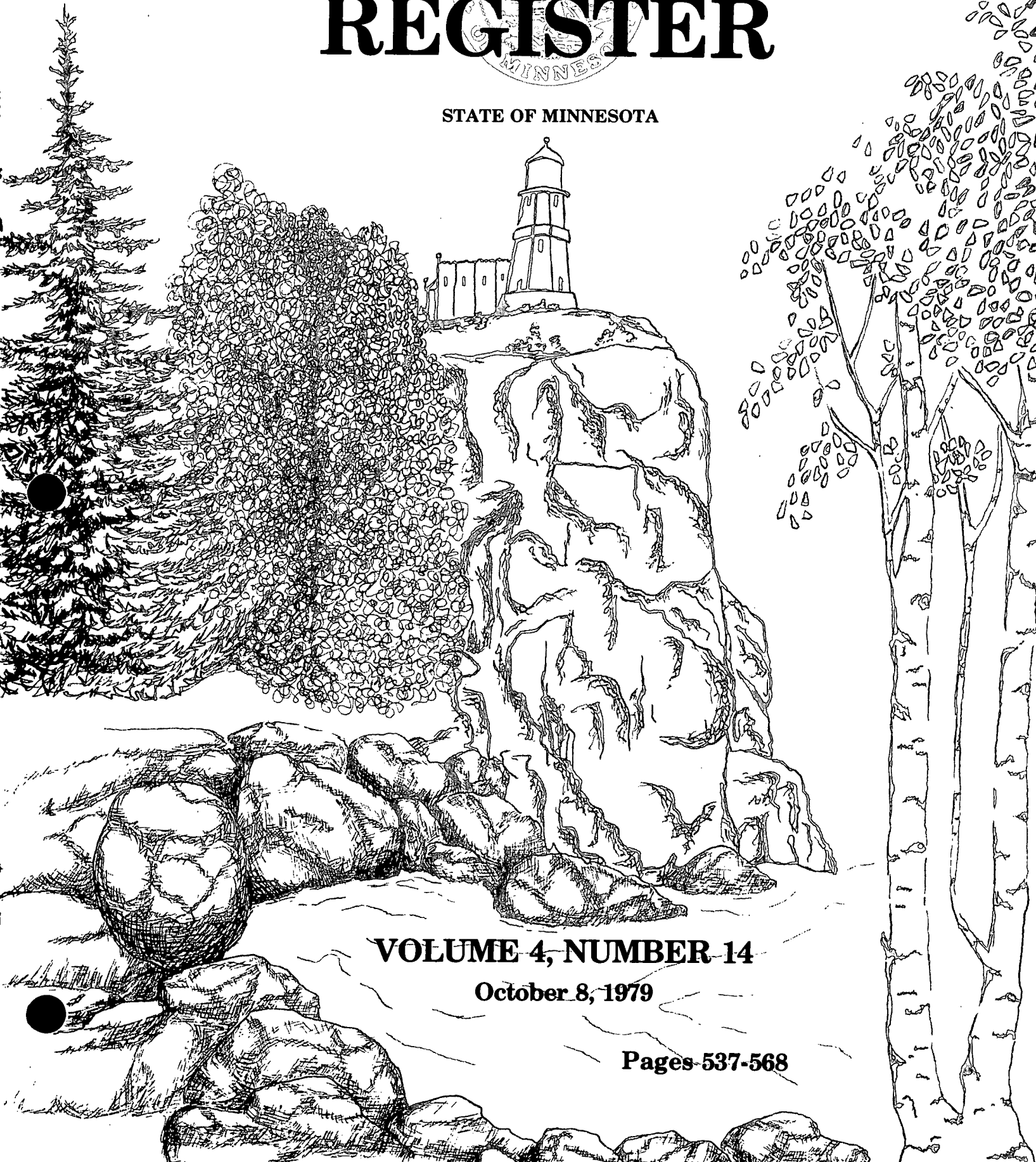


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STATE REGISTER

STATE OF MINNESOTA



VOLUME 4, NUMBER 14

October 8, 1979

Pages 537-568



Volume 4 Printing Schedule for Agencies

Issue Number	*Submission deadline for Executive Orders, Adopted Rules and **Proposed Rules	*Submission deadline for State Contract Notices and other **Official Notices.	Issue Date
SCHEDULE FOR VOLUME 4			
15	Monday Oct 1	Monday Oct 8	Monday Oct 15
16	Monday Oct 8	Monday Oct 15	Monday Oct 22
17	Monday Oct 15	Monday Oct 22	Monday Oct 29
18	Monday Oct 22	Monday Oct 29	Monday Nov 5

*Deadline extensions may be possible at the editor's discretion; however, none will be made beyond the second Wednesday (12 calendar days) preceding the issue date for rules, proposed rules and executive orders, or beyond the Wednesday (5 calendar days) preceding the issue date for official notices. Requests for deadline extensions should be made only in valid emergency situations.

**Notices of Public Hearings on proposed rules are published in the Proposed Rules section and must be submitted two weeks prior to the issue date.

Instructions for submission of documents may be obtained from the Office of the State Register, Suite 415, Hamm Building, 408 St. Peter Street, St. Paul, Minnesota 55102.

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The *State Register* is the official publication of the State of Minnesota, containing executive orders of the governor, proposed and adopted rules of state agencies, and official notices to the public. Judicial notice shall be taken of material published in the *State Register*.

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MCAR AMENDMENTS AND ADDITIONS

All adopted rules published in the *State Register* and listed below amend rules contained in the Minnesota Code of Agency Rules (MCAR). Both proposed temporary and adopted temporary rules are listed here although they are not printed in the MCAR due to the short-term nature of their legal effectiveness.

The *State Register* publishes partial and cumulative listings of all proposed and adopted rules on the following schedule: issues 1-13, inclusive; issues 14-25, inclusive; issue 26, cumulative for 1-26; issues 27-38, inclusive; issue 39, cumulative for 1-39; issues 40-51, inclusive; and issue 52, cumulative for 1-52. The listings are arranged in the same order as the table of contents of the MCAR.

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RULES

The adoption of a rule becomes effective after the requirements of Minn. Stat. § 15.0412, subd. 4, 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 strike outs and new language will be underlined, and the rule's previous *State Register* publication will be cited.

A temporary rule becomes effective upon the approval of the Attorney General as specified in Minn. Stat. § 15.0412, subd. 5. Notice of his decision will be published as soon as practicable, and the adopted temporary rule will be published in the manner provided for adopted rules under subd. 4.

Board of Teaching

Adopted Rule Governing School Nurses

The Minnesota Board of Teaching proposed and published the following rule at *State Register*, Volume 2, Number 41, pp. 1899-1900, April 17, 1978 (2 S.R. 1899). The rule listed below is now adopted, with the following amendments:

Rule as Adopted

5 MCAR § 3.106 School nurse.

A. The board of teaching ~~may~~ shall grant licenses as school nurse to applicants who meet the requirements of § 3.106 which follow. All persons employed as nurses by school districts shall hold a valid Minnesota license as a school nurse.

B. A license as school nurse, valid for two years, ~~may~~ shall be granted to an applicant who provides evidence to the director of teacher licensure that the following requirements have been met:

C.1. An applicant holding a valid two-year license as a school nurse ~~may~~ shall be granted a five-year license after one year of successful experience.

D. The five-year continuing license ~~may~~ shall be renewed according to rules of the board of teaching pertaining to continuing education.

F. Effective date: July 1, ~~1980~~ 1981.

G. In order to provide for registered nurses serving as school nurses at the time this rule is adopted, a license as school nurse, valid for two years, ~~may~~ shall be granted to an applicant who fulfills the following requirements:

G.2. Evidence of employment as a school nurse, while holding a license to practice as a registered nurse, in Minnesota schools for at least two years of full-time service, or the equivalent, during the seven years immediately preceding July 1, ~~1980~~ 1981.

G.3. The first five-year license ~~may~~ shall be issued:

G.3.a. After one year of successful experience while holding the two-year license, and

G.3.b. Satisfactory completion of at least three quarter hours, or the equivalent, of work in each of the following areas:

- Child growth and development
- Public health
- Special education, and

a minimum of ~~2+~~ 12 quarter hours, or the equivalent, of additional work in two or more of the following fields:

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Health curriculum
School health or school nursing
Public health
Special education

Educational psychology (not including the approved human relations program)

G.3.c. Completion of a human relations program approved by the Board of Teaching.

G.4. The first five-year license ~~may~~ shall be issued to applicants who have completed a., ~~and~~ b., and c., above. If an applicant has been unable to complete requirements set forth in b. and c., above, during the period of the initial two-year license, not more than one additional two-year license may shall be granted during which time requirements must be met or licensure as a school nurse shall lapse until such time as requirements are met.

G.5. The five-year continuing license ~~may~~ shall be renewed according to rules of the Board of Teaching pertaining to continuing education.

G.6. In order to retain licensure as a school nurse, current registration as a registered nurse, ~~or certification as a Minnesota public health nurse~~ must be maintained at all times. Lapse of such registration ~~or certification~~ shall be grounds for revocation of licensure as a school nurse.

G.7. The provisions of section G. shall ~~pertain~~ be in effect until July 1, ~~1982~~ 1983, when section G. shall be deleted from § 3.106 without further action by the Board of Teaching and all applicants shall, from that date forward, qualify for licensure as school nurse under § 3.106 A., B., C., D., and E.

State Planning Agency Office of Local and Urban Affairs

Adopted Rules for Administering Grants for Park and Open Space Acquisition and Development

The rules and amendments published at *State Register*, Volume 3, Number 41, pages 1904-1910, April 16, 1979, (3 S.R. 1904) with errata published at *State Register*, Volume 3, Number 42, page 1952, April 23, 1979, (3 S.R. 1952) are now adopted as proposed, with the following amendments:

KEY: RULES SECTION — Underlining indicates additions to proposed rule language. **Strike outs** indicate deletions from proposed rule language. **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."

Amendments as Adopted

10 MCAR § 1.300 Authority, definitions and general provisions.

A. Authority. The rules contained herein are prescribed by the State Planning Agency, Office of Local and Urban Affairs, pursuant to authority granted in Minn. Stat. § 86.71 (~~1976~~) (1978) and Laws of 1969, ch. 1139, § 48, subd. 7, paragraph g, as amended and Extra Session Laws of 1971, ch. 3, § 48, subd. 7, paragraph h as amended (et seq.) ~~Laws of 1977, ch. 421, § 2, and~~ Minn. Stat. § 4.36 (1978).

10 MCAR § 1.301 LAWCON grant program.

A. Application process.

1. Submission of preliminary applications.

b. Notice. Annually, OLU shall send notice of the period of time that preliminary applications for LAWCON grants shall be accepted by OLU. The notice shall be sent at least 45 days before the period ends. Such notice shall be sent to the following:

(4) Chairman in care of the Executive Directors of Regional Development Commissions;

10 MCAR § 1.302 LCMR grants-in-aid program.

B. Grant categories and financial assistance.

1. Regional project. An LCMR grant-in-aid may be available in the percentage rates specified by State Law, when the applicants can document that the project serves a regional need ~~and in the percentage rates specified by State law.~~

2. Other than regional projects. An LCMR grant-in-aid may be available in the percentage rates specified by State Law to applicants for other than regional projects ~~and in the percentage rates specified by State law.~~

Rules as Adopted

10 MCAR § 1.304 Athletic Court Grants program.

A. Distribution of Grants. OLU shall distribute state grants for the development of basketball, handball, tennis and volleyball courts in conformance with ~~Laws of 1977, ch. 421, § 2, subd. 4~~ Minn. Stat. § 4.36, subd. 4 (1978) and the rules contained herein. Applications for athletic court grants shall be considered once a year and information concerning the deadline for the submission of such shall be available from OLU.

B. Application procedure.

1. Eligible applicants are those units of government as defined by ~~Laws of 1977, ch. 421, § 2 subd. 4(c)~~ Minn. Stat. § 4.36, subd. 1(c). ~~may apply for state athletic court grants.~~

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3. All applications for projects shall be submitted to OLUAs for review under these rules. Applications for projects within the jurisdiction of the Metropolitan Council shall also be submitted to the Metropolitan Council for their review. Applications for projects within the jurisdiction of a Regional Development Commission shall be submitted to the Regional Development Commission for its review.

~~C.4. Adequate lighting to extend the use of the court games into hours of darkness.~~

D. Evaluation of applications.

1. Applications from outside the jurisdiction of the Metropolitan Council shall be evaluated and ranked by OLUAs by giving equal consideration to each of the following criteria:

a. Priority shall be given to eligible applicants that demonstrate the athletic courts will be developed, operated and maintained jointly with one or more applicants. ~~Included shall be evidence of cooperative use of such facilities between schools, cities, and other local units.~~ Evidence of cooperative use of such facilities between schools, cities and other local units shall be considered but not given as high priority.

F. Accounting. The applicant shall maintain a separate accounting of the project costs and shall submit documentation as required by OLUAs to verify the costs and compliance with the project agreement. ~~in documents or statements accompanying the project agreement.~~

H. Retention and use of the project. Property developed with an athletic court grant shall be retained and used for public outdoor recreation during its useful life. Any property so developed shall not be changed to a non-recreational use or another recreational use without prior approval of OLUAs. In the event an unapproved change occurs, the applicant shall return that percentage of the state grant equal to the percentage of the developed property changed ~~to a non-recreational use.~~

10 MCAR § 1.305 Trail Grants program.

A. Distribution of grants. OLUAs shall distribute state grants for the development of hiking, biking and touring trails in conformance with ~~Laws of 1977, ch. 421, § 2, subd. 3~~ Minn.

Stat. § 4.36 subd. 3, (1978) and the rules contained herein. Applicants for trail grants shall be considered once a year and information concerning the deadline for the submission of such shall be available from OLUAs. Trail grants shall be available for trail development on public parks or other public lands excluding public road rights-of-way.

B. Application procedure.

1. Eligible applicants are those units of government as defined by ~~Laws of 1977, ch. 421, § 2, subd. 4(c)~~ Minn. Stat. § 4.36, subd. 1. (c). ~~may apply for trail grants.~~

4. ~~Applications~~ Applicants for the projects outside the jurisdiction of the Metropolitan Council shall be submitted to OLUAs for review and ranking under these rules, and to the Regional Development Commission having jurisdiction for its review and ranking. ~~Applications~~ Applicants for projects within the jurisdiction of the Metropolitan Council shall be submitted to OLUAs for review and ranking under these rules, and to the Metropolitan Council for its review and ranking.

C. Eligible projects. No project, the construction of which has already commenced or for which a construction contract has already been let, shall be eligible for a grant under this program. Maintenance and operational costs shall be the responsibility of the applicant. Project and facilities eligible for a state grant shall include the following:

1. Clearing of vegetation, grading, and construction of a surface area and necessary drainage structures suitable for the type of trails proposed, where applicable.

2. Shelters, signs, parking, bridging, toilet facilities, and water systems suitable for type of trail proposed, where applicable.

H. Retention and use of project. Property developed with a trail grant shall be retained and used for public outdoor recreation during its useful life. Any property so developed shall not be changed to a non-recreational use or another recreational use without prior approval of OLUAs. In the event an approved change occurs, the applicant shall return that percentage of the state grant equal to the percentage of the developed property changed. ~~to a non-recreational use.~~

PROPOSED RULES

Pursuant to Minn. Stat. § 15.0412, subd. 4, agencies must hold public hearings on proposed new rules and/or proposed amendment of existing rules. Notice of intent to hold a hearing must be published in the *State Register* at least 30 days prior to the date set for the hearing, along with the full text of the proposed new rule or amendment. The agency shall make at least one free copy of a proposed rule available to any person requesting it.

Pursuant to Minn. Stat. § 15.0412, subd. 5, when a statute, federal law or court order to adopt, suspend or repeal a rule does not allow time for the usual rulemaking process, temporary rules may be proposed. Proposed temporary rules are published in the *State Register*, and for at least 20 days thereafter, interested persons may submit data and views in writing to the proposing agency.

Public Hearings on Agency Rules October 8-15, 1979

Date	Agency & Rule Matter	Time & Place
Oct. 15	Departments of Health, Public Safety & Public Welfare Merit System Rules Hearing Examiner: Harry S. Crump	9:30 a.m. Room 83 State Office Bldg. 435 Park Street St. Paul, MN

Board of Teaching Proposed Rules Governing Elementary School Counselors, Secondary School Counselors, Counselors in Middle Schools, Requirements for the Issuance and Renewal of All Licenses, Secondary School, Coaches of Interscholastic Sports

Notice of Hearing

Notice is hereby given that a public hearing will be held pursuant to Minn. Stat. § 15.0412, subd. 4 (1978), in the above entitled matter in the State Office Building Auditorium, 435 Park Street, St. Paul, Minnesota 55155, on Saturday, November 10, 1979, commencing at 9:00 a.m. and continuing until all representatives of associations or other interested persons have had an opportunity to be heard concerning the adoption, amendment, or repeal of the proposed rules captioned above by submitting either oral or written data, statements, or arguments. Written material may be submitted without appearing at the hearing and may be submitted and recorded in the hearing record for five (5) days after the public hearing ends or for a longer period not to exceed twenty (20) calendar days if ordered by the hearing examiner at the hearing. Written materials should be mailed to:

Jon L. Lunde
Office of Hearing Examiners
1745 University Avenue
St. Paul, Minnesota 55104
(612) 296-6920

The board proposes to adopt, amend, or repeal rules governing elementary school counselors, secondary school counselors, counselors in middle schools, requirements for the issuance and renewal of all licenses, secondary school, coaches of interscholastic sports. The authority of the board to promulgate the proposed rules is found in Minn. Stat. §§ 125.05, subd. 1; and 125.185, subd. 4. A copy of the proposed rules is attached hereto.

Notice is hereby given that twenty-five (25) days prior to the hearing, a statement of need and reasonableness will be available for review at the office of the Board of Teaching and at the Office of Hearing Examiners. This statement of need and reasonableness will include a summary of all of the evidence which will be presented by the Board of Teaching at the hearing justifying both the need for and the reasonableness of the proposed rules. Copies of the statement of need and reasonableness may be obtained from the Office of Hearing Examiners at a minimal charge at this address: Office of Hearing Examiners, 1745 University Avenue, St. Paul, Minnesota 55104.

Minn. Stat. § 10A.01, subd. 11 (1978), defines a lobbyist as any individual:

(a) Engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than \$250, not including travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or

(b) Who spends more than \$250, not including traveling expenses and membership dues, in any year for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

Lobbyist does not include any:

(a) Public official or employee of the state or any of its political subdivisions or public bodies acting in his official capacity;

(b) Party or his representative appearing in a proceeding before a state board, commission or agency of the executive branch unless the board, commission, or agency is taking administrative action;

KEY: RULES SECTION — Underlining indicates additions to proposed rule language. **Strike outs** indicate deletions from proposed rule language. **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."

PROPOSED RULES

(c) Individual in the course of selling goods or services to be paid for by public funds;

(d) News media or their employees or agents acting in the ordinary course of business of publishing or broadcasting news items, editorials or other comments or paid advertisements which directly or indirectly urge official action;

(e) Paid expert witness whose testimony is requested either by the body before which he is appearing or one of the parties to a proceeding, but only to the extent of preparing or delivering testimony; or

(f) Stockholder of a family farm corporation as defined in § 500.24, subd. 1, who does not spend over \$250, excluding travel expenses, in any year in communicating with public officials.

Pursuant to Minn. Stat. § 10A.03 (1978), lobbyists must register with the State Ethical Practices Board as a lobbyist within five (5) days of the commencement of such activities by the individual.

Any questions regarding lobbying should be directed to the State Ethical Practices Board, Room 41, State Office Building, Wabasha Street, St. Paul, Minnesota 55155 (612) 296-1720.

Public comment will be accepted after presentation of each of the proposed rules.

Copies of the proposed rules are now available and may be obtained by writing to:

Minnesota Board of Teaching
608 Capitol Square Building
550 Cedar Street
St. Paul, Minnesota 55101

Additional copies of the proposed rules will be available at the door on the date of the hearing.

Notice is hereby given that any person may request notification of the date on which the report of the hearing examiner will be available, after which date the Board of Teaching may not take any final action on the rules for a period of five (5) working days. Any person may request notification of the date on which the hearing record has been submitted or resubmitted to the Attorney General by the Board of Teaching. If you desire to be notified, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the hearing examiner in the case of the report of the hearing examiner, or to the Board of Teaching in the case of the Board of Teaching submission or resubmission to the Attorney General.

September 8, 1979

Kenneth L. Peatross
Executive Secretary
Board of Teaching

Rules as Proposed

5 MCAR § 3.060 Secondary school.

A. A teacher's license may be issued an applicant holding a degree from the College of Education of the University of Minnesota, the University of Minnesota, Duluth and Morris, a Minnesota state university, or a private liberal arts college in Minnesota on completion of a teacher education program which shall include the minimum programs of preparation in the teaching fields prescribed in Minnesota Code of Agency Rules and 18 semester (27 quarter) hours in professional education, of which at least 4 semester (6 quarter) hours must be in student teaching.

1. If a program was completed in a college or university located outside of Minnesota, the college or university must be approved according to criteria established by the board of teaching. The license may be issued upon the recommendation of the institution in which the approved teacher education program was completed.

2. This license shall qualify the holder thereof to teach in any secondary school those subjects or fields in which a college major has been completed, or where the assignment is for one half time or less during the school day, those subjects or fields in which either a college major or minor has been completed. This license also qualifies the holder to teach in the seventh and eighth grades of any elementary school.

3. Any secondary school teacher licensed to teach after September 1, 1966, with minor preparation in a subject or field shall within seven years after the initial licensure acquire the minimum established by the board of teaching for major preparation in order to continue to be licensed to teach in the subject or field.

B. Such license may also, in the discretion of the board of teaching, be issued to any holder of a diploma or degree from an institution of equivalent rank and standing of any other state, on completion of its teacher education program and including 18 semester (27 quarter) hours in professional education; or to a person from another country whose record has been judged essentially equivalent.

C. A vocational license may be issued to an applicant who meets the criteria stated in the Minnesota state plan for vocational education and as adopted by the board of teaching.

B. The following requirements shall constitute minimum programs of preparation to be set up by the colleges for secondary teachers unless otherwise indicated. Whenever specific course titles are indicated, it is understood that the course or its equivalent is acceptable. Licensure will be granted to persons who are recommended by a college or university maintaining the following approved programs of preparation. The standard requirements for credits in professional education shall apply except where requirements are specifically mentioned. All new requirements are effective September 1, 1968, unless otherwise specified.

PROPOSED RULES

5 MCAR § 3.001 Requirements for the issuance and renewal of all licenses.

K. Secondary school classroom teachers.

1. A secondary school classroom teaching license shall authorize a person holding such license to teach full-time or less in any secondary school in those subjects or fields in which such person has completed an approved program leading to licensure, except that:

a. After September 1, 1966, a person licensed as a secondary school classroom teacher whose license is issued on the basis of completion of an approved college minor is authorized to teach half-time or less of the assigned daily academic teaching load in grades 10-12 during the period of time for which a valid entrance license and the first valid continuing license are held. Upon expiration of the first continuing license, such person must provide evidence of completion of an approved program leading to teacher licensure in order to continue to be licensed to teach in that subject or field in grades 10-12 of any secondary school. Any person licensed as a secondary school classroom teacher prior to September 1, 1966, is exempt from provision a.

b. A one-year renewal of a lapsed continuing license which was issued based upon completion of an approved college minor valid for teaching in any secondary school shall be issued to an applicant who provides evidence that 6 quarter hours of credit or the equivalent have been earned in an approved program leading to teacher licensure in the subject or field for which a license was issued based upon completion of an approved college minor. Successive one-year renewals of such continuing license in the subject or field for which a license was issued based upon completion of an approved college minor shall be granted to an applicant who provides evidence of completion of a minimum of 6 quarter hours of credit or the equivalent while holding the last issued one-year renewal until such applicant has completed an approved program leading to teacher licensure in that subject or field.

2. A person licensed as a secondary school classroom teacher who teaches in grades 7-9 of any secondary school and whose license is issued on the basis of completion of an approved college minor is authorized to teach full-time or less in grades 7-9 of any secondary school in those subjects or fields for which licensure is held.

3. A lapsed continuing license which was issued based upon completion of an approved college minor shall be reinstated for an applicant who meets the requirements of 5 MCAR § 3.001. Such license shall be valid for teaching full-time or less in grades 7-9 of any secondary school in those subjects or fields for which licensure is held.

L. Middle school classroom teachers.

1. A teacher teaching in a middle school who holds a valid secondary school classroom teaching license, and who meets the requirements of 5 MCAR § 3.054, shall be authorized to teach full-time or less in any middle school in those subjects or fields in which such person has completed an approved program leading to teacher licensure or an approved college minor.

2. A lapsed continuing license which was valid for secondary school classroom teaching and was issued based upon completion of an approved college minor shall be reinstated for an applicant according to provision a. or b., below:

a. A continuing license valid for teaching full-time or less in grades 5-6 of any middle school in those subjects or fields for which an approved college minor was completed shall be issued to an applicant who meets the requirements of 5 MCAR § 3.001 and 5 MCAR § 3.054, or

b. A continuing license valid for teaching full-time or less in grades 7-9 of any middle school in those subjects or fields for which an approved college minor was completed shall be issued to an applicant who meets the requirements of 5 MCAR § 3.001.

M. Vocational teachers. A vocational license shall be issued to an applicant who meets the criteria stated in the Minnesota state plan for vocational education or successor rules and as adopted by the Board of Teaching.

~~5 MCAR § 3.102 Counselors, secondary schools.~~

A. Qualifications for licensure:

1. A valid license to teach in the public schools of Minnesota based on a bachelor's degree from an accredited teacher preparing institution.

2. Completion of a program of counselor education leading to a master's degree or its equivalent (45 quarter hours of graduate work).

a. At least one course or its equivalent shall be taken in each of the seven areas listed below:

Principles and practices in guidance
Personality structures and mental hygiene
Measurement and research methods
Appraisal techniques
Occupational and training information and material
Counseling procedure
Practice in guidance and counseling; and

b. At least one course shall be chosen from the following areas:

Group guidance
Organization and administration of guidance services
Psychology of learning

KEY: RULES SECTION — Underlining indicates additions to proposed rule language. **Strike outs** indicate deletions from proposed rule language. **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."

PROPOSED RULES

e. Not more than six credits earned in courses selected in (a) and (b) above may be undergraduate credits.

3. At least one year of successful teaching experience (two or more years preferred).

4. Minimum of one year of cumulated work experience outside of education (two or more years experience in several occupational areas preferred).

B. Renewal requirements. See § 3.001.

C. Provisional license. A provisional license will be granted to counselors for two years who meet all professional requirements above with the exception of A.4. This license may be renewed every two years upon presentation of evidence that the counselor has accumulated 400 hours (10 weeks) of cumulated work experience outside of education. When the counselor has accumulated 2,000 hours (one year) of work experience he will be eligible for the counselor's license subject to the renewal requirements in § 3.001.

5 MCAR § 3.102 School counselors, secondary.

A. All candidates recommended for licensure as a school counselor, secondary, shall complete all requirements of 1.a., 1.b., 1.c., 1.d., 1.e., of this rule or all requirements of 2.a., 2.b., 2.c., 2.d., 2.e., of this rule. Sections A.1. and A.2. of this rule are mutually exclusive.

1. Qualifications for licensure.

a. Have satisfactorily completed a master's degree program in school guidance and counseling of not less than the equivalent of 54 quarter hours of credit in a secondary school counselor preparation program approved by the Minnesota Board of Teaching.

b. Have satisfactorily completed practica in school guidance and counseling at the secondary school level. Practica shall be in a secondary school setting under the supervision of counselor educators from an approved college guidance and counseling program consisting of a minimum of 400 hours. Practica experiences are in addition to internship experiences described in 1.d. of this rule.

c. Hold a valid Minnesota secondary classroom teaching license.

d. Have completed two years of secondary classroom teaching experience. Candidates holding a valid Minnesota secondary classroom teaching license but who have not completed two years of teaching experience shall complete the equivalent of a full-time, one school year internship in school guidance and counseling at the secondary school level. The internship shall be under the supervision of a practicing, resident, licensed secondary school counselor who has at least two years of counseling experience at the secondary school level. Supervision shall also be provided by counselor educators from an approved college guidance and counseling program. The internship shall be based on a written agreement among the intern, the approved school counselor preparation institution, and the school district in which the internship is completed.

e. Have at least 2000 hours of accumulated work experience outside of the field of education.

2. Alternative qualifications for licensure. (Experimental program.)

a. Have completed at least a baccalaureate degree program from a teacher preparation institution which is regionally accredited by the association for the accreditation of colleges and secondary schools.

b. Have satisfactorily completed a master's degree program in school guidance and counseling of not less than the equivalent of 54 quarter hours of credit in a secondary school counselor preparation program approved by the Minnesota Board of Teaching.

c. Have satisfactorily completed practica in school guidance and counseling at the secondary school level. Practica shall be in a secondary school setting under the supervision of counselor educators from an approved college guidance and counseling program consisting of a minimum of 400 hours. Practica experiences are in addition to internship experiences described in 2.d. of this rule.

d. Have satisfactorily completed a full-time guidance and counseling internship from a school guidance and counseling program approved by the Minnesota Board of Teaching which includes the completion of course work and experiences in curriculum, school organization and philosophy of education and experiences in a secondary school. The internship shall be completed in one full school year and shall include the equivalent of at least one quarter of classroom experience. The internship shall be under the supervision of a practicing, resident, licensed secondary school counselor who has at least two years of counseling experience at the secondary school level. Supervision shall also be provided by counselor educators from an approved guidance and counseling program. The internship shall be based on a written agreement among the intern, the approved school counselor preparation institution, and the school district in which the internship is completed.

e. Have at least 200 hours of accumulated work experience outside of the field of education.

B. In addition to meeting the requirements in A.1. or A.2. of this rule, all candidates recommended for licensure as school counselor shall have completed a graduate level program in school guidance and counseling approved by the Minnesota Board of Teaching containing components designed to provide candidates recommended for licensure with knowledge, skills, and understandings in all of the following:

1. Counseling.

a. The knowledge of a variety of counseling philosophies and skills and an understanding of their application with adolescents and adults.

b. The ability to recognize the need for help and to intervene effectively as a helping person toward meeting the unique needs of all students, including exceptional students.

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c. The utilization of appropriate counseling skills with individuals and groups to facilitate their human growth and development. Such developmental goals shall include:

- (1) Ability to differentiate feelings
- (2) Recognition of strengths and limitations
- (3) Awareness of alternatives and their implications

(4) Ability to make decisions and value choices and accept responsibility for them

(5) Skill in open interpersonal communication including non-verbal behavior

(6) Acquisition of coping skills.

d. The effective use of group processes including the ability to identify objectives and to facilitate communication, group cohesiveness, and personal growth.

e. The knowledge of family systems and utilization of counseling skills to facilitate student and family development.

f. The understanding of cultural differences.

2. Consulting.

a. The knowledge of a variety of consultation models and their application in practice in secondary schools.

b. The knowledge of the learning process and the ability to participate with school staff in developing alternative learning approaches, including remedial, and adapting school curriculum toward meeting the unique needs of secondary students.

c. The ability to orient parents to the school program and help them understand the student's aptitudes, abilities, interests, and attitudes as related to educational and career planning, academic achievement, personal-social development, and total school progress.

d. The knowledge and ability to make referrals to community agencies and utilize businesses, educational institutions, and other helping professionals.

e. The knowledge and ability to utilize results of evaluative studies including follow-up as a consultant in program development and/or revision at the secondary level.

f. The knowledge and ability to serve as a staff resource to aid in the implementation of developmental-career curriculum and employability skills training in the classroom.

g. The knowledge and ability to design, initiate, and conduct in-service training programs for staff personnel relative to development of adolescents.

3. Developmental-career guidance.

a. The understanding of the basic principles of child and adolescent growth and development, including physical, emotional, cognitive, ego, moral, career, and social.

b. The knowledge of curriculum content and processes and the skills to organize and conduct classroom guidance activities which facilitate personal and career development.

c. The knowledge and ability to assist students in developing self-awareness, self-understanding, and self-acceptance.

d. The knowledge and ability to assist students, individually and/or in groups, in exploring educational and occupational information in view of their aptitudes, interests, and personal-social needs in choosing career and avocational goals.

e. The knowledge of educational, occupational, and employment trends for purposes of assisting students in program planning and selection.

f. The ability to assist in the coordination of educational and job placement for students, graduates, and school leavers.

4. Evaluation and assessment.

a. The knowledge and ability to conduct and interpret the results of formal and informal measurement procedures in the cognitive, affective, psychological, and social aspects of adolescents.

b. The knowledge of, and the ability to use, a variety of evaluation procedures including follow-up studies for individual and institutional decision-making.

c. The ability to assist students and parents to use information derived from educational measurement including career and vocational assessment services in planning and decision making.

d. The knowledge and ability to identify and assess secondary student developmental needs.

5. Guidance program development, coordination, and management.

a. The knowledge and ability to formulate guidance and counseling program goals and priorities.

b. The knowledge and ability to initiate, coordinate, and interpret a counseling and guidance program to meet the developmental needs of all students.

c. The knowledge and ability to coordinate the counseling and guidance program with the instructional program and student support services.

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d. The knowledge of organizational theory relating to change and humanization of social systems.

e. The ability to apply the principles of personnel management in supervising the functioning of all personnel assigned to the guidance program.

f. The knowledge and ability to evaluate guidance programs and report the results to appropriate individuals.

C. The issuance of the first continuing license is contingent upon:

1. Possession by the candidate of a valid entrance license as a secondary school counselor, and

2. One year of experience as a secondary school counselor.

D. The continuing license shall be renewed according to the rules of the Board of Teaching pertaining to continuing education.

E. All persons holding a license as a secondary school counselor prior to July 1, 1982, may continue to hold and renew such licenses according to the continuing education licensure rules of the Board of Teaching.

F. All programs for preparation of school counselors shall be submitted for approval to the Minnesota Board of Teaching and shall include a description of the procedures by which persons who hold elementary school counselor entrance, continuing, or life licensure and wish to be licensed as a secondary school counselor may have their experience and preparation in school guidance and counseling evaluated to determine the areas where such experience and preparation are equivalent to the approved programs as well as the areas where additional preparation may be required. In every case, the requirement shall be at least the equivalent of 18 quarter hours of credit of preparation, including a minimum of 6 quarter hours of practica experience. The remaining credits shall be selected from the areas specified in B.1., 2., 3., 4., and 5., of this rule. Applicants shall be recommended for licensure as a secondary school counselor according to provision F. of this rule.

G. An institution applying to the Board of Teaching for approval of its counselor education program according to the provisions of this rule must forward a program description in accordance with 5 MCAR § 3.141 B. and C. The form utilized by the institution for the internship agreement according to provision A.1.d. or A.2.d. of this rule must accompany the program description.

H. In addition to G., above, an institution applying for approval of its counselor education program to recommend candidates for licensure according to provision A.2. of this rule, must forward a program description which shall include:

1. A definite time limit for the experiment not to exceed five (5) academic years and twenty-five (25) students admitted to the program;

2. Clearly defined selection criteria for students admitted to the program;

3. A statement which describes the research design and evaluation procedures to be used by the institution in determining the effectiveness of the program; and

4. A plan for submitting the experimental results to the Board of Teaching.

I. Programs shall be approved which vary in curricular design provided that program components meet the requirements in G. or H., above, and that these components will provide candidates who are recommended for licensure in school guidance and counseling with the knowledge, skills, and understandings which are enumerated in B.1., 2., 3., 4., and 5., of this rule.

J. This rule is effective July 1, 1982, for all applicants for entrance licenses.

5 MCAR § 3.103 Counselors, elementary schools-

A. Qualifications for licensure-

1. A valid license to teach in the public elementary schools of Minnesota based on a baccalaureate degree from an accredited teacher preparing institution; and

2. One year of successful elementary teaching experience; and

3. Completion of a master's degree from a recognized graduate school in a program approved by the state department of education which in no event consists of fewer than 54 quarter hours at the graduate level. As part of its program each institution of higher education must submit for approval by the state department of education a statement of competencies to be developed; and relate these expected competencies to components in its program. Competencies must be developed in all of the following areas:

Coordination
Counseling
Consultation
Developmental guidance
Diagnosis
Human relations-

4. Candidates who satisfactorily meet the foregoing requirements will receive a two year license for elementary school counselors-

B. Renewal requirements:

1. The two year license may be renewed for five years when six additional quarter credits in related competency areas have been completed and when one year of successful elementary counseling experience has been completed-

2. Five year licenses may be renewed according to general rules of the Board of Teaching pertaining to continuing education-

5 MCAR § 3.103 School counselors, elementary.

A. All candidates recommended for licensure as a school counselor, elementary, shall complete all requirements of 1.a., 1.b., 1.c., 1.d., 1.e., of this rule or all requirements of

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2.a., 2.b., 2.c., 2.d., 2.e., of this rule. Sections A.1. and A.2. of this rule are mutually exclusive.

1. Qualifications for licensure.

a. Have satisfactorily completed a master's degree program in school guidance and counseling of not less than the equivalent of 54 quarter hours of credit in an elementary school counselor preparation program approved by the Minnesota Board of Teaching.

b. Have satisfactorily completed practica in school guidance and counseling at the elementary school level. Practica shall be in an elementary school setting under the supervision of counselor educators from an approved college guidance and counseling program consisting of a minimum of 400 hours. Practica experiences are in addition to internship experiences described in 1.d. of this rule.

c. Hold a valid Minnesota elementary classroom teaching license.

d. Have completed two years of elementary classroom teaching experience. Candidates holding a valid Minnesota elementary classroom teaching license but who have not completed two years of teaching experience shall complete the equivalent of a full-time, one school year internship in school guidance and counseling at the elementary school level. The internship shall be under the supervision of a practicing, resident, licensed elementary school counselor who has at least two years of counseling experience at the elementary school level. Supervision shall also be provided by counselor educators from an approved college guidance and counseling program. The internship shall be based on a written agreement among the intern, the approved school counselor preparation institution, and the school district in which the internship is completed.

e. Have at least 2000 hours of accumulated work experience outside of the field of education.

2. Alternative qualifications for licensure. (Experimental program.)

a. Have completed at least a baccalaureate degree program from a teacher preparation institution which is regionally accredited by the association for the accreditation of colleges and secondary schools.

b. Have satisfactorily completed a master's degree program in school guidance and counseling of not less than the equivalent of 54 quarter hours of credit in an elementary school counselor preparation program approved by the Minnesota Board of Teaching.

c. Have satisfactorily completed practica in school guidance and counseling at the elementary school level. Practica shall be in an elementary school setting under the supervi-

sion of counselor educators from an approved college guidance and counseling program consisting of a minimum of 400 hours. Practica experiences are in addition to internship experiences described in 2.d. of this rule.

d. Have satisfactorily completed a full-time guidance and counseling internship from a school guidance and counseling program approved by the Minnesota Board of Teaching which includes the completion of course work and experiences in curriculum, school organization and philosophy of education and experiences in an elementary school. The internship shall be completed in one full school year and shall include the equivalent of at least one quarter of classroom experience. The internship shall be under the supervision of a practicing, resident, licensed elementary school counselor who has at least two years of counseling experience at the elementary school level. Supervision shall also be provided by counselor educators from an approved guidance and counseling program. The internship shall be based on a written agreement among the intern, the approved school counselor preparation institution, and the school district in which the internship is completed.

e. Have at least 2000 hours of accumulated work experience outside of the field of education.

B. In addition to meeting the requirements in A.1. or A.2. of this rule, all candidates recommended for licensure as school counselor shall have completed a graduate level program in school guidance and counseling approved by the Minnesota Board of Teaching containing components designed to provide candidates recommended for licensure with knowledge, skills, and understandings in all of the following:

1. Counseling.

a. The knowledge of a variety of counseling philosophies and skills and an understanding of their application with children and adults.

b. The ability to recognize the need for help and to intervene effectively as a helping person toward meeting the unique needs of all students, including exceptional students.

c. The utilization of appropriate counseling skills with individuals and groups to facilitate their human growth and development. Such developmental goals shall include:

- (1) Ability to differentiate feelings
- (2) Recognition of strengths and limitations
- (3) Awareness of alternatives and their implications
- (4) Ability to make decisions and value choices and accept responsibility for them
- (5) Skill in open interpersonal communication including non-verbal behavior

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PROPOSED RULES

(6) Acquisition of coping skills.

d. The knowledge and ability to use play media for guidance and assessment.

e. The effective use of group processes including the ability to identify objectives and to facilitate communication, group cohesiveness, and personal growth.

f. The knowledge of family systems and utilization of counseling skills to facilitate student and family development.

g. The understanding of cultural differences.

2. Consulting.

a. The knowledge of a variety of consultation models and their application in practice in elementary schools.

b. The knowledge of the learning process and the ability to participate with school staff in developing alternative learning approaches, including remedial, and adapting school curriculum toward meeting the unique needs of elementary students.

c. The ability to orient parents to the school program and help them understand the student's aptitudes, abilities, interests, and attitudes as related to personal-social development, total school progress, academic achievement, and educational planning and career awareness.

d. The knowledge and ability to make referrals to community agencies, utilize businesses, educational institutions, and other helping professionals.

e. The knowledge and ability to utilize results of evaluative studies as a consultant in program development and/or revision at the elementary level.

f. The knowledge and ability to serve as a staff resource to aid in the implementation of developmental-career curriculum in the classroom.

g. The knowledge and ability to design, initiate, and conduct in-service training programs for staff personnel relative to development of children.

3. Developmental-career guidance.

a. The understanding of the basic principles of child development, including physical, emotional, cognitive, ego, moral, career, and social.

b. The knowledge of curriculum content and processes and the skills to organize and conduct classroom guidance activities which facilitate personal and career development.

c. The knowledge and ability to assist students in developing self-awareness, self-understanding, and self-acceptance.

d. The knowledge and ability to assist students in personal-social needs and career awareness.

4. Evaluation and assessment.

a. The knowledge and ability to conduct and inter-

pret the results of formal and informal measurement procedures in cognitive, affective, and psychomotor domains of children.

b. The knowledge of, and the ability to use, a variety of evaluation procedures for individual and institutional decision making.

c. The ability to assist students and parents to use information derived from educational measurement in planning and decision making.

d. The knowledge and ability to identify and assess developmental needs of children.

5. Guidance program development, coordination, and management.

a. The knowledge and ability to formulate guidance and counseling program goals and priorities.

b. The knowledge and ability to initiate, coordinate, and interpret a counseling and guidance program to meet the developmental needs of all students.

c. The knowledge and ability to coordinate the counseling and guidance program with the instructional program and student support services.

d. The knowledge of organizational theory relating to change and humanization of social systems.

e. The ability to apply the principles of personnel management in supervising the functioning of all personnel assigned to the guidance program.

f. The knowledge and ability to evaluate guidance programs and report the results to appropriate individuals.

C. The issuance of the first continuing license is contingent upon:

1. Possession by the candidate of a valid entrance license as an elementary school counselor, and

2. One year of experience as an elementary school counselor.

D. The continuing license shall be renewed according to the rules of the Board of Teaching pertaining to continuing education.

E. All persons holding a license as an elementary school counselor prior to July 1, 1982, may continue to hold and renew such licenses according to the continuing education licensure rules of the Board of Teaching.

F. All programs for preparation of school counselors shall be submitted for approval to the Minnesota Board of Teaching and shall include a description of the procedures by which persons who hold secondary school counselor entrance, continuing, or life licensure and wish to be licensed as an elementary school counselor may have their experience and preparation in school guidance and counseling evaluated to determine the areas where such experience and preparation are equivalent to the approved programs as well as the areas where additional preparation may be required. In every case, the

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requirement shall be at least the equivalent of 18 quarter hours of credit of preparation, including a minimum of 6 quarter hours of practica experience. The remaining credits shall be selected from the areas specified in B.1., 2., 3., 4., and 5., of this rule. Applicants shall be recommended for licensure as an elementary school counselor according to provision F. of this rule.

G. An institution applying to the Board of Teaching for approval of its counselor education program according to the provisions of this rule must forward a program description in accordance with 5 MCAR § 3.141 B. and C. The form utilized by the institution for the internship agreement according to provision A.1.d. or A.2.d. of this rule must accompany the program description.

H. In addition to G., above, an institution applying for approval of its counselor education program to recommend candidates for licensure according to provision A.2. of this rule, must forward a program description which shall include:

1. A definite time limit for the experiment not to exceed five (5) academic years and twenty-five (25) students admitted to the program;
2. Clearly defined selection criteria for students admitted to the program;
3. A statement which describes the research design and evaluation procedures to be used by the institution in determining the effectiveness of the program; and
4. A plan for submitting the experimental results to the Board of Teaching.

I. Programs shall be approved which vary in curricular design provided that program components meet the requirements in G. or H., above, and that these components will provide candidates who are recommended for licensure in school guidance and counseling with the knowledge, skills, and understandings which are enumerated in B.1., 2., 3., 4., and 5., of this rule.

J. This rule is effective July 1, 1982, for all applicants for entrance licenses.

5 MCAR § 3.114 Counselors in middle schools.

A. A school counselor in a middle school shall hold a valid Minnesota elementary school counselor license or secondary school counselor license. In addition, except as provided in B. of this rule, a school counselor in a middle school shall complete a preparation program, approved by the board of teaching, leading to the licensure of middle school counselors.

1. A school counselor holding a valid Minnesota elementary school counselor license shall complete an approved program leading to the licensure of middle school counselors consisting of a minimum of 10 quarter hours or the equivalent. Such programs shall include all of the following areas:

a. Philosophy and organization of the middle school.

b. Adolescent psychology.

c. Developmental-career guidance, as enumerated in provision B.3. of 5 MCAR § 3.102.

d. Counseling practicum with adolescents.

2. A school counselor holding a valid Minnesota secondary school counselor license shall complete an approved program leading to the licensure of middle school counselors consisting of a minimum of 10 quarter hours or the equivalent. Such programs shall include all of the following areas:

a. Philosophy and organization of the middle school.

b. Pre-adolescent psychology.

c. Developmental-career guidance, as enumerated in provision B.3. of 5 MCAR § 3.103.

d. Counseling practicum with pre-adolescents.

B. Provisions of this rule shall not be interpreted to prevent a school counselor from counseling in a middle school at those grade levels for which valid Minnesota school counselor licensure is held or to require such counselor to secure additional licensure to continue to counsel at those grade levels in a middle school for which valid Minnesota school counselor licensure is held.

C. Minnesota colleges and universities approved to prepare school counselors and which request approval of a program according to this rule shall provide evidence that programs to prepare middle school counselors submitted for approval have been developed with participation from elementary and secondary counselors, middle school administrators, students, and interested citizens. Such programs shall also include:

1. A statement of philosophy which sets forth the view of the institution with respect to the middle school.

2. An enumeration of the specific knowledge, skills, and understandings to be developed in the proposed program.

3. A description of program components which includes statements specifically relating individual components of the program to the philosophy and outcomes enumerated under 1. and 2., above.

4. A plan for asserting learning outcomes for individual candidates for licensure.

D. All approved programs leading to middle school counselor licensure shall include a description of the way in which practicing counselors may have their school counseling experience and school counselor preparation in those areas enu-

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PROPOSED RULES

merated in A., above, evaluated and credited by an institution maintaining an approved program leading to middle school counseling licensure. Such evaluation may include previous school counseling experience and/or previous school counselor preparation.

E. Applicants holding a valid Minnesota elementary or secondary school counselor entrance license shall be issued an entrance middle school counselor license upon the completion of the requirements of A.1. or 2. of this rule.

F. Applicants holding a valid Minnesota elementary or secondary school counselor continuing or life license shall be issued a continuing middle school counselor license upon the completion of the requirements of A.1. or 2. of this rule.

G. The first and subsequent continuing middle school counseling licenses shall be issued to applicants who have completed the requirements of A.1. or 2. of this rule and who meet the requirements of the Board of Teaching for the issuance of the first and/or subsequent Minnesota elementary or secondary school counselor continuing licenses.

H. Until July 1, 1983, any person licensed by the Minnesota Board of Teaching as a school counselor for any of the grade levels in a middle school where the person is assigned as a school counselor is granted authority to counsel at any of the grade levels in the middle school regardless of grade level restrictions on the license currently held.

I. Except for provision H., all provisions of this rule shall become effective July 1, 1983.

~~5 MCAR § 3.108 Public school athletic coaches.~~

~~A. A teacher in a secondary school who is head coach in any of the following areas: football, basketball, track, hockey, wrestling, baseball, shall be licensed either through professional preparation in the physical education major or minor program, or through a special coaching requirement in physical education.~~

~~1. The special coaching requirement is acceptable when the approved preparing institution certifies to the commissioner of education that such person has completed, in addition to his regular teacher education program, not less than nine quarter hours in courses of which principles of physical education is required, and the remaining courses selected from at least two of the following four areas:~~

~~Administration of athletics
First aid and prevention and care of athletic injuries
Human science
Coaching and athletic techniques.~~

~~B. Effective with the 1966-67 school year, such licensure of new head coaches as stated above shall become mandatory. This requirement does not apply to teachers contracted for as head coaches prior to September 1, 1966.~~

5 MCAR § 3.108 Coaches of interscholastic sports in grades 5-12.

A. Each person who is employed as a coach of an interscholastic sport at any or all grade levels, 5-12, shall hold a

valid Minnesota teaching license, and shall satisfactorily complete a preparation program approved by the Board of Teaching leading to the licensure of coaches of interscholastic sports, grades 5-12.

B. For purposes of this rule, the following definitions shall apply:

1. Coach. The teacher who conducts, manages, and provides direct, on-site supervision of practice and scheduled competition of an interscholastic sport at any or all grade levels, 5-12.

2. Interscholastic sport. A sport in which there is practice on a regular basis, and scheduled competition is against athletic teams of another school both within and outside the school district.

C. Nothing in this rule shall prohibit a school district from employing an unlicensed person as assistant(s) to a licensed coach of an interscholastic sport.

D. Qualifications for licensure. All candidates recommended for licensure as a coach of interscholastic sports shall have satisfactorily completed a program approved by the Minnesota Board of Teaching consisting of 12 quarter hours or the equivalent containing components designed to provide candidates recommended for licensure with knowledge, skills, and understandings in all of the following areas:

1. First aid and prevention and care of athletic injuries.

a. Skills to render emergency care (first aid).

b. Professional and legal responsibilities of the coach for the prevention of injuries and rehabilitation under medical supervision.

2. Science of sports.

a. Principles of anatomy and kinesiology as related to athletic performance.

b. Principles of exercise physiology as related to athletic performance.

3. Theory and practice of sport techniques.

a. Specific skills, techniques, rules, and strategies of one or more sports.

b. Basic mechanics of officiating in one or more sports.

4. Psychology of sports and coaching.

a. Basic human psychological and sociological principles of coaching.

b. Motivational techniques.

c. Relationship of learning theories to athletic experience.

5. Field experience. Satisfactory completion of a supervised field experience in coaching consisting of no fewer than 40 clock hours.

E. Alternative route to licensure.

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1. Notwithstanding provisions of 5 MCAR § 3.140, the superintendent or designee of a local school district may submit to the Board of Teaching for approval a program for preparation of coaches of interscholastic sports which meets the requirements for program approval as set forth in 5 MCAR § 3.141 B., and the requirements for licensure as coaches of interscholastic sports as set forth in provision D. of this rule. Such superintendent of schools is responsible for the administration of the program as approved by the Board of Teaching and is authorized to recommend for licensure as coaches of interscholastic sports those teachers who have satisfactorily completed the approved program.

2. Programs submitted to the Board of Teaching for approval are subject to provisions D. through K. of 5 MCAR § 3.141.

3. To qualify for licensure as a coach of interscholastic sports according to the alternative route, a teacher shall complete 120 clock hours of instruction plus obtain 40 clock hours of supervised field experience in coaching or provide evidence of comparable field experience. Such instruction and field experience shall be consistent with the requirements set forth in D., above.

4. Programs submitted for approval shall include procedures by which teachers may have their previously completed college course work evaluated to determine its equivalence to components in the local school district program which meet the requirements of D., above.

5. Evidence shall be provided to show that the program submitted for approval has been developed in cooperation with the local continuing education/relicensure committee.

F. Any coach who can demonstrate that he/she has com-

pleted three athletic seasons of coaching experience in the five years prior to July 1, 1982, and has completed six quarter credits or 60 clock hours of instruction in first aid and the prevention and care of athletic injuries shall, upon application, be issued a license as a coach of interscholastic sports, grades 5-12.

G. An institution applying to the Board of Teaching for approval of its program for the preparation of coaches of interscholastic sports according to the provisions of this rule must forward a program description in accordance with 5 MCAR § 3.141 B. and C.

H. The provisions of this rule are effective on July 1, 1982, for applicants for the initial license as a coach of interscholastic sports, grades 5-12.

I. In cases where a local school district is unable to employ a licensed coach of interscholastic sports in any or all grade levels, 5-12, the superintendent of such school district may request the Board of Teaching to grant a provisional license for one school year, and renewable for a maximum of one additional school year, to a teacher to serve as a coach of an interscholastic sport upon evidence submitted by the superintendent of schools to the Board of Teaching that the following conditions are met:

1. Evidence that the school district is unable to employ a licensed coach of interscholastic sports, grades 5-12, for the current school year.

2. The person to be employed under such authorization holds a current, valid Minnesota teaching license.

3. The person to be employed under such authorization is currently enrolled in a program approved by the Minnesota Board of Teaching leading to the licensure of coaches of interscholastic sports, grades 5-12.

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STATE CONTRACTS

Pursuant to the provisions of Minn. Stat. § 16.098, subd. 3, an agency must make reasonable effort to publicize the availability of any consultant services contract or professional and technical services contract which has an estimated cost of over \$2,000.

Department of Administration procedures require that notice of any

consultant services contract or professional and technical services contract which has an estimated cost of over \$10,000 be printed in the *State Register*. These procedures also require that the following information be included in the notice: name of contact person, agency name and address, description of project and tasks, cost estimate, and final submission date of completed contract proposal.

Department of Transportation Technical Services Division

Notice of Availability of Contract for Preparation of Environmental Impact Statement

The Minnesota Department of Transportation (Mn/DOT) requires the services of a qualified consultant to conduct the location study and design study phases of the Minnesota Action Plan relating to the replacement of the Lake Street/Marshall Avenue Bridge over the Mississippi River between Minneapolis and St. Paul and the design requirements of the West Bank approach. The work program would include the following:

1. Historic documentation as required under Section 106 of the National Act of 1966 (16USC470).

2. Preparation of a draft and final Environmental Impact Statement with 4 (f) involvement in both parklands and historic properties.

3. Coordination with Federal, State and local agencies and citizens groups.

4. Preparation for a location/design public hearing.

Estimated cost for the project — up to \$200,000.00.

Firms desiring consideration should submit their brochure and/or experience resume such as the federal forms 254 & 255 before October 22, 1979. This is not a request for proposal. Please send your response to:

B. E. McCarthy
Consultant Services Engineer
Room 612-B
Transportation Building
St. Paul, Minnesota 55155
Telephone (612) 296-3051

SUPREME COURT

Decisions Filed Friday, September 28, 1979

Compiled by John McCarthy, Clerk

50273/SP In the Matter of the Application for the Discipline of Emmett D. Dowdal, an Attorney at Law of the State of Minnesota. Supreme Court.

IT IS ORDERED that the respondent be and hereby is publicly reprimanded for an isolated instance of professional misconduct, i.e., submitting to the district court an affidavit to which he had signed his client's name.

Publicly reprimanded. By the full court.

Decisions Filed Wednesday, September 26, 1979

50345/393 Cooperative Power Association, a Minnesota cooperative corporation and United Power Association, a Minnesota cooperative corporation vs. James F.

Eaton, Joyce C. Eaton, James J. Baker, and Mary Ann Baker, Appellants. Blue Earth County.

In a condemnation proceeding, regularly issued decisions of the Minnesota Energy Agency and Minnesota Environmental Quality Council, made pursuant to extensive legislation, are conclusive as to the general need for a large energy facility. However, evidence may be submitted by the parties on certain limited issues, such as whether the particular property interest requested in the condemnation petition is necessary to accomplish the general project.

The record is insufficient for an informed decision to be made relative to the landowners claim that they did not receive published notice of the Certificate of Need hearing for the project in question, and accordingly we must remand for further proceedings. In addition, since similar actions are pending in other district courts, to promote judicial efficiency and uniformity of decision, those proceedings shall be consolidated with the instant case and upon remand will be heard by a three-judge panel to be specially appointed by this court.

Remanded for further proceedings consistent with the decision reached herein. Scott, J. Took no part. Sheran, C. J. and Peterson, J.



THE CREAMERY as it appeared in 1880 in Claremont, Minnesota. (Courtesy of the Dodge County Historical Society)

OFFICIAL NOTICES

Pursuant to the provisions of Minn. Stat. § 15.0412, subd. 6, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on

the subject, either orally or in writing.

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

Energy Agency

Notice of Current and Projected Residential Energy Costs, By Region and State

In fulfillment of Minn. Stat., Ch. 116H, § 129, Subd. 1, the Director of the Energy Agency hereby certifies the following current and projected average residential energy costs. For any residence, the evaluator may use the actual unit energy price for that residence, as documented by the most recent bill, in lieu of these average costs.

Ethical Practices Board

Notice of Withdrawal of Advisory Opinion Request — Minnesota D.F.L. Voter Survey Plan

The request by Thomas Borman, Maslon, Kaplan, Edelman, Borman, Brand & McNulty, representing Minnesota D.F.L. Voter Survey Plan, published in the *State Register* on August 20, 1979 (4 S.R. 159), for an advisory opinion has been withdrawn by Mr. Borman. A copy of the letter of withdrawal is on file with the Ethical Practices Board, 41 State Office Building, St. Paul, MN 55155.

OFFICIAL NOTICES

Table 1.

Average Residential Energy Prices, By Region and State
 Summer 1978 and Winter 1978-79

Region	Natural Gas ^a		Electricity ^a ¢/kwh				Fuel Oil ^b		Propane ^c	
	\$/1000 Cubic Feet		Summer		Winter		¢/gallon		¢/gallon	
	1978	1978-79	NSH	SH	NSH	SH	1978	Feb.	1978	1978-79
			1978	1978	78-79	78-79		1979		
1	3.26	3.12	4.12R	2.50R	4.38	2.96	44.9	50.5	39.4	41.6
2	3.21	3.24	4.32R	2.68R	4.94	3.19	46.5	53.1	39.8	40.6
3	2.57	2.91	4.80R	3.16R	5.02	3.67	47.4	55.4	43.6	41.5
4	2.95R	3.02	3.57R	2.23R	4.05	2.63	45.6	51.5	42.4	42.2
5	2.34R	2.67	4.93R	3.29R	4.97	3.72	45.8	51.5	41.7	43.7
6E	2.25R	2.65	4.38R	2.70R	4.33	2.92	45.1	51.0	41.6	40.8
6W	2.22R	2.84	3.78R	2.25R	4.04	2.67	44.7	49.3	39.8	38.4
7E	2.39	2.99	3.90R	2.83R	4.60	3.93	45.0	51.3	41.8	41.8
7W	2.29R	2.70	4.23R	2.43R	4.54	2.98	45.0	51.6	39.6	40.3
8	2.16R	3.18	4.21R	2.46	4.46	2.69	44.6	51.4	37.2	36.8
9	2.12R	2.61	4.39R	2.62R	4.37	2.82	45.1	50.2	38.3	40.7
10	1.96	2.31	4.25R	2.54R	4.18	3.19	44.7	51.3	38.9	39.2
11	2.16	2.60	4.49R	2.50R	4.43	2.61	46.1	53.0	42.9	42.1
State	2.20R	2.63	4.42R	2.56R	4.46	2.86	45.7	51.6	40.6	40.7

R = Revised Figure

SH = Space Heating

NSH = Non-Space Heating

a/ Winter prices calculated from rate schedules submitted by utilities to the Public Service Commission

b/ Price for February 8, 1979, from the MEA Residential Heating Oil Survey

c/ Price for mid-December, 1979, from the MEA Residential Propane Study.

Table 2.
 Projected Residential Prices for
 Fuel Oil, Propane, Natural Gas, and
 Electric^a, Including Inflation
 1979 - 1985

	Average	Average Cost per Customer, Current \$				
	Price					
	Winter 1978-79	1979 - 80	1980 - 81	1981 - 82	1982 - 83	1983 - 84
Fuel Oil ^{a/} c/gallon	51.6	95.0	108.0	126.2	150.2	164.8
Propane ^{b/} c/gallon	40.7	65.8	75.6	96.6	126.8	141.9
Natural Gas ^{c/} Domestic	2.58	2.95	3.41	4.07	4.64	5.30
Canadian \$/MCF	3.63	4.28	4.81	5.38	6.02	6.75
Electric ^{d/} (Metro)						
Space Htg.	2.6	2.6	2.8	3.0	3.2	3.5
Non-space Htg. ¢/kilowatt hr.	4.4	4.4	4.7	5.0	5.4	5.8
Inflation (Annual rates)	9.6	10.5	8.7	7.7	7.0	7.0

^{a/} Includes OPEC price increases, decontrol of domestic crude oil and inflation.

^{b/} Assumes same growth rate as crude oil prices to refineries.

^{c/} Includes deregulation of natural gas, schedules price increases for Canadian gas to oil equivalency by 1985, and inflation.

^{d/} Projections for other regions are being prepared using individual utility data.

Data Resources, Inc., U. S. Long Term Review, Summer 1979, Lexington (Cycling Forecast).

These price projections are based on information from individual utilities. Price projections include increased costs from additional capacity and new facilities planned to come on line in 1980-1984.

Table 3.
 Projected Residential Electricity Prices,
 By Region, Including Inflation

		Current \$						
Region	Type of Heating	Actual	Projected					
		c/kwh	c/kwh					
		1979	1980	1981	1982	1983	1984	1985
1	Non-Space	4.38	5.35	5.87	6.40	6.98	7.83	8.59
	Space	2.96	3.50	3.77	4.16	4.58	5.11	5.63
2	Non-Space	4.94	5.37	5.98	6.52	7.13	7.91	8.92
	Space	3.19	3.45	3.72	4.11	4.56	4.95	5.48
3	Non-Space	5.02	6.05	6.64	7.36	8.27	8.96	9.66
	Space	3.67	4.41	4.75	5.21	5.96	6.46	6.98
4	Non-Space	4.05	5.24	5.73	6.21	6.74	7.56	8.31
	Space	2.63	3.11	3.37	3.70	3.95	4.47	4.93
5	Non-Space	4.97	5.92	6.39	7.00	7.76	8.41	9.08
	Space	3.72	4.39	4.73	5.15	5.76	6.24	6.74
6E	Non-Space	4.33	4.90	5.41	5.85	6.18	6.84	7.50
	Space	2.92	3.34	3.70	3.96	4.21	4.72	5.10
6W	Non-Space	4.04	4.65	5.32	5.65	6.04	6.56	7.18
	Space	2.67	3.08	3.56	3.81	4.03	4.43	4.82
7E	Non-Space	4.60	5.29	5.70	6.13	6.59	7.20	7.79
	Space	3.93	4.54	4.89	5.25	5.65	6.19	6.67
7W	Non-Space	4.54	5.10	5.56	5.94	6.35	7.04	7.72
	Space	2.98	3.36	3.68	3.93	4.21	4.75	5.12
8	Non-Space	4.46	5.44	5.86	6.27	6.70	7.70	8.45
	Space	2.69	3.15	3.40	3.63	3.89	4.36	4.85
9	Non-Space	4.37	4.78	5.15	5.64	5.90	6.68	7.36
	Space	2.82	2.83	3.04	3.26	3.48	4.07	4.38
10	Non-Space	4.18	4.66	5.23	5.56	5.90	6.52	7.18
	Space	3.19	3.32	3.75	3.96	4.23	4.67	5.09
11	Non-Space	4.43	4.78	5.15	5.51	5.90	6.68	7.36
	Space	2.61	2.83	3.04	3.26	3.48	4.07	4.38

Department of Commerce Banking Division

Bulletin No. 2128: Maximum Lawful Rate of Interest for Mortgages for the Month of October 1979

Notice is hereby given that the Banking Division, Department of Commerce, State of Minnesota, pursuant to House File No. 564, Chapter 279, 1979 Session Laws, as it amended Section 47.20, Subd. 4, Minnesota Statutes, effective May 31, 1979, hereby determines that the maximum lawful rate of interest for home mortgages for the month of October, 1979, is twelve (12.00) percent.

September 21, 1979

Michael J. Pint
Commissioner of Banks

Department of Commerce Insurance Division

Notice of Hearing of the Petition For Revision of the Schedule of Rates for Workers' Compensation Insurance

On September 13, 1979, the Workers' Compensation Insurers Rating Association of Minnesota (hereinafter "MCIRA") filed a proposed revision in the schedule of rates for use in the State of Minnesota. This filing, if approved, would change the rates charged to employers who are required to purchase workers' compensation insurance. The MCIRA petition provides for increases in the manual premium rate level of 28.6%. The combined proposed changes of the petition by industry groups is as follows: manufacturing, 27.5% increase; contracting, 32.2% increase; all others, 28.0% increase.

After having reviewed the Petition Requesting a Hearing for Modification in the schedule of rates, I have determined that the petition sets forth information that shows the existing schedule of rates may need modification.

It is hereby ordered that pursuant to Laws of 1979, Special Session, Ch. 3, a hearing shall be held to consider the facts and issues raised in the petition of MCIRA and that the MCIRA shall appear at said hearing in support of said matters raised in their petition filed herein.

The hearings in this matter will be held for the purpose of providing the petitioners, Workers' Compensation Insurers Rating Association of Minnesota, with an opportunity to present evidence on behalf of their Petition for Revision in the schedule of rates. The hearing will be conducted pursuant to the contested case procedures set forth in Minn. Stat. §§ 15.0411 - 15.0412 (1978), Laws of 1979, Special Session Laws, ch. 3, § 2, subd. 3, and pursuant to the Rules of Contested Case Procedures adopted by the Office of Hearing Examiners, 9 MCAR §§ 2.201 - 2.222. Throughout the proceedings in this matter, interested parties may be represented by legal counsel or a person or representative of its choice, if not otherwise prohibited as the unauthorized practice of law. Questions concerning the actual hearing date of this matter should be directed to Hearing Examiner Myron Greenberg. Questions concerning this order, or concerning discovery may be directed to Hearing Examiner Myron Greenberg or to Special Assistant Attorneys General William R. Howard, Reynaud L. Harp, and James C. Selmer, 500 Metro Square Building, Seventh and Robert Streets, St. Paul, Minnesota 55101, telephone (612) 296-9412.

Notice is hereby given that a prehearing conference will be held at 9:30 a.m. on the 23rd day of October, 1979, in the Large Hearing Room, 500 Metro Square Building, Seventh and Robert Streets, St. Paul, Minnesota, before Hearing Examiner Myron Greenberg, Room 300, 1745 University Avenue, St. Paul, Minnesota 55104, telephone (612) 296-8109, duly appointed as hearing examiner in this matter by the chief hearing examiner of the Office of Hearing Examiners.

The prehearing conference will be held for the purpose of establishing a hearing date for trial of the matter, and considering any pretrial motions properly raised before the hearing examiner regarding discovery, witnesses, or intervention of additional parties.

Copies of the Petition for Revision in the schedule of rates may be obtained from the Workers' Compensation Insurers Rating Association of Minnesota, 510 Marquette Avenue, Minneapolis, Minnesota 55402, telephone (612) 338-4500. In addition, copies may be inspected during regular business hours at the Minnesota Insurance Division, Department of Commerce, 500 Metro Square Building, St. Paul, Minnesota, telephone (612) 296-2488.

October 1, 1979

Michael D. Markman
Commissioner of Insurance

Minnesota Environmental Quality Board Power Plant Siting Section

Notice of Acceptance of an Application for a Construction Permit for a 345,000 Volt (kV) High Voltage Transmission Line Sherco Substation — Benton County Substation

(NOTE: This notice contains information about the acceptance by the Minnesota Environmental Quality Board (MEQB) of an application from Northern States Power Company (NSP) to build a 345 kilovolt (kV) transmission line from the Sherco Substation to the Benton County Substation. This notice also serves to provide notice of a public information meeting which will be held in the area to describe the project and the public participation and transmission line routing process as prescribed by Minnesota law.)

On September 20, 1979, the MEQB formally accepted an application from NSP for a construction permit and route designation for a single circuit 345 kV alternating current transmission line and associated facilities. NSP is the regulatory coordinator for this project which also involves Cooperative Power Association (CPA) and United Power Association (UPA). NSP will own the Sherburne County terminal and the southern portion of the transmission line. CPA will own the northern portion of the line. UPA will construct and own the Benton County terminal facilities associated with the line. NSP will construct the line and the Sherburne County Substation facilities. The proposed transmission line will connect the NSP Sherburne County Substation which is located at the Sherburne Generating Plant to the Benton County Substation near St. Cloud.

Under the Minnesota Power Plant Siting Act as amended in 1977, the MEQB is the official state body authorized to determine the location of this line and to issue a construction permit for construction practices, right of way maintenance, electric fields, complaints and abandonment. The MEQB must designate a route and issue a permit within one year.

NSP has proposed two routes for this line (see accompanying map). It is important to note that a route is a strip of land up to a mile and a quarter wide in which the right of way could be located. The routes proposed by NSP vary in width up to a mile and a quarter. A right of way differs from a route in that it is the actual easement obtained by the utility on which the transmission line is built. In most cases, a final right of way is not designated by the MEQB in order to allow the landowner and the utility some room for negotiation on final placement of the line.

The routes submitted by NSP vary in length from 17 to 19.7 miles. NSP has proposed five different tower types for the proposed transmission line. Right of way width requirements would vary from 90 feet (where the line parallels other rights of way) to 150 feet.

The process the MEQB will follow in designating this route is spelled out in the MEQB Rules "Routing High Voltage Transmission Lines and Siting Large Electric Power Generating Plants" (6 MCAR §§ 3.071 - 3.082, effective June 12, 1978). This process is outlined below. In addition, a public information meeting will be held in Clear Lake, to describe the project and the MEQB process in detail.

Background Information:

Copies of the application, rules governing the process and the Power Plant Siting Act will be available at the public libraries in St. Cloud, the Monticello Branch of the Great River Regional Library in Monticello, and at the Santiago State Bank in Becker.

As other information about this project becomes available, it will also be placed there.

Public Advisor:

A public advisor has been appointed to assist and advise interested persons in how to take part in this process. Her name is Jane Anderson. She can be contacted at 550 Cedar Street, St. Paul, MN 55101, telephone 612/296-9923.

Information Meeting:

Power Plant Siting staff will explain the power line project and the state routing process and answer questions. Representatives of NSP will also be present. The meeting date and location are as follows:

October 30 (Tuesday) 7:30 p.m., Clear Lake Elementary School Cafeteria

Route Evaluation Committee:

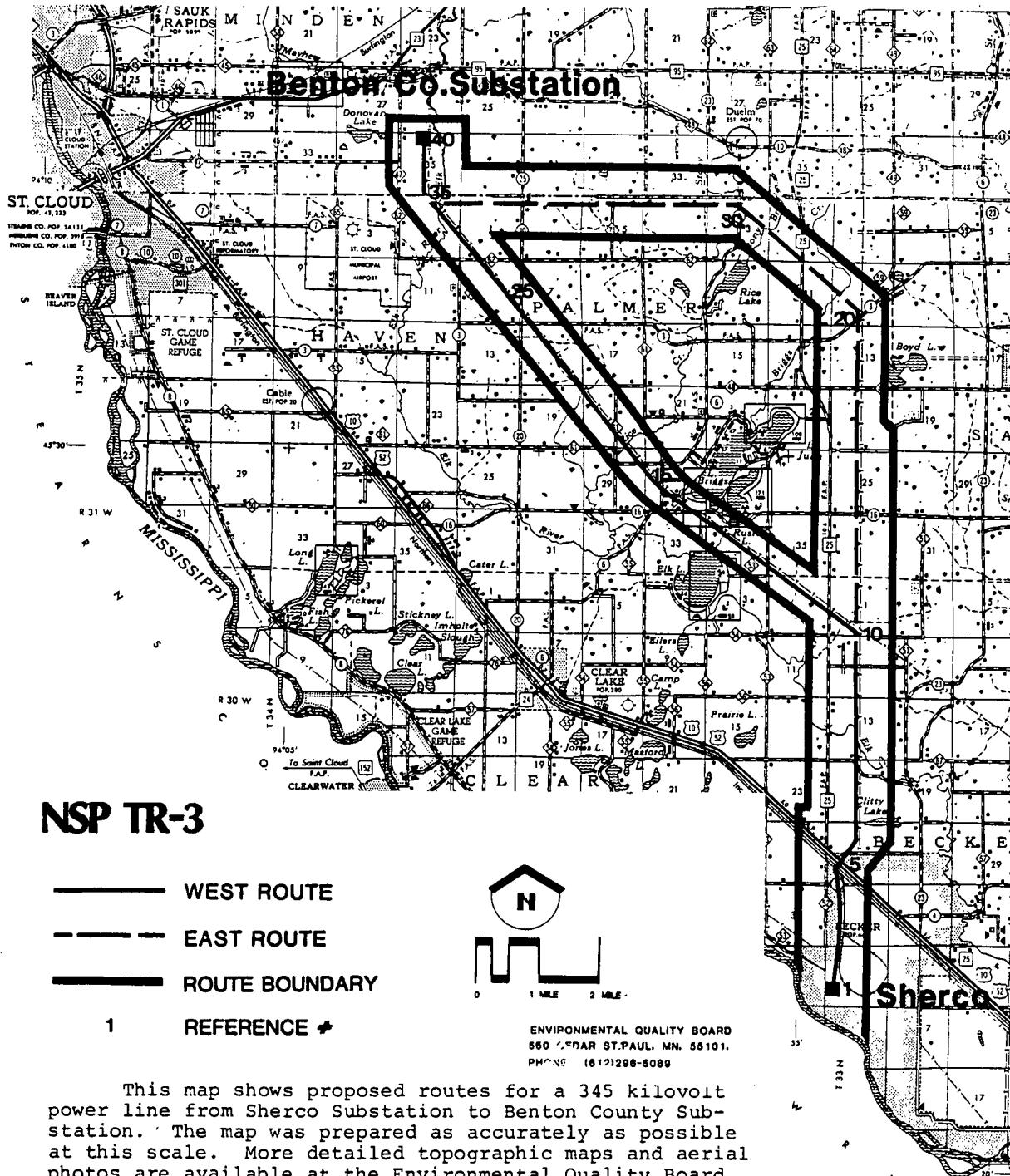
A committee of local residents appointed by the MEQB will study routes for this line and recommend one to the MEQB. The committee may also suggest additional routes. Its meetings are open to the public and anyone interested in the line route is encouraged to attend.

Public Hearings:

Formal public hearings on the route proposals will be held at a later date which will be announced in local newspapers at least 10 days in advance but no earlier than 45 days prior to such hearings. Persons who wish to receive a notice of these hearings should contact the EQB.

Additional Route Proposals:

Persons who wish to suggest additional routes for this line may do so. Route proposals should be submitted to Larry Hartman, Environmental Quality Board, (address below) telephone 612/296-5089. The suggested route or route segment proposal must be specifically located on the appropriate gen-



This map shows proposed routes for a 345 kilovolt power line from Sherco Substation to Benton County Substation. The map was prepared as accurately as possible at this scale. More detailed topographic maps and aerial photos are available at the Environmental Quality Board office in St. Paul. The proposed routes shown on this map vary in width from 1/4 mile up to 1 1/4 miles, however, the actual right of way will be 90 to 150 feet in width. For further information, contact Larry Hartman, Project Manager at the address and telephone number shown on this map.

OFFICIAL NOTICES

eral county highway map (available from the Minnesota Department of Transportation) or on the appropriate United States Geological Survey Topographical maps. Certain additional information about the route or route segment must also be included.

More specific information regarding procedures for proposing additional routes are detailed in 6 MCAR § 3.073F (1978). This rule must be followed when such proposals are offered. Anyone who wishes to propose an additional route should contact the MEQB immediately regarding requirements and time limits for route proposals.

MINNESOTA ENVIRONMENTAL QUALITY BOARD

550 Cedar Street, Room 100
St. Paul, Minnesota 55101
Telephone: 612/296-5089

September 26, 1979

Mary Sullivan, Administrator
Environmental Quality Board

Governor's Council on Employment and Training

Notice of Meeting

Notice is hereby given that a meeting of the Governor's Council on Employment and Training will be held on Friday, October 12, 1979, at 10:00 a.m. in the Governor's Reception Area, Room 130, State Capitol Building, St. Paul, Minnesota.

Department of Labor and Industry Occupational Safety and Health Division

Proposed Revisions to Occupational Safety and Health Codes

Request for Public Comment

Please take notice that Russell B. Swanson, Deputy Commissioner, Minnesota Department of Labor and Industry, has determined that the following revisions to the Occupational Safety and Health Codes shall be promulgated pursuant to Minn. Stat. § 182.655 (1978) establishing, modifying, or revoking Occupational Safety and Health Standards as printed below.

Complete copies of the specific standard, changes, additions, deletions, and corrections are available by writing: Deputy Commissioner, Minnesota Department of Labor and Industry, 444 Lafayette Road, St. Paul, Minnesota 55101.

Interested persons are hereby afforded a period of 30 days to submit written data or comments on the rules proposed. Any interested person may file with the commissioner written objections to the proposed rules stating the grounds therefor and such person may request a public hearing on such objections.

Russell B. Swanson
Deputy Commissioner

Rules as Proposed

MOSHC 1 Minnesota Occupational Safety and Health Codes and Rules, MOSHC 1, is hereby changed and modified by incorporating and adopting by reference changes, deletions, additions, and corrections as described below to Part 1910, Occupational Safety and Health Standards, as published in Part II, Volume 39, No. 125, of the *Federal Register* on June 27, 1974:

A permanent standard limiting employee exposure to lead as described and included in:

1. The *Federal Register*, Volume 43, No. 220, dated Tuesday, November 14, 1978, pages 53007-53014. This was the original publication of the total lead standard that was adopted by the Federal OSHA with an effective date of February 1, 1979.

2. Corrections to the above lead standard as published in the *Federal Register*, Volume 44, No. 19, on Friday, January 26, 1979, pages 5446-5448.

These corrections were typographical corrections not consisting of substantive changes.

3. Modifications to the above lead standard as published in the *Federal Register*, Volume 44, No. 50, on Tuesday, March 13, 1979, page 14555.

This correction described the sections of the lead standard that were stayed by the U.S. Court of Appeals for the District of Columbia on March 1, 1979. Those sections that were stayed are not proposed for adoption at this time.

4. Corrections to the above lead standard published in the *Federal Register*, Volume 44, No. 168, on Tuesday, August 28, 1979, page 50338.

This correction clarifies the exemption of the construction industry from coverage by this lead standard.

This standard (those sections not stayed as described in 3 above) was adopted as an Emergency Temporary Standard by the Minnesota Occupational Safety and Health Division with an effective date of April 23, 1979.

This action by the Minnesota Department of Labor and Industry proposes to adopt a standard that is identical to the partially stayed standard presently being enforced by the Federal OSHA.

Department of Labor and Industry

Prevailing Wage Division

Notice of Prevailing Wage Rates for Building Construction

Minn. Stat. § 177.44 requires the Commissioner of Labor and Industry to certify at least once a year, the prevailing wage rates for highway construction under contracts based on bids as provided for in Minn. Stat. § 161.32. Title 8, Minnesota Code of Agency Rules, Section 1.8010 (8 MCAR § 1.8010) requires notice of those certifications to be published in the *State Register*.

On October 8, 1979, the department certified wage rates for building construction for 17 counties in Minnesota. Those counties are: Aitkin, Benton, Chisago, Crow Wing, Isanti, Jackson, Kanabec, Martin, McLeod, Meeker, Mille Lacs, Nobles, Pine, Rock, Sibley, Waseca and Wright.

A copy of the determined wage rates may be obtained by writing to the Department of Labor and Industry, Prevailing Wage Division, 444 Lafayette Road, St. Paul, Minnesota 55101.

A check or money order for \$5.00, payable to the Department of Labor and Industry, must accompany each request to cover the cost of copying and handling.

Harry D. Peterson
Commissioner of Labor and Industry

Office of the Secretary of State

Election and Legislative Manual Division

Notice of Vacancy in Multi-Member Agency — Application and Appointment Procedures

Notice is hereby given to the public that a vacancy has occurred in a multi-member state agency, pursuant to Minn. Stat. § 15.1597, subd. 4. Application forms may be obtained at the Office of Secretary of State, 180 State Office Building, St. Paul, MN 55155; (612) 296-2805. **Application deadline is Tuesday, October 23, 1979.**

Credit Union Advisory Council has a vacancy open immediately for a public member for a term expiring January, 1982. The Council consults with and makes recommendations to the Commissioner of Banking on matters pertaining to credit unions; advises the Commissioner and the Governor on

problems in credit unions' methods of operation. The five members are appointed by the Commissioner of Banking to terms of four years. Meetings are held approximately every three months in St. Paul. Members are reimbursed for expenses. For specific information: James G. Miller, (612) 296-2297.

Minnesota Board of Peace Officer Standards and Training has an immediate vacancy for a public member for a term expiring January, 1981. The board licenses peace officers and constables; establishes minimum qualifications and standards of conduct; regulates police training. Eleven members, appointed by the Governor, include two sheriffs, four municipal police officers, (at least two police chiefs of police), two former law enforcement officers, and two public members; the Superintendent of the Bureau of Criminal Apprehension is an ex officio member. Monthly meetings are in the Capitol complex. Members receive \$35.00 per diem plus expenses. For additional information: Mark K. Shields, Executive Director (612) 296-2620.

Department of Transportation

Notice of Use of Traffic Control Device

Notice is hereby given pursuant to Minn. Stat. § 169.06, subd. 1 and 2 (1979), that the Minnesota Department of Transportation will be installing yellow downward arrow indications, and removing the existing yellow X indications in the existing lane-use control signals on Interstate 94 near the Lowry Hill Tunnel in Minneapolis.

The purpose of the change is to experiment with the downward yellow arrow to test its usefulness as a freeway control indication.

A steady downward yellow indication means that the lane, under which the indication is displayed, is being closed. A flashing downward yellow indication means that the lane may be used, but caution is advised as hazardous conditions may exist.

The complete lane-use control signal will consist of a downward green arrow (which means that the lane may be used), a downward yellow arrow (see meaning above), and a red X (which means that the lane is closed to traffic).

The existing downward green arrow and red X will be used at each location.

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