

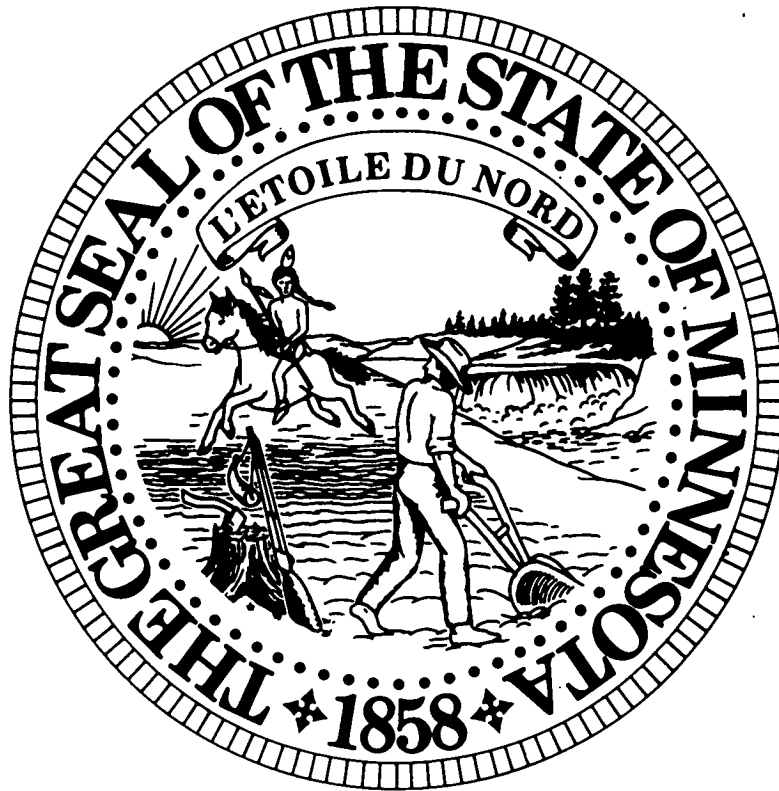
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Department of Administration—Print Communications

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State Register

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

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

A *Contracts Supplement* is published Tuesday, Wednesday and Friday and contains bids and proposals, including printing bids.

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24	Monday 13 December	Monday 29 November	Monday 6 December
25	Monday 20 December	Monday 6 December	Monday 13 December
26	Monday 27 December	Monday 13 December	Thursday 16 December
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612/297-7963

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Contact: Senate Public Information Office
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(612) 296-0504

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Contact: House Information Office
Room 175 State Office Building, St. Paul, MN 55155
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Commodity award results are available through the **Materials Management Helpline** 612/296-2600.

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.

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A notice regarding Workers' Compensation: Medical Services and Fees

The Department of Labor and Industry rules relating to Workers' Compensation; Medical Services and Fees are being recodified. We anticipate that they will be available in booklet form through Minnesota's Bookstore in early January, 1994. Order Number 3-72S4 \$7.95.

If you would like to back-order these rules, call Minnesota's Bookstore:

Metro area: 297-3000 Nationwide: 1-800-657-3757 FAX 612/296-2265

Telecommunications Device for the Deaf: Metro area: 282-5077 Nationwide: 1-800-657-3706

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 Health

Proposed Permanent Rules Relating to Public Water Supply

Notice of Intent to Adopt Permanent Rules Without A Public Hearing

The Minnesota Department of Health intends to adopt a permanent rule without a public hearing following the procedures set forth in the Administrative Procedures Act, *Minnesota Statutes*, sections 14.22 to 14.28. You have 30 days to submit written comment on the proposed rules and may also submit a written request that a hearing be held on the rules.

Agency contact person. Comments or question on the rule and written requests for a public hearing must be submitted to:

Jane A. Nelson, rules coordinator
Division of Environmental Health
Minnesota Department of Health
925 S.E. Delaware Street P.O. Box 59040
Minneapolis, Minnesota 55459-0040
(612) 627-5038 FAX (612) 627-5479

Statutory authority. The statutory authority to adopt the rule is contained in *Minnesota Statutes*, section 44.383, paragraph (e).

Content of rule. The Minnesota Department of Health is proposing to amend adopted rules contained in *Minnesota Rules* Chapter 4720 governing public water supplies. The department regulates about 1,500 community water supply systems in the state which include the water supplies for cities, villages, and manufactured home parks. The state also regulates about 8,000 noncommunity public water supply systems which supply water in places such as child care centers, schools and places of employment, campgrounds, resorts, parks, restaurants, and highway rest areas.

Public water supply systems may secure water from groundwater or surface water, wells, springs, aquifers, lakes, rivers, streams and reservoirs. Chapter 4720 addresses the methods for treating and regularly testing the water to ensure it is safe to drink.

Minnesota's regulations governing safe drinking water and public water supplies are based on federal law and regulation. State public water supplies are regulated under the federal Safe Drinking Water Act which was passed by Congress in 1974 and amended in 1986. This act of congress requires the federal Environmental Protection Agency to set regulations for safe drinking water. It provides for the delegation of the administration and enforcement of the federal safe drinking water laws and regulations to individual states provided they carry out the regulatory program in a manner that is as strict as or stricter than federal standards. The federal Safe Drinking Water Act requires the federal Environmental Protection Agency to set regulations based on 1962 United States Public Health Service standards, to establish recommended maximum contaminant levels for contaminants with potential adverse health effects, and to protect the groundwater. In 1986 congress reauthorized the Safe Drinking Water Act making extensive, substantial changes. The key changes were the addition of 58 more maximum contaminant levels in addition to the 25 already in place; the addition of 25 maximum contaminant levels every three years after that; designation of best available technology (BAT) for each of the regulated contaminants; filtration of many surface water supplies; disinfection of all public water supplies; monitoring for unregulated contaminants; a ban on lead solders; and wellhead protection.

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

When the state adopts the regulations already adopted by the federal government, the state assumes authority (or primacy) for enforcement of those federal regulations. The state has incorporated the federal regulations governing public water supply systems into state rules by referring to the federal code. Where the state has decided to differ from the federal regulations, where the state wants to be stricter, or where the state is required to indicate state public policy from among a number of federal policy options, the state rules so indicate. This rule proceeding amends the existing chapter 4720 to comply with changes mandated by federal regulations. There are five major changes proposed.

1. The adoption of maximum contaminant levels or treatment techniques for 33 new chemicals, 26 synthetic organic chemicals, and seven inorganic chemicals. Also to be adopted are secondary maximum contaminant levels for two contaminants and one-time monitoring requirements for approximately 20 synthetic organic chemicals and inorganic chemicals. These new federal regulations are sometimes referred to as "Phase II."

2. The adoption of maximum contaminant level goals and regulations for controlling lead and copper in drinking water. These federal regulations are sometimes referred to as "the lead and copper rules."

3. The adoption of federal regulations revising the monitoring requirements for eight volatile organic contaminants and maximum contaminant levels for aldicarb, aldicarb sulfoxide, aldicarb sulfone, pentachlorophenol, and barium. These new federal regulations are sometimes referred to as "Phase V."

4. The adoption of federal maximum contaminant level goals and maximum contaminant levels for 18 synthetic organic chemicals and five inorganic chemicals. Monitoring, reporting and public notice requirements for these chemicals are proposed for adoption.

The department is proposing some minor technical amendments to the Surface Water Treatment and Total Coliform rules adopted in 1991 to provide consistency with adopted federal regulations. The proposed rules also repeal existing part 4720.3910 relating to Typhoid Fever as an obsolete rule. Modifications are proposed to part 4720.2700 to cross reference to the federal procedures and criteria for granting a variance to federally-mandated standards. And a new part 4720.0025 is proposed to address backflow prevention on connections to public water supply systems.

A copy of the proposed rules is published in the State Register and attached to this notice as mailed. Additional copies of the proposed rule are available from Jane Nelson.

Comment. You have 30 days or until 4:30 p.m. on January 12, 1994 to submit comment in support of or in opposition to the proposed rule or any part or subpart of the rule. Comment is encouraged. The proposed rules may be modified in response to comment received. Comment must be in writing and received by the agency contact person by the due date. The comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed. Commentors are requested to provide their name and address.

Request for hearing. You may make a written request for a public hearing on the rule within the 30-day comment period or until 4:30 p.m. on January 12, 1994. The proposed rules may, however, be modified in response to comment received without a public hearing. The written request for a public hearing must include your name and address. You are encouraged to identify the portion of the proposed rule which caused your request, the reason for the request, and any changes you want made to the proposed rule. If 25 or more persons submit a written request for a public hearing a public hearing will be held unless a sufficient number withdraw their requests in writing. If a public hearing is required, the agency will proceed pursuant to *Minnesota Statutes*, sections 14.131 to 14.20.

Modifications. The proposed rule may be modified as a result of public comment. The modifications must be supported by data and views submitted to the agency and may not result in a substantial change in the proposed rule as attached and printed in the State Register. If the proposed rule affects you in any way, you are encouraged to participate in the rulemaking process.

Statement of Need and Reasonableness. A Statement of Need and Reasonableness is now available from the agency contact person. This statement describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied on to support the proposed rule.

Fiscal impact on public bodies. 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.

Small business considerations. The impact of the proposed rules on small businesses is considered in the Statement of Need and Reasonableness.

Impact on agricultural lands. The proposed rules will have no direct or substantial adverse impact on agricultural land.

Adoption and review of rule. If no hearing is required, upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney General for review in accordance with the standards for review in *Minnesota Rules* part 2010.1000, including the issues of substantial change; whether the Department has the authority to adopt the rules; and whether the record demonstrates a rational basis for the need for and reasonableness of the proposed rules. You may request notification of the

Proposed Rules

date of submission to the Attorney General to be notified of the attorney general's decision on the rule. If you wish to be so notified, or wish to receive a copy of the adopted rule, submit your request to the agency contact person listed above.

Date: November 30, 1993

Mary Jo O'Brien
COMMISSIONER OF HEALTH

This notice and the proposed rule may be available in an alternative format.

Rules as Proposed

4720.0025 UNSAFE WATER CONNECTIONS.

There shall be no physical connection between any public water supply system intended for potable or domestic use and any system, equipment, or device that may serve as a source of contamination, unless protected by a properly maintained backflow preventer approved by the commissioner.

4720.0350 RULES AND STANDARDS ADOPTED BY REFERENCE.

The National Primary Drinking Water Regulations in Code of Federal Regulations, title 40, ~~parts part~~ part 141, and sections 142.40 to 142.64 as amended through ~~June 29, 1989~~ July 17, 1992, are incorporated by reference in parts 4720.0200 to 4720.3970 and are subject to the alterations and amendments contained in parts 4720.0200 to 4720.3970.

4720.0450 DEFINITIONS; SECTION 141.2 OF THE NATIONAL PRIMARY DRINKING WATER REGULATIONS.

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

Subp. 2. **Commissioner of health defined.** In section 141.2 of the National Primary Drinking Water Regulations, the following definition is added:

"Commissioner of health" means the authority established by *Minnesota Statutes*, sections 144.381 to ~~144.388~~ 144.387, for enforcement in the state of the National Primary Drinking Water Regulations and parts 4720.0200 to 4720.3970. For purposes of enforcing the National Primary Drinking Water Regulations, title 40, part 141, the term "state" contained in those regulations means the commissioner of health.

[For text of subps 3 to 11, see M.R.]

4720.0550 MICROBIOLOGICAL CONTAMINANT SAMPLING AND ANALYTICAL REQUIREMENTS; SECTION 141.21 OF THE NATIONAL PRIMARY DRINKING WATER REGULATIONS.

Subpart 1. Section 141.21, paragraph (b), clause (1). Section 141.21, paragraph (b), clause (1), of the National Primary Drinking Water Regulations is amended to read:

If a routine sample is total coliform-positive, the public water supplier must collect a set of repeat samples within 24 hours of being notified of the positive result. A supplier must collect no fewer than four repeat samples for each total coliform-positive sample found. The commissioner of health may extend the 24-hour limit on a case-by-case basis if the supplier has a logistical problem in collecting the repeat samples within 24 hours and the problem is beyond the supplier's control. In the case of an extension, the commissioner of health shall specify how much time the supplier has to collect the repeat samples.

Subp. 2. Section 141.21, paragraph (d), clause (2). Section 141.21, paragraph (d), clause (2), of the National Primary Drinking Water Regulations is replaced with the sentence: "Sanitary surveys will be conducted by the department."

Subp. 3. Section 141.21, paragraph (e), clause (2). Section 141.21, paragraph (e), clause (2), of the National Primary Drinking Water Regulations is deleted.

4720.2300 ADDITIONAL MONITORING REQUIREMENTS.

The commissioner may impose additional monitoring requirements if the results of a sanitary survey indicate that a public health risk may exist. The commissioner may impose a requirement for more frequent sampling if the analytical results of water tests show that a previously measured contaminant is approaching a maximum contaminant level prescribed in Code of Federal Regulations, title 40, part 141, as amended through ~~June 29, 1989~~ July 17, 1992.

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Proposed Rules

4720.2700 APPLICATION PROCEDURE FOR VARIANCE FROM PARTS 4720.0200 TO 4720.2300.

A request for a variance from parts 4720.0200 to 4720.2300 shall be submitted to the commissioner in writing and shall contain the following information: follow the procedures and requirements for a variance specified in Code of Federal Regulations, title 40, part 142.20.

A. The nature and duration of the variance being requested.

B. Relevant analytical results of water quality sampling of the supply, including results of relevant tests conducted pursuant to the requirements of parts 4720.0100 to 4720.3900.

C. For any request for a variance from a maximum contaminant level, the notice shall also contain:

- (1) An explanation in full and evidence of the best available treatment.
- (2) Economic and legal factors relevant to the ability to comply.
- (3) Analytical results of raw water quality relevant to the variance request.

(4) A proposed compliance schedule, including the date each step toward compliance will be achieved. Such a schedule shall include as a minimum the following dates:

(a) a date by which arrangement for alternative raw water source or improvement of existing raw water source will be completed;

(b) a date for initiation of the connection of the alternative raw water source or improvement of existing raw water source; and

(c) a date by which final compliance is to be achieved.

(5) A plan for the provision of safe drinking water in the case of an excessive rise in the contaminant level for which the variance is requested.

(6) A plan for interim control measures during the effective period of variance.

D. For any request for a variance from a required treatment, the notice shall include a statement that the supply will perform monitoring and other reasonable requirements prescribed by the commissioner as a condition to the variance.

E. Such other information as the commissioner may require.

F. Any information which the supplier believes is pertinent to the request.

4720.3920 GENERAL REQUIREMENTS FOR CONSTRUCTION OF SURFACE WATER AND GROUNDWATER UNDER THE DIRECT INFLUENCE OF SURFACE WATER TREATMENT FACILITIES.

Groundwater systems determined to be under the direct influence of surface water must meet all applicable requirements contained in parts 4720.3920 to 4720.3965. The source of surface water and groundwater under the direct influence of surface water selected for a public water supply must provide the highest quality water reasonably available which, with appropriate treatment and adequate safeguards, meets the requirements specified in Code of Federal Regulations, title 40, parts sections 141.72(b) and 141.73, as amended through June 29, 1989 July 17, 1992. The design of the treatment processes, equipment, and structures shall depend on an evaluation of the nature and quality of the particular water to be treated. Variations from the design criteria may be approved by the commissioner in cases where experimental, pilot, or full scale studies have demonstrated that acceptable results can be obtained. Any unfiltered surface water or groundwater under the direct influence of a surface water system that experiences a waterborne disease outbreak must comply with the appropriate treatment requirements contained in parts 4720.3920 to 4720.3965.

4720.3942 FILTRATION.

The application of any type of filter and media must be supported by water quality data for the period of use sufficient to characterize any variation in water quality. All public systems using surface water or groundwater under the direct influence of surface water must have filtration systems that meet the minimum requirements of parts 4720.3945 to 4720.3955. Filtration systems must meet the requirements in parts 4720.3945 to 4720.3955.

REPEALER. *Minnesota Rules*, parts 4720.2800; 4720.2900; 4720.3000; and 4720.3910, are repealed.

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 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.

Board of Accountancy

Adopted Permanent Rules Relating to Fees and Examinations

The rules proposed and published at *State Register*, Volume 18, Number 2, pages 77-80, July 12, 1993 (18 SR 77), are adopted as proposed.

Board of Accountancy

Adopted Permanent Rules Relating to Continuing Professional Education

The rules proposed and published at *State Register*, Volume 18, Number 13, pages 911-913, September 27, 1993 (18 SR 911), are adopted as proposed.

Department of Commerce

Adopted Permanent Rules Relating to Residential Building Contractors; Prohibited Practices; Continuing Education

The rules proposed and published at *State Register*, Volume 18, Number 12, pages 875-881, September 20, 1993 (18 SR 875), are adopted as proposed.

Department of Commerce

Registration Division

Adopted Permanent Rules Governing the Petroleum Tank Release Compensation Fund

The rules proposed and published at *State Register*, Volume 18, Number 9, pages 647-651, August 30, 1993 (18 SR 647), are adopted as proposed.

Department of Commerce

Adopted Permanent Rules Relating to Regulating Securities and the Business of Financial Planning

The rules proposed and published at *State Register*, Volume 18, Number 6, pages 498-499, August 9, 1993 (18 SR 498), are adopted as proposed.

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Adopted Rules

Department of Commerce

Adopted Permanent Rules Relating to workers' Compensation Self-Insurance

The rules proposed and published at *State Register*, Volume 18, Number 8, pages 606-607, August 23, 1993 (18 SR 606), are adopted as proposed.

Department of Commerce

Adopted Permanent Rules Relating to Credit Unions

The rules proposed and published at *State Register*, Volume 18, Number 9, pages 651-654, August 30, 1993 (18 SR 651), are adopted with the following modifications:

Rules as Adopted

2675.6142 LOANS.

Subpart 1. **Fees.** As specified by board resolution, a credit union may require members to pay fees in connection with the making, closing, disbursing, extending, readjusting, or renewing of any loan. The board resolution establishing ~~these~~ the fees to be retained by the credit union must be conspicuously posted at the principal office of the credit union for so long as the fees are in effect.

Higher Education Coordinating Board

Adopted Permanent Rules Relating to Loan Forgiveness; Rural and Urban Primary Care Physicians

The rules proposed and published at *State Register*, Volume 18, Number 10, pages 753-755, September 7, 1993 (18 SR 753), are adopted with the following modifications:

Rules as Adopted

4810.3010 DEFINITIONS.

Subp. 4. **Underserved urban community.** "Underserved urban community" means a Minnesota urban area or population included in the List of Designated Primary Medical Care Health Professional Shortage Areas (HPSAs) ~~compiled annually,~~ Medically Underserved Areas (MUAs), or Medically Underserved Populations (MUPs) maintained and updated by the United States Department of Health and Human Services.

Department of Labor and Industry

Adopted Permanent Rules Relating to Workers' Compensation; Medical Services and Fees

The rules proposed and published at *State Register*, Volume 17, Number 51, pages 3143-3355, June 21, 1993 (17 SR 3143), are adopted in part with the following modifications:

Rules as Adopted

5221.0400 [OMITTED.]

5221.0405 INCORPORATIONS BY REFERENCE.

The following documents are incorporated by reference to the extent cited in this chapter.

E. The alphanumeric HCFA Common Procedural Coding System (HCPCS manual), January ~~1989~~ 1993 edition. It is subject to frequent change. It is published by the HCPCS subcommittee of Minnesota under the authority of the federal Health Care Financing Administration and may be obtained from the Minnesota Department of Human Services, Claims Processing Section, 444 Lafayette Road, Saint Paul, Minnesota 55155-3849. It is available through the Minitex interlibrary loan system.

5221.0410 REQUIRED REPORTING AND FILING OF MEDICAL INFORMATION.

Subp. 3. **Maximum medical improvement.** For injuries occurring on or after January 1, 1984, or upon request for earlier injuries, the health care provider must report to the self-insured employer or insurer, maximum medical improvement, when ascertainable, on the health care provider report form or in a narrative report. "Maximum medical improvement" is a medical and legal concept defined by *Minnesota Statutes*, section 176.011, subdivision 25, as the date after which no further significant recovery from or significant lasting improvement to a personal injury can reasonably be anticipated, based upon reasonable medical probability.

B. This item applies to musculoskeletal injuries that fall within any category under parts 5223.0070, 5223.0080, 5223.0110 to 5223.0150, and 5223.0170 for dates of injury before July 1, 1993, and that fall within any category under parts 5223.0370 to 5223.0390 and 5223.0440 to 5223.0550 for dates of injury on or after July 1, 1993. When more than one year has elapsed since the date of a musculoskeletal injury that falls within any category under parts 5223.0070 to 5223.0170 of the above categories, the only factors in determining maximum medical improvement shall be whether a decrease is anticipated in the employee's estimated permanent partial disability rating or a significant improvement is anticipated in the employee's work ability as documented on the report of work ability described in subpart 6. If there is medical reports show no decrease in the employee's estimated permanent partial disability or no significant improvement in the employee's work ability in any three-month period later than one year after the injury, the employee is presumed to have reached maximum medical improvement. This presumption can only be rebutted by a showing that a decrease in the employee's permanent partial disability rating or significant improvement in the work ability has occurred or is likely to occur beyond this three-month period. The medical reports relied upon as establishing maximum medical improvement under this item must be served on the employee in accordance with item C.

This item applies only to injuries of the musculoskeletal system, except where the injury is a spinal cord injury resulting in permanent paralysis, a head injury with loss of consciousness, or where surgery has been performed within the previous six months. In these cases, the factors listed in item A shall be used to determine maximum medical improvement.

C. If the employer or insurer does not serve a notice of intention to discontinue benefits or a petition to discontinue benefits under *Minnesota Statutes*, section 176.238, at the same time a narrative maximum medical improvement report is served, then the report must be served with a cover letter containing the information in subitems (1) to (6). Serving the cover letter with the maximum medical improvement report does not replace the notice of intention to discontinue benefits or petition to discontinue benefits required by *Minnesota Statutes*, section 176.238. The cover letter must include:

(4) a statement that the attached report indicates that in the opinion of the health care provider, the employee reached maximum medical improvement by the specified date or an explanation that the attached reports indicate the employee has reached maximum medical improvement under the circumstances specified in item B:

5221.0430 CHANGE OF HEALTH CARE PROVIDER.

Subp. 3. **Unauthorized change; prohibited payments.** If the employee or health care provider fails to obtain approval of a change of provider before commencing treatment where required by this part, the insurer is not liable for the treatment rendered prior to approval is inappropriate and is not compensable treatment unless the insurer has agreed to pay for the treatment. Treatment rendered before a change of provider is approved under this subpart is not inappropriate if the treatment was provided in an emergency situation and prior approval could not reasonably have been obtained.

Subp. 4. **Change of primary provider not approved.** After the first 60 days following initiation of medical treatment for the injury, or after the employee has exercised the employee's right to change doctors once, the department, a certified managed care organization, or a compensation judge ~~may~~ shall not approve a party's request to change primary providers, where:

5221.0500 EXCESSIVE CHARGES; LIMITATION OF PAYER LIABILITY.

Subpart 1. **Excessive health care provider charges.** A billing charge for services, articles, or supplies provided to an employee with a compensable injury is excessive if any of the conditions in items A to ~~G~~ I apply to the charge. A payer is not liable for a charge which meets any of these conditions.

Subp. 2. **Limitation of payer liability.** A payer is not liable for health care charges which are excessive under subpart 1. If the charges are not excessive under subpart 1, a payer's liability for payment of charges is limited as provided in items A to F.

D. Under *Minnesota Statutes*, section 176.136, subdivision 1b, paragraph (b), payment for services, articles, and supplies provided to an employee who is an inpatient at a hospital with more than 100 licensed beds shall be limited to 85 percent of the hospital's usual and customary charge as defined in item B, or 85 percent of the prevailing charge as defined in item B, whichever is lower. Outpatient charges for hospitals with more than 100 beds are limited by the maximum fees for any service set forth in parts 5221.4000 to 5221.4070. For hospitals with more than 100 beds, liability for outpatient charges that are not included in parts 5221.4000 to 5221.4070 is limited to 85 percent of the hospitals usual and customary, or prevailing charge, as described in item B. A hospital charge is considered an inpatient charge if the employee spent either the night before or the night after the service in the hospital, and there is an overnight room charge.

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Adopted Rules

5221.0650 DATA COLLECTION, RETENTION, AND REPORTING REQUIREMENTS.

Subp. 3. **Retention period.** Data described in subpart 4 shall be collected and stored by the parties listed in subpart 1, beginning July 1, 1994, for all medical services and supplies provided to an employee under *Minnesota Statutes*, chapter 176, for ten years from the date ~~the service or supply was provided of injury, or four years from the date the claim is closed, whichever is later.~~

5221.0700 PROVIDER RESPONSIBILITIES.

Subp. 2b. **Uniform billing claim form UB-92 (HCFA 1450).** Hospitals licensed under *Minnesota Statutes*, section 144.50, must submit itemized charges on the uniform billing claim form, UB-92, (HCFA 1450).

The following information must be submitted by hospitals in the appropriate fields of the UB-92 as follows:

(11) Inpatient services must be submitted to the payer on the UB-92 form but may be summarized as follows:

(d) The sum of all charges in column 47 on this bill must appear as the last line in form locator field 47. Revenue code 001 should appear to the left of this total in form locator field 42.

When the UB-92 form provides only summary information an itemized listing of all services and supplies provided during the inpatient hospitalization must be attached to the UB-92 form. The itemized list must include:

(i) Where a code is assigned to a service, ~~article, or supply~~, the approved procedure codes and modifiers appropriate for the service, in accordance with subpart 3. Charges for supplies need not be coded, but a description and charge for specific articles and supplies must be itemized.

(ii) The charge for each service.

(iii) The number of units of each service provided.

(iv) The date each service was provided.

(16) The ~~ICD-9-CM or CPT-4~~ code that indicates the principal procedure performed during the period covered by this bill and the date on which the principal procedure was performed must appear in form locator field 80. Enter codes for procedures other than the principal procedure in form locator field 81.

Subp. 2c. **Submission of pharmacy charges.** ~~Except as provided in subpart 2b,~~ Itemized charges for all hospital outpatient and independent pharmacy medications provided for a claimed workers' compensation injury must be submitted to the payer on a claim form which includes the following information:

H. the ~~procedure code~~ prescription number for the medication;

5221.4033 OUTPATIENT LIMITATION FOR MEDICAL/SURGICAL SERVICES.

Procedures whose codes are listed below are predominantly performed in office settings and, therefore, no additional facility fees are payable when the procedure is performed by the employee's treating health care provider, unless it is an emergency or medically necessary to perform the procedure in a nonoffice setting or after normal office hours. This part does not preclude payment of a facility fee where the employee is treated by emergency room or urgent care staff.

5221.4034 FEE ADJUSTMENTS FOR MEDICAL/SURGICAL SERVICES.

Subpart 1. **Global surgery fee.** Except as described in item B, codes for surgical procedures and their corresponding maximum fees include all services normally furnished by the surgeon or the surgeon's designee before, during, and after the procedure within a predetermined postoperative period. This concept is referred to as the "global surgery package" or "global surgery fee." Services included in the global surgery package for a given procedure include: Preoperative visits related to the surgery on the day before surgery and the day of surgery; the hospital admission workup; the primary operation; local infiltration, digital block or topical anesthesia when used; immediate postoperative care including conferences with the family and other health care providers and evaluations of the patient in the recovery room; postoperative hospital and office visits, as well as all additional medical or surgical services required of the surgeon because of complications, which do not require additional trips to the operating room. Also included in the global surgery fee are all written reports and records normally maintained by the surgeon during the preoperative, intraoperative, and postoperative periods.

All coded procedures have been placed into a specific surgical category, listed and described in items A to F. Rules for the application of the global surgery policy are included in each category description. The category symbol for each procedure appears in part 5221.4030, subpart 2, in column 6. The symbol also indicates the number of days included in the global fee period for the procedure.

E. ZZZ: these procedures are part of other services and fall within the global definition of the major service. ~~No separate payment is made for these procedures.~~

5221.4041 FEE ADJUSTMENTS FOR PROFESSIONAL/TECHNICAL COMPONENTS FOR PATHOLOGY/LABORATORY SERVICES.

Subpart 1. **General.** Fees for pathology and laboratory services shall be adjusted when the professional and technical components of the service are performed by different individuals or entities. The professional component of the service represents the care rendered by the health care provider, such as examination of the patient, performance and supervision of the procedure, and consultation with other practitioners. The technical component of the service represents all other costs associated with the service, such as the cost of equipment, the salary of technicians, and supplies normally used in delivering the service. The maximum fee for the professional component of the service is calculated according to the following formula:

Maximum fee = ~~25~~ 75 x (total RVUs x CF). The billing code for the professional component of the service is the specific procedure code plus the modifier 26. The maximum fee for the technical component of the service is calculated according to the following formula: Maximum fee = ~~75~~ 25 x (total RVUs x CF). The billing code for the technical component of the service is the specific procedure code plus the modifier TC.

5221.4070 PHARMACY.

Subpart 1. **Substitution of generically equivalent drugs.** A generically equivalent drug as defined in *Minnesota Statutes*, section 151.21, subdivision 2, must be dispensed in place of the ordered drug if:

C. the charge for the substituted generically equivalent drug ~~does not exceed~~ is less than the charge for the drug originally ordered.

However, a substitution shall not be made if the ordering provider has written in his or her own handwriting "Dispense as written" or "DAW" on the prescription, as provided in the Minnesota Drug Selection Act, *Minnesota Statutes*, section 151.21. The dispensing provider must notify the recipient and the payer when a generically equivalent drug is dispensed. The notice to the recipient may be given orally or by appropriate labeling on the medication's container. The notice to the payer must be in writing on a claim form prescribed in part 5221.0700, subpart 2.

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Revenue Notices

The Department of Revenue began issuing revenue notices in July of 1991. Revenue notices are statements of policy made by the department that provide interpretation, detail, or supplementary information concerning a particular statute, rule, or departmental practice. The authority to issue revenue notices is found in *Minnesota Statutes* §270.0604.

Department of Revenue

Revenue Notice #93-25: Income Tax: Reduction of Designated Counties Job Creation Credit

Minnesota Statutes, section 290.0691 establishes a nonrefundable credit of \$2,000 for each qualifying job created in 1993 in Faribault County and the City of South St. Paul. If more than 100 qualifying jobs are created in the designated areas, then the commissioner of revenue is required to proportionately reduce the credit granted for each qualifying job created, so that the total amount of credits claimed does not exceed \$200,000.

A survey of job creation conducted on behalf of the Department of Revenue by the Department of Trade and Economic Development indicates that more than 100 new qualifying jobs are being created in the designated areas in 1993.

Accordingly, the allowable designated counties job creation credit for 1993 is proportionately reduced to \$1,050 per eligible employee.

Dated: 2 December 1993

Debra L. McMartin
Assistant Commissioner for Tax Policy

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 Agriculture

Agronomy Division

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rules Governing Soil Testing Laboratory Certification

NOTICE IS HEREBY GIVEN that the State Department of Agriculture is seeking information or opinions from sources outside the department in preparing to propose adoption of rules governing soil testing laboratory certification. The adoption is authorized by *Minnesota Statutes*, section 18C.141, subd. 6, which requires the department to adopt rules for the establishment of minimum standards for laboratories, equipment, procedures, and personnel used as soil analysis, and to administer and enforce *Minnesota Statutes*, section 18C.141

The rules will define a process to assure that a certified laboratory is accurately performing soil analysis for its customers.

The department does not intend to form an advisory task force on the rule. The rulemaking process should take until 4/15/94.

The State Department of Agriculture requests information and opinions concerning the subject matter of the amendments. 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: Carol Milligan, Agriculture Planning Division, Minnesota Department of Agriculture, 90 West Plato Blvd., St. Paul, MN 55107. Oral statements will be received during regular business hours over the telephone by Ed Kaiser at 612/297-7275 and in person at the above address.

All statements of information and opinions shall be accepted until a Notice of Intent to Adopt a Rule Without a Public Hearing or

a Notice of Hearing for this rule is published in the *State Register*. Any written material received by the department shall become part of the rulemaking record to be submitted to the attorney general in the event that the amendments are adopted.

Dated: 2 December 1993

Elton Redalen
Commissioner

Department of Health

Community Health Services Division

Emergency Medical Services Section

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Repeal of Minnesota Rules, Chapter 4690, Regulating Ambulance Services and the Promulgation of Minnesota Rules, Chapter 4689, Regulating Ambulance Services.

NOTICE IS HEREBY GIVEN that the Minnesota Department of Health is seeking information or opinions from sources outside the agency in preparation to amend *Minnesota Rules*, Chapter 4690, which governs the licensing, operation and staffing of Minnesota ambulance services. Due to the extensive amending in form and wording, Chapter 4690 will be repealed and Chapter 4689 will be created. The promulgation of these rules is authorized by *Minnesota Statutes* § sections 144.801-144.809; specifically 144.802, subd. 1 and 144.122, regarding fees; 144.802, subd. 6, regarding temporary license; 144.804, subd. 1, regarding drivers and attendants; 144.804, subd. 3, regarding general authorization and types of ambulance service; 144.802, subd. 6, regarding primary service areas; 144.806, regarding penalties; 144.808, regarding inspections; and 144.809, subd. 1, regarding standards for recertification and subd. 2, regarding upgrading to basic emergency care course certificate.

The proposed Chapter 4689 rules contain technical as well as substantive changes from the present Chapter 4690. Areas of the rules include: definitions; licensing requirements for basic, intermediate defibrillation, intermediate intravenous, advanced, and specialized (including air) ambulance services, including requirements regarding waivers, variances, quality of life support treatment, equipment, trip reports, primary service areas, local ordinances, ambulance vehicles, radio standards and frequency assignments, personnel, and restricted treatments and procedures; accreditation requirements for basic, intermediate, and advanced emergency medical technician training programs, including requirements regarding personnel, staffing, scheduling, program content, texts and equipment, written and practical skill exams, and upgrading; and enforcement provisions regarding ambulance service and training program inspections, penalties, suspensions, and revocation and nonrenewal proceedings. Areas may be created or deleted as the proposed rules are finalized.

Based on an earlier published "Notice of Intent to Solicit Outside Opinion," (Monday 24 December 1990 in the *State Register* Volume 15, Number 26, p. 1441-1496), two different groups of experts have met to address the issues outlined in the rules. One task force met in 1990 and made recommendations to the commissioner. Some of the members of the original task force participated in a second group, a project action team, which met intermittently from November 1992 to June 1993. Both groups represented multiple aspects of the emergency medical services system. Those represented included emergency medicine physicians, service medical directors of small and large services, training program directors, emergency medical technicians of all levels, and representatives from the Emergency Medical Services section of the Department of Health. Both groups used additional advisors to better define technical and equipment needs. These technical resources included other physicians, anesthesiologists, respiratory therapists, vendors, and the Department of Transportation.

Copies of the proposed rules will be mailed to all Minnesota ambulance services and interested parties when the Department publishes the notice of intent to promulgate rules in the *State Register*. Any person who would like a copy of the present rules, Chapter 4690, or who would like to be placed on a list of interested parties to receive a draft of the proposed rules when it is available, Chapter 4689, should submit a request to Diane M. Goulson at the address listed below.

All interested or affected parties are invited to submit information or comment regarding the present or proposed rules. Statements of information and comment may be made orally or in writing (preferred) until the Department publishes in the *State Register* its intent to promulgate rules. Oral statements will be received during regular business hours over the telephone at 1-800-747-2011 (Greater Minnesota) or 612/623-5482 (Metro) and in person at the address listed below. Written statements of information and comment must be addressed to:

Official Notices

Diane M. Goulson, Technical Writer
Emergency Medical Services Section
Minnesota Department of Health
717 Delaware Street South East
Box 9441
Minneapolis, Minnesota 55440-9441

Any written material received by the Department of Health will become part of the record to be submitted to the Attorney General or administrative law judge in the event that the proposed rule amendments are adopted.

Dated: 1 December 1993

Human Services Department

Vacancies on Medicaid Citizen's Advisory Committee

Pursuant to 42 CFR 431.12, the Minnesota Department of Human Services seeks applications from Minnesotans interested in serving on the Medicaid (Title XIX) Citizen's Advisory Committee. In general, the purpose of the committee is to ensure that continued high quality health and medical services are provided to low-income persons. The committee, representing Medicaid recipients, advises the Department and helps define what the Medicaid program should be in relationship to future technological needs. Specifically, the committee explores designated problem areas, evaluates Department programs, makes specific recommendations and resolutions, and contributes to the formulation of Department policy and standards. Representatives from the following groups are sought: board-certified physicians; health care professions; consumers' groups (including Medicaid recipients); consumer organizations (including labor unions, cooperatives, and consumer-sponsored prepaid group practice plans); and the Minnesota Department of Health. Current committee members and individuals who are familiar with the medical needs of low-income populations, who have specific, relevant experience or knowledge of the Medicaid program, or who represent organizations with large and diverse membership are encouraged to express their interest.

Members serve for one calendar year and volunteer their time and service to the committee. Committee meetings are held quarterly at the Department of Human Services, 444 Lafayette Road, St. Paul, Minnesota.

For further information, contact Stephanie Schwartz, Minnesota Department of Human Services at (612) 297-7198, or send a letter of interest and résumé/curriculum vitae to Stephanie Schwartz, Federal Compliance and Legislation Unit, Minnesota Department of Human Services, 444 Lafayette Road, St. Paul, Minnesota 55155-3853. Letters of interest will be accepted until January 14, 1994.

Labor and Industry Department

Labor Standards Division

Notice of Correction to Prevailing Wage Rates

Prevailing wage rates determined and certified November 22, 1993 for 103-LABORER, LANDSCAPING, 217 GRADER/MOTOR PATROL, MULTI USE, 236 TRACTOR OVER D2, TD6, 307 TANDEM AXLE OR THREE AXLE, and 309 FIVE AXLE UNIT in Cottonwood county and 103-LABORER, LANDSCAPING in Murray and Nobles counties for Highway/Heavy construction have been corrected.

Copies of the corrected certification may be obtained by contacting the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road, St. Paul, Minnesota 55155-4306, or calling (612) 296-6452.

John B. Lennes, Jr.
Commissioner

Labor and Industry Department

Labor Standards Division

Notice of Prevailing Wage Certifications for Commercial Construction Projects

Effective December 13, 1993 prevailing wage rates were determined and certified for commercial construction projects in: Aitkin county: DNR Area Headquarters-Aitkin. Carlton county: Ventilation & Fume Hood Fond Du Lac Community College-Cloquet. Hennepin county: Lindbergh Terminal Interior Rehabilitation-MSP Airport. Also, St. Louis county: Effective June 28, 1993 prevailing wage rates were determined and certified for commercial construction project Al Nyberg Grandstand Renovation-Hibbing.

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 Historical Society

Official Notices

The application deadline for the Minnesota Historical Society's F.Y. 1993 federal Certified Local Government matching grants program is 4:30 p.m., Friday, January 28, 1994. Cities with local historic preservation ordinances, commissions, and programs certified by the State Historic Preservation Office are eligible applicants. It is anticipated that at least \$60,400 will be awarded.

Projects that will receive special priority are those that: promote surveys in areas of known development activity in order to reduce project delays; promote continuing development of data for planning use; result in local designations; and involve properties associated with the history of heretofore under-documented groups or communities (ethnic or racial minorities for example, but also other groups defining themselves as communities). Instructions regarding the full range of eligible activities and information on the project selection process and selection criteria are found in the F.Y. 1994 CLG Grants Manual. To request a complete application package or for further information contact Beverly Mitchell Gorgos at (612) 296-5451.

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.

Department of Natural Resources

Division of Fish and Wildlife

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Designating Endangered, Threatened and Special Concern Species

NOTICE IS HEREBY GIVEN that the State Department of Natural Resources is seeking information or opinions from sources outside the agency in preparing to propose the amendment of the rule designating endangered, threatened and special concern species. The adoption of the rule is authorized by *Minnesota Statutes*, section 84.0895, subdivision 3, which requires the agency to designate species of wild animal or plant as endangered, threatened or of special concern.

The State Department of Natural Resources 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:

Richard Baker
Department of Natural Resources
Section of Wildlife
500 Lafayette Road
St. Paul, Minnesota 55155-4007.

Oral statements will be received during regular business hours over the telephone at (612) 297-3764 and in person at the above address.

All statements of information and opinions shall be accepted throughout the rulemaking process until the rule is either adopted or withdrawn. Any written material received by the State Department of Natural Resources 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: 29 November 1993

Rodney W. Sando
Commissioner

Minnesota Pollution Control Agency

Water Quality Division

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Amendment to Rule Governing Sewage Sludge Management, Chapter 7040.

The Minnesota Pollution Control Agency (Agency) is seeking information or opinions from interested parties on amendments of the rules governing design, location, and operation of sewage sludge landspreading sites and facilities, and a corresponding permit program administered by the Agency.

The state Legislature authorized the Agency to develop sewage sludge rules and standards under *Minnesota Statute* section 116.07, subdivision 4. Subdivision 4 requires the Agency to have standards for processing and disposal of sewage sludge to prevent, abate, or control water, air and land pollution. This statute also authorizes the adoption of amendments under *Minnesota Rules* chapter 7040.

Rule amendments are needed at this time to incorporate new federal regulations for sewage sludge, Code of Federal Regulations, title 40, part 503, which became effective on February 19, 1993. Some of the major issues to be addressed in the amendment of *Minnesota Rules* chapter 7040 include: agronomic application rates; minimum suitable soil requirements; landspreading on frozen and snow covered ground; landspreading on non-agricultural land; and, sewage sludge metal concentrations and pollutant loading limits.

The Agency is just beginning the planning and development work for the rule amendment effort, which is the first step in a two year process.

At this time, the Agency is requesting 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. Contact persons for this rule amendment effort are Jorja DuFresne, state sludge coordinator, and Charlotte Morrison, rule revision coordinator. Written statements should be addressed to either Ms. DuFresne or Ms. Morrison at:

Municipal Section
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155

Oral statements will be received during regular business hours over the telephone by Ms. DuFresne at (612) 296-9292 or Ms. Morrison at (612) 296-7229 and in person at the above address.

All statements of information and opinions shall be accepted until January 14, 1994. Any written material received by the Agency shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule amendment is adopted.

The Agency plans to hold round table discussions with wastewater treatment plant operators and county solid waste officers during the month of January 1994 to discuss the development of the rule amendments.

An advisory committee will also be formed. Representatives from the United States Department of Agriculture Soil Conservation Service, Metropolitan Waste Control Commission, University of Minnesota Department of Soil Science and Extension Service, Consulting Engineers Council, Municipal Wastewater Operators Association, United States Bureau of Mines, Minnesota Section of Central States Water Environmental Association, and Minnesota Department of Agriculture will be invited to become members of the committee. The advisory committee is expected to be formed by February 1994 and to hold meetings during the following three months. If you would like more information about the round table discussions or the advisory committee, please call Ms. DuFresne or Ms. Morrison at the telephone numbers listed above.

Charles W. Williams
Commissioner

Department of Transportation

Notice of State Aid Variance

NOTICE IS HEREBY GIVEN that the Commissioner of Transportation has appointed a State Aid Variance Committee who will conduct a meeting on Thursday, December 16, 1993 at 9:30 a.m. in 42-D Water's Edge Building, 1500 West County Road B-2, Roseville, Minnesota 55113.

This notice is given pursuant to *Minnesota Statute 471.705*.

The purpose of this open meeting is to investigate and determine recommendations for variances from minimum State Aid roadway standards and administrative procedures as governed by *Minnesota Rules* for State Aid Operations 8820.3100 and 8820.3300 adopted pursuant to *Minnesota Statutes* 161 and 162.

The agenda will be limited to these questions:

1. Petition of Koochiching County for a variance from minimum standards as they apply to the proposed reconstruction project on CSAH 5 from Trunk Highway No. 6 to the Itasca County State Aid Highway No. 5 at the County Line, to allow reimbursement of 100% of the costs for initial flexible or rigid surfacing; in lieu of the allowable eligible 80%.
2. Petition of the City of Waseca for a variance from minimum standards as they apply to a proposed reconstruction project on MSAS 108 (5th Avenue Southwest) from Trunk Highway 13 to 4th Street Southwest, to allow the horizontal design speed of 28 mph approximately 150 feet east of 3rd Avenue Southwest; in lieu of the required 30 mph minimum design speed.
3. Petition of the City of Waseca for a variance from minimum standards as they apply to a reconstruction project on Trunk Highway 14 in Waseca to allow plan approval after award of contract; in lieu of the required plan approval prior to award of contract.
4. Petition of the City of Minneapolis for a variance from minimum standards as they apply to the proposed reconstruction project on MSAS 312 (Hennepin Avenue) and on MSAS 313 (Dunwoody Boulevard) to allow the extent of state-aid participation in landscaping for the state-aid eligible costs on SAP 141-312-02 and 141-313-05, Hennepin Avenue and Dunwoody Boulevard, be limited to one percent of the total construction allocations for 1991 through 1993, less any state-aid eligible landscaping cost encumbered or paid for between 1991 and 1993; in lieu of the allowable one percent of the total construction allocation in any given year.
5. Petition of Hennepin County for a variance from minimum standards as they apply to the proposed reconstruction project on CSAH 32 (Penn Avenue South) to allow 11 foot outside lanes with no reaction area on Bridge No. 9125; in lieu of the required 2 foot reaction area.
6. Petition of Sibley County for a variance from minimum standards as they apply to the proposed Bridge 1-1704 (New Bridge No. 96390) replacement project to allow one 26.4 mph sag vertical curve to remain in place, in lieu of the required 30 mph minimum design speed.
7. Petition of the City of Corcoran for a variance from minimum standards as they apply to proposed construction projects on all Municipal State Aid Routes in the City of Corcoran to allow the construction of drain tile on segments not meeting the 10-ton design requirement; in lieu of allowing drain tile construction on segments meeting the 10-ton minimum requirement.
8. Petition of the City of Fridley for a variance from minimum standards as they apply to proposed reconstruction projects on MSAS 326 (3rd Street) from Horizon Drive to 53rd Avenue; on MSAS 335 (63rd Avenue) from 7th Street to Monroe Street; and on MSAS 341 (University Avenue West Service Road) 634 feet north of 81st to 83rd Streets; to allow right-of-way widths of 50 feet; in lieu of the minimum 60 feet required; and on proposed traffic improvement projects on 73rd Avenue at Trunk Highway 47 and Trunk Highway 65; on Trunk Highway 47 at 61st, 69th, Osborne, and 81st Streets; at Trunk Highway 65 from 52nd to 53rd Streets; and at Trunk Highway 47 at 53rd, 57th and 61st Streets; to allow plan approval after award of contract; in lieu of the required plan approval prior to award of contract.
9. Petition of Winona County for a variance from minimum standards as they apply to a proposed reconstruction project on County State Aid Highway No. 1, from County State Aid Highway No. 12 to the South County Line, to allow design speeds of 30 mph, in lieu of the minimum 40 mph requirement.
10. Petition of Anoka County for a variance from minimum standards as they apply to a proposed reconstruction project on County State Aid Highway 14 (Main Street) from Centerville Road to the East County Line in the Cities of Centerville and Lino Lakes, to allow a 50 foot right-of-way width; in lieu of the minimum 60 foot right-of-way width required.

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11. Petition of Cass County for a variance from minimum standards as they apply to a proposed reconstruction project on County State Aid Highway No. 17, from County State Aid Highway No. 1 to the East County line, to allow one 30 mph horizontal curve; in lieu of the minimum 40 mph design speed required.

12. Petition of the City of Hibbing for a variance from minimum standards as they apply to proposed reconstruction projects on MSAS 175 (Howard Street) from 1st Avenue East to 12th Avenue East, and on MSAS 226 (1st Avenue) from 39th Street to Howard Street in Hibbing, to allow an increase in the extent of replacement lighting; in lieu of the allowable replacement of hazardous area lighting.

13. Petition of St. Louis County for a variance from minimum standards as they apply to a proposed reconstruction project on Cedar Island Drive in the City of Gilbert between County State Aid Highway No. 97 and the Ely Lake Public Access, to allow one 23 mph and one 27 mph horizontal curves; in lieu of the minimum 30 mph design speed required.

14. Petition of Red Lake County for a variance from minimum standards as they apply to a proposed reconstruction project on County State Aid Highway No. 18, from the West County Line to County State Aid Highway No. 13, to allow one 35 mph vertical curve; in lieu of the required 40 mph minimum design speed.

15. Petition of the City of Prior Lake for a variance from minimum standards as they apply to a proposed reconstruction project on MSAS 109 (Northwood Road) from County Road 12 to Fremont Avenue, to allow two 25 mph horizontal curves, in lieu of the required 30 mph minimum design speed; and to allow a 50 foot right of way width, in lieu of the required 60 foot minimum.

16. Petition of the City of Columbia Heights for a variance from minimum standards as they apply to proposed construction projects on MSAS 106 (Arthur Street Northeast) from 39th Avenue to 44th Avenue, and on MSAS 112 (40th Avenue Northeast) from Reservoir Boulevard to Hayes Street and from Arthur Street to Stinson Boulevard, to allow vertical and horizontal design speeds of less than the required 30 mph minimum.

The cities and counties previously listed are requested to follow the following time schedule when appearing before the Variance Committee:

9:30 a.m.	Koochiching County
9:45 a.m.	City of Fridley
10:30 a.m.	City of Minneapolis
10:45 a.m.	Hennepin County
11:00 a.m.	Sibley County
11:15 a.m.	City of Corcoran
12:30 p.m.	City of Waseca
1:00 p.m.	Winona County
1:15 p.m.	Anoka County
1:30 p.m.	Cass County
1:45 p.m.	City of Hibbing
2:00 p.m.	St. Louis County (City of Gilbert)
2:15 p.m.	Red Lake County
2:30 p.m.	City of Prior Lake
2:45 p.m.	City of Columbia Heights

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of Koochiching County for a variance from State Aid requirements for FUNDING PARTICIPATION FOR INITIAL SURFACING.

NOTICE IS HEREBY GIVEN that the County Board of Koochiching County has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3100 for a variance from rules as they apply to a proposed reconstruction project on County State Aid Highway No. 5 from Trunk Highway No. 6 to Itasca County State Aid Highway No. 5 at the County Line.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.3100, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to allow 100% reimbursement of the initial cost for flexible or rigid pavement on County State Aid Highway No. 5, in lieu of the allowable 80% reimbursement.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of the City of Waseca for a variance from State Aid requirements for DESIGN SPEED.

NOTICE IS HEREBY GIVEN that the City Council of the City of Waseca has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed reconstruction project on M.S.A.S. 108 (5th Avenue Southwest).

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9935, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit one 28 mph horizontal curve in lieu of the required 30 mph minimum design speed.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of the City of Waseca for a variance from State Aid requirements for PLAN APPROVAL PRIOR TO AWARD OF CONTRACT.

NOTICE IS HEREBY GIVEN that the City Council of the City of Waseca has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a reconstruction project on Trunk Highway 14 in Waseca.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.2800, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit eligible payment for the work on S.P. 8103-37; in lieu of the requirement of plan approval prior to award of contract.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated December 3, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of the City of Minneapolis for a variance from State Aid Administration requirements for EXTENSION OF ELIGIBILITY FOR LANDSCAPE ITEMS.

NOTICE IS HEREBY GIVEN that the City Council of the City of Minneapolis has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3100 from requirements to allow the extent of state-aid participation in landscaping for the state-aid eligible cost on S.A.P. 141-312-02 and 141-313-05, Hennepin Avenue and Dunwoody Boulevard of one percent of the total construction allocations for 1991 through 1993, less any state-aid eligible landscaping cost encumbered or paid

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for between 1991 and 1993, in lieu of the limit of eligible landscaping eligible costs of one percent of the total construction allocation for a given year.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of Hennepin County for a variance from State Aid requirements for BRIDGE WIDTH.

NOTICE IS HEREBY GIVEN that the County Board of Hennepin County has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed reconstruction project on County State Aid Highway No. 32 (Penn Avenue South) on Bridge No 9125 in the Cities of Richfield and Bloomington.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9935, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit construction outside lanes of 11 feet with no reaction area on Bridge No. 9125 in lieu of the required 11 foot outside lanes with 2 foot reaction area on each side.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of Sibley County for a variance from State Aid requirements for DESIGN SPEED.

NOTICE IS HEREBY GIVEN that the County Board of Sibley County has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed bridge replacement project on Henderson Township Road 133 approximately 3 miles southwest of Henderson.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9910, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit one 26.4 mph sag vertical curve to remain in place at the Bridge L-2704 (New Bridge No. 96390) location; in lieu of the required 30 mph design speed.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of the City of Corcoran for a variance from State Aid requirements for DRAIN TILE CONSTRUCTION.

NOTICE IS HEREBY GIVEN that the City Council of the City of Corcoran has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to all Municipal State Aid Routes in the City of Corcoran.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.2800, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit construction of drain tile on all Municipal State Aid Routes in the City of Corcoran which include proposed improvements not meeting 10-ton design standard; in lieu of the required minimum 10-ton standard.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of the City of Fridley for a variance from State Aid requirements for RIGHT OF WAY WIDTH and APPROVAL OF PLAN PRIOR TO AWARD OF CONTRACT.

NOTICE IS HEREBY GIVEN that the City Council of the City of Fridley has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to proposed reconstruction projects on MSAS 326 (3rd Street) from Horizon Drive to 53rd Avenue; on MSAS 335 (63rd Avenue) from 7th Street to Monroe Street; on MSAS 341 (University Avenue West Service Road) 634 feet north of 81st to 83rd Streets; and on traffic signal projects on 73rd Avenue at Trunk Highway 47 and Trunk Highway 65; at Trunk Highway 47 at 61st, 69th, Osborne, and 81st Streets; at Trunk Highway 65 from 52nd to 53rd Streets; and at Trunk Highway 47 at 53rd, 57th and 61st Streets.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.2500 and 8820.2800, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit right-of way widths of 50 feet on 3rd Street (MSAS 326), 63rd Avenue (MSAS 335), and on the University Avenue West Service Road (MSAS 341); in lieu of the 60 foot required right-of-way width; and to allow the eligibility of the traffic improvement projects on 73rd Avenue at Trunk Highway 47 and Trunk Highway 65; on Trunk Highway 47 at 61st, 69th, Osborne, and 81st Streets; at Trunk Highway 65 from 52nd to 53rd Streets; and at Trunk Highway 47 at 53rd, 57th and 61st Streets; in lieu of the requirements that plan approval be obtained prior to award of contract.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of Winona County for a variance from State Aid requirements for DESIGN SPEED.

NOTICE IS HEREBY GIVEN that the Winona County Board has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed reconstruction project on County State Aid Highway No.1, from County State Aid Highway No. 12 to the South County Line.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9925, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit design speeds of 30 mph; in lieu of the required 40 mph design speed.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Official Notices

Petition of the County of Anoka for a variance from State Aid requirements for RIGHT OF WAY

NOTICE IS HEREBY GIVEN that the Anoka County Board has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed reconstruction project on CSAH 14 (Main Street) from Centerville Road to the East County Line in the Cities of Centerville and Lino Lakes.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.2500, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit a 50 foot right-of way width; in lieu of the 60 foot required right-of-way width.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of Cass County for a variance from State Aid requirements for DESIGN SPEED.

NOTICE IS HEREBY GIVEN that the Cass County Board has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed reconstruction project on County State Aid Highway No. 17, from County State Aid Highway No. 1 to the East County Line.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.2500, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit one 30 mph horizontal curve; in lieu of the required 40 mph design speed.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of the City of Hibbing for a variance from State Aid requirements for INCREASE IN ALLOWABLE PARTICIPATION FOR LIGHTING.

NOTICE IS HEREBY GIVEN that the City Council of the City of Hibbing has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3100 for a variance from rules as they apply to proposed reconstruction projects on M.S.A.S. 175 (Howard Street) from 1st Avenue East to 12th Avenue East; and on M.S.A.S. 226 (1st Avenue) from 39th Street to Howard Street in Hibbing.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.3100 adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit an increase in the extent of participation allowed for lighting on Howard Street (M.S.A.S. 175) and on 1st Avenue (M.S.A.S. 226) to allow replacement of the lighting; in lieu of allowing participation of lighting on hazardous areas only.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated December 3, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of St. Louis County for a variance from State Aid requirements for DESIGN SPEED.

NOTICE IS HEREBY GIVEN that the St. Louis County Board has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed reconstruction project on Cedar Island Drive in the City of Gilbert between County State Aid Highway No. 97 and the Ely Lake Public Access.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9910, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit one 23 mph horizontal curve and one 27 mph horizontal curve; in lieu of the required 30 mph design speed.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of Red Lake County for a variance from State Aid requirements for DESIGN SPEED.

NOTICE IS HEREBY GIVEN that the Red Lake County Board has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed reconstruction project on County State Aid Highway No. 18, from the West County Line to County State Aid Highway 13, 3.1 miles northwest of Red Lake Falls.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9925, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit one 35 mph vertical curve; in lieu of the required 40 mph design speed.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of the City of Prior Lake for a variance from State Aid requirements for DESIGN SPEED and RIGHT OF WAY WIDTH.

NOTICE IS HEREBY GIVEN that the City Council of the City of Prior Lake has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed reconstruction project on M.S.A.S. 109 (Northwood Road) from County Road 12 to Fremont Avenue.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9935 and 8820.2500, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit two 25 mph horizontal curves in lieu of the required 30 mph minimum design speed; and to allow a right of way width of 50 feet, in lieu of the required 60 foot minimum.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

Official Notices

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

Petition of the City of Columbia Heights for a variance from State Aid requirements for DESIGN SPEED.

NOTICE IS HEREBY GIVEN that the City Council of the City of Columbia Heights has made written request to the Commissioner of Transportation pursuant to *Minnesota Rules* 8820.3300 for a variance from rules as they apply to a proposed reconstruction projects on M.S.A.S. 106 (Arthur Street Northeast) from 39th Avenue to 44th Avenue, and on M.S.A.S. 112 (40th Avenue Northeast) from Reservoir Boulevard to Hayes Street and from Arthur Street to Stinson Boulevard.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9945, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit vertical curves with less than the required 30 mph minimum design speed required on Arthur Street; and to permit vertical and horizontal curves with less than the required 30 mph design speed on 40th Avenue Northeast.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated this 3rd day of December, 1993.

Dennis C. Carlson
Division Director
State Aid for Local
Transportation

State Grants

In addition to requests by state agencies for technical/professional services (published in the State Contracts section), the *State Register* also publishes notices about grant funds available through any agency or branch of state government. Although some grant programs specifically require printing in a statewide publication such as the *State Register*, there is no requirement for publication in the *State Register* itself.

Agencies are encouraged to publish grant notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Department of Health

Community Health Services Division Emergency Medical Services Section

Notice of Availability of Funds to Develop a Series of Videos for EMS Medical Directors to Provide Interactive Trauma Care Education with EMS Personnel

The Commissioner of Health announces the availability of funds to develop a series of videos for medical directors of licensed ambulance services to provide interactive trauma care education with the personnel that staff first responder units and ambulance services. Funding from the FFY 1994 National Highway Traffic Safety Administration (NHTSA) 402 grant of up to \$34,200 will be available until September 30, 1994 to complete the first year of this project.

This announcement does not obligate the Commissioner to fund proposed projects, and the right is reserved to modify or cancel the solicitation if it is deemed in the right interest of the State to do so.

The subject matter for this series of interactive videos will specifically address traffic safety issues relating to trauma care triage, treatment, and transport.

Interested parties may request a copy of the Request for Proposal (RFP), including the statement of project scope and tasks to be completed. This RFP may be requested from:

Mr. Wayne Arrowood
Minnesota Department of Health/EMS
717 Delaware Street S.E.
Minneapolis, Minnesota 55440-9441
(612) 623-5482 or 1-800-747-2011 (toll free)

The deadline for submission of completed proposals is 4:30 p.m., Friday, January 7, 1994. Late proposals will not be accepted. The selected contractor will be notified on or before Friday, January 21, 1994.

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.

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

Department of Health

Request for Proposals for Actuarial Consulting Services Related to the Integrated Service Networks (ISNs) and Regulated All-Payer System (RAPS) Implementation Plan

The State of Minnesota is seeking proposals from qualified firms to assist the Department of Health with actuarial and consulting services to aid design and implementation of health care reforms required under the MinnesotaCare Act of 1993. These services include analyses and consultation in areas of solvency, risk-sharing, and risk-adjustment for ISNs; adjustment mechanisms to "level the playing field" and balance effects of regulatory and structural differences between ISNs and RAPS; technical assistance and advice on the enforcement of growth limits; and review of methodologies submitted to adjust expenditure data to comply with the two-year interim growth limits.

Professional, Technical & Consulting Contracts

Details are contained in a request for proposals which may be obtained by contacting:

David Haugen
Department of Health
Health Care Delivery Systems Division
121 E. Seventh Place, Suite 417
P.O. Box 64975
St. Paul, MN 55164-0975
(612) 282-6358

Proposals are due by 4:30 p.m. on January 7, 1994.

Department of Human Services

Notice of Request for Proposal for Evaluation of Living-At Home/Block Nurse Program

NOTICE IS HEREBY GIVEN that the Home and Community-Based Services Division, Department of Human Services, is seeking proposals concerning evaluation of the Living-at-Home/Block Nurse Program.

Specifically, consultants will be asked to carry out the first of two phases of program review, through a summative evaluation of select Program sites:

- A. Create a summative evaluation of select Program sites through review of existing data sources.
- B. Determine these sites' administrative structure, funding sources and interaction with the existing health care system in Minnesota, through interviews with key staff and board members.
- C. Determine the existence of a continuum of services and networks that are used to provide support services to clients at these select sites.
- D. Identify factors in the operation of the Program sites, for use in a second phase of evaluation, that have implications for costs.
- E. Assess the role the Living-at-Home/Block Nurse Program Technical Assistance Center has served in assisting in site program development.
- F. Determine whether services provided by these Program sites have an integral place in the goals of the Seniors Agenda for Independent Living (SAIL) project.
- G. Develop an Evaluation Report in a well organized format that reflects a summary of findings and discussion of items A through F above.

A second phase of program review will take place at a later date and is not part of this RFP.

The estimated amount of the contract will not exceed nineteen thousand five hundred dollars (\$19,500) for a three month period beginning February 28, 1993.

In accordance with *Minnesota Rules* Part 1230.1910, certified Targeted Group Businesses and individuals submitting proposals as prime contractors shall receive the equivalent of a six percent preference in the evaluation of their proposal, and certified Economically Disadvantaged Businesses and Individuals submitting proposals as prime contractors shall receive the equivalent of four percent preference in the evaluation of their proposal.

A copy of the full Request for Proposal may be obtained contacting:

Linda Webster, Program Coordinator
Minnesota Department of Human Services
444 Lafayette Road
St. Paul, MN 55155-3857
(612) 296-5892

All proposals must be sent to and received no later than 4:30 p.m., January 10, 1994.

Minnesota Zoo

Notice

NOTICE IS HEREBY GIVEN that the Minnesota Zoo, through their Project Management Department, is seeking architectural and/or engineering services for a variety of projects over the next 1-2 years. Proposals will be submitted to the Project Management

Professional, Technical & Consulting Contracts

Department, Minnesota Zoo, Gate 2, 12101 Johnny Cake Road, Apple Valley, MN on Friday, January 14, 1994. For further information please contact Robert K. Wallace at (612) 431-9302.

Department of Natural Resources

Division of Forestry in Urban and Community Forestry for DNR Regions IV and V

Request for Proposal

Note: This request for proposal does not obligate the state to complete the project, and the state reserves the right to cancel the solicitation if it is considered to be in its best interest.

A. Scope of project

To provide technical assistance to communities and organizations in Urban and Community Forestry.

B. Goals and objectives

To assist the DNR Division of Forestry's Rochester Region to implement Small Business Administration Grants for tree planting, provide community assistance in meeting Tree City USA standards, and provide technical training and assistance to communities and DNR forestry personnel.

C. Project Tasks

Proposals will be judged by an interview based on how well they can provide the technical assistance in the following categories and prices.

SECTION 1: GRANT IMPLEMENTATION ASSISTANCE 30% Fee per one

Project review and consultation with technical advisor with emphasis on community-specific tree planting/care standards and planting stock acquisition.	\$90
Outline documentation and reporting requirements for project.	\$20
Plan project activities: steps, time frame, responsible.....	\$40
Outline short and long term project maintenance plans.	\$20
Monitor project progress.	\$20
Assistance meeting these standards where applicable: Establishing a tree board or department; tree ordinance development; planning for a comprehensive community forestry program; and planning an Arbor Day proclamation and observance.	\$120

Late proposals will not be accepted. Submit 2 copies of proposal. Proposals are to be sealed in mailing envelopes or packages with the responder's name and address clearly written on the outside. Each copy of the proposal must be signed, in ink, by an authorized member of the firm. Commitment to the prices and terms of the proposal as stated must be valid for the length of the project.

F. Project costs:

The department has estimated that the cost of this project should not exceed \$10,000.00.

G. Project completion date:

The project will be completed by June 30, 1994.

H. Proposal contents:

Each responder will be interviewed to determine their ability to perform the tasks as outlined in this proposal.

The responder will be willing to work for the fees stated in the tasks.

The department will direct the responder to communities that need technical assistance.

I. Evaluation criteria

All proposals received by the deadline will be evaluated by representatives of the Department of Natural Resources. All qualified responders will be interviewed to determine their ability to complete the contract.

Evaluation and selection will be completed by January 17, 1994.

J. Worker's Compensation

Professional, Technical & Consulting Contracts

The successful responder will be required to submit acceptable evidence of compliance with worker's compensation of the contract.

SECTION 2: TRAINING 35%

Community training on subjects as nursery stock handling, tree care, pruning, planting and energy conservation plantings.....	\$200
Publications provided.....	cost
Television, radio or newspaper interview.....	\$60
DNR in-service training.....	\$250

SECTION 3: COMMUNITY PROGRAM DEVELOPMENT 35%

This may include Tree City USA program assistance Minnesota ReLeaf follow-up, community project development or community program development.

Telephone Assist.....	\$10
Correspondence Assist.....	\$10
Mass Mailing.....	\$60 + \$1 per Piece
Field Assist.....	\$190
Technical assistance to DNR.....	\$30/hr

Note: Prospective responders may propose additional tasks or activities if they will substantially improve the results of the project.

D. Department contacts

Prospective responders who have any questions regarding this request for proposal may call or write:

Gerald L. Jensen
Regional Staff Forester
2300 Silver Creek Road NE
Rochester, MN 55906
Phone: 507-285-7428

E. Submission of proposals

All proposals must be sent to and received by:

Gerald L. Jensen
Regional Staff Forester
2300 Silver Creek Road NE
Rochester, MN 55906

Not later than 4:30 p.m. January 12, 1994.

Workers Compensation publications

Minnesota's Bookstore

117 University Avenue St. Paul, MN 55155

1993 Workers Compensation Statute

Chapter 176. 93 pp. Stock No. 2-72. \$10.00.

Emergency Rules Relating to Workers Compensation Emergency Treatment Parameters

Rules effective May 18, 1993. Chapter 5221.6010-5221.8900. 44 pp. Stock No. 3-72s1. \$5.95.

NOTE: This book is also available on a 3.5" HD diskette in a Word Perfect format. Stock No. 3-72s1D. \$15.95.

Workers Compensation Permanent Partial Disability Schedule

Rules effective 1985-June 30, 1993. Chapter 5223.0010-5223.0250. Also includes schedule effective July 1, 1993 (affects all dates of injury on or after July 1, 1993). Chapter 5223.0300-5223.0650. 101 pp. Stock No. 3-72s2. \$5.95.

NOTE: This book is also available on a 3.5" HD diskette in a Word Perfect format. Stock No. 3-72s2D. \$15.95.

Workers Compensation Rehabilitation Rules

Rules effective June 28, 1993. Chapter 5220.0100-5220.1900. 25 pp. Stock No. 3-72s3. \$5.95.

NOTE: This book is also available on a 3.5" HD diskette in a Word Perfect format. Stock No. 3-72s3D. \$15.95.

Workers Compensation Medical Fee Schedule (Relative Value Fee Schedule)

To be available early January 1994. Call for additional information or to place a backorder.

Stock No. 3-72s4. \$7.95.

NOTE: This book will also be available on a 3.5" HD diskette in a Word Perfect format. Stock No. 3-72s4D. \$15.95.

Workers Compensation Permanent Managed Care Rules

Rules effective December 1, 1993. Chapter 5218. 10 pp. Stock No. 3-72s5. \$5.95.

NOTE: This book is also available on a 3.5" HD diskette in a Word Perfect format. Stock No. 3-72s5D. \$15.95.

Workers Compensation Medical Administration Rules

Call for additional information. Stock No. 3-72s6.

NOTE: This book will also be available on a 3.5" HD diskette in a Word Perfect format. Stock No. 3-72s6D. \$15.95.

Workers Compensation Independent Medical Examination Schedule

Call for additional information. Stock No. 3-72s7.

NOTE: This book will also be available on a 3.5" HD diskette in a Word Perfect format. Stock No. 3-72s7D. \$15.95.

Workers Compensation (four sections all effective June 28, 1993):

Fraud Unit Rules

Chapter 5228.0100-5228.0130.

Safety Grants and Loans

Chapter 5203.0010-5203.0070.

11 pp. Stock No. 3-72s8. \$5.95.

Safety and Health Committees

Chapter 5204.0010-5204.0090

Insurance Verification Rules

Chapter 5222.2000-5222.2006

NOTE: This book is also available on a 3.5" HD diskette in a Word Perfect format. Stock No. 3-72s8D. \$15.95.

Workers Compensation Independent Contractor Rules

Rules effective December 1, 1993. Chapter 5224.0010-5224.0340. 22 pp. Stock No. 3-72s9. \$5.95.

NOTE: This book is also available on a 3.5" HD diskette in a Word Perfect format. Stock No. 3-72s9D. \$15.95.

See back of this sheet for information on how to order these publications.

All books are in a loose-leaf three-hole punched format--see back for binder information.

Workers Compensation order form
 Minnesota's Bookstore
 117 University Avenue St. Paul, MN 55155

Quantity	Title	Stock No.	Price	Total
	1993 Workers Compensation Statute	Stock No. 2-72	\$10.00	
	Emergency Treatment Parameters (Book)	Stock No. 3-72s1	\$ 5.95	
	Emergency Treatment Parameters (Disk)	Stock No. 3-72s1D	\$15.95	
	Permanent Partial Disability Schedule (Book)	Stock No. 3-72s2	\$ 5.95	
	Permanent Partial Disability Schedule (Disk)	Stock No. 3-72s2D	\$15.95	
	Rehabilitation Rules (Book)	Stock No. 3-72s3	\$ 5.95	
	Rehabilitation Rules (Disk)	Stock No. 3-72s3D	\$15.95	
	Medical Fee Schedule (Book)	Stock No. 3-72s4	\$ 7.95	
	Medical Fee Schedule (Disk)	Stock No. 3-72s4D	\$15.95	
	Permanent Managed Care Rules (Book)	Stock No. 3-72s5	\$ 5.95	
	Permanent Managed Care Rules (Disk)	Stock No. 3-72s5D	\$15.95	
	Medical Administration Rules (Book)	Stock No. 3-72s6	Call for info	
	Medical Administration Rules (Disk)	Stock No. 3-72s6D	Call for info	
	Independent Medical Exam (Book)	Stock No. 3-72s7	Call for info	
	Independent Medical Exam (Disk)	Stock No. 3-72s7D	Call for info	
	Fraud, Safety and Insurance (Book)	Stock No. 3-72s8	\$ 5.95	
	Fraud, Safety and Insurance (Disk)	Stock No. 3-72s8D	\$15.95	
	Independent Contractor Rules (Book)	Stock No. 3-72s9	\$ 5.95	
	Independent Contractor Rules (Disk)	Stock No. 3-72s9D	\$15.95	
	3-ring binder	Stock No. 10-25	\$ 5.95	

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Paying by credit card? Please complete

Account number _____

Expiration date _____

Authorized signature _____

Subtotal	
Sales tax (6 1/2% MN) (7% St. Paul)	
Shipping	\$3.00
Total due	



ATTENTION: Minnesota Business Leaders

Avoid getting lost in your search for government services and marketing information. Reach your market and keep you on top of state government policies and programs.

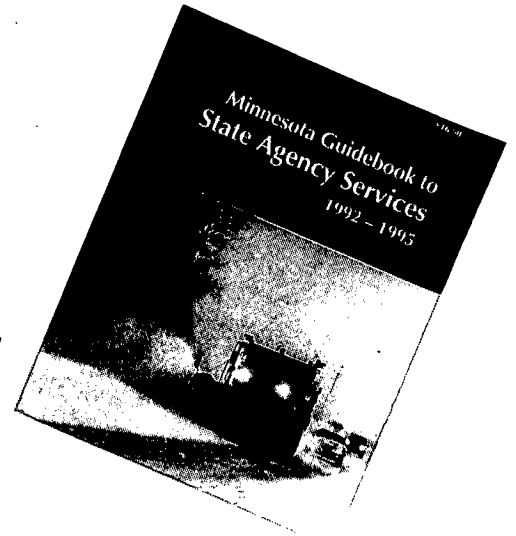
Business & Professional Directories -----

Minnesota Guidebook to State Agency Services 1992-95

An obvious "headliner" on any list for the business reference desk. The perfect "owner's manual" to Minnesota state government is a great reference tool for:

- * applying for grants, bidding on contracts
- * addresses, phone numbers and key contact people for each agency
- * license requirements and fees
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A MUST for the Minnesota business person. 710 pp. **Stock No. 1-11 SR** ~~REDUCED PRICE -- \$16.00~~ **NOW \$9.95**



Minnesota Manufacturer's Directory 1993

Lists companies alphabetically, by community, and by type of product manufactured. Includes name, address, phone number, sales volume, market products, area sales, marketing and purchasing. Also FAX numbers, data processing managers and chief engineers, when available. 742 pp. **Stock No. 40-2 SR \$95.00**

Healing Arts (Physician's) Directory 1991

Names and addresses in alphabetical order for licensed physicians, chiropractors, osteopaths, optometrists, podiatrists and registered physical therapists. 426 pp.

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State Agency Telephone Directory

Orders are now being taken for the 1994 Directory.

This directory lists all State of Minnesota government agencies. Features a greatly expanded FAX section with over 250 numbers, alphabetical employee listings, a classified section, organized by department, and "yellow pages" listing state offices in Greater Minnesota. 264pp. **Stock No. 1-87 SR \$12.95**

Airport Directory 1993

List of airports throughout the state. Approaches, rivers, all detailed markings, and much more. 178 pp. (pocket-size)

Stock No. 1-8 SR \$5.95

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Directory of state law enforcement agencies, sheriffs and police departments 51pp. **Stock No. 1-6 SR \$7.00**

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Comprehensive listing of chemical dependency treatment programs in Minnesota. Information on services provided, funding and staff, and a map are also included. 282 pp.

Stock No. 1-12 SR \$17.00

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Minnesota's Bookstore

117 University, St Paul, Minnesota 55155 (located 1/2 block west of the State Capitol)
612/297-3000 (Metro area) 1-800-657-3757 (Toll Free)

TDD (Telecommunications Device for the Deaf): 612/282-5077 1-800-657-3706 (Toll Free)
FAX 612/296-2265 Online computer access: 612/821-4096 (8-N-1, 1200/2400 bps)

