

Minnesota Attorney General: Administrative Rules Proceedings

Copyright Notice:

This material may be protected by copyright law (U.S. Code, Title 17). Researchers are liable for any infringement. For more information, visit www.mnhs.org/copyright.

Version 3
August 20, 2018

RULE REVIEW CHECKLIST

File No. 1503 — Docket No 05.0009.3400

DATE RECEIVED 7/22/88 — ADOPTED W/O HEARING ✓

REVIEW DATE 7/31/88 — EMERGENCY RULE _____

DUE DATE 8/5/88 — REVISOR APPROVED ✓

APPROVED X 8/1 gjr — REVISOR DISAPPROVED _____

DISAPPROVED _____ — FILED W/SEC. OF STATE _____

WITHDRAWN _____ — RETURNED TO AGENCY _____

Case 249

✓ Rule as adopted (4 copies)

✓ Notice to Solicit Outside Information/Opinion (if applicable)

10/12/87 Date published in State Register
no Comments

~~Petition for Adoption of a Rule (if applicable)~~

✓ Board's Authorizing Resolution

5/12/88 Date adopted

✓ Proposed Rule

yes Revisor's Certificate

✓ Notice of Intent to Adopt Rule

16A.128 Statutory Authority
yes Small Business Statement
yes Expenditure of public money statement
yes Signature

✓ Statement of Need and Reasonableness (if applicable)

yes Small Business Statement
yes Fees - § 16A.128

✓ Affidavit of Mailing Notice of Intent to Adopt Rule

5/24/88 Date 30/25 days before adoption
no Notice attached
_____ ~~Copy of rule or summary attached~~

✓ Publication in State Register

6/6/88 Date 30/25 days before adoption

✓ 180-day deadline from:

7/6/88 end of comment period (§ 14.26) (rules without hearing)
_____ ~~effective date of statutory authority (§ 14.29) (emergency rules)~~

✓ Resolution Adopting

7/7/88 Date adopted

✓ Findings of Fact, Conclusions & Order Adopting

7/22/88 Date

_____ ~~Written requests, submissions or comments~~

✓ Declaration of attorney

Ken Raschke Name of SAAG representing agency

_____ ~~Notice of Submission to Atty. Gen. (if applicable)~~

_____ ~~Aff. of Mailing Notice to Atty. Gen. (if applicable)~~

ATTORNEY GENERAL

FILE COPY

August 2, 1988

Kenneth E. Raschke, Jr.
Assistant Attorney General

Martha J. Casserly
Special Assistant Attorney General

6-6839

In the Matter of the Adopted Rules Relating to Municipal Board Rules Governing the Schedule of Filing Fees

The above-referenced rule has been approved as to its legality by the Attorney General on August 1, 1988.

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

Also enclosed are any petitions, requests, submissions or comments along with any extra copies of documents which you submitted to the Attorney General.

Your next step is to arrange for publication of the Notice of Adoption in the State Register. In a day or two, you should receive from the Revisor's Office three copies of the notice of adoption of your rule. You should submit two copies of the Notice of Adoption to the State Register for publication. A permanent rule without a hearing does not become effective until five days after a notice of adoption is published 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:bbl
Enclosures
cc: Duane Harves
Maryanne Hruby

Minnesota Municipal Board

Adopted Permanent Rules Relating to Filing Fees

Rules as Adopted

6000.3400 SCHEDULE OF FILING FEES.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Annexation of property by board order.** A filing fee of $5 per acre must accompany a petition to annex unincorporated property by board order. The minimum fee is $100 and the maximum fee is $600.

Subp. 4. **Orderly annexations.** A filing fee of $2 per acre must accompany the joint resolution. The minimum fee is $25 and the maximum fee is $200. Requests for annexation of any part of the designated area shall be accompanied by an additional filing fee of $2 per acre with a minimum fee of $25 and a maximum fee of $200.

Subp. 5. **Annexation by ordinance.** A filing fee of $5 per acre must accompany the initial petition submitted to the board. The minimum fee is $100 and the maximum fee is $600.

Subp. 6. [Unchanged.]

Subp. 7. **Detachment of property from municipality.** A filing fee of $5 per acre must accompany a petition to detach property from a municipality. The minimum fee is $100 and the maximum fee is $600.

Subp. 8. [Unchanged.]

Subp. 9. **Waiver of fees.** Where the strict application of the filing fee requirements would impose an unreasonable hardship on the petitioner, the board, in its discretion, may waive the filing fee, or a portion of the filing fee.

10:40 AM

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

AUG 12 1988

Joan Anderson Growe

Secretary of State

APPROVED AS TO FORM AND LEGALITY

August 1 19 88

HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

BY Julie A. Jeppink
SPECIAL ASSISTANT ATTORNEY GENERAL

SF-00006-05 (4/86)

DEPARTMENT : ATTORNEY GENERAL

STATE OF MINNESOTA

Office Memorandum

DATE : July 21, 1988

RECEIVED

JUL 22 88

ATTORNEY GENERAL'S OFFICE
515 TRANSPORTATION BLDG.
ST. PAUL, MN 55155

TO : MARTHA CASSERLY
Special Assistant
Attorney General

FROM : KENNETH E. RASCHKE JR.
Assistant Attorney General

PHONE : 297-1141

SUBJECT : In the Matter of the Proposed Amendment to the Municipal Board Rules Governing the Schedule of Filing Fees

Enclosed for your review, pursuant to Minnesota Statute 14.26, are the following documents to support the above-Referenced, non-controversial rule amendment:

1. Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Governing Schedule of Filing Fees, Minnesota Rules Part 6000.3400;

2. Certificate of Board's Authorizing Resolution;

3. Rule as proposed with Certificate of Approval as to form by the Revisor of Statutes attached;

4. Copies of correspondence to Senator Gene Merriam, Chair of the Senate Finance Committee, and Representative Glen Anderson, Chair of the House Appropriation Committee.

5. Notice of Intent to Adopt a Rule Without a Public Hearing as mailed;

6. Statement of Need and Reasonableness with attached Department of Finance approval;

7. Notice of Intent to Adopt a Rule Without a Public Hearing as published in State Register June 6, 1988;

8. Affidavit of Mailing the Notice of Intent to Adopt a Rule Without a Public Hearing, and Certificate Mailing List;

9. Rule as Adopted ~~(original and three~~ four copies);

10. Certificate of Board's Resolution Adopting Rule;

11. Finding of Fact, Conclusions, and Order Adopting Rule Without a Public Hearing; and

12. Declaration of Counsel for your review and signature.

Please be advised that there were no submissions or comments on the rule amendment received by the board. There were no requests for the Notice of Submission to the Attorney General.

CERTIFICATE OF THE
MINNESOTA MUNICIPAL BOARD
AUTHORIZING RESOLUTION

I, Shirley J. Mihelich, do hereby certify that I am a member and the Chair of the Minnesota Municipal Board, a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Minnesota Municipal Board duly and properly called and held on the 12th day of May, 1988, that a quorum was present, and that a majority of those present voted for the resolution which has not been rescinded or modified.

"RESOLVED, that Patricia D. Lundy, the Assistant Director of the Minnesota Municipal Board, is hereby granted the authority and directed to sign and give the Notice of the Board's Intent to Adopt a rule without a public hearing governing an increase in the Schedule of Filing Fees to all persons who have registered their names with the Minnesota Municipal Board for that purpose and publish the Notice and rule in the State Register, and to perform any and all acts incidental thereto."

IN WITNESS WHEREOF, I have hereunto subscribed my name this 12th day of May, 1988.

Shirley Mihelich
Chair, Minnesota Municipal Board

John S. Carey
Attest by one other Board Member

CERTIFICATE OF THE
MINNESOTA MUNICIPAL BOARD
AUTHORIZING RESOLUTION

I, Shirley J. Mihelich, do hereby certify that I am a member and the Chair of the Minnesota Municipal Board, a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Minnesota Municipal Board duly and properly called and held on the 12th day of May, 1988, that a quorum was present, and that a majority of those present voted for the resolution which has not been rescinded or modified.

"RESOLVED, that Patricia D. Lundy, the Assistant Director of the Minnesota Municipal Board, is hereby granted the authority and directed to sign and give the Notice of the Board's Intent to Adopt a rule without a public hearing governing an increase in the Schedule of Filing Fees to all persons who have registered their names with the Minnesota Municipal Board for that purpose and publish the Notice and rule in the State Register, and to perform any and all acts incidental thereto."

IN WITNESS WHEREOF, I have hereunto subscribed my name this 12th day of May, 1988.

Shirley J. Mihelich
Chair, Minnesota Municipal Board

John W. Carey
Attest by one other Board Member

Office of the Revisor of Statutes
Administrative Rules

REC'D. BY MMB MAY 19 1988

Paul M. Marinac
Assistant Deputy Revisor
296-0948

700 State Office Building
100 Constitution Avenue
St. Paul, MN 55155-1297

May 17, 1988

Patricia D. Lundy
Minnesota Municipal Board
165 Metro Square
Saint Paul, Minnesota 55101

RE: RD1331 Filing Fees

Dear Ms. Lundy:

I am enclosing six copies of your rules, approved as to form. Please submit two copies to the State Register for publication.

If you have any questions, please call me.

Very truly yours,

Paul M. Marinac

PMM/mm
Encl.

REC'D. BY MMB MAY 19 1988

Minnesota Municipal Board

Proposed Permanent Rules Relating to Filing Fees

Rules as Proposed

6000.3400 SCHEDULE OF FILING FEES.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Annexation of property by board order.** A filing fee of ~~$4~~ $5 per acre must accompany a petition to annex unincorporated property by board order. The minimum fee is $100 and the maximum fee is $600.

Subp. 4. **Orderly annexations.** A filing fee of ~~$1~~ $2 per acre must accompany the joint resolution. The minimum fee is $25 and the maximum fee is $200. Requests for annexation of any part of the designated area shall be accompanied by ~~a~~ an additional filing fee of ~~$1~~ $2 per acre with a minimum fee of $25 and a maximum fee of $200.

Subp. 5. **Annexation by ordinance.** A filing fee of ~~$4~~ $5 per acre must accompany the initial petition submitted to the board. The minimum fee is $100 and the maximum fee is $600.

Subp. 6. [Unchanged.]

Subp. 7. **Detachment of property from municipality.** A filing fee of ~~$4~~ $5 per acre must accompany a petition to detach property from a municipality. The minimum fee is $100 and the maximum fee is $600.

Subp. 8. [Unchanged.]

Subp. 9. **Waiver of fees.** Where the strict application of the filing fee requirements would impose an unreasonable hardship on the petitioner, the board, in its discretion, may waive the filing fee, or a portion of the filing fee.

Approved by Revisor

Office of the Revisor of Statutes

Administrative Rules

TITLE: Proposed Permanent Rules Relating to Filing Fees

AGENCY: Minnesota Municipal Board

MINNESOTA RULES: Chapter 6000

The attached rules are approved for publication
in the State Register

Paul M. Marinac
Assistant Deputy Revisor

Minnesota Municipal Board

In the Matter of the Proposed Amendment to the Rule of the Minnesota Municipal Board Governing Filing Fees, Minnesota Rule 6000.3400

NOTICE OF INTENT TO AMEND A RULE WITHOUT A PUBLIC HEARING

Notice is hereby given that the Minnesota Municipal Board intends to amend the above-entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in Minnesota Statutes, sections 14.22 to 14.28. The statutory authority to amend the rule is contained in Minnesota Statutes 414.01, Subd. 10 and Minnesota Statutes 16A.128.

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 in writing. 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: Patricia D. Lundy, Assistant Director, Minnesota Municipal Board, 165 Metro Square Building, St. Paul, Minnesota 55101, (612) 296-2428

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

If adopted, the proposed amendments will increase the filing fees collected by the Minnesota Municipal Board for proposed boundary adjustments and clarify the language on fees. 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 Municipal Board upon request.

The approval of the Commissioner of Finance for amendments of rules relating to fees is required by Minnesota Statutes sections 16A.128, subd. 1a (1986). The commissioner's approval of the proposed increase in filing fees is contained in a memorandum dated April 22, 1988, which is attached to the Statement of Need and Reasonableness. The memorandum is also available from Patricia Lundy upon request.

Promulgation of the proposed rule amendments will have no quantitative or qualitative impact on the expenditure of public monies by local public bodies, agricultural land, or small businesses. The amendments would increase the

filing fees for petitions for boundary changes from $1.00 to $2.00 an acre for orderly annexation and the increase for all other petitions with per-acre fees would go from $4.00 to $5.00 an acre. The minimum and maximum fees would remain the same, thereby resulting in minimal impact.[13]

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 Minn. Stat. 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 the individual's 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 the individual's 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 55101-2520, telephone: (612) 296-5148.

If no hearing is required, upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney General[9] 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 Municipal Board.

5/23/88
Date

Patricia D. Lundy
Patricia D. Lundy
Assistant Director

May 23, 1988

The Honorable Gene Merriam
Minnesota State Senate
Senate Finance Committee Chair
122 Capitol Building
St. Paul, Minnesota 55155

Re: Proposed Permanent Rules Relating to Filing Fees

Dear Senator Merriam:

Pursuant to Minnesota Statutes, enclosed please find a copy of the Proposed Permanent Rules Relating to Filing Fees increases as certified by the Revisor of Statutes.

Should you have any questions or comments, please direct your inquiries to my attention.

Sincerely,

MUNICIPAL BOARD

Patricia D. Lundy
Assistant Director

PDL:sg

Enclosure

May 23, 1988

The Honorable Glen Anderson
Minnesota House of Representatives
House Appropriations Committee Chair
365 State Office Building
St. Paul, Minnesota 55155

Re: Proposed Permanent Rules Relating to Filing Fees

Dear Mr. Anderson:

Pursuant to Minnesota Statutes, enclosed please find a copy of the Proposed Permanent Rules Relating to Filing Fees Increases as certified by the Revisor of Statutes.

Should you have any questions or comments, please direct your inquiries to my attention.

Sincerely,

MUNICIPAL BOARD

Patricia D. Lundy
Assistant Director

PDL:sg

Enclosure

STATE OF MINNESOTA

MINNESOTA MUNICIPAL BOARD

In the Matter of the Proposed
Amendments to the Rule of the
for the Minnesota Municipal Board
Governing Filing Fees

STATEMENT OF NEED
AND REASONABLENESS

GENERAL STATEMENT

The Minnesota Municipal Board, (hereinafter "board"), is proposing amendments to the rule relating to filing fees, Minnesota Rules pt. 6000.3400 (1985).

In order to adopt the proposed amendments, the board must demonstrate that it has complied with all the procedural and substantive requirements of rulemaking. Those requirements are as follows:

1) there is statutory authority to adopt the rule;

2) the rule is needed;

3) the rule is reasonable;

4) all necessary procedural steps have been taken; and

5) any additional requirements imposed by law have been satisfied.

This statement demonstrates that the board has met these requirements.

1. STATUTORY AUTHORITY

The statutory authority of the board to adopt these rules is as follows:

1) Minnesota Statutes 414.01, subd. 10 authorizes the board to make such rules and regulations as are reasonably necessary in accordance with the procedures prescribed in general laws relating to departments and agencies of the state;

2) Minnesota Statutes 16A.128 requires the board to adjust any fee which the board is empowered to assess a sufficient amount so that the total fees collected will, as closely as possible, equal anticipated expenditures during the fiscal biennium which is determined by reference to the agency's appropriation for the biennium, plus the agency's costs, state-wide indirect costs and Attorney General costs attributable to the fee function.

2. STATEMENT OF NEED

The need to adopt this rule arises because the filing fees have not been increased since 1982 and do not approximate agency costs. The Department of Finance, in the 1987 budget process, recommended that the agency increase its fees to a level that insures continued access to public service for the persons paying the fee. The language in 6000.3400, Subp. 4 for fees for orderly annexation and Subp. 9 for waiver of fees need clarification to avoid any misunderstanding.

3. STATEMENT OF REASONABLENESS

The proposed increased fees will not completely recover operating costs. An increase of the magnitude to cover operating costs would prove prohibitive to the individuals and clientele paying the fee. It is anticipated the recommended increase in fees will not prevent access to services for the payee.

The proposed increase will generate approximately $1,800 more per year if the same number and type of petitions are received. The minimum fee will apply at 12 1/2 acres instead of 25 acres for orderly annexation, and 20 acres instead of 25 acres on all other petitions with the per acre fees. The minimum and maximum fees are not increased to avoid potential hardship for the

petitioner. The petitioner paying the fee does not have sole control over the costs expended for the proceeding and board decisions. Board decisions impact on state growth, construction, employment, delivery of services, and environmental issues that benefit the community/state as well as the petitioners. Increasing the filing fee from $1 to $2 an acre for orderly annexation and from $4 to $5 for all other petitions with per-acre fees will result in minimal impact.

The proposed amendments to 6000.3400, Subp. 4 on orderly annexations and Subp. 9 on waiver of fees is merely to clarify the language to avoid any confusion for the clientele.

4. COMPLIANCE WITH PROCEDURAL RULEMAKING REQUIREMENTS

Minnesota Statutes 14.052 and 14.28 specify certain procedures which must be followed when an agency adopts rules. The board has chosen to proceed under the non-controversial rule provisions of Minnesota Statutes 14.22 - 14.28. Unless 25 or more persons request a hearing under the non-controversial process, a hearing may not be held. Minnesota Statutes 12.10 requires an agency which seeks information or opinions in preparing to propose an amendment of rules from sources outside the agency to publish a notice in the State Register and afford all interested persons an opportunity to submit data or comments on the subject matter of the proposed changes. In the State Register issue of October 12, 1987, on page 752, the board published a notice entitled "Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Governing Schedule of Filing Fees". The board did not receive any written comments in response to this notice. It is the board's position that promulgation of the proposed rule amendments will have no quantitative or qualitative impact on small business, expenditure of public

monies by local public bodies, nor have an impact on agricultural land because the increases are minimal and the minimum and maximum fees are not being adjusted. In compliance with Minnesota Statutes 16A.128, a copy of the rule as proposed for amendment was submitted to the chairpersons of the Appropriations Committee and the Senate Finance Committee of the Minnesota House of Representatives and Senate, respectively, before the Notice of Intent to Adopt Rules Without a Hearing was submitted for publication to the State Register.

Pursuant to Minnesota Statute 14.23, the board has prepared this Statement of Need and Reasonableness, which is available to the public. The board will publish its Notice of Intent to Adopt a Rule Without a Public Hearing in the State Register and mail copies of the notice and proposed amendments to persons registered with the Municipal Board pursuant to Minnesota Statutes 14.14, subd. 1(a). The notice will comply with the requirements of Minnesota Statutes 14.14 and 14.22.

If the rule amendment is adopted without a public hearing, the board will submit the proposed amendment and all required documents to the Attorney General for approval of the amendment as to legality and form as it relates to legality. Notice of this submission to the Attorney General will be mailed to all persons requesting to receive the notice.

If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, Sections 14.131 to 14.20.

5. ADDITIONAL REQUIREMENTS

Approval of the Commissioner of Finance. Pursuant to Minnesota Statutes 16A.128, if the fee adjustment is required to be fixed by rule, the Commissioner of Finance must approve the adjustment and the Commissioner's

approval must be in the Statement of Need and Reasonableness. The Commissioner's approval of the proposed amendment is contained in the attached addendum, a memorandum from Bruce J. Reddemann, Director of Budget Operations and Support, Department of Finance to Patricia D. Lundy, Assistant Director of the Minnesota Municipal Board, dated April 22, 1988, subject Proposed Fee Adjustments.

5/20/88
(Date)

Patricia D. Lundy
Patricia D. Lundy
Assistant Director

MMB APR 25 1988

SF-00006-05 4 86

DEPARTMENT : of Finance

STATE OF MINNESOTA

Office Memorandum

DATE : April 22, 1988

TO : Patricia D. Lundy, Assistant Director
Minnesota Municipal Board

FROM : Bruce J. Reddemann, Director
Budget Operations and Support

PHONE : 596-5188

SUBJECT : Filing Fees Adjustment

The following filing fee adjustments requested in your memorandum of January 26, 1988 are approved as submitted:

Filing Fee Description	Present Fee	Approved Proposed Fee
Annexation of property by board order The minimum fee of $100 and the maximum fee of $600 remains the same.	$4 per acre	$5 per acre
Orderly annexations Filing fee - joint resolution the minimum fee of $25 and the maximum fee of $200 remains the same.	$1 per acre	$2 per acre
Additional filing fee for any part of designated area. The minimum fee of $25 and the maximum fee of $200 remains the same.	$1 per acre	$2 per acre
Annexation by ordinance The minimum fee of $100 and the maximum fee of $600 remains the same.	$4 per acre	$5 per acre
Detachment of property from municipality. The minimum fee of $100 and the maximum fee of $600 remains the same.	$4 per acre	$5 per acre

Waiver of fees

Where the strict application of the filing fee requirements would impose an unreasonable hardship on the petitioner, the board, in its discretion may waive the filing fee, or a portion thereof. The addition of the wording "or a portion thereof" to the waiver language is approved.

cc: Brian Roherty
Josie Ashton
Bart Nelson

AFFIDAVIT OF MAILING THE NOTICE OF INTENT

TO ADOPT A RULE WITHOUT A PUBLIC HEARING

AND CERTIFICATE OF MAILING LIST

In the Matter of the Proposed
Amendments to the Rule of the
for the Minnesota Municipal Board
Governing Filing Fees

Patricia D. Lundy, being first duly sworn, deposes and says: I am the Assistant Director of the Minnesota Municipal Board, and hereby certify that the attached list of persons and associations who have requested, pursuant to Minnesota Statutes 14.14, subd. 1a and 14.22, that their names be placed on the board's rule-making mailing list is accurate, complete, and current as of this 24th day of May, 1988. On the 24th day of May, 1988, at the City of St. Paul, County of Ramsey, State of Minnesota, I mailed and attached the Notice of Intent to Amend a Rule Without a Public Hearing which included the proposed amendment to Minn. Rule 6000.3400 by depositing in the United States Mail through the mail room at the Metro Square Building in St. Paul, Minnesota, a copy thereof, properly enveloped, with postage prepaid, to all persons and associations on the mailing list referenced above.

Patricia D. Lundy

Patricia D. Lundy
Assistant Director

Subscribed and sworn to me before
this 24th day of May, 1988.

Starlene J. Gusse

The following parties have requested notification of any Minnesota Municipal Board Proposed Rules as of May 24, 1988.

Conrad M. Fredin
Attorney at Law
811 First National Bank Bldg.
Duluth, Minnesota 55802

Phillips Legislative Service, Inc.
459 Rice Street
St. Paul, Minnesota 55103

Thomas M. Polt
Attorney at Law
McCarthy Building
Eyota, Minnesota 55934

Donald E. Montgomery, Executive Director
Assoc. Builders & Contractors, Inc.
6300 Walker Street, Suite 109
Minneapolis, Minnesota 55416

Bob Franklin, City Editor
Minneapolis Tribune
425 Portland Avenue
Minneapolis, Minnesota 55488

Peter S. Popovich
Attorney at Law
314 Minnesota Building
St. Paul, Minnesota 55101

David R. Sollenberger
Winona City Manager
4th & Lafayette Street
Winona, Minnesota 55987

David R. Knodell, Esq.
Olson, Gunn and Seran, Ltd.
315 Peavey Building
730 Second Avenue, South
Minneapolis, Minnesota 55402

Frundt, Frundt & Johnson
Attorneys at Law
117 West 5th Street
Blue Earth, Minnesota 56013

Robert H. Trautman, Editor
West Publishing Company
50 West Kellogg Boulevard
P.O. Box 3526
St. Paul, Minnesota 55165

R. Michael Galvin, Jr.
Briggs and Morgan
2200 West 1st National Bank Bldg.
St. Paul, Minnesota 55101

Parties that were mailed to that have not requested notification:

Minnesota Association of Townships
c/o David Fricke, Executive Director
P.O. Box 267, Security State Bank Bldg.
St. Michael, Minnesota 55376

State Planning Agency
c/o Lani Kawamura, Director
100 Capitol Square Building
St. Paul, Minnesota 55101

League of Minnesota Cities
c/o Joel Jamnick, Legislative Counsel
183 University Avenue
St. Paul, Minnesota 55101

REC'D. BY MMB JUN 06 1988

PT

State of Minnesota

STATE REGISTER

Department of Administration—Documents Division



Published every Monday

6 June 1988

Volume 12, Number 49

Pages 2653-2684

State Register

Judicial Notice Shall Be Taken of Material Published in the *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, official notices to the public, state and non-state public contracts, grants, supreme court and tax court decisions, and a monthly calendar of cases to be heard by the state supreme court.

Printing Schedule and Submission Deadlines

Vol. 12 Issue Number	*Submission deadline for Executive Orders, Adopted Rules and **Proposed Rules	*Submission deadline for State Contract Notices and other **Official Notices	Issue Date
49	Monday 23 May	Friday 27 May	Monday 6 June
50	Friday 27 May	Monday 6 June	Monday 13 June
51	Monday 6 June	Monday 13 June	Monday 20 June
52	Monday 13 June	Monday 20 June	Monday 27 June

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

The *State Register* is published by the State of Minnesota, Department of Administration, 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 $3.50 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.

Rudy Perpich, Governor

Sandra J. Hale, Commissioner
Department of Administration

Stephen A. Ordahl, Director
Minnesota Documents Division

Robin PanLener, Editor

Paul Hoffman, Assistant Editor

Debbie Kobold, Circulation Manager

Bonita Karels, Staff Assistant

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:

SENATE

Briefly-Preview—Senate news and committee calendar; published weekly during legislative sessions.

Perspectives—Publication about the Senate.

Session Review—Summarizes actions of the Minnesota Senate.

Contact: Senate Public Information Office
Room 231 State Capitol, St. Paul, MN 55155
(612) 296-0504

HOUSE

Session Weekly—House committees, committee assignments of individual representatives; news on committee meetings and action. House action and bill introductions

This Week—weekly interim bulletin of the House.

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
Room 175 State Office Building, St. Paul, MN 55155
(612) 296-2146

Contents

Minnesota Rules Amendments & Additions

Issues 40-49 inclusive 2656

Proposed Rules

Jobs and Training Department

Youth Employment Opportunities 2658

Minnesota Municipal Board

Filing Fees 2660

Executive Orders

#88-6 Providing Clean Drinking Water to the Residents of Waterville, Minnesota 2661

Official Notices

Minnesota State Agricultural Society

Meeting 2662

Agriculture Department

Special Local Need (SLN) Registration 2662

Commerce Department

Minnesota Regulated Loan Act—Adjustment in Dollar Amounts—Change of Official Notice 2663
Minnesota Property Exemption—Adjustment of Dollar Amounts—Change of Official Notice 2664

Education Department

Outside Opinion Sought Regarding Proposed Rule Governing Youth Service Learning 2664

Ethical Practices Board

Advisory Opinion #99: Contribution Plan 2665

Finance Department

Maximum Interest Rate in June 2665

Pollution Control Agency

Outside Opinion Sought Regarding Proposed Rules Governing Mixed Municipal Solid Waste Incinerator Ash 2665

State Contracts & Advertised Bids

Administration Department

Materials Management Division Contracts & Requisitions 2666
Awards 2667
Printing & Mailing Services Division Contracts & Reqs. 2668

Corrections Department

Request for Proposals for Professional/Technical Services 2669

Minnesota Historical Society

Request for Bids for Production of 1988-89 Education Catalog 2669

Jobs & Training Department

Funds Available for Extended Employment Programs through Rehabilitation Facilities 2670
Funds Available for Vocational Services 2670
Request for Proposal for Detailed Design and Implementation of an Unemployment Insurance Benefits System under an IDMS Database 2670
Request for Proposals for Medical and Psychiatric Services 2672

Mediation Services Bureau

Request for Proposals for Informational Brochure Design and Development 2673

Trade and Economic Development Department

Professional Economic Development Program and Instructor(s) Sought 2673
Request for Proposals for Marketing & Programming Coordinator position with the National Sports Center, Blaine, Minnesota 2674

Transportation Department

Contracts Available for a Variety of Highway Related Technical Activities 2675

Non-State Public Contracts

City of South Saint Paul

Request for Proposals for Computer Consulting Services 2676

Supreme Court Decisions

Decisions filed June 3, 1988 2676

Minnesota Rules: Amendments and Additions

NOTICE: How to Follow State Agency Rulemaking in the *State Register*

The ***State Register*** is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the ***State Register.*** Published every Monday, the ***State Register*** makes it easy to follow and participate in the important rulemaking process. Approximately 75 state agencies have the authority to issue rules. Each agency is assigned specific ***Minnesota Rule*** chapter numbers. Every odd-numbered year the ***Minnesota Rules*** are published. This is a ten-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Proposed and adopted emergency rules do not appear in this set because of their short-term nature, but are published in the ***State Register.***

If an agency seeks outside opinion before issuing new rules or rule amendments, it must publish a NOTICE OF INTENT TO SOLICIT OUTSIDE OPINION in the ***Official Notices*** section of the ***State Register.*** When rules are first drafted, state agencies publish them as **Proposed Rules,** along with a notice of hearing, or notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules and withdrawn proposed rules are also published in the ***State Register.*** After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the ***State Register*** as **Adopted Rules.** These final adopted rules are not printed in their entirety in the ***State Register,*** only the changes made since their publication as **Proposed Rules.** To see the full rule, as adopted and in effect, a person simply needs two issues of the ***State Register,*** the issue the rule appeared in as proposed, and later as adopted. For a more detailed description of the rulemaking process, see the ***Minnesota Guidebook to State Agency Services.***

The ***State Register*** features partial and cumulative listings of rules in this section on the following schedule: issues 1-13 inclusive; issues 14-25 inclusive; issue 26, cumulative for issues 1-26; issues 27-38 inclusive; issue 39, cumulative for 1-39; issues 40-51 inclusive; and issue 52, cumulative for 1-52. An annual subject matter index for rules appears in August. For copies of the ***State Register,*** a subscription, the annual index, the ***Minnesota Rules*** or the ***Minnesota Guidebook to State Agency Services,*** contact the Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000 or toll-free in Minnesota 1-800-652-9747 and ask for "Documents."

Administration Department

1370.0100-.0230 (adopted) 2251

Agriculture Department

1505.2000-.2070 (proposed) 2281
1506.0010-.0040 (adopted) 2215
1562.0100-.2200 (adopted) 2392
1560.5400-.7600 (repealed) 2392

Agricultural & Economic Development Board

1580.0100-.0900 (emergency repealed) 2216
1580.2000-.2120 (adopted emergency) 2216

Animal Health Board

1700.2700; 1715.0760 (proposed) 2377

Architecture, Engineering, Land Surveying, and Landscape Architecture Board

1800.0500 (adopted) 2574

Attorney General

2010.0300; .0500; .9915; .9940; .9960 (proposed) 2285

Boxing Board

2200.0600; .0800; .1000; .1200; .1900; .2000; .3200; .3410; .3800; .3900; .4100; .4200; .5310; .5400; .6200; .6900; .7300; .7400; .8100; .8300; and 2205.0100-.1500 (re-proposed) 2337
2200.3400; .5300 (re-proposed repealer) 2337

Commerce Department

2655.0010-.0070 (comment deadline extension) 2514
2655.0010-.0070 (proposed) 2233
2760.0300 (adopted) 2393
2760.0300 s.10 (repealed) 2393
2783.0060 (proposed) 2546
2820.2900; .3000; .9000 (adopted) 2392
2890.0010; .0060; .0130 (proposed) 2602

Jobs & Training Department

3300.0100; .0200; .0400; .0500; .0601; (proposed) 2658
3300.0500 s.2 (proposed repealer) 2658
3310.2901-.2928 (adopted) 2252
3310.2900; .3500; .3600; .4100-.4400; .4900; .5300 (repealed) 2252
3315.0100; .0200-.0202; .0210; .0300; .0400; .0500; .0600; .0810; .0915; .1000; .1100; .1200; .1301; .1310; .1315; .1400; .1500; .1600; .1650; .1700; .1800; .1900; .2010; .2100; .2200; .2410; .2610; .2700; .2750; .2810; .3210; .3220; .3600; .3700; .3800; .4100; .5100; .6100; (proposed) 2603
3315.0300-.6200 s.1 (proposed renumbering) 2603
3310.0400; .0500; 3315.0200 s.2,3,4; .1100 s.1; .3400 s.1; .6200 s.2 (proposed repealer) 2603

School & Resource Center for the Arts

3600.0010-.0070 (proposed) 2211

Energy Division—Public Service Dept.

4155.0100; .0110; .0120; .0130; .0135; .0145; .0155; .0160; .0170; (proposed) 2378
4155.0120 s.8, 20; 4155.0130 s.9, 12, 14; .0140; .0180 (proposed repealer) 2378

Public Utilities Commission

4220.0100; .0200; .0300; .1100; .1200; .1300; .2100; .2200; .2300; .2350; .2400; .2500; .2600; .2700; .2800; .2900; .3000; .3300; .3400; .4100 (adopted) 2624
4220.0100 s.4,8; .2100 s.5,6; .4100 s.2,3,4 (repealed) 2624

Health Department

4606.3300-.3309 (proposed) 2241

Higher Education Coordinating Board

4830.0100; .0400; .0600; .0700; .1552; .1555; .1560-.1565; .2600; 4850.0011; .0014; .0016; .0017 (proposed) 2169
4830.0600 s.1b-1d (proposed repealer) 2169

Housing Finance Agency

4900.0590-.0592 (adopted) 2342
4900.1500; .1520; .1540; .1572; .1574; .1576; .1578; .1580; .1582; .1584; .1586 (adopted) 2215

Labor & Industry Department

5200.0280 (adopted) 2425
5200.1105 (proposed) 2340

5205.0010 (adopted) 2622
5205.0010 (proposed) 2338

Mediation Services Bureau

5510.2310 (adopted) 2623

Minnesota Municipal Board

6000.3400 (proposed) 2660

Natural Resources Department

6105.0900; .0910 (proposed) 2201
6125.0100; .0200; .0300; .0400; .0500; .0600; .0700 (adopted) 2512

Nursing Board

6310.2900 (adopted) 2623

Pharmacy Board

6800.1250; .1600; .4210; .4220 (adopted) 2393

Podiatric Medicine Board

6900.0010; .0020; .0030; .0160; .0200; .0210; .0250; .0300; .0400 (proposed) 2290
6900.0300 s.6 (proposed repealer) 2290

Pollution Control Agency

7001.0640; 7045.0135; .0141; .0143; .0484; .0494; .0518; .0524; .0602; .0610; .0620; .0630 (proposed) 2449
7005.1611-.1618 (proposed) 2547
7042.0030 (proposed) 2500
7045.0020; .0075; .0528; .0628 (proposed) 2203
7076.0100-.0290 (proposed) 2296

Psychology Board

7200.6100 2250

Public Safety Department

7410.2500; .2600; .2610; .2800 (proposed) 2507

Public Safety Department: Crime Victims Reparation

7505.0100; .0200; .0400; .0600; .0700; .1900; .2700-.3000 (proposed) 2238
7505.0500; .0800-.1800; .2000-.2500 (proposed repealer) ... 2238

Racing Commission

7869.0100; 7870.0490; 7877.0110; .0170; .0175; 7883.0160; 7884.0170; 7890.0100; .0140; 7891.0100; 7895.0100 (proposed) 2208
7873.0190; 7875.0200; 7877.0125; 7883.0140; 7890.0110; 7892.0100; 7895.0110; .0125; .0250; .0275; .0300; .0350; 7897.0100 (adopted) 2393
7895.0100 s.7; .0110 s.7; .0125 s.4, 5, 6; .0250 s.7; .0275 s.3, 4, 5; .0350 s.4, 5, 6 (repealed) 2393

Revenue Department

8100.0200; .0300 (proposed) 2501

Secretary of State

8200.0300; .0400; .0700; .0800; .1100; .1200; .1500; .1700; .2100; .2200; .2600; .3700; .3800; .5100; .5400; .9910; .9919; .8220.1950; 8235.0200; 8240.2400 (adopted) 2215
8200.1300; .1600; .3800 s.2; .9916; .9922; .9925 (repealed) 2215
8210.0200; .9910; 8230.4350 (proposed) 2247
8220.0650; .0800 (adopted) 2426
8250.0100; .0600; .1600-.1800; .9910; .9920 (proposed) 2565

Reinvest in Minnesota Conservation Reserve Program

8400.3000; .3100; .3150; .3200-.5600 (emergency extended) 2257
8400.3100 s.34, 36 (emergency repeal extended) 2257

Teaching Board

8700.5200 (proposed) 2620

Transportation Department

8800.2800 (proposed) 2391

Waste Management Board

9205.0600-.0608 (proposed) 2570
9220.0100; .0110; .0120; .0130; .0140; .0150; .0160; .0170; .0180 (adopted) 2426
9220.0200-.0680 (adopted) 2513

Human Services Department

9500.1206; .1232; .1257; .1262; .1266 (adopted emergency) . 2310
9500.2890 (adopted emergency) 2310
9500.1206; .1257; .1262; .1266 (emergency extended) 2515
9500.2890 (emergency extended) 2515
9502.0335 (adopted) 2252
9505.0275; .1693; .1696; .1699; .1701; .1703; .1706; .1709; .1712; .1715; .1718; .1724; .1727; .1730; .1733; .1736; .1739; .1742; .1745; .1748 (proposed) 2190
9505.1500-.1690 (proposed repealer) 2190
9515.1000; .1200-.1500; .2200-.2600 (adopted) 2252
9515.1100 (repealed) 2252
9560.0210-.0234 (proposed) 2176
9560.0250; .0260; .0270; .0280; .0290; .0300 (proposed repealer) 2176
9560.0650-.0656 (emergency extended) 2516

Proposed Rules

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

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

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

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

Department of Jobs and Training

Proposed Permanent Rules Relating to Youth Employment Program

Notice of Intent to Adopt a Rule Without a Public Hearing

Notice is hereby given that the State Department of Jobs and Training intends to adopt the above-entitled rule/s without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in *Minnesota Statutes,* sections 14.22 to 14.28. The Statutory authority to adopt the rule is *Minnesota Statutes,* sections 268.33 which provides the Department with emergency and permanent rulemaking authority to implement sections 268.31 to 268.36.

All persons have 30 days in which to submit comment in support of or in opposition to the proposed rule/s or any part or subpart of the rule. Comment is encouraged. Each comment should identify the portion of the proposed rules addressed, the reason for 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 in writing. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion or 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:

Kay Tracy
Youth Programs Coordinator
State Job Training Office
690 American Center Building
150 East Kellogg Boulevard
St. Paul, MN 55101
(612) 296-6064

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

A copy of the proposed rule follows 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 upon request from Kay Tracy at the above address.

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 related 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 Kay Tracy at the above address.

Because the proposed rule will have no effect on small business, section 14.115 of the APA does not apply.

Dated: 23 May 1988

Joe Samargia
Commissioner of Department of Jobs and Training

Rules as Proposed

3300.0100 DEFINITION OF TERMS.

Subpart 1. to 3. [Unchanged.]

Subp. 4. **Contract.** "Contract" means an agreement entered into between a political subdivision, school district, or a nonprofit organization and the commissioner for the operation of a youth employment and training program under the act.

Subp. 5. and 7. [Unchanged.]

Subp. 9. **Support services.** "Support services" means services which are necessary to enable an eligible individual to participate in employment and training funded under the act.

3300.0200 PURPOSE AND STATUTORY AUTHORITY.

Parts 3300.0100 to 3300.0700 govern the administration of the Youth Employment Opportunities program as authorized by the Youth Employment Act of 1977, Minnesota Statutes, sections 268.31 to 268.36. The purpose of the Minnesota Youth Program is:

A. to provide eligible youth with exposure to the world of work;

B. to encourage school completion or enrollment in alternative school programs; and

C. to enhance the basic educational skills of youth.

3300.0400 CONTRACTING.

The commissioner may enter into contracts for operation of the program with organizations enumerated in part 3300.0100, subpart 4. Selection of contractors will be determined by the commissioner. Consideration will be given to contractors with experience in administering ~~summer~~ youth employment and training programs and to those who have demonstrated efforts to coordinate state and federal ~~summer~~ youth programs locally.

3300.0500 OPERATION PROCEDURES.

Subpart 1. [Unchanged.]

Subp. 2. [See Repealer.]

Subp. 3. [Unchanged.]

Subp. 4. **Minimum wage.** Eligible youths not designated as supervisors shall be paid the federal or state minimum wage for a period not to exceed 40 hours per calendar week and for not more than ~~12 weeks~~ 480 hours per calendar year.

Subp. 5. **Supervisors.** A contractor may designate ~~one~~ eligible youth as ~~supervisor~~ supervisors for ~~every ten~~ youths in its employ under the act. ~~Contractors who employ at least five but less than ten youths may designate one youth as a supervisor.~~ Youths designated as supervisors shall be paid the federal or state minimum wage plus ~~65 cents~~ a rate per hour ~~for up to 40 hours per week for a period not exceeding 12 weeks~~ to be established by the local contractor.

Subp. 6. **Employment of eligible youth.** Contractors may begin employing eligible youths upon signing the contract. ~~No youth may be employed while attending school as a full-time student, nor be employed beyond September 30 of each calendar year.~~ Contractors have the option to employ youth during the non-summer months with the approval of the department.

3300.0601 SUPPORT SERVICES.

Contractors ~~shall~~ may provide or arrange for support services to eligible youth, using funds allocated under this act. The cost of the support services must not exceed ~~ten~~ 15 percent of the contract. The services may include transportation, meals, career information training, work-related protective devices, basic skills training, reasonable and necessary safety equipment and materials, required uniforms, and other normal expenses associated with employment and training funded under the act. Contractors shall not be required to provide support services to eligible youth when funds received under the act have been exhausted.

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.

3300.0700 REALLOCATION PROCEDURES.

Funds may be reallocated within a county or between a county and a city or between counties under the following circumstances:

A. the city or county originally allocated the funds according to the formula in part 3300.0300 refuses the funds; or

B. the city or county originally allocated the funds gives its permission for those funds to be used in another city or county.

In addition, the contractors may reallocate up to the equivalent of one full-time slot or position not to exceed $1,500 between any subdivision above for the purpose of simplified administration of the program.

~~Contractors may shift funds from the postsecondary portion of their program to the regular portion of their program provided that they certify in writing to the department that they are unable to obtain sufficient youth who meet the criteria in part 3300.0500, subpart 2, and the department concurs.~~

During the period of the contract, the department may shift funds from one contractor to another with the mutual consent of both contractors.

REPEALER. Minnesota Rules, part 3300.0500, subpart 2, is repealed.

Minnesota Municipal Board

Proposed Permanent Rules Relating to Filing Fees

Notice of Intent to Amend a Rule Without a Public Hearing

Notice is hereby given that the Minnesota Municipal Board intends to amend the above-entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in *Minnesota Statutes,* sections 14.22 to 14.28. The statutory authority to amend the rule is contained in *Minnesota Statutes* 414.01, Subd. 10 and *Minnesota Statutes* 16A.128.

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 in writing. 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: Patricia D. Lundy, Assistant Director, Minnesota Municipal Board, 165 Metro Square Building, St. Paul, Minnesota 55101, (612) 296-2428.

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

If adopted, the proposed amendments will increase the filing fees collected by the Minneosta Municipal Board for proposed boundary adjustments and clarify the language on fees. 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 Municipal Board upon request.

The approval of the Commissioner of Finance for amendments of rules relating to fees is required by *Minnesota Statutes* sections 16A.128, subd. 1a (1986). The commissioner's approval of the proposed increase in filing fee is contained in a memorandum dated April 22, 1988, which is attached to the Statement of Need and Reasonableness. The memorandum is also available from Patricia Lundy upon request.

Promulgation of the proposed rule amendments will have no quantitative or qualitative impact on the expenditure of public monies by local public bodies, agricultural land, or small businesses. The amendments would increase the filing fees for petitions for boundary changes from $1.00 to $2.00 an acre for orderly annexation and the increase for all other petitions with per-acre fees would go from $4.00 to $5.00 an acre. The minimum and maximum fees would remain the same, thereby resulting in minimal impact.

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* 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 the individual's 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 the individual's 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 55101-2520, telephone: (612) 296-5148.

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 Municipal Board.

Dated: 23 May 1988

Patricia D. Lundy
Assistant Director

Rules as Proposed

6000.3400 SCHEDULE OF FILING FEES.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Annexation of property by board order.** A filing fee of ~~$4~~ $5 per acre must accompany a petition to annex unincorporated property by board order. The minimum fee is $100 and the maximum fee is $600.

Subp. 4. **Orderly annexations.** A filing fee of ~~$1~~ $2 per acre must accompany the joint resolution. The minimum fee is $25 and the maximum fee is $200. Requests for annexation of any part of the designated area shall be accompanied by ~~a~~ an additional filing fee of ~~$1~~ $2 per acre with a minimum fee of $25 and a maximum fee of $200.

Subp. 5. **Annexation by ordinance.** A filing fee of ~~$4~~ $5 per acre must accompany the initial petition submitted to the board. The minimum fee is $100 and the maximum fee is $600.

Subp. 6. [Unchanged.]

Subp. 7. **Detachment of property from municipality.** A filing fee of ~~$4~~ $5 per acre must accompany a petition to detach property from a municipality. The minimum fee is $100 and the maximum fee is $600.

Subp. 8. [Unchanged.]

Subp. 9. **Waiver of fees.** Where the strict application of the filing fee requirements would impose an unreasonable hardship on the petitioner, the board, in its discretion, may waive the filing fee, or a portion of the filing fee.

Executive Orders

Executive Order No. 88-6

Providing Clean Drinking Water to the Residents of Waterville, Minnesota

I, RUDY PERPICH, GOVERNOR OF THE STATE OF MINNESOTA, by virtue of the authority vested in me by the Constitution and applicable statutes, do hereby issue this Executive Order:

WHEREAS, the Sheriff of LeSueur County, Minnesota has requested assistance in providing clean drinking water for the residents of Waterville, Minnesota due to a broken watermain; and

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.

WHEREAS, the City of Waterville and other local officials have exhausted all other resources in their efforts to provide safe drinking water for the residents of Waterville, Minnesota;

NOW, THEREFORE, I hereby order that:

1. The Adjutant General of Minnesota order to active duty on or after May 14, 1988, in service of the State, such elements and equipment of the military forces of the State as required to provide drinking water to the residents of Waterville, Minnesota and for such a period of time necessary to ensure the safety of our citizens.

2. The cost of subsistence, transportation, fuel, and pay and allowances of said individuals shall be defrayed from the general fund of the State as provided for in *Minnesota Statutes* 1987 Sections 192.49, Subdivision 1; 192.51 and 192.52.

Pursuant to *Minnesota Statutes* 1987, Section 4.035, this Order shall be effective May 14, 1988 and shall remain in effect until such date as elements of the military forces of the State are no longer required.

IN TESTIMONY WHEREOF, I have set my hand this thirty-first day of May, 1988.



Rudy Perpich
Governor

Official Notices

Pursuant to the provisions of Minnesota Statutes § 14.10, 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.

Minnesota State Agricultural Society

Minnesota State Fair

Meeting Notice

The board of managers of the Minnesota State Agricultural Society, governing body of the Minnesota State Fair, will conduct a general business meeting at 10 a.m. Thursday June 23 at the Administration Building on the fairgrounds. Preceding the general meeting will be a meeting of the board's space rental committee at 9 a.m.

Department of Agriculture

Notice of Special Local Need (SLN) Registration

This is to inform you that, pursuant to *Minnesota Statutes*, Section 18B.27, and 3 MCAR, Section 1.0338B, the Minnesota Department of Agriculture, on May 2, 1988, issued a Special Local Need (SLN) Registration [24c] for "Zoecon Altosid Liquid Larvicide Mosquito Growth Regulator", EPA Registration Number 20954-133-50809, manufactured by Zoecon Corporation, Dallas, Texas. The State Registration Number assigned is MN-88-0001.

In addition to the uses prescribed on the product label, this Special Local Need (SLN) Registration permits the use of this product to be applied to a sand granule which, once applied to the field site, will release the active ingredient over a twenty-day interval.

This SLN Registration will remain in effect until May 2, 1993, unless otherwise cancelled by this department or withdrawn by the manufacturer.

If you have any questions regarding this registration, please contact this office. 612-296-8547.

Michael K. Fresvik, Chief
Pesticide Regulatory Section
Agronomy Services Division

Commerce Department

Change of Official Notice:

The following notice is changed from the official notice printed in the April 25, 1988 *State Register* on pages 2344 and 2345. Underlining indicates the changes from the original notice.

MINNESOTA REGULATED LOAN ACT—ADJUSTMENT IN DOLLAR AMOUNTS

Commissioner of Commerce Michael A. Hatch announced today that an additional ten percent (10%) change will occur in dollar amounts under the Regulated Loan Act (The Act), *Minnesota Statutes,* Chapter 56. The Act provides for periodic adjustment in dollar amounts that would be effective on July 1 in even-numbered years based on a percentage change in the Implicit Price Deflator for the Gross National Product.

Information obtained from the U.S. Department of Commerce, Bureau of Economic Analysis, in their montly publication "Survey of Current Business" for February 1988, indicates the percentage change from the revised reference base to be 33% rounded to the nearest whole percentage point as required. The revised reference base index, from 1972 = 100 to 1982 = 100 for December 1980, was 89 and for December 1987, 118.7, an increase of 29.7 basis points or a percentage change of 33.37%. The statute requires that the change in the reference base index be 10% or more in order to adjust the dollar amounts. The portion of the percentage change in the index in excess of a multiple of ten percent shall be disregarded. Dollar amounts change only in multiples of ten percent of amounts appearing in law effective August 1, 1981.

According to Commissioner Hatch, this means the dollar limits enacted in 1981 will increase an additional 10% effective July 1, 1988. The results of indexing is as follows:

Hatch Release
April 25, 1988

	Original	7-1-82 (no change)	7-1-84 (10% increase)	7-1-86 (10% increase)	7-1-88 (10% increase)
Loan maximum *Minnesota Statutes,* Section (MS) 56.131, subdivision 1(a)	$35,000	$35,000	$38,500	$42,000	$45,500
Principal subject to 33% interest M.S. 56.131, subdivision 1(a)(1)	$350	$350	$385	$420	$455
Maximum closing costs on real estate secured loan M.S. 56.131, subdivision 2(b)	$250	$250	$275	$300	$325
Minimum real estate secured loans for discount points M.S. 56.131, subdivision 6 (effective June 2, 1983)	$7,500	Not applicable	$8,250	$9,000	$9,750
Minimum real estate secured loans exceeding M.S. 56.12	$2,700	$2,700	$2,970	$3,240	$3,510

The next published adjustment is scheduled on or before April 30, 1990 to be effective July 1990, based on the December 1989 index.

Commerce Department

Change of Official Notice:

The following notice is changed from the official notice printed in the April 25, 1988 *State Register* on pages 2343 and 2344. Underlining indicates the change from the original notice.

MINNESOTA PROPERTY EXEMPTION—ADJUSTMENT OF DOLLAR AMOUNTS

Commissioner of Commerce Michael A. Hatch announced today that increases will occur in the property exemption from creditor collection action under *Minnesota Statutes,* Section 550.37. The statute provides for periodic adjustment in dollar amounts that would be effective on July 1 in even numbered years based on a percentage change in the Implicit Price Deflator for the Gross National Product.

Information obtained from the U.S. Department of Commerce, Bureau of Economic Analysis, in their monthly publication "Survey of Current Business" for February 1988, indicates the percentage change from the revised reference base to be 33% rounded to the nearest whole percentage point as required. The revised reference base index, from 1972 = 100 to 1982 = 100 for December 1980, was 89 and for December 1987, 118.7, an increase of 29.7 basis points or a percentage change of 33.37%. The statute requires that the change in the reference base index be 10% or more in order to adjust the dollar amounts. The portion of the percentage change in the index in excess of a multiple of ten percent shall be disregarded. Dollar amounts change only in multiples of ten percent of amounts appearing in law.

Personal property exempted under subdivision 4 includes all wearing apparel, one watch, utensils, and foodstuffs of the debtor and the debtor's family, and household furniture, household appliances, phonographs, radio and television receivers of the debtor and the debtor's family. The exemption may not be waived except for purchase money security interest. Personal property, with an amended exemption of $4,500 in 1983, is indexed as follows:

	8-1-83	7-1-84 No change	7-1-86 (20% increase)	7-1-88 (10% increase)
Personal Property	$4,500	$4,500	$5,400	$5,850

Minnesota Statutes, Section 550.37 was amended in 1985, effective July 1, 1986, to include many other property exemptions. These exemptions are based on the reference base index for December 1980, and are therefore increased by 30%. The results of the indexing is as follows:

Description	Original	7-1-88
Farm exemptions described under subdivision 5	$10,000	$13,000
Business exemptions described under subdivision 6	$ 5,000	$ 6,500
Total exemptions under subdivisions 5 and 6 described by subdivision 7	$10,000	$13,000
Exempted insurance benefits described under subdivision 10	$20,000	$26,000
Additional exemptions under subdivision 10 for each dependent	$ 5,000	$ 6,500
Motor vehicle exemption described under subdivision 12a	$ 2,000	$ 2,600
Accrued interest exemption described under subdivision 23	$ 4,000	$ 5,200

The next published adjustment is scheduled on or before April 30, 1990, for July 1, 1990, based on the December 1989 index.

Department of Education

Development and Partnership Effectiveness Division

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Governing Youth Service Learning

Notice is hereby given that the State Board of Education is seeking information or opinions from sources outside the agency in preparing to propose the [adoption] of the rule governing Youth Service Learning. The adoption of the rule is authorized by *Minnesota Statutes,* section 121.11 subd. 7, which [permits] the agency to establish rules relating to courses of study and other proceedings in connection with elementary and secondary schools.

The State Board of Education requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to: Mary Jo Richardson, Coordinator, Youth Development, Minnesota Department of Education, 550 Cedar, St. Paul, Minnesota 55101.

Oral statements will be received during regular business hours over the telephone at 612/296-1435 or 296-7622 and in person at the above address.

All statements of information and opinons shall be accepted until June 30, 1988. Any written material received by the State Department of Education shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted.

Dated: 26 May 1988

Mary Jo Richardson
Youth Development Coordinator

Ethical Practices Board

Advisory Opinion #99 re: Contribution Plan

Issued 5-24-88 to Bruce D. Willis—SUMMARY—99. An association's plan to submit to members a proposal to transfer a portion of a dues increase to the association's political fund is not within the jurisdiction of the Ethical Practices Board. Notice of certain protection provided by the Ethics in Government Act to individuals or associations because of their political activity need not be printed on solicitations for contributions to a political committee or political fund.

The full text of the opinion is available upon request from the Ethical Practices Board, 625 North Robert Street, St. Paul, MN 55101-2520; (612) 296-5148.

Department of Finance

Maximum Interest Rate for Municipal Obligations in June

Pursuant to *Minnesota Statutes*, Section 475.55, Subdivision 4, Commissioner of Finance, Tom Triplett, announced today that the maximum interest rate for municipal obligations in the month of June, 1988 would be nine (9) percent per annum. Obligations which are payable wholly or in part from the proceeds of special assessments or which are not secured by General Obligations of the municipality may bear an interest rate of up to ten (10) percent per annum.

Minnesota Pollution Control Agency

Ground Water and Solid Waste Division

Notice of Intent to Solicit Outside Information Regarding Proposed Rules Governing Mixed Municipal Solid Waste Incinerator Ash

Notice is hereby given that the Minnesota Pollution Control Agency (Agency) is seeking information or opinions from outside sources in preparing to propose the adoption of rules governing mixed municipal solid waste incinerator ash. The adoption of the rules is authorized by *Minnesota Statutes* § 115A.97 (1988), which requires the Agency to adopt rules establishing techniques to measure the noncombustible fraction of mixed municipal solid waste prior to incineration or processing into refuse-derived fuel and requirements for the testing, management, and disposal of incinerator ash.

The Agency requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views in writing or orally. Written or oral statements or comments should be directed to:

Kenneth H. Podpeskar, P.E.
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155
Telephone: (612) 296-7273

Oral statements will be received during regular business hours, 8:00 a.m. to 4:00 p.m., Monday through Friday.

All statements of information and opinion will be accepted until December 31, 1989. Any written materials received by the Agency shall become part of the rulemaking record in the event that the rule is adopted.

Gerald L. Willet
Commissioner

State Contracts and Advertised Bids

Pursuant to the provisions of Minn. Stat. § 14.10, an agency must make reasonable effort to publicize the availability of any 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 $15,000 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 whose initials appear in parentheses next to the commodity for bid, by calling (612) 296-6152.

Department of Administration: Materials Management Division

Contracts and Requisitions Open for Bid

Call 296-2600 for information on a specific bid, or to request a specific bid. Contact listed buyer.

Commodity: GE Radios—Mobile
Contact: Pat Anderson 612-296-3777
Bid due date at 2pm: June 13
Agency: Public Safety
Deliver to: St. Paul, MN
Requisition #: 07500 49161

Commodity: Motorola Cameras
Contact: Pat Anderson 612-296-3777
Bid due date at 2pm: June 13
Agency: Public Safety
Deliver to: St. Paul, MN
Requisition #: 007700 49162

Commodity: Tempered Make-up Unit
Contact: Pat Anderson 612-296-3777
Bid due date at 2pm: June 8
Agency: Facilities Mgmt.
Deliver to: Camp Riley
Requisition #: 01000 05355

Commodity: Vehicular Repeaters
Contact: Pat Anderson 612-296-3777
Bid due date at 2pm: June 13
Agency: Public Safety
Deliver to: Golden Valley, MN
Requisition #: 07500 49160

Commodity: Intermec 9440 Trakker System Bar Code Equipt.
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 2pm: June 13
Agency: Labor & Industry
Deliver to: St. Paul
Requisition #: 42200 17795

Commodity: Lateral Files—Rebid
Contact: Linda Parkos 612-296-3725
Bid due date at 2pm: June 13
Agency: Finance
Deliver to: St. Paul
Requisition #: 10000 03225

Commodity: Office Furniture
Contact: Linda Parkos 612-296-3725
Bid due date at 2pm: June 13
Agency: Finance
Deliver to: St. Paul
Requisition #: 10000 03238

Commodity: Washed/Winter Sand
Contact: Pat Anderson 612-296-3777
Bid due date at 2pm: June 10
Agency: Transportation
Deliver to: Transportation, Bemidji
Requisition #: 79200WS

Commodity: Ready-Mix Cement
Contact: Pat Anderson 612-296-3777
Bid due date at 2pm: June 10
Agency: Transportation
Deliver to: Bemidji
Requisition #: 79200 RM

Commodity: Portland Cement
Contact: Pat Anderson 612-296-3777
Bid due date at 2pm: June 10
Agency: Transportation
Deliver to: Bemidji
Requisition #: 80200PC

Commodity: Hot mix Bituminous
Contact: Pat Anderson 612-296-3777
Bid due date at 2pm: June 10
Agency: Transportation
Deliver to: Bemidji
Requisition #: 79200B

Commodity: Aggregate Materials
Contact: Pat Anderson 612-296-3777
Bid due date at 2pm: June 10
Agency: Transportation
Deliver to: Bemidji
Requisition #: 79200A

Commodity: Grader Blades & Snow Plow Cutting Edges
Contact: Doug Thompson 612-296-3775
Bid due date at 2pm: June 10
Agency: Transportation
Deliver to: Various
Requisition #: 79100 03888

Commodity: Riding Type Mower 60" 18 HP
Contact: Brenda Thielen 612-296-9075
Bid due date at 2pm: June 10
Agency: Transportation
Deliver to: Mankato
Requisition #: 79382 01379

Commodity: Maintenance IBM Computer Equip.
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 2pm: June 10
Agency: PERA
Deliver to: St. Paul
Requisition #: 63000 90300

Commodity: School Bus
Contact: Bernadette Vogel 612-296-3778
Bid due date at 2pm: June 9
Agency: Academy f/th Deaf
Deliver to: Faribault
Requisition #: 37001 80733

Commodity: Sch 113M—Trucks
Contact: Bernadette Vogel 612-296-3778
Bid due date at 2pm: June 9
Agency: Transportation—Central Shop
Deliver to: St. Paul
Requisition #: 79382 02348

Commodity: Permanent Type Anti-Freeze
Contact: Ed Shank 612-296-3770
Bid due date at 2pm: June 9
Agency: Various
Deliver to: Various
Requisition #: Price Contract

Commodity: Auto Trash Carts
Contact: Pam Anderson 612-296-1053
Bid due date at 2pm: June 6
Agency: Facilities Mgmt. Office
Deliver to: Little Falls
Requisition #: 01000 05342 1 Rebid

Commodity: Motorola Equip.
Contact: Pat Anderson 612-296-3777
Bid due date at 2pm: June 8
Agency: Public Safety
Deliver to: St. Paul
Requisition #: 07300-48368

Commodity: Software for Sigma Design Cad Workstation
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 2pm: June 8
Agency: Community College Board
Deliver to: St. Paul
Requisition #: 02310 16109

Commodity: Telephone & Telegraph Equip. Fisher Optic Network
Contact: Joseph Gibbs 612-296-3750
Bid due date at 2pm: June 8
Agency: State University
Deliver to: Winona
Requisition #: 26074 12300

Commodity: Word Processing Equip
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 2pm: June 8
Agency: Admin. Hearing
Deliver to: Mpls
Requisition #: 99690 80146

Commodity: Computers & Monitors—Rebid
Contact: Mary Jo Bruski 612-296-3772
Bid due date at 2pm: June 8
Agency: Transportation
Deliver to: Golden Valley
Requisition #: 79000 84037 2

Commodity: Electric Floor Polishing & Scrubbing Machines & High Speed Type Machines and Wet Dry Vacuums
Contact: Dale Meyer 612-296-3773
Bid due date at 2pm: June 8
Agency: Various
Deliver to: Various
Requisition #: Price Contract

Commodity: Steel doors
Contact: Pat Anderson 612-296-3777
Bid due date at 2pm: June 16
Agency: Military Affairs
Deliver to: St. Paul
Requisition #: 01000 05362 01

Commodity: Semi-square tanks
Contact: Brenda Thielen 612-296-9075
Bid due date at 2pm: June 13
Agency: Natural Resources
Deliver to: South Service Center, St. Paul
Requisition #: 29000 50220

Commodity: A complete line of fasteners: bolts, nuts, washers, screws, etc.
Contact: Ed Shank 612-296-3770
Bid due date at 2pm: June 14
Agency: Various
Deliver to: Various
Requisition #: Price Contract

Commodity: Dental supplies
Contact: Donnalee Kutchera 612-296-3776
Bid due date at 2pm: June 14
Agency: Various
Deliver to: Various
Requisition #: Price Contract

Commodity: ATV—4 wheel 1988
Contact: Brenda Thielen 612-296-9075
Bid due date at 2pm: June 10
Agency: Natural Resources—South Service Center
Deliver to: St. Paul
Requisition #: 29000

Contract Awards—Materials Management Division

Item: Computer Equip
Req.#: 07700 49159 01
Awarded to: Boffin Ltd., Burnsville, MN
Awarded amount: $16,090.00
Awarded date: May 26, 1988
Expir/deliv date: June 8, 1988
Shipped to: Department of Public Safety

Item: Computer Equip
Req.#: 26137 04247 01
Awarded to: Digital Info Systems, Eden Prairie, MN
Awarded amount: $17,875.00
Awarded date: May 26, 1988
Expir/deliv date: June 25, 1988
Shipped to: Various Locations

Item: Tools Hardware Boxes Etc.
Req.#: 26073 20448 01
Awarded to: Satco, Minneapolis, MN
Awarded amount: $22,075.35
Awarded date: May 26, 1988
Expir/deliv date: June 24, 1988
Shipped to: St. Cloud State University

Item: Repair Alteration to Bldg. &
Req.#: 27000 50282 01
Awarded to: York Air Conditioning, New Brighton, MN
Awarded amount: $39,150.00
Awarded date: May 26, 1988
Expir/deliv date:
Shipped to: Minneapolis Community College

Item: Watercraft Marine Equip Supplies Docks
Req.#: 29001 12933 01
Awarded to: Coffelt Elec. Co. Inc., Englewood, CO
Awarded amount: $17,231.25
Awarded date: May 26, 1988
Expir/deliv date: July 26, 1988
Shipped to: DNR Regional Headquarters

Item: Fish Hatchery Equipment
Req.#: 29005 11105 01
Awarded to: Innovac Tech. USA Inc., Seattle, WA
Awarded amount: $46,327.00
Awarded date: May 26, 1988
Expir/deliv date: June 30, 1988
Shipped to: Dept. Natural Resources

Item: Playground Eqpt. Table Bench Rack
Req.#: 29000 49963 01
Awarded to: Fond Du Lac Mfg. Inc., Cloquet, MN
Awarded amount: $25,369.14
Awarded date: May 26, 1988
Expir/deliv date: June 30, 1988
Shipped to: Various Locations

Item: Construction & Hwy. Maint. Eqpt.
Req.#: 79382 01347 01
Awarded to: Signal Div. of Lukens Inc., La Mirada, CA
Awarded amount: $18,978.00
Awarded date: May 26, 1988
Expir/deliv date: June 21, 1988
Shipped to: MN Dept. of Transportation

Item: Paint Traffic Three Minute Dry Alkyd
Req.#: 79300 04389 01
Awarded to: Ennis Paint Mfg., Inc., Ennis, TX
Awarded amount: $15,578.31
Awarded date: May 27, 1988
Expir/deliv date: July 1, 1988
Shipped to: MN Dept. of Transportation

Item: Telephone Installation Large Quantity
Req.#: 06000 07004 01
Awarded to: US West Info Systems Inc., Eden Prairie, MN
Awarded amount: $17,496.48
Awarded date: May 31, 1988
Expir/deliv date: July 15, 1988
Shipped to: Attorney General

Item: Computer Equip
Req.#: 21200 17789 01
Awarded to: Centron DPL Corp. Inc., Eden Prairie, MN
Awarded amount: $67,556.00
Awarded date: May 31, 1988
Expir/deliv date: June 10, 1988
Shipped to: MN Depart. of Jobs and Training

Item: Concrete Shape Precast
Req.#: 29000 50139 01
Awarded to: Hardrives Inc., St. Cloud, MN
Awarded amount: $25,360.00
Awarded date: May 31, 1988
Expir/deliv date: June 24, 1988
Shipped to: Various Locations

Department of Administration: Printing & Mailing Services

Printing vendors for the following printing contracts must review contract specifications in printing buyers office at 17 University Avenue, Room 134-B, St. Paul, MN.

Commodity: Apprentice License with renewal, 500 sets, 6 × 8, type to be set, sample in Printing Buyers' Office
Contact: Printing Buyer's Office
Bids are due: June 8
Agency: Board of Barber Examiners
Deliver to: St. Paul
Requisition #: 7597

Commodity: Registered Barber License with renewal, 4,000 sets, 6 x 8, type to be set.
Contact: Printing Buyer's Office
Bids are due: June 8
Agency: Board of Barber Examiners
Deliver to: St. Paul
Requisition #: 7598

Commodity: State Register Printing Order, 1400 sets, negs furnished, perforations
Contact: Printing Buyer's Office
Bids are due: June 8
Agency: Central Stores
Deliver to: St. Paul
Requisition #: 7602

Commodity: Appropriation Transfer, 2500 sets, type to be set, perforations carbon interleave
Contact: Printing Buyer's Office
Bids are due: June 8
Agency: Central Stores
Deliver to: St. Paul
Requisition #: 7605

Commodity: Winona State University Mini-Guide, 10,000, camera ready copy, two-sided, perforations
Contact: Printing Buyer's Office
Bids are due: June 8
Agency: Winona State University
Deliver to: Winona, MN
Requisition #: 7615

Commodity: First piece brochure, 20,000, camera ready copy, 8½″ × 18½″ unfolded 4 color
Contact: Printing Buyer's Office
Bids are due: June 9
Agency: Anoka-Ramsey Community College
Deliver to: Coon Rapids
Requisition #: 7672

Commodity: Quarterly publication, 1500 copies, 8 pages, 1 color, composition and keylining
Contact: Printing Buyer's Office
Bids are due: June 9
Agency: Council on Asian-Pacific Minnesotans
Deliver to: St. Paul
Requisition #: 7669

Commodity: Rum River Review, type to be set, printer must be within 20 miles of college
Contact: Printing Buyer's Office
Bids are due: June 9
Agency: Cambridge Community College
Deliver to: Cambridge
Requisition #: 7640

Commodity: Mailing label, 7500 (75 rolls)
Contact: Printing Buyer's Office
Bids are due: June 9
Agency: Public Safety
Deliver to: St. Paul
Requisition #: 7595

Commodity: Class schedule
Contact: Printing Buyer's Office
Bids are due: June 9
Agency: Cambridge Community College
Deliver to: Cambridge
Requisition #: 7639

Department of Corrections

Education Unit

Notice of Request for Proposals for Professional/Technical Services

Notice is hereby given that the Minnesota Department of Corrections is seeking the service of a qualified practicing artist to teach art workshop classes in painting and drawing at the Minnesota Correctional Facility at St. Cloud. The contract period is July 1, 1988 to June 30, 1989. Services of the artist are required approximately twenty two (22) hours per week. The estimated cost will not exceed $14,560 for the term of the contract.

Direct inquiries to:

Roger Knudson
Minnesota Department of Corrections
300 Bigelow Building
450 North Syndicate Street
St. Paul, MN 55104
(612) 642-0242

Proposals must be submitted no later than June 20, 1988.

Minnesota Historical Society

Request for Bids for Production of the 1988-89 Education Catalog

Bids

Sealed bids for the printing of the Minnesota Historical Society's 1988-89 Education Catalog, in accordance with specifications prepared by the Minnesota Historical Society, will be received in the office of the Contract Officer, Minnesota Historical Society, 1500 Mississippi Street, St. Paul, MN 55101 until 2:00 p.m., on June 17, 1988, at which time the bids will be publicly opened and read aloud. Bids received after 2:00 p.m., June 17, 1988, will be returned unopened.

Bid Security

Each bid must be accompanied by a cash deposit, cashier's check, certified check, or corporate surety bond of a surety company duly authorized to do business in Minnesota, in the sum of not less than 5% of the total bid, payable without condition to the Minnesota Historical Society, which is submitted as bid security.

Specifications

Copies of bidding documents for preparation of bids may be obtained by contacting Mark Schwartz, Contract Officer, Minnesota Historical Society, 1500 Mississippi St., St. Paul, MN 55101, (612) 296-2155.

Conditions of Bids

The Minnesota Historical Society reserves the right to accept or reject any or all bids and to waive any irregularities therein. No bid may be withdrawn within thirty (30) days after the scheduled closing time for the receipt of bids.

Department of Jobs and Training

Notice of Availability of Funds for Extended Employment Programs Through Rehabilitation Facilities

Extended Employment programs provided by certified rehabilitation facilities (formerly known as long-term sheltered workshops) may apply for funds granted by the Division of Rehabilitation Services in accordance with *Minnesota Rules* 3300.1950-3300.3050. Application forms for funding Extended Employment programs (Community Based Employment, Long-Term Employment, Work Activity and Work Component) are available from the Department of Jobs & Training, Division of Rehabilitation Services, Office of Rehabilitation Resources, 390 North Robert Street, Fifth Floor, St. Paul, Minnesota 55101. Completed applications must be postmarked by July 29, 1988 or delivered to the above address by 4:00 p.m. on that date.

Applications are required for funding Extended Employment programs currently receiving State Extended Employment funds from the Division of Rehabilitation Services, and are also required for new or expanded programs.

Any city, town, county nonprofit organization, or any combination of those, which operates or proposes to operate a public or nonprofit Extended Employment program may apply for funding.

For additional information contact the Office of the Director of Rehabilitation Resources, (612) 296-5628.

Department of Jobs & Training

Notice of Availability of Funds for Vocational Services

501(c)(3) Tax-exempt (non-profit) organizations which provide Vocational Services leading to employment for individuals with handicaps may apply for funds granted by the Division of Rehabilitation Services under the authority of *Minnesota Statutes* Section 129A.03, and the Rehabilitation Act of 1973, P.L. 93-112, as amended.

Interested parties must submit an application (concept paper) describing service programs which expand or improve vocational services to persons with disabilities meeting one or more of the following priority areas:

- to strengthen the ability to provide time-limited training leading to supported employment
- innovative vocational services for people with severe handicaps currently underserved. Examples include persons with serious and persistent mental illness; traumatic head injury or other neurological impairments; deafness; or a combination of disabling conditions; or persons needing rehabilitation technology interventions; etc.
- programs which serve school-aged youth transitioning from school to work and the community
- community based programs leading to competitive employment for hard to place individuals
- programs designed to meet existing gaps in services to groups of persons with specific disabilities or to meet general service gaps in geographic areas of the state

A total of $375,000 will be awarded, with individual grants ranging from $25,000 to $50,000. A 10% cash match from the applicant is required. Federal funds cannot be used as match.

The $375,000.00 total to be awarded includes a 10% contribution of State funds by DRS. If additional Federal funds become available before September 30, 1988, additional grants may be awarded to applicants who were not previously funded.

Applications in the form of a concept paper outline are available from Marv McNeff, Supervisor, General and Administrative Support Unit, Division of Rehabilitation Services, 5th Floor, 390 North Robert Street, St. Paul, MN 55101, phone (612) 296-9981.

Completed concept papers shall be postmarked by Monday, June 27, 1988, or delivered to the Division of Rehabilitation Services Administrative Office, 5th Floor, 390 North Robert St., St. Paul, MN 55101, by 4 p.m. on that date.

For additional information contact Marv McNeff, (612) 296-9981. Technical assistance will be provided by appropriate area staff for any party interested in pursuing an application.

Department of Jobs and Training

Notice of Request for Proposal for the Detailed Design and Implementation of an Unemployment Insurance Benefits System under an IDMS Database

The Minnesota Department of Jobs and Training (MDJT) is requesting proposals from highly qualified firms to assist in the

detailed design and implementation under an IDMS database of a new Unemployment Insurance Benefits System based on quarterly wage detail records.

Project Scope

The scope of work for this project includes the detailed design, programming and overall implementation of a new Unemployment Insurance Benefits System. Six of the major benefits sub-systems will be rewritten, including: Wage Detail Processing, Initial Claims/Monetary, Benefit Payment, Benefit Charge, Overpayment, and Special Payments. In addition, the project includes the design and implementation of appropriate interfaces to the sixteen other benefits sub-systems that are dependent on the six major sub-systems.

Project Schedule

MDJT has already completed phases 1 and 2 of the overall Wage Detail Conversion Effort. These phases consisted of the preparation of a Multi-year Plan for the U.S. Department of Labor to secure funding for the effort, preparation of a User Requirements Report, User Design Report and Technical Design Report (the User and Technical Designs are currently in progress and will be completed during the month of June). Phase 3 of the project, which is the subject of this RFP, is scheduled to begin on August 1, 1988, with full installation of the new Benefits System required, by law, on July 3, 1989, and completion of Phase 3 on September 29, 1989. The size of this project, coupled with the legal requirement that the new Benefits System be in full operation on July 3, 1989 and the fact that DOL funding is only available through fiscal year 1989, makes it absolutely essential that this project schedule be met. Any significant slippage will put the entire project in jeopardy; therefore, timely completion of the project is of prime importance to MDJT.

Project Tasks/Deliverable Products

Project Name

1. Plan & Organize Phase 3
2. Develop Implementation Standards
3. Confirm User/Technical Design
4. Complete Detailed Design
5. Establish Development Environment
6. Prepare and Conduct Employer Outreach Program
7. Develop User Procedures
8. Complete Programming & Unit Testing
9. Perform Conversion Preparation
10. Prepare and Conduct User Training
11. Perform User/System Testing
12. Convert to Live Operations
13. Pilot Intake/Payment Technology
14. Provide Technical Support
15. Provide Post-Conversion Support
16. Manage the Work Effort

Project #	Project Deliverable Product(s)
1.	A. Administrative Procedures Memo (includes Organization Chart and Project Work Plan)
2.	A. System Implementation Standards
3.	None
4.	A. Program Work Unit Specifications
5.	A. Installed and Tested Development Environment
6.	A. Employer Education Plan & Materials B. Employer Outreach Training Sessions
7.	A. User Procedure Manuals

8. A. Unit Tested Program Modules
9. A. System Test and Conversion Plan
   B. System Operations Documentation
   C. Conversion Program and Procedures
10. A. User Training Plan
    B. User Training Materials
    C. User Training Sessions
11. A. Approved System Test Cycles
12. A. Fully Implemented New Benefits System Meeting Predetermined Operating Criteria
13. A. Intake/Payment Technology Pilot Plan Memorandum
    B. Intake/Payment Technology Pilot Evaluation Memorandum
14. None
15. A. Post-conversion Review Memorandum
16. A. Weekly Status Reports

General Instructions

All selection criteria are described in a Request for Proposal available from the Minnesota Department of Jobs and Training. Selection will follow the review of all proposals received by the deadline. Responders will be expected to demonstrate ability to initiate services on August 1, 1988, assuming a contract has been negotiated by that time. Total funding for this contract is dependent upon the specifications and provisions of the final contract. This notice does not obligate the State to complete this project. The State reserves the right to cancel this solicitation if it is considered to be in the best interest of the State. A bidders' conference is scheduled for Tuesday, June 7, 1988 at 2:00 p.m. in the 4th Floor Conference Room, 390 North Robert Street, St. Paul, MN 55101. If you have any questions or particular requests for information, please contact the Project Manager, Kenneth Niemi, prior to the conference. Copies of the RFP will be available at the conference or by contacting:

Kenneth F. Niemi
Project Manager
Wage Detail Project
135 Metro Square
7th and Robert Streets
Saint Paul, MN 55101
Telephone # 612/296-8334

All proposals must be submitted to the Project Manager at 135 Metro Square no later than 4:00 p.m. on Friday, July 8, 1988.

Department of Jobs and Training

Division of Rehabilitation Services

Request for Proposals for Medical and Psychiatric Services

The Division of Rehabilitation Services, Metropolitan Workers' Compensation Unit is seeking to employ individuals under contract who will meet with staff in order to provide them with advice, consultation, and training on medical and psychiatric or psychological aspects affecting the rehabilitation process for injured workers. This office will be seeking one medical and one psychiatric or psychological contractor. The office is located at 1441 Energy Park Drive, St. Paul, Minnesota. All individuals will be paid at the rate of $40 to $60 per hour. Most contract work will require an average of 3 to 6 hours per month. Total cost is not expected to exceed $4,320.00. Inquiries should be directed to:

Philip L. Slotvig, W.C. Rehab Manager
Division of Rehabilitation Services
Metropolitan Workers' Compensation Office
1441 Energy Park Drive, East Building
St. Paul, Minnesota 55108

All proposals must be received by 4:30 p.m., June 14, 1988.

Bureau of Mediation Services

Request for Proposals for Informational Brochure Design and Development

The Bureau of Mediation Services is seeking proposals for the development of brochures to be used to explain the nature and scope of services available through the agency and to aid unions, management, and the public in understanding and accessing these services most effectively and efficiently. Three separate brochures are contemplated, one in each of the following areas:

- Overall agency functions
- Grievance mediation services
- Office of Cooperative Labor-Management Programs

Based upon information collected via review of statutes, rules, and interviews with Bureau staff members and key clients, the consultant will be expected to design, compose and develop brochures for the general educational purposes set forth above. Prior understanding of the agency's function, role, and activities in labor relations is highly desirable, as is a working knowledge of labor relations practice and procedure.

Interested persons or organizations should submit a written statement which describes prior experience and understanding of the labor relations area, as well as samples of recent work of the nature contemplated by this proposal.

The agency estimates that the cost of this project will not exceed $10,000.00.

The Bureau reserves the right to reject any and all proposals submitted and to cancel any portion or all of this undertaking at any time without further notice.

Proposals must be received not later than 4:30 p.m. on July 7, 1988 and should be addressed to: Paul W. Goldberg, Commissioner, Bureau of Mediation Services, State of Minnesota, 1380 Energy Lane, Suite Two, St. Paul, Minnesota, 55108.

Dated: 6 June 1988

Paul W. Goldberg
Commissioner

Department of Trade and Economic Development

Professional Economic Development Program and Instructor(s) Sought

The Development Resources Office of the Minnesota Department of Trade and Economic Development is soliciting proposals for a Comprehensive Financial Economic Development training program. The program should be designed to cover the four areas of expertise as listed below.

- Economic Development Financing
- Business Credit Analysis
- Real Estate Financing
- Deal Structuring

Each area should be covered by one week of instruction. The program period will be spread out over a three year period, with the aforementioned subject areas each being covered three times.

In addition, a one week advanced training course and one day short courses not to exceed 12 days may be proposed by the contractor. Estimated contract cost is $300,000.

Proposals should be received by MN DTED no later than 4:00 p.m., June 29, 1988.

The formal request for proposal may be requested and inquiries should be directed to:

Mr. Harry Rosefelt, Director
Development Resources Office
900 American Center Building
150 East Kellogg Boulevard
St. Paul, MN 55101
(612) 296-5010

Department of Trade & Economic Development

Minnesota Amateur Sports Commission

Notice of Request for Proposals for Marketing & Programming Coordinator Position with the National Sports Center, Blaine, Minnesota

The Minnesota Amateur Sports Commission (MASC) is seeking proposals from qualified individuals to assist the Commission in marketing and programming events and activities for the National Sports Center at Blaine, Minnesota.

This position would report to the Executive Director of the Commission and would have additional reporting responsibilities to the Commission's Assistant Director.

Responsibilities of the Marketing & Programming Coordinator will be:

1) To identify and chronicle all potential events and activities for the National Sports Center at Blaine. (Primarily for soccer, track & field, cycling, weightlifting, and wrestling-related programs.)

2) To organize and put in place a complete 27-month schedule of activities, programs and events from the October 1989 (opening) to December 1991 for the National Sports Center at Blaine.

3) To devise a specific strategy to create annual home-grown events for the National Sports Center for the five specific sports.

4) To organize and administer a marketing strategy and plan to maximize spectator and athlete participation in the 27-month program identified in #2 above.

5) To organize a marketing data-base for coaches, players, officials and spectators for the five main sports at the National Sports Center at Blaine. This marketing data-base would include local, regional, national and international information.

6) To organize, plan and administer a $75,000 fundraising campaign to raise resources for the marketing program and related activities for the National Sports Center at Blaine.

7) To administer all marketing materials, brochures, mailings, etc. for the National Sports Center at Blaine.

8) To provide experience, recommendations and advice to the Commission's Executive Director as appropriate.

Interested individuals will be required to respond to all of the specifications contained in the Request for Proposals and will be required to submit a resume of relevant experience with special attention to sports marketing and sport facilities administration.

The contract will be awarded based on the following criteria: total cost, experience/expertise in sport program management, experience/expertise in governmental affairs, experience/expertise in marketing and/or sports marketing, and experience/expertise in fundraising.

Period: July 1, 1988-July 1, 1989.

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.

The Request for Proposals containing detailed information for the project may be requested from the Minnesota Amateur Sports Commission. The deadline for submitting proposals is 4:30 p.m., Friday, June 24, 1988.

Please direct proposals and inquiries to:

Paul D. Erickson
Executive Director
Minnesota Amateur Sports Commission
900 American Center Building
150 East Kellogg Blvd.
St. Paul, MN 55101
Phone: 612/296-4845

Department of Transportation

Division of Technical Services

Notice of Potential Availability of Contracts for a Variety of Highway Related Technical Activities

The Minnesota Department of Transportation (Mn/DOT) is carrying out an expanded highway program. To assist it with the implementation of this program, Mn/DOT may require the services of qualified consultants for work which may include but not be limited to:

Category A: Preliminary Design (Environmental Studies, Project Development Reporting and Geometric Layouts)

Category B: Detail Design & Plan Preparation

1. Highway
2. Lighting
3. Signing
4. Traffic Signals
5. Landscaping
6. Hydraulics

Category C: Field Surveys (Control, Design)

Category D: Geotechnical Investigation

1. Soils Survey/Borings
2. Soils Analysis/Recommendations
3. Foundation Survey/Borings
4. Foundation Analysis/Recommendations
5. Geological Survey/Analysis/Recommendations

Category E: Special Services

1. Contamination/Hazardous/Analysis/Recommendations
2. Land Use Study (Planning)
3. Chemical Disposal and Recycle
4. Endangered Species
5. Building Condition Survey
6. Traffic Forecasting and Analysis
7. Water
8. Air
9. Noise
10. Hydrologic
11. Vibration (Blasting, Pile Driving)
12. Expert Witness (Litigation—Testimony)
13. Audit Evaluation (Federal Procurement Regulations)
14. Pavement Management

Category F: Construction

1. Management
2. Inspection
3. Staking

Those consultants who wish to be considered for any of the potential projects, please furnish the following information:

1. Federal Forms 254 & 255 and your brochure if you have one.

2. Indicate the category of activity in which you are qualified and wish to be considered (Example: B-1-5-6, C).

3. Indicate in which fields your key personnel are registered or have related certifications (Engineer, Architect, OSHA, etc.).

4. Indicate whether your firm has a Certificate of Compliance from the Minnesota Department of Human Rights. *Minnesota Statutes* 363.073.

5. Indicate if your firm is certified with the State of Minnesota as a Socially, Economically, Disadvantaged (SED) firm. *Minnesota Statutes* 16B.19.

6. Indicate if your firm qualifies as a Small Business Enterprise within the definition contained in *Minnesota Statutes* 645.445.

7. Description of Company's Accounting System.

It is expected that a qualified reference list will be developed from the response that will remain in effect until June 30, 1989.

This is not a request for proposal. All expressions of interest in being considered shall be delivered to the address indicated below not later than four o'clock (4:00) p.m. June 27, 1988.

J. F. Weingartz
Consultant Agreements Engineer
Transportation Building, Room 612C
St. Paul, Minnesota 55155
Telephone: (612) 296-3051

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

Request for Proposals for Computer Consulting Services

The City of South St. Paul is requesting proposals on computer consulting services to define system requirements for computer needs, to prepare specifications, to prepare purchase of contract, and to oversee execution of purchase contract.

Copies of the request for proposals may be obtained from the South St. Paul City Clerk, 125 Third Avenue North, South St. Paul, Minnesota 55075. Inquiries should be directed to James Cosgrove (612) 450-8733.

All proposals must be received no later than 5:00 p.m. on July 8, 1988.

The City of South St. Paul reserves the right to reject any or all proposals and to waive any minor irregularities and deviations from requirements outlined in the Request for Proposals.

Supreme Court Decisions

Decisions Filed June 3, 1988

C4-87-283, C5-87-339, C6-87-379, C7-87-1184 James VanderWeyst, et al., petitioners, Appellants v. (C4-87-283) First State Bank of Benson. Patrick J. Walsh, et al., petitioners, Appellants v. (C5-87-339) State Bank of Pennock and Charles Heimark, Jr., petitioner, Appellant v. (C6-87-379) Norwest Bank Montevideo. Joseph J. Bandas, et al., petitioners, Appellants v. (C7-87-1184) Citizens State Bank of Silver Lake, et al., petitioners. Court of Appeals.

The federal 1980 Deregulation Act gives federally insured state banks "most favored lender" status.

Respondent state banks, having most favored lender status, may charge up to 21.75 percent a year on their agricultural loans made between 1983 and 1985, and need not comply with the loan ceiling, loan splitting, and attorney fee provisions of *Minnesota Statutes* chapter 56.

The *Bandas* case is remanded to determine whether, in fact, the "origination fee" charged constitutes interest, and a separate RICO issue is left undecided.

Affirmed in all four cases, except, in *Bandas*, the case is remanded for further proceedings as indicated. Simonett, J.

Dissenting in part, Wahl, J.

Took no part, Popovich, J.

C0-87-2449 Ruby S. Grunst v. Immanuel-St. Joseph Hospital and Great Global Insurance Company, Relators. Workers' Compensation Court of Appeals.

The finding of causal relationship between employee's job and employee's disabling disease is supported by the evidence; the compensation judge did not abuse his discretion in deferring the claim for permanent partial disability benefits to another proceeding.

Under *Minnesota Statutes* § 176.101, subd. 8 (1986), an employee who receives either widow's social security survivors benefits or old age benefits or both is presumed retired drom the labor market. It was error not to apply the presumption here, and the case is remanded to determine whether the employee has rebutted the presumption.

Reversed and remanded on the retirement issue; in all other respects, affirmed. Simonett, J.

C4-87-543 Linda Klemetsen as trustee for the heirs of Mylan Klemetsen, deceased v. Stenberg Construction Company, Inc., defendant and third party plaintiff, petitioner, Appellant, City of International Falls, defendant and third party plaintiff v. Ronnie A. Nelson, d.b.a. Nelson Excavating Company, third party defendant. Court of Appeals.

A general contractor, who is liable for workers' compensation benefits to an uninsured subcontractor's employee under *Minnesota Statutes* § 176.215 (1982), is not immune from a tort action for damages by the subcontractor's employee or from a wrongful death action on behalf of the heirs of the subcontractor's deceased employee.

Affirmed. Coyne, J.

Took no part, Popovich, J.

Orders

C5-87-1684 In Re Petition for Disciplinary Action against David J. Gherity, an Attorney at Law of the State of Minnesota. Supreme Court.

Probation. Amdahl, C.J.

Murder: Minnesota style

Murder in Minnesota is a treasury of vintage crimes. Characters, some famous, some obscure, come to life in all their cleverness or murderous madness. Minnesota cases from 1858-1917. 253 pp. photos, index. Code 17-35, $5.95.

Robber and Hero On September 7, 1876 six members of the James-Younger gang blasted their way out of Northfield, Minnesota. George Huntington's classic account of the Northfield Bank raid is as fascinating today as it was when first published 19 years after the attempted robbery. 125 pp., charts, maps, photos, with index. Code 17-40, $5.95.

Secrets of the Congdon Mansion The prosecutor called it a crime of greed. A complex, intriguing murder case, set in one of Minnesota's most spectacular mansions, and now a top Minnesota tourist attraction on Duluth's famous Lake Superior North Shore Drive. By Joe Kimball, 64 pp., drawings. Code 19-56, $4.95.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155, (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Human Services Laws and Rules



Human Services Laws 1987
An extract from the statutes. Includes legislative amendments and additions from the most recent session. Code No. 2-56. $21.00

Human Services Rules as in effect July 7, 1986
Rules governing assistance programs, eligibility grant amounts, AFDC and residence requirements. MN Rules Chapter 9500-9580. Code No. 3-95. $24.95.

Human Services Rules Supplement 1987. Includes recent changes to many rules in effect from July 1986 through January 1987. Code #3-95s1, $14.00.

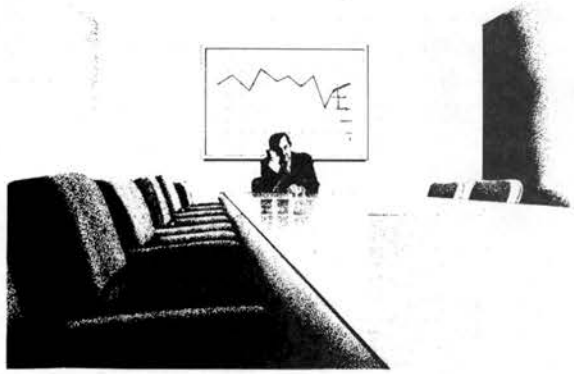
3 ring binder. 2″ capacity. 1 required for each of above listed publications. Code No. 10-21. $4.25.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Business and NonProfit Corporation Act

Laws governing establishment and conduct of for-profit and non-profit businesses and corporations. Covers incorporation, bylaws, mergers, dissolution, franchises, and definitions. Contains Minnesota Statutes Chapters 80B. 302A, and 317. Paperbound, 102 papers, Code # 2-87, $10.00.



TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.



Woodworking for Wildlife

Woodworking for Wildlife, delightfully written and carefully illustrated with a variety of game bird and mammal box designs. Includes important information on the placement of nests in proper habitat areas and maintenance requirements. Diagrams, 48 pp. Code #9-14, $3.95.

Help Minnesota's Wildlife, feed the birds and give to the Nongame Wildlife Checkoff on your Minnesota Tax Forms. Poster. 22″ x 17″, full color. Code #9-2, $4.00.

Fifty Birds of Town and City, describes the activities and habitats of these birds commonly seen today through full color paintings, Hardbound. 50 pp. Code #16-23, $7.50.

Mammals of Minnesota, discusses wild mammals that inhabit Minnesota today, or in the recent past. Tells how to identify them, their distribution in the state, and their natural history. U of M Press, 1977, illustrated, index, bibliography, paperbound, 290 pp. Code #19-35, $15.95.

Bird Portraits in Color, a total of 295 species of birds are depicted through magnificent illustrations, reproduced in seven-color lithography, accompanied by authoritative information about birds' activities, habitats, songs, and other characteristcs, U of M Press, 1980, index, 92 color plates, hardbound. Code #19-41, $12.95.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.



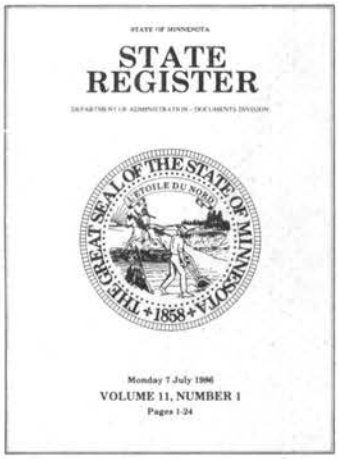
Charitable Gambling Directory

A complete listing in alphabetical order of organizations licensed for charitable gambling in the state. Includes the name, address, zip code and name of contact person. 64 pages. Code #1-11. $20.00.

CHARITABLE GAMBLING RULES, governing the conduct of charitable gambling events like bingo. Code #3-3, $5.00.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.



We want you to have our business—$1 billion annually

Each year over $1 billion in state contracts are awarded. About $20 million in state contracts per week are advertised in the **State Register,** the most complete listing of state contracts available. Just a *sampling* of contracts includes, consulting services, professional services, technical services, commodities, equipment, supplies, and a wide variety of special services.

For 50¢ a day, the price of a **Wall Street Journal,** we will deliver to your office the most effective and economical means of tracking state contracts. The smart way to stay in the know, and land the business of state government, is with the **State Register.**

Come blizzard, tornado, flood or earthquake—you'll find important and valuable information for your business you won't find anywhere else. Every Monday, 52 times a year, the **State Register** publishes the most thorough listing of state contracts, and is the only source of state agency rulemaking activity, plus important tax court decisions, official notices, executive orders of the governor, supreme court decisions, and a calendar of scheduled cases to which you can add your "friend of the court" questions.

Could you hire someone to bring all this information to you and your company for so little money? Let us bring you the business of state government. Subscribe to the **State Register** today, or call 296-4273 for more information.

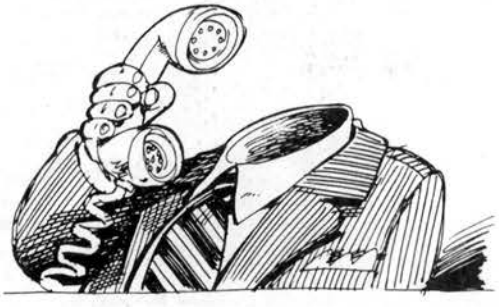
An annual subscription is $130 and a 13-week trial subscription is $40. MasterCard/VISA orders can be taken over the phone, otherwise prepayment is required. Send your orders to the Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Ever called and been transferred to this guy?

1987 & 1988 State of Minnesota Telephone Directory. Get a direct line to the persons you want to speak to. Contains names, numbers, and agencies in the executive, legislative and judicial branches of state government. Four sections give listings alphabetically name, agency, Minnesota region, plus an index for cross referencing. Over 250 pages, paperback, 8½"x11". Code #1-87, $10.95

U.S. Government Manual 1987-88. Contains comprehensive information on federal agencies of the legislative, judicial and executive branches of government. Each agency description includes address, phone number, a list of principal officials, a summary of each agency's purpose and programs and activities. Paperback 940 pages with appendices and index. Code #16-46. $20.00



TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "Documents." Make checks payable to the State of Minnesota. Please include 6% sales tax, and $1.50 for postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Department of Commerce Regulated Profession Publications

Banking Laws 1986. Complete text of state law governing banks, trust companies and other financial institutions. Code #2-76 $29.95

Business and Nonprofit Corporation Act 1987. Laws governing establishment and conduct of for-profit and non-profit corporations in Minnesota. Chapters 80B, 302A, 317. Code #2-87 $10.00

Fair Labor Standards Act 1987. Minimum wage and overtime compensation standards for employers. Chapter 177. Code #2-75 $5.00

Insurance Laws 1987. A compendium of laws applicable to the insurance business. Includes chapters on company and individual agents licensing requirements. Code #2-1, $20.00

Insurance Rules 1987. Essential licensing information for businesses and agents. Includes standards on policies, practices, marketing and continuing education. Code #3-1 $15.00

Notary Public Laws 1987. Statutory requirements regarding the oath of office, necessary bond, and taking of depositions. Includes an explanation of the term of the office and procedures for removal from office. Code #2-13 $4.00

Real Estate Laws 1987. Complete and up-to-date extract from the 1986 Minnesota Statutes. Code #2-92 $6.00

Real Estate Rules 1987. Contains all education and licensing requirements for agents. Chapters 2800.2805, and 2810. Code #3-99 $8.00

Securities Laws 1987. Governs the activities of broker/dealers, agents or investment advisors. Chapter 80A. Code #2-12 $6.00

Securities Rules 1987. Subjects include standards of conduct, equity securities, investment companies and more. Chapter 2875. Code #3-5 $13.00

Banking Rules 1987. New rules are expected in early fall '87. Call then for more information. Code #3-81, $6.00

Uniform Commercial Code 1986. Chapter 336, U.S. laws governing trade, including contracts, title, payment, warranties, performance and liability. Code #2-2 $10.00

Mailing Lists. All kinds available. A catalog will be available in late summer '87. Call to receive a copy, (612) 297-2552 or 296-0930.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Pheasants in Minnesota

Pheasants in Minnesota, focusing exclusively on the ringneck pheasant, this DNR booklet tells of this popular game bird's origin, introduction and development in Minnesota. Through many full-color photos the book shows the pheasant in various settings, tells how to maintain wildlife habitat and explains the wise management of the hunt. A great gift for each member of your hunting party, or as a memento to a special Minnesota hunting vacation. Quantity discounts available. Code #9-13, $5.95.

Woodworking for Wildlife, delightfully written and carefully illustrated with a variety of game bird and mammal box designs. Includes important information on the placement of nests in proper habitat areas and maintenance requirements. Diagrams, 48 pp. Code #9-14, $3.95.



TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

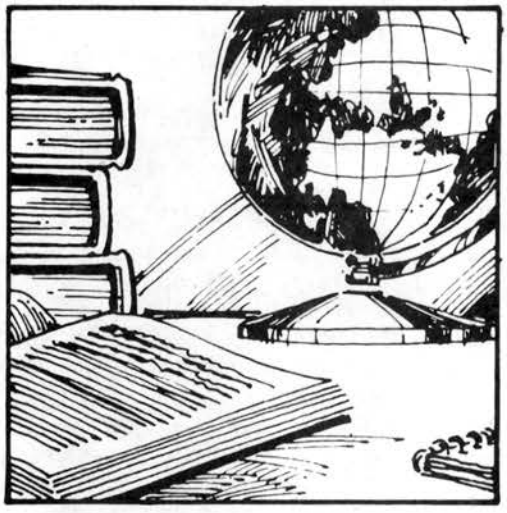
TO ORDER:
Complete attached order blank. Include either your VISA/MasterCard number with the expiration date, or a check/money order made out to the State of Minnesota. Orders by phone are accepted when purchasing with your VISA/MasterCard or if you have a customer deposit account. Please include a phone number where you can be reached during the day in case we have questions about your order.
Please include 6% sales tax and $1.50 postage and handling.
PREPAYMENT REQUIRED.
Merchandise may be returned at $1.50 restocking charge, if it is in resalable condition.
NOTE: State Register and other subscriptions do not require sales tax or postage and handling fees. Prices subject to change without notice.
Please allow about 6 weeks for delivery. In a hurry? Stop by our Bookstore. Bookstore Hours 8:00-4:30 M-F

Send your order to:
Minnesota Documents Division
117 University Ave., St. Paul, MN 55155
Metro area 612-297-3000
In Minnesota, toll free 1-800-652-9747

Code No.	Quantity	Description	Item Price	Total
Name or Company			**Subtotal**	
Attention			Plus 6% tax MN Residents Only	
Address				
City	State	Zip	Postage/Handling (per order)	**$1.50**
VISA/MasterCard No. or Cust. Deposit No.			**TOTAL**	
Signature		Expiration Date	Telephone (During Day)	

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Get Smart with these Education Resources



Board of Teaching-Licensure Rules 1987. *Minnesota Rules* Chapter 8700. Requirements for the issuance and renewal of all licenses, from vo-tech and hearing impaired to librarians and media generalists. Includes the Code of Ethics for Minnesota Teachers, and standards for teachers prepared in other states. Code #3-74. $7.00 plus tax.

Education Directory 1987-88. All the elementary and secondary schools in the state. Includes Minnesota school districts, superintendents, boards, principals, district addresses, phone numbers and enrollment figures. Code #1-93, $6.00 plus tax.

Minnesota Guidebook to State Agency Services 1987-1990. Packed with information to help you cut red tape for easy and fast service from state agencies. Its 640 pages guide you through license requirements, forms, fees, reports, services, grants, and more. Provides hundreds of addresses, phones and agency descriptions. Code #1-4, $15.00 plus tax.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Good Business Decisions are Made with Good Information



Minnesota Manufacturer's Directory. More than 7,000 entries that include name, address, phone number, staff size, sales volume, market area, year of establishment, type of firm, C.E.O., Sales or Marketing Manager, Purchasing Manager and four major manufactured products. Code #40-2, $73.00 plus tax.

Business and NonProfit Corporation Act 1987. A handy reference that contains all the state laws governing the establishment and conduct of corporations in Minnesota. Includes *Minnesota Statutes* Chapters 80B, 302, 302A and 317. Code #2-87, $10.00 plus tax.

Minnesota Guidebook to State Agency Services 1987-1990. Packed with information to help you cut through red tape for easy and fast dealing with state agencies, this treasure of information opens state government to you. Its 640 pages describe agencies, how they work, listing contacts, addresses, phones, and license requirements, grants, forms, reports, maps, publications and much more. Gives historical, statistical and important data useful in hundreds of ways. Code #1-4. $15.00 plus tax.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Resolve Bargaining Disputes and Grievances



Public Employment Labor Relations Act 1987. The collective bargaining rights and responsibilities of public employers and public employees. Details employees' right to organize and the legislature's authority. Code #2-90, $5.00 plus tax.

Public Sector Labor Relations in Minnesota. A practical resource and training guide analyzing public sector labor relations in Minnesota. A special emphasis on contract administration, grievance handling and the arbitration process. 286 pages, paperbound. Code #10-51, $12.50.

Minnesota Guidebook to State Agency Services 1987-1990. A treasure of helpful, useful, and interesting information about Minnesota state government. This important resource guides you through applications, fees, licenses, reports, history and travel highlights. Describes agencies in detail, giving addresses, phones and contact people. Code #1-4, $15.00 plus tax.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

The Rules of the Game–a Wise Investment



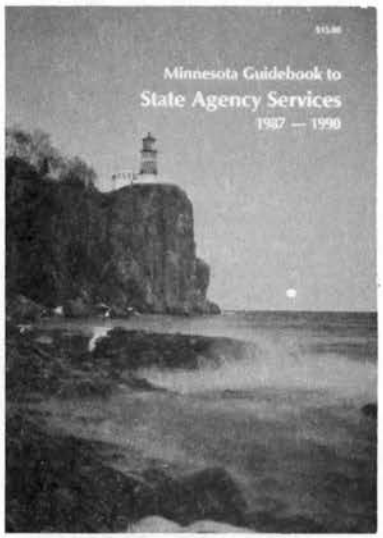
Securities Laws, 1987. Governs the activities of broker/dealers, agents and investment advisors. *Minnesota Statutes* Chapter 80A. Code #2-12, $6.00 plus tax.

Securities Rules, 1987. Rules implementing the legislative mandate. Subjects include equity securities and investment companies. *Minnesota Rules* Chapter 2875. Code #3-5, $13.00 plus tax.

Minnesota Guidebook to State Agency Services, 1987-1990. Packed with information to help you, this 640-page resource guides you through license requirements, forms, fees, reports, services, grants, and more. Its listing of addresses, phones, and agency descriptions cut red tape for easy and fast service from state agencies. Code #1-4, $15.00 plus tax.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

A Beacon to Guide You—Minnesota's Owners Manual



You'll enjoy smooth sailing through your business with state government with the ***Minnesota Guidebook to State Agency Services 1987-1990.***

Considered one of the finest resources to Minnesota's state agencies, this valuable and useful book is a treasure awaiting your discovery.

Packed with information to help you, its 640 pages guide you through license requirements, forms, fees, reports, services, grants, hotlines, maps, history, travel highlights and more. Its listing of addresses, phones, and agency descriptions cuts red tape so you get easy and fast service.

Copies cost $15.00 (+90¢ tax, MN residents only). Make checks out to the "State of Minnesota" and send to the Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. MasterCard and VISA orders can be taken over the phone by calling (612) 297-3000 or toll-free in Minnesota 1-800-652-9747.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Welcome wildlife to your property



Landscaping for Wildlife. Attract wildlife to your land and gardens, farms and woodlots by spreading nature's welcome mat. Songbirds, butterflies, hummingbirds, pheasants, deer and other wildlife are drawn through these gardening tips and landscaping techniques that add natural beauty to your property and habitat for wildlife. Over 70 color photos and 144 pages give you simple, enjoyable, and inexpensive methods for adding the right touches for a "wildlife party" on your grounds, whether urban or rural. Stock #9-15, $6.95 plus tax.

Woodworking for Wildlife. Songbirds, owls, ducks, geese, loons and other wildlife will show appreciation for your skills by adding a "wild" dimension to your property. Carefully illustrated with a variety of game bird and mammal box designs, this booklet provides important tips on the placement of next in proper habitat areas and maintenance requirements. Construction diagrams included. 47 pp. Stock #9-14, $3.95 plus tax.

Wildlife Set. Order both books above as a set and save 10%. Stock #9-20, $9.95 plus tax.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication, either as is, reduced, or redesigned to suit your format.

Documents Division

Publications, Services, Subscriptions

Order Form on Back—For Information, Call 297-3000

NEW PUBLICATIONS:

Landscaping for Wildlife. Attract songbirds, deer, butterflies, hummingbirds, pheasants, and other wildlife to your property by using the tips in this 144-page, 4-color book. Stock #9-15, $6.95 plus tax. See "Special Set Offer" below.

Woodworking for Wildlife. Carefully illustrated with a variety of game bird and mammal box designs, including maintenance requirements and important tips on placement of nests in proper habitat areas. 47 pages with diagrams. Stock #9-14, $3.95 plus tax. See "Special Set Offer" below.

"Special Set Offer." Save 10% by purchasing the two books together on wildlife mentioned above. Stock #9-20, $9.95 plus tax.

Occupational Safety & Health Rules 1987. State standards for safe working conditions including personal protective equipment, walking and working surfaces, illumination and ventilation. Stock #3-18, $10.00 plus tax.

"Seat Belts Fastened?" Sign. Safety reminder for work, church, club or home, this 12″x18″ aluminum sign with black letters on white background features a seat belt "buckle-up" graphic. Stock #19-21, $16.00.

OTHER PUBLICATIONS

1987 Laws of Minnesota: Laws of the 1987 legislative session, Code #18-5. $42.50 per set.

1987 Minnesota Rules: Rules of the 75 state agencies authorized to establish rules of conduct and procedure. Code 18-300. $160 plus $9.60 sales tax per 11-volume set.

Minnesota Rules 1988 Supplement Number 1. Updates *Minnesota Rules 1987* and is part of the subscription service for that 11-volume set of administrative rules. A second supplement will be available in December 1988.

Motor Vehicle Traffic Laws 1987. Includes laws governing motor carriers, motor vehicle registration and no-fault auto insurance. Code #2-85, $13.00 plus tax.

Criminal Code and Selected Statutes 1987. Governs the conduct of peace officers, continuing education requirements for officers, prison sentences and more. Code #2-68, $15.00 plus tax.

Education Rules. Rules of the State Board of Education governing state aid, vocational education, handicapped students, teacher certificates and much more. Code #3-28, $19.00 plus tax.

Walleye. A unique blend of modern fishing strategies and never-before-published biological facts about this popular gamefish. Packed with full-color photographs. Code No. 19-70. $13.95, plus tax.

Crappie Fishing. Fishing tips from a game warden and angling enthusiast. Written in an easy-to-read style to appeal to anglers of every experience level. Many full-color photographs. Code No. 19-75. $9.95, plus tax.

Fishes of the Minnesota Region: An authoritative guide to the 148 kinds of fish found in Minnesota's waters, the book is a resource for identification and distribution of fish, and features color photographs. Code #19-44, $12.95, plus tax.

American Flag. Perfect for home or office. 3′ x 5′ with embroidered stars. Heavy nylon bunting. Code No. 6-1. $21.00, plus tax.

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 40. Selected landmark decisions of the Worker's Compensation Court of Appeals. Annual subscription. $105.00.

SERVICES:

Mailing Lists. Lists of Minnesota licensed professionals and permit holders. Write or call (612) 297-2552 for a free mailing list catalog which contains available lists, selections, formats, pricing and ordering information.

1988 Lake Map Index. Listing over 4,000 lake maps. Free.

Minnesota State Documents Center 1988 Catalog. Lists 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.

STATE OF MINNESOTA

Department of Administration

Minnesota Documents Division

117 University Avenue • St. Paul, Minnesota 55155

Metro area 612-297-3000
In Minnesota, toll free 1-800-652-9747

Second Class
U.S. Postage
Paid
Permit No.
326630
St. Paul, MN

Please notify us of any address changes so that we can continue to give you our best service. Include your old mailing label to speed your service.

Municipal Board

165 Metro Sq Bldg
INTEROFFICE

For Your Convenience, photocopy this order blank

Code No.	Quantity	Description	Item Price	Tota

Name or Company			**Subtotal**	
Attention			Plus 6% tax MN Residents Only	
Address				
City	State	Zip	Postage/Handling (per order)	**$1.50**
VISA/Master Card No. or Cust. Deposit No.			**TOTAL**	
Signature	Expiration Date	Telephone (During Day)		

TO ORDER:

Complete attached order blank. Include either your VISA/Mastercard number with the expiration date, or a check/money order made out to the State of Minnesota. Orders by phone are accepted when purchasing with your VISA/Mastercard or if you have a customer deposit account. Please include a phone number where you can be reached during the day in case we have questions about your order.

Please include 6% sales tax and $1.50 postage and handling.

PREPAYMENT REQUIRED.

Merchandise may be returned if it is in resalable condition.

NOTE:

State Register and other subscriptions do not require sales tax or postage and handling fees.

MasterCard VISA

Metro area (612) 297-3000
In Minnesota toll-free 1-800-652-9747

Prices subject to change without notice.

Please allow about 6 weeks for delivery. In a hurry? Stop by our Bookstore. Bookstore Hours 8 a.m.-4:30 p.m., M,T,W,F; 8 a.m.-6:30 p.m., Thursdays through September 1, 1988.

State of Minnesota

STATE REGISTER

Department of Administration—Documents Division



Published every Monday

12 October 1987

Volume 12, Number 15

Pages 737-768

State Register

Judicial Notice Shall Be Taken of Material Published in the *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, official notices to the public, state and non-state public contracts, grants, supreme court and tax court decisions, and a monthly calendar of cases to be heard by the state supreme court.

Printing Schedule and Submission Deadlines

Vol. 12 Issue Number	*Submission deadline for Executive Orders, Adopted Rules and **Proposed Rules	*Submission deadline for State Contract Notices and other **Official Notices	Issue Date
15	Monday 28 September	Monday 5 October	Monday 12 October
16	Monday 5 October	Monday 12 October	Monday 19 October
17	Monday 12 October	Monday 19 October	Monday 26 October
18	Monday 19 October	Monday 26 October	Monday 2 November

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

The *State Register* is published by the State of Minnesota, Department of Administration, 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 $3.50 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.

Rudy Perpich, Governor

Sandra J. Hale, Commissioner
Department of Administration

Stephen A. Ordahl, Director
Minnesota Documents Division

Robin PanLener, Editor

Paul Hoffman, Assistant Editor

Debbie Kobold, Circulation Manager

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:

SENATE

Briefly-Preview—Senate news and committee calendar; published weekly during legislative sessions.

Perspectives—Publication about the Senate.

Session Review—Summarizes actions of the Minnesota Senate.

Contact: Senate Public Information Office
Room 231 State Capitol, St. Paul, MN 55155
(612) 296-0504

HOUSE

Session Weekly—House committees, committee assignments of individual representatives; news on committee meetings and action. House action and bill introductions

This Week—weekly interim bulletin of the House.

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
Room 175 State Office Building, St. Paul, MN 55155
(612) 296-2146

Contents

MINNESOTA RULES: Amendments & Additions

Issues 14-15 inclusive 740

Proposed Rules

Commerce Department
Uniform Conveyancing Blanks 741

Optometry Board
Terms and renewal of license 744

Health Department
Requiring payment of a fee when swimming pool plans and specifications are submitted to the commissioner of health for approval 747

Adopted Rules

Minnesota State Agricultural Society (Minnesota State Fair)
Operation and management of the Minnesota State Fair and Minnesota State Fairgrounds 749

Commerce Department
Medical malpractice joint underwriting association 749

Public Service Department
Energy conservation investment loans 750

Official Notices

Ethical Practices Board
Request for advisory opinion re: Hennepin County Disclosure Law 750

Finance Department
Maximum interest rate for municipal obligations in October 750

Human Services Department
State child welfare services plan available 751
Opinion sought on rules for the administration of the medical assistance prepaid demonstration project 751

Metropolitan Council
Goals for disadvantaged and women business enterprise participation in urban mass transportation projects 752

Municipal Board
Opinion sought on rule on schedule for filing fees 752

Rural Development Board
Opinion sought on rule for challenge grants 752

Transportation Department
City of Elk River petitions for variance from state aid standards for diagonal parking 753

State Contracts & Advertised Bids

Administration Department
Printing and procurement contracts and requisitions open for bid 753

Human Services Department
Request for proposals for medical assistance enrollment broker 754

Public Safety Department
Graphic art contract available 754

State Grants

Corrections Department
Funds available for victims of sexual assault 755

Supreme Court Decisions

Decisions and Orders filed Friday 9 October 1987 755

Tax Court

Decisions filed on docket numbers 4114, 4127, and 4738 756

Announcements 760

Minnesota Rules Amendments and Additions

NOTICE: How to Follow State Agency Rulemaking in the *State Register*

The ***State Register*** is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the ***State Register.*** Published every Monday, the ***State Register*** makes it easy to follow and participate in the important rulemaking process. Approximately 75 state agencies have the authority to issue rules. Each agency is assigned specific ***Minnesota Rule*** chapter numbers.

If an agency seeks outside opinion before issuing new rules or rule amendments, it must publish a NOTICE OF INTENT TO SOLICIT OUTSIDE OPINION in the ***Official Notices*** section of the ***State Register.***

When rules are first drafted, state agencies publish them as **Proposed Rules,** along with a notice of hearing, or notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules and withdrawn proposed rules are also published in the ***State Register.***

After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the ***State Register*** as **Adopted Rules.** These final adopted rules are not printed in their entirety in the ***State Register,*** only the changes made since their publication as **Proposed Rules.** To see the full rule, as adopted and in effect, a person simply needs two issues of the ***State Register,*** the issue the rule appeared in as proposed, and later as adopted.

For a more detailed description of the rulemaking process, see the ***Minnesota Guidebook to State Agency Services.***

Every odd-numbered year the ***Minnesota Rules*** are published. This is a ten-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Proposed and adopted emergency rules do not appear in this set because of their short-term nature, but are published in the ***State Register.***

The ***State Register*** features partial and cumulative listings of rules in this section on the following schedule: issues 1-13 inclusive; issues 14-25 inclusive; issue 26, cumulative for issues 1-16; issues 27-38 inclusive; issue 39, cumulative for 1-39; issues 40-51 inclusive; and issue 52, cumulative for 1-52. An annual subject matter index for rules appears in August.

For copies of the ***State Register,*** a subscription, the annual index, the ***Minnesota Rules*** or the ***Minnesota Guidebook to State Agency Services,*** contact the Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000 or toll-free in Minnesota 1-800-652-9747 and ask for "Documents."

Commerce Department

2675.2600; .2610; .2620 (adopted) 623
2766.0100; .0200; .0300; .0400; .0500; .0600; .0700; .0800; .0900; .1000; .1100; .1200; .1300 (proposed) 605
2791.0100 (adopted) 749
2820.2900; .3000; .9000 (proposed) 741

Education Department

3500.0710 (proposed) 614
3500.0700 (proposed repealer) 614

Health Department

4715.3150; .3170; .5900 (adopted) 624
4717.0310 (proposed) 747

Labor & Industry Department

5205.0116; .0401; .0675; .0710; .0755; .0865; .0880; .1000; .1010; .1030; .1040; 5207.0300; .0310; .0610; .0620; .0720 (proposed) 616
5205.0010; .0015; .0040; .0050; .0065; .0070; .0100; .0105; .0110; .0115; .0140; .0200; .0400; .0410; .0420; .0430; .0450; .0460; .0490; .0650; .0660; .0665; .0675; .0680; .0685; .0686; .0690; .0700; .0750; .0755; .0760; .0765; .0770; .0860; .0865; .0870; .0880; .0890; .1000; .1010; .1020; .1030; .1040; .1200; .1210; .1220; .1230; .1240; .1250; .1260; .1270; .1280; .1290; .1300; 5207.0010; .0020; .0030; .0035; .0040; .0050; .0060; .0100; .0200; .0210; .0220; .0250; .0260; .0300; .0310; .0320; .0400; .0410; .0500; .0510; .0520; .0530; .0540; .0600; .0610; .0620; .0630; .0700; .0710; .0720; .0730; .0740; .0800; .0810; .0900; .0910 (adopted) 634
5205.0160; .0170; .0180; .0210; .0220; .0230; .0240; .0250; .0260; .0270; .0280; .0290; .0300; .0310; .0320; .0460 s.15,19; .0900; .0910; .0920; .0930; .0940; .0950 (repealed) 634
5221.1100; .1200; .1300; .1400; .1500; .1700; .1800; .1900; .2000; .2100; .2200; .2250; .2300; .2400; .2500; .2700; .2800; .2900; .3000; .3100; .3200 (adopted) 662
5221.1600 (repealed) 662

Optometry Board

6500.2800; .2900 (proposed) 744

Public Service Department

8300.2500-.2509 (adopted) 750
8300.2501 s.2,3 (repealed) 750

Human Services Department

9505.0170; .0175; .0180; .0185; .0190; .0195; .0200; .0205; .0210; .0215; .0220; .0221; .0225; .0235; .0240; .0245; .0250; .0255; .0270; .0275; .0280; .0285; .0290; .0295; .0300; .0305; .0310; .0315; .0320; .0325; .0330; .0335; .0340; .0345; .0350; .0353; .0355; .0360; .0365; .0380; .0395; .0405; .0415; .0420; .0425; .0430; .0440; .0445; .0450; .0455; .0460; .0465; .0470; .0475; 9500.1070 (adopted) 624
9500.0900; .0930; .0960; .0970; .0990; .1000; .1060; .1070 s.2,3,5,7,8,9,10,11,16,17,18,19,20,21,22,24; 9505.1080 (repealed) 624

Proposed Rules

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

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

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

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

Department of Commerce

Proposed Permanent Rules Relating to Uniform Conveyancing Blanks

Notice of Intent to Adopt Rules Without a Public Hearing

Notice is hereby given that the Department of Commerce intends to adopt the above-entitled rules without a public hearing following the procedures set forth in the Administrative Procedures Act for adopted rules without a public hearing in *Minnesota Statutes*, section 14.22-14.28. Authority for the adoption of these rules is contained in *Minnesota Statutes*, Section 507.09.

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

Any person may make a written request for a public hearing 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 in writing. Any person requesting a 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 department will proceed pursuant to *Minnesota Statutes*, sections 14.13 to 14.20.

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

Scott P. Borchert
Department of Commerce
500 Metro Square Building
St. Paul, MN 55101
(612) 296-9431

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 rules has been prepared and is available upon request from Scott P. Borchert.

Pursuant to *Minnesota Statutes* Section 14.115, subdivision 2, the impact on small business has been considered in the promulgation of the rules. Anyone wishing to present evidence or argument as to the rules' effect on small business may do so. The Department's position regarding the impact of the rules on small business is set forth 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 Scott P. Borchert.

Michael A. Hatch
Commissioner of Commerce

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.

Rules as Proposed (all new material)

2820.2900 FORM 35-M. INDIVIDUAL TO INDIVIDUAL; QUIT CLAIM DEED RESERVING LIEN IN MARRIAGE DISSOLUTION (DIVORCE) JUDGMENT AND DECREE.

Subpart 1. **Scope.** The recommended form for a quit claim deed reserving a lien in marriage dissolution (divorce) judgment and decree, individual to individual, is contained in subpart 2.

Subp. 2. **Form.**

QUIT CLAIM DEED RESERVING LIEN IN MARRIAGE DISSOLUTION (DIVORCE) JUDGMENT AND DECREE **Form No. 35-M** Minnesota Uniform Conveyancing Blanks

Individual to Individual

No delinquent taxes and transfer entered; Certificate of Real Estate Value ( ) filed ( ) not required
Certificate of Real Estate Value No. _____
_____, 19____

_____
County Auditor

by _____
Deputy

DEED TAX DUE HEREON: $ _____

Date: _____, 19____

(reserved for recording data)

FOR VALUABLE CONSIDERATION, _____
_____, Grantor(s),
(marital status)

hereby convey(s) and quitclaim(s) to _____
_____, Grantee(s),

real property in _____ County, Minnesota, described as follows:

(If more space is needed, continue on back)

together with all hereditaments and appurtenances belonging thereto, but reserving the lien(s), if any, in favor of Grantor, created in Marriage Dissolution (Divorce) Case No. _____ in _____ County, Minnesota.

_____

Affix Deed Tax Stamp Here _____

STATE OF MINNESOTA)
) ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 19__,
by _____
_____, Grantor(s).

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

_____
SIGNATURE OF PERSON TAKING ACKNOWLEDGMENT

Tax Statements for the real property described in this instrument should be sent to (Include name and address of Grantee):

THIS INSTRUMENT WAS DRAFTED BY (NAME AND ADDRESS):

2820.3000 FORM 36-M. RELEASE OF LAND FROM LIEN IN MARRIAGE DISSOLUTION (DIVORCE) JUDGMENT AND DECREE.

Subpart 1. **Scope.** The recommended form for the release of land in marriage dissolution (divorce) judgment and decree is contained in subpart 2.

Subp. 2. **Form.**

RELEASE OF LAND FROM LIEN IN MARRIAGE DISSOLUTION (DIVORCE) JUDGMENT AND DECREE Form No. 36-M Minnesota Uniform Conveyancing Blanks

Release of Land from Lien in Marriage Dissolution (Divorce) Judgment and Decree

(reserved for recording data)

Date: _____, 19__

FOR VALUABLE CONSIDERATION, the real property in _____ County, Minnesota, legally described as follows:

(If more space is needed, continue on back)

is hereby released from the lien(s) owned by the undersigned, created in Marriage Dissolution (Divorce) Case No. _____ in _____ County, Minnesota.
(If registered land, Judgment and Decree is filed as Document Number(s) _____
_____, files of the Registrar of Titles.)

_____

_____

STATE OF MINNESOTA }
COUNTY OF _____ } ss.

The foregoing instrument was acknowledged before me this _____ day of _____, 19__,
by _____
_____.

THIS INSTRUMENT WAS DRAFTED BY (NAME AND ADDRESS):

_____
SIGNATURE OF PERSON TAKING ACKNOWLEDGMENT

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

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.

MISCELLANEOUS FORMS

2820.9000 FORM 88-M. RELEASE OF LAND FROM JUDGMENT LIEN.

Subpart 1. **Scope.** The recommended form for a release of land from a judgment lien is contained in subpart 2.

Subp. 2. **Form.**

RELEASE OF LAND FROM JUDGMENT LIEN Form No. 88-M Minnesota Uniform Conveyancing Blanks

Release of Land from Judgment Lien

(reserved for recording data)

Date: _____, 19__

FOR VALUABLE CONSIDERATION, the real property in _____ County, Minnesota, legally described as follows:

(If more space is needed, continue on back)

is hereby released from the lien of the Judgment owned by the undersigned and docketed _____, 19__, in _____ Court in _____ County, Minnesota, Case No. _____, in favor of _____ and against _____. (If registered land, filed as Document Number _____, files of the Registrar of Titles.)

STATE OF MINNESOTA }
COUNTY OF _____ } ss.

The foregoing instrument was acknowledged before me this _____ day of _____, 19__, by _____.

THIS INSTRUMENT WAS DRAFTED BY (NAME AND ADDRESS):

SIGNATURE OF PERSON TAKING ACKNOWLEDGMENT

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

Board of Optometry

Proposed Permanent Rules Relating to Terms and Renewal of License

Notice of Intent to Adopt Rules Without a Public Hearing

Notice is hereby given that the State Board of Optometry intends to adopt permanent rules relating to the term and renewal of

licenses, the recovery of the costs of disciplinary proceedings and fees. The Board intends to adopt these rules without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in *Minnesota Statutes*, sections 14.22 to 14.28. The statutory authority to adopt the rules is *Minnesota Statutes*, sections 148.53, 214.06, and 16A.128.

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

Any person may make a written request for a public hearing on the rules 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 in writing. Any person requesting a public hearing should state his or her name and address, and is encouraged to identify the portion of the proposed rules 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:

Burton H. Skuza, OD
Executive Director
Suite 103
2700 University Avenue West
St. Paul, Minnesota 55114
Telephone: (612) 642-0594

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

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

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

If no hearing is required, upon adoption of the rules, the rules 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 rules, must submit the written request to Dr. Skuza at the above address.

Dated: 28 August 1987

Burton H. Skuza, OD
Executive Director
Board of Optometry

Rules as Proposed (all new material)

6500.2800 TERMS AND RENEWAL OF LICENSE.

Subpart 1. **Terms.** An initial license issued by the board is valid from the date issued until renewed or terminated according to this part. An annually renewed license issued by the board is valid from January 1 of the year for which it is issued until renewed or terminated according to this part.

Subp. 2. **Renewal of application including information regarding continuing education and fees.** An optometrist shall submit an application for renewal of license together with the necessary fee no later than December 31 of the year preceding that for which the license renewal is requested. Application for renewal will be considered timely if received by the board no later than December 31 or postmarked on December 31. If the postmark is illegible, the application will be considered timely if received in the board office by United States first class mail on the first workday after December 31. The application form must provide a place for the renewal applicant's signature and must solicit information to include but not be limited to the applicant's office address or addresses, the number of the applicant's license, and any other information that may be reasonably requested by the board.

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.

For those licensees who have not submitted evidence of compliance with their three-year continuing education requirement or special course requirement in parts 6500.0900 and 6500.1700, the board will include in its written notice relating to annual renewal that the licensee shall submit verified evidence of having taken the required number of continuing education credit hours listed in part 6500.0900 or specified under part 6500.1700 in order to have the license renewed.

Subp. 3. **Failure to submit renewal application.** The following procedures will be followed by the board for all licensees who have failed to submit the annual application under subpart 2, including information about continuing education and applicable fees as provided in subpart 5.

A. Any time after January 1, the board will send to the last address on file with the board, a notice to all licensees who have not made application for renewal of their license. The notice will state that the licensee has failed to make application for renewal; the amount of renewal and late fees and the information required about continuing education as specified in subpart 2 which must be submitted in order for the license to be renewed; that the licensee may voluntarily terminate the license by notifying the board; and that failure to respond to notice by the date specified, which date must be at least 30 days after the notice is sent by the board, either by submitting the renewal application and applicable fees and information required about continuing education or by notifying the board that the licensee has voluntarily terminated the license, will result in expiration of the license and terminating the right to practice.

B. If the application for renewal, including required information about continuing education and the applicable annual and late fees or notice of voluntarily termination is not received by the board by the dates specified in the notice, the license will expire and the licensee's right to practice will terminate as of the date specified in the notice. The expiration and termination will not be considered a disciplinary action against the licensee.

C. Notwithstanding items A and B, the expiration date shall be extended six months when a licensee fails to meet the continuing education requirements in parts 6500.0900 and 6500.1700. The license will expire at the end of the six-month extension if the licensee does not submit within that time evidence of having complied with the required continuing education. In those cases where a licensee was physically incapable at the end of the three-year reporting cycle of taking continuing education courses, the expiration date shall be extended for six months for the purpose of giving the person the opportunity to take the necessary number of continuing education course hours. The licensee must submit clear and convincing evidence of physical incapability. The license expires at the end of the six-month extension if the licensee does not submit within that time evidence of taking a number continuing education course hours necessary to comply with parts 6500.0900 and 6500.1700.

In either instance referenced above, a licensee may submit a request for extension of the six-month period. The board will grant the extension only in cases of extreme hardship or compelling reasons. Financial hardship caused by loss of license shall not meet the standards. The burden rests on the licensee to prove that the extension should be granted which in no case shall exceed an additional six months.

Subp. 4. **Reinstatement.** A license that has expired under this part may be reinstated under part 6500.2900.

Subp. 5. **Contested case proceeding.** The board, in lieu of the process in subpart 3, may initiate a contested case hearing to revoke or suspend a license for failure to submit fees and continuing education information requested on the renewal application, at the same time it initiates disciplinary proceedings against the licensee for other grounds specified in Minnesota Statutes, sections 148.52 to 148.62 and parts 6500.0400 to 6500.1700.

6500.2900 REINSTATEMENT OF LICENSE.

Subpart 1. **Requirements.** Upon complying with the requirements in this part, the applicant's license shall be reinstated. Any person desiring the reinstatement of a license shall:

A. submit to the board a completed application on a form provided by the board;

B. submit with the application the fee specified in part 6500.2000, subpart 1;

C. include with the application a letter stating the reasons for applying for reinstatement; and

D. comply with the application provisions of part 6500.2000, subpart 3. Upon reinstatement, the person shall be assigned to the continuing education cycle to which the licensee was assigned before termination of the license.

Subp. 2. **Expiration or voluntary termination of license.** Applicants whose license has expired under part 6500.2800, subpart 3, or who voluntarily terminate their license must:

A. Submit evidence of having successfully completed the continuing education requirements that would have applied to them had their license not expired. If the license had expired because of failure to meet the continuing education requirements or if the applicant's continuing education cycle concluded during the time that the license was in expired status and all the requirements had not been complied with, the applicant must successfully complete this cycle of continuing education.

B. On filing a reinstatement application, pay the annual renewal fees and applicable penalty fees for the years between expiration or termination of the license and the year in which the application is filed.

Subp. 3. **Revoked or suspended license.** No license that has been suspended or revoked by the board may be reinstated unless the applicant for reinstatement provides evidence of full rehabilitation from the offense for which the license was suspended or revoked and complies with all other reasonable conditions imposed by the board for the purpose of establishing the extent of rehabilitation. In addition, if the disciplinary action was based in part on failure to meet continuing education requirements, the license may not be reinstated until the applicant has successfully completed the requirements in subpart 2. The board may require the licensee to pay all costs of the proceedings resulting in the suspension or revocation of a license under part 6500.2800 or pursuant to its disciplinary authority and the reinstatement or issuance of a new license. A licensee who has been disciplined by the board in a manner other than by suspension or revocation may be required by the board to pay all costs of the proceedings resulting in the disciplinary action.

Subp. 4. **Licensure application not precluded.** Nothing in this part prohibits an optometrist from applying for licensure under Minnesota Statutes, section 148.57, subdivisions 1 and 2.

Subp. 5. **Exemptions.** A licensee who pays an annual license renewal fee and meets any of the following conditions is exempt from complying with the continuing education requirements if the licensee files an affidavit with the board specifying the condition applicable to the licensee:

A. resides permanently outside the state and does not practice within the state;

B. is retired from practice and does not perform any optometric services on a voluntary or free basis; or

C. is permanently disabled and unable to practice optometry.

Subp. 6. **Expiration of exemption.** A licensee claiming exemption under subpart 5 who subsequently decides to resume practice shall submit to the board, before resuming practice, a written notice of the intended change and evidence of having completed the continuing education requirements equivalent to what requirements would have been without the exemption immediately preceding the date of receipt of the notice of the intent to resume practice. If the licensee has not complied with the continuing education requirements, the licensee must comply with part 6500.2900, subpart 2; if the licensee has been exempt from complying with the continuing education requirements, the licensee may not resume practice until notified by the board that the evidence submitted is acceptable. The licensee will be placed in the continuing education cycle that would have applied if the exemption had not been claimed.

Department of Health

Proposed Permanent Rule Requiring Payment of a Fee When Swimming Pool Plans and Specifications are Submitted to the Commissioner of Health for Approval

Notice of Intent to Adopt Rules Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Commissioner of Health proposes to adopt *Minnesota Rules* pt. 4717.0310 relating to fees for swimming pool plan review and inspection fees. The Commissioner proposes to adopt and amend the above 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 rule is *Minnesota Laws 1987*, ch. 403, art. 1, § 8, subd. 2. In addition to the specific authority cited above, the Commissioner of Health also has general authority pursuant to *Minnesota Statutes* § 144.122 to prescribe fees for the issuance of original and renewal permits, licenses, registrations and certifications issued under her authority. Further, *Minnesota Statutes* § 16A.128 provides that fees must be set or adjusted so the total fees nearly equal the sum of the appropriation for the accounts plus agency's general support costs, statewide indirect costs, and Attorney General costs attributable to the fee function.

Persons interested in these rules shall have 30 days in which to submit comment in support of or in opposition to the proposed 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 or amendments within the 30-day 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. Any person

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.

requesting a public hearing should state the request in writing, 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 should submit such comments or requests to:

Milton R. Bellin
Division of Environmental Health
Minnesota Department of Health
717 Delaware Street Southeast
Minneapolis, Minnesota 55440
Telephone: (612) 623-5517

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 and amendments as noticed.

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

A Statement of Need and Reasonableness has been prepared and is available upon request from Milton Bellin at the above phone number and address. The statement describes the need for and reasonableness of each provision of the proposed rule and amendments, and identifies the data and information relied upon to support its proposed rule and amendments.

The approval of the Commissioner of Finance has been obtained and is attached to the Statement of Need and Reasonableness.

The proposed rule and amendments will affect small businesses as they are defined in *Minnesota Statutes* § 14.115, subd. 1. The agency's consideration of the impact is contained in the Statement of Need and Reasonableness.

Since the total cost of the increased swimming pool surveillance program, and the fees collected to recover the cost, would not exceed $100,000 in either of the two years, there is no need to prepare a fiscal note as required in *Minnesota Statutes* § 14.11 and § 15.065.

If no hearing is required, upon adoption of the rule and amendments, 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 obtain a copy of the adopted rule and amendments, should submit a written request to Milton Bellin at the above address.

Dated 11 September 1987

Sister Mary Madonna Ashton
Commissioner of Health

Rule as Proposed (all new material)

4717.0310 FEES.

All plans for swimming pool construction, installation, or alteration submitted to the commissioner of health for review and approval under part 4717.0300 must be accompanied by the appropriate fee as prescribed below:

A. Each pool, except as provided in items B and C, $300.

B. Each additional pool located at the same site, shown in the same plans, and constructed at the same time, $200.

C. Alterations to an existing pool without changing the size or configuration of the pool, $100.

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.

Minnesota State Agricultural Society Minnesota State Fair

Adopted Rule Change Governing the Operation and Management of the Minnesota State Fair and Minnesota State Fairgrounds

The Minnesota State Agricultural Society board of managers adopted the following rule change Aug. 28, 1987, at a general business session. The following amendment is made to a rule published in the *State Register* on 10 March 1980, pages 1462-1468, Vol. 4 Number 36.

S.F. 1.7—Vehicle Restrictions

Maximum vehicle speed limits on the State Fairgrounds, as well as appropriate allowances and restrictions dealing with vehicle parking, delivery hours, restricted areas, tow away zones and impound arrangements, shall be established by the Secretary-General Manager. The Secretary-General Manager shall provide for the placement of such traffic control signals and signs on the State Fairgrounds as deemed necessary for the proper safety, protection and control of the Fairgrounds and the public thereon. When any police officer or security person finds a vehicle illegally parked on the Fairgrounds, he is authorized to provide for the removal and impoundment of such vehicle. Cost of removal and storage shall be borne by the vehicle's owner.

Department of Commerce

Adopted Permanent Rules Relating to the Medical Malpractice Joint Underwriting Association

The rule proposed and published at *State Register*, Volume 11, Number 48, pages 2194-2196, June 1, 1987 (11 S.R. 2194) is adopted with the following modifications:

Rule as Adopted

2791.0100 AUTHORIZATION TO ISSUE MEDICAL MALPRACTICE INSURANCE.

Pursuant to Minnesota Statutes, section 62E.04, the joint underwriting association is hereby authorized to issue medical malpractice insurance on a primary basis to physicians, hospitals, and other health care providers who are unable to obtain medical malpractice insurance coverage in the voluntary market. Those classes of physicians, hospitals, and other health care providers who are unable to obtain medical malpractice insurance and whom the joint underwriting association is authorized to issue medical malpractice insurance are:

~~H. intra-aortic balloon pump technicians;~~

~~I. optometrists;~~ and

~~J.~~ H. registered nurses.

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 Public Service

Adopted Emergency Amendments to Rules Relating to Energy Conservation Investment Loans

The rules proposed and published at *State Register*, Volume 12, Number 3, pages 98-101, July 20, 1987 (12 S.R. 98) are adopted as proposed.

Official Notices

Pursuant to the provisions of Minnesota Statutes § 14.10, 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.

Ethical Practices Board

Request for Advisory Opinion Re: Hennepin County Disclosure Law

The Ethical Practices Board solicits comments regarding the following request for an advisory opinion received from Dale G. Folstad, Director of Property Tax and Public Records, Hennepin County. Written comments should arrive at the Board office, 625 N. Robert St., St. Paul, MN 55101 prior to October 26, 1987, for consideration at the Board's meeting of November 5, 1987.

September 30, 1987—A question has been presented as to whether the following described fund must register with this office as a "political fund," as defined in *Minnesota Statutes* Secs. 383B.041 to 383B.056. This office, as the filing office, requests the opinion of the Ethical Practices Board pursuant to *Minnesota Statutes* Sec. 383B.055, subd. 1(b). The facts of the situation are as follows:

A Hennepin County elected official, who is subject to the reporting requirements of *Minnesota Statutes* Secs. 383B.041 to 383B.056 and whose term of office expires in 1991, will shortly assume an office in the Minnesota Aquatennial Association. This position is an unpaid, voluntary office, the duties of which will last for approximately one year. As you know, the Minneapolis Aquatennial Association is a nonprofit community organization which has been organized to promote the City of Minneapolis and constituent groups by presenting an annual parade and related community festivities.

In connection with assumption of this position, there will be some appreciable personal expenses and costs involved, none of which can be paid by the Aquatennial Association itself. The official is asking if he can raise funds to help defray the cost of these expenses arising out of his duties with the Aquatennial.

Under the above facts, is this fund a "political fund" within the meaning of the above-identified statutes so as to require its registration with this office?

Department of Finance

Maximum Interest Rate for Municipal Obligations in October

Pursuant to *Minnesota Statutes*, Section 475.55, Subdivision 4, Acting Commissioner of Finance, Nellie Johnson, announced today that the maximum interest rate for municipal obligations in the month of October would be ten (10) percent per annum. Obligations which are payable wholly or in part from the proceeds of special assessments or which are not secured by General Obligations of the municipality may bear an interest rate of up to eleven (11) percent per annum.

Dated: 29 September 1987

Peter Sausen, Assistant Commissioner
Cash and Debt Management

Department of Human Services

State Child Welfare Services Plan

The Division of Community Social Services has submitted a Title IV-B Child Welfare Services Plan for the period of October 1, 1987 through September 30, 1989 to the Department of Health and Human Services, Administration for Children, Youth and Families. The plan is intended to meet federal requirements for funds provided under Title IV-B of the Social Security Act.

The plan is available for public review and inspection. A copy of the plan can be obtained from the:

Department of Human Services
Division of Community Social Services
Title IV-B Plan
4th Floor
Centennial Office Building
658 Cedar Street
St. Paul, MN 55155

Department of Human Services

Health Care Programs Division

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Amendments to Rules Governing the Administration of the Medical Assistance Prepaid Demonstration Project, under *Minnesota Rules*, Parts 9500.1450 to 9500.1464

Notice is hereby given that the State Department of Human Services is seeking information or opinions from sources outside the agency in preparing to propose amendments to *Minnesota Rules*, parts 9500.1450 to 9500.1464, governing the eligibility of persons for the Medical Assistance Prepaid Demonstration Project (MAPDP), an experimental program that requires certain medical assistance recipients to receive health care through prepaid health plans. The proposed amendments will exclude from MAPDP those recipients who are eligible for medical assistance because of blindness or disability, or who are in foster care. Those recipients will continue to be eligible for medical assistance under the fee-for-services program. The adoption of the proposed amendments are authorized by *Minnesota Statutes*, section 256B.69, which permits the agency to establish and administer the medical assistance demonstration project, and develop criteria to determine when limitation of choice may be implemented in the experimental counties.

The State Department of Human Services requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to:

Ann Berg
Medical Assistance Prepaid Demonstration Project
Health Care Programs Division
Department of Human Services
444 Lafayette Road, 6th Floor
St. Paul, MN 55155

Oral statements will be received during regular business hours over the telephone at (612) 296-0642 and in person at the above address.

All statements of information and opinions shall be accepted until further notice is published in the *State Register* or the Notice of Hearing or Notice of Intent to Adopt Rules Without a Hearing is published in the *State Register.* Any written material received by the Department of Human Services shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted.

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.

Metropolitan Council

DBE and WBE Goals

The Metropolitan Council announces the following goals for federal fiscal year 1988 for disadvantaged and women business enterprise (DBE and WBE) participation in Urban Mass Transportation (UMTA) 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 Equal Opportunity Coordinator, Metropolitan Council, 300 Metro Square Bldg., St. Paul, MN 55101; or the U.S. Department of Transportation, 400 7th St. SW., Washington, DC 20590, within 45 days from the date of this notice.

Department of Minnesota Municipal Board

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Governing Schedule of Filing Fees

Notice is hereby given that the State Minnesota Municipal Board is seeking information or opinions from sources outside the agency in preparing to propose the amendment of the rule governing the schedule of filing fees, *Minnesota Rules* Part 6000.3400. The adoption of the rule is authorized by *Minnesota Statutes* 414.01, Subd. 10, which permits the agency to promulgate rules.

The State Minnesota Municipal Board requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to Patricia Lundy, 165 Metro Square Building, St. Paul, Mn. 55101. Oral statements will be received during regular business hours over the telephone at 612-296-2428 and in person at the above address.

All statements of information and opinions shall be accepted until November 2, 1987. Any written material received by the State Minnesota Municipal Board shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted.

Dated: 5 October 1987

Patricia D. Lundy
Assistant Director

Rural Development Board

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Governing Challenge Grants

Notice is hereby given that the Rural Development Board is seeking information or opinions from sources outside the agency in preparing to propose the adoption of the rule governing Challenge Grants. The adoption of the rule is authorized by *Minnesota Laws 1987*, chapter 386, article 1, section 10, subdivision 7, to be codified as *Minnesota Statutes* section 116N.08, subdivision 7, which requires the Board to adopt a rule to implement the Challenge Grant Program.

The Rural Development Board requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to:

Jerry Schoenfeld, Director
Minnesota Trade and Economic Development
Community Development Division
900 American Center Building
150 East Kellogg Boulevard
St. Paul, Minnesota 55101-1421

Oral statements will be received during regular business hours over the telephone at 612/296-9956 and in person at the above address.

All statements of information and opinions shall be accepted until October 15, 1987. Any written material received by the Rural Development Board shall become part of the rulemaking record to be submitted to the Attorney General or administrative law judge in the event that the rule is adopted.

Dated: 10 September 1987

David J. Speer, Chairman
Rural Development Board

Department of Transportation

Petition of City of Elk River for a Variance from State Aid Standards for Diagonal Parking

Notice is hereby given that the City Council of the City of Elk River has made a written request to the Commissioner of Transportation pursuant to *Minnesota Rules* § 8820.3300 for a variance from minimum standards for a reconstruction project on MSAS 113 (Main Street) from County Road 42 to Lowell Street.

The request is for a variance from *Minnesota Rules* for State Aid Operations § 8820.9916 adopted pursuant to *Minnesota Statutes* Chapter 161 and 162, so as to permit 45 degree diagonal parking with a traffic aisle width of 22.2′ instead of the required traffic aisle width of 25.2′.

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

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

Dated: 1 October 1987

Leonard W. Levine
Commissioner of Transportation

State Contracts and Advertised Bids

Pursuant to the provisions of Minn. Stat. § 14.10, an agency must make reasonable effort to publicize the availability of any 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 $15,000 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 whose initials appear in parentheses next to the commodity for bid, by calling (612) 296-6152.

Department of Administration: Procurement Division

Contracts and Requisitions Open for Bid

Call 296-6152 for Referral to Specific Buyers, whose initials are next to each commodity.

Commodity for Bid (and Buyer)	Bid Closing Date at 2 pm	Department or Division	Delivery Point	Requisition #
Snow making machine—addendum I (DM)	October 13	Giants Ridge Rec Area	Biwabik	43000 09096
Radiographic system (JG)	October 13	Regional Treatment Ctr	Willmar	55100 06740
Used computers (BV)	October 14	PERA	St. Paul	63000 81402
Coin changers (MJB)	October 14	Jobs & Training	St. Paul	21200 16705
Trucks (DM)	October 14	Various	Various	27148 50126 etc.
Used washer (DRT)	October 14	Correctional Facility	St. Cloud	78830 08950
Wood for signs (PA)	October 14	Natural Resources	Grand Rapids	29007 10061
Radio console—rebid (PA)	October 14	Public Safety	Various	07500 39696
Window shades—addendum I (DRT)	October 15	Regional Treatment Ctr	Willmar	55106 06728
Liquid nitrogen (50 litre) (DO)	October 15	State University	St. Cloud	Price Contract
Security guard uniforms (AW)	October 15	Various	Various	Price Contract
Micro computer (BV)	October 16	Community College	Coon Rapids	27152 46468
5 year lease of copiers (BT)	October 16	State Auditor	St. Paul	61000 48144
Laboratory media (DO)	October 16	Various	Various	Price Contract
Snow groomer (DM)	October 20	Giant Ridge Rec Area	Biwabik	43000 09313
Gas chromatographic (JG)	October 20	Pollution Control	St. Paul	32200 16477
Lap top computer (BV)	October 20	Jobs & Training	St. Paul	21200 16811

Computer system (BV)	October 20	Human Services	St. Paul	55000 89347
Computer equipment (PA)	October 20	State University	Marshall	26175 07190
Powermate rebid (PA)	October 20	State University	St. Cloud	26073 19880

Department of Administration: Printing & Mailing Services

Printing vendors for the following printing contracts must review contract specifications in printing buyers office at 117 University Avenue, Room 134-B, St. Paul, MN.

Commodity for Bid (and Buyer)	Bid Due Date at 2 pm	Department or Division	Delivery Point	Requisition #
Clearing account deposit slips	October 14	Jobs & Training	St. Paul	2340
Request for wage & separation information form	October 14	Jobs & Training	St. Paul	1690
Unit assignment form	October 14	Transportation	St. Paul	1057
Daily unit diary	October 15	Natural Resources	St. Paul	1142
Southern travel directory	October 16	Trade & Economic Development	St. Paul	1494
MN election laws	October 16	Fiscal Operations	St. Paul	2042
1988 MN fishing regulations	October 16	Natural Resources	St. Paul	2049
Employers tax report	October 20	Jobs & Training	St. Paul	1507,8
Wage detail report	October 20	Jobs & Training	St. Paul	1482,3
OUTLOOK—University tabloid	October 20	State University	St. Cloud	2348

Department of Human Services

Notice of Request for Proposals for Medical Assistance Enrollment Broker

The Department of Human Services is seeking proposals from qualified organizations to assist the Department in educating and enrolling Medical Assistance recipients into one of the prepaid health plans participating in the Medical Assistance Prepaid Demonstration Project. The primary task of the enrollment broker will be to educate a randomly selected group of Medical Assistance recipients in Hennepin County regarding the health plan choices available to them and to enroll these individuals into one of the participating health plans. The main objective of the enrollment process is to encourage as many recipients as possible to select a health plan and to minimize the number of recipients who must be assigned to a health plan.

Interested organizations will be required to respond to all of the specifications contained in the Request for Proposals and will be required to submit a high and low bid reflecting differences in the scope of services which the Department may require the broker to provide. The contract will be awarded based on the following criteria: total cost, experience/expertise in consumer education/enrollment and technical approach to consumer education and enrollment.

The Request for Proposals containing detailed specifications may be requested from the Department of Human Services. The deadline for submitting proposals is 4:30 p.m. November 13, 1987. Please direct proposals and inquiries to:

Kathleen Heuer
Department of Human Services
Space Center Building
444 Lafayette Road
St. Paul, MN 55155
Phone: 612/297-4668

Department of Public Safety

Office of Public Information

Graphic Art Contract Available

The Department of Public Safety is seeking proposals for a graphic art service to increase Minnesota citizens' knowledge about

traffic safety and crime prevention programs. Details of the plan are contained in a Request for Proposals. Copies of the Request for Proposals may be obtained at the Department of Public Safety, Office of Public Information, 318 Transportation Building, St. Paul, MN 55155.

Estimated cost of the contract is $10,000. Final date for submitting proposals for the contract is Friday, October 30, 1987 by 4:30 p.m.

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 Corrections

Program for Victims of Sexual Assault

Notice of Availability of Funds

The Minnesota Department of Corrections, Program for Victims of Sexual Assault, announces the availability of grant funds for sexual assault services in one or more of the following areas: Aitkin, Itasca, and Koochiching Counties. Both existing and new programs are eligible to apply for these funds.

A total of $15,760.00 is available for direct services to victims of sexual assault, community education, professional training and coordination and consultation to enhance overall response to victims of sexual assault for a six-month period: 1/1/88-6/30/88. These funds are being made available through appropriation by the Minnesota Legislature and through the Federal Preventive Health and Health Services Block Grant. Successful applicant/s will be eligible for continued funding after the initial grant period.

Both private, non-profit and governmental units are eligible to apply. The deadline for grant proposal submission is November 16, 1987. To receive a request for proposals which describes how to apply for this funding, contact Dottie Bellinger, Minnesota Program for Victims of Sexual Assault, 300 Bigelow Building, St. Paul, MN 55104; telephone: 612-642-0256.

Supreme Court Decisions

Decisions Filed Friday 9 October 1987

C1-86-1185 Esther D. Eustice, as trustee for the next of kin of Donald D. Eustice, Decedent v. Evelyn Jewison, David Jewison, et al., petitioners, Appellants. Court of Appeals.

Owner's absence from homestead for more than 6 months due to involuntary commitment does not constitute abandonment.

Upon death of owner, title to homestead vests in wife and children free and clear of prior judgment, but subject to state medical claims.

Reversed and remanded. Yetka, J.

Supreme Court Decisions

C1-86-1476, C9-86-1483 Roger P. Marose, Relator, v. Maislin Transport, Gateway Transportation and Carriers Insurance Company/Minnesota Insurance Guaranty, and Minnesota Department of Public Welfare and Minnesota Department of Economic Security. Workers' Compensation Court of Appeals.

The Workers' Compensation Court of Appeals had the authority to remand this matter for additional testimony and to direct the compensation judge to enter findings on all issues.

An amendment to the Workers' Compensation Act which expands the limitation period for commencement of proceedings is applicable to all cases where the former statute took effect.

When an employee is disabled because of several compensable injuries, the portion of the disability attributable to each injury must be determined so that the amount of permanent partial disability compensation payable on account of each injury can be calculated properly.

Affirmed in part, reversed in part, and remanded. Coyne, J.

Dissenting, Scott & Yetka, JJ.

Opinion of August 14, 1987 withdrawn and this opinion substituted.

Orders

CX-84-127 In the Matter of the Application of John R. Krouss for reinstatement as a Member of the Bar of the State of Minnesota. Supreme Court.

Reinstated. Amdahl, C.J.

C8-86-177 In Re Petition for Disciplinary Action of Douglas E. Schmidt, an Attorney at Law of the State of Minnesota. Supreme Court.

Reinstated. Amdahl, C.J.

C8-87-819 In re Petition for Disciplinary Action against Ernest E. Cutting, an Atorney at Law of the State of Minnesota. Supreme Court.

Suspended. Amdahl, C.J.

Tax Court

Pursuant to Minn. Stat. § 271.06, subd. 1, an appeal to the tax court may be taken from any official order of the Commissioner of Revenue regarding any tax, fee or assessment, or any matter concerning the tax laws listed in § 271.01, subd. 5, by an interested or affected person, by any political subdivision of the state, by the Attorney General in behalf of the state, or by any resident taxpayer of the state in behalf of the state in case the Attorney General, upon request, shall refuse to appeal. Decisions of the tax court are printed in the *State Register*, except in the case of appeals dealing with property valuation, assessment, or taxation for property tax purposes.

Regular Division: Docket No. 4114 Dated: September 22, 1987

Joleen Bursey, Appellant, vs. Commissioner of Revenue, Appellee.

The above-entitled matter came on for hearing before the Honorable M. Jean Stepan, Judge of the Minnesota Tax Court, on July 21, 1987, at the Courtroom of the Tax Court, 520 Lafayette Road, St. Paul, Minnesota.

No appearance was made by or on behalf of the appellant.

Neil F. Scott, Special Assistant Attorney General, appeared on behalf of appellee.

THEREFORE, based on the files, records and proceedings herein, the Court now makes the following:

FINDINGS OF FACT

1. In December, 1982, a general partnership entitled BRT Associates was formed to own the Ramada Inn located in Moorhead,

Minnesota (hereinafter "Ramada Inn"). The partnership consisted of Elliot Rubinstein, William R. Tracy and the appellant, Joleen Bursey.

2. From December, 1982 through May 26, 1983, the Ramada Inn was managed by Elliot Rubinstein and William R. Tracy through a corporation called Moorhead Hospitality Associates, Inc.

3. As a result of business disagreements, management of the Ramada Inn was transferred on May 27, 1983 to appellant and her husband, David Bursey.

4. As of May 26, 1983, Joleen and David Bursey became the authorized signators on the Ramada Inn checking accounts at American Bank and Trust Company of Moorhead, and an additional checking account for the Ramada Inn was opened at the Moorhead State Bank with Joleen and David Bursey as the authorized signators.

5. Joleen and David Bursey, in an agreement dated August 15, 1983 with William Tracy and Elliot Rubinstein, agreed that management and financial control of the Ramada Inn was transferred to the Burseys as of May 27, 1983.

6. Joleen and David Bursey operated the Ramada Inn from May 27, 1983 through Western World Real Estate Corporation, a Missouri Corporation, which was later registered with the Minnesota Secretary of State as a foreign corporation authorized to do business in Minnesota. Joleen Bursey was the president and sole shareholder of Western World Real Estate, Inc.

7. The Ramada Inn failed to file sales tax returns with the Commissioner of Revenue for the months May, 1983 through August, 1983, and withholding tax returns for the second and third quarters of 1983.

8. The Department of Revenue demanded that tax returns be filed and when returns were not filed, the Commissioner of Revenue prepared returns under *Minnesota Statutes* § 290.92, subd. 6(c)(3) (withholding tax) and *Minnesota Statutes* § 297A.32 (sales tax).

9. The returns prepared by the Commissioner were based on the sales and payroll records located at the Ramada Inn. The unpaid tax, with interest computed through July 5, 1987, is as follows:

Period/Tax Type	Tax	Penalty	Interest	TOTAL
5/83 Sales	$10,834.62	$ 2,708.65	$ 6,923.41	$ 20,466.68
6/83 Sales	10,925.17	2,731.30	6,824.13	20,480.60
7/83 Sales	13,672.68	3,418.16	8,337.12	25,427.96
8/83 Sales	12,923.69	3,230.91	7,688.28	23,842.88
6/83 Withholding	4,440.00	1,110.10	2,501.59	8,071.69
9/83 Withholding	3,647.00	911.85	1,894.31	6,453.16
TOTALS	$57,265.84	$14,148.94	$34,844.89	$106,279.67

10. The returns prepared by the Commissioner of Revenue assessed the tax against Western World Real Estate, Inc. and two notices of personal liability were sent to Joleen Bursey assessing the tax against her personally on March 20, 1984. Joleen Bursey appealed that assessment to the Tax Court on May 31, 1984.

CONCLUSIONS OF LAW

1. Joleen Bursey controlled the finances of the Ramada Inn, Moorhead from May 27, 1983 through Western World Real Estate, Inc., a corporation in which she was the president and sole shareholder.

2. Joleen Bursey is personally liable to the Commissioner of Revenue for the unpaid sales and withholding taxes generated from the operation of the Ramada Inn Moorhead for the period May, 1983 through August, 1983, in the amount of $57,265.84 tax, $14,148.94 penalty, $34,844.89 interest, totaling $106,279.67.

LET JUDGMENT BE ENTERED ACCORDINGLY. A STAY OF 15 DAYS IS HEREBY ORDERED.

Dated: 22 September 1987

BY THE COURT,

M. Jean Stepan, Judge
Minnesota Tax Court

Regular Division: Docket No. 4127 Dated: September 16, 1987

Norton and Loretta Hatlie, Appellants, vs. Commissioner of Revenue, Appellee.

The above-entitled matter came on for hearing before the Honorable Earl B. Gustafson, Chief Judge of the Minnesota Tax Court, between March 16 and 23, 1987 at the Courtroom of the Tax Court, 520 Lafayette Road, in St. Paul, Minnesota.

Kent G. Harbison, of Fredrikson & Byron, Attorneys at Law, appeared for appellants.

Michele M. Owen, Special Assistant Attorney General, appeared for appellee.

Post-trial briefs were filed and the case was submitted to the Court for decision on June 29, 1987.

The Court, having heard and considered the evidence adduced at the hearing and upon all of the files and records herein, now makes the following:

FINDINGS OF FACT

1. Appellants Norton M. Hatlie and Loretta R. Hatlie are cash-basis taxpayers who have resided in the state of Minnesota from 1978 through the present.

2. Appellant Norton M. Hatlie had been engaged in the practice of law as his primary business activity through August 31, 1982. Appellant Loretta M. Hatlie has been employed periodically from 1978 through the present on a part-time basis at a local church.

3. Appellants failed to timely file Minnesota income tax returns for the years 1978 through 1982. None of these returns were filed until 1984.

4. The 1978 and 1979 Minnesota income tax returns appellants eventually filed claimed refunds due them for those years.

5. On March 30, 1984 appellee, the Commissioner of Revenue, issued two orders denying the 1978 and 1979 refunds claimed by appellants on the basis that their returns had been filed more than three and one-half years after their respective due dates.

6. Appellants appealed to this Court from those orders denying the 1978 and 1979 Minnesota income tax refund claims. Shortly thereafter, appellants requested appellee, Commissioner of Revenue, to conduct an audit of their 1978-1983 Minnesota income tax returns.

7. The Commissioner audited appellants' 1978 through 1983 Minnesota income tax returns beginning in August, 1984. A gross receipts bank deposit audit method was used to determine whether appellants had reported all their income and whether they were entitled to certain deductions. The tax examiners also requested documentation supporting appellants' claimed losses and deductions for the years in question.

8. The audit was completed in two stages. A preliminary audit report was provided to appellants in the spring of 1986, and a final audit report was issued to appellants in late 1986. By an order dated December 24, 1986, appellee notified appellants of various adjustments to their reported income for the years in question and also disallowed certain losses and deductions previously claimed by appellants on their 1978 through 1983 Minnesota income tax returns.

9. During the period of June, 1980 through August, 1982, pursuant to its own investigation concerning Mr. Hatlie's practice of law, the Minnesota Lawyers' Professional Responsibility Board seized the financial records of appellant Norton M. Hatlie.

10. During this twenty-six month period the Minnesota Lawyers' Professional Responsibility Board refused to allow appellants free access to their financial records but did inform Mr. Hatlie that he would be permitted, by prior arrangement, to review the records at the Board's St. Paul office and make any necessary copies at his own expense. The Board refused to allow appellants to review their records without a representative of the Board being present and on occasion did not have a Board staff person available to accommodate Hatlie's request to review his records.

11. There was a period of one month during this time period when the Board allowed Mr. Jack Nordby, attorney for appellant Norton M. Hatlie, to have possession of appellants' financial records to aid him in preparing for the pending disciplinary proceeding.

12. After the disciplinary hearing was commenced, Mr. Hatlie agreed to an order of disbarment, which was issued by the Minnesota Supreme Court in August, 1982.

13. Appellant Norton M. Hatlie had numerous contacts with the Minnesota Department of Revenue from and after 1980. No representations were made by any of the employees of the Department including, specifically, Mr. Ray Engstrand, to the effect that the three and one-half year statute of limitations on filing claims for tax refunds was extended or waived.

14. Appellant Norton M. Hatlie, during the period 1974 through 1980, had a vision that coal from the state of Iowa could be developed as an energy resource for use in the state of Minnesota. This led him and various associates to establish a number of corporations and other business associations to carry out this enterprise.

15. The audit reports of appellee contain a number of adjustments involving unreported income and disallowed deductions that are disputed by appellants. The Court's rulings on these specific items are as follows:

ITEM NO. 1—"Quast" Deposit: $1,000 properly included in 1978 income.

ITEM NO. 2—"Direct Systems" Deposit: $2,500 loan should be excluded from 1978 income.

ITEM NO. 3—"Ossanna" Deposit: $2,500 properly included in 1978 income.

ITEM NO. 4—"Transamerica" Deposits: $4,488 should be excluded from 1979 income.

ITEM NO. 5—"Enertek" Loss: $12,500 claimed loss properly disallowed.

ITEM NO. 6—Tax Treatment of Worthless ICO Stock: Loss on ICO stock is properly a capital loss, not a regular loss.

ITEM NO. 7—Tax Treatment of ICO Royalty: Loss on ICO royalty is a capital loss, not a regular loss.

ITEM NO. 8—Deposits into Enerco Bank Account: $1,146 should be excluded from income.

ITEM NO. 9—"Morris Larson" Retainer: $8,500 properly included in 1980 income.

ITEM NO. 10—1981 Bad Debt Expense: $7,500 bad debt expense properly disallowed.

ITEM NO. 11—1982 Bad Debt Expense: $6,000 bad debt expense properly disallowed.

ITEM NO. 12—1982 Legal Expenses: $5,000 in legal expense paid to Fredrikson & Byron should be allowed. $2,594 in legal expense paid to Jack Nordby properly disallowed.

ITEM NO. 13—"Novetske" Loss: Novetske Partnership properly treated as capital loss, not as regular loss.

15. Any claim appellants may have to an income tax refund for the years 1978 and 1979 is barred by *Minnesota Statutes* § 290.50, subd. 1.

16. The seizure of appellants' financial records for a period of twenty-six months by the Minnesota Lawyers' Professional Responsibility Board did not toll the three and one-half year statute of limitations in *Minnesota Statutes* § 290.50, subd. 1.

17. The attached Memorandum is hereby made a part of these Findings of Fact.

CONCLUSIONS OF LAW

1. The Orders of appellee dated March 30, 1984 and December 24, 1986 are affirmed in all respects except as to those items specifically reversed or modified herein or previously settled by mutual agreement of the parties.

LET JUDGMENT BE ENTERED ACCORDINGLY. A STAY OF 15 DAYS IS HEREBY ORDERED.

Dated: 16 September 1987

BY THE COURT,

Earl B. Gustafson, Chief Judge
Minnesota Tax Court

Regular Division: Docket No. 4738 Dated: September 18, 1987

Color-Ad Packaging, Inc., Appellant, vs. Commissioner of Revenue, Appellee.

The above-entitled matter was submitted to this Court on August 18, 1987, on a Stipulation of Facts and briefs. The matter was referred to the Honorable Arthur C. Roemer, Judge of the Tax Court.

At issue is whether two machines qualify for the 2% sales tax refund adopted by the legislature effective with purchases after June 30, 1984.

Christopher J. Chaput, Attorney at Law, represents the appellant.

David T. Schultz and Michele M. Owen, Special Assistant Attorneys General, represent the appellee.

The Court, having reviewed the files and records herein, now makes the following:

FINDINGS OF FACT

1. Appellant is a corporation organized and existing under the laws of the State of Minnesota with its principal place of business located at 3600 Alabama Avenue, St. Louis Park, Minnesota 55416.

2. Appellant is engaged in the printing business. Appellant ordered an Atlas Model TS-350 Slitter Rewinder from Atlas Converting Equipment, Ltd., of Bedford, United Kingdom, by telephone conversation on December 6, 1983, followed by a purchase order dated February 17, 1984.

3. The physical shipment of the Slitter Rewinder was completed during August, 1985, at which time it was assembled and placed into service at appellant's principal place of business. Under its method of accounting, appellant capitalized and began depreciating the Slitter Rewinder in November, 1985.

4. Appellant ordered a Gravure Coating Station from Paper Converting Machine Company of Green Bay, Wisconsin, by telephone conversation on or before April 10, 1984, followed by a confirming purchase order dated April 10, 1984.

5. The physical shipment of the Gravure Coating Station was completed during August, 1985, at which time it was assembled and placed into service at appellant's principal place of business. Under its method of accounting, appellant capitalized and began depreciating the Gravure Coating Station in August, 1985.

6. Appellant paid the full six percent use tax on both the Slitter Rewinder and the Gravure Coating Station when the delivery was completed.

7. The Slitter Rewinder was manufactured after June 30, 1984. The manufacturer of the Gravure Coating Station began engineering work on May 19, 1984, but the physical manufacturing of the Gravure Coating Station did not begin until after June 30, 1984.

8. The appellant filed timely application with Minnesota Department of Revenue for the 2% use tax refund with respect to both the Slitter Rewinder and the Gravure Coating Station, which the appellee denied in an order dated October 10, 1986.

9. Both the Slitter Rewinder and the Gravure Coating Station constitute "capital equipment" for purposes of *Minnesota Statutes* § 297A.01, subd. 16.

10. The amount of the refunds claimed by appellant, based upon 2% of the purchase price, for the Slitter Rewinder and the Gravure Coating Station are $2,530.88 and $8,831.70, respectively.

11. The attached Memorandum is hereby made a part of these Findings of Fact.

CONCLUSIONS OF LAW

1. The Slitter Rewinder and the Gravure Coating Station were purchased after July 1, 1984, for the purposes of the refunds provided in *Minnesota Statutes* § 297A.15, subd. 5.

2. Appellant is entitled to a refund of $11,362.58, together with interest as provided by law.

LET JUDGMENT BE ENTERED ACCORDINGLY. A STAY OF 15 DAYS IS HEREBY ORDERED.

Dated: 18 September 1987

BY THE COURT,

Arthur C. Roemer, Judge
Minnesota Tax Court

Announcements

Environmental Quality Board (EQB): Environmental Assessment Worksheets (EAWs) due November 4 and their respective regional governing units are: Sleepy Eye Lake Improvement, Brown County; East Parkview Addition, City of Cottage Grove; Lake Superior Zoological Gardens, City of Duluth; Lake Susan Hills West P.U.D., City of Chanhassen; Carrollton 2nd Addition, City of Rosemount; Wells-Easton-Minnesota Lake Regional Wastewater Treatment Facility, MPCA (MN Pollution Control Agency); and Lake/Lagoon One Way Pair, City of Minneapolis. Environmental Impact Statements (EIS) preparation notices have been issued for the Winona County Resource Recovery Facility, MPCA; and the Koch Refining Company New Land Treatment Facility Supplemental Environmental Impact Statement, MPCA.

Natural Resources Management Compared in Three Great Lakes states: The three Great Lakes states of Minnesota, Wisconsin and Michigan are similar in many ways and they share the same types of natural resources. All three states have similar "extractive" natural resources, such as minerals and forests, as well as similar water and recreational areas. A report recently released by the Minnesota House of Representatives Research Department points out the similarities and differences among the three states' natural resources. It focuses on natural resource management by the states' respective Departments of Natural Resources (DNR).

Highlights of the report show that Michigan, with almost double the population of either Minnesota or Wisconsin, also has a larger land area. Of the three states, however, Minnesota's DNR owns the greatest number of land acres (5.8 million) and manages more total natural resource areas (2078). Minnesota stocks nearly twice the number of lakes (1,300) as Wisconsin, and over four times more than Michigan. Although all three states have a similar number of lakes, Minnesota has much more lake acreage. Minnesota also raises and hatches almost one-half of all the walleyes on the North American continent. Michigan also has a much larger overall resource budget than either Minnesota or Wisconsin, but Minnesota spends more per capita ($29 per person) than either Michigan ($21) or Wisconsin ($20).

Minnesota also has fewer permanent employees (1,600) than either Wisconsin or Michigan. Minnesota's DNR owns 2,000 acres for every DNR employee (permanent and seasonal)—a much higher ratio than either Wisconsin or Michigan. Minnesota has the most DNR-owned acres of the three states (5.6 million), ranking fourth in the country. Minnesota has many more designated wildlife management areas (970) than Wisconsin or Michigan, and also has a category—designated canoe and boating routes—the other two states do not have. This involves land acquisition, management of campgrounds and public access availability. Although Minnesota has much DNR-owned land and many wildlife management areas, it sells significantly fewer hunting licenses (966,148) than either Wisconsin or Michigan.

Five State Waterfowl Refuges Established: Five new state waterfowl refuges have been established for the statewide waterfowl season that begins at Noon Oct. 3. These new refuges will be posted with signs that read "State Waterfowl Refuge." All state waterfowl refuges are closed to duck, merganser, and goose hunting during the open season for these birds. State waterfowl refuges, however, remain open for all other hunting and trapping during the prescribed seasons. Other refuges open for hunting and trapping during established seasons are listed or described in the 1987 Small Game Hunting and Trapping Regulations.

The new statutory waterfowl refuges are:

Bog Lake—A 70-acre addition of South Bog Lake to the Bog Lake Refuge in St. Louis County, six miles northeast of Orr.

Fiske Lake—A 65-acre refuge in Itasca County located eight miles southeast of Northome.

Blue Rock Lake—A 35-acre refuge located near the Fiske Lake Refuge.

Preston Lake—A 180-acre refuge on the west shore of Pimushe Lake in Beltrami County, approximately 12 miles south of Blackduck, and

Lichtsinn— a 640-acre refuge on private land located 10 miles southeast of Wheaton in Traverse County.

Hunters and trappers are reminded that the McGrath and Floodwood Game Refuges in Aitkin County were recently abolished and are now open to hunting and trapping. Many state-established game, waterfowl, duck and goose refuges contain private lands. Hunters and trappers wanting to obtain access to these private lands in refuges must abide by the Minnesota trespass law, which is printed in the state small game and trapping, deer and waterfowl regulations.

Sentencing Guidelines Commission: A meeting of the commission will be held at 6:30 p.m. Thursday 15 October in Sibley Rooms A & B of the Capitol Holiday Inn, 161 St. Anthony, St. Paul. On the agenda is reconsideration of drug sale ranking, criminal history score subcommittee report, and other business. The Criminal History Score Subcommittee will meet at 4 p.m. at the same location prior to the full meeting of the commission. Call (612) 296-0144 for more information.

Catching criminals is only one part of law enforcement. Here's the rest of it.

Police Report Writing Style Manual 1986–A common framework for report writing throughout the state. Discusses the general purpose of police reports, reviews field notetaking, offers instructions on completing common report forms, and introduces the Data Practices Law. Code No. 14-13. $12.50.

Background Investigation Manual 1986–A guide to conducting effective thorough background investigations of peace officer candidates. Included are various criteria for use in the selection process: experience, education, and past behavior. Sample forms. Code No. 14-15. $10.00.

Motor Vehicle Traffic Laws 1986–Includes laws governing motor carriers, motor vehicle registration and no-fault auto insurance. Code No. 2-85. $12.50.

Criminal Code & Selected Statutes 1986–Governs the conduct of peace officers. Includes continuing education requirements, sentencing standards, and more. Code No. 2-68. $12.00.

Blue Binder–3 ring. 2" capacity. Criminal Code and Motor Vehicle Traffic Laws require 1 binder each. Code No. 10-21. $4.25.



TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Murder: Minnesota style

Murder in Minnesota is a treasury of vintage crimes. Characters, some famous, some obscure, come to life in all their cleverness or murderous madness. Minnesota cases from 1858-1917. 253 pp. photos, index. Code 17-35, $5.95.

Robber and Hero On September 7, 1876 six members of the James-Younger gang blasted their way out of Northfield, Minnesota. George Huntington's classic account of the Northfield Bank raid is as fascinating today as it was when first published 19 years after the attempted robbery. 125 pp., charts, maps, photos, with index. Code 17-40, $5.95.

Secrets of the Congdon Mansion The prosecutor called it a crime of greed. A complex, intriguing murder case, set in one of Minnesota's most spectacular mansions, and now a top Minnesota tourist attraction on Duluth's famous Lake Superior North Shore Drive. By Joe Kimball, 64 pp., drawings. Code 19-56, $4.95.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155, (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Human Services Laws and Rules

Human Services Laws 1986
An extract from the statutes. Includes legislative amendments and additions from the most recent session. Code No. 2-56. $20.00

Human Services Rules as in effect July 7, 1986
Rules governing assistance programs, eligibility grant amounts, AFDC and residence requirements. MN Rules Chapter 9500-9580. Code No. 3-95. $24.95.

Human Services Rules Supplement 1987. Includes recent changes to many rules in effect from July 1986 through January 1987. Code #3-95s1, $14.00.

3 ring binder. 2" capacity. 1 required for each of above listed publications. Code No. 10-21. $4.25.

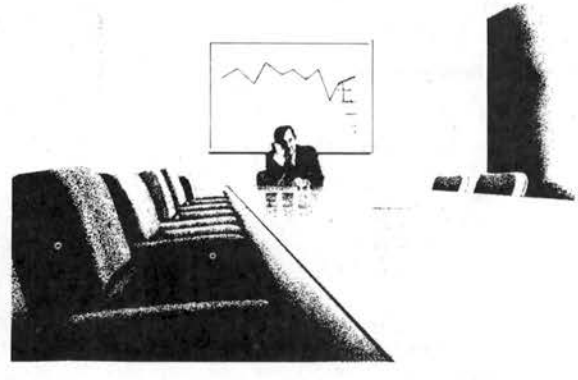


TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Business and NonProfit Corporation Act

Laws governing establishment and conduct of for-profit and non-profit businesses and corporations. Covers incorporation, bylaws, mergers, dissolution, franchises, and definitions. Contains Minnesota Statutes Chapters 80B. 302A, and 317. Paperbound, 102 papers, Code # 2-87, $10.00.



TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.



Woodworking for Wildlife

Woodworking for Wildlife, delightfully written and carefully illustrated with a variety of game bird and mammal box designs. Includes important information on the placement of nests in proper habitat areas and maintenance requirements. Diagrams, 48 pp. Code #9-14, $6.00.

Help Minnesota's Wildlife, feed the birds and give to the Nongame Wildlife Checkoff on your Minnesota Tax Forms. Poster. 22" x 17", full color. Code #9-2, $4.00.

Fifty Birds of Town and City, describes the activities and habitats of these birds commonly seen today through full color paintings, Hardbound. 50 pp. Code #16-23, $7.50.

Mammals of Minnesota, discusses wild mammals that inhabit Minnesota today, or in the recent past. Tells how to identify them, their distribution in the state, and their natural history. U of M Press, 1977, illustrated, index, bibliography, paperbound, 290 pp. Code #19-35, $15.95.

Bird Portraits in Color, a total of 295 species of birds are depicted through magnificent illustrations, reproduced in seven-color lithography, accompanied by authoritative information about birds' activities, habitats, songs, and other characteristcs, U of M Press, 1980, index, 92 color plates, hardbound. Code #19-41, $12.95.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.



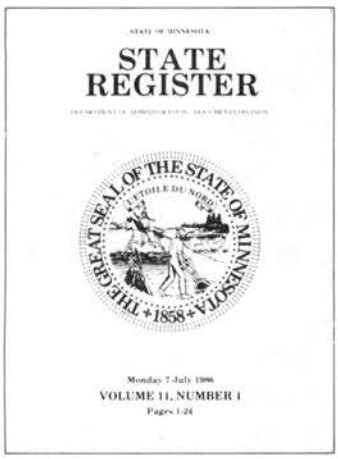
Charitable Gambling Directory

A complete listing in alphabetical order of organizations licensed for charitable gambling in the state. Includes the name, address, zip code and name of contact person. 64 pages. Code #1-11. $20.00.

CHARITABLE GAMBLING RULES, governing the conduct of charitable gambling events like bingo. Code #3-3, $5.00.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.



We want you to have our business—$1 billion annually

Each year over $1 billion in state contracts are awarded. About $20 million in state contracts per week are advertised in the **State Register,** the most complete listing of state contracts available. Just a *sampling* of contracts includes, consulting services, professional services, technical services, commodities, equipment, supplies, and a wide variety of special services.

For 50¢ a day, the price of a **Wall Street Journal,** we will deliver to your office the most effective and economical means of tracking state contracts. The smart way to stay in the know, and land the business of state government, is with the **State Register.**

Come blizzard, tornado, flood or earthquake—you'll find important and valuable information for your business you won't find anywhere else. Every Monday, 52 times a year, the **State Register** publishes the most thorough listing of state contracts, and is the only source of state agency rulemaking activity, plus important tax court decisions, official notices, executive orders of the governor, supreme court decisions, and a calendar of scheduled cases to which you can add your "friend of the court" questions.

Could you hire someone to bring all this information to you and your company for so little money? Let us bring you the business of state government. Subscribe to the **State Register** today, or call 296-4273 for more information.

An annual subscription is $130 and a 13-week trial subscription is $40. MasterCard/VISA orders can be taken over the phone, otherwise prepayment is required. Send your orders to the Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Ever called and been transferred to this guy?

1987 & 1988 State of Minnesota Telephone Directory. Get a direct line to the persons you want to speak to. Contains names, numbers, and agencies in the executive, legislative and judicial branches of state government. Four sections give listings alphabetically name, agency, Minnesota region, plus an index for cross referencing. Over 250 pages, paperback, 8½"x11". Code #1-87, $10.95

U.S. Government Manual 1986-87. Contains comprehensive information on federal agencies of the legislative, judicial and executive branches of government. Each agency description includes address, phone number, a list of principal officials, a summary of each agency's purpose and programs and activities. Paperback 940 pages with appendices and index. Code #16-46, $19.00



TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "Documents." Make checks payable to the State of Minnesota. Please include 6% sales tax, and $1.50 for postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Department of Commerce Regulated Profession Publications

Banking Laws 1986. Complete text of state law governing banks, trust companies and other financial institutions. Code #2-76 $29.95

Business and Nonprofit Corporation Act 1986. Laws governing establishment and conduct of for-profit and non-profit corporations in Minnesota. Chapters 80B, 302A, 317. Code #2-87 $10.00

Fair Labor Standards Act 1985. Minimum wage and overtime compensation standards for employers. Chapter 177. Code #2-75 $3.50

Insurance Laws 1986. A compendium of laws applicable to the insurance business. Includes chapters on company and individual agents licensing requirements. Code #2-1 $14.95

Insurance Rules 1986. Essential licensing information for businesses and agents. Includes standards on policies, practices, marketing and continuing education. Code #3-1 $14.00

Notary Public Laws 1986. Statutory requirements regarding the oath of office, necessary bond, and taking of depositions. Includes an explanation of the term of the office and procedures for removal from office. Code #2-13 $4.00

Real Estate Laws 1986. Complete and up-to-date extract from the 1986 Minnesota Statutes. Code #2-92 $5.00

Real Estate Rules 1986. Contains all education and licensing requirements for agents. Chapters 2800, 2805, and 2810. Code #3-99 $7.00

Securities Laws 1985. Governs the activities of broker/dealers, agents or investment advisors. Chapter 80A. Code #2-12 $4.00

Securities Rules 1985. Subjects include standards of conduct, equity securities, investment companies and more. Chapter 2875. Code #3-5 $11.00

Banking Rules 1987. New rules are expected in early fall '87. Call then for more information.

Uniform Commercial Code 1986. Chapter 336, U.S. laws governing trade, including contracts, title, payment, warranties, performance and liability. Code #2-2 $10.00

Mailing Lists. All kinds available. A catalog will be available in late summer '87. Call to receive a copy. (612) 297-2552 or 296-0930.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Pheasants in Minnesota

Pheasants in Minnesota, focusing exclusively on the ringneck pheasant, this DNR booklet tells of this popular game bird's origin, introduction and development in Minnesota. Through many full-color photos the book shows the pheasant in various settings, tells how to maintain wildlife habitat and explains the wise management of the hunt. A great gift for each member of your hunting party, or as a memento to a special Minnesota hunting vacation. Quantity discounts available. Code #9-13, $5.95.

Woodworking for Wildlife, delightfully written and carefully illustrated with a variety of game bird and mammal box designs. Includes important information on the placement of nests in proper habitat areas and maintenance requirements. Diagrams, 48 pp. Code #9-14, $6.00.



TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Minnesota: national leader in education

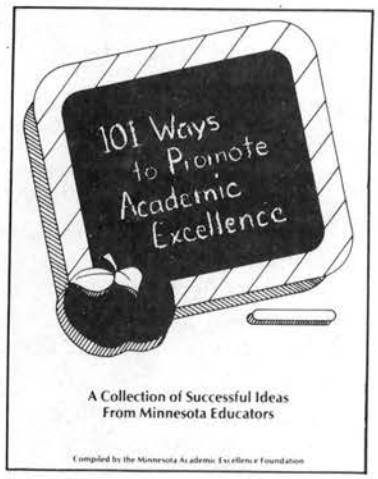
101 Ways to Promote Academic Excellence

A collection of nuts-and-bolts methods educators have successfully used to foster academic achievement. These are techniques that directly help students, can be replicated easily, are cost-effective, and that work in meeting public education's great challenge: helping every single child learn. Code #5-1, $4.50.

Education Directory, 1986-87

This popular comprehensive directory contains Minnesota school districts, superintendents, principals, addresses, phone numbers, and enrollment. 128 pages, paperbound. Code #1-93, $5.00.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.



Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Buying Or Selling?

In either case, **The Medical Alley Directory** can help you do your job better. Double your business; the 1986 edition is nearly twice as large as last year's. 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, $49.95.

Mailing Lists. We have a large variety of mailing lists, in many formats. A new catalog is being developed. Call or write if you wish to receive a copy when it is updated.



TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

TO ORDER:
Complete attached order blank. Include either your VISA/MasterCard number with the expiration date, or a check/money order made out to the State of Minnesota. Orders by phone are accepted when purchasing with your VISA/MasterCard or if you have a customer deposit account. Please include a phone number where you can be reached during the day in case we have questions about your order.
Please include 6% sales tax and $1.50 postage and handling.
PREPAYMENT REQUIRED.
Merchandise may be returned at $1.50 restocking charge, if it is in resalable condition.
NOTE: State Register and other subscriptions do not require sales tax or postage and handling fees. Prices subject to change without notice.
Please allow about 6 weeks for delivery. In a hurry? Stop by our Bookstore. Bookstore Hours 8:00-4:30 M-F

Send your order to:
Minnesota Documents Division
117 University Ave., St. Paul, MN 55155
Metro area 612-297-3000
In Minnesota, toll free 1-800-652-9747

Code No.	Quantity	Description	Item Price	Total
Name or Company			**Subtotal**	
Attention			Plus 6% tax MN Residents Only	
Address				
City	State	Zip	Postage/Handling (per order)	**$1.50**
VISA/MasterCard No. or Cust. Deposit No.			**TOTAL**	
Signature		Expiration Date	Telephone (During Day)	

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

MAILING LISTS GALORE

Successful business means successful sales

The Minnesota Documents Division has a variety of mailing lists of licensed professionals and permit holders that will enable you to focus your marketing efforts on a targeted audience.

Types of lists available are: registered nurses, real estate agents, physicians, insurance agents, boatowners, hunters, cosmetologists, teachers, and many more! And you can get them on printouts, cheshire/pressure sensitive labels, as well as 9-track magnetic tapes.

What's more, you can choose from several selection capabilities. You will find our selections most helpful and beneficial to your business when you learn that you can acquire names and addresses of individuals in the areas you need to target most.

Find out more about our mailing lists by writing for our free mailing list catalog. In a hurry? Call (612) 297-2552 for more information. Requests can be sent to: Minnesota Documents Division, Mailing List Operation, 117 University Avenue, St. Paul, MN 55155.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

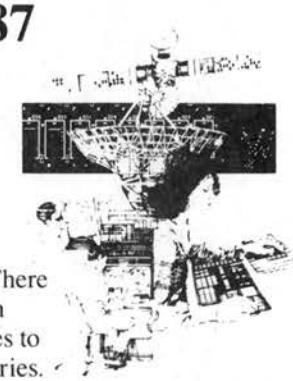
Minnesota Manufacturer's Directory 1986-87



UPDATED: Name, address, phone number, staff size, sales volume, market area, year of establishment, type of firm, C.E.O., Sales or Marketing Manager, Purchasing Manager and four major manufactured products. Code #40-2, $68.50.

NEW: In the directory this year are two titles (where applicable) Chief Engineer and Data Processing Manager.



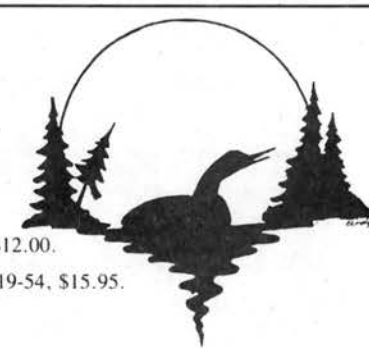


REVISED: There are more than 7,000 changes to the 7,068 entries.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Voices of the Loon



Its voice severs the bonds to the world of cities, traffic, crowds, lights and noise. The lyrical magic of the loon, sometimes hauntingly eerie, makes the skin tingle, and the hair on the back of the neck stand on edge, awakening a primitive response. Its solitary wail turns the shadowy wilderness into a mysterious path into eternity.

Voices of the Loon, cassette tape, includes introduction and loon call identification, chorus from a distant lake, tremolo duet, wail duet, border confrontation, wails with morning songbird chorus, tremolos while running, wails during a thunderstorm, and coyotes calling with loons. Code #19-73, $12.00.

The Loon: Voice of the Wilderness, hardbound with color plates and illustrations, 143 pages. Code #19-54, $15.95.

Loon Calendar 1988, beautiful photographs and scenes. Code #15-40, $6.95.

Loon Lapel Pin. Code #15-30, $2.49.

Loon Windsock, 56 inches long in full color. Code #15-29, $19.95.

Loon Nature Print, full-color poster 16" × 22", Code #15-18, $3.00.

TO ORDER: Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and $1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication, either as is, reduced, or redesigned to suit your format.

Documents Division

Publications, Services, Subscriptions

Order Form on Back—For Information, Call 297-3000

NEW PUBLICATIONS:

Building Code 1987. Regulates design, construction, quality of materials, use and occupancy of all buildings and structures. Includes adoption by reference of Uniform Building Code, National Electrical Code and others. Code #3-65s3, $10.00, plus tax.

Plumbing Code 1987. Rules concerning public safety and health in regard to: materials, joints, traps, fixtures, water supply, drainage, inspection and water conditioning. Code #3-6, $11.00, plus tax.

Health Care Facilities Directory 1987. A list of hospitals and related institutions licensed and/or certified to deliver various levels of care. The list is alphabetical by county, town and facility name. Code #1-89, $15.00, plus tax.

Human Services Rules Supplement 1987. The 1987 Supplement to the Department's rule book includes recent changes to many rules in effect from July 1986 through January 1987. Code #3-95s1, $14.00, plus tax.

Human Services Rules 1986. Governs assistance programs, eligibility, grant amounts, AFDC and residence requirements. *Minnesota Rules* 9500-9580. Code #3-95, $24.95, plus tax.

OTHER PUBLICATIONS

1987 Workers' Compensation Handbook. Includes the statutes (Minn. Stat. Chapter 176), the Office of Administrative Hearings and Litigation Procedure Rules (Rules Chapter 1415), Fees for Medical Services (Rules Chapter 5221), Disability Schedules (Rules Chapter 5223) Workers' Compensation Court of Appeals Rules of Procedure (Rules Chapter 9800). Code #2-72. $14.00 plus tax.

Woodworking for Wildlife. Carefully illustrated with a variety of game bird and mammal box designs, including maintenance requirements and important information on the placement of nests in proper habitat areas. Diagrams. Code #9-14. $6.00 plus tax.

Motor Vehicle Traffic Laws. Includes laws governing motor carriers, motor vehicle registration and no-fault auto insurance. Code #2-85, $12.50 plus tax.

Criminal Code and Selected Statutes 1986. Governs the conduct of peace officers, continuing education requirements for officers, prison sentences and more. Code #2-68, $12.00 plus tax.

Education Rules 1986. Rules of the State Board of Education governing state aid, vocational education, handicapped students, teacher certificates and much more. Code #3-28, $14.50 plus tax.

Walleye. A unique blend of modern fishing strategies and never-before-published biological facts about this popular gamefish. Packed with full-color photographs. Code No. 19-70. $12.95, plus tax.

Crappie Fishing. Fishing tips from a game warden and angling enthusiast. Written in an easy-to-read style to appeal to anglers of every experience level. Many full-color photographs. Code No. 19-75. $9.95, plus tax.

Gardening for Food and Fun: Four hundred fact-filled pages of gardening know-how, packed into the 392 pages of this hardbound guide. From the basics of soil, climate and equipment, to tips on nurturing growth. Order code #16-2. $12.00, plus tax.

Trees and Shrubs for Northern Gardens: A guide to selection and care of some 400 species of trees, shrubs and woody vines. Includes 384 beautiful full-color photographs. Order code #19-32. $19.50, plus tax.

American Flag. Perfect for home or office. 3′ x 5′ with embroidered stars. Heavy nylon bunting. Code No. 6-1. $21.04, plus tax.

Fishes of the Minnesota Region: An authoritative guide to the 148 kinds of fish found in Minnesota's waters, the book is a resource for identification and distribution of fish, and features color photographs. Code #19-44, $12.95, plus tax.

1987 Laws of Minnesota: Laws of the 1987 legislative session, $42.50 per set.

1987 Minnesota Rules: Rules of the 75 state agencies authorized to establish rules of conduct and procedure. Code 18-300. $160 plus $9.60 sales tax per 10-volume set.

SUBSCRIPTIONS:

State Register. Minnesota's official weekly publication for agency rules, notices, executive orders, state contracts, supreme court calendar and decisions, and tax court decisions. Annual subscription $130; Trial Subscription (13 weeks) $40.00; Single copies $3.50.

Workers Compensation Decisions. Volume 39. Selected landmark decisions of the Worker's Compensation Court of Appeals. Annual subscription. $95.00.

SERVICES:

Mailing Lists. Lists of Minnesota licensed professionals and permit holders. Write or call (612) 297-2552 for a free mailing list catalog which contains available lists, selections, formats, pricing and ordering information.

Minnesota State Documents Center 1987 Catalog. Lists 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.

STATE OF MINNESOTA

Department of Administration

Minnesota Documents Division

117 University Avenue • St. Paul, Minnesota 55155

Metro area 612-297-3000
In Minnesota, toll free 1-800-652-9747

Second Class
U.S. Postage
Paid
Permit No.
326630
St. Paul, MN

Please notify us of any address changes so that we can continue to give you our best service. Include your old mailing label to speed your service.

Municipal Board

165 Metro Sq Bldg
INTEROFFICE

For Your Convenience, photocopy this order blank

Code No.	Quantity	Description	Item Price	Total

Name or Company			**Subtotal**	
Attention			Plus 6% tax MN Residents Only	
Address				
City	State	Zip	Postage/Handling (per order)	**$1.50**
VISA/Master Card No. or Cust. Deposit No.			**TOTAL**	
Signature	Expiration Date	Telephone (During Day)		

TO ORDER:
Complete attached order blank. Include either your VISA/Mastercard number with the expiration date, or a check/money order made out to the State of Minnesota. Orders by phone are accepted when purchasing with your VISA/Mastercard or if you have a customer deposit account. Please include a phone number where you can be reached during the day in case we have questions about your order.
Please include 6% sales tax and $1.50 postage and handling.
PREPAYMENT REQUIRED.
Merchandise may be returned if it is in resalable condition.

NOTE:
State Register and other subscriptions do not require sales tax or postage and handling fees.

MasterCard VISA

Metro area (612) 297-3000
In Minnesota toll-free 1-800-652-9747

Prices subject to change without notice.

Please allow about 6 weeks for delivery. In a hurry? Stop by our Bookstore. Bookstore Hours 7:30-4:30 M-F

CERTIFICATE OF MUNICIPAL BOARD'S

RESOLUTION ADOPTING RULES

I, Shirley J. Mihelich, do hereby certify that I am a member and the Chair of the Minnesota Municipal Board, a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of the resolution adopted at a meeting of the Minnesota Municipal Board, duly and properly called and held on the 7th day of July, 1988, that a quorum was present at said meeting, and that a majority of those present voted for the resolution, which has not been rescinded or modified.

> "RESOLVED, that the proposed amendment to the Minnesota Municipal Board Rule relating to filing fees, Minnesota Rules pt. 6000.3400 be and it is hereby approved and adopted pursuant to authority vested in the Minnesota Municipal Board by Minnesota Statute 16A.128 and Minnesota Statute 414.01, subd. 10, and that Patricia D. Lundy, Assistant Director of the Minnesota Municipal Board, be and hereby is authorized to sign the Findings of Fact, Conclusions and Order adopting rules without public hearing and perform the necessary acts to provide that this rule shall have the force and effect of law."

IN WITNESS WHEREOF, I have hereunto subscribed my name this 7th day of July, 1988.

Shirley Mihelich, Chair
(Officer of the Board)

John W. Carey
Attest by one other Board Member

In the Matter of the Proposed Adoption of Amendments to the Rules of the Minnesota Municipal Board Governing Filing Fees

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ADOPTING RULE WITHOUT A PUBLIC HEARING

Notice of the Minnesota Municipal Board's proposed amendment to existing rule relating to filing fees, Minnesota Rules pt. 6000.3400 (1985) was published in the State Register on June 6, 1988 and was sent by United States Mail to all persons on the list maintained by the Board, pursuant to Minnesota Statute 14.14, subd. 1(a) and 14.22 (1986), on May 24, 1988. The Statement of Need and Reasonableness was prepared before the date of the Notice of Intent to Amend a Rule Without a Public Hearing, was mailed to all persons on the rule-making mailing list, and published in the State Register, and was available to the public. Before the Notice was submitted to the State Register, a copy of the Notice and the proposed rule amendment was sent to the Chairs of the House Appropriations Committee and Senate Finance Committee.

All persons were given the opportunity to submit comments on the rule amendment for 30 days after notice of proposed rule making. No requests for a public hearing on the rule amendment were received by the Board.

No submissions or comments on the rule amendment were received by the the Board. No requests for the notice of submission to the Attorney General were received by the Board. Based upon the evidence in the record before the Board, including the Statement of Need and Reasonableness which is incorporated herein, as the Board's findings, the Board concludes that the above-captioned rule amendment is both needed and reasonable.

NOW, THEREFORE, IT IS HEREBY ORDERED: That the Rule Amendment as identified as proposed amendment to the Rule of the Minnesota Municipal Board

governing filing fees, Minnesota Rule pt. 6000.3400 is adopted this 22nd day of July, 1988 pursuant to authority vested in the Board by Minnesota Statute 16A.128 and Minnesota Statute 414.01, subd. 10.

Patricia D. Lundy

Patricia D. Lundy
Assistant Director

Before the Minnesota Municipal Board
State of Minnesota, County of Ramsey

In the Matter of the Proposed Amendments to the Rules of the Minnesota Municipal Board Governing Filing Fees

DECLARATION OF COUNSEL

I, Kenneth E. Raschke Jr., Assistant Attorney General, do hereby declare that I have examined the above-captioned rule amendment and the supporting rulemaking record, and that, based on my examination, the Administrative Procedure Act and Minnesota Rules, chapter 2010, have been followed without exception. For Attorney General billing purposes, the four-digit docket client code is 0651.

KENNETH E. RASCHKE JR.
Assistant Attorney General

Dated: July 27, 1988.