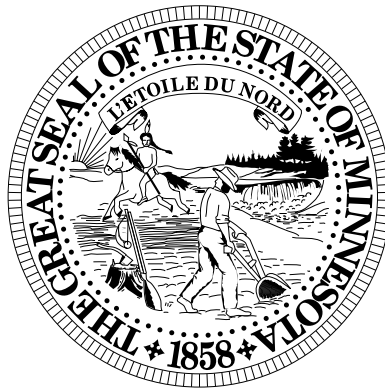


State Register Index

Volume 26, Numbers 1 - 53



2 July 2001 – 24 June 2002

INDEX TABLE OF CONTENTS

• Agency Rule Index	1794
(alpha by agency and subject)	
Comment Sought	
Opinion Sought	
Proposed	
Adopted	
Exempt	
Expedited Emergency	
Withdrawn	
Vetoed	
Errata	
• Executive Orders (numerical)	1797
• Commissioner's Orders	1797
(alpha by agency, then numerical)	
• Revenue Notices (numerical)	1798
• Appointments	1799
• Official Notices	1799

State Register Index

Volume 26 - Subject Matter Index -- issues 1-53 cumulative

RULES

ABSTRACTORS BOARD - REVENUE DEPARTMENT

Licensure, education and conduct of assessors
 proposed 993

ADMINISTRATION DEPARTMENT

Building Codes and Standards Division's electrical code
 proposed 714

ADMINISTRATIVE HEARINGS OFFICE

Rulemaking procedure, contested case and revenue recapture
 act hearings, and awards of expenses and attorneys fees
 to prevailing parties
 adopted 391

AGRICULTURE DEPARTMENT

Dairy regulation
 proposed 244
 adopted 627

Food
 proposed 1415

Obsolete rules
 withdrawal of proposed repeal of 1306

Repeal of certain food rules
 proposed 919

Repeal of certain food rules
 proposed 1419

Seed potatoes
 proposed 768
 adopted 1141

Seed testing fees and Christmas trees
 adopted 77

ANIMAL HEALTH BOARD

Anthrax vaccine prescriptions
 proposed 836
 adopted 1159
 adopted 1199

ARCHITECTURE, ENGINEERING, LAND SURVEYING, LANDSCAPE ARCHITECTURE, GEOSCIENCE AND INTERIOR DESIGN BOARD

Land surveyors and miscellaneous rules
 proposed 1389

ARTS BOARD

State arts funding programs
 proposed 804
 adopted 1301

CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

Requirements and procedures
 proposed 1013
 adopted 1363

CHILDREN, FAMILIES AND LEARNING DEPARTMENT

Child care assistance program
 adopted rules 253

General educational development (GED) diplomas
 adopted exempt 1716

Nonpublic schools
 adopted exempt 1716

Rule variances

proposed 1754

School finances
 adopted exempt 1718

Special education
 adopted 657

CHIROPRACTIC EXAMINERS BOARD

Alternative forms of continuing education
 adopted 31

Definition of doctor-patient relationship and definition of sexual misconduct
 proposed 386

Definition of doctor-patient relationship
 proposed 512

Definition: doctor-patient relationship, withdrawal of rule and cancellation of hearing on proposed rules
 withdrawn 566

Doctor-patient relationships and sexual misconduct
 proposed 75

Reinstatement of voluntarily retired license
 adopted 31

COLLEGES AND UNIVERSITIES, MINNESOTA STATE (MNSCU)

Anoka-Hennepin Technical College
 Dakota County Technical College
 Request for proposals for integrated college textbook management system 957

COMMERCE DEPARTMENT

Adopted exempt on uniform conveyancing blanks
 exempt 436

ELECTRICITY BOARD

Approval of programs for experience credit
 proposed 652
 adopted 1017

Inspection certificates
 proposed 1331
 adopted 1756

ENVIRONMENTAL QUALITY BOARD

Wind siting
 proposed 692
 adopted 1394

HEALTH DEPARTMENT

Clean indoor air
 proposed 720

Health risk limits
 proposed rules 154
 adopted 1229

Health risk values, corrections
 errata 1395

Hospitals and surgical centers
 adopted 627

Migrant labor camps
 adopted 31

Merit system governing the affirmative action plan, recommended adjustments, establishment of registers, appointment from registers, temporary appointments, and the compensation plan
 proposed rules 148

Merit system rules adopted	811	standards by reference; repealing recording and reporting provisions proposed exempt	346
HIGHER EDUCATION SERVICES OFFICE		adopted exempt	701
Advanced placement and international baccalaureate grant program proposed	1507	Occupational safety and health; adopting federal standards by reference; exposure to cotton dust and bloodborne pathogens; needlestick and other sharps injuries adopted exempt	490
Errata: Correction to publication of dual notice errata	460	Occupational safety and health; standard industrial classification list for AWAIR, proposed exempt permanent rules	1471
Post-secondary child care grant proposed	387	OSHA CORRECTION TO proposed exempt rules on the standard industrial classification list for AWAIR errata	1512
adopted	700	Workers' compensation; independent medical examination fees; conversion factor adopted exempt	490
Student Educational Loan Fund (SELF) Program proposed	546	MEDIATION SERVICES BUREAU	
adopted	1333	Mediation services; arbitration roster proposed	1648
HOUSING FINANCE AGENCY		Public employment; allowing service by facsimile; repealing independent review rehearing rules; renumbering and modifying provisions on independent review for public employee grievances proposed	1105
Challenge housing grants proposed	837	NATURAL RESOURCES DEPARTMENT	
adopted	1510	Designated experimental and special management waters adopted exempt	1082
Housing trust fund program proposed	847	Game and fish rules: deer season adopted expedited emergency	348
adopted	1511	designated experimental waters adopted expedited emergency	1141
Minnesota urban and rural homesteading program proposed	294	designated infested waters adopted expedited emergency	1693
adopted	863	designated special management waters adopted expedited emergency	565
HUMAN SERVICES DEPARTMENT		designated waters infested with eurasian water milfoil adopted expedited emergency	210
Dental coverage/medical assistance proposed	740	relating to designated experimental waters adopted exempt rules	182
adopted	1630	special permits for light goose population control adopted expedited emergency	1017
Family community support services adopted	77	special provisions for wildlife management areas and state game refuges; Camp Ripley archery hunt; geese, waterfowl, and small game hunting; migratory waterfowl feeding and resting areas adopted expedited emergency	264
Federal approval for adopted rules relating to family community support services adopted	931	turkey hunt drawing: fall turkey season adopted expedited emergency	82
Hospital medical assistance payment proposed	296	2001 moose season quotas and moose zone changes adopted expedited emergency	47
adopted	976	2002 bear season; 2002 moose season adopted expedited emergency	1691
errata	1000	waterfowl hunting regulations adopted expedited emergency	403
Medical assistance eligibility; repealers proposed	484		
adopted	977		
Merit system governing the affirmative action plan, salary adjustments and increases, establishment of registers, appointment from registers, temporary appointments, and the compensation plan proposed rules	143		
Merit system rules adopted	811		
60-month time limits and hardship extensions for participants in the Minnesota Family Investment Program (MFIP) adopted exempt	1302		
Specialized maintenance therapy under the medical assistance and general assistance medical care programs adopted	487		
LABOR AND INDUSTRY DEPARTMENT			
Occupational Safety and Health Standards proposed exempt	9		
Occupational safety and health; adoption of federal			

APPOINTMENTS

Shirley Chase appointed commissioner of labor and industry 366

EXECUTIVE ORDERS

OFFICE OF THE GOVERNOR

Emergency Executive Order #01-08: Providing for assistance to southern Minnesota law enforcement 11

Emergency Executive Order #01-09: Providing for assistance to northern Minnesota law enforcement 12

Executive Order # 01-10: providing for assistance to patients and residents in state regional treatment centers, veterans homes, and community-based residences of the state of Minnesota 235

Emergency Executive Order #01-11: Providing for assistance to patients and residents in state regional treatment centers, veterans homes, and community-based residences of the state of Minnesota 514

Emergency Executive Order # 01-12: Providing for assistance to the Manohmen County Sheriff 745

Executive Order #01-13: Workplace medication program; rescinding executive order 99-5 812

Executive Order #02-01: Providing for personnel and equipment for the Prairie Island Nuclear Power Plant drill and exercise 1246

Executive Order # 02-02: Providing for the assignment of duties to state agencies under the Land and Water Conservation Fund Act of 1965 1438

Emergency Executive Order # 02-03: Providing for assistance to the Minnesota Department of Natural Resources 1722

Emergency Executive Order # 02-04: Providing for assistance to Norman County 1723

Emergency Executive Order # 02-05: Providing for assistance to northwestern Minnesota counties 1724

COMMISSIONER'S ORDERS

Commerce Department

Order suspending operations of the Minnesota Health Coverage Reinsurance Association 1334

Environmental Quality Board

Approval granted to Great River Energy allowing operating voltage of transmission line to increase from ± 400 kV to ± 410 kV 746

Natural Resources Department

Commissioner's Scientific and Natural Area Order #169: Quarry Park Scientific and Natural Area 212

Commissioner's Scientific and Natural Area Order #170: Sandpiper Prairie Scientific and Natural Area; superseding scientific and natural area order #148 814

Commissioner's Scientific and Natural Area Order #171: Iona's Beach Scientific and Natural Area 815

Commissioner's Scientific and Natural Area Order #172: Mound Spring Prairie Scientific and Natural Area 816

Commissioner's Scientific and Natural Area Order # 174: Minnesota Point Pine Forest Scientific and Natural Area 1396

State Register Index

Pollution Control Agency

Lake Benton Don-Ja-Lei District intent to approve the creation	1267
Reads Landing Water & Sanitary District, findings of fact, conclusions, and order in the petition to create	701

Transportation Department

Commissioner's Order # 85668: Amended order and notice of street and highway routes designated and permitted to carry gross weights allowed	214
Commissioner's Order # 85784: Amended order and notice of street and highway routes designated and permitted to carry the gross weights allowed	605
Commissioner's Order # 85922: Amended Order and notice of street and highway routes designated and permitted to carry the gross weights allowed	903
Commissioner's Order # 85932: Amended order and notice of street and highway routes designated and permitted to carry the gross weights allowed	932
Commissioners Order # 86170: Amended order and notice of street and highway routes designated and permitted to carry the gross weights allowed.....	1306
Uniform Traffic Control Devices Manual adopted and published	1440

Utilities Commission, Public

Hutchinson Utilities Commission for a certificate of need to construct a large natural gas pipeline, Order accepting filing as substantially complete upon receipt of certain information and notice and order for hearing in the matter of an application by	1085
Lakehead Pipe Line Company, Limited Partnership for a Certificate of Need for a Large Petroleum Pipeline Facility, order accepting application as substantially complete and notice and order for hearing in the matter of the application	186
Northern States Power Company d/b/a Xcel Energy for certificates of need for four large high voltage transmission line projects in southwestern Minnesota: Order accepting application as substantially complete and notice and order for hearing	1116
Rapids Power LLC for a certificate of need for its Grand Rapids Cogeneration Project, Order scheduling prehearing conference in the application of	863
Rapids Power LLC for a certificate of need for its Grand Rapids Cogeneration Project, Order for hearing in the matter of the application of.....	746

REVENUE NOTICES

Department of Revenue

Revenue Notice #01-01: Individual Income Tax and Corporate Franchise Tax - 2001 estimated tax requirements of shareholders of S corporation banks, and the treatment of estimated tax payments of S corporation banks made prior to the repeal of the corporate franchise tax on S corporation banks	123
Revenue Notice # 01-02: Tax relief for victims of the terrorist attack on the World Trade Center and the Pentagon	460
Revenue Notice # 01-03: Clarification of revenue notice # 01-02.....	461
Revenue Notice #01-04: Special fur clothing tax	530
Revenue Notice #01-05: Mortgage registry tax - exemption for mortgages that secure loans made under qualifying government affordable housing programs	530

Revenue Notice #01-06: Mortgage Registry Tax - Exemption
for mortgages that secure qualifying agricultural loans 566

Revenue Notice #01-07: Property Tax - Homestead classification;
revocation of revenue notice #95-07 568

Revenue Notice #01-08: Individual Income Tax -
late filing penalty 632

Revenue Notice #01-09: MinnesotaCare Tax - business
transactions in Minnesota 671

Revenue Notice #01-10: Individual Income Tax - assignability
of income recognized on employer provided stock options;
revocation of Revenue Notice #96-21 818

Revenue Notice #01-11: Sales and Use Tax - Transitional
period for delivery charges 888

Revenue Notice #01-12: Sales and Use Tax - Prepared
food 888

Revenue Notice # 02-01: Sales and Use Tax - Alcoholic
beverages, dietary supplements, and tobacco 932

Revenue Notice # 02-02: Sales and Use Tax - Soft drinks 933

Revenue Notice # 02-03: Corporate Franchise Tax - Revocation
of Revenue Notice # 96-19 934

Revenue Notice # 02-04: Sales and Use Tax - Candy 935

Revenue notice # 02-05: Sales and use tax - transitional
period for delivery charges for construction materials 1142

Revenue Notice # 02-06: Corporate Income Tax - Apportionment
of income; two factor and one factor weighted formulas;
revocation of revenue notice # 94-02 1441

Revenue Notice #02-07: Sales and Use Tax - Revocation
of Revenue Notice #1992-27 1695

Revenue Notice #02-08: Sales and Use Tax - Massage Services 1757

APPOINTMENTS

Human Services Department

Appointment of Linda Anderson to acting commissioner 1673

OFFICIAL NOTICES

ACCOUNTANCY BOARD

Licensing and practice, request for comments on possible
amendment to rules 1307

ADMINISTRATION DEPARTMENT

Materials Management Division requests comments on possible
rules governing state contracting 268

Request for comments on planned amendments to rules
governing the Minnesota Building Conservation Code of
the Minnesota State Building Code 124

AGRICULTURE DEPARTMENT

Agricultural Chemical Response and Reimbursement Account
public hearing on proposed future ACRRA surcharges 125

Commodity councils; promotional orders, request for comments
on possible amendments to rules 751

Food, request for comments on possible amendments to rules 1144

AGRICULTURE DEPARTMENT

POLLUTION CONTROL AGENCY

Proposed update of the permanent list of priorities among
releases or threatened releases of hazardous substances
or pollutants or contaminants 819

CORRECTIONS DEPARTMENT

Request for inspection certificates expiration, request for
comments on possible amendment to rules 673

DENTISTRY BOARD

Permissible duties of dental hygienists and registered dental
assistants, Request for comments on possible amendment
to rule governing 1729

ECONOMIC SECURITY DEPARTMENT

Vocational rehabilitation services, request for comments
on possible amendment to rule 1443

ELECTRICITY BOARD

License requirements for persons and companions
licensed by the board, request for comments on possible
amendments to rules 1758

ENVIRONMENTAL QUALITY BOARD

Requests for comments on possible amendments to rules
governing power plant siting and high voltage transmission
line routing, and rules governing environmental review 368

HEALTH DEPARTMENT

Cancer surveillance system, request for comments on possible
amendment to rules governing the Minnesota 1308

Health risk limits for groundwater, request for comments
on possible amendment of rules 462

Health risk values, withdrawal of hearing requests on
proposed amendment to rules 753

State Register Index

Lead hazard reduction, including standards for lead content of dust and work and training standards for persons who do regulated lead work, request for comments on possible amendment to rules	1696	Request for comments on federal waiver to conduct family planning services demonstration	215
ARCHITECTURE, ENGINEERING, LAND SURVEYING, LANDSCAPE ARCHITECTURE, GEOSCIENCE AND INTERIOR DESIGN		Request for information about the use of the state dollars to provide psychosocial assessment services and follow-up to deaf, deafblind and hard of hearing children	634
Request for comments on possible amendment to rules for land surveying	608	Request for information and notice of intent to solicit outside information regarding mental health services lacking throughout Minnesota for deaf, deafblind, and hard of hearing children and adults.....	635
ARTS BOARD		Request for information pertaining to proposed expansion of psychiatric inpatient services	215
Request for comments on possible amendment to rules governing procedures for receiving and reviewing requests for, and standards for distribution of, grants and other forms of assistance	367	LABOR AND INDUSTRY DEPARTMENT	
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD		Request for comments on planned amendment to rules governing prevailing wage determinations	107
Lobbyist registration and reporting, filing written complaints with the board, changes and corrections to documents filed with the board, statements of economic interest filed by terminating public officials, and definitions related to campaign finance activities, request for comments on possible amendment and/or repeal of rules	553	LAKE SUPERIOR CENTER AUTHORITY	
CHILDREN, FAMILIES AND LEARNING DEPARTMENT		Amendment to the bylaws of the Lake Superior Center Authority	907
Behavioral interventions, request for comments on possible amendments to rules	1308	MEDIATION SERVICES BUREAU	
Libraries, request for comments on possible amendment to rules governing	1144	Request for comments on possible amendment to rules for mediation services; arbitration roster	1126
CHIROPRACTIC EXAMINERS BOARD		METROPOLITAN COUNCIL - METRO TRANSIT	
Request for comments on planned rules for the annual requirements and reporting requirements for continuing education	703	Public hearing on adoption of housing agency plan	16
Request for comments on planned rules governing		Public hearing on Riverview Corridor transit project.....	17
• the practice of chiropractic.....	937	Transportation Advisory Board public hearing on the proposed 2002-2004 Transportation Improvement Program (TIP) for the Twin Cities Metropolitan Area.....	18
• sexual misconduct	938	MINNESOTA AMATEUR SPORTS COMMISSION	
COMMERCE DEPARTMENT		Request for proposal for ice arena construction and renovation through the "Mighty Ducks" grant program	1022
Issuance of Medicare supplement policies for a proposed demonstration project, request for comments on possible waiver of applicable statutes and rules.....	1248, 1269	MINNESOTA PLANNING	
Request for comments on biennial review of expedited rulemaking procedures and rules related to the Minnesota Health Care Administrative Simplification Act	704	Public meeting on municipal boundary adjustments	108, 127
Requests for comments on planned rules governing collection of encounter level data	405	NATURAL RESOURCES DEPARTMENT	
HIGHER EDUCATION SERVICES OFFICE		Fish and aquatic wildlife, request for comments on planned rules and rule amendments governing	192
Request for comments on possible rules governing the advance placement and international baccalaureate grant program	1089	Wildlife, request for comments on planned rules and rule amendments	609
HOUSING FINANCE AGENCY		PEACE OFFICER STANDARDS AND TRAINING BOARD	
Housing trust fund rules, and planned development of rules to implement the economic development and housing challenge program, request for comments on planned amendment	84	Training and licensing, request for comments on possible revisions to rules governing	1020
HUMAN SERVICES DEPARTMENT		POLLUTION CONTROL AGENCY	
Federal substance abuse prevention and treatment block grant and the availability of a statement describing the intended use of funds for federal fiscal year 2002, public comment.....	368	Air quality, extending the public comment period on proposed new rules and rule amendments governing	1632
Merit System governing salary adjustments and increases and the compensation plan, request for comments on planned amendments of the rules of the Minnesota	1397	Air quality performance standards, air emissions permits, emission inventory and miscellaneous definitions and incorporations by reference, request for comments on possible rule amendments governing	1676
		Conditionally insignificant and conditionally exempt air emissions; permits and offsets; air quality division definitions and abbreviations; and standards for stationary sources, amended request for comments on planned new rules	271
		Heavy-duty diesel engines, request for comments on planned new rules on the sale	554
		Procedures rules, request for comments on planned amendments to the Minnesota Pollution Control Agency	19

Solid waste management rules, request for comments on plans to amend parts	572	SECRETARY OF STATE'S OFFICE Open appointment vacancies	109
Water quality permit fees, request for comments on possible amendment to rules	1773	SENTENCING GUIDELINES; COMMISSION Modifications to the sentencing guidelines, cancellation of public hearing to consider	755
MINNESOTA RACING COMMISSION Request for comments on planned amendment to rules on televised horse racing days; pari-mutuel rules; class C licenses; horse races; horse medication; prohibited acts; other rule amendments proposed by industry groups.....	408	Modifications to the sentencing guidelines: public hearing to consider	86
REVENUE DEPARTMENT Cigarette and tobacco products taxes, request for comments on possible amendment of rules of the Revenue Department	611	public hearing to consider	674
Filing of the certificate of real estate value, request for comments on rules	1535	public hearing to consider	1201
Isolated and occasional sales, request for comments on possible amendment to rule governing sales and use tax exemption	1733	TEACHING BOARD Approval of teacher preparation programs offered by entities other than colleges and universities request for comments on rules	273
Veterinarians, request for comments on possible amendment to rules governing the application of the sales and use tax laws	1774	Praxis II Examinations and Passing Scores for teacher licensure, announcement of adoption	1454
SAFETY DEPARTMENT, PUBLIC Request for comment on:		Teacher licensure renewal requirement on reading instruction skills for all teachers request for comments on rules	272
• Bicycle registration planned amendments to rules relating to	583	TRANSPORTATION DEPARTMENT Disadvantaged business enterprise program annual goal federal fiscal 2003, outside information and opinion sought	1700
• Deputy registrars planned amendments to permanent rules	585	State Transportation Improvement Program (STIP) for state fiscal years 2003-2004-2005 (July 1, 2002 to June 30, 2004), Public review and comment on the draft	1633
• Driver education programs, driver improvement clinics and accident prevention courses planned changes	579	U.S. DEPARTMENT OF AGRICULTURE Natural Resources Conservation Services requests comments on conservation practice standards	1400
• Driver license agents planned amendments	575	UTILITIES COMMISSION, MINNESOTA PUBLIC Biennial transmission filings, request for comments on possible rules	1312
• Driver's tests and test waivers planned permanent rules	584	Safety, reliability and service quality of distribution utilities, request for comments on possible rules	678
• Incidents for license withdrawal relating to driving while impaired planned amendments	576	UNITED STATES DEPARTMENT OF AGRICULTURE Natural Resources Conservation Service request for comments on conservation practice standards	1775
• Licensure of motor vehicle dealers planned rules	581		
• Loss of driving privileges planned amendments to permanent rules	586		
• Proof of state residency possible rules governing	979		
• Qualifications for school bus drivers planned amendments to rules	589		
• Registration and taxation of commercial vehicles planned rules	582		
• Registration and titling of motor vehicles planned rules	583		
• Third parties who administer driver's tests planned permanent rules	590		
• Undercover motor vehicle license plates and driver's licenses planned rules	577		
• Vehicle license plates and physically disabled parking privileges planned amendments	578		

