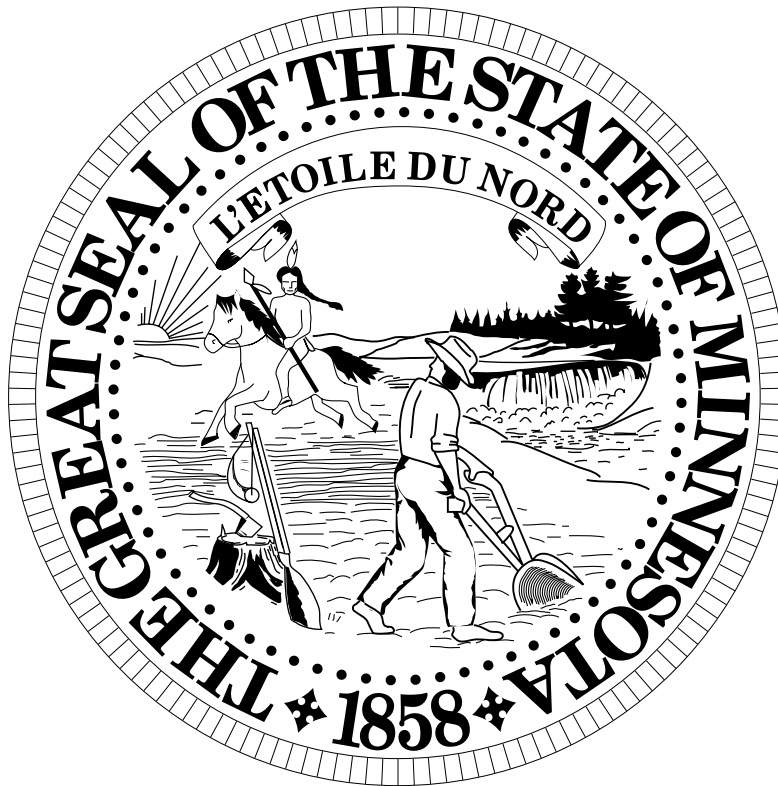


State of Minnesota

State Register

Rules and Official Notices Edition



Published every Monday (Tuesday when Monday is a holiday) by the
Department of Administration – Communications Media Division

Monday 30 October 2000
Volume 25, Number 18
Pages 903-926

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, published weekly to fulfill the legislative mandate set forth in *Minnesota Statutes* § 14.46. The *State Register* contains:

- proposed, adopted, exempt, expedited emergency and withdrawn rules
- executive orders of the governor
- appointments
- proclamations and commendations
- commissioners' orders
- revenue notices
- official notices
- state grants and loans
- contracts for professional, technical and consulting services
- non-state public bids, contracts and grants
- certificates of assumed name, registration of insignia and marks

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|----------------------------|--------------------|--|---|
| #18 | Monday 30 October | Noon Wednesday 18 October | Noon Tuesday 24 October |
| #19 | Monday 6 November | Noon Wednesday 25 October | Noon Tuesday 31 October |
| #20 | Monday 13 November | Noon Wednesday 1 November | Noon Tuesday 7 November |
| #21 | Monday 20 November | Noon Wednesday 8 November | Noon Tuesday 14 November |

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Publication Number: 326630 (ISSN 0146-7751)

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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 1999 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*.

Minnesota State Arts Board

Proposed Permanent Rules Governing Grants and Other Forms of Assistance to the Arts

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 Amendment to Rules Governing Procedures for Receiving and Reviewing Requests for, and Standards for Distribution of, Grants and Other Forms of Assistance, *Minnesota Rules*, Chapter 1900, Arts Board Grant Procedures

Introduction. The Minnesota State Arts Board 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 1400.1010 to 1400.1710. 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 November 8, 2000, a public hearing will be held at the Arts Board offices at Park Square Court, 400 Sibley Street, Suite 200, St. Paul, Minnesota 55101, starting at 1:00 p.m. on November 20, 2000. 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 November 8, 2000, and before November 19, 2000.

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: Cheryl Peterson-DeGeer, Minnesota State Arts Board, Park Square Court, 400 Sibley Street, Suite 200, St. Paul, Minnesota 55101, (651) 215-1600 and **fax:** (651) 215-1602. **TTY** users may call the Arts Board at (651) 215-6235.

Subject of Rules and Statutory Authority. The proposed rules are about governing procedures for receiving and reviewing requests for, and standards for distribution of, grants and other forms of assistance. The statutory authority to adopt the rules is *Minnesota Statutes*, section 129D.04, subdivision 1, clauses (e) and (f). 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 November 8, 2000, 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

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

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 November 8, 2000. 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 Hearing. The hearing scheduled for November 20, 2000, 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 hearing whether or not the hearing will be held. You may also call the agency contact person at (651) 215-1600 after November 8, 2000, to find out whether the hearing 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 Phyllis Reha is assigned to conduct the hearing. Judge Reha can be reached at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138, **telephone:** (612) 341-7600, 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 State Ethical Practices Board. Questions regarding this requirement may be directed to Campaign Finance and Public Disclosure Board at: First Floor South, Centennial Building, 658 Cedar Street, St. Paul, MN 55155, **telephone:** (651) 296-5148 or (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.

Dated: 4 October 2000

Robert C. Booker
Executive Director

1900.1010 ELIGIBILITY REQUIREMENTS FOR APPLICANTS REQUESTING GRANTS OR OTHER FORMS OF ASSISTANCE.

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

Subp. 2. **All applicants.** An application shall not be eligible to be funded when one or more of the following activities, conditions, or use of funds exist or are proposed:

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

~~G. funds are requested to support primarily commercial activities or activities intended primarily for mass market distribution;~~

~~H. the application form and all required materials are not received in the arts board office by 4:30 p.m. on the deadline date specified in the program information;~~

~~I. the applicant has any overdue reporting requirements as specified in a previous contract with the board;~~

~~J. the applicant is not in compliance with any active contract with the board; or~~

~~K. the applicant does not make all events open to the general public or whenever feasible, does not establish admission charges for the events.~~

[For text of subps 3 to 6, see M.R.]

1900.1510 ADDITIONAL REQUIREMENTS AND PROCESSES FOR INSTITUTIONAL SUPPORT PROGRAM.

Subpart 1. **Definitions.**

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

D. "Charitable arts support" consists of contributions and donations from foundations, corporations, businesses, and individuals which are tax-deductible by the donor; grants from government agencies excluding Minnesota State Arts Board grants; the proceeds from benefits, special events, and memberships which are tax-deductible by the donor; contributed assets released from restrictions; and contributed support to affiliate arts organizations from their nonprofit or government host institution.

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

Subp. 4. **Criteria of advisory panel for institutional support recommendations.** The institutional support grant shall be based on two components of one review process: the formula funds component and the merit component. An applicant meeting the eligibility and review criteria shall receive an award in the formula funds component of the grant. An applicant that can show exceptional achievement in any of the stated criteria shall also receive an award in the merit component. The four review criteria by which an institutional support applicant shall be evaluated by the advisory panel are listed in this part. Artistic excellence and leadership shall be the primary criteria. Management and fiscal responsibility, accessibility and education, and service to the state shall be secondary criteria and equally important to each other.

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

Proposed Rules

A. Artistic excellence and leadership shall be demonstrated by:

- (1) the qualities and characteristics of the artistic activities relevant to the specific artistic disciplines or services provided;
- (2) contributions to the artistic growth of the organization's constituencies;
- (3) the effectiveness and appropriateness of the activities in interpreting a cultural or artistic vision as defined in the mission statement;
- (4) how the activities allow the art form and artists to develop;
- (5) opportunities for the involvement and support of Minnesota artists; ~~and~~
- (6) the qualifications and achievements of artists and artistic leadership; and
- (7) the relative balance of artistic planning and decision making related to financial decisions.

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

Subp. 5. **Eligibility requirements.** Institutional support applicants must meet the additional eligibility requirements in items A to F to apply for funds.

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

G. An applicant's unrestricted revenue must consist of a two-year average of at least five percent charitable arts support for applications submitted for Minnesota State Arts Board's fiscal year 2002 and 2003 support and at least ten percent charitable arts support for applications submitted for Minnesota State Arts Board's fiscal year 2004 and all subsequent fiscal years' support as evidenced by the applicant's most recently completed certified audits.

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

Subp. 8. **Amounts of grants.** For institutional support, grant amounts must be determined for both the formula funds and merit components.

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

B. For the merit component of the grant, the minimum grant award shall be based on the applicant's operating expenses according to the category established ~~annually~~ by the board and listed in the current program information. The category shall be determined by the operating expense level requirements described in subpart 5, item B. The maximum grant award for the merit component shall be ten percent of the applicant's operating expenses for the most recently completed and audited fiscal year.

1900.1710 ADDITIONAL REQUIREMENTS AND PROCESSES FOR PRESENTER SUPPORT PROGRAM.

Subpart 1. **Definitions.**

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

D. "Charitable arts support" consists of contributions and donations from foundations, corporations, businesses, and individuals which are tax-deductible by the donor; grants from government agencies excluding Minnesota State Arts Board grants; the proceeds from benefits, special events, and memberships which are tax-deductible by the donor; contributed assets released from restrictions; and contributed support to affiliate arts organizations from their nonprofit or government host institution.

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

Subp. 4. **Advisory panel criteria to make recommendations to board.** The advisory panel criteria apply to the specific programs in items A and B.

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

B. The institutional presenter support grant must be based on two components of one review process: the formula funds component and the merit component. An applicant meeting the eligibility and review criteria shall receive an award in the formula funds component of the grant. An applicant that can show exceptional achievement in any of the stated criteria shall also receive an award in the merit component.

The four review criteria by which an institutional presenter support applicant shall be evaluated by the advisory panel are listed in this part. Artistic excellence and leadership shall be the primary criteria. Management and fiscal responsibility, accessibility and education, and service to the state shall be secondary criteria and equally important to each other.

(1) Artistic excellence and leadership shall be demonstrated by:

- (a) the qualities and characteristics of the artistic activities relevant to the specific artistic disciplines or services provided;
- (b) contributions to the artistic growth of the presenter's constituencies;

- (c) professional presentations or events that reflect a diversity of artists or genres;
- (d) how the activities allow the arts form and artists to develop;
- (e) opportunities for the involvement and support of Minnesota artists; ~~and~~
- (f) the qualifications and achievements of artists and artistic leadership; and
- (g) the relative balance of artistic planning and decision making related to financial decisions.

[For text of subitems (2) to (4), see M.R.]

Subp. 5. **Additional eligibility requirements.**

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

C. In addition to the requirements in item A, all institutional presenter support applicants must also meet the requirements in subitems (1) to (3).

(1) The applicant must be able to demonstrate in its two most recently completed certified audits that it meets the minimum operating expense level requirements as determined by the board and printed in the current program information.

(2) The applicant must sponsor at least five professional artists, companies, exhibitions, or screenings during an annual season in a community or the number of artist groups printed in current program information.

(3) ~~The applicant must not apply for or have received an Arts Across Minnesota host community grant.~~ An applicant's unrestricted revenue must consist of a two-year average of at least five percent charitable arts support for applications submitted for Minnesota State Arts Board's fiscal year 2002 and 2003 support and at least ten percent charitable arts support for applications submitted for Minnesota State Arts Board's fiscal year 2004 and all subsequent fiscal year's support as evidenced by the applicant's most recently completed certified audits.

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

Expedited Emergency Rules

Provisions exist for the Commissioners of some state agencies to 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. Specific *Minnesota Statutes* citations accompanying these emergency expedited rules detail the agency's rulemaking authority.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules; Clear Lake Game Refuge and Deer Hunting

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b). The statutory authority for the content of these rules is *Minnesota Statutes*, sections 97A.091, 97A.401, subdivision 4, 97B.305, and 97B.311.

Dated: 16 October 2000

Allen Garber
Commissioner of Natural Resources

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.

Expedited Emergency Rules

6230.0400 SPECIAL PROVISIONS FOR STATE GAME REFUGES.

- [For text of subps 1 to 3, see M.R.]
- [For text of subp 4, see 24 SR 275 8/30/99]
- [For text of subps 5 to 7, see M.R.]
- [For text of subp 8, see 25 SR 557 8/21/00]
- [For text of subps 9 and 10, see M.R.]
- [For text of subp 11, see 25 SR 557 8/21/00]
- [For text of subps 12 to 20, see M.R.]
- [For text of subp 21, see 24 SR 275 8/30/99]
- [For text of subp 22, see 25 SR 557 8/21/00]
- [For text of subps 23 to 28, see M.R.]
- [For text of subp 29, see 25 SR 557 8/21/00]
- [For text of subps 30 and 31, see 24 SR 275 8/30/99]
- [For text of subps 32 to 49, see M.R.]
- [For text of subp 50, see 24 SR 275 8/30/99]
- [For text of subps 51 and 52, see M.R.]
- [For text of subps 53 to 56, see 24 SR 275 8/30/99]
- [For text of subp 57, see 25 SR 557 8/21/00]

Subp. 58. Clear Lake Game Refuge, Sherburne county. The Clear Lake Game Refuge in Sherburne county is open to:

- A. deer hunting by firearms; and
- B. deer hunting by archery.

6232.1600 SPECIAL HUNT PROCEDURES.

- [For text of subps 1 and 2, see 25 SR 664 9/11/00]
- [For text of subps 3 to 5, see M.R.]

Subp. 6. **2000 special firearms hunt areas.** The following firearms special hunt areas are authorized for the 2000 season:

- [For text of items A and B, see 25 SR 664 9/11/00]

C. Gooseberry Falls state park in Lake county is open November 4 to November 19 for taking antlerless deer and legal bucks. No more than ~~25~~ 20 permits shall be issued to Zone 1 licensees only. This is special hunt area 903.

D. Split Rock Lighthouse state park in Lake county is open November 4 to November 19 for taking antlerless deer and legal bucks. No more than ~~25~~ 20 permits shall be issued to Zone 1 licensees only. This is special hunt area 904.

E. Tettegouche state park in Lake county is open November 4 to November 19 for taking antlerless deer and legal bucks. No more than ~~125~~ 100 permits shall be issued to Zone 1 licensees only. This is special hunt area 905.

- [For text of items F to V, see 25 SR 664 9/11/00]
- [For text of subp 7, see 25 SR 664 9/11/00]

6232.1950 TAKING DEER BY FIREARMS UNDER INTENSIVE HARVEST PERMITS.

- [For text of subpart 1, see 25 SR 664 9/11/00]
- [For text of subp 2, see M.R.]

Subp. 3. **2000 regular firearms intensive harvest permit areas.**

A. Intensive harvest permits may be used during the firearms season by regular firearms and multizone buck licensees to take up to three antlerless deer in antlerless permit area 228 during the Zone 2A season ~~and~~; antlerless permit area 337 during the Zone 3A ~~and~~ season; antlerless permit areas 337, 341-343, and 345-349 during the Zone 3B ~~seasons~~ season; and antlerless permit area 409 during the Zone 4A and 4B seasons.

- [For text of items B to D, see 25 SR 664 9/11/00]

[For text of subp 4, see 25 SR 664 9/11/00]

6232.2100 MUZZLELOADER SEASON AND AREAS.

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

[For text of subps 2 and 3, see 25 SR 664 9/11/00]

Subp. 4. **2000 muzzleloader special permit areas.** The following areas are open for muzzleloader hunting by permit during the 2000 season:

A. Jay Cooke state park in Carlton county is open November 25 to November 29 for taking antlerless deer. No more than ~~405~~ 90 permits shall be issued to muzzleloader licensees only. Management permits are available. This is special permit area 931.

[For text of items B and C, see 25 SR 664 9/11/00]

EFFECTIVE PERIOD. The emergency amendment to *Minnesota Rules*, part 6230.0400, is effective November 4, 2000, and expires 18 months after adoption. The emergency amendments to *Minnesota Rules*, parts 6232.1600, 6232.1950, and 6232.2100, expire December 31, 2000. After the emergency amendments expire, the permanent rules as they read prior to the amendments again take effect, except as they may be amended by permanent rule.

Executive Orders

The governor has the authority to issue written statements of orders, called Executive Orders, as well as Emergency Executive Orders. The governor's authority is specified in the *Constitution of the State of Minnesota*, Article V, and in *Minnesota Statutes* 4.035. Emergency Executive Orders, for protection from an imminent threat to health and safety, become effective immediately, are filed with the secretary of state, and published in the *State Register* as soon as possible after they are issued. Other Executive Orders become effective 15 days after publication in the *State Register* and filing with the secretary of state. Unless otherwise specified, an executive order expires 90 days after the date the governor who issued the order vacates office.

Office of the Governor

Emergency Executive Order #00-09: Providing for Assistance to the Department of Natural Resources, Local Governments and The Minnesota Interagency Fire Center

I, JESSE VENTURA, GOVERNOR OF THE STATE OF MINNESOTA, by virtue of the authority vested in me by the Constitution and the applicable statutes, do hereby issue this Executive Order:

WHEREAS, on October 20, 2000, a metro area wildfire in and around the Carlos Avery Wildlife Management Area in Central Minnesota and multiple other wildfires throughout the State are burning out of control; and

WHEREAS, there is an extreme threat for wildfires statewide; and

WHEREAS, State agencies, the State Emergency Operations Center, the DNR and the Minnesota Interagency Fire Center (MIFC) have exhausted all possible resources;

NOW, THEREFORE, I hereby order that:

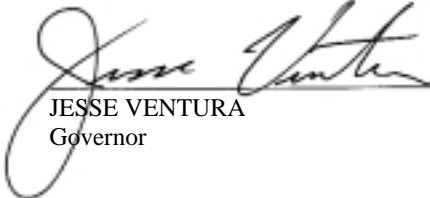
- 1. The Adjutant General of Minnesota order to state active duty** on or about October 20, 2000, in the service of the State, such personnel and equipment of the military forces of the State as required and for such period of time as necessary to assist and support fire suppression activities throughout Minnesota in response to wildfires.
- 2. The Adjutant General is authorized** to purchase, lease or contract goods or services necessary to accomplish the mission.

The cost of subsistence, transportation, fuel, pay and allowances of said individuals shall be defrayed from the general fund of the State, as provided for in *Minnesota Statutes* 1998, Sections 192.49, subd. 1; 192.51 and 192.52.

Executive Orders


Pursuant to *Minnesota Statutes* 1998, Section 4.035, subd. 2, this Order is effective immediately and shall remain in effect until such date as elements of the military forces of the State are no longer required.

IN TESTIMONY WHEREOF, I have set my hand this twentieth day of October, 2000.



JESSE VENTURA
Governor

Filed According to Law:



MARY KIFFMEYER
Secretary of State

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

State Designer Selection Board (SDSB)

Meeting Dates, Times and Agenda Items for November 2000

Pursuant to SDSB *Minnesota Rule* 3200.0400, below is the schedule of State Designer Selection Board meeting dates, times and agenda items as of October 20, 2000:

- **November 7, 2000**
 1. Interviews/Selection Project 00-23 Department of Health, Remodeling & Upgrade of the Department of Health Building at 717 Delaware
 2. Shortlisting Project 00-24 Minnesota State University Moorhead, New Science Building Addition and Renovation

- **November 28, 2000**

1. Interview/Selection: Project 00-24 Minnesota State University Moorhead, New Science Building Addition and Renovation
2. Shortlisting Project 00-25 Southwest State University Library Renovations

Unless otherwise stated, all meetings are held in the Administration Building, 50 Sherburne Avenue, St. Paul, Room G-10/Conference Room A. Other matters may come before the Board and be added to the agenda as needed. For additional information, including meeting start times, contact Lisa Blue at (651) 297-5526.

Board of Animal Health

Notice of Quarterly Meeting

The Board of Animal Health will hold its quarterly meeting on Friday, December 8, 2000 at 9:30 a.m., in the Board offices in the Minnesota Department of Agriculture Building at 90 W. Plato Blvd., St. Paul, Minnesota.

Minnesota Board of Chiropractic Examiners

Request for Comments on Planned Repeal of Rules Governing License Status Inactive Retired, *Minnesota Rules*, 2500.2050 through 2500.2070

Subject of Rules. The Minnesota Board of Chiropractic Examiners (MBCE) requests comments on its planned repeal of rules governing the License Status: Inactive Retired. The Department is considering repealing its rules that govern this license status as it has been replaced by a new license status "Voluntarily Retired" and is no longer used.

Persons Affected. The repeal of the rules would likely affect licensees who have retired and those who will retire their license in Minnesota in the future.

Statutory Authority. *Minnesota Statutes*, sections 148.08 (1998) subdivision 3, authorizes the MBCE to adopt rules necessary to administer sections 148.01 to 148.105 to protect the health, safety, and welfare of the public.

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. In no event shall this period be less than 60 days from the date of this Notice. The Department does not contemplate appointing an advisory committee to comment on the planned rules.

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

Agency Contact Person. Written comments, questions, and requests for more information on these planned rules should be directed to: Micki King at The Minnesota Board Of Chiropractic Examiners, 2829 University Avenue SE, # 300, Minneapolis, MN 55414-3220, **phone:** (612) 617-2226, **fax:** (612) 617-2224, **email:** micki.king@state.mn.us. TTY users may call the Department at **TTY:** (800) 627-3529.

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: 18 October 2000

Larry A. Spicer, DC
Executive Director (MBCE)

Minnesota Department of Commerce

Petroleum Tank Release Compensation Fund

Request for Comments on Planned Amendment to Rules Governing the Petroleum Tank Release Compensation Fund, *Minnesota Rules*, Chapter 2890

Subject of Rules. The Petroleum Tank Release Compensation Board (the “board”) requests comments on its planned amendment to rules governing the Petroleum Tank Release Compensation Fund (the “Petrofund”). The board is considering rule amendments that govern the Petrofund reimbursement program. Specifically, the board and the Department of Commerce are seeking information and opinions from outside sources in preparing to amend the rules governing the documentation and investigation of claims, competitive bidding, invoicing, applications for reimbursement, eligibility of costs, fee schedules, and criteria for evaluating the reasonableness of costs.

Persons Affected. The amendment to the rules would likely affect owners and operators of petroleum storage tanks, persons who hold legal or equitable title to property where a petroleum tank release occurred, and persons working in the environmental consulting and contracting industries.

Statutory Authority. *Minnesota Statutes*, section 115C.07, Subd. 3, authorizes the board to adopt rules regarding its practices and procedures, the form and procedure for applicants for compensation from the fund, procedures for investigation of claims, and specifying the costs that are eligible for reimbursement from the fund. The proposed amendments to these rules are authorized under *Minnesota Statutes* § 115C.07, Subd. 3

Public Comment. Interested persons or groups may submit comments or information on these planned rules in writing until 4:30 p.m. on January 8, 2001. An advisory committee has been appointed to comment on the planned rules. This 15 to 20 member advisory committee has been appointed by the Commissioner of Commerce and will be relied upon to advise the board and the Department of Commerce during the rule revision process. For updated information on the work of the advisory committee, please contact the Executive Director of the Petrofund, James Pearson, at (651) 297-1119 or (800) 638-0418 (Greater Minnesota only).

Rules Drafts. The board has not yet prepared a draft of the planned rule amendments.

Agency Contact Person. Written comments, questions, and requests for more information on these planned rules should be directed to: James Pearson, Executive Director, Petroleum Tank Release Compensation Fund, Department of Commerce, 133 East 7th Street, St. Paul, MN 55101, (651) 297-1119, **fax:** (651) 296-8591, and *james.pearson@state.mn.us*. TTY users may call the Department at **TTY/TDD** (651) 296-2860. Please note that the Department of Commerce is moving in December 2000. Please address all correspondence after December 11, 2000 to James Pearson, Executive Director, Petroleum Tank Release Compensation Fund, Department of Commerce, Suite 500, 85 Seventh Place East, St. Paul, MN 55101. Please note that telephone numbers will not be affected by the move.

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 October 2000

Greg Cattoor, Chair
Minnesota Petroleum Tank Release
Compensation Board

Minnesota Comprehensive Health Association

Notice of Meeting of RFP Ad Hoc Committee

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association’s (MCHA) **RFP Ad Hoc Committee** will be held on Wednesday, November 1, 2000, at MCHA’s executive office, 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN at 12:00 p.m.

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

Minnesota Housing Finance Agency

Notice of Hearing on Bond Issues for Single Family Mortgage Bond Program

The Minnesota Housing Finance Agency will hold a public hearing at 10:00 a.m., on Tuesday, November 14, 2000, at the Minnesota Housing Finance Agency, 400 Sibley Street, Suite 300, St. Paul, Minnesota 55101, for the purposes of taking public testimony regarding the issuance of Single Family Mortgage Bonds, composed of one or more series, in an aggregate principal amount not exceeding \$250,000,000. The bonds will be issued as qualified mortgage bonds subject to the mortgage eligibility requirements of Section 143 of the *Internal Revenue Code of 1986*, and, after payment of expenses and funding of reserves, will provide approximately \$240,000,000 of mortgage loans to certain low and moderate income, first-time homebuyers of single family owner-occupied residences located throughout the State of Minnesota, which homebuyers qualify under the Agency's Single Family Mortgage Bond Program and applicable federal tax law. The Agency's Single Family Mortgage Bond Program is further described in the MHFA Mortgage Program Procedural Manual, a copy of which may be obtained from the Agency. Said bonds may be issued either as refunding bonds to refund certain outstanding bonds of the Agency or as "new money" bonds using a portion of the Agency's state bond volume allocation, and may be issued either as short-term bonds, subject to refunding or remarketing at a subsequent date on a long-term, fixed rate basis, or as long-term fixed rate bonds on original issuance. The bonds covered by this hearing notice, up to an aggregate principal amount not exceeding \$250,000,000, are anticipated to be issued periodically to fund the Program during the calendar years 2000 and 2001, until fully utilized.

Parties wishing to comment on the financing program may appear in person at the hearing or may submit written comments to the undersigned prior to the hearing, which comments will be considered at the hearing. Parties desiring additional information should contact Ms. Sharon Bjostad at MHFA (651) 296-7608.

Katherine G. Hadley,
Commissioner

Minnesota Pollution Control Agency

Public Notice on Proposed Air Emission Facility Part 70 General Permit

NOTICE IS HEREBY GIVEN, that the Commissioner of the Minnesota Pollution Control Agency (MPCA) proposes to reissue a general permit governing stationary general manufacturing sources. The reissuance of this general permit is authorized by *Minnesota Rules 7007.1100*, subp. 1, which allows the MPCA to reissue a general permit if "numerous and similar stationary sources are subject to substantially similar regulatory requirements." The general permit applies to new and existing sources.

The stationary sources eligible for the proposed general permit are major sources as defined in *Minnesota Rules 7007.0200*. The general permit also covers sources required to obtain permits by *Minnesota Rules 7007.0250*.

The proposed general permit contains federally enforceable conditions to limit the Potential-to-Emit (PTE) of Volatile Organic Compounds (VOC) to less than a 12-month rolling sum of 250 tons and all other criteria pollutants to less than 100 tons each. The criteria pollutants are Particulate Matter less than 10 microns (PM₁₀), Carbon Monoxide (CO), Nitrogen Oxides (NO_x), Sulfur Dioxide (SO₂), Lead (Pb), and Ozone VOC. Each stationary source is a nonmajor as defined in 40 CFR § 52.21 Prevention of Significant Deterioration (*Minnesota Rules 7007.3000*) and 40 CFR § 52.24 Nonattainment Area Review, therefore, New Source Review (NSR) requirements do not apply.

Each stationary source eligible for the proposed general permit may include the following types of equipment and activities for which a permit is required by *Minnesota Rules 7007.0150*: spray guns, spray booths, painting/coating, degreasers, cleaning of surfaces, abrasive blasting, acid cleaning surfaces, fuel storage, boilers, catalytic and thermal afterburners, internal combustion engines (generators), fabric filters, wall filters, burnoff ovens, furnaces, space heaters, ovens, soldering, welding, brazing, engine testing, screen printing, stenciling, storage tanks, injection molding, water wash paint booths, dip tanks, unpaved roads and parking lots, and other insignificant activities listed in *Minnesota Rules 7007.1300*.

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

1. The stationary source has an emission unit other than those described above.
2. The stationary source has an emission unit subject to a Standard of Performance for New Stationary Sources in 40 CFR pt. 60 already adopted or to be promulgated, other than 40 CFR pt. 60, subp. Dc for small boilers, subp. Kb for liquid storage tanks, or subp. Jj for cold cleaning machine operations.

Official Notices

3. The stationary source is affected by a 40 CFR pt. 63 National Emission Standard for Hazardous Air Pollutants (NESHAP) already adopted or to be promulgated, other than the following:
 - internal combustion engines
 - industrial boilers
 - institutional/commercial boilers
 - process heaters
 - halogenated solvent cleaners
 - engine test facilities
 - paint stripper uses
 - miscellaneous metal and products for surfaces coating
4. The stationary source is subject to a case-by-case Maximum Achievable Control Technology (MACT) standards determination.
5. The stationary source uses painting or coating materials that contain lead.
6. The stationary source includes a type of control equipment not covered in the proposed general permit.
7. The stationary source is one of the following types of source:
 - Fossil fuel-fired steam electric plants of more than 250 million British thermal units per hour heat input
 - coal cleaning plants (with thermal dryers)
 - kraft pulp mills
 - portland cement plants
 - primary zinc smelters
 - iron and steel mills plants
 - primary aluminum ore reduction plants
 - primary copper smelters
 - municipal incinerators capable of charging more than 250 tons of refuse per day
 - hydrofluoric, sulfuric, and nitric acid plants
 - petroleum refineries
 - lime plants
 - phosphate rock processing plants
 - coke oven batteries
 - sulfur recovery plants
 - carbon black plants (furnace process)
 - primary lead smelters
 - fuel conversion plants
 - sintering plants
 - secondary metal production plants
 - chemical process plants
 - fossil fuel boilers (or combinations thereof) totaling more than 250 million British thermal units per hour heat input
 - petroleum storage and transfer units with a total storage capacity exceeding 300,000 barrels
 - taconite ore processing plants
 - glass fiber processing plants
 - charcoal production plants

8. The stationary source emits at any time a 12-month rolling sum of more than 250 tons of VOCs and 100 tons of PM₁₀, CO, NO_x, SO₂ and Pb.

A summary of the highest allowable PTE rates in tpy for each stationary source described in the proposed general permit are as follows:

| Pollutant | PM ₁₀ | NO _x | VOC | CO | Pb |
|--------------------|------------------|-----------------|-----|----|----|
| Total Facility PTE | 99 | 99 | 249 | 99 | 99 |

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

The overall general permit contains each applicable requirement that could apply to eligible stationary sources. Based upon the information in the permit application, certain geographic requirements that do not apply to a particular source's location will not be included in the general permit issued to that source. If a source is located outside the Minneapolis-St. Paul Air Quality Control Region, it will receive a general permit that does not include requirements that only apply to that region. Similarly, for sources located in the Minneapolis - St. Paul Air Quality Control Region, requirements that only outside the Twin Cities region will not be included in the general permit issue to the source. This will reduce unnecessary material in the general permits issued that could confuse a source.

The preliminary determination to issue the air emission general permit is tentative. There are four formal procedures for public participation in the MPCA's consideration of the general permit. Interested persons may (1) submit written comments on the proposed general permit; (2) request that the MPCA hold a public information meeting; (3) request the MPCA hold a contested case hearing; and/or (4) submit a petition to the Commissioner requesting that the MPCA Board consider the permit matter.

The decision whether to reissue the permit and, if so, under what terms, will be presented to the MPCA Board for decision if: (1) the Commissioner grants the petition requesting the matter be presented to the MPCA Board; (2) an MPCA Board member requests to hear the matter prior to the time the Commissioner makes a final decision on the permit; or (3) a request for a contested case hearing is pending. Otherwise, the Commissioner will make the decision.

Persons who submit comments or petitions to the MPCA must state (1) their interest in the permit application or the draft permit; (2) the action they wish the MPCA to take, including specific references to the section of the draft permit they believe should be changed; and (3) the reasons supporting their position, stated with sufficient specificity as to allow the MPCA to investigate the merits of the position.

As described in *Minnesota Rules* 7000.1800, persons who submit requests for a contested case hearing must also state the issues they propose to address in a contested case hearing, the specific relief requested or resolution of the matter, and the reasons (which may be in the form of proposed findings) supporting an MPCA decision to hold a contested case hearing. Failure to comply with these rules exactly may result in a denial of the request. The decision whether to hold a contested case hearing will be made under *Minnesota Rules* 7000.1900. Most public libraries throughout the state have copies of the current *Minnesota Rules*. They are also available on the Internet at www.revisor.leg.state.mn.us.

Comments, requests and petitions should be mailed to:

Amrill Okonkwo
 Major Facilities Section/Metro District
 Minnesota Pollution Control Agency
 520 Lafayette Road North
 St. Paul, Minnesota 55155
Voice: (651) 296-7009
Fax: (651) 296-8717

A copy of the draft general permit will be mailed to any interested person upon the MPCA's receipt of a written request. Additional materials relating to the reissuance of this general permit, including the Technical Support Document and proposed permit application forms, are available upon request or for inspection at the Minnesota Pollution Control Agency, 520 Lafayette

Official Notices

Road North, St. Paul, Minnesota 55155, phone (651) 296-7009, and at the MPCA's District Offices at the following addressed and phone numbers between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday. All MPCA offices may be reached by calling (800) 657-3864.

MPCA Offices:

- 1. Duluth Office**
525 Lake Avenue South
Suite 400
Duluth, Minnesota 55802
Phone: (218) 723-4660
Fax: (218) 723-4727
- 2. Brainerd Office**
1800 College Road South
Baxter, MN 56425
Phone: (218) 828-2492
Fax: (218) 828-2594
- 3. Detroit Lakes Office**
714 Lake Avenue
Lake Avenue Plaza, Suite 220
Detroit Lakes, Minnesota 56501
Phone: (218) 847-1519
- 4. Mankato Office**
1230 South Victory Drive
Mankato, Minnesota 56001
Phone: (507) 389-5977
Fax: (507) 389-5422
- 5. Rochester Office**
18 Wood Lake Drive SE
Rochester, Minnesota 55904
Phone: (507) 285-7343
Fax: (507) 280-5513
- 6. Southwest Region**
Willmar Office
201 28th Avenue, S.W.
Willmar, Minnesota 56201
Phone: (320) 214-3786
Fax: (320) 214-3787
Marshall Office
1420 E. College Drive
Suite 900
Marshall, Minnesota 56258
Phone: (507) 537-7146
Fax: (507) 537-6001

Dated: 13 October 2000

Karen A. Studders
Commissioner
Minnesota Pollution Control Agency

Minnesota Department of Revenue

Request for Comments on Planned Rules Governing the Revenue Recapture Act, *Minnesota Rules*, part 8165.0200

Subject of Rules. The Minnesota Department of Revenue requests comments on its planned rules governing the Revenue Recapture Act. The Department is considering rules that will establish guidelines and institute enforcement procedures to ensure compliance of claimant agencies with the Act.

Persons Affected. The proposed rules would likely affect claimant agencies using revenue recapture, taxpayers on revenue recapture, and non-liable spouses.

Statutory Authority. *Minnesota Statutes*, section 270A.12, authorizes the Department to adopt rules to effectuate the purposes of the Revenue Recapture Act.

Public Comment. Interested persons or groups may submit comments or information on these planned rules in writing until 4:30 p.m. on January 2, 2001.

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

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: Michal Garber at the Minnesota Department of Revenue, 600 North Robert Street, Mail Station 2220, St. Paul, MN 55146-2220, **phone:** (651) 296-8231, **fax:** (651) 296-8229. **TTY** users may call the Department at (651) 297-2196.

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: 30 October 2000

Matthew G. Smith, Commissioner
Minnesota Department of Revenue

Teachers Retirement Association

Notice of Meeting

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on Thursday, November 16, 2000 at 9:30 a.m. in Suite 500, Gallery Building, 17 W. Exchange Street, St. Paul, MN to consider matters which may properly come before the Board.

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 Natural Resources (DNR)

Metro Regional Administration

Request for Proposals for Metro Greenways Planning Grants

The DNR, Metro Region, is requesting proposals for the FY2001 Metro Greenways Planning Grant Program. This program will provide up to a total of \$200,000 in matching grants to implementing agencies and their partners to conduct comprehensive natural resource inventories, to map land cover, or to develop natural resource and greenway plans that protect, restore, or enhance locally and regionally important natural amenities. Completed applications must be postmarked no later than the January 26, 2001 deadline. Interested parties can call Sharon Pfeifer (651) 772-7982, Metro Regional Planner, for more information or check the DNR website at: (<http://www.dnr.state.mn.us/greenprint/metro-green.html>)

State Contracts, RFIs, RFPs, and RFQs for Professional, Technical & Consulting Services

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 \$25,000 be printed in the *State Register*. These procedures also require that the following information be included in the notice: agency name and address, name of agency contact person, description of project and tasks, cost estimate and final submission date and time of completed proposal. Certain quasi-state agencies and MnSCU institutions are exempted from these provisions. In accordance with *Minnesota Rules* 1230.1910, certified Targeted Group Businesses and individuals submitting proposals as prime contractors shall receive the equivalent of a 6% preference in the evaluation of their proposal. Certified Economically Disadvantaged Businesses and individuals shall receive the equivalent of a 4% preference in the evaluation of their proposal. For information regarding certification, call the Materials Management Helpline (651) 296-2600 or [TTY (651) 282-5799.]

Minnesota State Colleges and Universities (MnSCU)

St. Cloud Technical College

Request for Proposals (RFP) for Landscaping FY 00/01

Introduction:

St. Cloud Technical College is soliciting bids for Landscaping FY 00/01 Beginning October 23, 2000.

Request for Proposals are available from:

St. Cloud Technical College
Melinda Begin
1540 Northway Drive
St. Cloud, MN 56303
(320) 654-5512

Proposal Due Date:

Vendor proposals are due no later than 2:00 p.m., November 6, 2000.

Minnesota Department of Human Services

Health Care Operations Division

Notice of Availability of Request for Proposals (RFP) for the Conversion of System Documentation for the Minnesota Medicaid Management Information System (MMIS) from a Print Format to a Web-based Format

The Minnesota Department of Human Services (DHS), through its Health Care Operations (HCO) division, is seeking proposals from vendors who are interested in assuming responsibility for successfully converting existing print documentation about Minnesota's MMIS into a user-friendly web-based format accessible at multiple DHS worksites.

Current MMIS documentation consists of approximately 33,000 printed pages developed in WordPerfect 5.1 organized in 38 volumes of three-ring binders. The successful vendor will be expected to make satisfactory recommendations about document conversion specific to meeting DHS's needs, and to lead the conversion project in accordance with an acceptable work plan. This RFP does not seek to completely outsource all aspects of the project — DHS anticipates that available state staff will work with the successful vendor to perform some of the project tasks, and that knowledge transfer and training will be important components of the services provided.

A complete copy of the RFP may be obtained by contacting Joyce Fischer at the mailing address, e-mail address or telephone number below:

Ms. Joyce Fischer
Minnesota Department of Human Services
Health Care Operations Division
444 Lafayette Road
St. Paul, MN 55155
Phone: (651) 296-6429
Email: Joyce.Fischer@state.mn.us

DHS will hold a Vendors Conference on Wednesday, November 15 from 2:30 p.m. to 4:00 p.m. in Conference Rooms 1A and 1B at 444 Lafayette Road, St. Paul, Minnesota. The Vendors Conference will provide potential proposers with an opportunity to ask questions and learn more about the RFP. Questions before the Vendors Conference regarding this RFP may be submitted via e-mail only to Joyce Fischer. All such questions will be responded to as provided in the RFP document.

All proposals must be received no later than 3 p.m. on Monday, November 27, 2000, in the manner specified in the RFP document.

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 *State 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 Council

Notice of Request for Proposals (RFP) for 2001-2005 Metro Mobility Demand Service

The Metropolitan Council is requesting proposals for 2001-2005 Metro Mobility Demand Service beginning July 1, 2001.

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|---|-------------------|
| <i>Issue Request for Proposals</i> | October 23, 2000 |
| <i>Receive Proposals</i> | December 1, 2000 |
| <i>Contract negotiated, executed, NTP</i> | February 28, 2001 |

All firms interested in being considered for this project and desiring to receive a RFP package are invited to submit a Letter of Interest to:

Amanda Petersen, Administrative Assistant, Contracts and Procurement Unit
Metropolitan Council Environmental Services
230 East Fifth Street
Mears Park Centre
St. Paul, MN 55101
Phone: (651) 602-1585
Fax: (651) 602-1138
Email: amanda.petersen@metc.state.mn.us

Non-State Public Bids, Contracts & Grants

Metropolitan Council- Metro Transit

Partial Roof Replacement at Metro Transit Heywood Garage

The Metropolitan Council is soliciting sealed bids for Partial Roof Replacement at Metro Transit Heywood Garage. Bids are due at 2:00 p.m., on November 14, 2000.

Bids must be submitted in accordance with the Invitation for Bids document available from:

Metropolitan Council
Metro Transit Purchasing Department
515 N. Cleveland Avenue
St. Paul, MN 55114
(612) 349-5070

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 Request for Bids/Proposals through its web based Bid Information Services (BIS). Subscriptions to BIS are \$75/year. Visit our web site at bidinfo.umn.edu or call the BIS Coordinator at (612) 625-5534.

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

Available at Minnesota Bookstore – Birds

Order form on back page



Wild About Birds *

Feed the birds with this excellent guide designed to increase the number of species using your feeder. This, the third book by Carroll Henderson, includes woodshop basics for construction of 26 different feeders and tips on 44 types of food, plus detailed descriptions and photos of almost all the feeder-using species east of the Rocky Mountains. Over 425 color photos. Spiral-bound, 288pp.

Stock No. 9-24 \$19.95

Landscaping for Wildlife*

Packed with color photos and diagrams, this guide will show you how to attract wildlife to your property using inexpensive, easy-to-follow landscaping plans. Attract everything from butterflies to deer, cardinals to wood ducks. Spiral-bound, 144pp.

Stock No. 9-15 \$10.95

Woodworking for Wildlife *

Full-color, spiral-bound book includes diagrams for building bird houses, nest boxes and platforms to attract and keep your favorite wildlife coming back to your property. Features 50 species of birds and mammals. Spiral-bound, 112pp.

Stock No. 9-14 \$9.95

Birds of Minnesota Field Guide

This pocket-sized field guide features over 100 birds commonly found in Minnesota. Learn about nest types, number and color of eggs, color of females and juveniles and more. A unique compare & contrast section provides help in distinguishing between similar birds. Softcover, 256pp.

Stock No. 9-16 \$12.95

Buy a SET and SAVE!!!

Purchase *Landscaping for Wildlife* and *Woodworking for Wildlife* and save \$2.40. **Stock No. 9-20 \$18.50**

Purchase **ALL THREE** books: *Wild About Birds*, *Landscaping for Wildlife* & *Woodworking for Wildlife* and save \$ 3.90.

Stock No. 9-25 \$36.95

Available at Minnesota Bookstore – Wildlife

Order form on back page

Traveler's Guide to Wildlife in Minnesota *

This easy-to-use, insightful guide points the way to 120 sites throughout Minnesota where you can see, enjoy and photograph a wide variety of wildlife in all four seasons. Find great spots for viewing everything from trumpeter swans to grouse, moose to frogs, blue herons to foxes, birds, and more. Spiral-bound, 220 color photos, 320pp. **Stock No. 9-40 \$19.95**

Animal Tracks of Minnesota & Wisconsin

With great drawings and quick reference captions, this book describes and pictures more than 60 different mammals, birds and reptiles of our area. Truly pocket-sized, this field guide identifies animal tracks charting the size of fore prints and hind prints, stride and straddle patterns, and descriptive information about the creature's behavior. Softcover, 160pp. **Stock No. 9-72 \$6.95**

Bears: Behavior, Ecology, Conservation

Open this book to any page and you will find a color photo of a black, grizzly or brown bear and its habitat. Produced by two of the most frequently published wildlife photographers in the world today, this book's photos will compell the viewer to read the engaging, personal text. Softcover, 160pp. **Stock No. 9-73 \$19.95**

Eagles

This World Life Library book features the majestic and powerful eagle, once endangered in North America. Stunning photos and concise text combine to provide a compelling general introduction the natural history of the eagle. Softcover, 72pp.

Stock No. 9-76 \$16.95

Wolf Pack: Tracking Wolves in the Wild

This delightful book explains and shows the behavior of wolf packs through beautiful color photographs and fascinating text. Discover the myths and reality of wolves from birth through adulthood. Great for all ages. Softcover, 94pp. **Stock No. 9-41 \$6.95**

The Wolf

Follow the tracks of the wolf. Learn about their personality, social order, pack composition and family life. Trace their behavior from birth on and learn what fate the wolf may face in the future. Softcover, 384pp. **Stock No. 9-45 \$16.95**

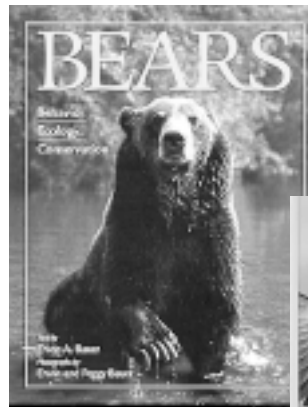
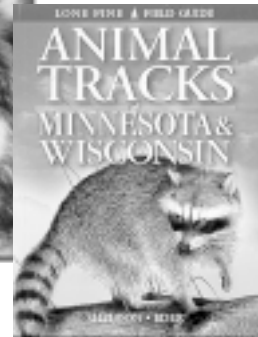
The Return of the Wolf

Learn the story of the wolf's comeback in North America. Follow the saga of the once hated animal that has come to symbolizes the wilderness. 90 color photos. Softcover, 192pp.

Stock No. 19-75 \$16.95

Mammals of Minnesota

Learn about past and present Minnesota mammals. From bats to porcupines, beavers to opossum, this thorough reference is packed with information. 290pp. **Stock No. 19-35 \$19.95**



Amphibians & Reptiles Native to Minnesota

The ONLY guide to amphibians and reptiles of the Upper Midwest. Features 116 color photos and 49 maps. Easy-to-use reference. Hardbound, 256pp. **Stock No. 9-31 \$25.95**

Fishes of the Minnesota Region

Guide to 149 fishes found in Minnesota waters. 100 full-color photos. Softcover, 258pp. **Stock No. 9-32 \$16.95**



* Distributor and retailer discounts available for this title. See inside back cover for information.

