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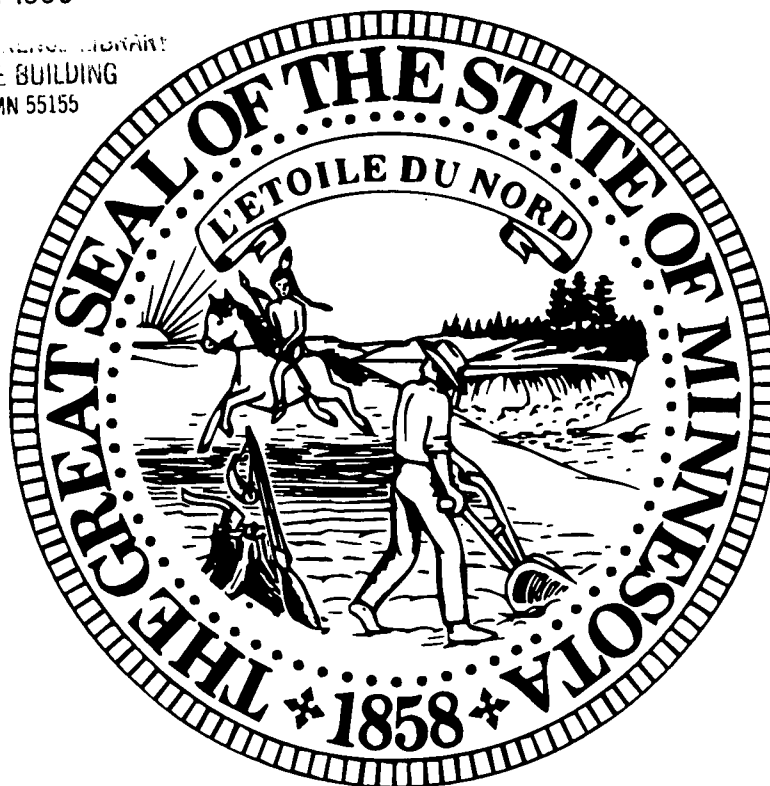
P182

The Minnesota
**State
Register**

R E C E I V E D

AUG 18 1995

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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 21 August 1995

Volume 20, Number 8

Pages 335-366

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
# 8	Monday 21 August	Monday 7 August	Monday 14 August
# 9	Monday 28 August	Monday 14 August	Monday 21 August
# 10	Tuesday 5 September	Monday 21 August	Monday 28 August
# 11	Monday 11 September	Monday 28 August	Friday 1 September

Arne H. Carlson, Governor 612/296-3391	Hubert H. Humphrey III, Attorney General 612/297-4272	Joan Anderson Growe, Secretary of State 612/296-2079
Joanne E. Benson, Lt. Governor 612/296-3391	Judi Dutcher, State Auditor 612/297-3670	Michael A McGrath, State Treasurer 612/296-7091
Department of Administration:	Print Communications Division:	Jane E. Schmidley, Acting Editor 612/297-7963
Elaine S. Hansen, Commissioner 612/296-1424	Kathi Lynch, Director 612/297-2553	Paul Hoffman, Assistant Editor 612/296-0929
Robert A Schroeder, Asst. Commissioner 612/297-4261	Mary Mikes, Manager 612/297-3979	Debbie George, Circulation Manager 612/296-0931

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To submit notices for publication in the *State Register*, contact the editor listed above. The charge is \$80.00 per page, billed in tenths of a page (columns are seven inches wide). About 2-1/2 pages typed double spaced on 8-1/2"x11" paper equal one typeset page in the *State Register*. Submit two copies of your notice, typed double spaced, with a letter on your letterhead stationery requesting publication date. Send to the *State Register* at the address listed below.

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- *State Register* (published every Monday, or Tuesday if Monday is a holiday) One year subscription: \$150.00
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- 13-week trial subscription which includes both the *State Register* and *Contracts Supplement*. \$60.00
- Single issues are available for a limited time: *State Register* \$3.50, *Contracts Supplement* 50¢. Add shipping charge of \$3.00 per order.
- "Commodity Contract Awards Reports," - lists awards of contracts and bids published in the Tuesday-Wednesday-Friday "Contracts Supplement" - published every two weeks, \$5.00 per individual report, plus \$3.00 shipping if applicable. Order stock # 99-42. Six-month subscriptions cost \$75.00. Appears every two weeks. Order stock # 90-14. Available in hard copy format only.
- "Professional-Technical-Consulting Award Reports," - published each month listing the previous month's awards of contracts and RFPs that appeared in the Monday edition of the "State Register." Individual copies are \$15.00 per report, plus \$3.00 shipping if applicable. Order stock # 99-43. Six-month subscriptions cost \$75.00. Appears monthly. Order stock number 90-15. Available in hard copy format only.

FOR LEGISLATIVE NEWS

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

SENATE

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

Perspectives—Publication about the Senate.

Session Review—Summarizes actions of the Minnesota Senate.

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

HOUSE

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

This Week—weekly interim bulletin of the House.

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

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

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Individual awards can be obtained from the **Materials Management Helpline** 612/296-2600.

Minnesota Rules: Amendments and Additions

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

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

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

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

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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.

Department of Health

Adopted Permanent Rules Relating to Procedures for Exceptions to Nursing Home Bed Moratorium

The rules proposed and published at *State Register*, Volume 19, Number 48, pages 2299-2307, May 30, 1995 (19 SR 2299), are adopted as proposed.

Board of Veterinary Medicine

Adopted Permanent Rules Relating to Veterinary License Fees

The rules proposed and published at *State Register*, Volume 19, Number 46, pages 2243-2245, May 15, 1995 (19 SR 2243), are adopted with the following modifications:

Rules as Adopted

9100.0500 INITIAL AND RENEWAL FEE.

Subpart 1. **Required for licensure.** Each person now licensed to practice veterinary medicine in this state, or who becomes licensed by the Board of Veterinary Medicine to engage in the practice, shall pay an initial fee or a biennial license renewal fee if the person wishes to practice veterinary medicine in the coming two-year period or remain licensed as a veterinarian. A licensure period begins on March 1 and expires the last day of February two years later. A licensee with an even-numbered license shall renew by March 1 of even-numbered years and a licensee with an odd-numbered license shall renew by March 1 of odd-numbered years. For 1996 license renewals, licensees with an even-numbered license shall renew for two years. Licensees with an odd-numbered license shall renew for one year and commence renewal for a two-year period in 1997.

Subp. 2. **Amount.** The initial licensure fee and the biennial renewal fee is \$100 and must be paid to the executive director of the board on or before March 1 of the first year of the biennial license period. By January 1 of the first year for which the biennial renewal fee is due, the board shall issue a renewal application to each current licensee to the last address maintained in the board file. Failure to receive this notice does not relieve the licensee of the obligation to pay renewal fees so that they are received by the board on or before the renewal date of March 1.

Initial licenses issued after the start of the licensure renewal period are valid only until the end of the period. ~~At the discretion of the board, the initial license fee may be reduced on a pro rata basis for initial licenses issued after the beginning of the licensure period.~~

Executive Department

Emergency Executive Order 95-9 Providing for Assistance to Carlton County Sheriff

I, ARNE H. CARLSON, GOVERNOR OF THE STATE OF MINNESOTA, by virtue of the authority vested in me by the Constitution and the applicable statutes, do hereby issue this Emergency Executive Order:

WHEREAS, the Sheriff of Carlton County, Minnesota, has requested assistance in searching for a missing 71-year-old man; and

WHEREAS, the Carlton County Sheriff has conducted an aerial search, a dog search, and a foot search of the area with unsuccessful results; and

WHEREAS, Carlton County does not have adequate personnel and equipment to continue and immediate and effective search;

NOW, THEREFORE, I hereby order that:

1. The Adjutant General of Minnesota order to active duty on or about August 5, 1995, in the service of the State, such personnel and equipment of the military forces of the State as required and for such period of time as necessary to assist and support the Carlton County Sheriff in searching for the lost man.
2. The cost of subsistence, transportation, fuel, pay, and allowances of said individuals shall be defrayed from the general fund of the State as provided for in *Minnesota Statutes* 1994, Sections 192.49, subd. 1, 192.51, and 192.52.

Pursuant to *Minnesota Statutes* 1994, Section 4.035, subd. 2, this Order shall be effective immediately and shall remain in effect until such date as elements of the military forces of the State are no longer required.

IN TESTIMONY WHEREOF, I have set my hand this ninth day of August, 1995.

Arne H. Carlson
Governor

Filed According to Law:

Joan Anderson Growe
Secretary of State

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 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 **August 30, 1995**, 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 320 acres with buildings** located in **Section 14, Marshfield Township, Lincoln County, Minnesota** on behalf of **Jeffrey & Brenda Kirk**, a married couple (the Borrowers). The maximum aggregate face amount of the proposed bond issue is **\$210,000.00**. 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: 2 August 1995

Jim Boerboom
RFA Director

NOTICE IS HEREBY GIVEN that a public hearing will be held on **August 30, 1995**, 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 123 acres of bare farmland** located in **Section 7 & 18, Nicollet Township, Nicollet County, Minnesota** on behalf of **Randy & Sara Bode**, a married couple (the Borrowers). The maximum aggregate face amount of the proposed bond issue is **\$156,528.00**. 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: 2 August 1995

Jim Boerboom
RFA Director

NOTICE IS HEREBY GIVEN that a public hearing will be held on **August 30, 1995**, 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 200 acres of bare farmland** located in **Section 33, Christiana Township, and Section 10, Belmont Township, Jackson County, Minnesota** on behalf of **Eric G. Hansen**, 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: 2 August 1995

Jim Boerboom
RFA Director

Board of Dentistry

Notice of Solicitation of Outside Information or Opinions Regarding Possible Amendments to Minnesota Rules parts 3100.0100, 3100.2000, and 3100.4100 - 3100.4500

Pursuant to a new law which went into effect on May 26, 1995, agencies are required to publish notice of proposed rulemaking 60 days prior to publishing a Notice of Intent to Adopt or a Notice of Hearing.

NOTICE IS HEREBY GIVEN that the Minnesota Board of Dentistry is soliciting comments from the public on possible revisions to its rules relating to continuing dental education (CDE). Groups and individuals likely to be affected by these rules would be current CDE sponsors; individuals or organizations seeking approval as CDE sponsors; dentists; dental hygienists; and registered dental assistants. The Minnesota Board of Dentistry does not intend to appoint an advisory committee or advisory task force to comment on the proposed revisions.

You may obtain a copy of the Board's draft proposal by calling the Board office at (612) 642-0581 or MN Relay Service for Hearing and Speech Impaired **ONLY** at (612) 297-5353 or (800) 627-3529 or by writing to:

Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St Paul, Minnesota 55114

Written comments on the possible proposed rule will be accepted until further notice or until a Notice of Public Hearing or Notice of Intent to Adopt Rules without a Public Hearing is published in the *State Register*. Written comments should be mailed to Patricia H. Glasrud, Executive Director, at the above address.

Dated: 2 August 1995

Patricia H. Glasrud
Executive Director

Board of Dentistry

Notice of Solicitation of Outside Information or Opinions Regarding Development of a Rule Relating to Minimum Recordkeeping Requirements

Pursuant to a new law which went into effect on May 26, 1995, agencies are required to publish notice of possible rulemaking proposals 60 days prior to publishing a Notice of Intent to Adopt or a Notice of Hearing.

NOTICE IS HEREBY GIVEN that the Minnesota Board of Dentistry is soliciting comments from the public on a proposed rule relating to minimum recordkeeping requirements. Groups and individuals likely to be affected by these rules would be dentists, dental hygienists, registered dental assistants. The Minnesota Board of Dentistry has appointed an advisory task force to comment on the proposed rule consisting of the following individuals: Dr. Willis Irons, Dr. Ronald Geistfeld, Dr. Paul Arneson, Dr. John Wittenstrom, Dr. Edward Kishel, Dr. John Conry, Donna Biedron, DH, Susan Douglass, RDA, Mr. Richard Diercks, Mr. Frank Fly, and Ms. Patricia Glasrud.

You may obtain a copy of the Board's draft proposal by calling the Board office at (612) 642-0581 or MN Relay Service for Hearing and Speech Impaired **ONLY** at (612) 297-5353 or (800) 627-3529 or by writing to:

Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St Paul, Minnesota 55114

Written comments on the possible proposed rule will be accepted until further notice or until a Notice of Public Hearing or Notice of Intent to Adopt Rules without a Public Hearing is published in the *State Register*. Written comments should be mailed to Patricia H. Glasrud, Executive Director, at the above address.

Dated: 2 August 1995

Patricia H. Glasrud
Executive Director

Official Notices

Board of Dentistry

Notice of Solicitation of Outside Information or Opinions Regarding Development of a Rule Relating to Licensure of Faculty and Resident Dentists

Pursuant to a new law which went into effect on May 26, 1995, agencies are required to publish notice of possible rulemaking proposals 60 days prior to publishing a Notice of Intent to Adopt or a Notice of Hearing.

NOTICE IS HEREBY GIVEN that the Minnesota Board of Dentistry is soliciting comments from the public on a proposed rule relating to licensure of faculty and resident dentists at the University of Minnesota-School of Dentistry. Groups and individuals likely to be affected by these rules would be faculty and resident dentists at the University of Minnesota-School of Dentistry. The Minnesota Board of Dentistry does not intend to appoint an advisory committee or advisory task force to comment on the possible proposed rule.

You may obtain a copy of the Board's draft proposal by calling the Board office at (612) 642-0581 or MN Relay Service for Hearing and Speech Impaired **ONLY** at (612) 297-5353 or (800) 627-3529 or by writing to:

Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St Paul, Minnesota 55114

Written comments on the possible proposed rule will be accepted until further notice or until a Notice of Public Hearing or Notice of Intent to Adopt Rules without a Public Hearing is published in the *State Register*. Written comments should be mailed to Patricia H. Glasrud, Executive Director, at the above address.

Dated: 2 August 1995

Patricia H. Glasrud
Executive Director

Board of Dentistry

Notice of Solicitation of Outside Information or Opinions Regarding Possible Amendments to Minnesota Rules parts 3100.2000, 3100.4100, and 3100.8500

Pursuant to a new law which went into effect on May 26, 1995, agencies are required to publish notice of proposed rulemaking 60 days prior to publishing a Notice of Intent to Adopt or a Notice of Hearing.

NOTICE IS HEREBY GIVEN that the Minnesota Board of Dentistry is soliciting comments from the public on possible revisions to its rules relating to limited registration. Groups and individuals likely to be affected by these rules would be dentists, dental hygienists, registered dental assistants and other allied health professionals employed in dental offices. The Minnesota Board of Dentistry does not intend to appoint an advisory committee or advisory task force to comment on the proposed revisions.

You may obtain a copy of the Board's draft proposal by calling the Board office at (612) 642-0581 or MN Relay Service for Hearing and Speech Impaired **ONLY** at (612) 297-5353 or (800) 627-3529 or by writing to:

Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St Paul, Minnesota 55114

Written comments on the possible proposed rule will be accepted until further notice or until a Notice of Public Hearing or Notice of Intent to Adopt Rules without a Public Hearing is published in the *State Register*. Written comments should be mailed to Patricia H. Glasrud, Executive Director, at the above address.

Dated: 2 August 1995

Patricia H. Glasrud
Executive Director

Board of Dentistry

Notice of Solicitation of Outside Information or Opinions Regarding Possible Amendments to Minnesota Rules parts 3100.1400, 3100.4200, 3100.6300, 3100.7000, 3100.8400 and 3100.9300

Pursuant to a new law which went into effect on May 26, 1995, agencies are required to publish notice of proposed rulemaking 60 days prior to publishing a Notice of Intent to Adopt or a Notice of Hearing.

NOTICE IS HEREBY GIVEN that the Minnesota Board of Dentistry is soliciting comments from the public on possible revisions to its rules relating to: (1) licensure by credentials; (2) reinstatement of licensure or registration; (3) safety and sanitary conditions for dental offices (CPR training), and (4) advertising dental specialty practice. Groups and individuals likely to be affected by these rules would be dentists, dental hygienists, registered dental assistants and licensure by credentials candidates. The Minnesota Board of Dentistry does not intend to appoint an advisory committee or advisory task force to comment on the proposed revisions.

You may obtain a copy of the Board's draft proposal by calling the Board office at (612) 642-0581 or MN Relay Service for Hearing and Speech Impaired **ONLY** at (612) 297-5353 or (800) 627-3529 or by writing to:

Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St Paul, Minnesota 55114

Written comments on the possible proposed rule will be accepted until further notice or until a Notice of Public Hearing or Notice of Intent to Adopt Rules without a Public Hearing is published in the *State Register*. Written comments should be mailed to Patricia H. Glasrud, Executive Director, at the above address.

Dated: 2 August 1995

Patricia H. Glasrud
Executive Director

Board of Dentistry

Notice of Solicitation of Outside Information or Opinions Regarding Possible Amendments to Minnesota Rules parts 3100.1300, 3100.8500, and 3100.8700

Pursuant to a new law which went into effect on May 26, 1995, agencies are required to publish notice of proposed rulemaking 60 days prior to publishing a Notice of Intent to Adopt or a Notice of Hearing.

NOTICE IS HEREBY GIVEN that the Minnesota Board of Dentistry is soliciting comments from the public on possible revisions to its rules relating to duties of registered dental assistants and dental hygienists. Groups and individuals likely to be affected by these rules would be dentists, dental hygienists, registered dental assistants and the general public. The Minnesota Board of Dentistry does not intend to appoint an advisory committee or advisory task force to comment on the proposed revisions.

You may obtain a copy of the Board's draft proposal by calling the Board office at (612) 642-0581 or MN Relay Service for Hearing and Speech Impaired **ONLY** at (612) 297-5353 or (800) 627-3529 or by writing to:

Minnesota Board of Dentistry
2700 University Avenue West, Suite 70
St Paul, Minnesota 55114

Written comments on the possible proposed rule will be accepted until further notice or until a Notice of Public Hearing or Notice of Intent to Adopt Rules without a Public Hearing is published in the *State Register*. Written comments should be mailed to Patricia H. Glasrud, Executive Director, at the above address.

Dated: 2 August 1995

Patricia H. Glasrud
Executive Director

Official Notices

State Board of Education

Notice of Intent to Solicit Outside Information Regarding Proposed Rule Governing Licensure of School Personnel

NOTICE IS HEREBY GIVEN that the Minnesota State Board of Education (Board) is seeking information or opinions from outside sources in preparing to propose the adoption of rules governing the licensure qualifications of school administrators including superintendents, principals, directors of special education, community education directors, and vocational program directors. The adoption of these rules is authorized by *Minnesota Statutes*, Section 125.05, which authorizes the Board to license administrators and to adopt rules for such licensure. This revision is also authorized by *Laws of Minnesota 1993*, Chapter 224, Article 12, Section 34 and *Laws of Minnesota 1995*, First Special Session, Chapter 3, Article 8, Sections 15 and 16.

The subject matter that may be considered by the Board when rules are proposed include, but is not limited to, licensure requirements for superintendents, principals, coaches, and other administrators licensed by the Board.

The Board anticipates the rulemaking process for these rules to be completed by December 31, 1995.

The groups and individuals most likely to be affected include those school administrators, as defined above, initially licensed by the Board after July 1, 1996. These rules will not affect those licensed prior to July 1, 1996.

The Board requests information and opinions concerning the subject matter of the rules. Interested persons or groups may submit data, or views in writing or orally. Written or verbal statements or comments should be directed to:

George B. Droubie, Team Leader
Personnel Licensing
Minnesota Department of Education
610 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
Telephone: (612) 296-2046
FAX (612) 282-2403 TDD/TTY (612) 297-2094

Oral statements will be received during regular business hours, 7:50 a.m. to 4:20 p.m., Monday through Friday. FAX is available 24 hours a day.

All statements of information and opinion will be accepted until October 13, 1995. Any written materials received by the Board shall become part of the rulemaking record.

To obtain copies of the preliminary draft of the rules, make a written or verbal request to the address or the telephone or FAX number above.

Dated: 14 August 1995

Marsha Gronseth
Executive Director
State Board of Education

Department of Health

Occupational and Systems Compliance Division

Notice of Solicitation of Outside Information or Opinions Regarding Development of Rules Governing Essential Community Providers

Introduction. Notice is hereby given that the State Department of Health is seeking information or opinions from sources outside the Department in preparing to propose the adoption of rules governing Essential Community Providers (ECPs). The adoption of the rules is authorized by *Minnesota Statutes*, section 62Q.19, Subd. 7, which states: "By January 1, 1996, the commissioner shall adopt rules for establishing essential community providers and for governing their relationship with health plan companies. The commissioner shall also identify and address any conflict of interest issues regarding essential community provider designation for local governments. The rules shall require health plan companies to comply with all provisions of section 62Q.14 with respect to enrollee use of essential community providers."

Subject Matter. The rules will address the following subjects: definitions; application form and fee; criteria for designation by the commissioner; contracts between health plan companies and ECPs; dispute resolution; information to enrollees; annual reports; enforcement provisions. In addition, other subjects may also be addressed.

Groups And Individuals Likely To Be Significantly Affected. Any health care provider or facility which serves clients who fall within the definition of high risk or special needs populations contained in *Minnesota Statutes* 62Q.07, Subd. 2(e) may be significantly affected. Any federally qualified health center or rural health clinic may be significantly affected. Any community health board may be significantly affected. Any health plan company may be significantly affected. Any individual who falls within the definition of high risk or special needs populations may be significantly affected.

Where, When, And How To Comment. Interested persons or groups may submit comments on ECP rules in writing or orally. Comments may be submitted until further notice is published in the *State Register* that the Department intends to adopt the rules. No advisory committee will be formed.

How To Obtain Drafts Of Any Proposal. The Department has drafted preliminary rules which may be obtained by contacting Marge Takash, Minnesota Department of Health, Occupational and Systems Compliance Division, 121 East 7th Place, P.O. Box 64975, St. Paul, Minnesota 55164, 612-282-5615.

Agency Contact Person. The State Department of Health requests information and opinions concerning the subject matter of the rules. Interested persons or groups may submit data or views in writing or orally. Written statements should be addressed to: Irene Goldman, Minnesota Department of Health, Occupational and Systems Compliance Division, 121 East 7th Place, P.O. Box 64975, St. Paul, Minnesota 55164, fax 612-282-3839. Oral statements will be received during regular business hours over the telephone at 612-282-6327 and in person at the above address. TDD users may call the Minnesota Department of Health at 612/623-5522.

Deadline For Submission; Written Material Becomes Part Of Rulemaking Record. All statements of information and opinions will be accepted until further notice is published in the *State Register* that the Department intends to adopt or to withdraw the rules. Any written material received by the Department will become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rules are adopted.

Dated: 11 August 1995

Anne M. Barry, Commissioner
Department of Health

Department of Health

Occupational and Systems Compliance Division

Notice of Solicitation of Outside Information or Opinions Regarding Development of Rules Governing Integrated Service Networks

Introduction. Notice is hereby given that the State Department of Health is seeking information or opinions from sources outside the Department in preparing to propose the adoption of rules governing Integrated Service Networks (ISNs). The adoption of the rules is authorized by *Minnesota Statutes*, section 62N.05, which states: "The commissioner, in consultation with the commission, may adopt emergency and permanent rules to establish more detailed requirements governing integrated service networks in accordance with this chapter."

Subject Matter. The rules will address the following subjects: definitions; service areas and access to services; emergency care requirements; dependent coverage; termination of coverage; open enrollment, individual coverage; quality program; enrollee rights; evidence of coverage; application for license; application fee; licensure requirements. In addition, other subjects may also be addressed.

Groups And Individuals Likely To Be Significantly Affected. Any health care provider or facility may be significantly affected. Any health plan company may be significantly affected.

Where, When, And How To Comment. Interested persons or groups may submit comments on ISN rules in writing or orally. Comments may be submitted until further notice is published in the *State Register* that the Department intends to adopt the rules. The Advisory Task Force on Recodification and Reform of Health Care Law may serve as an advisory committee on ISN rules for the department.

How To Obtain Drafts Of Any Proposal. The Department has drafted preliminary rules which may be obtained by contacting

Official Notices

Marge Takash, Minnesota Department of Health, Occupational and Systems Compliance Division, 121 East 7th Place, P.O. Box 64975, St. Paul, Minnesota 55164, 612-282-5615.

Agency Contact Person. The State Department of Health requests information and opinions concerning the subject matter of the rules. Interested persons or groups may submit data or views in writing or orally. Written statements should be addressed to: Patricia Sifferle, Minnesota Department of Health, Occupational and Systems Compliance Division, 121 East 7th Place, P.O. Box 64975, St. Paul, Minnesota 55164, fax 612-282-3839. Oral statements will be received during regular business hours over the telephone at 612-297-3911 and in person at the above address. TDD users may call the Minnesota Department of Health at 612/623-5522.

Deadline For Submission; Written Material Becomes Part Of Rulemaking Record. All statements of information and opinions will be accepted until further notice is published in the *State Register* that the Department intends to adopt or to withdraw the rules. Any written material received by the Department will become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rules are adopted.

Dated: 11 August 1995

Anne M. Barry, Commissioner
Department of Health

Department of Human Services

Family and Children's Services Division

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rules Governing Adoption and the State Adoption Assistance Program, *Minnesota Rules*, Parts 9560.0010 to 9560.0180

The State Department of Human Services hereby gives notice that it seeks information or opinions from sources outside the agency in preparing to propose amendments to the rules governing Adoption and the State Adoption Assistance Program. The amendments to the rules are authorized by *Minnesota Statutes*, sections 259.67, subdivision 10, 259.87, 259.75, subdivision 9, 257.066, and 256.01, subdivision 2, clauses (3) and (6), which permit the agency to make rules regarding adoption, adoption assistance, record keeping requirements for child placing agencies, the state adoption exchange, child protection, and conformance with federal regulations in the use of federal funds.

During the course of the rule amendment process the department will consider principally the portion of the rules related to the State Adoption Assistance Program, revise definitions as needed, and make technical changes to the rule. Parties affected by the rule are child placing agencies, adoptive parents, adopted children, local social service agencies, providers of services to adoptive children and parents, and potential recipients of adoption assistance. The department will form an advisory task force to aid in amending the rule.

The department anticipates that the rule adoption process will take an additional nine months.

The department requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally and may request a copy of the proposed amendments. Please address written comments or requests for copies of the proposed amendment to: Robert Klukas, Department of Human Services, 444 Lafayette Road, St. Paul, Minnesota 55155-3816. He will receive oral statements during regular business hours over the telephone at (612) 296-2794 and in person at the above address.

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

Dated: 11 August 1995

Robert Klukas
Rules Unit
Department of Human Services

Department of Labor and Industry

Labor Standards Division

Notice of Prevailing Wage Certifications for Commercial Construction Projects

Effective August 21, 1995 prevailing wage rates were determined and certified for commercial construction projects in the following counties:

Clay: Moorhead Municipal Airport FBOIT Hanger Construction-Moorhead.

Crow Wing: Crosby Firehall Addition-Crosby.

Hennepin: Eden Prairie Lighting Retrofit-Eden Prairie; HCMC "B" Building HVAC Upgrades-Minneapolis; Phase 3 Primary Electrical Distribution System Upgrade-MSP International Airport; Elevator Installation Lindbergh Terminal-MSP International Airport; University of Minnesota/Kolthoff Hall/Cooling Tower Replacement-Minneapolis.

Koochiching: Boiler Rebuilding at Rainy River C.C.-International Falls.

McLeod: Hutchinson Area Fisheries Hdqrs Reroofing-Near Hutchinson.

Mower: LeRoy Firehall-LeRoy.

Nicollet: Roof Repairs Bldgs 4, 25 & 2 at St Peter Regional Treatment Ctr-St Peter.

Olmsted: ADA Improvements Rochester Community College-Rochester.

Polk: New Flyer Industries of America-Crookston.

Ramsey: Technology Installation Central High School-St Paul; Accessible Unisex Toilet Alexander Ramsey House-St Paul; Storm Sewer Separation Capitol Square Building-St Paul; Attorney Generals Office Renovation Minnesota State Capitol-St Paul.

Copies of the certified wage rate for these projects may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road, St. Paul, Minnesota 55155-4306. The charge for the cost of copying and mailing are \$1.36 per project. Make check or money order payable to the State of Minnesota.

Gary W. Bastian, Commissioner

Department of Labor and Industry

Workers' Compensation Division

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rules Governing the Collectively Bargained Agreements Program

NOTICE IS HEREBY GIVEN that the Commissioner of the Department of Labor and Industry is seeking information or opinions from sources outside the agency in preparing to propose rules relating to the use of collectively bargained agreements for the establishment of certain procedures and obligations relating to providing workers compensation benefits.

Subject of Rules and Statutory Authority. The proposed rules will allow for the implementation of legislation that authorizes the use of collectively bargained agreements between qualified employers and the certified and exclusive representative of its employees. These agreements may establish certain procedures and obligations relating to providing workers' compensation benefits. This program is available to the construction industry as a whole, and for up to ten public and ten private employers outside of the construction industry through a pilot program. The purpose of these proposed rules is to implement the legislation; to establish the selection criteria for the pilot program; to define the manner in which the information required by this section must be reported to the agency; and, to define terms used in this section.

The adoption of the rule is authorized by *Laws of Minnesota for 1995*, Chapter 231, Article 2, Section 71, to be coded as *Minnesota Statutes*, section 176.1812, subdivision 7, which permits the agency to adopt rules necessary to implement this section, and *Minnesota Statutes* section 175.171.

Parties Affected by the Rules. The primary parties affected by the rules are qualified employers as defined in this section, and their employees, who enter into a collectively bargained agreement that establishes certain procedures and obligations relating to workers' compensation. Workers' compensation insurers, health care providers and rehabilitation providers and other service providers in the workers' compensation system may also be affected by the rules.

Official Notices

Comments and Agency Contact Person. The Minnesota Department of Labor and Industry, Workers' Compensation Division requests information and opinions concerning the subject matter of the rules. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be mailed or faxed to:

Kevin Gregerson
Collective Bargaining Program
Minnesota Department of Labor and Industry
443 Lafayette Road North
St. Paul, Minnesota 55155
FAX: (612) 297-7098

Oral statements will be received during regular business hours over the telephone at (612) 297-3107 and in person at the above address. All statements or information will be accepted until further notice is published in the *State Register*. However, parties are encouraged to submit written comments before November 30, 1995.

The Department of Labor and Industry does not currently have a draft of the rules prepared. If you wish to receive a draft when it is prepared, or if you wish to be placed on the agency's workers' compensation rule mailing list, please contact the person listed above. All written material shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rules are adopted.

Dated: 14 August 1995

Gary W. Bastian
Commissioner

Bureau of Mediation Services

Amended Notice of Solicitation of Outside Information or Opinions Regarding Proposed Changes in Rules Relating to Arbitration Roster

Amended notice is hereby given that the Bureau of Mediation Services (BMS) is seeking information or opinions from sources outside the BMS in preparation for proposing changes in the rules relating to the arbitration roster maintained by the BMS. This Amended Notice of Solicitation of Outside Information or Opinions Regarding Proposed Changes in Rules Relating to Arbitration Roster supersedes the previous Notice of Solicitation of Outside Information or Opinions Regarding Proposed Changes in Rules Relating to Arbitration Roster as published in the *State Register* on July 10, 1995, page 45.

Proposed changes in the rules will be limited to editorial and procedural amendments intended to update and clarify existing rules. Additionally, certain changes are needed to conform with recently-enacted legislation (Chapter 239, Senate File 557). Authority to adopt these rules is found in *Minnesota Statutes*, sections 14.06; 179.02, subdivision 3; and 179A.04, subdivision 3(f).

Interested persons may:

- 1) Obtain a draft of the proposed amendments of the rules; and/or,
- 2) Submit information or opinions on the subject matter of concern orally or in writing by contacting:

Carol Clifford
Bureau of Mediation Services
1380 Energy Lane, Suite Two
St. Paul, MN 55108

Oral statements will be received during the BMS's regular business hours, 8:00 a.m. to 4:30 p.m., Monday through Friday. Please call for Pat Harrington, Lance Teachworth, or Carol Clifford at (612) 649-5421.

All statements of information and opinions shall be accepted until 4:30 p.m. on October 23, 1995. Any written material received by the BMS shall become part of the rulemaking record to be submitted to the attorney general in the event that the rule is adopted.

The proposed changes could affect all labor-management practitioners, including arbitrators, labor unions, and public and private employers throughout the State of Minnesota.

Dated: 21 August 1995

Lance Teachworth
Commissioner

Board of Medical Practice

Notice of Solicitation of Comments Regarding Proposed Amendment to *Minnesota Rules* Governing Fees

NOTICE IS HEREBY GIVEN that the Minnesota Board of Medical Practice is seeking comments from sources outside the agency in preparing to propose rules governing acupuncturist Inactive Status and Temporary Permit fees and physician assistant Temporary Registration, Temporary Permit, Locums Tenens Permit, Late Fee and Annual Registration Renewal Fees (with and without prescribing privileges). The adoption of the rule is authorized by *Minnesota Statutes*, section 214.06 (1994), which requires that the Board assess a sufficient amount so that the total fees collected by the Board will closely as possible equal anticipated expenditures during the fiscal biennium. *Minnesota Statutes*, Chapters 147A and 147B (1995), authorize the regulation of physician assistants and acupuncturists by the Board.

A draft of the proposed rule may be obtained by contacting the Board at the address and telephone numbers listed in the paragraphs which follow.

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:

H. Leonard Boche, Executive Director
Suite 106
2700 University Avenue West
St. Paul, MN 55114

Oral statements will be received during regular business hours over the telephone at (612) 642-0538 or MN Relay Service for Hearing and Speech Impaired ONLY at (612) 297-5353 or (800) 627-3529 and in person at the above address.

All statements of information and opinions shall be accepted until October 20, 1995.

The groups and individuals expected to be affected by these rules include acupuncturists and physician assistants.

The Board does not intend to appoint an advisory committee or advisory task force to comment on the proposed rules, but will contact the standing Physician Assistant and Acupuncture Advisory Councils that advise the Board, about the proposed fees.

Dated: 10 August 1995

H. Leonard Boche
Executive Director

Department of Natural Resources

Bureau of Real Estate Management

Notices of Proposed Conveyance for the Purpose of Correcting Legal Descriptions of Boundaries Affecting the Ownership Interests of the State and Adjacent Landowners

NOTICE IS HEREBY GIVEN that the Minnesota Department of Natural Resources intends to correct a boundary discrepancy which affects land presently owned by the State and land owned by Dennis D. and Sharon A. Blumke (*Minnesota Statutes* 84.0273, 1993). The State originally acquired its property by Warranty Deed recorded in the Office of the Stearns County Recorder July 22, 1958 in Book 301 of Deeds, page 259. The State will exchange quit claim deeds with the adjacent owner in order to resolve the boundary discrepancy. The deed from the State to Dennis D. and Sharon A. Blumke will contain the following legal description:

A strip of land 60 feet wide and 177 feet long located in Block 60 in the Townsite of Fairhaven in Stearns County, Minnesota, and lying within 30 feet right and 30 feet left of the following described centerline: Commencing at a point on the centerline of Banks Street in the Townsite of Fairhaven in Stearns County, Minnesota, distant 72 feet North of the centerline of the Clearwater River; thence running East a right angle to the centerline of Banks Street for a distance of 33 feet to a point on the west line of Block 60 in said Townsite of Fairhaven, said last mentioned point being the point of beginning of the centerline to be described; thence continuing East on the last described course for a distance of 42 feet; thence deflect to the left 65 degrees 00 minutes for a distance of 135 feet to the centerline of the Clearwater River and there terminating.

For further information, contact Martha Bonneville at the Bureau of Real Estate Management, DNR, 500 Lafayette Road, St. Paul, MN 55155, (612) 296-0636.

Official Notices

NOTICE IS HEREBY GIVEN that the Minnesota Department of Natural Resources intends to correct a boundary discrepancy which affects land presently owned by the State and land owned by Wilbert J. and Eileen L. Viergutz (*Minnesota Statutes* 84.0273, 1993). The State originally acquired its property by Warranty Deed recorded in the Office of the Douglas County Recorder December 23, 1963 in Book 85 of Deeds, page 454. The State will exchange quit claim deeds with the adjacent owner in order to resolve the boundary discrepancy. The deed from the State to Wilbert J. and Eileen L. Viergutz will contain the following legal description:

All that part of Lots A and B in Subd. of the W 1/2 NE 1/4 of Section 30, Twp. 129 N., Rge 36 W. of the 5th P.M. bounded by the following described lines: To find the point of beginning commence at the east quarter corner of said Sec. 30, thence North 89 degrees 58' West, 1496.6 ft. along the east-west quarter line of said Sec. 30 to the point of beginning; thence North 03 degrees 03' East 61.9 ft., thence North 05 degrees 43' West 194.8 ft., thence North 10 degrees 42' West 690.7 ft., thence North 29 degrees 06' West 125.7 ft., thence North 50 degrees 46' West 409.7 ft., thence North 18 degrees 43' West 344.0 ft., thence North 72 degrees 29' West 554.7 ft. to the north-south quarter line of said Sec. 30, thence South 00 degrees 17' East 1796.6 ft. along the north-south quarter line of said Sec. 30 to the center of said Section, thence South 89 degrees 58' East 1154.8 ft. along the east-west quarter line of said Sec. 30 to the point of beginning; including all riparian rights to the contained 36.1 acres, more or less, and subject to existing road easements.

For further information, contact Martha Bonneville at the Bureau of Real Estate Management, DNR, 500 Lafayette Road, St. Paul, MN 55155, (612) 296-0636.

Board of Pharmacy

Notice of Solicitation of Outside Information or Opinions in the Matter of the Proposed Rules of the Minnesota Board of Pharmacy Relating to the Placement of Certain Drugs Into Schedule I of the Controlled Substance Schedules

NOTICE IS HEREBY GIVEN that the Minnesota Board of Pharmacy is seeking information or opinions from sources outside the agency in preparing to propose rules relating to the placement of certain drug substances, including Methcathinone, into Schedule I of the Controlled Substance Schedules. The intent is to bring state Controlled Substance Schedules into conformity with Federal Schedules.

The adoption of the rule is authorized by *Minnesota Statutes*, section 151.02, subd. 8, which permits the agency to schedule, re-schedule, or delete from scheduling drug substances.

A copy of the proposed rule may be obtained by September 30, 1995.

Groups and individuals expected to be affected by these rules include state and local law enforcement agencies, county attorneys, judges, and persons engaged in illegal drug abuse and distribution.

A copy of this Notice will be mailed to all persons who have registered their names with the Board for purposed of notice of rule-making activity. The Board of Pharmacy requests information and opinion on the subject matter of these rules at this time. Interested or affected persons or groups may submit data or views on the subject matter of the rules in writing or orally. Written statements should be addressed to:

David E. Holmstrom, Executive Director
Minnesota Board of Pharmacy
2700 University Avenue West, #107
St. Paul, MN 55114-1079

Oral statements will be received during regular business hours, over the telephone, at (612) 642-0541, by Mr. Holmstrom, and in person at the above address. A preliminary draft of the proposed rule may be obtained by contacting the agency contact person.

All statements of information will be accepted until the proposed rule is published in the *State Register*. All written material received by the Board becomes part of the rulemaking record to be submitted to the Attorney General or Administrative Law Judge, in the event the rule is adopted.

Dated: 11 August 1995

David E. Holmstrom
Executive Director

Department of Public Safety

Bureau of Criminal Apprehension

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Amendments to Rules Governing Preliminary Screening Breath Test Devices

NOTICE IS HEREBY GIVEN that the State Department of Public Safety is seeking information or opinions from sources outside the agency in preparing to propose the amendment of *Minnesota Rules*, parts 7501.0100 to 7501.0800, governing preliminary screening breath test devices. The amendment of the rules is authorized by *Minnesota Statutes*, section 169.121 subdivision 6, which provides that preliminary screening breath test devices be approved by the Commissioner of Public Safety.

The Preliminary Screening Breath Test Device rules establish performance standards and minimum specifications for preliminary screening breath test devices for use in traffic law enforcement. These rules provide the basis on which the Commissioner of Public Safety will approve an instrument model. Current rules require that devices distinguish between three categories of alcohol concentration, above 0.10, above 0.05 but less than 0.10, and 0.05 or less, and provide that a screening device must not indicate numerical results when the test result is positive. Recent changes in Minnesota law have established new categories of alcohol concentration. Enforcement of these new laws requires devices which can distinguish between a greater number of categories. The department intends to amend the rules to provide for the approval of devices equipped with a numeric readout. The rules amendment will primarily affect Minnesota Law enforcement agencies which purchase and use preliminary screening alcohol test devices and the manufacturers of these instruments. The department does not plan to form an advisory committee to assist in the development of the rules amendment.

The State Department of Public Safety requests information and opinions concerning the subject matter of these rules. Interested persons or groups may submit data or views in writing addressed to:

PBT rules amendment comments
Minnesota BCA Laboratory
1246 University Avenue
St. Paul, Minnesota 55104-4197

All statements of information and opinions will be accepted for sixty (60) days after this notice is published in the *State Register*. Any written material received by the State Department of Public Safety will become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted. Persons wishing to obtain drafts of any rules amendment proposals should contact the Bureau of Criminal Apprehension at the above address.

Dated: 14 August 1995

Michael S. Jordan, Commissioner
Department of Public Safety

Department of Revenue

Appeals and Legal Services Division

Notice of Solicitation of Outside Information or Opinions Regarding the Proposed Repeal of *Minnesota Rules*, Part 8130.4900 Relating to Constitutional Exemptions

NOTICE IS HEREBY GIVEN that the State Department of Revenue is seeking additional information or opinions of sources outside the agency in preparing to propose to repeal *Minnesota Rules*, Part 8130.4900, Relating to Constitutional Exemptions.

The commissioner of revenue has general rulemaking authority under *Minnesota Statutes*, section 270.06 (14). In addition, *Minnesota Statutes*, section 14.05, subd. 1, grants the Department of Revenue the authority to adopt, suspend or repeal its rules in accordance with the procedures specified in sections 14.001 to 14.69.

Minnesota Rules, part 8130.4900 is an explanation of the types of transactions that are exempt from Minnesota taxation due to mandates of the United States Constitution. The majority of this rule was created to explain that the federal government and certain units thereof are exempt from state taxation under certain federal doctrines, such as the doctrine of intergovernmental immunity or the due process clause of the 14th amendment to the federal constitution. Since these are federal doctrines, developed by federal law, and because the explanations currently in the rule create more confusion than they alleviate, the Department has concluded that the rule should be repealed in its entirety.

The repeal of this rule is likely to affect only those businesses or governmental units which have relied on the rule for guidance as to which of their business activities are subject to Minnesota taxation. Those businesses or governmental units will tend to be businesses involved in interstate commerce or units of the federal government. Because the rule only reiterated federal doctrines, the law really has not changed and these groups are not affected in their business activities. The only effect of the repeal is that these groups will have to look to the source of the federal doctrines to know the extent to which they may be subject to state taxation.

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

Michael P. Haag
Minnesota Department of Revenue
Appeals and Legal Services Division
10 River Park Plaza, 8th Floor
Mail Station 2220
St. Paul, MN 55146-2220

Oral statements will be received by Michael P. Haag during regular business hours over the telephone at (612) 282-5581 and in person at the above address. Statements or comments may also be faxed to (612) 296-8229.

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

Dated: 21 August 1995

Terese Koenig
Director of Appeals and Legal Services

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 Agriculture

Commissioner's Office

Notice of Availability of Federal Milk Marketing Order Reform Contracts

The Minnesota Department of Agriculture is seeking technical assistance on the following two Federal Milk Marketing Order reform activities:

- (1) Econometric-based research on the impact Federal Milk Marketing Order elimination would have on Minnesota dairy producers in the short term (less than one year) and long term (one to five or more years); and
- (2) Coordination of Federal Milk Marketing Order reform activities in the Midwest, including (a) development of the reform proposal, (b) dissemination of information supporting the reform proposal among the component members of the Minnesota and Midwest dairy industry, and (c) presentation of the reform proposal before federal policy makers.

The 1995 Minnesota Legislature appropriated funding to the Minnesota Department of Agriculture for both reform activities. The first project is budgeted for up to \$50,000.00 and the second project is budgeted up to \$5,000.00.

Persons seeking contracts with the Department of Agriculture to conduct the above-identified activities should provide the Department with a written proposal by the close of business on September 1, 1995. Proposal(s) should be hand-delivered or mailed to: Deputy Commissioner William L. Oemichen, Minnesota Department of Agriculture, 90 West Plato Boulevard, Saint Paul, Minnesota 55107.

Department of Corrections

Notice of Availability of Funds for Services To Victims of Crime

The Minnesota Department of Corrections, Victims Services Unit, announces the availability of grant funds for community-based programs, programs serving traditionally underserved populations and special time-limited projects that provide services to abused children, battered women, general crime and sexual assault victims.

The following grants to establish new services are for the six-month period from January 1, 1996, through June 30, 1996. Applications for these grants are due on **October 20, 1995**.

- 1) **Abused Children:** Up to five grants for \$16,000 each are available to establish services to abused children within unserved geographic areas and for traditionally underserved populations. A minimum of two grants will be available for programs serving children of color. Successful applicants may be eligible to apply for \$32,000 in FY97. Nonprofit organizations and local units of government are eligible to apply.
- 2) **Battered Women:** Up to three grants for \$18,000 each are available to establish criminal justice intervention services to battered women and their children in unserved judicial assignment districts. Successful applicants may be eligible to apply for \$27,000 on FY97. Nonprofit organizations are eligible to apply.
- 3) **General Crime:** Up to three grants for \$16,850 each are available to establish services to general crime victims. Two grants are available to establish services within unserved geographic areas, and one grant is for services to communities of color. Successful applicants may be eligible to apply for \$33,700 in FY97. Nonprofit organizations and local units of government are eligible to apply.
- 4) **Sexual Assault:** Up to three grants for \$20,000 each are available to establish community-based programs for victims of sexual assault within unserved geographic areas. Successful applicants may be eligible to apply for \$35,000 in FY97. Nonprofit organizations and local units of government are eligible to apply.

The following grants are available for time-limited periods to implement special project services in the following crime victimization areas. Application due dates vary and are listed below.

State Grants

1) Sexual Assault

- a) Up to three seed money grants of \$55,000 each are available for the 18-month period from January 1, 1996, through June 30, 1997, to develop innovative models of service delivery for victims of sexual assault within communities of color. Projects must be designed to increase the availability and utilization of sexual assault services by people of color. A minimum of one grant will be available to a project outside the Twin Cities metropolitan area and one grant will be available to an organization not currently funded through the department's victim services unit. Any American Indian tribal government or nonprofit organization that has a primary mission of serving communities of color and has a governing board of at least one-half persons of color is eligible to apply for funds. Successful applicants may be eligible to apply for funding after June 30, 1997, depending on the outcome of the project/s. Applications are due **November 3, 1995**.
- b) One grant for up to \$30,000 is available for the 18-month period from January 1, 1996, through June 30, 1997, to provide support, training and technical assistance to programs funded as seed money projects as outlined in 1.a. above. Applicants must have extensive experience providing services to victims of sexual assault and people of color and in the provision of training and technical assistance. Nonprofit organizations are eligible to apply for funds. This is a time-limited grant with no expectation of continued funding after the grant period. Applications are due **November 3, 1995**.

2) Abused Children

Approximately \$37,500 is available for the six-month period from January 1, 1996, through June 30, 1996, for the development of resources designed to improve access to abused children services for children with disabilities and/or for non-English-speaking families. Grants awarded will be for a minimum of \$2,000 to a maximum of \$37,500. Examples of eligible activities include, but are not limited to, the development of audio-visual materials, provision of training, and design of programming/protocols. Nonprofit organizations and local units of government are eligible to apply. Grants issued under this request for proposals are time-limited with no expectation of continued funding after the grant period. Applications are due **October 20, 1995**.

Training on how to complete application materials will be provided in Brainerd, Marshall and St. Paul in September 1995.

To receive a request for proposals that provides complete information and describes how to apply, contact: Cecilia Miller, Minnesota Department of Corrections, 1450 Energy Park Drive, Suite 200, St. Paul, Minnesota 55108-5219 or call (612) 642-0251, (800) 657-3679 outside the Twin Cities metropolitan area, or TDD at (612) 643-3589.

Department of Education

Instructional Transformation Through Technology Grants

Notice of Grant Opportunity for Minnesota Elementary and Secondary Schools to Demonstrate the Deployment of Technology Advances to Increase Teaching and Learning Productivity in the Classroom and Manage Individual Student Learning Plans.

Purpose

In accordance with the *Laws of Minnesota*, 1995, Chapter 3, Article 12, Section 8, the Minnesota Department of Education is seeking applications from Minnesota school districts and their teachers who are interested in working with the Minnesota Department of Education, private business, libraries, higher education institutions, local government, and their community on projects that will provide models for the deployment of information technologies in the support of learning in the classroom and the enhancement of teaching and learning productivity. The following are the critical parameters for use of the grant proceeds specified in the law:

1. Enhance teaching and learning productivity through the use of technology;
2. Develop individual learner classroom-based teaching and learning systems that can be aggregated into site, district, and state instructional information technologies frameworks;
3. Develop personalized learning plans and record keeping systems that give learners more responsibility for their learning success and change the role of teacher to learning facilitator;
4. Match and allocate resources;
5. Provide user and contributor access to electronic libraries;
6. Plan classroom and curricular activities;

7. Automate student progress reports;
8. Increase collaboration between school districts and sites with businesses, higher education institutions, libraries, and local government units;
9. Correlate state-defined outcomes to curriculum units for each student;
10. Provide technical support, project evaluation, dissemination services, and replication.

This initiative is NOT intended to provide resources for electronic school district administrative systems or to support normal school district operation.

Eligibility Criteria

Eligible applicants for these funds are collaborative partnerships of teachers and administrators from at least ten or more schools within at least three school districts who are interested in working with the Minnesota Department of Education, private business, libraries, and higher education institutions on projects that will provide models for the deployment of information technologies in the support of learning in the classroom and the enhancement of teaching and learning productivity. Community organizations and local governments may also be partners with applicant schools. The 1995 Legislature appropriated \$5,400,000 (\$2,700,000 each year) over the FY1996-97 biennium to the Minnesota Department of Education for this grant program. The Department of Education plans to use the money to award:

- At least one grant to a partnership collaborative of at least ten or more elementary schools from at least three school districts. The districts do not need to be contiguous.
- At least one grant to a partnership collaborative of at least ten or more secondary schools from at least three school districts. The districts do not need to be contiguous.
- Consideration may be given to joint elementary and secondary collaborative projects consisting of at least ten or more elementary and secondary schools from at least three school districts. The districts do not need to be contiguous.

It is expected that all schools within the selected collaboratives will receive some portion of the grant funds.

Based upon review of the projects by the Minnesota Department of Education, additional funding may be provided to any of the grant award winning projects in fiscal year 1997. Funds are designated to support projects that begin November 15, 1995.

Scope of the Program

The following components describe the scope and intent of the instructional transformation through technology initiative. Proposals will be scored based on their alignment with these components:

Component 1. Enhancing Productivity.

- The development of creative model learning systems that employ the use of technology to enhance teaching and learning productivity and student achievement, consistent with the graduation standards established by the state, and which increase accountability for the educational enterprise through the use of corresponding reporting systems.
- The development of teaching and learning systems based on individual learner classroom teaching that can be aggregated into school, district, and state instructional information technology frameworks and which assist teachers in learning how to apply technologies in the classroom to increase learning productivity.
- The development of teaching and learning systems that help teachers with curriculum planning, and automate the scheduling of learning activities and production of progress reports for improved accountability of student achievement and needs assessment.
- The development of learning systems that enable the creation of personalized learning plans designed to give learners more responsibility for their learning success and which evolve the role of teacher from traditional instructional teaching methods to learning facilitator.

A major factor for consideration in the scoring of this component will be creativity.

Component 2. Collaboration and Partnership.

- Models involve partnership with a private business to develop and implement the application of technology in the classroom or develop a management information system that increases accountability for student achievement and success.
- Models involve a collaborative partnership with higher education, libraries, local government, and the community.
- Models provide a match of 20 percent of the requested grant amount in the form of allocated resources such as cash, hardware, software, peripherals, or teacher substitution. The matching resources must be directly related to project implementation.

State Grants

Component 3. Replication and Dissemination.

- Model projects planned with the intent to replicate them within two years in all schools within the applicant collaborative.
- Participants prepared to assist other Minnesota schools in replication of successful projects.
- Participants prepared to work in collaboration with the Minnesota Department of Education to disseminate information on the project concept, evaluation, and other aspects of the project to Minnesota schools and national education institutions via the Internet, World Wide Web and other communication media.

Requirements and Selection Process

The Commissioner of Education shall establish an advisory panel consisting of teachers, other school district staff, and representatives of higher education and business to assist in the selection process. The Commissioner, in consultation with the advisory panel, will award grants to projects which meet the three components outlined above. In addition, the following criteria are applied:

1. Applicants must be collaboratives of at least ten or more Minnesota secondary schools from at least three school districts or at least ten or more Minnesota elementary schools from at least three school districts or a combination of at least ten or more elementary and secondary schools from at least three school districts. The school districts involved in the project do not have to be contiguous.
2. The proposal must include a brief, concise statement of the project goals and objectives and how the project relates to the development and implementation of the graduation standards.
3. The proposal must include a letter of support from each school district superintendent for the participating schools. The letter of support must acknowledge and specify the amount of matching dollars or other support which the district will commit to the project and demonstrate involvement in the development of the proposal.
4. The proposal must demonstrate that teachers from the participating schools were involved in the conception and development of the proposal.
5. The proposal must include a letter of support from each business partner for the participating schools. The letter of support must acknowledge and specify the type and level of support which the business partner will commit to the project and demonstrate involvement of the business partner in the development of the proposal.
6. The proposal must include a letter of support from library, higher education, local government, and community partners. The letter of support must acknowledge and specify the type and level of support which these partners will commit to the project and demonstrate the involvement of these partners in the development of the proposal.
7. An estimated budget must be included which outlines anticipated expenditures for both state grant funds and collaborative match funds. The budget must also designate the school district which will serve as fiscal agent. Any hardware and peripherals purchased with state grant funds must be solely for the purpose of implementing the project.
8. The proposal must specify a resource match of 20 percent of the grant amount requested. Collaborative schools can pool resources or work with businesses, higher education, and local and community partners to meet the 20 percent match requirement. A concise breakdown of matched resources to be committed to the project must be included in the budget. Match funds provided by the collaborative may be used to purchase hardware. Hardware purchases made prior to the grant proposal cannot be applied as matching resources. Hardware purchased after the grant award for the purpose of implementing the project is allowable.
9. The grant proposal must be clear, concise and easy to read. Proposals shall not exceed 12 pages. Proposals must be single-spaced with a typeface no smaller than 12 pitch with one inch margins. Letters of support from school district superintendents and business partners will not be counted as part of the 12 page proposal limit.
10. The Minnesota Department of Education and representatives from higher education and other concerned entities will establish formal evaluation criteria for all grant recipient projects at the time of grant award. The grantee will contract with a higher education institution for project and grant evaluation, as specified by the Minnesota Department of Education. Twenty five thousand dollars (\$25,000) of the grant award is to be reserved for the evaluation process. All proposals must specify this \$25,000 commitment to evaluation in the project budget. Elements of the evaluation criteria will include, but are not limited to:
 - A. Timelines and performance indicators established for project components.
 - B. Progress in developing and implementing learner and teacher outcomes during the project period. Evaluation assessments stress improvements in student learning and achievement, staff development, and the progress in planning and recording individual learning plans via an automated system.

- C. Documentation of key activities by proposal participants.
- D. Use of evaluation findings to provide feedback to the grantee so that appropriate modifications can be made.
- E. Sharing of evaluation findings among collaborative's partners and other Minnesota school districts.
- F. Site visits by contract evaluator and others.

All proposals will be screened by Department of Education staff. Any proposal failing to address the specifications outlined in points 1 through 10 of this section, "Requirements and Selection Process" will be immediately disqualified and will not be reviewed by the panel or Commissioner.

Scoring

The contents of the grant proposals shall include a short, concise project goals and objectives statement. Points will be awarded as follows:

1. Definition for implementation of Component 1. 60 points
2. Definition for implementation of Component 2. 20 points
3. Definition for implementation of Component 3. 20 points

Contact Person(s)

Prospective applicants who have questions should contact:

Mary Mehsikomer or Theresa Mish
Minnesota Department of Education
Office of Information Technologies
Capitol Square Building, Room 937
550 Cedar Street
St. Paul, Minnesota 55101
Phone: (612) 296-2752
(612) 296-6312

Due Date

GRANT PROPOSALS MUST BE SUBMITTED TO MARY MEHSIKOMER AT THE ABOVE ADDRESS BY MONDAY, OCTOBER 23, 1995, NO LATER THAN 4:30 P.M.. PLEASE SUBMIT 15 COPIES OF THE PROPOSAL AND ONE CAMERA-READY COPY THAT WILL BE USED IF FURTHER DUPLICATION IS NEEDED.

Award Timeline

The Commissioner of Education will review grant proposals and announce awards by November 1, 1995.

Bureau of Mediation Services

Application Accepted for Funding Under the Minnesota Area Labor-Management Committee Program for 1996 Grants

The Bureau of Mediation Services is now accepting applications for funding of new or existing Area Labor-Management Committee programs pursuant to *Minnesota Statutes* § 179.81-.85.

Persons interested in applying for such funds may secure an application form and program policies by requesting them in writing from:

Earl R. Willford, Program Director
Office of Cooperative Labor-Management Programs
Bureau of Mediation Services
1380 Energy Lane, Suite Two
St. Paul, Minnesota 55108-5253

Applications for funding during fiscal year 1996 will be accepted until October 16, 1995. All grants awarded will be effective January 1, 1996.

Lance Teachworth,
Commissioner

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 Transportation

Metropolitan Division

Minnesota Guidestar Program

Notice of Request for Proposals for Partners (RFPP)

The Minnesota Department of Transportation is requesting proposals for cost sharing partnerships for Trilogy, a Federal Field Operational Test (FOT) which is deploying and evaluating in-vehicle and desktop means of relaying real time traffic information to various end users. The phase of Trilogy addressed in this RFPP is for a high speed sub carrier communications system and the message generation, broadcasting, receiver, and end user systems.

The Department may award cost sharing agreements with multiple selected responders. The agreements are expected to begin on or after October 1, 1995.

A copy of the Request for Proposals for Partners (RFPP) may be obtained by requesting the Minnesota Guidestar Trilogy RFPP from:

Mr. Don Olson
Materials Management
Dept. of Administration
112 Admin. Bldg.
50 Sherburne Ave.
St. Paul, MN 55155
612-296-3771 (voice)
612-297-3996 (fax)

Department of Administration

InterTechnologies Group - Business Management & Control

NOTICE IS HEREBY GIVEN of availability of contract for computing and network operation baseline study.

The InterTechnologies Group (InterTech), Department of Administration, for the State of Minnesota, is requesting a proposal from qualified firms to conduct a baseline study of InterTech's computing and network operation.

The full text of the Request For Proposal is available on request from Bryan Eastep at (612) 296-5108. Other department personnel are **NOT** allowed to discuss the Request for Proposal with anyone, including responders, before the proposal submission deadline.

Responses must be received no later than 2:30 p.m. on September 8, 1995.

Department of Health

Family Health Division

Request for Proposal for WIC Management Information System

The Minnesota Special Supplemental Nutrition Program for Women, Infants, and Children (WIC) is soliciting responses to a Request for Proposals (RFP) for development of a new Management Information System to replace the current batch system. The current system consists of databases containing information on WIC participants, vouchers, and vendors. Over 278,000 vouchers for approximately 98,000 participants are prepared monthly. Participants are served by 63 Local Agencies at 280 clinic sites. Vouchers are redeemed by 1400+ vendors throughout the state, and are processed by the WIC banking contractor.

The system to be developed will include information on participants, vouchers, and vendors, and will function in a distributed environment (i.e., the system will operate on networked computers in the WIC clinics). Information will be downloaded and uploaded regularly via modem to and from a host computer. In addition to the design and development of front and back-end software, project tasks also will include development of reports, training, pilot project coordination, and preparation of extensive written materials.

To obtain a copy of the RFP, which will be available for distribution on August 21, 1995, please contact:

Jean Langehough
Minnesota Department of Health
717 S.E. Delaware Street
Minneapolis, MN 55440
Telephone: 612-623-5738
Fax: 612-623-5442
Internet address: lange@mdh-dad.health.state.mn.us

All responses to the RFP must be received by 1:00 p.m. on Friday, September 29, 1995.

Department of Human Services

Managed Care Division

Notice of Request for Proposal for Geographic Analysis

The Department of Human Services (State) is soliciting proposals from qualified vendors able to apply mapping software to generate geographic analysis of eighty seven counties affected by the implementation of prepaid health care for MinnesotaCare enrollees. The qualified vendor must be able to assign geographic coordinates to primary care, hospital and dental locations to demonstrate access to these services for MinnesotaCare enrollees throughout the state. The outcome of the project will be to assess access from the analysis of map and graph data as well as to provide a report which identifies the location and number of enrollees who do not meet access criteria specified in the request for proposal. The outcome measures will include information that will assist the State to design, compare, and select health services areas statewide.

The Department anticipates that the cost of the project will be between \$8,000.00 and \$10,000.00.

This Request for Proposal does not obligate the State to award or 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 will request each qualified vendor to present a one hour demonstration of its mapping software. For further information, or to obtain a copy of the complete Request for Proposal, please contact:

Mary Bruns
Contract Manager
Managed Care Division
Department of Human Services
444 Lafayette Road
St. Paul, MN 55155-3854
Phone: 612-296-6040
Fax: 612-197-3230

Proposals must be received at the above address no later than 4:00 p.m. on September 11, 1995.

Professional, Technical & Consulting Contracts

Department of Human Services

The Department of Human Services Requests Proposals to Develop and Implement a Strategy to Establish the Jourdain/Perpich Nursing Home at Red Lake as an Indian Health Services Facility

Goal: It is the goal of the project that the Jourdain/Perpich Nursing Home at Red Lake attain the federal status and financial support that accompanies health care services delivered in settings deemed Indian Health Services Facilities.

Objective: To develop and implement a strategy which leads to the successful establishment of the Jourdain/Perpich Nursing Home as an Indian Health Services Facility.

Sample Tasks:

- Interview key persons within state, federal, and tribal government to gather ideas and develop a list of tasks necessary to complete this project.
- Draft a communication plan, indicating tasks and responsible persons, for approval by department and tribal staff.
- Secure a resolution from the Red Lake Band of Chippewa Indians that indicates the support of the tribal government for the responder's proposal.
- Develop and prepare a detailed implementation plan for pursuing recognition of the nursing home by the federal government agencies as an Indian Health Services Facility.
- Coordinate and attend meetings with key actors in the state, federal, and tribal government, and others as necessary in order to implement the plan.
- Prepare periodic written progress reports, and a written report on the outcome of the strategy.
- Make additional recommendations to the department with respect to the needs for, and financing of, long-term care services to the Red Lake Bank of Chippewa Indians.

Responders are encouraged to propose additional tasks or activities if they will substantially improve the results of the project. The contractor must be able to work closely with department and tribal personnel. It is possible that the contractor will prepare outlines or rough drafts of certain products which will be completed by tribal or departmental personnel. The contract will begin immediately upon execution and will be completed by June 1, 1997, or within 18 months of the official start of the contract.

This request for proposal does not obligate the state to complete the project, and the state reserves the right to cancel the solicitation if it is considered to be in its best interest. Prospective responders who have any questions regarding this request for proposal may call or write:

Jolene Kohn, Program Consultant
Department of Human Services
444 Lafayette Road
Saint Paul, MN 55155-3844
Telephone (612) 297-3805

Other department personnel are **NOT** allowed to discuss the request for proposal with anyone, including responders, before the proposal submission deadline.

All proposals must be sent to:

Department of Human Services
Long-Term Care Services Division
Jolene Kohn, Program Consultant
444 Lafayette Road
Saint Paul, MN 55155-3844

All proposals must be received not later than 3:00 p.m., Monday, October 2, 1995. Responders who choose to deliver rather than mail a proposal should leave the proposal with the Receptionist, 1st Floor, 444 Lafayette Road.

Late proposals will not be accepted.

Submit three copies of the proposal and one set of work samples. Proposals must be sealed in mailing envelopes or packages with the responder's name and address written on the outside. Each copy of the proposal must be signed in ink by an authorizing member of the firm. Prices and terms of the proposal as stated must be valid for the length of any resulting contract.

The department has estimated that the cost of the contract will not exceed \$130,000, with expenses limited to \$30,000 and the remainder to be negotiated as payment for satisfactory performance and successful outcome(s).

CONTENTS OF THE PROPOSAL

The following will be considered **minimum** contents of the proposal:

1. A statement of the objectives, goals, and tasks to show or demonstrate the responder's view of the nature of the contract. Demonstrate knowledge or the ability to attain knowledge about federal statutes regarding Indian Health Services and Indian Health Services Facilities, including any proposed federal reforms.
2. A description of the deliverables to be provided by the responder.
3. An outline of the responder's background and experience, examples of work completed for federal and tribal governments, examples of similar projects completed by the responder, and a list of personnel who will conduct the project, detailing their training and work experience. No change in personnel assigned to the project will be permitted without the written approval of the state program manager.
4. A detailed cost and work plan that will identify the major tasks to be accomplished and be used as a scheduling and managing tool, as well as the basis for invoicing expenses and outcomes.
5. Identification of the level of the department and tribal participation in the contract, as well as any other services to be provided by the department or tribe, and details of cost allowances for this participation.

All responses received by the deadline will be evaluated by representatives of the Department of Human Services. In some instances, an interview may be part of the evaluation process. A 100-point scale will be used to create the final evaluation recommendation. The factors and weighing on which proposals will be judged are:

- | | |
|--|----|
| 1. Expressed understanding of the project objectives. | 10 |
| 2. Work plan | 35 |
| 3. Cost detail | 15 |
| 4. Experience of the company | 15 |
| 5. Qualifications/experience of personnel working on project | 15 |
| 6. Demonstrated ability to work with the Red Lake Band | 10 |

It is anticipated that the evaluation and selection will be completed by October 31, 1995.

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

The state's contract language includes the following terms and conditions (summarized here) which you should be aware of in preparing your response.

(1) Compensation will be for services satisfactorily completed. The state DOES NOT make regular payments based on the passage of time. It only pays for services or work products AFTER it is delivered and accepted.

(2) Payment is made only after the submission of an authorized invoice to the state. The state must pay its invoices within 30 days of receipt, unless they are formally contested.

(3) Reimbursement for travel and subsistence expenses actually incurred in the performance of a contract is limited to the current "Non-Managerial Unrepresented Employees Plan" (formerly the "Commissioner's Plan") promulgated by the commissioner of Employee Relations. Travel outside of Minnesota must have received PRIOR written approval of the agency contact BEFORE it takes place. You can contact the commissioner of Employee Relations to get a copy of this plan.

(4) No more than 90 percent of the full amount due under a contract may be paid until the final product(s) of the contract have been reviewed by the agency head, and the agency head has determined that the contractor has satisfactorily fulfilled all the terms of the contract.

In accordance with the provisions of *Minnesota Statutes*, Section 363.073, for all contracts estimated to be in excess of \$50,000, all responders having more than 20 full-time employees at any time during the previous 12 months must have an affirmative action plan approved by the commissioner of human rights before a proposal may be accepted. Your proposal will not be accepted unless it includes one of the following:

- A. A copy of your current certificate of compliance; or
- B. A notarized letter of affidavit certifying that your firm has not had more than 20 full-time employees at any time during the previous 12 months.

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.

Mille Lacs Band of Ojibwe DNR/ENV

Proposals Sought for Wastewater Collection, Treatment and Disposal

Mille Lacs Band of Ojibwe Department of Natural Resources/Environment (DNR/ENV) in cooperation with the Wastewater Regionalization Task Force is seeking proposals for a Regional Wastewater Collection and Treatment System, Mille Lacs Lake (west side).

OBJECTIVE: To identify a feasible wastewater collection, treatment and disposal system for the west side of Mille Lacs Lake. The study is intended to review and recommend cost effective alternatives for joint collection and treatment from the Reservation, City of Garrison, and the 10-mile corridor between.

PROJECT COSTS. The cost for services for this study cannot exceed \$18,000.

SUBMISSION OF PROPOSAL: Submit to Task Force the proposal including cost of services and schedule by 9-3-95.

TASK FORCE CONTACTS: A copy of the full RFP will be sent free of charge to interested vendors. A copy of the RFP can be obtained from:

Perry Bunting
Mille Lacs Band of Ojibwe DNR/ENV
HCR 67 Box 194
Onamia, MN 56359
ph. 612 532-4181 ext. 817 fax. 612 532-4209



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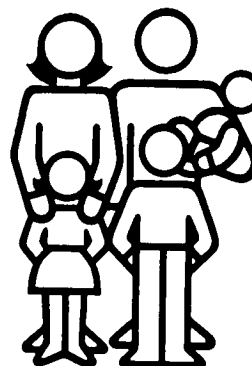
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