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

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

Printing Schedule and Submission Deadlines

Vol. 23 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
# 5	Monday 3 August	Noon Wednesday 22 July	Noon Tuesday 28 July
# 6	Monday 10 August	Noon Wednesday 29 July	Noon Tuesday 4 August
# 7	Monday 17 August	Noon Wednesday 5 August	Noon Tuesday 11 August
# 8	Monday 24 August	Noon Wednesday 12 August	Noon Tuesday 18 August

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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 (651) 296-0504
Room 231 State Capitol, St. Paul, MN 55155

Contact: House Information Office (651) 296-2146
Room 175 State Office Building, St. Paul, MN 55155

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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 1997 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 (651) 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*.

Board of Medical Practice

Proposed Permanent Rules Relating to Fetal Alcohol Education

NOTICE OF INTENT TO ADOPT RULES WITHOUT A PUBLIC HEARING

Proposed Rules Governing Fetal Alcohol Education *Minnesota Rules, 5600.2600.*

Introduction. The Minnesota Board of Medical Practice intends to adopt rules without a public hearing following the procedures set forth in the Administrative Procedures 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. You have 30 days to submit written comments on the proposed rules and may also submit a written request that a hearing be held on the rules.

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: William Marczewski at Minnesota Board of Medical Practice, University Park Plaza, 2829 University Avenue SE, Suite 400, Minneapolis, MN 55414-3246, (612) 617-2152, FAX (612) 617-2166. TTY users may call the Minnesota Board of Medical Practice at (800) 627-3529.

Subject of Rules and Statutory Authority. The proposed rules are about Fetal Alcohol Education. The statutory authority to adopt the rules is *Minnesota Statute*, section 214.12 subd. 3. A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed. 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 Wednesday, September 9, 1998, to submit written comment in support of or in opposition to the proposed rules and any part or subpart of the rules. **Your comment must be in writing and received by the agency contact person by the due date.** Comment is encouraged. Your comment should identify the portion of the proposed rules addressed and the reason for the comment. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed 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 September 9, 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. 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, please contact the agency contact person at the address or telephone number listed above.

Modifications. The proposed rules may be modified as a result of public comment. The modifications must be supported by comments and information submitted to the agency, and the adopted 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.

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. Copies of the statement may be obtained at the cost of reproduction from the agency.

Adoption and Review of Rules. 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.

Dated: 16 July 1998

Robert Leach
Executive Director
Minnesota Board of Medical Practice

5600.2600 FETAL ALCOHOL EDUCATION.

Subpart 1. Announcement and request form. On July 1, 1999, the board shall mail to all current licensees an announcement regarding Minnesota Statutes, section 214.12, subdivision 3. The announcement must indicate that the board will provide at no cost educational materials on fetal alcohol syndrome and fetal alcohol effects and their prevention to licensees who have primary responsibility for:

A. patient care which involves identifying and treating children with fetal alcohol syndrome and fetal alcohol effects;

B. patient care of pregnant women that involves prevention or treatment of patient behavior which may create a risk that the child or children born to the patient will have fetal alcohol syndrome or fetal alcohol effects; or

C. both items A and B.

A request form for the materials must be included with the announcement mailing. The affected licensees shall complete and return the request form within 60 days of the date of receipt of the announcement mailing.

Subp. 2. Educational materials. Licensees who return the request form described in subpart 1 shall be sent educational materials by the board which contain the following information:

A. methods for screening pregnant women for alcohol use and abuse;

B. referral and treatment options involving a pregnant woman who is abusing alcohol;

C. methods for identifying children with fetal alcohol syndrome and fetal alcohol effects and referral and treatment options available for affected children; and

D. a listing of resources, referral organizations, and persons available to assist in the prevention, identification, and treatment of fetal alcohol syndrome and fetal alcohol effects and with the prevention, assessment, and treatment of alcohol abuse by pregnant women.

Subp. 3. Applicants. Persons applying for licensure between July 1, 1999, and June 30, 2002, shall be asked during their licensure interviews if their future practice will involve caring for pregnant women or for children with fetal alcohol syndrome or fetal alcohol effects. If the applicant responds affirmatively to the question, a copy of the educational materials described in subpart 2 must be provided to them.

Subp. 4. Expiration. This part expires on July 1, 2002.

<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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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.

Department of Human Services

Adopted Permanent Rules Relating to Hospital Admission Certification

The rules proposed and published at *State Register*, Volume 22, Number 21, pages 908-918, November 24, 1997 (22 SR 908), are adopted with the following modifications:

9505.0520 INPATIENT ADMISSION CERTIFICATION.

Subp. 8. **Procedure for admission certification.** The procedures for admission certification are listed in items A to I.

E. If the physician determines that the admission is not medically necessary or is unable to determine that the admission is medically necessary, the medical review agent shall notify the provider by telephone, and the provider may request within 24 hours of the medical review agent's notification, exclusive of weekends and holidays, a second physician's opinion.

H. The medical review agent shall make the determination about medical necessity and inform the provider by telephone within 24 hours of the receipt of the information requested in subpart 3, item A, exclusive of weekends and holidays, unless the provider requests a second physician's opinion. If the provider requests a second physician's opinion, the medical review agent shall make the determination of medical necessity and notify the provider by telephone within 24 hours of the request, exclusive of weekends and holidays. The medical review agent shall send a written notice of the determination to the hospital and admitting physician within five working days of the determination. In the case of a denial, the written notices to the hospital and the admitting physician required under this item must be sent by certified mail. The denial notices to the admitting physician and hospital must state the reasons for the denial and inform the admitting physician or hospital that a reconsideration may be requested under subpart 9. In the case of a denial when the recipient has not received the inpatient hospital services, the medical review agent shall send a written notice of the denial to the recipient within five working days of the determination. The denial notice to the recipient must state the recipient's right of appeal under part 9505.0545 and *Minnesota Statutes*, section 256.045.

I. When there is a need to further substantiate the medical necessity of the admission, the department or medical review agent may request that the provider submit, at the provider's expense, a copy of the recipient's medical record or part of the medical record needed to make the determination. If the provider fails to submit a requested record within 30 days of the date of the request, the department or the medical review agent shall make a determination based on the information available.

Subp. 11. **Payment adjustments.** The department may make payment adjustments according to the circumstances in items A to E.

C. If the diagnostic category validation indicates a discrepancy between the diagnostic category assigned to the claim and the diagnostic category established from the medical record, the department ~~may~~ **shall** adjust the payment as applicable to the diagnostic category that is accurate for the recipient's condition according to the medical record.

9505.0530 INCORPORATION BY REFERENCE OF CRITERIA TO DETERMINE MEDICAL NECESSITY.

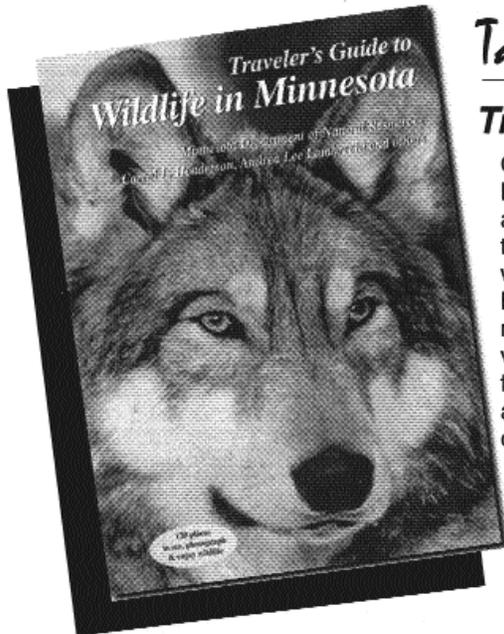
Subp. 3. **Criteria for inpatient psychiatric treatment.** The Criteria for Inpatient Psychiatric Treatment, 1981 edition, revised 1991, published by Blue Cross and Blue Shield of Minnesota are incorporated by reference. The criteria are available at Blue Cross and Blue Shield of Minnesota, P.O. Box 64560, Saint Paul, Minnesota 55164, and at the State Law Library, Minnesota Judicial Center, 25 Constitution Avenue, Saint Paul, Minnesota 55155. The criteria are not subject to frequent change.

Department of Natural Resources

Adopted Permanent Rules Relating to Taking Small Game

The rules proposed and published at *State Register*, Volume 22, Number 38, pages 1706-1708, March 23, 1998 (22 SR 1706), are adopted as proposed.

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

Official Notices

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 matters of public interest.

Department of Administration

Building Codes and Standards Division

Notice of Meeting To Discuss Proposed Rules for Chapter 1341, Accessibility Code and chapter 1307, Elevator Safety Code of the State Building Code

NOTICE IS HEREBY GIVEN that a meeting to discuss proposed rules for Chapter 1341, Accessibility Code and Chapter 1307, Elevator Safety Code, will be held from 8:00 a.m. 10:00 a.m. on the Accessibility code and from 10:30 a.m. to 12:30 p.m. on the Elevator Safety Code on Friday, August 14, 1998. The meeting will take place at Bloomington Fire Station #1, 10 West 95th Street, corner of 95th and Nicollet, Bloomington, MN.

For additional information, please call Janet Streff at (651) 296-4329.

Minnesota Comprehensive Health Association

Notice of Meeting of the Ad Hoc Committee on Tobacco Litigation Evaluation

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA), Ad Hoc Committee on Tobacco Litigation Evaluation will be held at 9:30 a.m. on Wednesday, August 5, 1998. This meeting is closed to the public due to attorney/client privilege.

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

Emergency Medical Services Regulatory Board

Notice of Completed Application In the matter of the License Application of the Elk River Fire & Ambulance Service, Elk River, Minnesota

PLEASE TAKE NOTICE that the Emergency Medical Services Regulatory Board (hereinafter "EMSRB") has received a completed application from the **Elk River Fire & Ambulance Service, Elk River, Minnesota**, for a new type of service, advanced ambulance service.

NOTICE IS HEREBY GIVEN that, pursuant to *Minnesota Statutes* Sec. 144E.11, subd. 3 (1997), each municipality, county, community health board, governing body of a regional emergency medical services system, ambulance service and other person wishing to make recommendations or comments opposing the application to the EMSRB within 30 days or by September 3, 1998, 4:30 p.m.

Written recommendations or comments opposing the application should be sent to: Mary Hedges, Executive Director, EMSRB, 2829 University Ave. S.E., Suite 310, Minneapolis, Minnesota 55414-3222.

If fewer than six comments opposing the application are received during the comment period, and the EMSRB approves the application, the applicant will be exempt from a contested case hearing, pursuant to *Minnesota Statutes* Sec. 144E.11, subd. 4 (1997). If six or more comments in opposition to the application are received during the comment period or the EMSRB denies the application, the applicant may immediately request a contested case hearing, or may try to resolve the objections of the public and/or the EMSRB within 30 days, pursuant to *Minnesota Statutes* Sec. 144E.11, subd. 5(a), (b) (1997). If the applicant is unable to resolve the objections within 30 days, or if the applicant initially requests a hearing, a contested case hearing will be scheduled and notice of the hearing given pursuant to *Minnesota Statutes* Sec. 144E.11, subd. 5(c), (e) (1997).

Dated: 27 July 1998

Mary F. Hedges, Executive Director

Department of Health

Division of Environmental Health

Request for Comments on Rulemaking for State Assumption of NRC Authority to Regulate Nonpower Plant Radiation Sources, *Minnesota Rules* Chapter 4730

Subject of Rules. The Minnesota Department of Health requests comments on its planned rulemaking governing radiation. The Department is considering adopting and amending rules in which it will assume from the Nuclear Regulatory Commission (NRC) the authority to regulate reactor-produced radioactive materials and nonpower plant radiation sources. Benefits of the proposed assumption include quicker response times to facilities' questions or incidents and more consistency in regulating the various types of nuclear materials.

The rulemaking will address issues such as licensing, licensing fees, inspections, radiation safety procedures, and training requirements. The scope of the rulemaking includes *Minnesota Rules* Chapter 4730, and may include the drafting of new rule sections, the revision of existing rules, and the reorganization of adopted rules for clarity and consistency.

Persons Affected. New or amended rules will likely affect any industrial, medical, dental, veterinary, chiropractic, podiatric, therapeutic, educational, or research facility using radioactive material within the state of Minnesota.

Statutory Authority. The Department of Health is authorized under *1998 Minnesota Session Laws*, Chapter 407, section 104, to adopt rules for the state assumption of regulation under an agreement with the NRC. Also pursuant to this legislation, the Governor has entered into an agreement with the NRC to begin the assumption of regulatory authority for nonpower plant radiation sources. The Department of Health is designated as the lead agency to pursue this agreement and to assume the licensing and regulatory authority from the NRC.

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 withdraw the rules.

Advisory Committee. Under 1998 Minnesota Session Laws, Chapter 407, section 104, the Commissioner of Health is required to establish an advisory committee to assist the state in reaching an agreement with the NRC. This advisory committee will be comprised of members of the general public plus members representing each Nuclear Regulatory Commission license type: medical, industrial, and research/education. Due to the technical nature of the work, the Department requests that organizations choose representatives whose work involves the use of, or responsibility for, nuclear materials. This may include radiation safety officers for any current NRC licensee, physicists, nuclear medicine technologists, educational researchers, licensed practitioners of nuclear medicine and radiation therapy, or professionals from nuclear medicine pharmacies and cardiovascular laboratories.

Because different issues will arise in relation to different license types, the Department proposes to form three subgroups of the advisory committee: a medical, industrial, and research/education subcommittee. Each subcommittee will have 15 members. The general committee will have 20 members: five representatives from each subcommittee plus five members from the general public. (Please note that these limits only refer to official membership on the committees; they do not preclude individuals from attending any of the committee or subcommittee meetings).

The Department anticipates that the general advisory committee will meet three or four times and each subcommittee will meet four or five times. The tentative date for the first general committee meeting is September 10, 1998. If you are interested in appointment to the advisory committee or its subcommittees, please contact the agency contact person by 4:30 p.m. on September 4, 1998.

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

Agency Contact Person. Written or oral comments, questions, and requests for more information on these planned rules should be addressed to:

Susan McClanahan
susan.mcclanahan@health.state.mn.us
Phone: (651) 215-0941
Division of Environmental Health
Department of Health
121 East Seventh Place, Suite 220
P.O. Box 64975
St. Paul, Minnesota 55164-0975
FAX: (651) 215-0976
TTY: (651) 215-0707

Official Notices

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 July 1998

Patricia A. Bloomgren, Director
Division of Environmental Health

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 Tuesday, August 18, 1998, in the Cargill Commons, MacMillan Education Wing, Minnesota Historical Society History Center, St. Paul, Minnesota. The State Review Board will meet at 7:00 p.m. for an informational presentation on program activities made by the Preservation Office staff. The meeting will be called to order and consideration of the meeting's agenda will begin at 7:30 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 800-627-3529. 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 Human Services

Finance & Management Operations - Reimbursement Division

Public Notices of the Disproportionate Population Adjustment for State Regional Treatment Centers and the Cost of Care Billing Rates for the State Regional Treatment Centers

NOTICE IS HEREBY GIVEN to recipients, providers of services under the Medical Assistance (MA) Program, and to the public, of changes concerning the disproportionate population adjustment (DPA) and the cost of care billing rates for Regional Treatment Centers under the MA Program. This notice is published pursuant to *Code of Federal Regulations*, Title 42, section 447.205, which requires public notice of any significant proposed change in the methods and standards for setting payment rates for services. This notice is also published pursuant to the federal Balanced Budget Act of 1997 (Public Law 105-33). Section 4711 of the Balanced Budget Act, amending Title XIX of the Social Security Act (42 *United States Code* section 1396a(a)(13)), requires the Department to publish cost of care billing rates, the methodologies underlying the establishment of such rates, and the justification of such rates.

In conjunction with the current fiscal year's budget for Regional Treatment Centers, as appropriated by the legislature, cost of care billing rates are determined in accordance with *Minnesota Statutes*, section 246.50, subdivision 5.

The following DPA factors are effective for admissions occurring from July 1, 1998 through June 30, 1999. The inpatient cost of care rate of each Regional Treatment Center is increased by the indicated percentage.

DPA Adjustment

Facility	Percentage
Anoka-Metro	25.8825%
Brainerd	25.7992%
Eveleth	27.6355%
Fergus Falls	17.2795%
St. Peter	24.3403%
Willmar	20.2431%

The cost of care billing rates are effective from July 1, 1998 through June 30, 1998.

Cost of Care Billing Rates

Facility	MI	MR	TBI	PP	NF
Anoka	\$340				
Brainerd	\$434	\$615	\$802		\$258
Fergus Falls	\$544	\$615			
Eveleth	\$351				
St. Peter	\$341				
Willmar	\$494				
Cambridge		\$615			
Moose Lake				\$346	
Ah Gwah Ching					\$248

Questions and comments may be directed to:

Larry Houff
 Department of Human Services
 Reimbursement Division
 444 Lafayette Road North
 St. Paul, MN 55155-3824
 (651) 296-4889

Department of Labor and Industry

Labor Standards Division

Notice of Addition to Prevailing Wage Rates

An additional class of Labor, **Code 435, Asbestos Abatement Worker**, has been determined for the Commercial Prevailing Wage Rates in **Pipestone County**, which were certified 10/20/97.

An additional class of Labor, **Code 430, Wiring System Technician**, has been determined for the Commercial Prevailing Wage Rates in **Winona County**, which were certified 10/20/97.

Copies of the additional certification may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road, St. Paul, Minnesota 55155-4306 or by calling (612) 296-6452. Charges for the cost of copying and mailing are \$1.00 for the first page and \$.50 for each additional page. Make check or money order payable to the State of Minnesota.

Gretchen Maglich
 Commissioner

Department of Natural Resources

Bureau of Real Estate Management

Notice of Proposed Conveyance for the Purpose of Correcting Legal Descriptions of Boundaries Affecting the Ownership Interests of the State and Adjacent Landowners

NOTICE IS HEREBY GIVEN that the Minnesota Department of Natural Resources intends to correct a boundary discrepancy (*Minnesota Statutes* 84.0273, 1997) which affects land presently owned by the State and land owned by John H. and Doris Wollenberg. The State originally acquired its property by Quit Claim Deed recorded in the Office of the Aitkin County Recorder February 1, 1960, in Book 114 of Deeds, page 126. The State will enter into an agreement and conveyance document with the adjacent owner in order to resolve the boundary discrepancy. The State will own the following described property after the conveyance.

Official Notices

That part of the Government Lot 6, Section 24, Township 49 North, Range 24 West, Aitkin County, Minnesota, lying northerly of the following described lines:

Commencing at the southwest corner of said Lot 6; thence on a bearing based on the Aitkin County Coordinate System of 1983 of North 00 degrees 10 minutes 46 seconds East along the west line of said Lot 6 a distance of 353.78 feet to a 3/4" by 24" rebar with a plastic cap stamped "MN DNR PROPERTY MONUMENT" (DNR MON) and the point of beginning; thence South 77 degrees 06 minutes 48 seconds East 138.27 feet to a DNR MON; thence South 13 degrees 48 minutes 57 seconds East 30.91 feet to a DNR MON on a line drawn 300 feet north and parallel with the south line of said Lot 6; thence South 87 degrees 00 minutes 31 seconds East along said parallel line 1188.94 feet to the easterly line of said Lot 6 and there terminating.

For further information, contact Pat Kandakai at the Bureau of Real Estate Management, DNR, 500 Lafayette Road, St. Paul, MN 55155, (651) 296-4496.

Department of Public Safety

Office of Pipeline Safety

Amended Request for Comments on Planned Rules Governing Damage Prevention and the Excavation Notice System, *Minnesota Rules*, Chapter 7560

Subject of Rules. The Minnesota Department of Public Safety requests comments on its planned rules and amendment to rules governing damage prevention and the excavation notice system. At this time, the Department amends its previous Request for Comments, found in the June 22, 1998, edition of the *State Register*, by narrowing the subject matter to be covered in this rulemaking. Specifically, the Department is considering rules that will address recent changes in the statutes concerning the amount of civil penalty allowed for violations by excavators and operators; how operators and excavators will identify, inform, and track abandoned and out-of-service lines; clarification of the expiration of a notification ticket; and the change in start time for excavation.

Persons Affected. The proposed rules will have a direct affect on persons engaged in excavation for remuneration, and operators of underground facilities, Gopher State One-Call members, and the general public.

Statutory Authority. *Minnesota Statutes*, sections 216D.08, subdivision 4 and 299f.60, subdivision 5, give the Commissioner of Public Safety the authority to issue rules with respect to civil penalties. *Minnesota Statutes*, section 14.06(a) requires that agencies adopt rules "setting forth the nature and requirements of all formal and informal procedures related to the administration of official agency duties to the extent that those procedures directly affect the rights of or procedures available to the public."

Public Comment. Interested persons or groups may submit comments or suggestions on the planned rules, ask for further information, and/or request to be placed on the Office of Pipeline Safety's mailing list for these rules. The deadline for comments and suggestions on the planned rules is November 2, 1998.

Advisory Committee. An advisory group will be selected to comment on planned rules concerned with abandoned lines. Members of this group had not yet been selected as of the date of this notice. The advisory group will include members of Gopher State One-Call, government and industry representatives.

Rules Drafts. The Department has not prepared a draft of the planned rules and amendments as of the time of submitting this notice.

Agency Contact Person. Written or oral comments, questions, and requests for more information on these planned rules should be addressed to: Maureen Janke, Office of Pipeline Safety, 444 Cedar Street, Suite 157, St. Paul, Minnesota 55101; phone #: (651) 296-0649. TTY users may call the Department at 612-282-6555.

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 be included in the formal rulemaking record submitted to the administrative law judge when a proceeding to adopt rules is started, but they will be considered when drafting the rule.

Date: 20 July 1998

Donald E. Davis
Commissioner, Department of Public Safety

Department of Public Safety

Request for Comments on Planned Amendments to Rules Governing Fire Protection Systems, *Minnesota Rules*, Chapter 7512

Subject of Rules. The Minnesota Department of Public Safety requests comments on its planned amendments to rules governing Fire Protection Systems found in *Minnesota Rules*, Chapter 7512. The Department is considering rule amendments that include:

1. Appointment of an eight member Fire Protection Advisory Council by the Commissioner of Public Safety. Based on changes to *Minnesota Statutes*, section 299M.02, chapter 367.
2. Allow an owner/occupant of a one or two family dwelling to install a residential sprinkler system without a sprinkler contractors' license or journeyman sprinkler fitter certificate. Based on changes to *Minnesota Statutes*, section 299M.03, chapter 367.
3. Adopt permanent rules concerning the use of cease and desist authority when there is immediate risk to the public health or public safety. Based on changes to *Minnesota Statutes*, section 299M.04, chapter 367.
4. Adopt permanent rules concerning the use of civil penalties for violations of the sprinkler licensing rules. Based on changes to *Minnesota Statutes*, section 299M.04, chapter 367.
5. Amend other provisions of *Minnesota Rules*, Chapter 7512, in accordance with changes made to *Minnesota Statutes*, sections 299M.01, 299M.08, 299M.12 and 299M.05, 1998 Laws, chapter 367.

Persons Affected. The amendments to the rules would likely affect: sprinkler contractors; journeyman sprinkler fitters; apprentice sprinkler fitters; local fire and building officials; and the general public.

Statutory Authority. *Minnesota Statutes*, section 299M.04, requires the Department to adopt permanent rules for operation of the council; regulation by municipalities; permit; filing; inspection; certificate and license fees; qualifications; examination and licensing of fire protection contractors; certification of journeymen sprinkler fitters; registration of apprentices; and the administration and enforcement of this chapter.

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.

Advisory Group. The Department has utilized a standing advisory committee to comment on and review the proposed changes to the rules. The current advisory committee was appointed by the governor in 1993 and consists of:

Alan Moy	Sprinkler Contractor (NFSA)
Frank Winiecki	Sprinkler Contractor (AFSA)
John Loftus	Minnesota State Fire Chiefs Association
Marilyn Arnlund	Fire Marshals Association of Minnesota
James Kelzenberg	Sprinkler Fitter (Local 417)
Jerald Laumeyer	Sprinkler Fitter (Local 417)
Vacant	Certified Building Official
Vacant	Member of the Public

This committee will be officially dismantled August 1, 1998, when the amended *Minnesota Statutes*, section 299M.04 takes effect and a new council is formed. Laws 1998, chapter 367, article 11, section 11, subdivision 1. The Department has determined that, in light of the current committee's history with this project, the above-mentioned members will be asked to meet as a rulemaking advisory committee for the sole purpose of reviewing the proposed rules before a notice of intent to adopt is published. This rulemaking advisory committee will have no other duties.

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

Agency Contact Person. Written comments, questions, and requests for more information on these planned rules should be addressed to: Dave Stegura, State Fire Marshal Division, 444 Cedar Street, Suite 145, St. Paul, Minnesota 55101-5145, (612) 215-0514, email: david.stegura@state.mn.us. TTY users may call the Department at (612) 282-6555.

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.

Official Notices

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.

Date: 27 July 1998

Don Davis
Commissioner of Public Safety

Department of Transportation

Request for Comments Planned Amendment of Rules Governing Driveway Dimensions, *Minnesota Rules*, parts 8810.9920 and 8810.9921

Subject of Rules. The Minnesota Department of Transportation requests comments on the planned amendment of *Minnesota Rules*, parts 8810.9920 and 8810.9921 governing design specifications for dimensions of driveways providing ingress to and egress from private property located along and adjacent to the right-of-way of the trunk highway system. The amendment will change the recommended and maximum widths for rural residential driveways. Also, the dimensions have been converted from English to metric units.

The amendment is necessary to eliminate the contradiction between the current rule and Minnesota Department of Transportation Standard Plate 9000. Standard plates are standard drawings which are referred to by number in roadway plans so that a designer need not reproduce the same detail over and over again. Contractors can then refer to the standard plate number to determine what must be provided. Standard plates are approved by the Federal Highway Administration (FHWA) and by the Minnesota Department of Transportation. Standard plates are updated as necessary to keep current with new technology and changes in FHWA regulations. This amendment would bring the rule into line with the Metric Road Design Manual which was revised in January of 1997. This road design manual is used by all Mn/DOT, county, and municipal design personnel.

Persons Affected. This rule amendment could potentially affect all property owners who live in a rural residential area, and whose property abuts upon a public highway or where highway construction or reconstruction will take place.

Statutory Authority. *Minnesota Statutes*, section 160.18, subdivision 3 allows the Department to regulate the means of ingress or egress to the highway, of an owner or occupant of property which abuts upon a public highway, as necessary to prevent interference with the construction, maintenance and safe use of the highway and its appurtenances and the public use thereof.

Public Comment. Interested persons or groups may submit comments or information on this planned rule amendment in writing or orally until September 15, 1998. The Department does not contemplate appointing an advisory committee on the planned rule amendment.

Rules Drafts. The Department has prepared a draft of the planned rule amendment which is available from the agency contact person listed below.

Agency Contact Person. Written or oral comments, questions, requests to receive a draft of the planned rule amendment, and requests for more information on this planned rule should be addressed to:

Glenn Korfhage
Office of Technical Support
Minnesota Department of Transportation
621 Transportation Building, Mail Stop 696
395 John Ireland Boulevard
St. Paul, Minnesota 55155
(612) 296-4859 FAX 282-6022
e-mail: glenn.korfhage@dot.state.mn.us

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 the rule is started. The Department is required to submit to the judge only those written comments received in response to the rule after it is formally proposed and published in the *State Register*.

Dated: 23 July 1998

David S. Ekern, Director/Assistant Chief
Engineer Engineering Services Division,
Department of 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 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 Request for Proposals for Youth Enrichment Grants

Grants to Design, Furnish, Equip, Renovate, Replace or Construct Parks and Recreation Facilities and School Facilities for Enrichment Activities

Local units of government are invited to submit proposals to the Minnesota Department of Children, Families & Learning (CFL), Division of Management Assistance, for grants to design, furnish, equip, renovate, replace, or construct parks and recreation facilities and school facilities to provide youth, with preference for youth in grades four through eight, with regular enrichment activities during nonschool hours, including after school, evenings, weekends and school vacation periods and that will provide equal access and programming for all children. (*Laws of Minnesota*, Chapter 404, Section 5, subd. 5. (See Appendix A.)

All facilities must be owned by, and construction contracts let by, a political subdivision (e.g. city, county, or school district). The buildings may be leased to nonprofit community organizations. Copies of any proposed lease of the facilities by a political subdivision to a nonprofit service provider must be included in proposal documentation. Proposals written in collaboration with nonprofit programs are encouraged. All construction contracts must comply with uniform municipal contracting laws (see Appendix B).

Enrichment programs include academic enrichment, homework assistance, computer and technology use, arts and cultural activities, clubs, school-to-work and work force development, athletic, and recreational activities. Grants must be used to expand the number of children participating in enrichment programs or improve the quality or range of program offerings. The facilities must be fully available for programming sponsored by nonprofit and community groups serving youth, or school, county or city programs, for maximum hours after school, evenings, weekends, summer and other school vacation periods.

Priority must be given to proposals that demonstrate collaboration among private, nonprofit and public agencies, including regional entities dealing with at-risk youth, and community and parent organizations in arranging for programming, staffing, transportation, and equipment.

Priority must be given to school attendance areas with high concentrations of children eligible for free or reduced school lunch and to government units demonstrating a commitment to collaborative youth efforts.

Preference will be given to grants that provide year-around programming; that target youth in grades four through eight; and provide equal access and programming for all children.

Each grant must be matched by \$1 from nonstate sources for each \$2 of state money. In-kind contributions of facilities may be used for the local match. The value of the in-kind contributions must be determined by the commissioner of finance.

A Grant Writers' conference will be held on Wednesday, August 26, 1998 beginning at 10:00 a.m. This conference will be held at the Kelly Inn, Interstate 94 and Marion St., St. Paul. Information will be presented at this session about applying for and receiving funds.

The Request for Proposal and further information regarding the process may be obtained by contacting:

Nancy Valento
Division of Management Assistance
516 Capitol Square
550 Cedar Street
St. Paul, MN 55101
Phone 651-297-4832, FAX 651-296-2288 and email is nancy.valento@state.mn.us

All grant applications must be postmarked by October 30, 1998.

Department of Human Services

Health Care

Notice of Request for Proposals for Dental Care for Northeastern Minnesota

The Department of Human Services (Department) is seeking proposals from qualified dental providers who will be able to provide comprehensive dental care services to eligible Medical Assistance(MA), General Assistance Medical Care(GAMC), and MinnesotaCare populations in the counties of St. Louis, Lake, Carlton, and Cook. The Department is considering this project as a pilot for delivery of dental care which will allow providers to manage care at the local level on a risk basis. The Department is interested in proposals that would provide dental care services to all eligible enrollees in up to four counties. At a minimum, the response must propose coverage of dental benefits in St. Louis County and some or all of Lake, Carlton, and Cook counties. These counties currently participate in the Prepaid Medical Assistance Program (PMAP). MinnesotaCare eligibles for these counties are also enrolled in the Prepaid MinnesotaCare Program. Currently approximately 23,000 eligible persons are enrolled with prepaid health plans for MA, GAMC and MinnesotaCare. This pilot represents a change in how dental care will be delivered to these enrollees in northeastern Minnesota.

ESTIMATED AVERAGE NUMBER OF ELIGIBLE ENROLLEES

	MA/GAMC	MINNESOTACARE	TOTAL
ST. LOUIS	13,936	5,595	18,531
LAKE	518	231	914
CARLTON	1,860	978	2,838
COOK	154	152	306

Enrollment figures are based on enrollment as of July 1998.

The enrollment process for MinnesotaCare will be done by mail. A MinnesotaCare enrollee must select a dental option and pay a premium in order to access care. Enrollees who do not select a dental option will be assigned.

The enrollment process for MA/GAMC will be done by county staff. County staff will be responsible for providing dental option information and educating the MA/GAMC eligibles in the enrollment process. Recipients who do not select a dental option will be assigned.

The contract period covered by this Request for Proposals will be from January 1, 1999 through December 31, 1999.

Contractors must be able to provide or arrange for all dental services in each benefit set. The RFP contains detailed information on the dental benefits contained in each benefit set. The dental benefit sets are MA, GAMC and four benefit sets under MinnesotaCare. Contractors must be able to manage or coordinate care on a risk basis as described in the full RFP document.

DHS staff and representatives from each affected county will review the proposals. Contracts will be awarded based upon: (1) capacity and geographic accessibility of all geographic sites, (2) ability to comply with all service delivery requirements appropriate to the demographics of the population to be enrolled, (3) financial and risk capability, and (4) ability to meet quality assurance, complaint and appeal and reporting requirements. The commissioner reserves the right to reject any and all proposals.

Rates for these populations are available as part of the complete RFP. The complete request for proposal which contains detailed specifications may be obtained by writing or contacting:

Thomas Fields
Minnesota Department of Human Services
444 Lafayette Road, North
St. Paul, MN 55155-3854
Telephone: (651) 297-7303

Mr. Fields is the only person at the Department of Human Services who is authorized to answer questions regarding this document. Organizations interested in responding to this request may ask for the request proposal either on 3.5 inch diskette in WordPerfect for Windows version 6.1 or in paper format. The request for proposals will be available to be mailed on August 3, 1998.

The deadline for submitting a proposal is **Tuesday, September 8, 1998 at 12 NOON** at the Department of Human Services building. Incomplete responses or responses submitted after time may be rejected.

The Department of Human Services will hold a Proposers' Conference for the above-mentioned Request for Proposals. Additional information concerning the Proposers' Conference will be contained in the complete Request for Proposals. Potential responders should Fax questions, as required in the full RFP, to Thomas Fields at (651) 297-3230.

Minnesota Public Facilities Authority (PFA), and the Department of Trade and Economic Development (DTED)

Notice of Request for Proposals for Wastewater Planning Grants

The Minnesota Public Facilities Authority (PFA) requests proposals from Counties Municipalities and or townships, for Wastewater Planning Grants under 446A.072 Subd. 13.

The PFA has \$100,000 in grant funds available for grants of up to \$50,000, but not more than fifty per cent (50%) of the total cost to fund studies to determine the feasibility of providing wastewater treatment in unsewered areas and encourage multi jurisdictional coordination. The PFA intends to provide grants to local units of government that are willing to work together to undertake preliminary engineering studies to examine the technical and economic feasibility of providing sanitary sewer service and to explore the legal structure most suited for the local units of government involved, whether it be a sanitary sewer district, joint powers or other form of intergovernmental agreement.

Proposal should include the following:

- A resolution by each of the governing bodies stating their commitment to undertake the project with other local units of government and identifying the local unit of government that will take the lead in management of the grant agreement..
- A budget for the total cost of the proposed engineering feasibility study and/or legal analysis/work to develop the legal structure for the proposed service area. Costs should include travel costs, administrative costs as well as engineering and legal fees to be charged. Identify the source of matching funds, this may include donated labor or in-kind labor or materials. All funds and in kind services must be committed to be considered as match to the state grant funds at the time the application is submitted.
- Provide information on the proposed service area, including maps to be able to identify the service area, the number of potential connections, environmental need for the project or any other data that maybe useful in determining the severity of existing problems (e.g. individual on site systems that have failed or contaminated wells caused by septic systems).
- Names, addresses, phone numbers of the contact person for each participating unit of government

Review of the proposals:

All proposals will be reviewed by the Minnesota Pollution Control Agency and DTED to first determine that they meet the requirements of the Law appropriating the funds. Projects that meet this threshold will be rank based on the severity of the environmental need and the potential for cooperation among local units of government to develop a system to resolve the environmental problems, which in part may be reflected by the the quality of the proposal, budget and commitments between the parties involved to implement the project.

The proposals will than be presented to the Authority for award. The Authority reserves the right to seek additional information, including oral presentations to clarify the proposals as part of the review process, if deemed necessary to make an informed decision.

Applications: Applications will be accepted through October 1, 1998 and at any time there after until all the funds are committed.

Application must be received before 4:00 pm on the due date by:

Terry Kuhlman
Executive Director, PFA
Department of Trade and Economic Development
500 Metro Square
121 7th Place East
St. Paul, Minnesota 55101-2146

If you have any questions you may contact

PFA: Terry Kuhlman
E-mail: terry.kuhlman@state.mn.us
Phone: (651) 296-4704
FAX: (651) 296-5287

MPCA: Jeff Riesburg
E-Mail: jeff.riesburg@state.mn.us
Phone: (651) 296-7231
FAX: (651) 297-8683

State Grants & Loans

Contract notes:

- Pursuant to *Minnesota Law*, all proposals submitted in response to this request for proposals shall become the property of the State of Minnesota. Such proposals shall constitute public records and shall be available for viewing and reproduction by any person.

Minnesota Public Facilities Authority (PFA), and the Department of Trade and Economic Development (DTED)

Notice of Request for Proposals for Sanitary Sewer Technology Grants

The Minnesota Public Facilities Authority (PFA) requests proposals from Municipalities, including sanitary sewer districts, for grant funding authorized in Chapter 404 during the 1998 Legislative session.

In accordance with Chapter 404, sec.9, subd. 3 the Authority has set aside \$500,000 to provide fifty per cent (50%) grants for the cost of equipment and installation into an existing municipal wastewater treatment system. To be considered for funding the project should demonstrate the application of existing technology that currently is not being used in the treatment of municipal wastewater which has the potential to improve the treatment of wastewater or make the treatment process more cost effective in order to be considered for funding.

Proposal should include the following:

- A resolution by the municipality authorizing the submission of the request and commitment to undertake the project if the grant is awarded.
- A signed statement by the technology vendor of their commitment to participate in the project and any cash or in-kind participation in the cost of the project.
- A complete budget for the total cost of the equipment and installation and the source(s) of funding, including any labor or materials that will be provided by the municipality or the vendor of the equipment. All funds and in-kind labor or materials must be in place to be considered as match to the state grant funds at the time the application is submitted.
- Sufficient detail and description of the technology to be used so it can be evaluated by the MPCA as to its feasibility. Include information on the existing application of this technology and any test results that may have been done on municipal wastewater.
- Copies of the Municipality's last three audits and current years budget to demonstrate the financial capability.
- provide any plans to test the application of the equipment once installed to evaluate its performance in the area of cost saving and or water quality improvements.

Review of the proposals:

All proposals will be reviewed by the Minnesota Pollution Control Agency and DTED to first determine that they meet the requirements of the Law appropriating the funds. Projects that meet this threshold will be ranked based on the following criteria (list in order of importance):

- potential of the product or technology to improve the treatment of wastewater in a cost effective manner.
- the thoroughness of the testing and reporting plan.
- the quality of the proposal, budget and commitments between the parties involved to implement the project and report the results.
- the potential economic benefits for the State (e.g. jobs, taxes, reduced costs of treatment).

The projects will then be presented to the Authority for award. The Authority reserve the right to seek additional information, including oral presentations to clarify the proposals as part of the review process, if deemed necessary to make an informed decision.

Applications: Applications will be accepted through September 1, 1998 and semi-annually thereafter until the funds are committed.

Application must be received before 4:00 pm on the due date by:

Terry Kuhlman
Executive Director, PFA
Department of Trade and Economic Development
500 Metro Square
121 7th Place East
St. Paul, Minnesota 55101-2146
If you have any questions you may contact

PFA: Terry Kuhlman
E-mail: terry.kuhlman@state.mn.us
Phone: (651) 296-4704
FAX: (651) 296-5287

MPCA: Bill Priebe
E-mail: bill.priebe@state.mn.us
Phone: (651) 296-7150
FAX: (651) 297-8683

Contract notes:

- Pursuant to *Minnesota Law*, all proposals submitted in response to this request for proposals shall become the property of the State of Minnesota. Such proposals shall constitute public records and shall be available for viewing and reproduction by any person.
- The grantee will be responsible for submitting test results of water quality on a regular basis and a final analysis of the cost effectiveness to the State before final payment is made.
- The grantee will be responsible for removing the equipment if the technology does not work in improving the treatment of the wastewater.

Department of Trade and Economic Development

Minnesota Job Skills Partnership Grant Proposal Deadlines

Grant Proposals Sought for Training Programs Designed for Specific Businesses

The Minnesota Job Skills Partnership (MJSP) Board solicits grant proposals from educational and training institutions for training programs designed for specific businesses. This is to announce the deadlines for grant submission.

The deadline for submission of proposals for both the MJSP Partnership program and the Pathways welfare-to-work program is 4:00 P.M. on October 26, 1998. Upon staff approval of technical requirements, 16 final copies must be submitted no later than 4:00 P.M. on November 5, 1998 for consideration at the next scheduled MJSP Board meeting on December 7, 1998. No proposals will be accepted after October 26, 1998.

A meeting of the MJSP Board is scheduled for Monday, December 7, 1998 at 8:30 A.M. in 300 North, State Office Building, 100 Constitution Avenue, St. Paul, Minnesota, to hear completed proposals accepted by November 5, 1998.

Please contact the Partnership office at 612/296-0388 for details.

Professional, Technical & Consulting Contracts

Department of Veterans Affairs

NOTICE OF GRANT FUNDS AVAILABLE

Application Requests Accepted for Placement on the Funding List for the Minnesota County Veterans Service Officer Operational Improvement Grant Program.

NOTICE IS HEREBY GIVEN that the Minnesota Department of Veterans Affairs is accepting application requests for placement on the funding list for the Minnesota County Veterans Service Officer Operational Improvement Grant Program. This program was created to improve the efficiency of the County Veterans Service Officer system.

Applications will be reviewed and processed and grants will be awarded as required in *Minnesota Statutes* 197.608 and *Minnesota Rules*, parts 9055.0500 to 9055.0610.

Applications will be accepted at the address noted below until 4:30 p.m., September 4, 1998.

Only original applications, as provided to the applicants by the Minnesota Department of Veterans Affairs, will be accepted. Applications received on alternative formats will not be accepted.

Applications must be submitted by certified United States Mail to:

County Veterans Service Officer Operational Improvement Grant Program
Minnesota Department of Veterans Affairs
20 West 12th Street
St. Paul, Minnesota 55155-2079

To request an application or further information, contact:

Terrence A. Logan or Dennis Forsberg at:
Minnesota Department of Veterans Affairs
20 West 12th Street
St. Paul, Minnesota 55155-2079
(651) 296-2562

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

Plant Management Division/Energy Management Services

Notice of Request For Proposals to Upgrade the Energy Monitoring Software for Energy Management Services of Plant Management Division of Department of Administration

Proposals are invited from interested and qualified software consultants to rewrite the Energy Monitoring Software to enhance its current capabilities and to ensure Y2K compliance. Detailed technical specification is included in the Request For Proposal (RFP).

Proposal must be submitted on or before 2:00 o'clock, August 24, 1998 to:

Rajan C. Thomas, P.E.
Energy Management/Plant Management Division
395 John Ireland Blvd., Room 123
St. Paul, MN 55155
Tel: (612) 297-2867
FAX: (612) 297-5158

The department has estimated that the cost of this contract should not exceed \$35,000. Copies of the complete Request For Proposal may be obtained from the foregoing office.

Department of Children, Families and Learning

Office of Community Services

Notice of Request for Proposals: Child Care and Development Fund-Building Minnesota's Child Care System

The Minnesota Department of Children, Families and Learning is soliciting proposals from qualified public or private organizations or agencies, including Indian reservations, to enhance and improve the affordability and availability of a high quality and culturally responsive child care system in Minnesota.

Proposals are being solicited for the following federal fund categories.

Building Culturally Competent Programs

Building Capacity - Existing Programs: Funds are available to expand and/or support existing child care programs and services focused on creating a more culturally competent child care system. Total funds available: \$200,000.

Building Capacity - New Programs: Funds are available to add or create new child care programs and services that focus on creating a more culturally competent child care system. Total funds available: \$100,000.

Bi-Lingual Licensors: Funds are available to increase the availability of licensed child care in communities where English is not spoken or English is spoken as a second language. Total funds available: \$200,000.

Language Translations: Funds are available to meet the child care needs of children and families who do not speak English or speak English as a second language. Total funds available: \$95,000.

Start-up of School-Age Care Programs

Funds are available to assist in the establishment of a new school-age care program. Total funds available: \$500,000.

Completed proposals are due by **4:00 p.m. on October 1, 1998.**

For complete information on the Request for Proposals, please contact the Department of Children, Families and Learning, 550 Cedar Street, St. Paul, Minnesota 55101-2273, telephone (612) 297-5979, FAX (612) 296-5890.

Department of Health

Public Health Laboratory Division

Request for Proposal (RFP) to Provide Radiological Analysis of Drinking Water

The Minnesota Department of Health is in need of analytical testing services for the determination of gross alpha, radium 226 and radium 228 in drinking water to be provided by laboratories certified by the United States Environmental Protection Agency or a state agency.

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

Persons who wish to obtain a complete copy of the Request for Proposal must contact:

Jean Kahilainen
Health Program Manager, Chemical Laboratory
Minnesota Department of Health
717 Delaware St. S.E.
Mpls., MN 55440
(612) 623-5300

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

All proposals must be sent to the same contact above and must be received not later than 4:00 p.m., August 25, 1998 at Minnesota Department of Health, 717 Delaware St. S.E., Minneapolis MN 55440-9441.

Late proposals will not be considered.

Submit one (1) original and two (2) copies of the proposal.

Professional, Technical & Consulting Contracts

Proposals are to be sealed in mailing envelopes or packages with the responder's name and address clearly written on the outside. Each copy of the proposal must be signed in ink, by the respondent if a sole proprietorship, or a principal of a responding organization.

Minnesota Public Facilities Authority (PFA)

Request for Proposals for Financial Advisory Services

The Minnesota Public Facilities Authority (PFA) requests proposals for Financial Advisory Services for the following programs related of the PFA:

1. Water Pollution Control Revolving Fund (WPCRF).
2. Drinking Water Revolving Fund (DWRF).
3. Transportation Revolving Loan Fund (TRLF).

One or more firm(s) may be selected to provide financial advisory services. In compliance with *Minnesota Statutes* 16C.08, the availability of this contracting opportunity is being offered to state employees. We will evaluate the responses of any state employee, along with other responses to this Request for Proposals.

The PFA will enter into a contract with the selected firm(s) for a two year period. The PFA may extend the contract on an annual basis thereafter for up to three more years.

In future years the scope of this contract may be expanded to include any new programs as may be added to the scope of responsibility of the PFA. PFA reserves the option to negotiate the costs of any additional duties with the selected firm(s), based on the cost criteria established in the response to this proposal, or request new bids for these services.

Prospective responders should request a copy of the complete Request for Proposal by calling Terry Kuhlman at (612) 296-4704 or by faxing their request with name phone number and mailing address to (612) 296-5287.

Proposals are due by 4:00 PM August 24, 1998.

Department of Public Safety

Office of Traffic Safety

Notice of Request for Proposals for Traffic Law and Prosecutor Training

The Minnesota Department of Public Safety is seeking proposals to develop, direct, arrange and conduct 1) a traffic safety law course for Minnesota peace officers, 2) a driving-while-impaired (DWI) misdemeanor skills course for city and county prosecutors, 3) a DWI vehicular homicide skills course for county prosecutors, and 4) a drug-other-than-alcohol impaired driver informational course for prosecutors and judges. Details are contained in a Request for Proposals which may be obtained free of charge by calling or writing:

Contact: Susan J. Palmer
Telephone: (612) 296-8512
TTY: (612) 297-2100
Address: Department of Public Safety
Office of Traffic Safety
444 Cedar Street, Suite 150
St. Paul, Minnesota 55101-5150

This is the only person designated to answer questions regarding this request for proposals. Estimated total cost of the contract is \$60,000.00. Proposals must be received by 4:00 P.M. on Monday, August 24th, 1998. The Department of Public Safety will retain an option to extend the contract for two additional one-year periods.

Department of Transportation

Engineering Services Division

Notice of Contract Availability for Survey Services

Notice of availability of Contract for Highway Related Technical Activity. Responses to this advertisement become public information under the Freedom of Information Act. 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.

The Minnesota Department of Transportation (Mn/DOT) is soliciting expressions of interest and statements of qualifications for Survey Services. This includes land surveys, design surveys, photo control surveys, and second-order vertical control. This will be a statewide T-Contract Program wherein multiple firms will be under contract to perform work. Selected firms will receive work orders on a rotation basis as set forth in Mn/DOT policy. The term of this program is three years and is estimated at approximately \$3,000,000.

Request for Proposals (RFP) is available by mail or fax. Please submit, in writing, a request for the RFP. Requests must be received before Thursday August 17, at 2:00 p.m. Requests made after that date must be in person. Request for the RFP may be mailed or faxed to:

Dawn D. Thompson, Associate Agreement Administrator
Consultant Services Unit
Transportation Building
Seventh Floor, Mail Stop 680
395 John Ireland Boulevard
St. Paul, MN 55155
FAX: (612) 282-5127

Note: PROPOSALS WILL BE DUE ON AUGUST 27, 1998 BY 2:00 P.M.

Minnesota Zoological Garden

Notice of Request for Telephone/Voice Mail System for the Minnesota Zoological Garden

The Minnesota Zoological Garden is soliciting proposals for a new telephone, voice mail, and auto attendant system. Equipment proposed must be state of the art, digital systems with capacity to serve approximately 350 users throughout the Zoo's Apple Valley facility.

Complete bid documents may be obtained by calling Heidi Christianson at Elert & Associates at 612-430-2772 and requesting bid documents for the Minnesota Zoological Gardens Telecommunications System.

Responses are due August 25, 1998 at 11:00 AM, and a pre bid meeting will be held for interested people at the Zoo on August 11 at 10:00 AM.

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.

Metropolitan Airports Commission

Notice of Request for Continuing Reliever Airport Engineering Consultant Services

The Metropolitan Airports Commission (MAC) is soliciting qualifications for Continuing Reliever Airport Engineering Consultant Services for the West Reliever Airports.

Submittals for this position are due on August 21, 1998. For a copy of the RFQ, contact Bridget Rief, P.E., Assistant Airport Engineer, 6040 28th Avenue South, Minneapolis, MN 55450, (612) 725-8371.

Metropolitan Council

Invitation for Bid for Petroleum and Synthetic Based Lubricants

Bids must be received at the offices of the Metropolitan Council, Mears Park Centre, 230 East 5th Street, St. Paul, Minnesota 55101, for petroleum and synthetic based lubricants on or before 2:00 P.M., Tuesday, August 18, 1998.

Copies of the specifications and bid instructions may be obtained from the offices of the Metropolitan Council or by calling 651-602-1499 or via Fax request at 651-602-1083. 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 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.

Metropolitan Council

Notice of Request for Proposals (RFP) for Developing a Fair-Share Financial Model for MetroGIS

The Metropolitan Council is requesting proposals for technical and professional services to develop a fair-share financial model for MetroGIS. The objective of MetroGIS is to create a stakeholder-governed mechanism that supports sustainable, widespread sharing of geographically-referenced data among public sector organizations that serve the seven-county, Minneapolis-St. Paul Metropolitan Area. General information about MetroGIS can be obtained at www.metrogis.org.

The objectives of this project are to identify the basic costs of achieving the data collaboration goals of MetroGIS, to develop alternative financing models for MetroGIS, and to document their long-term feasibility. Project results will be used to help shape future policy for MetroGIS and as a model for other collaborative GIS efforts comprising the National Spatial Data Infrastructure (NSDI). The project, in particular, will investigate whether the added costs associated with collaboration offer enough value to collaborating organizations that they will provide long-term financial support of the MetroGIS effort.

A NSDI Framework Demonstration Grant from the US Geological Survey (USGS) supports this project. The consultant-assisted portion of the project is proposed to commence October 1, 1998.

Proposals should be submitted to the Metropolitan Council, Mears Park Centre, 230 East 5th Street, St. Paul, Minnesota, 55101. Attention: Contracts And Documents Unit. **Eight hard copies and one unbound original should be submitted. All proposals must be received no later than 1:00 PM, August 20, 1998.**

Copies of the RFP are available by contacting Jan Bevins at 651-602-1132; 651-602-0904 (TTY); 651-602-1138 (FAX); or e-mail jan.bevins@metc.state.mn.us. Inquiries should be directed to Joe Edwards at 651-602-1300; 651-602-1138 (FAX).

Minnesota Statutes, Sections 473.144 and 363.073, and *Minnesota Rules*, Parts 5000.3400 to 5000.3600, will be incorporated into any contract based upon the Proposal or any modifications to it. If a contract for the Project is awarded in excess of \$100,000, the requirements of *Minnesota Rules* 5000.3530 will be applicable.

University of Minnesota

Notice of Bid Information Service (BIS) Available for All Potential Vendors

The University of Minnesota offers 24 hour/day, 7 day/week access to all Requests for Bids/Proposals through its fax back Bid Information Service (BIS). Subscriptions to BIS are \$75/per fiscal year (not prorated). Call 612-625-5534 for information or visit our web site at <http://purchserv.finop.umn.edu>. Choose BID Information Service.

Requests for Bids/Proposals are available to the public at no charge each business day from 8:00 a.m. - 4:30 p.m. in Purchasing Services lobby, Suite 560, 1300 S. 2nd Street, Mpls, MN 55454.