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**State
Register**

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State Register

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

The *State Register* is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official and revenue notices, professional-technical-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. 21 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
# 12	Monday 16 September	Friday 30 August	Monday 9 September
# 13	Monday 23 September	Monday 9 September	Monday 16 September
# 14	Monday 30 September	Monday 16 September	Monday 23 September
# 15	Monday 7 October	Monday 23 September	Monday 30 September

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Department of Administration:	Print Communications Division:	Robin PanLener, Editor 612/297-7963
Elaine S. Hansen, Commissioner 612/296-1424	Kathi Lynch, Director 612/297-2553	Paul Hoffman, Assistant Editor 612/296-0929
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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:

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

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

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Individual copies and subscriptions for both publications are
available through Minnesota's Bookstore, (612) 297-3000
or 1-800-657-3757.

Vendors interested in responding to the commodity and
service contracts advertised in the Contracts Supplement
should contact the Department of Administration
Materials Management Division 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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Proposed Rules

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

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

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

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

Department of Agriculture

Proposed Permanent Rules Relating to Commodity Councils

Notice of Intent to Adopt a Rule Without a Public Hearing

Proposed Amendments to Rules Governing Commodity Councils, *Minnesota Rules* 1570.0800.

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

Agency Contact Person. Comments or questions on the amendments and written requests for a public hearing on the amendments must be submitted to: Carol Milligan, Minnesota Department of Agriculture, 90 West Plato Boulevard, St. Paul, MN 55107; Phone (612) 296-6906, Fax (612) 297-7678.

Subject of Rules and Statutory Authority. The proposed amendments are about election procedures for commodity councils. The statutory authority to adopt these amendments is *Minnesota Statutes*, section 17.58, subd. 4. A copy of the proposed amendment is published in the *State Register* and attached to this notice as mailed.

Comments. You have until 4:30 p.m. December 9, 1996, to submit written comment in support of or in opposition to the proposed amendments or any subpart of the amendments. Your comments must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed amendments addressed and the reason for the comment. You are encouraged to propose any change desired. Any comment you would like to make on the legality of the proposed rule must also be made during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that a hearing be held on the amendments. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on December 9, 1996. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed amendments to which you object or state that you oppose the entire rule. Any request that does not comply with these requirements is not valid and cannot be counted by the agency for determining whether a public hearing must be held. You are also encouraged to state the reason for the request and any changes you want made to the proposed amendments.

Withdrawal of Requests. If 25 or more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their request in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131-14.20.

Modifications. The proposed amendments may be modified as a result of public comment. The modifications must be supported by the comments and information submitted to the agency, and the adopted rule may not be substantially different than this proposed amendment. If the proposed amendment affects you in any way, you are encouraged to participate in the rulemaking process.

Statement of Need and Reasonableness. A Statement of Need and Reasonableness is now available from the agency contact person. This statement contains a summary of the justification for the proposed amendments including a description of who will be affected by the proposed amendments/rule and an estimate of the probable cost of the proposed amendments.

Proposed Rules

Adoption and Review of the Rules. If no hearing is required, the agency may adopt the amendments after the end of the comment period. The amended rules and supporting documents will then be submitted to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date the amended rules are submitted to the office. If you want to be so notified, or want to receive a copy of the adopted amendments, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Dated: 20 August 1996

Gene Hugoson, Commissioner
Department of Agriculture

Rules as Proposed

1570.0800 GENERAL POLLING PROCEDURES.

[For text of subps 1 to 4, see M.R.]

Subp. 5. **Mail balloting.** For any election or referendum conducted by mail, the procedures in items A to E must be followed:

A. A council must ~~have a current and make available ballot request cards and advertise the forthcoming board elections starting no later than their annual meeting and up to the mail balloting period~~ or provide a complete list of its participating producers before an election or a referendum can be conducted by mail. The list must be submitted to the commissioner at least 30 days before the starting date of the election or referendum.

B. The commissioner shall mail to all producers that sent in a ballot request card or to all participating producers on the council's list a ballot, a producer affidavit, a voter instruction sheet, a ballot envelope, and a return envelope.

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

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

Department of Labor and Industry

Proposed Permanent Rules Relating to High Pressure Pipefitting; Business License Rule

Notice of Intent to Adopt Rules Without a Public Hearing

In the Matter of the Proposed Amendments to the Rules of the State Department of Labor and Industry, Workplace Services Division, Code Administration and Inspection Services Unit, Relating to High Pressure Pipefitting; Business License Rule Parts 5230.0100, Subparts 3 and 3a.

Introduction. The Department of Labor and Industry intends to amend rules without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes* Sections 14.22 to 14.28, and rules of the Office of Administrative Hearings, *Minnesota Rules*, Parts 1400.2300 to 1400.2310. You have 30 days to submit written comments on the proposed rules and may also submit a written request that a hearing be held on the rules.

Agency Contact Person. Comments or questions on the rules and written requests for a public hearing on the rules must be submitted to the agency contact person. The agency contact person is:

Ruben Besonen
Chief Inspector, High Pressure Piping
Code Administration and Inspection Services
Minnesota Department of Labor and Industry
443 Lafayette Road North
St. Paul, Minnesota 55155
PHONE: (612) 296-4529
FAX: (612) 296-1140

TTY users may call the Department of Labor and Industry at (612) 296-4198.

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

Proposed Rules

Subject of Rules and Statutory Authority. The proposed rule amendments provide procedures for the application for and issuance of the new high pressure pipefitting business license created by the 1995 session of the Legislature. Additionally the proposed rule amendments set the fee for the new high pressure pipefitting business license. The purpose of these proposed rule amendments is to implement the legislation; to establish the application procedures for high pressure pipefitting business licenses; to define the manner in which the business licenses will be issued; and, to set the fee for the licenses as required by law.

The adoption of the proposed rule amendments is authorized by *Laws of Minnesota* for 1995, Chapter 123, Section 2, coded as *Minnesota Statutes* (1995 Supp.) Section 326.48, subdivision 2, which requires the agency to adopt rules providing procedures for the application for and issuance of high pressure pipefitting business licenses and providing the fee for the licenses. The general statutory authority to adopt the proposed rule amendments is *Minnesota Statutes* Section 175.171.

A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed.

Comments. You have until 4:30 p.m. on Wednesday, October 16, 1996, to submit written comment in support of or in opposition to the proposed rules and any part or subpart of the rules. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comment should identify the portion of the proposed rules addressed and the reason for the comment. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed rules must also be made during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that a hearing be held on the rules. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on Wednesday, October 16, 1996. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed rules to which you object or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and cannot be counted by the agency for determining whether a public hearing must be held. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

Withdrawal of Requests. If 25 or more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes* Sections 14.131 to 14.20.

Alternative Format. Upon request, this Notice can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request, please contact the agency contact person at the address or telephone number listed above.

Modifications. The proposed rules may be modified as a result of public comment. The modifications must be supported by comments and information submitted to the agency, and the adopted rules may not be substantially different than these proposed rules. If the proposed rules affect you in any way, you are encouraged to participate in the rulemaking process.

Statement of Need and Reasonableness. A statement of need and reasonableness is now available from the agency contact person. This statement contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. Copies of the statement may be obtained from the agency.

Adoption and Review of Rules. If no hearing is required, the agency may adopt the rules after the end of the comment period. The rules and supporting documents will then be submitted to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date the rules are submitted to the office. If you want to be so notified, or want to receive a copy of the adopted rules, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Dated: 4 September 1996

Gary W. Bastian, Commissioner

Rules as Proposed

5230.0100 FEES AND PROCEDURE.

[For text of subs 1 and 2, see M.R.]

Subp. 3. **Examination and license.** The fees for examination and license are as follows:

- A. ~~pipefitter~~ journeyman; pipefitter individual competency examination and license, \$100;
- B. renewal of ~~pipefitter~~ journeyman pipefitter individual competency license, \$60;
- C. contracting pipefitter; individual competency examination and license, \$250;

- D. renewal of contracting pipefitter individual competency license, \$220;
- E. ~~pipefitter contractor bond and insurance processing~~, \$100 high pressure pipefitting business license, \$250; and
- F. late fees:
 - (1) ~~contractor contracting pipefitter individual competency license~~, \$250; and
 - (2) journeyman pipefitter individual competency license, \$100; and
 - (3) high pressure pipefitting business license, \$290.

Payment of examination and license fees must accompany the application. There will be no refund of fees paid.

Subp. 3a. High pressure pipefitting business license procedure. To obtain a high pressure pipefitting business license, as required by Minnesota Statutes, section 326.48, subdivision 2, an applicant must submit a form approved by the department and signed by the applicant. The application shall include the applicant's certification that the applicant has:

- A. workers' compensation insurance required by law or that the applicant is exempt;
- B. public liability insurance as required by Minnesota Statutes, section 326.48, subdivision 4; and

C. a high pressure pipefitting business license performance bond that meets the requirements of Minnesota Statutes, section 326.48, subdivision 3, including that the bond is in favor of the state of at least \$15,000 penal amount and is filed with the secretary of state.

With the application the applicant shall submit copies of the applicant's workers' compensation insurance certificate, if not exempt; the applicant's public liability insurance certificate; the applicant's high pressure pipefitting business license performance bond; and a check for the amount of the fee specified in subpart 3. The term of the high pressure pipefitting business license shall be a calendar year or the balance of the calendar year after application. High pressure pipefitting business licenses must be renewed annually on a calendar year basis.

A holder of a high pressure pipefitting business license must employ at least one full-time individual holding an individual contracting pipefitter competency license at all times. Only full-time employees who are licensed individual contracting pipefitters may obtain high pressure piping permits in the name of the high pressure pipefitting business licensee.

The high pressure pipefitting business licensee must notify the department within five business days after it last employed a licensed individual contracting pipefitter on a full-time basis. Upon ceasing to employ at least one individual contracting pipefitter competency license holder on a full-time basis, the business license holder must reemploy at least one individual contracting pipefitter competency license holder on a full-time basis within 60 calendar days of the cessation to retain its business license without reapplication. If the business license holder does not reemploy an individual contracting pipefitter competency license holder within 60 days of the cessation, the high pressure pipefitting business license shall lapse.

[For text of subp 4, see M.R.]

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

Emergency Rules

Proposed Emergency Rules

According to Minn. Stat. of 1984, §§14.29-14.30, state agencies may propose adoption of emergency rules if: 1) expressly required; 2) authorized by statute; or 3) if the manner permitted by a directive (given by statute, federal law or court order) does not allow for compliance with sections 14.14-14.28. The agency must, however, publish a notice of intent to adopt emergency rules, along with the rules themselves, in the *State Register*. The notice must advise the public:

- 1) that a free copy of the proposed emergency rule is available upon request from the agency;
- 2) that notice of the date that the rule is submitted to the attorney general will be mailed to persons requesting notification;
- 3) that the public has at least 25 days after publication of the proposed emergency rule to submit data and views in writing; and
- 4) that the emergency rule may be modified if the data and views submitted support such modification.

Adopted Emergency Rules

Emergency rules take effect five working days after approval by the attorney general, and after compliance with Minn. Stat. §§14.29-14.365. As soon as possible, emergency rules are published in the *State Register* in the manner provided for in section 14.18.

Emergency rules are effective for the period stated in the notice of intent to adopt emergency rules. This may not exceed 180 days.

Continued/Extended Emergency Rules

Adopted emergency rules may be continued in effect (extended) for an additional 180 days. To do this, the agency must give notice by: 1) publishing notice in the *State Register*; and 2) mailing the same notice to all persons who requested notification on rulemaking. No emergency rule may remain in effect 361 days after its original effective date. At that point, permanent rules adopted according to Minn. Stat. §§14.14-14.28 supercede emergency rules.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules; 1996 Waterfowl Seasons

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13(b). The statutory authority for the contents of these rules is *Minnesota Statutes*, 97B.711, subdivision 3, 97B.731 and 97B.803.

Dated: 6 September 1996

Rodney W. Sando

Commissioner of Natural Resources

By Gail Lewellan, Assistant Commissioner of
Human Resources and Legal Affairs

Rules as Adopted

6230.0600 DESCRIPTIONS OF CONTROLLED HUNTING ZONES.

[For text of subs 1 and 2, see M.R.]

Subp. 3. **Lac qui Parle Zone, Chippewa, Swift, Big Stone, and Lac qui Parle counties.** The following areas are included in controlled hunting zones in the Lac qui Parle Zone in Chippewa, Swift, Big Stone, and Lac qui Parle counties:

A. On the Lac qui Parle Wildlife Management Area in Chippewa, Swift, Big Stone, and Lac qui Parle Counties, the controlled hunting zone includes the following:

The Northwest Quarter of the Southwest Quarter (NW 1/4 SW 1/4) and the Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4) of Section 32, Township 119 North, Range 42 West, and the Northwest Quarter of the Northeast Quarter (NW 1/4 NE 1/4) and the East Half of the Northwest Quarter (E 1/2 NW 1/4) of Section 5, Township 118 North, Range 42 West, all in Lac qui Parle County.

And also the East Half of the Northwest Quarter (E 1/2 NW 1/4), the East Half of the Southwest Quarter (E 1/2 SW 1/4) and the West Half of the West Half of the Southeast Quarter (W 1/2 W 1/2 SE 1/4) of Section 12, Township 118 North, Range 42 West, the Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4), the Northeast Quarter (NE 1/4) except that part lying northeasterly of State Hwy. 7, the ~~Northeast Quarter~~ **East Half** of the Southeast Quarter (~~NE 1/4~~ **E 1/2** SE 1/4), and those parts of the Northwest Quarter (NW 1/4) owned by the state and posted as "Wildlife Management Area, Controlled Hunting Zone," all in Section 1, Township 118 North, Range 42 West, all in Chippewa County.

And also all state owned land posted as "Wildlife Management Area, Controlled Hunting Zone" located between U.S. Hwy. 59 and County State Aid Highway 33, Chippewa County, in Sections 6 and 7, Township 118 North, Range 41 West, all in Chippewa County.

Emergency Rules

And also the West Half of the Northwest Quarter (W 1/2 NW 1/4), the Southwest Quarter (SW 1/4), the West Half of the Southeast Quarter (W 1/2 SE 1/4) and the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4) of Section 36, Township 119 North, Range 42 West, all in Chippewa County.

[For text of items B and C, see M.R.]

[For text of subs 4 to 8, see M.R.]

6240.0600 TAKING OF DUCKS, COOTS, AND MOORHENS.

Subpart 1. Open seasons. Ducks, coots, and moorhens may be taken statewide from September 28 through November 16, 1996.

Subp. 2. Daily limits. A person in any one day may take no more than five ducks other than mergansers, no more than five mergansers, and a total of 15 coots and moorhens. The daily limit of ducks other than mergansers may not include more than four mallards, of which not more than one may be a female mallard, one black duck, one canvasback, two redheads, one pintail, and two wood ducks. The daily limit of mergansers may not include more than one hooded merganser.

Subp. 3. Canvasback closed areas. The taking of canvasbacks is prohibited on the waters of North Heron Lake, South Heron Lake, North Marsh, and Duck Lake in Jackson county.

Subp. 4. Youth waterfowl hunting day. Ducks, coots, and moorhens may be taken statewide on September 21, 1996, by hunters 15 years of age or younger who are accompanied by a nonhunting adult age 18 or over. The daily bag limits and canvasback closed areas in this part apply. No hunting license or waterfowl stamps are required. Shooting hours are sunrise to 4:00 p.m.

6240.0650 TAKING OF GEESE AND BRANT.

Subpart 1. Open season in West Goose Zone. Canada and white-fronted geese and brant may be taken in the West Goose Zone from September 28 through November 6, 1996, except in the West Central Goose Zone and in the Lac qui Parle Goose Zone as provided in subparts 2 and 3.

Subp. 2. Open season in West Central Goose Zone. Canada and white-fronted geese and brant may be taken during two time periods in the West Central Goose Zone: October 5 through October 13 and October 17 through November 6, 1996, except that the season may close earlier in the Lac qui Parle Goose Zone as provided in subpart 3.

Subp. 3. Open season in Lac qui Parle Goose Zone. Geese and brant may be taken during two time periods in the Lac qui Parle Goose Zone: October 5 through October 13 and October 17 through November 6, 1996, except that the season on geese will be closed earlier than October 13, 1996, during the first period if and when the harvest index of Canada geese in the Lac qui Parle Goose Zone reaches 7,000 as determined by the commissioner, or earlier than November 6, 1996, if and when the harvest index reaches 16,000 during the second period. The commissioner shall provide public notice of early closing, no less than 48 hours prior to the effective time of closing, by:

A. issuing a news release specifying the time of closing and describing the zone; and

B. posting written notices of the closing at the headquarters of the Lac qui Parle Wildlife Area and at four other points around the perimeter of the zone.

Subp. 4. Open season in Northwest Goose Zone. Canada and white-fronted geese and brant may be taken in the Northwest Goose Zone from September 28 through November 6, 1996.

Subp. 5. Daily limits on taking geese and brant.

A. A person may not take more than seven snow, blue, and Ross' geese in any one day.

B. A person may not take more than two brant, two white-fronted geese, and two Canada geese or subspecies, except in the West Central Goose Zone, including the Lac qui Parle Goose Zone, the West Goose Zone, and the Northwest Goose Zone, where the daily limit of Canada geese is one.

6240.0850 TAKING GEESE AND BRANT IN THE WEST GOOSE ZONE.

The West Goose Zone is the area lying within the following boundary:

Beginning at the intersection of U.S. Highway 72 and Interstate Highway 94; thence west on Interstate Highway 94 to the west border of the state; thence south and east on the west and south borders of the state to State Trunk Highway (STH) 60; thence north on STH 60 to U.S. Highway 71; thence north on U.S. Highway 71 to the point of beginning.

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

Emergency Rules

6240.1100 TAKING GEESE IN REMAINDER OF STATE.

The remainder of the state consists of all areas not within the Southeast, Northwest, and West Goose Zones. Canada and white-fronted geese and brant may be taken during the ~~50-day~~ 70-day period beginning the Saturday on or nearest October 1.

6240.1850 GAME REFUGES OPEN TO THE TAKING OF GEESE.

The Douglas County Goose Refuge in Douglas County, the Otter Tail County Goose Refuge in Otter Tail County, ~~the Fox Lake Game Refuge in Martin County, and~~ the Sauk Rapids-Rice Goose Refuge in Benton County, ~~and the St. James Game Refuge in Watonwan County~~ are open to Canada goose hunting during the early goose season and as follows:

A. The Douglas County Goose Refuge, the Otter Tail County Goose Refuge, and the Sauk Rapids-Rice Goose Refuge are open to goose hunting during the ~~50-day~~ 70-day period beginning the Saturday on or nearest October 1. Those portions of the Douglas County Goose Refuge and Otter Tail County Goose Refuge south of Interstate Highway 94 are closed to Canada goose hunting when the West Goose Zone is closed. Taking waterfowl from public roads and their rights-of-way is prohibited.

B. The Fox Lake Game Refuge ~~and is open to goose hunting from September 28 through September 30 and from November 23 through December 6, 1996. No goose hunting is allowed within 100 yards of Fox and Temperance Lakes during November 23 through December 6, 1996.~~ The Saint James Game Refuge ~~are is~~ open to goose hunting ~~during the last eight days of the goose season in the remainder of the state as described in part 6240.1100 from September 28 through September 30, 1996.~~

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

6240.1900 LATE SEASON FOR TAKING GEESE.

[For text of subps 1 and 2, see M.R.]

Subp. 3. **Seasons.** Canada geese may be taken in the Twin Cities Metropolitan Canada Goose Zone, in the Fergus Falls/Alexandria Goose Zone, and in Olmsted County from December ~~15~~ 14 through December 24 ~~23~~. ~~Canada geese may be taken in the Fergus Falls/Alexandria Goose Zone during the ten-day period beginning the second Saturday in December.~~ Taking Canada geese on or within 100 yards of all surface waters, excluding ice, is prohibited in the Twin Cities Metropolitan Canada Goose Zone during the late season.

EFFECTIVE PERIOD. The emergency amendments to Minnesota Rules, parts 6240.0600, 6240.0650, 6240.1100, 6240.1850, and 6240.1900 expire December 31, 1996. The emergency amendments to Minnesota Rules, parts 6230.0600 and 6240.0850 expire 18 months after adoption. After the emergency amendments to Minnesota Rules, parts 6230.0600, 6240.0850, 6240.1100, 6240.1850, and 6240.1900 expire, the permanent rules as they read prior to those amendments again take effect, except as they may be amended by permanent rule.

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

Department of Revenue

Revenue Notice # 96-15: Sales and Use Tax: Capital Equipment and Replacement Capital Equipment - What Activities Qualify; Revocation of Revenue Notice #96-11

The following Revenue Notice was originally published in the *State Register* on September 9, 1996 (21 S.R. 368). Because of technical problems, the notice was published containing several typographical errors. These errors have been corrected and what follows is the revenue notice as it should have been published. Please disregard the previously published version of this notice.

Introduction

Minnesota Statutes, section 297A.25, subdivision 42 provides an exemption from sales and use tax for sales of capital equipment. Procedures for obtaining a refund of taxes paid on capital equipment and replacement capital equipment are found in *Minnesota Statutes*, section 297A.15, subdivision 5. *Minnesota Statutes*, section 297A.01, subdivisions 16 and 20, define capital equipment as equipment and machinery used by the purchaser or lessee primarily for manufacturing, fabricating, mining, or refining tangible personal property to be sold ultimately at retail, and for electronically transmitting results retrieved by a customer of an on-line computerized data retrieval system.

Sold Ultimately at Retail

Although the tangible personal property produced must be intended to be sold at retail, the capital equipment refund extends to all machinery and equipment used in the integrated production process. Each processor that modifies the article of tangible personal property or makes a component of the final article of tangible personal property qualifies for the refund. The tangible personal property produced does not need to be a taxable item. In addition, this refund also extends to machinery and equipment used to electronically transmit results retrieved by a customer of an on-line computerized data retrieval system.

Tangible Personal Property Created vs. Business Activity

Previously, the capital equipment refund only applied to businesses that were primarily engaged in the manufacture, fabrication, mining, or refining of tangible personal property to be sold at retail. However, law changes made in 1994 expanded the eligibility for the refund. The refund now focuses on the purpose and use of the individual equipment and machinery, not on the principal activity of the business. The refund also applies to businesses that provide outside fabrication services that are part of the integrated production process. Equipment and machinery used 50% or more of its operating time to fabricate tangible personal property for other manufacturers is eligible for a refund. For example:

- A retailer selling lumber and other building materials, buys a saw and sander to cut and finish wood to its customers' specifications. While the primary business is that of a retailer, the saw and sander are used to fabricate the lumber that is sold at retail. The saw and sander are eligible for refund.
- A manufacturer contracts with an outside fabricator for precision drilling to be performed on its steel tubes. While the outside fabricator does not produce a tangible product that will be sold ultimately at retail, the precision drilling is essential to the integrated production process for the manufacturer. Any equipment and machinery used 50% or more of the time to fabricate tangible personal property for other manufacturers is eligible for a refund.

Effective Date

This notice is effective for purchases or leases of capital equipment or replacement capital equipment made on or after July 1, 1994.

Revenue Notice #96-11: Sales and Use Tax: Capital Equipment and Replacement Capital Equipment - What Activities Qualify, is hereby revoked.

Dated: 9 September 1996

Patricia A. Lien
Assistant Commissioner for Tax Policy

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.

Minnesota Comprehensive Health Association

Notice of Meeting of the Finance Committee

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA), Finance Committee will be held at 9:00 a.m. on Thursday, September 19, 1996. The meeting will be at HealthPartners, 8100 34th Avenue South, Bloomington, in room "11 South A," located on the 11th floor.

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

Minnesota Comprehensive Health Association

Notice of Meeting of the Board of Directors

NOTICE IS HEREBY GIVEN that the Minnesota Comprehensive Health Association (MCHA), Board of Directors will meet on Wednesday, September 25, 1996 at 8:00 A.M., at MidAmerica Mutual Life Insurance Company, 1801 West County Road B, Roseville. The meeting will be in the first floor conference room.

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

Minnesota Department of Health

Health Policy and Systems Compliance Division

Notice of Application for Essential Community Provider Designation

NOTICE IS HEREBY GIVEN that an application for Essential Community Provider designation has been received from the applicant listed below. Pursuant to *Minnesota Statutes* section 62Q.19, subdivision 1, the public has 30 days from the date of this publication to submit written comments regarding this application. Written comments should be submitted to: Tom Johnson, Minnesota Department of Health, Health Policy and Systems Compliance Division, 121 East Seventh Place, P.O. Box 64975, St. Paul, Minnesota 55164-0975. Telephone inquiries may be directed to Mr. Johnson at (612) 282-6333.

Kittson Memorial Hospital and Home

1010 South Birch

P.O. Box 700

Hallock, Minnesota 56728

Date application was received: August 29, 1996

Dated: 5 September 1996

Anne M. Barry, Commissioner
Minnesota Department of Health

Department of Health

Notice of Completed Application and Notice of and Order for Hearing Before the Emergency Medical Services Regulatory Board In the Matter of the License Application of North Ambulance - Marshall, Marshall, Minnesota

PLEASE TAKE NOTICE that the Emergency Medical Services Regulatory Board (hereinafter "board") has received a completed application from North Ambulance - Marshall, Marshall, Minnesota to upgrade their current license from a basic ambulance to an advanced ambulance.

IT IS HEREBY ORDERED AND NOTICE IS HEREBY GIVEN that, pursuant to *Minnesota Statutes* §§ 14.57 - 14.62 and *Minnesota Statutes* § 144.802 a public hearing will be held on October 23, 1996 at Marshall Fire Hall, 201 East Saratoga Street, Marshall, Minnesota, commencing at 7:00 p.m. If you have an interest in this matter you are hereby urged to attend the public hearing. Failure to do so may prejudice your rights in this and any subsequent proceedings in this matter.

1. The purpose of the hearing is to determine whether the application from this ambulance service should be granted based upon the criteria set forth in *Minnesota Statutes* § 144.802, subd. 3(h). Any interested person may be heard at the hearing. You do not need to be a party to the case to speak.

2. This proceeding has been initiated pursuant to and will be controlled in all aspects by *Minnesota Statutes* §§ 144.801 - 144.8091, *Minnesota Statutes* §§ 14.57 - 14.62, and Rules for Contested Cases of the Office of Administrative Hearings, *Minnesota Rules* 1400.5100-1400.8401. Copies of the rules and statutes may be obtained for a fee from the Department of Administration, Public Documents Division, 117 University Avenue, St. Paul, Minnesota 55155, telephone: (612) 297-3000. *Minnesota Statutes* Ch. 14 and *Minnesota Rules* Ch. 1400 are also available on the Internet at <http://www.state.mn.us/ebranch/oah>.

3. Jan Craig Nelson, Office of Administrative Hearings, 100 Washington Square, 100 Washington Avenue South, Suite 1700, Minneapolis, Minnesota 55401-2138, telephone: (507) 637-2920, fax: (612) 349-2665, (Office Address: P.O. Box 505, Redwood Falls, Minnesota 56283) will preside as administrative law judge at the hearing, and will make a decision and order as to its disposition to the board within ninety (90) days of receiving notice of the application.

4. Any person wishing to intervene as a *party* must submit a petition to do so in accordance with the provisions of *Minnesota Rules* 1400.6200 on or before September 30, 1996. This petition must be **submitted** to the administrative law judge and at the same time shall be **served** upon all existing parties and the board. The petition must (1) show how the contested case affects the petitioner's legal rights, duties or privileges; (2) show how the petitioner may be directly affected by the outcome or that the petitioner's participation is authorized by statute, rule, or court decision; (3) state the grounds and purposes for which intervention is sought; and (4) indicate petitioner's statutory right to intervene, if one exists.

5. In addition to or in place of participating at the hearing, any person may also submit written recommendations for the disposition of the application. These recommendations must be received by the administrative law judge by October 9, 1996.

6. Any subpoena needed to compel the attendance of witnesses or the production of documents may be obtained pursuant to *Minnesota Rules* 1400.7000.

7. At the hearing, the applicant must present its evidence showing that the ambulance service for which it is seeking a license is needed based upon the factors specified in *Minnesota Statutes* § 144.802 subd. 3(h). All persons will be given an opportunity to present and cross-examine witnesses, to be heard orally, and to submit written data or statements. All persons are encouraged to participate in the hearing and are requested to bring to the hearing all documents, records, and witnesses needed to support their position. It is not necessary to intervene as a party in order to participate in the hearing.

8. Please be advised that if nonpublic data is admitted into evidence, it may become public data unless an objection is made and relief is requested under *Minnesota Statutes* § 14.60, subd. 2.

9. You are hereby informed that you may choose to be represented by an attorney in these proceedings, may represent yourself, or be represented by a person of your choice if not otherwise prohibited as the unauthorized practice of law.

10. A Notice of Appearance must be filed with the administrative law judge identified above and other known parties within 20 days following receipt of the Notice of Hearing by any person intending to appear at the hearing as a *party* under *Minnesota Rules* 1400.5700.

11. In accordance with *Minnesota Statutes* § 144.802, subd. 5, the administrative law judges decision shall be the final administrative decision. Any person aggrieved by the decision or action shall be entitled to judicial review in the manner provided in *Minnesota Statutes* §§ 14.63 to 14.69.

12. IF YOU NEED A REASONABLE ACCOMMODATION FOR A DISABILITY in order to participate in this hearing process, please call voice: (612) 341-7610; or TTY (612) 341-7346.

Dated: 5 September 1996

Gary Wingrove
Acting Executive Director

Official Notices

Department of Labor and Industry

Labor Standards Division

Notice of Prevailing Wage Certifications for Commercial Construction Projects

Effective September 16, 1996 prevailing wage rates were determined and certified for commercial construction projects in the following counties:

Anoka: Andover City Hall-Andover; Reroofing Cottages #4, 6, 7, 8 at Anoka RTC-Anoka; Partial Reroofing - Anoka County Courthouse-Anoka.

Chippewa: Montevideo Schools Lighting Retrofit-Montevideo.

Hennepin: Re-bid of Science/Tech Prep Addition and Deferred Maintenance Remodel at Minneapolis North Community High School-Minneapolis.

Olmsted: Olmsted County Juvenile Detention Remodeling-Rochester; Rochester Community and Technical College Riverland Hall Power Upgrade-Rochester.

Ramsey: 1997 Metro Department of Natural Resources Office Remodel-St. Paul.

St. Louis: Partial Reroofing at Eveleth Nursery-Eveleth; 1996 Wastewater Plant Improvements - North Plant-Hibbing.

Stearns: Beaver Island Trail Maintenance Building Addition-St. Cloud.

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

Office of the Ombudsman for Mental Health and Mental Retardation

Notice of Meeting of the Office's Advisory Committee

The Ombudsman for Mental Health and Mental Retardation Advisory Committee will hold a general meeting from 9:00 a.m. until 1:00 p.m. on Thursday, September 19, 1996. The meeting will be held in Suite 400, Conference Room 1, Metro Square Building on 7th and Robert Street, St. Paul.

Minnesota Property Insurance Placement Facility

Notice of Meeting of the Governing Board

NOTICE IS HEREBY GIVEN that the third quarter meeting of the Governing Board of the Minnesota Property Insurance Placement Facility will be held at 9:00 a.m. on Wednesday, September 18, 1996 in the Conference Room of the Minnesota Department of Commerce, 133 East 7th Street, St. Paul, Minnesota. For additional information please call 338-7584.

In addition to requests by state agencies for technical/professional services (published in the State Contracts section), the *State Register* also publishes notices about grants and loans available through any agency or branch of state government. Although some grant and loan 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 and loan notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Pollution Control Agency

Water Quality Division

Applications Accepted for Resource Investigation and Project Implementation Grants and Loans through the Clean Water Partnership (CWP) Program

The Minnesota Pollution Control Agency (MPCA) hereby announces that it will accept applications for Resource Investigation and Project Implementation Grants and Loans through the Clean Water Partnership Program.

In 1987, the Minnesota Legislature established the CWP Program (*Minnesota Statutes* §§ 103F.701 through 103F.761) to protect and improve surface and ground water in Minnesota through financial and technical assistance to local units of government.

Applications will be accepted from local units of government interested in leading a nonpoint source pollution control project. CWP project funding is awarded in two phases. The first phase, the Resource Investigation Phase, involves the completion of a diagnostic study and implementation plan that identifies pollution problems, their causes, and identifies the combination of management practices necessary to improve or protect water quality. The second phase, the Project Implementation Phase, involves implementing the activities identified in the first phase as necessary to improve or protect water quality.

All applications must be received by 4:30 p.m. on November 27, 1996.

Minnesota Rules 7076.0100 through 7076.0290 provide the criteria and procedural conditions under which the MPCA may award assistance to local unit of government. An information package is available for all interested parties. This package includes: 1) the CWP application; 2) a copy of *Minnesota Rules* 7076.0100 through 7076.0290; 3) a copy of *Minnesota Statutes* §§ 103F.701 through 103F.761; and 4) other guidance documents. Request additional information and the CWP Application Information Package from:

Julie McDonnell
Watershed Assistance Section
Water Quality Division
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155
Phone: (612) 296-8420

Professional, Technical & Consulting Contracts

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

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

Department of Administration

State Designer Selection Board

Request for Proposal for a Department of Transportation Project

To Minnesota Registered Design Professionals:

The State Designer Selection Board has been requested to select a consultant for a Department of Transportation project. Design firms who wish to be considered for this project should deliver proposals on or before 4:00 p.m., Monday, October 7, 1996, to:

Mary Closner, Executive Secretary
State Designer Selection Board
Department of Administration
50 Sherburne Avenue, Room G-10
St. Paul, Minnesota 55155-3000
(612) 296-4655

The proposals must conform to the following:

- 1) Six (6) copies of the proposal will be required **plus (1) additional unbound copy in black and white for micro fiche purposes only.***
- 2) All data must be on 8½" x 11" sheets, soft bound. No more than 20 printed faces will be allowed (see the following bullet points for clarification).
 - Any letters directed to the Board should be bound into the proposal. It is not necessary to do a cover letter to Mary Closner.
 - Blank dividers with printed tab headings are not counted as faces.
 - Front and back covers of proposals are not counted as faces.
 - None of the statutory or mandatory information, except as required for the front cover, should appear on the front or back covers.
- 3) The cover of the proposal must be clearly labeled with the project number, as listed in number 7 below, together with the designer's firm name, address, telephone number, and the name of the contact person.
- 4) Proposal Summary

All proposals shall begin with a summary which includes only the following items:

- a) Name of firm and its legal status;
- b) Names of the persons responsible for both the management and production of the work, including consultants, as well as Minnesota registration numbers for all.
- c) The proposal shall contain a statement indicating that the consultants listed have been contacted and have agreed to be a part of the design team.
- d) A commitment to enter the work promptly, if selected, by engaging the consultants and assigning the persons named in 4(b) above, along with adequate staff to meet the requirements of work.
- e) A list of State and University of Minnesota current and past projects and studies awarded to the prime firm(s) submitting this proposal during the four (4) years immediately preceding the date of this request for proposal. The prime firm(s) shall list and total all fees associated with these projects and studies whether or not the fees have been received or are anticipated. In addition, the prime firm(s) shall indicate the amount of fees listed which were paid directly to engineers or other specialty consultants employed on the projects and studies listed pursuant to the above. **NOTE:** Please call Mary Closner for a copy of the acceptable format for providing this information. She will fax it to you.

Professional, Technical & Consulting Contracts

- f) In accordance with the provisions of *Minnesota Statutes*, 1981 Supplement, Section 363.073; for all contracts estimated to be in excess of \$50,000.00, 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; therefore, the proposal shall include one of the following:
1. A copy of your firm's current certificate of compliance issued by the Commissioner of Human Rights; or
 2. A statement certifying that the firm has a current certificate of compliance issued by the Commissioner of Human Rights; or
 3. A statement certifying that the firm has not had more than 20 full-time employees at any time during the previous 12 months.
- 5) Additional Proposal Contents:
- a) A section containing graphic material (photos, plans, drawings, etc.) as evidence of the firm's qualifications for the work. The graphic material must be identified. It must be work in which the personnel listed in 4(b) above have had significant participation and their roles must be clearly described. It must be noted if the personnel were, at the time of the work, employed by other than their present firms.
 - b) Expanded resumes showing qualification of individuals, listed in 4(b) above, administering or producing the major elements of the work, including consultants. Identify roles that such persons played in projects which are relevant to the project at hand.
 - c) A discussion of the firms understanding of and approach to the project.
 - d) A listing of relevant past projects.
- 6) Design firms wishing to have their proposals returned after the Board's review, must follow one of the following procedures:
- a) Enclose a self-addressed stamped postal card with the proposals. Design firms will be notified when material is ready to be picked up. Design firms will have two (2) weeks to pick up their proposals, after which time the proposals will be discarded; or
 - b) Enclose a self-addressed stamped mailing envelope with the proposals. When the Board has completed its review, proposals will be returned using this envelope.

In accordance with existing statutes, the Board will retain one copy of each proposal submitted.

Any questions concerning the Board's procedures, their schedule for the projects herein described, or the fee format form may be referred to Mary Closner at (612) 296-4655.

7) **PROJECT 18-96**
Department of Transportation
South Central Metro Truck Station
St. Paul, Minnesota

1. PROJECT DESCRIPTION:

The project will consist of a new truck station building to replace the existing truck stations at Fort Snelling and France Avenue. The facility could also be a shared building with the City of Richfield under a partnership agreement. The Mn/DOT portion of the project is projected to cost \$4,500,000. This will include the cost of the building, site work, equipment, consultant fees for bidding and construction administration as well as reimbursable expenses.

Mn/DOT has completed a preliminary program for the project. This will be used as the basis for the predesign work on the project.

2. REQUIRED CONSULTANT SERVICES:

The scope of the work under this contract will be to provide complete design services from predesign through construction. The consultant fee will be based on 6% of the estimated construction cost. The funding for the design phases and the construction documents was part of Mn/DOT's 1996 Capital Building Request. The funding for building construction will be part of Mn/DOT's 1997 Capital Building Request.

The selected design firm and their associated firms, shall each demonstrate experience in successfully completing projects of a similar type, size, and complexity. The consultant will be required to provide architectural, structural, mechanical, and electrical services.

Professional, Technical & Consulting Contracts

The construction documents shall be done using computer aided design and drafting (CADD) in a system compatible with Bentley Systems Microstation Version 5. AutoCAD Version 12 and 13 are compatible. The Mn/DOT Building Section will provide the consultant with a copy of their *Consultant Procedures for Construction Projects* to aid in completing their work.

3. PROJECT SCHEDULE:

The consultant will start the project as soon as the contract has been executed. The project should be ready for bidding in July of 1997. The building needs to be ready for occupancy by October of 1998. This time table is needed because of highway construction for the interchange at Highways 55 and 62 near the Fort Snelling Truck Station.

4. PROJECT INFORMATION MEETING:

There will be an on site information meeting and building tour for all consultants submitting proposals for the project. This will be the only time the building is available to the consultants. The meeting will be at 10:00 a.m. on Wednesday, September 25, 1996, at the Maryland Avenue Truck Station, 244 Maryland Avenue (I-35 E and Maryland Avenue), St. Paul, Minnesota.

5. PROJECT INFORMATION:

Project information is available upon request. Questions concerning the project should be referred to:

Ronald Lagerquist, Architect
Minnesota Department of Transportation
Office of Maintenance: Building Section
Transportation Building MS 715
395 John Ireland Boulevard
St. Paul, Minnesota 55155-1899
Phone: (612) 297-4742/Fax: (612) 282-9904

6. STATE DESIGNER BOARD SCHEDULE FOR PROJECT 18-96:

Thursday, October 24, 1996 - Shortlist

Tuesday, November 5, 1996 - Interviews & Award

***The addition of the black and white copy is for time and money savings only. If you do not submit this unbound, file copy, you will *not* be disqualified. We will simply break down one of the bound copies you submit and recycle the components that are unusable for micro fiche (i.e., photos, tabs, decorative covers, laminated inserts, blank covers).**

Douglas Wolfangle, P.E., Chair
State Designer Selection Board

Department of Administration

Real Estate Management Division

Wanted to Buy or Lease Residential Properties in Rice County

The State of Minnesota is interested in the following in Rice County: 1) buying or leasing *existing* 3 & 4 bedroom rambler style homes; 2) leasing *newly constructed* 4 bedroom rambler style homes; and 3) buying residential lots. If you own or develop such properties and are interested in selling or leasing, or have an exclusive listing on such properties, please send information to the Department of Administration, Room 309, 50 Sherburne Avenue, St. Paul, MN 55155. Call (612) 296-2278 if you have any questions regarding this request for information.

Office of Administrative Hearings

Notice of Request for Proposal for Court Reporting and Tape Transcription

The State of Minnesota will be entering into contracts to provide services to all State agencies for court reporting and tape transcription for calendar year 1997. To receive a Request for Proposal, contact Dennis Reek, Office of Administrative Hearings, Suite 1700, 100 Washington Square, Minneapolis, Minnesota 55401 (telephone 612/341-7643, TDD: 612/341-7346). Final proposals must be received by October 25, 1996. The Request for Proposal can be furnished in large type or on a cassette tape by calling 612/341-7642.

Department of Children, Families and Learning

Office of Community Services

Notice of Request for Proposals to Evaluate Community-Based Prevention Programs

The Department of Children, Families and Learning requests proposals to evaluate community-based prevention programs and to assist Prevention and Intervention funding grantee organizations statewide in the development and implementation of effective evaluation.

Project Cost:

The department has estimated that the cost of this project should not exceed \$110,000.

Proposals Due By:

October 16, 1996

Project Period:

November 15, 1996, through March 31, 1999

To request a copy of the full Request for Proposal contact:

Carol Thomas
Office of Community Services, #976
Dept. of Children, Families and Learning
550 Cedar Street
St. Paul, MN 55101
612/296-8023

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.

Office of Environmental Assistance

Notice of Availability of Request for Proposals to Assist the Office with Implementing a Complex Internal Reorganization

The Minnesota Office of Environmental Assistance (OEA) is seeking proposals to assist the OEA with implementing a complex internal reorganization. Proposals will involve three tasks: (A) an assessment of work processes and organizational structure, (B) employee training, and (C) organizational facilitation.

The consultant will research and assess the OEA's work processes, its new organizational structure, and how that structure has been implemented to date. Once this assessment has been conducted, the consultant will recommend a training program for OEA employees that will address areas of need uncovered. The consultant may either develop and deliver this training directly, or identify outside sources to conduct the training. Also the consultant will recommend approaches to facilitate the reorganization, including, but not limited to: (a) working with teams to increase their effectiveness, and (b) assisting upper management in refining/communicating their vision of the organizational structure.

Agency Contact:

Prospective responders who would like a copy of the Request for Proposal (RFP) or have any questions may call or write:

Paul Smith
Senior Project Manager
Minnesota Office of Environmental Assistance
520 Lafayette Road North, 2nd Floor
St. Paul, Minnesota 55155-4100
612-215-0207 or 612-296-3417. Toll free: 1-800-657-3843.

Deadline for Submitting Proposals:

All proposals must be received by the Minnesota Office of Environmental Assistance not later than 4:00 p.m. on Friday, October 4, 1996.

Professional, Technical & Consulting Contracts

Maximum Funding Available:

The OEA estimates the cost of this contract to complete all three tasks, including the employee training and followup evaluation, at no more than \$50,000.

Completion Date:

All activities must be completed no later than Monday, June 30, 1997.

Department of Human Services

Economic and Community Support Strategies Self-Sufficiency Programs Division

Request for Proposals for Contractual Services to Evaluate the WorkFIRST Program in Carver and Clay Counties, Minnesota

NOTICE IS HEREBY GIVEN that the Self-Sufficiency Programs Division, Economic and Community Support Strategies, Minnesota Department of Human Services, is seeking proposal to evaluate the WorkFIRST Program in Carver and Clay Counties, Minnesota.

WorkFIRST is a five-year pilot program approved by the U.S. Department of Health and Human Services. The project is a random assignment experiment designed to test the effects of vendor payment of grants and early work-force attachment with transition supports on rates of employment and movement to self-sufficiency for first-time applicants for cash assistance. Participants will engage in immediate job search activities and for those who do not find work within eight weeks will be placed in temporary public service jobs.

To be considered for funding, proposals must be post-marked or hand delivered to the Self-Sufficiency Programs Division by 4:00 P.M., CDT, October 11, 1996. We reserve the right not to act on this Request for Proposals.

Please direct all questions and requests for copies of the full Request for Proposals to:

John W. Morrison
Minnesota Department of Human Services
Self-Sufficiency Programs Division
Human Services Building
444 Lafayette Road
St. Paul, Minnesota 55155-3837
Phone: 612-297-4623

Department of Human Services

Health Care Administration

Notice of Request for Statement of Interest from Prepaid Health Plans to Provide Health Care Services in Wright County, Minnesota

The Department of Human Services (Department) is seeking statements of interest from prepaid health plans to provide health care services to the Medical Assistance (MA) and General Assistance Medical Care (GAMC) populations in Wright County eligible for enrollment in the Department's managed care program. The MA/GAMC populations required to enroll in the managed care program include the Aid to Families with Dependent Children (AFDC), AFDC-related, needy children, aged, and General Assistance (GA) eligibility groups. The enrollment process will begin on January 2, 1997 and will occur gradually over several months.

ESTIMATED AVERAGE NUMBER OF ELIGIBLE ENROLLEES

COUNTY	MEDICAL ASSISTANCE	GA/GAMC	TOTAL
WRIGHT	3,894	333	4,227

Prepaid health plans must be able to provide all MA/GAMC covered services and must be able to accept financial risk. Capitation rates have been set by the Department in consultation with an independent actuary. Contracts will be awarded based upon: (1) capacity and geographic accessibility of service delivery sites; (2) ability to comply with service delivery standards appropriate to the demographic characteristics of the population to be enrolled; (3) financial and risk capability; and (4) ability to meet quality assurance, complaint, appeal and reporting requirements. The commissioner reserves the right to reject any proposal.

Health plans currently contracting with the Department to provide MA/GAMC services in other counties will be required to submit updated provider network information for Wright County. Health plans that do not currently have a contract to provide services in any other county will be required to submit detailed specifications.

Interested parties may receive detailed information regarding the updated network requirements for current contractors and detailed specifications for non-contractors by writing or contacting:

Pam Austin
Minnesota Department of Human Services
444 Lafayette Road
St. Paul, MN 55155-3854
Phone: (612) 297-2355

Ms. Austin is the only person at the Department of Human Services authorized to answer questions regarding this document.

The deadline for submitting any statement of interest including network information is 4:30 P.M., Monday, October 14, 1996. Responses submitted after this time may be rejected.

Professional, Technical & Consulting Contracts

Iron Range Resources and Rehabilitation Board

Notice of Request for Proposals for Ironworld Programming Assistance

The Iron Range Resources and Rehabilitation Board (IRRRB), a State agency responsible for diversifying the economy of Northeastern Minnesota, is seeking proposals from qualified consultants and companies to assist in the programming needs at Ironworld Discovery Center, located in Chisholm, MN.

Goal

It is the goal of this project to increase the attendance while reducing the subsidy at Ironworld Discovery Center by presenting more unique and interesting programming of festivals and events to be scheduled for presentation at Ironworld Discovery Center.

Project Scope and Work Program

Ironworld Discovery Center is a theme park and entertainment center dedicated to increasing the tourism industry in northeastern Minnesota. The IRRRB expects to establish a contract with an individual/firm to provide assistance to the Ironworld programming staff in the establishment of new entertainment events and the improvement of existing events which are staged within the Ironworld complex. Respondents are requested to explain in detail their proposed plans to accomplish stated objectives, along with a detailed account of experience in the event/entertainment field, and a list of references of venues for whom they have provided services. It is anticipated that this contract will begin on approximately October 15, 1996 and remain in effect until October 1, 1997, with options to renew for four additional one year periods.

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 may call or write:

Shirley Robinson, Contract Coordinator
IRRRB
P.O. Box 441
Eveleth, MN 55734
(218) 749-7721

by September 20, 1996.

All proposals must be received not later than 3:30 P.M. October 3, 1996, as indicated by a notation made by the receptionist at the front desk of the IRRRB administration building located on highway 53 South, Eveleth, MN. Late proposals will not be considered.

Proposals should be marked Ironworld Programming and mailed or delivered to:

Shirley Robinson
P.O. Box 441
Eveleth, MN 55734

by 3:30 P.M. October 3, 1996.

In Compliance with *Minnesota Statutes* 16b.167, the availability of this contracting opportunity is being offered to state employees. We will evaluate the responses of any state employee along with other responses to this Request for Proposal.

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.

Minnesota Health Data Institute

Notice of Request for Proposals for Condition-Specific Performance Measurement Partnerships

The Performance Measurement Committee (PMC) of the Minnesota Health Data Institute seeks proposals from qualified organizations to work in partnership with the Institute to design and implement one or more condition-specific performance measurement projects. The PMC seeks organizations with demonstrated capacity and expertise in evaluating and reporting performance measures related to the following conditions: asthma; breast cancer; depression; diabetes; ischemic heart disease; and pregnancy and childbirth. More than one organization may be selected as a partner for this activity, and not all conditions may be undertaken at the same time. Funding for all condition-specific measurement projects is currently not available through the Institute. Organizations responding to this RFP must describe how they will work with the Institute to secure funding for the measurement work proposed, and indicate how they will work to encourage participation in the proposed condition-specific measurement projects with health plans and provider systems in Minnesota.

All organizations responding to this RFP must submit a Letter of Intent to the Institute by Thursday, September 26, 1996. A complete proposal must be received by Friday, October 10, 1996.

Full details of this Request for Proposals may be obtained by contacting:

Dale V. Shaller
Executive Director
Minnesota Health Data Institute
910 Piper Jaffray Plaza
444 Cedar Street
Saint Paul, MN 55101
Phone 612.228.4374 or Fax 612.222.4209

Metropolitan Council

Notice of Availability of Funds from the Metropolitan Livable Communities Act Tax Base Revitalization Account

Purpose:

The Metropolitan Livable Communities Act (*Minnesota Statutes* Ch. 473.25) created a **Tax Base Revitalization Account** to make grants to clean up contaminated land for subsequent commercial/industrial re-development, job retention and job growth. Applications will be prioritized to the extent that they address the following: increase local tax base; create net gain in regional jobs; demonstrate market demand for proposed site; preserve and/or increase living wage jobs; promote compact development; provide living wage jobs; demonstrate public/private partnerships; and make more efficient use of current infrastructure capacity. This program is being coordinated with complementary programs at the MN Pollution Control Agency (MPCA) and MN Department of Trade and Economic Development (DTED).

Eligible Applicants:

Statutory or home rule charter cities that are participating in the Metropolitan Livable Communities Housing Incentives Program are eligible to apply; as are metropolitan counties (Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, Washington) and development authorities (e.g., Housing and Redevelopment Authority, Economic Development Authority or Port Authority) for projects in eligible communities.

Submission Date:

Two (2) copies of the applications are due at the Metropolitan Council, Attn: Wayne Nelson, 230 E. Fifth St., St. Paul, MN 55101, by 5 p.m., November 15, 1996.

Non-State Public Bids, Contracts & Grants

Amount Available:

Approximately \$2.5 million will be available for grants awarded this cycle. Grants will be awarded on a competitive basis. If applications for grants exceed the available funds for this cycle, no more than one-half of the funds may be granted to projects in a single city, and not more than three-quarters of the funds may be granted to projects located in cities of the first class.

For More Information:

For a copy of the grant application guide and format, contact Wayne Nelson, Metropolitan Council staff, at 291-6406 or 291-0904 (TTY).

Metropolitan Council

Notice of Request for Proposals for Professional Services to Digitize Carver and Ramsey County Soil Surveys

The Metropolitan Council's Research and Policy Development Division's Geographic Information Systems (GIS) group is soliciting proposals from contractors to digitize Carver and Ramsey County soil surveys.

Purpose:

The Council's Geographic Information Systems group, in conjunction with two metropolitan area counties, requires digitized soil surveys for Carver and Ramsey counties. There is a diverse need for digital soil survey data for local and regional modeling projects, general soil mapping and impact analysis.

Proposal Submission Date:

Completed proposals must be received by 4 p.m., Friday, September 27, 1996 in the offices of the Metropolitan Council.

Disclaimer:

This request does not obligate the Metropolitan Council to complete the work contemplated in this notice and RFP. The Council reserves the right to cancel this solicitation and reissue the RFP. All expenses incurred in responding to this notice and the RFP are the responsibility of and will be borne by the responding parties.

For More Information or to Receive a Copy of the RFP:

Call David Vessel, project manager, at 612/291-6642 or TTY 612/291-0904 or via e-mail david.vessel@metc.state.mn.us

Submittal Address:

Metropolitan Council, 230 E. Fifth St., St. Paul, MN 55101-1634, attention David Vessel, project manager.



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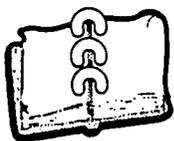
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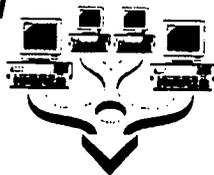
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