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STATE REGISTER

STATE OF MINNESOTA

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VOLUME 9, NUMBER 51

June 17, 1985

Pages 2691-2722



Printing Schedule for Agencies

Issue Number	*Submission deadline for Executive Orders, Adopted Rules and **Proposed Rules	*Submission deadline for State Contract Notices and other **Official Notices	Issue Date
SCHEDULE FOR VOLUME 9			
52	Monday June 10	Monday June 17	Monday June 24
SCHEDULE FOR VOLUME 10			
1	Monday June 17	Monday June 24	Monday July 1
2	Monday June 24	Friday June 28	Monday July 8
3	Friday June 28	Monday July 8	Monday July 15

*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. Requests for deadline extensions should be made only in valid emergency situations.

**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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The *State Register* is the official publication of the State of Minnesota, containing executive orders of the governor, proposed and adopted rules of state agencies, and official notices to the public. Judicial notice shall be taken of material published in the *State Register*.

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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 also.

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 Rules.
- Proposed emergency rules.
- Withdrawal of proposed rules (option; not required).

The ADOPTED RULES section contains:

- Notice of adoption of new rules and rule amendments adopted without change from the previously published proposed rules. (Unchanged adopted rules are not republished in full in the *State Register* unless an agency requests this.)
- Adopted amendments to new rules or rule amendments (adopted changes from the previously published proposed rules).
- Notice of adoption of emergency rules.
- Adopted amendments to emergency rules (changes made since the proposed version was published).
- Extensions of emergency rules beyond their original effective date.

The OFFICIAL NOTICES section includes (but is not limited to):

- Notice of intent to solicit outside opinion before promulgating rules.
- Additional hearings on proposed rules not listed in original proposed rules calendar.

ALL ADOPTED RULES and ADOPTED AMENDMENTS TO EXISTING RULES published in the *State Register* and filed with the Secretary of State before July 31, 1983 are published in the *Minnesota Rules 1983*. ADOPTED RULES and ADOPTED AMENDMENTS TO EXISTING RULES filed after July 31, 1983 will be included in a supplement scheduled for publication in mid-1984. Proposed and adopted EMERGENCY (formerly called TEMPORARY) RULES appear in the *State Register* but are generally not published in the *Minnesota Rules 1983* due to the short-term nature of their legal effectiveness. Those that are long-term may be published.

The *State Register* publishes partial and cumulative listings of rule in the MINNESOTA RULES 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
Issue 26, cumulative for 1-26	Issue 52, cumulative for 1-52
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PROPOSED RULES

Pursuant to Minn. Stat. of 1982, §§ 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. The notice must advise the public:

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

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

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

Department of Agriculture Planning Division

Proposed Amendment to Rule Governing Charges Under the Minnesota Seed Law

Notice of Intent to Amend Rules without a Public Hearing

Notice is hereby given that the Minnesota Department of Agriculture proposes to adopt the above-entitled amendment without a public hearing. The Commissioner of Agriculture has determined that the proposed adoption of this amendment will be noncontroversial in nature and has elected to follow the procedures set forth in Minnesota Statutes, Sections 14.22-14.28.

Persons interested in this amendment are encouraged to submit comment in support of or in opposition to the proposed amendment, and shall have 30 days to do so. Each comment should identify the portion of the proposed amendment addressed, the reason for the comment, and any change proposed. The proposed amendment may be modified if the modifications are supported by the data and views submitted to the department and do not result in a substantial change in the proposed language.

Unless 25 or more persons submit written requests for a public hearing on the proposed amendment within the 30-day comment period, a public hearing will not be held. Persons requesting a public hearing should state their name and address, and are encouraged to identify the portion of the proposed amendment addressed, the reason for the request, and any proposed change. In the event a public hearing is required, the department will proceed according to the provisions of Minnesota Statutes, Sections 14.11-14.20 (1982).

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

Authority to adopt this rule is contained in Minnesota Statutes, Section 21.85, subd. 11. Additionally, a Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed amendment and identifies the data and information relied upon to support the proposed amendment has been prepared and is available upon request from Mr. Heil.

Upon adoption of the final rule without a public hearing, the proposed rule, 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 rule as adopted, should submit a written statement of such request to Mr. Heil.

The Department is authorized by Minnesota Statutes, Section 21.85, subd. 11, to adopt rules to properly enforce the seed law. The proposed amendment will change seed fee permit reporting periods from quarterly to semiannually. The proposed amendment is necessary as a result of the Department's previous commitment to reduce the seed fee permit reporting period frequency as soon as a reasonable reserve was presented in the dedicated seed account.

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

The proposed amendment will have a positive impact on small business as defined in Minnesota Statutes, Section 14.115. The change would mean semiannual reporting instead of quarterly reporting of seed sold. Therefore, the cost for seed fee permit holders in making reports on seed sold would be reduced by up to 50 percent.

One free copy of this notice and the proposed rule are available and may be obtained by contacting Mr. Heil.

May 29, 1985

Jim Nichols
Commissioner of Agriculture

Rule as Proposed

1510.0281 CHARGES UNDER MINNESOTA SEED LAW.

Subpart 1. and 2. [Unchanged.]

Subp. 3. Seed fee permits. An initial labeler who wishes to sell seed in Minnesota must comply with Minnesota Statutes, section 21.89, subdivisions 1 and 2, and the procedures in this subpart.

A. [Unchanged.]

B. All seed fee permit holders must file ~~quarterly~~ semiannual reports with the commissioner, even if no seed was sold during the reporting period. Each ~~quarterly~~ semiannual report must be submitted within 30 days of the end of each reporting period. The reporting periods are ~~January + October 1~~ to March 31; ~~and~~ April 1 to ~~June 30~~; ~~July + to~~ September 30; ~~October + to December 31~~ of each year.

C. [Unchanged.]

D. If a seed fee permit holder fails to submit a ~~quarterly~~ semiannual report and pay the seed fee within 30 days after the end of each reporting period, the commissioner shall assess a penalty of \$10 or eight percent, calculated on an annual basis, of the fee due, whichever is greater, but no more than \$100 for each late ~~quarterly~~ semiannual report. A \$10 penalty will be charged when the ~~quarterly~~ semiannual report is late, even if no fee is due for the reporting period. Seed fee permits may be revoked for failure to comply with the applicable provisions of this rule or the Minnesota seed law.

Subp. 4. and 5. [Unchanged.]

Board of Dentistry

Proposed Rule Relating to Fees

Notice of Intent to Amend Rules without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Board of Dentistry (hereinafter "Board") proposes to amend Minn. Rule pt. 3100.2000. A copy of the proposed amendments is attached to this notice.

Because Board fees are fixed by rule rather than by law, the procedures for adoption of noncontroversial rules will be used except that no public hearing may be held. See, *Minnesota Statutes*, section 16A.128, subdivision 2.a. (1984).

THE PUBLIC IS HEREBY ADVISED that:

1. They have 30 days in which to submit comment in support of or in opposition to the proposed amendments, and comment is encouraged;
2. Each comment should identify the portion of the proposed amendment addressed, the reason for the comment, and any change proposed;
3. All comments shall be submitted to Dale J. Forseth, Executive Secretary, Minnesota Board of Dentistry, Minnesota Department of Health Building, 717 Delaware Street Southeast, Minneapolis, Minnesota 55440;
4. The proposed amendments may be modified if the modifications are supported by the data and views submitted and do not result in a substantial change in the proposed language;
5. Under the procedure for adopting noncontroversial rules, the Board must submit any action on its rules to the Attorney General for review of the form and legality of the rule change. Notice of the date of submission of the proposed amendments to the attorney general for review will be mailed to any person requesting to receive the notice. Requests to receive notice must be submitted to Mr. Forseth at the above address.
6. Authority to amend Minn. Rule pt. 3100.2000 is contained in Minn. Stat. §§ 16A.128, 150A.04, subd. 5, and 214.06, subd.

1. Additionally, a Statement of Need and Reasonableness that describes the need for and reasonableness of the proposed amendments has been prepared and is now available. Anyone wishing to receive a copy of this document may contact Mr. Forseth at the above address;

7. The approval of the Commissioner of Finance for amendments of rules relating to fees is required by Minn. Stat. § 214.06, subd. 1. A document entitled "Commissioner of Finance Approval" in which the Commissioner has approved the proposed amendments to Minn. Rules pt. 3100.2000 is available. Anyone wishing to receive a copy of this document may contact Mr. Forseth at the above address.

8. Any rule change made pursuant to this proceeding shall be effective five working days after publication in the *State Register* of a notice of the adoption of the change.

May 31, 1985

Board of Dentistry,
Dale J. Forseth
Executive Secretary

Rule as Proposed

3100.2000 FEES.

Subpart 1. Application fees. Each applicant for licensure as a dentist or dental hygienist or for registration as a registered dental assistant shall submit with ~~his~~ a license or registration application a fee in the following amounts:

- A. dentist application, ~~\$70~~ \$75;
- B. dental hygienist application, ~~\$25~~ \$30; and
- C. dental assistant application, ~~\$15~~ \$20.

Subp. 2. Annual licence or registration fees. Each dentist, dental hygienist, and registered dental assistant shall submit with ~~his~~ an annual license or registration renewal application a fee as established by the board not to exceed the following amounts:

- A. dentist, ~~\$42~~ \$45;
- B. dental hygienist, ~~\$17~~ \$20; and
- C. registered dental assistant, ~~\$11~~ \$14.

Subp. 3. Licensure by credentials. Each applicant for licensure as a dentist or dental hygienist by credentials pursuant to Minnesota Statutes, section 150A.06, subdivision 4 and part 3100.1400 shall submit with his or her license application a fee in the following amounts:

- A. dentist, ~~\$250~~ \$275; and
- B. dental hygienist, ~~\$75~~ \$80.

Subp. 4. Annual license or registration late fee. Applications for renewal of any license or registration received after the time specified in part 3100.1700 are subject to a late fee equal to 50 percent of the annual renewal fee.

Subp. 5. Duplicate license or registration fee. Each licensee or registrant shall submit with ~~his~~ a request for issuance of a duplicate of his or her original license or registration or of ~~his~~ an annual renewal thereof a fee in the following amounts:

- A. original dentist or dental hygiene license, \$8; and
- B. initial and renewal registration certificates and license renewal certificates, ~~\$5~~ \$6.

Subp. 6. Reinstatement fee. No dentist, dental hygienist, or registered dental assistant whose license or registration has been suspended or revoked shall have his or her license or registration reinstated or a new license or registration issued until he or she has submitted to the board a fee in the following amount:

- A. dentist, ~~\$70~~ \$75;
- B. dental hygienist, ~~\$25~~ \$30; and
- C. registered dental assistant, ~~\$15~~ \$20.

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

PROPOSED RULES

Subp. 7. Application for permission to take dental X rays. A person applying for permission to take dental X rays pursuant to part 3100.8400, subpart 2, shall submit with ~~his~~ an application a fee in the amount of \$10.

Subp. 8. Application for approval as sponsor of CDE courses. A person applying for approval as a sponsor of CDE programs pursuant to part 3100.4200, subpart 2, shall submit with ~~his~~ an application a fee in the amount of ~~\$25~~ \$75.

Subp. 9. Affidavit of licensure. Each licensee or registrant shall submit with a request for an affidavit of licensure a fee in the amount of \$10.

Subp. 10. Refunds. No fee shall be refunded for any reason except in those cases where the applicant for licensure or registration is found to be ineligible to take the examination.

ADOPTED RULES

The adoption of a rule becomes effective after the requirements of Minn. Stat. § 14.14-14.28 have been met and five working days after the rule is published in *State Register*, unless a later date is required by statutes or specified in the rule.

If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed.

If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

An emergency rule becomes effective five working days after the approval of the Attorney General as specified in Minn. Stat. § 14.33 and upon the approval of the Revisor of Statutes as specified in § 14.36. Notice of approval by the Attorney General will be published as soon as practicable, and the adopted emergency rule will be published in the manner provided for adopted rules under § 14.18.

Department of Energy and Economic Development

Adopted Emergency Rules Relating to Waste Tire Recycling Loan Program

The rule(s) proposed and published at *State Register*, Volume 9, Number 38, pages 2052-2055, March 18, 1985 (9 S.R. 2052) are adopted with the following modifications:

Rules as Adopted, Emergency

CHAPTER 8300 DEPARTMENT OF ENERGY AND ECONOMIC DEVELOPMENT WASTE TIRE RECYCLING LOAN PROGRAM

8300.3087 [Emergency] SECURITY REQUIREMENTS.

All loans for either real property or equipment must be secured in accordance with the following requirements:

A. A real property loan must be secured by a second mortgage or other adequate security, as determined by the authority under generally accepted commercial lending standards.

B. Equipment loans must be secured by (i) a second lien on the equipment or other adequate security as determined by the authority under generally accepted commercial lending standards; or (ii) the personal guarantee of principal owners, officers, sole proprietors, partners, major shareholders, corporate officers, or other related entities such as subsidiaries or parent corporations of the borrower. Principal owners are those having 20 percent or more ownership.

C. Additional forms of security may be required by the authority under generally accepted commercial lending standards.

8300.3088 [Emergency] CONTENTS OF APPLICATION FOR LOANS.

To apply for a waste tire recycling loan, an eligible borrower must submit a completed application to the commissioner on a form provided by the commissioner. The application must contain or be accompanied by:

B. financial statements, including a profit-and-loss statement, and a source and use of funds statement current to the most recent quarter; when available, audited financial statements (including footnotes) ~~should~~ must be provided for the immediate past three years; if audited statements are not available, balance sheets, profit-and-loss statements, and source and use of funds statements from a three-year period shall be provided; borrowers who are sole proprietors of the business ~~may~~ must also be required to submit complete copies of their personal tax returns for the time periods specified, in addition to the financial statements required by this part;

C. applications from firms owned by individuals or from closely held corporations must also be accompanied by signed and dated personal financial statements from any officer, shareholder, or other person with at least a 20 percent interest in the company; in addition, if the application is made by an individual, copies of the borrower's personal tax returns for the immediately preceding three years ~~may~~ must be requested by the authority; and

8300.3090 [Emergency] LOAN STANDARDS.

Subp. 6. Technical analysis and standard. In those cases where the commissioner is unfamiliar with the technology associated with the capital expenditure to be financed by the loan, the commissioner may require technical documentation from a reputable testing laboratory, engineering firm, or other source of technical information. The commissioner may require documentation of the borrower's claims for the performance of his or her company's products. This information is required only if it is necessary to verify the claims made by the borrower for the performance of a product manufactured by the borrower, or for a piece of equipment to be acquired by the borrower with the proceeds of a business loan. ~~The commissioner may require documentation of the borrower's claims for the performance of his or her company's products.~~ This documentation may take the form of reports from independent testing agencies such as Underwriters' Laboratories which are generally recognized to have expertise in the area.

The Minnesota Pollution Control Agency will also be sent sufficient information to enable it to determine, ~~and will determine,~~ whether or not the project meets the air quality standards set by the Minnesota Pollution Control Agency.

Department of Human Services

Adopted Rules Relating to Relocation of Residents of Nursing Homes and Certified Boarding Care Homes

The rules proposed and published at *State Register*, Volume 9, Number 41, pages 2255-2259, April 8, 1985 (9 S.R. 2255) are adopted as proposed.

Peace Officer Standards and Training Board

Adopted Rules Governing Continuing Education, Licensing, Violations of Standards of Conduct and Reimbursement to Local Units of Government

The rules proposed and published at *State Register*, Volume 9, Number ~~41~~, pages ~~2255-2259~~, April 1985 (9 S.R. 2255) are adopted with the following modifications: 38 2056-2058

Rules as Adopted**6700.1000 LICENSE RENEWAL.**

~~**Subp. 8. Continuing education after license is restored.** Notwithstanding any rule to the contrary, after a peace officer or constable license has been restored, the licensee shall complete 48 hours of continuing education, no more than six of which consist of on-line shooting, on or before June 30 of the year when the license becomes due for renewal.~~

Subp. 9 8. License lapsed more than three years. When a license has been lapsed for more than three years, the executive director shall restore the license when:

- A. the licensee successfully completes the appropriate licensing examination; and
- B. the licensee submits the appropriate license renewal fee for a lapsed license.

Subp. 10 9. Licensing examination. For the purposes of subpart 9 8, the appropriate licensing examination is as follows:

- A. the academic and skills licensing examination for a peace officer;
- B. the part-time peace officer licensing examination for a part-time peace officer; or
- C. the constable licensing examination for a constable.

Subp. 10. Continuing education after license is restored. Notwithstanding any rule to the contrary, after a peace officer or

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.

ADOPTED RULES

constable license has been restored, the licensee shall complete 48 hours of board-approved continuing education, no more than six of which consist of on-line shooting, on or before June 30 of the year when the license becomes due for renewal.

Subp. 11. Appeals. Any contested case which arises from subpart 3, 6, or 9 § will be processed in accordance with Minnesota Statutes, chapter 14, and the rules of the Office of Administrative Hearings.

6700.1800 REIMBURSEMENT TO LOCAL UNITS OF GOVERNMENT.

Subpart 1. and 2. [Unchanged.]

Subp. 3. Share for peace officers working part time. A share may be awarded when a peace officer has worked part-time for a local unit, but only one local unit shall be credited with a share for the same peace officer.

Subp. 4. Application forms. The board shall furnish application forms to each local unit as soon as possible after July 1 of each year. When applying for reimbursement, a local unit shall provide a list of the peace officers or constables together with their license numbers for whom it is seeking reimbursement and affirm that it is eligible to be reimbursed in accordance with the board's rules.

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 Soil and Water Conservation Board

Monthly Meeting Notice

The Minnesota Soil and Water Conservation Board has changed the date of their regular monthly meeting from July 9, 1985 to July 11, 1985. The Board has also changed the meeting place for their July meeting from Conference Room A, Department of Agriculture Building, St. Paul, Minnesota to the Sportsman's Lodge in Baudette, Minnesota. The Board will resume their regular schedule on August 13, 1985.

Department of Health Bureau of Community Services

Public Hearing Regarding Fiscal Year 1986 Minnesota State Plan of Program Operations and Administration for the Special Supplemental Food Program for Women, Infants, and Children (WIC)

Pursuant to the requirement of regulations issued by the United States Department of Agriculture under Section 3 of Public Law 95-627 which amends Section 17 of the Child Nutrition Act of 1966, the Minnesota Department of Health will sponsor a public meeting to enable the general public to participate in the development of the Fiscal Year 1986 Minnesota State Plan of Program Operations and Administration for the Special Supplemental Food Program for Women, Infants and Children (WIC). Copies of the draft Plan will be available for public inspection on request.

The meeting will be held Thursday, July 11, 1985 at the Minnesota Department of Health, 717 Delaware Street Southeast, Minneapolis, Minnesota. The meeting will begin at 1:00 p.m. in Room 100 and will conclude upon the presentation of all testimony. Persons wishing to attend and/or present testimony are requested to register in advance by July 9, 1985.

Any citizen or group may submit either written or oral testimony at the meeting. Testimony will be given on a first come, first served basis.

For further information, contact:

Minnesota Department of Health
WIC Program
717 Delaware Street S.E.
P.O. Box 9441
Minneapolis, MN 55440
(612) 623-5115

Metropolitan Council

Notice of Review Schedule: Interim Developmental Disabilities Plan of the Metropolitan Development Guide's Health Chapter

The proposed interim policy plan identifies the Metropolitan Area's four developmental disabilities goals and recommends policy and strategies for improving the status of persons who are developmentally disabled. The plan was prepared by a task force of the Developmental Disabilities Advisory Committee of the Metropolitan Council.

The purpose of the policy plan is to guide the Metropolitan Council and its advisory committees in their actions that affect the residents of this area who are developmentally disabled, to support and strengthen qualitative changes in the service system that are underway and to encourage individuals and organizations to initiate and undertake strong efforts in areas that still need improvement. The interim policy plan will eventually be included in the Health Systems Plan of the Metropolitan Development Guide as official policy of the Metropolitan Council.

The plan includes a description of a model service system for persons with developmental disabilities, a discussion of the required service capacity, recent federal and state guidelines and priorities, new assumptions about and expectations for persons with developmental disabilities, and the implications of these factors for changes in the service system. The plan concludes with guidelines and criteria for developing a model service system in the Metro Area.

The following is a tentative schedule for review of the interim policy plan:

May 23	Metropolitan Council approves document for public hearing
July 11	Public Hearing
July 25	Hearing Record closes
August 13	DD Advisory Committee adopts interim plan
August 28	Metropolitan Health Planning Board adopts interim plan
September 12	Metropolitan Council adopts interim plan

This schedule is subject to change. A subsequent notice of public hearing will be published. If you have any questions regarding the schedule or interim policy plan, please call Toni Lippert, Metropolitan Council at 291-6464.

Metropolitan Council

Public Hearing on Interim Developmental Disabilities Policy Plan of the Metropolitan Development Guide's Health Chapter

The Metropolitan Council will hold a public hearing Thursday, July 11, 1985 at 1:30 p.m. at the Metropolitan Council Chambers, 300 Metro Square Building, 7th and Robert Streets, St. Paul, Minnesota, on a proposed interim Developmental Disabilities Policy Plan of the Metropolitan Development Guide's Health Chapter. The plan identifies the Metropolitan Area's four developmental disabilities goals and and recommends policies and strategies for improving the status of persons who are developmentally disabled.

The general direction of the policy plan is to emphasize the qualitative changes that should take place in the developmental disabilities service system in order to achieve genuine integration of persons who are severely handicapped in all phases of community life and to afford continuous opportunities and training so they can grow more self-sufficient through exercising choices.

The plan includes a description of a model service system for persons with developmental disabilities, a discussion of the required service capacity, recent federal and state guidelines and priorities, new assumptions about and expectations for persons with developmental disabilities, and the implications of these factors for changes in the service system. The plan concludes with guidelines and criteria for developing a model service system in the Metro Area.

OFFICIAL NOTICES

The policy plan will be used as interim guidelines by the Metropolitan Council and its committees until the entire Health Chapter is approved for the Metropolitan Development Guide.

All interested people are encouraged to attend the hearing and offer comments. People may register in advance to speak at the hearing by calling Marjorie Segell at 291-6363. Questions on the interim policy plan should be directed to Toni Lippert at 291-6364. Copies of the interim policy plan are available free of charge beginning June 11 from the Communications Department at 291-6364. Copies are also available for public inspection beginning June 15 at the following locations:

Metropolitan Council Library
300 Metro Square Building
St. Paul, Minnesota 55101

Minneapolis Public Library
Government Documents Room
300 Nicollet Mall
Minneapolis, Minnesota 55401

St. Paul Public Library
Science and Industry Room
90 West Fourth Street
St. Paul, Minnesota 55102

Anoka County Library—Blaine Branch
707 Highway 10
Blaine, Minnesota 55434

Carver County Library—Chaska Branch
314 Walnut Street
Chaska, Minnesota 55318

Dakota County Library—Burnsville Branch
1101 West County Road 42
Burnsville, Minnesota 55337

Hennepin County Library—Southdale Branch
7001 York Avenue
Edina, Minnesota 55435

Ramsey County Library—Roseville Branch
2180 North Hamline Avenue
Roseville, Minnesota 55113

Scott County Library—Shakopee Branch
235 So. Lewis Street
Shakopee, Minnesota 55379

Washington County Library—Park Grove Branch
7520 80th Street South
Cottage Grove, Minnesota 55106

Metropolitan Council

Notice of Review Schedule: Revisions to Water Resources Management Guide Chapter, Part 3

The Metropolitan Council's Water Resources Management Guide chapter is intended to ensure proper use and protection of water and related land resources within the region. Parts 1 and 2 address point source pollution and surface water management, respectively. Part 3, currently being updated, addresses the occurrence of the water resource and the ways in which it is used. With adoption of revisions to Part 3, the Metropolitan Council completes preparation of a restructured Water Resources Management chapter of the Metropolitan Development Guide.

The following is a tentative schedule for review of the revisions to Part 3:

June 24	Public meeting to discuss issue paper
June 25	Public meeting to discuss issue paper

July 31	Environmental Resources Committee reviews public hearing draft
August 7	Environmental Resources Committee completes review of public hearing draft
August 22	Metropolitan Council adopts draft for public hearing purposes, sets public hearing date
October 10	Public hearing
October 24	Hearing record closes
December 11	Environmental Resources Committee reviews hearing report and approves Part 3
December 19	Metropolitan Council adopts Part 3

This schedule is tentative and subject to change. A subsequent public hearing notice will be published. If you have questions regarding the schedule or the proposed revisions to Part 3, call Gary Oberts of the Council's Parks and Environmental Planning staff at 291-6484.

Metropolitan Council

Public Meetings on Revisions to Water Resources Management Guide Chapter, Part 3

The Metropolitan Council will hold two public meetings to present and discuss revisions to Part 3 of the Council's Water Resources Management Guide chapter. The first meeting will be held on Monday, June 24, 1985, from 1:30-3:30 p.m. in the County Board Chambers of the Carver County Courthouse, 600 East Fourth Street, Chaska, Minnesota 55318. The second meeting will be held on Tuesday, June 25, 1985, from 9:30-11:30 a.m. in the Metropolitan Council Chambers, 300 Metro Square Building, 7th and Robert Streets, St. Paul, Minnesota 55101.

The Water Resources Management Guide chapter, Part 3, addresses the occurrence of the water resource and the ways in which it is used. Parts 1 and 2 address point source pollution and surface water management, respectively. With adoption of Part 3, the Council concludes preparation of its restructured Water Resources Management chapter of the Metropolitan Development Guide. The chapter as a whole is intended to ensure proper use and protection of water and related land resources within the region.

All interested persons are encouraged to attend the public meetings and offer comments on Part 3. If you will be attending, please contact Lucy Thompson at 291-6521. Questions on Part 3 of the Water Resources Management Guide chapter should be directed to Gary Oberts of the Council's Parks and Environmental Planning staff at 291-6484. Copies of an issue paper are available free of charge from the Council's Communications Department at 291-6464. Copies are also available for public inspection at the following locations:

Metropolitan Council Library
300 Metro Square Building
St. Paul, Minnesota 55101

Minneapolis Public Library
Government Documents Room
300 Nicollet Mall
Minneapolis, Minnesota 55401

St. Paul Public Library
Science and Industry Room
90 West Fourth Street
St. Paul, Minnesota 55102

Anoka County Library—Blaine Branch
701 Highway 10
Blaine, Minnesota 55434

Carver County Library—Chaska Branch
314 Walnut Street
Chaska, Minnesota 55318

Dakota County Library—Burnsville Branch
1101 West County Road 42
Burnsville, Minnesota 55337

OFFICIAL NOTICES

Hennepin County Library—Southdale Branch
7001 York Avenue South
Edina, Minnesota 55435

Ramsey County Library—Roseville Branch
2180 North Hamline Avenue
Roseville, Minnesota 55113

Scott County Library—Shakopee Branch
235 South Lewis Street
Shakopee, Minnesota 55379

Washington County Library—Park Grove Branch
7520 - 80th Street South
Cottage Grove, Minnesota 55106

Sandra S. Gardebring, Chair
Metropolitan Council

Board of Optometry

Outside Opinion Sought Concerning Proposed Rules Governing Home Study Methods of Continuing Education, Recovery of Costs for Disciplinary Proceedings, Licensure Status for Retired Optometrists, Defining "Prescription" and "Lenses," and Delegation of Authority

Notice is hereby given that the State Board of Optometry is seeking information or opinions from sources outside the agency in preparing to propose the adoption of rules governing Home Study Methods of Continuing Education, Recovery of Costs for Disciplinary Proceedings, Licensure Status for Retired Optometrists, Defining "Prescription" and "Lenses," and Delegation of Authority. The adoption of these rules is authorized by Minnesota Statutes, section 148.53, which permits the agency to make any rules and regulations necessary for the effective enforcement of the Optometric Practice Act, Minnesota Statutes, sections 148.52 to 148.62.

The State Board of Optometry requests information and comments concerning the subject matter of the rules. Interested or affected persons or groups may submit data or views on the subject matter of concern orally or in writing. Written statements should be addressed to Burton H. Skuza, OD, Executive Secretary, Room 342, 717 Delaware Street Southeast, Minneapolis, Minnesota 55440.

Oral statements will be received during regular business hours over the telephone at (612) 623-5544 and in person at the above address.

All statements of information and comment will be accepted until 60 days from the date of this notice. Any written material received by the Board of Optometry will become part of the rulemaking record in the event that a rule is adopted.

In addition to considering information and opinions from sources outside the Board concerning the subject matter of the proposed rules, the Board is seeking to establish a task force to assist the Board in developing the proposed rules defining "prescription," "lenses," and concerning delegation of authority. Interested or affected persons or groups who wish to participate on the task force should contact Burton H. Skuza, OD, at the above address or telephone number.

May 30, 1985

Board of Optometry,
Burton H. Skuza, O.D.,
Executive Secretary

Pollution Control Agency Solid and Hazardous Waste Division

Outside Opinion Sought Regarding Rules for Solid Waste Management

Notice is hereby given that the Minnesota Pollution Control Agency (MPCA) is seeking information or opinions from sources outside the MPCA for the purpose of revising the State's solid waste rules pursuant to Minnesota Statutes, Section 116.07 as amended by the 1984 legislative session.

The legislative amendments mandate the establishment of requirements for the closure and post-closure care of solid waste disposal facilities and requirements for proof of financial capability of owners or operators of solid waste disposal facilities. The revisions will include changes to rules on ground water protection, design and operation of solid waste management facilities, and ground water monitoring systems. These rules will pertain to mixed-municipal solid waste and nonhazardous industrial waste. Preliminary draft copies of these rules will be mailed, as they are completed, to those interested parties on the MPCA rules mailing list.

The MPCA invites all interested persons or groups to submit information or comments on these subjects to the following staff persons:

Permit Requirements	Myrna M. Halbach	612/297-1791
Financial Assurance	Robert J. McCarron	612/296-7353
Ground Water Protection/Monitoring	Donald L. Jakes	612/296-7375
Design and Operation of Solid Waste Management Facilities	Myrna M. Halbach	612/296-1791
Industrial Waste/Codisposal	Carol M. Rogers	612/296-7776

Oral statements will be accepted by the appropriate staff member during regular business hours over the telephone. Written comments may be sent to the appropriate staff member at:

Minnesota Pollution Control Agency
Solid and Hazardous Waste Division
1935 West County Road B2
Roseville, Minnesota 55113

Any written material received by the MPCA by October 1, 1985 shall become part of the background record regarding these rules.

June 3, 1985

Michael Robertson
for Thomas J. Kalitowski
Executive Director

State Retirement System

Regular Meeting of Board of Directors

A meeting of the Board of Directors, Minnesota State Retirement System will be held on Monday, June 17, 1985 at 8:30 a.m. in the office of the System, 529 Jackson Street, St. Paul, Minnesota.

Department of Transportation

Amended Order and Notice of Street and Highway Routes Designated and Permitted to Carry the Gross Weights Allowed Under Minn. Stat. § 169.825, Order No. 70152

Whereas, the Commissioner of Transportation has made his Order No. 68884 as amended by Orders Nos. 69226, 69269, 62970, 69344, 69353, 69595, 69770, 69796, 70006 and 70031 designating and permitting certain street and highway routes, or segments of those routes, to carry the gross weights allowed under Minnesota Statutes § 169.825, and

Whereas, the Commissioner has determined that the additional following routes, or segment of routes, should be designated to carry the gross weights allowed under Minnesota Statutes § 169.825.

IT IS HEREBY ORDERED that Commissioner of Transportation Order No. 68884 is amended this date by adding the following designated streets and highway routes, or segment of routes, as follows:

COUNTY ROADS

Watonwan — County Road 117 from Jct. C.S.A.H. 10, one mile west of T.H. 15, to Jct. T.H. 60 (effective 5/15).

June 7, 1985

Robert J. McDonald
Richard P. Braun
Commissioner

Department of Transportation

Petition of the City of Duluth for a Variance from State Aid Standards for Street Width

Notice is hereby given that the City Council of Duluth has made a written request to the Commissioner of Transportation pursuant to Minnesota Rules § 8820.3300 for a variance from minimum standards for reconstruction projects on Fourth Avenue West from Michigan to Second Street Alley except at Superior and First Street, Lake Avenue from Superior to Second Street Alley except at First Street, First Avenue East from Superior to Second Street Alley except at First Street, Second Avenue East from First Street to Second Street Alley, Third Avenue East from First Street to Second Street Alley, and First Street from Fifth Avenue West to Sixth Avenue West.

The request is for a variance from Minnesota Rules for State Aid Operations § 8820.9912 adopted pursuant to Minnesota Statutes Chapter 161 and 162, so as to permit street widths of 46, 42, and 34 feet instead of the required 50, 52, 48, 44, and 36 feet.

Any persons may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

June 6, 1985

Richard P. Braun
Commissioner of Transportation

Department of Transportation Technical Services Division

Scheduled Meeting of State Aid Standards Variance Committee

Notice is hereby given that the Commissioner of Transportation has appointed a State Aid Standards Variance Committee who will conduct a meeting on Friday, June 14, 1985, at 9:00 a.m. in Room 410A, State Transportation Building, John Ireland Boulevard, St. Paul, Minnesota.

This notice is given pursuant to Minnesota Statutes § 471.705.

The purpose of the open meeting is to investigate and determine recommendation(s) for variances from minimum State Aid roadway standards as governed by Minnesota Rules for State Aid Operations § 8820.3400 Subp. 3 adopted pursuant to Minnesota Statutes Chapters 161 and 162.

These additional requests have been added to the agenda since the schedule of May 20, 1985.

1. Petition of Swift County for a variance from Standards for Bridge Width on CSAH 20 from TH 12 to TH 59.
2. Petition of the City of Duluth for a variance from Standards for Street width on Fourth Avenue, Lake Avenue, First Avenue East, Second Avenue East, Third Avenue East and First Street.

The County and City listed above is requested to follow the following time schedule when appearing before the Variance Committee:

- 1:00 Lunch
- 2:00 Swift County
- 2:20 Duluth

June 6, 1985

Richard P. Braun
Commissioner of Transportation

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.

Commodities contracts with an estimated value of \$5,000 or more are listed under the Procurement Division, Department of Administration. All bids are open for 7-10 days before bidding deadline. For bid specifics, time lines, and other general information, contact the appropriate buyers by calling 296-6152. If the appropriate buyer is not available, contact Harvey Leach or Barbara Jolly at 296-3779.

Department of Administration Procurement Division

Commodities Contracts and Requisitions Currently Open for Bidding

Requisition #	Item	Ordering Division	Delivery Point	Estimated Dollar Amount
37-090-06080, 36-000-02711	Purchase of Work Stations	Education	St. Paul	Contact buyer
79-000-46910 26-073-17484	Filing System Purchase of Photocopy Machine	Transportation St. Cloud State University	St. Paul St. Cloud	Contact buyer Contact buyer
79-900-02961 78-000-15115 43-000-06043	Moil Points Telephone Equipment Amphitheater Seating	Transportation Corrections Iron Range Interpretative Center—Amphitheater	N. St. Paul St. Paul Chisholm	Contact buyer Contact buyer Contact buyer
26-073-17568	Purchase of Photocopy Machine	St. Cloud State University	St. Cloud	Contact buyer
Contract	Food Requirements	Veterans Affairs— Veterans Home	Hastings and Minneapolis	Contact buyer
42-204-07946 79-000-46821, 7684 07-300-33538	Telephone Console System Map Explore MN Bikeways S.E. Sampling Analyzer	Labor & Industry Transportation Public Safety—Bureau of Criminal Apprehension	St. Paul St. Paul St. Paul	Contact buyer Contact buyer Contact buyer
07-300-34005	Recording Data Processor	Public Safety—Bureau of Criminal Apprehension	St. Paul	Contact buyer
04-111-27667 79-000-46863 32-200-12553	Microprocessor Gas Chromatograph Correction Plate Pictures Carriers Dynamic Calibrator	Agriculture Transportation Pollution Control Agency	St. Paul St. Paul Roseville	Contact buyer Contact buyer Contact buyer
29-000-37860 29-000-37850 79-000-46865 12-200-84695	Electromagnetic Induction Meter Parr Calorimeter Slope Indicator Equip. Gas Emanation	Natural Resources Natural Resources Transportation Health	St. Paul Hibbing St. Paul Minneapolis	Contact buyer Contact buyer Contact buyer Contact buyer
Rebid 79-000-46856 75-200-55207	Lab Oven Medication Carts Fasteners	Transportation Veterans' Affairs Various	St. Paul Minneapolis Various	Contact buyer Contact buyer Contact buyer
Contract Sch. 152- FC 55-303-10720 79-000-46905	Purchase of Photocopy Machine Purchase of Photocopy Machine	Faribault State Hospital Transportation	Faribault St. Paul	Contact buyer Contact buyer

STATE CONTRACTS

Requisition #	Item	Ordering Division	Delivery Point	Estimated Dollar Amount
26-137-03179	Office Chairs	St. Cloud State University	St. Cloud	Contact buyer
Contract 79-050-16497	Dry Bleach Furnish & Install Rack & Shelving System	Various Transportation—Central Shop	Various Fort Snelling	Contact buyer Contact buyer
55-510-02503	Purchase of Photocopy Machine	Human Services— Ah Gwah Ching Nursing Home	Ah Gwah Ching	Contact buyer
Contract	Urea—Commercial or Industrial Grade	Transportation	Duluth	\$9,000-\$10,000
26-074-12007	Environmental Controls Service Contract	Winona State University	Winona	Contact buyer
02-310-13944	Cameras Installed	MN Correctional Facility	Lino Lakes	Contact buyer
Contract	Title Slides & Slide Processing from Original Artwork	Various	Various	\$10,000-\$15,000
27-071-15221, 8969	Class Schedules	Mankato State University	Mankato	Contact buyer
63-000-8970	Salary Deduction Report	Public Employment Relations Board	St. Paul	Contact buyer
26-175-06123, 8974	Revised Reprint/Student Pocket Folder	Southwest State University	Mashall	Contact buyer
26-175-06122, 8976	Revised Reprint/Student Recruiting Viewbook	Southwest State University	Marshall	Contact buyer
29-000-40258	Burster	Natural Resources	St. Paul	Contact buyer
32-200-12551	Purchase of Decmate System	Pollution Control Agency	Roseville	Contact buyer

Contact 296-6152 for referral to specific buyers.

Department of Energy and Economic Development

Amendment to the Grant to a City Selected as the Site for a Foreign Manufacturing Development Facility

The Commissioner of the Department of Energy and Economic Development announced that a grant of \$100,000 is available for a city that is selected as the site for a foreign manufacturing development facility. The grant is authorized by Minnesota Laws, 1984, ch. 502, article V., 19 (the "session law"). The session law provides that the city may use the grant moneys to provide assistance to the foreign manufacturing development facility in the manner it determines is appropriate.

Pursuant to the session law, the Commissioner has established the following eligibility requirements and application procedure for cities interested in applying for the grant.

To be eligible for consideration for this grant, the following criteria must be met.

1. The applicant must be a Minnesota Statutory City, i.e., a city which operates under Minn. Stat. ch. 412. Home Rule Charter cities are not eligible.
2. The applicant must be planning to begin, or must have recently begun a foreign manufacturing development project.
3. The development project must be a production and office facility financed, in whole or in part, by an agency of a foreign government or a foreign corporation for the purpose of testing and developing the expertise of foreign firms manufacturing products in the United States.

Applicants that meet the aforementioned criteria will be considered by the Commissioner of Energy and Economic Development for receipt of the grant. The Commissioner will determine which eligible applicant will receive the grant by judging each applicant

against the following criteria. Each of the following will be given equal weight by the Commissioner in making his final determination.

1. The overall importance of the project to the economy of the community in which it is located.
2. The amount of private financing that will be used for the projects' expansion, renovation, or erection.
3. The total number of jobs that will be created by the new facility.
4. The adequacy of the plans and the timetable for completion.
5. Qualifications if the personnel of the city and the developer is responsible for the project.

Application must be received by the Commissioner no later than 12:01 p.m., June 24, 1985.

A slight change in the law concerning the eligibility requirements for the foreign manufacturing grant is being considered by the legislator. If amended, the law would allow for Home Rule Charter cities to be eligible for consideration.

Since the potential exists that Home Rule as well as Statutory Cities will be eligible for this grant, all interested cities are encouraged to complete the application process.

If this bill fails to pass, Home Rule Charter cities will be considered ineligible once again.

Anyone interested in additional information on the grant, or anyone interested in obtaining an application for the grant, please contact;

Dick Fursman
Minnesota Department of Energy
and Economic Development
900 American Center Building
150 East Kellogg Boulevard
St. Paul, MN 55101
(612) 297-1172

Please note: Other department personnel are not allowed to discuss the grant with potential applicants prior to the submittal of the application.

Department of Human Services Anoka State Hospital

Request for Proposals for Medical Services

Notice is hereby given that the Anoka State Hospital, Mental Health Bureau, Department of Human Services, is seeking the services which are to be performed as requested by the Administration of Anoka State Hospital. Contracts will be written for the period beginning July 1, 1985 and ending June 30, 1986.

1. Psychiatric services. Responsibilities will include psychiatric assessments, psychiatric treatment, attendance at Medical Staff meetings, participation in the Utilization Review program, appearances at Special Review Board hearings, probate court hearings, and in-service education. The estimated total amount for all psychiatric contracts will not exceed \$35,000.00 annually.

2. Neurological services. Responsibilities will include the furnishing of computerized tomography (CAT-Scans) and interpretation of results, neurological consultation and supervisory training and assistance with neurological research and evaluation at Anoka State Hospital. The estimated total amount for all neurology contracts will not exceed \$28,800.00 annually.

3. Radiology services. Responsibilities will include the interpretation of all x-rays and conduct fluoroscopy examinations, and provide consultation to medical staff. Total amount of contract will not exceed \$16,000.00 annually.

Responses must be received by July 8, 1985. Direct inquiries to: Mark Wilcox, Deputy Administrator, Anoka State Hospital, 3300 4th Avenue North, Anoka, Minnesota 55303. Telephone: 422-4300.

Department of Human Services Brainerd State Hospital

Request for Proposals for Physical Therapy Services

Notice is hereby given that Brainerd State Hospital, Department of Human Services, is seeking the following services for the

STATE CONTRACTS

period August 1, 1985, through June 30, 1986. These services are to be performed as requested by the administration of Brainerd State Hospital.

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

Review approximately 52 physically handicapped developmentally disabled residents and recommend physical therapy treatment.

Provide one (1) Registered Physical Therapist and one (1) Physical Therapy Assistant to carry out prescribed treatment procedures.

Provide Registered Physical Therapist supervision of Physical Therapy Aides (State Hospital Employees) to meet requirements of the MN State Board of Medical Examiners.

The amount of the contract is estimated not to exceed \$40,000.

Responses must be received by Monday, July 18, 1985. Direct inquiries to:

Elmer O. Davis
Assistant Administrator (218) 828-2399
Brainerd State Hospital
East Oak St.
Brainerd, MN 56401

For publication June 17, 1985.

Department of Human Services Cambridge State Hospital

Request for Proposals for Psychiatric Services

Notice is hereby given that the Cambridge State Hospital, Department of Human Services for the period July 1, 1985, through June 30, 1986. These services are to be performed as requested by the Administration of Cambridge State Hospital.

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

1. Services of a qualified child/adolescent fellow in psychiatry are sought to provide consultation in the use of antipsychotic medication, behavioral altering medication, and consultation in behavioral programming. This includes participation in team meetings, provision of input to team, and new evaluations, as requested by the Medical Director. Supervision of work will be provided. The contract is estimated not to exceed \$10,000, or approximately \$25 an hour. About eight hours a week is expected.

2. Services of board certified/board eligible psychiatrists are sought to provide psychiatric assessments, psychiatric treatment, attend medical staff meetings, participation in utilization review programs, appearances at special Review Board meetings, court hearings, inservice education, behavior modification Research Committee meetings or Human Rights Committee meetings, as directed by the Medical Director. The contract is estimated not to exceed \$50,400; or approximately \$55 an hour.

Responses must be received by July 8, 1985.

Direct inquiries to:

Dorothy J. Johnson, Accounting Officer
Cambridge State Hospital
Cambridge, Mn. 55008
Phone: (612) 689-2121, ext. 206

Department of Human Services Moose Lake State Hospital

Request for Proposals for Psychiatric Services

Notice is hereby given that the Moose Lake State Hospital, Mental Health Bureau, Department of Human Services, is seeking the services for the period July 1, 1985 through June 30, 1986. These services are to be performed as requested by the Administration of the Moose Lake State Hospital.

1) Services of two (2) Psychiatrists to perform consultation services in Psychiatry one day each week at the Moose Lake State Hospital. Other consultations will occur via phone or mail as needed and as deemed appropriate. The estimated amount of contract is \$22,500.00.

2) Services of a Psychiatrist to perform consultation services in Psychiatry for the Moose Lake State Hospital two days each week and the consultant will serve in an "On Call" capacity one night each week as agreed to by himself and the Medical Director of the Moose Lake State Hospital. Other consultations will occur via phone or mail as needed and as deemed appropriate. The estimated amount of contract is \$49,000.00.

Responses to the above services must be received by June 30, 1985.

Direct inquiries to:

Frank R. Milczark
Chief Executive Officer
Moose Lake State Hospital
Moose Lake, MN 55767
(218) 485-4411 Ext. 242

Metropolitan Transit Commission

Request for Proposals to Upgrade the Computer—Assisted Radio Dispatch System

NOTICE IS HEREBY GIVEN that the Metropolitan Transit Commission will receive proposals at the office of the Metropolitan Transit Commission, 560-6th Avenue North, Minneapolis, Minnesota 55411-4398, until Wednesday, July 24, 1985 for an upgrade to our Computer-Assisted Radio Dispatch System, MTC Specification #058-3322-00-552-08-100.

All plans, specifications, and proposals are available from the Metropolitan Transit Commission, 560-6th Avenue North, Minneapolis, Minnesota 55411-4398, (telephone: 612/349-7661).

The Metropolitan Transit Commission reserves the right to reject all proposals.

This project is subject to the financial assistance contract between the Metropolitan Transit Commission and the United States Department of Transportation.

Contractor will be required to comply with all applicable Equal Employment Opportunity laws and regulations.

All proposers will be required to certify that they are not on the Comptroller General's list of Ineligible Contractors.

The Metropolitan Transit Commission hereby notifies all proposers that in regard to any contract entered into pursuant to this request for proposals, minority business enterprises will be afforded full opportunity to submit proposals in response, and will not be subject to discrimination on the basis of race, color, sex, or national origin in consideration for an award.

Metropolitan Transit Commission

Request for Qualifications and Statements of Interest for Day-to-Day Management of Metropolitan Transit Services

The Metropolitan Transit Commission (MTC) is requesting Statement of Interest and Qualifications from firms and individuals for providing professional services for the day-to-day management of the transit system in the Minneapolis-St. Paul Metropolitan Area.

Interested parties should contact Jim Zacher, Manager of Internal Audit at 612/349-7760 or write to him at the address given below to obtain a copy of the Request for Statements of Interest and Qualifications. It is the intent of the Commission to request detailed technical and cost proposals from the most qualified firms and individuals.

The Statements of Interest and Qualifications must be submitted by 5:00 p.m. on Monday, July 8, 1985 to:

Metropolitan Transit Commission
Attention: Jim Zacher, Manager, Internal Audit
560 Sixth Avenue North
Minneapolis, MN 55411-4398

STATE CONTRACTS

Metropolitan Waste Control Commission

Request for Proposals for Design/Construction of Seneca Maintenance, Computer Center and Dispatch Building

Notice is hereby given that until 10:00 a.m. on Wednesday, the 3rd day of July, 1985, at the Metropolitan Waste Control Commission offices, 350 Metro Square Building, St. Paul, Minnesota, The Chief Administrator of the Metropolitan Waste Control Commission will receive and publicly open sealed proposals for the Design/Building Construction of the Seneca Maintenance, Computer Center and Dispatch Building.

The project consists of the Design and Construction of a building facility and related appurtenances to provide vehicle and equipment repair facilities, Computer Data Collection Center, Dispatching of Maintenance Personnel and Related Office and Support Facilities. The building will provide approximately 37,300 square feet of floor space, partially one story and partially two story with a common flat roof. Preliminary schematics and outline specifications have been prepared and are available to bidders.

The bids must be submitted on the proposal forms provided and in accordance with Contract Documents, schematic drawings, outline specifications and design criteria for the Seneca Maintenance, Computer Center and Dispatch Building, as prepared by Bonestroo, Rosene, Anderlik & Associates, Inc., 2335 W. Highway 36, St. Paul, Minnesota 55113, which are on file and may be seen at the office of the Metropolitan Waste Control Commission or at the Consulting Engineer's office.

Copies of proposal forms, contract documents, schematic drawings, outline specifications and design criteria for use by contractor submitting a Design/Build proposal may be obtained from the Consulting Engineers, Bonestroo, Rosene, Anderlik & Associates, Inc., 2335 W. Highway 36, St. Paul, Minnesota 55113, upon payment of \$50.00 per set.

Due to the nature of the documents, no refund will be made on these documents.

Proposals arriving after the designated date and time will be returned unopened. Bids will not be considered unless sealed and filed with the Chief Administrator of the Metropolitan Waste Control Commission and accompanied by a certified check drawn on a national bank or trust company, or by a bid bond duly executed by the bidder as Principal and having as surety thereon a company qualified to act as Surety in the State of Minnesota, or other form of bid proposal guarantee, for not less than five percent (5%) of the total price, payable to the Metropolitan Waste Control Commission, said bid security to be returned as hereinafter provided unless retained under the conditions stipulated herein.

This procurement is subject to Metropolitan Waste Control Commission goals regarding use of Small, Minority and Womens Business Enterprises. The Commission has set a goal of 3.5-10% MBE and a goal of 2% WBE participation for this project.

Bidders are advised to allow no less than 15 days before responses for specific subcontracts from Small, Minority and Women Enterprises are due, in order to comply with SBE, MBE and WBE requirements as defined in the contract documents.

A pre-bid meeting will be held at the Commission offices on Tuesday, June 25, 1985, at 10:00 A.M., to discuss the scope of the project and other requirements relating to the project.

No bids shall be withdrawn for a period of Sixty (60) days after opening of bids. The Metropolitan Waste Control Commission reserves the right to reject any or all bids and to waive informalities.

May 28, 1985

By Order of the
Metropolitan Waste Control Commission,
Louis J. Breimhurst
Chief Administrator

SUPREME COURT

Decisions Filed Friday June 7, 1985

Compiled by Wayne O. Tschimperle, Clerk

C9-84-295 Dr. Hector Brown, Relator, v. Minnesota Department of Public Welfare. Court of Appeals.

The repeated submission of claims not reimbursable under the Medical Assistance Program constituted abuse under the Department's regulations.

The Commissioner of Public Welfare fulfilled the statutory requirement of consulting with a review committee on matters of abuse by consulting with the committee prior to rendering his decision.

The Department is authorized to recover from providers funds erroneously paid, and is not limited to debiting future payments due providers.

Under the circumstances of this case, the Department is not estopped by its conduct from recovering funds erroneously paid to a provider of medical assistance.

Reversed. Amdahl, C.J.

C4-83-842 Citizen's National Bank of Willmar v. Douglas W. Taylor, Appellant. Kandiyohi County.

We affirm the trial court's direction of the verdict.

Respondent violated the usury laws by altering the interest rates on the notes to a usurious level and obtaining appellant's consent to the alteration. Because appellant consented to the alteration of the notes, respondent had to enforce the notes as altered and could not enforce the notes according to their original tenor under Minn. Stat. § 336.3-407 (2)(b) (1984).

Trial court's approval of the sale of appellant's personal property as commercially reasonable was proper.

Affirmed in part, reversed in part, and remanded for modification of the amount of the judgment. Amdahl, C.J.

ORDER FORM

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