994. Legislation for 1996 removed dollar amounts subject to adjustment from Chapter 53.

The statute requires that the percentage change in the reference base index be 10% or more in order to adjust the dollar amounts. The portion of the percentage change in the index in excess of a multiple of ten percent is to be disregarded, and the dollar amounts shall change only in multiples of ten percent. Information obtained by the Minnesota Department of Commerce from the U.S. Department of Commerce, Bureau of Economic Analysis indicates a percentage change from the revised reference base to be 10% calculated to the nearest whole percentage point as required. The index for December 1991 is the reference base index for adjustments, with 1987 = 100. The index was revised nationally to 1992 = 100. The rebased index for December 1991 is 98.3, increasing to 108.3 in December 1995, for a percentage change of 10.17%. This means indexed dollar limits will increase 10% effective July 1, 1996, with the new amounts listed on the following chart.

The original and current indexing follows, with the percentage increase noted under the indexed date:

	Original	7-1-96 10% increase
Chapter 47		
Principal subject to 33% interest <i>Minnesota Statutes</i> § 47.59, subd. 3(a) (2)	\$ 750	\$ 825
Minimum refund <i>Minnesota Statutes</i> § 47.59, subd. 3(c) (f)	\$ 5.00	\$ 5.50

Default charges <i>Minnesota Statutes</i> § 47.59, subd. 6(a) (4)	\$ 5.20	\$ 5.72
Chapter 56		
Assumption fee <i>Minnesota Statutes</i> § 56.12	\$ 240	\$ 264
Minimum real estate secured loan <i>Minnesota Statutes</i> §§ 56.12 and 56.125	\$ 4,320	\$ 4,752
Loan maximum <i>Minnesota Statutes</i> § 56.131, subd. 1(a)	\$56,000	\$61,600
Maximum closing costs on real estate secured loans <i>Minnesota Statutes</i> § 56.131, subd. 2(b)	\$ 400	\$ 440
Minimum new funds advance for discount points and appraisal fees <i>Minnesota Statutes</i> § 56.131, subd. 2(d)	\$ 1,000	\$ 1,100
Minimum real estate secured loan for discount points <i>Minnesota Statutes</i> § 56.131, subd. 6	\$12,000	\$13,200

The next published adjustment is scheduled on or before April 30, 1998, for July 1, 1998 based on the December 1997 index.

Minnesota Department of Health,

Health Policy and Systems Compliance Division

Notice Of Formal Recommendation to Adopt An Implementation Guide For The ANSI ASC X12 "837" Health Care Claim Transaction; Per *Minnesota Statutes*, section 62J.56, subdivision 3

Introduction. NOTICE IS HEREBY GIVEN that the Commissioner of Health is formally recommending the use of an implementation guide for electronic commerce for the health care claim transaction.

Description and Statutory Reference. The implementation guide is a description of the conventions of use for electronic commerce in the ANSI ASC X12 "837" health care claim transaction, that has been developed pursuant to *Minnesota Statutes*, section 62J.56, subdivision 3. The statute reads in relevant part: "The commissioner, with the advice of the Minnesota administrative uniformity committee, and the Minnesota center for health care electronic data interchange shall review and recommend the use of guides to implement the core transaction sets. Implementation guides must contain the background and technical information required to allow health care participants to implement the transaction set in the most cost-effective way."

Implementation. The method of implementing the standard transaction sets is described in *Minnesota Statutes*, section 62J.58, subdivision 2, which reads in relevant part: "Six months from the date the commissioner formally recommends the use of guides to implement core transaction sets pursuant to section 62J.56, subdivision 3, all category I and category II industry participants, except pharmacists, shall be able to accept or submit, as appropriate, the ANSI ASC X12 "837" health care claim transaction set (draft standard for trial use version/release 3051) for the electronic transfer of health care claim information."

Date of Implementation. The implementation guide now being formally recommended is for the ANSI ASC X12 "837" health care claim transaction set. The date of the formal recommendation is May 1, 1996. The date upon which industry participants shall be able to accept or submit the ANSI ASC X12 "837" health care claim transaction set, as above, is November 1, 1996.

Summary Of Issues. *Minnesota Statutes*, sections 62J.50-61 outlines the advantages of uniform health care electronic data interchange standards, to participants in the health care system. Further, the statute requires participants in the health care system who use electronic billing, enrollment or eligibility transactions to support the ANSI ASC X12 standards.

Contact Person. For further information about *Minnesota Statutes*, sections 62J.50-61 please contact Kathleen Kuha, in the Data Analysis Program at MDH, at 612/282-3822, or via Internet at Kathleen.Kuha@health.state.mn.us.

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Applicability. The statute does not require a group purchaser, health care provider or employer to use electronic data interchange or to have the capability to do so. This section applies only to the extent that a group purchaser, health care provider or employer chooses to use electronic data interchange.

Development Process for the Implementation Guides. *Minnesota Statutes*, section 62J.56 requires the Minnesota Center for Health Care EDI (MCHE) to provide technical assistance in the development of implementation guides. In April 1995, MCHE convened an implementation guide work group to develop these guides. The work group consists of representatives of payers, providers, software vendors and state agencies; it continues to meet to develop additional guides as well as assist national groups such as the American National Standards Institute (ANSI) X12N committee in the development of implementation guides. MCHE and MDH seek additional work group members for future implementation guides. Please contact Ed Stroot at 612/228-4381, or via Internet at Ed.Stroot@mhdi.com. for further information on the work group.

The ANSI ASC X12 "837" health care claim implementation guide was developed from several national and Minnesota-based payers' implementation guides, then carefully reviewed against Minnesota business needs by the work group. Upon approval by the work group, the first half of the ANSI ASC X12 "837" health care claim implementation guide was announced in the *State Register* for public review and comment on October 23, 1995. The second half was announced on December 18, 1995. Comments were accepted until January 31, 1996; no substantive comments were received, and all other comments were resolved between the work group and commentators. All comments were considered by the Commissioner of Health. This implementation guide was successfully tested for functional use by work group members.

How To Obtain The ANSI ASC X12 "837" Health Care Claim Implementation Guide Document. Paper copies of the document will be available free from MDH as of May 1, 1996. Persons who wish to obtain a paper copy of the ANSI ASC X12 "837" health care claim implementation guide should call Denine Casserly at MDH, 612/282-5651, or fax a request to 612/282-5628, or write to Minnesota Department of Health, Health Policy and Systems Compliance, Data Analysis Program, 121 East 7th Place, Suite 400, St. Paul, MN, 55101. The document in will also be available for downloading on the World Wide Web at <http://www.mhdi.com>.

Future Implementation Guides. Each implementation guide listed in *Minnesota Statutes*, section 62J.56 will be reviewed by the work group. Recently, implementation guides have been made available by national groups such as the Workgroup for Healthcare EDI (WEDI) and the ANSI X12N committee. The Minnesota work group will review these implementation guides, evaluating them for recommendation for Minnesota business use. Needs for additions or changes will be brought by the work group members to the appropriate national group, so that Minnesota EDI needs will be reflected in the national implementation guides. Each future implementation guide will be announced in the *State Register* as it is ready for public comment and review. Please contact Patrice Thaler at 612/228-4381, or via Internet at Patrice.Thaler@mhdi.com. for further information on ANSI X12N or WEDI.

Dated: 22 April 1996

Anne M. Barry
Commissioner of Health

Department of Human Services

Home and Community-Based Services Division

Notice of Solicitation for Individuals Interested in Participating on Medicare Maximization Program Advisory Committee

NOTICE IS HEREBY GIVEN that pursuant to the *Laws of Minnesota* 1996, chapter 451, article 2, section 22, the State Department of Human Services is forming a Medicare Maximization Program Advisory Committee and is seeking membership. The purpose of this program is to assure maximum Medicare reimbursement for Medical Assistance (MA) recipients with Medicare coverage who are receiving home care services and supplies and equipment. The advisory committee will make recommendations on nursing practice issues as they relate to home care services funded by Medicare and MA, and streamlining the assessment, prior authorization, and up-front payer determination processes to achieve administrative efficiencies.

The Department will invite representatives from the following groups to join the advisory committee: home care service recipients, providers, county public health nursing, home care and county nursing associations, and staff from the Department of Human Services.

Meetings of the advisory committee are expected to begin in mid-May 1996 and end by mid-October 1996. Individuals interested in serving on the advisory committee must be willing and able to attend scheduled meetings during this time.

Individuals interested in participating on the advisory committee must submit a letter of interest and resume/curriculum vitae addressing the following: your background and how it relates to this project, why you are interested in serving on the advisory committee, the group you represent and why your viewpoint would be typical of that group, any specific concerns you may have, and any accommodations you may require for a disability in order to participate. Letters of interest and resumes must be submitted to: Jany Vujovich, Minnesota Department of Human Services, Home and Community-Based Services Division, 444 Lafayette Road, St. Paul, Minnesota 55155-3857. For further information contact Jane Vujovich at (612) 282-3725 or 1-800-657-3606 (dial extension 2-3725).

For TDD, contact Minnesota Relay Service at (612) 297-5353 or 1-800-627-3529. Letters of interest must be received by the Department of Human Services by May 3, 1996, for consideration.

Dated: 18 April 1996

Marge Scudder Brchan
Home and Community-Based Services Division
Department of Human Services

Department of Labor and Industry

Labor Standards Division

Notice of Prevailing Wage Certifications for Commercial Construction Projects

Effective April 29, 1996 prevailing wage rates were determined and certified for commercial construction projects in the following counties:

Anoka: Anoka-Hennepin Tech College Air Handling Units Microbial Remediation-Anoka.

Cass: HVAC Modifications for MN/DOT Truck Stations-City of Remer; Asbestos Removal in Bluebird/Resident Rooms at Ah-Gwah-Ching Center-Ah-Gwah-Ching.

Dakota: Reroofing of John Metcalf Junior High School-Eagan.

Goodhue: Zumbrota Schools Additions and Remodeling-Zumbrota.

Hennepin: Minneapolis Public Schools Wenonah-Minneapolis; Minneapolis Public Schools UST Removal and Replacement Package #2-Minneapolis; Asbestos Abatement at the New Elementary School-Minneapolis; Minneapolis Public Schools UST Removal and Replacement Package #1-Minneapolis.

Itaska: HVAC Modifications for MN/DOT Truck Stations-City of Grand Rapids; Propane Distribution Repair Thistledeew-Togo.

Kanabec: MN/DOT Woodland Radio Tower Building-Woodland.

Koochiching: Falls Elementary School Roof Replacement-Int'l Falls; MN/DOT Little Fork Radio Tower Building-Little Fork.

Lake: AHV-3 & AHV-4 Air Conditioning Retrofit-Silver Bay.

Mille Lacs: HVAC Modifications for MN/DOT Truck Stations-City of Isle.

Morrison: Morrison County Government Center-Little Falls.

Olmsted: MN/DOT Radio Tower Building-Viola.

Ramsey: MN/DOT Maryland Ave Salt Shed-St Paul.

Rice: Faribault Junior High School-Faribault.

St Louis: Stair Tower Renovation and Addition for Hibbing High School-Hibbing; HVAC Modifications for MN/DOT Truck Stations-City of Nopeming.

Wabasha: MN/DOT Radio Tower Building-Alma Wisconsin; Mazeppa Schools Additions and Remodeling-Mazeppa.

Washington: Dust Collector Installation Bldg #18 MCF Stillwater-Stillwater.

Winona: Computer Cable Installation-Winona.

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

Gary W. Bastian, Commissioner

Metropolitan Council

Notice of Public Hearing on Proposed White Bear Lake Transit Service Plan

The Metropolitan Council and the Lake Area Bus Commission will hold a public hearing on a proposal for an alternative service delivery concept to better meet the needs of area residents while reducing the overall expense of operations. The plan will replace big-bus service during off peak hours with small-bus operations and eliminate route duplication.

The public hearing will be held:

- **Metropolitan Council and Lake Area Bus Commission Public Hearing on Proposed White Bear Lake Transit Service Plan**
Wednesday, June 5, 1996 at 7:00 p.m.
Council Chambers
White Bear Lake City Hall
4701 Highway 61
White Bear Lake, MN

All interested persons are encouraged to attend the hearing and offer comments. People may register in advance to speak by calling Jim Johnston, 349-7789 or 341-0140 (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. Jim Johnston, Metropolitan Council Transit Operations, 560 Sixth Avenue North, Minneapolis, MN 55411
- Faxed comments to Mr. Johnston at 349-7675
- Voice comments recorded on the Council's Public Comment Line at 291-6536
- E-mail comments to: data.center@metc.state.mn.us

Comments must be received by Wednesday, June 19, 1996.

Copies of the public hearing draft of the proposed White Bear Lake transit service plan may be obtained by visiting the Council's Data Center at 230 East Fifth Street, downtown St. Paul, or calling 291-8140 or 291-0904 (TTY).

Minnesota Comprehensive Health Association

Notice of Actuarial Committee Meeting

NOTICE IS HEREBY GIVEN that a meeting of the Actuarial Committee of the Minnesota Comprehensive Health Association (MCHA), will convene at 8:00 a.m. on Thursday, May 2, 1996 at Blue Cross and Blue Shield of Minnesota, Waterview Office Tower, 1200 Yankee Doodle Road, Eagan. The meeting will be in the first floor conference room.

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

Minnesota Higher Education Facilities Authority

Notice of Public Hearing on Revenue Obligations

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Minnesota Higher Education Facilities Authority (the "Authority") with respect to a proposal to issue revenue bonds or other obligations on behalf of Gustavus Adolphus College, a Minnesota nonprofit corporation and institution of higher education (the "College"), at the Authority's offices at Suite 450 Galtier Plaza, 175 East Fifth Street, St. Paul, Minnesota on May 15, 1996 at 2:00 p.m. Under the proposal, the Authority would issue its revenue bonds or other obligations in an original aggregate principal amount of up to approximately \$5,475,000 to finance a project generally described as (i) the acquisition and installation of an administrative computer system; (ii) the refunding of the Authority's outstanding Mortgage Revenue Bonds, Series Three-B (Gustavus Adolphus College), dated October 1, 1990, originally issued to finance the constructing, furnishing and equipping of a new classroom building of approximately 22,100 square feet and the acquisition and installation of chiller and related equipment and piping to improve and expand the air conditioning system; and (iii) the refunding of the Authority's outstanding Mortgage Revenue Bonds, Series Two-N (Gustavus Adolphus College), dated August 1,

1987, originally issued to finance the remodeling of Johnson Student Union, constructing and equipping of an interpretive center having approximately 2,000 square feet of covered space and 700 square feet of enclosed space for the arboretum, constructing a ring road connection and 40-car parking lot for Wahlstrom Residence Hall and a 120-car parking lot for the Schaefer Fine Arts Center, and realigning and constructing the South campus entry drive with a new stone entrance sign (collectively, the "Project"), owned or to be owned and operated by the College and located on its main campus, the principal street address of which is 800 West College Avenue, St. Peter, Minnesota 56082-1498.

At said time and place the Authority shall give all parties who appear or have submitted written comments an opportunity to express their views with respect to the proposal to undertake and finance the Project.

Dated: 29 April 1996

By Order Of The Minnesota Higher
Education Facilities Authority
J. Luther Anderson
Executive Director

Minnesota Higher Education Facilities Authority

Notice of Public Hearing on Revenue Obligations

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Minnesota Higher Education Facilities Authority (the "Authority") with respect to a proposal to issue revenue bonds or other obligations on behalf of the College of St. Benedict, a Minnesota nonprofit corporation and institution of higher education (the "College"), at the Authority's offices at Suite 450 Galtier Plaza, 175 East Fifth Street, St. Paul, Minnesota on May 15, 1996 at 2:00 p.m. Under the proposal, the Authority would issue its revenue bonds or other obligations in an original aggregate principal amount of up to approximately \$3,000,000 to finance a project generally described as the expansion by approximately 30,637 square feet of Margretta Residence Hall and related furnishings and equipment (the "Project"), owned or to be owned and operated by the College and located on its main campus, the principal street address of which is 37 South College Avenue, St. Joseph, Minnesota 56374.

At said time and place the Authority shall give all parties who appear or have submitted written comments an opportunity to express their views with respect to the proposal to undertake and finance the Project.

Dated: 29 April 1996

By Order Of The Minnesota Higher
Education Facilities Authority
J. Luther Anderson
Executive Director

Minnesota Higher Education Facilities Authority

Notice of Public Hearing on Revenue Obligations

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Minnesota Higher Education Facilities Authority (the "Authority") with respect to a proposal to issue revenue bonds or other obligations on behalf of Augsburg College, a Minnesota nonprofit corporation and institution of higher education (the "College"), at the Authority's offices at Suite 450 Galtier Plaza, 175 East Fifth Street, St. Paul, Minnesota on May 15, 1996 at 2:00 p.m. A public hearing was held at the Authority on February 21, 1996 with respect to this same matter, but the project has been amended by adding equipment as further described below. Under the new proposal, the Authority would issue its revenue bonds or other obligations in an original aggregate principal amount of up to approximately \$15,310,000 to finance a project generally described as (i) the acquisition, construction, furnishing and equipping of a Library and Information Technology Center, which will be approximately 75,000 gross square feet when completed; (ii) the acquisition and installation of energy management equipment in various College buildings; (iii) the refunding of the Authority's outstanding Lease, Series Three-P (Augsburg College-Subleasee), dated April 23, 1993, originally issued to finance the acquisition and installation of AstroTurf surface for, and an inflatable air structure over Anderson-Nelson Athletic Field; and (iv) the refunding of the Authority's outstanding Revenue Notes, Series Two-Z (Augsburg College), dated August 1, 1990, originally issued to finance the acquisition and installation of a new campus telecommunications system, including wiring upgrade and a new administrative computer system and equipment and software (collectively, the "Amended Project"), owned or to be owned and operated by

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the College and located on its main campus, the principal street address of which is 2211 Riverside Avenue South, Minneapolis, Minnesota 55454.

At said time and place the Authority shall give all parties who appear or have submitted written comments an opportunity to express their views with respect to the proposal to undertake and finance the Project.

Dated: 29 April 1996

By Order Of The Minnesota Higher
Education Facilities Authority
J. Luther Anderson
Executive Director

Minnesota Historical Society

State Review Board Regular Meeting

A meeting of the State Review Board of the Minnesota Historical Society to consider nominations to the National Register of Historic Places will be held on Thursday, May 16, 1996, in the Minnesota Historical Society History Center, Cargill Commons, MacMillan Education Wing, St. Paul, Minnesota. The meeting will be called to order and consideration of the meeting's agenda will begin at 5:30 p.m. The Preservation Office staff will make an informational presentation on program activities at 6:30 p.m. A sign language interpreter is available with one weeks notice, and auxiliary aids are available with two weeks notice. Call 612/296-5434, or TTY 612/282-6073. For further information contact the State Historic Preservation Office, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, MN 55102, (612) 296-5434.

Department of Natural Resources

Infested Waters Designation No. 1

WHEREAS, state law directs the department of natural resources to establish a program to prevent and curb the spread of harmful exotic species and designate certain waters of the state as infested water, if that water contains a harmful exotic species that could spread to other waters.

NOW THEREFORE, I, Rodney W. Sando, Commissioner of Natural Resources, pursuant to authority vested in me by *Minnesota Statute* 84D.03 and *Minnesota Rule* 6216, do hereby identify and designate the following waters of the state as infested waters and limited infestations of Eurasian water milfoil effective May 1, 1996.

List of Infested Waters Containing One or More of the Following Species: Eurasian Water Milfoil, Round Goby, Ruffe, Spiny Water Flea, White Perch, and Zebra Mussels

Waters infested with Eurasian water milfoil

The following waterbodies are designated by the commissioner of natural resources as infested with Eurasian water milfoil (*Myriophyllum spicatum*). Activities at these waters are subject to *Minnesota Statutes* 84D.13, *Minnesota Rules* 6216, and other applicable laws.

County	Waterbody	DNR Protected Waters Inventory Number
Anoka:	Cenaiko	02-0654
	Crooked	02-0084
	Otter	02-0003
	Unnamed (in Springbrook Nature Center)	02-0688
Carver:	Ann	10-0012
	Auburn	10-0044
	Bavaria	10-0019
	Lotus	10-0006
	Minnewashta	10-0009
	Pierson	10-0053
	Riley	10-0002

County	Waterbody	DNR Protected Waters Inventory Number
	Schutz	10-0018
	Stone	10-0056
	Virginia	10-0015
	Waconia	10-0059
	Zumbra	10-0041
Chisago:	Green Lake	13-0041
	Rush	13-0069
Crow Wing:	Bay	18-0034
Dakota:	Crystal	19-0027
	Lac Lavon	19-0347
Douglas:	Oscar	21-0257
Hennepin:	Arrowhead	27-0045
	Brownie	27-0038
	Bryant	27-0067
	Bush	27-0047
	Calhoun	27-0031
	Cedar	27-0039
	Christmas	27-0137
	Dutch	27-0181
	Eagle	27-0111
	Fish	27-0118
	Forest	27-0139
	Harriet	27-0016
	Hiawatha	27-0018
	Independence	27-0176
	Lake-of-Isles	27-0040
	Libbs	27-0085
	Little Long	27-0179
	Long	27-0160
	Medicine	27-0104
	Minnehaha Cr.	27-0000
	Minnetonka	27-0133
	Niccum's Pond	private
	Nokomis	27-0019
	Parker's	27-0107
	Rebecca	27-0192
	Round	27-0071
	Sarah	27-0191
Schmidt	27-0102	
Swan	27-0000	
Kanabec:	Knife	33-0028
Olmsted:	George	55-0008
Ramsey:	Bald Eagle	62-0002
	Gervais	62-0007
	Island	62-0075
	Keller	62-0010
	Silver	62-0001
	Sucker	62-0028
	Vadnais	62-0038
	Wabasso	62-0082
Scott:	Lower Prior	70-0026

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County	Waterbody	DNR Protected Waters Inventory Number
Todd:	Sauk Lake	77-0150
Washington:	White Bear	82-0167
	St. Croix R.	82-0001
Wright:	Augusta	86-0284
	Beebe	86-0023
	Clearwater	86-0252
	Little Waverly	86-0106
	Pulaski	86-0053
	Rock	86-0182
	Sugar	86-0233
	Waverly	86-0114
Multiple:	Mississippi River: downstream of St. Anthony Falls	

Waters infested with round goby

The following waterbodies are designated by the commissioner of natural resources as infested with round goby (*Neogobius melanostomus*). Activities at these waters are subject to *Minnesota Statutes* 84D.13, *Minnesota Rules* 6216, and other applicable laws.

County	Waterbody	DNR Protected Waters Inventory Number
Multiple:	Lake Superior	16-0001
	St. Louis River: downstream of the Fond du Lac dam	

Waters infested with ruffe

The following waterbodies are designated by the commissioner of natural resources as infested with ruffe (*Gymnocephalus cernuus*). Activities at these waters are subject to *Minnesota Statutes* 84D.13, *Minnesota Rules* 6216, and other applicable laws.

County	Waterbody	DNR Protected Waters Inventory Number
Multiple:	Lake Superior	16-0001
	St. Louis River: downstream of the Fond du Lac dam	

Waters infested with spiny water flea

The following waterbodies are designated by the commissioner of natural resources as infested with spiny water flea (*Bythotrephes cederstroemi*). Activities at these waters are subject to *Minnesota Statutes* 84D.13, *Minnesota Rules* 6216, and other applicable laws.

County	Waterbody	DNR Protected Waters Inventory Number
St. Louis:	Fish Lake	69-0491
	Island Lake	69-0372
Multiple:	Lake Superior	16-0001
	Cloquet River from Island Lake to the St. Louis River	
	St. Louis River: downstream of the Cloquet River	

Waters infested with white perch

The following waterbodies are designated by the commissioner of natural resources as infested with white perch (*Morone americana*). Activities at these waters are subject to *Minnesota Statutes* 84D.13, *Minnesota Rules* 6216, and other applicable laws.

County	Waterbody	DNR Protected Waters Inventory Number
Multiple:	Lake Superior	16-0001
	St. Louis River: downstream of the Fond du Lac dam	

Waters infested with zebra mussels

The following waterbodies are designated by the commissioner of natural resources as infested with zebra mussel (*Dreissena sp.*). Activities at these waters are subject to *Minnesota Statutes* 84D.13, *Minnesota Rules* 6216, and other applicable laws.

County	Waterbody	DNR Protected Waters Inventory Number
Multiple:	Lake Superior	16-0001
	Minnesota River: downstream of Shakoppee	
	Mississippi River: downstream of St. Anthony Falls	
	St. Louis River: downstream of the Fond du Lac dam	

List of Limited Infestations of Eurasian Watermilfoil

The commissioner of natural resources has identified and designated the following waterbodies as "limited infestations" of Eurasian watermilfoil (*Myriophyllum spicatum*) according to *Minnesota Rule* 6216.0300 and *Minnesota Statute* 84D.03. Activities at these waters are subject to *Minnesota Statutes* 84D.13; *Minnesota Rules* 6216.0300, subpart 3; *Minnesota Rule* 6216.0400, subpart 4; and other applicable laws.

County	Lake	DNR Protected waters Inventory Number
Anoka:	Crooked	02-0084
Carver:	Ann	10-0012
	Zumbra	10-0041
Hennepin:	Christmas	27-0137
	Eagle	27-0111
	Little Long	27-0179
	Parker s	27-0107
	Round	27-0071
Ramsey:	Gervais	62-0007
	Silver	62-0001
Todd:	Sauk	77-0150
Wright:	Sugar	86-0233

Dated: 22 April 1996

Rodney W. Sando, Commissioner
Department of Natural Resources

Approved to form and execution

Hubert H. Humphrey, III
Attorney General
David P. Iverson
Assistant Attorney General

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Department of Revenue

Presumed Legal Cigarette Prices

The presumed prices for wholesaler and retailers as provided for by *Minnesota Statutes 325D* are shown in this schedule. The computations are based on manufacturer's list prices available as of April 16, 1996. A wholesaler or retailer may sell for less if they can show that their actual costs of doing business is lower than the presumed minimum.

	Presumed Minimum Wholesale Price Per Carton	Presumed Minimum Retail Price Per Carton	Presumed Minimum Retail Price Per Pack
Major Brands (Kings, Regulars 100's, 120's) Examples of major brands: Marlboro, Winston, Merits, Virginia Slims, Kools, Capri, Kent, Newport, Carlton	\$17.44	\$18.84	\$1.88
Players Lights 25's (Kings, 100's)	\$16.21	\$17.51	\$1.75
Marlboro 25's (Kings)	\$17.44	\$18.84	\$2.36
Old Gold, Richland 20's, Best Value, GPC'S, Basics, Mistys, Raliegth Extra, Viceroy, Doral, Riviera, Magna, Sterling, Cambridge, Am Light, Montclair, Pyramid*, Bristol, Alpine, Bucks, Stars & Bars*, Quality Lights*, Class A*, Black and Yellow* (Kings, Regulars 100's, 120's)	\$14.62	\$15.79	\$1.58
Liggett Private Label Effective 4/29/96 (Kings, Regulars, 100's,)	\$14.62	\$15.79	\$1.58

* The prices for these cigarettes and cigarettes manufactured by the Liggett Group, Inc. are effective 4/29/96.

Department of Transportation

Petition of the City of South St. Paul for a Variance from State Aid Requirements for STREET WIDTH

NOTICE IS HEREBY GIVEN that the South St. Paul City Council has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules 8820.3300* for a variance from rules as they apply to a proposed reconstruction project on Municipal State Aid Street No. 105 (3rd Street North), between 21st Avenue and Reid Lane in South St. Paul.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9936, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit a 32 foot curb to curb width with parking allowed on both sides of the street on the proposed reconstruction project on Municipal State Aid Street No. 105 (3rd Street North), between 21st Avenue and Reid Lane in South St. Paul, in lieu of the required 11.4 meter curb to curb width with parking allowed on both sides of the street.

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: 15 April 1996

Patrick B. Murphy
Division Director
State Aid for Local Transportation

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 Children, Families and Learning

Office of Community Collaboration

Availability of Federal Funds for Adult Basic Education

The Minnesota Department of Children Families and Learning announces the availability of funds for the 1996-1997 school year to subsidize Adult Basic Education under *Public Law* 91-230, as amended.

Public Law 91-230's purpose is to continue providing and expanding the availability of appropriate learning opportunities for adults with education needs below the level equivalent to high school completion that will:

1. Enable these adults to acquire the basic literacy, coping and learning-to-learn skills necessary to function fully and effectively in their own environments and in society at large;
2. Enable these adults who so desire to continue their education to at least the level of secondary school completion, and;
3. Enable these adults to secure and benefit from continued training and education that will further enhance their employability, productiveness, and responsible citizenship.

Applications for program design approval and funding to carry out the purposes of this act may be submitted by local educational agencies and by public or private agencies, organizations, and institutions with priority given to applications representing consortia of all available resources and services.

Application procedures and forms may be obtained after March 15, 1996, by writing to: Brian Kanes, Coordinator, Adult Basic Education, Minnesota Department of Children Families and Learning, 995 Capitol Square Building, 550 Cedar Street, St. Paul, MN 55101. To be considered for approval all completed applications must be delivered to the Department of Children Families and Learning on or before June 3, 1996.

Minnesota Housing Finance Agency

Request for Proposals Capacity Building Grant Program

The Minnesota Housing Finance Agency (MHFA) announces the anticipated availability of \$150,000 in grant funds from the Capacity Building Grant Program. The Legislature authorized the program to assist non-profit organizations, local units of government, Indian Tribes, and Indian Tribal Organizations to expand their capacity to provide affordable housing and housing related services (*Minnesota Statutes*, Sect. 462A.21, subd. 3b). The program's purpose is to fund projects which will enable an organization to more effectively address the housing needs of low income persons and families within the organization's service area.

Eligible Applicants: Eligible applicants are non-profit organizations, housing and redevelopment authorities, regional development commissions, Minnesota cities and towns, Indian tribes, bands, communities, or tribal organizations.

Eligible Uses of Grant Funds: The maximum grant amount awarded will be \$10,000. Grants may be awarded for the following activities: (1) Studies and analyses of housing needs within the applicant's service area and the development of plans and strategies to meet those needs. (2) Staff training related to the management of the organization, real estate development, housing management, or other housing related activities. (3) Legal and other professional services associated with the establishment or incorporation of an organization as a provider of housing or housing related services. (4) Other activities that expand the capacity of the applicant to meet housing needs in the applicant's service area.

Application Process: Applicants should request an application form from MHFA staff:

Minnesota Housing Finance Agency
400 Sibley Street, Suite 300
St. Paul, MN 55101
Phone: (612) 297-3294

Applications must be received at the Minnesota Housing Finance Agency by 4 p.m. on Friday, June 28, 1996.

Any questions concerning the Capacity Building Grant Program or the application process should be directed to Diane Bauleke at (612) 296-9829.

This Request for Proposals (RFP) is subject to all applicable federal, state, and municipal laws, rules, and regulations and appropriations by the 1995 session of the Minnesota Legislature. MHFA reserves the right to modify or withdraw this RFP at any time and will not reimburse any applicant for costs incurred in the preparation or submittal of applications.

It is the policy of the Minnesota Housing Finance Agency (MHFA) to further fair housing opportunity in all Agency programs and to administer its housing programs affirmatively, so that all Minnesotans of similar income levels have equal access to Agency programs regardless of race, color, creed, religion, national origin, sex, marital status, status with regard to receipt of public assistance, disability, or familial status.

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 Corrections and Department of Administration

Request for Proposals for Construction Managers

The Department of Corrections and the Department of Administration intend to select construction managers for the newly proposed Close Custody 800 Bed Facility. **Interested parties are to respond to James B. Zellmer, Institution Director, Suite 200, 1450 Energy Park Drive, St. Paul, MN 55108-5219 no later than 4:00 P.M. on Monday, May 13, 1996.** A full copy of the Request for Proposal may be obtained by leaving full name, address, phone and fax to Sally Grans, AIA, Project Manager, Division of State Building Construction (DSBC), Department of Administration, at telephone 297-3455 or FAX (612) 296-7650. All firms must register their request with DSBC in order to submit a Proposal, so that all firms may receive any addenda or clarifications. Twenty copies of the submittal are required for each project. All Proposals should be limited to under 25 faces in text with additional graphics as desired. **Please refer to the actual Request for Proposal for all specific issues.**

Project Description: The construction budget is approximately \$71,000,000, in 1995 costs. The project was approved for funding in the 1996 Legislature. The project includes 197,000 s.f. Inmate Housing, 44,500 s.f. Administration, 18,000 s.f. Food Service, 104,000 s.f. Support and Program Spaces and other elements totaling 450,000 Gross Square Feet. Design Development and Contract working documents would begin immediately with the goal of site development work undertaken in late 1996 for construction of buildings to begin in 1997 with completion in early 2000.

Predesign Documentation and Schematic drawings have been prepared by BWBR Architects and Michaud Cooley Erickson Engineers with cost estimate by CPMI.

The Construction Manager will provide services as outlined in AIA Document B801/jCMA, Standard Form of Agreement Between Owner and Construction Manager with special emphasis on cost management; mechanical engineering; value engineering; scheduling; bid packaging, including the direct procurement of major building components. We anticipate a pure agency relationship with the Construction Manager.

Several firms will be selected for interviews based on these materials. **Those to be interviewed will be notified by phone on Tuesday, May 21, or Wednesday, May 22. Actual interviews will be held on Wednesday, May 29, 1996, at the Dept. of Corrections starting at 8:30 a.m.**

Department of Human Services

Request for Proposals for Social Services Information System

The State of Minnesota, Department of Human Services (DHS) is seeking proposals from vendors to provide computer programming services to develop the Social Services Information System to support delivery of county social services. This initiative is contingent on continuing funding made available at the State and local level.

The State of Minnesota (State), Department of Human Services (DHS) is soliciting proposals from qualified organizations to provide computer programming services. This Request for Proposals (RFP) seeks proposals from qualified firms to perform programming functions using Borland's Delphi visual development tool in a client/server environment on a time and materials basis for a service period of approximately two years. Specifically, the Department is seeking up to ten full-time system developers/programmers. It is anticipated that the firm would provide two staff to each of five teams, some of whom may be team leaders. While the successful vendor(s) will not act as a prime contractor, it should bring highly-experienced personnel to the project in order to bring it to a successful conclusion. DHS may choose one or more vendors to work on the project.

A copy of the Request for Proposals may be obtained by contacting the Social Services Information System Project at (612) 772-3750.

Professional, Technical & Consulting Contracts

A vendors' conference will be held at 1:00 p.m. on Thursday, May 9, 1996 at the St. Paul Technical College Auditorium, 235 Marshall Avenue, St. Paul, Minnesota. Attendance at the conference is not mandatory.

Responses to RFP must be submitted no later than 3:00 p.m. on Monday, June 3, 1996 to:

Don Olsen, CPPB
Materials Management Division
Department of Administration
112 Administration Building
50 Sherburne Avenue
St. Paul, MN 55155

Vendors having more than 20 full-time employees must be certified with the Department of Human Rights at the time the proposal is due, or the document will be rejected. Contact the Department of Human Rights at (612) 296-5663 or (612) 296-5683 for certification information and documentation.

Board of Medical Practice

Call for Consultants to Provide Independent Opinion on Physician Care in Complaints

The Minnesota Board of Medical Practice regularly retains physicians as consultants to provide independent opinion regarding the care rendered by physicians who are the subject of complaints.

The bulk of the work of consulting physicians consists of a review of patient records and other records pertaining to the matter reported to the Board. The consulting physician is expected to provide the Board a written report of the review within four to six weeks of receipt of the materials.

The written report consists of:

- A summary of the care provided
- A statement of the expected or appropriate care
- An opinion as to whether the care provided met the minimum standard of care

The consultants may expect to attend one meeting of the Board's Complaint Review Committee, with the subject physician present. The consultant may be requested to testify at an administrative disciplinary hearing on behalf of the Complaint Review Committee.

The Board is currently expanding its consultant resource base. If you are interested in acting as a consultant for the Board, please send name, area(s) of practice and expertise, address, telephone number, and hourly rate to:

Board of Medical Practice
Attn: Mary Leinberger
2700 University Avenue W.
Suite 106
St. Paul, MN 55114-1080

Department of Transportation

Notice of Request for Proposals for Counseling Services

The Minnesota Department of Transportation (hereinafter "Mn/DOT") is accepting proposals for a licensed professional psychologist to provide professional counseling service to Mn/DOT employees who are experiencing financial, relationship, chemical, parenting other problems. Also, the selected contractor will conduct development sessions for Mn/DOT supervisors and managers in team building techniques and provide skills to anticipate and address barriers to the orderly flow of work within the organization. Critical Incident Stress Debriefing and violence prevention programs will also be developed and conducted by the successful responder.

The selected contractor must possess:

1. A doctorate in psychology.
2. A license as a professional psychologist.
3. Four years experience in the practice of clinical psychology.

Professional, Technical & Consulting Contracts

4. Experience as a professional counselor with an employer of 1,000 or more employees ranging from managers and professionals to trade persons, technicians and clerks.
5. Knowledge of and ability to implement programs to guide managers and supervisors in developing effective work units involving teamwork, codes of conduct, etc..
6. Licensure with the following competencies: Supervision, assessment, training, organizational diagnosis and development, crisis intervention, program evaluation, individual and family counseling.

All proposals received by the deadline will be evaluated by representatives of the Mn/DOT. In some instances, an interview may be part of the evaluation process.

It is anticipated that the evaluation and selection will be completed by May 31, 1996.

The successful responder will be required to submit acceptable evidence of compliance with worker's compensation insurance coverage requirements prior to execution of the contract.

The Mn/DOT's contract language includes the following terms and conditions (summarized here) which you should be aware of in preparing your response.

- (1) Compensation will be for ALL services performed, unless a specific payment schedule is mutually agreed upon. (The state DOES NOT make regular payments based on the passage of time. It only pays for services performed or work delivered AFTER it is accomplished.)
- (2) Payment is only made after the submission of an authorized invoice to the state.
- (3) Reimbursement for travel and subsistence expenses actually incurred in performance of a contract is limited to the current "Commissioner's Plan" promulgated by the Commissioner of Employee Relations. Travel outside of Minnesota must have received PRIOR written approval of the agency contact BEFORE it take place.
- (4) No more than 90 percent of the full amount due under a contract may be paid until the final product(s) of the contract have been reviewed by the agency head, and the agency head has determined that the contractor has satisfactorily fulfilled all the terms of the contract.

It is anticipated that the contract will begin July 1, 1996, and continue through June 30, 1998. The contract may be extended for up to two additional years. The compensation limit for time and expenses during the contract period is \$130,000, with payment not to exceed \$60.00 per hour. Payments will be made monthly for services provided. Services are to be rendered by the individual or persons possessing the doctorate in psychology. Services are to be provided to Mn/DOT employees at various Mn/DOT work sites at least three days in each work week, but the selected contractor must also ensure that services are available to deal with special needs outside of normal work hours. If two or more qualified applicants wish to submit a combined proposal they may do so provided that the total contract amount will not exceed \$130,000. The selected contractor will not be in an employment relationship with Mn/DOT and will be an independent contractor on a fee basis.

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

Jim McKane
Office of Human Resources
Minnesota Department of Transportation
Mail Stop 200
395 John Ireland Boulevard
St. Paul, MN 55155
Telephone: (612) 296-7875

Other Mn/DOT personnel are NOT allowed to discuss the request for proposal with responders before the proposal submission deadline.

Proposals must be received at the above address no later than 2:00 p.m. on May 20, 1996, and will be date/time stamped. Late proposals will not be accepted.

Submit three copies of the proposal and one set of work samples. Proposals are to be sealed in mailing envelopes or packages with the responder's name and address written on the outside. Each copy of the proposal must be signed in ink by an authorized member of the firm. Prices and terms of the proposal as stated must be valid for the length of any resulting contract.

The following will be considered minimum contents of the proposal:

1. A statement of the objectives, goals and tasks to show or demonstrate the responder's view of the nature of the contract.
2. A description of the monthly/annual reports to be provided by the responder.
3. An outline of the responder's background and experience, and examples of similar work done by the responder and a list of personnel who will conduct the project, detailing their training, work experience, and hourly fees. No change in per-

Professional, Technical & Consulting Contracts

sonnel assigned will be permitted without the approval of the Mn/DOT Human Resources Director.

4. Identification of the level of the Mn/DOT's participation in the contract, as well as any other services to be provided by the Mn/DOT and details of cost allowances for this participation.
5. Work Plan.

In accordance with the provisions of *Minnesota Statutes*, Section 363.073, for all contracts estimated to be in excess of \$50,000, 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 not be accepted unless it includes one of the following:

- A. A copy of your current certificate of compliance, or
- B. A notarized letter of affidavit certifying that your firm has not had more than 20 full-time employees at any time during the previous 12 months.

Department of Transportation

Engineering Services Division

Notice of Availability of Contract for Highway Related Technical Activity - Responses to this Advertisement Become Public Information Under the Freedom of Information Act

Note: Your proposal will not be considered if you have not met the affirmative action requirement at the time of this submittal.

The Minnesota Department of Transportation (Mn/DOT) is soliciting expressions of interest and statements of qualifications to perform preliminary engineering and design services.

This project involves preliminary engineering and design to analyze sediment deposition and develop alternative concepts to minimize storm water outfall on I-35 under Lakewalk at Second and Third Avenues East in Duluth. This will include preparation of permit applications for the Minnesota Department of Natural Resources and the Army Corps of Engineers. Tasks include data acquisition for Lake Superior and relevant meteorology either by field investigation, research of existing records or by new analysis. Propose remedy options and associated costs to prevent sediment deposition within culverts.

This will be a lump sum agreement and is expected to run from May 1996 through September 1996.

Qualifications will be rated on the basis of:

- Must have expertise in coastal engineering.
List experience and give recent examples of coastal engineering experience.
- Project team
Qualifications and Experience.
Provide a listing of present work load and personnel commitments you anticipate during the period this work is to be performed.
- Experience
Past projects or other related types of work.
Familiarity with Mn/DOT procedures and standards.

Those consultants who wish to be considered for this project, must furnish the following information, in the order listed:

1. Affirmative Action

Indicate if your firm is certified by the Department of Human Rights for Affirmative Action as stated in *Minnesota Statute* 363.073. Any questions, call (612) 296-5683. Send:

- A copy of your firm's current Certificate of Compliance issued by the Commissioner of Human Rights or;
 - A letter from Human Rights certifying that your firm has or has applied for a current Certification of Compliance or;
 - A notarized letter certifying that your firm has not had more that twenty full-time employees at any time during the previous twelve months.
2. Indicate if your firm is certified by the Department of Administration as a Small Targeted Business (TGB), *Minnesota Statute* 16B.19. Any questions, call (612) 296-2600. This is informational only, a TGB requirement is not applicable for this project.

Professional, Technical & Consulting Contracts

3. Provide company name, business address, the contact person's name, telephone number, fax number, Federal tax I.D. number, and Minnesota tax I.D. number (if applicable).
4. A brief statement of your understanding of the work to be performed under this project.
5. List the project Team and their qualifications and experience with similar projects.

Limit response to no more than eight pages.

Five copies of the expressions of interest and qualifications shall be delivered to the address indicated below, not later than two o'clock in the afternoon (2:00 PM) on May 13, 1996. Late submittals will not be accepted. Send responses to:

Gabriel S. Bodoczy, P.E.
Consultant Agreements Engineer
Seventh Floor, Mail Stop 680
Transportation Building
395 John Ireland Boulevard
St. Paul, MN 55155
Attn: Linda Moline

This request does not obligate the State of Minnesota Department of Transportation to complete the work contemplated in this notice, and the department reserves the right to cancel this solicitation. All expenses incurred in responding to this notice shall be borne by the responder.

Minnesota Veterans Home - Minneapolis

Request for Proposal (RFP) for Supplemental Registered Nurse Staff

The Minnesota Veterans Home-Minneapolis provides professional license care for its residents on a twenty-four (24) hour, seven (7) day a week basis. We request proposals for supplemental registered nurse staff as needed.

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

Scope of Project: Provision of sufficient numbers of professional nurses to meet resident care needs.

Goals and Objectives: Resident care is met by provision of sufficient numbers of professional nursing staff.

Project Tasks:

1. Provide supplemental registered nurse coverage for shifts needed in a 24 hour a day, seven day a week service.
2. Coordinate assignments through the Director of Nursing.
3. Work under direct supervision of the Nursing Management Team.
4. Perform tasks as contained in the position description for registered nurses and the policies and procedures of the facility.
5. Provide all necessary documentation of licensure, insurance and qualification of professional nurses.

The Minnesota Veterans Home-Minneapolis reserves the right to award multiple contracts and distribute available hours to more than one provider.

The Minnesota Veterans Home-Minneapolis will have the right to designate professional nurses from the selected providers which it prefers to have scheduled to work at the Home. The Minnesota Veterans Home-Minneapolis shall assume responsibility to orient and train selected professional nurses to the position description and policies and procedures of the home as part of the cost of the services provided.

Department Contact: Prospective responders with questions may contact

Kathleen Davis
Director of Nursing
Minnesota Veteran Home-Minneapolis
5101 Minnehaha Avenue
Minneapolis, Minnesota 55417
(612) 721-0628

Professional, Technical & Consulting Contracts

Please note that other department personnel are not allowed to discuss the request for proposal with anyone, including responders, before the proposal submission deadline.

Submission of Proposal: All proposals must be sent to:

William Treka
Purchasing Agent
Minnesota Veterans Home-Minneapolis
5101 Minnehaha Avenue
Minneapolis, Minnesota 55417

Proposals must be received by 2:00 pm May 20, 1996

Late proposals shall not be considered. Submit three copies of proposal. Proposals are to be sealed in mailing envelopes or packages with responders name and address clearly written on the outside. Each copy of the proposal must be signed in ink by an authorized member of responder agency. Prices and terms of the proposal stated must be valid for the length of the project.

Project Cost: Should not exceed \$100,000

Project Completion Date: May 31, 1997

Proposal Contents: The following will be considered minimum contents for proposals:

1. A restatement of the objectives, goals and tasks to demonstrate the responder's view of the project.
2. Identify and describe the deliverables to be provided by the responder.
3. Outline the responder's background and experience in providing the services required.
4. Current fees which will be charged to the agency.
5. Responder will provide a plan, worked out with the home, how services will be scheduled and how services will be invoiced.

Evaluation Criteria:

All proposals received by the designated deadline will be evaluated by representatives of the Minnesota Veterans Home. There are State mandated TB and criminal background checks. In some instances an interview may be part of the evaluation process. Factors used in evaluation of the proposals shall include but are not necessarily limited to the following:

1. Expressed understanding of the Project.
2. Project cost detail.
3. Qualifications of both company and professional nurse staff.

Affirmative Action: In Accordance with the provisions of *Minnesota Statutes*, section 363.073: for all contracts estimated to be in excess of \$50,000 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 not be accepted unless it includes one of the following:

1. A copy of the firm's approved affirmative action plan.
2. Certification that the firm did not have more than 20 full-time employees at any time during the last 12 months.

Worker's Compensation: The successful responder will be required to submit acceptable evidence of compliance with worker's compensation insurance coverage requirements prior to execution of the contract.

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**



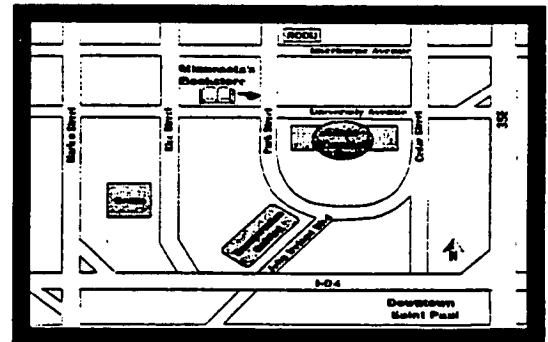
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