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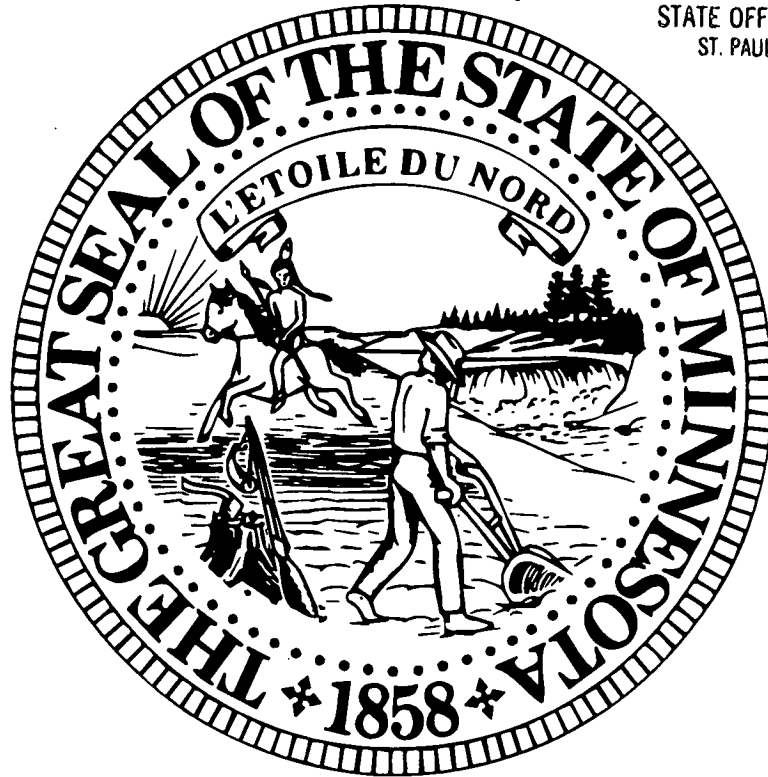
The Minnesota
**State
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The *State Register* is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official and revenue notices, professional-technical-consulting contracts,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

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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
# 37	Monday 10 March	Monday 24 February	Monday 3 March
# 38	Monday 17 March	Monday 3 March	Monday 10 March
# 39	Monday 24 March	Monday 10 March	Monday 17 March
# 40	Monday 31 March	Monday 17 March	Monday 24 March

Arne H. Carlson, Governor 612/296-3391
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Hubert H. Humphrey III, Attorney General 612/297-4272
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Joan Anderson Growe, Secretary of State 612/296-2079
Michael A. McGrath, State Treasurer 612/296-7091

Department of Administration:

Elaine S. Hansen, Commissioner 612/296-1424
Kent Allin, Asst. Commissioner 612/297-4261

Communications Media Division
Kathi Lynch, Director 612/297-2553
Mary Mikes, Manager 612/297-3979

Robin PanLener, Editor 612/297-7963
Jessie Hill, Subscriptions 612/297-8774

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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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Professional, Technical and Consulting contract awards are published monthly in an *Awards Report*.

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

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 80 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. The current 1995 set is a 13-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Generally speaking, proposed and adopted exempt rules do not appear in this set because of their short-term nature, but are published in the *State Register*.

An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, or within 60 days of the effective date of any new statutory grant of required rulemaking.

When rules are first drafted, state agencies publish them as **Proposed Rules**, along with a notice of hearing, or a 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 most current edition of 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 issues #1-39; issues #40-51 inclusive; and issues #1-52 (or 53 in some years), cumulative for issues #1-52 (or 53). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the *State Register*, contact Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

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Proposed Rules

Comments on Planned Rules or Rule Amendments

An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

Rules to be Adopted After a Hearing

After receiving comments and deciding to hold a public hearing on the rule, an agency drafts its rule. It then publishes its rules with a notice of hearing. All persons wishing to make a statement must register at the hearing. Anyone who wishes to submit written comments may do so at the hearing, or within five working days of the close of the hearing. Administrative law judges may, during the hearing, extend the period for receiving comments up to 20 calendar days. For five business days after the submission period the agency and interested persons may respond to any new information submitted during the written submission period and the record then is closed. The administrative law judge prepares a report within 30 days, stating findings of fact, conclusions and recommendations. After receiving the report, the agency decides whether to adopt, withdraw or modify the proposed rule based on consideration of the comments made during the rule hearing procedure and the report of the administrative law judge. The agency must wait five days after receiving the report before taking any action.

Rules to be Adopted Without a Hearing

Pursuant to *Minnesota Statutes* § 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing. An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public. The agency then publishes a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. 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*.

Department of Natural Resources

Proposed Permanent Rules Relating to Game and Fish; Aquatic Management Areas

DUAL NOTICE: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons Request a Hearing, and Notice of Hearing If 25 or More Requests for Hearing Are Received

Proposed Rules and Rule Amendments Governing Game and Fish *Minnesota Rules*, Chapters 6230, 6232, 6234, 6240, 6244, 6254, 6256, 6258, 6260, 6262, 6264, 6266, and 6270.

Introduction. The Department of Natural Resources intends to adopt 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. If, however, 25 or more persons submit a written request for a hearing on the rules within 30 days or by 4:30 p.m. on April 9, 1997, a public hearing will be held in the Board Room on the lower level of the Pollution Control Agency Building, 520 Lafayette Road, St. Paul, Minnesota 55155, starting at 9:00 a.m., on April 29, 1997. To find out whether the rules will be adopted without a hearing or if the hearing will be held, you should contact the agency contact person after April 9, 1997 and before April 29, 1997.

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: Richard Hassinger at Department of Natural Resources, 500 Lafayette Road, Box 20, St. Paul, Minnesota 55155-4020, telephone (612) 297-1308. TTY users may call the Department of Natural Resources at 1-800-657-3929.

Subject of Rules and Statutory Authority. The proposed rules are about the following fish and game matters:

- closing Sand Prairie and Pike Bay Wildlife Management Areas to hunting and/or trapping;
- opening and closing special hunting and fishing provisions in the following state game refuges: Lac qui Parle Game Refuge and Nerstrand Woods Game Refuge;
- clarifying and modifying requirements for controlled hunting zones, changing the description of the Lac qui Parle controlled hunt zone, and closing non-waterfowl hunting in the Orwell controlled hunt zone;
- clarifying purchase and validity of deer management and intensive harvest permits;
- making the allowable time for retrieval of deer in northwest Minnesota WMAs with an ATV or snowmobile consistent with the statutory change in shooting hours;
- making rules on deer registration consistent with the statutory change allowing quartering of deer prior to registration;
- modifying bear tagging provisions to allow a tyvek®-type seal and requiring tagging and validation of the license at the site of the kill;
- modifying the boundaries of bear quota area 41;

- clarifying that tenants as well as landowners qualify for moose licenses, as authorized by statute;
- defining eligible family members for landowner/tenant elk licenses consistent with statute and the provisions for moose;
- modifying some deer and bear registration block boundaries;
- providing for a combined limit of cottontail rabbit, jackrabbit, and snowshoe hare;
- opening the raccoon and red fox seasons continuously;
- allowing the use of traps capable of capturing more than one animal at a time;
- allowing a person to be accompanied by a dog while setting or tending traps;
- modifying the procedure for obtaining registered furbearer possession tags;
- modifying goose season areas, hunting seasons, and permit requirements;
- permitting bear as a species that may be possessed for rehabilitation;
- establishing a closed season for snapping turtles;
- modifying notification requirements of commercial mussel harvest operations;
- marking uncovered holes in the ice left by commercial fishing operators;
- largemouth and smallmouth bass season changes in inland waters;
- size limit, possession limit, and closed season for brook trout and splake in Lake Superior and its tributaries;
- catch and release for wild rainbow trout (including steelhead) in Lake Superior and its tributaries;
- removal of rule language regarding Atlantic salmon and rule language superseded by statute;
- reduction in salmon possession limits for Lake Superior and its tributaries;
- technical correction to general provisions for special management waters;
- clarification of fish possession limits for boundary waters with adjacent states;
- seasonal fishing closures for portions of two Minnesota-South Dakota boundary waters;
- establishment of provisions for aquatic management areas; and
- repeal of restrictions on minnow seining in Otter Creek in Mower County and the Zumbro River in Wabasha County.

The statutory authority to adopt the rules related to game is *Minnesota Statutes*, sections 97A.091, 97A.092, 97A.137, 97A.401, 97A.411, 97A.431, 97A.433, 97A.485, 97A.535, 97B.301, 97B.311, 97B.411, 97B.065, 97B.615, 97B.621, 97B.803, 97B.901, 97B.911, 97B.915, 97B.921, 97B.925, 97C.505, and 97C.605.

The statutory authority to adopt the rules related to fish is *Minnesota Statutes*, sections 86A.06, 97A.045, 97C.001, 97C.005, 97C.401, 97C.415, 97C.701 and 97C.811.

A copy of the proposed rules is published in the *State Register*. A free copy of the rules is available upon request from the agency contact person listed above.

Comments. You have until 4:30 p.m. on April 9, 1997, to submit written comment in support of or in opposition to the proposed rules or 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 comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. 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 April 9, 1997. 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.

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

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/Accommodation. 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 or if you need an accommodation to make this hearing accessible, please contact the agency contact person at the address or telephone number listed above.

Modifications. The proposed rules may be modified, either as a result of public comment or as a result of the rule hearing process. Modifications must be supported by data and views submitted to the agency or presented at the hearing 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.

Cancellation of Hearing. The hearing scheduled for April 29, 1997, will be canceled if the agency does not receive requests from 25 or more persons that a hearing be held on the rules. If you requested a public hearing, the agency will notify you before the scheduled hearing whether or not the hearing will be held. You may also call the agency contact person at (612) 297-1464 after April 9, 1997 to find out whether the hearing will be held.

Notice of Hearing. If 25 or more persons submit written requests for a public hearing on the rules, a hearing will be held following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The hearing will be held on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge Allan W. Klein is assigned to conduct the hearing. Judge Klein can be reached at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138, telephone (612) 341-7609, and fax (612) 349-2665.

Hearing Procedure. If a hearing is held, you and all interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time before the close of the hearing record. All evidence presented should relate to the proposed rules. You may also submit written material to the Administrative Law Judge to be recorded in the hearing record for five working days after the public hearing ends. This five-day comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the Administrative Law Judge at the hearing. Following the comment period, there is a five-working-day response period during which the agency and any interested person may respond in writing to any new information submitted. No additional evidence may be submitted during the five-day response period. All comments and responses submitted to the Administrative Law Judge must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the due date. All comments or responses received will be available for review at the Office of Administrative Hearings. This rule hearing procedure is governed by *Minnesota Rules*, parts 1400.2000, to 1400.2240, and *Minnesota Statutes*, sections 14.131 to 14.20. Questions about procedure may be directed to the Administrative Law Judge.

The agency request that any person submitting written views or data to the Administrative Law Judge prior to the hearing or during the comment or response period also submit a copy of the written views or data to the agency contact person at the address stated above.

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. The statement may also be reviewed and copies obtained at the cost of reproduction from either the agency or the Office of Administrative Hearings.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Ethical Practices Board. Questions regarding this requirement may be directed to the Ethical Practices Board at: First Floor South, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone (612) 296-5148 or 1-800-657-3889.

Adoption Procedure if No Hearing. 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.

Adoption Procedure After a Hearing. If a hearing is held, after the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rules. You may ask to be notified of the date when the Administrative Law Judge's report will become available, and can make this request at the hearing or in writing to the Administrative Law Judge. You may also ask to be notified of the date on which the agency adopts the rules and files them with the Secretary of State, and can make this request at the hearing or in writing to the agency contact person stated above.

Order. I order that the rulemaking hearing be held at the date, time, and location listed above.

Dated: 20 February 1997

Gail Lewellan
Assistant Commissioner of Human Resources
and Legal Affairs
Department of Natural Resources

6230.0200 SPECIAL PROVISIONS FOR WILDLIFE MANAGEMENT AREAS.

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

Subp. 5. **Areas closed to hunting and trapping.** The Boerner Wildlife Management Area in Sibley county, the Buelow Wildlife Management Area in Steele county, the Bryson Wildlife Management Area in Freeborn county, ~~and~~ the Hutchinson Wildlife Management Area in McLeod county, and the Sand Prairie Wildlife Management Area in Sherburne county are closed to the hunting and trapping of all species.

[For text of subs 6 to 9, see M.R.]

Subp. 10. Areas closed to trapping only. The Pike Bay Wildlife Management Area in St. Louis county is closed to the trapping of all species.

6230.0400 SPECIAL PROVISIONS FOR STATE GAME REFUGES.

[For text of subs 1 to 20, see M.R.]

Subp. 21. **Lac qui Parle Game Refuge, Chippewa and Lac qui Parle counties.** The following special provisions apply to the Lac qui Parle Game Refuge, Chippewa, and Lac qui Parle counties:

A. Those portions within the Lac qui Parle State Recreational Area, Mission Site, or that are posted to prohibit trespass are closed to hunting. The remainder of the refuge is open to:

(1) waterfowl hunting only during the open goose season in the Lac qui Parle Zone, only at designated hunting stations as provided by parts 6230.0500 ~~and to~~ 6230.1100;

(2) deer hunting; and

(3) small game hunting other than waterfowl, except ~~during from~~ the first day of the open goose season through the last day of the open goose season in the Lac qui Parle Goose Zone ~~where, when~~ small game hunting is allowed only at designated hunting stations as provided by parts 6230.0500 to 6230.1100. Small game hunting is not allowed on closed goose hunting days during a split goose season.

B. ~~From September 20 to December 1,~~ A person may not trespass on any part of the refuge which is posted with signs prohibiting trespass during this period the dates posted, except that fishing is permitted in the posted closed area within the Lac qui Parle Goose Zone until the day before the opening day of the goose season and beginning again the day after the goose season closes on any day when goose hunting in the zone is closed.

C. A person may not ~~trespass on~~ enter onto Rosemoen Island at any time during the year, except as specifically authorized.

[For text of subs 22 to 30, see M.R.]

Subp. 31. **Nerstrand Woods Game Refuge, Rice county.** That portion of the Nerstrand Woods Game Refuge in Rice county that is within the Nerstrand Big Woods State Park and the Prairie Creek Woods Scientific and Natural Area is open to deer hunting by muzzleloader special permit only. The remainder of the refuge is open to deer hunting by archery during the archery season and deer hunting by muzzleloader during the muzzleloader season.

[For text of subs 32 to 52, see M.R.]

6230.0500 GENERAL REGULATIONS FOR CONTROLLED HUNTING ZONES.

The following regulations apply to all persons within a controlled hunting zone during the open Canada goose seasons or as otherwise specified in parts 6230.0600 to 6230.1100:

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

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

Proposed Rules

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 Highway 7, ~~the Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4)~~, the East Half of the Southeast Quarter (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. Highway 59 and County State Aid Highway 33, Chippewa County, in Sections 6 and 7, Township 118 North, Range 41 West, all in Chippewa County.

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 subp 4, see M.R.]

Subp. 5. **Roseau River Zone, Roseau county.** The following areas are included in the controlled hunting zones in the Roseau River Zone in Roseau county as posted:

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

[For text of subp 6, see M.R.]

Subp. 7. **Talcot Lake Zone, Cottonwood county.** On the Talcot Lake Game Refuge and Sanctuary in Cottonwood county, the controlled hunting zones include the East Side Zone and the West Side Zone:

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

B. The West Side Zone is the 200 yard wide area which is west and north of and immediately adjacent to the following described boundaries as posted:

Starting at a point on the north shore of Talcot Lake 600 feet east of the west line of Section 19, Cottonwood County, Township 105 North, Range 38 West; thence North to the north line of Section 19, Township 105 North, Range 38 West; thence North to a point 325 feet north of the south line and 600 feet east of the west line of Section 18, Cottonwood County, Township 105 North, Range 38 West; thence due East to the north-south refuge line.

[For text of subp 8, see M.R.]

6230.0800 THIEF LAKE (LATE) SPECIAL PROVISIONS.

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

Subp. 5. Limitation on number of shells possessed. Only persons hunting may bring shotgun shells into the controlled hunting zone. A waterfowl hunter may not bring more than six shells per day into the controlled hunting zone or have more than six shells in possession at any one time.

6230.0900 ORWELL SPECIAL PROVISIONS.

Subpart 1. **Time period for special provisions.** ~~In addition to~~ The general regulations, in part 6230.0500 and the following subparts apply to all persons in the Orwell Controlled Hunting Zone during ~~the regular~~ goose a migratory waterfowl season.

[For text of subs 2 to 5, see M.R.]

Subp. 6. Hunting prohibited. Hunting, other than for waterfowl, is prohibited in the Orwell controlled hunting zone.

6232.0300 GENERAL RESTRICTIONS FOR TAKING DEER.

[For text of subs 1 to 5, see M.R.]

Subp. 6. License purchase and validation.

A. A deer management permit or an intensive harvest permit may be purchased any time throughout the open deer seasons. Deer management permits or intensive harvest permits are valid immediately upon purchase, as long as the purchaser has a valid regular license. When a regular license is purchased after the start of the season for that license, a management or intensive harvest permit is not valid until the waiting period has expired for the regular license.

B. At the time a deer is tagged at the site of kill, the license of the person whose tag is affixed to the deer must be validated. Validation consists of using a knife or similar sharp object to cut out or a pen to indelibly mark the appropriate notch on the license indicating:

- ~~A. (1) the month the deer was taken;~~
- ~~B. (2) the date the deer was taken; and~~
- ~~C. (3) the time of day the deer was taken.~~

Subp. 7. All-terrain vehicle or snowmobile use by licensed hunters.

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

B. A person licensed to take deer who does not possess a firearm, either cased or uncased, may use an all-terrain vehicle or snowmobile to retrieve and transport a deer that is known to be dead from ~~sunset~~ the close of shooting hours to two hours after ~~sunset~~ the close of shooting hours during the regular firearms deer season and for one day after the season on wildlife management areas north and west of a line described as follows:

State Trunk Highway (STH) 1 from the west boundary of the state to STH 89; then north along STH 89 to Fourtown; then north on County State Aid Highway (CSAH) 44, Beltrami County, to County Road 704, Beltrami County; then north on County Road 704 to Dick's Parkway State Forest Road; then north on Dick's Parkway to CSAH 5, Roseau County; then north on CSAH 5 to Warroad; then north on STH 11 to STH 313; then north on STH 313 to the north boundary of the state.

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

[For text of subs 8 and 9, see M.R.]

6232.0400 REGISTRATION OF DEER.

[For text of subp 2, see M.R.]

Subp. 4. General provisions for registration of deer. The deer license number and the year for which the possession tag is issued must be recorded in the appropriate place on the possession tag in indelible ink. If a mistake is made in writing the license number, the agent must reissue a correct possession tag. Registration agents are not required to inspect deer at registration stations. Legally registered deer may be transported anytime during or after the deer hunting season. No part of the carcass, except skin or entrails, may be removed until after the possession tag has been affixed, except that deer may be quartered prior to registration as long as all parts remain together and are presented for registration and the head of the deer remains attached to one quarter. The possession tag must be affixed securely as described for the tag as provided by part 6232.0300, subpart 5. A person may not process a deer unless it has been registered as evidenced by an attached possession tag.

6232.2800 GENERAL REGULATIONS FOR TAKING BEARS.

[For text of subs 1 to 3, see M.R.]

Subp. 4. Tagging and license validation. Persons taking a bear must affix a tag and validate their license at the site of kill as provided below:

A. Persons killing a bear must affix to the carcass the ~~looking site~~ tag provided with their bear hunting license. The tag must be fastened around the bear's sternum (breast bone) so that the tag cannot be removed without breaking the seal or lock. A hunter may not possess or use the ~~looking site~~ tag of another, except when transporting a bear as provided by *Minnesota Statutes*, section 97A.535.

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B. At the time a bear is tagged at the site of kill, the license of the person whose tag is affixed to the bear must be validated. Validation consists of using a knife or similar sharp object to cut out or a pen to indelibly mark the appropriate notches on the registration slip indicating:

- (1) the date of kill;
- (2) whether taken by firearms or archery; and
- (3) the sex of the bear harvested.

[For text of subs 5 to 7, see M.R.]

6232.3000 BEAR QUOTA AREAS.

[For text of subs 1 to 7, see M.R.]

Subp. 8. **Bear Quota Area 41.** Bear Quota Area 41 consists of that portion of the state lying within the following described boundary:

Beginning at the junction of the northern boundary of the White Earth Indian Reservation and County State Aid Highway (CSAH) 6, Polk County; thence along CSAH 6 to CSAH 3, Polk County; thence along CSAH 3 to CSAH 2, Polk County; thence along CSAH 2 to the Clearwater River; thence along the south shore of said river to the western 7, Clearwater County; thence along CSAH 7 to CSAH 6, Clearwater County; thence along CSAH 6 to State Trunk Highway (STH) 92; thence along STH 92 to STH 223; thence along STH 223 to CSAH 14, Clearwater County; thence along CSAH 14 to CSAH 4, Clearwater County; thence along CSAH 4 to the west boundary of Clearwater County; thence along said boundary to the southern boundary of the Red Lake Indian Reservation; thence along the western, southern and eastern boundaries of said reservation to the southeasterly shore of Upper Red Lake; thence along said lakeshore to the Tamarac River; thence along the southerly shore of said river to State Trunk Highway (STH) 72; thence along STH 72 to U.S. Highway 71; thence along U.S. Highway 71 to U.S. Highway 2; thence along U.S. Highway 2 to STH 92; thence along STH 92 to the northern boundary of the White Earth Indian Reservation; thence west along said reservation boundary to the point of beginning.

[For text of subs 9 to 10, see M.R.]

6232.3800 APPLICATION PROCEDURES FOR A MOOSE LICENSE.

Subpart 1. **General procedures.** The provisions in this part apply to applications for moose licenses.

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

C. Up to 20 percent of the licenses in each zone of the Northwest Area may be issued in a separate landowner and tenant drawing. The following persons are eligible for this separate drawing:

- (1) owners of at least 160 acres of agricultural or grazing land, within the zone applied for;
- (2) tenants living on at least 160 acres of agricultural or grazing land, within the zone applied for; or
- (3) family members of qualifying landowners and tenants, if they live on the qualifying property and are part of the farming operation. Family members include those related by blood, marriage, or adoption.

Applicants unsuccessful in the landowner and tenant drawing will be included in the selection process for the remaining licenses in the same zone. Landowner and tenant party applications that include individuals who do not meet the requirements for this license will be removed from the landowner and tenant drawing and will not be entered into the general drawing.

[For text of items D to G, see M.R.]

[For text of subp 2, see M.R.]

6232.4500 ELK LICENSE APPLICATION PROCEDURE.

Subpart 1. **General provisions.** The provisions in this part apply to the elk license application process.

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

B. Up to 20 percent of the licenses in each zone may be issued in a separate landowner and tenant drawing. The following persons are eligible for this separate drawing:

- (1) owners of at least 160 acres of agricultural or grazing land, within the zone applied for; or
- (2) tenants living on at least 160 acres of agricultural or grazing land, within the zone applied for; or
- (3) family members of qualifying landowners and tenants, if they live on the qualifying property and are part of the farming operation. Family members include those related by blood, marriage, or adoption.

Applicants unsuccessful in the landowner and tenant drawing will be included in the selection process for the remaining licenses in the same zone. Landowner and tenant party applications that include individuals who do not meet the requirements for this license will be removed from the landowner and tenant drawing and will not be entered into the general drawing.

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

[For text of subp 2, see M.R.]

6232.4700 DEER AND BEAR REGISTRATION BLOCKS.

[For text of subps 1 to 74, see M.R.]

Subp. 75. **Registration Block 227.** Deer And Bear Registration Block 227 consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of U.S. Highway 169 and State Trunk Highway (STH) 95; thence along STH 95 to Interstate Highway 35 (I-35); thence along I-35 to the north border of the Carlos Avery Wildlife Management Area; thence along the north and west border of the Carlos Avery Wildlife Management Area to the north boundary of Ham Lake Township, Anoka County; thence along the north border of Ham Lake, Andover, and Ramsey Townships to County State Aid Highway (CSAH) 17, Anoka County; thence along CSAH 17 to CSAH 18, Anoka County; thence along CSAH 18 to CSAH 58, Anoka County; thence along CSAH 58 to CSAH 9, Anoka County; thence along CSAH 9 to CSAH 22, Anoka County; thence along CSAH 22 to CSAH 12, Sherburne County; thence along CSAH 12 to U.S. Highway 169; thence along U.S. Highway 169 to the point of beginning.

Subp. 75a. **Registration Block 228.** Deer and Bear Registration Block 228 consists of that portion of the state lying within the following described boundary:

Beginning at a point on the east boundary of the state due east of the intersection of State Trunk Highway (STH) 95 and STH 96; thence due west to this intersection; thence along STH 96 to the west boundary of Washington County; thence along the west boundary of Washington County to the southeast corner of Anoka County; thence along the south boundary of Anoka County to Interstate Highway 35 (I-35); thence along I-35 to the north boundary of Lino Lakes Township; thence along the north boundary of Lino Lakes Township to the east boundary of Ham Lake Township; thence along the north boundary of Ham Lake, Andover, and Ramsey Townships to County State Aid Highway (CSAH) 15, Washington County; thence along CSAH 15 to CSAH 8, Washington County; thence along CSAH 8 to CSAH 8A, Washington County; thence along CSAH 8A to U.S. Highway 61; thence along U.S. Highway 61 to CSAH 8, Washington County; thence along CSAH 8 to CSAH 14, Anoka County; thence along CSAH 14 to CSAH 17, Anoka County; thence along CSAH 17 to CSAH 18, Anoka County; thence along CSAH 18 to CSAH 58, Anoka County; thence along CSAH 58 to CSAH 9, Anoka County; thence along CSAH 9 to CSAH 22, Anoka County; thence along CSAH 22 to CSAH 12, Sherburne County; thence along CSAH 12 to U.S. Highway 169; thence along U.S. Highway 169 to the east bank of the Mississippi River; thence along the east bank of the Mississippi River to the east boundary of the state; thence along the east boundary of the state to the point of beginning.

[For text of subp 76, see M.R.]

Subp. 77. **Registration Block 236.** Deer And Bear Registration Block 236 consists of that portion of the state lying within the following described boundary, except that portion of the state known as the Carlos Avery State Wildlife Management Area:

Beginning at the intersection of Interstate Highway 35 (I-35) and State Trunk Highway (STH) 95; thence along STH 95 to the east boundary of the state; thence along the east boundary of the state to a point due east of the intersection of STH 95 and STH 96; thence due west to this intersection; thence along STH 96 to the west boundary of Washington County; thence along the west boundary of Washington County to the southeast corner of Anoka County; thence along the south boundary of Anoka County to I-35; thence along I-35 to the north boundary of Lino Lakes Township; thence along the north boundary of Lino Lakes Township to the east boundary of Ham Lake Township; thence along the east boundary of Ham Lake Township to the north boundary of Ham Lake Township; County State Aid Highway (CSAH) 15, Washington County; thence along CSAH 15 to CSAH 8, Washington County; thence along CSAH 8 to CSAH 8A, Washington County; thence along CSAH 8A to U.S. Highway 61; thence along U.S. Highway 61 to CSAH 8, Washington County; thence along CSAH 8 to CSAH 14, Anoka County; thence along CSAH 14 to CSAH 17, Anoka County; thence along CSAH 17 to the western boundary of the Carlos Avery State Wildlife Management Area; thence along the north and west boundary of the Carlos Avery State Wildlife Management Area to I-35; thence along I-35 to the point of beginning.

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Proposed Rules

[For text of subs 78 to 90, see M.R.]

Subp. 91. **Registration Block 337.** Deer And Bear Registration Block 337 consists of that portion of the state lying within the following described boundary:

Beginning at the confluence of the South Fork of the Crow River and the Mississippi River; thence along the east bank of the Mississippi River to the east boundary of the state; thence along the east boundary of the state to the east boundary of the city of Hastings; thence along the east and south boundary of Hastings to the south boundary of Nininger Township; thence along the south boundary of Nininger Township and the city of Rosemount to the east boundary of the city of Lakeville; thence along the east boundary of the city of Lakeville to the east boundary of the city of Farmington; thence along the east and south boundary of the city of Farmington to the south boundary of the city of Lakeville; thence along the south boundary of the city of Lakeville and Credit River and Spring Lake Townships to the west boundary of Spring Lake Township; thence along the west boundary of Spring Lake Township to the south boundary of Louisville Township; thence along the south boundary of Louisville Township to U.S. Highway 169; thence along U.S. Highway 169 to the west boundary of Sand Creek Township; thence along the west boundary of Sand Creek Township to the west bank of the Minnesota River; thence along the west bank of the Minnesota River to the south boundary of the city of Carver; thence along the south and west boundary of the city of Carver to the west boundary of Chaska Township; thence along the west boundary of Chaska Township and the city of Chaska to State Trunk Highway (STH) 5; thence along STH 5 to the west boundary of Laketown Township; thence along the west boundary of Laketown Township to the west boundary of the city of Minnetrista; thence along the west boundary of the city of Minnetrista to the north boundary of Carver County; thence along the north boundary of Carver County U.S. Highway 61; thence along U.S. Highway 61 to County State Aid Highway (CSAH) 47, Dakota County; thence along CSAH 47 to CSAH 48, Dakota County; thence along CSAH 48 to U.S. Highway 52; thence along U.S. Highway 52 to CSAH 66, Dakota County; thence along CSAH 66 to State Trunk Highway (STH) 3; thence along STH 3 to CSAH 50, Dakota County; thence along CSAH 50 to CSAH 23, Dakota County; thence along CSAH 23 to CSAH 70, Dakota County; thence along CSAH 70 to CSAH 8, Scott County; thence along CSAH 8 to CSAH 79, Scott County; thence along CSAH 79 to STH 282; thence along STH 282 to CSAH 9, Scott County; thence along CSAH 9 to Valley View Drive, Scott County; thence along Valley View Drive to 195 Street, Scott County; thence along 195 Street to the east boundary of the Minnesota River Valley State Park; thence along the east and north boundary of said Park to the east bank of the Minnesota River; thence along the east bank of the Minnesota River to CSAH 45, Carver County; thence along CSAH 45 to CSAH 50, Carver County; thence along CSAH 50 to CSAH 43, Carver County; thence along CSAH 43 to CSAH 11, Carver County; thence along CSAH 11 to STH 5; thence along STH 5 to CSAH 30, Carver County; thence along CSAH 30 to CSAH 92, Hennepin County; thence along CSAH 92 to CSAH 6, Hennepin County; thence along CSAH 6 to CSAH 20, Carver County; thence along CSAH 20 to the South Fork of the Crow River; thence along the east bank of the South Fork of the Crow River to the point of beginning.

Subp. 92. **Registration Block 338.** Deer And Bear Registration Block 338 consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of State Trunk Highway (STH) 5 and STH 25; thence along STH 25 to the west bank of the Minnesota River; thence along the west bank of the Minnesota River to STH 19; thence along STH 19 to Interstate Highway 35 (I-35); thence along I-35 to the south boundary of the city of Lakeville; thence along the south boundary of the city of Lakeville and Credit River Township to the south boundary of Spring Lake Township; thence along the south and west boundaries of Spring Lake Township to the south boundary of Louisville Township; thence along the south boundary of Louisville Township to U.S. Highway 169; thence along U.S. Highway 169 to the west boundary of Sand Creek Township; thence along the west boundary of Sand Creek Township to the west bank of the Minnesota River; thence along the west bank of the Minnesota River to the south boundary of the city of Carver; thence along the south and west boundary of the city of Carver to the west border of Chaska Township; thence along the west border of Chaska Township and the city of Chaska to STH 5; thence along STH 5 to the west boundary of Laketown Township; thence along the west boundary of Laketown Township to the west boundary of the city of Minnetrista; thence along the west boundary of the city of Minnetrista to the north boundary of Carver County; thence along the north boundary of Carver County County State Aid Highway (CSAH) 70, Dakota County; thence along CSAH 70 to CSAH 8, Scott County; thence along CSAH 8 to CSAH 79, Scott County; thence along CSAH 79 to STH 282; thence along STH 282 to CSAH 9, Scott County; thence along CSAH 9 to Valley View Drive, Scott County; thence along Valley View Drive to 195 Street, Scott County; thence along 195 Street to the east boundary of the Minnesota River Valley State Park; thence along the east and north boundary of said Park to the east bank of the Minnesota River; thence along the east bank of the Minnesota River to CSAH 45, Carver County; thence along CSAH 45 to CSAH 50, Carver County; thence along CSAH 50 to CSAH 43, Carver County; thence along CSAH 43 to CSAH 11, Carver County; thence along CSAH 11 to STH 5; thence along STH 5 to CSAH 30, Carver County; thence along CSAH 30 to CSAH 92, Hennepin County; thence along CSAH 92 to CSAH 6, Hennepin County; thence along CSAH 6 to CSAH 20, Carver County; thence along CSAH 20 to the east bank of the South Fork of the Crow Wing River; thence along the east bank of the South Fork of the Crow Wing River to STH 25; thence along STH 25 to the point of beginning.

Subp. 93. **Registration Block 339.** Deer And Bear Registration Block 339 consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of Interstate Highway 35 (I-35) and State Trunk Highway (STH) 19; thence along STH 19 to the Little Cannon River; thence along the west bank of the Little Cannon River to its confluence with the Cannon River; thence along the north bank of the Cannon River to the east boundary of the state; thence along the east boundary of the state to the east boundary of the city of Hastings; thence along the south and east boundaries of the city of Hastings to the south boundary of Nininger Township; thence along the south boundary of Nininger Township and the city of Rosemount to the east boundary of the city of Lakeville; thence along the east boundary of the city of Lakeville to the east boundary of the city of Farmington; thence along the east and south boundary of the city of Farmington to the south boundary of the city of Lakeville; thence along the south boundary of the city of Lakeville Mississippi River; thence along the east bank of the Mississippi River to U.S. Highway 61; thence along U.S. Highway 61 to County State Aid Highway (CSAH) 47, Dakota County; thence along CSAH 47 to CSAH 48, Dakota County; thence along CSAH 48 to U.S. Highway 52; thence along U.S. Highway 52 to CSAH 66, Dakota County; thence along CSAH 66 to STH 3; thence along STH 3 to CSAH 50, Dakota County; thence along CSAH 50 to CSAH 23, Dakota County; thence along CSAH 23 to CSAH 70, Dakota County; thence along CSAH 70 to I-35; thence along I-35 to the point of beginning.

[For text of subps 94 to 151, see M.R.]

Subp. 152. **Registration Block 462.** Deer And Bear Registration Block 462 consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of State Trunk Highway (STH) 19 and Interstate Highway 35 (I-35); thence along I-35 to County State Aid Highway (CSAH) 12, Steele County; thence along CSAH 12 to CSAH 24, Dodge County; thence along CSAH 24 to CSAH 22, Dodge County; thence along CSAH 22 to STH 57; thence along STH 57 to U.S. Highway 52; thence along U.S. Highway 52 to STH 19; thence along STH 19 to the point of beginning.

[For text of subps 153 and 154, see M.R.]

Subp. 155. **Registration Block 465.** Deer And Bear Registration Block 465 consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of County State Aid Highway (CSAH) 12, Steele County, and Interstate Highway 35 (I-35); thence along I-35 to U.S. Highway 218; thence along U.S. Highway 218 to State Trunk Highway (STH) 30; thence along STH 30 to CSAH 13, Dodge County; thence along CSAH 13 to U.S. Highway 14; thence along U.S. Highway 14 to STH 57; thence along STH 57 to CSAH 22, Dodge County; thence along CSAH 22 to CSAH 24, Dodge County; thence along CSAH 24 to CSAH 12, Steele County; thence along CSAH 12 to the point of beginning.

[For text of subps 156 and 157, see M.R.]

6234.0600 TAKING JACK RABBITS, COTTONTAIL RABBITS, AND SNOWSHOE HARES.

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

Subp. 2. **Bag limits.** A person may not take more than ten cottontail rabbits, jack rabbits, and snowshoe hares, combined, per day or possess more than 20 cottontail rabbits, jack rabbits, and snowshoe hares, combined, at a time. ~~A person may not take more than 20 jack rabbits and 20 snowshoe hares per day or possess more than 20 jack rabbits and 20 snowshoe hares at a time.~~

6234.1200 TAKING RACCOON.

Subpart 1. **Open season.** Raccoons may be taken statewide, continuously, with legal firearms, bow and arrow, and by trapping ~~from 9:00 a.m. on the Saturday nearest October 15 to December 31.~~

[For text of subps 2 and 3, see M.R.]

6234.1300 TAKING RED FOX AND GRAY FOX.

Subpart 1. **Open season.** Red fox and Gray fox may be taken statewide with legal firearms, bow and arrow, and by trapping from 9:00 a.m. on the Saturday nearest September 16 to March 15. Red fox may be taken statewide, continuously, with legal firearms, bow and arrow, and by trapping.

[For text of subps 2 and 4, see M.R.]

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Proposed Rules

6234.2600 PELT TAGGING AND REGISTRATION.

Subpart 1. **Possession tag application.** Possession tags may be obtained as provided in items A to E.

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

C. Completed applications must be either submitted to a county auditor or mailed or delivered to the License Bureau.

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

E. The applicant's portion of the possession tag application will be completed by the department and returned to the applicant. This portion is a part of the trapper's license to take fisher, otter, and pine marten and must be in the trapper's possession while taking or transporting these species.

[For text of subs 2 to 5, see M.R.]

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 (I-94); thence west on ~~Interstate Highway 94 I-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.

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.

6240.1200 SPECIAL PROVISIONS ON TAKING GEESE DURING EARLY SEASONS.

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

Subp. 2. **Taking on public roads and rights-of-way.** Taking Canada geese on public roads and their rights-of-way is prohibited during the early seasons; ~~except in the Southwest Twin Cities Metro~~ Canada Goose Zone and in goose refuges open to goose hunting.

6240.1500 TAKING GEESE IN TWIN CITIES METROPOLITAN METRO CANADA GOOSE ZONE.

Subpart 1. **Open season.** Canada geese may be taken in the Twin Cities ~~Metropolitan Metro~~ Canada Goose Zone during the ten-day period beginning the first Saturday in September to September 15.

Subp. 2. **Daily limits.** A person may not take more than ~~four~~ five Canada geese per day during the early season.

Subp. 3. **Zone description.** The Twin Cities ~~Metropolitan Metro~~ Canada Goose Zone is described as follows:

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

6240.1600 TAKING GEESE IN SOUTHWEST FOUR GOOSE ZONE.

Subpart 1. **Open season.** Canada geese may be taken in the ~~Southwest Canada~~ Four Goose Zone during the ten-day period beginning the first Saturday in September to September 15.

Subp. 2. **Daily limits.** A person may not take more than ~~two~~ four Canada geese per day during the early season.

Subp. 3. **Zone description.** The ~~Southwest Canada~~ Four Goose Zone is described as follows:

That portion of the state lying west of Interstate Highway 35 (I-35) and south of I-94, except that area included in the Twin Cities Metro Canada Goose Zone described in part 6240.1500, subpart 3.

A. All of Blue Earth, Faribault, LeSueur, Lincoln, Lyon, Martin, McLeod, Nicollet, Sibley, Waseca, and Watonwan counties.

B. All of Cottonwood, Jackson, Murray, and Nobles counties except the area within the following described boundary:

Beginning at the junction of County State Aid Highway (CSAH) 42 and CSAH 6, Murray County; thence east along CSAH 6 to CSAH 13, Cottonwood County; thence east along CSAH 13 to CSAH 5, Cottonwood County; thence south along CSAH 5 to CSAH 9, Jackson County; thence south along CSAH 9 to CSAH 32, Jackson County; thence west along CSAH 32 to CSAH 18, Nobles County; thence west along CSAH 18 to CSAH 3, Nobles County; thence north along the township road to the Murray County line; thence west to CSAH 42, Murray County; thence north to the point of beginning.

C. That part of Brown County lying south and west of the following described line:

Beginning at the junction of U.S. Highway 14 and the east Brown County line; thence west on U.S. Highway 14 to Cobden; thence due west one mile on U.S. Highway 14 and the township road to the Redwood County line.

D. That part of Renville County east of State Trunk Highway 4.

- E. That part of Meeker County south of U.S. Highway 12.
- F. In Scott County, the Townships of Belle Plaine, Blakely, and Helena, including municipalities located therein.
- G. That part of Carver County lying west of the following described line:

Beginning at the northeast corner of San Francisco Township; thence west along the north San Francisco Township line to the east boundary of Dahlgren Township; thence north on the east Dahlgren Township line to U.S. Highway 212; thence west on U.S. Highway 212 to State Trunk Highway (STH) 284; thence north on STH 284 to County State Aid Highway (CSAH) 10; thence north and west on CSAH 10 to CSAH 30; thence north and west on CSAH 30 to STH 25; thence east and north on STH 25 to CSAH 10; thence north on CSAH 10 to the Carver County line.

Subp. 4. Closed area. The Lac qui Parle controlled hunting zone, as described in part 6230.0600, subpart 3, is closed to the taking of geese during the early season described in this part.

6240.1700 TAKING GEESE IN FERGUS FALLS/BENSON CANADA TWO GOOSE ZONE.

Subpart 1. **Open season.** Canada geese may be taken in the Fergus Falls/Benson Canada Two Goose Zone during the ten-day period beginning the first Saturday in September to September 15.

[For text of subp 2, see M.R.]

Subp. 3. **Zone description.** The Fergus Falls/Benson Canada Two Goose Zone is described as follows:

Beginning at the intersection of State Trunk Highway (STH) 55 and the western border of Minnesota; thence south along the Minnesota border to a point due south of the intersection of STH 7 and County State Aid Highway (CSAH) 7, Big Stone County; thence due north to CSAH 7; thence north along CSAH 7 to CSAH 6, Big Stone County; thence east along CSAH 6 to CSAH 21, Big Stone County; thence south along CSAH 21 to CSAH 10, Big Stone County; thence east along CSAH 10 to CSAH 22, Swift County; thence east along CSAH 22 to CSAH 5, Swift County; thence south along CSAH 5 to U.S. Highway 12; thence east along U.S. Highway 12 to CSAH 17, Swift County; thence south along CSAH 17 to the south border of Swift County; thence east along the south border of Swift County to the east border of Swift County; thence north along the east border of Swift County to the south border of Pope County; thence east along the south border of Pope County to the east border of Pope County; thence north along the east border of Pope County to STH 28; thence east on STH 28 to CSAH 33, Pope County; thence north along CSAH 33 to CSAH 3, Douglas County; thence north along CSAH 3 to CSAH 69, Otter Tail County; thence north along CSAH 69 to CSAH 46, Otter Tail County; thence east along CSAH 46 to the eastern boundary of Otter Tail County; thence north along the east boundary of Otter Tail County to CSAH 40, Otter Tail County; thence west along CSAH 40 to CSAH 75, Otter Tail County; thence north along CSAH 75 to STH 210; thence west along STH 210 to STH 108; thence north along STH 108 to CSAH 1, Otter Tail County; thence west along CSAH 1 to CSAH 14, Otter Tail County; thence north along CSAH 14 to CSAH 44, Otter Tail County; thence west and north along CSAH 44 to CSAH 35, Otter Tail County; thence north along CSAH 35 to STH 108; thence west along STH 108 to CSAH 19, Wilkin County; thence south along CSAH 19 to STH 55; thence east and south along STH 55 to the point of beginning.

Beginning at the intersection of the southern border of the state and Interstate Highway 35 (I-35), thence north on I-35 to I-35W, thence north on I-35W to I-94, thence west on I-94 to the western boundary of the state, thence following the west, north, east, and south boundaries of the state to the point of beginning, excluding the Twin Cities Metro Canada Goose Zone as described in part 6240.1500, subpart 3, and excluding the Northwest Goose Zone as described in part 6240.0860.

6240.1800 EARLY GOOSE HUNT APPLICATION AND PERMIT.

Subpart 1. **Application process Permit required.** Permits are A permit is required to take Canada geese during the early seasons described in parts 6240.1500, 6240.1600, and 6240.1700. A person may obtain a permit by submitting an application, provided as prescribed by the commissioner, to the address indicated on the form.

Subp. 2. **Application Permit fee.** An applicant A person must submit a \$3 fee for each application permit. A separate application and fee is required for each hunt.

Subp. 3. **Possession of permit required.** A person participating in the early Canada goose hunting season must possess a validated permit validated for the zone in which they are hunting.

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Proposed Rules

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, 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 The following refuges are open to the taking of geese, as specified:

A. Those portions of the Douglas County Goose Refuge in Douglas County, the Otter Tail County Goose Refuge in Otter Tail County, and the Sauk Rapids-Rice Goose Refuge in Benton County, in the respective zone or zones in which they are located, are open to goose hunting during the 50-day period beginning the Saturday on or nearest October 1 early, regular, and late goose seasons for those zones. 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. All other goose hunting regulations apply in these refuges. Taking waterfowl from public roads and their rights-of-way is prohibited.

B. The Fox Lake Game Refuge in Martin County and the Saint James Game Refuge in Watonwan County are open to goose hunting during the last eight first three days of the goose season in the remainder of the state as described in part 6240.1100. The Fox Lake Game Refuge is also open to goose hunting for the last 14 days of the goose season in the remainder of the state as described in part 6240.1100, except there is no goose hunting within 100 yards of Fox and Temperence Lakes.

C. The Douglas County Goose Refuge and the Otter Tail County Goose Refuge are open to Canada goose hunting during the late goose season in the Fergus Falls/Alexandria Zone as described in part 6240.1900, subpart 3. Taking waterfowl from public roads and their rights-of-way is prohibited.

6244.0410 PERMIT CLASSES.

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

Subp. 3. General class.

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

B. Privileges:

[For text of subitems (1) and (2), see M.R.]

(3) may possess for rehabilitation healthy orphaned, sick, or injured wild animals, subject to the following restrictions:

[For text of units (a) to (c), see M.R.]

(d) except for deer and bear, as specifically authorized in the permit, no species of big game may be possessed for rehabilitation; and

[For text of subitem (4), see M.R.]

Subp. 4. Master class.

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

B. Privileges:

[For text of subitems (1) and (2), see M.R.]

(3) may possess for rehabilitation healthy orphaned, sick, or injured wild animals, subject to the following restrictions:

[For text of unit (a), see M.R.]

(b) except for deer and bear, as specifically authorized in the permit, no species of big game may be possessed for rehabilitation;

[For text of subitems (4) and (5), see M.R.]

6254.0200 WATERS OPEN TO TAKING MINNOWS.

Minnows may be taken from all waters of the state, except that minnows may be taken from the waters described in items A to E only if the taker possesses a permit issued by the commissioner:

A. waters within the boundaries of wildlife management areas when taking for commercial purposes;

B. waters within the boundaries of state parks;

C. within 50 yards of any site where loons are nesting; ~~and~~

D. waters described in ~~parts part~~ 6254.0300 ~~and~~ 6254.0400 where taking for commercial purposes is specifically prohibited or regulated by the commissioner; and

E. designated trout waters as provided by *Minnesota Statutes*, section 97C.505, subdivision 5.

6256.0600 CLOSED SEASON FOR SNAPPING TURTLES.

A person may not take snapping turtles during the months of May and June, including persons harvesting turtles for personal use under an angling license and persons harvesting turtles under a commercial license.

6258.0700 PERMITTEE HARVEST OPERATIONS.

Subpart 1. **Notice of harvest operations.** To ensure compliance with permit conditions, the commissioner may require the permittee ~~must~~ to inform the local area fisheries office and conservation officer 24 hours in advance of any intended mussel harvest operations. Changes in location or dates ~~will~~ may require an additional notification.

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

6260.1100 MARKING UNCOVERED HOLES IN ICE.

Uncovered holes through the ice must be marked in accordance with ~~*Minnesota Statutes*, chapter 86B part 6110.1500, subpart 5,~~ item E. Marking signs must be obtained and placed by the operator.

6262.0200 FISHING REGULATIONS FOR INLAND WATERS.

Subpart 1. **General inland fishing regulations.** Fish may be taken in inland waters by angling during the time specified for each of the following species, however, certain waters of the state are subject to experimental regulations, special regulations, or are closed for the taking and possession of fish:

Species and Open Season	Daily and Possession Limits
A. Largemouth and smallmouth bass.	6 in aggregate.
(1) In all waters lying east and north of U.S. Highway 53 from Duluth to International Falls and Pelican and Ash Lakes, St. Louis county. Saturday two weeks prior to Memorial Day weekend up to, but not including, the third Monday in February. <u>From the second Monday in September through the end of the season, angling for smallmouth bass shall be limited to catch and release only. Any smallmouth bass must be immediately returned to the water and it shall be unlawful for anyone to have in possession, regardless of where taken, any smallmouth bass while on or fishing in inland waters.</u>	
(2) In all other waters. <u>In 1997,</u> Saturday nearest May 29 up to, but not including, the third Monday in February.	

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Proposed Rules

Starting in 1998, Saturday of Memorial Day weekend up to, but not including, the third Monday in February.

From the second Monday in September through the end of the season, angling for smallmouth bass shall be limited to catch and release only. Any smallmouth bass must be immediately returned to the water and it shall be unlawful for anyone to have in possession, regardless of where taken, any smallmouth bass while on or fishing in inland waters.

B. Brook, Brown and rainbow trout, and splake.

- (1) All streams and rivers from Lake Superior upstream to the posted boundaries, including the St. Louis River upstream to the Minnesota-Wisconsin boundary cable, and Lake Superior tributaries with no posted boundaries.

Open continuously.

Only a single hook only may be used for angling, except in the Pigeon River, Cook county, and the St. Louis River, St. Louis and Carlton counties.

5 in aggregate with rainbow and brook trout and splake, except the aggregate limit on the Knife River upstream of Lake County Road 9 and Carlton county streams is 10 with no more than 5 brown trout.

Not more than 3 may be over 16 inches in length, except the bag limit for rainbow trout, including steelhead, is 3, only 1 of which can be unclipped. Minimum size limit for unclipped rainbow trout is 28 inches and minimum size limit for clipped rainbow trout is 16 inches. Clipped rainbow trout have their adipose fin removed and must show a healed scar. The minimum 10-inch length limit for all species other than rainbow trout size limit is 10 inches in length.

(2) In all streams of the Lake Superior watershed in St. Louis, Lake, Carlton, and Cook counties; above the posted boundaries and their tributaries, except the St. Louis River and its tributaries upstream of the ~~Minnesota-Wisconsin boundary eable~~ Fond du Lac Dam.

10 in aggregate with rainbow and brook trout and splake. No more than 1 may be over 16 inches in length. No more than 5 in aggregate may be brown trout. ~~The minimum size for rainbow trout is 16 inches.~~

Saturday nearest April 15 through September 30.

(3) Fishing is allowed from June 1 through August 31 in the following posted sanctuaries: in the entire length of Gauthier Creek which is a tributary to the Brule (Arrowhead) River; in the Devil Track River from 1.1 to 1.6 miles above the mouth; in Kadunce Creek from 0.2 to 0.4 miles above the mouth; in the Little Knife River from the weir upstream to the source; and in between the two eabled areas on the Knife River in Lake county. Fishing is allowed from May 15 through September 30 in that portion of the Knife River and tributaries lying upstream from County Road 9, Sections 4 and 5, Township 52, Range 11. In the St. Louis River from the Fond du Lac Dam downstream for one-half mile to the ~~Minnesota-Wisconsin boundary eable;~~ no fishing is allowed at any time. All areas will be posted no fishing.

5 in aggregate. Not more than 3 may be over 16 inches in length; except the bag limit for rainbow trout, including steelhead, is 3, only 1 of which can be unclipped. Minimum size limit for unclipped rainbow trout is 28 inches and minimum size limit for clipped rainbow trout is 16 inches. Clipped rainbow trout have their adipose fin removed and must show a healed scar. Minimum 10-inch length limit for all species other than rainbow trout.

(4)

(3) In all other streams.

Saturday nearest April 15 through September 30.

5 in aggregate with rainbow and brook trout and splake. No more than 1 may be over 16 inches in length.

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(5)

(4) In lakes only:

5 in aggregate with rainbow and brook trout and splake. No more than 3 may be over 16 inches in length.

Statewide.

Saturday two weeks prior to Saturday of Memorial Day weekend through October 31.

All lakes entirely within the Boundary Waters Canoe Area Wilderness except Ram Lake.

Saturday nearest January 1 through March 31.

All lakes entirely or partly outside the Boundary Waters Canoe Area Wilderness and exceptions.

Saturday nearest January 15 through March 15.

Lakes lying partly outside the Boundary Waters Canoe Area Wilderness and exceptions include Ram, Meditation, and Lizz Lakes.

Lakes in Aitkin, Becker, Beltrami, Cass, Crow Wing, and Hubbard counties.

Closed for the winter season.

C. Brook trout and splake.

(1) All streams and rivers from Lake Superior upstream to the posted boundaries, including the St. Louis River upstream to the Minnesota-Wisconsin boundary cable, and Lake Superior tributaries with no posted boundaries, except for Lake Superior tributaries in Carlton county and the Knife River upstream of Lake County Road 9.

Saturday nearest April 15 through Labor Day.

Only a single hook may be used for angling, except in the Pigeon River, Cook county, and the St. Louis River, St. Louis and Carlton counties.

5 in aggregate with brown and rainbow trout. The aggregate limit for brook trout and splake is 1 and the minimum size limit is 20 inches in length.

- (2) In all streams of the Lake Superior watershed in St. Louis, Lake, and Cook counties above the posted boundaries and their tributaries; and the entire length of Carlton county streams, except (i) the St. Louis River and its tributaries upstream of the Fond du Lac Dam, and (ii) that portion of the Knife River and its tributaries lying upstream of Lake County Road 9.
Saturday nearest April 15 through September 30. 10 in aggregate with brown and rainbow trout. No more than 1 may be over 16 inches in length.
- (3) On that portion of the Knife River and its tributaries lying upstream of Lake County Road 9.
May 15 through September 30. 10 in aggregate with brown and rainbow trout. No more than 1 may be over 16 inches in length.
- (4) In all other streams.
Saturday nearest April 15 through September 30. 5 in aggregate with brown and rainbow trout. No more than 1 may be over 16 inches in length.
- (5) In lakes only:
 5 in aggregate with brown and rainbow trout. No more than 3 may be over 16 inches in length.

Statewide.

Saturday two weeks prior to Saturday of Memorial Day weekend through October 31.

All lakes entirely within the Boundary Waters Canoe Area Wilderness except Ram Lake.

Saturday nearest January 1 through March 31.

All lakes entirely or partly outside the Boundary Waters Canoe Area Wilderness and exceptions.

Saturday nearest January 15 through March 15.

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Proposed Rules

Lakes lying partly outside the Boundary Waters Canoe Area Wilderness and exceptions include Ram, Meditation, and Lizz Lakes.

Lakes in Aitkin, Becker, Beltrami, Cass, Crow Wing, and Hubbard counties.
Closed for the winter season.

D. Rainbow trout, including steelhead.

- (1) All streams and rivers from Lake Superior upstream to the posted boundaries, including the St. Louis River upstream to the Minnesota-Wisconsin boundary cable, and Lake Superior tributaries with no posted boundaries.

Open continuously.

Only a single hook may be used for angling, except in the Pigeon River, Cook county, and the St. Louis River, St. Louis and Carlton counties.

- (2) In all streams of the Lake Superior watershed in St. Louis, Lake, Carlton, and Cook counties above the posted boundaries and their tributaries, except the St. Louis River upstream of the Fond du Lac Dam.

Saturday nearest April 15 through September 30.

- (3) In all other streams.

Saturday nearest April 15 through September 30.

3 clipped rainbow trout. The minimum size limit for clipped rainbow trout is 16 inches in length. Clipped rainbow trout have their adipose fin removed and must show a healed scar. No harvest of unclipped rainbow trout is allowed. All unclipped rainbow trout must be returned to the water immediately and it is unlawful for anyone to have in possession, regardless of where taken, any unclipped rainbow trout while on or fishing in the listed waters.

1. The minimum size limit is 16 inches in length.

5 in aggregate with brook and brown trout and splake. No more than 1 may be over 16 inches in length.

(4) In lakes only:

5 in aggregate with brook and brown trout and splake. No more than 3 may be over 16 inches in length.

Statewide.

Saturday two weeks prior to Saturday of Memorial Day weekend through October 31.

All lakes entirely within the Boundary Waters Canoe Area Wilderness except Ram Lake.

Saturday nearest January 1 through March 31.

All lakes entirely or partly outside the Boundary Waters Canoe Area Wilderness and exceptions.

Saturday nearest January 15 through March 15.

Lakes lying partly outside the Boundary Waters Canoe Area Wilderness and exceptions include Ram, Meditation, and Lizz Lakes.

Lakes in Aitkin, Becker, Beltrami, Cass, Crow Wing, and Hubbard counties.

Closed for the winter season.

G.

E. Lake trout.

3

Statewide.

Saturday two weeks prior to Saturday of Memorial Day weekend through September 30.

All lakes entirely within the Boundary Waters Canoe Area Wilderness except Saganaga and Ram Lakes.

Saturday nearest January 1 through March 31.

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

All lakes lying entirely or partly outside the Boundary Waters Canoe Area Wilderness and exceptions.

Saturday nearest January 15 through March 15.

Lakes partly outside the Boundary Waters Canoe Area Wilderness and exceptions include Snowbank, Magnetic, Ram, Seagull, Clearwater, and Saganaga.

All streams and rivers from Lake Superior upstream to the posted boundaries, including the St. Louis River upstream to the Minnesota-Wisconsin boundary cable and Lake Superior tributaries with no posted boundaries.

December 1 through September 30.

~~D.~~

~~E.~~ Chinook, coho, Atlantic, and pink salmon.

~~Continuous, in all waters, except in inland waters the season for Atlantic salmon is the Saturday two weeks prior to the Saturday of Memorial Day weekend through October 31 and the Saturday nearest January 15 through March 15.~~

~~40 5 in aggregate.
All must be at least
10 inches in length.
No more than 1 may be
an Atlantic salmon.~~

~~F.~~

~~G.~~ Walleye and sauger.

~~Saturday two weeks prior to Saturday of Memorial Day weekend up to, but not including, the third Monday in February.~~

~~6 in aggregate.~~

~~F.~~

~~H.~~ Northern pike.

~~Saturday two weeks prior to Saturday of Memorial Day weekend up to, but not including, the third Monday in February.~~

~~3~~

~~The limit also applies to the taking by dark house spearing.~~

~~G.~~

~~I.~~ Muskellunge (including muskellunge-northern pike hybrid).

~~The first Saturday in June up to, but not including, the third Monday in February.~~

~~1. The minimum size limit will be 40 inches in length, except on Shoepac Lake, St. Louis county, where a 30-inch minimum size limit will apply.~~

Proposed Rules

H.			
<u>L.</u>	Rock bass.	30	
	Continuous.		
I.			
<u>K.</u>	White (striped) bass.	30	
	Continuous.		
J.			
<u>L.</u>	Crappies.	15	
	Continuous.		
K.			
<u>M.</u>	Sunfish.	30	
	Continuous.		
I.			
<u>N.</u>	Catfish.		5. No more than 1 may be over 24 inches on tributaries to the Red River of the North, and on tributaries to Minnesota-South Dakota border waters.
	Continuous, except on tributaries to the Red River of the North the season is the first Saturday in May through the last day in February.		
M.			
<u>O.</u>	Perch.	100	
	Continuous.		
N.			
<u>P.</u>	Bullheads.	100	
	Continuous.		
O.			
<u>Q.</u>	Sturgeon.	0.	
	Closed.		
P.			
<u>R.</u>	Carp, bowfin, redbone, sheepshead, suckers, burbot, gar, whitefish, goldeyes, tullibees, buffalo, smelt.	No limits.	
	Continuous.		

When the closing date of a season falls on a Saturday, the season will extend through the following Sunday.

[For text of subp 2, see M.R.]

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Proposed Rules

6262.0300 FISHING REGULATIONS FOR LAKE SUPERIOR.

[For text of subps 1 to 5, see M.R.]

Subp. 6. **Lake Superior open season, daily and possession limits.** Angling season and daily and possession limits for Lake Superior are as follows:

Species	Open Season	Daily and Possession Limits
A. <u>Rainbow trout, including Splake (except Lake Trout) steelhead</u>	Continuous	5 in aggregate. Brook and with brown and brook trout and splake, must be at least 10 inches in length. No more than 3 may be 16 inches or longer. Only <u>No more than 3</u> may be <u>clipped</u> rainbow trout, (including steelhead), of which only 1 may have unclipped fins. A rainbow trout with unclipped fins must be at least 28 inches in length and a rainbow trout with a clipped fin must be at least 16 inches in length. <u>The minimum size limit for clipped rainbow trout is 16 inches in length.</u> Clipped rainbow trout have their adipose fin removed and must show a healed scar. <u>No harvest of unclipped rainbow trout is allowed.</u> <u>All unclipped rainbow trout must be returned to the water immediately and it is unlawful for anyone to have in possession, regardless of where taken, any unclipped rainbow trout while on or fishing in Lake Superior.</u>

Proposed Rules

B.	<u>Brook trout and splake</u>	<u>Saturday nearest April 15 through Labor Day</u>	<u>5 in aggregate with brown and rainbow trout. The aggregate limit for brook trout and splake is 1 and the minimum size limit is 20 inches in length.</u>
C.	<u>Brown trout</u>	<u>Continuous</u>	<u>5 in aggregate with rainbow and brook trout and splake. No more than 3 may be 16 inches or longer and the minimum size limit is 10 inches in length.</u>
B. D.	Lake Trout	December 1 through September 30	3
C. E.	Salmon	Continuous	40 <u>5</u> in aggregate. All must be at least 10 inches in length. Only 1 may be an Atlantic salmon.
D. E.	Smelt	Continuous	Smelt may be possessed without limit and may be bought or sold at any time.
E. G.	Walleye	Saturday two weeks prior to Saturday of Memorial Day weekend through March 1	2. All must be at least 15 inches in length.

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Proposed Rules

F.			
H.	Northern Pike	Saturday two weeks prior to Saturday of Memorial Day weekend through March 1	2

All other species may be taken as allowed by inland regulations.

6262.0500 WATERS CLOSED TO TAKING FISH.

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

Subp. 2. **Waters seasonally closed to taking fish.** The following waters in the portions designated are closed to the taking of all fish during the periods specified:

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

E. Cook county: Gauthier Creek, S.27, T.62, R.3E; Kadunce Creek, S.2, T.61, R.2E, from 0.2 to 0.4 miles above the mouth; and Devil Track River, S.11.12, T.61, R.1E, from 1.1 to 1.6 miles above the mouth. The dates of the closure are September 1 through May 31.

F. St. Louis county: Little Knife River, S.17,21-23,26-28,35,36, T.52, R.12, from the weir upstream to the source. The dates of the closure are September 1 through May 31.

G. Lake county: Knife River, S.31, T.52, R.11, between the two cabled areas is closed from September 1 through May 31; and Knife River and tributaries, S.4.5, T.52, R.11, upstream of Lake County Road 9 are closed from October 1 through May 14.

[For text of subp 2a, see M.R.]

6264.0300 DESIGNATED EXPERIMENTAL WATERS.

[For text of subps 1 to 22, see M.R.]

Subp. 23. **Square Lake experimental regulations.** The possession of trout and salmon is prohibited for 28 consecutive days immediately following and including the May opening day each year. All trout and salmon taken by anglers during that period must be returned to the water immediately. During the remainder of the season, the limit for trout and salmon combined is two. ~~Not more than one fish in possession may be an Atlantic salmon, and all Atlantic salmon in possession must be 16 inches or greater. All Atlantic salmon less than 16 inches must be returned to the water immediately. A trout and salmon stamp is required to possess trout or salmon for all persons required to possess a Minnesota fishing license.~~

Name	Location	County	End Date
Square	T.31, R.20W, S.23,26	Washington	3/1/1998

[For text of subps 24 to 48, see M.R.]

6264.0400 DESIGNATED SPECIAL MANAGEMENT WATERS.

Subpart 1. **General provisions.** While on or fishing in designated special management waters, all fish for which size restrictions apply must be intact and measurable, regardless of where taken. Length of fish is determined by measuring from the tip of the nose to the ~~top tip~~ tip of the tail when fully extended. Where possession of fish is restricted, possession includes personal possession and possession in a vehicle.

[For text of subps 2 to 5, see M.R.]

6266.0100 GENERAL REGULATIONS FOR TAKING FISH ON BOUNDARY WATERS WITH ADJACENT STATES.

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

Subp. 2. **Possession limits on boundary waters.** Licensed anglers, or those exempt from licensing, may possess only one limit of fish while on the adjacent state's boundary waters listed in parts 6266.0200, subpart 1; 6266.0300, subpart 1; 6266.0400, subpart 1; and 6266.0500, subpart 1, regardless of the number of licenses held. Where regulations differ between this state and an adjacent state on such boundary waters, the exercise of the more liberal regulations is limited to persons licensed by the more liberal state and confined to the territorial waters of the more liberal state; ~~except that persons licensed to angle in this state or adjacent states who are angling from fish houses placed by them must comply with the law relating to licensing and identification of fish houses of the state in which they are licensed to angle.~~

[For text of subp 3, see M.R.]

6266.0400 TAKING OF FISH ON MINNESOTA-SOUTH DAKOTA BOUNDARY WATERS.

[For text of subs 1 to 12, see M.R.]

Subp. 13. Waters seasonally closed to taking fish. The designated portions of the following waters in Traverse county are closed to the taking of all fish from March 1 through the last Friday in April:

- A. Mud Lake, S.31, T.127, R.47, within 500 feet downstream of the Reservation Dam at marked state highway No. 117.
- B. Bois de Sioux River, S.27, T.128, R.47, within 500 feet downstream of the White Rock Dam at marked state highway No. 236.

CHAPTER 6270

DEPARTMENT OF NATURAL RESOURCES

AQUATIC MANAGEMENT AREAS

6270.0050 SCOPE.

This chapter applies to aquatic management areas as authorized by Minnesota Statutes, sections 86A.05, subdivision 14, and 86A.07.

6270.0100 DEFINITIONS.

Subpart 1. Applicability. For purposes of this chapter, the terms defined in this part have the meanings given them.

Subp. 2. Aquatic management area. "Aquatic management area" means a unit of the outdoor recreation system established in accordance with Minnesota Statutes, section 86A.05, subdivision 14.

Subp. 3. Commissioner. "Commissioner" means the commissioner of natural resources.

Subp. 4. Easement aquatic management area. "Easement aquatic management area" means an aquatic management area for which the commissioner acquires easement rights for angler and management access.

Subp. 5. General use aquatic management area. "General use aquatic management area" is a designation for identifying permitted and prohibited activities as described in part 6270.0200 on an aquatic management area acquired in fee simple by the commissioner.

Subp. 6. Restricted use aquatic management area. "Restricted use aquatic management area" is a designation for identifying permitted and prohibited activities as described in part 6270.0200 on an aquatic management area acquired in fee simple by the commissioner.

6270.0200 GENERAL PROVISIONS FOR USE OF AQUATIC MANAGEMENT AREAS.

Subpart 1. Posting of aquatic management areas. The commissioner shall designate restricted use and general use aquatic management areas by posting signs at access points.

Subp. 2. Permitted activities for restricted use and general use aquatic management areas. The following activities are permitted in restricted use and general use aquatic management areas:

- A. angling;
- B. nonmotorized travel;
- C. wildlife observation; and
- D. other uses that are consistent with Minnesota Statutes, section 86A.05, subdivision 14, unless prohibited by posting signs or by subpart 5.

Subp. 3. Permitted activities for general use aquatic management areas. In addition to the permitted activities specified in subpart 2, hunting and trapping are permitted on general use aquatic management areas. The commissioner shall determine if an aquatic management area can be designated as general use based on the location and size of the area, the proximity of residences or livestock, and any other factors that relate to the compatibility of hunting and trapping in the area.

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

Proposed Rules

Subp. 4. Easement aquatic management areas. Angler access is permitted on easement aquatic management areas. Other prohibited and permitted activities are described in easement rights purchased from the landowner. Activities other than angling are permitted only when identified on signs posted at access points.

Subp. 5. Prohibited activities on restricted and general use aquatic management areas. The activities in items A to J are prohibited on restricted and general use aquatic management areas except as noted.

A. A person may not operate a motorized vehicle except on roads, trails, and parking areas that are designated by sign.

B. A person may not leave a vehicle, trailer, boat, or tent overnight except by permit or in areas designated by signs for overnight use. A vehicle, trailer, or tent lawfully left overnight must be occupied.

C. A person may not build a fire except in a designated area.

D. A person may not destroy, disturb, or remove plants, trees, or other vegetative material, or signs, posts, fences, gates, buildings, or other property, except that edible fruits, seeds, and mushrooms may be removed for personal use.

E. A person may not engage in target, trap, skeet, or indiscriminate shooting except under permit by the commissioner.

F. A person may not construct or maintain a building, dock, fence, billboard, sign, or other structure within an aquatic management area.

G. A person may not construct, occupy, or use an elevated scaffold or stand to watch for or take wild animals, except that portable stands may be used on general use aquatic management areas if they do no permanent damage to vegetation. Portable stands must be removed each day at the close of legal shooting hours.

H. A person may not allow livestock, horses, or other domestic animals to enter a restricted or general use aquatic management area except:

(1) under permit by the commissioner; or

(2) dogs accompanied by or under control of the owner. Dogs must be on a leash from April 16 through July 14.

I. A person may not dispose of garbage, trash, spoil, sludge, rocks, vehicles, carcasses, or other debris, or abandon or store property.

J. A person may not engage in any other activity that is prohibited by the commissioner when notice of the prohibition is posted by the commissioner at access points. The commissioner may prohibit activities that are inconsistent with *Minnesota Statutes*, section 86A.05, subdivision 14.

Subp. 6. Department operations excluded. This part does not apply to persons lawfully engaged in the performance of their duties in the management and administration of aquatic management areas, including agents of the commissioner, persons operating under permit or contract with the department of natural resources, and law enforcement officers.

REPEALER. *Minnesota Rules*, parts 6234.2200, subparts 8 and 11; 6240.0800; and 6254.0400, are repealed.

Withdrawn Rules

Health Licensing Boards: Boards of Chiropractic Examiners, Dentistry, Medical Examiners, Nursing, and Podiatric Medicine

Notice of Withdrawal of Proposed Joint *Minnesota Rule* 6950.1090, Providing Standards for Infection Control with Respect to Regulate Persons with Unconfined Lesions

NOTICE IS HEREBY GIVEN that the proposed Joint *Minnesota Rule* 6950.1090, related to unconfined lesions, as published in the *State Register* on July 8, 1996, at 21 S.R. 48, is withdrawn.

Dated: 3 March 1997

Larry Spicer
Executive Director
Board of Chiropractic Examiners

Joyce Schowalter
Executive Director
Board of Nursing

Patricia Glasrud
Executive Director
Board of Dentistry

Lois E. Mizuno
Executive Director
Board of Podiatric Medicine

Robert Leach
Executive Director
Board of Medical Practice

Official Notices

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rule-making proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

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

Department of Administration

Communications Media Division

State Register

Minnesota Guidebook to State Agency Services

Notice of Availability of *State Register* by Subscription on Internet, and Publication of the *Minnesota Guidebook to State Agency Services* in print and CDROM versions

NOTICE IS HEREBY GIVEN that the *State Register* is now available by subscription on the Internet. Details have been placed in a special ad on the inside back cover of this issue of the *State Register*.

Also on the Internet, free of charge, is the *State Register* "Table of Contents" for the current issue, and back issues. The Internet web site is <http://www.comm.media.state.mn.us>

NOTICE IS FURTHER GIVEN of the publication of the *Minnesota Guidebook to State Agency Services* 1996-1999 in these printed formats: spiral-bound and looseleaf (\$29.95 + tax), as well as on CDROM with Folio™ search engine for quick retrieval (\$59.95 single user). The CDROM version is also available for small networks (2-10 users) for \$235.95; and large networks (11-unlimited) for \$999.95. Various combinations of the printed format in combination with the CDROM version are available. Call Minnesota's Bookstore to order, or for more details: (612) 297-3000; or toll-free at 800-657-3757.

Department of Agriculture

Rural Finance Authority

Notice of Application Period for Ethanol Facility Loan Applications

NOTICE IS HEREBY GIVEN that the Rural Finance Authority (RFA) has scheduled an application period for submitting applications for assistance through the Ethanol Production Facility Loan Program. Applications will be accepted from 8:00 a.m. on Monday, February 24, 1997 through 4:30 p.m. on Friday, May 16, 1997. Applications are to be delivered to the Rural Finance Authority at the Minnesota Department of Agriculture, 90 W. Plato Blvd., St. Paul, MN 55107.

To obtain an application packet, please call the RFA at (612) 297-3557.

Minnesota Comprehensive Health Association

Notice of Meeting of the Board of Directors

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA) Board of Directors will be held on Thursday, March 12, 1997, at Washington Square, 4th Floor "River Room," Minneapolis, MN, at 1:00 P.M.

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

Minnesota Health Care Commission

Health Technology Advisory Committee

Solicitation of Nominations for Technology Evaluation

The Health Technology Advisory Committee of the Minnesota Health Care Commission seeks nominations to be considered for technology evaluation. The criteria used by HTAC to select technologies for evaluation are as follows:

- 1) The level of controversy within the medical or scientific community, including questionable or undetermined efficacy;
- 2) the cost implications;
- 3) the potential for rapid diffusion;
- 4) the impact on a substantial patient population;
- 5) the existence of alternative technologies;
- 6) the impact on patient safety and health outcome;
- 7) the public health importance;
- 8) the level of public and professional demand;
- 9) the social, ethical, and legal concerns; and
- 10) the prevalence of the disease or condition.

Nominations must be submitted in writing within 60 days from the publication of this notice. Nominations must be accompanied by the following specific supporting information:

1. Name and description of technology. (Include trade name and generic/common name. Also include the name of the manufacturer, if applicable.)
2. Specific condition/application.
3. Incidence/prevalence of condition.
4. Cite or provide relevant peer-reviewed journal references which demonstrate the safety and efficacy of this technology.
5. Alternative technology(ies). (Include trade names and generic/common names. Also include names of manufacturers, if applicable.)

6. Cost of technology:
 - a) per use
 - b) aggregate
7. Cost of alternative technology(ies):
 - a) per use
 - b) aggregate
8. Describe how health outcomes with this technology compare to health outcomes with alternative technology(ies).
9. Has any other group addressed/evaluated/assessed the technology in a comprehensive manner? If so, cite or provide.
10. Are any significant clinical trials in progress?
11. Are there any social, ethical, and/or legal issues that need to be addressed/considered?
12. Relevance to Minnesota population.

HTAC has completed evaluations on the following topics:

- Thrombolytic Therapy for Acute Myocardial Infarction
- Stereotactic Radiosurgery: Neurological Applications
- Prostate-Specific Antigen (PSA) as a Routine Screening Test for Prostate Cancer in Asymptomatic Men
- Neuroimaging to Evaluate Headache: Computed Tomography (CT) and • Magnetic Resonance Imaging (MRI)
- Fetal Heart Rate Assessment During Labor
- Lung Volume Reduction Surgery for Diffuse Emphysema
- High Dose Chemotherapy with Autologous Bone Marrow Transplantation and/or Peripheral Blood Stem Cell Transplantation for Breast Cancer
- Cadaver Donor Pancreas Transplantation for Poorly Controlled Type I Diabetes
- Post-Delivery Care & Stabilization of Mother & Newborn

In order for HTAC to reconsider any of these topics for evaluation, the above-mentioned specific supporting information must be submitted.

Nominations and supporting information should be directed to Mary Stadick at:

121 East 7th Place, Suite 450
P.O. Box 64975
St. Paul, Minnesota 565164-0975
Fax: 612/282-5628
Phone: 612/282-6374

Minnesota Higher Education Services Office

Request for Comments on Planned Amendment to Rules Governing the Non-AFDC Child Care Grant Program, *Minnesota Rules 4830.7500, Subpart 2a*

Subject of Rules. The Minnesota Higher Education Services Office requests comments on its planned amendment to rules governing the Non-AFDC Child Care Grant Program. The Higher Education Services Office is considering a rule amendment that would replace award amounts in the award chart with percentages of the maximum annual award amount specified in the statutory language governing this program. Under the proposed amendment to the award chart, a school would calculate a child care grant award by taking the percentage for the student's particular family size and income, as specified in the child care grant award chart, and multiplying that percentage by the maximum award amount specified in statute. By using percentages in the award chart rather than specific award amounts, statutory changes in the award amount maximum will not require the modification of the award chart in the agency rules. The appropriate percentages of the award amount maximum can be applied to the new award amount maximum specified in statute when such a change occurs.

Official Notices

Persons Affected. The amendment to the rules would affect Minnesota post-secondary institutions participating in the Non-AFDC Child Care Grant Program, and eligible students attending those post-secondary institutions and receiving awards from this program.

Statutory Authority. *Minnesota Statutes*, section 136A.101, Subd. 2 authorizes the Higher Education Services Office to adopt rules to administer programs under its supervision.

Public Comment. Interested persons or groups may submit comments or information on these planned rules in writing or orally until **4:30 p.m. on May 9, 1997**. The Higher Education Services Office does not contemplate appointing an advisory committee to comment on the planned rules.

Rules Draft. The Higher Education Services Office has prepared a draft of the planned rules amendment.

Agency Contact Person. Written or oral comments, questions, requests to receive a draft of the rules, and requests for more information on these planned rules should be addressed to:

Mary Lou Dresbach
Minnesota Higher Education Services Office
400 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
(612) 296-3974
Fax: (612) 297-8880

TTY users may call the Minnesota relay service at 800-627-3529 to contact the Agency Contact Person.

Alternative Format. Upon request, this Request for Comments 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.

Note: Comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after they are proposed.

Dated: 21 February 1997

Robert K. Poch, Director
Minnesota Higher Education Services Office

Minnesota Historical Society

Notice of State Review Board Regular Meeting

A meeting of the State Review Board of the Minnesota Historical Society to consider nominations to the National Register of Historic Places will be held on Thursday, March 20, 1997, in the Minnesota Historical Society History Center, Cargill Commons, MacMillan Education Wing, St. Paul, Minnesota. The State Review Board will meet at 7:00 p.m. for an informational presentation on program activities made by the Preservation Office staff. The meeting will be called to order and consideration of the meeting's agenda will begin at 7:30 p.m. A sign language interpreter is available with one weeks notice, and auxiliary aids are available with two weeks notice. Call 612/296-5434, or TTY 800-627-3529. For further information contact the State Historic Preservation Office, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, MN 55102, (612) 296-5434.

Department of Labor and Industry

Labor Standards Division

Notice of Prevailing Wage Certifications for Commercial Construction Projects

Effective March 10, 1997 prevailing wage rates were determined and certified for commercial construction projects in the following counties:

Anoka: Hardware Clocks Hoover Elementary, Hamilton Elementary, Ramsey Elementary & Northdale Middle School-Coon Rapids and Ramsey; Playground Equipment and Installation-Coon Rapids and Blaine.

Blue Earth: Mankato State University Gage Hall, Shower/Toilet Remodeling-Mankato.

Hennepin: Hardware Clocks Champlin Elementary School-Champlin; Jeremiah Campus Community-Minneapolis; 1996 Reroofing Osseo Schools Orchard Lane Elementary-Brooklyn Center; Hennepin County Adult Detention Center Elevator Renovation-Minneapolis; MN/DOT Golden Valley Garage Ventilation Upgrade and Misc HVAC Work-Golden Valley; Painting of U of M Various Buildings Minneapolis Campus-Minneapolis; Eden Prairie Maintenance Building-Eden Prairie; Building Removal-Crystal.

Kanabec: High School Auditorium Mechanical and Electrical Upgrades-Mora.

Ramsey: Replace Piping and Hot Water Heating System-Falcon Heights; Painting of U of M Various Buildings Saint Paul Campus-Saint Paul; Veterans Services Building Entrance Soffit Replacement-Saint Paul; Bridgeview Telephone Installation-Saint Paul; Como Senior High School Relighting-Saint Paul.

Rice: Repair Fire Damaged Cupola-Tate Hall-Faribault.

Sibley: 1997 Reroofing GFW High School-Winthrop.

Stearns: Paramount Auditorium & Theatre-St. Cloud.

Wright: Grading, Surfacing, Bridges, Signal Box Culverts and Building Removal-Wadena.

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

Minnesota Property Insurance Placement Facility

Notice of Meeting of the Governing Board

NOTICE IS HEREBY GIVEN that the Annual Meeting and First Quarter Meeting of the Governing Board of the Minnesota Property Insurance Placement Facility will be held on Wednesday, March 12, 1997 in the Conference Room of the Minnesota Property Insurance Placement Facility, 1201 Marquette Avenue Suite 310, Minneapolis, Minnesota. For additional information please call 338-7584. The Annual Meeting will begin at 8:00 a.m. the First Quarter Meeting will begin at 8:30 a.m.

Public Employees Retirement Association (PERA)

Board of Trustees, Notice of Meeting

A meeting of the Board of Trustees of the Public Employees Retirement Association (PERA) will be held on Thursday, March 13, 1997, at 9:30 a.m. in the offices of the association, 514 Saint Peter Street, Suite 200, Saint Paul, Minnesota.

Minnesota Department of Revenue

Request for Comments on Planned Amendment to Rules Relating to Sales and Use Tax Permits; Reinstatement of Revoked Permits; *Minnesota Rules*, part 8130.2700

Subject of Rules. The Minnesota Department of Revenue requests comments on its planned amendment to rules governing Sales and Use Tax Permits; Reinstatement of Revoked Permits. The Department is considering rule amendments that will make it more difficult for taxpayers who have two sales tax permits revoked within 24 months to obtain a new permit, or have the second revoked permit reinstated. The amount of security or the surety bond which the taxpayer must furnish is to be increased, the taxpayer will be required to pay future sales taxes by means of electronic funds transfer, and will be required to have sales tax returns prepared by an attorney, accountant, agent, or preparer, or attend a business education class for sales tax given by the Department. Also, the rule change proposes a definition of "taxpayer," the purpose of which is to include an individual who is liable for delinquent sales taxes, either for the entity for which the new or reinstated permit is at issue, or for another entity for which a permit was previously revoked.

Persons Affected. The amendment to the rules would likely affect retailers in Minnesota who fail to file their sales tax returns or fail to pay their sales taxes.

Statutory Authority. *Minnesota Statutes*, section 270.06, clause (14) authorizes the Department to adopt rules for the administration and enforcement of state tax laws.

Public Comment. Interested persons or groups may submit comments or information on these planned rules in writing until 4:30 p.m. on Friday, May 9, 1997. The Department does not contemplate appointing an advisory committee to comment on the planned rules.

Rules Drafts. The Department has prepared a draft of the planned rule amendments.

Agency Contact Person. Written or oral comments, questions, requests to receive a draft of the rules, and requests for more information on these planned rules should be addressed to:

Richard Walzer, Attorney
Minnesota Department of Revenue
Appeals, Legal and Criminal Investigations Division
10 River Park Plaza
St. Paul, MN 55146
(612) 296-1902, ext. 134
Fax # (612) 296-8229

TDD users may call the Department at 297-2196

Alternative Format. Upon request, this Request for Comments 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.

Note: Comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after they are proposed.

Dated: 10 March 1997

James L. Girard
Commissioner of Revenue

Department of Public Safety

Minnesota Auto Theft Prevention Program

Notice of Meeting of the Board of Directors

The Department of Public Safety, MN Auto Theft Prevention Program, will be holding its Board of Directors meetings on the following scheduled dates: March 13, 1997, March 27, 1997 and April 10, 1997. Meetings will begin at 9:00 a.m. at the MATPP office located at 1110 Centre Pointe Curve, Mendota Hts., MN. (Hwy 110 and Lexington Ave. - GNB Bldg.). Meetings are open to the public and you may contact 612/405-6155 for more information.

Department of Trade and Economic Development

Minnesota Agricultural and Economic Development Board

Notice of Public Hearing on Proposed Project on Behalf of Fairview Hospital and Healthcare Services and the Issuance of Bonds under *Minnesota Statutes*, Chapter 41A

NOTICE IS HEREBY GIVEN that the Minnesota Agricultural and Economic Development Board (the "Board") or its designated representative, shall meet on March 25, 1997, at 9:00 a.m., at 500 Metro Square, 121 7th Place East, Saint Paul, Minnesota, for the purpose of conducting a public hearing on a proposed issue of bonds (the "Bonds") and the provision of other financial assistance under *Minnesota Statutes* 1986, Chapter 116M, and *Minnesota Statutes*, Chapter 41A, as amended (the "Act"), to undertake and finance a project on behalf Fairview Hospital and Healthcare Services, a Minnesota nonprofit corporation (the "Applicant"). Such persons as desire to be heard with reference to said issue of Bonds will be heard at this public hearing.

The project consists of (i) refinancing the debt assumed as a result of the merger of the Applicant with University of Minnesota Health Systems and Clinics, Inc. which debt was incurred for the purpose of acquiring the University of Minnesota Hospital and Clinic; (ii) financing the construction and improvement of facilities of the Applicant located at Fairview-University Medical Center, 2450 Riverside Avenue and 420 Delaware Street S.E. and the surrounding campus in the City of Minneapolis (the "Fairview-University Medical Center Campus") and the acquisition and installation of terms of equipment in such facilities, including construction and equipment costs associated with integration of the Fairview-University Medical Center Campus; (iii) financing the construction and equipping of an approximately 155,000 square foot hospital and medical clinic and related facilities to be located at 5200 Fairview Boulevard in the City of Wyoming, Minnesota; (iv) financing the replacement of the cooling tower and chillers at Fairview Southdale Hospital, 6401 France Avenue South in the City of Edina; (v) financing the construction and equipping of improvements to the Chisago Clinic, located at 11685 Lake Boulevard North in Chisago City, Minnesota; (vi) refunding, in whole or in part, the City of Edina, Minnesota Hospital System Revenue Bonds, 1989 Series A (Fairview Hospital and Healthcare Services) (the "1989A Bonds") which were issued to finance the construction and improvement of Fairview Southdale Hospital and the acquisition and installation of items of equipment therein and equipping of certain facilities located on the Fairview Southdale Campus at 6401 France Avenue, in the City of Edina, Minnesota; and (vii) refunding, in whole or in part, the City of Hibbing, Minnesota Hospital Facilities Revenue Bonds, Series 1978 (Central Mesabi Medical Center) (the "1978 Bonds"), which were issued to construct and equip the University Medical Center-Mesabi at 750 East 34th Street in Hibbing, Minnesota (collectively, the "Project").

The owner of the Project will be the Applicant, except for the Chisago Clinic which is owned by Chisago Lakes Hospital District and leased to and operated by Chisago Health Services, an affiliate of the Applicant and University Medical Center-Mesabi, which is owned by University Medical Center-Mesabi, an affiliate of the Applicant, and the Project is expected to be operated and managed by the Applicant or an affiliated entity. It is contemplated that the facilities financed or refinanced by the Bonds will be used primarily for hospital, medical clinic or related facilities. The estimated amounts of the Board's proposed bond issue is an amount not to exceed \$175,000,000. The Bonds shall be limited obligations of the Board, the Bonds and the interest thereon shall be payable solely from the revenue pledged to the payment thereof, and a mortgage or security interest or other security arrangements to be established by or on behalf of the Applicant. Notwithstanding the foregoing, no holders of any such Bonds shall ever have the right to compel any exercise of the taxing powers of the State of Minnesota or any political subdivision thereof to pay the Bonds or the interest thereon nor to enforce payment against any property of said State or said political subdivision.

This Notice of Public Hearing is being given pursuant to Section 147(f) of the *Internal Revenue Code* of 1986, as amended.

A copy of the Application to the Board for approval of the Project, together with all attachments and exhibits thereto and a copy of the Board's resolution accepting the Application and accepting the Project is available for public inspection at the offices of the Board at 500 Metro Square, 121 7th Place East, Saint Paul, Minnesota from the date of this notice to the date of the public hearing hereinabove identified, during normal business hours.

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 prior to the date of the hearing set forth above.

Dated: 27 February 1997

BY ORDER OF THE MEMBERS OF THE
MINNESOTA AGRICULTURAL AND
ECONOMIC DEVELOPMENT BOARD

Paul Moe
Executive Director
Minnesota Agricultural and Economic
Development Board

State Grants and Loans

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.

Minnesota Department of Children, Families and Learning

Notice of Request for Proposal for Learn and Serve America Grants

Purpose: The Office of Lifework Development of the Department of Children, Families and Learning and the Minnesota Commission on National and Community Service are soliciting RFP applications for School-Based and Community-Based Learn and Serve America Grants to implement Service Learning as designated in the National and Community Service Trust Act of 1993, P. L. 103-82.

Eligible Program Sponsors: Groups interested in integrating academic subjects with Service-Based learning in the areas of education, public safety, environment, and/or human needs are eligible to apply. Community-Based agencies are encouraged to partner with K-12 school systems.

To Receive a copy of the RFP or for further information: Call The Minnesota Commission, Office of Lifework Development at (612) 297-2481 from greater Minnesota.

Submittal Address: Minnesota Children, Families and Learning, Office of Lifework Development, 652 Capitol Square Building, 550 Cedar Street, St. Paul, MN 55101-2273; Attention: Dr. Marlys J. Bucher, Coordinator of Service Learning.

Dated: 10 March 1997

Minnesota Commission of National Service
Office of Lifework Development
Minnesota Children, Families and Learning

Minnesota Department of Economic Security

Contingent Request for Proposals for Emergency Shelter Grant Program and Transitional Housing Program Funds

The Minnesota Department of Economic Security announces the anticipated availability of Emergency Shelter Grant Program (ESGP) and Transitional Housing Program (THP) funds. The actual amount of funds available under the Transitional Housing Program is contingent upon approval by the 1997 Minnesota Legislature.

CHANGES FROM LAST YEAR'S REQUEST FOR PROPOSALS

- 1) **There are no longer any geographic set-aside amounts under ESG.** With the consolidation of the application process last year of ESG and THP, it no longer made sense to have a set-aside for one program and not the other. The set-asides were also dependent on existing capacity and did not take into account efforts to address needs in areas in need of new capacity.

In the last two year's application package, programs which had been grantees for three or more years did not have to submit a program description unless there were changes to the program. Staff have added some new questions to be addressed in the program description and feel it is necessary to refresh their knowledge of all programs.

We have added a set-aside for direct homelessness prevention activities such as emergency mortgage, rental and utility assistance. While the amount is very limited, it is an attempt to ensure that all areas of the state have a resource to provide these services.

Therefore the funds are targeted to areas which do not have Rural Housing Assistance and Stability Program (RHASP) or Family Homeless Prevention and Assistance Program (FHPAP) funding.

- 2) The Department encourages consolidated applications, with one agency submitting an application comprised of individual subgrantee applications. The lead agency would then act as fiscal agent for those agencies. The fiscal agent would in turn receive administrative funds equal to 2.5 percent of the total award.

EMERGENCY SHELTER GRANT PROGRAM (ESGP)

The purpose of the Emergency Shelter Grant Program is to assist programs that provide shelter or transitional housing to homeless individuals or provide homeless prevention services. Eligible activities include:

- 1) Operating costs of shelters or transitional housing programs including: rent, maintenance, insurance, utilities, furnishings, or up to ten percent for staff costs for operations.
- 2) Provision of essential services to residents of shelters or transitional housing programs including (but not limited to) services concerned with employment, physical health, mental health, substance abuse, education, or general support, and staff salary necessary to provide these services.
- 3) Homeless prevention activities such as emergency mortgage, rental and utility assistance.
- 4) Statewide homeless prevention activities or programs designed to prevent the incidence of homelessness.

ESGP Eligible Applicants

Eligible applicants include units of general local government and non-profit organizations. A private non-profit organization applying for assistance must certify that the local unit of government in which the project is located approves the project and that the project is consistent with the applicable Consolidated Plan/Comprehensive Housing Affordability Strategy. All ESGP applicants must also provide a Certification of Consistency with the regional Continuum-of-Care plan.

ESGP Funding Available

A total of \$874,000 is available for the fiscal year 1997 program; to be awarded as follows:

- 1) \$699,200 will be awarded on a competitive basis for the purposes of funding operating and essential service costs of shelter and transitional housing programs. Funding for motel vouchers is also eligible under this category for areas that do not have emergency shelters.
- 2) \$87,400 will be awarded to programs which address the causes of homelessness on a statewide level (this does not include emergency mortgage, rental or utility assistance).
- 3) \$43,700 will be awarded to programs to provide homeless prevention activities such as emergency mortgage, rental or utility assistance. These funds will be targeted to areas of the state most lacking in these resources (ie: non-existence of Rural Housing Assistance and Stability Programs or Family Homeless Prevention and Assistance Program funding).
- 4) \$43,700 will be used to defray administrative costs of the program.

MINNESOTA TRANSITIONAL HOUSING PROGRAM (THP)

The Minnesota Department of Economic Security announces the anticipated availability of Transitional Housing Program grant funds pending legislative authorization.

The purpose of the Transitional Housing Program (*Minnesota Statute 268.38*) is to initiate, maintain or expand programs which provide transitional housing and support services to homeless individuals to facilitate long-term independent living.

THP funds are to pay for the operating costs associated with the provision of transitional housing. Transitional Housing Program funding is not intended for crisis overnight shelters or for rehabilitation of transitional housing or shelters.

THP Eligible Applicants

Eligible applicants include Community Action Agencies, Housing and Redevelopment Authorities, Indian Reservation Governments, and other public and private non-profit agencies.

THP Anticipated Funding Available

\$1,315,750 in grant funds are anticipated to be available for the state fiscal year 1998 program.

APPLICATION PACKAGES

Application Packages for the Emergency Shelter Grant Program and Transitional Housing Program can be obtained by faxing a request with your name and agency name and address to Sharon Bonniwell at 612/282-6977.

Return an original and four copies of the application to:

Minnesota Department of Economic Security
Workforce Preparation Branch/Office of Economic Opportunity
390 North Robert Street, 1st Floor
St. Paul, MN 55101
Attn: Ted Potthoff

State Grants and Loans

All applications must be received in the Workforce Preparation Branch office by **4:00 PM, Monday, April 28, 1997**. An announcement of awards is expected by June 1, 1997.

For further information, contact Patrick Leary at (612) 297-3409, or Judy Johnson at (612) 296-5759, or Ted Potthoff at (612) 296-7627.

Emergency Medical Services Regulatory Board

Notice of Availability of Funds to Establish Community Teams for EMS Services, Including First Responder Units, Ambulance Services, and Hospital Emergency Departments, to Improve the Pediatric Emergency Skills of the Team and to Measure Improvement through the Use of Outcome Data

Eligible Applicants: First Responder Units, Ambulance Services, and Hospital Emergency Departments are eligible to apply for grants. Applicants must have the commitment to participate by the agencies representing each type of service (first responder units, ambulance services, and/or hospital emergency department) in their community. Applicants must participate in the project through September 30, 1999.

Amount of Funding: A total of \$50,000 is available for 10 grants of up to \$5,000 each. Funds can be used for pediatric emergency training, equipment, protocol implementation, data collection and linkage, and meeting costs for the project. These funds are made available through a continuation grant of the federal government, entitled Pediatric Skills Transfer and Retention: An EMS Team Approach, from the Maternal and Child Health Bureau, Department of Health and Human Services.

Grant Period: May 1, 1997, through September 30, 1998.

Request for Proposal: Interested parties may request a copy of the *Request for Proposal*, which contains additional information about the required content and format of proposals. Proposals will be due not later than 4:00 p.m., Monday, April 7, 1997. Grants are expected to be awarded before April 28, 1997.

Description of Grant Program: Grants will be offered to first responder units, ambulance services, and hospital emergency departments to be used to improve pediatric skills at the community level. Project sites will provide training, protocols, equipment and supplies, and participate in skills demonstrations and case review meetings. A team approach will be used, combining first responder units, ambulance services, and hospital emergency department personnel as the community team for EMS services. Reports on outcome data will be developed for each project site. Data collection and analysis will begin in early 1998. Grantees will design their proposal according to their needs, and may include training classes, equipment and supplies purchases, and protocol education for any participating agency. The project has five major goals: 1. Develop a system which reinforces training and skills retention through practice, improves the availability of equipment, increases understanding of correct procedures, and supports outcome-based data review; 2. Improve access to outcome data for prehospital providers by developing reports using local data for each participating agency; 3. Enable prehospital providers to design a training delivery system for pediatric emergency care based on local needs; 4. Develop and evaluate a continuous quality improvement (CQI) process for prehospital providers which will demonstrate whether skills can be transferred and retained, and identify what factors improve outcomes; 5. Evaluate the impact of the Pediatric Emergency Care Course by completing the Pediatric TBI Study, using enhanced data, for 1997 data.

This notice does not obligate the Board to fund proposed projects; the right is reserved to modify or cancel the solicitation if it is deemed in the best interest of the State to do so.

Contact Address: The contact address for this grant program, including the *Request for Proposal*, is:

Emergency Medical Services for Children
Emergency Medical Services Regulatory Board
2829 University Ave. SE, Suite 310
Minneapolis, MN 55414-3222
(612) 627-5422

Minnesota Amateur Sports Commission

Notice of Request for Proposals for Grants to Interested Communities to Develop New Ice Arenas and Improve Existing Arenas

1. Background

The state of Minnesota, acting through its agency - the Minnesota Amateur Sports Commission (MASC), is seeking interested communities to develop ice arenas. As per pending laws of MN, Minnesota communities will be eligible to be awarded grants for the development of new ice arenas and for the improvement of existing arenas. Grant recipients must have at least one local partner who is a political subdivision of the state.

This request for proposal is contingent upon final action of the 1997 Legislative Session and does not obligate the state to complete the proposed project, and the state reserves the right to cancel or amend the solicitation if it is considered to be in its best interest. Any changes by the 1997 Legislature relating to this RFP will be available upon written request to the MASC following the 1997 Legislative Session.

2. Purpose

The purpose of this grant is to assist Minnesota communities in developing and renovating ice arenas. The result of this grant shall be to establish ice arenas capable of hosting all ice sports competitions and training. The purpose of the ice centers will be to maximize the communities ability to generate economic benefits and to promote ice sports participation for females and males.

3. Goals

The grant contract shall accomplish the development of new ice arenas and improvement of existing ice arenas. Towards that ultimate goal, the Minnesota Amateur Sports Commission (MASC) intends to accomplish these additional goals:

- A) Encourage communities and organizations to work in partnership to develop and operate ice arenas.
- B) Where possible, to encourage communities and organizations to develop arenas with multiple sheets of ice in order to reduce both construction and operating costs.
- C) Provide increased opportunities for female ice sport participation.
- D) Encourage in kind contributions from public and private organizations to develop ice arenas.
- E) Encourage the development of ice arenas that serve community sport and non-sport needs and ensure non-hockey groups will also have adequate access to the arenas.

4. Tasks

Respondents are asked to complete the following tasks:

- A) Complete responses to the content section of the RFP.
- B) Respondent may submit additional information and documentation if they enhance the goals of the project

5. Agency Contacts

Prospective responders who have questions regarding this RFP may call or write:

Paul D. Erickson
Executive Director
Minnesota Amateur Sports Commission
1700 - 105th Avenue NE
Blaine, MN 55449-4500
Phone: 612-785-5632/Fax: 612-785-5699

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

6. Deadline

All proposals must be received by the MASC no later than Monday, April 28, 1997 at 4:00 p.m.

Responders must submit (3) three copies of their proposal for agency review. Proposals must be sealed in a mailing envelope with the responders name and address clearly written on the outside by an authorized official of the community.

State Grants and Loans

7. Grant Amount

The MASC is authorized to appropriate an amount to be determined by the 1997 Legislature. Respondents will find it necessary to augment the state grant matching contributions in order to develop an ice arena or arenas.

- Grant amount for new ice arenas. Communities may apply for up to **\$250,000** for each ice arena (Either standard size 85' x 200' or the recommended Olympic size 100' x 200').
- Grant amount for existing ice arenas. Communities applying for a renovation grant for their existing ice arena may apply for up to **\$50,000**. Renovation grants must be matched by non-state sources on a 1:1 ratio.

8. Project Completion

For 1997 grant award recipients, the project will be completed by January 1, 1998, or within (16) sixteen months of when the contract officially begins.

9. Content

Responders proposal should contain the following elements, as per MASC agency application instructions: (Complete Items A through G).

- A. Enter name of local governmental unit responsible for the project.
- B. The primary contact person is the individual who will have direct responsibility for the day-to-day activities of the project and to whom project inquiries can be directed (e.g., Director of the Recreation and Park Department, Mayor, City Manager, County Engineer, etc.)
- C. Name of project. If application is for the continuation of a previously approved, state-funded project, use the same project title as the original project. Identify the previous project number where indicated.
- D. Type of Application. Indicate whether project is for new arena or existing arena grant.
- E. Project documentation refers to the required documents necessary for final application submission. Submit all items (1-12).
- F. Federal Employer Identification Number. List the federal employer identification number assigned to your local government by the Internal Revenue Service.
- G. Signature of authorized official of the responsible agency, such as Chairperson of the County Board, Mayor, or other person as authorized by resolution of governmental unit. Please date and enter legal name of application.

Submit three copies of the Final Application Form. All copies must bear the original signature of the Mayor or Chairperson.

Resolution of Local Applicant. The local government applicant is required to execute a resolution which authorizes filing of the application and execution of final agreements with the Minnesota Amateur Sports Commission (MASC).

An example of the required resolution is provided. All portions must be followed exactly as shown in the example.

Submit three copies of the executed resolution with the final application. All copies must bear the original signatures of the certifying individual.

Geographic Location. Prepare a geographic location map which clearly illustrates the location of the proposed recreation site. Include on the map the following items:

- Project name and date submitted;
- Main roads and secondary streets leading to the recreation site (clearly labeled);
- North arrow and scale.

If possible, the map should be 8 ½ x 11 inches. A photocopy of a county highway map (for county or township projects) or a city street map (for municipal projects) may be used, providing it meets the above criteria. For large cities, the recreation site should also be shown on a district-level map.

Submit two copies of the geographic location map with the final application.

Site Plan. The primary purpose of the site plan is to clearly identify the proposed recreation area. The site plan will also identify any existing facilities and park acreage and any developments contemplated for the future. The following checklist is provided to assist with the preparation of the site plan. All of the appropriate checklist items must be included in the plan. Please prepare the maps neatly and legibly. Plans which do not reflect quality mapping will be returned to the local sponsor for revisions. Please follow the color codes described below.

If possible, the entire sports facility site plan should be mapped on one sheet not exceeding 24 x 36 inches.

Submit three copies of the site plan with the final application.

Site Planning Checklist

Be sure to include on the site plan all of the following items which apply:

- () Indicate all existing sport and support facilities.
- () Show all adjacent county roads, city streets, highways, etc., and label with their numbers/names.
- () Show city names, corporate limits, and section lines/corners.
- () Indicate all lakes, rivers, streams, and wetlands and label with their appropriate names.
- () Identify all environmental intrusions. Examples include overhead and underground service lines, old roads, buildings, storm sewers, railroad tracks, etc.

Environmental Intrusions Statement. Environmental intrusions refer to ALL man-made developments on, above, or below the sport facility. These include buildings, utility poles and lines, roads, driveways, underground intrusions, pipelines, power lines, sewer lines, railroad tracks, etc.

Show every intrusion on the site plan (#3). List and describe every intrusion. Prepare a mitigation statement for each intrusion, explaining how the effects of the intrusion will be moderated.

Submit three copies of the Environmental Intrusions Statement with the final application.

Agreements and Arrangements. Include a copy of any legal agreements or arrangements with other organizations or governmental agencies participating in this project. An example would be a joint powers agreement for development of maintenance/operations with a school district, sports association, foundation, etc. Submit three copies of the agreements.

Operations and Maintenance Statement. Briefly describe the plan for operations and maintenance of the sports site. Indicate:

- agency responsible for maintenance;
- source of maintenance funds;
- length of time arena will be open (seasonally and/or daily basis);

Submit three copies of the Operations/Maintenance Statement with the final application.

NOTE: Government project sponsors are prohibited from converting any portion of the project to non-public or non-sport uses or transferring ownership of the property without the approval of the Minnesota Amateur Sports Commission. Government sponsors may contract or lease operations to a non-public entity, but ultimate ownership and operational responsibility must remain with the original public sponsor.

Letter of County Concurrence. If the applicant is a municipality or township, they must obtain a letter of support for their project from their respective county; e.g., from the county administrator, park director, planning director, or county board of commissioners. The letter *from* the county should include the following:

- the county has reviewed the project;
- the county finds the project to be in accordance with the goals of the county outdoor recreation plan; and
- the county fully supports all efforts of the local applicant.

To assist the county with their review, the local applicant should provide the county with the following project materials:

- geographic location map (#2); and
- site plan (#3)

To assist the county, you may want to provide them with a draft letter for their use. This should be done at the outset of the final application phase (immediately) to avoid a delay in the processing of the application for approval.

If the applicant is a county, a letter of concurrence is not required; simply state "does not apply."

Submit a letter and *not* the comprehensive plan.

Comprehensive Plan. The local government applicant is required to demonstrate that the proposed sport facility is consistent with the local comprehensive plan. The applicant should demonstrate in writing how the proposed sport facility does not duplicate any existing facility in the area. In addition, it should be demonstrated that the proposed sport facility will be a complement to the existing infrastructure of facilities in the community. The Minnesota Amateur Sports Commission is also interested in knowing how the proposed facility fits with the current park and recreation plans. The applicant should demonstrate and estimate the frequency and types of uses by local, state, regional and national participants.

Submit a letter and *not* the comprehensive plan.

State Grants and Loans

Local Financial Commitment. The local government applicant is required to provide either documentation of funds raised or to demonstrate how it intends to raise the local financial commitment. A written plan should be submitted on how the community intends to raise the funds, their timetable for raising the funds, and please include evidence of past fundraising efforts in the community that is of similar size and dimension.

If the community intends to use a local bond issue over local government funds, please indicate the date of intended bond issue vote or government board vote.

Submit three copies of local match plan.

Economic Impact Analysis. The local government applicant is required to demonstrate the economic impact implications of the proposed sport facility. As the goal of the Minnesota Amateur Sports Commission is to bring a new net economic impact to Minnesota, this economic impact study should concentrate on the numbers of out-of-state visitors who would travel to the site to participate in sporting events at the proposed facility. The applicant should outline a typical annual schedule of events with corresponding economic impact.

Submit three copies of economic impact analysis.

Budget. The local government applicant is required to submit a complete capital budget and operating budget for the proposed project.

Submit three copies of the budgets.

Resolution of Local Application (sample).

Required form of resolution of application authorizing filing of application and execution of agreement to construct sport facilities under the provision of the State Capital Bonding Fund.

WHEREAS, the Minnesota Amateur Sports Commission (MASC), via the State Capital Bonding Fund, provides for capital funds to assist political subdivisions of the state of Minnesota for the development of sport facilities, and

WHEREAS, the ___(city/county/state agency)_____ desires to construct and develop a ___(name of project)_____ for the sports of ___(list of sports affected)_____.

NOW, THEREFORE BE IT RESOLVED BY THE ___(city council/county board/state board)_____ of the ___(city/county/state agency)_____:

1) Estimates that the total cost of developing said facility shall be \$_____ and ___(city/county/state agency)_____ is requesting \$_____ from the Mighty Ducks Capital Bonding Fund and will assume responsibility for a match requirement of \$_____.

2) ___(city/county/state agency)_____ agrees to own, assume 100 percent operation costs for said sport facility, and will operate said facility for its intended purpose for the functional life of the facility which is estimated to be _____ years.

3) ___(city council/county board/state board)_____ agrees to enter into necessary and required agreements with the Minnesota Amateur Sports Commission for the specific purpose of constructing a sport facility and long-term program direction.

4) That an application be made to the State of Minnesota, Minnesota Amateur Sports Commission, to be included in the Minnesota Amateur Sports Commission's (Governor's) Capital Budget request for an amount presently estimated to be \$_____(fill in amount)_____.

5) That the ___(authorized representative)_____ and/or ___(city/county/state agency)_____ is authorized and directed to execute said application and serve as the official liaison with the Minnesota Amateur Sports Commission.

CERTIFICATION

I hereby certify that the foregoing resolution is a true and correct copy of the resolution presented to and adopted by the _____ at a duly authorized meeting thereof held on the _____ day of _____, 19_____, as shown by the minutes of said meeting in my possession.

_____(signature/title of authorized official)_____

Minnesota Amateur Sports Commission Facility Bonding Application.

- A. Local unit of Government responsible for project:
B. Primary contact person for the project: Name, Title, Address, Zip, County, Phone: H (), W()
C. Name of Project:
D. Type of Application: (check one) New Arena Grant Existing Arena Grant
E. Project Documentation (refer to checklist) for New Arena Applicant.

The documents submitted in support of this application should be considered part of this application.

- 1. Resolution of Local Applicant
2. Geographic Location Map
3. Site Plan and Checklist
4. Environmental Intrusions Statement
5. Agreements and Arrangements
6. Operation and Maintenance
7. Letter of County Concurrence
8. Comprehensive Plan (social benefit)
9. Local Financial Commitment
10. Economic Impact Analysis
11. Budget (or cost breakdown) - capital and operating

F. Federal Employer Identification Number:

G. Execution:

IN WITNESS THEREOF, the applicant has caused this application to be executed on , 19.

(Legal Name of Applicant) By (Signature) (Title, Mayor or Chairperson)

Endorsement

Signature of person authorized to sign on behalf of the local unit. I hereby certify that the unit of local government identified hereby is willing and able to undertake the project described in this application.

(Signature) (Date) (Title)

Mail to: Mail one copy of the completed application form with all required applications to: Minnesota Amateur Sports Commission, 1700 - 105th Avenue NE, Blaine MN 55449-4500.

In addition, the MASC will be available for telephone consultation for all responders.

In consideration of respondent's ability to identify the necessary resources in order to meet project completion deadline, each applicant should indicate which year it would be ready to receive a grant and consequently construct an arena.

- [] 1997 Grant for construction in calendar year 1998*
[] 1998 Grant for construction in calendar year 1999*

*Not yet appropriated by the MN legislature.

State Grants and Loans

10. Evaluation Criteria

The MASC Board will make final determinations for grant awards. The MASC will prioritize the grant awards on the following basis:

New Arenas

1. Demonstrated Ability of Applicant to Perform
 - Proof of committed resources necessary to develop and construct a new ice arena (including the proposed state grant)
 - An established site plan and preliminary architectural plans.
 - Owner and Operating Agreements established.
 - Proof that the land for site is committed or secured.
 - An established time table for construction to meet MASC project deadlines.
 - Proof of operating plan for financial viability.
2. Demonstration of Partnerships
 - Documentation that respondent has formed public and private partnerships to develop and operate a new ice arena(s) that may include cities, counties, school districts and private groups.
3. Demonstrated Need for New Ice Arenas
 - Demonstrate that an adequate participation base exists or can be developed within one hour drive from arena.

Existing Arenas: Applicant for *existing arenas renovation grants* are required to submit *only* the following documents:

1. Resolution of local applicant.
2. Site plan (i.e. map of arena) and outline of improvements or expansion.
3. Local financial commitment.
4. Budget of renovation project.
 - Allowable renovation projects preferred by the MASC include but are not limited to:
 - * additional locker room, especially for female users
 - * energy conservation measures and air quality improvement
 - * code, health and safety issues
 - * ice plant repair and replacement
 - * ice resurfacer replacement
 - Ability to match state grant on at least a 1:1 ratio.
 - Definition: *existing arena* - any current arena with artificial ice that has conducted ice sport activity before January 1, 1996 shall be considered an existing arena for the purpose of this grant proposal.

All proposals following review, will be judged on the following factors:

- A. Expressed understanding of proposal objectives and goals.
- B. Quality of response to evaluation criteria.
- C. Budget and cost detail and quality of financial commitments (#10).
- D. Ability to meet legislative requirements (#11).

11. Legislative Requirements

Respondent should note the specific statutory requirements.

Minnesota Statutes Section 240A.09, 1995, the ice arena enabling legislation, was amended to include additional criteria and priorities. The legislation, as amended, directs the commission;

* to give priority to proposals submitted by more than one local government. In the metro area priority is also given to proposals that involve the construction of at least 2 ice sheets in a single facility,

* to accept proposals that have matching contributions including in-kind contributions (land, parking) and provide equal time for female groups,

* to the extent possible, award at least 50% of the grants to projects in Greater Minnesota, and

* to use at least 10% of the grant funds for ice centers designed for sports other than hockey.

12. State Contract Rules

Normal state contract rules will apply to this project.

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, and final submission date of completed contract proposal.

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

Department of Human Services

Human Resources Division

Request for Proposals to Provide Computer Software Training

The Minnesota Department of Human Services is soliciting proposals from qualified parties to provide computer software training. The outcome of this training is to give Department employees the computer software skills they need in order to carry out their assigned tasks.

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

The Department has estimated that the cost of this contract will not exceed \$250,000.00. The contract will run from July 1, 1997 to June 30, 1999. All proposals must be submitted no later than April 11, 1997, 3:00 pm.

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

James Beatty
Department of Human Services
Community and Human Resource Development
444 Lafayette Rd.
St. Paul, MN 55155-3821
(612) 296-2321

State Board of Investment

Notice of Request for Proposals for a Consultant or Consultants to Assist the Board in Carrying out Its Fiduciary Responsibilities

The State Board of Investment (SBI) is soliciting proposals for consulting services. This request for proposal is designed to obtain a consultant or consultants to advise the SBI in the areas of investment objectives, asset allocation, manager selection, performance measurement and evaluation, and other operational needs.

All interested vendors should contact the person named below by letter or telephone to request a copy of the Request For Proposal.

Beth Lehman
Minnesota State Board of Investment
Room 105, MEA Building
55 Sherburne Avenue
St. Paul, MN 55155
Telephone: (612) 296-3328

All proposals must be submitted to the address listed above on or before 3:00 P.M., April 9, 1997. NO PROPOSALS RECEIVED AFTER THAT DATE AND TIME WILL BE CONSIDERED.

Normandale Community College

Notice of Request for Printing Services for NCC Academic Catalog

Following are the printing specifications for the NCC Academic catalog: 25,000 by 4/15 for 5/15 delivery; 8 1/2 x 11" perfect bound; 96 pages plus cover; black ink on inside pages; no bleeds; black plus four PMS and 5 x 7" full color photo con cover; inside cover prints black only; cover stock is 10 pt. White Frankote CIS gloss; inside 35# Mandobrite recycled offset; approx. 30 half-tones; blueprint inside and color key or matchprint for cover. Heat-set equipment required. Index card 7 pt. Scott hi-bulk printed both sides bound in. Text - on WordPerfect 6.0a Windows disk.

Complete specs and samples available from:

JoAnn Rice
NCC 9700 France Ave. S.
Bloomington, MN 55431
Phone 612-832-6306

Bid deadline 8 a.m., March 17, 1997.

Public Employees Retirement Association (PERA)

Request for Information from Firms and Agencies Providing Quarterly Death Audit Services

Public Employees Retirement Association (PERA) is seeking firms or agencies that provide quarterly death audit services. If your firm or agency is able to identify deceased annuitants among our 50,000-person database of benefit recipients and would like to be considered in a future RFP process, please contact Dave DeJonge at (612) 297-3573, or write to:

PERA
Dave DeJonge, Manager of Finance
514 Saint Peter Street - Suite 200
Saint Paul, Minnesota 55102

Please include an explanation of how your mortality identification system works and approximate costs to have our database checked quarterly. We will send an RFP to interested parties in early 1998.

Department of Transportation

Finance and Administration Division

Notice of Request for Consultant Services in Hiring an Applications Resource Manager

The Minnesota Department of Transportation (Mn/DOT) is seeking assistance in hiring an Applications Resource Manager. Mn/DOT anticipates working with multiple parties in seeking qualified candidates for the position. Mn/DOT will negotiate fees with each party, paying a maximum of 30% of the salary offered to the successful candidate. Mn/DOT shall enter into an agreement for payment of services only with the party that recruits the candidate that Mn/DOT hires. Mn/DOT requires a thirty day probationary period after which Mn/DOT may terminate the employee for unsatisfactory performance and receive repayment of the recruitment fees.

Mn/DOT has adopted an Information Resource Management (IRM) strategy of building information resources that can be shared across organizational and functional units. Mn/DOT has developed an enterprise architecture, including conceptual data and process models, and maintains a long-term *Implementation Plan for Shared Information Resources*. The Office of Information Resource Management was established in June 1996, to provide central coordination and leadership to Mn/DOT's IRM activities. The position of Applications Resource Manager is one of six management positions recently established in the office. The purpose of the position is to lead and direct Mn/DOT's Applications Resource Management activities. A position description and organization chart are available upon request. The position is in the State of Minnesota's management plan, with a salary range of \$49,548 to \$70,386.

Professional, Technical & Consulting Contracts

Requirements for the position include:

- at least two years advanced supervisory or management experience, with a demonstration of strong leadership and people management skills;
- experience developing information resources within an enterprise architecture;
- knowledge and experience in the area of applications resource management, including conceptual, logical and physical process and transaction modeling; programming and development languages; and developer tools;
- knowledge and experience in related areas of data resource management and technology resource management.

If you have questions regarding requested services or are interested in providing services, please contact:

Name: Mary B. Welfling
Title: Director, Office of Information Resource Management
Address: Minnesota Department of Transportation
Mail Stop 240
395 John Ireland Blvd.
St. Paul, MN 55155

Phone: 612-297-5206 Fax: 612-297-5272

Expressions of interest should include payment options, recruitment methods, and experience in recruiting candidates with backgrounds in enterprise information resource management.

Opportunities for recruitment assistance remain open until the position is filled.

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 evaluation of their proposal, and certified Economically Disadvantaged Businesses and individuals submitting proposals as prime contractors shall receive the equivalent of 4% preference in the evaluation of their proposal. For information regarding certification, contact the Minnesota Department of Administration's Materials Management Helpline (612) 296-2600, or TTY (612) 282-5799.

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 Survey Data Collection

The Minnesota Health Data Institute (MHDI) is requesting proposals from qualified vendors to conduct survey data collection for its 1997 health plan survey project with the Minnesota Department of Human Services. This project will use the Consumer Assessment of Health Plans Study (CAHPS) instrument to survey enrollees of health plans participating in the state Medical Assistance and MinnesotaCare programs. MHDI will supply the vendor with the CAHPS survey questionnaire and Implementation Handbook as well as data files of enrollee information from the individual health plan groups to be surveyed. The vendor will complete the following tasks by June 30, 1997: 1) check the enrollee data files and draw samples from these data files according to the CAHPS technical specifications; 2) perform either mail data collection or telephone data collection according to CAHPS technical specifications, to obtain 400 completed surveys for up to 21 separate health plan groups (for a total of up to 8,400 completed surveys); 3) prepare summary stub and banner tables and datasets on diskettes of the survey items collected. Vendors should have extensive skills and experience in both large-scale mail data collection and computer-assisted telephone interviewing (CATI) methods, as well as experience in administering health care surveys to Medical Assistance populations.

Prospective vendors may obtain full details of this Request for Proposals by contacting:

Paul Zak
Minnesota Health Data Institute
910 Piper Jaffray Plaza
444 Cedar Street
Saint Paul, Minnesota 55101
Phone 612-228-4382 or Fax 612-222-4209

This is a competitive bid. Proposals are due by 5:00 p.m. on Wednesday, March 26, 1997.

Ramsey County

Notice to Interested Consultants to Assist with Permitting and Improving Management of Yard Waste Sites

Ramsey County intends to begin soliciting proposals from interested consultants to assist in permitting of a new yard waste composting site and in improving management of eight (8) existing yard waste sites.

The consultant's work falls into three categories: 1) odor modeling, 2) review of design and special operations, and 3) technical advice and expert testimony. The maximum amount of the contract will not exceed \$20,000.

Documents Available: Joint Purchasing Office, Rm 280 City Hall/Court House

Pre-proposal Conference: Thursday, March 13, 1997 at 1:30 pm

Proposals Due: Wednesday, March 26, 1997 at 2:00 pm

Any party interested in receiving the RFP information should call the Joint Purchasing Office at (612) 266-8900.

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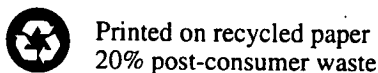
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