

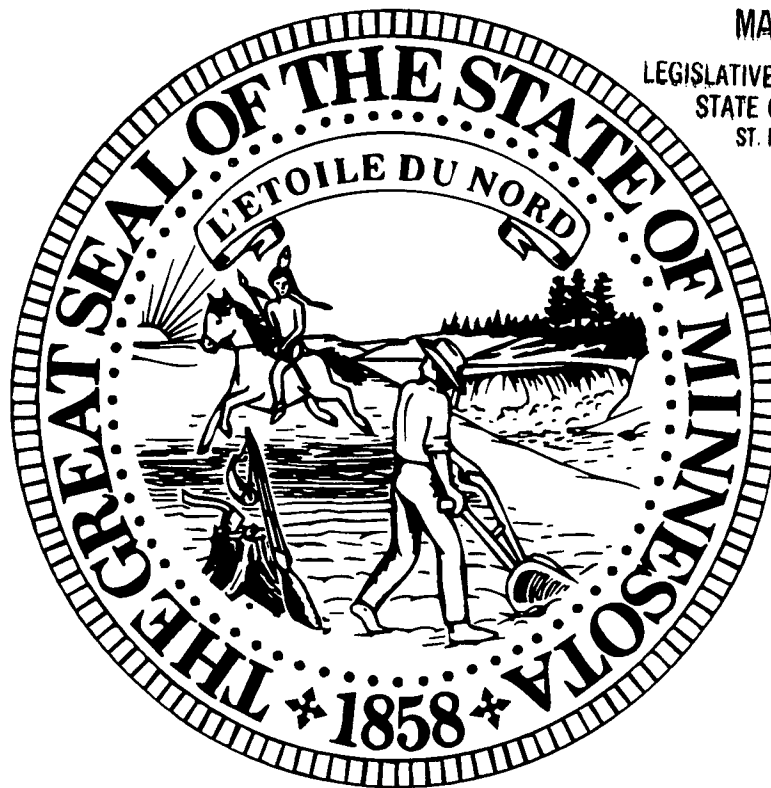
The Minnesota
**State
Register**

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Rules and Official Notices Edition

Published every Monday (Tuesday when Monday is a holiday)
by the

Minnesota Department of Administration - Print Communications Division

Monday 11 March 1996

Volume 20, Number 37

Pages 2279-2310

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-consulting contracts, non-state bids and public contracts and grants.

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

Printing Schedule and Submission Deadlines

Vol. 20 Issue Number	PUBLISH DATE	Deadline for both Adopted and Proposed RULES	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts
# 37	Monday 11 March	Monday 26 February	Monday 4 March
# 38	Monday 18 March	Monday 4 March	Monday 11 March
# 39	Monday 25 March	Monday 11 March	Monday 18 March
# 40	Monday 1 April	Monday 18 March	Monday 25 March

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Contact: Senate Public Information Office (612) 296-0504
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This Week—weekly interim bulletin of the House.

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

Minnesota Rules: Amendments & Additions

Vol. 20, issues #27-37 2282

Adopted Rules

Higher Education Services Office

Higher education program 2284
 Child care grants 2284
 State grant program 2284
 Satisfactory academic progress 2284

Office of Environmental Assistance

Pollution prevention grant program 2285

Labor and Industry Department

Equitable apportionment arbitration 2286

Natural Resources Department

Game and fish 2287
 Flood plain management 2287

Transportation Department

Bridge inspection 2287

Official Notices

Administration Department and

Agriculture Department

Public property sale in Martin County 2288

Agriculture Department

ACRRA board meeting location change 2288

Minnesota Rural Finance Authority public hearings on issuing
 agriculture development revenue bonds:
 For purchase of approx. 66 acres with bldgs., Sect. 2,
 Linden Township, Brown Co 2288

For purchase of approx. 80 acres of bare farmland in
 Sect. 33, T102N - R35W, Jackson Co. 2289

For purchase of approx. 160 acres with bldgs., Sect. 22,
 Waverly Township, Martin Co 2289

Executive Board

Investment Board

Land Exchange Board

Investment Advisory Council

Meeting notices 2289

Health Department

Notice of completed application of Mahnomon County
 and Village Ambulance 2290

Applicants sought for Computer Health Care Systems
 Directory 2291

Human Services Department

Minnesota Health Care Program's provider participation
 list available 2291

Minnesota Health Care Commission

Opinions sought on HTAC report on post-delivery care and
 stabilization of mother and newborn 2291

Minnesota Property Insurance Placement Facility

Annual meeting of member companies 2292

Board of directors meeting 2292

Public Employees Retirement Association

Board of trustees meeting 2292

Peace Officer Standards and Training Board

Opinions sought on rule for professional peace officer
 education 2292

Pollution Control Agency

Opinions sought on rule for odorous emissions 2293

State Lottery

Opinions sought on rule for lottery retailers 2296

Transportation Department

Notice of appointment of State Aid Variance Committee and meeting
 on Wednesday, March 20, 1996 to consider the following variances
 from State Aid Administration requirements:
 City of Spring Lake Park for right-of-way and design speed ... 2297

City of Fridley for horizontal design speed 2297
 City of Brooklyn Park for horizontal design speed 2297

Notice of petition for State Aid Variances:

Crow Wing County for recovery area 2297
 City of Albert Lea for street width 2298
 City of Brooklyn Park for design speed 2298
 City of Spring Lake Park for design speed and right-of-way width... 2299

State Grants

Children, Families and Learning Department

Local Partnership grant date extensions 2299

Corrections Department

Funding available for pre- and post-release services 2300

Funding available for electronic monitoring services for
 Supervised Release offenders 2300

Funding available for battered women and general crime
 victims 2300

Health Department

Proposals sought for establishment of an EMSC Resource
 Center 2301

Professional, Technical and Consulting Contracts

Administration Department

STAR funds available for equipment loan programs that
 provide technology-related assistance 2302

Corrections Department

Proposals sought for team and conflict resolution facilitator 2302

Human Services Department

Proposals sought for performance based contracting demonstration
 project 2302

Request for information sought for a central facility for
 processing child support payments 2303

Minnesota State Colleges and Universities

Proposals sought for market research project: phase
 one - focus groups 2304

Proposals sought for market research project: phase
 two - state-wide study 2305

Public Safety Department

Proposals sought for Safe & Sober campaign 2305

Proposals sought for enforcement training by satellite 2306

State Lottery

Proposals sought for annual report printing 2306

Transportation Department

Letters of interest and qualifications sought for aviation
 system planning 2306

Letters of interest and qualifications sought for computer
 visualization 2307

Non-State Public Bids, Contracts and Grants

Metropolitan Council

Second notice: proposals sought for letters of interest for
 civil/environmental, mechanical, electrical services to
 support in-house staff 2308

Proposals sought for programming services for Transit
 Operations 2308

The Professional-Technical-Consulting Contract Award Reports
 is published monthly.

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 price contracts advertised by the state is published every
 Tuesday, Wednesday and Friday. Award results are currently
 only available from the Materials Management Helpline.

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Minnesota Rules: Amendments and Additions

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

The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 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.

Vol. 20 issues 27-37 cumulative

Accountancy Board

1100.0100; .1300; .3600 (adopted)..... 2033

Administration Department

1340.0100; .1102; .1103; .1104; .1105; .1106; .1107; .1110; .1120; .1130; .1140; .1150; .1155; .1160; .1170; .1180; .1190; .1200; .1210; .1220; .1230; .1240 (adopted)..... 1991

1340.0200; .0300; .0400; .0500; .0600; .0700; .0800; .0900; .1100; .1200; .1300; .1400; .1500; .1600; .1700; .1800; .1900; .9000; .9100; .9200; .9300; .9400; .9500; .9600; .9700; .9800; .9900 (repealed)..... 1991

Administrative Hearings Office

1400.0200; .0250; .0300; .0400; .0500; .0600; .0700; .0800; .0850; .0900; .0950; .1000; .1100; .1200; .1500; .0200; .0300; .0400; .0500; .0600; .0700; .0800; .0900; .1000; .1100; .1200; .1300; .1400; .9900; .9905; .9910; .9913; .9916; .9920; .9925; .9930; .9935; .9940; .9945; .9946; .9951; .9955; .9960 (repealed)..... 2058

1400.2000; .2010; .2020; .2030; .2040; .2050; .2060; .2070; .2080; .2090; .2100; .2110; .2200; .2210; .2220; .2230; .2240; .2300; .2310; .2400; .2450; .2500; .2520; .2530; .2540; .2550; .2560 (adopted)..... 2058

Animal Health Board

1719.0100; .0200; .0300; .0310; .0400; .0500; .0600; .0700; .0750; .0800; .1000; .1100; .1200; .1300; .1500; .1600; .1700; .1800; .1900; .2000; .2100; .2200; .2300; .2400; .2500; .2600; .2700; .2800; .2900; .3000; .3100; .3200; .4000; .4200; .4250; (adopted)..... 2033

1719.0100, s.8,9; .3250; .4300; .4400; .4500; .4600 (repealed)..... 2033

Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience, and Interior Design

1800.0200; .0300; .0400; .0500; .0600; .0800; .0900; .1000; .1100; .1200; .1500; .1600; .1700; .1900; .2100; .2200; .2500; .2600; .2700; .2800; .2900; .4000; .4100; .5100; .5200; .5800 (proposed)..... 1863

1800.0700; .0900, s.2; .1000, s.8; .1100, s.3; .2000; .2300; .2500, s.3; .2700, s.4; .2900, s.3; .5700 (proposed repealer)..... 1863

Chiropractic Examiners Board

2500.0200; .1100; .1200; .1720; .1900; .2000; .5000 (proposed)..... 2052

Commerce Department

2761.0200; .0300; .0400; .0500; .0700 (adopted)..... 1925

Health Department

4652.0100 (adopted)..... 2185

4655.0090; .1084; .6500; .7000; .9200; .9210; .9337; .9338; .9339; .9342; 4658.0010; .0191; .0192; .0193; .0200; .0205; .0210; .0215; .0220; .0250; .0255; .0260; .0265; .0275; .0290; .0300; .0445; .0450; .0615; .0620; .0900; .0950; .0960; .0990; .1000; .1005; .1090; .1100; .1190; .1200; .1290; .1400; .1405; .1410; .1415; .1420; .1425; .1490; .1600; .1605; .1610; .1690; .2000; .2010; .2020; .2030; .2090; .3000; .3005; .3090; .3500; .3590; .4000; .4005; .4010; .4015; .4020; .4025; .4030; .4035; .4040; .4090; .4100; .4105; .4110; .4115; .4120; .4125; .4130; .4135; .4140; .4145; .4150; .4155; .4160; .4165; .4170; .4175; .4190; .4200; .4205; .4210; .4215; .4290; .4300; .4305; .4310; .4315; .4320; .4325; .4330; .4335; .4340; .4345; .4350; .4355; .4360; .4365; .4370; .4375; .4390; .4400; .4405; .4415; .4420; .4425; .4430; .4435; .4440; .4445; .4450; .4455; .4460; .4490; .4500; .4505; .4510; .4515; .4520; .4525; .4530; .4535; .4540; .4545; .4550; .4590; .4600; .4605; .4610; .4615; .4620; .4625; .4630; .4635; .4640; .4690; .5000; .5005; .5010; .5015; .5020; .5025; .5030; .5035; .5040; .5090; .5100; .5190; .5200; .5205; .5210; .5215; .5220; .5225; .5230; .5235; .5240; .5245; .5290; .5300; .5305; .5310; .5315; .5390; .5400; .5405; .5410; .5415; .5490; .5500; .5505; .5510; .5515; .5520; .5590; 4660.0090; .3900; .7800; .8000; .8310; 4665.0900 (proposed)..... 1881

4655.0100, s.4,8,10; .7500; .8000; .9070; .9300; .9320; .9312; .9322; .9323; .9324; .9325; .9326; .9327; .9328; .9329; .9330; .9331; .9332; .9333; .9337; .9335; .9336; .9337; .9338; .9339; .9341; 4660.1300; .1400; .1410; .1420; .1430; .1440; .1450; .1460; .1470; .1480; .1500; .1600; .1700; .1800; .1900; .2000; .2100; .2200; .2300; .2400; .2500; .2600; .2610; .2620; .2630; .2640; .2700; .2800; .2900; .3000; .3100; .3200; .3300; .5700; .5800; .5810; .7600; .7010; .8300; .8380; .7410; .8500; .7510; .8520; .8530; .8540; .8550; .8560; .8700; .9910; .9920; .9930 (proposed repealer)..... 1881

4670.1320; .4210; .4220; .4230; .4240 (proposed)..... 2092

Minnesota Rules: Amendments and Additions

Higher Education Services Office

4830.0100 (adopted)	2284
4830.0100, s.12 (repealed).....	2284
4830.0110 (adopted)	2284
4830.0300; .0400; .0600; .0700 (adopted).....	2284
4830.2200; .2300; .2500; .2600 (proposed).....	2055
4830.7200; .7400; .7500; .7720; .7800; .7900 (adopted).....	2284
4830.9015; .9020; .9030 (adopted).....	2214
4830.9015, s.9; .9025 (repealed).....	2214
4840.0100; .0300; .0400; .0500; .0600; .0700; .0900; .1100 (adopted)	2214
4840.0500, s.3,8; .0800; .1000 (adopted)	2214
4850.0011; .0012; .0014; .0015; .0016; .0017; .0018 (adopted).....	2214
4850.0011, s.3,7,16a (repealed).....	2214
4880.1500; .1600; .1700; .1800; .1900; .2000; .2100; .2200; .2300; .2400 (adopted).....	2214
Labor and Industry Department	
5202.0010 (adopted)	2122
5205.1500 (adopted)	1994
5229.0100; .0200; .0300; .0350; .0400; .0410; .0420; .0500; .0600; .0700 (adopted).....	2286
Mediation Services Bureau	
5530.0100; .0200; .0300; .0600; .0700; .0800; .0900; .1200 (proposed)	2210
Natural Resources Department	
6210.0100; 6230.0400; .1400; 6232.0100; .0300; .0400; .0600; .1100; .1500; .2200; .3000; .3100; .3200; .3700; .4100; 6234.1900; .2000; .2200; .2600; .2800; 6236.0100; .0300; .0500; .0600; .0700; .0810; .1000; .1100; 6240.1000; .1100; .1150; .1850; .1900; 6250.0101; 6250.0500; 6258.0300; .0400; .0500; 6260.1800; .2000; 6262.0100; .0200; .0500; 6266.0100; .0300; .0400; .0500; .0600 (adopted).....	2287
6120.5900 (adopted)	2287
6232.0100, s.3; .0400, s.1,3; .0600, s.3; .1700; 6236.0800; 6250.0100; .0200; .0300; .0400; .0500; .0600; .0700; .0800; .0900; .1000; .1100; .1200; 6258.0700, s.2,3; 6260.2000, s.1 (repealed)	2287
6264.0300; .0400 (adopted).....	2248
Pollution Control Agency	
7080.0010; .0020; .0025; .0030; .0065; .0110; .0120; .0125; .0130; .0150; .0160; .0170; .0175; .0176; .0300; .0305; .0310; .0315; .0350; .0700; .0705; .0710; .0715; .0720; .0810; .0815; .0820; .0830; .0850; .0855; .0860; .0910; .0920; (adopted).....	1995

7080.0020, s.10,11e,20,22a,24a,28b,29,34,41,50; .0040; .0050; .0070; .0080; .0090; .0100; .0110, s.1,2,3,5; .0120, s.2; .0130, s.5; .0180; .0200; .0210 (repealed)	1995
Public Safety Department	
7410.2400 (adopted)	2122
7520.0650; .1000 (proposed)	2234
Public Service Department	
7601.0100; .1000; .3015; .3030 (adopted).....	1928
Gambling Board	
7861.0030 (proposed)	2150
7861.0030, s.6 (repealed).....	2150
7861.0010; .0040; .0060; .0070; 7862.0010; .0020; .0030 (proposed).....	2156
7861.0070; s.3,4,5,6; 7862.0010, s.5 (proposed repealer).....	2156
Racing Commission	
7870.0450; .0490; 7871.0070; .0120; .0150; 7872.0100; 7873.0120; .0125; .0185; .0186; .0192; .0230; 7874.0100; 7877.0120; .0130; .0170; .0175; 7878.0100; .0110; .0130; 7879.0100; 7883.0100; .0130; .0140; .0160; 7890.0140; 7892.0120; 7895.0110; .0125 (proposed)	2236
7883.0140, s.21 (proposed repealer).....	2236
Water and Soil Resources Board	
8400.0100; .0600; .0900; .1800 (adopted).....	2185
Transportation Department	
8810.9400; .9700 (adopted)	2287
Health Department	
9050.0040; .1070 (proposed)	1881
Veterans Homes Board (previous Health rule)	
9050.0040; .0050; .0055; .0060; .0070; .0200; .0220; .0230; .0400; .0520; .0580; .0600; .0750; .0755; .0800; .0820; .1030; .1070 (adopted)	2095
9050.0040, s.25,40a,88,99; .0060, s.4; .1030, s.2-19 (repealed)	2095
Environmental Assistance Office	
9205.0400; .0410; .0420; .0425; .0430; .0432; .0435; .0445; 9210.0700; .0710; .0720; .0730; .0740 (adopted).....	2285
9205.0430, s.1,3,4; 9210.0750; .0760 (repealed).....	2285
Human Services Department	
9530.6610 (proposed)	2183
9530.6610, s.5 (proposed repealer).....	2183
9565.1200 (adopted)	2248
9575.0350; .1500 (proposed)	2027

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.

Higher Education Services Office

Adopted Permanent Rules Relating to Higher Education Programs; Financial Assistance

The rules proposed and published at *State Register*, Volume 20, Number 25, pages 1439-1441, December 18, 1995 (20 SR 1439), are adopted as proposed.

Higher Education Services Office

Adopted Permanent Rules Relating to Child Care Grants

The rules proposed and published at *State Register*, Volume 20, Number 25, pages 1439-1446, December 18, 1995 (20 SR 1439), are adopted as proposed.

Higher Education Services Office

Adopted Permanent Rules Relating to State Grant Program

The rules proposed and published at *State Register*, Volume 20, Number 25, pages 1439-1444, December 18, 1995 (20 SR 1439), are adopted as proposed.

Higher Education Services Office

Adopted Permanent Rules Relating to Satisfactory Academic Progress

The rules proposed and published at *State Register*, Volume 20, Number 25, pages 1439-1442, December 18, 1995 (20 SR 1439), are adopted as proposed.

Office of Environmental Assistance

Adopted Permanent Rules Relating to the Pollution Prevention Grant Program

The rules proposed and published at *State Register*, Volume 20, Number 26, pages 1616-1622, December 26, 1995 (20 SR 1616), are adopted with the following modifications:

Rules as Adopted

9205.0410 DEFINITIONS.

Subp. 16. **Pollution prevention, prevent pollution, or source reduction.** "Pollution prevention," "prevent pollution," or "source reduction" means eliminating or reducing at the source the quantity or ~~toxicity~~ intrinsic hazard of toxic pollutants, hazardous substances, hazardous wastes, solid wastes, or industrial wastes used, generated, or released.

9205.0420 ELIGIBILITY CRITERIA.

Subp. 3. **Eligible costs.** Eligible costs are limited to the costs of developing or implementing pollution prevention projects or practices consistent with subpart 2. Eligible costs are limited to a maximum of three-quarters of the total cost of the project. The director may restrict the use of grant funds for capital improvements or the purchase of equipment to a percentage of the grant, if all such restrictions appear in the Request for Proposals required by part 9205.0425 for the grant round to which they apply.

9205.0430 GRANT APPLICATION.

Subp. 2. **Applications.** Following the publication of the RFP in the *State Register*, applicants that seek assistance must submit applications in the form specified by the director. Applications must be received by the director by the deadline established in the RFP. Each application must include the following:

C. project information, including:

(3) the type and source of pollution prevention to be ~~eliminated or reduced~~ achieved by the proposed project;

E. a project budget that:

(2) states the amount of grant funds being requested and the amount of matching funds being supplied by the applicant or others. If a person other than the applicant is providing matching funds, the application must identify the sources of the additional funds; ~~and~~

F. for projects addressing solid waste, evidence that affected counties, regions, or districts have been notified of the proposed projects; and

G. additional program-specific information as established by the director in the RFP required in part 9205.0425.

Subp. 5. **Evaluation of proposal.** In order to determine which projects should receive a pollution prevention grant, the director shall evaluate each application using the following criteria:

F. emphasis of the proposed project on ~~prevention of~~ pollution prevention over other methods of management;

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

Adopted Rules

Department of Labor and Industry

Adopted Permanent Rules Governing Equitable Apportionment Arbitration

The rules proposed and published at *State Register*, Volume 20, Number 22, pages 1236-1241, November 27, 1995 (20 SR 1236), are adopted with the following modifications:

Rules as Adopted

5229.0350 PRESUMPTIVE RULE OF EQUITABLE APPORTIONMENT.

The presumptive rule of equitable apportionment under this chapter is that the parties and the arbitrator, in making the decision, must be guided by parts 5229.0100 to 5229.0700; *Minnesota Statutes*, section 176.191, subdivisions 1a and 5; and workers' compensation case law on the issue.

5229.0400 NOMINATION AND QUALIFICATIONS OF ARBITRATORS.

Subpart 1. **Nomination.** Workers' compensation insurers, self-insured employers who administer their own claims, and third-party administrators for self-insured employers may annually nominate individuals to the roster. Self-nomination is not allowed. Additional nominations will be closed on the 30th day following the effective date of parts 5229.0100 to 5229.0700 and will be reopened for the 30-day period following each anniversary of the effective date.

5229.0500 PROCEDURE FOR INITIATION OF ARBITRATION.

Subp. 3. **Responses to arbitration request.** Within 90 days of ~~receiving~~ the administrator's receipt of a copy of the arbitration request and supporting documents, each party among which equitable apportionment is sought or from which contribution or reimbursement is sought must submit to the administrator its response to the arbitration request.

B. The responding party must provide the administrator with copies of the ~~request response~~ and supporting documents for the arbitrator, for each arbitration advisor, and for the administrator's records. The administrator shall forward a copy of the response and supporting documents to each party.

5229.0600 ARBITRATOR.

Subp. 2. **Arbitration advisor's role.** The role of an arbitration advisor is solely to explain ~~facts~~, and clarify the positions of the parties; and advise the arbitrator as to the relevant facts and, if the arbitration advisor is a licensed attorney, also as to the applicable law. An arbitration advisor has no power to make the final determination and, if the arbitration advisor is not a licensed attorney, shall not advise the arbitrator in any manner constituting the unauthorized practice of law.

5229.0700 ARBITRATION PROCEDURE.

Subpart 1. **Nature of hearing.** Upon consideration of the requests of the parties and the facts and evidence presented, the arbitrator shall determine if the matter will be heard orally or be considered by the panel solely on the written evidence.

A. The determination as to whether the matter will be heard orally or solely upon the written submissions must be made within 30 days of the date of submission of the last timely response.

C. Unless extraordinary circumstances require otherwise, the first oral argument or first meeting of the panel must take place within ~~90~~ 60 days of the date for final submission of the response.

Subp. 2. **Submission of additional materials.** If, upon review of the materials submitted by the parties, the arbitrator determines that further evidentiary materials are required, the arbitrator may order the parties to submit these materials and may set a date by which these materials must be submitted. In no case may the deadline for submission of additional evidence be greater than ~~±20~~ 90 days from the arbitrator's order to submit materials.

Subp. 5. **Neutral physician.** Following the conclusion of oral argument, if any, or the final meeting of the panel, the arbitrator may promptly render a decision in accordance with subpart 6, or may first render a determination on the facts of the case and submit those facts to a neutral physician for an apportionment opinion. The arbitrator will notify the neutral physician of the number of days within which the opinion must be received in order to be used and, therefore, payable. The last oral argument or meeting of the panel, or review of the neutral physician's opinion by the panel if that opinion was sought, must occur within 60 days of the first oral argument or meeting of the panel unless extraordinary circumstances require otherwise.

C. Following the rendering of the opinion of the neutral physician, the arbitration panel must review the findings opinion. If additional oral testimony is required, the arbitrator may order further oral argument.

Department of Natural Resources

Adopted Permanent Rules Governing Game and Fish

The rules proposed and published at *State Register*, Volume 20, Number 25, pages 1447-1475, December 18, 1995 (20 SR 1447), are adopted with the following modifications:

Rules as Adopted

6260.1800 COMMERCIAL FISHING ON LAKE SUPERIOR.

Subp. 3. **Use of pound or trap nets.** Hoops and center leads of pound or trap nets used on Lake Superior may be of any length and diameter. The webbing for pound or trap nets, including leads, may not exceed 2-1/2 inch stretch measure, or be of twine size less than ~~18~~ 9 gauge or ~~150~~ 70 pound strength. Pound or trap nets may not be set within one-quarter mile of the mouth of any stream unless approved by the commissioner. Pound or trap nets may not be set in harbors from May 25 through March 31, except for St. Louis Bay, unless approved by the commissioner. Commercial operators must notify the Lake Superior Fisheries Office within 48 hours if they are unable to lift and empty pound or trap nets at least once every 48 hours. All net stakes, lines, and anchors must be removed from the lake bed within ten days of removing pound and trap nets. Commercial operators must notify the Lake Superior Fisheries Office prior to setting pound or trap nets and at the beginning of each week that pound or trap nets are used. The commissioner may deny the use of pound or trap nets during periods when such use would conflict with fisheries management activities. Pound or trap nets must be marked with a tag which is at least 2-1/2 inches by five-eighths inch permanently bearing the owner's name and address and attached to the top rope of the back side of the pound or crib. Trap nets set with anchors must have attached to the end farthest from shore one fluorescent orange or fluorescent red marker buoy constructed so that a minimum of 18 inches of buoy surface is visible above water in the absence of current or under the weight of nets and line. The number of the owner's Lake Superior commercial fishing license must be plainly marked, in black, on the marker buoy. The marker buoy must be marked with a fluorescent orange or fluorescent red flag, at least one foot square, attached to the top of a flag staff at least five feet long, and the buoy constructed so that the flag staff is supported in a vertical position. All buoys and floats used in pound or trap net sets must be constructed of styrofoam, plastic, rubber, or other materials nonhazardous to navigation.

Department of Natural Resources

Adopted Permanent Rules Relating to Floodplain Management

The rules proposed and published at *State Register*, Volume 20, Number 26, pages 1738-1740, December 26, 1995 (20 SR 1738), are adopted as proposed.

Department of Transportation

State Aid Division

Adopted Permanent Rules Relating to Bridge Inspection

The rules proposed and published at *State Register*, Volume 20, Number 17, pages 905-906, October 23, 1995 (20 SR 905), are adopted as proposed.

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

Official Notices

Pursuant to the provisions of Minnesota Statutes §14.101, 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 Administration and Department of Agriculture Notice of Sale of Public Property

The Minnesota Departments of Administration and Agriculture intend to sell state-owned agricultural property in Martin County. Refer to the following advertisement to be placed in newspapers in the area:

Notice of Farm Land For Sale

The Commissioner of Administration and the Minnesota Department of Agriculture offer for sale by sealed bids approximately 154 acres (more or less) of land located in Sections 13 and 14, Township 103 N, Range 29 W, in Martin County.

The parcel will be sold on the basis of highest bid which meets all bid requirements, but not for less than the minimum bid of \$238,500. All bids must be received by 1:30 p.m., March 12 1996 at the Department of Administration, Real Estate Management Division; Room 309; 50 Sherburne Avenue; St. Paul, MN 55155.

Bids will be opened at 2:00 p.m. on March 12, 1996, at the Department of Administration (address listed above).

For bid information, forms, envelopes and legal description, contact Wayne Waslaski at the Department of Administration (address listed above) or call at (612) 296-2278. The terms and conditions of the sale will be included with the bid information.

Department of Agriculture

Agronomy & Plant Protection Services Division

Notice of Location Change for the Minnesota Agricultural Chemical Response Compensation Board (ACRRA Board) Meeting

Notice of location change for the Agricultural Chemical Response Compensation Board (ACRRA Board) meeting scheduled for March 20, 1996. The regularly scheduled ACRRA Board meeting will convene at 9:00 a.m.; St. Paul Downtown/Holman Field Airport, 644 Bayfield, St. Paul, Minnesota, second floor conference room.

Should you require additional information, please call the ACRRA Program at (612) 297-3490.

Department of Agriculture

Minnesota Rural Finance Authority

Notices of Public Hearing on the Issuance of an Agricultural Development Revenue Bond Under *Minnesota Statutes*, Chapter 41C

NOTICE IS HEREBY GIVEN that a public hearing will be held on **April 3, 1996**, at **9 A.M.** in Room 145 Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of **approximately 66 acres with buildings** located in **Section 2, Linden Township, Brown County, Minnesota** on behalf of **Mark & Kelly Johnson**, a married couple (the Borrowers). The maximum aggregate face amount of the proposed bond issue is **\$135,500.00**. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to make payments at least sufficient at all times to pay the principal of and inter-

est on such revenue bond when due. All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 7 February 1996

Jim Boerboom
RFA Director

NOTICE IS HEREBY GIVEN that a public hearing will be held on **March 27, 1996**, at **9 A.M.** in Room **145** Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of **approximately 80 acres of bare farmland** located in **Section 33, T102N - R35W, Jackson County, Minnesota** on behalf of **Jeffrey R. Tewes**, a single person (the Borrower). The maximum aggregate face amount of the proposed bond issue is **\$250,000.00**. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to make payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due. All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 7 February 1996

Jim Boerboom
RFA Director

NOTICE IS HEREBY GIVEN that a public hearing will be held on **March 28, 1996**, at **9 A.M.** in Room **145** Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of **approximately 160 acres with buildings** located in **Section 22, Waverly Township, Martin County, Minnesota** on behalf of **Charles Elmer Johnson**, a single person (the Borrower). The maximum aggregate face amount of the proposed bond issue is **\$200,000.00**. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to make payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due. All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: 7 February 1996

Jim Boerboom
RFA Director

Executive Council State Board of Investment Land Exchange Board Investment Advisory Council

The Executive Council, State Board of Investment and the Land Exchange Board will meet on Tuesday, March 19, 1996 at 8:30 A.M. in Room 230, Minnesota Judicial Building, 25 Constitution Avenue, Saint Paul, MN.

The Investment Advisory Council will meet on Monday, March 18, 1996 at 2:00 P.M. in Suite 105, MEA Building, 55 Sherburne Avenue, St. Paul, MN.

Department of Health

Notice of Completed Application and Notice of and Order for Hearing in the Matter of the License Application of Mahnomen County and Village Ambulance, Mahnomen, Minnesota

PLEASE TAKE NOTICE that the Commissioner of Health (hereinafter "Commissioner") has received a completed application from Mahnomen County and Village Ambulance, Mahnomen, Minnesota for a change in type of ambulance service to Adult Ambulance.

IT IS HEREBY ORDERED AND NOTICE IS HEREBY GIVEN that, pursuant to *Minnesota Statutes* §§ 14.57 - 14.69, *Minnesota Statutes* § 144.802 a public hearing will be held on April 23, 1996 at Mahnomen High School, Roy Johnston Room, First Avenue S.W., Mahnomen, Minnesota, commencing at 7:00 p.m. If you have an interest in this matter you are hereby urged to attend the public hearing. Failure to do so may prejudice your rights in this and any subsequent proceedings in this matter.

1. The purpose of the hearing is to determine whether the application from this ambulance service should be granted based upon the criteria set forth in *Minnesota Statutes* § 144.802, subd. 3(g).
2. This proceeding has been initiated pursuant to and will be controlled in all aspects by *Minnesota Statutes* §§ 144.801 - 144.8093, *Minnesota Statutes* §§ 14.57 - 14.69, and Rules for Contested Cases of the Office of Administrative Hearings, *Minnesota Rules* 1400.5100-1400.8402. Copies of the rules and statutes may be obtained for a fee from the Department of Administration, Public Documents Division, 117 University Avenue, St. Paul, Minnesota 55155, telephone: (612)297-3000.
3. Edward J. Schwartzbauer, Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138, telephone: (612)938-3326, will preside as administrative law judge at the hearing, and will make a written recommendation on this application. After the hearing, the record and the administrative law judge's recommendation will be forwarded to the Commissioner to make the final determination in the matter.
4. Any person wishing to intervene as a party must submit a petition to do so under *Minnesota Rules* 1400.6200 on or before April 1, 1996. This petition must be submitted to the administrative law judge and shall be served upon all existing parties and the Commissioner. The petition must show how the contested case affects the petitioner's legal rights, duties or privileges and shall state the grounds and purposes for which intervention is sought and indicate petitioner's statutory right to intervene if one exists.
5. In addition to or in place of participating at the hearing, any person may also submit written recommendations for the disposition of the application. These recommendations must be received by the administrative law judge on or before April 10, 1996.
6. Any subpoena needed to compel the attendance of witnesses or the production of documents may be obtained pursuant to *Minnesota Rules* 1400.7000.
7. At the hearing the applicant will present its evidence showing that a license should be granted and that all persons will be given an opportunity to cross-examine witnesses, to be heard orally, to present witnesses, and to submit written data or statements. All persons are encouraged to participate in the hearing and are requested to bring to the hearing all documents, records, and witnesses needed to support their position. It is not necessary to intervene as a party in order to participate in the hearing.
8. Please be advised that if nonpublic data is admitted into evidence, it may become public data unless an objection is made and relief is requested under *Minnesota Statutes* § 14.60, subd. 2.
9. You are hereby informed that you may choose to be represented by an attorney in these proceedings, may represent yourself, or be represented by a person of your choice if not otherwise prohibited as the unauthorized practice of law.
10. A Notice of Appearance must be filed with the administrative law judge identified above within 20 days following receipt of the Notice by any person intending to appear at the hearing as a party.
11. In accordance with the provisions of *Minnesota Statutes* § 14.61, the final decision of the Commissioner in this proceeding will not be made until the Report of the Administrative Law Judge has been made available to the parties in this proceeding for at least 10 days. Any party adversely affected by the Report of the Administrative Law Judge has the right to file exceptions and present arguments to the Commissioner. Any exceptions or arguments must be submitted in writing and filed with the Commissioner of Health, 717 Delaware Street Southeast, Minneapolis, Minnesota 55440, within 10 days of the receipt of the Administrative Law Judge's Report.

Department of Health

Office of Rural Health and Primary Care

Notice of Creation of a List of Computer Health Care Systems Directory to Provide Services to Primary Care Practices for Both Clinical and Hospital Billing

The Minnesota Department of Health Office of Rural Health and Primary Care is currently preparing a technical assistance manual to assist Primary Care Practice Sights in financial reimbursement, and practice management. A list of Computer Health Care Systems is planned for inclusion in the manual. In order to receive an application for inclusion on the Computer Health Care Systems list call for an application:

Wendy Kelley
Minnesota Department of Health
Office of Rural Health and Primary Care
121 East Seventh Place
Suite 400
St. Paul, MN 55101
Phone: (612) 282-3845
Fax: (612) 282-5628

For more information, address questions to the above address or telephone number. Deadline for application requests is 4:30 p.m. on April 3, 1996.

Department of Human Services

Notice of Availability of the Minnesota Health Care Program's Provider Participation List [also known as DHS Rule 101 provider compliance list]

NOTICE IS HEREBY GIVEN that the Minnesota Health Care Program's provider participation list for January 1, 1996 is now available. The provider participation list is a compilation of health care providers who are in compliance with DHS Rule 101. This list is distributed on a quarterly basis to the Department of Employee Relations, the Department of Labor and Industry, and the Department of Commerce. To obtain the list, contact David Godfrey, Rule 101 specialist, at (612) 297-3880/1-800-657-3974. Or send your request to David Godfrey, Department of Human Services, 444 Lafayette Road, St. Paul, MN 55155-3856 or fax Attention: David Godfrey at (612) 296-5690.

Maria Gomez
Commissioner
Department of Human Services

Minnesota Health Care Commission

Health Technology Advisory Committee (HTAC)

Notice of: Solicitation of Public Testimony Regarding HTAC Report on Post-delivery Care and Stabilization of Mother and Newborn

The Health Technology Advisory Committee (HTAC) of the Minnesota Health Care Commission is charged under *Minnesota Statutes 62J.152* with conducting evaluations of specific technologies and their specific use and application. For the purposes of evaluation, the definition of technologies in statute includes "... drugs, devices, procedures, or processes applied to human health care..." As part of the evaluation process, HTAC is required to submit a preliminary report to the Minnesota Health Care Commission, and to solicit written comments on the report. Before completing its final comments and recommendations on the HTAC technology evaluation report, the Commission solicits and reviews public testimony on the report.

Public testimony on HTAC's evaluation of post-delivery care and stabilization of mother and newborn will be accepted by the Minnesota Health Care Commission on Wednesday, March 20, 1996, at 10:00 a.m. at

Official Notices

Capitol View Conference Center
70 West County Road B-2
Little Canada, MN 55117

A presentation on the report will precede the public testimony and will begin at approximately 9:00 a.m.

Testimony should be limited to no more than five minutes. Written testimony will also be accepted, and should be submitted to Laurisa Rosenow at the address below. Individuals interested in providing public testimony are asked to provide prior written or verbal notice to Laurisa Rosenow, by Friday, March 15, 1996 at:

Minnesota Health Care Commission/Health Technology Advisory Committee
121 East 7th Place, Suite 400
P.O. Box 64975
St. Paul, MN 55164-0975
Phone: 612-282-6374
Fax: 612-282-5628

Any written material such as handouts or copies of written testimony received by the Commission during the public testimony is subject to the requirements of the Minnesota Data Practices Act (*Minnesota Statutes*, Chapter 13).

For information regarding HTAC, or to obtain a copy of the HTAC report on the evaluation of Post-Delivery Care and Stabilization of Mother and Newborn, please contact Laurisa Rosenow at 612-282-6374, or via fax at 612-282-5628.

Minnesota Property Insurance Placement Facility

Notice of Annual Meeting of the Member Companies

NOTICE IS HEREBY GIVEN that a meeting of the Member Companies of the Minnesota Property Insurance Placement Facility will be held at 8:00 a.m. on Wednesday, March 13, 1996 at the office of the Minnesota Property Insurance Placement Facility, 1201 Marquette Avenue, Suite 310, Minneapolis, MN. For additional information please call 338-7584.

Notice of Meeting of the Board of Directors

NOTICE IS HEREBY GIVEN that a meeting of the Board of Directors of the Minnesota Property Insurance Placement Facility will be held at 9:00 a.m. on Wednesday, March 13, 1996 at its office located at 1201 Marquette Avenue, Suite 310, Minneapolis, MN. For additional information please call 338-7584.

Public Employees Retirement Association

Board of Trustees, Notice of Meeting

A meeting of the Board of Trustees of the Public Employees Retirement Association (PERA) will be held on Thursday, March 14, 1996 at 9:30 a.m. in the offices of the association, 514 St. Peter Street, Suite 200, Saint Paul, Minnesota.

Peace Officer Standards and Training Board

Request for Comments on Planned Amendment to Rules Governing Professional Peace Officer Education, *Minnesota Rules*, Chapter 6700

Subject of the Rule. The Peace Officer Standards and Training (POST) Board requests comments on its planned amendment to the rule governing professional peace officer education. The board is considering rule amendments that would make the rule consistent with the new standards of conduct rule, *Minnesota Rules* part 6700.1600, adopted by the board in 1995.

Persons Affected. The amendment to the rule would affect all persons licensed by the POST Board, including both active and inactive officers, and those whose license status has lapsed, but who are eligible to reinstate their license; and all persons enrolled in an approved professional peace officer education program in Minnesota. The board does not contemplate appointing an advisory committee to comment on the planned rule.

Statutory Authority. *Minnesota Statutes*, section 626.843, and 626.845, requires the board to adopt rules governing the minimum standards of physical, mental, and educational fitness, as well as minimum standards of conduct which would affect an individual's performance of duties as a peace officer, and which shall govern the recruitment and licensing of peace officers in the state of Minnesota.

Public Comment. Interested persons or groups may submit comments or information on this planned rule in writing or orally until 4:30 p.m. on May 24, 1996. The board has prepared a draft of the planned rule. Written or oral comments, questions, requests to receive a copy of the draft rule, and requests for more information on this planned rule should be addressed to: Hope Jensen, Department of Public Safety, 445 Minnesota Street, NCL Tower, Suite 1000, St. Paul, Minnesota 55101-2156, 296-2906. Comments submitted in response to this notice will not be included in the formal rulemaking record when a proceeding to adopt a rule is started.

John Laux, Executive Director
Minnesota Peace Officer Standards and Training Board

Pollution Control Agency

Supplemental Notice of Intent to Adopt and Notice of Hearing

Amending Notice on Proposed Repeal of *Minnesota Rules Ch. 7011*, Concerning Odorous Emissions and the Adoption of New Rules to be Codified at *Minnesota Rule Ch. 7029* Governing Odorous Emissions

PLEASE TAKE NOTICE that the dual notice of intent to adopt a rule and notice of hearing in the above-entitled matter, published in the *State Register* at 20 S.R. 1795 on December 26, 1995, is being amended as described below for two reasons. First, the date of the hearing on this matter has been changed. Second, the Minnesota Pollution Control Agency (MPCA) would like to put the public on notice that a possible outcome of the rule hearing may be the repeal of the current rule, without the adoption of the proposed replacement odor rule. The MPCA's decision to adopt the proposed odor rule (or not) will depend upon testimony and comments provided by the public, including representatives of local government, industry and individuals, on whether the proposed rule is needed or desirable.

Introduction: The MPCA is proposing to adopt a permanent rule and will proceed with a public hearing. The dual notice published in the *State Register* on December 26, 1995, stated that the MPCA intended to adopt a permanent rule without a public hearing unless 25 or more persons submitted a written request for a hearing on the proposed rule by January 29, 1996. The MPCA received 25 written requests for a hearing and will hold a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes* §§ 14.14 to 14.20 (1995).

Public Hearing: The MPCA will hold a public hearing on the above-entitled rule and will continue the hearing until it is completed. Additional days of hearing will be scheduled if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements may be submitted without appearing at the hearing. The public hearing will be held at the following location:

DATE	PLACE	TIME
April 29, 1996	Minnesota Pollution Control Agency Board Room - Lower Level 520 Lafayette Road North St. Paul, Minnesota 55155	8:00 a.m. to 4:30 p.m.

NOTE: The dual notice published on December 11, 1996, stated that if the MPCA held a public hearing, the hearing would be held on March 21, 1996, at the MPCA. **That hearing has been canceled and rescheduled for April 29, 1996, as stated above.**

Administrative Law Judge: The Administrative Law Judge assigned to conduct the hearing is Judge Allen E. Giles. Judge Giles can be reached at:

Minnesota Office of Administrative Hearings
Suite 1700
100 Washington Square Building
Minneapolis, Minnesota 55401-2138
Phone: (612) 349-2543
Fax: (612) 349-2665

Official Notices

Hearing Procedure: You and all interested or affected persons, including representatives of associations or other interested groups will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time prior to the close of the hearing record. All evidence presented should relate to the proposed rule. You may also mail written material to the Administrative Law Judge to be recorded in the hearing record for five working days after the public hearing ends. The five-day comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the Administrative Law Judge at the hearing. Comments received during this period will be available for review at the Office of Administrative Hearings. You and the MPCA may respond in writing within five working days after the submission period ends to any new information submitted. No additional evidence may be submitted during the five-day period. All written materials and responses submitted to the Administrative Law Judge must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the due date. This rule hearing procedure is governed by *Minnesota Statutes* §§ 14.14 to 14.20 (1995) and *Minnesota Rules* 1400.0200 to 1400.1200 (1995). Questions about procedure may be directed to the Administrative Law Judge.

The MPCA requests that any person submitting written views or data to the Administrative Law Judge prior to the hearing or during the comment or response period also submit a copy of the written views or data to the MPCA contact person listed in this notice.

Subject of Rule and Statutory Authority: The subject of the hearing will be the repeal of the existing rules governing odorous emissions, *Minnesota Rule* 7011.0300 - 7011.0330, and the possible adoption of new rules to replace the existing rules. The new rules would be codified at *Minnesota Rule* ch. 7029. If the MPCA finds that public sentiment is against the adoption of the proposed new odor rules or that issues with the proposed new rules cannot be resolved, a possible outcome of the hearing could be for the MPCA to repeal the existing odor rule and replace it with nothing. The existing odor rule is more than 20 years old and has become outdated in both its concepts and in its incorporated test methodology. It relies on stack emission limits and ambient air concentration limits, expressed in terms of 'odor units,' as the basis of a compliance standard and it incorporates a test method for measuring odor concentration. MPCA staff, the regulated community and the consultants that perform odor testing are all well aware of the major deficiencies of the existing rules, which have become increasingly difficult to enforce. A technical advisory committee (TAC) including representatives of the regulated community, consultants and local government staff has assisted the MPCA in identifying problems with the existing rules and in drafting a new rule that would address those problems.

Feedlot odors are not regulated under the proposed rule. There has been considerable discussion on this issue both within the MPCA and with individuals and groups outside the MPCA and it has been decided that feedlot issues should not be resolved in this odor rule but should instead be addressed through rulemaking directed specifically at feedlot issues within the Water Quality Division.

The proposed rules that are the subject of this hearing incorporate a new odor test method and limits the use of odor testing to that of a monitoring tool. There are no numerical limits in the proposed rules so testing is used only to assess the effectiveness of an odor reduction plan when the MPCA requires a facility to mitigate odorous emissions. The new rules use community annoyance as the trigger for corrective action and defines community annoyance as a minimum number of complaints documented by a local unit of government in a specified time period. Additionally, the new rules clearly define which types of sources are subject to various parts of the rules. This has been a problem in the past as the existing rules had an agribusiness exemption that was not clearly worded and the limitations of testing effectively limited the scope of the rule to less than the stated range of sources. For a more detailed discussion of these topics, please see the Statement of Need and Reasonableness.

Minnesota Statute § 116.07, subd. 4 provides general authority to adopt, amend and repeal rules concerning air pollution. The term air pollution is defined in *Minnesota Statute* § 116.06, subd. 4 (1994). The definition includes odorous emissions, since odorous emissions are air contaminants that may interfere unreasonably with the enjoyment of life or property. Under these statutes, the MPCA has the necessary authority to adopt the proposed rule amendments. A copy of the proposed rule amendments was published in the *State Register* at 20 S.R. 1795 on December 11, 1996. Comments or questions on the proposed rules must be submitted to the agency contact person listed below. If you would like a copy of the proposed rule, please contact the agency contact person.

Contact Person:

Stuart Arkley
Minnesota Pollution Control Agency
Air Quality Division
520 Lafayette Road North
St. Paul, Minnesota 55155
Telephone: (612) 296-7774
Fax: (612) 297-8701

Comments: You have until 4:30 p.m. on April 11, 1996, to submit written comments in support of or in opposition to the proposed new rules or any part or subpart of the rules. The MPCA is also requesting comments in support of or in opposition to repealing the existing rule and replacing it with no odor rule. Your comments must be in writing and received by Stuart Arkley by the due

date. Comment is encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any proposed change.

Modifications: The proposed rules may be modified, either as a result of public comment or as a result of the rule hearing process. Modifications must not result in a substantial change in the proposed rules as printed in the *State Register* and must be supported by data and views submitted to the MPCA or presented at the hearing. If the proposed rules 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 available for review at the MPCA and at the Office of Administrative Hearings. The Statement of Need and Reasonableness may be reviewed and copies obtained at the cost of reproduction from either the MPCA or the Office of Administrative Hearings.

Small Business Considerations: *Minnesota Statute* § 14.115, subd. 2, requires the MPCA when proposing rules which may affect small business to consider methods for reducing the impact on small business. It is likely that some small businesses will be affected by the proposed new odor rules, but these same businesses are already affected by the existing odor rules. The MPCA does not believe that the requirements of the proposed new rules place any higher burden on small or larger business than do the requirements of the existing rules. For additional information regarding small business considerations, please refer to the Statement of Need and Reasonableness for this rule.

Consideration of Economic Factors: In exercising its powers, the MPCA is required by *Minnesota Statute* § 116.07, subd. 6, to give due consideration to economic factors.

The MPCA anticipates that the proposed new odor rules will provide little or no change in the overall costs to Minnesota business when compared with the existing odor rules. Assuming that the old and new panel test requirements are of approximately equal cost, the requirements of an affected facility to test, mitigate and retest are similar to the approach under the existing rules, which was to test and retest if the first test exceeded the emission limits. By not requiring testing until a community annoyance is established, the MPCA has duly considered when it is reasonable to require testing expenditures for odors. The opportunity given under the proposed new rules to owners and operators of an odor source to reduce the odors before they become a community annoyance gives the owners and operators some control over MPCA involvement in resolving odor problems, and the attendant costs that come with MPCA involvement.

The MPCA understands that there may be some perception that costs will increase as a result of the odor mitigation and control requirements in the proposed new rules or as a result of the requirements that local units of government take an active role in documenting violations. The MPCA does not believe these perceptions are fully correct. First, if there is such an increase in mitigation and control requirements, it is only because of the difficulty in enforcing the existing rules and not due to a change in public opinion or MPCA analysis of the need to control particularly offensive sources of odor pollution. Second, the proposed new rules simply require local governments to document problems that are primarily local in nature.

Impacts on Agricultural Land and Farming Operations *Minnesota Statute* § 14.11, subd. 2, requires that if an agency that proposes adoption of a rule determines that the rule may have a "direct and substantial adverse impact" on agricultural land in Minnesota, the agency shall comply with the requirements of section 17.83 and 17.84. The MPCA does not believe it is subject to these additional requirements because it has specifically exempted agricultural area sources, which are the major type of odor source within the agricultural sector, from this rule. Agricultural emission point sources are potentially affected by this rule but these type of sources are unlikely to be significant odor sources. Therefore the overall effect of implementing this rule will be minimal for agricultural lands. MPCA staff expects that the new rules will have no more impact on agricultural sources than the existing rules, and the overall impact may be reduced due to expansion of the agribusiness exemption language.

The MPCA does recognize, however, that odors from some types of agricultural operations are a significant source of odor complaints. These sources are primarily area sources such as feedlots. The MPCA is continuing to consider appropriate means of addressing agricultural odors. In addition, the Feedlot and Manure Management Advisory Committee, a body mandated by the Minnesota Legislature, is investigating this problem through its own task force and the University of Minnesota has had state money allocated to it for research into feedlot odors. While the MPCA realizes that the number of citizen complaints regarding agricultural sources has increased in the last two years, primarily as the result of an increasing number of large scale hog farms, it does not believe the proposed odor rules (which historically have been directed to generic sources of odor) are well-suited to addressing agricultural odor problems. Since efforts are underway to consider more appropriate regulatory approaches, the MPCA has decided to defer further regulation of odors from agricultural area sources operations until these other analyses are more complete.

Expenditure of Public Money by Local Bodies: *Minnesota Statute* § 14.11, subd. 1 requires the MPCA to consider the impacts of proposed rules on local public bodies if the estimated total cost exceeds \$100,000 in either of the two years immediately after adoption of the rule.

The impact of the proposed rules on local units of government is difficult to estimate as the rule is voluntary at the local level. The cost can be zero or it can be significant, depending on how the local unit of government plans to use this rule. The MPCA sees

Official Notices

the proposed rules as a tool for local units of government which provides a statewide, systematic method of handling odor complaints and getting the MPCA involved in the more troublesome cases. As odor is already likely to be an issue as a nuisance at the local level in communities with odor sources, in many cases the local unit of government may be able to follow the new procedures by modifying existing practices rather than adding to the workload.

Some cost increases are likely at the local level if a local unit of government chooses to act thoroughly on all odor complaints, but have been minimized as far as possible at the advice of the MPCA's TAC members by keeping the procedures simple and non-technical.

Review by Commissioner of Transportation: *Minnesota Statute* § 174.05 requires the MPCA to inform the Commissioner of Transportation of all rulemakings that concern transportation, and requires the Commissioner of Transportation to prepare a written review of the rules. This requirement does not apply because this rulemaking does not affect transportation.

Adoption Procedure After the Hearing: After the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rule. You may request notification of the date on which the Administrative Law Judge's report will be available, after which date the MPCA may not take any final action on the rules for a period of five working days. If you desire to be so notified, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the Administrative Law Judge. You may also request notification of the date on which the rule is adopted and filed with the Secretary of State. The MPCA's notice of filing must be mailed on the same day that the rule is filed. If you want to be notified of the date the rule is filed, you may so indicate at the hearing or send a request in writing to Stuart Arkley at the address listed in this notice any time prior to the filing of the rule with the Secretary of State.

Lobbyist Registration: *Minnesota Statute* ch. 10A (1994) requires each lobbyist to register with the Ethical Practices Board. Questions regarding this requirement may be directed to the Ethical Practices Board at the following address:

Ethical Practices Board
First Floor South
Centennial Office Building
658 Cedar Street
St. Paul, Minnesota 55155
Phone: (612) 296-5148

Charles W. Williams
Commissioner

State Lottery

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rules Governing Lottery Retailers (*Minnesota Rules* chapter 7856)

NOTICE IS HEREBY GIVEN that the Minnesota State Lottery (hereinafter "Lottery") is seeking information or opinions from sources outside the Lottery in preparing to propose amendments to rules governing Lottery Retailers, *Minnesota Rules*, chapter 7856 (1994). The adoption of the rule is authorized by *Minnesota Statutes*, section 349A.05 (1995 Supplement), which permits the director of the Lottery to adopt rules governing lottery retailers.

The proposed rule amendments will permit a retailer to sell tickets at more than one location under a single contract. Current rules require the director to have a separate contract for each location or store selling lottery tickets. The proposed rule amendments are permitted under *Minnesota Laws 1996*, chapter 288.

The types of groups and individuals likely to be affected by the proposed rule amendments include lottery retailers and potential lottery retailers.

The Lottery requests information and opinions concerning the subject matter of the rule 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:

Dale L. McDonnell
Legal Counsel
Minnesota State Lottery
2645 Long Lake Road
Roseville, Minnesota 55113

Oral statements will be received during regular business hours over the telephone at (612) 635-8213 and in person at the above address.

All statements of information and opinions will be accepted until May 13, 1996. Any written materials received by the Lottery shall become part of the rulemaking record to be submitted to the Attorney General or Administrative Law Judge in the event the rule amendments are adopted.

Dated: 4 March 1996

George R. Andersen
Director
Minnesota State Lottery

Department of Transportation

NOTICE IS HEREBY GIVEN that the Commissioner of Transportation has appointed a State Aid Variance Committee who will conduct a meeting on Wednesday, March 20, 1996 at 9:30 a.m. in Conference Room 194 Water's Edge Building, 1500 West County Road B-2, Roseville Minnesota, 55113.

This notice is given pursuant to *Minnesota Statute 47k.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 8820.3300 adopted pursuant to *Minnesota Statutes 161 and 162*.

The agenda will be limited to these questions:

1. **Petition of the City of Spring Lake Park** for a variance from *Minnesota Rules* on the proposed construction project on the University Avenue Service Road (Municipal State Aid Street No. 102) North of 81st Avenue, to allow a 30 foot right-of-way width and 15 mph design speed, in lieu of the required minimum 60 foot right-of-way width and 30 mph design speed.
2. **Petition of the City of Fridley** for a variance from *Minnesota Rules* on the completed construction project on Cheri Lane-Fillmore Street (Municipal State Aid Street No. 319) at the intersection of I-694 in the City of Fridley to allow a 20 mph horizontal design speed, in lieu of the required 30 mph design speed.
3. **Petition of the City of Brooklyn Park** for a variance from *Minnesota Rules* on the proposed reconstruction project on Municipal State Aid Street No. 117 (Candlewood Drive), between County State Aid Highway No. 14 (Zane Avenue North) and County State Aid Highway No. 103 (West Broadway) in the City of Brooklyn Park, to allow a horizontal design speed of 25 mph, in lieu of the required 30 mph design speed.

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

9:30 a.m.	City of Spring Lake Park
9:45 a.m.	City of Fridley
10:00 a.m.	City of Brooklyn Park

Dated: 3 March 1996

Patrick B. Murphy
Division Director
State Aid for Local Transportation

Department of Transportation

Petition of Crow Wing County for a Variance from State Aid Requirements for RECOVERY AREA

NOTICE IS HEREBY GIVEN that the Crow Wing 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. 11 between County State Aid Highway No. 4 and County State Aid Highway No. 3 in the City of Breezy Point, Minnesota.

Official Notices

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9920, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to allow an existing transmission line to remain in place approximately 35 feet from centerline, in lieu of the required 42 foot clear zone on the proposed reconstruction project on County State Aid Highway No. 11, between County State Aid Highway No. 4 and County State Aid Highway No. 3 in the City of Breezy Point, Minnesota.

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: 1 March 1996

Patrick B. Murphy
Division Director
State Aid for Local Transportation

Department of Transportation

Petition of the City of Albert Lea for a Variance from State Aid Requirements for STREET WIDTH

NOTICE IS HEREBY GIVEN that the Albert Lea City Council 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 resurfacing projects on Municipal State Aid Street No. 101 (Fountain Street), between Trunk Highway No. 13 and Seventh Avenue; and on Municipal State Aid Street No. 103 (Clark Street), between Trunk Highway No. 13 and First Avenue, in the City of Albert Lea, Minnesota.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9946, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to allow an existing street width of 40 feet face-to-face of curb in lieu of the required 42 feet face-to-face of curb on the proposed resurfacing project on Fountain Street; and to allow an existing street width of 36 feet face-to-face of curb in lieu of the required 38 feet face-to-face of curb on the proposed resurfacing project on Clark Street in the City of Albert Lea, Minnesota.

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: 1 March 1996

Patrick B. Murphy
Division Director
State Aid for Local Transportation

Department of Transportation

Petition of the City of Brooklyn Park for a Variance from State Aid Requirements for DESIGN SPEED

NOTICE IS HEREBY GIVEN that the Brooklyn Park City Council 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 Municipal State Aid Street No. 117 (Candlewood Drive), between County State Aid Highway No. 14 (Zane Avenue North) and County State Aid Highway No. 103 (West Broadway) in the City of Brooklyn Park, Minnesota.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.9936, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to allow a horizontal design speed of 25 mph, in lieu of the required 30 mph design speed on the proposed reconstruction project on Municipal State Aid Street No. 117 (Candlewood Drive), between County State Aid Highway No. 14 (Zane Avenue North), and County State Aid Highway No. 103 (West Broadway) in the City of Brooklyn Park, Minnesota.

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

State Grants

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: 1 March 1996

Patrick B. Murphy
Division Director
State Aid for Local Transportation

Department of Transportation

Petition of the City of Spring Lake Park 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 Spring Lake Park 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 construction project on the University Avenue Service Road (Municipal State Aid Street No. 102) North of 81st Avenue in the City of Spring Lake Park.

The request is for a variance from *Minnesota Rules* for State Aid Operations 8820.2500 and 8820.9936, adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to allow a 30 foot right-of-way width and a 15 mph design speed, in lieu of the required 60 foot minimum right-of-way width and minimum 30 mph design speed on the proposed construction project on the University Avenue Service Road (Municipal State Aid Street No. 102) North of 81st Avenue in the City of Spring Lake Park.

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: 1 March 1996

Patrick B. Murphy
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 Children, Families and Learning

Notice of Extension of Date for Proposal for Local Partnership Grants

The Office of Lifework Development of the Department of Children, Families and Learning solicited for RFP applications for local education and employment transitions partnerships to implement local education and employment transitions systems as designated in *Minnesota Statute* 126B.01, Article 4, Section 26, Subd. 1, in the 26 February 1996, *State Register*, page 2219. This notice is to inform individuals that the original date for the bidders conference and submission of the final application has been extended. Notice of timelines will be published in the *State Register* when available.

For further information: Contact Woody Cox, Team Leader, Office of Lifework Development at (612) 215-0095, Minnesota Children, Office of Worklife Development, 660 Capitol Square Building, 550 Cedar Street, St. Paul, MN 55101-2273.

Date: 28 February 1996

State Grants

Department of Corrections

Notice of Availability of Funds for Pre- and Post-Release Services

The Minnesota Department of Corrections, Community Services Division, announces the availability of funds for programs to provide pre-release and post-release services for American Indian releasees who are under authority of the Commissioner of Corrections.

Funds are available to public human services agencies, community corrections agencies, for profit organizations, or non-profit organizations to provide the above programming. The contract program will provide funding of \$380,000 in state fiscal year 1997 (7/1/96 - 6/30/97). The amount of each contract may vary depending on number of clients and services provided. One contract will be awarded in each of the following areas: Southern Minnesota (primarily the metropolitan area but also from St. Cloud to the Iowa border), Northwest Minnesota, and Northeast Minnesota.

There is no assurance of continued funding for the following fiscal years.

The deadline for proposal submission is April 19, 1996, 4:30 p.m. To receive a request for proposal which describes in detail how to apply for this funding, contact Nancy Montemurro, Minnesota Department of Corrections, Community Services Division, 1450 Energy Park Drive, Suite 200, St. Paul, Minnesota 55108-5219. Telephone (612) 642-0235.

Minnesota Department of Corrections

Notice of Availability of Funds for Electronic Monitoring Services for Supervised Release Offenders

The Minnesota Department of Corrections, Community Services Division, announces the availability of funds to elicit proposals for programs to provide electronic monitoring services for Supervised Release offenders who are under the authority of the Commissioner of Corrections.

A total of \$60,000 is available for the period, July 1, 1996 through June 30, 1997.

While there is no assurance of continued funding for the following years, it is probable that future funding will be available.

To be eligible to apply for these funds, an applicant must be a public human services agency, community corrections agency, a for profit organization, or a non-profit organization.

The deadline for proposal submission is April 12, 1996, 4:30 pm. To receive a request for proposal which describes in detail how to apply for this funding, contact Nancy Montemurro, Minnesota Department of Corrections, Community Services Division, 1450 Energy Park Drive, Suite 200, St. Paul, Minnesota 55108-5219. Telephone (612) 642-0235.

Minnesota Department of Corrections

Notice of Availability of Funds for Services to Battered Women and General Crime Victims

The Minnesota Department of Corrections, Victims Services Unit, announces the availability of grant funds for new services and special time-limited projects for battered women and general crime victims. The following grants are available for the 12-month period from July 1, 1996, through June 30, 1997.

- 1) **Battered Women:** Four grants of \$27,000 each are available to establish criminal justice intervention services for battered women and their children. One grant is for the unserved Third Judicial Assignment District 2 encompassing Freeborn and Mower Counties; one grant is to establish services on an unserved American Indian reservation; and two grants are available for unserved counties. Nonprofit and tribal organizations that have programming specifically designed to address the needs of battered women are eligible to apply. Successful applicants may be eligible to apply for continued funding after the initial grant period. Applications are due May 9, 1996.
- 2) **Battered Women:** One grant of \$20,000 is available for a statewide training project to promote leadership skills among women of color in the battered women's movement in Minnesota. Nonprofit organizations that have programming specifically designed to address the needs of battered women are eligible to apply. Applications are due May 9, 1996.
- 3) **General Crime:** Approximately \$50,500 is available for one to four grants for projects designed to create innovative models of service delivery aimed at increasing the availability and utilization of general crime services in communities of color. Grants will be a minimum of \$12,625 to a maximum of \$50,500. Monies will be used to fund services for one or more of the following communities: African American, Hispanic, American Indian and Asian. Nonprofit organizations with a primary mission of serving communities of color, Indian tribal organizations and nonprofit and governmental gen-

eral crime victim programs that work in collaboration with communities of color are eligible to apply. Applications are due May 6, 1996.

To receive a request for proposals that provides complete information and describes how to apply, contact:

Cecilia Miller
Minnesota Department of Corrections
Victim Services Unit
1450 Energy Park Drive, Suite 200
St. Paul, Minnesota 55108-5219
Phone: 612/642-0251
800/657-3679 outside the Twin Cities metropolitan area
TDD: 612/643-3589

Department of Health

Bureau of Health Systems and Special Populations

Health Policy & Systems Compliance Division

Emergency Medical Services Section

Notice of Availability of Funds to Establish an Emergency Medical Services for Children (EMSC) Resource Center which Provides and Coordinates Statewide Information, Education, Research, and Technical Assistance Services for Pediatric Emergency Medical Services

Eligible Applicants: Organizations which provide educational and information services; perform research activities; and have access to expertise for technical assistance in pediatric emergency medical services. The selected organization will work with the Emergency Medical Services Regulatory Board, the Minnesota Department of Health, the 8 regional EMS organizations and other EMS service providers to provide services.

Amount of Funding: A total of \$80,000 is available for start-up costs to establish a permanent EMSC Resource Center related to pediatric emergency medical services. These funds are made available through a continuation grant of the federal government, entitled Addressing the Emergency Medical Needs of Children in Minnesota, from the Maternal and Child Health Bureau, Department of Health and Human Services.

Grant Period: July 1, 1996, through December 31, 1996.

Request for Proposal: Interested parties must complete a Request for Proposal in order to submit a proposal. The Request for Proposal is available from the following address or by calling 612/282-3875.

Emergency Medical Services for Children
MN Department of Health
P.O. Box 64975
St. Paul, MN 55164-0975

Requests for Proposals are due not later than 4:30 p.m., April 22, 1996. The grant will be awarded before June 3, 1996.

Description of Grant Program: The EMSC Resource Center will deliver and coordinate pediatric education for emergency medical services (EMS) personnel at all levels. It will provide research expertise and resources, and technical assistance in pediatrics, emergency medicine, education, and fund development. The EMSC Resource Center will be the state resource for EMSC programs, and will be linked to the EMS Regulatory Board, The Minnesota Department of Health, and the community by providing specialized information and services. Educational and information services include coordinating training delivery, reviewing and revising standard pediatric EMS curricula and providing information to EMS personnel on current and best practices. Research expertise and resources are demonstrated through experience in research studies, and access to personnel and material resources which support continuing research in pediatric emergency medical services. Technical assistance implies access to expertise in the fields identified and the capability of accessing expertise from EMS and other communities. Of particular importance is the ability to continue the EMSC Resource Center through development of other funding sources. This notice does not obligate the Department to fund proposed projects; the right is reserved to modify or cancel the solicitation if it is deemed in the best interest of the State to do so.

Contact Address: The contact address for this grant program, including the Request for Proposal, is: Emergency Medical Services for Children, Minnesota Department of Health, P.O. Box 64975, St. Paul, MN 55164-0975.

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 Administration

STAR Program

Funds Available for Equipment Loans Programs that Provide Technology-Related Assistance

The STAR Program of the Governor's Advisory Council on Technology for People with Disabilities of the Department of Administration invite proposals for the purpose of expanding or creating projects that provide technology-related assistance to unserved people with disabilities in Minnesota by organizations with identifiable programs.

Funds are available to initiate, expand or coordinate assistive technology programs that provide equipment on loan for assessment, trial or training purposes. Total funds available are \$18,500.00. Competition is statewide but limited to Minnesota based organizations. Organizations previously funded by STAR are eligible, however, currently funded organizations under the STAR RATR grants are not eligible for this program.

Applications are due by in the STAR office no later than 4:00 p.m. on April 19, 1996. No fax applications will be accepted. Applications should be sent to Susan Asplund, STAR Program, 300 Centennial Office Building, 658 Cedar Street, St. Paul, Minnesota 55155.

If you have any questions about the process, please contact Susan Asplund at 612/296-9718 or 612/296-9478. For a full application, Greater Minnesota residents may call 1-800-356-3862 or 1-800-356-3895 TTY.

Department of Corrections

Shakopee Facility

Notice of Request for Proposal for Team and Conflict Resolution Facilitator

NOTICE IS HEREBY GIVEN to request proposals for the provision of facilitating team building and conflict resolution sessions with all staff at the Minnesota Correctional Facility at Shakopee. Proposals shall cover the period of May 1, 1996 to December 31, 1996. Proposals must be submitted by 4:00 p.m. on April 1, 1996.

To submit proposals or for additional information, contact:

Ruth Dahl, Personnel Director
Minnesota Correctional Facility - Shakopee
1010 West 6th Avenue
Shakopee, MN 55379
(612) 496-4457

Department of Human Services

Division for Persons with Developmental Disabilities

Request for Proposal to Develop, Provide, and Evaluate Education and Support on Person-Centered Planning and Outcome Based Services for Consumers Participating in the Performance Based Contracting Demonstration Project

The Performance Based Contracting Demonstration Project for ICFs/MR has been undertaken by the Minnesota Department of Human Services to improve the efficiency and effectiveness of service provision for recipients of services from ICFs/MR. The 1993 Omnibus Health & Human Services Bill, Act 4, Section 11, authorized the Department to seek federal authority to waive necessary provisions of ICFs/MR regulations to permit alternative quality assurance mechanisms to be tested on a demonstration basis.

Professional, Technical & Consulting Contracts

The Minnesota Department of Human Services (DHS) is soliciting proposals from qualified parties to develop instructional and resource materials to train trainers in person-centered planning and outcome-based service delivery; to develop and disseminate educational and information resources to advocates, consumers, and providers on person-centered planning, monitoring and evaluating services, self-advocacy, and decision making by consumers; to deliver technical assistance, training, information resources, advocacy services, and support to consumers, families, consumer support networks, advocacy organizations, interested persons, and Quality Enhancement Team members participating in the project; to evaluate the effectiveness how this information and support is provided; and to make recommendations on how to effectively provide this information and support to consumers outside the project and beyond the life of the project.

The materials and resources developed through this project should support the Department's movement towards person-centered, outcome-based planning and support recommendations to the Minnesota Legislature and other state and national audiences for new designs and approaches to quality assurance which improve person-centered, outcome-oriented, relevant quality-of-life planning and support, and individual empowerment of service recipients, through reliable and valid procedures.

This request for proposals 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.

The Department has estimated that the cost of this contract will not exceed \$150,000.00. All proposals must be submitted no later than April 15, 1996.

For a copy of a more detailed explanation of this request for proposals, please contact:

Katherine Finlayson
Department of Human Services
Division for Persons with Developmental Disabilities
444 Lafayette Road
St. Paul, MN 55155-3825
(612) 296-2168

In conjunction with the public notice of this contract, notice of this contract will be provided to the Human Resources offices of all *Minnesota Statutes* 15.091 agencies and the Higher Education Board. Due consideration will be given to any responding employee when the responses to the Request for Proposal are evaluated.

Human Services Department

Request for Information Sought for a Central Facility for Processing Child Support Payments

The State of Minnesota invites qualified vendors to submit information that will assist the state in designing, developing, and implementing a central facility for processing child support payments. Currently, payment handling functions are performed by county child support enforcement agencies which process approximately 150,000 payments per month. State law, at *Minnesota Statutes* 518.5851-.5853, requires the state to centralize these functions in 1997. As part of its data gathering efforts the state would like information in response to the questions below:

- 1) Minnesota wants to operate a Child Support Payment Center (CSPC) in partnership with a private contractor. What components of the operation should be privatized and what components should be operated by the state, for example, employer outreach, employer training, customer service?
- 2) What should be the basis for the charges for which the contractor bills the state? What options are there?
- 3) What types of automated equipment could be used in the payment handling process? Please address the use of stuffers, folders, sorters, mail opening and scanning equipment, and imaging. We would appreciate information on purchase as well as lease options. What are the advantages and disadvantages of having a separate contract for equipment?
- 4) Minnesota already has a contractor to develop its automated system. This system will distribute and record payments made. The contractor working with the child support payment center must work cooperatively with this contractor. If the payment center is to be operated by a private vendor, how long before the payment center begins operations must the contractor be brought in to insure that payment processing begins in a timely manner? If the contractor is to participate in the CSPC planning process, when must the contract begin?
- 5) We want information on invoice design and mailers.
- 6) We invite vendors to provide information on how to assure continuous operation of the CSPC. How should disaster recovery, system integrity and security be addressed for downtime less than 24 hours and more than 24 hours?
- 7) How long will it take to establish a center that is responsible for 1) receipting incoming payments, 2) receipting and disbursing functions.

Professional, Technical & Consulting Contracts

- 8) Please include a paperless record retention and retrieval plan in the material you provide.
- 9) Although no decision has been made, should the state use a separate, stand-alone, system to input payments? Please comment on the advantages and disadvantages of using a stand-alone system.
- 10) Minnesota is considering centralizing the payment handling functions at the same time it implements a new statewide computer system. Under what circumstances would this be not advisable? What are the risks?
- 11) If Minnesota releases a request for proposal to secure contractor services to design, develop, and/or operate its CSPP, is your firm interested in bidding?
- 12) Would you be willing to come to a meeting attended by state personnel and other vendors to discuss the state's centralization plans?

Please submit information by March 31, 1996.

Information and questions should be addressed or directed to:

Wayland Campbell
DHS-CSED
444 Lafayette Road
St. Paul, MN 55155-3846
Phone: (612) 297-1112
FAX: (612) 297-4450

Minnesota State Colleges and Universities

Proposals Sought for Market Research Project: Phase One Focus Groups

Minnesota State Colleges and Universities (MnSCU) is accepting proposals for a series of six focus groups with key opinion leaders in business, philanthropy, media, communities of color, community leaders, and public officials. The focus groups will address issues of awareness, attitudes and perceptions of quality and service, satisfaction levels, educational relevance, and areas of improvement.

The consultant will be responsible for establishing the protocol, recruiting and respondent selection, coordinating facilities, facilitating the group discussion and preparing a report.

The vendor should have experience in focus group research and higher education. Interested vendors should submit a written proposal by 4:00 p.m. on March 27, 1996. The cost of the contract will not exceed \$15,000. Vendors may submit a proposal that includes phase one (opinion leader focus groups) and phase two (state-wide student, graduate and employer surveys).

Copies of the RFP are available from:

James Brown
Director of Marketing
Minnesota State Colleges and Universities
100 Capitol Square
550 Cedar St.
St. Paul, MN 55101
(612) 297-4390

Minnesota State Colleges and Universities

Proposals Sought for Market Research Project: Phase Two State-Wide Study

Minnesota State Colleges and Universities (MnSCU) wishes to develop a comprehensive, state-wide system to evaluate educational programs and services offered at its colleges and universities. The purpose of this project is to provide benchmark information upon which to base organizational decisions, establish program and operational priorities, and measure progress in subsequent years.

The system office is accepting proposals for conducting a state-wide, stratified random sample survey to: 1) determine the images of the three types of colleges, 2) measure customer satisfaction among current students and graduates (one and five years after graduation), and 3) discover how well employer needs are being met. The survey will address issues of awareness, image and perception, key influences, needs, satisfaction levels, quality, educational relevance, and areas of improvement. This study will integrate the findings from six key opinion leader focus groups to help frame the issues and shape the questions for the study. Those findings will be available by April 30, 1996.

The consultant will be responsible for establishing the methodology, designing the surveys, determining sample size, developing the sample list, pretesting, quality control measures, data analysis, and preparing a final report.

The consultant should have experience in large-scale random sample surveying, and reporting. Experience with higher education is preferred. Interested vendors should submit a written proposal by 4:00 p.m. on March 27, 1996. The cost of the contract shall not exceed \$50,000. Vendors may submit a proposal that includes both phase one (opinion leader focus groups) and phase two (state-wide student, graduate and employer surveys).

Copies of the RFP are available by contacting:

Jim Brown
Director of Marketing
MnSCU
550 Cedar St.
St. Paul, MN 55101
(612) 297-4390

Department of Public Safety

Office of Traffic Safety

Request for Proposals for *Safe & Sober* Media Relations

The Department of Public Safety is seeking proposals to provide Minnesota's *Safe & Sober* campaign with publicity to support the planned traffic law enforcement activities, and organize and coordinate the *Safe & Sober* Run.

Details are contained in a Request for Proposals which may be obtained by calling or writing:

Contact: Nancy Franke Skala
Telephone: (612) 297-4515
TTY: (612) 282-6555
Address: Department of Public Safety
Office of Traffic Safety
Suite 100-B Town Square
444 Cedar Street
St. Paul, MN 55101

Estimated cost of the contract is \$45,000.00. The Department will retain an option to extend the contract for two additional years. Final date for submitting proposals is Monday, April 1 by 4:00 PM.

Professional, Technical & Consulting Contracts

Department of Public Safety

Office of Traffic Safety

Request for Proposals for Enforcement Training by Satellite

The Department of Public Safety is seeking proposals to develop, direct and conduct a satellite course on traffic safety law for Minnesota peace officers and to arrange for the broadcast of the course to many sites around the state.

Details are contained in a Request for Proposals which may be obtained by calling or writing:

Contact: Susan J. Palmer
Telephone: (612) 296-8512
TTY: (612) 282-6555
Address: Department of Public Safety
Office of Traffic Safety
Suite 100 B, Town Square
444 Cedar Street
St. Paul, Minnesota 55101

Estimated cost of the contract is \$25,000.00. The Department will retain an option to extend the contract for two additional years. Final date for submitting proposals is Monday, April 1 by 4:00 PM.

State Lottery

Proposals Sought for Annual Report Printing

The Minnesota State Lottery is seeking bids to print the Annual Report. General specifications include: 20 pages, 7.5" x 10", 4-color process plus spot gloss varnish throughout, saddle-stitch, file produced in QuarkXPress 3.3 for Mac on 88Mb SyQuest or 128 3.5" optical disk, trapping should be checked by printer before going to film, all photos and graphics will be in place and should be separated from the Quark file, matchprint proof must be provided and approved before printing, press check also required.

To get a copy of the bid, please contact Susie Kivi, Minnesota State Lottery, (612) 635-8105.

Department of Transportation

Office of Aeronautics

Request for Qualification and Interest Statements from Consultants with Expertise in Aviation System Planning for an Update of the State Aviation System Plan (ASJP)

Request for Consultant Qualifications

The Minnesota Department of Transportation is soliciting statements of interest and qualifications from consulting firms with expertise in aviation system planning for an update of the State Aviation System Plan (SASP). Interested firms are invited to submit statements of interest, experience and qualifications to provide professional services for this project. Only firms with experience in aviation system planning need apply. Submittals should also include a brief statement, not to exceed 10 pages, describing the firm's approach to the various elements of the project. An application for a federal planning grant for the project will be made by the Office of Aeronautics.

Project Description

The project will include 1) an update of the inventory of the present system of 129 publicly-owned airports and air navigation aids in greater Minnesota [i.e., outside the Twin Cities Metro Area], 2) an update of aviation forecast factors, 3) forecasts of Minnesota aviation activity, 4) an assessment, by airport, of Minnesota's aviation system needs and 5) the implementation of a computerized airport data base which includes FAA Form 5010-1 data, project information, etc. Additional studies will be included on: 1) the economic impact of aviation on greater Minnesota; 2) air freight in Minnesota; 3) a survey of Minnesota aircraft owners on aircraft usage and equipment and 4) an air service study.

Professional, Technical & Consulting Contracts

Consultant Selection

Firms will be ranked by a selection committee based on their submittal. Up to six firms will be chosen to be interviewed before the final selection is made. It is anticipated that the project will begin as soon as a consultant is selected and the contract executed.

Special Conditions

1. Planning will be in full accordance with the specifications of the State of Minnesota and the Federal Aviation Administration.
2. Disadvantage Business Enterprise (DBE) goals are anticipated for this project. Both federal and state regulations on discrimination will apply. The selected firm must have a certificate of compliance, or an exemption, from the Minnesota Department of Human Rights.
3. The Minnesota Department of Transportation and the FAA assume no obligation for any expenses incurred by a respondent to this solicitation.

Five copies of the statements of interest and qualifications should be submitted to the Minnesota Department of Transportation, Office of Aeronautics, 222 East Plato Boulevard, St. Paul, MN 55107, ATTN Richard Theisen. Questions about this notice should be directed to Richard Theisen at the Office of Aeronautics; phone: (612) 296-2552. Submittal of statements of interest and qualifications will be accepted until 4:30 PM CST on March 29, 1996.

Department of Transportation

Engineering Services Division

The Minnesota Department of Transportation is Seeking Qualification and Interest (Q&I) Statements from Consultants Interested in Performing Computer Visualization

This service may include visualization ranging from a simple photo montage to a full animated video. Some imagery may involve the use of a three dimensional wireframe graphic model.

This is anticipated to be a T-contract program which will include several companies selected to execute a master agreement, under which specific projects would be assigned as need is identified. This program is estimated at about one million dollars for a duration of approximately two years.

Interested consultants may send for Request for Qualifications and Interest by writing or faxing:

Mr. Gabriel S. Bodoczy, P.E.
Consultant Agreements Unit
Minnesota Department of Transportation
395 John Ireland Boulevard, Room 721, Mail Stop 680
St. Paul, Minnesota 55155
Attention: Linda Moline
Fax: (612) 282-5127

Qualification and Interest Statements must be received at the above address no later than 2:00 P.M. on Tuesday, April 16, 1996. No time extensions will be granted.

Firms will be short listed from this solicitation. Selected firms may be requested to demonstrate their visualization skills.

The successful responders will be required to submit acceptable evidence of compliance with worker's compensation insurance coverage requirements prior to execution of the contract.

In accordance with *Minnesota Rules* Part 1230.1910, certified Targeted Group Businesses and individuals submitting as prime contractors will receive the equivalent of a 6% preference in the evaluation, and certified Economically Disadvantaged Businesses and individuals submitting as prime contractors will receive the equivalent of 4% preference in the evaluation.

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

Non-State Public Bids, Contracts & Grants

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

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

Metropolitan Council

Environmental Services (MCES)

Public Notice for Letters Of Interest for Professional Services in Support of In-House Projects

The MCES is soliciting qualifications from parties interested in providing Professional Services in Support of In-House Projects. The MCES intends to engage firms with specific Areas of Expertise in the disciplines of Civil/Environmental, Mechanical, Electrical, and Structural to complement its own staff in supporting its Business Units (MWWTP, Regional WWTP, and Interceptors). Up to 12 firms will be prequalified and placed on retainer-type contracts of not to exceed \$100,000 annually.

The type of work envisioned for these firms includes providing technical assistance to MCES staff during those times periods when staff's experience does not include a specific area of engineering and/or when staff resources are insufficient to complete a project in a timely manner.

Firms interested in being considered for this work and wishing to receive an RFQ package are invited to submit a Letter Of Interest to:

Administrative Assistant, Contracts & Documents
Metropolitan Council Environmental Services
230 East Fifth Street
Mears Park Centre
St. Paul, MN 55101

All inquiries regarding this RFQ are to be addressed to Rick Biddle at (612) 229-5012.

Metropolitan Council

Transit Operations

Proposal Sought for Contract Programming Services

NOTICE IS HEREBY GIVEN that the Metropolitan Council Transit Operations will receive proposals at the office of the Metropolitan Council Transit Operations, 560 Sixth Avenue North, Minneapolis, Minnesota 55411-4398, until 4:30 p.m., March 18, 1996 for contract programming services.

All plans, specifications, and proposals are available from the Metropolitan Council Transit Operations at the above noted address or phone (612) 349-7662.

The Metropolitan Council Transit Operations reserves the right to reject all proposals. Contractor will be required to comply with all applicable Equal Employment Opportunity laws and regulations.

All proposers will be required to certify that they are not on the Comptroller General's List of Ineligible Contractors.

It is the MCTO's policy to award a reasonable portion of all procurements to Targeted Group Businesses (TGB's). "Targeted Group Business" means a small business designated by the Minnesota Department of Administration under *Minnesota Statute* 16.B.19, that is majority owned and operated by women, disabled persons, or minorities. The MCTO encourages all certified TGB's as well DBE's, Disadvantaged Business Enterprises, to submit proposals for this contract.

The Metropolitan Council Transit Operations hereby notifies all proposers that in regard to any contract entered into pursuant to this Request for Proposals, Targeted Group Businesses and Disadvantaged Business Enterprises will be afforded full opportunity to submit proposals in response, and will not be subject to discrimination on the basis of race, color, sex or national origin in consideration for an award.

Dated: 29 February 1996

Wild About Birds

The DNR Bird Feeding Guide

ISBN 0-9647451-0-0

Carrol L. Henderson, Supervisor of the Non-Game Wildlife Program at Minnesota's Department of Natural Resources, shares his knowledge and appreciation for the natural habitats and traits of the wild birds who, with a little help from us, can thrive in spite of a rapidly changing landscape. Written in the same instructive manner as his popular books "Woodworking for Wildlife" and "Landscaping for Wildlife," "Wild About Birds: The DNR Bird Feeding Guide" provides techniques used by the author to double the number of species using his feeders. Includes woodshop basics for construction of 26 different feeders and tips on 44 types of food, plus detailed descriptions and photos of almost all the feeder-using species east of the Rocky Mountains - 69 in all. There's even a section on some of the unusual and unexpected wild visitors that may show up for a free meal. Over 425 color photographs, illustrations and diagrams make "Wild About Birds" a great reference manual, display book or gift. Ideal for the ornithologist, woodworker, or backyard birdwatcher. Spiral bound, 288 pages. **Stock Number 9-24 \$19.95**

Also by Henderson...

Landscaping for Wildlife

Revised, spiral-bound edition of our best-selling guide to landscaping your property to attract wildlife is now available! This book offers easy-to-follow, affordable landscape plans specifically geared for the Midwest climate. Attract everything from butterflies to hummingbirds, cardinals to wood ducks and deer. Features 185 color photos and numerous diagrams and charts. 138pp. plus index. (MN Dept. of Natural Resources, 1994) **Stock No. 9-15 \$10.95**



Woodworking for Wildlife

Revised and expanded in 1992, *Woodworking for Wildlife* is now full-color and spiral bound. Features numerous diagrams for building shelters for birds and mammals. Includes plans for the Peterson bluebird house, bat houses, platforms for the great horned owl, wood duck nest boxes, and more. Offers information on 50 species of birds and mammals. 111pp. (MN Dept. of Natural Resources, 1994) **Stock No. 9-14 \$9.95**

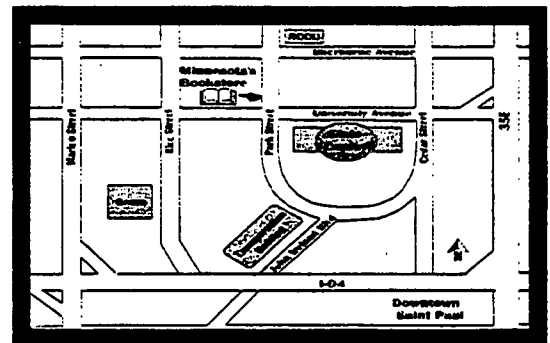
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