

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

RULE REVIEW CHECKLIST

File No. 1312 Docket No. 05.0009.0780

DATE RECEIVED 9/9
REVIEW DATE 9/18 9/15
DUE DATE 9/22 ~~22~~

APPROVED 9.22.86
DISAPPROVED
WITHDRAWN

ADOPTED W/O HEARING ✓
EMERGENCY RULE

REVISOR APPROVED 9/15
REVISOR DISAPPROVED ~~9/22~~
FILED W/SEC. STATE 9/22
RETURNED TO AGENCY 9/22 9/22

✓ Rule as adopted (4 copies)

✓ Notice to Solicit Outside Information/Opinion
Nov 11, 1985 Date published in State Register
0 Comments

~~Petition for Adoption of a Rule~~

~~Board's Authorizing Resolution~~

✓ Proposed rule
Ron Ray Revisor's Certificate

✓ Notice of Intent to Adopt Rule in State Register
221.033 subd 3 Statutory Authority
Yes Small business statement
Yes Expenditure of public money statement
AD Signature

✓ Statement of Need and Reasonableness

Affidavit of Mailing Notice of Intent to Adopt Rule (not enclosed)
Date 30/25 days before adoption

✓ Publication in State Register
Aug 4, 1986 Date 30/25 days before adoption

~~Resolution Adopting~~

✓ Findings of Fact, Conclusions & Order Adopting
Sept 9, 1986 Date

✓ Written requests, submissions or comments

✓ Declaration of attorney
John Galus Name of SAAG representing agency

N/A Notice of Submission to Attorney General

N/A Affidavit of Mailing Notice to Attorney General

✓ Certificate of Mailing list
✓ Order for Notice of intent to adopt Rules

SF-00006-03

STATE OF MINNESOTA

DEPARTMENT ATTORNEY GENERAL

Office Memorandum

TO: RICHARD P. BRAUN
Department of Transportation

DATE: 9/23/86

ATTN: JOHN GALUS
Special Assistant Attorney General

FROM: MARTHA J. CASSERLY MJC
Special Assistant Attorney General

PHONE: 296-4692

SUBJECT: Adopted Permanent Rules Relating to Variances for Tank Motor Vehicles

The above-referenced rule has been approved as to its legality by the Attorney General on September 22, 1986.

Enclosed is the agency's copy of the approved rule. This office has already filed two copies of the approved rule with the Secretary of State, who will forward one copy to the Revisor of Statutes. The fourth copy is being retained by this division of the Attorney General's Office for its records.

Also enclosed are any petitions, requests, submission or comments received by the agency and any extra copies of documents which the agency submitted to the Attorney General.

In order for a permanent rule without a hearing to become effective, your agency must publish a notice of adoption in the State Register in accordance with Minn. Stat. § 14.27. An emergency rule becomes effective five working days after approval by the Attorney General; however, the agency must publish a notice in the State Register in accordance with Minn. Stat. § 14.34.

If you have any questions in this regard, please contact me.

MJC/rmk
Enclosures

cc: Maryanne Hruby
Executive Director
Legislative Commission to Review
Administrative Rules

Duane Harves
Chief Administrative Law Judge
Office of Administrative Hearings

RR#1312

Department of Transportation

Adopted Permanent Rules Relating to Variances for Tank Motor Vehicles

Rules as Adopted

8860.0100 DEFINITIONS.

Subpart 1. **Scope.** The terms used in this chapter have the meanings given them in this part.

Subp. 2. **Cargo tank.** "Cargo tank" means a tank permanently attached to or forming a part of a motor vehicle or a bulk liquid or compressed gas packaging not permanently attached to a motor vehicle that by reason of its size, construction, or attachment to a motor vehicle, is loaded or unloaded without being removed from the motor vehicle.

Subp. 3. **Commissioner.** "Commissioner" means the commissioner of the Minnesota Department of Transportation.

Subp. 4. **Tank motor vehicle.** "Tank motor vehicle" means a motor vehicle to which a cargo tank is attached.

8860.0200 SCOPE.

Parts 8860.0200 to 8860.0800 apply to a tank motor vehicle that:

A. transports gasoline;

B. has a cargo tank with a capacity of 3,000 gallons or less;

C. has a cargo tank that was manufactured between 1950 and 1975 to transport petroleum;

D. is used only in intrastate transportation; and

E. fails to comply with cargo tank specifications in Code of Federal Regulations, title 49, sections 178.340 to 178.341-7, as amended through November 1, 1985, which are incorporated by reference. A cargo tank that does not bear the manufacturer's metal certification plate described in section 178.340-10, paragraph (b) or a cargo tank for which a manufacturer's metal certification plate cannot be obtained

fails to comply with the cargo tank specifications.

8860.0300 GENERAL REQUIREMENT.

A person who transports gasoline in a tank motor vehicle described in part 8860.0200 must comply with the federal regulations adopted in Minnesota Statutes, section 221.033, subdivision 1, or must obtain a variance under parts 8860.0400 to 8860.0800.

8860.0400 PROCEDURAL REQUIREMENTS.

The commissioner shall grant a variance to the owner of a tank motor vehicle described in part 8860.0200 to allow that tank to be operated in intrastate transportation in Minnesota notwithstanding noncompliance with the specification regulations incorporated by reference in part 8860.0200 when the applicant:

A. submits an application for a variance and registers each tank motor vehicle to be operated under the variance on a form prescribed by the commissioner under part 8860.0600;

B. certifies that the cargo tank on each tank motor vehicle for which a variance is sought has been inspected visually within the preceding two years and marked according to the requirements of Code of Federal Regulations, title 49, section 177.824, paragraphs (b) and (h), as amended through November 1, 1985, which are incorporated by reference, and that each vehicle meets those requirements; and

C. certifies that a cargo tank on a tank motor vehicle described in part 8860.0500 for which a variance is sought has been hydrostatically or pneumatically tested according to and meets the requirements of Code of Federal Regulations, title 49, section 177.824, paragraph (d), as amended through November 1, 1985, which are incorporated by reference.

8860.0500 HYDROSTATIC OR PNEUMATIC TESTING.

The following cargo tanks must be hydrostatically or pneumatically tested:

A. a cargo tank that has been out of service transporting dangerous articles for one year or more before the date on which the application is submitted to the commissioner;

B. a cargo tank that has been involved in an accident in which it may have been dented, torn, or damaged so as to affect its product retention integrity; or

C. a cargo tank that has a shell that has been modified since the original manufacture date of the tank.

8860.0600 APPLICATION FOR VARIANCE.

An application for a variance must describe:

A. the name of the tank motor vehicle owner;

B. the owner's business name, address, telephone number, and any intrastate permit or certificate number held by the owner;

C. the number of tank motor vehicles for which a variance is sought, and the serial number, date of manufacture, and date of last visual inspection of each cargo tank;

D. the capacity of each cargo tank in gallons;

E. the name of the manufacturer of each cargo tank; and

F. the name and business address of the operator or lessee of a tank motor vehicle described in the application.

8860.0700 COMMISSIONER'S DUTIES.

Subpart 1. **Grants or denies.** Within 30 days of receiving a variance application, the commissioner shall either grant or deny the variance. The commissioner shall prepare a written explanation of each denial or grant. The application may be resubmitted.

Subp. 2. **Effective life; revocation.** A variance is effective for the life of the cargo tank, but must be revoked by the commissioner when the cargo tank fails to comply with the visual or hydrostatic test and marking requirements described in part 8860.0400.

8860.0800 ADDITIONAL REQUIREMENTS.

Subpart 1. **Ownership transferred.** A person who sells a cargo tank or tank motor vehicle for which a variance has been granted shall report the name of the buyer to the commissioner in writing within 30 days of the sale.

Subp. 2. **Copy goes with tank.** A copy of the variance must be carried in the tank motor vehicle operated under the variance.

Subp. 3. **Date of last test or inspection shown.** A tank motor vehicle operated under a variance granted under part 8860.0400 must show the date of the last test or visual inspection according to the requirements of Code of Federal Regulations, title 49, section 177.824, paragraph (h), as amended through November 1, 1985.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP 23 1986
Joan Anderson Growe
Secretary of State
3:22 PM

APPROVED AS TO FORM AND LEGALITY
September 22 1986
HUBERT H. HUMPHREY, III
ATTORNEY GENERAL
BY M J Cassely
SPECIAL ASSISTANT ATTORNEY GENERAL

Office of the Revisor of Statutes

Administrative Rules

TITLE: Proposed Permanent Rules Relating to Variances for Tank Motor Vehicles

AGENCY: Department of Transportation

MINNESOTA RULES: Chapter 8860

The attached rules are approved for publication in the State Register

Ron Ray
Assistant Revisor

Department of Transportation

Proposed Permanent Rules Relating to Variances for Tank Motor Vehicles

Rules as Proposed (all new material)

8860.0100 DEFINITIONS.

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A. submits an application for a variance and registers each tank motor vehicle to be operated under the variance on a form prescribed by the commissioner under part 8860.0600;

B. certifies that the cargo tank on each tank motor vehicle for which a variance is sought has been inspected visually within the preceding two years and marked according to the requirements of Code of Federal Regulations, title 49, section 177.824, paragraphs (b) and (h), as amended through November 1, 1985, which are incorporated by reference, and that each vehicle meets those requirements; and

C. certifies that a cargo tank on a tank motor vehicle described in part 8860.0500 for which a variance is sought has been hydrostatically or pneumatically tested according to and meets the requirements of Code of Federal Regulations, title 49, section 177.824, paragraph (d), as amended through November 1, 1985, which are incorporated by reference.

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The following cargo tanks must be hydrostatically or pneumatically tested:

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OFFICE BY:

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C. the number of tank motor vehicles for which a variance is sought, and the serial number, date of manufacture, and date of last visual inspection of each cargo tank;

D. the capacity of each cargo tank in gallons;

E. the name of the manufacturer of each cargo tank; and

F. the name and business address of the operator or lessee of a tank motor vehicle described in the application.

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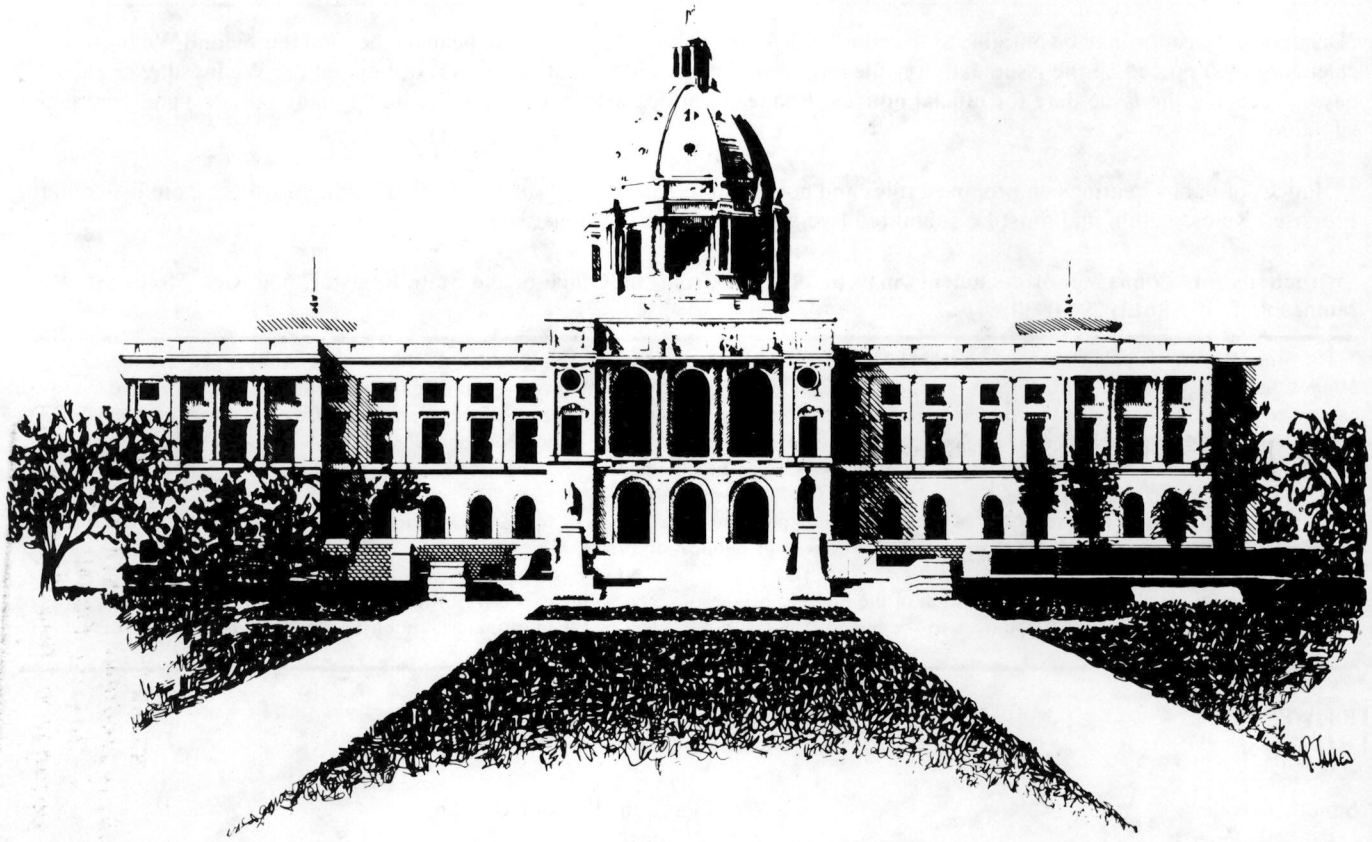
_____

STATE REGISTER

STATE OF MINNESOTA



VOLUME 10, NUMBER 20

November 11, 1985

Pages 1109-1140

STATE REGISTER

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 10		
21	Monday November 4	Friday November 8	Monday November 18
22	Friday November 8	Monday November 18	Monday November 25
23	Friday November 15	Thursday November 21	Monday December 2
24	Thursday November 21	Monday December 2	Monday December 9

*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.

The *State Register* is published by the State of Minnesota, State Register and Public Documents Division, 117 University Avenue, St. Paul, Minnesota 55155, pursuant to Minn. Stat. § 14.46. Publication is weekly, on Mondays, with an index issue in September. In accordance with expressed legislative intent that the *State Register* be self-supporting, the subscription rate has been established at $130.00 per year, postpaid to points in the United States. Second class postage paid at St. Paul, Minnesota. Publication Number 326630. (ISSN 0146-7751) No refunds will be made in the event of subscription cancellation. Single issues may be obtained at $3.25 per copy.

Subscribers who do not receive a copy of an issue should notify the *State Register* Circulation Manager immediately at (612) 296-0931. Copies of back issues may not be available more than two weeks after publication.

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*.

Rudy Perpich
Governor

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Commissioner
Department of Administration

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State Register and
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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.
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- 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 April 8, 1985 are published in the *Minnesota Rules 1985*. ADOPTED RULES and ADOPTED AMENDMENTS TO EXISTING RULES filed after April 8, 1985 will be included in a supplement scheduled for publication in Spring, 1986. Proposed and adopted EMERGENCY (formerly called TEMPORARY) RULES appear in the *State Register* but are generally not published in the *Minnesota Rules* 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:

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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.

Board of Animal Health

Proposed Rule Relating to Return of Cattle From Pasture

Notice of Intent to Amend Rules without a Public Hearing

Notice is hereby given that the State Board of Animal Health proposes to adopt the above entitled rules without a public hearing. The Board 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 section 14.21 through 14.28 (1982).

Persons interested in these rules shall have 30 days to submit comments in support of or in opposition to the proposed rules and such comments are encouraged. Any person requesting a public hearing could state his or her name and address and each comment should identify the portion of the rule addressed, the reason for the comment and any change proposed. The proposed rules may be modified if modifications are supported by data and views submitted to the agency and do not result in substantial change in the proposed language.

Unless 25 or more persons submit a written request for a public hearing on the proposed rule within 30 days 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 section 14.13 through 14.20.

Persons who wish to submit comments or a written request for a public hearing should submit such comments or requests to:

Robert G. Pyle
State Board of Animal Health
90 West Plato Blvd.
160 Agriculture Building
St. Paul, MN 55107
Telephone: (612) 296-2941

Authority for adoption of these rules is contained in Minnesota Statutes section 35.03 (1982). 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 supporting the proposed rules has been prepared and is available from Robert G. Pyle upon request.

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 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 adopted should submit a written statement of such request to Robert G. Pyle.

The rules proposed for adoption relate to the following matters: The importation of cattle and bison into Minnesota.

A copy of the proposed rule is attached to this notice.

October 15, 1985

T. J. Hagerty, DVM
Executive Secretary
Board of Animal Health

Rule as Proposed (all new material)

1700.0550 CATTLE RETURNED TO MINNESOTA FROM PASTURE.

Cattle not under quarantine owned by Minnesota residents who are not livestock dealers may be returned to the herd of origin from pastures in other states without tests or health certificates if a permit is secured from the board prior to movement.

Permits for return from pasture may be issued by the executive secretary or a designee if the pasture is owned, leased, or operated by the Minnesota resident, the pasture is contiguous to Minnesota land owned by the applicant, only the applicant's cattle are in the pasture, and the pasture has been inspected by a representative of the board.

Housing Finance Agency

Proposed Rules Relating to Accessibility Deferred Loan Program and Local Participation Home Improvement Loans

Notice of Intent to Adopt Rules without a Public Hearing

Notice is hereby given that the Minnesota Housing Finance Agency (''agency'') proposes to adopt the above-entitled rules without a public hearing. The agency has determined that the proposed adoption of these rules will be noncontroversial in nature and has elected to follow the procedures set forth in Minn. Stat. Sec. 14.21 to 14.28.

Persons interested in these rules shall have 30 days to submit comments in support of or in opposition to the proposed rules within the 30-day comment period. Such comments are encouraged, and should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed. The proposed rule may be modified as the result of comments received 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 twenty-five or more persons submit written requests for a public hearing on the proposed rule within the 30-day comment period, a public hearing will not be held. If a public hearing is required, the agency will proceed according to the provisions of Minn. Stat. Sec. 14.14 *et. seq.* Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed.

Persons who wish to submit comments or a written request for a public hearing should submit such comments or request to:

Kathleen J. Johnson
Legal Division
Minnesota Housing Finance Agency
Suite 300
400 Sibley Street
St. Paul, Minnesota 55101
Telephone: 612/296-9793

Authority for the adoption of these rules is contained in Minn. Stat. Sec. 462A.06, Subd. 4 and 11. Additionally, a Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rules, and that identifies the data and information relied upon to support the proposed rules has been prepared and is available from Kathleen J. Johnson upon request.

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 a designee of the Attorney General for review as to form and legality, including the issue of substantial change, and to determine whether the agency has the authority to adopt the rules and whether the record demonstrates a rational basis for the need for and reasonableness of the proposed rules. Persons who wish to receive notice of the date of submission of these rules to the Attorney General for review, or who wish to receive a free copy of the final rules as adopted, should make such requests to Kathleen J. Johnson.

A copy of the proposed rule is attached to this notice. Additional copies may be obtained by contacting Kathleen J. Johnson.

Please be advised that Minn. Stat. Ch. 10A.03 requires each lobbyist to register with the State Ethical Practices Board within five (5) days after he or she commences lobbying. A lobbyist is defined in Minn. Stat. Sec. 10A.01, Subd. 11 as any individual:

(a) Engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than $250.00, not including his own travel expenses and membership dues, in any year, for

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.

the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or

(b) Who spends more than $250.00, not including his own traveling expenses and membership dues, in any year for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

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.

November 8, 1985

James J. Solem
Executive Director

Rule as Proposed

LOCAL PARTICIPATION HOME IMPROVEMENT LOANS

4900.0550 FUNDS.

Subpart 1. **Request for funds.** A local government that wishes to receive an allocation of funds to make local participation home improvement loans shall submit a request for funds that includes the following items, which may be further described by the agency:

A. [Unchanged.]

B. a description of program requirements to be imposed by the local government that are not set forth in parts 4900.0510 ~~to 4900.0570~~ and 4900.0520;

C. to F. [Unchanged.]

Subp. 2. [Unchanged.]

Rules as Proposed (all new material)

ACCESSIBILITY DEFERRED LOAN PROGRAM

4900.0750 DEFINITIONS.

Subpart 1. **Applicability.** For the purposes of parts 4900.0750 to 4900.0780 and, except as otherwise provided, the terms defined in this part have the meanings given them.

Subp. 2. **Accessibility improvement.** ''Accessibility improvement'' means an interior or exterior improvement or modification to a residential dwelling located in Minnesota that is necessary to enable a handicapped person to function in a residential setting.

Subp. 3. **Deferred loan.** ''Deferred loan'' means a loan made without interest or periodic payments and repaid in accordance with part 4900.0780.

Subp. 4. **Handicapped person.** With respect to rehabilitation grants and loans pursuant to parts 4900.0610 to 4900.0700 and accessibility deferred loans pursuant to parts 4900.0750 to 4900.0780, ''handicapped person'' means a person who has a permanent physical condition that is not correctable and which substantially reduces the person's ability to function in a residential setting. A person with a physical condition who does not require the use of a device to increase mobility shall be considered to be a handicapped person if a licensed physician certifies in writing that the physical condition substantially limits the person's ability to function in a residential setting.

4900.0760 ELIGIBILITY.

The agency may make funds available for the purpose of making accessibility improvements, for technical assistance in the design and construction of such accessibility improvements, and for repairs relating to the installation of the accessibility improvements, under the following conditions:

Subpart 1. **Purpose of loan.** The loan recipient shall:

A. (1) be a handicapped person, or have or intend to have in residence in the property to be improved at least one household member who is a handicapped person, (2) occupy or intend to occupy the dwelling unit to be improved as his or her primary residence, and (3) qualify as a person or family of low or moderate income as defined in part 4900.0010, subpart 23, item E; or

B. (1) be licensed by the county to operate the property to be improved as a foster care residence, (2) occupy the dwelling unit to be improved as his or her primary residence, (3) have entered into an agreement to accept handicapped foster care residents as set

forth in part 4900.0780, subpart 2, and (4) qualify as a person or family of low or moderate income, which shall be considered to mean, for the purpose of this item, a person or family whose adjusted income as defined in part 4900.0010, subpart 3, does not exceed $38,000 for residences in the metropolitan area, as defined in Minnesota Statutes, section 473.121, subdivision 2, or whose adjusted income for residences in the nonmetropolitan area as defined in this item does not exceed $30,000.

Subp. 2. **Ownership.** The loan recipient shall comply with the ownership requirements of part 4900.0630, subpart 2.

Subp. 3. **Structure.** The structure to be improved shall be an existing dwelling located within the state of Minnesota, shall be used primarily for residential purposes, and shall contain no more than two dwelling units, one of them occupied by the recipient.

4900.0770 DISTRIBUTION OF ACCESSIBILITY DEFERRED LOANS.

Subpart 1. **Availability.** Accessibility deferred loans shall be available in the form of deferred loans.

Subp. 2. **Combined with other aid.** When an accessibility deferred loan is combined with assistance from other agency loan or grant programs, the requirements of those programs shall be met.

Subp. 3. **Limit on aid.** In no case shall the accessibility deferred loan for accessibility improvements, technical assistance, and related repairs inclusively exceed $10,000 for a single structure.

Subp. 4. **Five-year limitation.** No property shall be eligible for an accessibility deferred loan if it has been improved through such assistance within the five-year period next preceding the date on which the application for such assistance is made, except in extraordinary circumstances relating to damage to the property as a result of events beyond the control of the recipient.

4900.0780 REPAYMENT.

The recipient of a deferred loan shall enter into an agreement with the agency for repayment of the loan, as provided in subparts 1 and 2.

Subpart 1. **Household loan.** If the recipient qualifies for a loan under the provisions of part 4900.0760, subpart 1, item A, the agreement shall provide that the recipient shall repay the entire amount of the deferred loan only in the event the property upon which the improvement is located is sold, transferred, or otherwise conveyed, or ceases to be the recipient's principal place of residence, within five years after the date upon which the application for an accessibility deferred loan was approved. The agreement for the repayment of the loan shall be secured by a lien for the benefit of the agency on the property improved.

Subp. 2. **Foster care loan.** If the recipient qualifies for a loan under the provisions of part 4900.0760, subpart 1, item B, the agreement shall provide that the recipient shall repay the entire amount of the deferred loan only in the event that the recipient voluntarily withdraws the improved property from use as a foster care residence, or refuses to accept handicapped foster care residents, within five years after the date upon which the application for an accessibility loan was approved. Agreements under this subpart need not be secured by a lien for the benefit of the agency on the property improved.

Housing Finance Agency

Proposed Rules Relating to Income Limits for Limited Unit Developments and Eligibility for the Homeownership Assistance Fund

Notice of Intent to Adopt Rules without a Public Hearing

Notice is hereby given that the Minnesota Housing Finance Agency (''agency'') proposes to adopt the above-entitled rules without a public hearing. The agency has determined that the proposed adoption of these rules will be noncontroversial in nature and has elected to follow the procedures set forth in Minn. Stat. Sec. 14.21 to 14.28.

Persons interested in these rules shall have 30 days to submit comments in support of or in opposition to the proposed rules within the 30-day comment period. Such comments are encouraged, and should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed. The proposed rule may be modified as the result of comments received 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.

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.

Unless twenty-five or more persons submit written requests for a public hearing on the proposed rule 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 Minn. Stat. Sec. 14.14 *et. seq*. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed.

Persons who wish to submit comments or a written request for a public hearing should submit such comments or request to:

Kathleen J. Johnson
Legal Division
Minnesota Housing Finance Agency
Suite 300
400 Sibley Street
St. Paul, Minnesota 55101
Telephone: 612/296-9793

Authority for the adoption of these rules is contained in Minn. Stat. Sec. 462A.06, Subd. 4 and 11. Additionally, a Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rules, and that identifies the data and information relied upon to support the proposed rules has been prepared and is available from Kathleen J. Johnson upon request.

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 a designee of the Attorney General for review as to form and legality, including the issue of substantial change, and to determine whether the agency has the authority to adopt the rules and whether the record demonstrates a rational basis for the need for and reasonableness of the proposed rules. Persons who wish to receive notice of the date of submission of these rules to the Attorney General for review, or who wish to receive a free copy of the final rules as adopted, should make such requests to Kathleen J. Johnson.

A copy of the proposed rule is attached to this notice. Additional copies may be obtained by contacting Kathleen J. Johnson.

Please be advised that Minn. Stat. Ch. 10A.03 requires each lobbyist to register with the State Ethical Practices Board within five (5) days after he or she commences lobbying. A lobbyist is defined in Minn. Stat. Sec. 10A.01, Subd. 11 as any individual:

(a) Engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than $250.00, not including his own travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or

(b) Who spends more than $250.00, not including his own traveling expenses and membership dues, in any year for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

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.

November 8, 1985

James J. Solem
Executive Director

Rules as Proposed

4900.0010 DEFINITIONS.

Subpart 1. to 22. [Unchanged.]

Subp. 23. **Persons and families of low and moderate income.** "Persons and families of low and moderate income" means:

A. With respect to limited-unit mortgage loans pursuant to parts 4900.0310 to 4900.0360, except for loans issued under parts 4900.0370 and 4900.0380, development cost loans pursuant to parts 4900.0210 to 4900.0240, planning grants pursuant to parts 4900.0410 and 4900.0420, and American Indian housing loans pursuant to parts 4900.0900 to 4900.1080, which loans and grants are intended for a limited-unit development, or a dwelling unit in a planned unit development or a condominium, those persons and families whose adjusted income does not exceed the amounts set forth in the following ~~exhibits~~ tables or such lower amount as shall be required to assure that the interest on obligations of the agency will be exempt from federal income taxation. ~~"Metropolitan area" has the meaning given it in Minnesota Statutes, section 473.121, subdivision 2.~~

(1) Maximum adjusted income for loans for new construction:

~~Mortgage Interest Rate~~	~~Nonmetropolitan Area Maximum Adjusted Income~~	~~Metropolitan Area Maximum Adjusted Income~~
~~0-10.00%~~	~~$26,000~~	~~$34,000~~
~~10.01-10.50%~~	~~$27,000~~	~~$35,000~~
~~10.51-11.00%~~	~~$28,000~~	~~$36,000~~
~~11.01-11.50%~~	~~$29,000~~	~~$37,000~~
~~11.51% and over~~	~~$30,000~~	~~$38,000~~

(a) in the counties of Anoka, Carver, Chisago, Dakota, Hennepin, Isanti, Ramsey, Scott, Washington, and Wright:

Mortgage Interest Rate	Maximum Adjusted Income
0-10.00%	$35,000
10.01-10.50%	$36,000
10.51-11.00%	$37,000
11.01-11.50%	$38,000
11.51% and over	$39,000

(b) in the counties of Benton, Blue Earth, Clay, Nicollet, Olmsted, St. Louis, Sherburne, and Stearns:

Mortgage Interest Rate	Maximum Adjusted Income
0-10.00%	$28,000
10.01-10.50%	$29,000
10.51-11.00%	$30,000
11.01-11.50%	$31,000
11.51% and over	$32,000

(c) in all other counties:

Mortgage Interest Rate	Maximum Adjusted Income
0-10.00%	$26,000
10.01-10.50%	$27,000
10.51-11.00%	$28,000
11.01-11.50%	$29,000
11.51% and over	$30,000

(2) Maximum adjusted income for loans for existing construction:

~~Mortgage Interest Rate~~	~~Nonmetropolitan Area Maximum Adjusted Income~~	~~Metropolitan Area Maximum Adjusted Income~~
~~0-10.00%~~	~~$21,000~~	~~$31,000~~
~~10.01-10.50%~~	~~$22,000~~	~~$32,000~~
~~10.51-11.00%~~	~~$23,000~~	~~$33,000~~
~~11.01-11.50%~~	~~$24,000~~	~~$34,000~~
~~11.51% and over~~	~~$25,000~~	~~$35,000~~

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(a) in the counties of Anoka, Carver, Chisago, Dakota, Hennepin, Isanti, Ramsey, Scott, Washington, and Wright:

Mortgage Interest Rate	Maximum Adjusted Income
0-10.00%	$31,000
10.01-10.50%	$32,000
10.51-11.00%	$33,000
11.01-11.50%	$34,000
11.51% and over	$35,000

(b) in the counties of Benton, Blue Earth, Clay, Nicollet, Olmsted, St. Louis, Sherburne, and Stearns:

Mortgage Interest Rate	Maximum Adjusted Income
0-10.00%	$24,000
10.01-10.50%	$25,000
10.51-11.00%	$26,000
11.01-11.50%	$27,000
11.51% and over	$28,000

(c) in all other counties:

Mortgage Interest Rate	Maximum Adjusted Income
0-10.00%	$21,000
10.01-10.50%	$22,000
10.51-11.00%	$23,000
11.01-11.50%	$24,000
11.51% and over	$25,000

B. [See repealer.]

C. to E. [Unchanged.]

4900.1330 HOME OWNERSHIP ASSISTANCE FUND.

Subpart 1. **Monthly assistance.** The agency may provide eligible recipients with interest-free monthly assistance loans in the form of monthly payments of a portion of the principal and interest installment due on the limited-unit development mortgage on qualifying property. Such payments shall not exceed $100 per month and shall decrease by $10 per month or $120 per year each year. The maximum amount of monthly assistance to which a recipient is originally entitled shall be determined by the agency from time to time on the basis of the percentage of income which may reasonably be spent on mortgage payments, the interest rate charged for limited-unit development mortgage loans, and general housing and construction costs in the state of Minnesota, provided however, that the initial maximum monthly assistance which the agency shall determine to be available shall not exceed the following amounts for persons and families within the following annual adjusted income ranges as set forth in subparts 2 ~~and~~, 3, and 4 for various potential interest rates to be charged by the agency on its limited-unit development mortgage loans.

Subp. 2. ~~**Metropolitan area**~~ **Designated central counties.** The following ~~exhibit~~ table applies to eligible recipients whose qualifying property is in ~~the metropolitan area as defined in Minnesota Statutes, section 473.121, subdivision 2~~ Anoka, Carver, Chisago, Dakota, Hennepin, Isanti, Ramsey, Scott, Washington, and Wright counties.

Mortgage Interest Rate		Initial Maximum Monthly Assistance $100	$80	$60	$40	$20
0-10.00%	Adj. Hshld. Income	0-19,000	19,001-20,000	20,001-21,000	21,001-22,000	22,001-23,000
10.01-10.50%	Adj. Hshld. Income	0-20,000	20,001-21,000	21,001-22,000	22,001-23,000	23,001-24,000
10.51-11.00%	Adj. Hshld. Income	0-21,000	21,001-22,000	22,001-23,000	23,001-24,000	24,001-25,000
11.01-11.50%	Adj. Hshld. Income	0-22,000	22,001-23,000	23,001-24,000	24,001-25,000	25,001-26,000

11.51%-	Adj. Hshld.	0-	23,001-	24,001-	25,001-	26,001-
and Up	Income	23,000	24,000	25,000	26,000	27,000

Subp. 3. ~~**Nonmetropolitan area**~~ **Designated outstate counties.** The following ~~exhibit~~ table applies to eligible recipients whose qualifying property is ~~not~~ in ~~the metropolitan area as defined in Minnesota Statutes, section 473.121, subdivision 2~~ Benton, Blue Earth, Clay, Nicollet, Olmsted, St. Louis, Sherburne, and Stearns counties.

Mortgage Interest Rate		Initial Maximum Monthly Assistance				
		$100	$80	$60	$40	$20
0-	Adj. Hshld.	0-	15,001-	16,001-	17,001-	18,001-
10.00%	Income	15,000	16,000	17,000	18,000	19,000
10.01-	Adj. Hshld.	0-	16,001-	17,001-	18,001-	19,001-
10.50%	Income	16,000	17,000	18,000	19,000	20,000
10.51-	Adj. Hshld.	0-	17,001-	18,001-	19,001-	20,001-
11.00%	Income	17,000	18,000	19,000	20,000	21,000
11.01-	Adj. Hshld.	0-	18,001-	19,001-	20,001-	21,001-
11.50%	Income	18,000	19,000	20,000	21,000	22,000
11.51%	Adj. Hshld.	0-	19,001-	20,001-	21,001-	22,001-
and Up	Income	19,000	20,000	21,000	22,000	23,000

Subp. 4. **All other counties.** The following table applies to eligible recipients whose qualifying property is in any county not named in subparts 2 and 3.

Mortgage Interest Rate		Initial Maximum Monthly Assistance				
		$100	$80	$60	$40	$20
0-	Adj. Hshld.	0-	13,001-	14,001-	15,001-	16,001-
10.00%	Income	13,000	14,000	15,000	16,000	17,000
10.01-	Adj. Hshld.	0-	14,001-	15,001-	16,001-	17,001-
10.50%	Income	14,000	15,000	16,000	17,000	18,000
10.51-	Adj. Hshld.	0-	15,001-	16,001-	17,001-	18,001-
11.00%	Income	15,000	16,000	17,000	18,000	19,000
11.01-	Adj. Hshld.	0-	16,001-	17,001-	18,001-	19,001-
11.50%	Income	16,000	17,000	18,000	19,000	20,000
11.51%-	Adj. Hshld.	0-	17,001-	18,001-	19,001-	20,001-
and Up	Income	17,000	18,000	19,000	20,000	21,000

REPEALER. Minnesota Rules, part 4910.0010, subpart 23, item B is repealed.

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

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.

Board of Accountancy

Adopted Rule Relating to Application Fees for Certified Public Accountant Examinations

The rule proposed and published at *State Register*, Volume 9, Number 47, pages 2511-2512, May 20, 1985 (9 S.R. 2511) is adopted as proposed.

Department of Energy and Economic Development

Adopted Emergency Rules Relating to Agricultural Resource Loan Guaranty Program

The rules proposed and published at *State Register*, Volume 10, Number 9, pages 530-537, August 26, 1985 (10 S.R. 530) are adopted with the following modifications:

Rules as Adopted, Emergency

1580.0300 [Emergency] AVAILABILITY OF ELIGIBLE FINANCIAL ASSISTANCE.

Subp. 5. **Increase in project costs.** If the actual cost of a project exceeds the cost estimate, the board may consent to an increase in the amount of the guaranteed loan or bond issue pursuant to Minnesota Statutes, section 41A.03, subdivision 2, as amended by Laws of Minnesota 1985, first special session, chapter 13, sections 146 to 150, and Minnesota Statutes, ~~chapter~~ ~~474~~ sections 474.17 to 474.25, if it determines that the increased costs will not jeopardize the state's interest and are necessary for the successful completion or operation of the project. The increase in the principal amount of the guaranteed loan or bond issue must not exceed 80 percent of the increased costs. The board may guarantee up to 90 percent of the increase in the principal amount of the guaranteed loan and interest on that amount.

1580.0400 [Emergency] REQUEST FOR PRELIMINARY COMMENTS.

Subpart 1. **Request by applicant.** An applicant may seek preliminary comments from the administrator with respect to a proposed project and its potential eligibility for a loan guarantee or bonds prior to submitting a complete application.

A request for preliminary comments must be made in writing to the administrator and include:

Subp. 2. **Reply by administrator.** ~~Any~~ Preliminary comments by the administrator are intended to assist the applicant and the board in evaluating the project and arranging the total financing package. The preliminary comments do not obligate the board to grant a loan guarantee or to issue bonds~~, and they may be amended or reconsidered by the administrator at any time prior to a formal resolution of the board authorizing a loan guarantee or bond issue~~.

1580.0500 [Emergency] CONTENTS OF APPLICATION.

Subpart 1. **Application forms.** The administrator shall prepare application forms for use by applicants. Unless waived by the board pursuant to subpart 2, the application must provide the following information:

D. a general description of the financial plan of the project, including the sources and uses of funds, the types and priorities of all security interests to be granted as security for the guaranteed loan or bonds and the project, and all other project related debt and equity;

1580.0600 [Emergency] APPLICATION PROCEDURE.

Subp. 3. **Review by administrator.** The administrator shall review the application according to generally accepted commercial lending practices in order to determine whether or not to submit it to the board for final action.

~~In order to be submitted to the board for final action,~~ The administrator shall ~~find the following conclusions~~ submit the application to the board for final action if the administrator determines:

Subp. 4. **Appeal of administrator's determination.** If the administrator decides not to submit the application to the board for approval, the applicant may request the board to review the administrator's decision. The request must be made in writing and submitted to the chair. Upon request the board shall conduct a de novo review of the application pursuant to subpart 5 at its next meeting.

Subp. 9. **Misrepresentation in application.** ~~The board may reject any application, may revoke any notice of approval, and may refuse to close any loan or issue bonds in the event that any information provided in the application contains a material misrepresentation or omission.~~ The applicant and borrower shall immediately update and correct all information provided to the board or to the lender. Misrepresentation in the application or failure to update any required information shall constitute grounds to reject any application, revoke any notice of approval, and refuse to close any loan or issue bonds.

1580.0800 [Emergency] GENERAL TERMS AND CONDITIONS OF LOAN GUARANTEES.

The loan guarantee agreement between the state and the lender, and the loan agreement between the lender and the borrower must contain the following provisions, unless the board determines that the applicant has shown in writing that a required term or condition is not necessary to ensure the lender and the state of repayment according to the terms of the loan agreement in light of generally accepted commercial lending practices:

K. The lender shall perfect and maintain the board's mortgage lien on the real estate and the board's security interest in all personal property and collateral granted as security for the loan, and shall cause all other loan servicing functions to be performed which are normally required or performed by a reasonable and prudent lender with respect to a loan without a guarantee.

1580.1000 [Emergency] ISSUANCE OF BONDS.

Subpart 1. **Bond resolution.** If the board intends to fund the eligible financial assistance by issuing bonds for a project pursuant to Minnesota Statutes, section 41A.05, subdivision 2, as amended by Laws of Minnesota 1985, first special session, chapter 13, section 158, the board shall first pass a preliminary resolution. The preliminary resolution must not obligate the board to issue bonds or to fund eligible financial assistance, but must constitute an expression of current intention of the board to issue bonds or to fund eligible financial assistance. If the board subsequently determines that there are no adverse changes in the financial conditions or key personnel of the applicant or borrower, market conditions, availability of bond issuance authority, and other conditions that the board considers necessary, and the board decides in conformance with Minnesota Statutes, section 41A.01, as amended by Laws of Minnesota 1985, first special session, chapter 13, section 24, and in accordance with generally accepted commercial lending practices to make eligible financial assistance available, the board shall pass a final resolution that authorizes the issuance and sale of bonds to extend eligible financial assistance to the project. The final resolution must specify the terms and conditions under which bonds will be issued. The preliminary resolution may contain a time limit with respect to the issuance of bonds, may be revoked or amended by the board at any time prior to the final resolution of the board without liability to the board, and may impose any conditions or requirements that the board considers desirable. The administrator shall notify the applicant of the board's approval and provide the applicant with a copy of the resolution passed. Throughout this process, if the board does not extend financial assistance, the board has no liability to the applicant or borrower.

Subp. 2. **Bond reserve.** If the board determines, in light of market conditions, that a bond reserve fund is necessary to provide additional security for the bonds, then it must require the borrower to establish a reserve for the bonds. The reserve may come out of bond proceeds, in order to provide such additional security for the bonds as market conditions may require. The amount of the reserve must not be less than one-half of the annual amount which would be required to amortize the entire amount of the bonds over the term and at the interest rate (or at the rate of yield resulting from the interest rates) provided in the bond resolution.

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.

Department of Human Services

Adopted Temporary Rules Relating to Determination of Nursing Home Payment Rate

The rules proposed and published at *State Register*, Volume 10, Number 10, pages 576-580, September 2, 1985 (10 S.R. 576) are adopted with the following modifications:

Rules as Adopted, Temporary

DEPARTMENT OF HUMAN SERVICES

NURSING HOME PAYMENT RATE DETERMINATION [Temporary]

9549.0054 [Temporary] DETERMINATION OF THE ALLOWABLE HISTORICAL OPERATING COSTS PER DIEMS.

The commissioner shall annually review and adjust the operating costs incurred by the nursing home during the reporting year preceding the rate year to determine the nursing home's actual allowable historical operating costs. The review and adjustment must comply with the provisions of parts 9549.0010 to 9549.0080.

Subpart 1. **Standardized resident days for rate year beginning July 1, 1985.** For the rate year beginning on July 1, 1985, each nursing home's standardized resident days must be determined according to items A to ~~H~~ I.

A. The commissioner shall select the two most recent QAR assessments completed prior to April 1, 1985. If only one QAR assessment is available, the commissioner shall compute the standardized resident days in accordance with item I. Any nursing home whose most recent QAR assessment completed before April 1, 1985, does not include assessments of nonmedical assistance residents may make a written request to the commissioner to consider a different QAR assessment to be the most recent if that assessment:

(1) includes nonmedical assistance residents; and

(2) was completed by the Department of Health before July 1, 1985.

The request must be in writing. Written requests must be received by the commissioner by December 31, 1985.

9549.0059 [Temporary] RESIDENT ASSESSMENT.

Subp. 7. **Change in resident class due to request for reconsideration of resident classification.** Any change in a resident class due to a request for reconsideration of the classification must be made in accordance with items A and B.

A. The resident classification established by the Department of Health must be the classification that applies to the resident while any request for reconsideration under part 4656.0060 is pending.

B. Any change in a resident class due to a reclassification under part 4656.0060 must be effective as of the effective date of the classification established by the original assessment for which a reconsideration was requested.

Department of Labor and Industry

Adopted Rules Governing Workers' Compensation Permanent Partial Disability Schedules

The rules proposed and published at *State Register*, Volume 10, Number 6, pages 313-352, August 5, 1985 (10 S.R. 313) are adopted with the following modifications:

Rules as Adopted

5223.0100 MUSCULO-SKELETAL SCHEDULE; MOTOR LOSS OR MOTOR AND SENSORY LOSS, UPPER EXTREMITIES.

Subpart 1. **Total or complete loss.** Total or complete loss means that motor function is less than anti-gravity and there is complete loss of sensation. For loss to the ~~lower~~ upper extremities resulting from nerve injury, and where there is total loss of function for those particular portions of the body, the disability of the whole body is:

5223.0110 MUSCULO-SKELETAL SCHEDULE; SHOULDER.

Subp. 3. **Procedures or conditions.**

H. surgical neck fracture, healed, ~~mild~~ no loss of motion, 0 percent; if loss of motion, rate as in subpart 2.

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 Corrections

Hearing Regarding Implementation of Victims of Crime Act

The Minnesota Department of Corrections will hold a public hearing on November 19, 1985, from 1:00 p.m. to 7:00 p.m., Room 120, State Capitol, St. Paul, regarding the implementation of the federal Victims of Crime Act (P.L. 98-473).

It is anticipated that Minnesota will receive approximately $190,000 for victim compensation programs and $640,000 for victim assistance programs during the first year. The Minnesota Department of Corrections will implement the Crime Victim Assistance Grant Program.

The legislation requires each state to certify that "priority" will be given to programs serving victims of sexaul assault, spousal abuse, and child abuse. The federal Office of Justice Programs has published guidelines for the implementation of the crime victim assistance program which include three options for states to assure these priorities are met. Each state must adopt one of the options which are summarized as follows:

Option 1: The state may allocate at least 10 percent of the total crime victim assistance funds granted to the state to each of the three priority categories.

Option 2: The state may develop criteria for allocating funds that assure that programs serving each priority category of victims receive a share of crime victim assistance funds.

Option 3: The state may require every program receiving crime victim assistance funds to include, as a principal mission or component of its program, services to at least one category of priority victims.

Testimony should be limited to 10 minutes and address the following questions:

1. Which option should Minnesota select to ensure that priority is given to programs that provide assistance to victims of sexual assault, spousal abuse and child abuse?
2. What other types of programs are needed for effective services to victims of crime?
3. What methods can be utilized to improve geographic distribution of services to victims of crime?

Written testimony may also be submitted to Tom Lawson, Minnesota Department of Corrections, 300 Bigelow Building, 450 North Syndicate Street, St. Paul, Minnesota 55104, no later than 12:00 noon on November 19, 1985.

Anyone wishing to schedule testimony or desiring more information should contact Shari Burt at (612) 642-0292.

Environmental Quality Board

Outside Opinion Sought Regarding Proposed Rules Relating to Exploratory Drilling for the Disposal of High Level Radioactive Waste

Notice is hereby given that the Environmental Quality Board is seeking information or opinions from sources outside the agency in preparing to promulgate new rules relating to exploratory drilling for the disposal of high level radioactive waste. The promulgation of these rules is authorized by Minnesota Statutes 116C.724, subd. 2 (1985 supp.) which requires the agency to specify by rule the conditions of obtaining and retaining a permit for exploratory drilling for the disposal of high level radioactive waste.

The Environmental Quality Board requests information and comments concerning the subject matter of these rules. Interested or

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affected persons or groups may submit statements of information or comment orally or in writing. Written statements should be addresed to :

John Morley
High Level Radioactive Waste Program
Environmental Quality Board
Room 100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101

Oral statements will be received during regular business hours over the telephone at (612) 297-2373 and in person at the above address.

All statements of information and comment shall be accepted until November 30, 1985. Any written material received by the Environmental Quality Board shall become part of the record in the event that the rules are promulgated.

John C. Ditmore, Chairman
Environmental Quality Board

Housing Finance Agency

Public Hearing on Bond Issue

The Minnesota Housing Finance Agency will hold a public hearing pursuant to Section 103(k) of the Internal Revenue Code of 1954, as amended, on November 25, 1985, at 9:00 o'clock a.m., 3rd Floor, 400 Sibley Street, Saint Paul, Minnesota, 55101, on a proposed issue of Housing Development Bonds in an aggregate principal amount not to exceed $33,137,000 for the purpose of financing the facilities described below as residential rental projects and for the purpose of funding bond reserve accounts. The general functional description of the type and use of each facility, the maximum aggregate face amount of bonds to be issued with respect to it, the initial owner, operator, or manager of the facility, and its prospective location are as follows:

Description	Maximum Bond Amount	Initial Owner, Operator or Manager	Location
New townhouse/ apartment buildings (approx. 60 units)	$ 3,102,000	A partnership, corporation or other entity, one or more of the members of which is Terry Hartman, Rickey Hartman, Forest Oak Builders, Creek Meadows Corp., or a related party.	114th Ave. & Robinson Dr. North; Coon Rapids MN.
New townhouse/ apartment building (approx. 10 units)	$ 379,000	A partnership, corporation or other entity, one or more of the members of which is Lorenzo A. Williams, Timothy Baylor, or a related party.	4238 Nicollet Ave. So.; Minneapolis, MN.
New apartment building (approx. 36 units)	$ 1,917,000	A partnership, corporation or other entity, one or more of the members of which is Richard Asp, John Winter, Asp Construction, or a related party.	Minnetonka Blvd. & Monterey Ave.; St. Louis Park, MN.
New apartment building (approx. 162 units)	$ 9,262,000	A partnership, corporation or other entity, one or more of the members of which is Stuart H. Nolan, Stuart Corporation, or a related party.	Plymouth Blvd. & 37th Ave. N.; Plymouth, MN.

Description	Bond Amount	Operator or Manager	Location
Rehabilitation of an apartment building (approx. 56 units)	$ 918,000	A partnership, corporation or other entity, one or more of the members of which is Gary Bailey, Bailey Enterprises, or a related party.	488 North Wabasha; St. Paul, MN.
New apartment building (approx. 130 units)	$ 6,488,000	A partnership, corporation or other entity, one or more of the members of which is Michael J. Roach, Jim Lupient, Curt Botko, J. Consulting Development Co., Inc.; or a related party.	1980 West 7th St.; St. Paul, MN.
New apartment/ townhouse buildings (approx. 48 units)	$ 2,949,000	A partnership, corporation or other entity, one or more of the members of which is David A. Langenfeld; John H. Mathern; Jeffrey A. Johnson; J.A. Development, Inc.; J.A. Management, Inc.; F.M.L.; or a related party.	Parkwood Drive & 134th St.; Burnsville, MN.
New apartment/ townhouse buildings (approx. 48 units)	$ 2,891,000	A partnership, corporation or other entity, one or more of the members of which is David A. Langenfeld; John H. Mathern; Jeffrey A. Johnson; J.A. Development, Inc.; J.A. Management, Inc.; F.M.L.; or a related party.	S.E. corner of Victoria & Hwy. 36; Roseville, MN.
New apartment/ townhouse buildings (approx. 24 units)	$ 1,263,000	A partnership, corporation or other entity, one or more of the members of which is David A. Langenfeld; John H. Mathern; Jeffrey A. Johnson; J.A. Development, Inc.; J.A. Management, Inc.; F.M.L.; or a related party.	7752-7822 Heming-way Avenue; Cottage Grove, MN.
New apartment building (approx. 48 units)	$ 2,978,000	A partnership, corporation or other entity, one or more of the members of which is Henry Hyatt, Sheldon Baskin, Ralph Brown, Fred Bonner, or a related party.	2287 Palmer Drive; New Brighton, MN.
Rehabilitation of apartment/hotel building (approx. 16 units)	$ 990,000	A partnership, corporation or other entity, one or more of the members of which is Ron Dick, Ezra Liechty, Liechty Associates, or a related party.	111-113 West Lincoln, Fergus Falls

The proceeds received by the agency from the sale of the bonds net of costs of issuance and the establishment of reserves will be loaned to the Developers for the acquisition and construction or rehabilitation of the facilities. The bonds will be payable from the loan repayments and other revenues of the Agency. The State of Minnesota will not be liable thereon and the bonds will not be a debt of the State.

All persons interested will be given an opportunity to express their views. Persons desiring to speak at the hearing must so request in writing at least 24 hours before the hearing. Oral remarks by any person will be limited to 10 minutes. Written comments may also be submitted to the undersigned, which written comments will be considered at the hearing.

November 11, 1985

James J. Solem, Executive Director
Housing Finance Agency

Metropolitan Council

Public Hearing on Draft Amendment to Solid Waste Management Development Guide/Policy Plan

The Metropolitan Council will hold a public hearing on Wednesday, Dec. 11, 1985, beginning at 3 p.m. and, if necessary, resuming at 5 p.m. at the Metropolitan Council Chambers, 300 Metro Square Bldg., 7th and Robert Streets, St. Paul, Minn., on procedures and standards for certifying the need for additional land disposal capacity for mixed municipal solid waste. The standards call for the certification of additional land disposal capacity only if there are no available feasible and prudent alternatives for managing the mixed municipal solid waste.

All interested people are encouraged to attend the hearing and offer comments. People may register to speak in advance by contacting Lucy Thompson at 291-6521. Questions about the proposed procedures and standards should be directed to Carl Michaud at 291-6579. Copies of the draft amendments are available free of charge beginning Nov. 8, 1985, from the Council's Communications Department at 291-6464. Copies are also available for public inspection beginning Nov. 11 at the following locations:

Metropolitan Council Library
300 Metro Square Bldg.
St. Paul, MN 55101

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

St. Paul Public Library
Science and Industry Room
90 W. Fourth St.
St. Paul, MN 55102

Anoka County Library—Blaine Branch
707 Hwy. 10
Blaine, MN 55434

Carver County Library—Chaska Branch
314 Walnut St.
Chaska, MN 55318

Dakota County Library—Burnsville Branch
1101 W. County Rd. 42
Burnsville, MN 55337

Hennepin County Library—
Southdale Branch
7001 York Ave.
Edina, MN 55435

Ramsey County Library—Roseville Branch
2180 N. Hamline Av.
Roseville, MN 55113

Scott County Library—Shakopee Branch
235 S. Lewis St.
Shakopee, MN 55379

Washington County Library—
Park Grove Branch
7510 - 80th St. S.
Cottage Grove, MN 55106

Department of Natural Resources Bureau of Land

Outside Opinion Sought Regarding Proposed Rules for Leasing State Land Bordering Public Waters for Cottage and Camp Purposes

The Department of Natural Resources is seeking information and opinions from sources outside the agency in order to prepare rules to establish procedures for leasing state land under Minn. Stat. § 92.46. The rules will address such items as: 1) the method of appraising the property and updating appraisals, 2) the determination of lease rates and updating of lease rates, 3) an appeal procedure for both the appraisal values and lease rates, 4) conditions for lease assignments, 5) availability of leased lands for public

use, 6) compliance with state and county shoreland zoning laws, 7) procedures for lease renewals, 8) standards and procedures for cancelling leases, and 9) permissible structures and uses. These rules are being established under authority of 1985 Minnesota Laws, ch. 14, art. 17, § 1 (1st Spec. Sess.).

You may submit information or comments, in writing, concerning the items mentioned in this notice or any other items relating to this topic to:

James E. Lawler
Bureau of Land—Box 30
Department of Natural Resources
500 Lafayette Road
St. Paul, MN 55146

The Department will accept information and comments through December 31, 1985.

Public Utilities Commission

Outside Opinion Sought on Purchased Gas Adjustment Rules

On October 9, 1985, the Federal Energy Regulatory Commission (FERC) issued its Final Rule and Notice Requesting Supplemental Comments, Order No. 436, in Docket No. RM85-1 (Final Note). Although the Final Rule is subject to requests for reconsideration and court challenges, it appears probable that many natural gas pipelines will, as a result of the Final Rule, become nondiscriminatory transporters of natural gas owned by others. Local distribution companies, which until now have been limited to purchasing natural gas sold by their pipeline suppliers, may then have the alternative of purchasing gas anywhere from any seller, and having that gas transported to them by the pipeline.

Notice is hereby given that the Minnesota Public Utilities Commission (Commission) is seeking information or opinions from sources outside the agency on whether the changes brought about by the Final Rule need to be accommodated by amendments to the Commission's Automatic Adjustment Rules (Minn. Rules, parts 7825.2390 to 7825.3000). Within the Automatic Adjustment Rules, the Commission is specifically interested in those rules applicable to Purchased Gas Adjustments (PGAs). Authority for adopting such amendments is found in Minn. Stat. §§ 216B.08 and 216B.16, subd. 7 (1984).

The Commissioner may propose that any PGA rules should be designed to achieve certain objectives, including the following:

- Firm customers of local distribution companies, including residential customers, must be assured of a reliable supply of natural gas at all times.

- Local distribution companies should obtain the most economical "mix" of delivered gas supplies consistent with the reliability objective stated above.

- Local distribution companies which make good faith attempts to carry out the above objectives through innovative purchase arrangements should not be at greater risk of non-recovery of their cost of purchased gas than are those which continue to purchase from the pipeline as usual.

- Unreasonable and imprudent purchased gas costs should not be passed through to consumers.

- Local distribution companies should not transport gas on behalf of end-users unless that transportation provides benefits to the companies' retail sales customers.

In addition to requesting comments on whether and how the rules affecting PGAs should be changed to accomplish the objectives, the Commission seeks comment on the objectives themselves: are they appropriate? should more (or fewer) objectives be employed? should those presented be modified?

The Commission observes that interested persons, including the Commission, will need some time to read and evaluate the Final Rule. The Commission is, therefore, setting a deadline for comments and statements of January 17, 1986, which allows for a relatively long comment period. On the other hand, there may be a need to move swiftly to amend the rules with respect to PGAs. For this reason, interested persons are encouraged to submit comments as soon as possible during the comment period. Any person doing so may submit additional comments amending the initial comments during the comment period. All comments submitted will be available for review by members of the public at the Commission's offices during normal business hours.

The Commission will also host a public meeting for an exchange of ideas and comments on possible amendments to the rules governing PGAs on Monday, January 6, 1986, at 10:00 a.m., in its Large Hearing Room, 7th Floor, American Center Building, Kellogg and Robert, St. Paul, Minnesota.

Interested or affected persons or groups may submit statements of information or comment orally or in writing. Written com-

ments will be accepted until January 17, 1986. Interested persons should reference Docket No. G-999/R-85-789 on all written materials. Written statements should be addressed to:

Mary Ellen Hennen
Executive Secretary
Minnesota Public Utilities Commission
780 American Center Building
150 East Kellogg
St. Paul, MN 55101

Oral statements will be received at the public hearing and otherwise during normal business hours over the telephone by Stuart Mitchell at (612) 296-8662 and in person at the above address.

Any written material received by the Commission shall become part of the record in the event that rules are proposed.

Department of Revenue
Property Equalization Division

Outside Opinion Sought Regarding Proposed Rules Governing the Valuation and Assessment of Railroads

Notice is hereby given that the State Department of Revenue is seeking information or opinions from sources outside the agency in preparing to promulgate permanent rules governing the valuation, allocation, apportionment and equalization of railroads for ad valorem tax purposes. The promulgation of these rules is specifically authorized by Minnesota Statute section 270.81 Subd. 5 and Minnesota Statute 270.84 Subd. 1, which require the agency to adopt rules governing the assessment of railroads.

Emergency rules have been in effect for the past year and now the Department of Revenue is requesting information and comments concerning the subject matter of these emergency rules as well as suggestions and revisions for inclusion in the permanent rules.

Interested or affected persons or groups may submit statements of information or comments orally or in writing. Written statements should be addressed to:

G. D. Garski
Manager of State Assessed Property
Property Equalization Division
Minnesota Department of Revenue
Centennial Office Building
St. Paul, Minnesota 55145

Oral statements will be received during regular business hours over the telephone at (612) 296-5134 and in person at the above address.

All statements of information and comments shall be accepted until December 9, 1985. Any written material received by the State Department of Revenue shall become part of the record in the event the rules are promulgated.

Lyle H. Ask, Director
Property Equalization Division

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. 70652

Whereas, the Commissioner of Transportation has made his Order No. 68884 as amended by Orders Nos. 69226, 69269, 69270, 69344, 69353, 69595, 69770, 69796, 70006, 70031, 70152, 70455, 70520, and 70580 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:

Trunk Highways

T.H. 99 — From Jct. T.H. 169 (St. Peter) to a point 0.75 miles East. (Effective: 5/15.)

November 1, 1985

Richard P. Braun
Commissioner

Department of Transportation
Program Management Division

Outside Opinion Sought Regarding Proposed Rules Governing Variances for Tank Truck Vehicles Used to Transport Gasoline

NOTICE IS HEREBY GIVEN THAT the State Department of Transportation (Mn/DOT) is seeking information or opinions from sources outside the agency in preparing to adopt new rules governing variances for tank truck vehicles used to transport gasoline. The adoption of these rules is authorized by Minnesota Statutes, section 221.033, subdivision 3, which requires the agency to adopt rules that provide a procedure for granting a variance from regulations prescribed in Minnesota Statutes, section 221.033, subdivision 1, that prescribe specifications for tank motor vehicles used to transport gasoline. The statute states that "The variance may be granted only to persons who transport gasoline in tank motor vehicles with a capacity of 3,000 gallons or less which were manufactured between 1950 and 1975 according to American society of mechanical engineers specifications in effect at the time of manufacture. The commissioner shall prescribe alternative requirements to assure the safety of the tank motor vehicles operated under the variance, and shall register each tank motor vehicle operated under the variance."

The State Department of Transportation requests information and comments concerning the subject matter of these rules. The agency has prepared a preliminary proposed rule. If you wish to see the preliminary proposed rule please call or write to the person named below in this notice, or call Connie Geisenhoff, at 612-296-7109 and a copy will be mailed to you free of charge.

This rule will have an effect on small businesses. Small business means "a business entity, including its affiliates, that (a) is independently owned and operated; (b) is not dominant in its field; and (c) employs fewer than 50 full-time employees or has gross annual sales of less than $4,000,000." The proposed rule should benefit small businesses by enabling them to apply for a variance to use certain gasoline cargo tanks that don't meet the current state and federal specifications. This will require the submission of an application for a variance. It will spare the cargo tank owner the cost of retrofitting and modifying small cargo tanks manufactured between 1950 and 1975 that are used solely in Minnesota. There will be no fee for the variance application. Cargo tank owners who apply for the variance will be required to visually inspect the outside of each tank every two years to assure its safety. A tank that has been damaged in an accident, had its shell modified or been out of service for a year or more must be hydrostatically tested. The cost of testing to apply for a variance will be less than the cost to modify the cargo tank to meet current specifications. Interested or affected persons or groups may submit statements of information or comment orally or in writing. Written statements should be addressed to: Elizabeth M. Parker, Minnesota Department of Transportation, 815 Transportation Building, John Ireland Boulevard, St. Paul 55155. Oral statements will be received during regular business hours over the telephone at 612-297-2913 and in person at the above address.

All statements of information and comment shall be accepted until December 31, 1985. Any written material received by the State Department of Transportation shall become part of the record in the event that the rules are adopted.

November 1, 1985

Richard P. Braun
Commissioner

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 completed contract proposal. Certain quasi-state agencies are exempted from some of the provisions of this statute.

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
27-153-48284-3772	College Catalog 1986-88	N. Hennepin Community College	Minneapolis	Contact buyer
04-161-29785-3598	Official Cert. of State Weight	Agriculture	St. Paul	Contact buyer
Contract	Remanufactured Carburetors	Various	Various	$4,000-6,000
26-175-06338	Steam Boiler (DM) REBID	Southwest State University	Marshall	Contact buyer
78-630-06359	Furnish & Install Acoustical Ceiling Tile	MN Correctional Facility	Oak Park Heights	Contact buyer
27-152-46231	Itek 275 Platemaker	Anoka Ramsey Community College	Coon Rapids	Contact buyer
26-176-02523	Purchase of Computers	Metro State University	St. Paul	Contact buyer
32-100-13927	Purchase of Xyplex Controller	Pollution Control Agency	Roseville	Contact buyer
Contract-Rebid	Acetylene and Oxygen Welding Gas	Various	Various	$10,000-15,000
Contract	Photographic Film Processing	Various	Various	Contact buyer
26-175-06327-Rebid	Copper Pipe & Tubing	Southwest State University	Marshall	Contact buyer
79-000-50353	Surveying Instruments Accessories & Surveying Equipment	Transportation	St. Paul	Contact buyer
55-201-06459	Cutter-Mixer	Human Services—Cambridge State Hospital	Cambridge	Contact buyer
29-001-09558	Grace Lake Public Access Site Near Bemidji	Natural Resources—Region 1	Bemidji	Contact buyer
29-001-09557	Franklin Lake Water Access near Dunvilla	Natural Resources—Region 1	Dunvilla	Contact buyer
43-000-06663	Comprehensive General Liability Insurance for Giants Ridge Recreation Area	Iron Range Resources & Rehabilitation Board	Biwabik	Contact buyer
43-000-06663	Comprehensive General Liability Insurance for Giants Ridge Recreation Area	Iron Range Resources & Rehabilitation Board	Biwabik	Contact buyer
26-071-16026 Rebid	Detacher and Heat Sealing System	Mankato State University	Mankato	Contact buyer
67-190-11240	Mail Opener/Slitter	Revenue	St. Paul	Contact buyer
Contract	Drinking Cups	Administration—Central Stores	St. Paul	$15,000-17,000

Requisition #	Item	Ordering Division	Delivery Point	Estimated Dollar Amount
Sch. 4	Meat & Meat Products for the Month of December, 1985	Various	Various	Contact buyer
29-000-42815	Helicopter Rental for Fire Control	Natural Resources	St. Paul	Contact buyer
02-410-46734	Computer Magnetic Tape Subsystem	Administration—Information Management Bureau		Contact buyer
79-000-50375	Building Materials	Transportation	International Falls	Contact buyer
07-700-36575	Uniform Shirts	Public Safety	St. Paul	Contact buyer

Contact 296-6152 for referral to specific buyers.

STATE GRANTS

In addition to requests by state agencies for technical/professional services (published in the State Contracts section), the *State Register* also publishes notices about grant funds available through any agency or branch of state government. Although some grant programs specifically require printing in a statewide publication such as the *State Register*, there is no requirement for publication in the *State Register* itself.

Agencies are encouraged to publish grant notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Job Skills Partnership Board

Grants Available for Customized Business Training Programs

The Minnesota Job Skills Partnership Board solicits grant proposals from educational and other non-profit organizations for customized training programs designed for specific businesses. Following are application deadline dates and Board meeting dates for 1986:

Deadline Dates for new Grant Applications	Board Meeting Dates
January 17, 1986	February 18, 1986
April 18, 1986	May 19, 1986
July 18, 1986	August 18, 1986
October 17, 1986	November 17, 1986 (Annual Mtg.)

For additional information please call 612/296-0388.

NON-STATE PUBLIC CONTRACTS

The *State Register* also serves as a central marketplace for contracts let out on bid by the public sector. The *Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector.

It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of project and tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as $1,000. Contact the editor for further details.

City of South St. Paul
City Engineer

Prequalifications Requested to Prepare Construction Plans and Provide Construction Inspection for Combined Sewer System Separation

Notice is hereby given that the City of South St. Paul, Minnesota is soliciting prequalifications for the preparation of construction plans and providing construction inspection for combined sewer system separation. The construction will be funded in part by grants from the Environmental Protection Agency and the Minnesota Pollution Control Agency.

The prequalifications should include the firm's interest to provide services, background data, qualifications and disciplines of employees, and the demonstratable experience of the firm. The prequalifications should include information on the firm's programs for compliance with equal employment opportunities, affirmative action and utilization of minority firms.

The prequalifications will be used by the city as a mechanism for selecting firms to be invited to prepare proposals for the construction plans and do the construction inspection to separate the present combined sewer system. It is expected that during the next ten years (1986-1995), 6 to 8 million dollars of South St. Paul sewer construction will be designed by consultants.

Firms interested in this work should submit a letter stating their interest and four copies of its prequalifications.

Please submit letters with prequalifications no later than 4:30 p.m., December 2, 1985 to the City Engineer, 125-3rd Ave. So., South St. Paul, MN 55075. Inquiries regarding the solicitation should be directed to Mr. Ralph Henry at 612-451-1738.

Robert G. Simon, P.E.
City Engineer
City of South St. Paul

SUPREME COURT DECISIONS

Decisions Filed Friday, November 1, 1985

Compiled by Wayne O. Tschimperle, Clerk

C5-84-1234 E.T.O., Inc., d.b.a. "Fergie's Bar," petitioner, Appellant v. Town of Marion, et al., and Wendell Kuehn, et al. Court of Appeals.

Applicant for liquor license renewal is excluded from statutory limitation prohibiting the sale of liquor within 1,500 feet of a public school outside of a municipality.

Town board supervisor with a large personal financial interest in the denial of applicant's liquor license renewal was ineligible to vote on the license renewal.

Reversed and remanded. Yetka, J.

C0-85-891 Curtis Freese v. Carl's Service, Middletown Tire Service, et al., Relators. Workers' Compensation Court of Appeals.

The employer neither waived nor was estopped from asserting the 3-year statute of limitations provided in Minn. Stat. § 176.151, subd. 1 (1984) as a defense to employee's claim petition, filed on May 17, 1982, for compensation based on an injury sustained in June 1976. Because employee did not file his petition within 3 years after the employer filed a report of injury, the claim is barred.

Reversed. Yetka, J.

C1-83-345, C6-83-342, CX-83-344, C8-83-343 Duane Bixler, by His Father and Natural Guardian, Herbert D. Bixler and Herbert D. Bixler, Individually, Appellants v. J. C. Penney Co., Inc., et al. and Avondale Mills Corporation and Cone Mills Corporation and Riegel Textile Corporation and Cohn-Hall-Marx, etc., et al. Hennepin County.

The appeal of the order denying plaintiffs' motion to amend the complaint in the original lawsuit to add the respondent manufacturers as defendants and to allege a count in market share liability is dismissed.

The appeals from the trial court orders granting summary judgment to the respondent manufacturers continue to present live controversies and are not moot.

Under the facts and circumstances of these cases, the motions for summary judgment were prematurely granted.

Reversed and remanded. Wahl, J.

Took no part, Kelley, J.

CX-81-226 Jerome Doerr and Shirley Doerr, Appellants v. Linda Clayson, an Individual and North-Northeast Realty, Inc. Anoka County.

Where a vendee claims recission of a contract for deed before default and before cancellation by the vendor, it is reversible error to grant summary judgment when the fact of recission has not yet been determined.

An action for fraudulent misrepresentation by a vendee of a contract for deed against the real estate agent is an action in tort and therefore not affected by the cancellation of the contract to which the real estate agency was not a party.

Reversed and remanded. Scott, J.

Orders

C3-85-27 In the Matter of the Application for the Discipline of Louis J. McCoy, an Attorney at Law of the State of Minnesota. Supreme Court.

Publicly reprimanded. Amdahl, C. J.

C5-85-1907 In the Matter of the Application for the Discipline of Richard W. Curott, an Attorney at Law of the State of Minnesota. Supreme Court.

Publicly reprimanded. Amdahl, C. J.

CX-85-722 In the Matter of the Application for the Discipline of Walter Anastas, an Attorney At Law for the State of Minnesota. Supreme Court.

Suspended. Amdahl, C. J.

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Attn: Betsy Parker
Room 815, Transportation Bldg.
INTEROFFICE

STATE OF MINNESOTA
COUNTY OF RAMSEY

BEFORE THE
MINNESOTA COMMISSIONER
OF TRANSPORTATION

In the Matter of Proposed
Rules Relating to Variances
for Tank Motor Vehicles

STATEMENT OF
NEED AND REASONABLENESS

The Commissioner of Transportation, pursuant to Minnesota Statutes, section 221.033, subdivision 3, and Laws 1986, Chapter 398, Article 24, Section 1, presents facts establishing the need for and reasonableness of proposed rules relating to variances for small tank motor vehicles that transport gasoline.

I. Statutory Authority

Minnesota Statutes, section 221.033, subdivision 1, says

> Subdivision 1. Requirements. Except as provided in subdivisions 2 and 3, no person may transport or have transported or shipped within the State of Minnesota a hazardous material, hazardous substance, or hazardous waste except in compliance with United States Code, title 49, sections 1801 to 1811 and the provisions of Code of Federal Regulations, title 49, sections 171 to 199.

Subdivision 1 applies to everyone who transports a hazardous material, including people who transport gasoline in small delivery trucks (tank motor vehicles). Transporters of

gasoline must comply with the federal hazardous material regulations that have been incorporated into Minnesota Statutes. Some of those regulations prescribe construction specifications and maintenance requirements for cargo tanks. The incorporated federal regulations that prescribe the cargo tank construction standards are the subject of this rulemaking proceeding. Certain gasoline transporters who have older cargo tanks have found it impossible to comply with the federal regulations that are now incorporated in Minnesota law. To ease the burden on certain transporters, the Legislature, in 1985, enacted Minn. Stat. 221.033, subd. 3, which was then slightly amended in 1986. It says:

> Subd. 3. Variance, rules. The commissioner shall adopt rules which provide a procedure for granting a variance from those regulations adopted under subdivision 1 which prescribe specifications for tank motor vehicles used to transport gasoline. The variance may be granted only for tank motor vehicles with a capacity of 3,000 gallons or less which are used to transport gasoline and were designed and manufactured between 1950 and 1975 to transport petroleum products. The commissioner shall prescribe alternative requirements to assure the safety of the tank motor vehicles operated under the variance, and shall register each tank motor vehicle operated under the variance.

The commissioner of transportation is, therefore, required to adopt rules granting a variance from the federal construction specifications. Subdivision 3 specifies the type of tank motor vehicles that are eligible for the variance and requires that alternative safety measures be prescribed. The statute also requires the commissioner to register each tank motor vehicle operating under a variance.

II. Meaning of Terms

In this document, "cargo tank" means a tank that is attached to a motor vehicle, is loaded or unloaded without being removed from the motor vehicle, and is designed to carry bulk liquids. "Tank motor vehicle" means the motor vehicle to which a cargo tank is attached. "For-hire" means a carrier by motor vehicle who tranpsorts property for others for compensation. "Private carrier" means a person who transports property by motor vehicle within the scope of, and in furtherance of his own primary business, for example, a person who delivers something that he makes or sells. "Small" means, generally, a cargo tank with a capacity of 3,000 gallons or less. The proposed rules will apply to both for-hire and private transporters of gasoline who use small tank motor vehicles.

III. Statement of Compliance with Chapter 14

The department published a Notice of Intent to Solicit Outside Information on November 11, 1985. The department received no letters in response.

The rules do not impose a fee, do not impose "costs mandated by the state" as defined in Minn. Stat. section 3.981, subdivision 2, and do not require the expenditure of money by local public bodies. There is no effect on agricultural land. The statement of the effect of these rules on small businesses, as defined in Minn. Stat. section 14.115 is at the end of this document.

IV. Need and Reasonableness - General

Minnesota adopted the Federal Hazardous Material Regulations, 49 C.F.R. Parts 1-99 (now numbered Parts 100-199) as revised January 1, 1970, in 1970. Until 1970, Minnesota prescribed only general rules for the construction of tank motor vehicles. In 1952, the Railroad and Warehouse Commission, which regulated for-hire commercial trucking among other things, adopted rules governing the construction of petroleum transports, trucks used to haul petroleum products for-hire in quantities exceeding 2000 gallons. Rule RWC 447 required petroleum transports to be constructed "in accordance with the best known and usual practices and with such material to withstand road shocks ... shall be bulkhead or baffled ... equipped with proper tank vents", threaded valves and faucets. Remote emergency valves for shutting off the flow of petroleum out of the tank were required, as were other similar safety devices. In 1960, the Railroad and Warehouse Commission included a very similar rule, 9050(a), in the compilation of its regulations. That rule was

slightly amended in 1967 by the Minnesota Public Service Commission (PSC), the agency to which the duties of the Railroad and Warehouse Commission had been transferred. That rule, renumbered PSC 4(f) was readopted by the Public Service Commission in 1968.

In 1970, the PSC adopted PSC 5 Safety, a rule that incorporated the Federal Hazardous Material Regulations of the Federal Highway Administration, U.S. Department of Transportation into the Minnesota rules. The original Railroad and Warehouse Commission rule on petroleum transport construction was also retained. PSC 5, adopting the federal regulations, was amended in 1974 and 1977 in order to amend the revision date of the federal regulations. PSC 5 is now coded Minnesota Rule 7800.4500.

After 1970, all tank motor vehicles that were used in for-hire transportation service in Minnesota were required to comply with the federal specifications. In 1980, by Laws 1980, Chapter 465, Section 1, effective April 4, 1980, private carriers who were manufacturers, producers, dealers, or distributors were made subject to the driver qualification and safety rules that applied to the for-hire carriers. The safety rules arguably included the incorporated federal regulations that applied to the transportation of petroleum. In 1983, by Laws 1983, Chapter 371, Section 22, the federal hazardous material regulations were incorporated by reference in

Minnesota Statutes and applied to every person transporting a hazardous material in Minnesota. That law became effective on June 15, 1983, and from that date, it is clear that the hazardous material regulations for tank motor vehicle construction apply to all private, as well as for-hire carriers. Thus, intrastate for-hire carriers of gasoline have been subject to the incorporated federal cargo tank construction specifications since 1970, but all private carriers of gasoline have been subject to those rules only since 1980 or 1983, depending on one's interpretation of Laws 1980, Ch. 465.

Gasoline is a hazardous material and is classified by the U.S. Secretary of Transportation as a flammable liquid. See 49 C.F.R. Part 172.101. The table in Part 172.101 refers to 49 C.F.R. Part 173.119 as the source for packaging requirements for gasoline. Section 173.33 requires every cargo tank used to transport hazardous materials to be an authorized packaging. 49 C.F.R. Part 173.119(a)(17) prescribes the specifications for tank motor vehicles used to carry flammable liquids that have a flash point of 20°F or below. This includes gasoline, which has a flashpoint of -45°F. Paragraph (17) of Part 173.119(a) describes the codes for cargo tank specifications that were developed and adopted by the U.S. D.O.T. These codes prescribe the design and construction specifications for tanks that may be used to transport flammable liquids. The federal

regulations and specifications do not provide any alternative to or exemption from those regulations that would allow the nonconforming cargo tanks to continue to be used legally on the highways. In some cases, older tanks may have been constructed according to the specifications in effect at that time, but no manufacturer's certificate was obtained then. Now the manufacturer may be out of business, the tank may have been modified, or it may not be possible to find records of the tank construction. In those cases no certification as to compliance with specifications can be obtained and therefore, the tank is nonconforming. 49 C.F.R. Part 178.340-10 requires all tanks to bear a metal certification plate that is affixed by the manufacturer and shows that the tank was constructed according to federal specifications.

However, the federal regulations do allow other tanks that fail to meet current specifications to be used to transport other kinds of hazardous materials if they meet alternative safety requirements. For example, see 49 C.F.R. Part 173.315(k)(1)-(8), which prescribes alternative requirements for the transportation of liquified petroleum gas.

The federal regulations prescribing specifications for gasoline cargo tanks used in interstate commerce have been in effect since the 1940's. Until they were adopted by reference in Minnesota, they applied only to tank motor vehicles used in interstate commerce. As a result, tank motor vehicles used in

interstate transportation have been constructed according to federal specifications for many years. The U.S. D.O.T. sees no need for it to adopt an alternative regulation for nonconforming gasoline cargo tanks, because tanks now used in interstate commerce were manufactured after the federal government adopted the cargo tank specification regulations. As Minnesota didn't adopt the federal regulations until 1970, those specifications didn't apply to for-hire tank motor vehicles used solely in Minnesota intrastate commerce until 1970, and to all private tank motor vehicles until 1983. Many of the vehicles manufactured and used in Minnesota prior to those dates are still on the road, and, technically, are illegal.

The Materials Transportation Bureau of the Research and Special Programs Administration of the U.S. D.O.T. has authority under federal law and regulations to grant exemptions from the hazardous material regulations when the applicant transports the materials in a manner that the U.S. Secretary of Transportation determines will provide a level of safety equal to or greater than the level of safety that would be required in the absence of the exemption. The Federal Highway Administration issued a memo in August, 1984, (copy attached, Exhibit A) in which it explained that the Materials Transportation Bureau would not amend the federal regulations to "grandfather" gasoline cargo tanks that fail to meet the

specifications because the cargo tanks used to transport gasoline may have been manufactured to a multitude of varying specifications with no consensus national standard and because the cargo tanks in question are prohibited in interstate commerce and are used only in intrastate transportation. The memo stated "it is felt that as States adopt the HMR (Hazardous Material Regulations), they should provide appropriate grandfather provisions or should develop an exemption type process in order to address this type of operation and subsequent compliance difficulties." Therefore U.S. D.O.T. has suggested that if Minnesota has a local problem with nonconforming cargo tanks, Mn/DOT should develop its own exemption or variance procedure for the noncomplying vehicles used in intrastate commerce. This subject was discussed on the telephone with U.S. D.O.T. employees in the Office of Hazardous Material Regulations in March and April 1985[1].

It has been estimated that there are from 4,000 to 5,000 small, cargo tank motor vehicles in Minnesota. Some are used to transport fuel oil and are not subject to the construction specifications. Some were constructed according to the specifications. No one knows exactly how many are nonconforming, but it has been estimated that 1,000 to 1,500 are nonconforming[2]. All the tanks that transport gasoline are subject to the federal hazardous material transportation regulations incorporated in Minn. Stat. section 221.033,

subdivision 1. In the last two years, enforcement of the federal regulations has increased greatly due to public concern about hazardous materials transportation, federal encouragement of local enforcement, funding of state employees known as hazardous material specialists, and the training of local law enforcement personnel. Thus, transporters using cargo tank motor vehicles that don't comply with the incorporated federal regulations have been warned that their older vehicles are illegal under the regulations.

Some of the Minnesota companies that make and repair cargo tanks have estimated that it would cost from a few hundred dollars for very minor modifications, up to $6,000 per cargo tank for major modifications to make the tank vehicles comply with the construction regulations[3]. Because of the potentially large cost of modifying or replacing vehicles, the transporters have asked the Minnesota Department of Transportation to find some way to allow them to continue using the older trucks in intrastate commerce when it can be determined that the older nonconforming trucks present no hazard to the public.

The department proposes to grant a variance to transporters who own certain older cargo tank motor vehicles upon their submitting evidence of the generally safe operating condition of the vehicles. The variance will excuse the owner from being required to modify the cargo tank to meet current requirements. This is an acceptable solution because 1) the object of the

tank construction specifications can be met by imposing less costly, alternative requirements and 2) the federal government has made similar exceptions for trucks like these that are engaged in interstate commerce. In addition, the state wishes to have rules that are uniform with the federal regulations. Therefore it will retain the federal rule, but will grant variances from compliance for tank operators whose tank can meet certain alternative rules. To assure that the cargo tanks are safe, the state will substitute the less onerous inspection requirements for the burden of reconstructing the cargo tanks.

A literature search has revealed no publication that discusses the safety of small, noncomplying cargo tanks. They are regarded as safe as long as they are regularly and thoroughly inspected and any leaks or defects are corrected. This attitude is exemplified by the U.S. D.O.T. memo attached as Exhibit A. The Interstate Commerce Commission, the predecessor of the U.S. D.O.T. in this activity, grandfathered older cargo tanks constructed to earlier specifications when it replaced the old specifications with new ones in 1967[4].

V. Part by Part Analysis of Proposed Rules Relating to Variances for Tank Motor Vehicles

Part 8860.0100 Definitions

The definitions are needed to provide a shorthand reference.

The definition of "cargo tank" is needed to explain what a cargo tank is. It is the definition in the Code of Federal Regulations, title 49, section 171.8, revised as of November 1, 1985. This definition was adopted in Minn. Stat. 221.033, subdivision 1, in the incorporation by reference of the federal hazardous material regulations.

"Commissioner" is defined to identify the person authorized by the Legislature to grant the variances. Applicants must know to whom they must submit variance applications.

The phrase "tank motor vehicle" is used in section 221.033, subd. 3 to describe the kind of vehicles for which a variance may be sought. It is defined according to its commonly understood meaning.

8860.0200 Scope; Incorporation

Part 8860.0200 tells what tank motor vehicles the rules apply to. The rules will limit the availability of the variance to vehicles that transport gasoline. This restriction is in the authorizing legislation. No other hazardous material is transported as frequently as gasoline. The transportation of fuel oil in small cargo tank motor vehicles is already excepted from compliance with the federal regulations under 49 C.F.R. Part 173.118a, revised as of November 1, 1985.

The authorizing statute restricts the variance to the transportation of gasoline in tank motor vehicles with a

capacity of 3,000 gallons or less that were manufactured between 1950 and 1975. These limitations are restated for consistency and completeness. In addition, the rule restricts the variance to vehicles used only in intrastate commerce. The state cannot grant a variance to a vehicle engaged in interstate commerce because it does not have jurisdiction to do so. Those vehicles are subject to the regulations as adopted by the U.S. Department of Transportation. Finally, the rule states the specific sections of the incorporated federal regulations that prescribe specifications for the construction of cargo tanks used to transport gasoline. Transporters must know exactly which sections of the regulations apply to the construction of gasoline cargo tanks so that they can determine whether their vehicles comply with the regulations. A variance may be granted for cargo tanks that do not comply with construction or certification specifications but not for any other lack of compliance.

The rule also specifies that a cargo tank that lacks the required metal certification plate does not comply with the specifications. This needs to be stated because most people probably don't think of a certification plate as a construction specification. The certification plate is a small metal plate that is permanently attached to the cargo tank. It contains the manufacturer's certification that the tank has been designed, constructed and tested in accordance with the federal

specifications for cargo tanks. See 49 C.F.R. Part 178.340-10(b), revised as of November 1, 1985. If a tank lacks a certification plate, it does not comply with the regulation, one can't be sure that it was made according to the specifications and therefore, one can't be sure that it is safe. A reasonable way to attempt to assure the safety of a tank that has no certification plate is to require the owner of the tank to apply for a variance. Before a variance can be granted, the tank must be inspected for defects, leaks, compliance with motor carrier safety equipment regulations, and proper operation of emergency devices and valves. This offers an opportunity to determine whether a cargo tank is safe.

8860.0300 General Requirements

This part states outright the requirement that is implicit in the statute: a person must comply with the federal hazardous material regulations or must obtain the variance provided in section 221.033, subd. 3. This makes the requirement plain.

8860.0400 Procedural Requirements

This part requires the commissioner to grant a variance to the owner of a tank motor vehicle when the owner meets the eligibility criteria of the statute and the rule. The commissioner does not have discretion to refuse to grant the variance if the applicant complies with the law and rule. This assures that all applicants will be treated fairly and equally.

An applicant must submit an application for each tank motor vehicle, so that each cargo tank may be evaluated individually to determine that it satisfies the inspection requirements. The application form also serves as a registration form. Registration will allow the commissioner to keep track of the nonconforming cargo tanks being used in intrastate commerce. Now, no one knows how many of those tanks are still being used. Registration is a reasonable way of determining the continuing need for the granting of variances. Eventually, all the tanks made before 1975 will become obsolete and the rule can be repealed. Registration also provides a way of recording compliance with the inspection and application procedure in case the owner loses his copy of the variance or does not transfer it when he leases or sells the vehicle.

Item B requires the applicant to certify that the tank has been inspected visually within the past two years. This means that a person who is qualified to judge the condition of cargo tanks must examine the tank to see if it has corroded areas, bad dents, defects in welds, defects in piping, valves and gaskets, or other conditions, including leakage that might make the tank unsafe. This procedure is necessary to make sure that the tank can safely contain the cargo. It is especially important because of the uncertainty about the standards under which the tank was manufactured. The requirement is a reasonable one because it duplicates the federal requirement imposed on

similar nonconforming cargo tanks[5] and because the visual inpsection is the least expensive and least time consuming kind of inspection. The cost of a visual inspection has been estimated at $75.00-$100.00 by one local tank manufacturer and from $60.00-$75.00 by another[6]. The federal regulation says that the inspection must be made by a "responsible and experienced inspector", but it doesn't define those who qualify. That requirement is generally understood in the industry to include cargo tank manufacturers, owners, mechanics and sometimes, drivers who are familiar with tank construction and maintenance.

49 C.F.R. Part 171.16, requires that any "unintentional release of hazardous materials from a package (including a tank)" during transportation in interstate commerce, must be reported to U.S. D.O.T. The records maintained by U.S. D.O.T.'s Hazardous Materials Information System show that from January 1976 to January 1986, interstate motor carriers of gasoline aren't transported using tanks under 3000 gallons reported 201 package failures, i.e. the failure of the tank body, valves, fittings, closures, hoses to retain the cargo[7]. Of these, only 2 occurred in Minnesota. Minnesota law did not require the filing of those kinds of reports until 1984, so there are no comparable state statistics showing package failure for intrastate gasoline transporters.

Item C requires the applicant to certify that a tank has been hydrostatically or pneumatically tested when the tank is one

described in part 8860.0500. A hydrostatic or pneumatic test requires the tank to be filled with water or air and pressurized to determine whether the tank can retain the test pressure without leakage, undue distortion, excessive permanent expansion, or evidence of impending failure. The test pressures and the test procedures are prescribed by federal regulation. See 49 C.F.R. Part 177.824(d) revised as of November 1, 1985. All tank valves, piping and accessories that will be in contact with the contents of the tank must also be pressure tested. The purpose of testing a tank with water or air pressure is to see if it has structural defects that are not apparent.

One local tank manufacturer estimates that a hydrostatic test would cost from $350.00 to $500.00 depending on the number of compartments in the tank and that a pneumatic test would cost about $400.00. Another local manufacturer has estimated the cost of a pneumatic test at $500.00 to $900.00.[8]

One of these tests would be required only in the situations described in part 8860.0500. They are required only when there is a possibility that the tank may not perform safely. Items A-C are retained from the federal regulations. These requirements are incorporated by reference in Minn. Stat. section 221.033, subd. 1. These are reasonable requirements because they only apply subsequent to the occurence of some other event that may have reduced the safety of the tank. In

those cases, the burden and expense of conducting a pneumatic or hydrostatic test is small compared to the potentially severe consequences that would follow if a tank leaked or ruptured when it was being used to transport gasoline on the highway.

8860.0600 Application for Variance

The information on the variance application is needed so that the applicant and the cargo tank can be identified. The commissioner must know to whom he grants a variance. Only a minimal amount of information is being requested. The cargo tank information is needed so that the commissioner can make sure that the cargo tank is eligible for the variance. This requires asking for the date of manufacture, the capacity, and whether the tank has been visually inspected within the preceding two years. The serial number and the name of the manufacturer are requested so that each tank can be identified and distinguished from other tanks. The name of the operator or lessee must be known so that the commissioner will know who has possession of the tank. Cargo tank vehicles are often leased and operated by someone other than the owner.

All trucks are subject to inspection on the road. When one of these tank vehicles is stopped, it will be apparent that it doesn't comply with the federal cargo tank specifications, because it won't bear the required metal certification plate. The driver will then be asked to produce a copy of the

variance. In the case of a leased vehicle, the driver may not have the written variance with him because it was issued to the owner. If the department has a record of the lease of the vehicle, it will be able to establish that a variance was granted for that vehicle and can forego issuing a ticket.

8860.0700 Commissioner's Duties

This part requires the commissioner to grant or deny the variance within 30 days of receiving the application. This is a reasonable length of time. It allows the commissioner time to investigate the application, if necessary, and to determine the accuracy of the information. It also assures applicants that they will have to wait only a short time for the variance. Minn. Stat. 14.05, subd. 4 requires an agency to set forth in writing its reasons for granting or denying a variance. Subpart 1 complies with that requirement. The application may be resubmitted so that an applicant whose cargo tank fails to qualify may have it repaired or re-inspected and may resubmit the application.

Subpart 2 makes a variance effective for the life of the cargo tank unless the tank fails to comply with the testing and marking requirements. This relieves both the commissioner and the tank owner of the burden of renewing the variance. In order to assure the safety of the public, the commissioner must revoke the variance if the cargo tank fails to comply with the

visual inspection requirements. To provide due process for the variance holder, the commissioner will hold a contested case hearing under Minn. Stat. Chapter 14 before revoking a variance. This is necessary because it is a constitutional requirement. Minn. Stat. Section 14.57 requires an agency to initiate a contested case hearing when one is required by law.

8860.0800 Additional Requirements

Subpart 1 requires a person who sells a tank motor vehicle operating under a variance to report the sale to the commissioner. This is necessary because the variance goes with the tank. The commissioner needs to know who the tank belongs to so that he will know who is responsible for the inspection and maintenance of the cargo tank. This is a reasonable requirement because it imposes only a very limited notification requirement on the owner. The notification can take the form of a letter.

The variance must be carried in the vehicle so that law enforcement personnel who stop the vehicle for inspection will be able to see that the vehicle is excused from compliance with the cargo tank construction specifications. This requirement protects the vehicle operator from being ticketed by mistake for noncompliance with tank specifications. It also enables law enforcement officers to identify cargo tanks that do not comply with the specifications but have not been granted a

variance. This requirement places no burden on the driver. Once the variance is placed in the truck no further contact with the department is necessary as long as the cargo tank is inspected as required.

Subpart 3 requires that every tank motor vehicle operated under the variance must be inspected visually every two years. This is needed to assure that the tank is safe. Because, the cargo tanks described in these rules were not constructed according to the specifications, some method is needed to ascertain whether the tank is safe. The periodic inspection that the department proposes to require would provide a minimum level of safety by assuring that the tank, pipes, fittings, closures and the valves are closely examined for defects and corrosion on a regular basis.

Small Business Considerations

The principal users of small gasoline cargo tanks are petroleum distributors (see footnote 1). Most of the distributors are small businesses within the definition of Minn. Stat. section 14.115. These rules are being proposed to reduce the burden on small petroleum distribution businesses. Under current rules, the persons using small cargo tanks to transport gasoline in intrastate commerce must operate tanks that comply with the federal cargo tank construction specifications or must stop using the vehicles. Because Minnesota adopted the federal

regulations for application to for-hire carriers only in 1970, and because cargo tanks are used for many years, there are many old tank vehicles in service. These tanks are illegal. Tank manufacturing companies have estimated that it could cost up to $6,000 per cargo tank, depending on the condition of the tank, to bring it into compliance. Therefore the department proposes to adopt a variance procedure to allow those cargo tanks to be used legally, despite noncompliance with current specifications if they meet less burdensome, alternative requirements. These rules will reduce the burden of the current hazardous material regulations on small businesses.

These rules establish minimal reporting requirements. Only one application and registration must be made. If the tank owner sells the tank, he must report the buyer's name. Otherwise the single registration is effective for as long as the tank is in service. A sale of a tank must be reported within 30 days. That is the only reporting requirement after the variance is granted. The department has developed a one page form that requests the information prescribed in proposed Parts 8860.0400 and 8860.0600 for reporting the results of the inspection that is necessary in order to qualify to receive a variance. That one form also serves as a registration form, thus simplifying the reporting requirement.

There are no schedules or deadlines for compliance apart from the fact that compliance is required after the effective date of the rules.

These rules establish performance standards that replace the design standards in the current regulation.

We cannot exempt small businesses from compliance with these rules because these rules replace more burdensome rules and create exceptions for small businesses.

Although these rules aid small businesses, they also benefit businesses that are larger than businesses defined as small businesses in Minn. Stat. 14.115, subd. 1.

July 18, 1986
Date

for Richard P. Braun
Commissioner
Minnesota Department of Transportation

Footnotes

1. Conversation with Joseph Horning, Chief, Division of Exemptions and Approvals, U.S. D.O.T., March 26, 1985; Thomas Holian, Attorney, Federal Highway Administration, U.S. D.O.T., March 21, 1985 and April 4, 1985.

2. Estimate of Bob Krogman, Assistant to Executive Director, Northwest Petroleum Association, an organization of distributors of petroleum. The members are the main users of the tanks subject to these rules.

3. See letters sent to Bob Krogman, attached as exhibits B, C, and D. These letters were sent to the Department of Transportation at the request of Mr. Krogman after the Legislature directed the department to write rules for variances.

4. See 32 Federal Register 3452 (March 2, 1967), Amendments to 49 C.F.R. Parts 71-90.

5. See 49 C.F.R. 173.315(k).

6. Telephone conversations with Jim Determan, Determan Welding & Tank Service, Inc. Minneapolis, MN., week of July 14, 1986; G.N. Orth, L. P. Products Manager, Arrow Tank and Engineering Co., Minneapolis, MN., June 19 and July 14, 1986.

7. Computer printout supplied by Kevin M. Coburn, Technical Associate, Research and Special Programs Administration, Office of Hazardous Materials Transportation, U.S. D.O.T.

8. See footnote 6.

U.S. Department of Transportation
Federal Highway Administration

Memorandum

EXHIBIT A

Subject: Interpretation Follow-up

Date: 8 15 1984

From: Director, Bureau of Motor Carrier Safety
Washington, D.C. 20590

Reply to Attn of: HMC-23

To: Mr. John O. Hibbs
Regional Federal Highway Administrator
HMC-05 Homewood, Illinois

This is in response to a memorandum of July 25 from Mr. Wesley A. Bridwell, Director, Office of Motor Carrier and Highway Safety, requesting a follow-up on two previous memoranda.

The first memorandum was in regard to the use of nonspecification cargo tanks in intrastate transportation of hazardous materials which become in violation of the Hazardous Materials Regulations (HMR) due to State adoption of the HMR.

At this time, the Materials Transportation Bureau (MTB) does not expect to provide a grandfather clause for this type of operation within the HMR. It is felt that as States adopt the HMR, they should provide appropriate grandfather provisions or should develop an exemption type process in order to address this type of operation and subsequent compliance difficulties. Further, the situation involving the use of gasoline cargo tanks is dissimilar to that encountered with cargo tanks used to transport propane or anhydrous ammonia. The cargo tanks used for anhydrous ammonia and propane were manufactured in accordance with the ASME Code specifications. Unfortunately, the cargo tanks used to transport gasoline may have been manufactured to a multitude of varying specifications with no concensus national standard. Therefore, a general grandfather clause on a national level would be difficult to achieve.

Enforcement decisions regarding the applicability of the HMR to intrastate transportation of hazardous materials must be made by the individual States. Operations which are involved in interstate transportation are, of course, subject to the HMR.

The second memorandum dealt with the situation involving the mixing of different materials in a cargo tank, one of which is nonregulated, but when mixed could cause a dangerous evolution of heat and fire potential.

The MTB is in the process of developing a notice to be published in the Federal Register regarding this type of situation. However, to date no specific expected publication date has been assigned to this project. As soon as the notice is published, we will provide information to you regarding its contents.

Gerald J. Davis
for Kenneth L. Pierson

FHWA RMCS

AUG 17 1984

EXHIBIT B

DETERMAN WELDING & TANK SERVICE, INC.

1241 72nd Ave. N.E., Minneapolis, Minnesota 55432 (612) 571-8110

August 13, 1985

Northwest Petroleum Association
2345 Rice St. Suite 173
St. Paul,MN. 55113

Attention: Bob

Dear Sir,

Regarding the draft for a variance for tank wagons not meeting MC306 specifications:

Subd 3 variance rules and subpart 1-C should read, "was manufactured between 1950 and 1975 according to sound engineering and construction practices of that time period." The draft states that tank wagons should have had to be manufactured to A.S.M.E. specifications. This specification is for boiler and pressure vessels only (see Federal regulations 49, part 178.340-3).

In answer to your questions #1 & 2:

Work required to bring a truck tank up to MC306 specifications can vary greatly. In some instances, all that is required is installing pads between the tank shell and ladder brackets and reinforcing the rear bumper, approximate cost $300 to $400. Other truck tanks may need emergency valves, emergency valve operator and emergency shutoff cable installed, approximate cost $1500 to $2000. Some truck tanks can be so badly rusted that metal sections of the tank itself must be replaced. This work along with the above mentioned improvements can bring the total cost to approximately $3500.00 to $6000.00, when painting is included.

Please call if we can be of further service.

Sincerely,

Garth Gillett

Garth Gillett
Sales Manager

GG/ks

Subd. 3. [VARIANCE, RULES.] The commissioner shall adopt ules which provide a procedure for granting a variance from hose regulations adopted under subdivision 1 which prescribe pecifications for tank motor vehicles used to transport asoline. The variance may be granted only to persons who ransport gasoline in tank motor vehicles with a capacity of ,000 gallons or less which were manufactured between 1950 and 975 according to American society of mechanical engineers pecifications in effect at the time of manufacture. The ommissioner shall prescribe alternative requirements to assure he safety of the tank motor vehicles operated under the variance, and shall register each tank motor vehicle operated under the variance.

DRAFT 7-15-85

Chapter 8860

8860.0100 Definitions

8860.0200 Application.

Subpart 1. The rules in parts _____ to _____ apply to a cargo tank that:

A. Transports only gasoline;

B. Has a capacity of 3000 gallons or less;

C. Was manufactured between 1950 and 1975 according to the specifications of the American Society of Mechanical Engineers (ASME), Boiler and Pressure Vessel Code that was in effect when the cargo tank was manufactured;

D. Is used only in intrastate transportation; and

E. Fails to comply with cargo tank specifications in Code of Federal Regulations, title 49, parts 178.340 and 178.341, as amended through November 1, 1984, in the following ways:

(1) lacks a metal certification plate required by Code of Federal Regulations, title 49, part 178.340-10 (a) and (b), as amended through November 1, 1984;

(2) lacks a manufacturer's certificate required by Code of Federal Regulations, title 49, part 178.340-10 (c) as amended through November 1, 1984;

(3) fails to meet dome cover requirements described in Code of Federal Regulations, title 49, part 178.341-3;

(4) lacks self closing shutoff valves and remote shut off devices described in Code of Federal Regulations, title 49, parts 178.340-8 (d) and 178.341-5, as amended through November 1, 1984; or

turer shall furnish the owner with all certificates, as well as the documents required by paragraph (a) of the section.

(c) The owner shall retain the data report, certificates, and related papers throughout his ownership of the cargo tank. In the event of change of ownership, the prior owner shall retain nonfading photographically reproduced copies of these documents for at least one year. Each operator using the cargo tank vehicle, if not the owner thereof, shall obtain a copy of the data report and the certificate or certificates and retain them during the time he uses the cargo tank and for at least one year thereafter.

(Approved by the Office of Management and Budget under control number 2137-[illegible])

[Amdt. 178-77, 48 FR 27707 and 27713, June 16, 1983]

§ 178.340 General design and construction requirements applicable to specifications MC 306 (§ 178.341), MC 307 (§ 178.342), and MC 312 (§ 178.343) cargo tanks.

[Order 73, 32 FR 3459, Mar. 2, 1967. Redesignated at 32 FR 5606, Apr. 5, 1967]

§ 178.340-1 Specification requirements for MC 306, MC 307, and MC 312 cargo tanks.

(a) Specifications MC 306, MC 307, and MC 312 cargo tanks constructed on or after December 1, 1967, for the bulk transportation of hazardous materials must meet the requirements contained in this section in addition to the requirements of each applicable specification as contained in § 178.341 (MC 306), § 178.342 (MC 307), and § 178.343 (MC 312).

(b) All of these specification requirements are minimum requirements.

[Order 73, 32 FR 3459, Mar. 2, 1967. Redesignated at 32 FR 5606, Apr. 5, 1967]

§ 178.340-2 General requirements.

(a) Every cargo tank and vessel shall be designed and constructed in accordance with the best known and available practices in addition to the other applicable cargo tank specification requirements.

(b) Those requirements relating to parts and accessories applicable to all motor vehicles engaged in interstate commerce as contained in Part 393 of the Motor Carrier Safety Regulations of this title are an integral part of this specification.

(c) Where applicable the additional requirements prescribed in Part 173 of this chapter to accommodate specific commodities are considered an integral part of these specifications.

(d) Multipurpose cargo tank:

(1) A single cargo tank may be divided into compartments of different specification construction. Each such compartment shall conform to specification requirements concerned.

(2) A single cargo tank may be physically altered to comply with another cargo tank specification in the regulations in this part; or altered to accommodate a commodity not requiring a DOT specification tank.

[Order 73, 32 FR 3459, Mar. 2, 1967. Redesignated at 32 FR 5606, Apr. 5, 1967, and amended by Amdt. 178-21, 36 FR 18469, Sept. 15, 1971; Amdt. 178-64, 45 FR 81573, Dec. 11, 1980]

§ 178.340-3 Material.

(a) All sheet and plate material for shell, heads, bulkheads and baffles for cargo tanks which are not required to be constructed in accordance with the American Society of Mechanical Engineers' Boiler and Pressure Vessel Code shall meet the following minimum applicable requirements:

(1) *Aluminum Alloys (AL).* Only aluminum alloy material suitable for fusion welding and in compliance with one of the following ASTM specifications shall be used:

ASTM B-209 Alloy 5052.
ASTM B-209 Alloy 5086.
ASTM B-209 Alloy 5154.
ASTM B-209 Alloy 5254.
ASTM B-209 Alloy 5454.
ASTM B-209 Alloy 5652.

All heads, bulkheads, baffles, and rings stiffeners may use 0 temper (annealed) or stronger tempers. All shells shall be made of materials with properties equivalent to H32 or H34 tempers, except that lower ultimate strength tempers may be used if the minimum shell thicknesses in Table II

in § 178.341-2, § 178.342-2, or § 178.343-2 are increased in inverse proportion to the lesser ultimate strength.

(2) *Steel.*

	Mild steel (MS)	High strength low alloy steel (HSLA)	Austenitic stainless steel (SS)
Yield point, p.s.i.	25,000	45,000	25,000
Ultimate strength, p.s.i.	45,000	60,000	70,000
Elongation, 2-inch samples, percent	20	25	30

[Order 73, 32 FR 3460, Mar. 2, 1967. Redesignated at 32 FR 5606, Apr. 5, 1967]

§ 178.340-4 Structural integrity.

(a) *Maximum stress values.* The maximum calculated stress value must not exceed 20 percent of the minimum ultimate strength of the material as authorized in § 178.340-3, except when ASME Code pressure vessel design requirements apply.

(b) *Loadings.* Cargo tanks shall be provided with additional structural elements as necessary to prevent resulting stresses in excess of those permitted in paragraph (a) of this section. Consideration shall be given to forces imposed by each of the following loads individually, and where applicable a vector, summation of any combination thereof:

(1) Dynamic loading under all product load configurations.

(2) Internal pressure.

(3) Superimposed loads such as operating equipment, insulation, linings, hose tubes, cabinets, and piping.

(4) Reactions of supporting lugs and saddles or other supports.

(5) Effect of temperature gradients resulting from product and ambient temperature extremes. Thermal coefficients of dissimilar materials where used should be accommodated.

[Order 73, 32 FR 3460, Mar. 2, 1967. Redesignated at 32 FR 5606, Apr. 5, 1967, and amended by Amdt. 178-7, 34 FR 18251, Nov. 14, 1969]

§ 178.340-5 Joints.

(a) *Method of joining.* All joints between tank shells, heads, baffles (or baffle attaching rings), and bulkheads shall be welded in accordance with the requirements contained in this

(b) *Strength of joints (Aluminum Alloy (AL)).* All welded aluminum joints shall be made in accordance with recognized good practice, and the efficiency of a joint shall be not less than 85 percent of the proper value of the adjacent material. Aluminum alloys shall be joined by an inert-gas arc welding process using aluminum-magnesium type of filler metals which are consistent with the material suppliers recommendations.

(c) *Strength of joints (Mild Steel (MS), High Strength Low Alloy (HSLA), Austenitic Stainless Steel (SS)).* Joints shall be welded in accordance with recognized good practice and the efficiency of any joint shall be not less than 85 percent of the mechanical properties of the adjacent metal in the tank.

(1) Combinations of mild steel, high strength low alloy (HSLA), or austenitic stainless steel (SS) may be used in the construction of a tank, provided that each material, where used, shall comply with the minimum requirements specified in § 178.340-3(a) for the material used in the construction of that section of the tank. Whenever stainless steel sheets are used in combination with sheets of other types of steel, joints made by welding shall be formed by the use of stainless steel electrodes or filler rods and the stainless steel electrode or filler rods used in the welding shall be suitable for use with the grade of stainless steel concerned, according to the recommendations of the manufacturer of the stainless steel electrode or filler rods.

(d) *Compliance test.* Compliance with the requirements contained in paragraph (b) or (c) of this section for the welded joints indicated in paragraph (a) of this section shall be determined by preparing from material representative of those to be used in tanks subject to this specification and by the same technique of fabrication two test specimens conforming to the figure as shown below and testing them to failure in tension. One piece of test specimens may represent all of the tanks to be made of the same combination of materials by the same

EXHIBIT C

Lange Tank & Maintenance, Inc.

682 39th Ave. N.E. Minneapolis, MN 55421 612/788-1669

Sales, Service, & Repair - Petroleum & LP Equipment

August 19, 1985

Bob Krogman
Northwest Petroleum Assoc.
2345 Rice St., Suite 173
St. Paul, MN 55113

Dear Bob:

In response to your letter of August 7th regarding the variance sought for non-spec tankwagons, Lange Tank is pleased to offer the following information as requested.

The truck tank manufacturer facility involved with DOT modification would have to perform the following functions to assure compliance to MC 306.

1. Check appurtenances (grab handles, steps, etc.) and pad those areas in accordance with specifications
2. Modify bumper
3. Install emergency valves if not so equipped complete with fusible protection and remote trip
4. Install manways and proper venting capacity
5. Check roll over protection and modify if required
6. Check material thickness on head and shell
7. Hydrostatic testing of all compartments
8. Provide metal certification plate permanently affixed to tank
9. Provide manufacturer's certificate of compliance
10. Check tank supports and anchoring devices (tank frame and U bolts)
11. Check working pressure of hose and fittings
12. Check material thickness on walkways and modify if required

The average cost of repair and modification to meet MC306 specifications will be approximately $4,000.00 if tank wagon meets minimum shell and head thickness.

MEMBER PEI PETROLEUM EQUIPMENT INSTITUTE

EXHIBIT D

Arrow
TANK AND ENGINEERING CO.

August 26, 1985

Minnesota Department of Transportation
Transportation Building
Room 404
St. Paul, Minnesota 55155

Attention: Betsy Parker

Dear Ms. Parker:

In reply to a letter from Bob Krogman with Northwest Petroleum Assoc., dated August 7, 1985, I have the following comments:

A. Refer to attached estimate for modification.
Keep in mind -

1. If material thickness is not enough to satisfy current MC306 spec then nothing can be done to bring unit up to code.

2. If the work is done on a truck tank as indicated by the attached estimate, then the unit will very likely require a paint job which will add 800 - 1200 dollars.

B. The reference to the A.S.M.E. Code bothers me since these truck tanks we are concerned with relative to this variance and in fact the MC 306 units we are fabricating today, are not designed to the A.S.M.E. Code. The A.S.M.E. Code is required when we design and fabricate tanks or vessels to be used in pressure applications. MC 306 tanks are non-pressure tanks and vented to atmosphere.

Please feel free to phone me if you have any questions or we can provide you with any further information.

Sincerely,

ARROW TANK & ENGINEERING CO.

G.N. Orth
L.P. Products Manager

GNO/ld

Sales and General Office:
8950 EVERGREEN BLVD. MINNEAPOLIS, MINNESOTA 55433
PHONE (612) 786-9510
TWX 910-576-1326

Plant Location:
650 NORTH EMERSON, CAMBRIDGE, MINNESOTA 55008
PHONE (612) 689-3360

STATE OF MINNESOTA

STATE REGISTER

DEPARTMENT OF ADMINISTRATION—DOCUMENTS DIVISION



Monday 4 August 1986

VOLUME 11, NUMBER 5

Pages 121-168

STATE REGISTER

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*.

Volume 11 Printing Schedule and Submission Deadlines

Vol. 11 Issue Number	*Submission deadline for Executive Orders, Adopted Rules and **Proposed Rules	*Submission deadline for State Contract Notices and other **Official Notices	Issue Date
5	Monday 21 July	Monday 28 July	Monday 4 August
6	Monday 28 July	Monday 4 August	Monday 11 August
7	Monday 4 August	Monday 11 August	Monday 18 August
8	Monday 11 August	Monday 18 August	Monday 25 August

*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 editorial offices, 504 Rice Street, St. Paul, Minnesota 55103, (612) 296-4273.

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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:

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(612) 296-0504

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Session Summary—Summarizes all bills that both the Minnesota House of Representatives and Minnesota Senate passed during their regular and special sessions.

Contact: House Information Office
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(612) 296-2146

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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:

- 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 requested by an agency.)
- 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 April 8, 1985 are published in the *Minnesota Rules 1985*. ADOPTED RULES and ADOPTED AMENDMENTS TO EXISTING RULES filed after April 8, 1985 are included in a supplement published in Spring, 1986. Proposed and adopted EMERGENCY (formerly called TEMPORARY) RULES appear in the *State Register* but are generally not published in the *Minnesota Rules* 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:

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Issues 14-25, inclusive
Issue 26, cumulative for 1-26
Issues 27-38, inclusive
Issue 39, cumulative for 1-39
Issues 40-51, inclusive
Issue 52, cumulative for 1-52

MINNESOTA RULES AMENDMENTS AND ADDITIONS

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PROPOSED RULES

Pursuant to Minn. Stat. of 1984, §§ 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 Energy and Economic Development

Proposed Permanent Rules Relating to Hazardous Waste Processing Facility Loans

Notice of Intent to Adopt Rules without a Public Hearing

Notice is hereby given that the Minnesota Energy and Economic Development Authority Board proposes to adopt the above-entitled rules without a public hearing following the procedures set forth in Minnesota Statutes, sections 14.22 to 14.28. The specific statutory authority to adopt the rules is Minnesota Statutes, section 41A.04, subdivision 4.

Persons interested in this rule shall have 30 days in which to submit comment in support of or in opposition to the proposed rule or any part or subpart of the rule and comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule within the 30 day comment period. If 25 or more persons submit a written request for a public hearing within the 30 day comment period, a public hearing will be held unless a sufficient number withdraw their request. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Persons who wish to submit comments or a written request for a public hearing must submit such comments or requests to:

Martin B. English
Resource Development Finance Division
900 American Center Building
150 East Kellogg Boulevard
St. Paul, MN 55101
Telephone: 612-297-1945

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.

The proposed rule may be modified if the modifications are supported by data and views and do not result in a substantial change in the proposed rule.

These rules govern loan application and bond issuance procedures for the Minnesota Energy and Economic Development Board's Hazardous Waste Processing Facility Loan Program. The rules may affect small businesses by making available the opportunity to obtain project financing for eligible costs at a favorable rate of interest through the issuance of industrial revenue bonds.

The rules describe the purpose of the program, definitions and the availability for businesses of eligible financial assistance. The rules also describe the contents of an application and the application procedures. Also, the criteria for approval of eligible financial assistance is outlined. The rules additionally describe principal and interest assistance through the program and bond issuance procedures.

(A copy of the rule is available for review from Martin English at the aforementioned address upon request.)

A Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule has been prepared and is available from Martin English at the aforementioned address upon request.

If no hearing is required, upon adoption of the noncontroversial rule, the rule and the required supporting noncontrovesial rule, the rule and the required supporting documents will be delivered to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. 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 proposed for adoption, must submit the written request to Martin English at the aforementioned address.

July 17, 1986

Mark B. Dayton
Chairman, Minnesota Energy
and Economic Development
Authority Board

Rules as Proposed (all new material)

8300.5000 SCOPE AND AUTHORITY.

Parts 8300.5000 to 8300.5006 apply to applications for financial assistance for hazardous waste processing facilities made to the authority under Minnesota Statutes, sections 115A.162 and 116M.07, subdivision 9.

8300.5001 DEFINITIONS.

Subpart 1. **Scope.** For the purposes of parts 8300.5000 to 8300.5006, the following terms have the meanings given to them.

Subp. 2. **Authority.** "Authority" means the Minnesota Energy and Economic Development Authority created in Minnesota Statutes, section 116M.06.

Subp. 3. **Board.** "Board" means the Waste Management Board established in Minnesota Statutes, section 115A.04.

Subp. 4. **Chairperson.** "Chairperson" means the chairperson of the board.

Subp. 5. **Commissioner.** "Commissioner" means the commissioner of the Department of Energy and Economic Development.

Subp. 6. **Hazardous waste processing facility.** "Hazardous waste processing facility" means any real or personal property to be used for the collection or processing of hazardous waste as those terms are defined in Minnesota Statutes, section 115A.03, subdivisions 5, 13, and 25.

Subp. 7. **Hazardous waste processing facility loan or loan.** "Hazardous waste processing facility loan" or "loan" has the meaning given to it in Minnesota Statutes, section 116M.03, subdivision 15.

Subp. 8. **Private person.** "Private person" means any person, including individuals, firms, partnerships, associations, societies, trusts, private corporations, or natural persons. "Private person" includes the plural or the singular and does not include a public or governmental body.

8300.5002 ELIGIBLE APPLICANTS FOR THE HAZARDOUS WASTE PROCESSING FACILITY LOAN PROGRAM.

A private person proposing to develop and operate a hazardous waste processing facility is eligible to apply to the authority for a loan.

8300.5003 ELIGIBLE PROJECT FOR HAZARDOUS WASTE PROCESSING FACILITY LOAN.

An eligible project must be a hazardous waste processing facility as defined in part 8300.5001, subpart 6.

8300.5004 PROCEDURES FOR HAZARDOUS WASTE PROCESSING FACILITY LOAN APPLICATIONS.

Subpart 1. **In general.** To apply for assistance from the authority, an applicant shall submit an application to the commissioner on a form provided by the commissioner. An application must be completed, dated, and signed by an owner, general partner, or an authorized officer of an applicant. The commissioner shall follow the procedures under part 8300.3013, subparts 2 to 7 and 9 to 11.

Subp. 2. **Contents.** Applications must comply with part 8300.3011, subparts 2 and 3.

Also, applications must include information necessary for certification by the board under Minnesota Statutes, section 115A.162 and information demonstrating that general casualty and pollution liability insurance is available for the proposed hazardous waste processing facility and the cost of obtaining the insurance must be included in all financial data required to be provided under part 8300.3011, subpart 2, item J.

In addition, the application must contain a certification that the applicant, the officers and directors of the applicant, any shareholder or partner which has a five percent or more ownership of the applicant, and the proposed hazardous waste processing facility, if any, have never been a defendant in any civil or criminal action or the respondent in any administrative consent decree or assurance relating to the collection or processing of hazardous waste as those terms are defined in Minnesota Statutes, section 115A.03, subdivisions 5, 13, and 25.

8300.5005 PROCEDURES FOR APPLICATION PROCESSING.

Subpart 1. **In general.** Processing of applications must comply with parts 8300.3012 and 8300.3013, subparts 2 to 7 and 9 to 11.

Subp. 2. **Initial review for completeness.** When an application is received by the commissioner, a copy of the application will be sent to the chairperson or a designee for review. Upon receipt of the notification from the chairperson or a designee that the application is either complete or incomplete for certification by the board, the commissioner will follow the procedure under subpart 1.

Subp. 3. **Forward application to board.** Upon determination that the application is complete it will be forwarded to the board for certification pursuant to Minnesota Statutes, section 115A.162.

8300.5006 REVIEW AND APPROVAL.

Subpart 1. **Certification must be completed.** The authority may not approve an application nor make a loan to an applicant unless the application has been certified by the board.

Subp. 2. **Authority review and approval.** If the board has certified an application, the authority shall approve the application and make the loan if funds are available and if the authority finds that the following criteria are satisfied:

A. the applicant is eligible under part 8300.5002;

B. the project is eligible under part 8300.5003;

C. the application is complete and contains all required certifications;

D. the development and operation of the hazardous waste processing facility as proposed in the application is economically feasible; and that the hazardous waste processing facility's feasibility is sufficient to allow the authority to sell the bonds as required for its financing;

E. upon review of the application, there is a reasonable expectation that the principal and interest on the loan will be fully repaid;

F. the hazardous waste processing facility is unlikely to be developed and operated without a loan from the authority as certified to by the applicant in the application; and

G. the applicant has complied with parts 8300.5002 to 8300.5006.

Subp. 3. **Authority review and disapproval.** The authority shall disapprove the application if it finds that one or more of the criteria set forth in subpart 2 have not been satisfied.

Subp. 4. **Additional information and certifications.** The following additional information is required by the authority, if applicable, prior to disbursing financial assistance:

A. all additional information and certifications required under part 8300.3012, subpart 2; and

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B. a certificate of the general casualty insurer and a certificate of the pollution liability insurer that the insurance is in full force and effect. Prior to expiration of any insurance policy, the applicant shall furnish the commissioner with evidence that the policy has been renewed, replaced, or is no longer required.

Health Department
Environmental Health Division

Notice of Withdrawal of Rules as Proposed

Notice is given that the rules regarding delivery of medications in lodging establishments are hereby withdrawn. The rules as proposed were published in the *State Register*, March 3, 1986, at 10 S.R. 1776.

Minnesota Racing Commission

Proposed Permanent Rules Relating to Harness Racing

Notice of Proposed Adoption of a Rule without a Public Hearing

NOTICE is hereby given that the Minnesota Racing Commission proposes to adopt the above-entitled rule without a public hearing following the procedures set forth in Minnesota Statutes, sections 14.22 to 14.28. The statutory authority to adopt the rule is Minnesota Statutes, section 240.23.

All persons have 30 days in which to submit comment in support of or in opposition to the proposed rule or any part or subpart of the rule. Comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Comments or written requests for a public hearing must be submitted to:

Minnesota Racing Commission
11100 West 78th Street, Suite 201
Eden Prairie, Minnesota 55344
Telephone: (612) 341-7555

The proposed rule may be modified if the modifications are supported by data and views and do not result in a substantial change in the proposed rule as noticed.

A copy of the proposed rule is attached to this notice.

A Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule has been prepared and is available from the Minnesota Racing Commission upon request.

Promulgation of the proposed rule will not result in the expenditure of public monies by local public bodies, fix or adjust any fees, or have an impact on agricultural land. The affect, if any, that the proposed rule may have on small businesses is discussed in the Statement of Need and Reasonableness.

If no hearing is required, upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. 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 adopted rule, must submit the written request to the Minnesota Racing Commission at the address listed above.

Dated: 24 July 1986

Ray Eliot, Chair
Minnesota Racing Commission

Rules as Proposed

7884.0120 ELIGIBILITY AND ENTERING.

Subpart 1. to 5. [Unchanged.]

Subp. 6. **Maximum number in field.** The maximum size of fields for all races shall be determined ~~by allowing eight feet per horse in the front tier and not more than two trailing horses~~ as follows:

A. For overnight events, the maximum number of horses shall be ten on a one-mile track.

B. For stakes races, the maximum number of horses shall be 14 on a one-mile track. If the number of horses declared to start exceeds 14 on a one-mile track, unless a lesser number of horses is specified in the conditions of the race, the race shall be run in two divisions or elimination heats.

Subp. 7. **Conditions precedent to entering.** No horse shall be permitted to enter to race unless:

A. a valid eligibility certificate has been granted or validated for that horse by the USTA, and the eligibility certificate has been filed with the racing secretary;

B. the current ownership of the horse has been registered with the USTA, and the registration papers have been filed with the racing secretary. For purposes of this subpart, a photocopy of the current registration papers will be accepted to the same extent as the original unless:

(1) a genuine question is raised as to the authenticity of the original registration papers; or

(2) the horse is entered in a claiming race;

C. ~~the registration papers and a valid eligibility certificate have been filed with the racing secretary;~~

~~D.~~ if the horse is leased,

(1) a copy of the lease is on file with the association and the USTA; and

(2) the horse races in the name of the lessee;

~~E.~~ D. the horse has qualified as provided in part 7884.0190;

~~F.~~ E. the horse has been lip tattooed;

~~G.~~ F. the horse is at least two years old but not older than 14 years old; and

~~H.~~ G. if it is a spayed mare, that fact is noted on the program, registration certificate, eligibility certificate, and the list of such horses is posted in the office of the racing secretary.

Subp. 8. to 15. [Unchanged.]

7884.0130 PREFERENCE SYSTEM.

Subpart 1. **Association to establish preference system.** Each association shall ~~keep a list of all horses excluded from races because of too many entries and such horses are to have preference in any race in which they may afterwards be entered~~. establish a preference system giving preference dates to horses in all overnight events in accordance with the date of the horse's last previous start in a purse race during the current year as its preference date with the following exceptions:

A. The preference date on a horse that has drawn to race and has been scratched is the date of the race from which scratched.

B. When a horse is racing for the first time in the current year, the date of the first declaration into a purse race shall be considered its preference race.

C. Wherever horses have equal preference in a race, the actual preference of the horses in relation to one another shall be determined from the most recent previous starts which do not result in equal preference.

D. When an overnight race has been reopened because it did not fill, all eligible horses declared into the race prior to the reopening shall receive preference over other horses subsequently declared, irrespective of the actual preference dates.

Subp. 2. and 3. [See Repealer.]

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7884.0160 ALSO ELIGIBLES.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Also eligibles released.** Also eligibles not moved into a race by ~~10:00 a.m. of the day of the race~~ scratch time shall be released.

Subp. 4. and 5. [Unchanged.]

7884.0200 STAKES RACES.

Subpart 1. to 11. [Unchanged.]

Subp. 12. **Stakes races conducted in eliminations.** For stakes races conducted in eliminations:

A. to C. [Unchanged.]

D. If there are two elimination heats, the first ~~four~~ five finishers in each heat shall qualify for the final heat.

E. If there are three or more elimination heats, ~~no more than~~ three horses from each elimination heat shall qualify for the final heat, in addition to the fastest time of all the fourth place finishers.

F. [Unchanged.]

~~G. The stewards shall draw by lot the post positions for the final heat to determine which of the elimination heat winners shall have the pole position, and shall in that manner determine all of the other positions for the final heat.~~

Subp. 13. [Unchanged.]

REPEALER. Minnesota Rules, part 7884.0130, subparts 2 and 3 are repealed.

Department of Transportation

Proposed Permanent Rules Relating to Variances for Tank Motor Vehicles

Notice of Intent to Adopt a Rule without a Public Hearing

Notice is hereby given that the State Department of Transportation proposes to adopt the above-entitled rules without a public hearing. The Commissioner has elected to follow the procedures set forth in Minnesota Statutes, sections 14.22 to 14.28. The adoption of these rules is authorized by Minnesota Statutes, section 221.033, subdivision 3.

All persons have 30 days to submit comments in support of or in opposition to the proposed rule or any part or subpart of the rule. Comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Comments or written requests for a public hearing must be submitted to:

Elizabeth M. Parker
Minnesota Department of Transportation
815 Transportation Building
St. Paul, Minnesota 55155
612-297-2913

The proposed rule 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 rule as published with this notice.

A copy of the proposed rule is attached to this notice.

A Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rule

and identifies the data and information relied upon to support the proposed rule has been prepared and is available free upon request from:

Elizabeth M. Parker
815 Transportation Building
St. Paul, Minnesota 55155
612-297-2913

or

Office of Motor Carrier Safety and Compliance
Minnesota Department of Transportation
Minnesota Administrative Truck Center
100 Stockyard Road
South St. Paul, Minnesota 55075
612-296-7109

The adoption of this rule will not require the expenditure of public moneys by local public bodies. It does not require local agencies or school districts to incur costs mandated by the state under Minn. Stat. section 3.982, and it does not impose a fee.

The adoption of this rule will affect small businesses as defined in Minn. Stat. section 14.115. The rule will establish a procedure for granting variances to people who transport gasoline in intrastate commerce in tank truck vehicles that were manufactured between 1950 and 1975, that have a capacity of 3000 gallons or less and that fail to comply with tank construction specifications. This will exempt those persons from being required to modify their small tank trucks to bring them into compliance with federal cargo tank construction specifications. It is estimated that this will provide a cost saving of several hundred dollars to $6,000 per cargo tank, depending on the present condition of the tank.

The principal users of small gasoline cargo tanks are petroleum distributors. Most of the distributors are small businesses within the definition of Minn. Stat. section 14.115. These rules are being proposed to reduce the burden on small businesses. Under current law, Minn. Stat. 221.033, subd. 1, the persons using small cargo tanks to transport gasoline in intrastate commerce must operate tanks that comply with the federal cargo tank construction specifications or must stop using the vehicles. Because Minnesota adopted the federal regulations only in 1970, and because cargo tanks are used for many years, there are many old nonconforming tank vehicles in service. Those tanks are illegal. Tank manufacturing companies have estimated that it could cost up to $6,000 per cargo tank, depending on the condition of the tank, to bring it into compliance. Therefore the department proposes to adopt a variance procedure to allow those cargo tanks to be used legally, despite noncompliance with current specifications if they meet less burdensome, alternative requirements. These rules will reduce the burden of the current hazardous material regulations on small businesses.

These rules establish minimal reporting requirements. Only one application and registration must be made. If the tank owner sells the tank, he must report the buyer's name. Otherwise the single registration is effective for as long as the tank is in service. A sale of a tank must be reported within 30 days. That is the only reporting requirement after the variance is granted. The department has developed a one page form that requests the information prescribed in proposed Parts 8860.0400 and 8860.0600 for reporting the results of the inspection that is necessary in order to qualify to receive a variance. That one form also serves as a registration form, thus simplifying the reporting requirement.

There are no schedules or deadlines for compliance apart from the fact that compliance is required after the effective date of the rules.

The applicant for a variance must certify that the tank has been inspected visually within the past two years. This means that a person who is qualified to judge the condition of cargo tanks must examine the tank to see if it has corroded areas, bad dents, defects in welds, defects in piping, valves and gaskets, or other conditions including leakage that might make the tank unsafe. This procedure is necessary to make sure that the tank can safely contain the cargo. It is especially important because of the uncertainty about the standards under which the tank was manufactured. The requirement is a reasonable one because it duplicates the federal requirement imposed on similar nonconforming cargo tanks and because the visual inspection is the least expensive and least time consuming kind of inspection. The cost of a visual inspection, when performed by a tank manufacturer, has been estimated at $75.00-$100.00 by one local tank manufacturer and from $60.00-$75.00 by another. The federal regulation says that the inspection must be made by a "responsible and experienced inspector", but it doesn't define those who qualify. That requirement

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is generally understood in the industry to include cargo tank manufacturers, owners, mechanics, and sometimes, drivers who are familiar with tank construction and maintenance.

If the tank has been in an accident, has been out of service for one year or more, or has had the shell modified, it must be pneumatically or hydrostatically tested. This may cost from $400. to $900. per cargo tank, but will only rarely be necessary.

These rules establish performance standards that replace the design standards in the current regulation.

We cannot exempt small businesses from compliance with these rules because these rules replace more burdensome rules and create exceptions for small businesses. The benefits of thse rules will apply to all businesses.

If no hearing is required, upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. 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 adopted rule, must submit the written request to:

Elizabeth M. Parker
Minnesota Department of Transportation
815 Transportation Building
St. Paul, Minnesota 55155

Additional copies of this Notice and the proposed rule are available from the person named above.

July 18, 1986

Richard P. Braun
Commissioner of Transportation

Rules as Proposed (all new material)

8860.0100 DEFINITIONS.

Subpart 1. **Scope.** The terms used in this chapter have the meanings given them in this part.

Subp. 2. **Cargo tank.** "Cargo tank" means a tank permanently attached to or forming a part of a motor vehicle or a bulk liquid or compressed gas packaging not permanently attached to a motor vehicle that by reason of its size, construction, or attachment to a motor vehicle, is loaded or unloaded without being removed from the motor vehicle.

Subp. 3. **Commissioner.** "Commissioner" means the commissioner of the Minnesota Department of Transportation.

Subp. 4. **Tank motor vehicle.** "Tank motor vehicle" means a motor vehicle to which a cargo tank is attached.

8860.0200 SCOPE.

Parts 8860.0200 to 8860.0800 apply to a tank motor vehicle that:

A. transports gasoline;

B. has a cargo tank with a capacity of 3,000 gallons or less;

C. has a cargo tank that was manufactured between 1950 and 1975 to transport petroleum;

D. is used only in intrastate transportation; and

E. fails to comply with cargo tank specifications in Code of Federal Regulations, title 49, sections 178.340 to 178.341-7, as amended through November 1, 1985, which are incorporated by reference. A cargo tank that does not bear the manufacturer's metal certification plate described in section 178.340-10, paragraph (b) or a cargo tank for which a manufacturer's metal certification plate cannot be obtained fails to comply with the cargo tank specifications.

8860.0300 GENERAL REQUIREMENT.

A person who transports gasoline in a tank motor vehicle described in part 8860.0200 must comply with the federal regulations adopted in Minnesota Statutes, section 221.033, subdivision 1, or must obtain a variance under parts 8860.0400 to 8860.0800.

8860.0400 PROCEDURAL REQUIREMENTS.

The commissioner shall grant a variance to the owner of a tank motor vehicle described in part 8860.0200 to allow that tank to be operated in intrastate transportation in Minnesota notwithstanding noncompliance with the specification regulations incorporated by reference in part 8860.0200 when the applicant:

A. submits an application for a variance and registers each tank motor vehicle to be operated under the variance on a form prescribed by the commissioner under part 8860.0600;

B. certifies that the cargo tank on each tank motor vehicle for which a variance is sought has been inspected visually within the preceding two years and marked according to the requirements of Code of Federal Regulations, title 49, section 177.824, paragraphs (b) and (h), as amended through November 1, 1985, which are incorporated by reference, and that each vehicle meets those requirements; and

C. certifies that a cargo tank on a tank motor vehicle described in part 8860.0500 for which a variance is sought has been hydrostatically or pneumatically tested according to and meets the requirements of Code of Federal Regulations, title 49, section 177.824, paragraph (d), as amended through November 1, 1985, which are incorporated by reference.

8860.0500 HYDROSTATIC OR PNEUMATIC TESTING.

The following cargo tanks must be hydrostatically or pneumatically tested:

A. a cargo tank that has been out of service transporting dangerous articles for one year or more before the date on which the application is submitted to the commissioner;

B. a cargo tank that has been involved in an accident in which it may have been dented, torn, or damaged so as to affect its product retention integrity; or

C. a cargo tank that has a shell that has been modified since the original manufacture date of the tank.

8860.0600 APPLICATION FOR VARIANCE.

An application for a variance must describe:

A. the name of the tank motor vehicle owner;

B. the owner's business name, address, telephone number, and any intrastate permit or certificate number held by the owner;

C. the number of tank motor vehicles for which a variance is sought, and the serial number, date of manufacture, and date of last visual inspection of each cargo tank;

D. the capacity of each cargo tank in gallons;

E. the name of the manufacturer of each cargo tank; and

F. the name and business address of the operator or lessee of a tank motor vehicle described in the application.

8860.0700 COMMISSIONER'S DUTIES.

Subpart 1. **Grants or denies.** Within 30 days of receiving a variance application, the commissioner shall either grant or deny the variance. The commissioner shall prepare a written explanation of each denial or grant. The application may be resubmitted.

Subp. 2. **Effective life; revocation.** A variance is effective for the life of the cargo tank, but must be revoked by the commissioner when the cargo tank fails to comply with the visual or hydrostatic test and marking requirements described in part 8860.0400.

8860.0800 ADDITIONAL REQUIREMENTS.

Subpart 1. **Ownership transferred.** A person who sells a cargo tank or tank motor vehicle for which a variance has been granted shall report the name of the buyer to the commissioner in writing within 30 days of the sale.

Subp. 2. **Copy goes with tank.** A copy of the variance must be carried in the tank motor vehicle operated under the variance.

Subp. 3. **Date of last test or inspection shown.** A tank motor vehicle operated under a variance granted under part 8860.0400 must show the date of the last test or visual inspection according to the requirements of Code of Federal Regulations, title 49, section 177.824, paragraph (h), as amended through November 1, 1985.

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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.

Board of Chiropractic Examiners

Adopted Rules Relating to Chiropractic License Fees

The rules proposed and published at *State Register*, Volume 10, Number 38, pages 1878-1880, March 17, 1986 (10 S.R. 1878) are adopted as proposed.

Department of Human Services

Adopted Permanent Rules Relating to General Assistance Eligibility; Work Readiness

The rules proposed and published at *State Register*, Volume 10, Number 44, pages 2211-2224, April 28, 1986 (10 S.R. 2211) are adopted with the following modifications:

Rules as Adopted

9500.1206 DEFINITIONS.

Subp. 32. **Suitable employment.** "Suitable employment" means a job within the local labor market that:

C. pays at least the minimum wage prescribed by state or federal law and provides ~~more than 80 hours of work~~ a gross income of at least $268 per month; and

9500.1209 ELIGIBILITY DETERMINATION.

Subp. 3. **Assistance unit composition.** The local agency must determine the composition of an applicant's or recipient's assistance unit as provided in items A and B.

A. The local agency must assess the categorical eligibility of each applicant or recipient under ~~parts 9500.1102 [Emergency] and 9500.1220 [Emergency]~~ part 9500.1258, unless the applicant or recipient informs the local agency of his or her election not to receive general assistance. If an applicant or recipient does not meet the conditions of a category of eligibility, under part ~~9500.1102 [Emergency] or 9500.1220 [Emergency]~~ 9500.1258, or the applicant or recipient is disqualified under parts ~~9500.1105~~ 9500.1264 to ~~9500.1107 [Emergency]~~ 9500.1268, or 9500.1254, subpart 5, the local agency must inform the applicant or recipient of his or her ineligibility for general assistance. The local agency may use one form per filing unit to inform the ineligible members of a filing unit of their ineligibility for general assistance.

9500.1216 FULL STANDARDS.

Except as provided by parts 9500.1218 to 9500.1222, the full standards of assistance must be used to determine the eligibility of an assistance unit under part 9500.1209, subpart 4, and the minimum monthly payment to an assistance unit under part 9500.1229, subpart 4. The full standard must be based on the number of individuals in the assistance unit and must be computed as follows:

D. When an assistance unit contains no adult because a parent or parents are disqualified from receiving general assistance under parts ~~9500.1105~~ 9500.1264 to ~~9500.1107 [Emergency]~~ 9500.1268 or 9500.1254, subpart 5, and the parent or parents do not have countable income in an amount equal to or in excess of their own needs, the full standard applicable to the assistance unit is the special child standard provided by this item. The parent's or parents' needs are equal to the full standard for adults as specified in item B. The special child standard must be determined as follows:

9500.1222 REDUCED STANDARD FOR AN ASSISTANCE UNIT SHARING A RESIDENCE WITH A RESPONSIBLE RELATIVE WHO HAS INCOME OTHER THAN GENERAL ASSISTANCE OR AFDC.

Subpart 1. **Applicability of reduced standards.** The reduced standards in this part must be applied to determine the eligibility

of an assistance unit under part 9500.1209, subpart 4, and the minimum monthly payment to an assistance unit under part 9500.1229, subpart 4, when the conditions in items A to C apply to the assistance unit.

A. The applicant's or recipient's filing unit and assistance unit are composed of only one individual, the individual is an adult, and the individual does not meet an eligibility category under part ~~9500.1102, [Emergency] item A, B, H, I, J, O, or P~~ 9500.1258, subpart 1, item A, B, H, I, J, O, or P.

Subp. 2. **Reduced standard.** The reduced standard applicable to an assistance unit provided for in subpart 1 must be determined as follows:

B. Calculate the amount of the parent's or parents' countable income. In this part "parent's or parents' countable income" means the parent's or parents' monthly gross income minus the following deductions:

(4) benefits received from the social security retirement program if the parent was receiving benefits under the social security disability or supplemental security income program at the time he or she became eligible for the social security retirement program or if the parent meets a category of eligibility under part ~~9500.1102 [Emergency], item A, B, H, or J~~ 9500.1258, subpart 1, item A, B, H, or J;

9500.1258 CATEGORIES OF ELIGIBILITY.

Subpart 1. **Categories of ongoing eligibility.** When the local agency determines the composition of an applicant's or recipient's assistance unit under part 9500.1209, subpart 3, ~~as proposed at *State Register,* Volume 10, Number 36, pages 1803-1804 (March 3, 1986)~~ the local agency must determine whether the applicant or recipient meets the conditions of one or more of the categories of eligibility under the following items:

M. The applicant or recipient meets one or more of the following:

(1) lives ~~more than two hours round trip from all~~ in a local labor market with no potential suitable employment~~, not including time needed to transport his or her children to and from child care~~;

(8) is ~~completing~~ regularly attending a GED program~~, the time commitment of which precludes participation in work readiness~~ with a minimum of six hours of classroom instruction per week.

P. The applicant or recipient is functionally illiterate. For purposes of this item, "functionally illiterate" means the individual is unable to read at or above the eighth grade level. An applicant or recipient shall be determined functionally illiterate according to subitems (1) to (3):

(1) The local agency may determine that the applicant or recipient is obviously functionally illiterate based on personal observations ~~and~~ or information in the applicant's or recipient's case file.

Subp. 2. **Categories providing for six months of eligibility.** An applicant who is not eligible for general assistance under subpart 1, but who meets the conditions of part 9500.1209, subpart 4, ~~as proposed at *State Register,* Volume 10, Number 36, pages 1803-1804 (March 3, 1986)~~ and who has received six months of work readiness services and payments is eligible to receive general assistance for a maximum of six months during any consecutive 12-calendar month period if the conditions in item A or B are met:

A. the individual is medically certified as having borderline mental retardation, as defined in part 9500.1302, subpart 2; or

B. the individual is certified by a qualified professional, as defined in part 9500.1302, subpart 6, as exhibiting perceptible symptoms of mental illness and the mental illness interferes with medical certification of the individual's condition.

~~After issuing the monthly general assistance payment during the sixth and final month~~ Unless the local agency has information that a recipient meets one or more of the categories of eligibility under subpart 1, the local agency shall provide the recipient with written notice of his or her termination from general assistance~~,~~ after issuing the monthly general assistance payment during the sixth and final month. The notice must inform the recipient of the right to appeal as specified in part 9500.1260, and ~~notice~~ that the recipient may be eligible for work readiness services and payments if he or she meets the criteria of part 9500.1306, subpart 3.

9500.1260 GENERAL ASSISTANCE INELIGIBILITY; WORK READINESS NOTICE.

Subp. 2. **Work readiness notice.** Upon determining that an applicant or recipient is not eligible for general assistance because he or she does not meet a category of eligibility under part 9500.1258, the local agency shall inform the individual of the availability of its work readiness program and shall determine the individual's eligibility for services and payments under part 9500.1306, subpart 3. If an applicant or recipient is eligible for work readiness services and payments, he or she shall be informed that an

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appeal of the general assistance determination of ineligibility may be made under Minnesota Statutes, section 256.045 while receiving work readiness services and payments. The local agency shall also inform the individual that eligibility for work readiness services and payments is time limited.

If the applicant or recipient subsequently wins the appeal, the assistance received under the work readiness program pending appeal must be considered general assistance. ~~The local agency shall also inform the individual that eligibility for work readiness services and payments is time limited.~~ If a recipient files an appeal before the effective date of the termination of his or her general assistance, continues to receive general assistance pending the appeal in accordance with part 9500.1268, and does not prevail in the appeal, the assistance received pending the appeal shall be considered general assistance and not work readiness payments, and the recipient's participation in work readiness services pending the outcome of the appeal shall not be counted toward the two- or six-month limitation on eligibility for the work readiness program. If a recipient files an appeal after the effective date of the terminiation of his or her general assistance, receives work readiness services and payments pending the appeal, and does not prevail in the appeal, the assistance received pending the appeal shall be considered work readiness assistance and shall be counted toward the two- or six-month limitation on eligibility for the work readiness program.

9500.1262 REQUIREMENTS FOR CONTINUED ELIGIBILITY.

Subpart 1. **Requirements for continued eligibility for specific categories of ongoing eligibility.** A recipient of general assistance whose eligibility is based on part 9500.1258, subpart 1, item G or L, and who is not eligible under another category of eligibility under part 9500.1258, must comply with the following requirements as conditions for continued eligibility.

A. Recipients who are eligible under part 9500.1258, subpart 1, item G shall participate in an English language skills program if assigned to a program by the local agency and if the program is available in the recipient's local labor market. If the recipient ~~does not~~ fails, without good cause, to participate in the assigned English language skills program, the recipient must be disqualified from receiving general assistance as prescribed in part 9500.1266.

B. Adult recipients who are eligible for general assistance under part 9500.1258, subpart 1, item L, must comply with the following:

(3) An adult who is required to participate in and comply with the work readiness program under subitem (1) or (2) who ~~does not~~ fails, without good cause, to participate in and comply with the requirements of the work readiness program must be disqualified from general assistance as provided in part 9500.1266. The standard of assistance applicable to the disqualified member's assistance unit must be based on the number of remaining eligible members of the assistance unit.

Subp. 2. **Requirements for continued eligibility under categories of six-month eligibility.** A recipient of general assistance whose eligibility is based on part 9500.1258, subpart 2 must comply with the following requirements to remain eligible for general assistance:

B. The local agency may assign a recipient who is eligible for general assistance under part 9500.1258, subpart 2 to the work readiness program for work readiness services. A recipient so assigned must comply with the work readiness program requirements ~~established~~ determined by the local agency to be applicable to the recipient. If the local agency determines that the recipient has failed, without good cause, to comply with work readiness requirements, the recipient is disqualified from receiving general assistance as provided in part 9500.1266.

9500.1266 DISQUALIFICATION.

A recipient who fails, without good cause, to comply with the requirements of part 9500.1262, is disqualified from receiving general assistance as provided in items A to D.

C. If an individual who is disqualified applies for general assistance during the period of disqualification, the individual is considered a recipient and the application shall be denied unless the individual is eligible for general assistance on the basis of a category of eligibility other than the categories in part 9500.1258, subpart 1, item G or L.

D. If a recipient who received a notice of disqualification complies with the requirements of part 9500.1262, on or before the ~~effective date~~ commencement of the disqualification period, assistance must be continued without a period of disqualification.

9500.1268 APPEAL OF DISQUALIFICATION.

A recipient who is disqualified from receiving general assistance under part 9500.1266 may appeal the decision. The appeal must be a written request for a hearing submitted to the department or the local agency under Minnesota Statutes, section 256.045. If appeal is made on or before the ~~effective date~~ commencement of the disqualification period and the recipient is otherwise eligible, he or she shall continue to receive general assistance while the appeal is pending, unless the recipient requests in writing that assistance be discontinued pending a hearing decision.

9500.1302 DEFINITIONS.

Subp. 6. **Program month.** "Program month" means a 30-day period of eligibility for work readiness assistance beginning with

the first date for which a work readiness payment is made to the registrant, and each subsequent 30-day period in which the registrant is eligible for work readiness assistance and for which the registrant is provided with work readiness payments.

Subp. 7. **Qualified professional.** "Qualified professional" means a social worker employed by the local agency, a social worker with a master's degree in social work, a licensed consulting psychologist, a licensed psychologist, a licensed physician or psychiatrist, or a public health nurse.

Subp. ~~7~~ 8. **Registrant.** "Registrant" means an individual who has applied for work readiness services and payments, who has been determined eligible for those services and payments by the local agency, and who has elected to begin receiving those services and payments. "Registrant" also means a recipient who is required to participate in the work readiness program under part 9500.1262.

Subp. ~~8~~ 9. **Vocational advisor.** "Vocational advisor" means an individual employed by or under contract with the local agency who has sufficient education, training, or experience to identify the types of available suitable employment in a registrant's local labor market and the qualifications required for that employment; to identify the registrant's physical, social, vocational, and educational barriers to obtaining available suitable employment; and to identify the types of services and activities necessary to enable the registrant to overcome the barriers and obtain suitable employment.

9500.1304 LOCAL AGENCY RESPONSIBILITY TO PROVIDE WORK READINESS PROGRAM AND PROGRAM DESCRIPTION.

Subp. 2. **Preparation of work readiness program description.** Each local agency shall develop a written description of its work readiness program. The description must:

C. contain a summary of work readiness program requirements including a registrant's responsibility to cooperate when the local agency assesses the registrant's employability and prepares the registrant's employability development plan, and the responsibility to comply with job registration, work search, and employment acceptance and retention requirements as conditions for continuing eligibility; and

Subp. 5. **Retention of documents in case files.** The local agency shall retain copies of all work readiness program notices, assessments, plans, and other documents given to or completed by an applicant or registrant, in accordance with parts 9500.1300 to 9500.1318, in the applicant's or registrant's case file.

9500.1306 APPLICATION PROCESS AND ELIGIBILITY CRITERIA.

Subpart 1. **Assessment of general assistance eligibility.** Before determining an applicant's eligibility for work readiness services and payments, the local agency must determine the applicant's need for emergency general assistance under Minnesota Statutes, section 256D.07, and the applicant's eligibility for the general assistance program under part 9500.1209 ~~as proposed at *State Register*, Volume 10, Number 36, pages 1803-1804 (March 3, 1986)~~. If the applicant is eligible for general assistance, the applicant is ineligible for work readiness services and payments except as provided in part 9500.1262, subparts 1, item B, and 2. If the applicant is ineligible for general assistance, the local agency shall notify the applicant of the determination and of the right to appeal the decision as provided under part 9500.1260.

Subp. 3. **Eligibility criteria.** If the local agency determines that the applicant is ineligible for general assistance, it must determine the applicant's eligibility for the work readiness program. An applicant or registrant is eligible for the work readiness program if the applicant or registrant meets the conditions in items A to D:

A. The applicant or registrant is not categorically eligible for general assistance under part 9500.1209, subpart 3, item A ~~as proposed at *State Register*, Volume 10, Number 36, pages 1803-1804 (March 3, 1986)~~.

B. The applicant or registrant meets the eligibility requirements under part 9500.1209, subpart 4 ~~as proposed at *State Register*, Volume 10, Number 36, pages 1803-1804 (March 3, 1986)~~. If the applicant or registrant is married and resides with his or her spouse, the income and property of the applicant or registrant and his or her spouse shall be considered in accordance with part 9500.1209, subpart ~~4, as proposed *State Register*, Volume 10, Number 36, pages 1803-1804 (March 3, 1986)~~.

9500.1308 REQUIREMENT TO INFORM APPLICANTS.

Subp. 2. **Duty to inform eligible applicants of work readiness requirements.** At the time the local agency determines that an applicant is eligible for the work readiness program, the local agency must provide the applicant with a notice of the determination on

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a form prescribed by the commissioner, a copy of the program description prescribed under part 9500.1304, subpart 2, and a written notice meeting the standards established in part 9500.1252, which informs the applicant of:

B. the applicant's right to choose the months in which he or she will receive work readiness services and payments, including the option to elect to receive work readiness services and payments immediately; ~~and~~

C. the disqualification that will be imposed if a registrant is terminated from suitable employment for misconduct, quits suitable employment without good cause, refuses without good cause to accept an offer of suitable employment, or fails, without good cause, to comply with other work readiness program requirements; and

D. that an assessment of continuing eligibility for work readiness services and payments will be conducted during the registrant's second program month.

9500.1310 WORK READINESS SERVICES AND PAYMENTS.

Subpart 1. **Requirement of concurrent services and payments.** In order for ~~a monthly work readiness payment or~~ a program month ~~of work readiness services~~ to count toward the two or six program month limitation on eligibility for the work readiness program, as provided by part 9500.1312, the registrant must receive work readiness services during the program month ~~that~~ for which a work readiness ~~payments are~~ payment is made. Upon an eligible applicant's election to begin receiving work readiness services and payments, the local agency shall provide the services and payments to the registrant. ~~If~~ A program month preceding the program month in which the written employability assessment and the employability development plan are ~~not~~ completed ~~within the first month of an election to receive work readiness services or payments, that month,~~ in accordance with subpart 2, items A and B, must not be counted against a registrant's total program months of work readiness eligibility, provided the registrant did not fail, without good cause, to cooperate with the assessment and plan development. A program month during which a registrant fails, without good cause, to comply with the requirements of the work readiness program but for which the registrant receives a work readiness payment shall be considered a program month during which work readiness services and payments were received.

Subp. 2. **Work readiness services.** The following services must be provided to a work readiness registrant;

B. The vocational advisor shall develop a written employability development plan for each registrant within the registrant's first ~~30 days that work readiness services are provided to a registrant~~ program month. The plan must be based on the assessment provided under item A and the vocational advisor's knowledge of the level of competition for employment that is or may become available, and must be designed to address the registrant's barriers to employment and prepare the registrant for suitable employment. The registrant must be given a copy of his or her plan and the plan must:

(5) specify ~~that~~ the registrant's job search requirements, which must be limited to the local labor market, must be reasonable, and must be based upon the assessment performed under item A;

C. No work readiness program shall require a registrant to travel to a potential job, training, or other activity site unless the local agency provides funds in advance to the registrant, in addition to the monthly program payment, to cover the cost of the transportation or unless transportation is otherwise available to the registrant without cost, or is unnecessary.

D. A registrant who is categorically eligible under part 9500.1258, subpart 1, item L, and who is the sole parent or stepparent residing with one or more children under the age of 12 shall not be required to participate in any work readiness program activities during hours in which the child is at home unless the local agency provides funds in advance to the registrant, in addition to the monthly program payment, to cover the cost of child care~~, or unless child care is otherwise available to the individual without cost~~.

Subp. 3. **Work readiness payments.** A registrant who meets the eligibility conditions of part 9500.1306, subpart 3, shall receive work readiness payments during the applicable period of work readiness eligibility. If the registrant is married and lives with his or her spouse, the couple is considered a filing unit comprised of two individuals. If the registrant's spouse is also a registrant, the couple shall be considered one assistance unit composed of two persons for purposes of determining the applicable standard of assistance, the amount of countable income, the amount of real and personal property, and the monthly work readiness payment amount.

The payment amount must be equal to the amount of assistance that would be paid to the registrant's assistance unit if the assistance unit was eligible for general assistance under part 9500.1209 ~~as proposed at *State Register,* Volume 10,Number 36, pages 1803-1804 (March 3, 1986)~~. If the registrant resides with his or her spouse and the spouse receives general assistance, the monthly work readiness payment to the registrant under this part must be equal to the amount the general assistance monthly payment made to the registrant's spouse would increase if the registrant were added to the spouse's general assistance grant.

The first work readiness payment must be prorated ~~for~~ to cover the period beginning with the effective date of the completed application for the work readiness program, the date that the applicant is determined eligible for work readiness services and payments, or the date that the eligible applicant elects to begin receiving work readiness services and payments, whichever is later, and ending with the last day of that month. The amount of the first payment must be determined by dividing the number of days to be

covered by the payment by the number of days in the month, to determine the percentage of days in the month that are covered by the payment, and multiplying the monthly payment amount by this percentage.

Subsequent work readiness payments must be made monthly on the first day of the month. A registrant shall continue to receive work readiness payments during the months that he or she elects to receive work readiness services and payments and meets the eligibility requirements of part 9500.1306. The final payment must be prorated to cover the number of program days ~~equal to the number of days in the registrant's first month of work readiness services and payments which were not covered by the registrant's first work readiness payment~~ for which the registrant is eligible in that month. The amount of the final payment must be determined by subtracting the percentage of days in the first month covered by the first work readiness payment from 100 percent, and multiplying the final monthly payment amount by the remaining percentage. Emergency general assistance is available to a registrant in accordance with Minnesota Statutes, section 256D.06, subdivision 2.

9500.1312 ASSESSMENT ~~DURING SECOND MONTH~~ FOR ADDITIONAL ELIGIBILITY; NOTICES TO REGISTRANTS.

Subpart 1. **Required assessment.** Except for registrants participating in work readiness under part 9500.1262, the local agency shall conduct an assessment of the registrant's progress in securing suitable employment and an assessment of the registrant's eligibility for an additional four program months of work readiness services and payments during the registrant's second program month of work readiness services and payments under part 9500.1310.

The local agency must offer the registrant an opportunity to meet with the local agency and to provide information relevant to the assessment. If the registrant does not meet with the local agency or provide information relevant to the assessment, the local agency must complete the assessment based on the information contained in the registrant's case file.

Subp. 2. **Notice of assessment.** ~~When the second work readiness payment is mailed or given to the registrant,~~ The local agency shall provide a written notice meeting the standards established under part 9500.1252 to inform the registrant that the local agency will be assessing the registrant's eligibility for an additional four program months of work readiness services and payments. The notice must be mailed or given to the registrant no later than ten days before the assessment and must include the following:

A. The notice must identify the conditions that must be met in order for the registrant to be eligible for an additional four program months.

B. The notice must inform the registrant that the registrant will not receive work readiness payments beyond the second program month until the assessment has been completed and the registrant found eligible for four additional program months.

Subp. 3. **Assessment of additional eligibility.** A registrant is eligible for four additional program months of work readiness services and payments if the registrant meets one or more of the following conditions:

D. The registrant, as determined by a vocational advisor, cannot reasonably be expected to secure suitable employment at this time given the registrant's work history, skills, education, physical and mental ability, and the availability of suitable employment.

Subp. 4. **Notice of determination.** If the local agency determines through the assessment that the registrant meets one or more of the conditions in subpart 3, items A to D, the local agency must notify the registrant that he or she is eligible for work readiness services and payments for a combined total of six program months in any consecutive 12-calendar month period. If the local agency determines, upon completion of the assessment under subpart 1, that the registrant does not meet one or more of the conditions in subpart 3, items A to D, the local agency must terminate the registrant's work readiness services and payments effective at the end of the registrant's second program month of participation in the work readiness program. If the local agency determines that the registrant is ineligible for continued work readiness services and payments, the local agency shall notify the registrant of its determination and that the registrant is not eligible to receive work readiness services and payments for more than two program months during any consecutive 24-calendar month period.

Subp. 5. **Registrant moves to another county after second month assessment for additional eligibility is completed.** If a registrant moves to another county after the ~~second month~~ assessment for additional eligibility required under subpart 1 is completed, the new county of residence must complete another ~~second month~~ assessment for additional eligibility and determine the registrant's eligibility for additional work readiness services and payments. A registrant shall not receive more than a total of six program months of work readiness services and payments in any consecutive 12-month period, regardless of the number of assessments conducted.

Subp. 6. **Notice of termination.** A registrant who is in the last program month of his or her two or six program months of work

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readiness services and payments shall be notified of the termination of services and payments and of the appeal rights in accordance with the procedures specified in part 9500.1318.

Subp. 7. **Assessment following reapplication.** If an individual, whose eligibility for work readiness was terminated after two program months because the local agency determined that the individual did not meet one or more of the conditions under subpart 3, items A to D, applies for work readiness, the local agency must determine if the applicant's circumstances have changed and if the applicant is eligible for any additional work readiness services or payments.

9500.1314 REGISTRANT DUTIES.

A registrant shall comply with all requirements of the local agency work readiness program ~~as~~, including the requirements explained under part 9500.1308, subpart 2, and the requirements specified in the employability development plan provided under part 9500.1310, subpart 2, item B. Except for registrants participating in work readiness under part 9500.1262, a registrant who fails, without good cause, to comply with the local agency work readiness requirements shall be disqualified from the receipt of work readiness services and payments under part 9500.1316.

9500.1316 FAILURE TO COMPLY WITH WORK READINESS REQUIREMENTS AND DISQUALIFICATION.

Subpart 1. **Determination and notice of failure to comply.** If a local agency determines that a registrant has failed, without good cause, to comply with the requirements of the work readiness program, the local agency must notify the registrant of its determination. The notice must meet the standards established in part 9500.1252, and must contain the information in items A to E.

Subp. 2. **Disqualification.** A registrant who is notified of the local agency determination as provided in subpart 1 shall comply with the requirements of the work readiness program as stated in the notice by the specified date.

If the local agency determines that a registrant has taken the required action on or before the date specified in the notice, a period of disqualification must not be imposed. If the local agency determines that the registrant failed, without good cause, to take the required action by the specified date, the local agency must assess the registrant's eligibility for general assistance under part 9500.1209 ~~as proposed at *State Register*, Volume 10, Number 36, pages 1803-1804 (March 3, 1986),~~ before disqualifying the registrant for not meeting the requirements.

If the local agency determines that the registrant is eligible for general assistance, the registrant shall be terminated from work readiness services and payments and shall be eligible for general assistance.

If the local agency determines that the registrant is ineligible for general assistance under part 9500.1209 ~~as proposed at *State Register*, Volume 10, Number 36, pages 1803-1804 (March 3, 1986)~~, the registrant shall be disqualified from receiving work readiness services and payments.

Subp. 4. **Period of disqualification.** A registrant disqualified under subpart 2 is ineligible during the period of disqualification for any remaining or additional work readiness services or payments for which he or she would otherwise be eligible in accordance with the provisions in items A to F.

B. The disqualification period begins on the first day of the work readiness payment period following the date on which the determination was made. If the notice of disqualification is given or mailed so late in a payment period that ten-day prior notice required under part 9500.1318 cannot be given, the disqualification period begins on the first day of the second work readiness payment period following the date the determination was made. If the registrant appeals on or before the proposed disqualification date, the disqualification process must stop and work readiness payments and services must continue until a final decision is made or until the registrant's period of eligibility is exhausted, and payments and services are terminated in accordance with part 9500.1312, subpart 6, whichever is earlier. If the registrant loses the appeal, the disqualification period must begin on the first day of the next work readiness payment period.

E. The period of disqualification under subpart 2 must not be counted against a registrant's two ~~months~~ or six program months of work readiness eligibility. Following a period of disqualification a registrant who has been disqualified under subpart 2 must complete a new application for work readiness and the local agency must determine if the registrant is eligible for any additional or remaining work readiness services or payments.

9500.1318 NOTICE OF ADVERSE ACTION AND APPEAL RIGHTS.

Subpart 1. **Actions requiring notice.** The local agency shall notify an applicant or registrant of the following determinations before taking any adverse actions:

B. a determination of ineligibility for four additional program months of work readiness services or payments under part 9500.1312, subpart 1;

Subp. 3. **Appeal of adverse action.** An applicant or registrant who is the subject of an adverse action under subpart 1 may appeal the local agency determination. The appeal must be a written request for a hearing submitted to the department or the local agency under Minnesota Statutes, section 256.045. If a registrant appeals on or before the effective date of the adverse action, the registrant,

if otherwise eligible, shall continue to receive work readiness services and payments while the appeal is pending, unless the registrant requests in writing that assistance be discontinued pending a hearing decision. If the registrant's appeal of an action specified under subpart 1, item A, B, or D is not upheld, the registrant shall pay back to the local agency the amount of work readiness payments received during the pendency of the appeal.

Bureau of Mediation Services

Adopted Rule Relating to Transfer of Exclusive Representative Status

The rule proposed and published at *State Register*, Volume 10, Number 44, pages 2224-2225, April 28, 1986 (10 S.R. 2224) is adopted as proposed.

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.

Charitable Gambling Control Board

Notice of a Public Hearing on Proposed Rules Governing Lawful Gambling, the Distribution of Lawful Gambling Equipment, and the Manufacture of Lawful Gambling Equipment

Notice of Intent to Adopt a Rule with Public Hearing

NOTICE IS HEREBY GIVEN that a public hearing in the above-captioned matter will be held pursuant to Minnesota Statutes, sections 14.131 to 14.20 (Supp. 1985), in the basement level conference room, State Office Building, 435 Park, St. Paul, Minnesota, on September 20, 1986, commencing at 9:00 a.m. and continuing until all interested persons have an opportunity to be heard.

All interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. Such persons may present their views either orally at the hearing or in writing at any time prior to the close of the hearing record. All evidence presented should be pertinent to the matter at hand. Written material not submitted at the time of the hearing which is to be included in the hearing record may be mailed to Mr. Howard Kaibel, Administrative Law Judge, Office of Administrative Hearings, 400 Summit Bank Building, 310 4th Avenue South, Minneapolis, Minnesota 55415, telephone (612) 341-7608. The written material must be received at the Office of Administrative Hearings before the close of the hearing record.

The hearing record will remain open for the inclusion of written material for five working days after the hearing ends unless a longer period not to exceed twenty calendar days is ordered by the Administrative Law Judge at the hearing. Written material received during this period will be available for review at the Office of Administrative Hearings. The Minnesota Charitable Gambling Control Board ("Board") and interested persons may respond in writing within three business days after the submission period ends to any new information submitted. No additional evidence may be submitted during the three-day period.

This rule hearing procedure is governed by Minnesota Statutes, sections 14.131 to 14.20 and by Minn. Rules pts. 1400.0200 to 1400.1200 (1985). Questions about procedure may be directed to Administrative Law Judge Kaibel at the aforementioned address.

The Board proposes to amend rules governing the conduct of lawful charitable gambling in Minnesota. A draft of the rules proposed for adoption was published in the June 23, 1986 *State Register*. The proposed rules will alter and add to the existing charitable gambling rule presently located in Minn. Rules pts. 7860.0010 to 7860.0310. The authority to adopt rules is Minnesota Statutes, sections 14.06 and 349.151, subd. 4(4). A copy of the proposed rules is enclosed with the notice mailed to all persons

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.

on the Board's rulemaking mailing list. A free copy of the proposed rules as well as the Statement of Need and Reasonableness may be obtained by contacting:

Mr. Roger Franke
Executive Secretary
Minnesota Charitable Gambling Control Board
N-475 Griggs-Midway Building
1921 University Avenue
St. Paul, Minnesota 55104
(612) 642-0555

The proposed rules may be modified as a result of the rule hearing process. Those who are potentially affected in any manner by the substance of the proposed rules are therefore advised to participate in the process.

Minnesota Statutes ch. 10A requires each lobbyist to register with the State Ethical Practices Board within five days after he or she commences lobbying. A lobbyist is defined in Minnesota Statutes, section 10A.01, subd. 11 as any individual:

(a) Engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than $250, not including his own travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or

(b) Who spends more than $250, not including his own traveling expenses and membership dues, in any year for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 625 North Robert Street, St. Paul, Minnesota 55101, telephone: (612) 296-5615.

The proposed rule may affect small businesses as defined in Minnesota Statutes, section 14.115. For a discussion of how the Board considered methods to reduce the impact of the rule on small businesses, see the Statement of Need and Reasonableness.

Notice is hereby given that a Statement of Need and Reasonableness is now available for review at the Board and the Office of Administrative Hearings. This Statement of Need and Reasonableness contains a summary of all the evidence and argument which the Board anticipates presenting at the hearing justifying both the need for and the reasonableness of the proposed rules. Copies of the Statement of Need and Reasonableness may be reviewed at the Board or the Office of Administrative Hearings and copies may be obtained from the Office of Administrative Hearings at the cost of reproduction.

Please note that any person may request notification of the date on which the Administrative Law Judge's report will be available, after which date the Board may not take any final action on the proposed rules for a period of five working days. If you desire to be so notified, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the Administrative Law Judge. Any person may request notification of the date on which the proposed rules were adopted and filed with the Secretary of State. The notice must be mailed on the same day that the rule is filed. If you want to be so notified you may so indicate at the hearing or send a request in writing to the Board at any time prior to the filing of the rule as adopted with the Secretary of State.

Dated: 25 July 1986

Roger Franke, Executive Secretary
Charitable Gambling Control Board

Department of Commerce

Notice of Cancellation of Hearing on Proposed Rules Relating to Medical Malpractice Insurance (Home Health Care Aides)

The hearing scheduled for August 19, 1986 in the above captioned matter is hereby cancelled. Notice of the hearing was published in the *State Register* on Monday July 14, 1986 at 11 S.R. 29. The circumstances that necessitated the hearing no longer exist and accordingly the hearing will not be rescheduled.

Michael A. Hatch
Commissioner of Commerce

Department of Commerce

Notice of Deactivation of the Minnesota Joint Underwriting Association to Insurance Specified Classes of Business

Pursuant to Chapter 455, Laws of Minnesota 1986, codified as Chapter 62I of Minnesota Statutes; specifically sections 40 and 41 of Chapter 455, codified as Minnesota Statutes § 62I.21 and § 62I.22 Notice of Temporary Activation, Notice of Activation and Notice of Hearing were published in the *State Register* on May 26, 1986, July 7, 1986 and June 16, 1986 activating the Minnesota Joint Underwriting Association for various classes of business. Subsequently it has been determined that activating the authority of Minnesota Joint Underwriting Association for all of those classes of business is no longer necessary; that certain classes of business do not at this time any longer require the assistance of the Minnesota Joint Underwriting Association. Accordingly the authority of the Minnesota Joint Underwriting Association to offer insurance coverage for the following groups is terminated effective July 22, 1986:

crane operators
architects
design engineers
volunteer guardianship providers
directors and officers of nonprofit agencies
recreational facilities (except for riding stables and water slides)
home health aides.

Accordingly the hearing scheduled for August 12, 1986 noted in the *State Register* on the above cited days will not deal with these classes of business.

Michael A. Hatch
Commissioner of Commerce

Department of Education, Education Data Systems

Notice of Publication of Manual of Uniform Terminology for Data Collection

The Minnesota Department of Education, Education Data Systems Section, will shortly publish a manual of Uniform Terminology for Data Collection (Data Standards) as required by M.S. 121.931. This terminology is reflective of the student and staff data elements needed for district to department data reporting.

For information concerning these data standards or to receive a copy please write:

Mark Manning, Data Acquisition Unit Supervisor
852 Capitol Square Bldg.
550 Cedar Street
St. Paul, MN 55101

Department of Energy and Economic Development Business Financial Management Division

Tax Exempt Financing Issuance Authority

Notice of Availability

Pursuant to Minn. Laws 1986, Ch. 465, Article 1, Section 22

The Department gives notice that the amounts of tax exempt financing issuance authority available to qualified issuers as of July 28, 1986, is as follows:

Competitive Pool (Existing Law)

Pursuant to Minn. Laws 1986, Ch. 465, Article 1, Section 13

Total Pool Available (Priority to Manufacturing Projects)	$304,472,800
For:	
Pollution Control/Waste Management Projects	$ 49,564,560
Commercial Redevelopment Projects	$110,562,980

Competitive Pool (Federal Volume Limitation Act)

Pursuant to Minn. Laws 1986, Ch. 465, Article 1, Section 19

Total Pool Available (Priority to a-General Obligation Projects, b-Manufacturing Projects)	$286,241,237
For:	
Pollution Control/Waste Management Projects	$ 59,856,247
Commerical Redevelopment/Multifamily Housing Projects	$101,008,432

Qualified 501(c)(3) Bond Pool (Federal Volume Limitation Act)

Pursuant to Minn. Laws 1986, Ch. 465, Article 1, Section 20

Total Pool Available	$ 30,725,000

Pursuant to Minn. Laws 1986, Ch. 465, Article 1, Section 13, Subd. 2, Section 19, Subd. 2, Section 20, Subd. 3, and Section 21, Subd. 2, issuers requesting allocation of issuance authority must submit applications, any applicable deposit and any other supporting documents required. Application forms are available from the Department upon request.

Department of Health, Health Resources Division

Outside Opinion Sought Concerning Proposed Permanent Rules to Replace Parts 4656.0010 to 4656.0100 (Temporary) Relating to Review of Care and Classification of Residents in Facilities Participating in the Medical Assistance Program

Notice is hereby given that the Minnesota Department of Health is considering a permanent rule to replace Minnesota Rules, parts 4656.0010 to 4656.0100 (Temporary). These rules establish procedures for the assessment and classification of residents of nursing homes and boarding care homes participating in the Medical Assistance program and procedures for the review of the appropriateness and quality of care and services furnished to recipients of medical assistance.

Permanent rules are authorized by Minnesota Statutes, sections 144.072, Subdivision 1; 144.0721, Subdivision 1; and 256B.502.

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

Gary Goetzke
Quality Assurance and Review
Minnesota Department of Health
717 Delaware Street S.E.
P.O. Box 9441
Minneapolis, Minnesota 55440

Oral statements of information and comment will be received over the phone at 612/623-5627 between 8:00 a.m./ and 4:30 p.m. Mondays and Fridays.

Statements of information and comment will be accepted until September 30, 1986. Any written material received by the Department shall become part of the rule record. Oral statements will be considered but will not become part of the rule record.

Department of Health, Division of Maternal and Child Health Services for Children with Handicaps

Notice of Intent to Solicit Outside Opinion to Establish Guidelines Covering Asthma Problems in Children

Notice is hereby given that the Services for Children with Handicaps Program is seeking advice from knowledgeable persons to establish guidelines for coverage of children with asthma problems other than cystic fibrosis.

Qualified, interested persons should contact Dr. Carolyn McKay, Director, Division of Maternal and Child Health, 717 Delaware Street S.E., Minneapolis, Minnesota, 55440. Phone (612) 623-5166 by August 28, 1986.

Department of Human Services

Notice of Intent to Solicit Outside Opinion Concerning Rules Relating to Nursing Home Operating Cost Payment Rate Determination

Notice is hereby given that the Minnesota Department of Human Services plans to promulgate permanent rule parts 9549.0050 to 9549.0059—Rules Relating to Nursing Home Operating Cost Payment Rate Determination.

These rules are authorized by Minnesota Statutes, section 256B.431; and governs the determination of operating cost payment rates for nursing homes licensed under Minnesota Statutes, Chapter 144A or boarding care facilities licensed under Minnesota Statutes, section 144.50 to 144.58 participating in the Medical Assistance Program. These rules will replace temporary rule parts 9549.0050 to 9549.0059.

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

Jane M. Delage
Department of Human Services
4th Floor, Centennial Office Building
658 Cedar Street
St. Paul, MN 55155

Oral statements of information and comment will be received during regular business hours over the telephone at 612/297-4302.

All statements of information and comment will be accepted until further notice is given. Any written material received by the Department shall become part of the hearing record.

Department of Labor and Industry, Labor Standards Division

Notice of Intent to Solicit Outside Opinion on Proposed Amendments to Rules Governing Fair Labor Standards and Child Labor Standards

Notice is hereby given that the Minnesota Department of Labor and Industry, Labor Standards Division, is seeking information or opinions from sources outside the agency in preparing to amend Minnesota Rules 5200.0010-5200.0250 and 5200.0970. These rules govern the Minnesota Fair Labor Standards Act, Minnesota Statutes §§ 177.21-177.35, and Minnesota Child Labor Standards Act, Minnesota Statutes Chapter 181A. The promulgation of these rules is authorized by Minnesota Statutes §§ 177.28 and 181A.09, respectively.

The Minnesota Department of Labor and Industry, Labor Standards Division, requests information and comments concerning the subject matter of these rules. Interested or affected persons or groups may submit written or oral information. Written statements should be addressed to:

Don Jackman
Director of Labor Standards
Minnesota Department of Labor & Industry
444 Lafayette Road
St. Paul, MN 55101

Any written material received by the Minnesota Department of Labor and Industry, Labor Standards Division, shall become part of the record in the event that the rules are promulgated.

Oral statements will be received during regular business hours over the telephone at (612) 296-2282 and in person at the above address. Information will be accepted until August 18, 1986.

Date: 25 July 1986

Steve Keefe
Commissioner of Labor & Industry

Metropolitan Council

Goals for Disadvantaged and Women Business Enterprise Participation

The Metropolitan Council announces the following goals for federal fiscal year 1987 for disadvantaged and women business enterprise (DBE and WBE) participation in Urban Mass Transportation (UMTA) and Federal Aid Highway (FHWA) assisted

projects: 10% for firms owned and controlled by socially and economically disadvantaged individuals, and 2% for women-owned and -controlled firms.

The goals and a description of how they were set are available for inspection during normal business hours at the Council offices for 30 days following the date of this notice. Comments, which are for informational purposes only, may be sent to the Council, 300 Metro Square Bldg., St. Paul, MN 55101; or the U.S. Department of Transportation, 400 7th St. SW., Washington, D.C. 20590, within 45 days from the date of this notice.

Metropolitan Council

Public Hearing on 1987 Work Program and Budget

The Metropolitan Council will hold a public hearing on its proposed 1987 work program and budget on Thursday, September 11, 1986, 5 p.m., at the Metropolitan Council Chambers, 300 Metro Square Bldg., 7th and Robert Sts., St. Paul. All interested persons are encouraged to attend the hearing and offer comments. People may register to speak in advance by calling Jane Larson at 291-6500. A draft of the document for public hearing will be adopted by the Council on August 14, 1986. Copies of the proposed work program and budget will be available for public inspection beginning Monday, August 18 at designated libraries throughout the region. For information on the location of these libraries or a free copy of the budget document, call 291-6464.

Department of Natural Resources, Minerals Division

Notice of Intent to Hold State Copper, Nickel, and Associated Minerals Lease Sale; State Lands to be Offered for Copper, Nickel, and Associated Minerals Exploration

The Minnesota Department of Natural Resources announces that plans are being developed to hold the state's tenth sale of copper, nickel, and associated minerals exploration and mining leases. The sale is tentatively scheduled for November or December of 1986. The lease sale plans are being announced at this time in order to give mining companies, public interest groups and all other interested parties additional time to reveiw the areas under consideration.

The purpose of Minnesota's copper, nickel, and associated minerals rules is to promote and regulate the prospecting for, mining and removal of copper, nickel and associated minerals on state-owned and state-administered lands. These rules, and the leases issued under these rules, authorize exploration and development of these minerals and impose certain requirements on the lessee. The requirements include: the payment of minimum rentals that increase with the passage of time, the payment of royalty for all ore mined and removed, the submission of data and other reports, and the addressing of environmental considerations. In addition, the state lessee must comply with all applicable regulatory laws.

The areas under consideration for lease sale covers portions of Beltrami, Carlton, Itasca, Koochiching, Lake, Lake of the Woods, Marshall, Norman, Pine, Roseau and St. Louis Counties. Some of the lands being considered have been offered in previous copper, nickel, and associated minerals lease sales, but in light of present interest shown and geologic data and exploration techniques developed during the past few years, it is felt that within these lands there is significant potential for the discovery of mineral resources. Certain new lands of interest are also being considered for the lease sale.

The exact time of the lease sale will be announced by legal notice at least thirty days prior to the sale. Mining unit books, listing the state lands to be offered at the lease sale, will be available for inspection or purchase at that time.

A map showing the general areas under consideration may be obtained from the Division of Minerals, Box 45, 500 Lafayette Road, St. Paul, MN 55155-4045, telephone (612) 296-4807.

Dated: 25 July 1986

Joseph N. Alexander
Commissioner of Natural Resources

Pollution Control Agency, Solid and Hazardous Waste Division

Notice of Intent to Solicit Outside Opinion Regarding Amendments to Minn. Rules Ch. 7046 Governing the Fee System for Hazardous Waste Generators and Hazardous Waste Facilities

Notice is hereby given that the Minnesota Pollution Control Agency (MPCA) is seeking information or opinions from sources outside the MPCA in reviewing Minn. Rules Parts 7046.0010-7046.0070, Hazardous Waste Facility and Generator Fee Rule.

Minn. Stat. § 116.12 (Supp. 1985) directs the MPCA to establish hazardous waste generator and facility fees to cover the amount appropriated from the special revenue fund to the MPCA for permitting, monitoring, inspection and enforcement expenses of the hazardous waste activities of the MPCA. In establishing these fees, the MPCA is directed to follow the procedures set forth in Minn. Stat. § 16A.128 (as amended 1986 Minn. Laws chapter 436, section 2).

Minn. Stat. § 16A.128 requires annual review of the fees. It also requires adjustment of the fees so that the total fees received nearly equal the sum of the appropriation for the accounts plus the agency's general support costs, statewide indirect costs, and attorney general costs attributable to the fee function.

The MPCA believes it necessary to review the fee rules (Minn. Rules Parts 7046.0010-7046.0070) to comply with the requirements of Minn. Stat. § 16A.128 and is soliciting suggestions on potential amendments to those rules.

The MPCA staff is particularly interested in receiving comments on how the fee schedule should be applied to small and very small quantity hazardous waste generators. Further, the MPCA seeks comments on how the fee schedule can be amended to provide incentives to promote recycling and to be more readily understood and administered.

The MPCA requests information and comment concerning the subject of the fee rules. Written statements and comments concerning these matters wills be accepted for consideration until August 29, 1986. Written statements should be addressed to:

Laurie Jacobson
Solid and Hazardous Waste Division
1935 West County Road B2
Roseville, Minnesota 55113

Oral statements will be accepted during regular business hours at 612/296-7039. Any written material received by the MPCA on or before August 29, 1986, shall become part of the rule making record in the event that the amendments are promulgated.

Teachers Retirement Association

Meeting Notice

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on Thursday, August 21, 1986 at 10:00 a.m. in Room 302 Capitol Square Bldg. to select an Executive Director and to consider matters which may properly come before the Board.

Department of Transportation

Debarment Order for Allied Blacktop, Inc.

Pursuant to Laws 1984, Chapter 654, Article 2, Section 8, Minnesota Rule 1230.3400, and a Stipulation for Informal Disposition dated July 8, 1986 you are debarred and disqualified from entering into or receiving a Minnesota Department of Transportation contract and from serving as a subcontractor or material supplier under a Mn/DOT contract. Neither you nor any business or entity owned by, or associated with you may enter into a contract with Mn/DOT or serve as a subcontractor or supplier of materials or services under a Mn/DOT contract.

Minnesota Rules 1230.3100, Subpart 9. states:

Subp. 9. Mn/DOT contract. "Mn/DOT contract" means a written instrument:

A. containing the elements of offer, acceptance, and consideration to which the Minnesota Department of Transportation is a party, or acts as an agent for a party under Minnesota Statutes, section 161.36, subdivision 2 and 3, 360.016, subdivisions 2 and 3, or 350.039, subdivisions 2 and 3;

B. for which competitive bids are required or taken; and

C. which is subject to the approval of the commissioner.

This order takes effect on August 15, 1986, and continues until and including January 14, 1987.

Dated: 28 July 1986

Robert J. McDonald
Deputy Commissioner

Department of Transportation

Debarment Order for Richard C. Pearson

Pursuant to Laws 1984, Chapter 654, Article 2, Section 8, Minnesota Rules 1230.3400, and a Stipulation for Informal Disposition dated July 8, 1986 you are debarred and disqualified from entering into or receiving a Minnesota Department of Transportation contract and from serving as a subcontractor or material supplier under a Mn/DOT contract. Neither you nor any business or entity owned by, or associated with you may enter into a contract with Mn/DOT or serve as a subcontractor or supplier of materials or services under a Mn/DOT contract.

Minnesota Rule 1230.3100, Subpart 9. states:

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A. containing the elements of offer, acceptance, and consideration to which the Minnesota Department of Transportation is a party, or acts as an agent for a party under Minnesota Statutes, section 161.36, subdivisions 2 and 3, 360.016, subdivisions 2 and 3, or 360.039, subdivisions 2 and 3;

B. for which competitive bids are required or taken; and

C. which is subject to the approval of the commissioner.

This order takes effect on August 15, 1986, and continues until and including January 14, 1987.

Dated: 28 July 1986

Robert J. McDonald
Deputy Commissioner

Department of Transportation

Debarment Order for Eugene J. Capistrant

Pursuant to Laws 1984, Chapter 654, Article 2, Section 8, Minnesota Rule 1230.3400, and a Stipulation for Informal Disposition dated July 8, 1986 you are debarred and disqualified from entering into or receiving a Minnesota Department of Transportation contract and from serving as a subcontractor or material supplier under a Mn/DOT contract. Neither you nor any business or entity owned by, or associated with you may enter into a contract with Mn/DOT or serve as a subcontractor or supplier of materials or services under a Mn/DOT contract.

Minnesota Rule 1230.3100, Subpart 9. states:

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A. containing the elements of offer, acceptance, and consideration to which the Minnesota Department of Transportation is a party, or acts as an agent for a party under Minnesota Statutes, section 161.36, subdivisions 2 and 3, 360.016, subdivisions 2 and 3, or 360.039, subdivisions 2 and 3;

B. for which competitive bids are required or taken; and

C. which is subject to the approval of the commissioner.

This order takes effect on August 15, 1986, and continues until and including January 14, 1987.

Dated: 28 July 1986

Robert J. McDonald
Deputy Commissioner

Department of Transportation

Outside Opinion Sought Regarding Preparation to Draft Rules Governing Trunk Highways in Recreation Areas

Notice is hereby given that the Minnesota Department of Transportation (Mn/DOT) is seeking information or opinions from sources outside the agency in preparing to draft rules for adoption governing Trunk Highways in Recreation Areas. The adoption of rules is authorized by Laws of Minnesota 1986, Chapter 454, Section 4, and promulgation of the recreational use plan prepared under that law shall be in accordance with the Administrative Procedure Act, Chapter 14.

The new law mandates preparation of a recreational use plan for Trunk Highways in Recreation Areas by Mn/DOT in cooperation with the Department of Natural Resources.

The following excerpt is taken from Laws of Minnesota 1986, Chapter 454, Section 4:

Subd. 2. [PLAN.] The commissioner of transportation, in consultation with the commissioner of natural resources, shall prepare a plan for the recreational uses of trunk highway right-of-way and adjacent public land in areas of unusual scenic interest. The plan must provide for the enhancement of such recreational uses by the construction of new recreational facilities or the improvement or rehabilitation of existing recreational facilities, as enumerated in subdivision 1, clause (3). The plan must provide for joint development of these facilities by the departments of transportation and natural resources, where feasible, and must contain provisions permitting local units of government and regional development commissions to participate in the planning and development of recreational facilities.

Subd. 3. [RECREATIONAL FACILITIES.] The commissioner of transportation may, in areas of unusual scenic interest:

(1) construct, improve, and maintain recreational facilities, including parking areas, scenic overlooks, and tourist information facilities, on trunk highway right-of-way and adjacent areas; and

(2) construct, improve, and maintain access ramps and turnoffs to connect trunk highways with recreational land owned by the department of natural resources.

Subdivision 1, requiring the establishment of standards for trunk highway segments located in areas of unusual scenic interest is not subject to the rulemaking process.

Mn/DOT is seeking comments and recommendations in order to develop a list of topics to be considered for discussion and rules. Joint participation by state, regional and local units of government in the planning and development of possible recreation facilities, is solicited and will be used.

Mn/DOT requests information and comments concerning the subject matter of the potential rules be submitted by September 1, 1986. 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:

Carol R. Braun
Mn/DOT-Environmental Services Section
Transportation Building—Rm. 704
St. Paul, Mn. 55155

Oral statements will be received during regular business hours over the telephone at (612) 296-1648 and in person at the above address. Any written material received by Mn/DOT will become part of the rulemaking record in the event that the rules are adopted.

Richard P. Braun, Commissioner
Minnesota Department 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. Certain quasi-state agencies are exempted from some of the provisions of this statute.

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

Contracts and Requisitions Open for Bid

Call 296-6152 for Referral to Specific Buyers.

Commodity for Bid	Bid Closing Date at 2 pm	Department or Division	Delivery Point	Requisition #
Explosives	August 4, 1986	Natural Resources	St. Paul	29-001-10341
Commencement Books	August 5, 1986	State University	Mankato	26-071-16924-0202
Commerce Contract	August 5, 1986	Commerce	St. Paul	13-425-09262-9078
$3.00 Fee Insert	August 5, 1986	Public Safety	St. Paul	07-700-38938-0540
4-Wheel Vehicle	August 5, 1986	Iron Range Resources and Rehabilitation Board	Eveleth	43-000-07099
Construct Pole Bldg.	August 5, 1986	Transportation	Detroit Lakes	79-400-02644
Insulated Tray Food System	August 5, 1986	Human Services Regional Treatment Center	Cambridge	55-201-06660 Rebid
Move Virginia Metal Partitions	August 5, 1986	Economic Security	Economic Security	21-200-13535
Typewriter Maintenance	August 5, 1986	State University	St. Cloud	26-073-19013
Ready Mix Concrete	August 6, 1986	State University	Mankato	26-071-16891
Disposal of Hazardous Waste	August 6, 1986	Pollution Control Agency	Roseville	32-300-15052
Disposal of Hazardous Waste	August 6, 1986	Pollution Control Agency	Roseville	32-300-15053
Microcomputer Software Package	August 6, 1986	Community College	Hibbing	27-158-45897
Steel, Common Use Items	August 6, 1986	Various	Various	Price-Contract
TI Microcomputers	August 6, 1986	State University	Mankato	26-071-16902
Parts Cleaner	August 6, 1986	DOT Transportation	Various	79-000-70831
Professional Liability Insurance for Students at State Community Colleges	August 6, 1986	Community College	St. Paul	27-138-49250
Bus Transportation—Rebid	August 7, 1986	Education		37-010-18598
Laboratory Media	August 7, 1986	Various	Various	Price-Contract
Photo Film Processing (Amateur & Custom)	August 7, 1986	Various	Various	Price-Contract
Van Conversion for Handicapped	August 7, 1986	Jobs & Training	Various	21-607-41423
School/Library Furniture	August 7, 1986	Community College	Minneapolis	27-151-47414
Boat and Motor	August 7, 1986	Natural Resources	Grand Rapids	29-000-43771
Gas Salt Kiln	August 7, 1986	State University	Bemidji	26-070-12063
Tractor	August 8, 1986	Community College	Inver Grove Heights	27-157-47641
Elec. Chain Hoist	August 8, 1986	Transportation	St. Paul	79-000-70843
Map—Explore MN Bkwys—Northwest	August 8, 1986	Transportation	St. Paul	79-000-70814-0178
Paging System Rebid	August 8, 1986	State University	Bemidji	26-070-12005
Computer	August 8, 1986	Administration—Printing & Mailing	St. Paul	02-509-46294
Computer	August 8, 1986	Administration—Printing & Mailing	St. Paul	02-509-46290

Commodity for Bid	Bid Closing Date at 2 pm	Department or Division	Delivery Point	Requisition #
Focus on Financial Aid Tabloid	August 8, 1986	Higher Education Coordinating Board	St. Paul	60-000-04963-0126
Project Monitor Software System	August 11, 1986	Jobs & Training	St. Paul	21-200-13532
Move Dept. of Revenue	August 11, 1986	Revenue	St. Paul	67-520-01007

Department of Agriculture, Plant Industry Division

Request for Proposals for Advertising Campaign to Promote the Quality of Minnesota Certified Seed Potatoes

The Plant Industry Division, Department of Agriculture, is seeking a consultant to provide advertising services under contract to develop and implement, upon review and approval of the department, an advertising campaign to promote the quality of Minnesota certified seed potatoes and thus increase the demand and sales of same through advertising, promotion, and public relations throughout the country. This responsibility of the Department of Agriculture is delegated by M.S. 21.122.

"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".

I. Scope of Project:

To reach prospective buyers and users of Minnesota Certified seed potatoes through the printed media, direct mail brochures, and/or public relations.

II. Objectives:

Increase sales and distribution of Minnesota certified seed potatoes throughout the U.S.A.

III. Project Tasks:

1. Prepare preliminary plans for advertising, promotion and public relations.

2. Prepare schedules for advertising insertions and other related figures.

4. Assess the results following the insertions of advertisements in publications for appearance, date, position, size, and mechanical reproduction.

5. Design direct mail campaign and advertising material to be sent by the Department of Agriculture to grower and broker users of Minnesota Certified Seed Potatoes.

Responder may propose additional tasks or activities if they will substantially improve the results of the project.

IV. Department Contacts:

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

Richard T. Zink, Ph.D., Supervisor, Seed Potato Certification
MINNESOTA DEPARTMENT OF AGRICULTURE
University of Minnesota-Crookston
Hill Hall
Crookston, MN. 56716
Phone No. (218) 281-6976—St. Paul, MN. No. (612) 296-8387

Other Department personnel are not allowed to discuss the project with responders before the submitted or proposal deadline.

V. Submission of Proposals:

All proposals must be sent to and received by:

Richard T. Zink, Ph.D., Supervisor, Seed Potato Certification
Minnesota Department of Agriculture
University of Minnesota—Crookston
Hill Hall
Crookston, MN. 56716
Not later than 4:30 P.M., August 15, 1986.

"Late Proposals will not be accepted". Responder shall submit 2 copies of the proposal. Proposals are to be sealed in mailing envelopes or packages with the responders name and address clearly written on the outside. Each copy of the proposal must be signed by an authorized member of the firm. Prices and terms of the proposal as stated must be valid for the length of the project.

VI. Project Costs:

The Department has estimated that the cost of this project shall not exceed $20,000.00 for professional services and expenses.

VII. Project Completion Date:

The project will be completed by June 30, 1987.

VIII. 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 advertising services 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/Manager.

4. Responder will prepare a detailed cost and work plan which will identify the major tasks to be accomplished 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.

IX. Evaluation

All proposals received by the deadline will be evaluated by representatives of the Department of Agriculture. 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.

Evaluation and selection will be completed by August 22, 1986. Results will be sent immediately by mail to all responders".

Department of Energy & Economic Development, Energy Division

Request for Proposals for a Contract to Prepare a Report for the Minnesota Insulation Standards Program

The Energy Division has issued an RFP for a contractor to conduct a study and prepare a report on the Insulation Standards Program. Elements of this project include a review of the Minnesota Insulation Standards Program implementation, making recommendations for revisions to the insulation standards, obtaining input from industry members, and preparing a report to assist in possible future rulemaking procedures.

A copy of the RFP may be obtained from Bruce D. Nelson, Senior Engineer, DEED—Energy Division, 900 American Center Building, 150 E. Kellogg Blvd., St. Paul, MN 55101, telephone (612) 297-2313.

The Department has estimated that the amount of this contract should not exceed $10,000. The deadline for receipt of proposals is 2:00 p.m., August 30, 1986.

Department of Human Services, Health Care Programs Division

Request for Proposal for Medical Case Management Services

Notice is hereby given that the Health Care Programs Division, Department of Human Services, is seeking proposals concerning

the provision of case management services to recipients of medical assistance who are diagnosed as having Acquired Immune Deficiency Syndrome (AIDS), those with AIDS Related Complex (ARC) if such substantially interferes with the major activities of life, respirator and ventilator dependent individuals, and the chronically mentally ill.

Case management as used in this context means the provision of one or more of the following services and activities:

1. Conducting data collection, planning, and educational activities;

2. Serving as a resource/referral;

3. Assessing client's needs;

4. Developing an individual and integrated services plan to address the client's needs;

5. Assisting the client in gaining access to needed services;

6. Providing an ongoing assessment of the client's needs and the applicability of the services plan;

7. Monitoring, coordinating, and controlling the services provided to assure that necessary services are being provided and in the most economical, efficient and effective manner;

8. Insuring the maximization of the use of the most cost effective and appropriate services;

9. Providing advocacy services on behalf of the client to assist him/her to access, obtain, and/or use needed services;

10. Identifying service providers; and,

11. Undertaking other activities incidental to the above that are essential to the successful performance of case management activities.

The specific array of services and activities that comprise a case management system are dependent upon the target group for whom case management services are directed and their special needs. The case manager must be a medical doctor or registered nurse.

The proposal may be statewide in scope or may be limited to a specific geographical area. It may include all of the above listed conditions or may limit the case management services to specific conditions. The proposal must include specific, quantifiable criteria against which the outcomes of case management can be measured, detail the bidder's knowledge, sensitivity, and grasp of issues and problems impacting individuals for whom the proposal is submitted, and explain how updated knowledge is assured.

The estimated amount of the contract(s) will not exceed $500,000/year. The length of the contract(s) shall be for a period of one (1) year, and may be renewed for an additional one (1) year period. Responses must be received by 4:00 P.M. on August 25, 1986. Late proposals will not be accepted. The contract(s) will be awarded on or after September 19, 1986. Inquiries and proposals should be directed to:

Mary Kennedy, Assistant Director
Health Care Programs Division
444 Lafayette Road
St. Paul, Mn 55155
612-297-3200

Department of Jobs and Training, Division of Rehabilitation Services

Notice of Proposed Contracts for Federal Fiscal Year 1987

The Minnesota Department of Jobs and Training, Division of Rehabilitation Services is publishing notice that the contracts listed below are available and will be awarded for federal fiscal year 1987 (October 1, 1986 to September 30, 1987):

A. Notice of Proposed Contracts for Medical, Psychiatric, Psychological, Ophthalmological and Low Vision Services,

1. The Division of Rehabilitation Services, Office of Vocational rehabilitation is seeking an individual to function as the Chief Medical Consultant to provide services under contract as follows:

a. Provide technical supervision and assistance, and review the work of field office medical consultants;

b. Analyze the medical service program of the division and make recommendations for program modifications;

c. Participate in the planning, development, and conduct of in-service training, for both medical consultants and VR counseling supervisory staff, in the medical aspects of Vocational Services;

d. Assist the agency in the development of forms, procedures and other operational materials that relate to the medical program;

e. Review individual case material in order to provide advice on diagnosis, prognosis, medical implications and functional limitations resulting from disability;

f. Represent the agency at meetings of state and local medical societies;

g. To review and comment on individual medical plans that exceed certain specific cost limitations;

h. Assist in the recruitment and selection of field office medical consultants.

The medical consultant will be responsible to the Assistant Commissioner of Rehabilitation Services with primary administrative direction coming from the Director, Office of Vocational Rehabilitation. The individual will be paid at a rate of $55 per hour. The contract will require an average of 2 to 5 hours per month. Total cost is not expected to exceed $3,300.00. Inquiries should be directed to:

James R. House
Director, Office of Vocational Rehabilitation
MN Department of Jobs and Training
Division of Rehabilitation Services
5th Floor
390 North Robert Street
St. Paul, Minnesota 55101

All proposals must be received by 4:30 p.m. 8-29-86.

2. The Division of Rehabilitation Services, Office of Vocational Rehabilitation is seeking to employ individuals under contract who will meet with local staff of the section in order to provide them with advice, consultation, and training on medical and psychiatric or psychological aspects affecting the rehabilitation process for specific clients and for the agency, in general. This section will be seeking at least one medical and one psychiatric or psychological contractor in each of the following locations: Bemidji, Brainerd, Duluth, Fergus Falls, Mankato, Minneapolis, Rochester, St. Cloud, St. Paul, Virginia, Willmar, Worthington, Moose Lake and Anoka. All individuals will be paid at a rate of $40 to $60 per hour. Most contract work will require an average of 2 to 4 hours per week. Total cost is not expected to exceed $400,000.00. Inquiries should be directed to:

James R. House
Director, Office of Rehabilitation Services
MN Department of Jobs and Training
Division of Rehabilitation Services
5th Floor
390 North Robert Street
St. Paul, Minnesota 55101

All proposals must be received by 4:30 p.m. 8-29-86.

3. The Division of Rehabilitation Services, Social Security Disability Determination Services Section, is seeking to employ individuals under contract who will advise and consult with disability examiner staff and others regarding the medical and psychological aspects of impairments including the nature and severity of disease processes, appropriate medical development and case documentation for individual claims, proper application of SSA medical policy and assessment of the claimant's residual level of functioning. The contractor will also be required to certify the claimant's determination of disability as required by the Social Security Administration. The section will be seeking twenty to twenty-four Minnesota licensed medical doctors and five Minnesota licensed consulting psychologists. All services will be utilized in St. Paul. Range of pay is $32 to $46 per hour. Contracts will vary from 8 to 20 hours per week and will be for 1 year (10/1/86 through 9/30/87) or 1 year with an option to renew for a 2nd year. Total cost is not expected to exceed $850,000. Inquiries should be directed to:

William T. Ruhl
Assistant Director, Medical Services
Disability Determination Services Section
MN Department of Jobs and Training
Rehabilitation Services
Suite 200—Metro Square Building
Seventh and Robert Streets
St. Paul, Minnesota 55101
(612) 296-4419

All proposals must be received by 4:30 p.m. 8-29-86.

4. The Division of Rehabilitation Services, Office of Services for the Blind and Visually Handicapped is seeking 5 individuals to function as Regional General Medical Consultants in the Northeast (Duluth), Northwest (St. Cloud and Moorhead), South

(Mankato), and Metro (9 county) Regions and 1 individual to function as Pediatric Specialist Medical Consultant (Statewide) to provide medical services under the contract as follows:

a. serve as the medical expert for the Regional Supervisor(s) and provide face to face medical consultative services on all medical aspects of the rehabilitation program;

b. review all medical reports on blind and visually handicapped clients obtained in the region(s) during the year;

c. determine the adequacy of the medical information obtained;

d. make written recommendations regarding additional medical procedures required;

e. record and code each disabling condition reported;

f. make recommendations regarding client limitations;

g. interpret medical findings to rehab counselors upon requests;

h. provide consultation and recommendations regarding medical practice, procedures and individual client needs upon request;

i. make recommendations regarding medical charges upon request.

The medical consultants will be responsible to the respective regional supervisors with primary administrative direction coming from the Director of Services for the Blind and Visually Handicapped. All individuals will be paid at a rate of $40.00 to $60.00 per hour depending upon qualifications and previous experience in dealing with blind and visually handicapped persons. Most contract work in the outstate regions will require an average of 2-4 hours per month. Most contract work in the Metro regions (9 county) will require an averge of 4-12 hours per month. Total cost of all contracts is not expected to exceed $25,000.00. Inquiries should be directed to:

Rick Hokanson
Director of Services for the Blind and Visually Handicapped
MN Department of Jobs and Training
Division of Rehabilitation Services
1745 University Avenue
St. Paul, Minnesota 55104
(612) 642-0508

All proposals must be received by 4:30 p.m. 8-29-86.

5. The Division of Rehabilitation Services, Office of Services for the Blind and Visually Handicapped is seeking 4 individuals to function as Regional Ophthalmological Consultants in the Northeast (Duluth), Northwest (St. Cloud), South (Mankato) and Metro (9 counties) Regions to provide ophthalmological services under the contract as follows:

a. serve as the ophthalmological expert (Doctor of Medicine with American Board of Ophthalmology certification) and advise the Regional Supervisor(s) concerning complex medical program issues;

b. review and classify (code) all eye reports on blind and visually handicapped clients obtained in the region(s) during the year;

c. make recommendations regarding client limitations;

d. make written medical recommendations for additional procedures as needed;

e. provide consultation and recommendations for individual blind and visually handicapped clients referred by the rehab counselor or the agency psychologists.

The ophthalmological consultants will be responsible to the respective regional supervisor(s) with primary administrative direction coming from the Director of Services for the Blind and Visually Handicapped. The individual will be paid at the rate of $40.00 to $60.00 per hour depending upon qualifications and previous experience in working with blind and visually handicapped persons. Most contract work will require an average of 2-4 hours per month. The total cost of all contracts is not anticipated to exceed $12,000. Inquiries should be directed to:

Rick Hokanson
Director of Services for the Blind and Visually Handicapped
MN Department of Jobs and Training
Division of Rehabilitation Services
1745 University Avenue
St. Paul, Minnesota 55104
(612) 642-0508

All proposals must be received by 4:30 p.m. 8-29-86.

6. The Division of Rehabilitation Services, Office of Services for the Blind and Visually Handicapped is seeking 4 individuals to function as Regional General Psychological Consultants in the Northeast (Duluth), Northwest (St. Cloud), South (Mankato) and Metro (9 counties) Regions and 1 individual to function as Youth/Adolescent Psychological Consultant (Statewide) to provide psychological evaluation services under the contract as follows:

a. review individual case material on blind and visually handicapped clients and consult with the rehab counselor and/or agency psychologist to determine the appropriate assessment tools and techniques;

b. interview the client to collect information relevant to the referral questions and the assessment battery;

c. administer and score the psychological tests/inventories;

d. provide test scores, interpretations, and recommendations relevant to the referral questions in written form within two weeks of the assessment date;

e. provide follow-up consultation services and resource/referral information to the rehab counselor as needed.

The psychological consultants will be responsible to the agency psychologist with primary administrative direction coming from the Director of Services for the Blind and Visually Handicapped. The individuals will be paid at the rate of $40.00 to $60.00 per hour depending upon qualifications and previous experience in working with blind and visually handicapped persons. The contract will require an average of 10-12 hours per month. The total cost of all contracts is not anticipated to exceed $45,000.00. Inquiries should be directed to:

Rick Hokanson
Director of Services for the Blind and Visually Handicapped
MN Department of Jobs and Training
Division of Rehabilitation Services
1745 University Avenue
St. Paul, Minnesota 55104
(612) 642-0508

All proposals must be received by 4:30 p.m. 8-29-86.

7. The Division of Rehabilitation Services, Office of Services for the Blind and Visually Handicapped is seeking 2 individuals to function as Low Vision Consultants (1 of whom would be an optometrist; 1 of who would be an ophthalmologist) to provide low vision services under the contract as follows:

a. assist in the planning, development and conducting of in-service training for rehab counselors in the area of low vision;

b. evaluate staff and clinician qualifications (certification);

c. advise on the development of future low vision services.

The low vision consultants will be responsible to the Director of Services for the Blind and Visually Handicapped and the Assistant Director of Operations. The individuals will be paid at a rate of $40.00 to $60.00 per hour. Most contract work will require an average of 4 to 8 hours per month. The total cost of all contracts is not anticipated to exceed $12,000.00. Inquiries should be directed to:

Rick Hokanson
Director of Services for the Blind and Visually Handicapped
MN Department of Jobs and Training
Division of Rehabilitation Services
1745 University Avenue
St. Paul, Minnesota 55104
(612) 642-0508

All proposals must be received by 4:30 p.m. 8-29-86.

B. Notice of Proposed Contract for Psychometric Testing Services

The Rehabilitation Services Division, Office of Vocational Rehabilitation is seeking a contractor who would provide psychometric testing to about 4,500 disabled clients. The testing would be provided by the contractor in approximately 50 testing locations throughout the State of Minnesota. The contractor would be required to administer any of eight psychometrict tests and provide

test scores, together with an interpretation of the tests results, within two weeks of the testing date. Total cost is not expected to exceed $165,000.00. Inquiries should be directed to:

Jim R. House
Director, Office of Vocational Rehabilitation
MN Department of Jobs and Training
Division of Rehabilitation Services
5th Floor
390 North Robert Street
St. Paul, Minnesota 55101

All proposals must be received by 4:30 p.m. 8-29-86.

C. Notice for Request for Qualifications and Request for Proposal for Mobile/Onsite Medical Examination Services

The Division of Rehabilitation Services, Social Security Disability Determination Services Section, is seeking the services of contractors to provide qualified physicians in certain specialities (e.g., orthopedics, neurology, psychiatry) to travel to various Minnesota cities (e.g. St. Cloud, Bemidji, Duluth, Mankato) to perform consultative examinations and requested lab or x-ray studies and to provide written results of these examinations. The division's fee schedule will be used as a guide to determine compensation and fees may not exceed the division's fee maximums. Several contracts will be written. Expenditure for these contracts is not expected to exceed $200,000. Reimbursement for mileage according to state regulations is provided. The contract period is 10/1/86 through 9/30/87. Inquiries and request for a copy of the RFQ and RFP should be directed to:

William T. Ruhl
Assistant Director, Medical Services
Disability Determination Services Section
MN Department of Jobs and Training
Rehabilitation Services
Suite 200—Metro Square Building
Seventh and Robert Streets
St. Paul, Minnesota 55101
(612) 296-4419

All proposals must be received by 4:30 p.m. 8-29-86.

Public Employees Retirement Association

Request for Proposals for Management Analysis Study

Overview

The Public Employees Retirement Association of the State of Minnesota (PERA) is a multi-employer pension fund serving approximately 120,000 members and beneficiaries and 2,200 governmental subdivision units within the State as defined in Minnesota Statutes, Chapter 353. While PERA has been in operations since 1931, it became a State agency July 1, 1985. The agency is administered by an Executive Director who is responsible to a policy setting nine-member Board of Trustees. The agency employs 66 full-time staff and extensively utilizes in-house computer based information systems.

The Board of Trustees is desirous of having an independent study performed of the administrative operations of the agency following an internal reorganization in June of 1985, and the transition to and first year of operation as a State agency.

This Request for Proposals does not obligate PERA to complete the project. PERA reserves the right to cancel the solicitation if it is considered to be in its best interest.

Scope of Project

The general scope of the study is that of conducting a performance review of the effectiveness and efficiency of the administrative operations of the PERA agency.

Specific tasks contemplated by the Board of Trustees as essential to the project to be performed include:

A. Conducting a work flow and time study analysis for evaluating operational efficiency and effectiveness. This would include an analysis of the nature and mode of communications between staff and within/between work units; and the assessment of physical layout, equipment, and other resources necessary for staff to perform their work routine.

B. Evaluation of operating policies and procedures, control of resources, staff supervision and management, and reporting relationships.

C. Surveying and analysis of staff attitudes regarding: overall management of the agency; management/supervision of specific work units; work environment; inter-personal, inter-unit, and hierarchical communications; staff morale and commitment to and respect for the agency; and staff motivation and opportunities for achievement, advancement, and recognition.

Additional tasks desired by the Board of Trustees to be performed should there be sufficient funding and/or time remaining after the above required tasks include:

D. Identification and assessment of work routines to benefit from new or enhanced automation.

E. Development of standards for measuring productivity of individual work routines and of corporate projects.

F. Evaluation of staffing deployment based upon productivity standards for current and projected work levels.

G. Development of a detailed implementation plan for any changes recommended by the study, including a means for providing follow-up work adjunct to the implementation phase.

Proposal Contents

The following will be considered as the minimally required contents of a respondent's proposal:

A. Presentation of a work plan which restates and elaborates upon the overall purpose and task statements referenced above. This would include an outline of the methodologies contemplated for each of the proposed tasks.

B. Incorporation of a schedule into the work plan which delineates start/stop dates and resources (time and budget) allocations to each of the tasks.

C. Inclusion of resumes for respondent's staff who shall be conducting the work of the study and inclusion of references to past clients. Experience in conducting management surveys of other public retirement systems may be required.

Reports

It is expected that a Final Report will be prepared for the management of PERA which will address research methodology, findings, recommendations for the improvement of management and operations, and the implementation/follow-up to any recommended changes. It is expected that the report will be structured around and will elaborate on each of the task statements referenced above. Informal interim Progress Reports may also be required for monitoring project activities.

Completion Date

The study shall be completed by December 31, 1986, with the Final Report submitted by that time.

Budget

Maximum funding available for the conducting of this study is $24,000.00. Respondents must include an overall budget and basis for billing in their proposals.

Agency Contact

Prospective respondents who have any questions regarding this Request for Proposals may call or write:

Dennis C. Anderson, Manager of Finance and Personnel
Public Employees Retirement Association of Minnesota
514 St. Peter Street, Suite 200
St. Paul, Minnesota 55102-1090
Telephone: (612) 297-3106

Submission of Proposals

All proposals must be sent to and received at the above address (Agency Contact) no later than 4:30 p.m., Wednesday, September 3, 1986. Late proposals will not be accepted. Please submit five copies of the proposal. Each copy of the proposal must be signed in ink by an authorized official of the respondent entity. Proposals are to be sealed in mailing envelopes or packaged with the respondent's name and address clearly written on the outside.

Evaluation of Proposals

All proposals received by the due date will be evaluated by the management staff and the Board of Trustees of PERA. An interview may be part of the evaluation process. Factors upon which proposals will be judged include, but not be necessarily limited to, the following:

A. Work plan and scheduling.

B. Overall budget and cost basis.

C. Qualifications of personnel.

D. Experience of respondent in conducting management surveys of public retirement systems.

It is expected that the awarding of a contract would be made by October 1, 1986.

Administrative Provisions

PERA reserves the right to negotiate additional provisions and/or conditions to the contract ensuing from this Request for Proposals process.

STATE GRANTS

In addition to requests by state agencies for technical/professional services (published in the State Contracts section), the *State Register* also publishes notices about grant funds available through any agency or branch of state government. Although some grant programs specifically require printing in a statewide publication such as the *State Register*, there is no requirement for publication in the *State Register* itself.

Agencies are encouraged to publish grant notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Department of Health

Summary of Activities Funded for the Preventive Health and Health Services Block Grant for Federal Fiscal 1987

The Minnesota Department of Health has prepared an application for the Preventive Health and Health Services Block Grant for Federal Fiscal 1987. The following is a financial summary of the activities funded in the application:

Service Area	Amount
I. Disease Prevention and Health Promotion	$567,600
A. Minnesota Center for Health Promotion and Education	
B. Chronic Disease Epidemiology	
C. Disease Prevention and Health Promotion Management	
D. Disease Prevention and Health Promotion Field Services	
E. Acute Disease Programs	
II. Public Health Laboratories	443,200
A. Clinical Laboratory	
III. Environmental Health	348,800
A. Environmental Field Services	
B. Water Supply and Engineering	
C. Radiation Control	
IV. Community Services	$279,500
A. Community Services Management	
B. Community Development	
C. Public Health Nursing	
V. Emergency Medical Services	279,500
VI. General Support	200,000
A. Rape Prevention	
B. Indirect Cost	

The department invites public review and comment. Copies of the application are available upon request. Requests should be sent to David Hovet, Accounting Director, Section of Financial Management, Minnesota Department of Health, P.O. Box 9441, Minneapolis, MN 55440.

Decisions Filed Friday 25 July 1986

Compiled by Wayne O. Tschimperle, Clerk

C0-85-2334 Abbott-Northwestern Hospital, Inc. v. County of Hennepin, Relator. Tax Court.

The tax court's determination that a lodging facility owned and maintained by a public hospital for preadmission patients, outpatients, and family members of patients is reasonably necessary in today's society to accomplish the purposes for which the hospital was organized was not clearly erroneous nor based upon an erroneous theory of law.

Affirmed. Kelley, J.

DOCUMENTS DIVISION

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NEW PUBLICATIONS:

Physicians Directory 1985. Names and addresses in alphabetical order of licensed chiropractors, doctors of medicine and osteopaths, optometrists, podiatrists and registered physical therapists. Code #1-1. $15.00.

Health Care Facilities Directory 1986. Contains a list of hospitals and related institutions licensed and/or certified in Minnesota. Alphabetical listing by county. Includes town and facility name, ownership, capacity, available services, address, phone number, and director's name. Code #1-89. $15.00.

OTHER PUBLICATIONS:

Legislative District Maps. A six-map set of Minnesota Legislative and U.S. Congressional Districts. Shows boundaries since redistricting. (3 maps 17″ × 22″, 1 map 25″ × 29″, 2 maps 28″ × 40″). Sent to you in a sturdy mailing tube. Code #7-7. $4.95.

MN Hazardous Waste Rules (as in effect 2-10-86). MN Rules Chapter 7045 and 7046. The rules governing the permits, storage, production and shipment of Hazardous Waste. Code #3-71. $13.50.

Occupational Safety and Health Rules (as in effect 1-6-86). Chapters 5205-5206, 5210, 5215. State standards for safe working conditions including: personal protective equipment, walking and working surfaces, illumination and ventilation. 84 pp. Code #3-18. $9.00.

The Medical Alley Directory. Reach the decision-makers without delay at more than 300 medical and bio-tech companies and healthcare delivery organizations. Entries include major products and/or services, company background, special interests, trade name(s), major activities, and addresses and phone numbers. (Code #40-7. $109.00)

The following two publications are discounted more than 40%.

Education Laws 1984. A complete extract from the 1984 Minnesota Statutes of the empowering legislation relating to public schools. Code #2-83. ~~$16.00~~ reduced to $9.00.

Education Laws 1985 Supplement. The 1986 Education Laws (with changes incorporated from the 1986 Legislative Session) will not be available until the Winter of 1986. Code #2-83s1. ~~$12.50~~ reduced to $7.00.

* ***Minnesota Rules 1985.*** 10-volume set. Code #18-200. Single volumes: $13.00 plus 78¢ tax; Full set: $125.00 plus $7.50 tax.

* ***Minnesota Rules 1986 Supplement Number 1.*** Code #18-200A. $15.00 + 90¢ tax.

* ***Minnesota Statutes 1985 Supplement.*** Pocket part supplement to Minnesota Statutes 1984. Code #18-7. $25.00 plus $1.50 tax.

State Register Index. Contains cumulative finding aids to Volume 9 of the *State Register*, including Minnesota Rules Amendments and Additions. Executive Orders list & index. Agency & Subject Matter indices. Code #13-9 SR INDEX. $5.00.

SUBSCRIPTIONS:

State Register. Minnesota's official weekly publication for agency rules and notices, executive orders of the Governor, state contracts, Supreme Court Calendar, Supreme Court and Tax Court Decisions. Annual subscription $130; Trial Subscription (13 weeks) $40.00; Single copies $3.50.

Workers Compensation Decisions. Volume 38. Selected landmark decisions of the Worker's Compensation Court of Appeals. Annual subscription, quarterly updates. $89.50.

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Minnesota State Documents Center 1986 Catalog. Contains list of publications available through Minnesota Documents Center. Free.

State Register Binder. Durable 3½ inches, forest green binders imprinted with the *State Register* logo. $6.50 plus 39¢ tax.

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STATE OF MINNESOTA

DEPARTMENT OF TRANSPORTATION

FINDINGS OF FACT, CONCLUSIONS, AND ORDER ADOPTING RULES WITHOUT PUBLIC HEARING

In the Matter of the Proposed Adoption of the Rules of the State Department of Transportation Governing Variances for Small Tank Motor Vehicles Used to Transport Gasoline

Notice of the Commissioner's proposed adoption of the above-entitled rule was published in the State Register on August 4, 1986 and was sent by United States mail to all persons on the list maintained by the agency pursuant to Minnesota Statutes, sections 14.14, subdivision 1a and 14.22 on July 29, 1986. The Statement of Need and Reasonableness was prepared before the date of the notice of proposed adoption of rules without a public hearing and was available to the public.

All persons were given the opportunity to submit comment on the rules for 30 days after notice of proposed rulemaking. The agency did not receive any requests for a public hearing. The agency received two comments on the rules. No requests for notice of submission to the attorney general were received.

No changes were made between the rules as proposed and the rules as adopted.

Based on the comments and evidence in the record before the agency, I find the following:

The above-captioned rules are needed and reasonable.

NOW, THEREFORE, IT IS ORDERED that the rules identified as Rules of the State Department of Transportation Governing Variances for Small Tank Motor Vehicles Used to Transport Gasoline are adopted this 9 day of September, 1986, pursuant to authority vested in me by Minnesota Statutes, section 221.033.

Richard P. Braun
Commissioner of Transportation

STATE OF MINNESOTA

DEPARTMENT OF TRANSPORTATION

FINDINGS OF FACT, CONCLUSIONS, AND ORDER ADOPTING RULES WITHOUT PUBLIC HEARING

In the Matter of the Proposed Adoption of the Rules of the State Department of Transportation Governing Variances for Small Tank Motor Vehicles Used to Transport Gasoline

Notice of the Commissioner's proposed adoption of the above-entitled rule was published in the State Register on August 4, 1986 and was sent by United States mail to all persons on the list maintained by the agency pursuant to Minnesota Statutes, sections 14.14, subdivision 1a and 14.22 on July 29, 1986. The Statement of Need and Reasonableness was prepared before the date of the notice of proposed adoption of rules without a public hearing and was available to the public.

All persons were given the opportunity to submit comment on the rules for 30 days after notice of proposed rulemaking. The agency did not receive any requests for a public hearing. The agency received two comments on the rules. No requests for notice of submission to the attorney general were received.

No changes were made between the rules as proposed and the rules as adopted.

Based on the comments and evidence in the record before the agency, I find the following:

The above-captioned rules are needed and reasonable.

NOW, THEREFORE, IT IS ORDERED that the rules identified as Rules of the State Department of Transportation Governing Variances for Small Tank Motor Vehicles Used to Transport Gasoline are adopted this 9 day of September, 1986, pursuant to authority vested in me by Minnesota Statutes, section 221.033.

R P Braun

Richard P. Braun
Commissioner of Transportation

In the Matter of the Adoption of Rules of the State Department of Transportation Governing Variances for Small Tank Motor Vehicles Used to Transport Gasoline

DECLARATION OF COUNSEL

I, John Galus, Special Assistant Attorney General, do hereby declare that I have examined the above-captioned rules, and the supporting rulemaking record, and that, based on my examination, the Administrative Procedure Act and Minnesota Rules, chapter 2000 have been followed. For Attorney General billing purposes, the four-digit docket client code is 0780.

John Galus
Special Assistant
Attorney General

Dated: 9-5-86

STATE OF MINNESOTA

DEPARTMENT OF TRANSPORTATION

Exhibit E

In the Matter of the Proposed)
Adoption of the Rules of the)
State Department of Transport-)
ation Governing Variances for)
Small Tank Motor Vehicles Used)
to Transport Gasoline)

CERTIFICATE
AS TO COMPLETENESS
OF MAILING LIST
FOR RULE - MAKING

- -

I, Kenneth H. Bjork, Manager - Administrative Procedures and Documentation Section, do certify that attached and included in the Affidavit of Mailing of the Notice to all persons on the Department of Transportation mailing list, there is a complete and accurate list of persons, associations, and other interested groups who as of July 29, 1986 requested pursuant to Minn. Stat. Section 14.14, Subd. 1 that their names be placed on file with the Commissioner of Transportation for the purpose of receiving notice of public hearing on proposed rules on the subject captioned above.

Dated this 29th day of July, 1986.

AFFIANT

Kenneth H. Bjork, Manager
Administrative Procedures &
Documentation Section
Office of Systems &
Support Services

Subscribed and sworn to before me
this 29th day of July, 1986.

Colette E. Prokop
Notary Public

Ramsey County, Minnesota.

My Commission expires 09-13-86.

COLETTE E. PROKOP
NOTARY PUBLIC—MINNESOTA
RAMSEY COUNTY
My Comm. Expires Sep. 13, 1986

STATE OF MINNESOTA

Exhibit F

DEPARTMENT OF TRANSPORTATION

AFFIDAVIT OF MAILING

In the Matter of the Proposed)
Adoption of the Rules of the)
State Department of Transport-)
ation Governing Variances for)
Small Tank Motor Vehicles Used)
to Transport Gasoline)

- -

Kenneth H. Bjork, being first duly sworn deposes and says:

That on the 29th day of July, 1986, at the City of St. Paul, County of Ramsey, State of Minnesota, he served the attached Notice of Proposed Adoption of a Rule Without a Public Hearing by depositing in the Minnesota Central Mail System for United States mailing at said City of St. Paul, a copy thereof, properly enveloped, with postage prepaid, on all persons and associations who have requested that their names be placed on file with the Commissioner of Transporation for the purpose of receiving notices concerning proposals for or proposed rules of the Department of Transportation.

AFFIANT

Kenneth H. Bjork, Manager
Administrative Procedures &
Documentation Section
Office of Systems &
Support Services

Subscribed and sworn to before me
this 29th day of July, 1986.

Colette E. Prokop
Notary Public

COLETTE E. PROKOP
NOTARY PUBLIC—MINNESOTA
RAMSEY COUNTY
My Comm. Expires Sep. 13, 1986

Ramsey County, Minnesota.

My Commission expires 9-13-86.

Date 28JUL86

State of Minnesota
Department of Transportation
Crossfile Listing
All records for Distribution 031
****

Key	First	M	Last	Title	Organization	C	Dst	Cpy	Cost	Mailed	Paid	Update
0002	ROBERT	J	MCDONALD	DEPUTY COMMISSIONER	OFFICE OF COMMISSIONER	1	031	1	00.00	25JUL86	28MAR86	072186
0003	RAYMOND	J	ROUGHT	ASSISTANT COMMISSIONER	AERONAUTICS DIVISION	1	031	1	00.00	25JUL86		860207
0004	RICHARD	B	KEINZ	ASSISTANT COMMISSIONER	FINANCE & ADMIN DIVISION	1	031	1	00.00	25JUL86		850830
0005	LAWRENCE	F	MCNAMARA	ASSISTANT COMMISSIONER	OPERATIONS DIVISION	1	031	1	00.00	25JUL86	28MAR86	851119
0006	EUGENE	E	OFSTEAD	ASSISTANT COMMISSIONER	TECHNICAL SERVICES DIVN	1	031	2	00.00	25JUL86		062786
0007	MICHAEL		SOBOLEWSKI	PUBLIC AFFAIRS MGR	OFFICE OF COMMISSIONER	1	031	1	00.00	25JUL86		860211
0008	FRANCIS	C	MARSHALL	ASSISTANT TO COMMISSIONER	OFFICE OF COMMISSIONER	1	031	1	00.00	25JUL86	28MAR86	061986
0012	LOUIS	C	ANDERSON	AREA MAINTENANCE ENGR 6A	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		072186
0017	JEROME	C	BALDWIN	MGR INFORMATION SVS SECT	OFC EMPLOYEE & ORG DEVEL	1	031	1	00.00	25JUL86		860128
0020	DONALD	J	FLEMMING	ENGINEER	OFC BRIDGES & STRUCTURES	1	031	1	00.00	25JUL86	28MAR86	071786
0022	KENNETH	H	BJORK	MGR ADMIN PROCEDURES DCMT	OFC SYSTEMS & SUPPORT SVC	1	031	1	00.00	25JUL86		071786
0024	MARLYN	E	SHELDRUP	AREA MAINTENANCE ENGR 7A	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		060286
0025	GORDON	W	BOLDT	DIRECTOR	OFC MOT CARR SAF & CPLNCE	1	031	1	00.00	25JUL86		060986
0027	PAUL	M	BERGMAN	MGR CONTRACT ADMIN	OFC CONTRACT ADMIN-MAINT	1	031	1	00.00	25JUL86	28MAR86	071786
0035	RODNEY	A	PLETAN	MAINTENANCE ENGR DIST 5	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86	28MAR86	841220
0037	CURTIS	W	CHRISTIE	ASST DIV DIR-CONT AD/MNTC	OPERATIONS DIVISION	1	031	1	00.00	25JUL86		860211
0040	EDWIN	H	COHOON	DIRECTOR	OFC FINANCIAL MANAGEMENT	1	031	1	00.00	25JUL86		851231
0042	WILLIAM	M	CRAWFORD	DISTRICT ENGINEER DIST 5	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86	28MAR86	851119
0043	BRUCE	A	LARSON	AREA MAINTENANCE ENGR 1A	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		860305
0045	JACK	C	DAVIS	DIRECTOR	OFC PERSONNEL	1	031	1	00.00	25JUL86		851119
0046	PAUL	J	DIETHELM	ENG PHYSICAL RESEARCH SEC	OFC MTLS RESEARCH & STDS	1	031	1	00.00	25JUL86		071786
0047	DOUGLAS	H	DIFFERT	ASSISTANT COMMISSIONER	PROGRAM MANAGEMENT DIVN	1	031	1	00.00	25JUL86	28MAR86	851119
0048	RICHARD	J	DINNEEN	DIRECTOR	OFC R/W & SURVEYS	1	031	1	00.00	25JUL86	28MAR86	071786
0050	DARRYL	E	DURGIN	DEP DIV DIR-CONST POL/SVC	OPERATIONS DIVISION	1	031	1	00.00	25JUL86	28MAR86	850906
0052	LAWRENCE	E	FOOTE	DIR ENVIRONMENTAL SECTION	OFC TECHNICAL SUPPORT	1	031	1	00.00	25JUL86	28MAR86	071786
0057	MARVIN	G	BATES	AREA MAINTENANCE ENGR 2B	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		851014
0059	WILLIAM	N	YOERG	DISTRICT ENGINEER DIST 3	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		050986

Key	First	M	Last	Title	Organization	C	Dst	Cpy	Cost	Mailed	Paid	Update
0062	GORDON	M	FAY	ENGINEER	OFC STATE AID	1	031	1	00.00	25JUL86		851119
						1	031	1	00.00			
0069	SAMUEL	F	GARGARO	DIRECTOR	OFC ELECTRONIC COMMUNICAT	1	031	1	00.00	25JUL86		860206
0070	MARVIN	G	GIESEKE	MAINTENANCE ENGR DIST 8	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		851017
0071	RONALD	W	GIPP	DIR AUDIT SECTION	OFFICE OF COMMISSIONER	1	031	1	00.00	25JUL86		860129
0078	RAYMOND	A	ADOLFSON	MGR GEOTECHNICAL ENGRNG	OFC MTLS RESEARCH & STDS	1	031	1	00.00	25JUL86		072586
0080	DAVID	S	EKERN	AREA MAINTENANCE ENGR 1B	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		850102
0081	DUANE	A	HAUKEBO	DIRECTOR	OFC AIRPORT DEVEL/ASSIST	1	031	1	00.00	25JUL86		840723
0088	BLAINE	F	HIMMELMAN	ENG MATERIALS ENGINEERING	OFC MTLS RESEARCH & STDS	1	031	1	00.00	25JUL86	28MAR86	071786
0100	ROGER	M	HILL	MGR PROJ FACIL & MONITOR	OFC CONSTR POLICY-SERVS	1	031	1	00.00	25JUL86	28MAR86	851014
0109	CLEMENT	P	KACHELMYER	ACTG MGR DESIGN SERVS SEC	OFC TECHNICAL SUPPORT	1	031	1	00.00	25JUL86	28MAR86	071786
0110	WILLIAM	G	MUELLER	DESIGN SERVICES SECTION	OFC TECHNICAL SUPPORT	1	031	1	00.00	25JUL86		071886
0112	GEORGE	L	KIEFFER	DIRECTOR	OFC SYSTEMS & SUPPORT SVC	1	031	1	00.00	25JUL86		851119
0113	DAVID	G	SMILONICH	DIRECTOR	OFC TECHNICAL SUPPORT	1	031	1	00.00	25JUL86		072586
0117	LEO	A	KORTH	DEPUTY DIVISION DIRECTOR	TECHNICAL SERVICES DIVN	1	031	1	00.00	25JUL86	28MAR86	071786
0120	ROGER		BORG	DIVISION ADMINISTRATOR	US DEPT TRANSPORTATN FHWA	1	031	1	00.00	25JUL86		860213
0121	DALE	N	SHAW	AREA MAINTENANCE ENGR 6B	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		850819
0122	NEIL	G	FREDRICKSON	MGR SURVEYING/MAPPING SEC	OFC R/W AND SURVEYS	1	031	1	00.00	25JUL86	28MAR86	071786
0123	ROY	J	LARSON	DISTRICT ENGINEER DIST 6	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86	28MAR86	860226
0126	MERRITT	H	LINZIE	DIRECTOR	OFC HIGHWAY PROGRAMS	1	031	1	00.00	25JUL86		850813
0129	PATRICK	C	HUGHES	DISTRICT ENGINEER DIST 8	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86	28MAR86	071886
0137	KERMIT	K	MCRAE	DISTRICT ENGINEER DIST 9	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86	28MAR86	860108
						1	031	1	00.00			
0143	LEE	J	NELSON	DIR ADMIN SUPP SVCS SECT	OFC SYSTEMS & SUPPORT SVC	1	031	1	00.00	25JUL86		050986
0144	ROBERT	P	PECORE	DISTRICT ENGINEER DIST 7	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86	28MAR86	060986
0147	MIKE	M	NYGAARD	AREA MAINTENANCE ENGR 2A	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86	28MAR86	851017
0148	RICHARD	D	BORSON	DIR GOVERNMENT RELATIONS	OFFICE OF COMMISSIONER	1	031	2	00.00	25JUL86		860305
0153	JOHN	E	SANDAHL	DISTRICT ENGINEER DIST 1	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86	28MAR86	851119
0164	RANDALL	K	HALVORSON	DIRECTOR	OFC TRANSIT	1	031	1	00.00	25JUL86		850820
0166	CECIL		SELNESS	DIRECTOR	OFC RAILROADS & WATERWAYS	1	031	1	00.00	25JUL86		860221

Key	First	M	Last	Title	Organization	C	Dst	Cpy	Cost	Mailed	Paid	Update
0171	ANDREW	L	SOTEBEER	AREA MAINTENANCE ENGR 7B	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		851017
0174	RICHARD	A	STEHR	DIRECTOR	OFC TRANS DATA RES & ANAL	1	031	1	00.00	25JUL86		860103
0178	RICHARD	H	SULLIVAN	DIRECTOR	OFC MATLS RESEARCH & STDS	1	031	1	00.00	25JUL86	22JUL86	071786
0180	RICHARD	R	SWANSON	DIR ACCOUNTING & FINANCE	OFC FINANCIAL MANAGEMENT	1	031	1	00.00	25JUL86	22JUL86	860129
0181	ROBERT	G	SWANSON	DIR RAIL ADMIN SECT	OFC RAILROADS & WATERWAYS	1	031	1	00.00	25JUL86	22JUL86	860110
0185	GERALD	F	TESSMAN	DIRECTOR	OFC EMPLOYEE & ORG DEVEL	1	031	1	00.00	25JUL86		860103
0191	JAMES	K	ELLETSON	AREA MAINTENANCE ENGR 4A	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		851014
0193	ALLAN	J	SCHENKELBERG	DIR HWY PROGRAMMING SECT	OFC HIGHWAY PROGRAMS	1	031	1	00.00	25JUL86	28MAR86	850708
0194	GERALD	N	KREUTZER	AREA MAINTENANCE ENGR 3A	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		851017
0197	KENNETH	O	WOFFORD	DIRECTOR	OFC AERONAUTICS OPERATION	1	031	1	00.00	25JUL86		860108
0198	ROBERT	E	WOLFE	DISTRICT ENGINEER DIST 2	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86	28MAR86	851119
0201	ROBERT	M	WORKS	DIR TRANSIT ADMIN SECT	OFC TRANSIT	1	031	1	00.00	25JUL86		840216
0203	DAVID	G	TROOIEN	AREA MAINTENANCE ENGR 3B	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		860108
0204	RONALD	G	HOFFMAN	DISTRICT ENGINEER DIST 4	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86	28MAR86	851119
0210	EDWIN	O	CLARKE	MGR MANAGEMENT ANALYSIS	OFC SYSTEMS & SUPPORT SVC	1	031	1	00.00	24JUL86		860108
0216	WILLIAM	J	OLSEN	PRESIDENT	MEDIBUS - HELPMOBILE	3	031	1	00.00	24JUL86		860115
0222	ERNEST	R	MELBY	MGR PURCHSNG/SUPPLIES/INV	OFC SYSTEMS & SUPPORT SVC	1	031	1	00.00	24JUL86	28MAR86	860207
0223	WAYNE	F	MURPHY	MAINT ENGR D-9/MOBILITY	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86	28MAR86	071886
0227	JERRY	L	MILLER	AREA MAINTENANCE ENGR 4B	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		072586
0229	DAVID	M	HODGINS	MGR EMPLOYE COMM SVS SECT	OFC EMPLOYEE & ORG DEVEL	1	031	1	00.00	25JUL86		062786
0240	ALAN	D	SODER	DIR ADMINISTRATION SECT	OFC MOT CARR SAF & CPLNCE	1	031	1	00.00	24JUL86		851015
0280	DONALD	J	MUETING	SPEC. ASSIST ATTY GEN	OFC ATTORNEY GENERAL	2	031	1	00.00	25JUL86		860115
0281	LLOYD	J	MOOSBRUGGER	ASST. ATTNY. GENERAL	OFC ATTORNEY GENERAL	1	031	1	00.00	24JUL86		860115
0283	RON		RAY	ASSISTANT REVISOR	MINN REVISOR STATUTES	2	031	1	00.00	24JUL86		860115
0402	DOROTHY	A	HANSON	COMMUNICATION DISTRIBUTOR	OFC BRIDGES & STRUCTURES	1	031	6	00.00	25JUL86	28MAR86	851125
0403				COMMUNICATION DISTRIBUTOR	OFC CONSTRUCTION	1	031	2	00.00	25JUL86		850820
0404	GLADYS		HENSLIN	OFFICE SUPPORT UNIT	OFC TECHNICAL SUPPORT	1	031	1	00.00	25JUL86		071886
0407	MARGARET	M	HYLTON	COMMUNICATION DISTRIBUTOR	OFC MTLS RESEARCH & STDS	1	031	1	00.00	25JUL86		071886
0408	JOANNE	A	BLOMGREN	COMMUNICATION DISTRIBUTOR	OFC TECHNICAL SUPPORT	1	031	1	00.00	25JUL86		071886
0409	DIANE		DEMBOUSKI	COMMUNICATION DISTRIBUTOR	ACCTNG & FINANCE SECTION	1	031	1	00.00	25JUL86		851021

Key	First	M	Last	Title	Organization	C	Dst	Cpy	Cost	Mailed	Paid	Update
0410	SHEILA		STANAWAY	COMMUNICATION DISTRIBUTOR OFC	CONTRACT ADMIN-MAINT	1	031	1	00.00	25JUL86		860307
0411	STAN	S	DUPRE	COMMUNICATION DISTRIBUTOR OFC	MTLS RESEARCH & STDS	1	031	1	00.00	25JUL86		071886
0413	GRETCHEN	E	HANSON	COMMUNICATION DISTRIBUTOR OFC	PERSONNEL	1	031	1	00.00	25JUL86		850819
0415	ROSE	B	PETREE	COMMUNICATION DISTRIBUTOR OFC	RESEARCH&DEVELOPMENT	1	031	1	00.00	25JUL86		851125
0416	JANET		SECOR	COMMUNICATION DISTRIBUTOR OFC	RIGHT OF WAY	1	031	1	00.00	25JUL86		851010
0417	JOYCE		MONTGOMERY	COMMUNICATION DISTRIBUTOR OFC	STATE AID	1	031	1	00.00	25JUL86		860221
0418	SANDRA	G	PURVIS	COMMUNICATION DISTRIBUTOR OFC	SURVEYING &MAPPING	1	031	1	00.00	25JUL86		851010
0420				COMMUNICATION DISTRIBUTOR OFC	TRAFFIC ENGINEERING	1	031	1	00.00	25JUL86		850530
0423	MARY		GRUBBS	COMMUNICATION DISTRIBUTOR OFC	TRANS DATA RES & ANAL	1	031	6	00.00	25JUL86		071786
0426	COLETTE	E	PROKOP	COMMUNICATION DISTRIBUTOR	OFFICE OF COMMISSIONER	1	031	1	00.00	25JUL86		841031
0428	DIANE		LEUZINGER	COMMUNICATION DISTRIBUTOR OFC	FINANCIAL MANAGEMENT	1	031	1	00.00	25JUL86		850916
0436	EDWARD	E	SLETTOM	EXECUTIVE DIRECTOR	MINN ASSN OF COOPERATIVES	3	031	1	00.00	24JUL86		860115
0443	LYLE		HERZOG	COMM DISTRIB AREA 1B	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		052086
0444	JANE	E	JOHNSON	COMM DISTRIB DIST 2	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		071786
0447	SANDRA	D	GURTIN	COMM DISTRIB DIST 3	MINN DEPT TRANSPORTATION	1	031	3	00.00	25JUL86		071786
0449	SUE		CALDWELL	COMM DISTRIB AREA 3B	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		860311
0450	MARLYS	A	THOMPSON	COMM DISTRIB DIST 4	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		071886
0452	CONNIE		TSCHETTER	COMM DISTRIB AREA 4B	MINN DEPT TRANSPORTATION	1	031	2	00.00	25JUL86		061386
0453	LAVERNE	E	MCLAUGHLIN	COMM DISTRIB DIST 5	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		062786
0455	BARBARA		SMITH	COMMUNCATN DISTRIB DIST 6	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		071786
0456	DELORIS		CARON	COMM DISTRIB AREA 6B	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		851125
0458	DALE	L	RUTZEN	COMM DISTRIB DIST 7 MKTO	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		061986
0460	DAVID		ENFIELD	COMM DISTRIB - AREA 7B	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		851122
0461	PAMELA		WOOD	COMM DISTRIB DIST 8	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		051686
0463	LAURA	L	MURPHY	COMM DISTRIB AREA 8B	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		051586
0465	JERRY		HOLLAND	COMM DISTRIB MAINT DIST 9	MINN DEPT TRANSPORTATION	1	031	1	00.00	25JUL86		071786
1000	FRED	J	HANKS	FILLMORE COUNTY	MINN ASSN OF TOWNSHIPS	3	031	1	00.00	24JUL86		860115
1003	JOHN		YOST	VICE PRESIDENT	BOHMAN AIRWAYS	3	031	1	00.00	24JUL86		860115
1005	LEO	C	FITZPATRICK			3	031	1	00.00	24JUL86		860115
1007	DON	F	DARLING	CLERK/ADMINISTRATOR	CITY OF ROSEMOUNT	3	031	1	00.00	24JUL86		860115

Key	First	M	Last	Title	Organization	C	Dst	Cpy	Cost	Mailed	Paid	Update
1008	CONRAD	M	FREDIN	ATTORNEY AT LAW		3	031	1	00.00	24JUL86		860115
1009	JOHN	A	JOHNSON			3	031	1	00.00	24JUL86		841022
1010	GORDON	H	JOHNSON		LUTHERAN SOCIAL SERVICE	3	031	1	00.00	24JUL86		860115
1011	THOMAS		CATANIA, JR.	SPECIAL ASST ATTNY GENL	MINN OFC ATTORNEY GENERAL	2	031	1	00.00	24JUL86		072586
1012	J		KOERNER-MOORE	LIBRARIAN	ERNEST K LEHMANN & ASSOC	3	031	1	00.00	24JUL86		860115
1013	ALLAN		KLEIN		MINN OFC ADMIN HEARINGS	3	031	1	00.00	24JUL86		860115
1014	CAROLINE	L	LYNGEN	PRESIDENT	LAKE COUNTRY ENTERPRISES	3	031	1	00.00	24JUL86		860115
1016	DENNIS		KRUPA	SUPVR LICENSE DEPT	ANDERSON TRUCKING SERVICE	3	031	1	00.00	24JUL86		860115
1017	JOHN	G	PIDGEON	CITY MANAGER	CITY OF BLOOMINGTON	3	031	1	00.00	24JUL86		860115
1018	DANIEL	J	DONAHUE	CITY MANAGER	CITY OF NEW HOPE	3	031	1	00.00	24JUL86		860115
1019	BENNO		SALEWSKI	ASST VICE PRESIDENT	MINN ASSN HEALTH CARE FAC	3	031	1	00.00	24JUL86		850812
1022	J	B	CLARKSON		MOSS & BARNETT, P.A.	3	031	1	00.00	24JUL86		860114
1024	DAVID	J	HOILAND, ATTNY.	LEGAL ADVOCATE FOR BLIND	GRIGGS-MIDWAY BLDG #389SO	3	031	1	00.00	24JUL86		860115
1025	CHARLES	A	KROEGER		QSS, INC.	3	031	1	00.00	24JUL86		860115
1026	AMY	L	BAILEY	PHYSICAL PLANNING SPECLST	SW REGIONAL DEVEL COMMN	3	031	1	00.00	24JUL86		860115
1027	J		NORDQUIST		MN TEAMSTERS CREDIT UNION	3	031	1	00.00	24JUL86		841022
1028	MARYANNE	V	HRUBY	EXEC DIR-LCRAR	MINNESOTA LEGISLATURE	2	031	1	00.00	24JUL86		860115
1029	JOHN		KLUG	V. PRESIDENT	RED BARON FLYERS INC	3	031	1	00.00	24JUL86		841022
1032	JAMES	M	CAMPBELL		CAMPBELL & COSTELLO	3	031	1	00.00	24JUL86		841022
1033	ALFRED		ROSS			3	031	1	00.00	24JUL86		860115
1034	BARBARA	W	KAUFMAN	EXECUTIVE DIRECTOR	MINN VOL SOC AGENCY ASSN	3	031	1	00.00	24JUL86		860115
1036	ARTHUR	W	OLOFSON	EXEC VICE PRESIDENT	MPLS ASSOC BLDG OWNER/MGR	3	031	1	00.00	24JUL86		860115
1038	ABE		ROSENTHAL	PRESIDENT	MINN TRANSPORT SERVICES	3	031	1	00.00	24JUL86		860115
1039					PHILLIPS LEGISLATIVE SERV	3	031	1	00.00	24JUL86		860114
1041	RICHARD	G	ASLESON	CITY ADMINISTRATOR	CITY OF APPLE VALLEY	3	031	1	00.00	24JUL86		860114
1042	WES	A	HALLMAN	PRESIDENT-TARIFF BUREAU	ASSOCIATED MOTOR CARRIERS	3	031	1	00.00	24JUL86		860115
1045					CRYSTAL SHAMROCK, INC.	3	031	1	00.00	24JUL86		860114
1049	DARREL	D	BUNGE		MINN PETROLEUM COUNCIL	3	031	1	00.00	24JUL86		860114
1050				MINNESOTA DIVISION	IZAAK WALTON LEAGUE OF AM	3	031	1	00.00	24JUL86		860115
1053	J	E	BRAFF	TRAFFIC MANAGER	RED OWL STORES INC	3	031	1	00.00	24JUL86		860114

Key	First	M	Last	Title	Organization	C	Dst	Cpy	Cost	Mailed	Paid	Update
1054	N	G	OLSON		THUNDERBIRD AIRCRAFT CO	3	031	1	00.00	24JUL86		860114
1055	JEAN	L	DAWSON	PRESS ROOM	MINN GOVERNMENT REPORT	2	031	1	00.00	24JUL86		860115
1056	GORDON		FORBES	ATTORNEY	THE MINN TRANSFER RAILWAY	3	031	1	00.00	24JUL86		860115
1057	JEROME		WALDREF			3	031	1	00.00	24JUL86		860114
1058	JOHN	C	RIEDL, JR	AIRPORT MANAGER	BRAINERD/CROW WING CTY	3	031	1	00.00	24JUL86		860115
1059	BRUCE	D	JAEGER	PRESIDENT	WILLMAR AIR SERVICE INC	3	031	1	00.00	24JUL86		841022
1064	R	F	GETTY	MANAGER REGULATORY SVCS	H B FULLER CO	3	031	1	00.00	24JUL86		860115
1065	ROBERT	D	JOHNSON	VICE PRESIDENT	INSURANCE FEDERATION/MINN	3	031	1	00.00	24JUL86		860115
1067	GERALD	T	BLAHA			3	031	1	00.00	24JUL86		841022
1069	GARY	V	WELK	MGR REGULATORY SERVICES	NORTHERN STATES POWER CO	3	031	1	00.00	24JUL86		860115
1070	LARRY		JOHNSON	PRESIDENT	FORD AVIATION, INC.	3	031	1	00.00	24JUL86		860115
1072	VIOLA	M	GARRETT	CITY CLERK TREASURER	CITY OF PINE RIVER	3	031	1	00.00	24JUL86		860115
1073	WILFRED	C	VIITALA	DIRECTOR PUBLIC AFFAIRS	HONEYWELL INC. MN12-5215	3	031	1	00.00	24JUL86		860115
1074	MARK	W	LOFTHUS		COUNTRYSIDE COUNCIL	3	031	1	00.00	24JUL86		841022
1075	THOMAS	A	HEDGES	CITY ADMINISTRATOR	CITY OF EAGAN	3	031	1	00.00	24JUL86		860115
1076	SUSANNE	M	PELLY	AIR QUALITY DIVISION	MINN POLLUTION CONTROL AG	2	031	1	00.00	24JUL86		860115
1077				DIRECTOR OF ENGINEERING	METRO WASTE CONTROL COMMN	3	031	1	00.00	24JUL86		860114
1078				MESABA AIRLINES	MESABA AVIATION INC.	3	031	1	00.00	24JUL86		841022
1079	CHARLES	W	WESTIN	EXECUTIVE VICE PRESIDENT	NEMDA	3	031	1	00.00	24JUL86		841022
1081	WAYNE	R	GOEKEN		NORTHWESTERN RDC	3	031	1	00.00	24JUL86		860115
1082	S	M	SANFORD			3	031	1	00.00	24JUL86		860115
1085	CARL	F	MEISSNER	CITY ADMINISTRATOR	CITY OF COTTAGE GROVE	3	031	1	00.00	24JUL86		860115
1088	KENNETH	W	RAIBER	AVIATION RESOURCE CENTER	ST CLOUD STATE UNIVERSITY	3	031	1	00.00	24JUL86		860115
1089	HOWARD		MATTHIAS	DIR CENTER DR ED & SAF	ST CLOUD STATE UNIVERSITY	3	031	1	00.00	24JUL86		841022
1092	HELEN	J	REARDON	DEPUTY DIRECTOR	W CENTRAL COMNTY SRVS CNT	3	031	1	00.00	24JUL86		860115
1093	GENE	P	JOHNSON	ATTORNEY AT LAW	GENE P. JOHNSON, LTD	3	031	1	00.00	24JUL86		860115
1095				MANAGER REGULATORY REPTNG	S & F A REPORTING SVCS	3	031	1	00.00	24JUL86		860114
1096	R	B	BARKERS	INDUSTRY RELATIONS MGR	BOISE CASCADE-WOODLANDS	3	031	1	00.00	24JUL86		841022
1098	TERENCE		NORD	VICE-PRESIDENT	NORD AVIATION INC	3	031	1	00.00	24JUL86		860115
1100	MICHAEL	C	SCHMIT	CITY-CLERK TREASURER	CITY OF WILLMAR	3	031	1	00.00	24JUL86		860115

Key	First	M	Last	Title	Organization	C	Dst	Cpy	Cost	Mailed	Paid	Update
1101	JOHN	M	BROEKER	ATTORNEY	BROEKER HARTFELDT HEDGES	3	031	1	00.00	24JUL86		860114
1104	LUCKY		SHOL	PRESIDENT	WEST CENTRAL AIRWAYS INC	3	031	1	00.00	24JUL86		860115
1105	JOEL	D	BENNETT	VICE PRESIDENT	UNITED STOCKYARDS CORP	3	031	1	00.00	24JUL86		860114
1107	GEORGE		HOLEY			3	031	1	00.00	24JUL86		860115
1110	ROBERT	L	HAVEN	DIRECTOR	TWIN TOWN TREATMENT CENTR	3	031	1	00.00	24JUL86		860115
1111	DONALD	E	MARTIN	MGR DIST PLANNING	ECONOMICS LABORATORY INC	3	031	1	00.00	24JUL86		841022
1112	HERBERT	W	MEYER	CODE CONSULTANT		3	031	1	00.00	24JUL86		860115
1113	ALVIN	B	PAYNE			3	031	1	00.00	24JUL86		860115
1114	MATT	H	WIEDERKEHR	PRESIDENT	WIEDERKEHR BALLOONS	3	031	1	00.00	24JUL86		841022
1115	KURT	E	STROM		COUNCIL FOR HANDICAPPED	3	031	1	00.00	24JUL86		860115
1117	ROBERT	S	MORGAN	ENGR PLANNING & PRGMNG	MINNEAPOLIS PUBLIC WORKS	3	031	1	00.00	24JUL86		860115
1119	THOMAS	E	MERRILL	PRESIDENT	FARIBAULT TRANSPORTATION	3	031	1	00.00	24JUL86		841022
1120	FRANK		FRISON		NECA	3	031	1	00.00	24JUL86		850812
1123	THOMAS	M	DAILEY			3	031	1	00.00	24JUL86		860115
1128	OMER	M	GERMUNDSON	SUPT - TRANSPORTATION	OTTER TAIL POWER CO	3	031	1	00.00	24JUL86		860115
1130	W	J	LICKE	GENERAL COUNSEL	BLANDIN PAPER COMPANY	3	031	1	00.00	24JUL86		860115
1134	KATHY		GAALSWYK	EXECUTIVE DIRECTOR	REGION 5 RDC	3	031	1	00.00	24JUL86		860115
1135				LIBRARY	BUREAU NATL AFFAIRS INC	3	031	1	00.00	24JUL86		072586
1136	WARD	E	HOLLIDAY		ELMO AERO, INC	3	031	1	00.00	24JUL86		860115
1138	EMANUEL	J	BLOCK			3	031	1	00.00	24JUL86		860114
1139	BRUCE		LEIER	EXECUTIVE DIRECTOR	MINN SOCIAL SERVICE ASSN	3	031	1	00.00	24JUL86		860115
1140				CLERK-TREASURER	TOWN OF WHITE BEAR	3	031	1	00.00	24JUL86		860114
1143	RODNEY		DANIELSON	FIN SEC	CARPENTERS UNION	3	031	1	00.00	24JUL86		841022
1147	HERB	K	ANDERSON			3	031	1	00.00	24JUL86		860114
1150	JAMES	T	JACK	CHAIRPERSON	MANKATO STATE UNIVERSITY	3	031	1	00.00	24JUL86		860115
1152	WILLIAM	L	SCHMITT		CITY OF ALBERT LEA	3	031	1	00.00	24JUL86		860115
1157	SHERMAN		GRABER	OWNER	WORTHINGTON AVIATION	3	031	1	00.00	24JUL86		841022
1158	DEAN	D	NOLT	EXECUTIVE DIRECTOR	MINN LP GAS ASSN	3	031	1	00.00	24JUL86		860115
1159	GAYNOLD		JENSEN, R D	CONSULTANT DIETITIAN	HEALTH CARE FACILITIES	3	031	1	00.00	24JUL86		860115
1161	JIM		JOHANSEN	PRESIDENT	JOHANSEN BUS SVC INC	3	031	1	00.00	24JUL86		860115

Key	First	M	Last	Title	Organization	C	Dst	Cpy	Cost	Mailed	Paid	Update
1163	WILLIAM	E	BOND	MGR-GOVERNMENT ACTION	ST PAUL AREA CHAMBER COMM	3	031	1	00.00	24JUL86		841022
1168	DELORES		AHMANN	CITY CLERK	CITY OF CRYSTAL	3	031	1	00.00	24JUL86		860114
1169	STEVE		JOHNSON	EXECUTIVE DIRECTOR-ASSN	MN-DAKOTAS RETAIL HARDWAR	3	031	1	00.00	24JUL86		841022
1170	CHARLES		RGNONTI	PRESIDENT	G & R AVIATION, INC.	3	031	1	00.00	24JUL86		860115
1171	DAN		BESAW		MOTOR VEHICLE MANUFACTRS	3	031	1	00.00	24JUL86		072586
1173	DAVID	L	GRAVEN			3	031	1	00.00	24JUL86		860115
1175	RICK		BLAZE	GENERAL MANAGER	BUTLER AVIATION DULUTH	3	031	1	00.00	24JUL86		841022
1178	JAMES	N	DENN	PRESIDENT	MINN MOTOR TRANSPORT ASSN	3	031	1	00.00	24JUL86		860115
1179	DAVID		RADZIEG	AGC HIGHWAY DIVN ADMIN	AGC MINNESOTA	3	031	1	00.00	24JUL86		860115
1181	CHARLES	B	HOFFMAN		PICKANDS MATHER & COMPANY	3	031	1	00.00	24JUL86		860115
1182	DAVID	A	MARTIN	EXECUTIVE DIRECTOR	RDC3-ED	3	031	1	00.00	24JUL86		860115
1184	JOHN	C	GRINDEN	EXECUTIVE DIRECTOR	DULUTH AIRPORT AUTHORITY	3	031	1	00.00	24JUL86		072586
1185	JOAN	M	ARCHER	EXECUTIVE VICE PRESIDENT	MINN MFGD HOUSING ASSN	3	031	1	00.00	24JUL86		051986
1186	RICHARD		HARRY			3	031	1	00.00	24JUL86		860115
1187	BARRY	C	SCHADE	DIR-WATER QUALITY DIV	MINN POLLUTION CONTROL AG	2	031	1	00.00	24JUL86		860115
1188	RICHARD		GRABOW	CITY ADMINISTRATOR	CITY OF DETROIT LAKES	3	031	1	00.00	24JUL86		860115
1190	LAWRENCE	J	CRIST	STATE LEGISLATIVE DIR	UNITED TRANSPORTATION UN	3	031	1	00.00	24JUL86		860114
1191	HENRY		SCHUMANN	OLMSTED COUNTY	MINN ASSN OF TOWNSHIPS	3	031	1	00.00	24JUL86		860115
1196	PATRICK	J	('O'BRIEN' LJ 19)&('COUNSEL' LJ 26)&('AMERICAN INSURANCE ASSN' LJ 26)&('3' LJ 3)&('031' LJ 4)&(' 1' LJ 4)&('00. 00' LJ 6)&('24JUL86' LJ 8)&('' LJ 8)&('860115')' LJ 6)&('(D3SHOW)' LJ 8)&('(D1SHOW)')									
1197	ROBERT		ZELENKA	EXECUTIVE DIRECTOR	MINN FARMERS ELEVATOR ASN	3	031	1	00.00	24JUL86		860115
1200	MARK	E	BERNHARDSON	CITY ADMINISTRATOR	CITY OF ORONO	3	031	1	00.00	24JUL86		860114
1201	FREDERICK	W	RAHR		IZAAK WALTON LEAGUE MPLS	3	031	1	00.00	24JUL86		860115
1203	DAVID		FEINWACHS	VICE PRES - GENL COUNSEL	MINN HOSPITAL ASSOCIATION	3	031	1	00.00	24JUL86		860115
1204	B	B	KELLEY			3	031	1	00.00	24JUL86		841022
1205	GARY	R	MEDIN	MANAGER-PUBLIC RELATIONS	MINN STATE AUTO ASSOC	3	031	1	00.00	24JUL86		860115
1208	ROBERT	S	KROGMAN		N W PETROLEUM ASSOCIATION	3	031	1	00.00	24JUL86		841022
1460	DAVID		HAMMARGREN	ATTORNEY	FABYANSKE,SVOBODA,WESTRA	3	031	1	00.00	24JUL86		860114
1776	WILLIAM	C	MILLER	ASST ENGR COORD-- FHWA	US DEPT TRANSPORTATION	1	031	1	00.00	24JUL86		062786
1878	JOHN	A	KNAPP	ATTORNEY	WINTHROP-WEINSTINE-SEXTON	3	031	1	00.00	24JUL86		860115
1907	R. CHARLES		BACK	DIRECTOR-GOVT RELATIONS	RYDER TRUCK RENTAL INC	3	031	1	00.00	24JUL86		072586

Key	First	M	Last	T	Organization	C	Dst	Cpy	Cost	Mailed	Paid	Update
2012	FRANK	J	JASZEWSKI	RESIDENT ENGINEER-DIST 6A	MINN DEPT TRANSPORTATION	1	031	1	00.00	24JUL86		050986
2328	MARY		HUGHES		WILLOWS/GREATER THAN 50	3	031	1	00.00	24JUL86		860115
2342	DOUGLAS		PETERSON		LEONARD, STREET, DIENARD	3	031	1	00.00	24JUL86		860115
3041	PAUL		BRUTLAG	AIRPORT OWNER/OPERATOR	MINN SUGAR BEET GROWERS	3	031	1	00.00	24JUL86		860114
3369	CLAYTON		ERICKSON	AIRPORT OWNER/OPERATOR		3	031	1	00.00	24JUL86		841022
3867	GERALD		SATHER		WEBERS AERO REPAIR, INC.	3	031	1	00.00	24JUL86		072586
3999	CRAIG		SALLSTROM		MN PLANT FOOD & CHEM ASSN	3	031	1	00.00	24JUL86		860115
4119	CHRIS		ROMBERG	VETERANS SERVICE OFFICER	COUNTY OF BROWN	3	031	1	00.00	24JUL86		841022
4436	JOSEPH	A	ESCHENBACHER	VICE PRESIDENT-TRAFFIC	DAHLEN TRANSPORT, INC	3	031	1	00.00	24JUL86		860115
4465	RAY		JONES			3	031	1	00.00	24JUL86		841022
4466	STEVE		BODONY		HANSON SILO CO	3	031	1	00.00	24JUL86		841022
4467	J	C	WILKINS	MANAGER AUTO/TRUCK FLEET	GEORGE A HORMEL & CO	3	031	1	00.00	24JUL86		860115
4468	C GARY		ANDERSON	ERAD	NORTHERN STATES POWER CO	3	031	1	00.00	24JUL86		860114
4469	REX		ANDERSON	CENTRAL TRAFFIC REGION	MOBIL OIL CORPORATION	3	031	1	00.00	24JUL86		860114
4470	EARL		HACKING			3	031	1	00.00	24JUL86		860115
4471	SAMUEL		RUBENSTEIN			3	031	1	00.00	24JUL86		860115
4472	JOHN	W	LARSON	CAPTAIN-CAPITOL SECURITY	MINN DEPT PUBLIC SAFETY	2	031	1	00.00	24JUL86		850813
4473	GREG		OXLEY		UNITED POWER ASSOCIATION	3	031	1	00.00	24JUL86		841022
4474	RUSSELL	C	THOMPSON	DIRECTOR OF DISTRIBUTION	CENEX	3	031	1	00.00	24JUL86		860115
4475					HIGHWAY USERS FEDERATION	3	031	1	00.00	24JUL86		841022
4476	GREG		HOLTE		RED RIV VAL SUGAR BEET GR	3	031	1	00.00	24JUL86		841022
4477	BEVERLY		MILLER		WEST METRO COORD TRANSPTN	3	031	1	00.00	24JUL86		860115
4842	DAVID		ANDERSON	ATTORNEY	PETERSON BELL & CONVERSE	3	031	1	00.00	24JUL86		841022
5010	ROGER	M	GUSTAFSON	HIGHWAY ENGINEER	5 COUNTY OF CARVER	3	031	1	00.00	24JUL86		860310
5082	DONALD	C	WISNIEWSKI	HIGHWAY ENGINEER	9 COUNTY OF WASHINGTON	3	031	1	00.00	24JUL86		851126
5098	ANDREW		MCINTOSH			3	031	1	00.00	24JUL86		860115
5103	ROBERT	B	JOHNSON	CITY ENGINEER	5 CITY OF ANOKA	3	031	1	00.00	24JUL86		860115
5106	ROBERT	C	WIEGERT	CITY ENGINEER	5 CITY OF BLAINE	3	031	1	00.00	24JUL86		860115
5108	RONALD	J	SCHWENINGER	CITY ENGINEER	3 CITY OF BRAINERD	3	031	1	00.00	24JUL86		860115
5109	H	R	SPURRIER	CITY ENGINEER	5 CITY OF BROOKLYN CENTER	3	031	1	00.00	24JUL86		860115

Key	First	M	Last	Title	Organization	C	Dst	Cpy	Cost	Mailed	Paid	Update
5120	FRANCIS	J	HOFFMAN	CITY ENGR/DIR PUB WKS	5 CITY OF EDINA	3	031	1	00.00	24JUL86		860114
5130	JAMES		KLEINSCHMIDT	CITY ENGINEER	9 CITY OF HASTINGS	3	031	1	00.00	24JUL86		860115
5138	KENNETH	G	HAIDER	DIRECTOR PUBLIC WORKS	9 CITY OF MAPLEWOOD	3	031	1	00.00	24JUL86		860115
5142	DONALD	J	ASMUS	CITY ENGINEER	5 CITY OF MINNETONKA	3	031	1	00.00	24JUL86		860114
5160	CHARLES	V	HONCHELL	CITY ENGINEER	9 CITY OF ROSEVILLE	3	031	1	00.00	24JUL86		060986
5162	JOHN	L	DOLENTZ	CITY ENGINEER	3 CITY OF ST. CLOUD	3	031	1	00.00	24JUL86		860115
5174	STEVEN	D	GATLIN	CITY ENGINEER	9 CITY OF WHITE BEAR LAKE	3	031	1	00.00	24JUL86		860115
5179	CHARLES	A	SIGGERUD	DIRECTOR PUBLIC WORKS	9 CITY OF BURNSVILLE	3	031	1	00.00	24JUL86		851126
5190	EDWARD		LARSON	CITY MANAGER	4 CITY OF MORRIS	3	031	1	00.00	24JUL86		061086
5194	WILLIAM		MONK	CITY ENGINEER	5 CITY OF CHANHASSEN	3	031	1	00.00	24JUL86		860124
5213	ALLAN		ORSEN	CITY MANAGER	CITY OF WAYZATA	3	031	1	00.00	24JUL86		860115
5309	RONNIE		('O'CONNOR' LJ 19)&('' LJ 26)&('THOMPSON KINE & FLORY' LJ 26)&('3' LJ 3)&('031' LJ 4)&(' 1' LJ 4)&('00.00' LJ 6)&('24JUL86' LJ 8)&('' LJ 8)&('860115')&('(CSHOW)' LJ 6)&('(D3SHOW)' LJ 8)&('(D1SHOW)')							
5789	DALLAS	M	BACKHAUS	AREA MANAGER	BRAD RAGAN INC	3	031	1	00.00	24JUL86		841022
5800	JAMES		IBACH		PEPSI COLA BOTTLING CO.	3	031	1	00.00	24JUL86		841022
8815	ELIZABETH		PARKER	ATTORNEY-NATIONAL RELS	PROGRAM MANAGEMENT DIV	1	031	1	00.00	24JUL86		851119
9019	J	B	VAN DE NORTH,		BRIGGS & MORGAN, PA	3	031	1	00.00	24JUL86		072586
9075	SANDRA		GARDEBRING	CHAIRMAN	METROPOLITAN COUNCIL	3	031	1	00.00	24JUL86		860115
9210	M RUSSELL		ALLEN	EXECUTIVE VICE PRESIDENT	MINN TIMBER PRODUCERS	3	031	1	00.00	24JUL86		860114
9222	GARY	D	RIPPENTROP	EXECUTIVE VICE PRESIDENT	MINN AUTO DEALERS ASSOC	3	031	1	00.00	24JUL86		860115
9229	DONALD	L	WAAGE	REGIONAL DIRECTOR	HIGHWAY USERS FEDERATION	3	031	1	00.00	24JUL86		840717
9237	DAVID		('O'CONNELL' LJ 19)&('EXECUTIVE DIRECTOR' LJ 26)&('MINN GOVT ENGRS COUNCIL' LJ 26)&('3' LJ 3)&('031' LJ 4)&(' 1 ' LJ 4)&('00.00' LJ 6)&('24JUL86' LJ 8)&('' LJ 8)&('860115')(D3SHOW)' LJ 8)&('(D1SHOW)')							
9263	RICHARD	P	COX	STAFF ATTORNEY	ASSOCIATION MINN COUNTIES	3	031	1	00.00	24JUL86		841022
9264	JOHN	E	MORAN	TRANSPORTATION SPECIALIST	MINN TRANSPTN REGULATN BD	2	031	1	00.00	24JUL86		860221
9265	TIMOTHY	H	BUTLER		LINDQUIST & VENNUM	3	031	1	00.00	24JUL86		860114
9352	DANIEL	J	MCINERNEY, JR.	ASSISTANT COMMISSIONER	MINN DEPT HEALTH	2	031	1	00.00	24JUL86		860115
9402	JON	L	ASHBY	GENERAL MANAGER	FLEETLINE TRANSP SVCS INC	3	031	1	00.00	24JUL86		860114
9417	FRANCES		LYNCH		504 ADVISORY COMMITTEE	3	031	1	00.00	24JUL86		860115
9419	BRUCE		MILLER		UNITED HANDICAPPED FEDN	3	031	1	00.00	24JUL86		072586
9420	MARK		PACE	MANAGER-TRANSPORTATION	ABBOTT-NWESTERN HOSPITAL	3	031	1	00.00	24JUL86		072586
9421	DUANE		BERTELSEN	DIRECTOR - CHEMICAL DEPEN	MOUNDS PARK HOSPITALS	3	031	1	00.00	24JUL86		860114

Key	First	M	Last	Title	Organization	C	Dst	Cpy	Cost	Mailed	Paid	Update
9422	PAUL	N	HAGEN	ADMINISTRATOR	CHRISTIAN CONCERN INC	3	031	1	00.00	24JUL86		860115
9423	ELIZABETH		CRUSOE	ADMINISTRATOR	GOOD SAMARITAN CENTER	3	031	1	00.00	24JUL86		841022
9424				ADMINISTRATOR	KNUTE NELSON MEMORIAL HME	3	031	1	00.00	24JUL86		860114
9425	JOYCE		SCANLAN	PRESIDENT	NATL FED OF BLIND MINN	3	031	1	00.00	24JUL86		860115
9426	SALLY		GOLDBERG	LICENSING	MINN DEPT HUMAN SERVICES	2	031	1	00.00	24JUL86		841022
9428	GREGORY	G	SPARTZ	ASSISTANT ADMINISTRATOR	WILLMAR STATE HOSPITAL	3	031	1	00.00	24JUL86		860115
9429					HAVEN HOMES	3	031	1	00.00	24JUL86		860114
9431	DOROTHY		VERKUILEN, SISTER	ADMINSTRATOR	SAINT ANNE HOSPICE CENTER	3	031	1	00.00	24JUL86		860115
9432	MILLER	A	FRIESEN	LIFELINE	RANGE MENTAL HEALTH CENTR	3	031	1	00.00	24JUL86		860115
9433	ANTHONY	M	DRESS	VICE PRESIDENT	HANDICAPPED TRANSPORT SYS	3	031	1	00.00	24JUL86		850812
9435	SHERRI	L	MORTENSEN	EXEC DIRECTOR	MINN ASSN REHAB FACILITY	3	031	1	00.00	24JUL86		850812
9436	MANDA	J	LUNDER	ADMINISTRATOR	HILLTOP NURSING HOME	3	031	1	00.00	24JUL86		860114

Date 28JUL86

State of Minnesota
Department of Transportation
Crossfile Listing
All records for Distribution 031
****

Key	First	M	Last	Address	City	St	Zip-Code	C	Dist	Cpy	Cost	Paid	Update
1135				1231 25TH STREET NW	WASHINGTON	DC	20037	3	031	1	00.00		072586
1045				6000 DOUGLAS DRIVE NORTH	MINNEAPOLIS	MN	55429	3	031	1	00.00		860114
9429				930 WEST 16TH STREET	HASTINGS	MN	55033	3	031	1	00.00		860114
4475				386 N WABASHA ST-STE 1025	ST PAUL	MN	55102	3	031	1	00.00		841022
1050				PO BOX 24070	EDINA	MN	55424	3	031	1	00.00		860115
9424				420 - 12TH AVENUE E	ALEXANDRIA	MN	56308	3	031	1	00.00		860114
1078				6201 - 34TH AVENUE S	MINNEAPOLIS	MN	55450	3	031	1	00.00		841022
1077				350 METRO SQUARE BLDG	ST. PAUL	MN	55101	3	031	1	00.00		860114
0403				G-4 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	2	00.00		850820
0420				309 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		850530
1039				459 RICE STREET	ST. PAUL	MN	55103	3	031	1	00.00		860114
1095				1110 VERMONT AVE NW #1110	WASHINGTON	DC	20005	3	031	1	00.00		860114
1140				1281 HAMMOND ROAD	WHITE BEAR	MN	55110	3	031	1	00.00		860114
0078	RAYMOND	A	ADOLFSON	132 TRANSPORTATION BLDG	ST PAUL	MN	55155	1	031	1	00.00		072586
0052	LAWRENCE	E	FOOTE	704 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	071786
0122	NEIL	G	FREDRICKSON	711 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	071786
0113	DAVID	G	SMILONICH	612F TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		072586
1168	DELORES		AHMANN	4141 DOUGLAS DRIVE	CRYSTAL	MN	55422	3	031	1	00.00		860114
9210	M RUSSELL		ALLEN	208 PHOENIX BUILDING	DULUTH	MN	55802	3	031	1	00.00		860114
1147	HERB	K	ANDERSON	418 - 8TH ST S	VIRGINIA	MN	55792	3	031	1	00.00		860114
0012	LOUIS	C	ANDERSON	N HWY 52 - PO BOX 6177	ROCHESTER	MN	55903	1	031	1	00.00		072186
4469	REX		ANDERSON	3225 GALLOWS ROAD	FAIRFAX	VA	22037	3	031	1	00.00		860114
4468	C GARY		ANDERSON	414 NICOLLET MALL	MINNEAPOLIS	MN	55401	3	031	1	00.00		860114
4842	DAVID		ANDERSON	1800 AMERICAN NATL BANK	ST. PAUL	MN	55101	3	031	1	00.00		841022
1185	JOAN	M	ARCHER	222 E LITTLE CANADA RD	ST. PAUL	MN	55117	3	031	1	00.00		051986
9402	JON	L	ASHBY	11405 CENTURY BLVD	CINCINNATI	OH	45246	3	031	1	00.00		860114
1041	RICHARD	G	ASLESON	14200 CEDAR AVENUE	APPLE VALLEY	MN	55124	3	031	1	00.00		860114

Key	First	M	Last	Address	City	St	Zip-Code	C	Dist	Cpy	Cost Paid		Update
5142	DONALD	J	ASMUS	14600 MINNETONKA BLVD	MINNETONKA	MN	55345	3	031	1	00.00		860114
1907	R. CHARLES		BACK	3600 NW 82ND AV-BX 520816	MIAMI	FL	33152	3	031	1	00.00		072586
5789	DALLAS	M	BACKHAUS	5110 SERVICE DRIVE	WINONA	MN	55987	3	031	1	00.00		841022
1026	AMY	L	BAILEY	2524 BROADWAY/ PO BOX 265	SLAYTON	MN	56172	3	031	1	00.00		860115
0017	JEROME	C	BALDWIN	404 TRANSPORTATION BLDG	ST PAUL	MN	55155	1	031	1	00.00		860128
1096	R	B	BARKERS	PO BOX 1152	INTERNATIONAL FALLS	MN	56649	3	031	1	00.00		841022
0057	MARVIN	G	BATES	1301 S MAIN ST-PO BOX 617	CROOKSTON	MN	56716	1	031	1	00.00		851014
1105	JOEL	D	BENNETT	204 LIVESTOCK EXCHANGE BL	SOUTH ST. PAUL	MN	55075	3	031	1	00.00		860114
0020	DONALD	J	FLEMMING	610D TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	071786
0027	PAUL	M	BERGMAN	G-20 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	071786
1200	MARK	E	BERNHARDSON	PO BOX 66	CRYSTAL BAY	MN	55323	3	031	1	00.00		860114
9421	DUANE		BERTELSEN	200 EARL STREET	ST PAUL	MN	55106	3	031	1	00.00		860114
1171	DAN		BESAW	411 MAIN STREET	ST. PAUL	MN	55102	3	031	1	00.00		072586
0022	KENNETH	H	BJORK	308 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		071786
1067	GERALD	T	BLAHA	457 GOODHUE STREET	ST. PAUL	MN	55102	3	031	1	00.00		841022
1175	RICK		BLAZE	DULUTH INTNL AIRPORT	DULUTH	MN	55811	3	031	1	00.00		841022
1138	EMANUEL	J	BLOCK	70 ORME CT.	ST. PAUL	MN	55116	3	031	1	00.00		860114
0408	JOANNE	A	BLOMGREN	704 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		071886
4466	STEVE		BODONY	PO BOX 37	LAKE LILLIAN	MN	56253	3	031	1	00.00		841022
0025	GORDON	W	BOLDT	100 STOCKYARD RD	SOUTH ST PAUL	MN	55075	1	031	1	00.00		060986
1163	WILLIAM	E	BOND	701 NORTH CENTRAL TOWER	ST. PAUL	MN	55101	3	031	1	00.00		841022
0120	ROGER		BORG	490 METRO SQUARE BUILDING	ST. PAUL	MN	55101	1	031	1	00.00		860213
0148	RICHARD	D	BORSON	408 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	2	00.00		860305
1053	J	E	BRAFF	PO BOX 329	MINNEAPOLIS	MN	55440	3	031	1	00.00		860114
1101	JOHN	M	BROEKER	2850 METRO DRIVE #800	MINNEAPOLIS	MN	55420	3	031	1	00.00		860114
3041	PAUL		BRUTLAG	ROUTE 1 / PO BOX 2	WENDELL	MN	56590	3	031	1	00.00		860114
1049	DARREL	D	BUNGE	386 N WABASHA ST-STE 1025	ST. PAUL	MN	55102	3	031	1	00.00		860114
9265	TIMOTHY	H	BUTLER	80 SOUTH 8TH STREET	MINNEAPOLIS	MN	55402	3	031	1	00.00		860114
0449	SUE		CALDWELL	3725 12TH ST N-PO BOX 370	ST. CLOUD	MN	56302	1	031	1	00.00		860311
1032	JAMES	M	CAMPBELL	401 MIDWEST FEDERAL BLDG	ST. PAUL	MN	55101	3	031	1	00.00		841022

Key	First	M	Last	Address	City	St	Zip-Code	C	Dist	Cpy	Cost	Paid	Update
0456	DELORIS		CARON	1010 21 AV NW-PO BOX 307	OWATONNA	MN	55060	1	031	1	00.00		851125
1011	THOMAS		CATANIA, JR.	FORD BLDG/117 UNIVERSITY	ST. PAUL	MN	55155	2	031	1	00.00		072586
0037	CURTIS	W	CHRISTIE	G-20 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		860211
0210	EDWIN	O	CLARKE	308 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		860108
1022	J	B	CLARKSON	1200 PILLSBURY CENTER	MINNEAPOLIS	MN	55402	3	031	1	00.00		860114
0040	EDWIN	H	COHOON	408 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		851231
9263	RICHARD	P	COX	SUITE 300, 555 PARK ST	ST. PAUL	MN	55103	3	031	1	00.00		841022
0042	WILLIAM	M	CRAWFORD	2055 N LILAC DRIVE	GOLDEN VALLEY	MN	55422	1	031	1	00.00	28MAR86	851119
1190	LAWRENCE	J	CRIST	317 E 5TH STREET #11	DES MOINES	IA	50309	3	031	1	00.00		860114
9423	ELIZABETH		CRUSOE	311 WASHBURNE AVENUE	PAYNSVILLE	MN	56362	3	031	1	00.00		841022
1123	THOMAS	M	DAILEY	1312 S CLEVELAND AVENUE	SAINT PAUL	MN	55116	3	031	1	00.00		860115
1143	RODNEY		DANIELSON	411 MAIN	ST. PAUL	MN	55102	3	031	1	00.00		841022
1007	DON	F	DARLING	1367-145TH STREET E	ROSEMOUNT	MN	55068	3	031	1	00.00		860115
0045	JACK	C	DAVIS	315 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		851119
1055	JEAN	L	DAWSON	B-59 CAPITOL BUILDING	ST. PAUL	MN	55155	2	031	1	00.00		860115
								2	031	1	00.00		
0409	DIANE		DEMBOUSKI	DOT ANNEX - 461 RICE ST	ST. PAUL	MN	55155	1	031	1	00.00		851021
1178	JAMES	N	DENN	1821 UNIVERSITY AVE #134N	ST. PAUL	MN	55104	3	031	1	00.00		860115
0046	PAUL	J	DIETHELM	B-9 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		071786
0047	DOUGLAS	H	DIFFERT	413 TRANSPORTATION BLDG	ST PAUL	MN	55155	1	031	1	00.00	28MAR86	851119
0048	RICHARD	J	DINNEEN	511B TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	071786
5162	JOHN	L	DOLENTZ	400 - 2ND STREET SOUTH	ST. CLOUD	MN	56301	3	031	1	00.00		860115
1018	DANIEL	J	DONAHUE	4401 XLYON AVENUE N	NEW HOPE	MN	55428	3	031	1	00.00		860115
9433	ANTHONY	M	DRESS	PO BOX 281	SOUTH ST PAUL	MN	55075	3	031	1	00.00		850812
0411	STAN	S	DUPRE	G-29B TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		071886
0050	DARRYL	E	DURGIN	413 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	850906
0080	DAVID	S	EKERN	HOOVER ROAD	VIRGINIA	MN	55792	1	031	1	00.00		850102
0191	JAMES	K	ELLETSON	1000 W TH 10 - PO BOX 666	DETROIT LAKES	MN	56501	1	031	1	00.00		851014
0460	DAVID		ENFIELD	S COUNTY RD 26-PO BOX 427	WINDOM	MN	56101	1	031	1	00.00		851122
3369	CLAYTON		ERICKSON	ROUTE 2	HAWLEY	MN	56549	3	031	1	00.00		841022

Key	First	M	Last	Address	City	St	Zip-Code	C	Dist	Cpy	Cost Paid	Update
4436	JOSEPH	A	ESCHENBACHER	1680 4TH AVENUE	NEWPORT	MN	55055	3	031	1	00.00	860115
0062	GORDON	M	FAY	420 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	851119
1203	DAVID		FEINWACHS	2221 UNIVERSITY AVENUE SE	MINNEAPOLIS	MN	554143085	3	031	1	00.00	860115
1005	LEO	C	FITZPATRICK	8138 HENSLOWE AVENUE S	COTTAGE GROVE	MN	55016	3	031	1	00.00	860115
								3	031	1	00.00	
1056	GORDON		FORBES	2071 UNIVERSITY AVENUE	ST. PAUL	MN	55104	3	031	1	00.00	860115
1008	CONRAD	M	FREDIN	811 FIRST NAT BANK BLDG	DULUTH	MN	55802	3	031	1	00.00	860115
9432	MILLER	A	FRIESEN	PO BOX 1188	VIRGINIA	MN	55792	3	031	1	00.00	860115
1120	FRANK		FRISON	200 S ROBERT STREET	ST. PAUL	MN	55107	3	031	1	00.00	850812
1134	KATHY		GAALSWYK	611 IOWA AVENUE	STAPLES	MN	56479	3	031	1	00.00	860115
9075	SANDRA		GARDEBRING	300 METRO SQUARE BLDG	ST. PAUL	MN	55101	3	031	1	00.00	860115
0069	SAMUEL	F	GARGARO	320 TRANSPORTATION BLDG	ST PAUL	MN	55155	1	031	1	00.00	860206
1072	VIOLA	M	GARRETT	PO BOX 87	PINE RIVER	MN	56474	3	031	1	00.00	860115
5174	STEVEN	D	GATLIN	4820 COOK AVENUE	WHITE BEAR LAKE	MN	55110	3	031	1	00.00	860115
1128	OMER	M	GERMUNDSON	2115 S CASCADE	FERGUS FALLS	MN	56537	3	031	1	00.00	860115
1064	R	F	GETTY	3530 LEXINGTON AVENUE N	ST. PAUL	MN	55126	3	031	1	00.00	860115
0070	MARVIN	G	GIESEKE	2505 TRANSPORTATION ROAD	WILLMAR	MN	56201	1	031	1	00.00	851017
0071	RONALD	W	GIPP	419 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	860129
1081	WAYNE	R	GOEKEN	425 WOODLAND AVE	CROOKSTON	MN	56716	3	031	1	00.00	860115
9426	SALLY		GOLDBERG	CENTENNIAL BUILDING	ST PAUL	MN	55155	2	031	1	00.00	841022
1157	SHERMAN		GRABER	AIRPORT ROAD	WORTHINGTON	MN	56187	3	031	1	00.00	841022
1188	RICHARD		GRABOW	1025 ROOSEVELT AV-POB 647	DETROIT LAKES	MN	56501	3	031	1	00.00	860115
1173	DAVID	L	GRAVEN	470 PILLSBURY CENTER	MINNEAPOLIS	MN	55402	3	031	1	00.00	860115
1184	JOHN	C	GRINDEN	DULUTH INTL AIRPORT	DULUTH	MN	55811	3	031	1	00.00	072586
0423	MARY		GRUBBS	813 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	6	00.00	071786
0447	SANDRA	D	GURTIN	PO BOX 978	BRAINERD	MN	56401	1	031	3	00.00	071786
5010	ROGER	M	GUSTAFSON	600 E 4TH ST / PO BOX 6	CHASKA	MN	55318	3	031	1	00.00	860310
4470	EARL		HACKING	1700 NEW BRIGHTON BLVD	MINNEAPOLIS	MN	55413	3	031	1	00.00	860115
9422	PAUL	N	HAGEN	PO BOX 3383-217 E WALNUT	MANKATO	MN	56001	3	031	1	00.00	860115
5138	KENNETH	G	HAIDER	1902 E COUNTY ROAD B	ST. PAUL	MN	55109	3	031	1	00.00	860115

Key	First	M	Last	Address	City	St	Zip-Code	C	Dist	Cpy	Cost	Paid	Update
1042	WES	A	HALLMAN	1745 UNIVERSITY AVENUE	ST. PAUL	MN	55104	3	031	1	00.00		860115
0164	RANDALL	K	HALVORSON	815 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		850820
1460	DAVID		HAMMARGREN	1000 MINN MUTUAL LIFE CTR	ST. PAUL	MN	55101	3	031	1	00.00		860114
1000	FRED	J	HANKS		LEROY	MN	55951	3	031	1	00.00		860115
0402	DOROTHY	A	HANSON	610 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	6	00.00	28MAR86	851125
0413	GRETCHEN	E	HANSON	315 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		850819
1186	RICHARD		HARRY	1000 LAKESHORE DRIVE	MOOSE LAKE	MN	55767	3	031	1	00.00		860115
0081	DUANE	A	HAUKEBO	417 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		840723
1110	ROBERT	L	HAVEN	1706 UNIVERSITY AVENUE	ST. PAUL	MN	55104	3	031	1	00.00		860115
1075	THOMAS	A	HEDGES	3830 PILOT KNOB ROAD	EAGAN	MN	55123	3	031	1	00.00		860115
0404	GLADYS		HENSLIN	609 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		071886
0443	LYLE		HERZOG	HOOVER ROAD	VIRGINIA	MN	55792	1	031	1	00.00		052086
0100	ROGER	M	HILL	716 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	851014
0088	BLAINE	F	HIMMELMAN	120A TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	071786
0229	DAVID	M	HODGINS	404 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		062786
5120	FRANCIS	J	HOFFMAN	4801 W 50TH STREET	EDINA	MN	55424	3	031	1	00.00		860114
0204	RONALD	G	HOFFMAN	1000 W TH 10 - PO BOX 666	DETROIT LAKES	MN	56501	1	031	1	00.00	28MAR86	851119
1181	CHARLES	B	HOFFMAN	200 W SUPERIOR ST #811	DULUTH	MN	55802	3	031	1	00.00		860115
1024	DAVID	J	HOILAND, ATTNY.	1821 UNIVERSITY AVENUE	ST. PAUL	MN	55104	3	031	1	00.00		860115
1107	GEORGE		HOLEY	1509 SW 6TH ST	FARIBAULT	MN	55021	3	031	1	00.00		860115
0465	JERRY		HOLLAND	3485 HADLEY AVENUE N	NORTH ST. PAUL	MN	55109	1	031	1	00.00		071786
1136	WARD	E	HOLLIDAY	PO BOX 833	LAKE ELMO	MN	55042	3	031	1	00.00		860115
4476	GREG		HOLTE	336 5TH AVENUE E	HALSTAD	MN	56550	3	031	1	00.00		841022
5160	CHARLES	V	HONCHELL	2660 CIVIC CENTER DRIVE	ROSEVILLE	MN	55113	3	031	1	00.00		060986
1028	MARYANNE	V	HRUBY	55 STATE OFFICE BUILDING	ST. PAUL	MN	55101	2	031	1	00.00		860115
2328	MARY		HUGHES	1622 PARK AVENUE	MINNEAPOLIS	MN	55404	3	031	1	00.00		860115
0407	MARGARET	M	HYLTON	615 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		071886
5800	JAMES		IBACH	PO BOX 2465	FARGO	ND	58107	3	031	1	00.00		841022
1150	JAMES	T	JACK	PO BOX 36	MANKATO	MN	56001	3	031	1	00.00		860115
1059	BRUCE	D	JAEGER	PO BOX 1077	WILLMAR	MN	56201	3	031	1	00.00		841022

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2012	FRANK	J	JASZEWSKI	W TRUNK HIGHWAY 61	WINONA	MN	55987	1	031	1	00.00		050986
1159	GAYNOLD		JENSEN, R D	111 W 107TH STREET	MINNEAPOLIS	MN	55420	3	031	1	00.00		860115
1161	JIM		JOHANSEN	11911 CAVELL AVENUE N	CHAMPLIN	MN	55316	3	031	1	00.00		860115
1009	JOHN	A	JOHNSON	RR 2 - PO BOX 79	SACRED HEART	MN	56285	3	031	1	00.00		841022
5103	ROBERT	B	JOHNSON	2015 1ST AVENUE N	ANOKA	MN	55303	3	031	1	00.00		860115
1070	LARRY		JOHNSON	CRYSTAL AIRPORT	MINNEAPOLIS	MN	55429	3	031	1	00.00		860115
1093	GENE	P	JOHNSON	PO BOX 2471	FARGO	ND	58108	3	031	1	00.00		860115
1065	ROBERT	D	JOHNSON	1310 PIONEER BUILDING	ST. PAUL	MN	55101	3	031	1	00.00		860115
1010	GORDON	H	JOHNSON	2414 PARK AVENUE	MINNEAPOLIS	MN	55404	3	031	1	00.00		860115
0444	JANE	E	JOHNSON	P.O. BOX 490	BEMIDJI	MN	56601	1	031	1	00.00		071786
1169	STEVE		JOHNSON	3033 EXCELSIOR BLVD	MINNEAPOLIS	MN	55416	3	031	1	00.00		841022
4465	RAY		JONES	10735 BERGLUND AVENUE	CHISAGO CITY	MN	55103	3	031	1	00.00		841022
0109	CLEMENT	P	KACHELMYER	612H TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	071786
1034	BARBARA	W	KAUFMAN	141S GRIGGS-MIDWAY BLDG	ST. PAUL	MN	55104	3	031	1	00.00		860115
0004	RICHARD	B	KEINZ	408 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		850830
1204	B	B	KELLEY	6 W FIFTH ST #600	ST. PAUL	MN	55102	3	031	1	00.00		841022
0112	GEORGE	L	KIEFFER	308 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		851119
1013	ALLAN		KLEIN	310 FOURTH AVE S #400	MINNEAPOLIS	MN	55415	3	031	1	00.00		860115
5130	JAMES		KLEINSCHMIDT	100 SIBLEY STREET	HASTINGS	MN	55033	3	031	1	00.00		860115
1029	JOHN		KLUG	607 S 5TH STREET	LA CRESCENT	MN	55947	3	031	1	00.00		841022
1878	JOHN	A	KNAPP	1800 CONWED TOWER	ST. PAUL	MN	55101	3	031	1	00.00		860115
1012	J		KOERNER-MOORE	1409 WILLOW STREET #300	MINNEAPOLIS	MN	55403	3	031	1	00.00		860115
0117	LEO	A	KORTH	612D TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	071786
0194	GERALD	N	KREUTZER	301 LAUREL ST PO BOX 978	BRAINERD	MN	56401	1	031	1	00.00		851017
1025	CHARLES	A	KROEGER	PO BOX 838	FARIBAULT	MN	55021	3	031	1	00.00		860115
1208	ROBERT	S	KROGMAN	2345 RICE STREET STE 173	ST. PAUL	MN	55113	3	031	1	00.00		841022
1016	DENNIS		KRUPA	203 COOPER AVENUE N	ST. CLOUD	MN	56301	3	031	1	00.00		860115
5190	EDWARD		LARSON	609 OREGON AVENUE	MORRIS	MN	56267	3	031	1	00.00		061086
4472	JOHN	W	LARSON	RM B-4 STATE CAPITOL BLDG	ST. PAUL	MN	55155	2	031	1	00.00		850813
0123	ROY	J	LARSON	N HWY 52 - PO BOX 6177	ROCHESTER	MN	55903	1	031	1	00.00	28MAR86	860226

Key	First	M	Last	Address	City	St	Zip-Code	C	Dist	Cpy	Cost	Paid	Update
0043	BRUCE	A	LARSON	1123 MESABA AVENUE	DULUTH	MN	55801	1	031	1	00.00		860305
1139	BRUCE		LEIER	614 PORTLAND AVE	ST. PAUL	MN	55104	3	031	1	00.00		860115
0428	DIANE		LEUZINGER	408 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		850916
1130	W	J	LICKE	115 FIRST STREET SW	GRAND RAPIDS	MN	55774	3	031	1	00.00		860115
0126	MERRITT	H	LINZIE	807 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		850813
1074	MARK	W	LOFTHUS	PO BOX 78	MARSHALL	MN	56258	3	031	1	00.00		841022
9436	MANDA	J	LUNDER	ROUTE 1 / PO BOX H	WATKINS	MN	55389	3	031	1	00.00		860114
9417	FRANCES		LYNCH	4323 LONGFELLOW AVENUE	MINNEAPOLIS	MN	55407	3	031	1	00.00		860115
1014	CAROLINE	L	LYNGEN	HCR #1	HACKENSACK	MN	56452	3	031	1	00.00		860115
0129	PATRICK	C	HUGHES	2505 TRANSPORTATION ROAD	WILLMAR	MN	56201	1	031	1	00.00	28MAR86	071886
0008	FRANCIS	C	MARSHALL	716 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	061986
1111	DONALD	E	MARTIN	370 WABASHA ST	ST. PAUL	MN	55102	3	031	1	00.00		841022
1182	DAVID	A	MARTIN	330 SOUTH 1ST AVENUE EAST	DULUTH	MN	55802	3	031	1	00.00		860115
1089	HOWARD		MATTHIAS	WHITNEY HOUSE	ST. CLOUD	MN	56301	3	031	1	00.00		841022
0002	ROBERT	J	MCDONALD	408 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	072186
9352	DANIEL	J	MCINERNEY, JR.	717 DELAWARE ST. SE	MINNEAPOLIS	MN	55440	2	031	1	00.00		860115
5098	ANDREW		MCINTOSH	270 GRAIN EXCHANGE N BLDG	MINNEAPOLIS	MN	55415	3	031	1	00.00		860115
0453	LAVERNE	E	MCLAUGHLIN	2055 N LILAC DRIVE	GOLDEN VALLEY	MN	55422	1	031	1	00.00		062786
0005	LAWRENCE	F	MCNAMARA	413 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	851119
0137	KERMIT	K	MCRAE	3485 HADLEY AVENUE NORTH	NORTH ST PAUL	MN	55109	1	031	1	00.00	28MAR86	860108
1205	GARY	R	MEDIN	7 TRAVELERS TRAIL	BURNSVILLE	MN	55337	3	031	1	00.00		860115
1085	CARL	F	MEISSNER	7516-80TH STREET S	COTTAGE GROVE	MN	55016	3	031	1	00.00		860115
0222	ERNEST	R	MELBY	B-20 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	860207
1119	THOMAS	E	MERRILL	2615 1ST AVE NW/BOX 163	FARIBAULT	MN	55021	3	031	1	00.00		841022
1112	HERBERT	W	MEYER	10824 ZENITH AVE S	BLOOMINGTON	MN	55431	3	031	1	00.00		860115
9419	BRUCE		MILLER	1821 UNIVERSITY AVE #2845	ST PAUL	MN	55104	3	031	1	00.00		072586
1776	WILLIAM	C	MILLER	METRO SQUARE BLDG #490	ST. PAUL	MN	55101	1	031	1	00.00		062786
4477	BEVERLY		MILLER	3614 BRYANT AVENUE S	MINNEAPOLIS	MN	55409	3	031	1	00.00		860115
5194	WILLIAM		MONK	690 COULTER DR-BOX 147	CHANHASSEN	MN	55317	3	031	1	00.00		860124
0417	JOYCE		MONTGOMERY	420 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		860221

Key	First	M	Last	Address	City	St	Zip-Code	C	Dist	Cpy	Cost Paid		Update
0281	LLOYD	J	MOOSBRUGGER	515 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		860115
9264	JOHN	E	MORAN	AMERICAN CENTER BLDG #795	ST. PAUL	MN	55101	2	031	1	00.00		860221
1117	ROBERT	S	MORGAN	A-1800 GOVERNMENT CENTER	MINNEAPOLIS	MN	55487	3	031	1	00.00		860115
9435	SHERRI	L	MORTENSEN	1821 UNIVERSITY AVE-S376	ST PAUL	MN	55104	3	031	1	00.00		850812
0110	WILLIAM	G	MUELLER	716 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		071886
0280	DONALD	J	MUETING	515 TRANSPORTATION BLDG	ST. PAUL	MN	55155	2	031	1	00.00		860115
0223	WAYNE	F	MURPHY	612 TRANSPORTATION BLDG	ST PAUL	MN	55155	1	031	1	00.00	28MAR86	071886
0463	LAURA	L	MURPHY	PO BOX 29	MARSHALL	MN	56258	1	031	1	00.00		051586
0143	LEE	J	NELSON	308 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		050986
1158	DEAN	D	NOLT	7515 WAYZATA BLVD	MINNEAPOLIS	MN	55426	3	031	1	00.00		860115
1098	TERENCE		NORD	FT PEMBINA AIRPORT	PEMBINA	ND	58271	3	031	1	00.00		860115
1027	J		NORDQUIST	2021 E HENNEPIN AVENUE	MINNEAPOLIS	MN	55413	3	031	1	00.00		841022
0147	MIKE	M	NYGAARD	PO BOX 490	BEMIDJI	MN	56601	1	031	1	00.00	28MAR86	851017

1196 PATRICK J OBRIEN LJ 19)&(85JOHNSTREET LJ 26)&(NEWYORK LJ 20)&(NY LJ 3)&(10038 LJ 10)&(3 LJ 2)&(031 LJ 5)&(1 LJ 4)&(00.00 LJ 6)&(LJ 8)&(860115)(D1SHOW)

9237 DAVID OCONNELL LJ 19)&(555PARKSTREET LJ 26)&(ST(D1SHOW)

5309 RONNIE ('O'CONNOR' LJ 19)&('1920 'N' STREET NW STE700' LJ 26)&('WASHINGTON' LJ 20)&('DC' LJ 3)&('20036' LJ 10)&('3' LJ 2)&('031' LJ 5)&(' 1' LJ 4)&('00.00' LJ 6)&('' LJ 8)&('860115')HOW)')

0006	EUGENE	E	OFSTEAD	408 TRANSPORTATION BLDG	ST PAUL	MN	55155	1	031	2	00.00		062786
1036	ARTHUR	W	OLOFSON	927 SOO LINE BLDG	MINNEAPOLIS	MN	55402	3	031	1	00.00		860115
0216	WILLIAM	J	OLSEN	2324 4TH AVENUE SO.	MINNEAPOLIS	MN	55404	3	031	1	00.00		860115
1054	N	G	OLSON	5100 EDEN AVENUE	MINNEAPOLIS	MN	55436	3	031	1	00.00		860114
5213	ALLAN		ORSEN	600 RICE STREET	WAYZATA	MN	55391	3	031	1	00.00		860115
4473	GREG		OXLEY		ELK RIVER	MN	55330	3	031	1	00.00		841022
9420	MARK		PACE	800 EAST 28TH STREET	MINNEAPOLIS	MN	55407	3	031	1	00.00		072586
8815	ELIZABETH		PARKER	815 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		851119
1113	ALVIN	B	PAYNE	ROUTE 1 - PO BOX 40	DEGRAFF	MN	56233	3	031	1	00.00		860115
0144	ROBERT	P	PECORE	POB 4039-501 S VICTORY DR	MANKATO	MN	56001	1	031	1	00.00	28MAR86	060986
1076	SUSANNE	M	PELLY	1935 W COUNTY ROAD B2	ROSEVILLE	MN	55113	2	031	1	00.00		860115
2342	DOUGLAS		PETERSON	100 SOUTH 5TH ST #1500	MINNEAPOLIS	MN	55402	3	031	1	00.00		860115
0415	ROSE	B	PETREE	B-9 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		851125
1017	JOHN	G	PIDGEON	[redacted]5 W OLD SHAKOPEE ROAD	BLOOMINGTON	[redacted]	55431	3	031	1	00.00		860115

Key	First	M	Last	Address	City	St	Zip-Code	C	Dist	Cpy	Cost	Paid	Update
0035	RODNEY	A	PLETAN	2055 N LILAC DRIVE	GOLDEN VALLEY	MN	55422	1	031	1	00.00	28MAR86	841220
0426	COLETTE	E	PROKOP	411 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		841031
0418	SANDRA	G	PURVIS	711 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		851010
1179	DAVID		RADZIEG	111 E KELLOGG BLVD	ST. PAUL	MN	55101	3	031	1	00.00		860115
1201	FREDERICK	W	RAHR	567 GRAIN EXCHANGE BLDG	MINNEAPOLIS	MN	55415	3	031	1	00.00		860115
1088	KENNETH	W	RAIBER	HEADLEY HALL	ST. CLOUD	MN	56301	3	031	1	00.00		860115
0283	RON		RAY	700 STATE OFFICE BLDG.	ST. PAUL	MN	55155	2	031	1	00.00		860115
1092	HELEN	J	REARDON	1125 SE 6 ST	WILLMAR	MN	56201	3	031	1	00.00		860115
1170	CHARLES		RGNONTI	13601 PIONEER TRAIL	EDEN PRAIRIE	MN	55344	3	031	1	00.00		860115
1058	JOHN	C	RIEDL, JR	AIRPORT-RT.#2-BOX 251B	BRAINERD	MN	56401	3	031	1	00.00		860115
9222	GARY	D	RIPPENTROP	277 UNIVERSITY AVENUE	ST. PAUL	MN	55103	3	031	1	00.00		860115
4119	CHRIS		ROMBERG	COURT HOUSE	NEW ULM	MN	56073	3	031	1	00.00		841022
1038	ABE		ROSENTHAL	1821 UNIVERSITY AVE #310	ST. PAUL	MN	55104	3	031	1	00.00		860115
1033	ALFRED		ROSS	6356 WARE ROAD	LINO LAKES	MN	55014	3	031	1	00.00		860115
0003	RAYMOND	J	ROUGHT	417 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		860207
4471	SAMUEL		RUBENSTEIN	6960 MADISON AVENUE W	GOLDEN VALLEY	MN	55427	3	031	1	00.00		860115
0458	DALE	L	RUTZEN	POB 4039-501 S VICTORY DR	MANKATO	MN	56001	1	031	1	00.00		061986
1019	BENNO		SALEWSKI	2850 METRO DRIVE #429	MINNEAPOLIS	MN	55420	3	031	1	00.00		850812
3999	CRAIG		SALLSTROM	1821 UNIVERSITY AVE	ST. PAUL	MN	55104	3	031	1	00.00		860115
0153	JOHN	E	SANDAHL	1123 MESABA AVENUE	DULUTH	MN	55811	1	031	1	00.00	28MAR86	851119
1082	S	M	SANFORD	7000 PORTLAND AVE	RICHFIELD	MN	55423	3	031	1	00.00		860115
3867	GERALD		SATHER	PO BOX 264	ALEXANDRIA	MN	56308	3	031	1	00.00		072586
9425	JOYCE		SCANLAN	15 S FIFTH ST #715	MINNEAPOLIS	MN	55402	3	031	1	00.00		860115
1187	BARRY	C	SCHADE	1935 W COUNTY ROAD B2	ROSEVILLE	MN	55113	2	031	1	00.00		860115
0193	ALLAN	J	SCHENKELBERG	807 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	28MAR86	850708
1100	MICHAEL	C	SCHMIT	333 SW 6TH ST/PO BOX 755	WILLMAR	MN	56201	3	031	1	00.00		860115
1152	WILLIAM	L	SCHMITT	221 EAST CLARK ST	ALBERT LEA	MN	56007	3	031	1	00.00		860115
1191	HENRY		SCHUMANN	ROUTE 1 - BOX 245	STEWARTVILLE	MN	55976	3	031	1	00.00		860115
5108	RONALD	J	SCHWENINGER	CITY HALL	BRAINERD	MN	56401	3	031	1	00.00		860115
0416	JANET		SECOR	511 TRANSPORTAION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		851010

Key	First	M	Last	Address	City	St	Zip-Code	C	Dist	Cpy	Cost	Paid	Update
0166	CECIL		SELNESS	810 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		860221
0121	DALE	N	SHAW	1010 21 AV NW-PO BOX 307	OWATONNA	MN	55060	1	031	1	00.00		850819
0024	MARLYN	E	SHELDRUP	POB 4039-501 S VICTORY DR	MANKATO	MN	56001	1	031	1	00.00		060286
1104	LUCKY		SHOL	PO BOX 432	FERGUS FALLS	MN	56537	3	031	1	00.00		860115
5179	CHARLES	A	SIGGERUD	1313 E HIGHWAY 13	BURNSVILLE	MN	55337	3	031	1	00.00		851126
0436	EDWARD	E	SLETTOM	480 CEDAR ST # 380	ST. PAUL	MN	55101	3	031	1	00.00		860115
0455	BARBARA		SMITH	PO BOX 6177 - N HWY 52	ROCHESTER	MN	55903	1	031	1	00.00		071786
0007	MICHAEL		SOBOLEWSKI	408 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		860211
0240	ALAN	D	SODER	416 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		851015
0171	ANDREW	L	SOTEBEER	COUNTY RD 26 - PO BOX 427	WINDOM	MN	56101	1	031	1	00.00		851017
9428	GREGORY	G	SPARTZ	PO BOX 1128	WILLMAR	MN	56201	3	031	1	00.00		860115
5109	H	R	SPURRIER	6301 SHINGLE CREEK PKWY	BROOKLYN CENTER	MN	55430	3	031	1	00.00		860115
0410	SHEILA		STANAWAY	G-20 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		860307
0174	RICHARD	A	STEHR	820 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		860103
1115	KURT	E	STROM	208 METRO SQUARE BLDG	ST. PAUL	MN	55101	3	031	1	00.00		860115
0178	RICHARD	H	SULLIVAN	612E TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	22JUL86	071786
0180	RICHARD	R	SWANSON	DOT ANNEX - 461 RICE ST	ST. PAUL	MN	55103	1	031	1	00.00	22JUL86	860129
0181	ROBERT	G	SWANSON	810 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00	22JUL86	860110
0185	GERALD	F	TESSMAN	404 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		860103
4474	RUSSELL	C	THOMPSON	PO BOX 64089	ST PAUL	MN	551640089	3	031	1	00.00		860115
0450	MARLYS	A	THOMPSON	1000 W TH 10 - PO BOX 666	DETROIT LAKES	MN	56501	1	031	1	00.00		071886
0203	DAVID	G	TROOIEN	3725 12TH ST N-PO BOX 370	ST CLOUD	MN	56302	1	031	1	00.00		860108
0452	CONNIE		TSCHETTER	PO BOX 410 - 610 TH 9 S	MORRIS	MN	56267	1	031	2	00.00		061386
9019	J	B	VAN DE NORTH,	2200 FIRST NATL BANK BLDG	ST. PAUL	MN	55151	3	031	1	00.00		072586
9431	DOROTHY		VERKUILEN, SISTER	1347 WEST BROADWAY	WINONA	MN	55987	3	031	1	00.00		860115
1073	WILFRED	C	VIITALA	HONEYWELL PLAZA	MINNEAPOLIS	MN	55408	3	031	1	00.00		860115
9229	DONALD	L	WAAGE	13438 LARKIN CIRCLE	MINNETONKA	MN	55343	3	031	1	00.00		840717
1057	JEROME		WALDREF	7361 NORTH SHORE TRAIL	FOREST LAKE	MN	55025	3	031	1	00.00		860114
1069	GARY	V	WELK	414 NICOLLET MALL	MINNEAPOLIS	MN	55401	3	031	1	00.00		860115
1079	CHARLES	W	WESTIN	[redacted]ALWORTH BUILDING	DULUTH	[redacted]	55802	3	031	1	00.00		841022

Key	First	M	Last	Address	City	St	Zip-Code	C	Dist	Cpy	Cost	Paid	Update
1114	MATT	H	WIEDERKEHR	1604 EUCLID ST	ST. PAUL	MN	55106	3	031	1	00.00		841022
5106	ROBERT	C	WIEGERT	9150 CENTRAL AVENUE NE	BLAINE	MN	55434	3	031	1	00.00		860115
4467	J	C	WILKINS	PO BOX 800	AUSTIN	MN	55912	3	031	1	00.00		860115
5082	DONALD	C	WISNIEWSKI	11660 MYERON ROAD N	STILLWATER	MN	55082	3	031	1	00.00		851126
0197	KENNETH	O	WOFFORD	ST PAUL DOWNTOWN AIRPORT	ST PAUL	MN	55107	1	031	1	00.00		860108
0198	ROBERT	E	WOLFE	401 SOUTH PAUL BUNYAN DR	BEMIDJI	MN	56601	1	031	1	00.00	28MAR86	851119
0461	PAMELA		WOOD	2505 TRANSPORTATION ROAD	WILLMAR	MN	56201	1	031	1	00.00		051686
0227	JERRY	L	MILLER	PO BOX 410 - 610 TH 9 S	MORRIS	MN	56267	1	031	1	00.00		072586
0201	ROBERT	M	WORKS	815 TRANSPORTATION BLDG	ST. PAUL	MN	55155	1	031	1	00.00		840216
0059	WILLIAM	N	YOERG	PO BOX 978	BRAINERD	MN	56401	1	031	1	00.00		050986
1003	JOHN		YOST	ROUTE 8 / BOX 348	INTERNATIONAL FALLS	MN	56649	3	031	1	00.00		860115
1197	ROBERT		ZELENKA	852 GRAIN EXCHANGE BLDG	MINNEAPOLIS	MN	55415	3	031	1	00.00		860115

State of Minnesota

Department of Transportation

In the Matter of the Proposed
Adoption of the Rules of the
State Department of Transportation
Governing Variances for Small
Tank Motor Vehicles
Used to Transport
Gasoline

NOTICE OF
PROPOSED
ADOPTION OF
A RULE
WITHOUT A
PUBLIC HEARING

Notice is hereby given that the State Department of Transportation proposes to adopt the above-entitled rules without a public hearing. The Commissioner has elected to follow the procedures set forth in Minnesota Statutes, sections 14.22 to 14.28. The adoption of these rules is authorized by Minnesota Statutes, section 221.033, subdivision 3.

All persons have 30 days to submit comments in support of or in opposition to the proposed rule or any part or subpart of the rule. Comment is encouraged. Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Comments or written requests for a public hearing must be submitted to:

Elizabeth M. Parker
Minnesota Department of Transportation
815 Transportation Building
St. Paul, Minnesota 55155
612-297-2913

The proposed rule 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 rule as published with this notice.

A copy of the proposed rule is attached to this notice.

A Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule has been prepared and is available free upon request from:

Elizabeth M. Parker
815 Transportation Building
St. Paul, Minnesota 55155
612-297-2913

or

Office of Motor Carrier Safety and Compliance
Minnesota Department of Transportation
Minnesota Administrative Truck Center
100 Stockyard Road
South St. Paul, Minnesota 55075
612-296-7109

The adoption of this rule will not require the expenditure of public moneys by local public bodies. It does not require

local agencies or school districts to incur costs mandated by the state under Minn. Stat. section 3.982, and it does not impose a fee.

The adoption of this rule will effect small businesses as defined in Minn. Stat. section 14.115. The rule will establish a procedure for granting variances to people who transport gasoline in intrastate commerce in tank truck vehicles that were manufactured between 1950 and 1975, that have a capacity of 3000 gallons or less and that fail to comply with tank construction specifications. This will exempt those persons from being required to modify their small tank trucks to bring them into compliance with federal cargo tank construction specifications. It is estimated that this will provide a cost saving of several hundred dollars to $6,000 per cargo tank, depending on the present condition of the tank.

The principal users of small gasoline cargo tanks are petroleum distributors. Most of the distributors are small businesses within the definition of Minn. Stat. section 14.115. These rules are being proposed to reduce the burden on small businesses. Under current law, Minn. Stat. 221.033, subd. 1, the persons using small cargo tanks to transport gasoline in intrastate commerce must operate tanks that comply with the federal cargo tank construction specifications or must stop using the vehicles. Because Minnesota adopted the federal regulations only in 1970, and because cargo tanks are used for many years, there are many old nonconforming tank vehicles in service. Those tanks are illegal. Tank manufacturing

companies have estimated that it could cost up to $6,000 per cargo tank, depending on the condition of the tank, to bring it into compliance. Therefore the department proposes to adopt a variance procedure to allow those cargo tanks to be used legally, despite noncompliance with current specifications if they meet less burdensome, alternative requirements. These rules will reduce the burden of the current hazardous material regulations on small businesses.

These rules establish minimal reporting requirements. Only one application and registration must be made. If the tank owner sells the tank, he must report the buyer's name. Otherwise the single registration is effective for as long as the tank is in service. A sale of a tank must be reported within 30 days. That is the only reporting requirement after the variance is granted. The department has developed a one page form that requests the information prescribed in proposed Parts 8860.0400 and 8860.0600 for reporting the results of the inspection that is necessary in order to qualify to receive a variance. That one form also serves as a registration form, thus simplifying the reporting requirement.

There are no schedules or deadlines for compliance apart from the fact that compliance is required after the effective date of the rules.

The applicant for a variance must certify that the tank has been inspected visually within the past two years. This means that a person who is qualified to judge the condition of cargo

tanks must examine the tank to see if it has corroded areas, bad dents, defects in welds, defects in piping, valves and gaskets, or other conditions including leakage that might make the tank unsafe. This procedure is necessary to make sure that the tank can safely contain the cargo. It is especially important because of the uncertainty about the standards under which the tank was manufactured. The requirement is a reasonable one because it duplicates the federal requirement imposed on similar nonconforming cargo tanks and because the visual inspection is the least expensive and least time consuming kind of inspection. The cost of a visual inspection, when performed by a tank manufacturer, has been estimated at $75.00-$100.00 by one local tank manufacturer and from $60.00-$75.00 by another. The federal regulation says that the inspection must be made by a "responsible and experienced inspector", but it doesn't define those who qualify. That requirement is generally understood in the industry to include cargo tank manufacturers, owners, mechanics, and sometimes, drivers who are familiar with tank construction and maintenance.

If the tank has been in an accident, has been out of service for one year or more, or has had the shell modified, it must be pneumatically or hydrostatically tested. This may cost from $400. to $900. per cargo tank, but will only rarely be necessary.

These rules establish performance standards that replace the design standards in the current regulation.

We cannot exempt small businesses from compliance with these rules because these rules replace more burdensome rules and create exceptions for small businesses. The benefits of these rules will apply to all businesses.

If no hearing is required, upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. 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 adopted rule, must submit the written request to:

Elizabeth M. Parker
Minnesota Department of Transportation
815 Transportation Building
St. Paul, Minnesota 55155

Additional copies of this Notice and the proposed rule are available from the person named above.

July 18, 1986
Date:

for Richard P. Braun
Commissioner of Transportation

Department of Transportation

Proposed Permanent Rules Relating to Variances for Tank Motor Vehicles

Rules as Proposed (all new material)

8860.0100 DEFINITIONS.

Subpart 1. **Scope.** The terms used in this chapter have the meanings given them in this part.

Subp. 2. **Cargo tank.** "Cargo tank" means a tank permanently attached to or forming a part of a motor vehicle or a bulk liquid or compressed gas packaging not permanently attached to a motor vehicle that by reason of its size, construction, or attachment to a motor vehicle, is loaded or unloaded without being removed from the motor vehicle.

Subp. 3. **Commissioner.** "Commissioner" means the commissioner of the Minnesota Department of Transportation.

Subp. 4. **Tank motor vehicle.** "Tank motor vehicle" means a motor vehicle to which a cargo tank is attached.

8860.0200 SCOPE.

Parts 8860.0200 to 8860.0800 apply to a tank motor vehicle that:

A. transports gasoline;

B. has a cargo tank with a capacity of 3,000 gallons or less;

C. has a cargo tank that was manufactured between 1950 and 1975 to transport petroleum;

D. is used only in intrastate transportation; and

E. fails to comply with cargo tank specifications in Code of Federal Regulations, title 49, sections 178.340 to 178.341-7, as amended through November 1, 1985, which are incorporated by reference. A cargo tank that does not bear the manufacturer's metal certification plate described in section 178.340-10, paragraph (b) or a cargo tank for which a manufacturer's metal certification plate cannot be obtained

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fails to comply with the cargo tank specifications.

8860.0300 GENERAL REQUIREMENT.

A person who transports gasoline in a tank motor vehicle described in part 8860.0200 must comply with the federal regulations adopted in Minnesota Statutes, section 221.033, subdivision 1, or must obtain a variance under parts 8860.0400 to 8860.0800.

8860.0400 PROCEDURAL REQUIREMENTS.

The commissioner shall grant a variance to the owner of a tank motor vehicle described in part 8860.0200 to allow that tank to be operated in intrastate transportation in Minnesota notwithstanding noncompliance with the specification regulations incorporated by reference in part 8860.0200 when the applicant:

A. submits an application for a variance and registers each tank motor vehicle to be operated under the variance on a form prescribed by the commissioner under part 8860.0600;

B. certifies that the cargo tank on each tank motor vehicle for which a variance is sought has been inspected visually within the preceding two years and marked according to the requirements of Code of Federal Regulations, title 49, section 177.824, paragraphs (b) and (h), as amended through November 1, 1985, which are incorporated by reference, and that each vehicle meets those requirements; and

C. certifies that a cargo tank on a tank motor vehicle described in part 8860.0500 for which a variance is sought has been hydrostatically or pneumatically tested according to and meets the requirements of Code of Federal Regulations, title 49, section 177.824, paragraph (d), as amended through November 1, 1985, which are incorporated by reference.

8860.0500 HYDROSTATIC OR PNEUMATIC TESTING.

The following cargo tanks must be hydrostatically or pneumatically tested:

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A. a cargo tank that has been out of service transporting dangerous articles for one year or more before the date on which the application is submitted to the commissioner;

B. a cargo tank that has been involved in an accident in which it may have been dented, torn, or damaged so as to affect its product retention integrity; or

C. a cargo tank that has a shell that has been modified since the original manufacture date of the tank.

8860.0600 APPLICATION FOR VARIANCE.

An application for a variance must describe:

A. the name of the tank motor vehicle owner;

B. the owner's business name, address, telephone number, and any intrastate permit or certificate number held by the owner;

C. the number of tank motor vehicles for which a variance is sought, and the serial number, date of manufacture, and date of last visual inspection of each cargo tank;

D. the capacity of each cargo tank in gallons;

E. the name of the manufacturer of each cargo tank; and

F. the name and business address of the operator or lessee of a tank motor vehicle described in the application.

8860.0700 COMMISSIONER'S DUTIES.

Subpart 1. **Grants or denies.** Within 30 days of receiving a variance application, the commissioner shall either grant or deny the variance. The commissioner shall prepare a written explanation of each denial or grant. The application may be resubmitted.

Subp. 2. **Effective life; revocation.** A variance is effective for the life of the cargo tank, but must be revoked by the commissioner when the cargo tank fails to comply with the visual or hydrostatic test and marking requirements described in part 8860.0400.

8860.0800 ADDITIONAL REQUIREMENTS.

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Subpart 1. **Ownership transferred.** A person who sells a cargo tank or tank motor vehicle for which a variance has been granted shall report the name of the buyer to the commissioner in writing within 30 days of the sale.

Subp. 2. **Copy goes with tank.** A copy of the variance must be carried in the tank motor vehicle operated under the variance.

Subp. 3. **Date of last test or inspection shown.** A tank motor vehicle operated under a variance granted under part 8860.0400 must show the date of the last test or visual inspection according to the requirements of Code of Federal Regulations, title 49, section 177.824, paragraph (h), as amended through November 1, 1985.

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Office of the Revisor of Statutes

Administrative Rules

TITLE: Proposed Permanent Rules Relating to Variances for Tank Motor Vehicles

AGENCY: Department of Transportation

MINNESOTA RULES: Chapter 8860

The attached rules are approved for publication in the State Register

Ron Ray
Assistant Revisor

STATE OF MINNESOTA
DEPARTMENT OF TRANSPORTATION

In the Matter of the Proposed Adoption of Rules of the State Department of Transportation Governing Variances for Small Tank Motor Vehicles Used to Transport Gasoline	ORDER FOR NOTICE OF INTENT TO ADOPT RULES WITHOUT PUBLIC HEARING

IT IS ORDERED this 18th day of July, 1986, that a Notice of Intent to Adopt Rules Without Public Hearing in the above-entitled matter be given to all persons who have registered their names with the State Department of Transportation for that purpose and be published in the State Register.

STATE OF MINNESOTA

July 18, 1986
Date:

for Richard P. Braun
Commissioner

"Cargo tank" definition p1 line 12
definition unclear - "a bulk liquid or compressed gas packaging".
The definition in introduction & Rule 1 S+R is a good one.
out of fed law

The following definitions appear in the introduction S+R but they are not in the Rule:

1. Fore-hire
2. Private Carrier
3. Small

words not found in Rule

No problems

Minnesota Department of Transportation

Transportation Building, St. Paul, MN 55155

September 8, 1986

Phone 297-2913

Rita Desmund
Paralegal
Room 204
Administration Building
St. Paul, Minnesota 55155

Dear Ms. Desmund:

Enclosed for your review pursuant to Minnesota Statutes, section 14.26, are the adopted rules of the Minnesota Department of Transportation governing Variances for Small Tank Motor Vehicles Used to Transport Gasoline. We also enclose the related documents required by Minnesota Rule 2000.0400.

If you need anything further, please call me at 297-2913.

Sincerely,

Elizabeth M. Parker

Elizabeth M. Parker
Attorney