

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

jal

RULE REVIEW CHECKLIST —

File No. 1605 Docket No. OS-0009, C831

DATE RECEIVED 5-22-89 ADOPTED W/O HEARING X

REVIEW DATE 5-31-89 EMERGENCY RULE _____

DUE DATE 6-5-89 EWO

REVISOR APPROVED _____

APPROVED JAL 5/31/89 REVISOR DISAPPROVED _____

DISAPPROVED _____ FILED W/SEC. OF STATE _____

WITHDRAWN _____ RETURNED TO AGENCY _____

✓ Rule as adopted (4 copies)

✓ Notice to Solicit Outside Information/Opinion (if applicable)
- 2/13/89 Date published in State Register
- none Comments

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

✓ Board's Authorizing Resolution
- 2/14/89 Date adopted

✓ Proposed Rule
- YES Revisor's Certificate

✓ Notice of Intent to Adopt Rule
- 136C.04(9) Statutory Authority
- NO Small Business Statement
- NO Expenditure of public money statement
- YES Signature

✓ Statement of Need and Reasonableness (if applicable)
- NO Small Business Statement
- N/A Fees - § 16A.128

✓ Affidavit of Mailing Notice of Intent to Adopt Rule
- 3/17/89 Date (30)/25 days before adoption
- OK Notice attached
- ~~Copy of rule or summary attached~~

✓ Publication in State Register
- 3/20/89 Date (30)/25 days before adoption

180-day deadline from:
- N/A Effective date of law requiring rule (14.12) (both rules)
- 4/19/89 end of comment period (§ 14.26) (rules without hearing)
- ~~effective date of statutory authority (§ 14.29) (emergency rules)~~

✓ Resolution Adopting
- 5/9/89 Date adopted

✓ Findings of Fact, Conclusions & Order Adopting
- 5/10/89 Date

✓ Written requests, submissions or comments (32 Requests, 20 Rescended)

✓ Declaration of attorney
- C. Nelson Name of SAAG representing agency

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

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

SF-00006-05 (4/86)

STATE OF MINNESOTA

Office Memorandum

DEPARTMENT : ATTORNEY GENERAL

DATE : May 31, 1989

TO : H. CAMILLA NELSON
Special Assistant Attorney General

FROM : JULIE A. LEPPINK
Special Assistant Attorney General

PHONE : 6-9422

SUBJECT : In the Matter of the Adopted Permanent Rules Relating to Emerging Health Occupations

The above-referenced rule has been approved as to its legality by the Attorney General on May 31, 1989.

Enclosed is the agency's 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, submission or comments received by the agency and any extra copies of documents which the agency submitted to the Attorney General.

In order for a permanent rule without a hearing to become effective, your agency must publish a notice of adoption in the State Register in accoradance 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.

JAL:klk
Enclosures

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

William Brown
Chief Administrative Law Judge
Office of Administrative Hearings

State Board of Vocational Technical Education

Adopted Permanent Rules Relating to Emerging Health Occupations

Rules as Adopted

3709.0230 CHIROPRACTIC ASSISTANT.

Subpart 1. **May teach.** A teacher who has a chiropractic assistant instructor license may teach in the chiropractic assistant program ~~and may also teach courses in:~~

~~A. body mechanics in the workplace; and~~

~~B. therapeutic massage.~~

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Educational and occupational experience requirement.** The applicant must have the educational and occupational experience described in item A, B, or C. The education must be from an accredited postsecondary institution.

A. Licensed chiropractor and 4,000 hours of verified occupational experience in a chiropractic office or chiropractic hospital. This experience must include office procedures, insurance coverage, physical agents application, X-ray, and examinations.

B. Diploma from a two-year chiropractic technician or chiropractic assistant program and 6,000 hours of verified occupational experience as a technician or assistant in a chiropractic office or chiropractic hospital. The experience must include office procedures, insurance coverage, physical agents application, and assisting the chiropractor with X-ray and examinations.

C. Diploma from a one-year chiropractic technician or chiropractic assistant program or American Chiropractic Registered Radiologist technician program and 7,000 hours of verified occupational experience as a technician or assistant in a chiropractic office or chiropractic hospital. The experience must include office procedures, insurance coverage, physical

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agents application, and assisting the chiropractor with X-ray and examinations.

Subp. 4. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in chiropractic assisting, chiropractic technician, or chiropractic ~~medicine~~ practice. Two hours of teaching equal one hour of occupational experience.

3709.0240 EKG/CARDIAC TECHNICIAN.

Subpart 1. **May teach.** A teacher who has an EKG/cardiac technician license may teach in the EKG/cardiac technician program and may also teach cardiopulmonary resuscitation.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational experience requirement.** The applicant must have current cardiopulmonary resuscitation instructor certification and 8,000 hours of verified occupational experience in one of the following:

A. registered nurse in critical care using 12 lead cardiograms, exercise stress testing of clients, care of clients with pacemakers, and interpreting basic and advanced cardiac rhythms; or

B. supervisory EKG/cardiac technician.

Subp. 4. **Substitution for occupational experience.** An applicant may substitute the education described under item A, B, C, or D for up to 4,000 hours of occupational experience required in subpart 3. The education must be from an accredited postsecondary institution.

A. A bachelor's or higher degree in medicine, nursing, or cardiac technology may be substituted for 4,000 hours.

B. An associate degree in nursing, perfusionist, echo cardiac sonographer, EKG/cardiac technician, cardiac technology,

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biomedical equipment, cardiopulmonary, medical laboratory, medical technology, medical imaging, or radiography, or a bachelor's degree in biomedical science or medical technology may be substituted for 2,000 hours.

C. A diploma in nursing, perfusionist, EKG/cardiac technology, or cardiac technician may be substituted. A one-year program equals 1,050 hours. A two- or three-year program equals 2,100 hours.

D. The completion of courses for credit or clock hours for credit in cardiac care, cardiac conditions, or cardiac equipment use and maintenance may be substituted. One hour of instruction equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience. One semester credit equals 30 hours of occupational experience.

Subp. 5. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting, or public safety agency may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in cardiac technology. Two hours of teaching equal one hour of occupational experience.

3709.0250 PHYSICAL THERAPIST ASSISTANT.

Subpart 1. **May teach.** A teacher who has a physical therapist assistant instructor license may teach in the physical therapist assistant program and may also teach courses in anatomy and physiology, medical terminology, exercise physiology, kinesiology, neuroanatomy and neurophysiology, and physical disability/rehabilitation.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational and educational experience requirement.** The applicant must have the following experiences:

A. a bachelor's or higher degree in physical therapy from an American Physical Therapy Association accredited institution;

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B. physical therapist registration in the state of Minnesota; and

C. 4,000 hours of verified occupational experience as a registered physical therapist in at least two of the following: acute care setting, outpatient physical therapy, long-term care, or rehabilitation setting.

Subp. 4. **Occupational recency substitution.** Teaching experience at an American Physical Therapy Association accredited institution may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in physical therapy or physical therapy assistant. Two hours of teaching equal one hour of occupational experience.

3709.0260 PUBLIC SAFETY COMMUNICATION (911).

Subpart 1. **May teach.** A teacher who has a public safety communication (911) license may teach in the public safety communication (911) program and may also teach emergency communications.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of verified occupational experience as an operator dispatcher or supervisor in a public safety communications center with a minimum of 6,000 of the 8,000 hours doing the job of an operator dispatcher. Operator dispatcher includes level III operator dispatcher or communication training operator (CTO). Supervisor includes lead dispatcher, head dispatcher, communications manager, assistant supervisor, or shift supervisor.

Subp. 4. **Substitution for occupational experience.** An applicant may substitute the education described under item A, B, C, or D for up to 4,000 hours of occupational experience required under subpart 3. The education must be from an accredited postsecondary institution.

A. A bachelor's or higher degree in law enforcement,

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criminal justice, or corrections may be substituted for 4,000 hours.

B. An associate degree in law enforcement or public safety communications, or a bachelor's degree or higher in public administration may be substituted for 2,000 hours.

C. A diploma in law enforcement or public safety communication may be substituted. A one-year program equals 1,050 hours. A two- or three-year program equals 2,100 hours.

D. The completion of courses for credit or clock hours for credit in the use of public safety emergency telecommunications equipment may be substituted. One hour of instruction equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience. One semester credit equals 30 hours of occupational experience.

Subp. 5. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting, or public safety agency may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in public safety communication. Two hours of teaching equal one hour of occupational experience.

3709.0270 RADIOLOGIC TECHNOLOGY.

Subpart 1. **May teach.** A teacher who has a radiologic technology license may teach in the radiologic technology program.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational and educational experience requirement.** The applicant must:

A. have a two-year certificate, associate degree or above in radiologic technology;

B. be credentialed in radiography by the American Registry of Radiologic Technologists; and

C. have 6,000 hours of verified occupational

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experience as a certified radiographer in a medical setting.

Subp. 4. **Occupational recency substitution.** Teaching experience at a postsecondary institution in an accredited program of radiographic technology may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in radiologic technology. Two hours of teaching equal one hour of occupational experience.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUN 1 1989
Secretary of State

Approved
by Revisor _____

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

JUN 1 1989

Joan Anderson Growe
Secretary of State JH

5:35 AM

APPROVED AS TO FORM AND LEGALITY

May 30, 1989

HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

BY Julie A. Seppanen
SPECIAL ASSISTANT ATTORNEY GENERAL

MINNESOTA STATE BOARD OF VOCATIONAL TECHNICAL EDUCATION

Statement of Need and Reasonableness
for Permanent Rules 3709.0230 to
3709.0270 Covering the Licensure of
Postsecondary Vocational Technical Education

Rules as Proposed:

3709.0230 Chiropractic Assistant
3709.0240 EKG/Cardiac Technician
3709.0250 Physical Therapist Assistant
3709.0260 Public Safety Communication (911)
3709.0270 Radiologic Technology

The statutory authority for the State Board of Vocational Technical Education to promulgate these rules is contained in Minnesota Statutes section 136C.04, subd. 9 which states:

Licensure. The State Board may promulgate rules, according to the provisions of Chapter 14, for licensure of teaching, support, and supervisory personnel in postsecondary and adult vocational education. The State Board may adopt licensure rules according to Sections 14.29 to 14.36 when necessary for continuous programs approved by the Board and when the Board determines appropriate licensure standards do not exist.

* Notation

The background information presented here first appeared in a Need and Reasonableness statement for proposed permanent rules 3709.0100 to 3709.0200 published in the State Register on November 7, 1988, Vol. 13, No. 19. The rules listed in this statement are a continuation of the process of development of instructor licensure for new venture programs. For the purpose of clarification the information is repeated in this part.

BACKGROUND INFORMATION

The State Board of Vocational Technical Education evaluates and approves initial and annual program applications according to State Board of Education rules 3505.6100 to 3505.6400. Approximately ten to fifteen new venture programs receive approval annually. A new venture program is one which has not been previously offered within the technical institute system and represents an entirely new program to be delivered. The Office of the Attorney General advised the State Board of Vocational Technical Education that the emergency rulemaking power of the board according to sections 14.29 to 14.36 no longer was in effect. The Board, therefore, is using the permanent rule process for new venture programs since no appropriate licenses for these categories exist. Individual committees were formed for each occupational license. The committees consisted of the

State Specialist of the occupational program area, the State License Revision Specialist, representatives of industry, program coordinators, and related program instructors.

GENERAL INFORMATION

The proposed permanent rules follow the format established by the revised agricultural instructor requirements adopted September 12, 1987, and the revised business and office rules adopted February 6, 1988. There are four major changes within the previous revisions and reflected within these licenses.

1. Crossover areas. The crossover areas compliment the Technical Institute systems program restructuring which began in 1986. This effort converts programs to courses and then courses to credits. Thus the license allows the holder to teach a particular program and specified courses in any program throughout the institute. The courses listed as crossovers are reasonable since they are a result of the expertise acquired via the occupational and/or educational experiences specifically required of the license holder. This is needed to remove an artificial barrier which, in the past, allowed the individual to teach only in a program. The new rules make it possible to implement the restructured programs with appropriate credentialed staff, allowing an instructor to teach specific courses anywhere within an institute.

2. Occupational experience requirements. The occupational experience requirement identifies the job titles which will be accepted to meet the licensure requirements. This specificity is needed to provide both the applicants and the hiring authority with information which will be used in making application for the license. The occupational experience requirements are reasonable because they are conceptually and functionally represented in the educational programs and in the occupations for which the programs prepare individuals. There is also an increase in the total number of occupational hours from current rule of 6000 hours to revised rule of 8000 hours. This is reasonable since credit is given for educational experiences which relate directly to the occupation in question. In addition, credit will be given for teaching experience as it relates directly to the occupation being taught. Since these substitutions allow for a total of 4000 hours of occupational experience, the increase to 8000 hours is reasonable. In addition, the increase to 8000 hours represents total increase of only one year. Since the crossover areas require more specificity which is necessary to teach individual courses throughout the institute, a greater depth and breadth of knowledge is required and is represented in the additional year of experience.

3. Recent occupational experience. There is an increase in recent occupational experience from "500 to 1000 hours in

the last five years" to "2000 hours in the last five years". This increase is necessary so that individuals teaching programs and courses are knowledgeable about technical, economic and industrial changes as they relate to their specific occupational field. It is reasonable since it allows a five year time frame in which to acquire one year or 2000 hours of experience, as well as a teaching substitution of up to 1500 hours of the 2000 required. It would be possible, therefore, to obtain the 2000 hours of occupational experience by working only four summers, or with a teaching substitution of 1500 hours acquire the remaining 500 hours in only one summer.

4. Substitution for occupational experience. This subpart is necessary as a means of allowing teachers to expand into new, modified, or restructured programs which reflect both new content area and existing content. The utilization of teaching experience in specified programs assures that only teaching experience which is conceptually related to the new, modified, or restructured program is allowed as a substitute for recent occupational experience. This recognizes specific knowledge in current programs as applicable to new programs which contain a portion of the same or similar content. 500 hours of recent occupational experience is still retained for the new licensure area to assure up to date industrial exposure to the occupation. This amount is reasonable because it can be obtained over five years and is only 12 1/2 weeks.

3709.0230 CHIROPRACTIC ASSISTANT

Subpart 1. May teach. The two crossovers, body mechanics and therapeutic massage, represent areas a chiropractic practitioner would have expertise by virtue of education and occupational experience. This is reasonable because the combination of experience allows for opportunity to acquire the skills and knowledge with which to teach this content.

Subpart 2. Other requirements. This refers to the general requirements as specified in 3709.0100. There are no changes in this subpart.

Subpart 3. Educational and occupational experience requirement. The experience is as a licensed chiropractor (required for practice in Minnesota) or as a trained chiropractic technician. This is reasonable since the object of this program is to train chiropractic technicians. Physical agent application, Xray, and examinations are listed to be sure the applicant has knowledge and skills in the areas to be taught and not only in clerical areas of a chiropractic office. A graduate of the program is expected to be cognizant in office procedures, insurance coverage, physical agent application, Xray and examinations. The occupational experience is reduced in accordance with previous educational substitutions allowed in prior

licenses.

Subpart 4. Occupational recency substitution. The teaching experience allowed is within chiropractic or chiropractic assistant practice. It is reasonable to assume clinical supervision, advisory committee membership and subsequent interaction with the health care chiropractic facilities would assist the applicant to stay up to date in the practice and technology of the chiropractic technician. The applicant would still need to acquire a minimum of 500 hours recent occupational experience.

3709.0240 EKG/CARDIAC TECHNICIAN

Subpart 1. May teach. The crossover area of cardiopulmonary resuscitation is reasonable since the requirements of subpart 3 include current cardiopulmonary resuscitation instructor certification. This certification is granted only after knowledge and skill testing by either the American Red Cross of the American Heart Association.

Subpart 2. Other requirements. This refers to the general requirements as specified in 3709.0100. There are no changes in this subpart.

Subpart 3. Educational and occupational experience requirement. Cardiopulmonary resuscitation instructor certification is a reasonable educational requirement since CPR is a component of this program and the professional certifying organizations require such instructor certification to teach.

The activities of 12 lead cardiograms, exercise stress testing, pacemakers and advanced cardiac problems are listed as part of the RN experience. This is reasonable since these areas are the key program components and not all acute care work environments contain these activities. The work environment of the supervisory/EKG cardiac technician, however, does include the above activities.

Subpart 4. Substitution for occupational experience. The educational substitutions are equal to the substitutions allowed in previously revised licenses. There is no change in categories or the amount of credit given for the substitutions. The bachelor's or higher degrees allowed are health degrees which all involve education and training which includes cardiac technology and cardiac care. It is, therefore, reasonable to include these as appropriate substitutions. The associate degrees and diplomas as listed remain within the areas of cardiac care and technology and as a part of the curriculum are, therefore, reasonable. Biomedical science and medical technology bachelor's degrees are rated the same as an associate degree since the cardiac content is substantially less than in the degrees listed in item A. The coursework as listed refers only to content

which is applicable to content within the cardiac program and is, therefore, reasonable.

Subpart 5. Occupational recency substitution. The recency allowed for teaching experience remains only within the program content area. Laboratory and clinical instruction and supervision assure contact with current techniques and equipment and is, therefore, reasonable. The ratios allowed are the same as in previously revised licenses.

3709.0250 PHYSICAL THERAPIST ASSISTANT

Subpart 1. May teach. The crossover areas are only the areas in which the physical therapist is expected to have expertise and which are taught in other institute programs. The crossovers are reasonable as a result of the education and the examinations required to practice referred to in Subpart 3.

Subpart 2. Other requirements. This refers to the general requirements as specified in 3709.0100. There are no changes in this subpart.

Subpart 3. Occupational and educational experience requirement. The educational experience as listed is the minimum requirement necessary to sit for the professional exam and to be registered in the State of Minnesota. To practice in Minnesota a therapist must be registered within the State. This is a reasonable requirement due to the requirement of the profession. It is reasonable to reduce the occupational experience to offset the educational requirement. This reduction is the same as that allowed by occupational substitutions for a degree in current restructured licenses. The experience is as a physical therapist within at least two of the environments in which the graduate will secure employment and is, therefore, reasonable.

Subpart 4. Occupational recency substitution. The teaching experience must be in the area of physical therapy within an institution accredited by the American Physical Therapy Association. This is reasonable since in order for an applicant to sit for the Minnesota registration exam an applicant must have graduated from such an institution. The teaching experience must be in physical therapy thereby restricting the substitution to known content.

3709.0260 PUBLIC SAFETY COMMUNICATION (911)

Subpart 1. May teach. The crossover area is only the area in which the public safety communication instructor is expected to have expertise and which may be taught in another institute program. Emergency communication is the area which the applicant would have the greatest skills and

knowledge as indicated by the occupational experience requirement in subpart 3 and is, therefore, reasonable.

Subpart 2. Other requirements. This refers to the general requirements as specified in 3709.0100. There are no changes in this subpart.

Subpart 3. Occupational experience requirement. The experience is as an operator dispatcher or supervisor in a public safety environment doing the job of a dispatcher. The titles, location and job are reasonable to assure the breadth of experiences required in the wide range of emergency calls which may come to the communication center. These requests are broader than those commonly found within fire or police service, involving a range of emergencies extending beyond fire or police. The level of experience is listed to assure the applicant exposure to the range and degree of content as offered within the program and necessary for public safety entry level employment and, therefore, is reasonable.

Subpart 4. Substitution for occupational experience. The degrees, diplomas and courses are selected on the basis of content applicable to the program content. Law enforcement, criminal justice, corrections, and public safety contain courses which relate directly to program content and are, therefore, reasonable.

Subpart 5. Occupational recency substitution. The teaching experience must be in the public safety communication. This is reasonable since an applicant must be cognizant of current communication equipment, community resources and services, by reason of student clinical supervision, advisory committees and industrial contact.

3709.0270 RADIOLOGIC TECHNOLOGY

Subpart 1. May teach. There are no crossover areas listed since this program does not have content which could be applicable to other technical institute programs.

Subpart 2. Other requirements. This refers to the general requirements as specified in 3709.0100. There are no changes in this subpart.

Subpart 3. Occupational and educational experience requirement. The educational experience as listed is the minimum requirement necessary to sit for the Board exams in radiologic technician. The American Registry of Radiologic Technologists is the professional regulatory Board of the technician which requires registration to practice. It is, therefore, reasonable to require this education and registration. It is reasonable to reduce the occupational experience to offset the educational requirement. This reduction is the same as that allowed by occupational

substitutions of two years in current restructured licenses. The experience is as a radiographer in a medical setting and is reasonable since this is the program content and the area of future student employment.

Subpart 4. Occupational recency substitution. The teaching experience must be in radiographic technology since this is the program content. It is reasonable to assume an instructor in radiography would be cognizant to the latest technology by virtue of equipment use and training, as well as advisory committee participation and clinical supervision.

The proposed health rules will be implemented through existing processes and will not result in new expenditures by the school districts.

State Board of Vocational Technical Education

Proposed Permanent Rules Relating to Emerging Health Occupations

Rules as Proposed (all new material)

3709.0230 CHIROPRACTIC ASSISTANT.

Subpart 1. **May teach.** A teacher who has a chiropractic assistant license may teach in the chiropractic assistant program and may also teach courses in:

A. body mechanics in the workplace; and

B. therapeutic massage.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Educational and occupational experience requirement.** The applicant must have the educational and occupational experience described in item A, B, or C. The education must be from an accredited postsecondary institution.

A. Licensed chiropractor and 4,000 hours of verified occupational experience in a chiropractic office or chiropractic hospital. This experience must include office procedures, insurance coverage, physical agents application, X-ray, and examinations.

B. Diploma from a two-year chiropractic technician or chiropractic assistant program and 6,000 hours of verified occupational experience as a technician or assistant in a chiropractic office or chiropractic hospital. The experience must include office procedures, insurance coverage, physical agents application, and assisting the chiropractor with X-ray and examinations.

C. Diploma from a one-year chiropractic technician or chiropractic assistant program or American Chiropractic Registered Radiologist technician program and 7,000 hours of verified occupational experience as a technician or assistant in a chiropractic office or chiropractic hospital. The experience must include office procedures, insurance coverage, physical

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agents application, and assisting the chiropractor with X-ray and examinations.

Subp. 4. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in chiropractic assisting, chiropractic technician, or chiropractic medicine. Two hours of teaching equal one hour of occupational experience.

3709.0240 EKG/CARDIAC TECHNICIAN.

Subpart 1. **May teach.** A teacher who has an EKG/cardiac technician license may teach in the EKG/cardiac technician program and may also teach cardiopulmonary resuscitation.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational experience requirement.** The applicant must have current cardiopulmonary resuscitation instructor certification and 8,000 hours of verified occupational experience in one of the following:

A. registered nurse in critical care using 12 lead cardiograms, exercise stress testing of clients, care of clients with pacemakers, and interpreting basic and advanced cardiac rhythms; or

B. supervisory EKG/cardiac technician.

Subp. 4. **Substitution for occupational experience.** An applicant may substitute the education described under item A, B, C, or D for up to 4,000 hours of occupational experience required in subpart 3. The education must be from an accredited postsecondary institution.

A. A bachelor's or higher degree in medicine, nursing, or cardiac technology may be substituted for 4,000 hours.

B. An associate degree in nursing, perfusionist, echo cardiac sonographer, EKG/cardiac technician, cardiac technology,

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biomedical equipment, cardiopulmonary, medical laboratory, medical technology, medical imaging, or radiography, or a bachelor's degree in biomedical science or medical technology may be substituted for 2,000 hours.

C. A diploma in nursing, perfusionist, EKG/cardiac technology, or cardiac technician may be substituted. A one-year program equals 1,050 hours. A two- or three-year program equals 2,100 hours.

D. The completion of courses for credit or clock hours for credit in cardiac care, cardiac conditions, or cardiac equipment use and maintenance may be substituted. One hour of instruction equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience. One semester credit equals 30 hours of occupational experience.

Subp. 5. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting, or public safety agency may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in cardiac technology. Two hours of teaching equal one hour of occupational experience.

3709.0250 PHYSICAL THERAPIST ASSISTANT.

Subpart 1. **May teach.** A teacher who has a physical therapist assistant instructor license may teach in the physical therapist assistant program and may also teach courses in anatomy and physiology, medical terminology, exercise physiology, kinesiology, neuroanatomy and neurophysiology, and physical disability/rehabilitation.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational and educational experience requirement.** The applicant must have the following experiences:

A. a bachelor's or higher degree in physical therapy from an American Physical Therapy Association accredited institution;

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B. physical therapist registration in the state of Minnesota; and

C. 4,000 hours of verified occupational experience as a registered physical therapist in at least two of the following: acute care setting, outpatient physical therapy, long-term care, or rehabilitation setting.

Subp. 4. **Occupational recency substitution.** Teaching experience at an American Physical Therapy Association accredited institution may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in physical therapy or physical therapy assistant. Two hours of teaching equal one hour of occupational experience.

3709.0260 PUBLIC SAFETY COMMUNICATION (911).

Subpart 1. **May teach.** A teacher who has a public safety communication (911) license may teach in the public safety communication (911) program and may also teach emergency communications.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of verified occupational experience as an operator dispatcher or supervisor in a public safety communications center with a minimum of 6,000 of the 8,000 hours doing the job of an operator dispatcher. Operator dispatcher includes level III operator dispatcher or communication training operator (CTO). Supervisor includes lead dispatcher, head dispatcher, communications manager, assistant supervisor, or shift supervisor.

Subp. 4. **Substitution for occupational experience.** An applicant may substitute the education described under item A, B, C, or D for up to 4,000 hours of occupational experience required under subpart 3. The education must be from an accredited postsecondary institution.

A. A bachelor's or higher degree in law enforcement,

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criminal justice, or corrections may be substituted for 4,000 hours.

B. An associate degree in law enforcement or public safety communications, or a bachelor's degree or higher in public administration may be substituted for 2,000 hours.

C. A diploma in law enforcement or public safety communication may be substituted. A one-year program equals 1,050 hours. A two- or three-year program equals 2,100 hours.

D. The completion of courses for credit or clock hours for credit in the use of public safety emergency telecommunications equipment may be substituted. One hour of instruction equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience. One semester credit equals 30 hours of occupational experience.

Subp. 5. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting, or public safety agency may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in public safety communication. Two hours of teaching equal one hour of occupational experience.

3709.0270 RADIOLOGIC TECHNOLOGY.

Subpart 1. **May teach.** A teacher who has a radiologic technology license may teach in the radiologic technology program.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational and educational experience requirement.** The applicant must:

A. have a two-year certificate, associate degree or above in radiologic technology;

B. be credentialed in radiography by the American Registry of Radiologic Technologists; and

C. have 6,000 hours of verified occupational

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experience as a certified radiographer in a medical setting.

Subp. 4. **Occupational recency substitution.** Teaching experience at a postsecondary institution in an accredited program of radiographic technology may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in radiologic technology. Two hours of teaching equal one hour of occupational experience.

Approved
by Revisor _____

Office of the Revisor of Statutes

Administrative Rules

TITLE: Proposed Permanent Rules Relating to Emerging Health Occupations

AGENCY: State Board of Vocational Technical Education

MINNESOTA RULES: Chapter 3709

The attached rules are approved for publication in the State Register

Richard J. Sands
Senior Assistant Revisor

Georgia Please see pg. 2005

State of Minnesota

STATE REGISTER

Department of Administration—Print Communications Division



Published every Monday

13 February 1989

Volume 13, Number 33

Pages 1955-2026

The State Board of Vocational Technical Education requests information and comments concerning the subject matter of these rules. Interested or affected persons may submit written statements of information or comment orally. Written comments should be addressed to:

Ms. Glenda Moyers
State Board of Vocational
Technical Education
100 Capitol Square Bldg.
550 Cedar Street
St. Paul, MN 55101
(612) 296-9444

Ms. Georgia Pomroy
State Board of Vocational
Technical Education
100 Capitol Square Bldg.
550 Cedar Street
St. Paul, MN 55101
(612) 296-3929

Oral Statements will be received during regular business hours over the telephone at (612) 296-3929 or in person at the above address.

All statements of information and comments shall be accepted until 4:30 p.m., Tuesday, March 14, 1989. Any written material received by the State Board of Vocational Technical Education shall become part of the record to be submitted to the Attorney General or Administrative Law Judge in the event the rule is adopted.

Helen Henrie, Deputy Director
State Board of Vocational
Technical Education

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.

Commodity: Photographic equipment
Contact: Joan Breisler 612-296-9071
Bid due date: February 15
Agency: Southwest State University
Deliver to: St. Cloud
Requisition #: 26073 20902

Commodity: Spotlight
Contact: Joan Breisler 612-296-9071
Bid due date: February 15
Agency: Southwest State University
Deliver to: Marshall
Requisition #: 26175 09347

Commodity: Specialty gases
Contact: Don Olson 612-296-3771
Bid due date at 2pm: February 15
Agency: Various
Deliver to: Various
Requisition #: Price Contract

Commodity: Repair parts-Kuhn mowers
Contact: Dale Meyer 612-296-3773
Bid due date at 2pm: February 15
Agency: Various
Deliver to: Various
Requisition #: Price Contract

Commodity: Tow groundmaster 72" self-propelled mower
Contact: Mary Jo Bruski 612-296-3772
Bid due date: February 16
Agency: State University
Deliver to: Mankato
Requisition #: 26071 18470

Commodity: Upgrade to IGDS computer system
Contact: Joan Breisler 612-296-9071
Bid due date at 2pm: February 16
Agency: Transportation Department
Deliver to: St. Paul
Requisition #: 79000 93984

2. Petition of the City of St. Paul for a variance from minimum standards for a construction project which has been completed on MSAS 260 (Burlington Road) between Springside Road and Totem Road so as to permit parking on both sides of the street instead of restricting parking to the southwesterly side of the street as required.

3. Petition of the City of St. Paul for a variance from minimum standards for a construction project which has been completed, but final payment is withheld, on MSAS 126 (Chestnut Street) between West 7th Street and Smith Avenue so as to permit three fixed objects (utility poles) within the two foot clear zone, instead of maintaining the required clear zone free of any fixed object, thereby approving the project for final payment.

4. Petition of the City of South St. Paul for a variance from minimum standards for a proposed construction project on MSAS 104 (Marie Avenue) between 14th Avenue and 21st Avenue so as to permit a design speed of 25 miles per hour instead of the required design speed of 30 miles per hour at four crest vertical curves located at the intersections of 16th, 17th, 18th and 19th Avenues.

5. Petition of the City of Minneapolis for a variance from minimum standards for a construction project on MSAS 166 (Como Avenue) between 15th Avenue SE and 22nd Avenue SE so as to permit a street width of 44 feet, with parking permitted on both sides, instead of the required minimum width of 72 feet with parking permitted on both sides, or the required minimum width of 52 feet with no parking permitted on either side. The City proposes to ban parking on the north side between 15th and 16th Avenues SE during peak traffic hours (7-9 a.m. and 4-6 p.m.).

6. Petition of the County of Hennepin for a variance from minimum standards for a construction project on CSAH 17 (France Avenue) between 70th Street and 78th Street so as to permit a street width of 93 feet with no parking permitted instead of the required width of 95 feet (includes a 17′ median) with no parking permitted.

7. Petition of the County of Hennepin for a variance from minimum standards for a construction project on CSAH 70 (Medicine Lake Road) between TH 169 (formerly CSAH 18) and CSAH 102 (Douglas Drive) so as to permit a street width of 48 feet with no parking permitted instead of the required street width of 52 feet with no parking permitted.

8. Petition of the County of Itasca for a variance from minimum standards for a construction project on CSAH 9 (Forest Highway 8) between 0.26 miles SW of the Cass-Itasca County line and 0.22 miles NE of the county line so as to permit a design speed of 30 miles per hour instead of the required design speed of 40 miles per hour at the curve east of Winnibigoshish Dam.

The cities and counties previously listed are requested to follow the following time schedule when appearing before the Variance Committee:

9:30 a.m.	City of South St. Paul
10:00 a.m.	City of St. Paul
10:40 a.m.	City of Minneapolis
11:00 a.m.	County of Hennepin
1:00 p.m.	County of Itasca

Dated: 3 February 1989

Leonard W. Levine
Commissioner
Minnesota Department of Transportation

State Board of Vocational Technical Education

Notice of Intent to Solicit Outside Opinion Regarding Proposed Rules Governing the Rules for Licensure of Postsecondary Technical Education Personnel

NOTICE IS HEREBY GIVEN that the State Board of Vocational Technical Education is seeking information or opinions from sources outside the agency in preparing to amend Chapter Thirty-Five: Rules for Licensure of Vocational Technical Education Personnel and specifically in Emerging Occupations: Environmental Technician, Swine Production, Dispensing Optician, Chiropractic Assistant, Public Safety Communicator (911), Radiologic Technology, EKG/Cardiac Technician, Physical Therapy Assistant, and revision of permanent rules in: Occupational Personal Development, Student Financial Aids Officer, and Medical Records. The promulgation of these rules is authorized by *Minnesota Statutes* §§ 136C.04, subd.9. and 125.185 subd.4.

Georgia

MEMORANDUM

TO: Persons Registered with the State Board of Vocational Technical Education to Receive Notice of Any Rulemaking Proceedings

FROM: Joseph P. Graba, State Director
State Board of Vocational Technical Education

DATE: March 17, 1989

RE: Notice of Proposed Adoption of Permanent Rules

Enclosed you will find the Notice of Proposed Adoption of Rules relating to licensure criteria 3709.0230 to 3709.0270 for new programs:

Postsecondary Vocational Technical Education Emerging Health Occupations

Chiropractic Assistant
EKG/Cardiac Technician
Physical Therapist Assistant
Public Safety Communication (911)
Radiologic Technology

GP:lrv
EMRULES.MEM

Enclosures

DEPARTMENT OF THE STATE BOARD OF VOCATIONAL TECHNICAL EDUCATION

In the Matter of the Proposed Adoption of the Rules of the State of Minnesota Governing Health Occupation Licensure for Emerging Occupations Rules 3709.0230 to 3709.0270

NOTICE OF INTENT TO ADOPT A RULE WITHOUT A PUBLIC HEARING

Notice is hereby given that the State Board of Vocational Technical Education intends to adopt 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, Section 14.22 to 14.28.

The statutory authority to adopt the rules is Minnesota Statutes 136C.04, Subdivision 9.

All persons have 30 days until 4:30 p.m., Tuesday, April 18, 1989, 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 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 either:

Glenda Moyers, Supervisor
Minnesota Technical Institute System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
Telephone: (612) 296-5707

Georgia Pomroy, License Revision Specialist
Minnesota Technical Institute System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
Telephone: (612) 296-0680

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 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 Glenda Moyers or Georgia Pomroy at the above address and phone, upon request.

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 wish to receive a copy of the adopted rule must submit the written request to either:

Glenda Moyers
Minnesota Technical Institute System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
(612) 296-5707

Georgia Pomroy
Minnesota Technical Institute System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
(612) 296-0680

March 3, 1989
(Date)

Helen Henrie
Helen Henrie, Deputy Director
Minnesota Technical Institute System

20109915.FRM

State Board of Vocational Technical Education

Proposed Permanent Rules Relating to Emerging Health Occupations

Rules as Proposed (all new material)

3709.0230 CHIROPRACTIC ASSISTANT.

Subpart 1. **May teach.** A teacher who has a chiropractic assistant license may teach in the chiropractic assistant program and may also teach courses in:

A. body mechanics in the workplace; and

B. therapeutic massage.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Educational and occupational experience requirement.** The applicant must have the educational and occupational experience described in item A, B, or C. The education must be from an accredited postsecondary institution.

A. Licensed chiropractor and 4,000 hours of verified occupational experience in a chiropractic office or chiropractic hospital. This experience must include office procedures, insurance coverage, physical agents application, X-ray, and examinations.

B. Diploma from a two-year chiropractic technician or chiropractic assistant program and 6,000 hours of verified occupational experience as a technician or assistant in a chiropractic office or chiropractic hospital. The experience must include office procedures, insurance coverage, physical agents application, and assisting the chiropractor with X-ray and examinations.

C. Diploma from a one-year chiropractic technician or chiropractic assistant program or American Chiropractic Registered Radiologist technician program and 7,000 hours of verified occupational experience as a technician or assistant in a chiropractic office or chiropractic hospital. The experience must include office procedures, insurance coverage, physical

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agents application, and assisting the chiropractor with X-ray and examinations.

Subp. 4. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in chiropractic assisting, chiropractic technician, or chiropractic medicine. Two hours of teaching equal one hour of occupational experience.

3709.0240 EKG/CARDIAC TECHNICIAN.

Subpart 1. **May teach.** A teacher who has an EKG/cardiac technician license may teach in the EKG/cardiac technician program and may also teach cardiopulmonary resuscitation.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational experience requirement.** The applicant must have current cardiopulmonary resuscitation instructor certification and 8,000 hours of verified occupational experience in one of the following:

A. registered nurse in critical care using 12 lead cardiograms, exercise stress testing of clients, care of clients with pacemakers, and interpreting basic and advanced cardiac rhythms; or

B. supervisory EKG/cardiac technician.

Subp. 4. **Substitution for occupational experience.** An applicant may substitute the education described under item A, B, C, or D for up to 4,000 hours of occupational experience required in subpart 3. The education must be from an accredited postsecondary institution.

A. A bachelor's or higher degree in medicine, nursing, or cardiac technology may be substituted for 4,000 hours.

B. An associate degree in nursing, perfusionist, echo cardiac sonographer, EKG/cardiac technician, cardiac technology,

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biomedical equipment, cardiopulmonary, medical laboratory, medical technology, medical imaging, or radiography, or a bachelor's degree in biomedical science or medical technology may be substituted for 2,000 hours.

C. A diploma in nursing, perfusionist, EKG/cardiac technology, or cardiac technician may be substituted. A one-year program equals 1,050 hours. A two- or three-year program equals 2,100 hours.

D. The completion of courses for credit or clock hours for credit in cardiac care, cardiac conditions, or cardiac equipment use and maintenance may be substituted. One hour of instruction equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience. One semester credit equals 30 hours of occupational experience.

Subp. 5. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting, or public safety agency may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in cardiac technology. Two hours of teaching equal one hour of occupational experience.

3709.0250 PHYSICAL THERAPIST ASSISTANT.

Subpart 1. **May teach.** A teacher who has a physical therapist assistant instructor license may teach in the physical therapist assistant program and may also teach courses in anatomy and physiology, medical terminology, exercise physiology, kinesiology, neuroanatomy and neurophysiology, and physical disability/rehabilitation.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational and educational experience requirement.** The applicant must have the following experiences:

A. a bachelor's or higher degree in physical therapy from an American Physical Therapy Association accredited institution;

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B. physical therapist registration in the state of Minnesota; and

C. 4,000 hours of verified occupational experience as a registered physical therapist in at least two of the following: acute care setting, outpatient physical therapy, long-term care, or rehabilitation setting.

Subp. 4. **Occupational recency substitution.** Teaching experience at an American Physical Therapy Association accredited institution may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in physical therapy or physical therapy assistant. Two hours of teaching equal one hour of occupational experience.

3709.0260 PUBLIC SAFETY COMMUNICATION (911).

Subpart 1. **May teach.** A teacher who has a public safety communication (911) license may teach in the public safety communication (911) program and may also teach emergency communications.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of verified occupational experience as an operator dispatcher or supervisor in a public safety communications center with a minimum of 6,000 of the 8,000 hours doing the job of an operator dispatcher. Operator dispatcher includes level III operator dispatcher or communication training operator (CTO). Supervisor includes lead dispatcher, head dispatcher, communications manager, assistant supervisor, or shift supervisor.

Subp. 4. **Substitution for occupational experience.** An applicant may substitute the education described under item A, B, C, or D for up to 4,000 hours of occupational experience required under subpart 3. The education must be from an accredited postsecondary institution.

A. A bachelor's or higher degree in law enforcement,

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criminal justice, or corrections may be substituted for 4,000 hours.

B. An associate degree in law enforcement or public safety communications, or a bachelor's degree or higher in public administration may be substituted for 2,000 hours.

C. A diploma in law enforcement or public safety communication may be substituted. A one-year program equals 1,050 hours. A two- or three-year program equals 2,100 hours.

D. The completion of courses for credit or clock hours for credit in the use of public safety emergency telecommunications equipment may be substituted. One hour of instruction equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience. One semester credit equals 30 hours of occupational experience.

Subp. 5. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting, or public safety agency may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in public safety communication. Two hours of teaching equal one hour of occupational experience.

3709.0270 RADIOLOGIC TECHNOLOGY.

Subpart 1. **May teach.** A teacher who has a radiologic technology license may teach in the radiologic technology program.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational and educational experience requirement.** The applicant must:

A. have a two-year certificate, associate degree or above in radiologic technology;

B. be credentialed in radiography by the American Registry of Radiologic Technologists; and

C. have 6,000 hours of verified occupational

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experience as a certified radiographer in a medical setting.

Subp. 4. **Occupational recency substitution.** Teaching experience at a postsecondary institution in an accredited program of radiographic technology may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in radiologic technology. Two hours of teaching equal one hour of occupational experience.

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by Revisor _____

attach to affidavit for Health Occ. 3709.0230 to 3709.0270



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Health Occupations Mailing List 3709.0230 to 3709.0270 March 17, 1989

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White Bear Lake, MN 55110

Vernon M. Vick
Roseville Area Schools
1252 West County Road B2
Roseville, MN 55113

Brian Ingualson
Director of Vocational Educ.
ISD 14, 6000 W. Moore Lake Dr.
Fridley, MN 55432

Howard Wynse
Business Education Dept.
Moorhead State University
Moorhead, MN 56560

W. D. Lindberg
Superintendent
Fertile School District #599
Fertile, MN 56540

Vern Thoreson
Vocational Director
Minnetonka High School
18301 Highway 7
Minnetonka, MN 55345

Gerrie Driessen
Secondary Vocational Director
11299 Hanson Boulevard NW
Coon Rapids, MN 55433

Ellsworth R. Holm
Jefferson Sr. High School
Alexandria, MN 56308

Darrell J. Bormann
Faribault Senior High School
3300 Southwest Ninth Avenue
Faribault, MN 55021

Rose K. Reban
Business Education Dept.
St. Cloud State University
St. Cloud, MN 56301

Murray Turner, Director
Pine to Prairie Co-op Center
Red Lake Falls, MN 55092

Joleen Durken
732 Capitol Square Building
INTER OFFICE

Dr. D. Hedtke
Assistant Vocational Director
ISD 623
15 East County Road B2
St. Paul, MN 55117

Loren Boyum
Mid State Educational Co-op
100 SE 11 Street
Little Falls, MN 56345

Lynn Falk
Bemidji State University
Hickory Hall 25
1500 Birchmont Drive
Bemidji, MN 56601-2699

David Hamilton
Bemidji State University
Hickory Hall 24
1500 Birchmont Drive
Bemidji, MN 56601-2699

Stanley Sjodahl
Finlayson Independent School
6495 Lake Street
Finlayson, MN 55735

In the Matter of the Proposed Adoption of the Rule of the State of Minnesota, State Board of Vocational Technical Education Governing Licensure Criteria: Postsecondary Vocational Technical Education Relating to Health Occupations Licensure for Emerging Occupations Rules 3709.0230 to 3709.0270

AFFIDAVIT OF MAILING THE NOTICE OF INTENT TO ADOPT A RULE WITHOUT A PUBLIC HEARING AND CERTIFICATE OF MAILING LIST

STATE OF MINNESOTA]
] ss.
COUNTY OF RAMSEY]

LeAnn R. VanDorsten, being sworn says:

I hereby certify that the list of persons and associations who have requested, pursuant to Minnesota Statutes, sections 14.14, subdivision 1a and 14.22 or 14.30, that their names be placed on the State Board of Vocational Technical Education rulemaking mailing list is accurate, complete and current as of this 17th day of March, 1989.

That on the 17th day of March, 1989, at the City of St. Paul, County of Ramsey, State of Minnesota, I mailed the attached Notice of Intent to Adopt A Rule Without a Public Hearing for Health Occupations Licensure for Emerging Occupations rules 3709.0230 to 3709.0270 by depositing in the State of Minnesota Central Mail System for United States mailing, a copy thereof, with postage prepaid, to all persons and associations on the aforementioned mailing list.

LeAnn R. VanDorsten
[Name]

Executive I
[Title]

Subscribed and sworn to before me
this 17th day of March, 1989.

Caroline E. Wisniewski

20109920.FRM

CAROLINE E. WISNIEWSKI
NOTARY PUBLIC-MINNESOTA
DAKOTA COUNTY
MY COMMISSION EXPIRES MARCH 28, 1991

Georgia please see pg. 2274

State of Minnesota

STATE REGISTER

Department of Administration—Print Communications Division



Published every week

20 March 1989

Volume 13, Number 38

Pages 2251-2314

T. ASTM E 408-71 (reapproved 1985), Standard Test Methods for Total Normal Emittance of Surfaces Using Inspection Meter Techniques.

U. ASTM E 605-77 (reapproved 1982), Thickness and Density of Sprayed Fire-Resistive Material Applied to Structural Members.

Subp. 2a. **Standards.** The following American National Standards Institute standard is incorporated by reference:

ANSI Standard Z-1.15-1979: Generic Guidelines for Quality Systems.

Subp. 3. **Other incorporation and citations.** The following non ASTM standards are also incorporated by reference:

A. to H. [Unchanged.]

I. ICBO Evaluation Service Acceptance Criteria for Foam Plastic, October, 1982.

J. TAPPI Standard No. 512-OM86 by the Technical Association of the Pulp and Paper Industry.

Subp. 4. [Unchanged.]

REPEALER. *Minnesota Rules,* part 7640.0110, subpart 10, is repealed.

State Board of Vocational Technical Education

Proposed Permanent Rules Relating to Emerging Health Occupations

Notice of Intent to Adopt a Rule Without a Public Hearing

NOTICE IS HEREBY GIVEN that the State Board of Vocational Technical Education intends to adopt 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,* Section 14.22 to 14.28. The statutory authority to adopt the rules is *Minnesota Statutes* 136C.04, Subdivision 9.

All persons have 30 days until 4:30 p.m., Tuesday, April 18, 1989, 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 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 either:

Glenda Moyers, Supervisor
Minnesota Technical Institute System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
Telephone: (612) 296-5707

Georgia Pomroy, License Revision Specialist
Minnesota Technical Institute System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
Telephone: (612) 296-0680

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 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 Glenda Moyers or Georgia Pomroy at the above address and phone, upon request.

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.

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 wish to receive a copy of the adopted rule must submit the written request to either:

Glenda Moyers
Minnesota Technical Institute System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
(612) 296-5707

Georgia Pomroy
Minnesota Technical Institute System
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
(612) 296-0680

Helen Henrie, Deputy Director
Minnesota Technical Institute System

Rules as Proposed (all new material)

3709.0230 CHIROPRACTIC ASSISTANT.

Subpart 1. **May teach.** A teacher who has a chiropractic assistant license may teach in the chiropractic assistant program and may also teach courses in:

A. body mechanics in the workplace; and

B. therapeutic massage.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Educational and occupational experience requirement.** The applicant must have the educational and occupational experience described in item A, B, or C. The education must be from an accredited postsecondary institution.

A. Licensed chiropractor and 4,000 hours of verified occupational experience in a chiropractic office or chiropractic hospital. This experience must include office procedures, insurance coverage, physical agents application, X-ray, and examinations.

B. Diploma from a two-year chiropractic technician or chiropractic assistant program and 6,000 hours of verified occupational experience as a technician or assistant in a chiropractic office or chiropractic hospital. The experience must include office procedures, insurance coverage, physical agents application, and assisting the chiropractor with X-ray and examinations.

C. Diploma from a one-year chiropractic technician or chiropractic assistant program or American Chiropractic Registered Radiologist technician program and 7,000 hours of verified occupational experience as a technician or assistant in a chiropractic office or chiropractic hospital. The experience must include office procedures, insurance coverage, physical agents application, and assisting the chiropractor with X-ray and examinations.

Subp. 4. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in chiropractic assisting, chiropractic technician, or chiropractic medicine. Two hours of teaching equal one hour of occupational experience.

3709.0240 EKG/CARDIAC TECHNICIAN.

Subpart 1. **May teach.** A teacher who has an EKG/cardiac technician license may teach in the EKG/cardiac technician program and may also teach cardiopulmonary resuscitation.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational experience requirement.** The applicant must have current cardiopulmonary resuscitation instructor certification and 8,000 hours of verified occupational experience in one of the following:

A. registered nurse in critical care using 12 lead cardiograms, exercise stress testing of clients, care of clients with pacemakers, and interpreting basic and advanced cardiac rhythms; or

B. supervisory EKG/cardiac technician.

Subp. 4. **Substitution for occupational experience.** An applicant may substitute the education described under item A, B, C, or D for up to 4,000 hours of occupational experience required in subpart 3. The education must be from an accredited postsecondary institution.

A. A bachelor's or higher degree in medicine, nursing, or cardiac technology may be substituted for 4,000 hours.

B. An associate degree in nursing, perfusionist, echo cardiac sonographer, EKG/cardiac technician, cardiac technology, biomedical

equipment, cardiopulmonary, medical laboratory, medical technology, medical imaging, or radiography, or a bachelor's degree in biomedical science or medical technology may be substituted for 2,000 hours.

C. A diploma in nursing, perfusionist, EKG/cardiac technology, or cardiac technician may be substituted. A one-year program equals 1,050 hours. A two- or three-year program equals 2,100 hours.

D. The completion of courses for credit or clock hours for credit in cardiac care, cardiac conditions, or cardiac equipment use and maintenance may be substituted. One hour of instruction equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience. One semester credit equals 30 hours of occupational experience.

Subp. 5. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting, or public safety agency may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in cardiac technology. Two hours of teaching equal one hour of occupational experience.

3709.0250 PHYSICAL THERAPIST ASSISTANT.

Subpart 1. **May teach.** A teacher who has a physical therapist assistant instructor license may teach in the physical therapist assistant program and may also teach courses in anatomy and physiology, medical terminology, exercise physiology, kinesiology, neuroanatomy and neurophysiology, and physical disability/rehabilitation.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational and educational experience requirement.** The applicant must have the following experiences:

A. a bachelor's or higher degree in physical therapy from an American Physical Therapy Association accredited institution;

B. physical therapist registration in the state of Minnesota; and

C. 4,000 hours of verified occupational experience as a registered physical therapist in at least two of the following: acute care setting, outpatient physical therapy, long-term care, or rehabilitation setting.

Subp. 4. **Occupational recency substitution.** Teaching experience at an American Physical Therapy Association accredited institution may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in physical therapy or physical therapy assistant. Two hours of teaching equal one hour of occupational experience.

3709.0260 PUBLIC SAFETY COMMUNICATION (911).

Subpart 1. **May teach.** A teacher who has a public safety communication (911) license may teach in the public safety communication (911) program and may also teach emergency communications.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational experience requirement.** The applicant must have 8,000 hours of verified occupational experience as an operator dispatcher or supervisor in a public safety communications center with a minimum of 6,000 of the 8,000 hours doing the job of an operator dispatcher. Operator dispatcher includes level III operator dispatcher or communication training operator (CTO). Supervisor includes lead dispatcher, head dispatcher, communications manager, assistant supervisor, or shift supervisor.

Subp. 4. **Substitution for occupational experience.** An applicant may substitute the education described under item A, B, C, or D for up to 4,000 hours of occupational experience required under subpart 3. The education must be from an accredited postsecondary institution.

A. A bachelor's or higher degree in law enforcement, criminal justice, or corrections may be substituted for 4,000 hours.

B. An associate degree in law enforcement or public safety communications, or a bachelor's degree or higher in public administration may be substituted for 2,000 hours.

C. A diploma in law enforcement or public safety communication may be substituted. A one-year program equals 1,050 hours. A two- or three-year program equals 2,100 hours.

D. The completion of courses for credit or clock hours for credit in the use of public safety emergency telecommunications equipment may be substituted. One hour of instruction equals one hour of occupational experience. One quarter credit equals 20 hours of occupational experience. One semester credit equals 30 hours of occupational experience.

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.

Subp. 5. **Occupational recency substitution.** Teaching experience at an accredited postsecondary institution, or at an industrial or military setting, or public safety agency may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in public safety communication. Two hours of teaching equal one hour of occupational experience.

3709.0270 RADIOLOGIC TECHNOLOGY.

Subpart 1. **May teach.** A teacher who has a radiologic technology license may teach in the radiologic technology program.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3709.0100.

Subp. 3. **Occupational and educational experience requirement.** The applicant must:

A. have a two-year certificate, associate degree or above in radiologic technology;

B. be credentialed in radiography by the American Registry of Radiologic Technologists; and

C. have 6,000 hours of verified occupational experience as a certified radiographer in a medical setting.

Subp. 4. **Occupational recency substitution.** Teaching experience at a postsecondary institution in an accredited program of radiographic technology may be substituted for 1,500 of the 2,000 hours required in part 3709.0100, subpart 1, item A, if the teaching is done during the five-year period. The teaching must be in radiologic technology. Two hours of teaching equal one hour of occupational experience.

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.

Public Utilities Commission

Adopted Permanent Rules Governing the Determination of Significant Investment for Conservation Improvement Programs

The rule proposed and published at *State Register*, Volume 13, Number 15, pages 930-932, October 10, 1988 (13 S.R. 930) is adopted with the following modifications:

Rules as Adopted

7840.1150 APPROVAL, DISAPPROVAL, OR MODIFICATION.

Subpart 1. **Determination of significant investment.** The commission shall determine whether a proposed program or modified program will result in significant investments in and expenditures for energy conservation improvements. In making this determination, the commission shall consider the following information, which must be included in a public utility's filing:

A. impact of the program or modified program on:

(1) short-term peak, including peak hours and peak day;

(2) long-term peak; and

(3) average energy consumption, including annual average energy consumption;

B. total cost to the utility of ~~the energy saved by the~~ a program or modified program, resulting in energy savings, compared to the cost to the utility to produce or purchase an equivalent amount of new supply of energy;

CERTIFICATE OF THE STATE OF MINNESOTA
STATE BOARD OF VOCATIONAL TECHNICAL EDUCATION

AUTHORIZING RESOLUTION FOR ADOPTION OF A RULE WITHOUT A PUBLIC HEARING

I, JoAnn Cardenas Enos, do hereby certify that I am a member and the President of the State Board of Vocational Technical Education, 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 State Board of Vocational Technical Education, duly and properly called and held on the 9th day of May, 1989, 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 the rules relating to Postsecondary Licensure Criteria, for health occupations rules 3709.0230 to 3709.0270 are approved and adopted, pursuant to authority vested in the State Board of Vocational Technical Education by Minnesota Statutes 136C.04, Subdivision 9. Helen Henrie, the Deputy Director of the State Board of Vocational Technical Education, is authorized to sign the Findings of Fact, conclusions and order adopting the rule and further is authorized to modify the rule if necessary to obtain the approval of the rule by the Attorney General and to perform the necessary acts to provide that the rule shall have the force and effect of law."

IN WITNESS WHEREOF, I have hereunto subscribed my name this 9th day of May, 1989.

JoAnn Cardenas Enos

Officer of the Board

Allan F. Olson

Attest by one other Board member

==========

CERTIFICATE OF THE

STATE BOARD OF VOCATIONAL TECHNICAL EDUCATION

AUTHORIZING RESOLUTION FOR RULE WITHOUT A PUBLIC HEARING

I, JoAnn Cardenas Enos, do hereby certify that I am a member and the President of the State Board of Vocational Technical Education, 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 State Board of Vocational Technical Education duly and properly called and held on the 14th day of February 1989 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 Helen Henrie, Deputy State Director of the Minnesota Technical Institute System is hereby granted the authority and directed to sign and to give the Notice of Board's Intent to Adopt a rule without a public hearing governing Post-Secondary Vocational Licensure of personnel for Emerging Occupations: Environmental Technician, Swine Production, Dispensing Optician,Chiropractic Assistant, Public Safety Communicator (911), Radiologic Technology, EKG/Cardiac Technician, Physical Therapy Assistant; revision of permanent rules in: Occupational Personal Development, Student Financial Aids Officer, and Medical Records to all persons who have registered their names with the 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 14th day of February 1989.

President
State Board of Vocational Technical Education

Attest by one other Board Member

20109910.FRM

STATE OF MINNESOTA
DEPARTMENT OF VOCATIONAL TECHNICAL EDUCATION

In the Matter of the Proposed Adoption of the Rule of the State of Minnesota Governing Postsecondary Vocational Teaching Licensure, rules for Health Occupations 3709.0230 to 3709.0270	FINDINGS OF FACT, CONCLUSIONS, AND ORDER ADOPTING RULE WITHOUT PUBLIC HEARING

Notice of the State Board of Vocational Technical Education intent to adopt the above-entitled rule was published in the *State Register* on February 13, 1989, and was sent by United States mail to all persons on the list maintained by the agency pursuant to Minnesota Statutes, sections 14.14, subdivision 1a and 14.22 on March 17, 1989. The statement of need and reasonableness was prepared before the notice of intent to adopt a rule without a public hearing was mailed to all persons on the rulemaking mailing list and published in the *State Register* and was available to the public.

All persons were given the opportunity to submit comment on the rule for 30 days after notice of the proposed rulemaking. Eleven comments were received on 3709.0230 Chiropractic Assistant, one request for a Statement for Need and Reasonableness was received, four requests for a public hearing for 3709.0230 Chiropractic Assistant were received, 15 requests for a public hearing on 3709.0230 Chiropractic Assistant and 3709.0250 Physical Therapist Assistant were received.

No requests for submission to the Attorney General were made.

Based on the comments and evidence in the record before the agency, the following modification is made to 3709.0230 Chiropractic Assistant:

Subpart 1. May teach. A teacher who has a chiropractic assistant instructor license may teach in the chiropractic assistant program ~~and may also teach courses in:~~

~~A. body mechanics in the workplace; and~~

~~B. therapeutic message.~~

The items listed as crossovers are not in the scope of practice for chiropractic assistant or taught in any other program in the Institutes. Therefore, this does not result in a substantial change in the rule.

I find the above-captioned rule with the modifications indicated are needed and reasonable.

NOW, THEREFORE, IT IS ORDERED that the rules identified as 3709.0230 to 3709.0270 Postsecondary Vocational Teaching Licenses, Health Occupations are adopted this 10th day of May, 1989, pursuant to authority vested in the State Board of Vocational Technical Education by Minnesota Statutes, section 136C.04, Subdivision 9.

Helen Henrie 5/10/89

Helen Henrie Date
Deputy Director
State Board of Vocational Technical Education

20109930.FRM

In the Matter of the Adoption of the Rule of the State of Minnesota, Board of Vocational Technical Education Governing Health Occupations Licensure for Emerging Occupations Rules 3709.0230 to 3709.0270

DECLARATION OF COUNSEL

I, H. CAMILLA NELSON, Special Assistant Attorney General, do declare that I have examined the above captioned rule, and the supporting rulemaking record, and that, based on my examination, the Administrative Procedure Act and Minnesota Rules, chapter 2010 have been followed. Any exceptions are listed below. For Attorney General billing purposes, the four-digit docket client code is 0831.

H. Camilla Nelson
Special Assistant Attorney General

Dated: May 17, 1989

COUNSEL

.av4

STATE OF MINNESOTA
Board of Vocational Technical Education

Office Memorandum

TO: Martha Casserly
Office of the Attorney General

FROM: Georgia Pomroy, License Revision Specialist

DATE: May 22, 1989

PHONE: 296-3929

RECEIVED
MAY 22 89
ATTORNEY GENERAL'S OFFICE
515 TRANSPORTATION BLDG.
ST. PAUL, MN 55155

SUBJECT: Review of Documents for Rule 3709.0230 to 3709.0270

Documents for the following rules are enclosed for your review:

3709.0230 Chiropractic Assistant
3709.0240 EKG/Cardiac Technician
3709.0250 Physical Therapist Assistant
3709.0260 Public Safety Communication (911)
3709.0270 Radiologic Technology

1. Notice of Solicitation of Outside Opinion - *State Register*
2. Certificate of SBVTE authorizing resolution
3. Copy of proposed rule
4. Signed Notice of Intent to Adopt Rule as mailed
5. Statement of Need and Reasonableness
6. Affidavit of Mailing
7. Copy of Notice of Intent to Adopt - *State Register*
8. Four copies of the rule as adopted
9. Resolution of Adoption
10. Findings of Fact - Conclusions of Law
11. Letters requesting a public hearing
    Responses and letters to rescind
    (Only 12 did not withdraw their request, therefore, no public hearing was scheduled.)
12. Declaration of Counsel by Attorney General

GP:lrv
MOTTL.D14

Attachments