

2

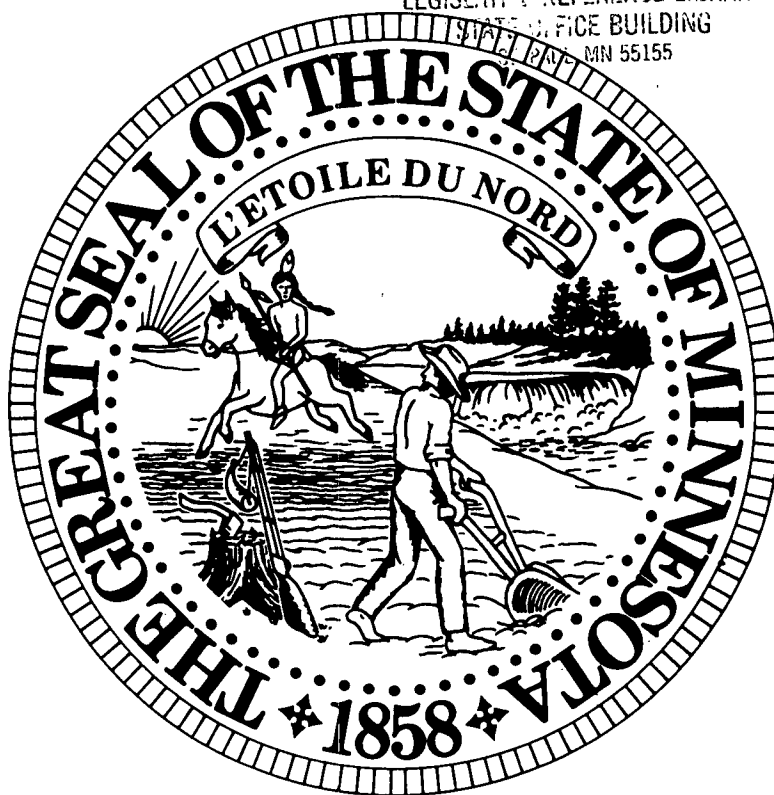
# The Minnesota State Register

Department of Administration—Print Communications Division

RECEIVED

DEC 28 1992

LEGISLATIVE REFERENCE LIBRARY  
STATE OFFICE BUILDING  
ST. PAUL, MN 55155



Rules edition  
Published every Monday  
(Tuesday if Monday is a holiday)

**Monday 28 December 1992**  
**Volume 17, Number 26**  
**Pages 1641-1688**

# State Register

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

The *State Register* is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official and revenue notices, state and non-state contracts, contract awards, grants, a monthly calendar of cases to be heard by the state supreme court, and announcements.

A *Contracts Supplement* is published every Thursday and contains additional state contracts and advertised bids, and the most complete source of state contract awards available in one source.

### Printing Schedule and Submission Deadlines

Vol. 17 Issue Number	*Submission deadline for Adopted and Proposed Rules, Commissioners' Orders**	*Submission deadline for Executive Orders, Contracts, and Official Notices**	Issue Date
26	Monday 14 December	Monday 21 December	Monday 28 December
27	Monday 21 December	Monday 28 December	Monday 4 January 1993
28	Monday 28 December	Monday 4 January	Monday 11 January
29	Monday 4 January	Monday 11 January	Tuesday 19 January

\*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 and notices of intent to adopt rules without a public hearing 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 *State Register* editorial offices, 504 Rice Street, St. Paul, Minnesota 55103, (612) 296-0929.

The *State Register* is published every Monday (Tuesday when Monday is a holiday) by the State of Minnesota, Department of Administration, Print Communications Division, 117 University Avenue, St. Paul, Minnesota 55155, pursuant to *Minnesota Statutes* § 14.46. A *State Register Contracts Supplement* is published every Tuesday, Wednesday and Friday. The Monday edition is the vehicle for conveying all information about state agency rulemaking, including official notices; hearing notices; proposed, adopted and emergency rules. It also contains executive orders of the governor; commissioners' orders; state contracts and advertised bids; professional, technical and consulting contracts; non-state public contracts; state grants; decisions of the supreme court; a monthly calendar of scheduled cases before the supreme court; and other announcements. The *State Register Contracts Supplement* contains additional state contracts and advertised bids.

In accordance with expressed legislative intent that the *State Register* be self-supporting, the following subscription rates have been established: the Monday edition costs \$150.00 per year and includes an index issue published in August (single issues are available at the address listed above for \$3.50 per copy); the combined four editions cost \$195.00 (subscriptions are not available for just the *Contracts Supplement*); trial subscriptions are available for \$60.00, includes four editions, last for 13 weeks, and may be converted to a full subscription anytime by making up the price difference. No refunds will be made in the event of subscription cancellation.

Both editions are delivered postpaid to points in the United States, second class postage paid for the Monday edition at St. Paul, MN, first class for the Thursday edition. Publication Number 326630 (ISSN 0146-7751).

Subscribers who do not receive a copy of an issue should notify the *State Register* circulation manager immediately at (612) 296-0931. Copies of back issues may not be available more than two weeks after publication.

**Arne H. Carlson, Governor**

**Dana B. Badgerow, Commissioner  
Department of Administration**

**Kathi Lynch, Director**

**Print Communications Division**

**Debbie George, Circulation Manager**

**Jane E. Schmidley, Acting Editor**

**612/297-7963**

## FOR LEGISLATIVE NEWS

Publications containing news and information from the Minnesota Senate and House of Representatives are available free to concerned citizens and the news media. To be placed on the mailing list, write or call the offices listed below:

### SENATE

**Briefly-Preview**—Senate news and committee calendar; published weekly during legislative sessions.

**Perspectives**—Publication about the Senate.

**Session Review**—Summarizes actions of the Minnesota Senate.

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

### HOUSE

**Session Weekly**—House committees, committee assignments of individual representatives; news on committee meetings and action. House action and bill introductions

**This Week**—weekly interim bulletin of the House.

**Session Summary**—Summarizes all bills that both the Minnesota House of Representatives and Minnesota Senate passed during their regular and special sessions.

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

# Contents

---

---

## **Minnesota Rules: Amendments & Additions**

Issues 1-26 inclusive ..... 1644

## **Proposed Rules**

### **Human Services**

Dual Notice: regarding awarding and administration  
of grants for provision of SILS ..... 1649

### **Labor & Industry**

Amendments to the SIC List ..... 1660

## **Adopted Rules**

### **Revenue Department**

United States Interest Subtraction ..... 1670

## **Errata**

### **State Designer Selection Board**

Dept. of Military Affairs proposal ..... 1671

## **Revenue Notices**

### **Revenue Notice**

Notice #92-27: Sales and Use Tax—Place of Sale ..... 1671

## **Official Notices**

### **Human Services Department**

Opinions sought regarding rules governing uniform  
requirements for DD programs licensed by DHS ..... 1674

### **Labor & Industry Department**

Prevailing wage certifications ..... 1674

### **Minnesota Comprehensive Health Association**

Meeting notice: ad hoc work group on MCHA  
premiums ..... 1675

Meeting notice: underwriting committee ..... 1675

### **Revenue Department**

Opinions sought regarding the sales and use taxation  
of special tooling ..... 1675

## **Professional, Technical & Consulting Contracts**

### **Transportation Department**

Notice of available consultant contract for Trunk  
Highway 610 ..... 1676

Notice of available consultant contract for Trunk  
Highway 55 ..... 1677

Notice of available consultant contract for Trunk  
Highway 212 ..... 1679

## **Non-State Public Bids and Contracts**

### **Minnesota Historical Society**

Proposals sought for cultural resource survey and  
planning work ..... 1681

## **Awards of State Contracts & Advertised Bids**

### **Administration Department**

**Materials Management Division:** Commodities and  
requisitions awarded ..... 1682

# Minnesota Rules: Amendments and Additions

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

The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 75 state agencies have the authority to issue rules. Each agency is assigned specific *Minnesota Rule* chapter numbers. Every odd-numbered year the *Minnesota Rules* are published. This is a ten-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Proposed and adopted emergency rules do not appear in this set because of their short-term nature, but are published in the *State Register*.

If an agency seeks outside opinion before issuing new rules or rule amendments, it must publish a NOTICE OF INTENT TO SOLICIT OUTSIDE OPINION in the *Official Notices* section of the *State Register*. When rules are first drafted, state agencies publish them as **Proposed Rules**, along with a notice of hearing, or notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules and withdrawn proposed rules are also published in the *State Register*. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the *State Register* as **Adopted Rules**. These final adopted rules are not printed in their entirety in the *State Register*, only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the *State Register*, the issue the rule appeared in as proposed, and later as adopted. For a more detailed description of the rulemaking process, see the *Minnesota Guidebook to State Agency Services*.

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues 1-13 inclusive; issues 14-25 inclusive; issue 26, cumulative for issues 1-26; issues 27-38 inclusive; issue 39, cumulative for 1-39; issues 40-51 inclusive; and issue 52, cumulative for 1-52. An annual subject matter index for rules appears in August. For copies of the *State Register*, a subscription, the annual index, the *Minnesota Rules* or the *Minnesota Guidebook to State Agency Services*, contact the Print Communications Division, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000 or toll-free in Minnesota 1-800-657-3757.

## Cumulative Index to Rules in Volume 17, #1-26

### Board of Abstractors

1005.0400; .1100; .1200; .1300; .1400 (proposed) ..... 595

### Accountancy Board

1100.0100; .0200; .0600; .0700; .0800; .0900; .1000; .1100; .1200; .1300; .1400; .1500; .1600; .1700; .1900; .1905; .2000; .2100; .2110; .2120; .2130; .2150; .2200; .2300; .2500; .2600; .2700; .2750; .3000; .3100; .3200; .3250; .3300; .3400; .3500; .3600; .3700; .3800; .3900; .4200; .4400; .4650; .4700; .4800; .4900; .5300; .5900; .6000; .6100; .6200; .6400; .6500; .6700; .6800; .6900; .7100 (proposed) ..... 374  
 1100.1100 s.3; .1800; .3800 s.9,10; .6300; .6700 s.3,5; .7300; .7400; .7500; .7600 (proposed repealer) ..... 388

### Minnesota State Agricultural Society—Minnesota State Fair

S.F. 1.16 (adopted) ..... 62

### Agriculture Department

1502.0027 (proposed) ..... 133  
 1502.0027 (adopted) ..... 922  
 1505.2000; .2010; .2020; .2030; .2040; .2050; .2060; .2070; .2080 (repealed) ..... 711  
 1505.2100; .2200; .2300; .2400; .2500; .2600; .2700; .2800 (adopted) ..... 711  
 1509.0010; .0020; .0030; .0040; .0050 (proposed) ..... 138  
 1509.0010; .0015; .0020; .0025; .0030; .0035; .0040 (withdrawn) ..... 1021  
 1535.4000; .4030; .4040; .4050; .4060; .4100; .4110; .4120; .4130; .4200; .4210; .4230; .4240; .4250; .4260; .4270; .4300; .4310; .4320; .4330; .4340; .4350; .4360; .4370; .4380; .4390; .4395; .4396; .4400; .4520; .4530; .4540; .4550; .4560 (adopted) ..... 2230  
 1555.6810; .6820; .6840 (adopted) ..... 438  
 1555.6950 (proposed) ..... 870

### Agriculture Department—Rural Finance Authority

1650.0510; .0520; .0540; .0550; .0560 (adopted) ..... 1016  
 1650.0600; .0610; .0620; .0630; .0640; .0650 (adopted) ..... 1018  
 1651.0030; .0040; .0050; .0060; .0070; .0080 (adopted) ..... 1446

### Animal Health Board

1700.0100; .0200; .0500; .0550; .0600; .0700; .0800; .1050; .1200; .1300; .1400; .1500; .1600; .1700; .1900; .2100; .2200; .2300; .2400; .2450; .2500; .3110; .3400; .3600; .3700; .3800; .4900; .5000; .5100; .5200; .5300; .705.0060; .0260; .0310; .0320; .0430; .0460; .0510; .0840; .1040; .1081; .1082; .1083; .1084; .1085; 1715.0005; .0072; .0105; .0110; .0115; .0130; .0140; .0160; .0780; .0850; .0870; .0960; .1100; .1130; .1140; .1180 (proposed) ..... 519  
 1700.0100; .0200; .0500; .0550; .0600; .0700; .0800; .1050; .1200; .1300; .1400; .1500; .1600; .1700; .1900; .2100; .2200; .2300; .2310; .2400; .2450; .2500; .3110; .3400; .3600; .3700; .3800; .4900; .5000; .5100; .5200; .5300; 1705.0060; .0260; .0310; .0320; .0430; .0460; .0510; .0840; .1040; .1081; .1082; .1083; .1084; .1085; 1715.0005; .0072; .0105; .0110; .0115; .0130; .0140; .0160; .0780; .0850; .0870; .0960; .1100; .1130; .1140; .1180 (adopted) ..... 1272  
 1700.0100 s.12; .2000; .3100; 1705.0470; 1715.0005 s.6; .0070; .0080; .0100; .0120; .0180; .0780 s.8; 1720.0820; .0830; .0840; .0850 (proposed repealer) ..... 530  
 1700.0100 s.12; .2000; .3100; 1705.0470; 1715.0005 s.6; .0070; .0080; .0100; .0120; .0180; .0780 s.8; 1720.0820; .0830; .0840; .0850 (repealed) ..... 1272  
 1719.0100 s.4,5,7,8,10,12,13,14,15; .0200 through .3200 (withdrawn) ..... 784  
 1719.0100; .4000; .4100; .4300; .4400; .4500; .4600 (adopted) ..... 1357  
 1719.4200 (withdrawn) ..... 1357  
 1720.0010 except s.1 and 2; .0280; .0290; .0300; .0310; .0540; .0550; .0560; .0570 (proposed repealer withdrawn) ..... 784

### Architecture, Engineering, Land Surveying, Landscape Architecture and Interior Design Board

1800.0500 (adopted) ..... 711

### Attorney General

2010.0300; .0400; .0500; .0700; .1000; .1100; .1200; .1300; .1400; .9913; .9916; .9920; .9930; .9940; .9945; .9946; .9951; .9955; .9960 (proposed) ..... 821  
 2010.9915; .9950 (proposed repealer) ..... 838



**Chiropractic Examiners Board**

2500.0100; .0200; .1100; .1105; .1150; .1200; .1410; .1420;  
.1500; .1710; .1720 (proposed) ..... 659  
2500.1200 s.3; .1300; .1400; .1700 (proposed repealer) ..... 662  
2500.5000 (proposed) ..... 597

**Commerce Department**

2711.0020; .0030; .0040; .0050; .0060; .0070; .0080;  
.0090; .0100 (proposed) ..... 872  
2720.0100; .0350; .0400; .0500; .0600; .1100; .1200;  
.1300; .1500; .1600; .1700; .2000; .9910; .9920; .9930;  
.9940 (proposed) ..... 178  
2720.0100; .0350; .0400; .0500; .0600; .1100; .1200;  
.1300; .1400; .1500; .1600; .1700; .2000; .9910; .9920;  
.9930; .9940 (adopted) ..... 1272  
2720.0100 s.3,4 (proposed repealer) ..... 192  
2720.0100 s.3,4 (repealed) ..... 1273  
2745.0010; .0020; .0030; .0040; .0050 (adopted) ..... 482  
2808.0100; .1000; .1100; .1200; .1300; .1400; .1500;  
.1600; .1700; .2000; .2100; .2200; .3000; .3100; .3200;  
.3300; .4000; .4100; .4200; .5000; .5100; .5200; .5300;  
.5400; .5500; .5600; .6000; .7000; .7100; .7200; .7300;  
.7400 (proposed) ..... 192  
2808.0100; .1000; .1100; .1200; .1300; .1400;  
.1500; .1600; .1700; .2000; .2100; .2200; .3000; .3100;  
.3200; .3300; .4000; .4100; .4200; .5000; .5100; .5200;  
.5300; .5400; .5500; .5600; .6000; .7000; .7100; .7200;  
.7300; .7400 (withdrawn) ..... 784  
2808.0100; .1000; .1100; .1200; .1300; .1400; .1500;  
.1600; .1700; .2000; .2100; .2200; .3000; .3100; .3200;  
.3300; .4000; .4100; .4200; .5000; .5100; .5200; .5300;  
.5400; .5500; .5600; .6000; .7000; .7100; .7200; .7300;  
.7400 (proposed) ..... 741  
2808.3000 s.3a; 2808.3000 s.7 (proposed repealer) ..... 218  
2808.3000 s.3a; s.7 (proposed repealer) ..... 767

**Corrections Department**

2945.0100; .0110; .0120; .0130; .0500; .0510; .0520;  
.0530; .1000; .1010; .1600; .1610; .2100; .2110; .2120;  
.2130; .2500; .2510; .2520; .2530; .2540; .2550; .3400;  
.3410; .3420; .3430; .3440; .3450; .4700; .4710; .4720;  
.4730; .4740; .4750; .4760; .5400; .5410; .5420; .5430;  
.5440; .5450; .5460; .5470; .5480; .5490 (adopted) ..... 711

**Dentistry Board**

3100.2000 (proposed) ..... 37  
3100.2000 (adopted) ..... 1357

**Jobs and Training Department**

3301.0180; .0190; .0200; .0210; .0220; .0230 (proposed) ..... 1190

**Education Department**

3520.0400; .2400; .2500; .3680; .3701; .4201; .4301;  
.4510; .4600; .4711; .4731; .4850; .4900; .4930; .5000;  
.5010; .5120; .5160; .5200; .5220; .5310; .5380; .5450;  
.5520; .5551; .5580; .5611; .5900 (proposed) ..... 1307  
3520.2700; .3701 s.6; .4831; .4850 s.1; .5310 s.4; .5461;  
.5611 s.30; .5900 s.4 (proposed repealer) ..... 1317  
3525.1329; .1333; .1341; .1343; .2925 (proposed) ..... 885

**Minnesota Arts Education Center**

3600.0010; .0030; .0040; .0060; .0070 (proposed) ..... 262  
3600.0010; .0030; .0040; .0060; .0070 (adopted) ..... 1229

**Technical Colleges Board**

3515.5500 s.4, 5, 6, 7, 11; .6005 s.2, 3; .9942  
(proposed repealer) ..... 481

3515.5500 s.9 (proposed repealer) ..... 6  
3515.5500 s.9 (repealed) ..... 850  
3700.0470 (proposed) ..... 5  
3700.0470 (adopted) ..... 850  
3700.0565 (proposed) ..... 1271  
3700.0600 (proposed) ..... 399  
3700.1200; .1210; .1220; .1230; .1240; .1250; .1260;  
.1265; .1270; .1275; .1280 (proposed) ..... 478  
3709.0160 as 3700.0610; 3709.0170 as 3700.0620;  
3709.0180 as 3700.0630; 3709.0190 as 3700.0640;  
3709.0350 as 3700.1290 (proposed renumbering) ..... 399  
3709.0100 (proposed repealer) ..... 400

**Electricity Board**

3800.3520; .3620 (adopted) ..... 139

**Employee Relations**

3920.0100; .0200; .0300; .0400; .0500; .0600; .0700;  
.0800; .0900; .1000; .1100; .1200; .1300 (adopted) ..... 712

**Environmental Quality Board**

4410.0200; .4300; .8000; 4420.0010; .0015;  
.0020; .0025; .0030; .0035; .0040; .0045; .0050; .0055;  
.0060; .0070 (adopted) ..... 139

**Health Department**

4610.2300; 4622.0100; .0300; .0400; .0600; .0700;  
.0900; .1000; .1050; .1150; .1200; 4655.9070;  
4675.2205 (proposed) ..... 900  
4615.0300; .0400; .0500; .0600; .0700; .0750; .0755;  
.0760 (proposed) ..... 85  
4615.0755 (repealer) ..... 88  
4625.3901; 4630.0600; .1801; 4717.7000; 4725.0050; .0100;  
.0150; .0200; .0410; .0475; .0550; .0650; .1000; .1075;  
.1250; .1300; .1500; .1600; .1650; .1700; .1820; .1825;  
.1830; .1831; .1832; .1833; .1835; .1836; .1837; .1851;  
.1855; .2010; .2020; .2050; .2150; .2175; .2185; .2250;  
.2350; .2450; .2550; .2650; .2750; .2850; .2950; .2975;  
.3050; .3150; .3250; .3350; .3450; .3550; .3650; .3750;  
.3850; .3875; .4050; .4350; .4450; .4550; .4650; .4750;  
.4850; .4950; .5050; .5150; .5250; .5350; .5450; .5550;  
.5650; .5675; .5750; .5850; .6050; .6150; .6450; .6650;  
.6750; .6775; .6850; .7050; .7250; .7450 (proposed) ..... 310  
4640.0200; 4655.0300; 4665.0400; 4735.0200 (withdrawn) 146, 286  
4643.0010; .0015; .0020; .0030; .0040 (proposed) ..... 134  
4643.0100; .0015; .0020; .0030; .0040 (adopted) ..... 1021  
4655.1100; .1110; .1120; .1130; .1140; .1150  
(proposed emergency) ..... 1165  
4665.1320 (repealed) ..... 7  
4665.9000; .9010; .9020; .9030; .9040; .9050; .9060;  
.9070; .9080; .9090; .9100 (adopted) ..... 6  
4668.0002; .0003; .0008; .0009; .0012; .0016; .0020;  
.0030; .0035; .0040; .0060; .0065; .0070; .0075; .0080;  
.0100; .0110; .0120; .0140; .0160; .0180; .0210; .0215;  
.0218; .0220; .0230; .0240; 4669.0001; .0010; .0020;  
.0030; .0040; .0050 (proposed) ..... 530  
4670.1320; .4210; .4220; .4230; .4240 (proposed) ..... 897  
4675.2200; .2300; .2400; .2500; .2600 (proposed repealer) ..... 913  
4685.0100; .1010; .1115; .3300 (proposed) ..... 888  
4685.0100 s.8a; .1000 (proposed repealer) ..... 897  
4720.5000 (proposed repealer) ..... 1494  
4725 s.9 and 10 are renumbered as s.24c and 30f  
(proposed renumbering) ..... 350  
4725.0100 s.4, 5, 8, 9, 10, 11, 12, 13, 14, 17, 20, 24,  
26, 29, 30b, 31b, 38, 39, 49a, 50, 52, 53 and 54; .0300;  
.0450; .0500; .0700; .1000; .1050; .1325; .1350; .1400;

# Minnesota Rules: Amendments & Additions

.1500; s.2 and 3; .1600 s.2 and 3; .1860; .1900; .2000; .2100; .2200; .2300; .2400; .2500; .2600; .2700; .2800; .2900; .3100; .3200; .3300; .3400; .3500; .3600; .3700; .3800; .3900; .4000; .4100; .4200; .4300; .4400; .4500; .4600; .4700; .4800; .4900; .5000; .5100; .5200; .5300; .5400; .5500; .5600; .5700; .5800; .5900; .6000; .6100; .6200; .6300; .6400; .6500; .6600; .6700; .6780; .6800; .6900; .7000; .7100; .7200; .7400; .7500; .7600; .7605 (proposed repealer) . . . . . 350	
4740.2040 (proposed) . . . . . 1487	
4760.0010; .0015 s.1,2,3,4,5, and 7; .0030; .0040; .0045; .0050; .0500; .0510 s.1,2,4,5,6,7, and 8; .0530 s.1; .0540 (proposed repealer) . . . . . 1392	
4761.0100; .0200; .0300; .0400; .0500; .0600; .0700; .0710; .0720; .0730; .0740; .0750; .0760; .0780; .0790; .0795 (proposed) . . . . . 1383	
<b>Higher Education Coordinating Board</b>	
4810.3010; .3030; .3040; 4188.0100; .0110; .0120; .0130; .0140; .0150; .0170; 4812.0100; .0110; .0120; .0130; .0140; .0150; .0160; .0170 (proposed) . . . . . 264	
4810.3010; .3030; .3040; 4811.0100; .0120; .0130; .0140; .0150; .0160; .0170; 4812.0100; .0110; .0120; .0130; .0140; .0150; .0160; .0170 (adopted) . . . . . 1021	
4830.8510; .8535; .8540; .8550; .8570; .8575 (adopted) . . . . . 712	
4830.8560; .8580 (repealed) . . . . . 712	
<b>Housing Finance Agency</b>	
4900.0900; .0920; .1030 (proposed) . . . . . 838	
4900.0900; .0920; .1030 (proposed) . . . . . 1138	
4900.1540 (proposed) . . . . . 840	
4900.1540 (proposed) . . . . . 1139	
4900.2005 (proposed) . . . . . 841	
4900.2005 s.4 (proposed repealer) . . . . . 842	
4900.2005 (proposed) . . . . . 1137	
4900.2005 s.4 (proposed repealer) . . . . . 1137	
4900.3100; .3110; .3210; .3130 (proposed) . . . . . 471	
4900.3110 s.11 (proposed repealer) . . . . . 475	
4900.3110; .3120; .3130 (proposed) . . . . . 663	
4900.3110 s.11 (proposed repealer) . . . . . 665	
4900.3410; .3411; .3412; .3413; .3414 (adopted) . . . . . 569	
4900.3400; .3401; .3402; .3403; .3404 (adopted) . . . . . 569	
4900.3420; .3421; .3422; .3423; .3424 (adopted) . . . . . 569	
<b>Labor and Industry Department</b>	
5203.0010; .0020; .0030; .0040; .0050; .0060; .0070 (proposed) . . . . . 1494	
5204.0010; .0020; .0030; .0040; .0050; .0060; .0070; .0080; .0090 (proposed) . . . . . 1500	
5205.0010 (proposed) . . . . . 1590	
5205.0010; .1230 (proposed) . . . . . 628	
5205.0010; .1230; .5207.0410 (adopted) . . . . . 1273	
5205.0010 (adopted) . . . . . 228	
5205.1240; .1250; .1260; .1270; .1280; .1290; .1300 (proposed repealer) . . . . . 631	
5205.1240; .1250; .1260; .1270; .1280; .1290; .1300 (repealed) . . . . . 1273	
5205.1500 (proposed) . . . . . 1662	
5206.0100; .0300; .0400; .0600; .0800 (proposed) . . . . . 598	
5206.0100; .0300; .0400; .0600; .0700; .0800 (adopted) . . . . . 1456	
5206.0300; .0900 (proposed repealer) . . . . . 628	
5206.0300 s.5; .0900 (repealed) . . . . . 1456	
5210.0150 (proposed) . . . . . 1270	
5218.0100; .0210; .0220; .0230; .1000; .2000; .3000; .4000; .5000; .6000; .7000; .8000; .9000 (adopted emergency) . . . . . 923	

5220.0100; .0105; .0110; .0120; .0130; .0410; .0450; .0510; .0710; .0850; .1100; .1250; .1400; .1500; .1600; .1800; .1801; .1802; .1803; .1805; .1806; .1900; .2510; .2660; .2780 (proposed) . . . . . 1571	
5220.0100 s.2; .0110 s.1,2,3,4; .0710; .0750 s.4; .1801 s.6; .1910 (proposed repealer) . . . . . 1588	
5222.2001 (proposed) . . . . . 1504	
5223.0300; .0310; .0315; .0320; .0330; .0340; .0350; .0360; .0370; .0380; .0390; .0400; .0410; .0420; .0430; .0440; .0450; .0460; .0470; .0480; .0490; .0500; .0510; .0520; .0530; .0540; .0550; .0560; .0570; .0580; .0590; .0600; .0610; .0620; .0630; .0640; .0650 (proposed) . . . . . 1504	
5227.0100; .0120; .0130 (proposed) . . . . . 397	
5228.0100; .0110; .0120; .0130 (proposed) . . . . . 1501	
5230.5000; .5010; .5015; .5020; .5025; .5250; .5300; .5350; .5400; .5605; .5610; .5615; .5620; .5625; .5630; .5635; .5640; .5645; .5650; .5655; .5660; .5665; .5675; .5680; .5690; .5700; .5710; .5820; .5825; .5915; .5925; .5930; .5935; .5940; .5945; .5950; .5960; .6100; .6110; .6115; .6120; .6125; .6130; .6200 (adopted) . . . . . 438	
<b>Medical Practice Board</b>	
5600.2500 (proposed) . . . . . 1193	
<b>Natural Resources Department</b>	
6132.0100; .0200; .0300; .1000; .1100; .1200; .1300; .1400; .2000; .2100; .2200; .2300; .2400; .2500; .2600; .2700; .2800; .2900; .3000; .3100; .3200; .4000; .4100; .4200; .4300; .4400; .4500; .4600; .4700; .4800; .4900; .5000; .5100; .5200; .5300 (proposed) . . . . . 946	
6232.1700; 6236.0700; .0900; .1000 (adopted emergency) . . . . . 1274	
6287.0100; .0200; .0300; .0400; .0500; .0600; .0700; .0800; .0900 (proposed) . . . . . 1140	
<b>Pharmacy Board</b>	
6800.0100; .0300; .0350; .0500; .0700; .0800; .0910; .0950; .1010; .1050; .1150; .1210; .1250; .1300; .1460; .1500; .2150; .2250; .2300; .2400; .2500; .2700; .2810; .3000; .3100; .3110; .3120; .3300; .3350; .3400; .3450; .3510; .3850; .3950; .4150; .4210; .4220; .4230; .4240; .4250; .4400; .4500; .4600; .4700; .5100; .5200; .5300; .5350; .5400; .5600; .6200; .6300; .6500; .6700; .7100; .7510; .7520; .7530; .7900; .7950; .8000; .8001; .8002; .8003; .8004; .8005; .8006; .8008; .8100; .8300; .8400; .8500; .8600; .8700; .9200; .9700; .9900; .9923; .9924; .9950; .9951; .9952; .9953; .9954 (proposed) . . . . . 1317	
6800.4400 s.2; .7400 s.6 (proposed repealer) . . . . . 1350	
<b>Pollution Control Agency</b>	
7001.0140; .0180; 7002.0005; .0015; .0025; .0035; .0045; .0055; .0065; .0075; .0085; .0095; 7005.0100; .1875; .1976 (adopted) . . . . . 440	
7001.0623; 7045.0020; .0120; .0135; .0139; .0141; .0145; .0292; .0528; .0546; .0628; .0644 (adopted) . . . . . 285	
7002.0010; .0020; .0030; .0040; .0050; .0060; .0070; .0080; .0090; .0100; .0110; .0180 s.4 (repealed) . . . . . 440	
7005.3020; .3040; .3050 (adopted) . . . . . 350	
7005.3010 renumbered to 7005.3020 (renumbered) . . . . . 350	
7005.3010; .3030 s.1a, 1b, 2, 2a, 2b, 5, 6, 7, 8, 9, 11, 12, 13, and 14a; 7005.3040 s.2, 3, 4, 5, 7, and 8 (repealed) . . . . . 351	
7005.5030 (adopted) . . . . . 440	
7035.0300; 7037.0100; .0200; .0300; .0400; .0500; .0600; .0700; .0800; .0900; .1000; .1100; .1200; .1300; .1400; .1500; .1600; .1700; .1800; .1900; .2000; .2100; .2200; .2300; .2400; .2500; .2600; .2700; .2800; .2900; .3000; .3100; .3200; .3300; .3400; .3500; .3600; .3700; (proposed) . . . . . 1194	

7044.0100; .0200; .0250; .0350; .0450; .0600; .0650;  
 .0750; .0850; .0950; .1100 (proposed) ..... 1392  
 7044.0200 s.5,6, and 8; .0500 s.2; .1200 (proposed repealer) ..... 1396  
 7050.0216 (adopted) ..... 230

**Psychology Board**

7200.0100; .3400; .3610; .3810; .3820; .3830; .3840  
 (proposed) ..... 1215  
 7200.0100 s.4,10; .3900; .6000 s.3,4, and 5  
 (proposed repealer) ..... 1228  
 7200.0100; .0600; .0700; .0800; .0810; .1300; .1900;  
 .2000; .2300; .2500; .3000; .3620; .4500; .4900; .5100;  
 .5300; .6000; (proposed) ..... 1222  
 7200.0650; .1300; .3000; .3400; .6100 (proposed) ..... 1218  
 7200.6160 (proposed) ..... 1228

**Public Safety Department**

7403.0100; .0200; .0300; .0400; .0500; .0600; .0800;  
 .0850; .0900; .1200; .1300; .1400 (proposed) ..... 1146  
 7403.0100 s.5; .0400 s.3; .0500 s.2; .0600 s.2; .0700;  
 .0800 s.3; .0900 s.5; .1000; .1100 (proposed repealer) ..... 1152  
 7409.3700; .3720; .3730; .3740; .3750; .3760;  
 .3770 (proposed) ..... 556  
 7409.3700; .3710; .3720; .3730; .3740; .3750; .3760;  
 .3770 (adopted) ..... 1456  
 7410.2600; .2610 s.5, 6 (proposed repealer) ..... 556  
 7410.2610 (proposed) ..... 552  
 7411.0100; .0400; .0510; .0550; .0610; .0700; .0800  
 (proposed) ..... 1591  
 7504.0100; .0200; .0300; .0400; .0500; .0600  
 (adopted emergency rules) ..... 1167  
 7505.3000 (proposed repealer) ..... 1399  
 7505.3100; .3200; .3400; .3500; .3700; .3800; .3900;  
 .4000 (proposed) ..... 1397  
 7510.5500; .5520; .5530; .5540; .5550; .5560; .5570 (proposed) 219  
 7510.5500; .5510; .5520; .5530; .5540; .5550; .5560;  
 .5570 (withdrawn) ..... 235  
 7515.0210 (adopted) ..... 400  
 7520.0650; .1000; .1100 (proposed) ..... 919  
 7570.0010; .0020; .0030; .0040; .0050 (proposed) ..... 1439

**Public Service Department**

7660.0010; .0020; .0100 (proposed) ..... 270  
 7660.0010; .0020; .0100 (adopted) ..... 1457

**Gambling Control Board**

7861.0010; .0060; .0100; 7863.0020 (proposed) ..... 389  
 7861.0010; .0060; .0100; 7863.0020 (proposed) ..... 1128  
 7861.0010; .0120; 7865.0025 (proposed) ..... 1122  
 7861.0100 s.1, 4, 5 (proposed repealer) ..... 397  
 7861.0100 s.1,4 and 5 (proposed repealer) ..... 1137

**Minnesota Racing Commission**

7869.0100; 7870.0180; .0190; .0200; .0210; .0220; .0221;  
 .0240; .0250; .0260; .0270; .0280; .0290; .0300; .0310; .0320;  
 .0330; .0340; .0350; .0360; .0370; .0380; .0390;  
 .0400; .0410; .0420; .0430; .0450; .0470; .0500; .0510;  
 7871.0005; .0010; .0020; .0030; .0080; .0100; .0110;  
 .0115; .0120; .0130; .0140; .0160; 7873.0110; .0120;  
 .0190; .0198; .0400; 7874.0100; 7875.0100; .0200;  
 7877.0100; .0110; .0155; 7878.0100; .0110; .0160;  
 7879.0100; 7897.0100; .0130 (adopted) ..... 7  
 7869.0100 19, 33a, and 65a; 7870.0500 s.6, 7, 8, 9 and 10  
 and 22; 7871.0010 s.2; 7871.0020 s.1, 7871.0070; .0090;  
 .0150; 7873.0120 s.2; 7873.0300 (repealed) ..... 8

**State Retirement System**

7905.0900; .1400; .1700; .1900; .2300 (adopted) ..... 8  
 7900.1500 (proposed repealer) ..... 1601

**Revenue Department**

8002.0300 (proposed) ..... 665  
 8002.0300 (adopted) ..... 1670  
 8017.6000 (adopted) ..... 95  
 8017.7000 (proposed) ..... 225  
 8017.7000 (withdrawn) ..... 482  
 8130.2100 (proposed) ..... 847  
 8130.5500 (proposed) ..... 969  
 8130.2000; .5500 s.3,4,5 (proposed repealer) ..... 976  
 8130.9250 (proposed) ..... 1399  
 8130.9200 (proposed repealer) ..... 1403  
 8130.9700 (proposed) ..... 1353  
 8130.9700 s.6 (proposed repealer) ..... 1356  
 8130.9910 (proposed) ..... 1351  
 8160.0300 (proposed) ..... 1152  
 8160.0620; .0630 (proposed) ..... 1152  
 8165.0100 (adopted) ..... 1229  
 8170.0100 (proposed) ..... 563  
 8170.0100 (adopted) ..... 1608  
 8125.0200; .0300; .0400; .0410; .0500; .0700; .1300;  
 .1400 (adopted) ..... 351  
 8125.0300 s.2, 3, 4, 6; .0600 s.3; .0700 s.1, 5, 6, 9;  
 .0800; .1400 s.1, 3, 8 (repealed) ..... 351  
 8130.1100 (proposed) ..... 564  
 8130.2200 (proposed) ..... 474  
 8160.0500 (proposed) ..... 631  
 8165.0100 (proposed) ..... 434

**Secretary of State**

8200.6300; 8205.1000; 8210.0200; .0250; .3000;  
 .3015; .9910; .9916; .9917; .9918; .9920; .9930; .9935;  
 8220.1150; .1650; 8230.0250; .3950; .4050; .4350;  
 8235.0200; .0800; 8240.1300; .1650; .1655;  
 8250.0350; .0360 (adopted) ..... 8  
 8210.0300; .0500; .0600; .0700; .3000; .3010; .9920;  
 .9925; .9930; 8255.0020 (adopted) ..... 351

**Water and Soil Resources Board**

8410.0010; .0020; .0030; .0040; .0050; .0060; .0070;  
 .0080; .0090; .0100; .0110; .0120; .0130; .0140; .0150;  
 .0160; .0170; .0180 (adopted) ..... 146  
 8420.0100; .0105; .0110; .0112; .0115; .0120; .0200;  
 .0210; .0220; .0230; .0235; .0240; .0245; .0250; .0260;  
 .0270; .0280; .0290; .0300; .0350; .0400; .0500; .0505;  
 .0510; .0520; .0530; .0540; .0550; .0600; .0610; .0620;  
 .0630; .0700; .0720; .0730; .0740; .0750; .0760; .1010;  
 .1020; .1030; .1040; .1050; .1060 (proposed) ..... 976

**Teaching Board**

8700.0210; 8750.3010 (proposed) ..... 1403

**Transportation Department**

8820.0100; .2500; .4000; .4010; .4020; .4030; .4040;  
 .4050; .4060; .4070; .4080; .4090; .9980; .9985; .9990  
 (proposed) ..... 705  
 8840.5900; .5910; .6100 (adopted) ..... 634  
 8850.8050 (adopted) ..... 634

**Transportation Regulation Board**

8895.0100; .0200; .0300; .0400; .0500; .0600; .0700;  
 .0800; .0900; .1000; .1100 (adopted) ..... 570  
 8920.0100; .0150; .0200; .0300; .0400; .0500; .0600;  
 .0700; .0800; .0900; .1000; .1100; .1200; .1300; .1400;

# Minnesota Rules: Amendments & Additions

.1500; .1550; .1600; .1700; .1800; .1900; .2000; .2100;  
 .2200; .2300; .2400; .2500; .2600; .2700; .2800; .2900;  
 .3000; .3100; .3200; .3300; .3400; .3500; .3600; .3700;  
 .3800; .3900; .4000 (adopted) ..... 95

## Veterinary Medicine Board

9100.0100; .0200; .0300; .0400; .0500; .0600; .0700;  
 .0800; .0900 (proposed) ..... 1155

## Waste Management Office

9205.0400; .0410; .0420; .0430; .0445 (adopted) ..... 353  
 9205.0410 s.2, 3, 5, 8, 9, 10, 12, 13, 14, 15; .0420 s.4;  
 .0440; .0450; .0460; .0470; .0480 (repealed) ..... 353  
 9210.0700; .0710; .0720; .0740; .0750; .0760; .0770  
 (proposed) ..... 1602  
 9210.0710 s.8 (proposed repealer) ..... 1607  
 9215.0500; .0510; .0520; .0530; .0540; .0550; .0560;  
 .0570; .0580; .0590; .0600; .0610; .0620; .0630; .0640;  
 .0650; .0660; .0670; .0680; .0690; .0700; .0710; .0720;  
 .0730; .0740; .0750; .0760; .0770; .0780; .0790; .0800;  
 .0810; .0820; .0830; .0840; .0850; .0860; .0870; .0880;  
 .0890; .0900; .0910; .0920; .0930; .0940; .0950 (proposed) .. 271  
 9215.0500; .0510; .0520; .0530; .0540; .0550; .0560;  
 .0570; .0580; .0590; .0600; .0610; .0620; .0630; .0640;  
 .0650; .0660; .0670; .0680; .0690; .0700; .0710; .0720;  
 .0730; .0740; .0750; .0760; .0770; .0780; .0790; .0800;  
 .0810; .0820; .0830; .0840; .0850; .0860; .0870; .0890;  
 .0900; .0910; .0920; .0930; .0940; .0950 (adopted) ..... 1405  
 9215.0100; .0110; .0120; .0130; .0140; .0150; .0160;  
 .0170; .0180; .0190; .0200; .0210; .0220; .0230; .0240;  
 .0250; .0300; .0310; .0320; .0330; .0340;  
 .0350; .0360; .0370; .0380; .0390; .0400; .0410;  
 .0420 (proposed repealer) ..... 285  
 9215.0100; .0110; .0120; .0130; .0140; .0150; .0160;  
 .0170; .0180; .0190; .0200; .0210; .0220; .0230; .0240;  
 .0250; .0300; .0310; .0320; .0330; .0340; .0350; .0360;  
 .0370; .0380; .0390; .0400; .0410; .0420 (repealed) ..... 1405

## Human Services Department

9505.0175; .0221; .0287; .0365 (proposed) ..... 842  
 9505.0175; .0260; .0322; .0323 (adopted) ..... 1454  
 9505.0260 s.4; .0323 s.22 (repealed) ..... 1454  
 9505.0324 (adopted) ..... 1455  
 9505.0365 s.4 (proposed repealer) ..... 847  
 9505.0476; .0477; .0478; .0479; .0480; .0481; .0482; .0483;

.0484; .0485; .0486; .0487; .0488; .0489; .0490; and .0491  
 s.1, 2, 3, 4, 5, 6, 9, 10 (proposed repealer) ..... 51  
 9505.0476; .0477; .0478; .0479; .0480; .0481; .0482;  
 .0483; .0484; .0485; .0486; .0487; .0488; .0489; .0490;  
 .0491 s.1,2,3,4,5,6,9, and 10 (repealed) ..... 1453  
 9505.0175; .0260; .0322; .0323 (proposed) ..... 51  
 9505.0260 s.4; .0323 s.22; .0476; .0477; .0478; .0479;  
 .0480; .0481; .0482; .0483; .0484; .0485; .0486; .0487;  
 .0488; .0489; .0490; .0491 s.1, 2, 3, 4, 5, 6, 9, and  
 10 (proposed repealer) ..... 58  
 9505.0324 (proposed) ..... 58  
 9506.0010; .0020; .0030; .0040; .0050; .0060; .0070;  
 .0080; .0090; .0100; .0110 (proposed emergency) ..... 768  
 9510.2000; .2010; .2020; .2030; .2040; .2050 (proposed) ..... 431  
 9510.2000; .2010; .2020; .2030; .2040; .2050 (proposed) ..... 1266  
 9520.0900; .0902; .0903; .0904; .0905; .0906; .0907;  
 .0908; .0909; .0910; .0912; .0914; .0916; .0917; .0918;  
 .0919; .0920; .0922; .0923; .0924; .0926 (proposed) ..... 38  
 9520.0900; .0902; .0903; .0904; .0905; .0906; .0907;  
 .0908; .0909; .0910; .0912; .0914; .0916; .0917; .0918;  
 .0919; .0920; .0922; .0923; .0924; .0926 (adopted) ..... 1448  
 9525.0900; .0910; .1029; .0920; .0930; .0935; .0940; .0950; .0965;  
 .0970; .0980; .0995; .0996; .1000; .1020 (proposed) ..... 1649  
 9525.0900 s.5, 11, 18, 20; 9525.0930, s.2, 3, 4, 5, 6; 9525.0940;  
 s.2, 3; 9525.0950, s.4; 9525.0960; 9525.0970, s.2, 3; 9525.0990  
 (proposed repealer) ..... 1660  
 9525.3010; .3015; .3020; .3025; .3030; .3035; .3040; .3045;  
 .3050; .3055; .3060; .3065; .3070; .3075; .3080; .3085;  
 .3090; .3095; .3100 (proposed) ..... 768  
 9535.1700; .1705; .1710; .1715; .1720; .1725; .1730; .1735;  
 .1740; .1745; .1750; .1755; .1760 (proposed) ..... 88  
 9535.1700; .1705; .1710; .1715; .1720; .1725; .1730;  
 .1735; .1740; .1745; .1750; .1755; .1760 (adopted) ..... 922  
 9535.0100; .0200; .0300; .0400; .0500; .0600; .0700; .0800;  
 .0900; .1000; .1100; .1200; .1300; .1400; .1500; .1600  
 (proposed repealer) ..... 95  
 9535.0100; .0200; .0300; .0400; .0500; .0600; .0700;  
 .0800; .0900; .1000; .1100; .1200; .1300; .1400; .1500;  
 .1600 (repealed) ..... 922  
 9553.0035; .0040; .0050; .0060 (adopted) ..... 784  
 9575.0350; .1500 (proposed) ..... 913

## State Treasurer Office

9700.0100; .0200; .0300; .0400 (proposed) ..... 435  
 9700.0100; .0200; .0300; .0400 (adopted) ..... 1357

## Proposed Rules

Pursuant to Minn. Stat. §§ 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. The notice must advise the public:

1. that they have 30 days in which to submit comment on the proposed rules;
2. that no public hearing will be held unless 25 or more persons make a written request for a hearing within the 30-day comment period;
3. of the manner in which persons shall request a hearing on the proposed rules; and
4. that the rule may be modified if the modifications are supported by the data and views submitted.

If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§ 14.14-14.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

Pursuant to Minn. Stat. §§ 14.29 and 14.30, agencies may propose emergency rules under certain circumstances. Proposed emergency rules are published in the *State Register* and, for at least 25 days thereafter, interested persons may submit data and views in writing to the proposing agency.

## Department of Human Services

### Proposed Permanent Rules Relating to Semi-Independent Living Services

### Proposed Amendment of Permanent Rules Governing the Awarding and Administration of Grants for the Provision of Semi-Independent Living Services to Persons with Mental Retardation or Related Conditions

#### Notice of Hearing and Notice of Intent to Cancel Hearing if Fewer Than Twenty-Five Persons Request a Hearing in Response to Notice of Intent to Adopt Rules Without a Public Hearing

**NOTICE IS HEREBY GIVEN** that a public hearing on the above-entitled matter will be held in the Conference Rooms 1-A and 1-B at the Department of Human Services Building, 444 Lafayette Road, St. Paul, Minnesota 55155 on February 9, 1993 commencing at 9:00 a.m. and continuing until all interested or affected persons have an opportunity to participate. The proposed rules may be modified as a result of the hearing process. Therefore, if you are affected in any manner by the proposed rules, you are urged to participate in the rule hearing process.

**PLEASE NOTE, HOWEVER, THAT THE HEARING WILL BE CANCELED IF FEWER THAN TWENTY-FIVE PERSONS REQUEST A HEARING IN RESPONSE TO THE NOTICE OF INTENT TO ADOPT THESE SAME RULES WITHOUT A PUBLIC HEARING PUBLISHED IN THIS *STATE REGISTER* AND MAILED TO PERSONS REGISTERED WITH THE DEPARTMENT OF HUMAN SERVICES.** To verify whether a hearing will be held, please call the Department of Human Services between January 28, 1993 and February 8, 1993 at (612) 297-1217.

Following the agency's presentation at the hearing, all interested or affected persons will have an opportunity to participate. Such persons may present their views either orally at the hearing or in writing at any time prior to the close of the hearing record. All evidence presented should be pertinent to the matter at hand. Written material not submitted at the time of the hearing which is to be included in the hearing record may be mailed to Barbara L. Neilson, Administrative Law Judge, Office of Administrative Hearings, 100 Washington Square #1700, Minneapolis, Minnesota 55401-2138; telephone (612) 341-7604, either before the hearing or within five working days after the public hearing ends. The Administrative Law Judge may at the hearing, order the record be kept open for a longer period not to exceed 20 calendar days. Any written materials or responses must be received at the office no later than 4:30 p.m. on the final day. The comments received during the comment period shall be available for review at the Office of Administrative Hearings. Following the close of the comment period the agency and all interested persons have five business days to respond in writing to any new information submitted during the comment period. During the five-day period, the agency may indicate in writing whether there are amendments suggested by other persons which the agency is willing to adopt. No additional evidence may be submitted during the five-day period. Any written materials or responses must be received at the office no later than 4:30 p.m. on the final day. The written responses shall be added to the rulemaking record. Upon the close of the record the Administrative Law Judge will write a report as provided for in *Minnesota Statutes*, sections 14.15 and 14.50. The rule hearing is governed by *Minnesota Statutes*, sections 14.14 to 14.20 and by *Minnesota Rules*, parts 1400.0200 to 1400.1200. Questions about procedure may be directed to the Administrative Law Judge.

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

## Proposed Rules

---

The agency's authority to adopt the proposed rules is contained in *Minnesota Statutes*, section 252.275, subdivision 6. Adoption of these rules will not result in additional spending by local public bodies in excess of \$100,000 per year for the first two years following adoption under the requirements of *Minnesota Statutes*, section 14.11. A fiscal note prepared according to the requirements of *Minnesota Statutes*, section 3.98, subdivision 2, estimating the fiscal impact of the rule is available upon request from Laura Plummer Zrust, Department of Human Services, Rules Division, 444 Lafayette Road, St. Paul, Minnesota 55155-3816, telephone (612) 297-1217.

In preparing these amendments, the agency has considered the requirements of *Minnesota Statutes*, section 14.115 in regard to the impact of the proposed rules on small business. The proposed amendments implement the semi-independent living services county reimbursement requirements mandated by the Legislature. The legislation imposes the reimbursement formula, formula limitation, guaranteed floor, and reallocation formula on the state semi-independent living services program in its reimbursement to counties. Adoption of less stringent requirements for small businesses would be contrary to the statutory objectives that are the basis for the proposed amendments. In addition, the agency believes that *Minnesota Statutes*, section 14.115 does not apply to these rules under the exclusion in *Minnesota Statutes*, section 14.115, subdivision 7, clause (2). In the event that section 14.115 does apply, the agency invites public comment at the public hearing. Furthermore, if any person knows of anyone who may be affected as a small business, the person may address this concern at the public hearing. A discussion of the Department's consideration of small businesses is available in the Statement of Need and Reasonableness.

*Minnesota Rules*, parts 9525.0900 to 9525.1020 establish standards that govern reimbursement by the Commissioner to counties for the cost of providing semi-independent living services (SILS) to persons with mental retardation or related conditions. Proposed amendments to parts 9525.0900 to 9525.1020 will, among other things: 1) clarify participant eligibility; 2) update approved provider standards; 3) clarify residential location standards, including population, location and ownership; 4) incorporate the formula established under *Minnesota Statutes*, section 252.275, subdivision 4 for the base allocation of SILS funds on a calendar year basis; 5) implement the provision under *Minnesota Statutes*, section 252.275, subdivision 3 for one-time living allowances; 6) implement the allowance under *Minnesota Statutes*, section 252.275, subdivision 4 for targeted allocations of SILS funds by establishing standards and application requirements; 7) incorporate the quarterly reallocation of SILS funds established under *Minnesota Statutes*, section 252.275, subdivision 4c; 8) update county variance standards; 9) add a provision for demonstration projects in order to demonstrate alternative methods for the provision of semi-independent living services; 10) implement the compliance provisions of *Minnesota Statutes*, section 252.275, subdivision 9; 11) streamline rule requirements by cross-referencing county contract requirements under parts 9550.0010 to 9550.0092; 12) clarify billable and nonbillable requirements for providers; 13) add definitions of the following terms: base allocation, individual program plan, legal representative, living allowance, participant, person with a related condition, residential location, and targeted allocation; and 14) revise the definitions of the following terms: provider, semi-independent living services, and unit of service.

Copies of the proposed rules are now available and at least one free copy may be obtained by writing to Laura Plummer Zrust, Department of Human Services, Rules Division, 444 Lafayette Road, St. Paul, Minnesota 55155-3816. This rule is also available for viewing at each of the county welfare or human service agencies in the State of Minnesota.

Additional copies will be available at the hearing. If you have any questions on the content of the rule contact Laura Plummer Zrust at the address or telephone number listed above.

NOTICE: Any person may request notification of the date on which the Administrative Law Judge's report will be available, after which date the agency may not take any final action on the rules for a period of five working days. 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 Administrative Law Judge. Any person may request notification of the date on which the rules were adopted and filed with the secretary of state. The notice must be mailed on the same day the rules are filed. If you want to be so notified you may so indicate at the hearing or send a request in writing to the agency at any time prior to the filing of the rules with the secretary of state.

NOTICE IS HEREBY GIVEN that a Statement of Need and Reasonableness is now available for review at the agency and at the Office of Administrative Hearings. The Statement of Need and Reasonableness includes a summary of all the evidence and argument which the agency anticipates presenting at the hearing justifying both the need for and reasonableness of the proposed rules. Copies of the Statement of Need and Reasonableness may be reviewed at the agency or the Office of Administrative Hearings and copies may be obtained from the Office of Administrative Hearings at the cost of reproduction.

Lobbyists must register with the State Ethical Practices Board. Questions should be directed to the Ethical Practices Board, 1st Floor, Centennial Office Building, 658 Cedar Street, St. Paul, Minnesota 55155, (612) 296-5148.

Dated: 11 December 1992

Natalie Haas Steffen  
Commissioner

## **Proposed Amendment of Permanent Rules Governing the Awarding and Administration of Grants for the Provision of Semi-Independent Living Services to Persons with Mental Retardation or Related Conditions**

### **Notice of Intent to Adopt a Rule Without a Public Hearing and Notice of Intent to Adopt a Rule With a Public Hearing if Twenty-Five or More Persons Request a Hearing**

**NOTICE IS HEREBY GIVEN** that the Department of Human Services proposes to adopt the above-entitled rule without a public hearing following the procedures set forth in *Minnesota Statutes*, section 14.22 to 14.28. The specific statutory authority to adopt the rule is *Minnesota Statutes*, section 252.275, subdivision 6.

Persons interested in this rule shall have 30 days in which to submit comment in support of or in opposition to the proposed rule or any part or subpart of the rule and comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request in writing. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to *Minnesota Statutes*, section 14.131 to 14.20. PLEASE NOTE THAT IF TWENTY-FIVE OR MORE PERSONS SUBMIT WRITTEN REQUESTS FOR A PUBLIC HEARING WITHIN THE 30-DAY COMMENT PERIOD, A HEARING WILL BE HELD ON FEBRUARY 9, 1993 IN CONFERENCE ROOMS 1-A AND 1-B AT THE DEPARTMENT OF HUMAN SERVICES, 444 LAFAYETTE ROAD, ST. PAUL, MINNESOTA 55155, COMMENCING AT 9:00 A.M. AND CONTINUING UNTIL ALL INTERESTED OR AFFECTED PERSONS HAVE AN OPPORTUNITY TO PARTICIPATE, UNLESS A SUFFICIENT NUMBER WITHDRAW THEIR REQUEST, IN ACCORDANCE WITH THE NOTICE OF PUBLIC HEARING ON THESE SAME RULES PUBLISHED IN THIS *STATE REGISTER* AND MAILED TO PERSONS REGISTERED WITH THE DEPARTMENT OF HUMAN SERVICES. To verify whether a hearing will be held, please call the Department of Human Services between January 28, 1993 and February 8, 1993 at (612) 297-1217.

Persons who wish to submit comments or a written request for a public hearing must submit such comments or requests to:

Laura Plummer Zrust  
Department of Human Services, Rules Division  
444 Lafayette Road  
St. Paul, Minnesota 55155-3816

Comments or written requests for a public hearing must be received by the Department by 4:30 p.m. on January 27, 1993.

The proposed rule may be modified if the modifications are supported by data and views submitted to the agency and do not result in a substantial change in the proposed rule as noticed.

A free copy of this rule is available upon request for your review from: Laura Plummer Zrust, Department of Human Services, Rules Division, 444 Lafayette Road, St. Paul, Minnesota 55155-3816, telephone (612) 297-1217.

A copy of the proposed rule may be viewed at any of the county welfare or human service agencies in the State of Minnesota.

*Minnesota Rules*, parts 9525.0900 to 9525.1020 establish standards that govern reimbursement by the Commissioner to counties for the cost of providing semi-independent living services (SILS) to persons with mental retardation or related conditions. Proposed amendments to parts 9525.0900 to 9525.1020 will, among other things: 1) clarify participant eligibility; 2) update approved provider standards; 3) clarify residential location standards, including population, location and ownership; 4) incorporate the formula established under *Minnesota Statutes*, section 252.275, subdivision 4, for the base allocation of SILS funds on a calendar year basis; 5) implement the provision under *Minnesota Statutes*, section 252.275, subdivision 3 for one-time living allowances; 6) implement the allowance under *Minnesota Statutes*, section 252.275, subdivision 4 for targeted allocations of SILS funds by establishing standards and application requirements; 7) incorporate the quarterly reallocation of SILS funds established under *Minnesota Statutes*, section 252.275, subdivision 4c; 8) update county variance standards; 9) add a provision for demonstration projects in order to demonstrate alternatives for the provision of semi-independent living services; 10) implement the compliance provisions of *Minnesota Statutes*, section 252.275, subdivision 9; 11) streamline rule requirements by cross-referencing county contract requirements under parts 9550.0010 to 9550.0092; 12) clarify billable and nonbillable requirements for providers; 13) add definitions of the following terms:

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

## Proposed Rules

---

---

base allocation, individual program plan, legal representative, living allowance, participant, persons with a related condition, residential location, and targeted allocation; and 14) revise the definitions of the following terms: provider, semi-independent living services, and unit of service.

A Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule has been prepared and is available upon request from Laura Plummer Zrust at the address and telephone number listed above.

The agency's authority to adopt the proposed rule is contained in *Minnesota Statutes*, section 252.275, subdivision 6. Adoption of these rules will not result in additional spending by local public bodies in the excess of \$100,000 per year for the first two years following adoption under the requirements of *Minnesota Statutes*, section 14.11. A fiscal note prepared according to the requirements of *Minnesota Statutes*, section 3.98, subdivision 2, estimating the fiscal impact of the rule is available upon request from Laura Plummer Zrust, at the address and telephone number above.

In preparing these amendments, the agency has considered the requirements of *Minnesota Statutes*, section 14.115 in regard to the impact of the proposed amendments on small business. The proposed amendments implement the semi-independent living services county reimbursement requirements mandated by the Legislature. The legislation imposes the reimbursement formula, formula limitation, guaranteed floor, and reallocation formula on the state semi-independent living services program in its reimbursement to counties. Adoption of less stringent requirements for small businesses would be contrary to the statutory objectives that are the basis for the proposed amendments. In addition, the agency believes that *Minnesota Statutes*, section 14.115 does not apply to these rules under the exclusion in *Minnesota Statutes*, section 14.115, subdivision 7, clause (2). In the event that section 14.115 does apply, the agency invites public comment at the public hearing or in written comments. Furthermore, if any person knows of anyone who may be affected as a small business, the person may address this concern at the public hearing or in written comments. A discussion of the Department's consideration of small businesses is available in the Statement of Need and Reasonableness.

If no hearing is required, upon adoption of the rule, the rule and the required supporting documents will be delivered to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the adopted rule, must submit the written request to Laura Plummer Zrust at the address above.

Dated: 11 December 1992

State of Minnesota  
Natalie Haas Steffen  
Commissioner

### Rules as Proposed

#### 9525.0900 DEFINITIONS.

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

Subp. 2. **Administrative operating costs.** "Administrative operating costs" has the meaning given it in ~~12 MCAR § 2.05313~~ ~~[Temporary]~~ part 9553.0040, subpart 3.

Subp. 2a. Base allocation. "Base allocation" means the funds allocated to counties for the provision of semi-independent living services according to the formula in Minnesota Statutes, section 252.275, subdivision 4.

~~Subp. 3. Case management services. "Case management services" means identifying the need for, seeking out, acquiring, authorizing, and coordinating services to persons with mental retardation or related conditions; and monitoring the delivery of the services to, and protecting the rights of, the persons with mental retardation or related conditions. These services are provided by an individual designated by the county board under part 9525.0035 [Emergency] administration and services provided under Minnesota Statutes, section 256B.092.~~

~~Subp. 4. Case manager. "Case manager" means the individual designated by the county board under part 9525.0035 [Emergency] to provide case management services has the meaning given it in part 9525.0015, subpart 5.~~

Subp. 5. [See repealer.]

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

~~Subp. 8. County of financial responsibility. "County of financial responsibility" has the meaning given it in Minnesota Statutes, section 256E.08 256G.02, subdivision 7 4.~~

[For text of subp 9, see M.R.]

Subp. 9a. Home- and community-based waived services. "Home- and community-based waived services" means services provided under parts 9525.1800 to 9525.1930, Funding and Administration of Home- and Community-Based Services.

[For text of subp 10, see M.R.]



Subp. 11. [See repealer.]

**Subp. 11a. Individual program plan.** “Individual program plan” means a coordinated, integrated, and comprehensive written plan to provide services to the participant that is developed:

A. consistent with all aspects of the participant’s individual service plan;

B. in compliance with other applicable state and federal laws and regulations governing services to persons with mental retardation or related conditions; and

C. by the provider in consultation with the interdisciplinary team.

**Subp. 12. Individual service plan.** “Individual service plan” means the written plan for a person under part 9525.0085 [Emergency] means the written plan developed by the service planning team, containing the components required under Minnesota Statutes, section 256B.092, subdivision 1b.

**Subp. 13. Interdisciplinary team.** “Interdisciplinary team” means a team composed of the case manager, the person with mental retardation or a related condition, the person’s legal representative and advocate, if any, and representatives of all providers providing services set forth in the individual service plan has the meaning given it in part 9525.0015, subpart 15.

**Subp. 14. Intermediate care facility for the mentally retarded persons with mental retardation or related conditions or ICF/MR.** “Intermediate care facility for the mentally retarded persons with mental retardation or related conditions” or “ICF/MR” means a program licensed to provide services to persons with mental retardation or related conditions under Minnesota Statutes, section 252.28, and a physical plant licensed as a supervised living facility under Minnesota Statutes, chapter 144, which together are certified by the Minnesota Department of Health as an intermediate care facility for the mentally retarded persons with mental retardation or related conditions. Unless otherwise stated, the term ICF/MR includes state-operated and community-based facilities.

**Subp. 14a. Legal representative.** “Legal representative” means the parent or parents of a person who is under 18 years of age, a guardian or conservator, or a guardian ad litem who is authorized by the court to make decisions about services for a person.

**Subp. 14b. Living allowance.** “Living allowance” means the provision of funds in the form of cash or a voucher according to part 9525.0950, where other public funds are unavailable, to enable a person eligible to receive semi-independent living services under part 9525.0920 to secure housing.

[For text of subp 15, see M.R.]

**Subp. 15a. Participant.** “Participant” means a person who is receiving semi-independent living services under parts 9525.0900 to 9525.1020.

**Subp. 16. Person with mental retardation or a related condition.** “Person with mental retardation or a related condition” has the meaning given it in part 9525.0015 [Emergency], subpart 22 20.

**Subp. 16a. Person with a related condition.** “Person with a related condition” has the meaning given it in Minnesota Statutes, section 252.27, subdivision 1a.

**Subp. 17. Provider.** “Provider” means an individual, organization, or agency, including a county board, that provides semi-independent living services and that meets the requirements of parts 9525.0500 to 9525.0660, Semi-independent Living Services Licensure, and 9525.0930. For the purpose of parts 9525.0900 to 9525.1020 a provider may be a county board that provides semi-independent living services directly or a contractor with a county board.

Subp. 18. [See repealer.]

**Subp. 18a. Residential location.** “Residential location” means the physical site, including the structure, where a participant resides.

**Subp. 19. Semi-independent living services or SILS.** “Semi-independent living services” or “SILS” means services that include training, counseling, instruction, supervision, and assistance provided in accordance with the client’s individual habilitation plan for fewer than 24 hours per day. Services include assistance with budgeting, meal preparation, shopping, personal appearance, and related social support services needed to maintain and improve the client’s level of functioning, and assistance in:

A. managing money;

B. preparing meals;

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

## Proposed Rules

C. shopping;

D. maintaining personal appearance and hygiene; and

E. other activities needed to maintain and improve an adult with mental retardation or related condition's capability to live in the community.

Subp. 20. [See repealer.]

Subp. 20a. Targeted allocation. "Targeted allocation" means funds appropriated by the legislature for special purposes, to be allocated to counties by the commissioner based on proposals submitted by the counties.

Subp. 21. Unit of service. "Unit of service" means one hour of staff time spent on activities related to developing, implementing, coordinating, or evaluating a client's habilitation semi-independent living services delivered according to the participant's individual program plan as limited in part 9525.0950, subpart 1.

### **9525.0910 PURPOSE AND APPLICABILITY.**

Subpart 1. Purpose. The purpose of parts 9525.0900 to 9525.1020, as authorized by Minnesota Statutes, section 252.275, is to establish procedures for implementing a statewide program of semi-independent living services to provide support for persons with mental retardation or related conditions to live as independently as possible in the community. An objective of the program is to assist county boards in reducing the utilization unnecessary use of intermediate care facilities for persons with mental retardation or related conditions and home- and community-based services.

Subp. 2. Applicability. Parts 9525.0900 to 9525.1020 govern the awarding and administration of grants by the commissioner to county boards under Minnesota Statutes, section 252.275, for the provision of semi-independent living services to persons with mental retardation or related conditions. Parts 9525.0900 to 9525.1020 do not govern semi-independent living services funded as a community social service under in any part according to Minnesota Statutes, sections 256E.01 to 256E.12 section 252.275, for persons meeting the eligibility criteria specified in part 9525.0920.

### **9525.0920 CLIENT PARTICIPANT ELIGIBILITY CRITERIA.**

A county board may receive state reimbursement for providing semi-independent living services to a person with mental retardation or a related condition who is 18 years of age or older and who meets the requirements in item A or B. has been determined by the case manager to:

A. the person and his or her case manager have determined that the person requires, and will continue to require for a period which exceeds 90 consecutive days, systematic supervision, assistance, or training in order to manage his or her activities but does not require that supervision, assistance, or training on a daily basis; or need less than a 24-hour plan of care; and

B. the person resides in an ICF/MR or receives home and community-based services under parts 9525.1800 to 9525.1930 [Emergency] and a screening team established by Minnesota Statutes, section 256B.092 has determined that the person would remain in an ICF/MR or would continue receiving home and community-based services under parts 9525.1800 to 9525.1930 [Emergency] if SILS were not provided be unable to function independently without semi-independent living services. For purposes of parts 9525.0900 to 9525.1020, a person receiving adult foster care services under parts 9545.0010 to 9545.0260 is not deemed to have a 24-hour plan of care. Adult foster care services and SILS may be delivered concurrently if:

(1) the delivery of both services would not result in a duplication of services to the participant; and

(2) the goal of the SILS is to increase the participant's level of independence.

### **9525.0930 APPROVED PROVIDER.**

Subpart 1. Conditions of approval. A provider is approved to receive reimbursement from a county board for SILS provided under parts 9525.0900 to 9525.1020 if the provider has the license required in item A and meets the requirements of item B or C:

A. the provider has a current license to provide SILS in accordance with according to Minnesota Statutes, sections 252.28 and 245A.01 to 245A.16 245A.18, and parts 9525.0500 to 9525.0660; and

B. the provider is in compliance with the requirement in subpart 2; or

C. the provider will achieve full compliance with subpart 2 by January 1, 1987, and the provider's plan for achieving compliance:

(1) was submitted to the county board by January 1, 1985; and

(2) was approved by the commissioner for a period not to exceed two years (Semi-independent Living Services Licensure), except for demonstration projects approved under part 9525.0996.

Subp. 2. [See repealer.]

Subp. 3. [See repealer.]

Subp. 4. [See repealer.]

Subp. 5. [See repealer.]

Subp. 6. [See repealer.]

Subp. 7. [See repealer.]

**9525.0935 RESIDENTIAL LOCATION STANDARDS.**

Subpart 1. Population, location, and ownership of residential locations. Services provided must meet the requirements in items A to C:

A. the participant or the participant's legal representative has made an informed choice of a residential location which meets the requirements of items B and C;

B. a residential location must not be adjacent to or within a group residential program licensed under parts 9525.0215 to 9525.0355 (Residential Programs and Services for Persons with Mental Retardation or Related Conditions), except as permitted under part 9525.0950, subpart 5, and a residential location where more than eight participants reside must not be adjacent to another SILS residential location where more than eight participants reside; and

C. no more than eight participants may be served per residential location, unless fewer than 25 percent of its residents are receiving SILS.

Subp. 2. Effective date. For participants who are determined eligible for SILS after the effective date of parts 9525.0900 to 9525.1020, counties will receive reimbursement only for the provision of SILS to participants who live in a residential location which meets the requirements of subpart 1.

For participants who were determined eligible for SILS before the effective date of parts 9525.0900 to 9525.1020, counties will receive reimbursement only for the provision of SILS to participants that live in a residential location which meets the requirements of subpart 1, within one year after the effective date of parts 9525.0900 to 9525.1020.

Subp. 3. Variance from residential location standards. A county board may submit a written request to the commissioner for a variance from subpart 1, item C, according to the requirements of part 9525.0995. The commissioner's determination must be based on the following:

A. that the participant may move to another residence in the same community and continue to receive SILS; and

B. that granting the variance would not result in a high concentration of persons with mental retardation or related conditions at any residential location or within any town, municipality, or county of the state.

**9525.0940 COUNTY BOARD AND PROVIDER CONTRACT AND COUNTY BOARD EFFORTS TO HIRE DISPLACED STATE HOSPITAL STAFF.**

Subpart 1. Written contract requirements. In order for the host county to receive reimbursement for the cost of SILS provided under parts 9525.0900 to 9525.1020, an approved provider, other than the host county itself, must have a written contract with the host county that meets the requirements in this part parts 9550.0010 to 9550.0092 (Administration of Community and Social Services).

The written contract must also contain:

A. specification of activities under part 9525.0950, subpart 1, which are to be included in the unit of service for purposes of the contract;

B. specification that the provider must report the number of units of activity agreed upon under item A, when submitting invoices to the county for payment of SILS provided; and

C. the provider's budget for providing the services specified in the contract, including administrative operating costs. Allowable administrative operating costs must be limited to costs properly attributable to semi-independent living services.

Items A and B must be included in all contracts entered into or renewed after December 31, 1992.

Subp. 1a. Exception. A contract under subpart 1 is not required for demonstration projects authorized under part 9525.0996. When a contract is not entered into, an agreement between the participant, provider, and county board is required in lieu of a contract. This agreement must contain the following:

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

## Proposed Rules

---

---

- A. a description of the services to be provided;
- B. assurances of health and safety for the participants;
- C. costs for providing services under the demonstration project;
- D. the time period of the agreement;
- E. conditions for termination of the agreement; and
- F. requirements for notice to the participant.

Subp. 2. [See repealer.]

Subp. 3. [See repealer.]

### 9525.0950 REIMBURSEMENT STANDARDS.

Subpart 1. **Limits on unit of service activities.** Activities for which staff time may be charged in determining a unit of service as defined in part 9525.0900, subpart 21, are limited to:

A. Direct contact activities involving contact with the client participant, either face-to-face or over the phone, which facilitates the client's participant's attainment of individual service plan goals and objectives. ~~Direct contact activities include the staff member's transportation time to and from service sites.~~

B. Collateral activities involving direct verbal or written contact with professionals or others regarding the client participant which facilitates the client's participant's attainment of individual service plan goals and objectives.

C. Individual habilitation program planning activities, including attending the client's participant's interdisciplinary team meetings, assessing the client's participant's functioning levels, developing and reviewing the client's participant's quarterly and annual habilitation individual program plans, and charting and reporting the client's participant's progress toward individual service plan goals and objectives.

D. Staff member's transportation time to and from locations where SILS are provided. Costs of transportation time between a staff member's residence and the location where SILS are provided may not be charged. Costs of transportation between a staff member's residence and the location of the first site visit of the service day may be charged only when the distance is less than the distance between the first site visit and the provider's central office.

Subp. 2. **Reimbursable costs.** County boards may be reimbursed for costs of providing semi-independent living services for which a county board may be reimbursed by the state and living allowances under parts 9525.0900 to 9525.1020 are costs of those services directed at maintaining and improving a client's participant's functioning level. The cost of services for any person exceeding the state share of the average medical assistance costs for services provided by intermediate care facilities for persons with mental retardation or related conditions for the same fiscal year are not reimbursable to the county board under parts 9525.0900 to 9525.1020. The cost of semi-independent living services provided by a participant's family members or guardian are not reimbursable under parts 9525.0900 to 9525.1020.

Subp. 2a. Semi-independent living services. Services for which costs are reimbursable include ~~supervision, training and assistance, counseling, or training~~ in the areas listed in items A to L:

- A. nutrition, meal planning, and preparation;
- B. shopping;
- C. first aid training;
- D. money management and budgeting;
- E. self administration of medications;
- F. use of the telephone and other public utilities;
- G. personal appearance and hygiene;
- H. apartment or home maintenance and upkeep obtaining and maintaining housing;
- I. use of community emergency resources;
- J. rights and responsibilities of community living;
- K. social, recreational, and transportation usage skills; and
- L. appropriate social behaviors.

Subp. 2b. Living allowances. County-paid living allowances eligible for state reimbursement must not exceed \$1,500 per participant in each calendar year. Participants are eligible for a living allowance once per period of continuous participation in SILS. The provision

of a living allowance must be used for the purpose of enabling the participant to receive semi-independent living services. The provision of a living allowance is limited to the following expenditures:

- A. damage or security deposits for housing rental;
- B. utility deposits and connection costs;
- C. household furnishings; and
- D. other items necessary to enable the participant to secure a home in which to receive semi-independent living services.

Subp. 3. **Authorization for services.** Costs of providing semi-independent living services are reimbursable only when the services provided have been authorized by the ~~county board~~ case manager. The authorization must indicate the amount, types and cost of SILS to be provided, and the expected ~~client~~ participant outcome or outcomes. The written authorization for services to a ~~client~~ participant must be added to the ~~client~~ participant's case record.

Subp. 4. [See repealer.]

Subp. 5. **Services to persons in an ICF/MR.** Costs of semi-independent living services provided to a person with mental retardation or a related condition while ~~he or she~~ the person resides in an ICF/MR must be reimbursed only when the amount of service provided while the person resides in an ICF/MR does not exceed a total of 20 hours and when the services provided result in the person's moving directly from the ICF/MR into a semi-independent living arrangement.

Subp. 6. **Relationship of SILS to day programs and employment activities.** Costs of semi-independent living services provided on a schedule that precludes the ~~client~~ participant from participation in the day programs or employment activities specified in the ~~client's~~ participant's individual service plan, or provided as a substitute for the specified day programs or employment activities, must not be reimbursed. This subpart does not prohibit reimbursement for SILS provided during the day to ~~clients~~ participants who are working on a part-time basis or seeking employment if SILS participation does not preclude the ~~client's~~ participant's part-time work or employment seeking.

Subp. 7. **No reimbursement for case management services costs and county administrative costs.** Any case management services costs ~~and administrative costs~~ incurred by counties or by SILS providers under contract with counties are not reimbursable as costs of semi-independent living services. When the county board provides SILS directly, the county must be reimbursed for costs of services provided according to the units of service defined in part 9525.0900 and must not be reimbursed for administrative costs. SILS provided by the county case manager assigned to the ~~client~~ participant must not be reimbursed under parts 9525.0900 to 9525.1020.

Subp. 8. **No reimbursement for room and board.** With the exception of living allowances provided for under subpart 2, expenditures for room and board are not reimbursable as costs of semi-independent living services. Room and board expenses are ~~all~~ directly identifiable ~~the~~ costs of:

- A. normal and special diet food preparation and service;
- B. linen, bedding, laundering, and laundry supplies;
- C. housekeeping, including cleaning and lavatory supplies;
- D. maintenance and operation of the building and grounds, including fuel, electricity, water, and supplies, parts, and tools to repair and maintain equipment and facilities; and
- E. allocation of salaries and other costs related to these areas.

Subp. 9. **SILS cost allocations.** Providers that provide both SILS and ICF/MR services must show SILS cost allocations according to the cost category allocation principles and procedures in ~~12 MCAR S 2.05312 [Temporary] A. and B~~ parts 9553.0010 to 9553.0080, Determination of Payment Rates for Intermediate Care Facilities for Persons with Mental Retardation or Related Conditions. The following costs ~~in items A and B in this subpart~~ are not reimbursable as costs of SILS:

- A. costs specified as nonallowable costs in ~~12 MCAR SS 2.05301-2.05315 [Temporary]~~ parts 9553.0010 to 9553.0080; and
- B. costs not specifically identified as reimbursable costs of SILS in parts 9525.0900 to 9525.1020.

#### **9525.0965 ALLOCATIONS TO COUNTIES.**

Subpart 1. Base allocations. The commissioner shall allocate funds to county boards for the provision of semi-independent living

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

## Proposed Rules

services on a calendar year basis according to the allocation formula in Minnesota Statutes, section 252.275, subdivisions 4 and 4b. The commissioner shall notify county boards by December 1 of each calendar year of the allocation for the subsequent calendar year.

Subp. 2. Formula limitation. For calendar year 1993 and all subsequent years, the amounts allocated under subpart 1 are subject to the limitations required under Minnesota Statutes, section 252.275, subdivision 4a.

Subp. 3. Targeted allocations. To be considered for a targeted allocation under Minnesota Statutes, section 252.275, a county must submit an application on a form prescribed by the commissioner. The commissioner shall notify county boards of application deadlines.

Subp. 4. Review and determination of targeted grant applications. The commissioner shall review county applications for targeted allocations and make a determination based on the following:

A. county compliance with the requirements of parts 9525.0900 to 9525.1020 and Minnesota Statutes, section 252.275; and

B. the amount of funds appropriated by the legislature under Minnesota Statutes, section 252.275.

The commissioner shall give county boards written notice of approval or denial of the application for a targeted allocation within 30 calendar days of the department's receipt of the county's application.

### **9525.0970 STATE REIMBURSEMENT OF COUNTIES AND PAYMENT.**

Subpart 1. Reimbursement amounts. State reimbursement payment to a county board for allowable costs under part 9525.0950 must be made according to the schedule in subpart 4 and must be based on actual expenditures for providing SILS to eligible clients and the rate of state reimbursement which the commissioner has determined to be in effect for the grant period during which reimbursement is made specified in this subpart. The amount of state reimbursement to a county board may not exceed the amount of the state grant award made to the county board for the grant period limits established under Minnesota Statutes, section 252.275, subdivision 3.

State reimbursement must be at a minimum rate of 70 percent of a county board's cost of providing SILS as mandated by parts 9525.0900 to 9525.1020 and Minnesota Statutes, section 252.275, subdivision 4, up to the allocation determined by Minnesota Statutes, section 252.275, subdivision 4.

Subp. 2. [See repealer.]

Subp. 3. [See repealer.]

Subp. 4. Payments to counties. Payments made to county boards by the commissioner must be in the form of an advance payment, with quarterly installments. The commissioner may certify an advance up to 25 percent of the allocation according to Minnesota Statutes, section 252.275, subdivision 3. Subsequent quarterly payments to each county board shall be made on a reimbursement basis for reported expenditures contingent upon the board's submitting a completed quarterly financial report on forms provided by the commissioner.

Subp. 5. Quarterly payment adjustments. The commissioner shall review county expenditures after each quarter. If actual expenditures by a county board and the providers under contract with the county board to provide SILS are less than projected in the county board's approved budget costs upon which the county board's base and targeted allocations are based, the commissioner shall adjust the quarterly payments so that the percentage of cost paid by the state remains within the limits in subparts subpart 1 and 2. Under Minnesota Statutes, section 252.275, subdivision 4c, the commissioner may reallocate unexpended money at any time among those counties which have earned their full base allocation, and may reallocate targeted allocations at any time that it is determined, after consultation with the affected county, that the allocated funds will not be used as projected.

### **9525.0980 FISCAL AND PROGRAM REPORTING.**

Subpart 1. Records documenting compliance. The county board, and the providers under contract with the county board to provide SILS, shall maintain records to document compliance with parts 9525.0900 to 9525.1020, including compliance with the applicable laws and rules referenced in part 9525.1020, and adherence to the goals and objectives in the SILS proposal approved with the grant application.

Subp. 2. Reports. The county board shall use forms provided by the commissioner to report the use of funds under Minnesota Statutes, section 252.275, for the previous grant allocation period. The reports required are quarterly fiscal reports to ensure tracking of state expenditure for SILS and quarterly and annual program reports describing the types of clients participants served and, the amount and types of services provided, and summary data of participant outcomes. County boards shall submit quarterly fiscal and program reports within 20 days of the end of the quarter and to the commissioner according to Minnesota Statutes, section 256.01, subdivision 2, paragraph (17). County boards shall submit annual program reports within 20 days of to the commissioner by January 31 following the end of the grant each calendar year. A county board may include these reports in its annual reports for community social services.

Subp. 3. Financial records. The financial records maintained by the county board and by providers under contract with the county

board to provide SILS must:

- A. use generally accepted accounting principles;
- B. identify all sources and amounts of ~~income~~ revenue;
- C. document all expenditures; ~~and~~
- D. ~~compare expenditures to the approved budget; and~~
- ~~E. allow the verification of indirect costs allocated to SILS by the provider.~~

[For text of subs 4 and 5, see M.R.]

#### **9525.0995 COUNTY VARIANCES.**

Subpart 1. Generally. A county board may apply to the commissioner for a variance from parts 9525.0900 to 9525.1000 according to subparts 2 to 5.

Subp. 2. County request for variance. A county board may apply for a variance from compliance with parts 9525.0900 to 9525.1000 by submitting a written application to the commissioner documenting the reason the county is unable to comply with the identified requirement. The application for the variance must show the county's proposal for an alternative to full compliance:

- A. meets the individual needs of participants; and
- B. ensures services are provided in the least restrictive environment.

Subp. 3. Granting a variance. The commissioner's grant of a county board's variance request must be based on the following:

- A. the request was submitted according to subpart 2;
- B. the county board has provided reasonable evidence of the need for a variance; and

C. the request is in compliance with state and federal laws governing services for persons with mental retardation or related conditions.

Subp. 4. Notice. The commissioner shall review the county board's request for a variance and notify the county board, in writing, within 30 calendar days whether the request for a variance has been granted or denied. If the variance request is approved, the notice must state the specific conditions of approval. If the variance request is denied, the notice must state the reasons why the variance request was denied and inform the county board of the right to request a review of the commissioner's decision. A request for a review of the commissioner's denial of a variance request is governed by part 9525.1010.

Subp. 5. Continuation of variance. The procedures for requesting, granting, or denying a continuation of variance must be the same as the procedures in subparts 2, 3, and 4. The procedure for notifying the county board whether the continuation has been granted or denied must be the same as the procedure in subpart 4. Failure of a county board to comply with any condition of approval of a variance granted under subpart 3 may result in revocation of the variance.

#### **9525.0996 DEMONSTRATION PROJECTS.**

Subpart 1. Request for demonstration projects. A county board may submit a written request to the commissioner to demonstrate alternative methods of providing semi-independent living services. Counties may request a variance from the licensing and contract requirements under parts 9525.0900 to 9525.1020 as a part of the proposed demonstration project. Requests for a demonstration project must contain documentation of the following information:

- A. a description of the services to be provided;
- B. eligibility criteria for participation in the demonstration project;
- C. the portion of the county's SILS allocation to be attributed to the demonstration project;
- D. assurances of health and safety for the participants;
- E. assurances that the services will result in the participants' increased independence;
- F. assurances that the services will be provided in compliance with applicable state and federal law; and
- G. methods for evaluating the effectiveness of the services.

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

## Proposed Rules

Subp. 2. Approval of demonstration projects. The commissioner's approval of a request for a demonstration project must be based on the following conditions:

A. services provided under the demonstration project must meet the individual needs and preferences of participants;

B. the demonstration project must ensure that services will be delivered in the least restrictive environment;

C. the request must be submitted according to subpart 1; and

D. the demonstration project must comply with state and federal laws governing services to persons with mental retardation or related conditions, unless otherwise waived under this part.

### **9525.1000 REDUCTION, TERMINATION, AND REPAYMENT OF GRANTS FUNDS.**

Subpart 1. Excess funds. If The commissioner determines, in consultation with a county board, that the total grant awarded to that county will not be needed during the grant period, the commissioner shall reduce the grant award by the amount determined not to be needed shall require repayment of any funds paid in advance to a county that would exceed the reimbursement rate under part 9525.0970, subpart 1.

Subp. 2. Improper use of funds. If the commissioner determines that funds allocated to a county board under a grant are not being used in accordance with the SILS proposal and SILS budget submitted with the grant application and approved by the commissioner or with parts 9525.0900 to 9525.1020, all or part of the grant must be terminated. Under Minnesota Statutes, section 252.275, subdivision 9, the commissioner shall may require repayment of any funds not used in accordance with according to the SILS proposal and SILS budget approved by the commissioner or with requirements of parts 9525.0900 to 9525.1020.

Subp. 3. Notification. Before the commissioner reduces, terminates, or requires repayment of grant funds under subpart 1 or 2, the commissioner shall give 30 days' written notice to the county board and send a copy of the written notice to affected providers. The written notice must inform the county board of its right to request a review of the commissioner's action under part 9525.1010.

### **9525.1020 PENALTY FOR NONCOMPLIANCE WITH APPLICABLE LAWS AND RULES.**

If a court of the agency responsible for assuring compliance determines that a county board or a provider under contract with a county board to provide SILS does not comply with Minnesota Statutes, section 252.275, parts 9525.0900 to 9525.1020, and with the other applicable laws and rules in items A to E governing services to persons with mental retardation or related conditions, the commissioner shall has the authority to suspend or withhold payments or require repayment under part 9525-1000. The procedure for requesting a review of the commissioner's action under this part must be the same as the procedure in part 9525-1010. A county board notified by the commissioner of noncompliance with requirements in this part, shall demonstrate compliance or develop a corrective action plan as required under Minnesota Statutes, section 256E.05, subdivision 5. Appeals by a county board of action taken by the commissioner under Minnesota Statutes, section 256E.05, are governed by Minnesota Statutes, section 256E.06, subdivision 10.

A. Minnesota Statutes, section 245.825 and rules adopted under that section that govern the use of aversive and deprivation procedures;

B. Minnesota Government Data Practices Act, Minnesota Statutes, sections 13.01 to 13.57;

C. Minnesota Statutes, sections 626.556 to 626.557 and rules adopted under those sections that govern reporting of maltreatment of minors and vulnerable adults;

D. Minnesota Statutes, chapter 363, Minnesota Human Rights Act; and

E. Minnesota Statutes, section 252.275 that mandates reasonable efforts to hire qualified employees displaced by reorganization, closure, or consolidation of state hospital mental retardation units.

REPEALER. Minnesota Rules, parts 9525.0900, subparts 5, 11, 18, and 20; 9525.0930, subparts 2, 3, 4, 5, 6, and 7; 9525.0940, subparts 2 and 3; 9525.0950, subpart 4; 9525.0960; 9525.0970, subparts 2 and 3; and 9525.0990, are repealed.

## Department of Labor and Industry

### Proposed Permanent Rules Relating to OSHA; Standard Industrial Classification List

NOTICE IS HEREBY GIVEN that the Department of Labor and Industry, Occupational Safety and Health Division (Minnesota OSHA), proposes the following addition to the Department of Labor and Industry, Occupational Safety and Health Rules. Statutory authority to adopt this rule is Minnesota Statutes § 182.655.

This notice proposes the adoption of modifications to Minnesota Rule 5205.1500 "Standard Industrial Classification List" which lists the standard industrial classifications of employers that must comply with the provisions of Minnesota Statutes § 182.653,



subdivision 8, also known as "A Workplace Accident and Injury Reduction Act" or "AWAIR". Subdivision 8a of *Minnesota Statutes* § 182.653, required the commissioner to adopt this list of standard industrial classifications and to update that list every two years. The original list was adopted on December 3, 1990.

All interested or affected persons have 30 days from the date this notice is published in the *State Register* to submit, in writing, data and views on the proposed amendments to the rule. Comments in support of or in opposition to the proposed amendments are encouraged. Each comment should identify the portion of the proposed amendment addressed, the reason for the comment, and any change proposed. The comment period will close on January 29, 1993.

Any person may file with the Commissioner written objections to the proposed amendments stating the grounds for those objections and may request a public hearing. A public hearing will be held if 25 or more persons submit written requests for a public hearing on the proposed amendments within the 30-day comment period. Requests for hearing must include the name and address of the person submitting the request, define the reasons for the request, and discuss any proposed changes. If a public hearing is required, the Department will proceed according to the provisions of *Minnesota Statutes* § 182.655 and *Minnesota Rules* 5210.0010 to 5210.0100.

Written comments or requests for hearing should be sent to: Occupational Safety and Health Division, Department of Labor and Industry, 443 Lafayette Road, St. Paul, Minnesota 55155-4307.

The following is a brief summary of the proposed changes. The complete text of the proposed revisions follows this summary.

"A Workplace Accident and Injury Reduction Act" (AWAIR) was passed by the Minnesota Legislature during the 1990 session (*Laws of Minnesota, 1990, Chapter 508*). That legislation amended the Occupational Safety and Health Act of 1973 (*Minnesota Statutes Chapter 182*) by adding new subdivisions 8, 8a, and 8b to § 182.653. Subdivision 8 requires each employer to develop a written workplace safety and health program that explains how managers, supervisors and employees are responsible for implementing the program and how the continued participation of management will be established, measured and maintained; the methods used to identify, analyze and control new or existing hazards, conditions, and operations; how the plan will be communicated to all affected employees so that they are informed of work-related hazards and controls; how workplace accidents will be investigated and corrective action implemented; and how safe work practices and rules will be enforced.

Subdivision 8a of § 182.653 requires the Commissioner of Labor and Industry to adopt a list of standard industrial classifications (SICs) of employers who must comply with subdivision 8. The list must be based on the safety record or worker's compensation record of the industries and must be updated every two years. Employers within the standard industrial classifications on the list must comply with subdivision 8 within six months following the date the SIC that applies to them is placed on the adopted list.

To meet the mandate of § 182.653, subdivision 8a, the department reviewed Minnesota and national injury and illness statistics. The proposed revisions to the list are based on the 1990 "Minnesota Occupational Injuries and Illnesses Survey" which was conducted by the Minnesota Department of Labor and Industry in cooperation with the Bureau of Labor Statistics. This survey involved the collection of data from employers in the following industries in Minnesota:

- Agricultural Production (farms having 11 or more employees—SIC 01-02)
- Agricultural Services, Forestry and Fishing (SIC 07-09)
- Oil and Gas Extraction (SIC 13)
- Construction (SIC 15-17)
- Manufacturing (SIC 20-39)
- Transportation and Public Utilities (SIC 41-49)
- Wholesale and Retail Trade (SIC 50-59)
- Wholesale Trade (SIC 50-51)
- Retail Trade (SIC 52-59)
- Finance, Insurance, and Real Estate (SIC 60-67)
- Services (except SIC 88, Private Households—SIC 70-89)
- State and Local Government

All employees (full-time, part-time, casual, etc.) in these industries were covered by the survey. Only self-employed individuals

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

## Proposed Rules

and federal government employees were excluded. Data from employers in the railroad industry (SIC 40) and from mining operators in coal mining (SIC 12) and metal and nonmetal mining (SICs 10 and 14) were provided by the Federal Railroad Administration, U. S. Department of Transportation and the Mine Safety and Health Administration, U. S. Department of Labor. To conduct the survey, questionnaires were mailed to 8,744 sample units. The usable response rate was 92.7 percent.

The survey results are reported as occupational injuries and illnesses incidence rates by industry (SIC). For all industries combined, the 1990 survey results indicate an 8.0 injury and illness incidence rate (recordable injuries and illnesses per 100 full-time workers) and a 3.8 lost workday incidence rate (lost workday cases per 100 full-time workers). These rates are the combined rates for all reporting industries and are considered the "average" Minnesota rate. Using this as the average for Minnesota industries, those industries with an incidence rate higher than 8.0 or a severity rate higher than 3.8 have significantly higher injury and illness occurrences and, therefore, must comply with the AWAIR Act.

Because the Minnesota survey did not include injury and illness rates for all industries, national data, as reported in "Occupational Injuries and Illnesses in the United States by Industry, 1990" Bulletin 2399 released by the Bureau of Labor Statistics in April 1992, was used. This 1990 survey sample consisted of approximately 250,000 sample units and reflects the occupational injury and illness experience of employers in the 50 states plus the District of Columbia. Original and followup mailings resulted in a response rate of 94 percent. Only those industries for which no Minnesota data was available were taken from the national list. Standard Industrial Classifications for which no national or Minnesota data was available are also excluded from the list.

The proposed amendments to 5205.1500 include the addition of those industries with an incidence rate at or above 8.0 or a severity rate at or above 3.8 on the 1990 Minnesota survey. Those industries not reported on the Minnesota survey that appear in the 1990 national survey with rates above the Minnesota averages of 8.0 or 3.8 were also added to the list of industries that must comply with AWAIR. Industries below the 1990 average rates of 8.0 or 3.8 are proposed for deletion from the SIC list. (Attachment A to this notice provides a list the SICs that are proposed for addition to and deletion from the existing list.) SICs that are not on the proposed list may be added to the list in two years if the incidence or severity rates for the industry go above the Minnesota average for that year. Updates to this list will be based on the most current injury and illness data available at the time of the update.

John B. Lennes  
Commissioner

### Rules as Proposed

#### 5205.1500 STANDARD INDUSTRIAL CLASSIFICATION LIST.

Employers in the standard industrial classifications listed in this part must comply with *Minnesota Statutes*, section 182.653, subdivision 8. The standard industrial classifications in this part are those defined by the Office of Management and Budget published in the Standard Industrial Classification Manual, 1987 edition.

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

#### D. Forestry:

- (1) 0811, timber tracts;
- (2) 0831, forest products; and
- (3) 0851, forestry services.

#### E. Metal mining:

- (1) 1011, iron ores;
- (2) 1021, copper ores;
- (3) 1031, lead and zinc ores;
- (4) 1041, gold ores;
- (5) 1044, silver ores;
- (6) 1061, ferroalloy ores, except vanadium;
- (7) 1081, metal mining services;
- (8) 1094, uranium-radium-vanadium ores; and
- (9) 1099, metal ores, not elsewhere classified.

#### F. Coal mining:

[For text of subitems (1) to (4), see M.R.]

#### G. Oil and gas extraction:

- (1) 1381, drilling oil and gas wells;
- (2) 1382, oil and gas exploration services; and
- (3) 1389, oil and gas field services, not elsewhere classified.

~~F.~~ H. Nonmetallic minerals, except fuels:

- (1) 1411, dimension stone;
- (2) 1422, crushed and broken limestone;
- (3) 1423, crushed and broken granite;
- (4) 1429, crushed and broken stone, not elsewhere classified;
- ~~(2)~~ (5) 1442, construction sand and gravel; ~~and~~
- ~~(3)~~ (6) 1446, industrial sand;
- (7) 1455, kaolin and ball clay;
- (8) 1459, clay and related minerals, not elsewhere classified;
- (9) 1474, potash, soda, and borate minerals;
- (10) 1475, phosphate rock;
- (11) 1479, chemical and fertilizer mining, not elsewhere classified;
- (12) 1481, nonmetallic minerals services; and
- (13) 1499, miscellaneous nonmetallic minerals.

~~G.~~ I. General building contractors:

[For text of subitems (1) to (5), see M.R.]

~~H.~~ J. Heavy construction, except building:

[For text of subitems (1) to (4), see M.R.]

~~I.~~ K. Special trade contractors:

[For text of subitems (1) to (17), see M.R.]

~~J.~~ L. Food and kindred products:

[For text of subitems (1) to (14), see M.R.]

- (15) 2041, flour and other grain mill products;
- (16) 2043, cereal breakfast foods;
- (17) 2044, rice milling;
- (18) 2045, prepared flour mixes and doughs;
- (19) 2046, wet corn milling;
- (20) 2047, dog and cat food;
- (21) 2048, prepared feeds, not elsewhere classified;
- (22) 2051, bread, cake, and related products;
- ~~(16)~~ (23) 2052, cookies and crackers;
- ~~(17)~~ (24) 2053, frozen bakery products, except bread;
- ~~(18)~~ (25) 2061, raw cane sugar;
- ~~(19)~~ (26) 2062, cane sugar refining;
- ~~(20)~~ (27) 2063, beet sugar;

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

## Proposed Rules

---

- ~~(21)~~ (28) 2064, candy and other confectionery products;
- ~~(22)~~ (29) 2066, chocolate and cocoa products;
- ~~(23)~~ (30) 2067, chewing gum;
- ~~(24)~~ (31) 2068, salted and roasted nuts and seeds;
- ~~(25)~~ (32) 2074, cottonseed oil mills;
- ~~(26)~~ (33) 2075, soybean oil mills;
- ~~(27)~~ (34) 2076, vegetable oil mills, not elsewhere classified;
- ~~(28)~~ (35) 2077, animal and marine fats and oils;
- ~~(29)~~ (36) 2079, edible fats and oils, not elsewhere classified;
- ~~(30)~~ (37) 2082, malt beverages;
- ~~(31)~~ (38) 2083, malt;
- ~~(32)~~ (39) 2084, wines, brandy, and brandy spirits;
- ~~(33)~~ (40) 2085, distilled and blended liquors;
- ~~(34)~~ (41) 2086, bottled and canned soft drinks;
- ~~(35)~~ (42) 2087, flavoring extracts and syrups, not elsewhere classified;
- ~~(36)~~ (43) 2091, canned and cured fish and seafoods;
- ~~(37)~~ (44) 2092, fresh or frozen prepared fish;
- ~~(38)~~ (45) 2095, roasted coffee;
- ~~(39)~~ (46) 2096, potato chips and similar snacks;
- ~~(40)~~ (47) 2097, manufactured ice;
- ~~(41)~~ (48) 2098, macaroni and spaghetti; and
- ~~(42)~~ (49) 2099, food preparations, not elsewhere classified.

### M. Textile mill products:

- (1) 2241, narrow fabric mills;
- (2) 2254, knit underwear mills;
- (3) 2257, weft knit fabric mills;
- (4) 2258, lace and warp knit fabric mills;
- (5) 2259, knitting mills, not elsewhere classified;
- (6) 2261, finishing plants, cotton;
- (7) 2262, finishing plants, manmade;
- (8) 2269, finishing plants, not elsewhere classified;
- (9) 2273, carpets and rugs;
- (10) 2281, yarn spinning mills;
- (11) 2282, throwing and winding mills;
- (12) 2284, thread mills;
- (13) 2295, coated fabrics, not rubberized;
- (14) 2296, tire cord and fabrics;
- (15) 2297, nonwoven fabrics;
- (16) 2298, cordage and twine; and
- (17) 2299, textile goods, not elsewhere classified.

### N. Apparel and other textile products:

- (1) 2311, men's and boys' suits and coats;

- (2) 2321, men's and boys' shirts;
  - (3) 2322, men's and boys' underwear and nightwear;
  - (4) 2323, men's and boys' neckwear;
  - (5) 2325, men's and boys' trousers and slacks;
  - (6) 2326, men's and boys' work clothing;
  - (7) 2329, men's and boys' clothing, not elsewhere classified;
  - (8) 2353, hats, caps, and millinery;
  - (9) 2369, girls' and children's outerwear, not elsewhere classified;
  - (10) 2385, waterproof outerwear;
  - (11) 2389, apparel and accessories, not elsewhere classified;
  - (12) 2391, curtains and draperies;
  - (13) 2392, house furnishings, not elsewhere classified;
  - (14) 2393, textile bags;
  - (15) 2394, canvas and related products;
  - (16) 2395, pleating and stitching;
  - (17) 2396, automotive and apparel trimmings;
  - (18) 2397, Schiffli machine embroideries; and
  - (19) 2399, fabricated textile products, not elsewhere classified.
- K- Q. Lumber and wood products:  
[For text of subitems (1) to (17), see M.R.]
- L- P. Furniture and fixtures:  
[For text of subitems (1) to (13), see M.R.]
- M- Q. Paper and allied products:  
[For text of subitems (1) to (17), see M.R.]
- N- R. Printing and publishing:  
(1) 2754, commercial printing, gravure; and  
(2) 2759, commercial printing, not elsewhere classified.
- O- S. Chemicals and allied products:  
[For text of subitems (1) to (29), see M.R.]
- P- T. Petroleum and coal products:  
(1) 2951, asphalt paving mixtures and blocks;  
(2) 2952, asphalt felts and coatings;  
(3) 2992, lubricating oils and greases; and  
(~~2~~) (4) 2999, petroleum and coal products, not elsewhere classified.
- Q- U. Rubber and miscellaneous plastics products:  
[For text of subitems (1) to (15), see M.R.]
- R- V. Leather and leather products:  
[For text of subitems (1) to (11), see M.R.]

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

## Proposed Rules

---

~~S~~ W. Stone, clay, and glass products:

[For text of subitems (1) to (26), see M.R.]

~~T~~ X. Primary metal industries:

[For text of subitems (1) to (26), see M.R.]

~~U~~ Y. Fabricated metal products:

[For text of subitems (1) to (38), see M.R.]

~~V~~ Z. Industrial machinery and equipment:

[For text of subitems (1) to (16), see M.R.]

(17) 3552, textile machinery;

(18) 3553, woodworking machinery;

(19) 3554, paper industries machinery;

(20) 3555, printing trades machinery;

(21) 3556, food products machinery;

(22) 3559, special industry machinery, not elsewhere classified;

(23) 3561, pumps and pumping equipment;

~~(18)~~ (24) 3562, ball and roller bearings;

~~(19)~~ (25) 3563, air and gas compressors;

~~(20)~~ (26) 3564, blowers and fans;

~~(24)~~ (27) 3565, packaging machinery;

~~(22)~~ (28) 3566, speed changers, drives, and gears;

~~(23)~~ (29) 3567, industrial furnaces and ovens;

~~(24)~~ (30) 3568, power transmission equipment, not elsewhere classified;

~~(25)~~ (31) 3569, general industrial machinery, not elsewhere classified;

~~(26)~~ (32) 3581, automatic vending machines;

~~(27)~~ (33) 3582, commercial laundry equipment;

~~(28)~~ (34) 3585, refrigeration and heating equipment;

~~(29)~~ (35) 3586, measuring and dispensing pumps;

~~(30)~~ (36) 3589, service industry machinery, not elsewhere classified;

~~(34)~~ (37) 3592, carburetors, pistons, rings, and valves;

~~(32)~~ (38) 3593, fluid power cylinders and actuators;

~~(33)~~ (39) 3594, fluid power pumps and motors

~~(34)~~ (40) 3596, scales and balances, except laboratory; and

~~(35)~~ (41) 3599, industrial machinery, not elsewhere classified.

~~W~~ AA. Electronic and other electric equipment:

(1) 3612, transformers, except electronic;

(2) 3613, switchgear and switchboard apparatus;

(3) 3621, motors and generators;

(4) 3624, carbon and graphite products;

(5) 3625, relays and industrial controls;

(6) 3629, electrical industrial apparatus, not elsewhere classified;

(7) 3631, household cooking equipment;

(8) 3632, household refrigerators and freezers;

- (9) 3633, household laundry equipment;
- (10) 3634, electric housewares and fans;
- (11) 3635, household vacuum cleaners;
- (12) 3639, household appliances, not elsewhere classified;
- (13) 3641, electric lamps;
- (14) 3643, current-carrying wiring devices;
- (15) 3644, non-current-carrying wiring devices;
- (16) 3645, residential lighting fixtures;
- (17) 3646, commercial lighting fixtures;
- (18) 3647, vehicular lighting equipment;
- (19) 3648, lighting equipment, not elsewhere classified;
- (20) 3651, household audio and video equipment;
- (21) 3652, prerecorded records and tapes;
- (22) 3661, telephone and telegraph apparatus;
- (23) 3663, radio and television communications equipment;
- (24) 3669, communications equipment, not elsewhere classified;
- (25) 3671, electron tubes;
- ~~(26)~~ 3672, printed circuit boards;
- ~~(27)~~ 3674, semiconductors and related devices;
- ~~(28)~~ 3675, electronic capacitors;
- ~~(29)~~ 3676, electronic resistors;
- ~~(30)~~ 3677, electronic coils and transformers; and
- ~~(31)~~ 3678, electronic connectors;
- (32) 3679, electronic components, not elsewhere classified;
- (33) 3691, storage batteries;
- (34) 3692, primary batteries, dry and wet;
- (35) 3694, engine electrical equipment;
- (36) 3695, magnetic and optical recording media; and
- (37) 3699, electrical equipment and supplies, not elsewhere classified.

~~X.~~ BB. Transportation equipment:

[For text of subitems (1) to (18), see M.R.]

~~Y.~~ Instruments and related products:

- ~~(1) 3841, surgical and medical instruments;~~
- ~~(2) 3842, surgical appliances and supplies;~~
- ~~(3) 3843, dental equipment and supplies;~~
- ~~(4) 3844, X-ray apparatus and tubes; and~~
- ~~(5) 3845, electromedical equipment.~~

~~Z.~~ CC. Miscellaneous manufacturing industries:

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

# Proposed Rules

---

[For text of subitems (1) to (18), see M.R.]

~~AA.~~ Local and interurban passenger transit:

- ~~(1) 4111, local and suburban transit;~~
- ~~(2) 4119, local passenger transportation, not elsewhere classified;~~
- ~~(3) 4121, taxicabs;~~
- ~~(4) 4131, intercity and rural bus transportation;~~
- ~~(5) 4141, local bus charter services;~~
- ~~(6) 4142, bus charter service, except local; and~~
- ~~(7) 4173, bus terminal and service facilities.~~

~~BB.~~ DD. Trucking and warehousing:

[For text of subitems (1) to (9), see M.R.]

~~CC.~~ EE. Water transportation:

- ~~(1) 4432, freight transportation on the Great Lakes;~~
- ~~(2) 4449, water transportation of freight, not elsewhere classified;~~
- ~~(2) (3) 4482, ferries;~~
- ~~(3) (4) 4489, water passenger transportation, not elsewhere classified;~~
- ~~(4) (5) 4491, marine cargo handling;~~
- ~~(5) (6) 4492, towing and tugboat service;~~
- ~~(6) (7) 4493, marinas; and~~
- ~~(7) (8) 4499, water transportation services, not elsewhere classified.~~

~~DD.~~ FF. Transportation by air:

- ~~(1) 4512, air transportation, scheduled;~~
- ~~(2) 4513, air courier services; and~~
- ~~(3) 4522, air transportation, nonscheduled 4581, airports, flying fields, and services.~~

~~EE.~~ Transportation services:

- ~~(1) 4724, travel agencies;~~
- ~~(2) 4725, tour operators;~~
- ~~(3) 4729, passenger transport arrangement, not elsewhere classified;~~
- ~~(4) 4731, freight transportation arrangement;~~
- ~~(5) 4741, rental of railroad cars;~~
- ~~(6) 4783, packing and crating;~~
- ~~(7) 4785, inspection and fixed facilities; and~~
- ~~(8) 4789, transportation services, not elsewhere classified.~~

~~FF.~~ GG. Electric, gas, and sanitary services:

[For text of subitems (1) to (14), see M.R.]

~~GG.~~ HH. Wholesale trade, durable goods:

[For text of subitems (1) to (8), see M.R.]

~~HH.~~ II. Wholesale trade, nondurable goods:

[For text of subitems (1) to (29), see M.R.]

~~II.~~ JJ. Building materials and garden supplies: 5211, lumber and other building materials.

~~JJ.~~ KK. General merchandise stores:

[For text of subitems (1) to (3), see M.R.]



~~KK- LL.~~ Food stores:

[For text of subitems (1) to (7), see M.R.]

~~LL- Automotive dealers and service stations; 5511, new and used car dealers-~~

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

NN. Business Miscellaneous repair services:

- (1) ~~7342, disinfecting and pest control services~~ 7622, radio and television repair; and
- (2) ~~7349, building maintenance services, not elsewhere classified~~ 7623, refrigeration service and repair;
- (3) 7629, electrical repair shops, not elsewhere classified;
- (4) 7631, watch, clock, and jewelry repair;
- (5) 7641, reupholstery and furniture repair;
- (6) 7692, welding repair;
- (7) 7694, armature rewinding shops; and
- (8) 7699, repair services, not elsewhere classified.

OO. Amusement and recreation services:

- (1) ~~7911, dance studios, schools, and halls;~~
- (2) ~~7922, theatrical producers and services;~~
- (3) ~~7929, entertainers and entertainment groups;~~
- (4) ~~7933, bowling centers;~~
- (5) ~~7941, sports clubs, managers, and promoters;~~
- (6) ~~7948, racing, including track operation;~~
- (7) ~~7991, physical fitness facilities;~~
- (8) ~~7992, public golf courses;~~
- (9) ~~7993, coin-operated amusement devices;~~
- (10) ~~7996, amusement parks;~~
- (11) ~~7997, membership sports and recreation clubs; and~~
- (12) ~~7999, amusement and recreation, not elsewhere classified.~~

PP. Health services:

[For text of subitems (1) to (6), see M.R.]

~~QQ- PP.~~ Executive, legislative, and general:

[For text of subitems (1) to (4), see M.R.]

~~RR- QQ.~~ Justice, public order, and safety:

[For text of subitems (1) to (6), see M.R.]

SS. Administration of economic programs:

- (1) ~~9611, administration of general economic programs;~~
- (2) ~~9621, regulation, administration of transportation;~~
- (3) ~~9631, regulation, administration of utilities;~~
- (4) ~~9641, regulation of agricultural marketing;~~
- (5) ~~9651, regulation of miscellaneous commercial sectors; and~~
- (6) ~~9661, space research and technology.~~

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

# Adopted Rules

The adoption of a rule becomes effective after the requirements of Minn. Stat. §14.14-14.28 have been met and five working days after the rule is published in *State Register*, unless a later date is required by statutes or specified in the rule.

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

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

An emergency rule becomes effective five working days after the approval of the Attorney General as specified in Minn. Stat. §14.33 and upon the approval of the Revisor of Statutes as specified in §14.36. Notice of approval by the Attorney General will be published as soon as practicable, and the adopted emergency rule will be published in the manner provided for adopted rules under §14.18.

## Department of Revenue

### Adopted Permanent Rules Relating to United States Interest Subtraction

The rules proposed and published at *State Register*, Volume 17, Number 13, pages 665-674, September 28, 1992 (17 SR 665), are adopted with the following modifications:

#### Rules as Adopted

#### 8002.0300 SUBTRACTION FOR INTEREST ON UNITED STATES GOVERNMENT OBLIGATIONS.

Subpart 1. **Conditions for qualification.** *Minnesota Statutes*, section 290.01, subdivision 19b, clause (1), allows an individual taxpayer, an estate, or a trust to subtract the amount of interest earned on certain obligations of the United States government from federal taxable income. To qualify for this subtraction, the obligation must meet the following conditions:

A. For the purposes of these conditions, "interest" includes:

(1) income reported federally as ordinary income pursuant to the *Internal Revenue Code*, sections 454 and 1271 through 1286 of the *Internal Revenue Code of 1986, as amended through December 31, 1992*; and

(2) dividends from regulated investment companies as defined by the *Internal Revenue Code*, sections section 851(a) or (h) of the *Internal Revenue Code of 1986, as amended through December 31, 1992*, to the extent that the income of the regulated investment company is derived from interest on federal obligations and is reported federally as dividend income by shareholders.

E. The interest income on the obligation must have been included in federal taxable income for the taxable year that subtraction is claimed. If only a portion of the interest income on an obligation has been included in federal taxable income, only the included portion may be subtracted. Where the interest is in the form of dividends from a regulated investment company and all of the regulated investment company's interest is derived from interest on obligations that are exempt from state taxation by federal law, the full amount of the dividends received by shareholders may be subtracted. Where less than the full amount is derived from interest on exempt obligations, the amount to be subtracted is determined as follows:

Regulated investment company's interest income on federal obligations less expenses attributable to such income	÷	Regulated investment company's taxable income <u>as defined by section 852(b)(2) of the <i>Internal Revenue Code of 1986, as amended through December 31, 1992</i></u> , before deduction for dividends paid	=	Percent of <u>federally taxable ordinary income</u> dividends received by shareholders that qualify as exempt
---	---	--	---	---

In the case of a series fund, as defined by the *Internal Revenue Code*, section 851(h), the portion of the dividends paid that is exempt from Minnesota income tax must be determined on a fund-by-fund basis.

#### Subp. 3. Exempt obligations listed by name of security.

Name of Security	Agency	Authority as amended through 6-15-92
<u>S. Puerto Rico bonds</u>	<u>Puerto Rico</u>	<u>48 USC S 745</u>

#### Subp. 5. Agencies which generally issue exempt obligations.

Notice: This listing is only a guide and is not conclusive on the issue of the taxable status of an obligation. Each obligation issued

by a listed agency must be separately analyzed according to subpart 1, items A to E.

Name of Agency	Types of Securities	Authority as amended through 6-15-92
L. Puerto Rico	<del>Bonds</del> <u>Obligations</u>	48 USC S 745

---



---

## Errata

### State Designer Selection Board

#### Request for Proposal—Errata

1. The request for proposal for Project 27-92 identified the agency as the University of Minnesota. The Contracting agency is the Department of Military Affairs. In addition, the request indicated that eight (8) copies of the proposal are required. In reality only six (6) copies are required. The due date of January 5, 1993 remains unchanged.

2. The request for proposal for Project 28-92 indicates that ten (10) copies of the proposal are required. In reality only six (6) copies are required. The due date of January 12, 1993 remains unchanged.

M.J. Czarniecki III, Chair  
State Designer Selection Board

---



---

## Revenue Notices

Effective July 1, 1991, the Department of Revenue has authority to issue revenue notices. A revenue notice is a policy statement made by the department that provides interpretation, details, or supplementary information concerning the application of law or rules. This authority was provided by the Legislature in 1991 Session Laws Chapter 291, article 21, section 6 and will be codified at *Minnesota Statutes* section 270.0604.

### Department of Revenue

#### Revenue Notice #92-27: Sales and Use Tax—Place of Sale

General Rule: Minnesota imposes a sales tax on the gross receipts from sales at retail made by any person in this state. For a sale to be subject to the Minnesota sales tax laws there must be:

- 1.) a sale in Minnesota; and
- 2.) this sale must be made by a "person in this state."

1. When does a sale occur in Minnesota?<sup>1</sup> For a sale of tangible personal property to occur in Minnesota, there must be a transfer of title or possession, or both, of tangible personal property in Minnesota.<sup>2</sup> Thus, under the statute, a sale does not depend solely on transfer of title nor does it depend solely on transfer of possession. Instead, the statute requires only a transfer of title or possession. If either title or possession of tangible personal property is transferred in Minnesota, the transfer is subject to the Minnesota sales tax laws. If title and possession are not transferred at the same time, you must look to whichever transfer happened first to determine the place of sale. For example, if the title has passed outside the state, the sale did not occur here even if possession later transfers inside the state. (Note, however, that the purchase may be subject to use tax).

• How do you determine when and where title transfers? Title to goods passes from the seller to the buyer in any manner and on any condition explicitly agreed upon by the parties. For example, if the contract terms are F.O.B.<sup>3</sup> the place of shipment,<sup>4</sup> title passes to the buyer at the time and place of shipment. If the contract terms are F.O.B. the place of destination,<sup>5</sup> title passes to the buyer on tender at the place of destination. If not explicitly agreed, title passes to the buyer at the time and place at which the seller completes performance of the physical delivery of the goods. For example, a buyer in Minnesota enters into a contract to purchase

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

## Revenue Notices

---

---

goods from a seller in Iowa. No provisions are made relating to transfer of title. The seller in Iowa mails the goods from a post office in Iowa. In this situation, title passes when the seller completed performance of the physical delivery of the goods by placing the goods in the mail in Iowa. Since title to the goods passed in Iowa, the sale would not be subject to the Minnesota sales tax laws. (Note, however, that the purchase may be subject to use tax and that the retailer may be required to collect the use tax under the provisions of *Minnesota Statutes* § 297A.21.)

- How do you determine when and where title transfers when delivery is made without moving the goods? If the seller is to deliver a document of title, title passes at the time and the place where the seller delivers such documents. If the goods, at the time of contracting, are already identified and no documents are to be delivered, title passes at the time and place of contracting.

- What if title passes in Minnesota but the goods are not in Minnesota? Since Minnesota sales tax law requires only a transfer of title or possession, this would be a Minnesota sale.

- What if the contract is signed in Minnesota but the goods are not in Minnesota? The sale would occur in the state where title or possession passed despite where the contract was signed. However, if title passed at the contract signing, the sale would be a sale in the state where the contract was signed. For example, assume title passes at a contract signing in Minnesota. The goods are located in Wisconsin. Since title was transferred in Minnesota, the sale would be subject to Minnesota sales tax. If, on the other hand, title was transferred at a contract signing in Wisconsin, the sale would be a Wisconsin sale and would not be subject to the Minnesota sales tax. (Note, however, that the purchase may be subject to Minnesota use tax at a rate measured by the difference between the Minnesota use tax rate and the sales tax rate of Wisconsin).

2. Is the seller a "person in this state?" The definitions in *Minnesota Statutes* § 297A.21, subd. 1, and the definition of "person"<sup>6</sup> should be used to analyze this issue. For example, if a company has a sales representative in Minnesota or delivers goods into Minnesota in their own vehicle, that company will be considered a person in this state.

If the answer to both of these questions is yes, then the transfer is subject to sales tax rather than use tax.

### Temporary Storage and Use

Does it make a difference whether the transfer is subject to sales tax or use tax, as long as tax is paid? Yes. As stated above, a sales tax is imposed on sales at retail made by any person in this state. A use tax is imposed on every person in this state for the privilege of using, storing or consuming in Minnesota tangible personal property or taxable services purchased for use, storage, or consumption in this state. Use tax does not apply if the sales tax imposed by section 297A.02 was paid on the sales price.<sup>7</sup>

Generally, sales taxes and use taxes are imposed on the same types of transactions. A deviation from this similar treatment is found in *Minnesota Statutes* § 297A.01, subd. 7, which provides that the definition of "storage" and "use" does not include the temporary storage or use of tangible personal property shipped or brought into Minnesota for the purpose of subsequently being transported outside Minnesota and thereafter used solely outside Minnesota, except in the course of interstate commerce. There is no similar exclusion for temporary storage or use in the definition of sale.

Thus, if a retail sale is made in Minnesota, sales tax is due on the sales price of taxable items or services. This is true even if the items are stored only temporarily in Minnesota, since no provision is made for excluding these items from the definition of sale. If the transaction is subject to use tax, and the item is being sold to a buyer who is bringing or shipping it into Minnesota only for temporary storage, no use tax is due.

### City taxes.

A sale is subject to the city sales and use tax laws of the city in which title or possession passes. The same principles used in determining where title passes for Minnesota sales tax purposes apply when determining where title passes for city sales tax purposes. The following are commonly asked questions relating to the imposition of city taxes.

Question 1: How should city sales tax be imposed on delivery outside of a city that has a city sales tax?

Answer: If title or possession passes within a city has a city sales tax, the sale would be a retail sale in that city. The city tax must be collected unless an exemption applies. The following example illustrates this situation.

- A seller in Minneapolis (city sales tax) sells goods to a buyer from St. Paul (no city sales tax). The St. Paul buyer picks up the goods at the seller's warehouse in Minneapolis. The parties have not explicitly agreed when title transfers. In this situation, title transfers in Minneapolis since title transfers to the buyer at the time and place at which the seller completes performance of the physical delivery of the goods. The seller completed performance when the goods were made available to the St. Paul buyer at the seller's warehouse in Minneapolis. The sale would be a Minneapolis sale subject to the Minneapolis sales tax.

Question 2: What is the city sales tax consequence of a delivery from one city with a city tax to another city with a city tax?

Answer: The sale would occur in the city in which title or possession transferred and would be subject to that city's sales tax and the corresponding exemptions. For example, a seller in Mankato (city sales tax) ships goods by common carrier to a buyer in Minneapolis (city sales tax). There is no explicit agreement as to when title passes. Title would pass when the seller completes performance of the

physical delivery of the goods by delivering them to the common carrier, and the sale would be subject to Mankato tax and the corresponding exemptions.

If a seller in Minneapolis delivers goods in their own truck to a buyer in Mankato and no provision for transfer of title was made, the Mankato sales tax would have to be collected by the Minneapolis seller unless an exemption applies. The tax would have to be collected by the Minneapolis seller since title was transferred in Mankato and the seller is considered a "person in the city" since they make deliveries into Mankato.

A seller in a city that does not have a city sales tax delivers goods in their own truck to a buyer in Mankato. No provision for transfer of title is made. The Mankato sales tax would have to be collected by the seller unless an exemption applies. The tax would have to be collected by the seller since title was transferred in Mankato and the seller is a "person in the city" since they make deliveries into Mankato.

**Question 3:** What is the city sales tax consequence of a sale where the contract is signed in a city with a city sales tax but the goods remain in a city that does not have a city sales tax?

**Answer:** The sale would occur in the city in which title or possession passed despite where the contract was signed. However, if title passed at the contract signing, the city sales tax would be due. For example, a contract specifies that title passes at a contract signing in Minneapolis. The goods are located in St. Paul. Since title was transferred in Minneapolis, the sale would be subject to the Minneapolis sales tax. If, on the other hand, the contract specified that title was transferred at a contract signing in St. Paul, the sale would be a St. Paul sale and would not be subject to the Minneapolis sales tax. (Note, however, that the purchase may be subject to Minneapolis use tax).

**Question 4:** A seller in a city that does not have a city sales tax delivers goods in their own vehicle to a buyer in a city that does have a city sales tax. The buyer has made full payment at the seller's store prior to delivery. Does the seller have to collect the city sales tax of the buyer's city? What if the buyer pays extra for delivery?

**Answer:** Again, in this situation you would look to where title or possession is transferred to determine the location of the sale. If the contract specifies that title is transferred at the seller's location, the seller would not be required to collect the city sales tax. Since title passes at the seller's location, the buyer must have the risk of loss or insurance coverage if the item is damaged in transit or prior to delivery to the buyer. The fact that the buyer pays extra for delivery is not a factor that determines where title or possession is transferred.

---

<sup>1</sup> The issue of when there is a Minnesota sale of a service is not covered by this revenue notice. See *Minnesota Statutes* § 297A.01, subd. 3(j) for provisions relating to services subject to Minnesota tax.

<sup>2</sup> *Minnesota Statutes* § 297A.01, subd. 3(a)

<sup>3</sup> F.O.B. means "free on board"

<sup>4</sup> When the term is F.O.B. place of shipment, the seller must at that place ship the goods in the manner provided in *Minnesota Statutes* § 336.2-504 and bear the expense and risk of putting them into the possession of the carrier.

<sup>5</sup> When the term is F.O.B. place of destination, the seller must pay for, and stand the risk of, the transportation of the goods to that place and there tender delivery of them in the manner provided in *Minnesota Statutes* § 336.2-504.

<sup>6</sup> *Minnesota Statutes* § 297A.01, subd. 2

<sup>7</sup> *Minnesota Statutes* § 297A.14

Dated: 28 December 1992

# Official Notices

---

Pursuant to the provisions of Minnesota Statutes § 14.10, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on the subject, either orally or in writing.

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

---

## Department of Human Services

### Division for Persons with Developmental Disabilities

#### Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rules Governing Uniform Requirements for Developmental Disabilities Programs Licensed by the Department of Human Services

**NOTICE IS HEREBY GIVEN** that the State Department of Human Services is seeking information or opinions from sources outside the agency in preparing to propose the adoption of a single, consolidated rule governing uniform requirements for developmental disabilities programs licensed by the Department of Human Services. The adoption of the rule is authorized by *Minnesota Statutes*, section 245A.09, which directs the Commissioner to adopt rules under *Minnesota Statutes*, chapter 14 to govern the operation, maintenance, and licensure of programs subject to licensure under *Minnesota Statutes*, sections 245A.01 to 245A.16.

The Department proposes to adopt a single developmental disabilities program rule governing requirements for developmental disabilities programs licensed by the Department. The goal of the single developmental disabilities rule is to: provide greater consistency among developmental disabilities programs licensed by the Department; reduce complexity by developing standards which are flexible enough to accommodate various consumer options in services provided; and eliminate inconsistent, duplicative, and unnecessary requirements. The following current developmental disabilities rules will be addressed in the single rule: 9525.0500 to 9525.0660 Governing Semi-Independent Living Services Licensure; Parts 9525.0215 to 9525.0355 Governing Residential Programs and Services for Persons with Mental Retardation or Related Conditions; Parts 9525.1500 to 9525.1690 Governing Licensure of Training and Habilitation Services for Adults with Mental Retardation or Related Conditions; and Parts 9525.2000 to 9525.2140 Governing Residential Based Habilitation Services.

The State Department of Human Services requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to: Laura Plummer Zrust, Rules and Bulletins Division, Department of Human Services, 444 Lafayette Road, St. Paul, Minnesota 55155-3816. Oral statements will be received during regular business hours over the telephone at (612) 297-1217 and in person at the above address.

All statements of information and opinions shall be accepted until further notice is published in the *State Register* or the Notice of Hearing or Notice of Intent to Adopt Rules Without a Hearing is published in the *State Register*. Any written material received by the State Department of Human Services shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted.

Dated: 14 December 1992

Laura Plummer Zrust, Rulemaker  
Department of Human Services

## Labor and Industry Department

### Labor Standards Division

#### Notice of Prevailing Wage Certifications for Construction Projects

Effective December 28, 1992 prevailing wage rates are certified for commercial construction projects in: Hennepin county: Asbestos abatement within Hennepin county facilities, ESS Pole Building at Fort Snelling, Penthouse Mechanical room/University of Minnesota, Greenwood lift station; Nicollet county: St. Peter Regional Treatment Center; Koochiching county: MN/DOT Building International Falls; Clearwater county: DNR/Itasca Log Picnic Shelter; Ramsey county: White Bear Lake lift station; Winona county: Winona Resident Office & Truck Station, St. Charles Truck Station; Nobles county: Worthington Truck Station; Ottertail county: Fergus Falls Truck Station; Roseau county: Roseau Truck Station; St. Louis: Nopeming Truck Station; Wright county: MN Road Building and Pole Building; Blue Earth county: Mankato Welding Shop; Renville county: Olivia Truck Station; Rice county: Demolition of Hillcrest Building/Faribault Regional Center.

Copies of the certified wage rates for these projects may be obtained by writing the Minnesota Department of Labor and Industry,

Prevailing Wage Section, 443 Lafayette Road, St. Paul, Minnesota 55155-4306. The charge for the cost of copying and mailing are \$1.36 per project. Make check or money order payable to the State of Minnesota.

John B. Lennes, Jr.  
Commissioner

## **Minnesota Comprehensive Health Association**

### **Notice of Meeting of the Ad Hoc Work Group on MCHA Premiums**

Notice is hereby given that a meeting of the Minnesota Comprehensive Health Association (MCHA), Ad Hoc Work Group on MCHA Premiums will be held at 8:00 a.m. on Friday, January 8, 1993 at Prudential Insurance Company of America, 3701 South Wayzata Boulevard, Minneapolis, Minnesota, in the 8th floor board room.

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

## **Minnesota Comprehensive Health Association**

### **Notice of Meeting of the Underwriting Committee**

Notice is hereby given that a meeting of the Minnesota Comprehensive Health Association (MCHA), Underwriting Committee will be held at 2:00 p.m. on Thursday, January 7, 1993 at Minnesota Comprehensive Health Association, 5775 Wayzata Boulevard, Suite 910, St. Louis Park, Minnesota.

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

## **Department of Revenue**

### **Appeals, Legal Services, and Criminal Investigation Division**

### **Notice of Solicitation of Outside Information or Opinions Regarding Proposed Permanent Rules Governing the Sales and Use Taxation of Special Tooling**

**NOTICE IS HEREBY GIVEN** that the Minnesota Department of Revenue is seeking information or opinions from sources outside the agency in preparing to propose a permanent rule governing the sales and use taxation of special tooling. The adoption of the rule is authorized by *Minnesota Statutes*, section 270.06 which requires the agency to promulgate rules for the administration and enforcement of state tax laws.

The State Department of Revenue requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to:

Stephen E. Krenkel  
Department of Revenue  
Appeals and Legal Services Division  
10 River Park Plaza  
Mail Station 2220  
St. Paul, MN 55146-2220

Oral statements will be received during regular business hours over the telephone at (612) 296-1902, extension 135, or (612) 296-1022, and in person at the above address.

All statements of information and opinions shall be accepted until February 1, 1993. Any written material received by the Minnesota Department of Revenue shall become part of the rulemaking record to be submitted to the Attorney General or Administrative Law judge in the event the rule is adopted.

Dated: 16 December 1992

Stephen E. Krenkel  
Attorney

# Professional, Technical & Consulting Contracts

Department of Administration procedures require that notice of any consultant services contract or professional and technical services contract which has an estimated cost of over \$10,000 be printed in the *State Register*. These procedures also require that the following information be included in the notice: name of contact person, agency name and address, description of project and tasks, cost estimate, and final submission date of completed contract proposal. Certain quasi-state agencies are exempted from some of the provisions of this statute.

## Department of Transportation

### Engineering Services Division

#### Notice of Availability of Contract for Highway Related Technical Activity

Responses to this advertisement become public information under the Freedom of Information Act.

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

The Minnesota Department of Transportation (Mn/DOT) is soliciting expressions of interest and statements of qualifications for a detailed final design plan for Trunk Highway 610.

This project proposes construction of a 4.0 mile segment of T.H. 610 from T.H. 252 to T.H. 169 in Brooklyn Park. The roadway is to be constructed as a four-lane divided freeway. The project is scheduled to be let in two stages. The first stage is from T.H. 252 to Noble Avenue and the second stage is from Noble Avenue to T.H. 169. The first stage is scheduled for a June 23, 1995 letting, with the second stage scheduled for a June 26, 1996 letting date. The Consultant shall provide all design services, a set of computations and construction documents necessary to build the proposed roadway in accordance with Mn/DOT Standards and Specifications. Work tasks include, but are not limited to:

- Construction limits
- Soils survey and letter
- Request for pavement determination
- Construction staging plans
- Roadway plans
- Miscellaneous design surveys
- Drainage plans
- Traffic control plans
- Utility plans
- Traffic signal plans and signal justification reports

Note: Bridge Designs and Bridge Surveys are not included under this solicitation.

Qualifications will be rated on the basis of:

- Project team
  - Project Manager.
  - Key people.
  - Subconsultants.
  - Disadvantaged Business Enterprise participation.

#### Location

Which office location will perform the work for both the Prime and Subconsultants.

#### Management plan

Organization of team and Key personnel and work load projections for 1993 and 1994.

#### Experience

- Past projects or other related types of work.
- Familiarity with Mn/DOT procedures and standards.

#### Examples

Quality and professionalism of example(s) from similar projects.



---

---

## Professional, Technical & Consulting Contracts

### Equipment

Type of equipment to be used, including computer hardware and software.

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

1. Affirmative Action

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

- A copy of your firm's current Certificate of Compliance issued by the Commissioner of Human Rights or;
- A letter from Human Rights certifying that your firm has or has applied for a current Certification of Compliance or;
- A notarized letter certifying that your firm has not had more than twenty full-time employees at any time during the previous twelve months.

2. Indicate if your firm is certified by the Department of Transportation as a Disadvantaged Business Enterprise (DBE). Any questions, call the EEO Contract Management at (612) 297-1376. Indicate if your firm is certified by the Department of Administration as a Small Targeted Business, *Minnesota Statute* 16B.19. Any questions, call (612) 296-2600.

3. Provide company name, business address, the contact person's name, telephone number, fax number, Federal tax I.D. number, and Minnesota tax I.D. number (if applicable).

4. A brief statement of your understanding of the work to be performed under this project.

5. Detail the project team organization and key personnel you anticipate using on this project. Indicate in which fields your key personnel hold Minnesota Professional Registration or have related certification. List subcontractors and DBE participation and show their key personnel for this project.

Note: DBE participation for this project has been established at 15%.

6. Provide a listing of present work load and personnel commitments you anticipate during the period this work is to be performed.

7. Location of where the work is to be performed for both the prime and subconsultants.

8. Federal Forms 254 and 255 and your company brochure detail Minnesota office separately. Summarize or highlight information on personnel whom you are proposing for this project.

To receive forms, call the General Services Administration at (612) 725-3015.

9. Examples of work relating to the work on this project from similar projects. Samples to be 8½" x 11", not to exceed 10 pages.

10. Type of equipment to be used, including computer hardware and software.

Eight copies of the expressions of interest and qualifications shall be delivered to the address indicated below, not later than two o'clock in the afternoon (2:00 p.m.) on Friday, January 29, 1993. Late submittals will not be accepted. Send responses to:

Gabriel S. Bodoczy, P.E.  
Consultant Agreements Engineer  
Transportation Building, Room 720-S  
395 John Ireland Boulevard  
St. Paul, MN 55155  
Attn: Alex Chernayev

Short list selection for this project is anticipated in March, 1993. This request does not obligate the State of Minnesota Department of Transportation to complete the work contemplated in this notice, and the department reserves the right to cancel this solicitation. All expenses incurred in responding to this notice shall be borne by the responder.

## Department of Transportation

### Engineering Services Division

#### Notice of Availability of Contract for Highway Related Technical Activity

Responses to this advertisement become public information under the Freedom of Information Act.

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

## Professional, Technical & Consulting Contracts

The Minnesota Department of Transportation (Mn/DOT) is soliciting expressions of interest and statements of qualifications for a detailed final design plan for Trunk Highway 55.

This project involves construction of a 1.7 mile segment of T.H. 55 (Hiawatha Avenue) from East 46th Street to T.H. 62 (Crosstown) in Minneapolis. The roadway is to be constructed as an urban expressway. The project is currently scheduled for a July 25, 1997 letting. The Consultant shall provide all design services, a set of computations and construction documents necessary to build the proposed roadway in accordance with Mn/DOT Standards and Specifications. Work tasks include, but are not limited to:

- Construction limits
- Soils survey and letter
- Request for pavement determination
- Construction staging plans
- Roadway plans
- Miscellaneous design surveys
- Drainage plans
- Traffic control plans
- Utility plans
- Traffic signal plans and signal justification reports
- Lighting design plans

Note: Bridge Designs and Bridge Surveys are not included under this solicitation.

Qualifications will be rated on the basis of:

- Project team
  - Project Manager.
  - Key people.
  - Subconsultants.
  - Disadvantaged Business Enterprise participation.

#### Location

Which office location will perform the work for both the Prime and Subconsultants.

#### Management plan

Organization of team and Key personnel and work load projections for 1993 and 1994.

#### Experience

- Past projects or other related types of work.
- Familiarity with Mn/DOT procedures and standards.

#### Examples

Quality and professionalism of example(s) from similar projects.

#### Equipment

Type of equipment to be used, including computer hardware and software.

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

#### 1. Affirmative Action

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

- A copy of your firm's current Certificate of Compliance issued by the Commissioner of Human Rights or;
- A letter from Human Rights certifying that your firm has or has applied for a current Certification of Compliance or;
- A notarized letter certifying that your firm has not had more than twenty full-time employees at any time during the previous twelve months.

#### 2. Indicate if your firm is certified by the Department of Transportation as a Disadvantaged Business Enterprise (DBE). Any

---

---

## Professional, Technical & Consulting Contracts

questions, call the EEO Contract Management at (612) 297-1376. Indicate if your firm is certified by the Department of Administration as a Small Targeted Business, *Minnesota Statute 16B.19*. Any questions, call (612) 296-2600.

3. Provide company name, business address, the contact person's name, telephone number, fax number, Federal tax I.D. number, and Minnesota tax I.D. number (if applicable).

4. A brief statement of your understanding of the work to be performed under this project.

5. Detail the project team organization and key personnel you anticipate using on this project. Indicate in which fields your key personnel hold Minnesota Professional Registration or have related certification. List subcontractors and DBE participation and show their key personnel for this project.

Note: DBE participation for this project has been established at 15%.

6. Provide a listing of present work load and personnel commitments you anticipate during the period this work is to be performed.

7. Location of where the work is to be performed for both the prime and subconsultants.

8. Federal Forms 254 and 255 and your company brochure detail Minnesota office separately. Summarize or highlight information on personnel whom you are proposing for this project.

To receive forms, call the General Services Administration at (612) 725-3015.

9. Examples of work relating to the work on this project from similar projects. Samples to be 8½" x 11", not to exceed 10 pages.

10. Type of equipment to be used, including computer hardware and software.

Eight copies of the expressions of interest and qualifications shall be delivered to the address indicated below, not later than two o'clock in the afternoon (2:00 p.m.) on Friday, February 5, 1993. Late submittals will not be accepted. Send responses to:

Gabriel S. Bodoczy, P.E.  
Consultant Agreements Engineer  
Transportation Building, Room 720-S  
395 John Ireland Boulevard  
St. Paul, MN 55155  
Attn: Alex Chernayev

Short list selection for this project is anticipated in April, 1993. This request does not obligate the State of Minnesota Department of Transportation to complete the work contemplated in this notice, and the department reserves the right to cancel this solicitation. All expenses incurred in responding to this notice shall be borne by the responder.

## Department of Transportation

### Engineering Services Division

#### Notice of Availability of Contract for Highway Related Technical Activity

Responses to this advertisement become public information under the Freedom of Information Act.

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

The Minnesota Department of Transportation (Mn/DOT) is soliciting expressions of interest and statements of qualifications for a detailed final design plan for Trunk Highway 212.

This project proposes construction of a 3.2 mile segment of relocated T.H. 212 from Lyman Boulevard in Chanhassen to C.S.A.H. 4 in Eden Prairie. The roadway is to be constructed as a four-lane divided freeway. The project is currently scheduled for a June 1996 letting date. The Consultant shall provide all design services, a set of computations and construction documents necessary to build the proposed roadway in accordance with Mn/DOT Standards and Specifications. Work tasks include, but are not limited to:

Construction limits

Soils survey and letter

Request for pavement determination

Construction staging plans

Roadway plans

## Professional, Technical & Consulting Contracts

---

---

Miscellaneous design surveys

Drainage plans

Traffic control plans

Utility plans

Traffic signal plans and signal justification reports

Note: Bridge Designs and Bridge Surveys are not included under this solicitation.

Qualifications will be rated on the basis of:

Project team

Project Manager.

Key people.

Subconsultants.

Disadvantaged Business Enterprise participation.

Location

Which office location will perform the work for both the Prime and Subconsultants.

Management plan

Organization of team and Key personnel and work load projections for 1993 and 1994.

Experience

Past projects or other related types of work.

Familiarity with Mn/DOT procedures and standards.

Examples

Quality and professionalism of example(s) from similar projects.

Equipment

Type of equipment to be used, including computer hardware and software.

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

1. Affirmative Action

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

- A copy of your firm's current Certificate of Compliance issued by the Commissioner of Human Rights or;
- A letter from Human Rights certifying that your firm has or has applied for a current Certification of Compliance or;
- A notarized letter certifying that your firm has not had more than twenty full-time employees at any time during the previous twelve months.

2. Indicate if your firm is certified by the Department of Transportation as a Disadvantaged Business Enterprise (DBE). Any questions, call the EEO Contract Management at (612) 297-1376. Indicate if your firm is certified by the Department of Administration as a Small Targeted Business, *Minnesota Statute 16B.19*. Any questions, call (612) 296-2600.

3. Provide company name, business address, the contact person's name, telephone number, fax number, Federal tax I.D. number, and Minnesota tax I.D. number (if applicable).

4. A brief statement of your understanding of the work to be performed under this project.

5. Detail the project team organization and key personnel you anticipate using on this project. Indicate in which fields your key personnel hold Minnesota Professional Registration or have related certification. List subcontractors and DBE participation and show their key personnel for this project.

Note: DBE participation for this project has been established at 15%.

6. Provide a listing of present work load and personnel commitments you anticipate during the period this work is to be performed.

7. Location of where the work is to be performed for both the prime and subconsultants.

---

---

## Non-State Public Bids and Contracts

8. Federal Forms 254 and 255 and your company brochure detail Minnesota office separately. Summarize or highlight information on personnel whom you are proposing for this project.

To receive forms, call the General Services Administration at (612) 725-3015.

9. Examples of work relating to the work on this project from similar projects. Samples to be 8½" x 11", not to exceed 10 pages.

10. Type of equipment to be used, including computer hardware and software.

Eight copies of the expressions of interest and qualifications shall be delivered to the address indicated below, not later than two o'clock in the afternoon (2:00 p.m.) on Friday, January 22, 1993. Late submittals will not be accepted. Send responses to:

Gabriel S. Bodoczy, P.E.  
Consultant Agreements Engineer  
Transportation Building, Room 720-S  
395 John Ireland Boulevard  
St. Paul, MN 55155  
Attn: Alex Chernayev

Short list selection for this project is anticipated in late February, 1993.

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

---

---

## Non-State Public Bids and Contracts

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

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

---

## Minnesota Historical Society

### Notice of Request for Proposals for Cultural Resource Survey and Planning Work

The Minnesota Historical Society is seeking proposals from qualified firms and individuals to provide professional services for cultural resource survey and planning projects as follows:

1. Field survey and evaluation of selected bridges bridge types for their eligibility to the National Register of Historic Places. The research and sampling designs will be based on bridges identified in The Preservation of Historic Bridges in Minnesota: A Strategic Plan (1990).

Time Period: 2/1/93-7/31/93

Maximum amount available: \$27,000

The project is jointly funded by MN Department of Transportation and the Minnesota Historical Society through the State Historic Preservation Office with federal Historic Preservation Funds (HPF); HPF funds supprt 33% of the project.

2. Lake Superior Shipwrecks Management Plan and Public Education. The project consists of two distinct components: a. preparation of a management plan and b. production of a complement of public education materials.

Time Period: 2/1/93-5/20/93

Estimated amount available: \$20,000

Funding for this project was approved by the Minnesota Legislature as recommended by the Legislative Commission on Minnesota Resources from the Minnesota Future Resources Fund.

The Request for Proposals and Project Descriptions are available by calling or writing Gary W. Goldsmith, Contracting Officer, Minnesota Historical Society, 345 Kellogg Blvd. West, St. Paul, MN 55102. Telephone (612) 297-5863.

## Non-State Public Bids and Contracts

Proposals are due no later than 2 p.m. Central Standard Time, January 20, 1993. Details concerning submission requirements and evaluation criteria for awards are included in the Request for Proposals.

This program receives Federal funds from the National Park Service. Regulations of the U.S. Department of the Interior strictly prohibit unlawful discrimination in departmental Federally assisted Programs on the basis of race, color, national origin, age, or disability. Any person who believes he or she has been discriminated against in any program, activity, or facility operated by a recipient of Federal assistance should write to: Director, Equal Opportunity Program, U.S. Department of the Interior, National Park Service, P.O. Box 37127, Washington, D.C. 20013-7127.

## Awards of State Contracts and Advertised Bids

Pursuant to the provisions of Minn. Stat. § 14.10, an agency must make reasonable effort to publicize the availability of any services contract or professional and technical services contract which has an estimated cost of over \$2,000.

Commodities contracts with an estimated value of \$15,000 or more are listed under the Materials Management Division, Department of Administration. All bids are open for 7-10 days before bidding deadline. For bid specifics, time lines, and other general information, contact the appropriate buyers whose initials appear in parentheses next to the commodity for bid, by calling (612) 296-6152.

### Materials Management Division—Department of Administration:

Contracts and Requisitions Open for Bid: Call 296-2600 for information on a specific bid, or to request a specific bid.

#### COMMODITY CODE KEY

**A = Sealed Bid**  
**B = Write for Price**  
**C = Request for Proposal**  
**D = Request for Information**  
**E = \$0-\$1,500 Estimated Dollar Value**  
**F = \$1,500-\$5,000 Estimated Dollar Value**

**G = \$5,000-\$15,000 Estimated Dollar Value**  
**H = \$15,000-\$50,000 Sealed Bid**  
**I = \$50,000 and Over Sealed Bid/Human Rights Compliance Required**

**J = Targeted Vendors Only**  
**K = Local Service Needed**  
**L = No Substitute**  
**M = Installation Needed**  
**N = Pre-Bid Conference**  
**O = Insurance or Bonding Required**

**Item:** Computer Network Equipment  
**Req.#:** 26137-02142-01  
**Awarded to:** Cisco Systems, Inc.,  
Chaska, MN  
**Awarded amount:** \$22,535.00  
**Awarded date:** December 16, 1992  
**Expir/deliv date:** February 28, 1993  
**Shipped to:** St. Cloud State University

**Awarded amount:** \$2,528.00  
**Awarded date:** December 16, 1992  
**Expir/deliv date:** December 23, 1992  
**Shipped to:** Bemidji State University

**Item:** Personal Computer  
**Req.#:** 27000-53808-01  
**Awarded to:** PC Solutions, Inc., Eden  
Prairie, MN  
**Awarded amount:** \$6,836.00  
**Awarded date:** December 16, 1992  
**Expir/deliv date:** December 16, 1992  
**Shipped to:** Community College Board

**Item:** Computer Network Equipment  
**Req.#:** 26137-02144-01  
**Awarded to:** Cisco Systems, Inc.,  
Chaska, MN  
**Awarded amount:** \$16,725.00  
**Awarded date:** December 16, 1992  
**Expir/deliv date:** February 28, 1993  
**Shipped to:** Moorhead State University

**Item:** Electronic Test Oscilloscope  
**Req.#:** 26071-64535-01  
**Awarded to:** Tektronix, Inc., Beaverton,  
OR  
**Awarded amount:** \$25,001.80  
**Awarded date:** December 16, 1992  
**Expir/deliv date:** January 8, 1993  
**Shipped to:** Mankato State University

**Item:** Personal Computer Software  
**Req.#:** 42210-18762-01  
**Awarded to:** Intercomputer, Cincinnati,  
OH  
**Awarded amount:** \$495.00  
**Awarded date:** December 16, 1992  
**Expir/deliv date:** January 15, 1993  
**Shipped to:** Department of Labor &  
Industry

**Item:** Personal Computer Software  
**Req.#:** 26070-14943-01  
**Awarded to:** Visible Systems  
Corporation, Waltham, MA

**Item:** Computer Equipment Supplies  
**Req.#:** 26072-04040-01  
**Awarded to:** Electronic Technical  
Group, Inc., St. Paul, MN  
**Awarded amount:** \$1,394.25  
**Awarded date:** December 16, 1992  
**Expir/deliv date:** December 28, 1992  
**Shipped to:** Moorhead State University

## Awards of State Contracts and Advertised Bids

**Item:** Electrical Supplies, Miscellaneous  
**Req.#:** 78830-11584-01  
**Awarded to:** Simplex Time Recorder Company, Edina, MN  
**Awarded amount:** \$665.00  
**Awarded date:** December 16, 1992  
**Expir/deliv date:** January 28, 1993  
**Shipped to:** Minnesota Correctional Facility

**Item:** Steel: Blade, Cutting Edge (19), 1/2 x 8 x 10'  
**Req.#:** 79100-09362-01  
**Awarded to:** Specialty Materials, Inc., Vadnais Heights, MN  
**Awarded amount:** \$1,706.50  
**Awarded date:** December 16, 1992  
**Expir/deliv date:** January 4, 1993  
**Shipped to:** Minnesota Department of Transportation

**Item:** Mainframe Computer  
**Req.#:** 02410-32419-01  
**Awarded to:** IBM Corporation, Minneapolis, MN  
**Awarded amount:** \$630,462.00  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** January 17, 1993  
**Shipped to:** Intertechnologies Group

**Item:** Used Computer Equipment  
**Req.#:** 02410-32441-01  
**Awarded to:** IBM Corporation, Minneapolis, MN  
**Awarded amount:** \$5,238.20  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** December 17, 1992  
**Shipped to:** Intertechnologies Group

**Item:** Used Computer Equipment  
**Req.#:** 02410-32442-01  
**Awarded to:** IBM Corporation, Minneapolis, MN  
**Awarded amount:** \$5,021.80  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** December 17, 1992  
**Shipped to:** Intertechnologies Group

**Item:** Tape, Adhesive, Shipping  
**Req.#:** 99997-30016-01  
**Awarded to:** Nationwide Papers, Minneapolis, MN  
**Awarded amount:** \$2,640.00  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** January 15, 1993  
**Shipped to:** Minnesota State Lottery

**Item:** Office Supplies, Miscellaneous  
**Req.#:** 24600-36629-01  
**Awarded to:** Tierney Brothers, Inc., Minneapolis, MN  
**Awarded amount:** \$508.05  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** December 29, 1992  
**Shipped to:** Minnesota Department of Employee Relations

**Item:** Paper, Fine, Miscellaneous  
**Req.#:** 26072-04025-01  
**Awarded to:** Bergstrom & Company, Minneapolis, MN  
**Awarded amount:** \$3,356.00  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** December 31, 1992  
**Shipped to:** St. Cloud State University

**Item:** Board, Computer  
**Req.#:** 27147-47499-01  
**Awarded to:** Pasco Scientific Company, Roseville, CA  
**Awarded amount:** \$971.00  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** January 4, 1993  
**Shipped to:** Vermilion Community College

**Item:** Footwear, Waders  
**Req.#:** 29006-31018-01  
**Awarded to:** Continental Safety Equipment, Eagan, MN  
**Awarded amount:** \$2,035.72  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** January 15, 1993  
**Shipped to:** Department of Natural Resources—Southern Service Center

**Item:** Footwear, Waders  
**Req.#:** 29006-31018-02  
**Awarded to:** Helget Safety Supply, Inc., Minneapolis, MN  
**Awarded amount:** \$1,046.48  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** January 15, 1993  
**Shipped to:** Department of Natural Resources—Southern Service Center

**Item:** Lighting Supplies, Miscellaneous  
**Req.#:** 29002-22965-01  
**Awarded to:** Atlantic Ultraviolet Corporation, Bay Shore, NY  
**Awarded amount:** \$6,936.00  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** December 28, 1992

**Shipped to:** Department of Natural Resources

**Item:** Laboratory/Science Equipment, Miscellaneous  
**Req.#:** 32200-34623-01  
**Awarded to:** Dionex Corporation, Sunnyvale, CA  
**Awarded amount:** \$1,503.00  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** December 30, 1992  
**Shipped to:** Minnesota Pollution Control Agency

**Item:** Dictating/Transcribing Equipment  
**Req.#:** 36000-31164-01  
**Awarded to:** Lanier Business Products, Minneapolis, MN  
**Awarded amount:** \$1,191.00  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** December 17, 1992  
**Shipped to:** Board of Vocational-Technical Education

**Item:** Dictating/Transcribing Equipment  
**Req.#:** 78000-42189-01  
**Awarded to:** Binsfelds Office Machines, St. Cloud, MN  
**Awarded amount:** \$405.00  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** January 13, 1993  
**Shipped to:** Minnesota Department of Corrections

**Item:** Dictating/Transcribing Equipment  
**Req.#:** 78000-42190-01  
**Awarded to:** Binsfelds Office Machines, St. Cloud, MN  
**Awarded amount:** \$350.00  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** January 13, 1993  
**Shipped to:** Minnesota Department of Corrections

**Item:** Office Machine, Mailroom, Miscellaneous  
**Req.#:** 79000-32753-01  
**Awarded to:** Friden Neopost, New Brighton, MN  
**Awarded amount:** \$14,506.20  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** January 20, 1993  
**Shipped to:** Minnesota Department of Transportation

## Awards of State Contracts and Advertised Bids

**Item:** Tool, Hand, Miscellaneous,  
Pneumatic Powered  
**Req.#:** 79000-32511-01  
**Awarded to:** ACME Electric Motor,  
Inc., Grand Forks, ND  
**Awarded amount:** \$2,190.00  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** January 8, 1993  
**Shipped to:** Various Locations

**Item:** Hardware, Electronic,  
Miscellaneous  
**Req.#:** 79000-32746-01  
**Awarded to:** Anixter Minnesota,  
Plymouth, MN  
**Awarded amount:** \$22,050.00  
**Awarded date:** December 17, 1992  
**Expir/deliv date:** January 4, 1993  
**Shipped to:** Minnesota Department of  
Transportation

**Item:** Micrographic Supplies  
**Req.#:** 02443-30295-01  
**Awarded to:** Abaci, Inc., St. Paul, MN  
**Awarded amount:** \$682.34  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 16, 1993  
**Shipped to:** State of Minnesota

**Item:** Books & Pamphlets  
**Req.#:** 04111-31582-01  
**Awarded to:** Iowa State University,  
Ames, IA  
**Awarded amount:** \$7,632.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 30, 1993  
**Shipped to:** Minnesota Department of  
Agriculture

**Item:** Law Officer Equipment  
**Req.#:** 07500-42098-01  
**Awarded to:** Glencoe Uniform, Glencoe,  
MN  
**Awarded amount:** \$2,091.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 15, 1993  
**Shipped to:** Department of Public Safety  
Warehouse

**Item:** Computer, Mini  
**Req.#:** 07300-41363-01  
**Awarded to:** Digital Biometrics, Inc.,  
Minnetonka, MN  
**Awarded amount:** \$60,200.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** December 31, 1992  
**Shipped to:** Department of Public Safety

**Item:** Table, Folding  
**Req.#:** 21200-53503-01  
**Awarded to:** Facilities Group, Edina,  
MN  
**Awarded amount:** \$17,960.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** February 16, 1993  
**Shipped to:** Minnesota Jobs &  
Training—North St. Paul

**Item:** Recorder, Audio Tape/Disc (Not  
Dictation)  
**Req.#:** 21200-53467-02  
**Awarded to:** Broadcast Supply West,  
Tacoma, WA  
**Awarded amount:** \$30,688.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 15, 1993  
**Shipped to:** Minnesota Department of  
Jobs & Training

**Item:** Handicapped Device, Visual  
**Req.#:** 21200-52999-01  
**Awarded to:** Blazie Engineering, Forest  
Hill, MD  
**Awarded amount:** \$10,668.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 30, 1993  
**Shipped to:** Various Locations

**Item:** Office Machines, Mailroom,  
Miscellaneous  
**Req.#:** 21200-53461-01  
**Awarded to:** Pitney Bowes, Inc.,  
Minneapolis, MN  
**Awarded amount:** \$11,184.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** December 23, 1992  
**Shipped to:** Minnesota Department of  
Jobs & Training

**Item:** Contractor, Sprinkler System, Fire  
**Req.#:** 21200-53569-01  
**Awarded to:** General Security,  
Minneapolis, MN  
**Awarded amount:** \$1,725.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 14, 1993  
**Shipped to:** Minnesota Department of  
Jobs & Training

**Item:** Computer Equipment,  
Miscellaneous  
**Req.#:** 26071-64552-01  
**Awarded to:** Perkin Elmer Corporation,  
Eden Prairie, MN  
**Awarded amount:** \$9,050.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 17, 1993  
**Shipped to:** Mankato State University

**Item:** Computer Network Supplies  
**Req.#:** 26072-04039-01  
**Awarded to:** Emcomm, Loretto, MN  
**Awarded amount:** \$3,847.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 20, 1993  
**Shipped to:** Moorhead State University

**Item:** Computer Furnishings &  
Accessories  
**Req.#:** 26073-24293-01  
**Awarded to:** Computer I, St. Cloud,  
MN  
**Awarded amount:** \$998.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 8, 1993  
**Shipped to:** St. Cloud State University

**Item:** Tool, Hand, Carpenters, Electric  
Powered  
**Req.#:** 26073-24282-01  
**Awarded to:** CMT Tools, Tampa, FL  
**Awarded amount:** \$640.04  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** December 31, 1992  
**Shipped to:** St. Cloud State University

**Item:** Printer, Computer  
**Req.#:** 26175-03301-01  
**Awarded to:** Computer Man, Marshall,  
MN  
**Awarded amount:** \$375.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 5, 1993  
**Shipped to:** Southwest State University

**Item:** Blackboard  
**Req.#:** 26175-03293-01  
**Awarded to:** Neal W. E. Slate Company,  
Eden Prairie, MN  
**Awarded amount:** \$415.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 30, 1993  
**Shipped to:** Southwest State University



## Awards of State Contracts and Advertised Bids

**Item:** Audio/Video Equipment,  
Miscellaneous  
**Req.#:** 26074-14750-02  
**Awarded to:** Professional Audio Service,  
Fort Worth, TX  
**Awarded amount:** \$7,699.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** December 18, 1992  
**Shipped to:** Winona State University

**Item:** Furniture, Library, Miscellaneous  
**Req.#:** 27143-43314-01  
**Awarded to:** Demco, Inc., Madison, WI  
**Awarded amount:** \$929.75  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 15, 1993  
**Shipped to:** Hibbing Community  
College

**Item:** Table, Library  
**Req.#:** 27143-43314-02  
**Awarded to:** Brodart, Inc.,  
Williamsport, PA  
**Awarded amount:** \$439.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 15, 1993  
**Shipped to:** Hibbing Community  
College

**Item:** Computer Equipment Supplies  
**Req.#:** 34000-07298-01  
**Awarded to:** Computerland, Plymouth,  
MN  
**Awarded amount:** \$1,278.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** December 21, 1992  
**Shipped to:** Minnesota Housing Finance  
Agency

**Item:** Office Machine, Mailroom,  
Miscellaneous  
**Req.#:** 53000-03669-01  
**Awarded to:** Midwest Mailing Systems,  
Minneapolis, MN  
**Awarded amount:** \$895.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** December 22, 1992  
**Shipped to:** Secretary of State

**Item:** Trainer, Rowing  
**Req.#:** 78550-93362-01  
**Awarded to:** Concept II, Inc.,  
Morrisville, VT  
**Awarded amount:** \$730.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 30, 1993  
**Shipped to:** Minnesota Correctional  
Facility

**Item:** Van  
**Req.#:** 78790-30691-01  
**Awarded to:** Bliss R. C., Inc., Faribault,  
MN  
**Awarded amount:** \$6,995.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** December 21, 1992  
**Shipped to:** Minnesota Correctional  
Facility—Faribault

**Item:** Truck, Light, (Contract)  
**Req.#:** 79382-02520-01  
**Awarded to:** Thane Hawkins Polar  
Chevrolet, White Bear Lake, MN  
**Awarded amount:** \$100,982.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** March 1, 1993  
**Shipped to:** Minnesota Department of  
Transportation

**Item:** Steel: Blade, Cutting Edge (39), 7/8  
x 5 x 3'  
**Req.#:** 79300-09340-02  
**Awarded to:** Kennametal, Inc., Latrobe,  
PA  
**Awarded amount:** \$4,083.30  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 20, 1993  
**Shipped to:** Minnesota Department of  
Transportation

**Item:** Delineator/Marker, Highway  
Traffic  
**Req.#:** 79300-09341-01  
**Awarded to:** A to Z Sales, St. Paul, MN  
**Awarded amount:** \$648.00  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 16, 1993  
**Shipped to:** Minnesota Department of  
Transportation

**Item:** Steel: Blade, Cutting Edge (24), 3/4  
x 5 x 3'  
**Req.#:** 79400-03343-01  
**Awarded to:** Kennametal, Inc., Latrobe,  
PA  
**Awarded amount:** \$4,106.40  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 2, 1993  
**Shipped to:** Minnesota Department of  
Transportation

**Item:** Steel: Blade, Cutting Edge (39), 7/8  
x 5 x 3'  
**Req.#:** 79450-00797-01  
**Awarded to:** Kennametal, Inc., Latrobe,  
PA  
**Awarded amount:** \$4,832.50  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** December 30, 1992  
**Shipped to:** Minnesota Department of  
Transportation

**Item:** Heating Equipment, Gas  
**Req.#:** 79450-00798-01  
**Awarded to:** St. Hilaire Supply  
Company, Inc., St. Hilaire, MN  
**Awarded amount:** \$1,927.99  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** December 28, 1992  
**Shipped to:** Various Locations

**Item:** Service, Janitorial  
**Req.#:** 79500-23507-01  
**Awarded to:** Classic Cleaning Company,  
Plymouth, MN  
**Awarded amount:** \$13,398.44  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** December 20, 1992  
**Shipped to:** Minnesota Department of  
Transportation

**Item:** Steel: Blade, Cutting Edge (29), 3/4  
x 6 x 4'  
**Req.#:** 79900-23504-02  
**Awarded to:** Kennametal, Inc., Latrobe,  
PA  
**Awarded amount:** \$9,098.20  
**Awarded date:** December 18, 1992  
**Expir/deliv date:** January 10, 1993  
**Shipped to:** Minnesota Department of  
Transportation

## Murder: Minnesota style

**Murder in Minnesota:** A treasury of vintage crimes in which famous and obscure characters come to life in all their cleverness or murderous madness. Minnesota cases from 1858-1917. 253 pp. photos, index. Code 17-35, \$6.95.

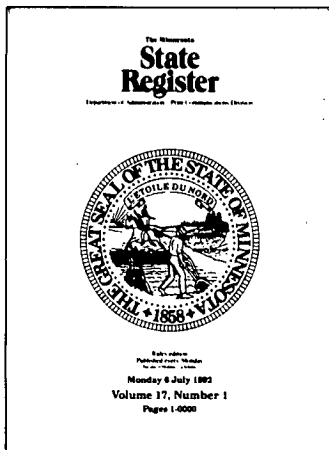
**Robber and Hero:** On September 7, 1876 six members of the James-Younger gang blasted their way out of Northfield, Minnesota. George Huntington's classic account of the Northfield Bank raid is as fascinating today as it was when first published 19 years after the attempted robbery. 125 pp., charts, maps, photos, with index. Code 17-40, \$5.95.

**Secrets of the Congdon Mansion:** The prosecutor called it a crime of greed. A complex, intriguing murder case, set in one of Minnesota's most spectacular mansions, and now a top Minnesota tourist attraction on Duluth's famous Lake Superior North Shore Drive. By Joe Kimball, 64 pp., drawings. Code 19-56, \$5.95.

**TO ORDER:** Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for postage and handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. *Prices are subject to change.* FAX: (612) 296-2265.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

## The "inside scoop" on OVER \$1 BILLION in annual business contracts.



Each year over \$1 billion in state contracts are awarded. About \$20 million in state contracts per week are advertised in the **STATE REGISTER**, the most complete listing of state contracts available. Just a *sampling* of contracts includes: professional, technical and consulting services, commodities, printing, equipment, supplies, food items, and a wide variety of special services.

For less than \$2 a week you can have delivered to your office the most effective and economical means of tracking state contracts. The smart way to stay in the know, and land the business of state government, is with the **STATE REGISTER**, now appearing **TWICE A WEEK**.

You will also have the *most comprehensive listing* of contract awards. And you'll receive the source of state agency rulemaking governing business, the professions and regulated occupations. You'll also get official notices, executive orders of the governor, a calendar of supreme court cases, state grants, and other special announcements.

An annual subscription is \$195 for both the Monday and Thursday editions, or \$150 for just the Monday edition if you're only interested in state agency rulemaking information. A 13-week trial subscription for \$60 includes both the Monday and Thursday editions. MasterCard/VISA, American Express and Discover orders can be taken over the phone, otherwise prepayment is required. Send, or FAX (612/296-2265), your orders to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Let us bring you the business of state government. Subscribe to the **STATE REGISTER** today, or call (612) 296-0931, or 1-800-657-3757 for more information.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

## Subscription Services

Minnesota's Bookstore offers several subscription services of activities, awards, decisions and special bulletins of various Minnesota state agencies.

Use the handy order form on the back of the *State Register* to order. Simply fill in the subscription code number, include your name, address and zip and your check made out to the State of Minnesota (**PREPAYMENT IS REQUIRED**) and send it in. We'll start your subscription as soon as we receive your order, or whenever you like.

SUBSCRIPTION	COST	CODE NO.	SUBSCRIPTION	COST	CODE NO.
Career Opportunity Bulletin, 1 year	\$ 30.00	90-3	State Register, Monday edition only, 1 year	\$150.00	90-1
Career Opportunity Bulletin, 6 mos.	\$ 24.00	90-4	State Register, Monday and Thursday editions,		
Gaming News, 6 mo.	\$ 40.00	90-8	1 year	\$195.00	90-1
Human Services Informational and			Trial State Register, 3-months, Monday and		
Instructional Bulletin	\$115.00	90-6	Thursday	\$ 60.00	90-2
Human Services Bulletin List	\$100.00	90-7	Tax Court/Property Decisions	\$350.00	90-11
PERB (Public Employee Relations Board)			Workers Compensation Decisions,		
Awards and Decisions, 1 year	\$350.00	90-9	unpublished subs run Jan-Dec 1991: can be		
Minnesota Statutes 1990 Set + Supplement	\$165.00	18-7	prorated	\$400.00	90-12
Minnesota Rules 1991 Set + Supplement	\$200.00	18-100	Workers Compensation Decisions Vol. 46	\$180.00	90-13

**TO ORDER:** Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 296-0931, or toll-free in Minnesota: 1-800-657-3757. Prepayment is required. Please include daytime phone. *Prices are subject to change.* FAX: (612) 296-2265.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

# Minnesota's Bookstore

---

## Publications, Services, Subscriptions

### Order Form on Back—For Information, Call 297-3000

**1991 Minnesota Rules.** Eleven volume set includes 1992 Supplement as a subscription service. Stock #18-100, \$200 + tax (Minnesota residents only). Individual volumes can be purchased at \$20.00 + tax.

**1992 Minnesota Session Laws.** Two volume set includes laws passed during the 1992 session. Stock #18-12, \$30.00 + tax.

**101 Ways to Promote Academic Excellence.** A collection of nuts-and-bolts methods educators have successfully used to foster academic achievement. These are techniques that directly help students, can be replicated easily, are cost-effective, and that work in meeting the public education's great challenge: helping every single child learn. Code #5-1, \$4.50.

**1989 Pollution Control Laws.** Laws dealing with water pollution, disposal facilities, solid waste management, the Minnesota Environmental Rights Act, recycling, and more. Code #2-21, \$24.95.

**1992 Hazardous Waste Rules.** Governs the production, storage, transportation and disposal of hazardous waste. *Minnesota Rules* Chapter 7001, 7045 and 7046. Code #3-71, \$16.95.

**Real Estate Rules 1991.** Chapters 2800, 2805 and 2810 from the *Minnesota Rules*. Essential for both students and established brokers and salespersons. It contains all education and licensing requirements. Code #3-99, \$6.00.

**Police Report Writing Style Manual 1989.** A common framework for report writing throughout the state. Discusses the general purpose of police reports, reviews field notetaking, offers instructions on completing common report forms and introduces the Data Practices Law. Code #14-13, \$15.00.

### OTHER PUBLICATIONS

**Secrets of the Congdon Mansion.** A complex, intriguing murder case set in one of Minnesota's most spectacular mansions. Now a top Minnesota tourist attraction on Duluth's famous Lake Superior North Shore Drive. By Joe Kimball. Code #19-56, \$5.95.

**A Paddler's Guide to the Boundary Waters Canoe Area.** Advice on what to bring along on canoe trips, regulations, canoe tips and detailed information for self-guided tours. Includes detailed maps and descriptions of 31 wilderness canoe routes in the Superior National Forest of Northern Minnesota. Stock #19-17, \$4.95.

**Minnesota Geographic Names.** Names of places by the thousand plus interesting historical tidbits included in this 800+ page book. Minnesota history buffs—this is for you! Stock #17-13, \$12.95.

**Room at the Inn Minnesota.** The only guide to more than 60 historic Bed & Breakfast homes, hotels and country inns. Stock #19-72, \$9.95.

**Minnesota Manufacturer's Directory, 1992.** More than 7,000 entries listing name, address, phone, staff size, sales volume, market-area, year of establishment, type of firm, CEO, sales or marketing and purchase managers, and four manufactured products. Stock #40-2, \$90.00.

**1992 Lake Map Index.** Listing over 4,000 lake maps. Free.

### SUBSCRIPTIONS:

**State Register.** Minnesota's official weekly publication for agency rules and notices, executive orders of the Governor, state contracts, Supreme Court Calendar, Supreme Court and Tax Court Decisions. Annual subscription: Monday edition only \$150.00; Monday and three State Register Contracts Supplements \$195; 13-week trial (includes all four editions) \$60.00.

**State Register Binder.** Durable 3½ inches, forest green binders imprinted with the *State Register* logo. \$10.00 + tax.

**Workers Compensation Decisions.** Volume 47. Selected landmark decisions of the Worker's Compensation Court of Appeals during the period July '92 through Dec. '92. The subscription rate for this volume is \$195.00.

### SERVICES:

**Mailing Lists.** Lists of Minnesota licensed professionals and permit holders. Write or call (612) 297-2552 for a free mailing list catalog which contains available lists, selections, formats, pricing and ordering information.

**American Flag.** Perfect for home or office. 3' x 5' with embroidered stars. Heavy nylon bunting. Code No. 6-1. \$21.00 + tax.

