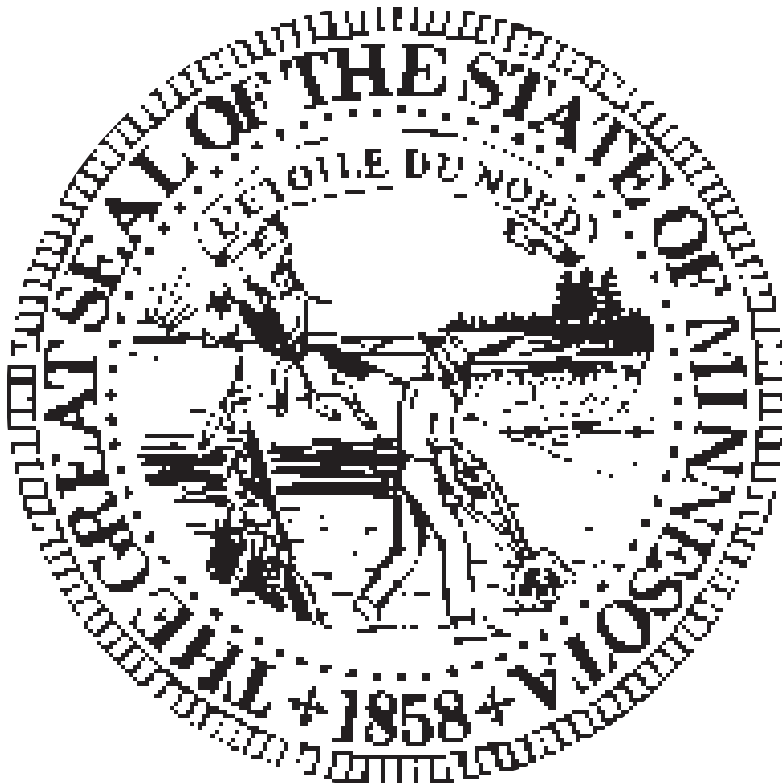


The Minnesota

State Register

Rules and Official Notices Edition



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State Register

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

The *State Register* is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official and revenue notices, professional-technical-consulting contracts, non-state bids and public contracts and grants.

Printing Schedule and Submission Deadlines

Vol. 22 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
# 34	Monday 23 February	Monday 9 February	Friday 13 February
# 35	Monday 2 March	Friday 13 February	Monday 23 February
# 36	Monday 9 March	Monday 23 February	Monday 2 March
# 37	Monday 16 March	Monday 2 March	Monday 9 March

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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:

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

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

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Minnesota Rules: Amendments and Additions

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

The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 80 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. The current 1995 set is a 13-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Generally speaking, proposed and adopted exempt rules do not appear in this set because of their short-term nature, but are published in the *State Register*.

An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, or within 60 days of the effective date of any new statutory grant of required rulemaking.

When rules are first drafted, state agencies publish them as **Proposed Rules**, along with a notice of hearing, or a 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 most current edition of 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 issues #1-39; issues #40-51 inclusive; and issues #1-52 (or 53 in some years), cumulative for issues #1-52 (or 53). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the *State Register*, contact Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

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Proposed Rules

Comments on Planned Rules or Rule Amendments

An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

Rules to be Adopted After a Hearing

After receiving comments and deciding to hold a public hearing on the rule, an agency drafts its rule. It then publishes its rules with a notice of hearing. All persons wishing to make a statement must register at the hearing. Anyone who wishes to submit written comments may do so at the hearing, or within five working days of the close of the hearing. Administrative law judges may, during the hearing, extend the period for receiving comments up to 20 calendar days. For five business days after the submission period the agency and interested persons may respond to any new information submitted during the written submission period and the record then is closed. The administrative law judge prepares a report within 30 days, stating findings of fact, conclusions and recommendations. After receiving the report, the agency decides whether to adopt, withdraw or modify the proposed rule based on consideration of the comments made during the rule hearing procedure and the report of the administrative law judge. The agency must wait five days after receiving the report before taking any action.

Rules to be Adopted Without a Hearing

Pursuant to *Minnesota Statutes* § 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing. An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public. The agency then publishes a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. 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*.

Department of Natural Resources

Proposed Permanent Rules Relating to Fishing

DUAL NOTICE: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons Request a Hearing, and Notice of Hearing If 25 or More Requests for Hearing Are Received

Proposed Rules and Rule Amendments Governing Fishing, *Minnesota Rules*, Chapters 6254, 6256, 6258, 6260, 6262, and 6266.

Introduction. The Department of Natural Resources intends to adopt rules without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28, and rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310. If, however, 25 or more persons submit a written request for a hearing on the rules within 30 days or by 4:30 p.m. on March 25, 1998, a public hearing will be held beginning on April 14, 1998 at the Kelly Inn, 161 St. Anthony Blvd., (located just north of Highway I-94, Marion St. exit), St. Paul, Minnesota, starting at 1:30 p.m., and reconvening on April 15, 1998 at the Rochester Community and Technical College, Heintz Center, Rooms C105, C107, and C109, 1926 College View Road S.E., Rochester, Minnesota, starting at 6:30 p.m., and reconvening on April 16, 1998 at Lake of the Woods School, State Highway 11 W., Baudette, Minnesota, starting at 6:30 p.m., and continuing until completed. To find out whether the rules will be adopted without a hearing or if the hearing will be held, you should contact the agency contact person after March 25, 1998 and before April 14, 1998.

Agency Contact Person. Comments or questions on the rules and written requests for a public hearing on the rules must be submitted to the agency contact person. The agency contact person is: Steve Hirsch at Department of Natural Resources, 500 Lafayette Road, Box 12, St. Paul, Minnesota 55155-4012, telephone (612) 296-0791. TTY users may call the Department of Natural Resources at 1-800-657-3939.

Subject of Rules and Statutory Authority. The proposed rules and rule amendments govern various fish matters, specifically:

- 1) seasons and limits for rough fish taken by spearing, harpooning, archery, and dip nets;
- 2) various changes to sport gill netting regulations for ciscoes and whitefish, including clarifying that seasons may not be opened on lakes subject to sport gill netting, making the gill netting season on Upper Red Lake subject to opening and closing on 48 hour notice, adding one or more lakes to the gill netting season, and changing the season on Big Turtle Lake in Itasca County;

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

- 3) reporting requirements for various commercial enterprises, including Lake Superior fishing guides, minnow dealers, mussel harvesters, turtle sellers, and commercial fishing operators;
- 4) clarifying species of frogs regulated by the commissioner;
- 5) harvest restrictions for mussels;
- 6) raising the size limit for three ridge mussels;
- 7) expanding the gear types authorized under rough fish removal permits;
- 8) changes to inland commercial fishing areas;
- 9) changes to fishing regulations on that part of Pool 3 of the Mississippi River that is not on the Minnesota-Wisconsin border to make them consistent with the border water regulations;
- 10) adding East Bearskin Lake to list of lake trout lakes partially outside of the Boundary Waters Canoe Area Wilderness (BWCAW);
- 11) various changes to fishing regulations on Lake Superior and its tributaries, including harvest restrictions for unclipped rainbow trout, possession limits for brown trout, and simplifying brook trout and splake seasons and possession limits;
- 12) season changes for trout in southeast Minnesota;
- 13) continuous closed fishing season for two sections of the Knife River in Lake County;
- 14) harvest restrictions for largemouth bass and northern pike in Loon Lake in Waseca County and Ida Lake in Blue Earth County;
- 15) harvest restrictions for smallmouth bass in the Otter Tail River in Wilkin and Otter Tail counties;
- 16) clarifying the commissioner's authority to allow commercial taking of fish in waters otherwise closed to fishing;
- 17) changing the minimum size limit for muskellunge on the Minnesota - Wisconsin border waters to 40 inches; and
- 18) reducing the aggregate possession limit for walleye and sauger in the Rainy River to two from March 1 through April 14.

The statutory authority to adopt the rules is *Minnesota Statutes*, sections 97A.045, subds. 2 and 4; 97C.005, subd. 3; 97C.041; 97C.311, subd. 2; 97C.345, subd. 5; 97C.375; 97C.381; 97C.395, subd. 1; 97C.401, subd. 1; 97C.505, subd. 1; 97C.601, subd. 6; 97C.605, subd. 3; 97C.701, subd. 1; 97C.805, subds. 1 and 2; 97C.811, subd. 3; and 97C.815, subd. 1

A copy of the proposed rules is published in the *State Register*. A free copy of the rules is available upon request from the agency contact person listed above.

Comments. You have until 4:30 p.m. on March 25, 1998, to submit written comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed rules 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 rules. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on March 25, 1998. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed rules to which you object or state that you oppose the entire set of rules. 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 rules.

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*, sections 14.131 to 14.20.

Alternative Format/Accommodation. Upon request, this Notice can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request or 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 rules may be modified, either as a result of public comment or as a result of the rule hearing process. Modifications must be supported by data and views submitted to the agency or presented at the hearing and the adopted rules may not be substantially different than these proposed rules. If the proposed rules affect you in any way, you are encouraged to participate in the rulemaking process.

Cancellation of Hearings. The hearings scheduled for April 14, 15, and 16, 1998, will be canceled if the agency does not receive requests from 25 or more persons that a hearing be held on the rules. If you requested a public hearing, the agency will notify you before the scheduled hearings whether or not the hearings will be held. You may also call the agency contact person at (612) 296-0791 after March 25, 1998 to find out whether the hearings will be held.

Notice of Hearing. If 25 or more persons submit written requests for a public hearing on the rules, a hearing will be held following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The hearing will be held on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge Allan W. Klein is assigned to conduct the hearing. Judge Klein can be reached at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138, telephone (612) 341-7609 and fax (612) 349-2665.

Hearing Procedure. If a hearing is held, you and all interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time before the close of the hearing record. All evidence presented should relate to the proposed rules. 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. This rule hearing procedure is governed by *Minnesota Rules*, parts 1400.2000 to 1400.2240, and *Minnesota Statutes*, sections 14.131 to 14.20. Questions about procedure may be directed to the Administrative Law Judge.

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

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 rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. The statement may also be reviewed and copies obtained at the cost of reproduction from either the agency or the Office of Administrative Hearings.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the Campaign Finance and Public Disclosure Board. Questions regarding this requirement may be directed to the Campaign Finance and Public Disclosure Board at: First Floor South, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone (612) 296-5148 or 1-800-657-3889.

Adoption Procedure if No Hearing. If no hearing is required, the agency may adopt the rules after the end of the comment period. The rules 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 rules are submitted to the office. If you want to be so notified, or want to receive a copy of the adopted rules, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Adoption Procedure After a Hearing. If a hearing is held, after the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rules. You may ask to be notified of the date when the Administrative Law 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 rules and files them with the Secretary of State, and can make this request at the hearing or in writing to the agency contact person stated above.

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

Date: 9 February 1998

Eugene Gere
Assistant Commissioner for Operations

<p>KEY: PROPOSED RULES SECTION — <u>Underlining</u> 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 — <u>Underlining</u> indicates additions to proposed rule language. Strike outs indicate deletions from proposed rule language.</p>
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Proposed Rules

6254.0600 REQUIREMENTS TO HOLD AND MOVE MORE THAN 24 DOZEN MINNOWS.

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

Subp. 5. **Required reporting.** Minnow dealers and exporting minnow dealers must report, on forms provided by the commissioner, for the previous calendar year. Reports must be submitted to the address identified on the form so that they are received prior to February 15 of each year to the address identified on the form. A minnow dealer's license or exporting minnow dealer's license may not be renewed until the yearly report has been received.

[For text of subp 6, see M.R.]

6256.0050 DEFINITION OF FROGS.

"Frogs" means the following species:

- A. northern cricket frog (*Acris crepitans*);
- B. Cope's gray tree frog (*Hyla chrysoscelis*);
- C. gray tree frog (*Hyla versicolor*);
- D. spring peeper (*Pseudacris crucifer*);
- E. chorus frog (*Pseudacris triseriata*);
- F. bull frog (*Rana catesbeiana*);
- G. green frog (*Rana clamitans*);
- H. pickerel frog (*Rana palustris*);
- I. northern leopard frog (*Rana pipiens*);
- J. mink frog (*Rana septentrionalis*);
- K. wood frog (*Rana sylvatica*);
- L. American toad (*Bufo americanus*);
- M. great plains toad (*Bufo cognatus*);
- N. Canadian toad (*Bufo hemiophrys*);
- O. plains leopard frog (*Rana blain*);
- P. southern leopard frog (*Rana utricularia*);
- Q. pig frog (*Rana grylio*); and
- R. river frog (*Rana becksheri*).

6256.0200 SPECIES AND SIZE LIMITS FOR TAKING LEOPARD FROGS AND BULL FROGS.

~~Only~~ Northern leopard frogs (*Rana pipiens*) and bull frogs (*Rana catesbeiana*) must be more than six inches long ~~may be when~~ taken or possessed for purposes other than bait.

6256.0500 COMMERCIAL TAKING OF TURTLES.

[For text of subs 1 to 6, see M.R.]

Subp. 7. **Required reporting by turtle seller.** A holder of a turtle seller's license must submit reports ~~must be submitted for the previous calendar year~~, on forms provided by the commissioner, ~~by a holder of a turtle seller's license so that they are received at the address identified on the form~~ at the time of license renewal or March 1, whichever comes first. The forms must record the numbers and pounds of turtles taken, species of turtles taken, and other information as specified.

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

6258.0100 SEASON FOR HARVESTING MUSSELS MUSSEL SHELLS FOR PERSONAL USE.

Live mussels may not be harvested for personal use. During the open season, a person possessing a valid resident or nonresident angling license or a person exempt from licensing may take and possess at any time, for personal use only, not more than 24 ~~live~~ whole shells or 48 shell halves of ~~dead~~ freshwater mussels. ~~Mussels Mussel shells~~ may be harvested in waters of the state where fish may be taken by angling. ~~Mussels Mussel shells~~ must be harvested by hand picking only and may not be purchased or sold.

6258.0300 COMMERCIAL PERMITS FOR MUSSELS.

Subpart 1. **Commercial permit required.** A person may not take, possess, buy, sell, or transport live freshwater mussels or more than 24 ~~live~~ whole shells or 48 shell halves of dead freshwater mussels, or assist another person in such taking, without first obtaining a commercial mussel permit from the commissioner.

[For text of subs 2 to 4, see M.R.]

6258.0400 SPECIES FOR COMMERCIAL HARVEST.

Only three ridge (*Amblema plicata*) mussels may be harvested under a commercial mussel permit. Additional species may be requested for harvest from specific sites by special permit. Three ridge mussels may lawfully be harvested, as live whole mussels or shell halves, provided that they cannot pass through a ~~2-3/4~~ three-inch diameter hole.

6258.0800 PERMITTEE REPORTS, RECORDS, AND INSPECTIONS.

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

Subp. 2. **Required reports.** A permittee must submit reports monthly while the permit is valid on forms provided by the commissioner. Reports for the previous month must be submitted by the permittee to the address identified on the form so that they are received by the department by the 15th of each month even if no harvest activity took place. All information requested on the report must be provided. Failure to submit required reports may result in revocation of the existing permit and may render the permittee ineligible for permits for one year.

[For text of subp 3, see M.R.]

6260.0300 COMMERCIAL FISHING PERMIT ISSUANCE.

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

Subp. 3. **Class B permits.** Class B permits may be issued for:

- A. permanently or temporarily installed traps in waters of the state with fish migrations;
- B. the use of seines, hoop nets, and fyke nets by persons other than licensed inland commercial operators;
- C. licensed inland commercial operators to fish waters other than the core waters of their assigned area;
- D. licensed inland commercial operators to fish unassigned waters; or
- E. licensed inland commercial operators to crib fish in waters other than where taken.

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

6260.1700 COMMERCIAL FISHING ON LAKE OF THE WOODS.

[For text of subs 1 to 6, see M.R.]

Subp. 7. **Required reporting.** Commercial operators licensed to fish Lake of the Woods must submit monthly reports on forms provided by the commissioner for each month that commercial fishing activity takes place. The reports must be sent to the address identified on the form so that they are received by the tenth day of the month following the month ~~reported to the area fisheries headquarters that the activity took place~~.

[For text of subs 8 to 11, see M.R.]

6260.1800 COMMERCIAL FISHING ON LAKE SUPERIOR.

[For text of subs 1 to 6, see M.R.]

Subp. 7. **Required reporting.** Commercial fishing operators must submit a record of their commercial fishing operations for each month of the calendar year on forms provided by the commissioner. These reports must be submitted to the address identified on the form so that they are received within ten days after the end of the month for which the report is made. Reports must be made regardless of whether fish are taken and regardless of whether any fishing operations have taken place. Separate records must be kept for each pound or trap net used in Lake Superior and St. Louis Bay. Reports for pound or trap nets must include the number of game fish kept and released, and must be submitted to the Lake Superior Office by the tenth day of each month for the preceding month, whether or not pound or trap nets were fished.

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6260.2400 DESCRIPTION OF INLAND COMMERCIAL FISHING AREAS.

[For text of subs 1 to 27, see M.R.]

Subp. 28. **Inland Commercial Fishing Area No. 28.** Inland Commercial Fishing Area No. 28 consists of all of Cook county.

Core Waters	Id. No.	Twp.	Rge.	Sec.
<u>Pine Lake</u> Cook Co.	<u>16-41</u>	<u>65</u>	<u>1-3E</u>	<u>Various</u>
Greenwood Lake Cook Co.	16-77	64	2E	21-28, 34
Devil Track Lake Cook Co.	16-143	62	1E, 1W	30, 31; 25-29; 34, 35
Brule Lake Cook Co.	16-348	63	2, 3W	Various
Caribou Lake Cook Co.	16-360	60, 61	3W	1, 2, 11, 12; 35, 36
Sawbill Lake Cook Co.	16-496	62, 63	4W	6, 7; 20, 29-32
<u>Flour Lake</u> Cook Co.	<u>16-147</u>	<u>64</u>	<u>1W; 1E</u>	<u>1, 2, 11, 12; 5, 6</u>
<u>Poplar Lake</u> Cook Co.	<u>16-239</u>	<u>64</u>	<u>1W; 2W</u>	<u>6, 7, 8; 1, 2, 11, 12</u>
Seagull Lake Cook Co.	16-629	65, 66	4, 5W	5-7; 31, 32; 9-16
<u>Saganaga Lake</u> Cook Co.	<u>16-633</u>	<u>65, 66</u>	<u>4, 5W</u>	<u>Various</u>

[For text of subs 29 to 32, see M.R.]

Subp. 33. **Inland Commercial Fishing Area No. 33.** Inland Commercial Fishing Area No. 33 consists of all of Todd, Morrison, Benton, and Stearns counties except that part of Stearns county bounded by a line starting at the junction of Stearns County Highway No. 2 and the Meeker County line, near the community of Watkins; thence north on Stearns County Highway No. 2 to State Highway No. 23, near the community of Cold Spring; thence west on State Highway No. 23 to the junction of State Highway No. 55; thence west on State Highway No. 55 to the eastern Kandiyohi County line, plus that part of Wadena county lying south of Wadena County Highway No. 9.

Core Waters	Id. No.	Twp.	Rge.	Sec.
Little Rock Benton Co.	5-13	37, 38	31	2, 3, 10, 11, 14; 34, 35
Sullivan Lake Morrison Co.	49-16	42	28, 29	6, 7; 1, 11, 12, 14
Two Rivers Lake Stearns Co.	73-138	125, 126	30, 31	6; 19, 30, 31, 36
Big Swan Lake Todd Co.	77-23	128	32	7, 18-20, 29, 30
Big Birch Lake Todd and Stearns Counties	77-84	126, 127	32, 33	Various

[For text of subp 34, see M.R.]

6262.0200 FISHING REGULATIONS FOR INLAND WATERS.

Subpart 1. **General inland fishing regulations.** Fish may be taken in inland waters by angling during the time specified for each of the following species, however, certain waters of the state are subject to experimental regulations, special regulations, or are closed for the taking and possession of fish:

Species and Open Season	Daily and Possession Limits
[For text of item A, see M.R.]	
B. Brown trout	
(1) All streams and rivers from Lake Superior upstream to the posted boundaries, including the St. Louis River upstream to the Minnesota-Wisconsin boundary cable, and Lake Superior tributaries with no posted boundaries.	5 in aggregate with rainbow and brook trout and splake, except the aggregate limit on the Knife River upstream of Lake County Road 9 and Carlton county streams is 10 with no more than 5 brown trout. Not more than 3 <u>1</u> may be over 16 inches in length. The and minimum size limit is 10 inches in length.
Open continuously.	
Only a single hook may be used for angling, except in the Pigeon River, Cook county, and the St. Louis River, St. Louis and Carlton counties.	
(2) In all streams of the Lake Superior watershed in St. Louis, Lake, Carlton, and Cook counties above the posted boundaries and their tributaries, except the St. Louis River and its tributaries upstream of the Fond du Lac Dam.	10 in aggregate with rainbow and brook trout and splake. No more than 1 may be over 16 inches in length. No more than 5 may be brown trout.
Saturday nearest April 15 through September 30.	
(3) <u>In all streams in Houston, Fillmore, Mower, Dodge, Olmsted, Winona, Wabasha, and Goodhue counties.</u>	<u>5 in aggregate with rainbow and brook trout and splake. No more than 1 may be over 16 inches in length. No harvest of trout is allowed from April 1 up to but not</u>
<u>April 1 through September 30.</u>	

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including the Saturday nearest April 15 and from September 15 through September 30. During these time periods, all trout must be immediately returned to the water and all hooks must be barbless.

(4) In all other streams.

Saturday nearest April 15 through September 30.

5 in aggregate with rainbow and brook trout and splake. No more than 1 may be over 16 inches in length.

(4)

(5) In lakes only:

5 in aggregate with rainbow and brook trout and splake. No more than 3 may be over 16 inches in length.

Statewide.

Saturday two weeks prior to Saturday of Memorial Day weekend through October 31.

All lakes entirely within the Boundary Waters Canoe Area Wilderness except Ram Lake.

Saturday nearest January 1 through March 31.

All lakes entirely or partly outside the Boundary Waters Canoe Area Wilderness and exceptions.

Saturday nearest January 15 through March 15.

Lakes lying partly outside the Boundary Waters Canoe Area Wilderness and exceptions include Ram, Meditation, and Lizz Lakes.

Lakes in Aitkin, Becker, Beltrami, Cass, Crow Wing, and Hubbard counties.

Closed for the winter season.

C. Brook trout and splake.

- (1) All streams and rivers from Lake Superior upstream to the posted boundaries, including the St. Louis River upstream to the Minnesota-Wisconsin boundary cable, and Lake Superior tributaries with no posted boundaries, except for Lake Superior tributaries in Carlton county ~~and the Knife River upstream of Lake County Road 9.~~

5 in aggregate with brown and rainbow trout. The aggregate limit for brook trout and splake is 1 and the minimum size limit is 20 inches in length.

Saturday nearest April 15 through Labor Day.

Only a single hook may be used for angling, except in the Pigeon River, Cook county, and the St. Louis River, St. Louis and Carlton counties.

- (2) In all streams of the Lake Superior watershed in St. Louis, Lake, and Cook counties above the posted boundaries and their tributaries; and the entire length of Carlton county streams, except ~~(i)~~ the St. Louis River and its tributaries upstream of the Fond du Lac Dam; ~~and (ii) that portion of the Knife River and its tributaries lying upstream of Lake County Road 9.~~

10 in aggregate with brown and rainbow trout. No more than 1 may be over 16 inches in length.

Saturday nearest April 15 through September 30.

- (3) On that portion of the Knife River and its tributaries lying upstream of Lake County Road 9.

10 in aggregate with brown and rainbow trout. No more than 1 may be over 16 inches in length.

May 15 through September 30.

This subitem expires on February 28, 1999.

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(4) In all streams in Houston, Fillmore, Mower, Dodge, Olmsted, Winona, Wabasha, and Goodhue counties.

April 1 through September 30.

5 in aggregate with rainbow and brown trout and splake. No more than 1 may be over 16 inches in length. No harvest of trout is allowed from April 1 up to but not including the Saturday nearest April 15 and from September 15 through September 30. During these time periods, all trout must be immediately returned to the water and all hooks must be barbless.

(4)

(5) In all other streams.

Saturday nearest April 15 through September 30.

5 in aggregate with brown and rainbow trout. No more than 1 may be over 16 inches in length.

(5)

(6) In lakes only:

Statewide.

Saturday two weeks prior to Saturday of Memorial Day weekend through October 31.

All lakes entirely within the Boundary Waters Canoe Area Wilderness except Ram Lake.

Saturday nearest January 1 through March 31.

All lakes entirely or partly outside the Boundary Waters Canoe Area Wilderness and exceptions.

Saturday nearest January 15 through March 15.

Lakes lying partly outside the Boundary Waters Canoe Area Wilderness and exceptions include Ram, Meditation, and Lizz Lakes.

5 in aggregate with brown and rainbow trout. No more than 3 may be over 16 inches in length.

Lakes in Aitkin, Becker,
Beltrami, Cass, Crow Wing,
and Hubbard counties.

Closed for the winter season.

D. Rainbow trout, including
steelhead.

- (1) All streams and rivers from
Lake Superior upstream to the
posted boundaries, including
the St. Louis River upstream
to the Minnesota-Wisconsin
boundary cable, and Lake
Superior tributaries with
no posted boundaries.

Open continuously.

Only a single hook may be
used for angling, except
in the Pigeon River,
Cook county, and the
St. Louis River, St. Louis
and Carlton counties.

- (2) In all streams of the Lake
Superior watershed in St.
Louis, Lake, Carlton, and
Cook counties above the
posted boundaries and their
tributaries; ~~except the
St. Louis River upstream
of the Fond du Lac Dam.~~

Saturday nearest April 15
through September 30.

3 clipped rainbow
trout. The minimum
size limit for
clipped rainbow trout
is 16 inches in length.
Clipped rainbow trout
have their adipose fin
removed and must show
a healed scar. No
harvest of unclipped
rainbow trout is
allowed. All unclipped
rainbow trout must be
returned to the water
immediately and it is
unlawful for anyone to
have in possession,
regardless of where
taken, any unclipped
rainbow trout while on
or fishing in the listed waters.

~~1. The minimum size
limit is 16 inches
in length.
No harvest of rainbow
trout is allowed.
All rainbow trout must
be returned to the
water immediately
and it is unlawful
for anyone to
have in possession,
regardless of where
taken, any rainbow
trout while on or
fishing in the listed waters.~~

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- (3) In all streams in Houston, Fillmore, Mower, Dodge, Olmsted, Winona, Wabasha, and Goodhue counties.
April 1 through September 30.
- (4) In all other streams.
Saturday nearest April 15 through September 30.
- (4) In lakes only
- (5) In lakes only
- 5 in aggregate with brown and brook trout and splake. No more than 1 may be over 16 inches in length. No harvest of trout is allowed from April 1 up to but not including the Saturday nearest April 15 and from September 15 through September 30. During these time periods, all trout must be immediately returned to the water and all hooks must be barbless.
- 5 in aggregate with brook and brown trout and splake. No more than 1 may be over 16 inches in length.
- 5 in aggregate with brook and brown trout and splake. No more than 3 may be over 16 inches in length.

Statewide.

Saturday two weeks prior to Saturday of Memorial Day weekend through October 31.

All lakes entirely within the Boundary Waters Canoe Area Wilderness except Ram Lake.

Saturday nearest January 1 through March 31.

All lakes entirely or partly outside the Boundary Waters Canoe Area Wilderness and exceptions.

Saturday nearest January 15 through March 15.

Lakes lying partly outside the Boundary Waters Canoe Area Wilderness and exceptions include Ram, Meditation, and Lizz Lakes.

Lakes in Aitkin, Becker,
Beltrami, Cass, Crow Wing,
and Hubbard counties.

Closed for the winter season.

E. Lake trout. 3

Statewide.

Saturday two weeks prior to
Saturday of Memorial Day weekend
through September 30.

All lakes entirely within
the Boundary Waters Canoe Area
Wilderness except Saganaga and
Ram Lakes.

Saturday nearest January 1
through March 31.

All lakes lying entirely or
partly outside the Boundary
Waters Canoe Area Wilderness
and exceptions.

Saturday nearest January 15
through March 15.

Lakes partly outside the
Boundary Waters Canoe Area
Wilderness and exceptions include
Snowbank, Magnetic, Ram, Seagull,
Clearwater, East Bearskin,
and Saganaga.

All streams and rivers from Lake
Superior upstream to the posted
boundaries, including the St.
Louis River upstream to the
Minnesota-Wisconsin boundary
cable and Lake Superior
tributaries with no posted boundaries.

December 1 through September 30.

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

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

Subp. 3. Fishing regulations for Pool 3 of the Mississippi River. On Pool 3 of the Mississippi River, from the confluence with the St. Croix River at Prescott, Wisconsin, upstream to the dam at Hastings, Minnesota, the open seasons, daily and possession limits, size limits, and other fishing regulations are the same as fishing regulations for the boundary water portion of Pool 3 as provided by part 6266.0500, subparts 3, 4, 7, 8, and 9.

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Proposed Rules

6262.0300 FISHING REGULATIONS FOR LAKE SUPERIOR.

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

Subp. 6. **Lake Superior open season, daily and possession limits.** Angling season and daily and possession limits for Lake Superior are as follows:

Species	Open Season	Daily and Possession Limits
	[For text of items A and B, see M.R.]	
C. Brown trout	Continuous	5 in aggregate with rainbow and brook trout and splake. No <u>Not</u> more than 3 <u>1</u> may be <u>over</u> 16 inches or longer and the minimum size limit is 10 inches in length.

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

6262.0500 WATERS CLOSED TO TAKING FISH.

Subpart 1. **Waters permanently closed to taking fish.** The following waters or designated portions are closed to the taking of all fish at all times, except by permit according to part 6260.0300, subpart 1, and Minnesota Statutes, section 97C.041:

[For text of items A to U, see M.R.]

V. Lake and St. Louis counties: Knife River, between the cables upstream of the Knife River fish trap in S.36, T.52, R.12, and downstream of the Knife River fish trap in S.31, T.52, R.11.

Subp. 2. **Waters seasonally closed to taking fish.** The following waters in the portions designated are closed to the taking of all fish during the periods specified:

[For text of items A to F, see M.R.]

G. Lake county: ~~Knife River, S.31, T.52, R.11, between the two eabled areas is closed from September 1 through May 31; and Knife River and tributaries, S.4,5, T.52, R.11, upstream of Lake County Road 9 are closed from October 1 through May 14.~~

Subp. 2a. **Waters closed to possession of fish.** The following waters have restrictions on the possession of fish:

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

C. Ida Lake in Blue Earth county, T.105, R.28, S.1, 12, and Loon Lake in Waseca county, T.107, R.22, S.7, 18, are closed to the possession of largemouth bass and northern pike until March 1, 2000.

D. The Otter Tail River from the Wilkin County Road 19 crossing in S.26, T.132, R.45 to the Friberg Dam in S.31, T.134, R.42, including the Orwell, Dayton Hollow, Pisgah, Central, and Diversion impoundments, S.25, 26, 35, 36, T.132, R.45, in Wilkin county and S. Various, T.132-134, R.42-44, in Otter Tail county, is closed to the possession of smallmouth bass until March 1, 2008.

Anglers must immediately return to the water the fish species noted for each water. It shall be unlawful for anyone to have in possession or under control, regardless of where taken, fish species noted for each water while on or fishing on these waters. Possession includes personal possession and possession in a vehicle.

6262.0600 SEASONS AND METHODS FOR TAKING ROUGH FISH.

Rough fish may be taken in accordance with *Minnesota Statutes*, sections 97C.345, 97C.371, and 97C.375. Rough fish may be taken by the following methods from May 1 through the third Sunday in February between sunrise and sunset in all inland waters, except where the taking of fish is otherwise prohibited by law or rule. Nonresidents may not spear from a fish house or darkhouse.

A. Rough fish may be taken by harpooning with a rubber powered gun, spring gun, or compressed air gun. Harpooning equipment may not be used within 1,000 feet of an established swimming beach. Harpooning equipment may be discharged only when both the equipment and operator are entirely beneath the surface of the water and may not be carried in a cocked position while out of the water.

B. Rough fish may be taken by archery provided that the arrows used are tethered or controlled by an attached line. The use of crossbows is prohibited.

C. Rough fish may be taken by means of hand-held dip nets having a diameter not exceeding 24 inches.

D. Rough fish may be taken by hand-held spears in open water or through the ice.

6262.0650 DAILY AND POSSESSION LIMIT OF ROUGH FISH TAKEN BY SPEARING, HARPOONING, ARCHERY, AND DIP NETS.

Daily and possession limits of rough fish taken by spearing, harpooning, archery, and dip nets are:

- A. suckers, 50;
- B. redhorse, 50;
- C. bullheads, 100; and
- D. other species, no limit.

6262.0800 OPEN SEASONS FOR TAKING WHITEFISH AND CISCOES.

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

Subp. 2. **Schedule I.** All bodies of water listed in this schedule ~~are to~~ may be opened and closed on a 48-hour notice posted at lake accesses and other public places based on a determination of the following:

- A. the abundance of game fish;
- B. climatic conditions that affect the vulnerability of game fish to accidental harvest; and
- C. the abundance of whitefish or ciscoes.

For Upper Red Lake only, it is permissible to set portions of gill nets in water deeper than six feet, provided that one end of the gill net is set in water no deeper than six feet, measured from the lake bottom to the top surface of the water or ice.

	<u>Whitefish</u>	<u>Ciscoe</u>
	Minimum mesh size	Minimum mesh size
County	3-1/2 inches allowed	1-3/4 inches allowed
Balsam, Big, T.58, 59, R.24, S.5 + Various		X
Basswood, T.64, 65, R.9, 10, 11, S. Var.		X
Bear Island, T.61, R.13, S. Var.		X
Deer, T.56, R.26, 27; T.57, R.26, 27, S. Var.	X	
Ely, T.57, 58, R.17, S. Var.		X
Fall, T.63, R.11, 12, S. Var.; T.64, R.11, S. Var.		X
Flour, T.64, R.1E, 1W		X
Green, T.120, R.33, 34; T.121, R.33, 34		
Ida, T.129, 130, R.38		
Mille Lacs		

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Nashwauk, T.57, R.23, 24, S.7 + Var.	Itasca			X
Newton, T.63, 64, R.11, S. Var.	Lake		X	
Ojibway, T.63, R.9, 10, S. Var.	Lake			X
Poplar, T.64, R.1W, 2W	Cook		X	
Rachel, T.127, R.39	Douglas			X
<u>Red, Upper, T.153, R.31-34; T.154, R.31-34; T.155, R.30-32; outside Red Lake Indian Reservation</u>	<u>Beltrami</u>		X	
Reilley (O'Reilly), T.56, R.24, S.5, 6	Itasca			X
Shagawa, T.63, R.12, S. Var.	St. Louis		X	
Straight, T.140, R.36, S.6 + Var.	Becker		X	
<u>Turtle, Big, T.59, R.26, 27; T.60, R.26, 27</u>	<u>Itasca</u>			X
Vermillion, T.61, R.16; T.62, R.14, 15, 16, 17; T.63, R.15, 16, 17, 18 - all except Pike Bay, south and west of a north- south line at narrowest portion between Echo Point and Punchers Point, T.62, R.15, S.19 + Var.	St. Louis			X

Subp. 3. **Schedule II.** All bodies of water listed in this schedule are open during the dates indicated by one of the following symbols:

A = Second Friday of October through the first Sunday of December;

B = First Friday of November through the second Sunday of December; or

C = Second Friday of November through the second Sunday of December.

	County	Whitefish Minimum mesh size 3-1/2 inches allowed	Ciscoe Minimum mesh size 1-3/4 inches allowed	Open dates
Ball Club, T.144, R.25, 26; T.145, R.26	Itasca	X		B
Bass, T.137, R.28	Crow Wing	X		B
Bass, north basin and Snyder Bay to the narrows, T.56, R.26	Itasca			B
Bass, Big, T.140, R.26, S.27 + Various	Cass		X	B

Proposed Rules

Beltrami, T.148, R.32, 33	Beltrami	X		B
Bemidji, Little, T.142, R.39, S.23 + Var.	Becker		X	B
Benedict, T.142, R.32	Hubbard	X		B
Black Bear, T.46, R.29, 30; T.47, R.29, 30	Crow Wing		X	B
Blackduck, T.149, R.31	Beltrami	X		B
Blackwater, T.140, R.29, S.25 + Var.	Cass		X	B
Bowstring, T.146, R.25, 26; T.147, R.25, 26	Itasca	X		B
Bowstring, Little, T.58, R.27, S.23 + Var.	Itasca		X	B
Boy, T.142, R.27, 28	Cass	X		B
Buffalo, T.140, R.40, 41; T.141, R.40	Becker		X	C
Burgen, T.127, 128, R.37	Douglas	X		B
Buzzle, Big, T.148, R.35	Beltrami		X	B
Caribou, T.65, R.1E	Cook	X		A
Carr, T.146, R.33	Beltrami	X		B
Cass, T.145, 146, R.30, 31	Beltrami		X	B
Clear, T.137, R.28	Cass	X		B
Clearwater, T.149, R.35, 36	Crow Wing		X	B
	Beltrami			
	Clearwater	X		B
Cotton, T.139, 140, R.40	Becker	X		B
Crane, T.67, R.16, 17	St. Louis		X	A
Crooked, T.144, R.31	Cass	X		B
Crooked, T.45, R.28, S.16 + Var.	Crow Wing		X	B
Crow Wing, Fifth and Sixth Lakes (channel between), T.140, R.33, S.20	Hubbard		X	B
Crow Wing, Seventh and Eighth Lakes (channel between), T.140, R.33, S.12 + Var.	Hubbard		X	B
Crow Wing, Ninth, T.140, 141, R.32	Hubbard		X	B
Crystal, T.136, R.42	Otter Tail	X		C
Curfman, T.138, R.41	Becker	X		B
Cut Foot Sioux, T.146, 147, R.27	Itasca		X	B
Deer, T.148, R.34	Beltrami	X		B
Deer, T.64, R.1E, S.4 + Var.; T.65, R.1E, S.32 + Var.	Cook		X	A
Deer, T.62, R.24, S. Var.	Itasca	X		B
Detroit, T.138, 139, R.41	Becker	X		B
Eagle, T.45, R.29	Crow Wing		X	B
Elbow, Big, T.142, R.38, 39	Becker	X		C

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Proposed Rules

Eunice, T.138, R.42, S.26 + Var.	Becker	X		B
Fish, T.137, R.42	Otter Tail	X		C
Fish Hook, T.140, R.34, 35	Hubbard	X		B
Floyd, Big, T.139, R.41	Becker	X		B
Fox, East, T.138, R.27	Crow Wing	X		B
Fox, West, T.138, R.27	Crow Wing	X		B
Franklin, T.136, 137, R.42	Otter Tail	X		C
Gilstad, T.148, 149, R.30	Beltrami	X		B
Graham, T.137, 138, R.40	Becker			
	Otter Tail	X		B
Grant, T.146, 147, R.34	Beltrami		X	B
Graves, T.58, R.26	Itasca	X		B
Gull, T.134, R.29, 30; T.135, R.29	Cass			
	Crow Wing	X		B
Gull, Upper, T.135, R.29	Cass	X		B
Hanging Horn, Big, T.46, R.19	Carlton		X	B
Howard, T.141, R.31	Cass		X	B
Ice Cracking, T.141, R.38, 39	Becker	X		C
Isabella, T.61, R.8; T.62, R.7, 8	Lake			
		X		A
Island, T.141, R.35	Hubbard	X		B
Island, T.150, R.28	Itasca	X		B
Jack, T.141, 142, R.30	Cass		X	B
Jessie, T.147, 148, R.25	Itasca	X		B
Jessie, Little, T.147, R.25	Itasca		X	B
Jewett, T.134, R.43	Otter Tail	X		C
Kabekona, T.142, R.32; T.143, R.32, 33	Hubbard			
		X		B
Kabetogama, T.69, 70, R.19-22	Koochiching			
	St. Louis		X	A
Kimble, T.137, R.28	Crow Wing		X	B
Kitchie, T.146, 147, R.30	Beltrami	X		B
Lake of the Woods	Lake of the Woods			
	Roseau	X		A
Latoka, T.128, R.38	Douglas	X		B
Leaf, East, T.134, R.37, 38	Otter Tail	X		C
Leaf, Middle, T.134, R.38	Otter Tail	X		C
Leaf, West, T.134, R.38	Otter Tail	X		C
Leavitt, T.139, R.25, 26	Cass	X		B
Leech, including Kabekona Bay and all other bays, T.141, R.29, 31; T.142, R.28, 29, 30, 31, 32; T.143, R.28, 29, 30, 31; T.144, R.28, 29, 30	Cass			
	Hubbard			
		X		A
Lida, T.135, 136, R.42	Otter Tail	X		C
Lizzie, T.136, 137, R.42	Otter Tail	X		C
Long, T.138, 139, R.41	Becker	X		B
Long, T.139, 140, R.34	Hubbard	X		B
Long, T.134, R.42, 43	Otter Tail	X		C
Long, Lower South, T.44, R.29, 30	Crow Wing			
		X		B
Long, North, T.134, R.28, 29; T.135, R.28	Crow Wing		X	B

Proposed Rules

McCraney, T.143, R.40, S.25 + Var.	Mahnomen	X		B
Many Point, T.141, R.38; T.142, R.38, 39	Becker	X		B
Maple, T.60, R.27	Itasca	X		B
Margaret (Kilpatrick), T.135, R.29	Cass	X		B
Marquette, T.146, R.33	Beltrami	X		B
Maud, T.138, R.42	Becker	X		B
Melissa, T.138, R.41	Becker	X		B
Mitchell, T.138, R.27	Crow Wing	X		B
Moore, T.142, R.38, S.5; T.143, R.38, S.32	Becker			
Movil, T.147, 148, R.33	Clearwater	X		B
Murphy, T.137, R.39, S.6; T.138, R.39, S.31	Beltrami	X		B
Namakan, T.68, R.17, 18; T.69, R.17, 18, 19, except the narrows between Namakan and Sand Point Lakes	Becker			
Net (Burnett), T.142, R.40, S.17 + Var.	Becker		X	A
Nisswa, T.135, R.29	Becker	X		B
Oak (Mud), T.143, R.32, S.27	Crow Wing	X		B
Osakis, T.128, R.35, 36; T.129, R.35	Hubbard	X		B
Ossawinamakee (Long), T.136, 137, R.28	Douglas			
Pelican, T.135, R.27, 28; T.136, R.27, 28	Todd	X		B
Pelican, Big, T.137, R.42, 43	Crow Wing	X		B
Pike, T.142, R.38	Crow Wing			
Pike, East, T.65, R.2E, 3E	Becker	X		B
Pike Bay, T.145, R.30, 31	Otter Tail	X		C
Pillager, T.133, 134, R.30	Becker	X		B
Pimushe, T.147, 148, R.30, 31	Cook		X	A
Pine, Big, T.136, 137, R.38	Cass	X		B
Pine, Little, T.136, R.39; T.137, R.38, 39	Cass		X	B
Pine Mountain, T.138, R.30; T.139, R.30, 31	Beltrami	X		B
Plantaganette, T.145, R.33, 34; T.146, R.33	Otter Tail	X		C
Pokegama, T.54, R.25, 26; T.55, R.25, 26	Otter Tail			
Portage, T.141, R.31	Otter Tail	X		C
Portage, T.45, R.28, S.29 + Var.	Cass		X	B
	Crow Wing		X	B
		X		B

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Proposed Rules

Potato and Eagle Lakes (channel between), T.141, R.35, S.22	Hubbard	X		B
Prairie, T.50, R.20	St. Louis	X		B
Pug Hole Lake, T.140, R.26, S.2 + Var.	Cass		X	B
Rainy, T.69-71, R.17-24	Koochiching			
	St. Louis		X	A
Round, T.141, R.38, 39	Becker	X		B
Round, T.134, R.28, 29; T.135, R.28, 29	Crow Wing	X		B
Round, T.148, R.27, 28	Itasca		X	B
Roy, T.135, R.29	Cass			
	Crow Wing	X		B
Rush Island, T.148, R.26, S.15 + Var.	Itasca	X		B
Sand, Big, T.147, 148, R.26	Itasca	X		B
Sand Point, T.67, R.16, 17; T.68, R.16, 17, except the narrows between Sand Point and Namakan Lakes and Sand Point and Little Vermillion Lakes	St. Louis			
			X	A
Sandy, T.149, R.35	Beltrami	X		B
Sandy, Big, T.49, R.23, 24; T.50, R.23, 24	Aitkin	X		B
Sauk, Big, T.126, 127, R.34	Stearns			
	Todd	X		B
Serpent, T.46, R.28, 29	Crow Wing		X	B
Silver Island, T.60, R.6; T.61, R.6, 7	Lake	X		A
Snyder (Snider), T.143, R.39, 40	Mahnomen	X		B
Stalker, T.132, R.41	Otter Tail	X		C
Star, T.137, R.28	Crow Wing	X		B
Star, T.135, R.40, 41; T.136, R.41	Otter Tail	X		C
Steamboat, T.144, R.31, 32	Cass			
	Hubbard	X		B
Strawberry, T.141, 142, R.40	Becker		X	B
Sucker, Lower (Big Sucker), T.144, R.30; T.145, R.29, 30	Cass	X		B
Swan, T.55, 56, R.22, 23, S. Var.	Itasca		X	B
Ten Mile, T.140, R.30, 31; T.141, R.30, 31	Cass		X	C
Thunder, Big, T.140, R.26	Cass	X		B
Tulaby, T.142, 143, R.39	Becker			
	Mahnomen	X		B
Turtle, Big, T.148, R.33	Beltrami	X		B
Turtle, Big, T.59, R.26, 27; T.60, R.26, 27	Itasca		X	B
Turtle, Little, T.148, R.31, 32	Beltrami	X		B

Turtle River Lake, T.147, 148, R.32	Beltrami	X	B
Twin Lakes, T.56, R.23, 24	Itasca	X	B
Victoria, T.128, R.37	Douglas	X	B
Wabedo, T.140, R.28	Cass	X	B
Washburn, T.139, 140, R.26	Cass	X	B
White Earth, T.142, 143, R.40	Becker		
	Mahnomen	X	B
Wilson Bay, T.134, R.29, 30	Cass	X	B
Wimer, T.137, R.40	Otter Tail	X	C
Winnibigoshish, T.145, R.27, 28, 29; T.146, R.27, 28, 29; T.147, R.27, 28	Cass		
	Itasca	X	B
Winnibigoshish, Little, T.145, R.26, 27; T.146, R.26, 27, except those portions within one-fourth mile of river channels	Cass		
	Itasca		
			X
Wolf, Big, T.145, 146, R.32, S. Var.	Beltrami		B
Woman, T.140, R.28, 29; T.141, R.28, 29	Hubbard	X	B
	Cass	X	B

Subp. 4. [See repealer.]

[For text of subp 5, see M.R.]

6262.3050 REQUIRED RECORDKEEPING.

Licensed Lake Superior fishing guides must keep accurate records on forms provided by the commissioner. Records must be kept on a monthly basis and must be submitted by the licensee so that they are received by the Lake Superior area fisheries supervisor on or before the tenth day of each month for the preceding month. Records must be submitted whether or not the licensee engaged in guiding during the reporting month, except that records need not be submitted for the months of November through April unless the licensee has engaged in guiding during those months. ~~Records must be submitted to the Lake Superior Area Fisheries Supervisor.~~

Failure to submit any required records three times or more in a two-year period will invalidate any subsequent application for licensure as a guide for up to a three-year period, upon determination by the commissioner.

6266.0500 TAKING OF FISH ON MINNESOTA-WISCONSIN BOUNDARY WATERS.

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

Subp. 3. **Species, seasons, and limits on Minnesota-Wisconsin boundary waters.** The following applies to the species, seasons, and limits for taking fish on Minnesota-Wisconsin boundary waters:

Species and Open Season	Daily and Possession Limits
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[For text of items A to M, see M.R.]

N.	Muskellunge Minimum size limit - 36 <u>40</u> inches. Saturday nearest Memorial Day through March 1.	1
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Proposed Rules

- O. White (striped) and yellow bass. Continuous. 25
- P. All other species Governed by inland regulations of state in which taken.

[For text of subps 4 to 10, see M.R.]

6266.0600 MINNESOTA-WISCONSIN BOUNDARY WATERS COMMERCIAL REGULATIONS.

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

Subp. 3. **Commercial fishing restrictions.** The following restrictions apply to commercial fishing on Minnesota-Wisconsin boundary waters:

[For text of items A to F, see M.R.]

G. Commercial operators ~~required to make reports by law must report~~, licensed to fish Minnesota-Wisconsin boundary waters must submit monthly reports on forms provided by the commissioner, ~~all required information regardless of whether fish are taken or whether any fishing operations have taken place. Reports must be sent to the address identified on the form so that they are received by the tenth day of the month following the month that the activity took place.~~

[For text of subps 4 to 9, see M.R.]

6266.0700 TAKING OF FISH ON MINNESOTA-CANADA BOUNDARY WATERS.

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

Subp. 2. **Species, seasons, and limits on Minnesota-Canada boundary waters.** The following applies to the species, seasons, and limits for taking fish on Minnesota-Canada boundary waters.

Species	Open Season	Daily and Possession Limits
A. Walleye and sauger	Saturday two weeks prior to the Saturday of Memorial Day weekend through April 14.	6 in the aggregate, except (i) Lake of the Woods where , 14 in the aggregate, of which not more than 6 may be walleye, and ; (ii) Rainy Lake where , 12 in the aggregate, of which not more than 6 may be walleye and not more than 1 over 19.5 inches; and ; (iii) Rainy River where , 6 in the aggregate, with not more than 1 walleye over 19.5 inches except no walleye over 19.5 inches may be taken from March 1 through April 14; <u>2 in the aggregate and no walleye over 19.5 inches may be taken</u> ; and (iv) Saganaga Lake including Sea Gull River and Gull Lake, where the limit is 6 walleye with only 1 walleye over 19.5 inches.

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

[For text of subps 3 to 5, see M.R.]

REPEALER. *Minnesota Rules*, part 6262.0800, subpart 4, is repealed.

EFFECTIVE DATE. The amendments to parts 6258.0100; 6258.0300; 6260.2400; 6262.0200, subpart 1, item B, subitem (1), item C, subitems (1) and (2), and item D, subitem (2), and subpart 3; 6262.0300; 6262.0500, subparts 1 and 2; and 6266.0700, are effective March 1, 1999.

Adopted Rules

A rule becomes effective after the requirements of *Minnesota Statutes* §§ 14.05-14.28 have been met and five working days after the rule is published in the *State Register*, unless a later date is required by statutes or specified in the rule.

If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed.

If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

Exempt Rules

An exempt rule adopted under *Minnesota Statutes* §§ 14.386 or 14.388 is effective upon its publication in the *State Register*.

Emergency Expedited Rules

Provisions for the Commissioner of Natural Resources to adopt emergency expedited Game and Fish Rules are specified in *Minnesota Statutes* §§ 84.027. The commissioner may adopt emergency expedited rules when conditions exist that do not allow the Commissioner to comply with the requirements for emergency rules. The Commissioner must submit the rule to the attorney general for review and must publish a notice of adoption that includes a copy of the rule and the emergency conditions. Emergency expedited rules are effective upon publication in the *State Register*, and may be effective up to seven days before publication under certain emergency conditions. Emergency expedited rules are effective for the period stated or up to 18 months.

Board of Peace Officer Standards and Training

Adopted Permanent Rules Relating to Licensing and Other Fees

The rules proposed and published at *State Register*, Volume 22, Number 15, pages 589-592, October 13, 1997 (22 SR 589), are adopted as proposed.

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Official Notices

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and mat-

Department of Agriculture

Minnesota Rural Finance Authority

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under *Minnesota Statutes*, Chapter 41C, for 161.5 Acres of Bare Farmland in Courtland Township, Nicollet County

NOTICE IS HEREBY GIVEN that a public hearing will be held on March 13, 1998, at 9 A.M. in Room 145 Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of approximately 161.5 acres of bare farmland located in Section 14, Courtland Township, Nicollet County, Minnesota on behalf of Ryan Bode, a single man. The maximum aggregate face amount of the proposed bond issue is \$245,000.00. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to make payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due. All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 4 February 1998

Jim Boerboom
RFA Director

Department of Agriculture

Minnesota Rural Finance Authority

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under *Minnesota Statutes*, Chapter 41C, for 321 Acres of Farmland in Canton Township, Fillmore County

NOTICE IS HEREBY GIVEN that a public hearing will be held on March 13, 1998, at 9 A.M. in Room 145 Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of approximately 321 acres of farmland located in Section 1 & 2, Canton Township, Fillmore County, Minnesota on behalf of Thomas A. and Ruth Ann Alexander, a married couple (the Borrowers). The maximum aggregate face amount of the proposed bond issue is \$250,000.00. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to make payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due. All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 4 February 1998

Jim Boerboom
RFA Director

Department of Agriculture

Minnesota Rural Finance Authority

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under *Minnesota Statutes*, Chapter 41C, for 100 Acres of Bare Farmland in Albin Township, Brown County

NOTICE IS HEREBY GIVEN that a public hearing will be held on March 13, 1998, at 9 A.M. in Room 145 Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of approximately 100 acres of bare farmland located in Section 13, Albin Township, Brown County, Minnesota on behalf of David C. Olson, a single man (the Borrower). The maximum aggregate face amount of the proposed bond issue is \$141,750.00. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to make payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due. All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 4 February 1998

Jim Boerboom
RFA Director

Minnesota Comprehensive Health Association

Notice of Meeting of the Actuarial Committee

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA), Actuarial Committee will be held at 1:00 p.m. on Wednesday, February 25, 1998. The meeting will take place at Blue Cross Blue Shield, main floor conference room "A", RiverPark Building, 3400 Yankee Drive, Eagan.

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

Department of Health

Request for Comments on Planned Amendment to Rules Governing Vital Records, *Minnesota Rules*, Chapter 4600

Subject of Rules. The Minnesota Department of Health (Department) requests comments on its planned amendment to rules governing vital records. The Department is considering rule amendments to update chapter 4600 to support the development of a computerized vital records system including electronic birth certificate, electronic death certificate, standard formats for birth and death certificates as required by *Minnesota Statutes*, section 144.225, subdivision 8, and the development of fee schedules for services not defined by *Minnesota Statutes*, section 144.226, subdivision 1. Issues include signature requirements on birth and death certificates, timely completion and filing of birth and death certificates, data quality improvement, defining what constitutes evidence of tangible interest as required by *Minnesota Statutes*, section 144.225, subdivision 7, and other issues related to the transition from paper records to electronic records.

Persons Affected. The amendment to the rules would likely directly affect local registrars, physicians who sign birth or death certificates, hospitals, mortuaries, and funeral directors. Others who will be affected are users of vital records data including the Minnesota Historical Society, schools, Social Security Administration, passport offices, immigration, the military, National Center for Health Statistics, Department of Human Services, the Veteran's Administration, life insurance companies, estate attorneys, genealogists, historical researchers, other vital records data users, and the general public.

Statutory Authority. *Minnesota Statutes*, section 144.12, subdivision 1, clause (11), authorize the Department and *Minnesota*

Official Notices

Statutes, section 144.213, subdivision 1, section 144.215, subdivision 2, and section 144.221, subdivision 2, require the Department to adopt rules for collecting, recording, filing, registering, and reporting of vital statistics by local registrars and other public officers, and the furnishing of information to them by physicians, morticians, and others of births, deaths, causes of death and other pertinent facts.

Public Comment. Interested persons or groups may submit comments or information on these planned rules in writing until further notice is published in the *State Register* that the Department intends to adopt or to withdraw the rules. The Department contemplates appointing an advisory committee to comment on the planned rules.

Rules Drafts. The Department has not yet prepared a draft of the planned rules amendments.

Agency Contact Person. Written comments, questions, requests to receive a draft of the rules when it has been prepared, and requests for more information on these planned rules should be directed to: Sharon K. Mitchell, Center for Health Statistics, Minnesota Department of Health, 717 Delaware Street SE, P.O. Box 9441, Minneapolis, Minnesota 55440-9441, (612) 623-5058. TTY users may call the Department at (612) 623-5522.

Alternative Format. Upon request, this Request for Comments can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request, please contact the agency contact person at the address or telephone number listed above.

Note: Comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after they are proposed.

Dated: 23 February 1998

Anne M. Barry, Commissioner
Department of Health

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

Notice of Meetings March 18, 1998 of the Executive Council, State Board of Investment, and Land Exchange Board, and on March 3, 1998 of the Investment Advisory Council

The Executive Council, State Board of Investment and the Land Exchange Board will meet on Wednesday, March 18, 1998 at 8:30 A.M. in Room 125, State Capitol, Saint Paul, MN.

The Investment Advisory Council will meet on Tuesday, March 3, 1998 at 2:00 P.M. in Suite 105, 55 Sherburne Avenue, St. Paul, MN.

Legislative Coordinating Commission

Board of Trustees Candidate Advisory Council

Candidates Sought for the Board of Trustees of the Minnesota State Colleges and Universities (MnSCU)

The Board of Trustees Candidate Advisory Council is currently seeking candidates for the Board of Trustees of the Minnesota State Colleges and Universities to fill four positions on the Board in congressional district 7 as well as 3 at-large seats.

The Council is responsible for recruiting and recommending candidates to the governor for appointment to the Board of Trustees. Members of the Board of Trustees receive per diem and expenses.

For further information and/or application forms, please contact Barb Patterson at (612) 296-9002, 85 State Office Building, St. Paul, MN 55155. Applications must be received by 5:00 p.m. March 16, 1998.

Metropolitan Council

Public Hearing on the Recommendation to Implement New Fluidized Bed Incineration for Treatment of Wastewater Solids

The Metropolitan Council will hold a public hearing on the recommendation to implement new fluidized bed incineration for treatment of wastewater solids at the Metropolitan Wastewater Treatment Plant in St. Paul. The new fluidized bed incinerators will replace the existing sewage sludge incinerators, and will reduce air emissions and odors, streamline operation and maintenance, and help to maintain low sewer rates.

The public hearing will be held:

Thursday, March 26, 1998
5:00 p.m.
Metropolitan Council Chambers
230 East 5th Street
St. Paul

For more project information, to request briefings for organizations and opportunities to participate in informational community information sessions, call Allen Dye, project manager at 602-8721 or contact the Regional Data Center at 602-1140 for additional information packets.

All interested persons are encouraged to attend the hearings and provide comments.

Comments, which must be received by Thursday, April 9, 1998, may also be submitted as follows:

- Send written comments to: Allen Dye at the Metropolitan Council Metro Plant, 2400 Childs Road, St. Paul, MN 55106.
- FAX comments to Allen Dye at 602-8799.
- Record comments on the Council's Public Comment Line at 602-1500.
- E-mail comments to data.center@metc.state.mn.us.
- Send TTY comments to 291-0904.

Pollution Control Agency

Water Quality Division

Public Notice Regarding the Possibility for Future Changes to the Intake Credit Phase-Out Date Identified in *Minnesota Rules 7052.0220*, subp. 5, item E

EPA's public notice of the GLI Guidance in the Federal Register, volume 60, at page 15378 indicates that EPA will revisit this intake credit phase-out requirement in the year 2002 to evaluate states' progress towards completing water quality assessments, including TMDLs, and consider possible extensions of the phase out. Based on this re-evaluation, and if EPA extends the intake credit phase-out date in the GLI Guidance, the Minnesota Pollution Control Agency may modify this provision and extend the phase-out date.

The Revisor of Statutes will include the above language as an editorial note in Chapter 7052 as published in *Minnesota Rules*. For questions regarding this note regarding the intake credit phase out, please contact:

Gary Kimball
Water Quality Division
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155-4194
(612) 297-8221

Peder A. Larson
Commissioner

State Grants & Loans

Public Employees Retirement Association (PERA)

Notice of Meeting of the Board of Trustees

The regular February and March meetings of the Board of Trustees of the Public Employees Retirement Association (PERA) will be combined and held on Thursday, February 26, 1998, at 9:30 a.m. in the offices of the association, 514 St. Peter Street, Saint Paul, Minnesota.

Department of Public Safety

Minnesota Auto Theft Prevention Program

Notice of Meeting of the Board of Directors

The Department of Public Safety, Minnesota Auto Theft Prevention Program, will be holding its Board of Directors meeting on March 12, 1998. The meeting will begin at 9:00 a.m. and will be held at the Minnesota Auto Theft Prevention Program (MATPP) office located at 1110 Centre Pointe Curve, Suite 405, Mendota Heights, MN. (Hwy 110 and Lexington Ave., west of Hwy 35W (South) on the south side of the GNB Technologies Bldg.). Meetings are open to the public. For more information you may contact the MATPP office at (612/405-6155).

State Grants & Loans

In addition to requests by state agencies for technical/professional services (published in the State Contracts section), the *State Register* also publishes notices about grants and loans available through any agency or branch of state government. Although some grant and loan 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 and loan notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Department of Children, Families and Learning

Notice of Grant Availability for Instructional Transformation Through Technology

The Department of Children, Families & Learning announces the availability of Instructional Transformation Through Technology Grants as described in *Laws of Minnesota 1997*, First Special Session, Chapter 4, Article 9, Section 12, Subdivision 9. This grant program was established for school districts to demonstrate the use of technology in support of Graduation Standards record keeping and information management.

Eligible applicants are a Minnesota school district or a partnership of Minnesota school districts. A school district must be the fiscal agent. A school district can only be part of one grant proposal. A vendor can only be a partner in one application.

Five to seven grants of up to \$150,000 each will be awarded.

The Request for Proposal and application information will be available on February 19, 1998. This information can be requested from Teri Kostelecky at (612) 296-2752. Questions regarding this program should be directed to Mark Manning at (612) 297-3151. Applications are due Monday, March 30, 1998 by 4:00 p.m.

Department of Corrections

Notice of Availability of Funds for Continuum of Care for Juveniles

The Minnesota Department of Corrections, Community Services Division, announces the availability of funds for comprehensive continuum of care for juveniles.

Funds are available for counties and/or nongovernmental community-based services and programs to provide a continuum of care for juveniles at high risk to become Extended Jurisdiction Juveniles or who are Extended Jurisdiction Juveniles under the county's jurisdiction. The grant program will provide funding of \$1,000,000 in state fiscal year 1999 (7/1/98- 6/30/99). The amount of any grant may vary depending on number of clients and services provided.

There is no assurance of continued funding for following fiscal years.

The deadline for proposal submission is April 3, 1998, 4:30 p.m. To receive a copy of the request for proposal which describes in detail how to apply for this funding, contact:

Lynda Davis
Minnesota Department of Corrections
Community Services Division
1450 Energy Park Drive, Suite 200
St. Paul, Minnesota 55108-5219
Telephone (612) 642-0235 - TTY (612) 643-3589

Department of Health

Office of Rural Health and Primary Care Minnesota Community Health Center Program

Notice of Grant Opportunity for Community-controlled Nonprofit Organizations and Government Entities Interested in Planning and Operating Community Health Centers in Rural Areas of Minnesota

The Minnesota Department of Health (MDH) is seeking applications from community-controlled nonprofit organizations and government entities interested in planning and operating Community Health Centers in rural areas of Minnesota.

The purpose of these grants is to improve or preserve access to primary care by attracting essential health care professionals and services into medically underserved rural communities. In order to qualify for Community Health Center Program funding, an applicant must:

- Be located in a rural shortage area (Medically Underserved Area, Federal Health Professional Shortage Area or Governor Designated Shortage Area). Rural is defined as outside the seven county Twin Cities metropolitan area, and outside the census defined urbanized areas of Duluth, St Cloud, East Grand Forks, Moorhead, Rochester, and Lacrosse.
- Represent or propose the formation of a nonprofit corporation with local governance or be a governmental or tribal entity.
- Result in a locally owned and operated community health center which includes primary and preventive health care services, and incorporates quality assurance, regular review of clinical performance and peer review.
- Demonstrate community support.

\$250,000 is available to fund applications in this grant cycle. The Office of Rural Health and Primary Care expects that successful applicants will be able to begin their grant projects by July, 1998. The Minnesota Department of Health can provide technical assistance to grantees in addition to grant support.

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

Mark Schoenbaum
Office of Rural Health and Primary Care
Division of Community Health Services
Minnesota Department of Health
P.O. Box 64975
St. Paul, MN 55164-0975
Phone: (612) 282-3859
Toll Free: 1-(800) 366-5424 (inside Minnesota only)

Applications are due by April 30, 1998 at 4:00 P.M. to the address above. An additional copy of the application must be submitted to the Community Health Board in which the proposed Community Health Center is located no later than April 30, 1998.

Minnesota Office of Technology

Notice of Availability of Grant Funds for Initiative to Develop Community Resources in Information and Telecommunications Technology

The Minnesota Office of Technology is authorized to offer grants that will assist communities in developing resources in the area of information and telecommunications technology. The goal of the initiative is to build the capacity of citizens, businesses, communities and regions of the state to use information and telecommunications technology in developing sustainable communities and thriving economies. This initiative will also facilitate the transition into the market-based and competitive environment of information and communications technology. The Office of Technology will award grants as seed funding for community-based development that encourages public-private partnerships to foster effective information and telecommunications technology use and integration into the community.

Appropriation

The Office of Technology received an appropriation for the FY 1998-1999 biennium for this initiative. The Office plans to award two or three grants in the range of \$50,000 - \$125,000 each.

Eligibility

Applications for grant funds will be accepted from nonprofit organizations; units of local government including cities, school districts; and regional entities such as regional development commissions, regional initiative funds or regional technology consortia.

Grant requirements

Grant applicants must:

1. Show evidence of, or intent to do, cooperative funding and planning between sectors, including but not limited to, private sector providers, public sector technology investments, library systems, health care providers, businesses, schools and other educational institutions, and the non-profit sector; and
2. Agree to form local and regional information and telecommunications technology coordination committees or modify similar, existing committees to be more inclusive of other sectors and undertake comprehensive planning across those sectors to leverage public and private investments in information and telecommunications technology to the maximum benefit of all citizens.

Deadline for proposals

Interested applicants should request an application package from the Office of Technology. Completed applications must be received at the Office of Technology by 4:00 p.m. on Friday, March 27, 1998.

For more information or to request an application

To request an application package, contact:

Eileen McCormack
Minnesota Office of Technology
First National Bank Building
332 Minnesota St., E1100
St. Paul, MN 55101-1322
or call (612) 296-1415
or e-mail: eileen.mccormack@state.mn

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, and final submission date of completed contract proposal.

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

Department of Administration Department of Transportation

Notice of Request for Proposal for Partnership for Design and Development of Area Transportation Operations Centers and Transit Link System Projects

The State of Minnesota Department of Administration Materials Management Division and the Minnesota Department of Transportation are requesting a Proposal for Partnership (RFPP) for the Design and Development of the Duluth Area Transportation Operations Center, the St. Cloud Area Transportation Operations Center and the Southwest and West Central Minnesota Transit Link System Projects.

The RFPP responses will be due April 3, 1998 no later than 3:00 p.m. and must be time-stamped at Materials Management Division room 112 State Administration Building, St. Paul, MN 55155. Late responses will not be accepted. A request for a copy of the RFPP can be made by faxing a request to Donald Olson, CPPB, 612-297-3996.

Department of Natural Resources

Minnesota Forest Resources Council

Notice of Request for Proposals for Development of Forest Practice Guidebook

NOTICE IS HEREBY GIVEN that the Minnesota Forest Resources Council through the Department of Natural Resources, Division of Forestry is requesting proposals to perform all steps necessary to prepare for publication of a guidebook of the text and associated visuals for the comprehensive set of integrated forest practice guidelines. The guidebook provides recommendations for riparian zone management, wildlife habitat, forest soil productivity, historic/cultural resources, water quality and wetlands protection, and visual quality best management practices. The guidebook is intended for use on all land ownerships.

Services needed by the Minnesota Forest Resources Council include, but are not limited to: editing and formatting the guideline text of the integrated sets of guidelines, development of the overall design and layout of the guidebook, development of stand alone brochures as part of the guidebook, and development of the appropriate graphics for the guidebook.

To obtain a copy of the complete Request for Proposal, contact:

Mike Phillips
DNR/Division of Forestry
500 Lafayette Road
St. Paul, Minnesota 55155-4044
(612) 297-4924
e-mail: mike.phillips@dnr.state.mn.us

Ridgewater College

Proposals Sought for Food Service/Vending Operation

Ridgewater College will receive proposals from prospective contractors to provide the Food Service/Vending Operations at our Willmar campus as set forth in the Request For Proposals.

All proposals must be received in the Business Office of our Willmar campus: Ridgewater College, 2101 15th Ave NW, Box 1097, Willmar, MN 56201, no later than 10:00 AM on March 16, 1998.

For complete procedures, contact Teren Novotny, Purchasing Clerk at 320-231-5118 or Gary Myhre, Director of Business Services at 320-231-6035.

The college reserves the right to accept or reject any or all proposals and to waive formalities.

Non-State Public Bids, Contracts & Grants

The *State Register* also serves as a central marketplace for contracts let out on bid by the public sector. The *Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector.

It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of project and tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact the editor for further details.

City of St. Paul

Notice of Request for Proposals for Employment Training Activities

The City of St. Paul is currently soliciting proposals from qualified applicants to assist the City in providing employment and training opportunities under the Federal Job Training Partnership Act (JTPA) in the following areas:

RFP 19543-3

Eligible Adults under Title II-A, 5% Older Worker and 8% Vocation Education

Eligible Youth under Title II-B

Eligible Youth under Title II-C

RFP 19542-3

Eligible Title III Dislocated Workers

Proposals are due on or before Monday, April 13, 1998, 4:00 p.m.

A preproposal meeting will be held on Friday, **March 13, 1998 at 9:00 am**, in Room 1503, 15th floor of the City Hall Annex, 25 W. 4th Street, Saint Paul. Questions to be addressed during the preproposal meeting should be submitted to Susan Feuerherm, via fax at 266-8919, prior to March 12, 1998.

Detailed specifications for each proposal may be obtained at no charge at the Contract and Analysis Division or by calling 612-266-8900. Please reference the RFP number you require.

Metropolitan Council

Invitation for Bid for Electric Motor and Equipment Repair

Sealed bids for electric motor and equipment repair will be received at the offices of the Metropolitan Council, Mears Park Centre, 230 East 5th Street, St. Paul, Minnesota 55101, until March 9, 1998, at 2:00 P.M. at which time and place they will be publicly read.

Copies of the specifications and bid instructions may be obtained from the offices of the Metropolitan Council or by calling 612-602-1499 or via Fax request at 612-602-1083. All bids to be considered must be submitted on Council approved bid forms.

The award will be based upon, but not necessarily limited to, factors of price, agreement to the terms and conditions and past experience with the Metropolitan Council.

The Metropolitan Council reserves the right to accept or reject any and all bids, to award multiple contracts, and to waive any minor irregularities and deviations from requirements outlined in the technical specifications, and to solicit new bids as deemed in their best interest.

Metropolitan Council

Invitation for Bid on the Acquisition of Fiberglass Shelters

Sealed bids will be received at the offices of the Metropolitan Council, Mears Park Centre, 230 East 5th Street, St. Paul, Minnesota 55101, on March 9, 1998, at 2:00 P.M. at which time and place they will be publicly read for the acquisition of Fiberglass Shelters.

Copies of the specifications and bid instructions may be obtained from the offices of the Metropolitan Council or by calling 612-602-1499 or via Fax request at 612-602-1083. All bids to be considered must be submitted on Council approved bid forms.

The award will be based upon, but not necessarily limited to, factors of price, lead time, agreement to the Metropolitan Council's terms and conditions and past experience with the Metropolitan Council.

The Metropolitan Council reserves the right to accept or reject any and all bids, or any part of any bid, and to waive any minor irregularities and deviations from requirements outlined in the technical specifications.