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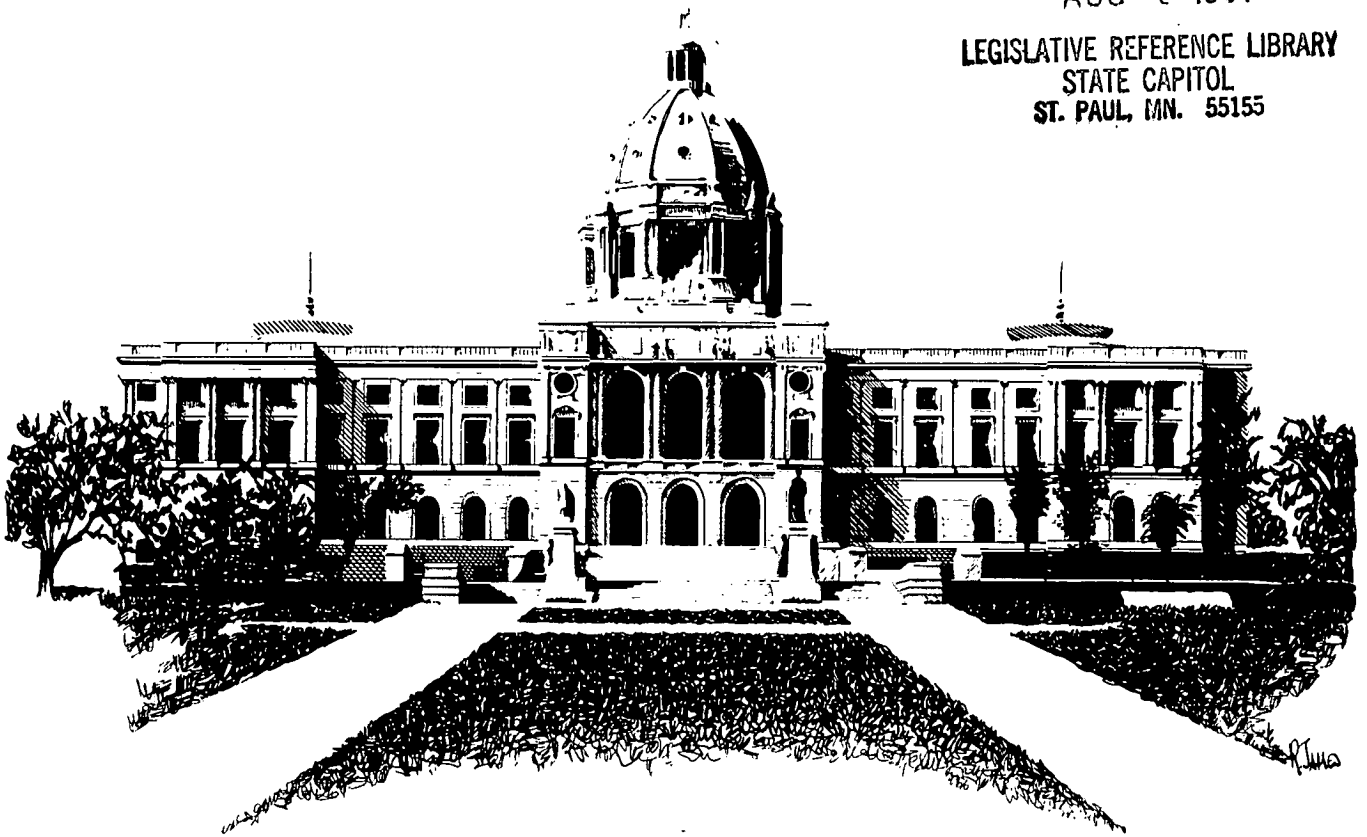
STATE REGISTER

STATE OF MINNESOTA

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Printing Schedule for Agencies

Table with 4 columns: Issue Number, Submission deadline for Executive Orders, Adopted Rules and Proposed Rules, Submission deadline for State Contract Notices and other Official Notices, Issue Date. Includes SCHEDULE FOR VOLUME 6 with dates from July 27 to August 31.

*Deadline extensions may be possible at the editor's discretion; however, none will be made beyond the second Wednesday (12 calendar days) preceding the issue date for rules, proposed rules and executive orders, or beyond the Wednesday (5 calendar days) preceding the issue date for official notices.

**Notices of public hearings on proposed rules and notices of intent to adopt rules without a public hearing are published in the Proposed Rules section and must be submitted two weeks prior to the issue date.

Instructions for submission of documents may be obtained from the Office of the State Register, 506 Rice Street, St. Paul, Minnesota 55103, (612) 296-0930.

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NOTICE

How to Follow State Agency Rulemaking Action in the State Register

State agencies must publish notice of their rulemaking action in the *State Register*. If an agency seeks outside opinion before promulgating new rules or rule amendments, it must publish a **NOTICE OF INTENT TO SOLICIT OUTSIDE OPINION**. Such notices are published in the **OFFICIAL NOTICES** section. Proposed rules and adopted rules are published in separate sections of the magazine.

The PROPOSED RULES section contains:

- Calendar of Public Hearings on Proposed Rules.
- Proposed new rules (including Notice of Hearing and/or Notice of Intent to Adopt Rules without A Hearing).
- Proposed amendments to rules already in existence in the Minnesota Code of Agency Rules (MCAR).
- Proposed temporary rules.

The ADOPTED RULES section contains:

- Notice of adoption of new rules and rule amendments (those which were adopted without change from the proposed version previously published).
- Adopted amendments to new rules or rule amendments (changes made since the proposed version was published).
- Notice of adoption of temporary rules.
- Adopted amendments to temporary rules (changes made since the proposed version was published).

All ADOPTED RULES and ADOPTED AMENDMENTS TO EXISTING RULES published in the *State Register* will be published in the Minnesota Code of Agency Rules (MCAR). Proposed and adopted TEMPORARY RULES appear in the *State Register* but are not published in the MCAR due to the short-term nature of their legal effectiveness.

The *State Register* publishes partial and cumulative listings of rule action in the MCAR AMENDMENTS AND ADDITIONS list on the following schedule:

Issues 1-13, inclusive	Issue 39, cumulative for 1-39
Issues 14-25, inclusive	Issues 40-51, inclusive
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PROPOSED RULES

Pursuant to Minn. Laws of 1980, § 15.0412, subd. 4h, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. The notice must advise the public:

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

If, during the 30-day comment period, seven 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 § 15.0412, subds. 4 through 4g, which state that if an agency decides to hold a public hearing, it must publish in the *State Register* a notice of its intent to do so. This notice must appear at least 30 days prior to the date set for the hearing, along with the full text of the proposed rules. (If the agency has followed the provisions of subd. 4h and has already published the proposed rules, a citation to the prior publication may be substituted for republication.)

Pursuant to Minn. Stat. § 15.0412, subd. 5, when a statute, federal law or court order to adopt, suspend or repeal a rule does not allow time for the usual rulemaking process, temporary rules may be proposed. Proposed temporary rules are published in the *State Register*, and for at least 30 days thereafter, interested persons may submit data and views in writing to the proposing agency.

Department of Agriculture Grain Inspection Division

Proposed Rules Governing the Licensing of Local Grain Warehouses and Warehouses other than Grain or Cold Storage. (Chapters Nine and Ten: PSC 240-269)

Notice of Intent to Amend Rules without a Public Hearing

Notice is hereby given that the Minnesota Department of Agriculture proposes to adopt amendments to the above-entitled rules without a public hearing. The Commissioner of Agriculture has determined that the proposed adoption of these rules will be noncontroversial in nature and has elected to follow the procedures set forth in Minnesota Statutes, § 15.0412, subdivision 4h (1980).

Persons interested in these rules shall have 30 days to submit comment on the proposed rules. The proposed rules may be modified if the modifications are supported by the data and views submitted to the agency and do not result in a substantial change in the proposed language.

Unless seven or more persons submit written requests for a public hearing on the proposed rules within the 30-day comment period, a public hearing will not be held. In the event a public hearing is required, the agency will proceed according to the provisions of Minnesota Statutes, § 15.0412, subdivisions 4-4f.

Persons who wish to submit comments or a written request for a public hearing should submit such comments or request to: Gerald Heil, Minnesota Department of Agriculture, 90 West Plato Boulevard, St. Paul, MN 55107, (612) 296-1486.

The authority to amend these rules is contained in Laws of 1979, Chapter 332, § 112, which transferred the authority, personnel complement and appropriation involved in discharging the duties of the Department of Public Service under Minnesota Statutes, Chapters 223, 229, 231, 232, 233, 234, 235, and 236 to the Department of Agriculture as of July 1, 1979. Laws of Minnesota for 1981, Chapter 253, § 2 provides that all rules adopted pursuant to responsibilities which are transferred to another agency remain effective and shall be enforced by the new agency. In addition, any rulemaking authority which existed to implement the responsibilities which are transferred is transferred to the new agency. Laws of 1979, Chapter 332, §§ 67 through 78 amended Minnesota Statutes, Chapters 223, 229, 231, 232, 233, 234, 235, and 236, transferring that authority to the Department of Agriculture.

A statement of need and reasonableness that describes the need for and reasonableness of each provision of the proposed rules and identifies the data and information relied upon to support the proposed rules has been prepared and is available upon request from: Gerald Heil, Minnesota Department of Agriculture, 90 West Plato Boulevard, St. Paul, MN 55107, (612) 296-1486.

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

Upon adoption of the final rules without a public hearing, the proposed rules, this notice, the statement of need and reasonableness, all written comments received, and the final rules as adopted will be delivered to the Attorney General for review as to form and legality, including the issue of substantial change. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the final rules as proposed for adoption, should submit a written statement of such request to Gerald Heil, Minnesota Department of Agriculture, 90 West Plato Boulevard, St. Paul, MN 55107, (612) 296-1486.

The proposed amendments are being initiated so that the existing rules will be consistent with a law change which became effective July 1, 1979. The law change transferred the authority to regulate the licensing of local grain warehouses from the Minnesota Department of Public Service to the Minnesota Department of Agriculture. The amendments to the rules are of a "technical" nature, such as the changing of the term "commission" (meaning Public Service Commission) to "commissioner" (meaning Commissioner of Agriculture).

Please be advised that Minnesota Statutes, Chapter 10A, requires each lobbyist to register with the Ethical Practices Board within five days after he/she becomes a lobbyist. Lobbying includes attempting to influence rulemaking by communicating or using others to communicate with public officials. A lobbyist is generally any individual who spends more than \$250 per year for lobbying or any individual who is engaged for pay or authorized to spend money by another individual or association and who spends more than \$250 per year or five hours per month at lobbying. The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 41 State Office Building, St. Paul, Minnesota 55155, (612) 296-5615.

Copies of this notice and proposed rules are available and may be obtained by contacting Gerald Heil, Minnesota Department of Agriculture, 90 West Plato Boulevard, St. Paul, Minnesota 55107, (612) 296-1486.

July 10, 1981

Mark W. Seetin
Commissioner of Agriculture

Rules as Proposed

~~Chapter Nine: PSC 240-249~~ Twelve:
Local Grain Warehouses

~~PSC 240-Definitions~~ 3 MCAR § 1.0260 Purpose; authority; definitions.

A. Purpose and authority. It is the purpose of 3 MCAR §§ 1.0260-1.0263 to carry out and to enforce the provisions of Laws of 1979, ch. 332, art. I, §§ 67-78.

B. Definitions. For the purpose of 3 MCAR §§ 1.0260-1.0263, the terms defined in this rule have the meanings given them.

A 1. "Bond" means an obligation, underwritten by a corporate surety acceptable to the ~~commission,~~ commissioner and running to the State of Minnesota, as obligee, for the purpose of indemnifying depositors and sellers of grain against breach of contract by any licensee.

2. "Commissioner" means the Commissioner of Agriculture or the commissioner's designee.

3. "Department" means the Department of Agriculture.

B 4. "Depositor" means any person who is the owner or legal holder of an outstanding receipt, or open scale ticket marked for storage, on which a receipt is to be issued in accordance with ~~MSA See: Minn. Stat. § 232.06, Subdivision subd. 1,~~ representing any grain stored in a public local grain warehouse or in a grain bank licensed under the provisions of ~~MSA See: Minn. Stat. § 236.02.~~

C 5. "Grain buyer" means any person ~~who, while~~ not qualified to obtain a warehouse license, ~~who~~ engages in the business of purchasing grain for resale, ~~but~~. A grain buyer need not use his own vehicles to transport the purchased grain so purchased.

D 6. "Itinerant grain buyer" means any person ~~who,~~ using a truck, tractor-trailer unit or other vehicle, owned ~~and/or~~ or operated by the licensee, who travels from place to place to purchase grain for ~~the purpose of~~ resale.

E 7. "Person" means ~~every~~ a corporation, company, joint stock company or association, partnership, firm or individual and includes their agents, trustees, assignees or duly appointed receivers.

F 8. "Private local grain warehouseman" means any person licensed to operate a warehouse for the sole purpose of purchasing, handling, processing and shipping grain or its by-products ~~and~~ who is not authorized to accept for storage grain belonging to others for storage.

9. "Public local grain warehouseman" means any person operating a warehouse ~~wherein~~ in which grain belonging to persons other than the warehouseman is accepted for storage or who holds himself out as offering grain storage or warehouse facilities to the public for hire.

10. "Scale ticket" means a memorandum showing the weight, grade and kind of grain which is issued by a warehouseman to ~~every~~ a patron at the time ~~such~~ the grain is delivered.

11. "Warehouse" means any building, structure, other protected enclosure or part ~~thereof~~ of an enclosure, or any ~~bins, tanks, silos or containers~~ bin, tank, silo or container suitable for use in the storing, handling, processing or shipping of grain. Unless the context clearly indicates a different meaning, "warehouse" may be used interchangeably with "elevator," "storage house," or "facility."

12. "Warehouseman" means any person owning, controlling, operating or managing, directly or indirectly, any licensed public or private local grain warehouse.

13. "Warehouse receipt" means a formal record issued to a depositor by the warehouseman under the provisions of ~~MSA Sec. 232.06, Subdivision subd. 1,~~ MSA Sec. 232.06, Subdivision subd. 1, in which case the instrument is negotiable, or under the provisions of ~~MSA Sec. 236.02 Minn. Stat. § 236.03~~ MSA Sec. 236.02 Minn. Stat. § 236.03 in which case the instrument is non-negotiable. Unless the context clearly indicates a different meaning, "warehouse receipt" ~~shall have~~ has the same meaning as, and may be used interchangeably with, "receipt," "legal warehouse storage receipt," "storage receipt," or "storage ticket."

PSC 241 3 MCAR § 1.0261 Licensing and bonding. The director of the warehouse division is ~~hereby authorized and directed to~~ authorized and directed to shall issue, in a manner approved by the ~~commission~~ commissioner, all licenses for which provision is made in the statute and to approve, ~~in like manner,~~ in like manner, all license renewals of a routine nature. ~~Said~~ The director shall require all licensees to maintain necessary bonds in a penal sum fixed by the ~~commission~~ commissioner and shall, at least twice annually, transmit to the ~~commission~~ commissioner a report on the status of all licensees together with any recommendations deemed pertinent. There shall be no deviation from established licensing and bonding policy without prior approval of the ~~commission~~ commissioner. Licenses which may be issued in this manner are:

Designation:	Statutory Authority:
A. License to buy grain	MSA <u>Minn. Stat. § 232.02, Subdivision subd. 1</u>
B. License to buy and store grain	MSA <u>Minn. Stat. § 232.02, subd. 2</u>
C. License to buy grain (other than a licensed warehouseman)	MSA <u>Minn. Stat. § 232.02, subd. 3</u>
D. Grain bank license	MSA <u>Minn. Stat. § 236.02</u>
E. Itinerant grain buyer's license	MSA <u>Minn. Stat. § 232.02, subd. 3</u>
F. Flax straw, flax tow or hay buyer's license	MSA 223.12, Subdivision 1
G. Commission merchant's license	MSA <u>Minn. Stat. § 232.02</u>
H. Public terminal warehouse license	MSA <u>Minn. Stat. § 233.08</u>

PSC 242 3 MCAR § 1.0262 Public local grain warehouses.

A. Adjoining structures; detached facilities. Adjoining warehouses owned or operated by the same person may be covered by a single license provided ~~such~~ the warehouses are connected by a spout or conveyor which permits the movement of grain, in each direction, from one warehouse to the other. Bins, tanks, or other structures which are not self-contained warehouses shall be designated as detached facilities and may operate under the license of the primary house. No conventional elevator may be considered ~~as~~ a detached facility unless the head-house is permanently inoperable.

B. Monthly report required. All warehousemen shall, on or before the tenth day of each month, file with the warehouse division, on forms approved by the ~~commission~~ commissioner, a report showing the net cash liability of all grain outstanding on warehouse receipts as of the close of business on the last day of the preceding month. Should any warehouseman willfully

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PROPOSED RULES

neglect or refuse to file ~~such~~ this report for two consecutive months, the warehouse division director may request authorization from the ~~commission~~ commissioner to order that the surety increase the penal sum of the licensee's warehouse bond in ~~such an amount as the commission commissioner~~ may direct.

C. Records retention. Every warehouseman shall keep in a place of safety, complete and accurate records and accounts relating to any warehouse operated by him. ~~Such~~ The records shall reflect each commodity received and shipped daily, ~~also~~ the balance remaining in the warehouse at the close of each business day, a listing of all unissued warehouse receipts in his possession ~~and~~, a record of all receipts issued by him which remain outstanding, ~~as well as~~ and a record of those which have been returned for cancellation. Copies of receipts or other documents evidencing ownership of grain by a depositor, or other liability of the warehouseman, shall be retained as long as the liability exists but must be kept for a minimum of three years.

D. Grain required to meet obligations. Every warehouseman must maintain in his warehouse at all times grain of proper grade and sufficient quantity to meet delivery obligations on all outstanding warehouse receipts.

E. Movement of encumbered grain. Grain encumbered by ~~any~~ an outstanding warehouse ~~receipt(s)~~ receipt may be moved from the issuing warehouse only under the following conditions:

1. When the original warehouse receipt is presented by the depositor for cancellation, the grain may be moved to any licensed warehouse provided a receipt is issued by ~~such~~ the warehouse to the depositor if requested ~~him~~;

2. When a warehouseman leases space in a licensed warehouse within the State of Minnesota for the purpose of ~~re-concentrating~~ reconcentrating grain, the original ~~receipt(s)~~ receipts shall be cancelled, with the depositor's consent, and a single currently-dated receipt issued containing the following statement:

"Owner waives ~~re-delivery~~ redelivery, at this station, of grain represented by this receipt." ~~Such~~ That statement must be signed by the depositor and all legally accrued charges against the grain settled when the replacement receipt is issued; liability for ~~said~~ the receipt shall remain an obligation of the issuing warehouseman who must assess and collect storage charges as required by ~~MSA Sec.~~ Minn. Stat. § 232.06, ~~Subdivision~~ subd. 1, and arrange for renewal or termination of the contract pursuant to the provisions of ~~MSA Sec.~~ Minn. Stat. § 232.14. Verification that grain of proper grade and amount is actually credited to his account shall be provided by the ~~aforsaid~~ issuing warehouseman when required for the purpose of establishing compliance with ~~Rule PSC 242 D.~~ ~~Such~~ The verification shall be in the following form:

VERIFICATION

This is to certify that there is in store at this warehouse _____, bushels of _____, held for the account of _____, which will be redelivered to _____ on demand. We further certify that the statutory storage rate will be assessed against this grain.

Dated: _____, 197_____

By _____

An Authorized Signature

F. Insurance coverage; settlement of claims. Every warehouseman must carry fire, lightning, extended coverage and inherent explosion insurance to the extent of the full market value of all grain outstanding on warehouse receipts; ~~except, however,~~ The insurance may provide for a deductible provision not exceeding one percent (1%) of the net worth of the warehouseman. ~~In the event that~~ If damage occurs to receipted grain, the warehouseman shall, upon demand by the depositor, and, upon being presented with the ~~receipt(s)~~ receipt or other legal evidence of ownership, make settlement, after deducting the warehouseman's charges and advances. The value of the grain in question shall be determined on the basis of the market value less freight charges, at the time of ~~such~~ loss or damage, at the terminal market selected by the warehouseman for the purpose of determining cash value on his insurance reporting form for the preceding month. ~~In the event such~~ If a settlement, or other satisfactory arrangement for payment, has not been made within ~~ninety (90)~~ days from the date of ~~such~~ demand, the depositor may seek recovery from the surety.

G. Termination of storage contract; charges. The storage contract may be terminated by the depositor at any time prior to the expiration date by the payment or tender of all legal charges and surrender of the warehouse receipt, together with a demand for delivery or proper notice to the warehouseman to sell ~~such~~ the receipt. Delivery charges may be assessed only when actual delivery of the grain is made to the depositor, or his order, from the issuing warehouse or, at the request of the depositor, from another warehouse as provided under ~~Rule PSC 242 C.~~ above. Nothing ~~herein contained~~ in G. shall be ~~so~~ construed as to prohibit the assessment and collection of delivery charges, set by the warehouseman's posted tariff, for grain handled and delivered to cars on consignment.

H. Duplicate receipt. While a warehouse receipt is outstanding, no other ~~or further~~ receipt shall be issued for any of the grain represented ~~thereby, or any part thereof~~ by the receipt, except that, in case of a lost, stolen or destroyed warehouse receipt, the

depositor shall be entitled to a new receipt, plainly designated to be a duplicate or substitute for the one missing, indicating the ~~date~~ dates of issuance of the original, ~~as well as and the replacement, receipt receipts.~~ Before issuing ~~any such~~ a duplicate, the warehouseman shall require the depositor to make and file an affidavit stating that the applicant is lawfully entitled to possession of the original receipt and that he has not negotiated or assigned it, the circumstances in which it was lost or destroyed, and that, in case of loss, a diligent effort has been made to find ~~same, it.~~ The warehouseman, ~~may, if he desires,~~ require the applicant to post a bond in an amount not more than double the value, at the time the bond is given, of the grain represented by the lost or destroyed receipt, ~~such.~~ The bond shall be conditioned to indemnify the warehouseman against any loss which might be sustained because of the issuance of ~~such~~ a duplicate receipt, shall be in a form approved by the ~~commission~~ commissioner, and shall be executed by a corporate surety licensed to operate in the State of Minnesota, or by at least two individuals who are Minnesota residents each of whom owns real property within the state having a value, in excess of all exemptions and encumbrances, equal to the amount fixed as the penal sum of the bond. A valid duplicate or substitute receipt ~~shall be endowed with all rights appertaining to~~ has the same effect as the document in lieu of which it was issued.

I. Posted statement of charges. Every warehouseman shall post conspicuously in his warehouse a statement of charges, including those ~~set by statute~~ for storage and ~~re-delivery~~ redelivery, ~~to be made by him~~ for the various services rendered to patrons. No charge different from that posted shall be made to any patron.

J. Grain held for special purposes. Any grain held in a special bin, or received for direct consignment, ~~for~~ custom drying or any other purpose, which remains in a warehouse for a period exceeding ~~twenty-four~~ (24) hours following completion of the service for which the grain was tendered, or subsequent to the spotting of an acceptable vehicle for the transportation of ~~same~~ the grain, shall be considered ~~as~~ stored grain. Scale tickets and warehouse receipts issued for ~~such~~ the grain shall show the name of the owner, the kind of grain and ~~the its~~ weight thereof. Grade and dockage need not be shown.

K. Termination of license; sale or lease of warehouse. When a warehouse license is terminated by reason of sale, discontinuance of business, failure to renew ~~such~~ the license, or ~~for~~ any other reason, the operator must ~~forthwith~~ discontinue accepting grain for storage and deliver or purchase all grain belonging to others on store in the warehouse. No licensee may sell or lease his warehouse unless proper indemnity is provided to all depositors. A written agreement, in writing, by the warehouseman's successor to assume liability for all receipts outstanding at the time of take-over or cancellation and ~~re-issue~~ reissue of outstanding receipts by ~~such~~ the successor shall constitute sufficient indemnity.

L. Insufficient grain on hand. Whenever it appears that a warehouseman does not have on hand grain of sufficient quality and quantity to cover his outstanding warehouse receipt obligations, ~~notice shall be given by the commission to said the~~ commissioner shall notify the warehouseman requiring that the shortage must be corrected immediately. If the warehouseman fails to comply with ~~such~~ the order within ten ~~(10)~~ days, the ~~commission~~ commissioner may petition the district court for an order authorizing the seizure of ~~some or all, or any part,~~ of the grain stored in ~~such~~ the warehouse, together with all pertinent books and records. If ~~such~~ the petition ~~be~~ is granted, written notice of any action taken shall be given to the warehouseman's surety. If deemed necessary, depositors of record, as shown by the warehouseman's books, may be notified to present their warehouse receipts for inspection or accounting. An audit, or other investigation of the affairs of ~~such~~ the warehouse, if approved by the court, may be made by the ~~commission, commissioner or its~~ his agents, for the purpose of determining the amount of shortage and computing the portion of loss sustained by each depositor. The warehouseman and his surety shall be notified ~~forthwith~~ immediately of the approximate amount of any shortage and each depositor shall likewise also be informed thereof by a notice mailed to his last known address as evidenced by the records of the warehouseman. Unless ordered ~~sooner to do so~~ by the court to do so sooner, the ~~commission~~ commissioner shall surrender jurisdiction when the warehouseman, his surety, or both, ~~shall~~ have satisfied all valid claims.

M. Insolvency. If, during the course of any audit or investigation conducted pursuant to the provisions of Rule PSC 242 L., the ~~commission~~ commissioner finds evidence that the warehouseman is insolvent or is unable to satisfy the claims of all depositors, the court shall immediately be so informed and petitioned to appoint a receiver to operate or liquidate the business of ~~such~~ the warehouseman in accordance with the provisions of law.

PSC 243 3 MCAR § 1.0263 General provisions.

A. Grain banks. All grain banks, whether operated separately or in conjunction with a public or private local grain warehouse, shall be subject to the provisions of Rule PSC 242 3 MCAR § 1.0262 insofar as they apply to ~~such~~ their operation.

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

B. Demand date on grain sale transaction. For the purpose of determining whether a voluntary extension of credit has been made where the statutory limitation relating to bonded purchasers of grain is at issue, the demand date on any transaction which involved the sale of grain shall be no later than the end of the business day next succeeding the day upon which delivery of the grain by the seller to the buyer is completed.

C. Contents of scale tickets, receipts. All scale tickets, and negotiable and non-negotiable receipts must, in addition to containing those statements required by statute, be consecutively prenumbered and have stamped or printed ~~thereon~~ on them the name and location of the issuing warehouse.

D. Only one receipt issued. In no event may more than one receipt, either negotiable or non-negotiable, be issued against the same parcel of grain except in the case of a lost, stolen or destroyed receipt replaced in accordance with Rule PSC 242 3 MCAR § 1.0262 H.

E. Service charges limited. The charge for receiving, handling and delivering grain at any public terminal warehouse shall not exceed the tariff which has been filed with the ~~commission~~ commissioner by the warehouseman assessing ~~such~~ the charge. All filed tariffs must comply with the provisions of ~~MSA Sec.~~ Minn. Stat. § 233.10.

F. Complaints to commissioner. Any complaint to the ~~commission~~ commissioner must be in writing, state specifically the charge ~~or charges~~ upon which ~~such~~ the complaint is based and ~~must~~ be signed by the complainant.

G. Violation; penalty. The intentional violation of any of the provisions contained in ~~these rules~~ 3 MCAR §§ 1.0260-1.0263 shall make the violator liable to the full penalty provided by law ~~in such cases.~~

H. Rules supersede earlier rules. ~~These Rules~~ 3 MCAR §§ 1.0260-1.0263 replace and supersede ~~any and all rules heretofore made and~~ previously adopted by the ~~commission~~ commissioner for the regulation and operation of grain warehouses.

~~PSC 244-249 Reserved for future use.~~

~~Chapter Ten: PSC 250-269~~ Thirteen: Warehouses

~~(Other than Grain or Cold Storage)~~

~~NOTE: The following rules shall apply to all warehousemen, as hereafter defined, except those rules preceded by the letter "H," which letter "H" shall indicate such rule applies to warehousemen engaged in the storage of household goods as hereafter defined.~~

~~PSC 250 3 MCAR § 1.0270~~ Definitions General.

A. Purpose and authority. It is the purpose of 3 MCAR §§ 1.0270-1.0282 to carry out and to enforce the provisions of Laws of 1979, ch. 332, art. I, §§ 67-78.

B. Definitions. For the purposes of 3 MCAR §§ 1.0270-1.0282, the terms defined in this rule have the meanings given them:

1. "Commissioner" means the Commissioner of Agriculture or the commissioner's designee.
2. "Department" means the Department of Agriculture.

A 3. The term "Household goods" means personal effects and property used or to be used in a dwelling when a part of the equipment or supply of ~~such~~ the dwelling; furniture, fixtures, equipment and the property of stores, offices, museums, institutions, hospitals or other establishments when a part of the stock, equipment or supply of ~~such~~ the stores, offices, museums, institutions, hospitals or other establishments; and articles including objects of art, displays ~~and~~ and exhibits, which because of their unusual nature or value require specialized handling and equipment usually employed in moving household goods.

~~B. "Commission" means the Public Service Commission.~~

~~PSC 251 3 MCAR § 1.0271~~ Warehouse receipts. Warehouse receipts shall be issued by all warehousemen and must comply with the requirements of the Minnesota Uniform Commercial Code, Minn. Stat. ch. 336.

A. Copy of form of receipt with license application. A copy of the form of receipt used by ~~the~~ a warehouseman shall be furnished to the ~~Commission~~ commissioner with the warehouseman's application for license.

B. Notice of insurance. All receipts shall show in conspicuous type whether or not the property for which the receipt has been issued is insured, for the benefit of the depositor, against fire or any other casualty.

C. Lot number. The property of each depositor shall be specifically designated under a lot number, which ~~number~~ must appear on the receipt for the purpose of identification.

D. Effect of receipt; notice of errors. Unless notice ~~be~~ is given by the depositor to the warehouseman in writing within ~~thirty~~

~~(30)~~ days after the date of mailing or delivery to the depositor of the warehouse receipt, stating that there are errors or omissions in the list of goods, and specifying ~~the same~~ them, the warehouseman ~~shall be entitled to~~ may assume that the list of goods set forth in the warehouse receipt is a complete and correct list of goods tendered to the warehouseman for storage, under the terms and conditions of the contract, and the warehouse receipt shall constitute acceptance by the depositor of all terms and conditions of the contract.

E. Storage of additional goods. If the depositor, subsequent to the original storing, places other goods with the warehouseman for storage, ~~such~~ the additional goods may come in under the same terms and conditions as if a part of the original lot.

F. Address for notice. Notices by the warehouseman to the depositor pertaining to the goods, wares or merchandise shall be sent to the depositor at the address given at the time of depositing the goods, wares or merchandise with the warehouseman, unless written notice of change of address is received by the warehouseman from the depositor. Notices mailed by the warehouseman to the last address given by the depositor shall constitute effective notice for all purposes.

~~PSC 252~~ 3 MCAR § 1.0272 Liability—limitation—other than household goods. Unless otherwise specified by the depositor in writing, it shall be agreed and be prima facie proof that no one piece, package, or complete article with ~~the its~~ its contents ~~thereof~~, enumerated in the list of goods in the warehouse receipt ~~of or~~ contract exceeds ~~the sum of fifty (50) dollars~~ \$50 in value. If the depositor declares in writing a higher valuation, the warehouseman may charge a higher rate for storing ~~such~~ the more valuable pieces, packages or complete articles. Each warehouseman shall, upon the day of storage, clearly inform the depositor, in writing, that he may declare ~~such~~ a higher valuation.

~~PSC H-253~~ 3 MCAR § 1.0273 Liability—limitation—household goods.

A. Insurance required. ~~From~~ On and after the date of storage, the warehouseman storing household goods shall, on behalf of the depositor, ~~cause~~ insure the stored goods of the depositor ~~to be insured~~ at least in the amount of \$1.25 per pound per article against loss from any peril covered by standard fire and extended coverage policies. The depositor shall pay to the warehouseman the cost of ~~such~~ the insurance in addition to other warehousing charges.

B. Lesser value of goods. ~~Provided, however, that~~ The depositor may declare in writing that the value of the stored goods does not exceed 60 cents per pound per article, ~~and if the depositor shall so declare the value of the goods stored, in which case the depositor shall be so~~ is limited to that amount in the recovery of any damages against the warehouseman.

C. Constructive weight rule. Warehousemen whose charges for storage are not based upon actual weight, and who may not, therefore, have available an actual weight figure, may use a weight figure obtained by application of the constructive weight rule in effect in ~~such~~ the warehousemen's tariff.

D. Written notice of limited liability. Each warehouseman shall, upon the day of storage, clearly inform the depositor in writing of the substance of A. and B. ~~above.~~ If the depositor's goods are delivered to the warehouseman for storage by another person, the warehouseman shall ~~so~~ inform that person of the depositor's rights and obligations under A. and B.

E. No added liability. Nothing in this rule shall ~~be deemed to~~ impose liability upon a warehouseman for damages where ~~such~~ liability would not otherwise be imposed under the provisions of the Uniform Commercial Code, Minn. Stat. ch. 336, and in particular, Minn. Stat. § 336.7-7-204.

~~PSC 254~~ 3 MCAR § 1.0274 Tender for storage. At the time of or prior to tender of goods for storage by a depositor, a storage order must be signed in writing by the depositor, or his duly authorized representative, which must show the name and address of the warehouseman in whose custody the goods are to be deposited.

~~PSC 255~~ 3 MCAR § 1.0275 Goods—labeling. When a warehouseman receives a lot of goods, he must identify each article or lot by tag or lot number, as recorded on the warehouseman's books and on the warehouse receipt or contract.

~~PSC 256~~ 3 MCAR § 1.0276 Rates—charges—tariffs. Every warehouseman shall file with the ~~Commission~~ commissioner and keep open for public inspection a printed schedule of rates and charges, in conformity with Minn. Stat. § 231.11. All tariffs of rates and charges shall contain terms and conditions under which the rates and charges are assessed. A warehouseman shall charge no more ~~nor no~~ or less than the rates and charges ~~so~~ published and filed with the ~~Commission~~ commissioner, as provided by law.

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

Thirty days written notice preceding the effective date of any alteration in rates must be given to the depositor by ~~warehousemen~~ the warehouseman.

~~PSC 257~~ 3 MCAR § 1.0277 Fire—protection. All warehouses must be protected against fire by an automatic device or fire extinguishers. Extinguishers must be recharged at least once a year and tagged, showing the date of ~~such re-charge~~ the recharge. Where an automatic device is maintained, it must be kept in complete working condition at all times. Goods, wares or merchandise must not be piled to a greater height than 1½ feet from the outlets of the automatic device.

~~PSC 258~~ 3 MCAR § 1.0278 Load—floor. No warehouse floor or part of a floor shall at any time be loaded or stored with a greater weight of goods or materials per square foot than the floor will sustain with safety; ~~and~~. If the ~~Commission~~ commissioner directs a warehouseman to ascertain from a competent registered architect or engineer, or from the proper municipal authorities ~~as to~~ what may be the safe load capacity in pounds per square foot of each floor of ~~his~~ the warehouse ~~or warehouses~~, ~~he~~ the warehouseman shall do so without unnecessary delay; and ~~must~~ post signs in several conspicuous places on each floor, stating the safe live load ~~such~~ the floor will sustain.

~~PSC 259~~ 3 MCAR § 1.0279 Warehouses—new—opening—abandonment. No building or structure shall be used as a warehouse or branch warehouse until it has been inspected and approved for warehousing purposes by the ~~Commission~~ commissioner.

Whenever a warehouseman ceases to use a building or other structure, he shall promptly notify the ~~Commission~~ commissioner thereof.

~~PSC 260~~ 3 MCAR § 1.0280 Aisles—dust—litter—packing—crating. On each floor where there is open storage of goods, wares or merchandise, there must be aisles wide enough to permit of the free and unimpeded passage of goods, wares or merchandise. All aisles must be kept free from obstructions, dust and litter.

Pieces of overstuffed furniture, mattresses, rugs, carpets and other goods not stored in containers must be protected by wrapping before being placed in permanent storage.

Warehousemen storing household goods shall have available a packing or crating room partitioned off from the storage of goods on the same floor.

~~PSC 261~~ 3 MCAR § 1.0281 License period. All warehouse licenses expire on ~~September 30th~~ June 30 of each year.

~~PSC 262~~ 3 MCAR § 1.0282 Bonds. No surety bond required of a warehouseman under Section Minn. Stat. § 231.17 will be acceptable to the ~~Commission~~ commissioner unless it is written by a surety company authorized to do business in Minnesota.

Warehousemen subject to Minn. Stat. ch. 231 shall file a surety bond ~~and~~ in an amount ~~to be~~ determined by the ~~Commission~~ as commissioner to be reasonable ~~for warehousemen in cities and villages subject to Minn. Stat. 231, but~~. The amount shall not be less than ~~\$10,000.00~~ \$10,000.

A new surety bond must be filed with each application for a license to do business as a warehouseman.

~~PSC 263-269 Reserved for future use.~~

Minnesota Energy Agency Alternative Energy Development Division

Proposed Temporary Rules for the Administration of the District Heating Bonding Act

Request for Public Comment

Notice is hereby given that, in compliance with Laws of 1981, Chapter 334, § 1, the District Heating Bonding Act ("act"), the Minnesota Energy Agency ("agency") is proposing the following temporary rules for the purpose of administering the act.

Persons interested in these rules have 20 days from this publication to submit data and views on the proposed temporary rules in writing. Comments should be submitted to:

Mr. Ronald Sundberg
Minnesota Energy Agency
980 American Center Building
150 East Kellogg Boulevard
St. Paul, Minnesota 55101
Telephone (612) 296-9096

The proposed temporary rules may be modified if the modifications are supported by the data and views submitted to the agency.

These proposed temporary rules, with modifications, if any, shall be submitted to the Attorney General for final approval as to form and legality. The temporary rules shall take effect immediately upon the Attorney General's approval.

These temporary rules shall be effective for 180 days or until they are replaced by permanent rules, whichever occurs first.

Mark Mason
Director

Temporary Rules as Proposed (all new material)

6 MCAR § 2.001 (Temporary) Authority. Rules 6 MCAR §§ 2.001-2.006 (Temporary) are authorized by Laws of 1981, ch. 334, § 1, subd. 11.

6 MCAR § 2.002 (Temporary) Purpose. Rules 6 MCAR §§ 2.001-2.006 (Temporary) are promulgated for the purpose of allowing those projects that have already completed comprehensive engineering, economic, and design studies to make prompt and proper application for design loans. These rules set forth the procedures that municipalities must follow to apply for loans and establish the criteria by which the applications are reviewed.

6 MCAR § 2.003 (Temporary) Applicability. Rules 6 MCAR §§ 2.001-2.006 (Temporary) apply to the agency and to any municipality applying for design loans under the act.

6 MCAR § 2.004 (Temporary) Definitions.

A. **Applicability.** For the purposes of 6 MCAR §§ 2.001-2.006 (Temporary) the terms defined in this rule have the meanings given them.

B. **Act.** "Act" means Laws of 1981, ch. 334.

C. **Director.** "Director" means the Director of the Minnesota Energy Agency.

D. **Agency.** "Agency" means the Minnesota Energy Agency.

E. **Preliminary engineering design.** "Preliminary engineering design" means a design effort with the objective of estimating district heating design and construction costs within 15 percent.

F. **Project.** "Project" means district heating design project.

6 MCAR § 2.005 (Temporary) Criteria. The director shall review each application as it is received according to:

A. The priorities and criteria of Laws of 1981, ch. 334, § 1.

B. The timeliness and completeness of the application. Applications which are received after the date the temporary rules expire or are superseded or which do not include all of the requirements of 6 MCAR § 2.006 (Temporary) shall not be considered for funding under these rules.

C. The sophistication and reasonableness of the technical approach as detailed in the application.

D. The experience and qualifications of the applicant as they relate to the project.

E. The project organization and personnel assignment.

F. The estimated cost of the project.

G. Rules 6 MCAR §§ 2.001-2.006 (Temporary) shall not be construed as requiring expenditures of monies not available.

6 MCAR § 2.006 (Temporary) Application contents and procedures. Applications for design loans under the act and 6 MCAR §§ 2.001-2.006 (Temporary) shall be submitted to the director. Ten complete copies shall be submitted. Applications will be accepted beginning on the date the rules become effective and continuing until either these rules expire or the temporary rules are replaced by permanent rules, whichever occurs first. The application shall contain the following:

A. Name, address, and telephone number of the responsible official of the municipality.

B. A comprehensive business plan for the project that includes no less than the following:

1. A preliminary engineering design of the project which includes all of the following:

a. An analysis of the proposed piping layout which addresses the areas of: optimum service to the total designated

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PROPOSED RULES

area; reliability of service; system temperatures and pressure requirements; thermal and hydraulic operability for normal and emergency conditions; optimum piping configuration to provide service; and flexibility for future expansion.

b. An analysis of the proposed piping design which addresses the areas of: reliability of service; ease of construction; ease of maintenance; installation methods; and specifications and standards.

c. An analysis of the heat source design which defines the proposed roles of the following heat sources in the development and the future operation of the system: base load heating plant; peaking plants; large boiler plants in existing buildings; mobile boilers; future heat sources such as refuse-derived fuel, solar, and industrial waste heat; and accumulators.

2. A market study of customers of the district heating system defined by the business plan representing 90 percent of the proposed thermal load. The study shall show detailed information on present fuel consumption or heating demand and the present heating system in each building.

3. A preliminary plan that shows how the system could be expanded to serve other parts of the community.

4. A preliminary economic analysis that includes cash flow, income, and balance sheets, all for a 20-year planning period, and a preliminary financing and development plan for the district heating system. This shall include a cost estimate and expenditure schedule for the following:

- a. All transmission and distribution piping;
- b. Heat source conversion, purchase or rental;
- c. Operating and maintenance costs (excluding fuel costs); and
- d. Building heating conversion costs.

5. Letters of intent to purchase heat supplied by the project from major customers representing at least 50 percent of the thermal load.

6. A letter of intent to furnish heat from the owner of the heat source or the proposed system owner or operator.

7. An opinion by a registered professional engineer that the system described by the preliminary designs is technically feasible and that the preliminary engineering design and cost estimate is within standard engineering practice.

C. Resolution of municipality. A resolution in support of the project from the governing body of the municipality. The resolution must include the pledges the municipality proposes to make to guarantee repayment of the design loan.

D. Declaration of intent. A resolution or letter of intent from the proposed owner or operator of the district heating system indicating that if the results of the design and final feasibility project are consistent with the preliminary feasibility study they would expect to proceed with construction.

E. Legal requirements. Identification of all licenses, permits, zoning regulations, and any other requirements of federal, state, or local governments that the project would be expected to comply with and present disposition of each.

F. Disclaimer. A negative declaration of the need for an environmental impact statement from a completed environmental assessment worksheet.

G. Personnel. A list of key personnel and their qualifications as they relate to the project.

SUPREME COURT

Decisions Filed Friday, July 24, 1981

Compiled by John McCarthy, Clerk

51315/Sp. State of Minnesota v. Anthony Dent, Appellant. Hennepin County.

Evidence was sufficient to support defendant's conviction of first-degree premeditated murder.

Unintentional elicitation by prosecutor of evidence suggesting that defendant had a prior criminal record was nonprejudicial.

Defendant, by failing to object, is deemed to have forfeited his right to have this court on appeal consider certain issues relating to the admission of evidence and the instructions.

Affirmed. Sheran, C. J.

51536/Sp. Margaret H. Batalden, Appellant v. County of Goodhue. Goodhue County.

Trial court erroneously interpreted zoning ordinance as creating one exemption per lot owner rather than one exemption per lot. Reversed. Yetka, J.

51599/Sp. Chase Manhattan Bank N.A., New York, New York, Appellant v. Clusiau Sales & Rental, Inc. Itasca County.

Waiver of defense clauses in a lease and an instrument acknowledging the lessor's right to assign the lease are contrary to public policy and not enforceable against the lessee when the assigned lease is part of a franchise offered in this state by the lessor in violation of Minn. Stat. §§ 80C.01-.22 (1980) and the lessee is therefore entitled to rescission pursuant to Minn. Stat. § 80C.17(1) (1980).

Affirmed. Yetka, J.

51729, 51730, 52084/Sp. In the Matter of the Mental Illness of K.B.C., Patient. K.B.C., Appellant v. County of Itasca, and Arthur E. Noot, Commissioner of the Minnesota Department of Public Welfare. In Re: D.L., Psychopathic Personality; and In Re the Mental Illness of M.W.; M.W., petitioner, Appellant v. County of Brown and Arthur E. Noot, Commissioner of Public Welfare. Itasca County, Anoka County, and Brown County.

Discharge of patients who are psychopathic personalities or mentally ill and dangerous is governed by Minn. Stat. § 253A.15 (1980) exclusively. By implication, this statute also empowers the Commissioner of Public Welfare to determine that a patient is no longer dangerous without changing the exclusive applicability of the statute's discharge remedy.

The remedies and procedures available to patients under Minn. Stat. § 253A.15 (1980) satisfy constitutional requirements.

Affirmed. Yetka, J.

51462/Sp. Westland Capitol Corporation, et al. v. Lucht Engineering Inc., et al., Appellants. Hennepin County.

A restriction against company purchases of fixed assets over \$25,000 contained in a loan agreement between two lenders and a close corporation may be enforced by the lenders, whose status has changed to minority stockholders, with respect to the company's purchase of an airplane. In this instance, the minority shareholders did not unreasonably withhold their consent to the purchase.

The restrictions in the loan agreement do not unlawfully enhance the value of the minority shares held by the former debenture holders.

Appellant, as a small business, does not have standing to enforce regulations of the Small Business Administrations under the Small Business Investment Company Act.

The language of the loan agreement does not prohibit enforcement of its terms by a debenture holder turned minority shareholder.

The trial court did not err in ordering a personal money judgment against the president of the defendant corporation.

Affirmed. Simonett, J. Took no part, Sheran, C. J.

51392/Sp. State of Minnesota v. Jeffrey Melvin Hoveland, Appellant. Pine County.

Evidence was sufficient to justify guilty verdicts.

Record fails to support defendant's contention that his trial counsel failed to represent him adequately.

Affirmed. Per Curiam.

Opinion Filed July 15, 1981

81-376/Sp. State of Minnesota v. Kevin John Schantzen, Appellant. Olmsted County.

District court properly departed from presumptive sentence established by Sentencing Guidelines in sentencing defendant for aggravated robbery of pharmacy when defendant gratuitously inflicted pain on handcuffed victims by spraying mace in their faces, but erred in considering inferable future misconduct of defendant as a ground for departure.

The scope of departure from a Sentencing Guidelines Presumptive Sentence must be based on consideration of the reasons for the departure.

Remanded for sentencing. Sheran, C. J.

STATE CONTRACTS

Pursuant to the provisions of Minn. Stat. § 16.098, subd. 3, an agency must make reasonable effort to publicize the availability of any consultant services contract or professional and technical services contract which has an estimated cost of over \$2,000.

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

Metropolitan Waste Control Commission

Notice of Request for Proposals for Accounting and Auditing Services

The Metropolitan Waste Control Commission is seeking qualified individuals or firms to provide accounting and auditing services. This contractor will be required to account for and audit represented project costs on MWCC Construction Project 74-01-6(408), Sludge Processing Building, from February 24, 1978 through November 15, 1980 in the approximate value of \$59,000,000.

Verification of records will be required at the office of the general contractor located in Minneapolis, Minnesota and three converted subcontractors located in St. Paul, Minnesota, Kansas City, Missouri, and Belmont, California.

Preevaluation interview meeting will be held for purposes of general discussion and providing information at the commission offices on Friday, August 7, 1981 at 9:00 a.m.

Evaluation and interview of selected contractors will begin after August 17, 1981 at the commission offices. It is anticipated that the required tasks will commence on or about September 10, 1981 and completed prior to November 30, 1981.

The costs for these services will be negotiated after contractor has been selected.

The deadline for proposal submissions is the close of the working day of August 14, 1981. For additional information concerning this proposal contact Anthony C. Gnerre at 222-8423. Proposals should include resumes, experience, rates, work plans and other related matters and submitted in five (5) copies to:

Anthony C. Gnerre
Deputy Chief Administrator
Metropolitan Waste Control Commission
350 Metro Square Building
St. Paul, MN 55101

Minnesota Waste Management Board

Notice of Correction and Extension of Deadline on Original Request for Submission of Qualifications for Subsurface Exploration

This notice amends the Request for Submission of Qualifications for Subsurface Exploration which the Minnesota Waste Management Board published on page 80 of the July 20, 1981 edition of the *State Register*.

The July 20 notice stated that Waste Management Board study areas were being placed into six regional groups, with bids being taken on work to be done on all or part of the regional groups. This has been changed.

There will be no bidding process held. Instead, prospective contractors are requested to submit a fee schedule with unit prices for labor, equipment, and testing along with a statement of qualifications.

The deadline for submission of qualifications has been extended to August 10, 1981. For more information call Memos Katsoulis at 536-0816.

August 3, 1981

Department of Transportation

Notice of Request for Proposals for Cost Accounting System Computer Software

The Minnesota Department of Transportation solicits, from qualified public accounting firms or firms experienced in the successful development and installation of state transportation agency accounting systems, a proposal for entering into a

contract for the purchase of a cost accounting package, or software modules, capable of meeting State and Federal requirements as outlined in Mn/DOT's Pride Phase 2 document referenced in the section of this notice entitled *Goals and Objectives*. Please be advised that Laws of 1981, ch. 357, subd. 7 requires the Commissioner of Transportation to submit for legislative approval a cost and time schedule for completion of this project, including a description of the elements and costs of its development if it is anticipated they would extend beyond the 1982-1983 biennium. The project will be accomplished in stages. Only successful completion of the terms of the initial agreement will qualify the firm selected for subsequent contractual arrangements.

Scope of Project

In addition to a report of the estimated cost and time schedule mentioned above, the consultant will provide certain technical and professional services to the Commissioner of Transportation as described below.

Goals and Objectives

The goals of this study are:

1. To review and validate the overall completeness, accounting standards, structure of accounts, level and emphasis of accounting information, data elements required to be collected, and managerial reports proposed in the accounting study reports prepared by a Minnesota Department of Transportation accounting system study team; which reports are titled: *Mn/DOT Cost Accounting Systems Study and Evaluation Report*, dated June 3, 1980, and, *Mn/DOT Cost Accounting System, Phase 2—System Design*, (Undated).
2. The staged development of a technically competent computer supported cost accounting system which meets all known departmental, State and Federal governmental needs.

Project Tasks

At a minimum the consultant will:

1. Be expected to draw upon all of its corporate resources to evaluate the current accounting system development efforts pursued by the Minnesota Department of Transportation; and to provide both its written recommendations and written expert opinion on the progress made to date thereon in developing the Mn/DOT cost accounting system.
2. The responder will offer, for permanent, license free public use, a complete range of accounting system software, that is extant, and that meets both state and national governmental accounting needs and standards.
3. The computer software offered must be extant, modifiable, if necessary, to meet the current needs of the state, as described in the "Phase 2 System Design Report" mentioned above; and at a minimum capable of producing the accounting reports called for therein.
4. The responder's standard computer software must be capable of operating on State of Minnesota central computer hardware, as well as running under the Department of Administration's, Information Service Bureau, (ISB), "data management procedures" named "TOTAL" and "CICS."
5. The responder must certify the administrative procedures and training plan it proposes to use to the commissioner prior to execution of the contract. Said procedures and training plan will be viewed as proprietary information by the state, and returned if the submitting firm is not selected.
6. The steps followed to install the computer system must adhere to the ISB computer system development methodology known as PRIDE, strictly, and meet all written ISB documentation standards. The evaluation and detailed work schedule must be completed within 90 working days, upon written proper departmental authorization to proceed.
7. The state will enter into successive contracts in the manner described in the act, cited above, but only if the commissioner expects that a successful operating system will result. The initial contract will encompass a written review and evaluation of PRIDE Phases 1 and 2 and the preparation of a detailed work plan for the total system.
8. The responder may propose additional tasks or activities if they will substantially improve the results of the project.

Department Contacts

Prospective responders who have any questions regarding this request for proposals may call or write:

Richard R. Swanson, Director
Finance and Accounting Section
Minnesota Department of Transportation
461 Rice Street
St. Paul, Minnesota 55103
(Telephone: 612-296-3120)

STATE CONTRACTS

Please note: Other departmental personnel are not allowed to discuss the project before the submittal of proposal deadline.

Submission of Proposals

All proposals must be sent to and received by—

Richard P. Braun
Commissioner of Transportation
411 Transportation Building
St. Paul, Minnesota 55155

—not later than 4:30 p.m., August 25, 1981. Late proposals will not be accepted. Submit one copy of the proposal, only, please. Proposals are to be sealed in mailing envelopes or packages with the responder's name and address clearly written on the outside. The proposal must be signed, in ink, by an authorized member of the firm. Prices and terms of the proposal as stated must be valid for the length of the project.

Project Costs

The initial contract will, as described above, encompass a review of PRIDE Phases 1 through 2, call for the submittal of a written, detailed, plan for PRIDE Phase 3, call for an order of magnitude estimate for the remainder of the project, and will have an estimated contract value of \$60,000. Please consult the act for additional information concerning legislative requirements concerning payment procedures.

Project Completion Date

The project must be completed in the manner described in the authorizing legislation.

Proposal Contents

The following will be considered minimum contents of the proposal:

1. A restatement of the objectives, goals and tasks to show or demonstrate the responder's view of the nature of the project.
2. Identify and describe the deliverables to be provided by the responder.
3. Outline the responder's background and experience with particular emphasis on local, state, and federal government work. Identify personnel to conduct the project and detail their training and work experience. No change in personnel assigned to the project will be permitted without the approval of the state project director.
4. Responder will prepare a detailed cost and work plan which will identify the major tasks to be accomplished throughout the entire project, and be used as a scheduling and managing tool as well as the basis for invoicing.
5. Identify the level of the department's participation in the project as well as any other services to be provided by the department.

Evaluation

All proposals received by the deadline will be evaluated by representatives of the Department of Transportation and Department of Administration. In some instances, an interview will be part of the evaluation process. Factors upon which proposals will be judged include, but are not limited to, the following:

1. Expressed understanding of project objectives.
2. Project work plan.
3. Project cost detail.
4. Qualifications of both company and personnel.

Experience of project personnel will be given greater weight than that of the firm. The evaluation and selection will be completed by September 15, 1981. Results will be sent immediately by mail to all responders.

Obligations

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.

July 27, 1981

Richard P. Braun
Commissioner

OFFICIAL NOTICES

Pursuant to the provisions of Minn. Stat. § 15.0412, subd. 6, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on the subject, either orally or in writing.

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

Department of Agriculture Agronomy Services Division

Notice of Special Local Need Registration For Duroban 2E

Pursuant to Minn. Stat. § 18.A.23 and 3 MCAR § 1.0338 B., the Minnesota Department of Agriculture on July 17, 1981 issued a Special Local Need Registration for Duroban 2E manufactured by Dow Chemical Company, Midland, MI 48640.

The Commissioner of Agriculture, based upon information in the application, has deemed it in the public interest to issue such a registration, and has deemed that the information in the application indicates that the pesticide does not have the potential for unreasonable adverse environmental effects.

In addition to the uses prescribed on the product label, this Special Local Need Registration permits the use of this pesticide to be used by waste wood utilization disposal facilities to control the elm bark beetle in cut elm logs.

The application and other data required under Minn. Stat. §§ 18A.22, subd. 2 (a-d), 18A.23, and 40 CFR 162.150-162.158, subpart B relative to this registration (identified as SLN # MN 81-0019) is on file for inspection at:

Minnesota Department of Agriculture
Pesticide Control Section
90 West Plato Boulevard
Saint Paul, Minnesota 55107
Phone: (612) 297-2745

A federal or state agency, a local unit of government, or any person or group of persons filing with the commissioner a petition that contains the signatures and addresses of 500 or more individuals of legal voting age has thirty (30) days to file written objections with the Commissioner of Agriculture regarding the issuance of this Special Local Need Registration. Upon receipt of such objections and when it is deemed in the best interest of the environment or the health, welfare, and safety of the public, the Commissioner of Agriculture shall order a hearing pursuant to Minn. Stat. ch. 15, for the purpose of revoking, amending, or upholding this registration.

July 21, 1981

Mark W. Seetin, Commissioner

Department of Commerce Banking Division

Bulletin No. 2430: Maximum Lawful Rate of Interest for Mortgages and Contracts for Deed for August 1981

Notice is hereby given that pursuant to section 47.20, subd. 4a, Minnesota Statutes 1980, the maximum lawful rate of interest for conventional home mortgages for the month of August, 1981, is sixteen and three-quarters (16.75) percentage points. Further, pursuant to Senate File No. 273, Chapter 373, 1980 Session Laws, as it amended section 47.20, Minnesota Statutes, the maximum lawful rate of interest for contracts for deed for the month of August, 1981, is sixteen and three-quarters (16.75) percentage points.

These rates are based on the Federal National Mortgage Association July 21, 1981, auction results and an average yield for conventional mortgage commitments of 16.527%. Current rates regarding this monthly publication are available by telephoning the Banking Division 24-hour information number (612) 297-2751.

July 22, 1981

Michael J. Pint
Commissioner of Banks

OFFICIAL NOTICES

Minnesota Energy Agency Data and Analysis Division

Reconsideration of the Application of Cooperative Power Association and United Power Association for a Certificate of Need for the Wilmarth Transmission Line

Order for and Notice of Hearing

Notice is hereby given that a contested case hearing concerning the above-entitled matter will be held at the following times and places:

Date	Location
October 26, 27, 28 and 29	American Legion Club, Le Center
November 2, 3, 4, 5 and 6	State Bank of Cologne
November 9, 10, 11, 12 and 13	Watertown Mayer High School

All hearing sessions will begin at 10:00 a.m., and there will be evening sessions, commencing at 7:00 p.m., every night except for Friday nights. If additional hearing sessions are needed, they will be scheduled by the hearing examiner close to the end of the scheduled hearings. If, on the other hand, there does not appear to be any need for the sessions scheduled on November 11, 12 or 13, then the hearing examiner may cancel any or all of those sessions by so announcing on November 10.

This rehearing arises from an opinion of the Minnesota Supreme Court filed on November 7, 1980, *In re Condemnation Proceedings for the Wilmarth Line of the CU Project*, 299 N.W.2d 731, and a related Order to the Minnesota Energy Agency filed by the Blue Earth County District Court on January 29, 1981. In response, Cooperative Power Association ("CPA"), and United Power Association ("UPA") (jointly referred to as "Applicants") filed a Statement of Case with the Minnesota Energy Agency on June 15, 1981.

The purpose of the rehearing is to determine whether the applicants have justified the need for 1,000 megawatts (hereinafter "MW") of generated power in their systems from the Coal Creek Generating Plant near Underwood, North Dakota; and whether they have justified the need for the immediate completion of the Minnesota portion of the CU Project.

In 1975 and 1976, the agency held public hearings to determine whether there was a need for the Minnesota portion of the CU Project. In April of 1976, the agency determined that there was a need for the project and granted the Applicants a Certificate of Need to allow them to construct the project. The applicants sought and received from the Minnesota Environmental Quality Board corridor and route certifications and construction permits. The applicants commenced construction, and all portions of the CU Project have been constructed and are operating, except for one transmission line known as the Wilmarth Line. The Wilmarth Line is proposed to have a nominal voltage of 345 kilovolts (AC), and would extend 78 miles, from the Dickinson Substation near Delano to the Wilmarth Substation near Mankato. During the course of condemnation proceedings for the Wilmarth Line, the validity of the Certificate of Need for the CU project was challenged. That challenge resulted in the 1980 Supreme Court opinion referred to above.

Pursuant to the Supreme Court decision, the first issue to be determined at the rehearing is whether there is a need for 1,000 MW of generated power from the Coal Creek Station in the applicants' systems. The evidence considered in addressing this issue will include evidence of current and projected need at the time of the rehearing. Need is a system-wide inquiry, and need in specific areas within the applicants' systems will be considered only to the extent that it relates to, and is a part of, the basis of the systems-wide need. The rehearing will address the accuracy of the applicants' current forecasts of need for energy in their systems, the ability of applicants' systems to meet the forecast demand, and the effectiveness of conservation and load management programs which might affect the need for 1,000 MW. Evidence concerning the following subjects will *not* be considered at the rehearing: The appropriateness of the route selected for the Wilmarth Line, the effect of construction of the Wilmarth Line on individual landowners' parcels of land, and (at this first stage) the need for three AC lines from the Dickinson Substation.

If the agency decides, as a result of this rehearing, that less than 1,000 MW of power are needed in applicants' systems, the Supreme Court order provides that this proceeding will be reconvened to determine whether there is a need for a third AC line (the Wilmarth Line) from the Dickinson Substation to permit the applicants' systems to function considering the reduced need.

In summary, all portions of the CU Project have been built, except for the Wilmarth Line. If, after the rehearing, the agency determines that the applicants have demonstrated a need for 1,000 MW of power for their systems, there will be no further administrative hearings and the Wilmarth Line will be constructed. If, on the other hand, the agency determines that the applicants have failed to show a need for 1,000 MW of power in their systems, then the rehearing will be reconvened to determine whether the Wilmarth Line is needed to permit the applicants' systems to function considering the reduced need.

The rehearing will be held before Allan W. Klein, Hearing Examiner, Room 300, 1745 University Avenue, St. Paul, Minnesota 55104, telephone (612) 296-8104, an independent hearing examiner appointed by the chief hearing examiner of the State of Minnesota.

The rehearing will be conducted pursuant to the contested case procedures set out in Minn. Stat. §§ 15.0411 through 15.052 (1980) and procedural rules 9 MCAR §§ 2.201-2.222 and 6 MCAR §§ 2.500-2.520. Where the procedural rules conflict, the hearing examiner's rules (9 MCAR §§ 2.201-2.222) supersede the agency's rules (6 MCAR §§ 2.500-2.520). Questions concerning the issues raised in this order or concerning discovery pursuant to 9 MCAR § 2.214 may be directed to Dwight S. Wagenius, Special Assistant Attorney General, 720 American Center Building, 150 E. Kellogg Boulevard, St. Paul, Minnesota 55101, telephone (612) 296-8278, or Hearing Examiner Klein.

There are two different ways in which persons may participate in this rehearing. They can participate as members of the public, or they may participate as parties.

If a person elects to participate as a member of the public, he or she will be allowed to offer testimony and present exhibits or other evidence. Such persons will have first priority at the evening sessions scheduled to begin at 7:00 p.m. However, if these times are inconvenient, other times can be arranged by contacting the hearing examiner.

If a person elects to participate as a party, he or she must file a Petition to Intervene with the hearing examiner. The required contents of this document are spelled out in rules 9 MCAR § 2.210 and 6 MCAR § 2.506, copies of which are available as described below. The Petition to Intervene must be received by the hearing examiner on or before August 25, 1981. However, early intervention is strongly encouraged. Copies must also be served on the agency, c/o Dwight S. Wagenius, at the address given above, and on known parties at the time of intervention. At the present time, there are several known parties in addition to the applicants. A complete service list may be obtained from the hearing examiner Klein or from Mr. Wagenius.

If the Petition to Intervene is granted by the hearing examiner, the person submitting it becomes a party, with certain rights and obligations not shared by persons who elect to participate as members of the public. Parties must attend prehearing conferences, and must prefile their testimony and exhibits in advance of the rehearing. They must file a Notice of Appearance within 20 days after publication of this Order for and Notice of Hearing in the *State Register* or after their intervention is accepted, but, in any case, prior to the start of the rehearing. They must file proposed findings and conclusions (unless excused by the hearing examiner). Parties have the right to advance notice of witnesses and evidence, to cross-examine the witnesses, to object to Petitions to Intervene, to request an Order for Depositions, to use other discovery devices, and to file comments on and exceptions to proposed findings and recommendations of the hearing examiner. These are some, but not all, of the differences between a party and a person participating as a member of the public. Persons desiring additional information are referred to the procedural rules cited above.

A prehearing conference will be held pursuant to 9 MCAR § 2.213 A. at 9:15 a.m. on October 13, 1981 at the Energy Agency Conference Room, 9th floor, American Center Building, 150 E. Kellogg Boulevard in St. Paul. The purpose of this prehearing conference will be to consider objections to the prefiled testimony and exhibits, and any other substantive or procedural matters. Applicants will file their prefiled testimony and exhibits by September 1, 1981. Intervenors will file their prefiled testimony and exhibits by September 29, 1981.

The Minnesota Energy Agency has designated a person to facilitate citizen participation in the rehearing process. That person is Arthur Adiarte, who can be reached by mail or telephone at 980 American Center Building, St. Paul, Minnesota 55101, (612) 296-8279.

All persons are advised that no factual information or evidence which is not part of the hearing record shall be considered by the hearing examiner or by the Director in the determination of this matter. Persons attending the hearing should bring all evidence bearing on the case, including any records or other documents.

All of the rules cited above are available for review at the Office of Administrative Hearings and at the office of the Energy Agency. The applicant's Statement of the Case is available for review at the following libraries: The Polk County-Crookston Library; the Chippewa County Library in Montevideo; the East Central Regional Library in Cambridge; the Bemidji Public Library; the Duluth Public Library; the Fergus Falls Public Library; the Kitchigami Regional Library in Pine River; the Marshall-Lyon County Library in Marshall; and the Rochester Public Library. The prefiled testimony, the Applicants' Statement of the Case and the substantive rules applicable to this matter, 6 MCAR §§ 2.0601-0646, are available for review at the Offices of Administrative Hearings and the Energy Agency and at the following libraries: The Minnesota Valley Regional Library in Mankato; the Crow River Regional Library in Willmar; the Legislative Reference Library in the State Capitol; the Great River Regional Library in St. Cloud; and the Environmental Conservation Library, 300 Nicollet Mall in Minneapolis. The prefiled exhibits are available for review at the Office of Administrative Hearings and the Energy Agency Office. All rules may be purchased from the Documents Division, Department of Administration, 117 University Avenue, St. Paul, Minnesota 55155, telephone (612) 296-2874.

OFFICIAL NOTICES

All parties have the right to be represented by legal counsel, by a person of their choice if not otherwise prohibited as the unauthorized practice of law, or they may represent themselves. Existing parties are advised that failure to appear at the hearings may result in the affirmation of the Certificate of Need for the CU project.

If persons have good reason for requesting a delay in the hearing, the request must be made in writing to the hearing examiner as soon as possible, but at least five days prior to the hearing. A copy of the request must be served on the Agency and any other parties.

Dated this 16th day of July, 1981.

Mark Mason
Director

Allan W. Klein
Hearing Examiner

Ethical Practices Board

Advisory Opinion #79

Approved by the Ethical Practices Board on July 17, 1981

Issued to:

Bruce Beattie, Finance Director
Minnesota Democratic-Farmer-Labor Party
730 East 38th Street
Minneapolis, Minnesota 55407

Re: Campaign Finance: Contributions

Summary

79. A political committee may accept contributions in the form of stock for which the market value can be determined readily; the amount of contribution reported is equal to the market value on the date received; stock shall be converted into cash within 30 days after receipt.

The full text of the opinion is available upon request from the office of the State Ethical Practices Board, 41 State Office Building, St. Paul, MN 55155, (612) 296-5148.

Minnesota Pollution Control Agency

Recommendation to Certify Proposed Solid Waste Disposal Sites in Anoka County as Intrinsically Suitable

Notice of and Order for Hearing

It is hereby ordered and notice is hereby given that an information gathering hearing concerning the intrinsic suitability of the proposed solid waste disposal sites in Anoka County will be held by the Minnesota Pollution Control Agency (MPCA) pursuant to Laws of 1981, chapter 352, § 41 on Wednesday, August 19, 1981, at the Bunker Park Activity Building, 550 N.W. Bunker Lake Boulevard, Andover, Minnesota, commencing at 10:00 a.m. An evening session will be held at 7:00 p.m., also on August 19, 1981, at the same location in order to provide an opportunity to participate to those who cannot attend the day session. If necessary, the hearing will be continued at 10:00 a.m. on Thursday, August 20, 1981, at the same location and thereafter until adjournment.

The hearing will be held before Thomas H. Jensen, 828 Midland Bank Building, Minneapolis, Minnesota 55401 (telephone: (612) 332-0337) a hearing examiner appointed by the chief hearing examiner of the State of Minnesota.

The procedures to be followed at this hearing have been published in the *State Register* on July 13, 1981 (6 S.R. 55). A copy of these procedures may also be obtained by contacting the MPCA at the address noted below.

Anoka County has provided to the MPCA data relating to the intrinsic suitability of the following five sites proposed for its solid waste disposal site inventory.

1. Site D is located in the southwest quarter of Section 27 and the southeast quarter of Section 28, Township 33 North, Range 24 West Oak Grove Township. The site is adjacent to the existing Oak Grove Sanitary Landfill, which bounds the site on the

west. The site is bounded on the north by County Road 22. Cedar Creek is approximately 600 feet south of the south boundary of the site and Martin Street is located approximately 200 feet east of the eastern boundary of the site.

2. Site E is located in the City of East Bethel in the north half of Section 9, Township 33 North, Range 23 West. The site is adjacent to the existing East Bethel Landfill. The site is approximately one half mile east of Minnesota Highway 65 and is bounded on the north by County Road 74.

3. Site P is in the City of Ramsey in Sections 22 and 27 of Township 32 North, Range 25 West. The site is adjacent to the existing Anoka Municipal Sanitary Landfill, which bounds the site on the north. The site is bounded on the east by County Road 57. Commercial and industrial land lies south of the southern border of the site.

4. Site Q is located in the City of Andover in the south half of Section 35, Township 32 North, Range 24 West and the City of Coon Rapids in Section 2, Township 31 North, Range 24 West. The site is bounded on the west by County Road 78, on the north by County Road 116, on the east by the Burlington Northern Railroad tracks, and on the South by Minnesota Highway 242.

5. Site R is located in the City of East Bethel in Sections 28 and 29, Township 34 North, Range 23 West. The site is bounded on the north by the Anoka County line and on the south by County Road 24. The western border of the site is approximately one fourth mile east of Minnesota Highway 65 and the eastern border is approximately one half mile west of Cedar Creek.

The director of the MPCA has made a preliminary recommendation that Sites D, E, and R be certified by the MPCA board as intrinsically suitable for sanitary landfill use because they can reasonably be expected to qualify for MPCA permits assuming the following conditions are met:

Sites D and E

1. A liner and leachate collection system must be constructed.
2. Proper site design and operation to prevent drainage onto fill areas must be provided.
3. Contaminated surface water must be prevented from leaving the fill area.
4. Adequate screening must be provided.

Site R

1. A liner and leachate collection system must be constructed.
2. Contaminated surface water must be prevented from leaving the fill area.
3. Adequate screening must be provided.

The Director of the MPCA has made a preliminary recommendation that Sites P and Q be certified by the MPCA Board as intrinsically suitable for demolition landfill uses because they can reasonably be expected to qualify for MPCA permits if contaminated surface water is prevented from leaving the fill area and if adequate screening is provided.

The director's recommendations are based on the data submitted by Anoka County and applied against criteria contained in rule SW 6 and additional criteria adopted by the MPCA on June 23, 1981. The MPCA staff has not independently verified the data submitted by Anoka County. The director's recommendations may be revised based on information submitted at the hearing.

A copy of the MPCA criteria for determining intrinsic suitability, the director's recommendation, the data submitted by Anoka County and the procedures for this hearing are available for inspection at the following locations:

Minnesota Pollution Control Agency
1935 W. County Road B-2
Roseville, MN 55113
Telephone (612) 296-7373
Anoka County Library
707 Highway 10, N.E.
Blaine, Minnesota 55434

In addition, a report containing the basis for the director's recommendation will be available by August 12, 1981. To the extent feasible, such documents may be copied.

Questions concerning the procedures to be followed at the hearing may be directed to Special Assistant Attorney General Jocelyn F. Olson, 1935 West County Road B2, Roseville, Minnesota (telephone: (612) 296-7343). Questions concerning the director's recommendation may be directed to George Pruchnofski at the MPCA at the address noted above (telephone: (612) 297-3348).

July 24, 1981

Louis J. Breimhurst
Executive Director

OFFICIAL NOTICES

Minnesota State Agricultural Society Minnesota State Fair

Meeting Notice

The first scheduled meeting of the Minnesota State Agricultural Society's board of managers during the 1981 State Fair will be at 9 a.m. Friday, Aug. 28, in the Administration Building on the fairgrounds, Falcon Heights.

Subsequent meetings will be at the call of the society's president as necessary to conduct fair-related business. Dates and times will be available from Jerry Hammer at publicity headquarters in the Service Building on the fairgrounds.

Department of Public Welfare Mental Health Bureau

Notice of Intent to Solicit Outside Opinion Concerning a Rule Governing Chemical Dependency Referral Criteria for Public Assistance Recipients

Notice is hereby given that the Minnesota Department of Public Welfare is drafting a rule, 12 MCAR § 2.025, establishing criteria for referral of public assistance recipients to needed chemical dependency treatment programs. This rule will govern criteria to be used in determining the appropriate level of chemical dependency care, whether outpatient, inpatient or short-term treatment programs, for each recipient of public assistance seeking treatment for alcohol or other drug dependency and abuse problems.

Authority for this rule is contained in Minnesota Statutes, chapter 254A.03, subd. 3. This is a new subdivision established by the 1981 Legislature.

All interested or affected persons are requested to participate in the formulation of this rule. Statements of information and comment may be made orally or in writing. Written statements of information and comment may be addressed to:

Robert Robertson
Chemical Dependency Program Division
Centennial Office Building
658 Cedar
St. Paul, Minnesota 55155

Oral statements of information and comment will be received during regular business hours over the telephone at 612-296-3991.

All statements of information and comment must be received by September 30, 1981. Any written material received by the Department shall become part of the hearing record.

Office of the Secretary of State

Notice of Vacancies in Multi-member State Agencies

Notice is hereby given to the public that vacancies have occurred in multi-member state agencies, pursuant to Minn. Stat. § 15.0597, subd. 4. Application forms may be obtained at the Office of the Secretary of State, 180 State Office Building, St. Paul 55155; (612) 296-7876. Application deadline is August 25, 1981.

ENERGY POLICY DEVELOPMENT COUNCIL has 15 vacancies, one from each congressional district and 7 at-large. Members represent education, science, labor and business. At least 4 members shall be from educational and scientific research institutions. Eight terms will expire in Jan., 1983; 7 terms will expire in Jan., 1984. The council advises the commissioner of energy, planning and development on energy policy. Members are appointed by the Governor and confirmed by the senate. Meetings held at the call of the chair. Members are compensated for expenses. For specific information contact the Governor's Office at (612) 296-3391.

ADVISORY COUNCIL FOR THE MENTALLY RETARDED AND PHYSICALLY HANDICAPPED has one vacancy for a consumer of services for the retarded or handicapped who represents an advocacy organization. The council advises the Commissioner of Public Welfare on laws relating to mental retardation and physical disabilities. Members are appointed by the Commissioner of Public Welfare. For specific information, contact Advisory Council for the Mentally Retarded and Physically Handicapped, Department of Public Welfare, Centennial Building, St. Paul 55155; (612) 296-2160.

BOARD OF RESIDENTIAL UTILITY CONSUMERS has one vacancy. The board establishes policy guidelines for the utility-related activities of the Commerce Department's consumer services section. Members are appointed by the Governor, and receive \$35 per diem plus expenses. Monthly meetings. For specific information, contact the Board of Residential Utility Consumers, Department of Commerce, 5th Floor Metro Square Building, St. Paul 55101; (612) 296-4026.

ADVISORY COUNCIL ON UNIFORM FINANCIAL ACCOUNTING AND REPORTING STANDARDS has one vacancy for an Employee of the State Department of Education. The council provides the Board of Education with uniform accounting and reporting standards for school districts. It formulates and recommends rules, changes in statutes, modifications of financial accounting codes, manuals, procedures and reporting forms; members are employees of the Department of Education, appointed by the Commissioner of Education. Monthly meetings are held at the capitol complex, St. Paul. Members are compensated for expenses. For specific information, contact Advisory Council on Uniform Financial Accounting and Reporting Standards, Room 807, Capitol Square Building, St. Paul 55101; (612) 296-9786.

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State Register and Public Documents Division
117 University Avenue
St. Paul, Minnesota 55155

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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:

Briefly/Preview—Senate news and committee calendar; published weekly during legislative sessions. Contact Senate Public Information Office, Room B29 State Capitol, St. Paul MN 55155, (612) 296-0504.

Perspectives—Publication about the Senate. Contact Senate Information Office.

Weekly Wrap-Up—House committees, committee assignments of individual representatives, news on committee meetings and action, House action and bill introductions. Contact House Information Office, Room 8 State Capitol, St. Paul, MN, (612) 296-2146.

This Week—weekly interim bulletin of the House. Contact House Information Office.

Legislative Reference Library
Room 111 Capitol
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