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INDEX TO ADVISORY OPINIONS MINNESOTA STATE ETHICAL PRACTICES BOARD April, 1974 - August, 1993

under Minnesota Statutes Section 10A.02, subds. 8, 12\* and Minnesota Statutes Section 383B.055, subd. 1(b)



**AUGUST, 1993** 

#### ETHICAL PRACTICES BOARD \_\_\_\_\_

1st Floor S., Centennial Building
658 Cedar Street
St. Paul, MN 55155-1603; (612) 296-5148; Toll-Free: 1-800-657-3889

#### PROGRAM INDEX

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\*Please note that Minn. Stat. \$10A.02, subd. 12, provides that an advisory opinion of the Ethical Practices Board lapses the day the regular session of the Legislature adjourns in the second year following the date of the opinion.

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## CHRONOLOGICAL INDEX

Op. No.	To Whom Issued	Date Issued
1 and 2	Mr. James G. Miles, Deephaven, MN	May 31, 1974
3	Ms. Sharon L. Wemlinger, Al Loehr for Secretary of State Volunteer Committee, St. Cloud, MN	July 2, 1974
4	Mr. Henry F. Fischer, Chair, Minnesota Democratic-Farmer-Labor State Central Committee, Minneapolis, MN	July 17, 1974
5	John D. Levine, Esq., Minneapolis, MN	August 29, 1974
6	Mr. Lloyd L. Brandt, Vice President, First Bank System, Minneapolis, MN	September 9, 1974
7	Si Weisman, Esq., Hvaas, Weinman & King, Minneapolis, MN	September 16, 1974
8	Michael S. Berman, Esq., Anderson-Perpich Volunteer Committee, Minneapolis, MN	September 23, 1974
9	Mr. Henry F. Fischer, Chair, Minnesota Democratic-Farmer-Labor State Central Committee, Minneapolis, MN	September 30, 1974
10	Mr. Neil C. Sherburne, Secretary-Treasurer, Minnesota AFL-CIO, 175 Aurora Avenue, St. Paul, MN	November 1, 1974
11	Michael S. Berman, Esq., Anderson-Perpich Volunteer Committee, Minneapolis, MN	November 13, 1974
12	Mr. Albert Nelson, Jr., Swanville, MN	November 25, 1974
13	Mr. James Faber, General Manager, Minnesota Association of Commerce/Industry, St. Paul, MN	January 20, 1975

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	Op. No.	To Whom Issued	Date Issued
s I	14	Michael S. Berman, Esq., Gainsley, Squier, Berman & Korsh, Attorneys at Law, Mpls, MN	February 10, 1975
	15	R. Walter Bachman, Jr., Esq., Broeker, Bachman and Zerby, Minneapolis, MN	April 3, 1975
	16	Mr. Louis Plutzer, Deputy Commissioner of Revenue (Acting), State of Minnesota Dept. of Revenue, St. Paul, MN	March 10, 1975
	17	Stephen J. Beatty, Esq., Moore, Costello and Hart, St. Paul, MN	March 10, 1975
	18	Senator David Schaaf, Treasurer, Growe Volunteer Committee, St. Paul, MN	, April 3, 1975
	19	Senator Winston Borden, 208 State Capitol, St. Paul, MN/Senator Mel Hansen, 126 State Office Building, St. Paul, MN	April 18, 1975
(	20	Mr. Ralph T. Keyes, Executive Director, The Association of Minnesota Counties, St. Paul, MN	May 13, 1975
	21	Honorable Winston Borden, 208 State Capitol, St. Paul, MN	May 31, 1974
	22	Thomas P. Brennan, Vice-President & General Counsel, International Multifoods, Minneapolis, MN	June 27, 1975
	23	Mr. David Durenberger, H. B. Fuller Co., St. Paul, MN	August 5, 1975
	24	Representative Mary Forsythe, 377 State Office Building, St. Paul, MN	August 5, 1975
	25	Honorable Henry J. Savelkoul, Minnesota House of Representatives, St. Paul, MN	September 29, 1975

<u>Op. No.</u>	To Whom Issued	Date Issued
26	Honorable John R. Arlandson, Minnesota House of Representatives, St. Paul, MN	November 5, 1975
26A	Mr. David L. Norrgard, Executive Director, Minnesota State Ethics Commission, 410 State Office Building, St. Paul, MN	December 4, 1975
27	Mr. David L. Norrgard, Executive Director, Minnesota State Ethics Commission, 410 State Office Building, St. Paul, MN	November 6, 1975
28	Mr. Peter Vanderpoel, Chair, Environmental Quality Council	March 15, 1976
29	Mr. John P. Millhone, Director, Minnesota Energy Agency, St. Paul, MN	March 15, 1976
30	Mr. B. Allen Clutter, Executive Director, Minnesota State Ethical Practices Board, St. Paul, MN	September 8, 1976
31	Mr. B. Allen Clutter, Executive Director, Minnesota State Ethical Practices Board, St. Paul, MN	October 20, 1976
32	Mr. B. Allen Clutter, Executive Director, Minnesota State Ethical Practices Board, St. Paul, MN	January 5, 1977
33	James R. Habicht, Attorney, Minnesota Power and Light Company, 30 West Superior St., Duluth, MN 55802	January 5, 1977
34	Senator Ronald Sieloff, State Office Building, St. Paul, MN	January 5, 1977
35	Representative Tom Stoa, State Office Building, St. Paul, MN	August 3, 1977

	<u>Op. No.</u>	To Whom Issued	Date Issued
e L	36	Kennon V. Rothchild, President, State University Board, Room 407, Capitol Square Building, 550 Cedar, St. Paul, MN 55101	October 11, 1977
	37	Senator Winston Borden, Assistant Majority Leader, Room 208, State Capitol, St. Paul, MN	November 7, 1978
	38	Wyman L. Spano, Wyman L. Spano Public Relations Inc., Butler Square, Minneapolis, MN 55403	January 5, 1978
	39	Representative Stephen G. Wenzel, 266 State Office Building, St. Paul, MN 55155	January 5, 1978
	40	Roland C. Amundson, Sachs, Latz and Kirschbaum, 548 Roanoke Building, Minneapolis, MN 55402	December 12, 1977
	41	Ms. Ethel Schaen, Advocate for the Blind, 1745 University Ave., St. Paul, MN 55104	February 3, 1978
** www.	42	Robert O. Milberger, Wood City Local 158, 1403 Avenue C, Cloquet, MN 55720	February 16, 1978
( .	43	Rick Scott, DFL State Chair, Minnesota Democratic-Farmer-Labor Party, 730 East 38th Street, Minneapolis, MN 55407	March 24, 1978
	44	Rolfe A. Worden, 4344 IDS Center, Minneapolis, MN 55402/Eldon J. Spencer, Jr., 1200 National City Bank Building, Minneapolis, MN 55402	May 4, 1978
	45	John Cairns, Counsel, People for Ann O'Loughlin, Minneapolis, MN	April 13, 1978
	46	Earl B. Gustafson, Court Administrator, Judge, Tax Court of Minnesota, St. Paul, MN	April 13, 1978
	47	Duane R. Harves, Chief Hearing Examiner, Office of Hearing Examiner, St. Paul, MN	April 13, 1978

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<u>Op. No.</u>	To Whom Issued	Date Issued
48	Representatives Michael George and Jerry Knickerbocker, House of Representatives, State Capitol, St. Paul, MN 55155	May 4, 1978
49	David Beauchamp, 1211-25th Avenue South, Moorhead, MN 56560	May 4, 1978
50	Mr. E. I. Malone, Commissioner, Department of Labor & Industry, 5th Floor, Space Center Building, 444 Lafayette Road, St. Paul, MN	May 4, 1978
51	Larry Schwartz, National Order Systems, Inc., 145 West 58th Street, New York, NY 10019	May 4,1978
52	Representative Raymond J. Albrecht, State Office Building, St. Paul, MN	June 12, 1978
53	Mr. William L. Lucas, Assistant Director, Administration, Crime Control Planning Board 3124 East Minnehaha Parkway, Minneapolis, MN	July 18, 1978
54	Mr. Donald J. Moll, Assistant Treasurer, UAW-V-CAP, 8000 East Jefferson Avenue, Detroit, MI 48214	July 18, 1978
55	Rep. Gaylin Den Ouden, State House of Representatives, 385 State Office Building St. Paul, MN	September 27, 1978
56	Representative Arne Carlson, Minnesota House of Representatives, 319 State Office Building, St. Paul, MN 55155	October 16, 1978
57	Senator Robert O. Ashbach, State Office Building, St. Paul, MN 55155	January 19, 1979
58	Mr. M. E. Smedsrud, President, Communicating For Agriculture, P. O. Box 677, Fergus Falls, MN 56537	October 26, 1979

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	<u>Op. No.</u>	To Whom Issued	Date Issued
	59	Ms. Allene D. Evans, Broeker, Hartfeldt, Hedges & Grant, 2850 Metro Drive, Suite 800 Minneapolis, MN 55420	August 24, 1979
	60	Senator Roger Strand, Chair, 7th Congressional District DFL Senate Caucus, 24 State Capitol, St. Paul, MN 55155	January 9, 1980
	61	Bruce Kasden, Mayor, City Hall, Moose Lake, MN 55767	March 7, 1980
	62	Representative Ray Welker, Route 5, Box 30AB Montevideo, MN 56265	March 7, 1980
	63	Mr. Denis Wadley, Vice President (State Board) Americans for Democratic Action, Minnesota Chapter, P.O. Box 19288, Minneapolis, MN 55419	August 1, 1980
	64	Senator Wayne Olhoft, Room 30, State Capitol, St. Paul, MN 55155	May 30, 1980
	65	Rep. Gerald Knickerbocker, 395 State Office Building, St. Paul, MN 55155	July 9, 1980
	66	Representative Glen Sherwood, Star Route 60, Pine River, MN 56474	June 6, 1980
	67	Pamela Berkwitz, President/Joyce Lake, Action Chair, League of Women Voters of Minnesota, 555 Wabasha St., St. Paul, MN 55102	June 6,1980
	68	Rep. Al Wiesser, Jr., 332 State Office Building, St. Paul, MN 55155	July 9, 1980
۰	<b>69</b>	Commissioner Richard E. Kremer, Board of Hennepin County Commissioners, 2400 Government Center, Minneapolis, MN 55487	August 15, 1980

<u>Op. No.</u>	To Whom Issued	Date Issued
70	Richard A. Hodges, President/Joyce Lake, Executive Director, Common Cause/Minnesota, Room 307, 555 Wabasha St., St. Paul, MN 55102	August 1, 1980
71	Rep. Willis R. Eken, Twin Valley, MN 56584	September 19, 1980
72	John R. Stone, Editor, Pope County <u>Tribune</u> , Glenwood, MN 56334	August 15, 1980
73	Michael L. Flanagan, Esq., 2350 IDS Center, Minneapolis, MN 55402/William F. Brooks, Jr., Esq., 900 Midland Bank Building, Minneapolis, MN	September 19, 1980
74	Richard A. Forschler, Esq., Larkin, Hoffman, Daly & Lindgren, Ltd., Attorneys at Law, 1500 Northwestern Financial Center, 7900 Xerxes Avenue S. Minneapolis, MN 55431	November 14, 1980
75	Mr. Arthur W. Seaberg, 313 Degree of Honor Building, St. Paul, MN 55101	November 14, 1980
76	Representative Glen H. Anderson, 291 State Office Building, St. Paul, MN 55155	December 18, 1980
77	Commissioner Randy Johnson, Board of Hennepin County Commissioners, 2400 Government Center, Minneapolis, MN 55487	March 27, 1981
78	Representative Douglas W. Carlson, 372 State Office Building, St. Paul, MN 55155	April 10, 1981
79	Bruce Beattie, Finance Director, Minnesota Democratic-Farmer-Labor Party, 730 East 38th Street, Minneapolis, MN 55407	July 17, 1981
80	Vernon T. Hoppe, Director of Property Taxation, Hennepin County, Department of Property Taxation, A606 Government Center, Minneapolis, MN 55487	June 26, 1981

<u>Op. No.</u>	To Whom Issued	Date Issued
81	Mr. Tim Groshens, Administrator, Lawyers Public Affairs Commission, 110 Minnesota Federal Building, Minneapolis, MN 55402	December 2, 1981
82	Senator Eric Petty, 4858 Lyndale Avenue S., Minneapolis, MN 55409	March 26, 1982
83	Mr. John W. Ardoyno, Treasurer, Libertarian Party of Minnesota, 14150 Guthrie Avenue, Apple Valley, MN 55124	January 13, 1983
84	Hon. Mark Andrew, Hennepin County Commissioner, 2400 Government Center, Minneapolis, MN 55487	August 11, 1983
85	John H. Daniels, Jr., Esq., Willeke & Daniels, Attorneys and Counselors at Law, 925 Soo Line Building, Fifth & Marquette, Minneapolis, MN	October 6, 1983
86	Steven Zupke, Administrator, Minnesota Trial Lawyers Political Action Committee, 906 Midwest Plaza East, Minneapolis, MN 55402	January 12, 1984
<b>87</b>	Vernon T. Hoppe, Director of Property Taxation, Hennepin County, A606 Government Center, Minneapolis, MN 55487	March 9, 1984
88	Glen S. Dorfman, Director of Governmental Affairs, Minnesota Association of Realtors, 5501 Green Valley Drive, Bloomington, MN 55437	May 18, 1984
89	Hon. Joel Jacobs, State Representative, 2806-116th Lane N.W., Coon Rapids, MN 55433	May 18, 1984
90	Walter J. Duffy, Jr., Treasurer, (Rudy) Perpich Volunteer Committee, 2300 Multifoods Tower, 33 South Sixth Street, Minneapolis, MN 55402	November 15, 1984
91	L. Ashley Whitesell, Jr., M.D., Chair, Minnesota Medial Political Action Committee (MINNPAC), P.O. Box 14469 Minneapolis, MN 55414	January 31, 1985

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<u>Op. No.</u>	To Whom Issued	Date Issued
92	Hon. Richard J. Cohen, Attorney at Law, 200 City Place, 730 Hennepin Avenue, Minneapolis, MN 55403	August 9, 1985
93	Hon. Robert W. Mattson, State Treasurer, 303 State Administration Building, St. Paul, MN 55155	October 24, 1985
94	Hon. Fred C. Norton, House Minority Leader, 267 State Office Building, St. Paul, MN 55155	March 27, 1986
95	David L. Sasseville, Lindquist & Vennum 4200 IDS Center, Minneapolis, MN 55402-2205	April 10, 1987
96	Bruce D. Willis, Esq., Popham, Haik, Schonobrich, Kaufman, & Doty, LTD., 3300 Piper Jaffray Tower, Minneapolis, MN 55402	July 13, 1987
97	Dale G. Folstad, County Auditor, Director of Property Tax & Public Records, Hennepin County, A607 Government Center, Minneapolis, MN 55487	November 5, 1987
98	Mr. James Johnson, Treasurer, John Sarna Volunteer Committee, 2943 Cleveland N.E., Minneapolis, MN 55418	January 21, 1988
99	Bruce D. Willis, Esq., Popham, Haik, Schonobrich, Kaufman, & Doty, LTD., 3300 Piper Jaffray Tower, Minneapolis, MN 55402	May 21, 1988
100	Alan W. Weinblatt, Esq., Weinblatt & Davis, Suite 1616, Pioneer Building, 336 Robert St., St. Paul, MN 55101	December 29, 1988
101	Eric Sandrock, 8696 Hillside Trail, Cottage Grove, MN 55016	July 27, 1989
102	Representative Howard Orenstein, 521 State Office Building, St. Paul, MN 55155	August 24, 1989
103	Bruce D. Willis, Esq., Popham, Haik, Schnobrich & Kaufman, Ltd., 3300 Piper Jaffray Tower, Minneapolis, MN 55402	October 26, 1989

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<u>Op. No.</u>	To Whom Issued	Date Issued
104	Hon. Joe Bertram, Sr., State Senator 323 State Capitol, St. Paul, MN 55155	March 30, 1990
105	Hon. Linda Scheid, 583 State Office Bldg. St. Paul, MN 55155	July 26, 1990
106	James L. Volling, Esq., Faegre & Benson 2200 Norwest Center, 90 South Seventh Street Minneapolis, MN 55402-3901	July 26, 1990
107	Hon. John Marty, 235 State Capitol St. Paul, MN 55155	July 26, 1990
108	Susan A. Powers, City Clerk, City of Burnsville 199 Civic Center Parkway, Burnsville, MN 55337-3817	March 8, 1991
109	Timothy P. Flaherty, Esq. Briggs and Morgan Law Offices 2200 First National Bank Building St. Paul, MN 55101	April 26, 1991
110	Bert J. McKasy, Commissioner Department of Commerce 133 East 7th Street St. Paul, MN 55101	May 15, 1991
111	Jane A. McPeak, City Attorney City of St. Paul 647 City Hall St. Paul, MN 55102	June 6, 1991
112	Betty Backes, City Clerk City of Coon Rapids 1313 Coon Rapids Boulevard Coon Rapids, MN 55433-5397	October 3, 1991
113	Hon. Arne H. Carlson Office of the Governor Rm. 130 Capitol Bldg. St. Paul, MN 55155	August 22, 1991
114	Harley A. Ogata, Staff Attorney Minnesota Education Association 41 Sherburne Ave St. Paul, MN 55103-2196	December 9, 1991
115	Erik A. Ahlgren, Esq. Dorsey and Whitney 2200 First Bank Place E Minneapolis, MN 55402-1498	December 9, 1991

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Op. No.	To Whom Issued	Date Issued
116	Carol G. Wiessner, Esq. Project Environment Foundation Suite 206 26 E. Exchange St.	
	St. Paul, MN 55101-2264	December 9, 1991
117	The Honorable Karen Clark 503 State Office Building	
	St. Paul, MN 55155	December 9, 1991
118	Sarah Janecek, Esq. Government Relations Group 525 Park Street Suite 211 Capitol Office Bldg.	
	St. Paul, MN 55103	February 4, 1992
119	The Honorable Ted. A. Mondale 5032 28th Avenue West St. Louis Park, MN 55416	February 11, 1992
120	John A. Cairns, Esq. Briggs & Morgan Law Offices	
	2400 IDS Center Minneapolis, MN 55402	February 4, 1992
121	The Hon. Rich O'Connor State Representative 593 State Office Building St. Paul, MN 55155	Feb
		February 28, 1992
122	Jeffrey W. Hamiel, Executive Director Metropolitan Airports Commission Minneapolis-Saint Paul International Airport 6040 - 28th Avenue South Minneapolis, MN 55450	Board unable to approve advisory opinion by required four votes
123	Kathleen M. Lamb, Esq. McGrann Shea Franzen Carnival Straughn & Lamb, Chartered 1700 Lincoln Centre 333 South 7th Street Minneapolis, MN 55402-2436	Board unable to approve advisory opinion by required four votes
124	The Hon. Rich O'Connor 593 State Office Building St. Paul, MN 55155	June 3, 1992
125	Thomas J. Bieter, Esq. 300 Missabe Building Duluth, MN 55802-1994	August 31, 1992

<u>Op. No.</u>	To Whom Issued	Date Issued
126	Donna Denkinger 1751 Hague Avenue	
	St. Paul, MN 55104	October 8, 1992
127	Alan W. Weinblatt, Esq.	
	Weinblatt and Davis	
	336 Robert Street	
	St. Paul, MN 55101	November 12, 1992
128	John L. Holahan, Jr.	
	Attorney at Law	
	4570 West 77th Street, Suite 223	
	Edina, MN 55435	February 27, 1993
129	B. Holly Schadler, Esq.	
	Perkins Coie	
	607 - 14th Street, NW	
	Washington, DC 20005-2011	April 21, 1993
130	The Honorable Richard H. Jefferson	
	577 State Office Building	
	St. Paul, MN 55155	March 10, 1993
131	Alan W. Ingram, Executive Director	
	National Association of Social Workers	
	Minnesota Chapter	
	480 Concordia Avenue	
	St. Paul, MN 55103	August 4, 1993
132	Mike Triggs, Executive Director	
	(Arne) Carlson / (Joanell) Dyrstad Vol Comm	
	Suite 180-S, 1821 University Ave W	
	St. Paul, MN 55104	August 4, 1993

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76	Noncampaign Disbursement, Flags
77	Hennepin County Disclosure, Campaign Finance
78	State Legislator
79	Contributions, Stock
80	Hennepin County Disclosure, Administration
81	Voluntary Contribution Plans
82	Constituent Services
83	Contributors to Political Party Committee
84	Hennepin County Disclosure
85	Definition of "immediate family member"
86	Contribution Plan
87 .	Hennepin County Disclosure Law - Administration
88	Reimbursement for Administrative Costs
89	Purchase of Equipment
90	Campaign Expenditures
91	Replacement of Lost Contribution Check
92	Campaign Contributions
93	Reporting Requirements
94	Constituent Services
95	Lobbyist Disbursement Report
96 `	Campaign Finance Disclosure
97	Hennepin County Disclosure Law
98	Hennepin County Disclosure Law
99	Contribution Plan

100	Public Financing
101	Legal Defense Fund
102	Campaign Finance Disclosure
103	Campaign Finance Disclosure
104	Acquisition and Disposition of a Committee Asset
105	Matching Requirement
106	Lobbyist Compensation
107	Campaign Finance
108	Local Officials
109	Lobbyist Disclosure
110	Potential Conflict of Interest
111	Lobbyist Disclosure
112	Local Officials
113	Contribution
114	Campaign Finance Disclosure
115	Campaign Finance Disclosure
116	Lobbying Disclosure
117	Fundraising During Legislative Session
118	Lobbying Disclosure
119	Potential Conflict of Interest
120	Annual Report of Lobbyist Principal
121	Campaign Finance: Constituent Services
122	Lobbyist Principal - Alternate disposition; Board unable to approve advisory opinion by required four votes.
123	Lobbyist Principal - Alternate disposition; Board unable to approve advisory opinion by required four votes.
124	Campaign Finance Disclosure
125	Appliable Campaign Expenditure Limit
126	Public Subsidy Agreement
127	Purchase of Facsimile Machine
128	Minor Political Party
129	Democratic Congressional Campaign Committee
130	Fundraising During Legislative Session
131	Payments to Political Fund
132	Defective Campaign Material