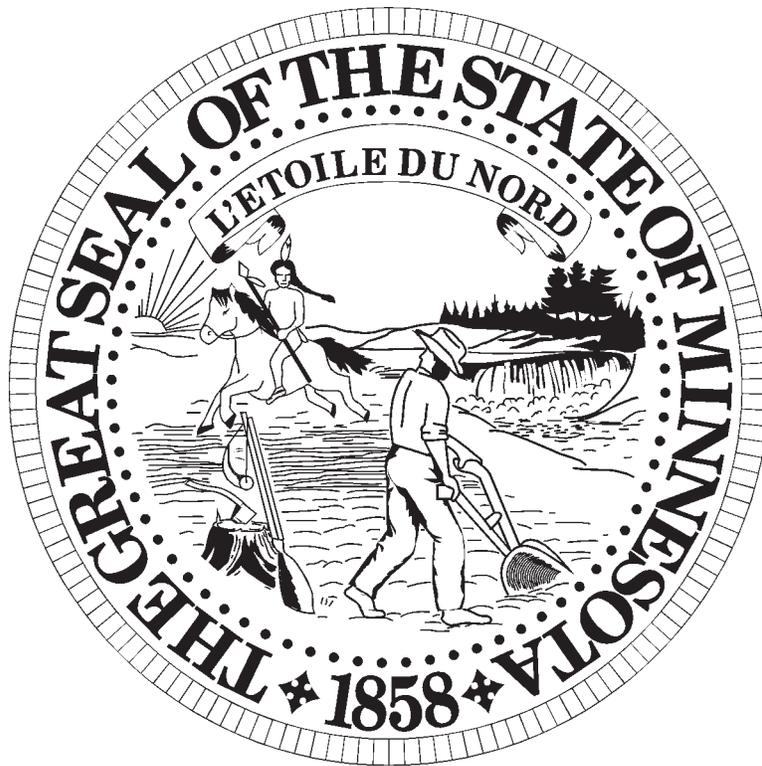


State of Minnesota

State Register



**Rules, Executive Orders, Appointments,
Commissioners' Orders, Revenue Notices, Official Notices, Grants,
State Contracts & Loans, Non-State Bids, Contracts & Grants**
Published every Monday (Tuesday when Monday is a holiday)

**Monday 27 August 2007
Volume 32, Number 9
Pages 363 - 402**

State Register

Judicial Notice Shall Be Taken of Material Published in the *State Register*

The *State Register* is the official publication of the State of Minnesota, published weekly to fulfill the legislative mandate set forth in *Minnesota Statutes* § 14.46. The *State Register* contains:

- rules of state agencies
- commissioners' orders
- state grants and loans
- executive orders of the governor
- revenue notices
- contracts for professional, technical and consulting services
- non-state public bids, contracts and grants
- appointments
- official notices

PUBLISHING NOTICES: Submit ONE COPY of your notice, typed double-spaced. State agency submissions must include a "State Register Printing Order" form, and a "Certification/Internal Contract Negotiation" form with contracts for professional, technical and consulting services. Non-State Agencies should submit ONE COPY, with a letter on your letterhead stationery requesting publication and date to be published. **E-MAIL** submissions to: robin.panlener@state.mn.us, or **FAX** to: (651) 297-8260. Please follow FAX by sending originals and applicable forms or letters. The charge is \$14.40 per tenth of a page (columns are seven inches wide). One typewritten, double-spaced page is about 4/10s of a page in the *State Register*, or \$57.60. About 2-1/2 pages typed, double-spaced, on 8-1/2"x11" paper equal one typeset page in the *State Register*. Contact the editor if you have questions.

SUBSCRIPTION SERVICES:

Copies are available at Minnesota's Bookstore, 660 Olive Street, St. Paul, MN 55155. Order by phone: Metro area: (651) 297-3000 Toll free (800) 657-3757. TTY relay service phone number: (800) 627-3529. **NO REFUNDS.** E-mail subscriptions are available by contacting (651) 297-8777. Send address changes to Minnesota's Bookstore, 660 Olive Street, St. Paul, Minnesota 55155.

SEE THE *State Register* free at **website:** <http://www.minnesotasbookstore>

- **State Register: On-line subscription** – \$180, includes Early View, LINKS, INDEX, and Sidebar Table of Contents *sent to you via E-mail*.
- **Single issues** are available for a limited time: *State Register* \$5.00.
- "Affidavit of Publication" costs \$10.00 and includes a notarized "Affidavit" and a copy of the issue.

Printing Schedule and Submission Deadlines

Vol. 32 Issue Number	PUBLISH DATE (BOLDFACE shows altered publish date)	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts	Deadline for Proposed, Adopted and Exempt RULES
# 9	Monday 27 August	Noon Tuesday 21 August	Noon Wednesday 15 August
# 10	TUESDAY 4 SEPTEMBER	Noon Tuesday 28 August	Noon Wednesday 22 August
# 11	Monday 10 September	Noon Tuesday 4 September	Noon Wednesday 29 August
# 12	Monday 17 September	Noon Tuesday 11 September	Noon Wednesday 5 September

Copyright © 2007 Materials Management Division, Department of Administration, State of Minnesota.

USPS Publication Number: 326-630 (ISSN: 0146-7751)

THE STATE REGISTER IS PUBLISHED by Materials Management Division, Department of Administration, State of Minnesota, pursuant to *Minnesota Statutes* § 14.46 and is available at main branch county libraries in Minnesota and all "State Depository Libraries:" State University and Community College libraries; University of Minnesota libraries; St. Paul, Minneapolis and Duluth Public Libraries; Legislative Reference Library; State Law Library; Minnesota Historical Society Library; and Library Development Service at the State Department of Education.

Tim Pawlenty, Governor	(651) 296-3391	Department of Administration:	<i>State Register:</i>	
Carol L. Molnau, Lt. Governor	(651) 296-3391	Dana B. Badgerow, Commissioner	Robin Panlener, editor	(651) 297-7963
Lori Swanson, Attorney General	(651) 297-4272	Materials Management Division:	John Mikes, assistant editor	(651) 297-4616
Rebecca Otto, State Auditor	(651) 297-3670	Kent Allin, Director	Cathy Hoekstra, subscriptions	(651) 297-8777
Mark Ritchie, Secretary of State	(651) 296-2079	Mary Mikes, Manager	Bonnie Karels, billing	(651) 296-4912

Minnesota Legislative Information

Senate Public Information Office (651) 296-0504
State Capitol, Room 231, St. Paul, MN 55155
Website: www.senate.leg.state.mn.us/departments/secretary/seninfo.htm

House Public Information Services (651) 296-2146
State Office Building, Room 175,
100 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155
Website: www.house.leg.state.mn.us/hinfo/hinfo.htm

Minnesota State Court System

Court Information Office (651) 296-6043
MN Judicial Center, Rm. 135, 25 Rev. Dr. Martin Luther King Jr Blvd.,
St. Paul, MN 55155 **Website:** www.courts.state.mn.us

Federal Register

Office of the Federal Register (202) 512-1530; or (888) 293-6498
U.S. Government Printing Office – Fax: (202) 512-1262
Website: http://www.access.gpo.gov/su_docs/aces/aces140.html

Minnesota Rules: Amendments & Additions

Rules Index - Vol. 32, # 1-9, July 2 - August 27, 2007 366

Adopted Rules

Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience, and Interior Design Board

Adopted Permanent Rules Relating to Classes of Buildings..... 367

Expedited Emergency Rules

Natural Resources Department

Adopted Expedited Emergency Game and Fish Rules: General Regulations for National Wildlife Refuges and Federal Waterfowl Production Areas, Taking Fisher, Pine Marten, and Otter..... 367

Adopted Expedited Emergency Game and Fish Rules: Special Provisions for Wildlife Management Areas and Game Refuges..... 369

Adopted Expedited Emergency Game and Fish Rules: Youth Waterfowl Day; Early Goose Hunting; Waterfowl Feeding and Resting Areas..... 371

Exempt Rules

Health Department

Adopted Exempt Temporary Rules Relating to Health Risk Limits for Perfluorochemicals..... 373

Executive Orders

Office of the Governor

Emergency Executive Order #07-10: Declaring a State of Emergency in the State of Minnesota..... 375

Commissioners' Orders

Natural Resources Department

Designation of Wildlife Management Areas..... 377

Official Notices

Get More Information - FAST - plus these LINKS..... 379

Human Services Department

Aging Board
Intent to Designate an Area Agency on Aging..... 379

Health Care Purchasing and Delivery Systems Division, Health Care Administration: Maximum Allowable Costs of Medical Assistance
Outpatient Prescribed Drugs..... 380

Pollution Control Agency (MPCA)

Air Emission Facility: Proposed Issuance of Part 70 General
Manufacturing General Permit..... 382

Teachers Retirement Association (TRA)

Meeting of the Board of Trustees September 18, 2007..... 384

State Grants & Loans

Corrections Department

Request for Proposals (RFP) for Application Support for MINNCOR Industries..... 385

Health Department

Environmental Health Division: Request for Proposals for
Lead-Safe Housing Grant..... 385

Human Services Department

Transition to Economic Stability Division: Request for Proposals to Establish Minnesota Family Investment Program Children's
Mental Health Pilots..... 387

Community Partnerships Division, Child Development Services:
Request For Proposals (RFP) For Qualified Grantee(s) To Provide Services to Family, Friend and Neighbor (FFN) Child Care Providers and the Children in Their Care to Promote Children's Early Literacy, Healthy Development and School Readiness and to Foster Community Partnerships to Promote Children's School Readiness..... 387

Revenue Department

Request for Proposals for Grants to Provide Taxpayer Assistance
Services to Low Income and Disadvantaged Minnesota Residents..... 388

State Contracts

Cut Expenses - Quickly - with these LINKS..... 389

Administration Department

Commissioner's Office: Availability of Contract for a
Drive to Excellence Lean Consultant..... 390
Real Estate & Construction Services
State Real Property for Sale in Duluth, Minnesota..... 390
State Real Property for Sale in Faribault, Minnesota..... 390
State Real Property for Sale in Golden Valley, Minnesota..... 391
State Real Property for Sale in Hermantown, Minnesota..... 391

Colleges and Universities, Minnesota State (MnSCU)

Office of the Chancellor

Request for Proposal for a Study of Higher Education Needs
in the Mesabi Range Region..... 391

Office of the Chancellor

Request for Proposal to Provide
Applications Development Staff Augmentation..... 392

Saint Paul College

Request for Bids for Printing of Saint Paul College Magazine and
Course Schedule - Spring 2008..... 392

Executive Council

State Board of Investment

Land Exchange Board

Investment Advisory Council

Meetings of the Executive Council, State Board of Investment and
the Land Exchange Board on October 15, 2007, and the
Investment Advisory Council on September 4, 2007..... 393

Natural Resources Department (DNR)

Availability of Contract for Electronic License System..... 393

Transportation Department (Mn/DOT)

Contracting Opportunities for a Variety of Highway Related
Technical Activities ("Consultant Pre-Qualification Program")..... 394
Professional/Technical Contract Opportunities..... 394

Water and Soil Resources Board

Request for Proposals to Complete Two Components of the
Northeast Minnesota Wetland Migratory Strategy..... 395

Non-State Bids, Contracts & Grants

Metropolitan Airports Commission (MAC)

Public Notice for Qualifications Statements for Legal Services..... 398

Metropolitan Council

Request for Proposals (RFP) for Background Investigation Services..... 398
Request for Proposals (RFP) for Workers' Compensation Medical Bill
Review and Payment..... 398

Metropolitan Council - Metro Transit

Request for Proposals for Two Rivers Transit Service..... 399

Minnehaha Creek Watershed District

Bids Solicited for Wetland and Upland Restoration of about 30 Acres..... 399

University of Minnesota

Subscribe to Bid Information Service (BIS)..... 400

Minnesota's Bookstore

..... 401

Contracts information is available from the Materials Management Helpline
(651) 296-2600, or Web site: www.mmd.admin.state.mn.us

State Register information is available from Minnesota's Bookstore (651)
297-3000, or (800) 657-3757, Web site: www.minnesotasbookstore.com

Minnesota Rules: Amendments and Additions

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

The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 80 state agencies have the authority to issue rules. Each agency is assigned specific **Minnesota Rule** chapter numbers. Every odd-numbered year the **Minnesota Rules** are published. The current 1999 set is a 13-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Generally speaking, proposed and adopted exempt rules do not appear in this set because of their short-term nature, but are published in the *State Register*.

An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, or within 60 days of the effective date of any new statutory grant of required rulemaking.

When rules are first drafted, state agencies publish them as **Proposed Rules**, along with a notice of hearing, or a notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules and withdrawn proposed rules are also published in the *State Register*. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the *State Register* as **Adopted Rules**. These final adopted rules are not printed in their entirety in the *State Register*, only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the *State Register*, the issue the rule appeared in as proposed, and later as adopted. For a more detailed description of the rulemaking process, see the most current edition of the *Minnesota Guidebook to State Agency Services*.

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues #1-13 inclusive; issues #14-25 inclusive; issue #26 cumulative for issues #1-26; issues #27-38 inclusive; issue #39, cumulative for issues #1-39; issues #40-51 inclusive; and issues #1-52 (or 53 in some years), cumulative for issues #1-52 (or 53). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the *State Register*, contact Minnesota's Bookstore, 660 Olive Street (one block east of I-35E and one block north of University Ave), St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

Rules Index: Volume 32 - Issues # 1- 9 Monday 2 July 2007 - Monday 27 August 2007

Labor & Industry Department - State Building Code

1300 (adopted).....	5
1303 (adopted).....	9
1303.1900 (repealed).....	9
1305 (adopted).....	7
1306 (adopted).....	6
1309 (adopted).....	12
1309.0312; .0315; .0316; .0322; .0506; .0703 s. 1-2, 4-8 (repealed).....	12
1341 (adopted).....	9

Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience, and Interior Design Board

1800.5900 (adopted).....	367
1800.5700; .5800 change to 1800.5900.....	367
1800.5800 (repealed).....	367

Health Department

4717.7200; .7500; .7650 (adopted exempt).....	373
4731 (proposed).....	249

Labor & Industry Department - Occupational Safety & Health

5205.0010 (proposed exempt).....	18
----------------------------------	----

Natural Resources Department

6216.0350 (adopted expedited emergency).....	256
6216.0350, s. 4, (adopted expedited emergency repealer).....	256

6230.0200; .0290; .0295; .0400 (adopted expedited emergency).....	369
6230.0200, s. 13; .0290; .0400, s. 12, 21, 33, 54 (repealed expedited emergency).....	369
6230.1200; 6234.1700; .2000; .2100 (adopted expedited emergency).....	367
6240.0610; .1200; .1750; .1850; .2100 (adopted expedited emergency).....	371

Pollution Control Agency

7001.1800; 7050.0110; .0130; .0140; .0150; .0185; .0186; .0190; .0210; .0217; .0218; .0220; .0221; .0222; .0223; .0224; .0225; .0226; .0227; .0400; .0420; .0425; .0430; .0440; .0450; .0460; .0467; .0470; 7053.0115; .0135; .0155; .0195; .0205; .0215; .0225; .0235; .0245; .0255; .0265; .0275; .0305; .0405 (proposed).....	87, 250
7050.0200; 7050.0210, s. 1, 3, 9, 10, 12, 13a, 15, 17, 18; .0211; .0212; .0213; .0214; .0215; .0216; .0221, s 5; .0222, s 8; 7056.0010; .0020; .0030; .0040; 7065.0010; .0020; .0030; .0040; .0050; .0060; .0070; .0100; .0110; .0120; .0130; .0140; .0150; .0160; .0200; .0210; .0220; .0230; .0240; .0250; .0260 (proposed repealer).....	87, 250

Public Facilities Authority

7380.0250; .0252; .0255; .0260; .0265; .0272; .0275; .0277; .0280; .0285; .0295; .0296; .0297; .0400; .0422; .0425; .0430; .0442; .0445; .0450; .0460; .0470; .0475; .0480 (adopted).....	281
7380.0100; .0110; .0120; .0130; .0245; .0250, s. 8, 11, 13, 20, 22, 25, 27, 30, 31, 32, 33; .0255, s. 4; .0260, s. 2, 3, 5; .0270; .0275, s. 2; .0410; .0420; .0430, s. 3, 4, 5; .0440 (repealed).....	281

Labor & Industry Department - State Fire Code

7510 (repealed).....	10
7511 (adopted).....	10

Minnesota Rules: Amendments and Additions

Water and Soil Resources Board

8420.0122 s. 8 (repealed exempt)..... 281

6115.0250; 8420.0115; .0122;.0200; .0250; .0290; .0510; .0520;

.0530; .0541; .0542; .0543; .0544; .0546; .0549; .0650

(adopted exempt)..... 281

Adopted Rules

A rule becomes effective after the requirements of *Minnesota Statutes* §§ 14.05-14.28 have been met and five working days after the rule is published in the *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.

KEY: Proposed Rules - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience, and Interior Design

Adopted Permanent Rules Relating to Classes of Buildings

The rules proposed and published at *State Register*, Volume 31, Number 24, pages 739-743, December 11, 2006 (31 SR 739), are adopted as proposed.

Expedited Emergency Rules

Provisions exist for the Commissioners of some state agencies to adopt expedited emergency rules when conditions exist that do not allow the Commissioner to comply with the requirements for emergency rules. The Commissioner must submit the rule to the attorney general for review and must publish a notice of adoption that includes a copy of the rule and the emergency conditions. Expedited emergency rules are effective upon publication in the *State Register*, and may be effective up to seven days before publication under certain emergency conditions.

Expedited emergency rules are effective for the period stated or up to 18 months. Specific *Minnesota Statute* citations accompanying these expedited emergency rules detail the agency's rulemaking authority.

KEY: Proposed Rules - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules: General Regulations for National Wildlife Refuges and Federal Waterfowl Production Areas, Taking Fisher, Pine Marten, and Otter

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, Section 84.027, subdivision 13 (b). The statutory authority for the contents of the rule is *Minnesota Statutes*, Sections 97A.098, 97B.635, and 97B.921.

Expedited Emergency Rules

The emergency conditions that do not allow compliance with *Minnesota Statutes*, Sections 97A.0451 to 97A.0459, are as follows: Changes to furbearer bag limits are established based on population modeling completed in May of each year. Changes to the otter zone where otter may be trapped were based on survey data conducted in March 2007. The taking of otter on the Upper Mississippi National Wildlife Refuge changed as a result of the same March 2007 survey data.

Dated: August 6, 2007

Mark Holsten, Commissioner
Department of Natural Resources

6230.1200 GENERAL REGULATIONS FOR NATIONAL WILDLIFE REFUGES AND FEDERAL WATERFOWL PRODUCTION AREAS.

[For text of subpart 1, see M.R.]

Subp. 2. **Refuges closed to taking of otter.** National wildlife refuges are closed to the taking of otter, except that otter may be taken on the Upper Mississippi National Wildlife Refuge by permit issued by the appropriate refuge manager.

6234.1700 TAKING FISHER AND PINE MARTEN.

Subpart 1. **Open season.** Fisher and pine marten may be taken in 2007 by trapping from the first Saturday following Thanksgiving to the Sunday nearest December 12.

[For text of subs 2 to 4, see M.R.]

6234.2000 TAKING OTTER.

[For text of subpart 1, see M.R.]

Subp. 2. **Open season and area for otter in South Zone.**

Otter may be taken by trapping from 9:00 a.m. on the Saturday nearest October 30 to the Sunday nearest January 6 only in that portion of the zone lying north of Interstate Highway 94 beginning at the west boundary of the state; thence along Interstate Highway 94 to U.S. Highway 10; and thence along U.S. Highway 10 to the east boundary of the state and east of U.S. Highway 63 beginning at the south boundary of the state; thence along U.S. Highway 63 to U.S. Highway 52; thence along U.S. Highway 52 to State Trunk Highway 19; thence along State Trunk Highway 19 to Interstate Highway 35; thence along Interstate Highway 35 to State Trunk Highway 13; thence along State Trunk Highway 13 to U.S. Highway 169; thence along U.S. Highway 169 to State Trunk Highway 41; thence along State Trunk Highway 41 to U.S. Highway 212; thence along U.S. Highway 212 to U.S. Highway 71; thence along U.S. Highway 71 to U.S. Highway 12 to the west boundary of the state.

Subp. 3. **Bag limits for otter in North Zone.** In the North Zone, a person may not take more than four otter per season, or possess more than four otter at a time, except that a person may possess additional pelts that the person lawfully took, tagged, and registered during previous seasons.

Subp. 3a. **Bag limits for otter in South Zone.** In the South Zone, a person may not take more than two otter per season, or possess more than two otter at a time, except that a person may possess additional pelts that the person lawfully took, tagged, and registered during previous seasons, in that portion of the South Zone lying south and east of the intersection of State Trunk Highway 41 and U.S. Highway 212; thence along U.S. Highway 212 to Interstate Highway 494W; thence along Interstate Highway 494W to Interstate Highway 94; thence along Interstate Highway 94 to Interstate Highway 694N; thence along Interstate Highway 694N to Interstate Highway 494E; thence along Interstate Highway 494E to U.S. Highway 61; thence along U.S. Highway 61 to U.S. Highway 10; thence along U.S. Highway 10 to the east boundary of the state. In the remainder portion of the South Zone, a person may not take more than four otter per season, or possess more than four otter at a time, except that a person may possess additional pelts that the person lawfully took, tagged, and registered during previous seasons.

[For text of subp 4, see M.R.]

6234.2100 SPECIAL PROVISIONS FOR TAKING BEAVER AND OTTER.

[For text of subs 1 to 5, see M.R.]

Subp. 6. **Taking in national wildlife refuges.** Within the Agassiz, Minnesota Valley, Rice Lake, Sherburne, Tamarac, and Upper Mississippi National Wildlife Refuges, beaver may be taken by licensed trappers by permit issued by the appropriate refuge manager. All other national wildlife refuges are closed to beaver trapping. All national wildlife refuges are closed to otter trapping, except that otter may be taken on the Upper Mississippi National Wildlife Refuge by permit issued by the appropriate refuge manager.

EFFECTIVE PERIOD. The emergency amendments to *Minnesota Rules*, part 6234.1700, expire December 31, 2007. The emergency amendments to *Minnesota Rules*, parts 6230.1200, 6234.2000, and 6234.2100, expire January 31, 2008. After the emergency amendments expire, the permanent rules as they read prior to those amendments again take effect, except as they may be amended by permanent rule.

Expedited Emergency Rules

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules: Special Provisions for Wildlife Management Areas and Game Refuges

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b). The statutory authority for the contents of the rules is *Minnesota Statutes*, sections 97A.091, 97A.137, 97B.111, 97B.112

The emergency conditions that do not allow compliance with *Minnesota Statutes*, sections 97A.0451 to 97A.0459, are as follows: Intensively managed dove fields are not determined until June, and such fields need lead shot restrictions to reduce disease impacts on mourning doves. Changes to Wildlife Management Areas are part of a permanent rule process that will not be completed before this year's hunting and trapping seasons, and as a result of 2007 legislation.

Other refuge changes are part of a permanent rule process that will not be completed before this year's hunting and trapping seasons.

Dated: August 6, 2007

Mark Holsten, Commissioner
Department of Natural Resources

6230.0200 SPECIAL PROVISIONS FOR WILDLIFE MANAGEMENT AREAS.

[For text of subs 1 to 3, see M.R.]

Subp. 4. **Areas with hunting, trapping, and firearms restrictions.** The Bayport Wildlife Management Area in Washington County, the Hastings Wildlife Management Area in Dakota County, and the Raguet Wildlife Management Area in Scott and Carver Counties are:

- A. closed to the trapping of unprotected mammals, except when there is an open trapping season for a protected species;
- B. closed to the possession of firearms unless unloaded and contained in a case, except that shotguns with only No. 4 buckshot or smaller diameter shot may be used during the small game season in posted areas; and
- C. open to the possession and use of lawful archery equipment in designated hunting areas during established hunting seasons.

In the Bayport Wildlife Management Area, all firearms will be allowed on the specified rifle range when supervised by the Minnesota Department of Corrections.

[For text of subp 5, see M.R.]

Subp. 6. **Areas closed to hunting only.** The Hearing Island and Interstate Island Wildlife Management Area in St. Louis County, the Pine City Wildlife Management Area in Pine County, the Wesley E. Olson Wildlife Management Area in Big Stone County, the Tom Cliff Wildlife Management Area in Waseca County, the Somsen Wildlife Management Area in Brown County, the portion of the Perched Valley Wildlife Management Area located in Section 6 of Township 112 North, Range 13 West, and Section 31 of Township 113 North, Range 13 West, lying north and east of Highway 61, and the Carl and Verna Schmidt and Bur Oak Wildlife Management Areas in LeSueur County are closed to the hunting of all species.

[For text of subs 7 and 8, see M.R.]

Subp. 9. **Areas closed to firearms deer hunting.** The Lake Blanche Wildlife Management Area in Otter Tail County, the portion of the Gordon F. Yeager Wildlife Management Area in Olmstead County within the city limits of Rochester, and a portion of the Timber Lake Wildlife Management Area (as posted) in Jackson County are closed to firearms deer hunting.

[For text of subs 10 to 12, see M.R.]

Subp. 13. **Lead shot prohibited on posted managed dove fields.** A person may not use or possess lead shot while hunting doves on posted managed dove fields in the following wildlife management areas:

- A. Red Buffalo Wildlife Management Area, Lac qui Parle County;
- B. Lac qui Parle Wildlife Management Area, Swift, Big Stone, and Lac qui Parle Counties;
- C. Tiedemann Wildlife Management Area, Goodhue County;
- D. Whitewater Wildlife Management Area, Winona and Olmstead Counties; and
- E. Carlos Avery Wildlife Management Area, Anoka and Chisago Counties.

6230.0290 BECKLIN HOMESTEAD PARK WILDLIFE MANAGEMENT AREA.

The Becklin Homestead Park Wildlife Management Area is open to hunting and trapping during the established seasons only to disabled hunters and trappers who meet the requirements of *Minnesota Statutes*, section 97B.055, subdivision 3, paragraphs (a) and (b).

Expedited Emergency Rules

6230.0295 VERMILLION HIGHLANDS RESEARCH RECREATION AND WILDLIFE MANAGEMENT AREA.

Subpart 1. Hunting. The Vermillion Highlands Research Recreation and Wildlife Management Area located in Dakota County is closed to all hunting and trapping except within that portion posted open to hunting for:

- A. archery, firearms, and muzzleloader deer hunting by special permit only;
- B. pheasant hunting starting on December 10 through the end of the statewide pheasant season;
- C. late season goose hunting; and
- D. spring turkey hunting.

Subp. 2. Restrictions on hunting. With the exception of deer hunting, persons may not hunt within the Vermillion Highlands Research Recreation and Wildlife Management Area except when their vehicles are occupying numbered parking stalls in designated parking lots in the area posted open to hunting. Persons other than those hunting in the area posted open to hunting may not occupy a numbered stall in a designated parking lot.

6230.0400 SPECIAL PROVISIONS FOR STATE GAME REFUGES.

[For text of subpart 1, see M.R.]

[For text of subp 2, see 31 SR 250]

[For text of subps 3 to 8, see M.R.]

[For text of subp 9, see 31 SR 250]

[For text of subps 10 and 11, see M.R.]

Subp. 12. Fish Lake-Ann River Game Refuge, Kanabec County. The Fish Lake-Ann River Game Refuge in Kanabec County is open to trapping, small game hunting except waterfowl, and deer and bear hunting by firearms and archery.

[For text of subp 13, see M.R.]

[For text of subp 14, see 31 SR 250]

[For text of subps 15 to 20, see M.R.]

Subp. 21. Lac qui Parle Game Refuge, Chippewa and Lac qui Parle Counties. The following special provisions apply to the Lac qui Parle Game Refuge, Chippewa and Lac qui Parle Counties:

A. Those portions within the Lac qui Parle State ~~Recreational Area Park~~, Mission Site, or that are posted to prohibit trespass are closed to hunting. The remainder of the refuge is open to:

[For text of subitems (1) and (2), see M.R.]

(3) small game hunting other than waterfowl, except from ~~the first day of the open Canada goose season Saturday, October 13,~~ through the last day of the open Canada goose season in the West Central Goose Zone, when small game hunting is allowed only at designated hunting stations as provided by parts 6230.0500 to 6230.1100. Small game hunting is not allowed on closed Canada goose hunting days during a split goose season.

B. A person may not trespass on any part of the refuge which is posted with signs prohibiting trespass during the dates posted, except that fishing is permitted in the posted closed area ~~within the Lac qui Parle, except from Saturday, October 13, through the last day of the open Canada goose season in the West Central~~ Goose Zone ~~on any day when goose hunting in the zone is closed.~~

[For text of items C and D, see M.R.]

[For text of subps 22 and 23, see M.R.]

[For text of subp 24, see 31 SR 250]

[For text of subps 25 to 32, see M.R.]

Subp. 33. Ocheda Lake Game Refuge, Nobles County. The Ocheda Lake Game Refuge in Nobles County is open to ~~trapping~~:

- A. small game hunting, except from the first day of the regular duck season through December 1;
- B. trapping;
- C. waterfowl hunting on youth waterfowl day;
- D. Canada goose hunting during the early and late seasons, except that hunting is prohibited within 100 yards of surface water during the early goose season; and
- E. deer hunting by firearms and archery, except from the first day of the regular duck season through December 1.

Subp. 34. Park Rapids Game Refuge, Hubbard County. The Park Rapids Game Refuge in Hubbard County is open to ~~trapping~~:

- A. trapping; and
- B. deer hunting by archery.

[For text of subps 35 to 38, see M.R.]

Subp. 39. Rochester Refuge, Olmsted County. The Rochester Refuge in Olmsted County is open to:

- A. small game hunting, except waterfowl other than geese, which are open during the early goose season only;

[For text of items B to D, see M.R.]

[For text of subps 40 to 51, see M.R.]

Expedited Emergency Rules

Subp. 52. **Anoka and Isanti Counties Game Refuge, Anoka and Isanti Counties.** The Anoka and Isanti Counties Game Refuge in Anoka and Isanti Counties is open to firearms and archery deer hunting by permit.

Subp. 53. **Austin Game Refuge, Mower County.** The Austin Game Refuge in Mower County is open to ~~deer hunting by archery~~; the following with written permission of the landowner:

A. small game hunting;

B. trapping; and

C. deer and bear hunting by firearms and archery.

Subp. 54. [See repealer.]

[For text of subps 55 to 58, see M.R.]

Subp. 59. **Lake Bemidji State Park, Beltrami County.** The southern unit of Lake Bemidji State Park, located within the city limits of Bemidji, is open to deer hunting by archery.

REPEALER. The expedited emergency amendments to *Minnesota Rules*, parts 6230.0200, subpart 13; 6230.0290; and 6230.0400, subparts 12, 21, and 33, published in the *State Register*, volume 31, page 250, August 21, 2006, are repealed. *Minnesota Rules*, part 6230.0400, subpart 54, is repealed.

EFFECTIVE PERIOD. The expedited emergency amendments to *Minnesota Rules*, parts 6230.0200 and 6230.0400, and the repeal of *Minnesota Rules*, part 6230.0400, subpart 54, expire March 16, 2008. After the emergency amendments and the repealer expire, the permanent rules as they read prior to the amendments again take effect, except as they may be amended by permanent rule. *Minnesota Rules*, parts 6230.0290 and 6230.0295, expire June 1, 2008.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules: Youth Waterfowl Day; Early Goose Hunting; Waterfowl Feeding and Resting Areas

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, Section 84.027, subdivision 13 (b). The statutory authority for the contents of the rule is *Minnesota Statutes*, Sections 97A.091, 97B.112, 97B.731, and 97B.803.

The emergency conditions that do not allow compliance with *Minnesota Statutes*, Sections 97A.0451 to 97A.0459, are as follows: The youth waterfowl day is based on annual determinations of season timing and selection of the option as allowed under federal frameworks for early season migratory bird hunting that are announced in June of each year. Provisions for taking Canada geese in early seasons are based on population data that is not available until June and selection of options as allowed under federal frameworks for early season migratory bird hunting announced in June. Field recommendations on opening and closing refuges and establishing waterfowl feeding and resting areas are not available until June.

Dated: August 16, 2007

Robert M. Meier, Assistant Commissioner
Department of Natural Resources

6240.0610 YOUTH WATERFOWL HUNTING DAYS.

Subpart 1. **Dates, eligibility, and license requirements.** Ducks, mergansers, coots, moorhens, and Canada geese may be taken statewide on ~~special youth waterfowl hunting days~~ September 15 by hunters 15 years of age or younger. An adult mentor 18 years of age or older, who is authorized by the youth's parent or guardian, must accompany the youth hunter at all times during the hunt. The accompanying adult may not hunt. No hunting license or waterfowl stamps are required.

[For text of subps 2 and 3, see M.R.]

6240.1200 SPECIAL PROVISIONS ON TAKING GEESE DURING EARLY SEASONS.

Subpart 1. **Taking near water.**

A. Taking Canada geese during the early seasons is prohibited on or within 100 yards of all surface waters in the following areas:

(1) the Northwest, Southeast, and Twin Cities Metro Goose Zones, except for Spurzem Lake in Baker Park Reserve, Cleary Lake in Cleary Lake Regional Park, and within the city limits of Inver Grove Heights;

Exempt Rules

Exempt rules are excluded from the normal rulemaking procedures (*Minnesota Statutes* §§ 14.386 and 14.388). They are most often of two kinds. One kind is specifically exempted by the Legislature from rulemaking procedures, but approved for form by the Revisor of Statutes, reviewed for legality by the Office of Administrative Hearings, and then published in the *State Register*. These exempt rules are effective for two years only.

The second kind of exempt rule is one adopted where an agency for good cause finds that the rulemaking provisions of *Minnesota Statutes*, Chapter 14 are unnecessary, impracticable, or contrary to the public interest. This exemption can be used only where the rules:

- (1) address a serious and immediate threat to the public health, safety, or welfare, or
- (2) comply with a court order or a requirement in federal law in a manner that does not allow for compliance with *Minnesota Statutes* Sections 14.14-14.28, or
- (3) incorporate specific changes set forth in applicable statutes when no interpretation of law is required, or
- (4) make changes that do not alter the sense, meaning, or effect of the rules.

These exempt rules are also reviewed for form by the Revisor of Statutes, for legality by the Office of Administrative Hearings and then published in the *State Register*. In addition, the Office of Administrative Hearings must determine whether the agency has provided adequate justification for the use of this exemption. Rules adopted under clauses (1) or (2) above are effective for two years only. The Legislature may also exempt an agency from the normal rulemaking procedures and establish other procedural and substantive requirements unique to that exemption.

KEY: Proposed Rules - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

Minnesota Department of Health Adopted Exempt Temporary Rules Relating to Health Risk Limits for Perfluorochemicals

ORDER ADOPTING RULES

Adoption of Exempt Temporary Rules Governing Health Risk Limits for Perfluorochemicals, *Minnesota Rules*, 4717.7200, 4717.7500, 4717.7650

BACKGROUND

1. The Minnesota State Legislature, in *Minnesota Session Laws 2007*, Chapter 37, instructed the Minnesota Department of Health (MDH) to adopt rules governing health risk limits for perfluorochemicals under *Minnesota Statutes*, section 14.388, clause (1): The rules address a serious and immediate threat to public health, safety, or welfare. The agency has therefore met the conditions of section 14.388.

2. Under this "Good Cause Exemption" authority the agency is exempt from the full rulemaking process under *Minnesota Statutes*, chapter 14, and *Minnesota Rules*, chapter 1400. The agency has complied with all notice and procedural requirements of this exempt rule adoption.

3. Pursuant to requirements for Good Cause Exempt rulemaking, the agency has directed interested parties to submit comments on the rules directly to the Office of Administrative Hearing during the five-day comment period. The agency will not receive written comments and submissions on the rules.

4. The rules are needed and reasonable.

ORDER

Rules governing Health Risk Limits for Perfluorochemicals, *Minnesota Rules*, 4717.7200, 4717.7500, 4717.7650, in the form noticed by the Minnesota Department of Health on August 1, 2007, are adopted under the authority vested in me by *Minnesota Session Laws 2007*, Chapter 37, Section 1.

Dated: August 21, 2007

Dianne Mandernach, Commissioner
Department of Health

Exempt Rules

4717.7200 HEALTH RISK LIMITS FOR SYSTEMIC TOXICANTS.

Subpart 1. **Scope.** This part establishes the method for determining the health risk limit for a systemic toxicant.

Subp. 2. **Equation for systemic toxicants other than nitrate (as nitrogen), perfluorooctane sulfonate (PFOS), perfluorooctanoic acid (PFOA), or possible human carcinogens.** The equation for determining the health risk limit for a systemic toxicant other than nitrate (as nitrogen), perfluorooctane sulfonate (PFOS), perfluorooctanoic acid (PFOA), or a possible human carcinogen is:

$$\text{HRL} = \frac{(\text{RfD})(70)(\text{RSC})(1,000)}{(2)}$$

Where:

- A. HRL is expressed in microgram or micrograms per liter.
- B. (70) is the standard weight of an adult expressed in kilograms.
- C. The RSC for substances or chemicals not listed in item D shall be 0.2.
- D. The RSC for the following substances or chemicals is:

Name	CAS RN	RSC
(1) antimony	7440-36-0	0.4
(2) barium	7440-39-3	0.8
(3) cadmium	7440-43-9	0.25
(4) chromium III	16065-83-1	0.7
(5) chromium VI	18540-29-9	0.7
(6) manganese	7439-96-5	0.8

E. (1,000) is a factor used to convert the units of concentration from milligrams per liter to micrograms per liter. There are 1,000 micrograms per milligram.

F. (2) is the standard amount of water ingested by an adult expressed in liters per day.

[For text of subp 3, see M.R.]

Subp. 3a. **Equation for perfluorooctane sulfonate (PFOS).** The equation for determining the health risk limit for perfluorooctane sulfonate (PFOS) is:

$$\text{HRL} = \frac{(\text{RfD})(\text{RSC})(1,000)}{(0.048)}$$

Where:

A. HRL, RSC, and (1,000) have the meanings given in subpart 2.

B. (0.048) is the time weighted average water intake (in units of liters per kilogram human body weight per day) of an upper-end consumer (95th percentile of water intake) over the first 27 years of life; a period of time corresponding to the longer half-life of the chemical in the human body.

Subp. 3b. **Equation for perfluorooctanoic acid (PFOA).** The equation for determining the health risk limit for perfluorooctanoic acid (PFOA) is:

$$\text{HRL} = \frac{(\text{RfD})(\text{RSC})(1,000)}{(0.053)}$$

Where:

A. HRL, RSC, and (1,000) have the meanings given in subpart 2.

B. (0.053) is the time weighted average water intake (in units of liters per kilogram human body weight per day) of an upper-end consumer (95th percentile of water intake) over the first 19 years of life; a period of time corresponding to the longer half-life of the chemical in the human body.

[For text of subp 4, see M.R.]

4717.7500 TABLE OF HEALTH RISK LIMITS.

[For text of subs 1 to 70, see M.R.]

Subp. 70a. **Perfluorooctane sulfonate (PFOS).** Perfluorooctane sulfonate (PFOS):

1763-23-1 0.000075 == 0.3

Subp. 70b. **Perfluorooctanoic acid (PFOA).** Perfluorooctanoic acid (PFOA):

335-67-1 0.00014 == 0.5

[For text of subs 71 to 90, see M.R.]

4717.7650 TOXIC ENDPOINTS.

[For text of subs 1 to 57, see M.R.]

Subp. 57a. Perfluorooctane sulfonate (PFOS). Perfluorooctane sulfonate (PFOS), 1763-23-1, hepatic (liver) system, thyroid.

Subp. 57b. Perfluorooctanoic acid (PFOA). Perfluorooctanoic acid (PFOA), 335-67-1, hepatic (liver) system, hematopoietic (blood) system, developmental, immune system.

[For text of subs 58 to 69, see M.R.]

Executive Orders

The governor has the authority to issue written statements or orders, called Executive Orders, as well as Emergency Executive Orders. The governor's authority is specified in the *Constitution of the State of Minnesota*, Article V, and in *Minnesota Statutes* § 4.035. Emergency Executive Orders, for protection from an imminent threat to health and safety, become effective immediately, are filed with the secretary of state, and published in the *State Register* as soon as possible after they are issued. Other Executive Orders become effective 15 days after publication in the *State Register* and filing with the secretary of state. Unless otherwise specified, an executive order expires 90 days after the date the governor who issued the order vacates office.

Office of the Governor

Emergency Executive Order #07-10: Declaring a State of Emergency in the State of Minnesota

I, **TIM PAWLENTY, GOVERNOR OF THE STATE OF MINNESOTA**, by virtue of the authority vested in me by the Constitution and the applicable statutes, including *Minnesota Statutes* 2006, Chapter 12, do hereby issue this Executive Order:

WHEREAS, on or around August 18 and 19, 2007, heavy rains caused severe flooding in Fillmore, Houston, Olmsted, Steele, Wabasha, and Winona Counties; and

WHEREAS, the flooding threatens the life and safety of individuals, has damaged roads and bridges and other infrastructure in the affected area and further rain may worsen conditions; and

WHEREAS, the resources of local, county and state governments must be fully utilized to insure immediate response to protect the life and safety of persons in the affected area and to protect property and infrastructure from further damage; and

WHEREAS, emergency assets and personnel from state and federal agencies are needed to respond to the emergency.

NOW, THEREFORE, I hereby order that:

A peacetime emergency under *Minnesota Statutes* 2006, Section 12.31 exists and order that the following immediate actions occur:

Executive Orders

1. I declare a State of Emergency to exist in the counties of Fillmore, Houston, Olmsted, Steele, Wabasha, and Winona.

2. The Department of Public Safety, Division of Homeland Security and Emergency Management is to continue the activation of the Minnesota Emergency Operations Plan, the provision of on-site support and assistance to the affected local governments, and determine the need for supplementary disaster aid.

3. All state agencies, in cooperation with appropriate federal agencies, are directed to provide the assistance necessary to help local units of government respond to and recover from this emergency.

4. The Adjutant General of Minnesota will order to state active duty on or about August 19, 2007 in the service of the State, such personnel and equipment of the military forces of the State as required to provide assistance in preparing for the emergency and in providing emergency relief services.

5. The Adjutant General is authorized to purchase, lease or contract goods or services necessary to accomplish the mission. The cost of subsistence, transportation, fuel, pay and allowances of said individuals shall be defrayed from the general fund of the State, as provided for in *Minnesota Statutes* 2006, Sections 192.49, 192.52 and 192.54.

Pursuant to *Minnesota Statutes* 2006, 4.035, Subdivision 2, this emergency executive order shall be effective immediately and will remain in effect until the conclusion of the emergency. The peacetime emergency can be extended by the Executive Council or the Legislature in accordance with *Minnesota Statutes* 2006, Section 12.31, Subdivision 2. The portion of this order activating the National Guard is not subject to any time limitation contained in *Minnesota Statutes* 2006, Chapter 12.

IN TESTIMONY WHEREOF, I have set my hand this 19th day of August, 2007.

This order shall be effective immediately until such time that the emergency status no longer requires emergency response.

Signed: **TIM PAWLENTY**
Governor

Filed according to law:

Signed: **MARK RITCHIE**
Secretary of State

Commissioners' Orders

Various agency commissioners are authorized to issue "commissioner's orders" on specified activities governed by their agency's enabling laws. See the *Minnesota Statutes* governing each agency to determine the specific applicable statutes. Commissioners' orders are approved by assistant attorneys general as to form and execution and published in the *State Register*. These commissioners orders are compiled in the year-end subject matter index for each volume of the *State Register*.

Department of Natural Resources Designation of Wildlife Management Areas Order No. WMA 08-001

Pursuant to the provisions of *Minnesota Statutes*, section 97A.135, subdivision 1 and *Minnesota Statutes*, section 97A.145, subdivision 1, the following described lands that will be under the jurisdiction of the Minnesota Department of Natural Resources meet the criteria as being suited for wildlife management areas:

Nosek Wildlife Management Area, Fillmore County

The East Half of the Southwest Quarter (E1/2SW1/4) and the Southwest Quarter of the Southwest Quarter (SW1/4SW1/4), except a parcel described as:

Commencing at the Southwest corner of the SW1/4 of said section; thence North 20 rods; thence East 13 rods and 2 links; thence South 20 rods; thence West 13 rods and 2 links to the place of beginning containing 1.5 acres, more or less, AND that part of the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of said section South and East of a line described as: Commencing at the Northwest corner of the SW1/4SW1/4; thence North 542 feet along the west line of said section; thence East 965 feet; thence North 24 degrees 30 minutes East 855 feet to the Northeast corner of the NW1/4SW1/4, all in Section Twenty-four (24), Township One Hundred and One (101) North, Range Thirteen (13) West, Fillmore County, comprising 137 acres, more or less.

Becklin Homestead Wildlife Management Area, Isanti County

The Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Nineteen (19), Township Thirty-six (36) North, Range Twenty-three (23) West, excepting therefrom that certain tract described as follows:

Commencing at the Southwest corner thereof, thence East on the one-sixteenth line (1/16th) a distance of Three (3) rods; thence in a northwesterly direction Four and one half (4 ½) rods to a point on the section line between Section Twenty-four (24) and Section Nineteen (19), Three (3) rods North from the said Southwest corner; thence South on the section line three (3) rods to point of commencement.

Janet Johnson Memorial Wildlife Management Area, Chisago County

The Northeast Quarter of the Southwest Quarter (NE1/4SW1/4) and the Easterly 175 feet of the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4), Section Thirty-five (35), Township Thirty-five (35) North, Range Twenty-one (21) West.

Lyons Wildlife Management Area, Lyon County

The North 700 feet of the Southeast Quarter of Section Twenty-six (26), Township One Hundred Ten (110) North, Range Forty-two (42) West.

Swede Prairie Wildlife Management Area, Yellow Medicine County

The South Half of the Southwest Quarter (S1/2SW1/4) of Section Thirty-two (32), Township One Hundred Fourteen (114) North, Range Forty-two (42) West.

Hubbel Pond Wildlife Management Area, Becker County

The Northwest Quarter of the Northwest Quarter (NW1/4NW1/4), Section Sixteen (16) and the Northeast Quarter of the Northeast Quarter (NE1/4NE1/4) of Section Seventeen (17), Township One Hundred Thirty-nine (139) North, Range Thirty-nine (39) West.

Benjamin Thovson Memorial Wildlife Management Area, Yellow Medicine County

The Northeast Quarter (NE1/4) of Section Six (6), Township One Hundred Fourteen (14) North, Range Forty-four (44) West, excepting the following tracts:

The North 40 rods of the South 94 rods of the West 24 rods of the NE1/4 of Section Six (6), Township One

Commissioners' Orders

Hundred Fourteen (14) North, Range Forty-four (44) West.

The West 2 rods of the North 66 rods of the Northeast Quarter (NE1/4) of Section Six (6), Township One Hundred Fourteen (14) North, Range Forty-four (44) West

Arnold's Lake Wildlife Management Area, Cottonwood County

The Southeast Quarter of the Southeast Quarter (SE1/4SE1/4) and the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) of Section Nine (9), Township One Hundred Six (106) North, Range Thirty-six (36) West.

Cotton-Jack Wildlife Management Area, Jackson County

The East Half of the Northeast Quarter (E1/2NE1/4), excepting therefrom the South 620 feet and the West Half of the Northeast Quarter (W1/2NE1/4), excepting therefrom the South 1,500 feet, all in Section Four (4), Township One Hundred Four (104) North, Range Thirty-eight (38) West.

Ward Lake Wildlife Management Area, Sibley County

That part of the Northeast Quarter of the Northeast Quarter (NE1/4NE1/4) of Section Four (4), Township One Hundred Thirteen (113) North, Range Thirty (30) West described as follows:

Commencing at the northeast corner of Section 4; thence on a bearing based on the Sibley County Coordinate System of 1983, of South 89 degrees 30 minutes 33 seconds West along the north line of the NE1/4NE1/4 a distance of 1156.86 feet; thence South 03 degrees 04 minutes 38 seconds West a distance of 1335.08 feet; thence North 89 degrees 37 minutes 26 seconds East along the south line of the NE1/4NE1/4 a distance of 1237.13 feet; thence North 00 degrees 22 minutes 12 seconds West a distance of 1334.97 feet to the point of beginning.

Jossart Wildlife Management Area, Swift County

The Northeast Quarter of the Northeast Quarter (NE1/4NE1/4), Section Thirty-five (35), Township One Hundred Twenty-one (121) North, Range Forty (40) West.

NOW THEREFORE, IT IS HEREBY ORDERED that the lands described above are designated as wildlife management areas upon acquisition.

Dated: 6 August 2007

Mark Holsten, Commissioner
Department of Natural Resources

Official Notices

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and matters of public interest.

Get More Information - FAST - plus these LINKS

SUBSCRIBE and use our LINKS. You will quickly find what you need. You receive MORE with a subscription to the *State Register*. Open the *State Register* and click on Bookmarks in the upper right corner. You also receive ALL the current rules, with an INDEX, and previous years' indices. And you receive a summarized "Contracts & Grants" section of Bids still open. Subscriptions cost \$180 a year (an \$80 savings). Here's what you'll get:

- **WORD SEARCH Capability**
- **LINKS, LINKS, LINKS**
- **E-mailed to you . . . its so easy**
- **Early delivery, on Friday**
- **"Contracts & Grants" Open for Bid**
- **Updates to Index to Vol. 31**
- **Indexes to Vols. 30, 29, 28 and 27**
- **Easy Access to *State Register* Archives**

It's all E-mailed to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Cathy Hoekstra, our subscriptions manager, at (651) 297-8777, or **Fax:** (651) 297-8260, or **E-mail:** cathy.hoekstra@state.mn.us

Department of Human Services Minnesota Board on Aging Notice of Intent to Designate an Area Agency on Aging

In accordance with 45 CFR 1321.35, the Minnesota Board on Aging (MBA) is required to designate an area agency on aging (AAA) for each designated planning and service area (PSA). The MBA intends to designate a single AAA to serve the Southwest Planning and Service Area (PSA) comprised of Kandiyohi, McLeod, Meeker, Renville, Big Stone, Chippewa, Lac Qui Parle, Swift, Yellow Medicine, Cottonwood, Jackson, Lincoln, Lyon, Murray, Nobles, Pipestone, Redwood, Rock, Blue Earth, Brown, Faribault, Le Sueur, Martin, Nicollet, Sibley, Waseca and Watonwan counties. This designation will be effective January 1, 2008.

PROCEDURES FOR DESIGNATION

To apply for designation as an AAA for a particular planning and service area, an interested party must submit an Area Plan on Aging.

FUNCTIONS OF AREA AGENCIES ON AGING

An AAA must:

- a. develop and administer an area plan on aging for a comprehensive and coordinated system of services in the PSA;
- b. serve as the advocate and focal point for older individuals in the PSA; and
- c. provide leadership and communication with older individuals and agencies and organizations in the PSA.

DEFINITION OF AN AREA PLAN ON AGING

An Area Plan on Aging is the proposal submitted by an AAA to the MBA which, if approved, provides funding for programs and services for older individuals in the PSA. The area plan contains provisions required by the Older Americans Act and MBA policies, and assurances that the AAA will administer all activities in accordance with Federal and State mandates. An AAA may use its contracting or granting authority only for activities under its approved Area Plan.

ELIGIBILITY

The MBA may designate as an AAA any of the following types of agencies that have the authority to perform the functions of an AAA:

- a. an established office on aging which operates within the designated PSA boundaries;
- b. any office or agency of a unit of general purpose local government designated by the chief elected official to function only as an AAA;

Official Notices

- c. any office or agency designated by the chief elected officials of a combination of units of general purpose local governments to function as an AAA; or
- d. any other public or private nonprofit agency under the supervision or direction of the MBA for this purpose.

SELECTION CRITERIA

When reviewing a proposed Area Plan on Aging and designating an area agency on aging, the MBA may consider:

The degree to which an applicant agency can demonstrate capacity to:

- a. develop and administer an area plan;
- b. serve as the advocate and focal point for older individuals and their issues;
- c. meet or exceed federal and state policy and procedural requirements; and
- d. provide sound fiscal planning, management and control.

The degree to which an applicant agency can demonstrate compatibility between its organizational goals and the goals of the Older Americans Act through:

- a. documentation of agency mission and clarity of purpose;
- b. historical commitment to the well-being of older individuals; and
- c. an explanation of planning and coordinating role in the community.

The degree to which an applicant agency can demonstrate:

- a. the ability to provide adequate matching resources to meet the nonfederal share of AAA administrative costs;
- b. the support of local governmental bodies in the PSA; and
- c. the support of programs, organizations and clubs for older individuals within the PSA.

DEADLINES

The 2008 Area Plan on Aging for the Southwest PSA is due no later than 4:00 PM on Monday, October 8, 2007, and should be submitted to:

Executive Director
Minnesota Board on Aging
P.O. Box 64976
St. Paul, MN 55164-0976

Forms and Instructions for completing and submitting the Area Plan can be found at www.mnaging.org.

Questions regarding this Notice may be directed to Jim Knobel at (651) 431-2561 or at jim.knobel@state.mn.us.

Department of Human Services

Health Care Purchasing and Delivery Systems Division

Health Care Administration

Public Notice of Maximum Allowable Costs of Medical Assistance Outpatient Prescribed Drugs

NOTICE IS HEREBY GIVEN to recipients, providers of services, and to the public of additions to the state Medical Assistance maximum allowable cost (state MAC) list for certain outpatient prescribed drugs.

At least once each calendar year, the United States Department of Health and Human Services, Centers for Medicare & Medicaid Services, publishes a federal upper limit (FUL) payment schedule for many commonly prescribed multiple-source drugs. The federal upper limit is set at a rate equal to 150 percent of the published price for the least costly therapeutic equivalent that can be purchased by pharmacists. This FUL payment schedule constitutes the federal MAC list. For many multiple-source drugs that are not on the federal MAC list, the Department establishes a state MAC list. Additionally, the Department imposes a state MAC for many multiple-source

Official Notices

drugs that are on the federal MAC list, as long as the savings are at least as much as the savings would be using the federal MAC list.

The Department requires Medical Assistance pharmacy providers to submit their usual and customary costs. Pharmacy providers are reimbursed at the lower of: 1) the federal or state MAC, plus a dispensing fee; 2) the submitted usual and customary charge to the general public; or 3) a discount off of average wholesale price, plus a dispensing fee.

On January 13, 2003 at 27 SR 1117-1130, the Department published the MAC list, listing the federal and state MACs. Additional changes to the state MAC list were published on February 18, 2003 (27 SR 1331-1334), March 3, 2003 (27 SR 1386-1393), April 21, 2003 (27 SR 1583-1584), August 4, 2003 (28 SR 102-103), October 13, 2003 (28 SR 505-506), October 20, 2003 (28 SR 528-529), December 15, 2003 (28 SR 784-785), January 26, 2004 (28 SR 934-935), March 8, 2004 (28 SR 1089-1090), April 5, 2004 (28 SR 1232), April 19, 2004 (28 SR 1313-1314), May 3, 2004 (28 SR 1367-1368), August 9, 2004 (29 SR 173), August 23, 2004 (29 SR 224-225), November 8, 2004 (29 SR 510), November 15, 2004 (29 SR 534-535), February 7, 2005 (29 SR 923-924), February 14, 2005 (29 SR 951-952), March 7, 2005 (29 SR 1038-1039), April 11, 2005 (29 SR 1174-1175), June 27, 2005 (29 SR 1607), July 18, 2005 (30 SR 49-50), August 15, 2005 (30 SR 147), August 29, 2005 (30 SR 226-227), October 17, 2005 (30 SR 402-403), November 14, 2005 (30 SR 511-512), December 12, 2005 (30 SR 617-618), January 9, 2006 (30 SR 770-771), January 30, 2006 (30 SR 833), February 13, 2006 (30 SR 884), February 27, 2006 (30 SR 926-927), March 20, 2006 (30 SR 1006-1007), April 10, 2006 (30 SR 1109), May 30, 2006 (30 SR 1249-1250), July 31, 2006 (31 SR 138-139), August 21, 2006 (31 SR 268), September 18, 2006 (31 SR 380 - 381), October 2, 2006 (31 SR 474-477), October 16, 2006 (31 SR 519-520), November 6, 2006 (31 SR 614), January 2, 2007 (31 SR 867-868), January 29, 2007 (31 SR 958-959), February 26, 2007 (31 SR 1169-1170), April 23, 2007 (31SR 1444-1445), April 30, 2007 (31 SR 1523), June 18, 2007 (31 SR 1810-1811), July 23, 2007 (32 SR 219-220) and August 6, 2007 (32 SR 301-302).

Effective August 28, 2007 the Department will add the following outpatient prescribed drugs to the state MAC list:

Drug Name	Strength	MAC Price
METOPROLOL SUCCINATE	50MG	\$0.696
METOPROLOL SUCCINATE	100MG	\$0.949
METOPROLOL SUCCINATE	200MG	\$1.412
AMLODIPINE BESYLATE/BENAZEPRIL	10-20MG	\$2.640
AMLODIPINE BESYLATE/BENAZEPRIL	5-10MG	\$2.160
AMLODIPINE BESYLATE/BENAZEPRIL	5-20MG	\$2.280
D-AMPHETAMINE SULFATE CAP	10MG	\$0.515
D-AMPHETAMINE SULFATE CAP	15MG	\$0.735
D-AMPHETAMINE SULFATE CAP	5MG	\$0.459
D-AMPHETAMINE SULFATE TAB	10MG	\$0.181
D-AMPHETAMINE SULFATE TAB	5MG	\$0.168

These additions are made to bring Medical Assistance reimbursement to pharmacists more closely in line with the actual acquisition cost of the drugs listed above. The Department estimates that there will be a state savings of \$120,000 for State Fiscal Year 2006 (July 1, 2007 through June 30, 2008).

This notice is published pursuant to *Code of Federal Regulations*, Title 42, section 447.205, which requires publication of a notice when there is a rate change in the methods and standards for setting payment rates for Medical Assistance services.

Written comments and requests for information may be sent to Kristin Young, Pharmacy and Program Manager, Health Care Purchasing and Delivery Systems Division, Health Care Administration, Minnesota Department of Human Services, P.O. Box 64984, St. Paul, Minnesota 55164-0984; **phone:** (651) 431-2504 or **e-mail:** kristen.c.young@state.mn.us

Official Notices

Minnesota Pollution Control Agency (MPCA)

Air Emission Facility

Proposed Issuance of Part 70 General Manufacturing General Permit

NOTICE IS HEREBY GIVEN, that the Commissioner of the Minnesota Pollution Control Agency (MPCA) proposes to issue an amendment to the Part 70 general permit governing stationary general manufacturing sources that was issued by the MPCA on May 29, 2006. The issuance of this amendment to the general permit is authorized by *Minnesota Rules* 7007.1600, which allows the MPCA to reopen only those portions of the general permit that the MPCA proposes to amend.

The proposed amendment to the general permit addressed the following:

- Incorporate 40 CFR pt. 60, subp. IIII, the new standard for compression ignition internal combustion engines;
- Incorporate 40 CFR pt. 60, subp. JJJJ, the new standard for spark ignition internal combustion engines (proposed) and 40 CFR pt. 63, subp. ZZZZ, the revised standards for hazardous air pollutants for reciprocating internal combustion engines;
- Incorporate 40 CFR pt. 63, subp. T, the revised standard for halogenated solvent cleaning;
- Add the permit requirement for air emissions risk analysis;
- Remove the permit requirement for environmental assessment worksheet;
- Remove the permit requirements of 40 CFR pt. 63, subp. DDDDD, the vacated standard for industrial, commercial, and institutional boilers and process heaters;
- Add the application content for a 112(j) maximum achievable control technology determination for existing boilers or process heaters in Appendix M of the general permit; and
- Make other miscellaneous corrections to the permit and permit application.

The stationary sources eligible for the general permit are major sources as defined in *Minnesota Rules* 7007.0200. The general permit also covers sources required to obtain permits by *Minnesota Rules* 7007.0250.

This proposed amendment does not change the eligibility requirements established in the general permit. Briefly, the general permit contains federally enforceable conditions to limit the Potential-To-Emit (PTE) of Volatile Organic Compounds (VOC) to less than a 12-month rolling sum of 250 tons and all other criteria pollutants to less than 100 tons each. The criteria pollutants are Particulate Matter less than 10 microns (PM₁₀), Carbon Monoxide (CO), Nitrogen Oxides (NO_x), Sulfur Dioxide (SO₂), Lead (Pb), and ozone (VOC-volatile organic compounds). Each stationary source is nonmajor as defined in 40 CFR § 52.21 Prevention of Significant Deterioration (*Minnesota Rules* 7007.3000) and 40 CFR § 52.24 Nonattainment Area Review (*Minnesota Rules* 7007.4000-.4030), therefore, New Source Review (NSR) requirements do not apply.

Each stationary source eligible for the general permit may include the following types of equipment and activities for which a permit is required by *Minnesota Rules* 7007.0150: spray guns, spray booths, painting/coating, degreasers/cleaning machines, cleaning of surfaces, abrasive blasting, molding, acid cleaning surfaces, fuel storage, boilers, catalytic and thermal afterburners, internal combustion engines (generators), fabric filters, wall filters, burnoff ovens, furnaces, space heaters, ovens, soldering, welding, brazing, engine testing, screen printing, injection molding, stenciling, storage tanks, unpaved roads and parking lots, and other insignificant activities listed in *Minnesota Rules* 7007.1300 and/or conditionally insignificant activities listed in *Minnesota Rules* 7008. The general permit describes in further detail when a stationary source of this type is not eligible for, or ceases to be eligible for, the general permit. A copy of the general permit is available from the MPCA as described below.

The preliminary determination to issue the amendment is tentative. There are four formal procedures for public participation in the MPCA's consideration of the proposed amendment. Interested persons may (1) submit written comments on the proposed amendment; (2) request that the MPCA hold a public information meeting; (3) request the MPCA to hold a contested case hearing and/or (4) submit a petition to the Commissioner requesting that the MPCA Board consider the permit amendment matter.

The decision whether to issue the amendment and, if so, under what terms will be presented to the MPCA Board for decision if: (1) the Commissioner grants the petition requesting that the matter be presented to the MPCA Board; (2) an MPCA Board member requests to hear the matter prior to the time the Commissioner makes a final decision on the amendment; or (3) a request for a contested case hearing is pending. Otherwise, the Commissioner will make the decision.

Persons who submit comments or requests to the MPCA must state: (1) their interest in the draft amendment; (2) the action they wish

Official Notices

the MPCA to take, including specific references to the section of the draft amendment that they believe should be changed; and (3) the reasons supporting their position, stated with sufficient specificity as to allow the MPCA to investigate the merits of the position.

As described in *Minnesota Rules* 7000.1800, persons who submit requests for a contested case hearing must also state the issues they propose to address in a contested case hearing, the specific relief requested or resolution of the matter, and the reasons (which may be in the form of proposed findings) supporting an MPCA decision to hold a contested case hearing. Failure to comply with these rules exactly may result in a denial of the request. The decision whether to hold a contested case hearing will be made under *Minnesota Rules* 7000.1900. Most public libraries throughout the state have copies of the current *Minnesota Rules*. They are also available on the Internet at www.revisor.leg.state.mn.us.

If the MPCA issues this amendment, it plans to reissue the general permit to stationary sources already covered by it in a format that includes both the amended text and the underlying permit conditions that are unaffected by the amendment.

The public comment period commences August 21, 2007 and terminates September 19, 2007.

Comments must be received in writing at the MPCA by 4:30 p.m. on September 19, 2007. Evidence of timely receipt could include a date/time stamp imprinted on the first page of the written comments by the first floor information and reception area of the MPCA or by the Industrial Division support staff, or receipt by **fax:** (651) 296-9707, or e-mail.

Comments, requests and petitions should be sent to:

Amrill S. Okonkwo, Engineer Specialist Senior
Air Quality Permits Section
Industrial Division
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155
Phone: (651) 296-8717
E-mail: amrill.okonkwo@state.mn.us

A copy of the draft amendment to the general permit will be available on the MPCA's website at:

<http://www.pca.state.mn.us/news/data/index.cfm?PN=1>,

or will be mailed to any interested person upon the MPCA's receipt of a written request. A copy of additional materials relating to the amendment of this general permit are available upon request or for inspection at the Minnesota Pollution Control Agency, 520 Lafayette Road North, St. Paul, Minnesota 55155, **phone:** (651) 296-7009, and at the MPCA's Regional Division Offices at the following addresses and phone numbers between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday. All MPCA offices may be reached by calling 1-800-657-3864.

MPCA Regional Division:

1. Duluth Office

525 Lake Avenue South
Suite 400
Duluth, MN 55802
Phone: (218) 723-4660
Fax: (218) 723-4727

2. Brainerd Office

7678 College Road, Suite 105
Baxter, MN 56425
Phone: (218) 828-2492
Fax: (218) 828-2594

Official Notices

3. Detroit Lakes Office

714 Lake Avenue
Lake Avenue Plaza, Suite 220
Detroit Lakes, MN 56501
Phone: (218) 847-1519
Fax: (218) 846-0719

4. Mankato Office

1230 South Victory Drive
Mankato, MN 56001
Phone: (507) 389-5977
Fax: (507) 389-5422

5. Rochester Office

18 Wood Lake Drive Southeast
Rochester, MN 55904
Phone: (507) 285-7343
Fax: (507) 280-5513

6. Southwest Region Office - Willmar Office

1601 East Highway 12, Suite 1
Willmar, MN 56201
Phone: (320) 214-3786
Fax: (320) 214-3787

Southwest Region Office - Marshall Office

1420 East College Drive
Suite 900
Marshall, MN 56258
Phone: (507) 537-7146
Fax: (507) 537-6001

Dated: August 20, 2007

Brad Moore, Commissioner
Minnesota Pollution Control Agency

Teachers Retirement Association (TRA) Notice of Meeting of the Board of Trustees September 18, 2007

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on Tuesday, September 18, 2007 at 9:30 a.m. in Suite 400, 60 Empire Drive, St. Paul, MN to consider matters which may properly come before the Board.

State Grants & Loans

In addition to requests by state agencies for technical/professional services (published in the State Contracts Section), the *State Register* also publishes notices about grants and loans available through any agency or branch of state government. Although some grant and loan programs specifically require printing in a statewide publication such as the *State Register*, there is no requirement for publication in the *State Register* itself. Agencies are encouraged to publish grant and loan notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Department of Corrections Notice of Request for Proposals (RFP) for Application Support for MINNCOR Industries

The Minnesota Department of Corrections is requesting proposals to provide support for Open Systems TRAVERSE software used by MINNCOR Industries. TRAVERSE is a mission-critical application for MINNCOR supporting financial and operational functions. Primary responsibilities include planning and implementing software changes, upgrades and enhancements to TRAVERSE as well as integrating other software used by MINNCOR. The selected vendor will work closely with MINNCOR and agency IT staff. The contract award will not exceed \$100,000 for services through June 30, 2009, with an option for two one-year extensions. The deadline for submission of completed proposals is 3:30 p.m. CDT, September 17, 2007.

To request a copy of the full RFP free of charge, contact:

Chris Londgren, Systems Analyst
Department of Corrections
IT Unit
1450 Energy Park Drive, Suite 200
St. Paul, MN 55108-5219
Telephone: (651) 361-7390
E-mail: clondgren@doc.state.mn.us

The state reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are the responsibility of the responder.

Department of Health Environmental Health Division Request for Proposals for Lead-Safe Housing Grant

The Minnesota Department of Health (MDH) intends to award a one-year grant totaling up to \$25,000 with an option to continue the grant for an additional \$25,000 for a second year. The grant is authorized under *Minnesota Statutes*, section 144.9507, subdivision 3, to provide temporary lead-safe housing and relocation costs for families displaced by lead hazard reduction being done in their primary residence. Grants may be awarded to one or more applicants.

The grant year will start on October 1, 2007 and end on September 30, 2008, with the optional second year starting on October 1, 2008 and ending on September 30, 2009. **An incomplete application will not be funded.** Additional information will **not** be accepted after the due date for applications.

This grant is competitive. Applicants for previous grants should be aware that each application must stand on its own merits. Information that was submitted in previous applications and MDH staff's personal knowledge of the applicant will not be considered in scoring. Exception: An applicant who previously received any MDH grant and failed to fulfill the terms of that grant may not be considered for funding.

Grantees will be required to prepare and submit progress reports and cost reimbursement requests (invoices) to MDH each quarter of the grant year. Invoices must be itemized. MDH cannot reimburse a grantee for any expenses incurred before a grant contract is fully executed.

State Grants & Loans

Grant applications must be postmarked by **September 14, 2007**, or be hand delivered by 4:00 p.m. on **September 17, 2007**. Submit only one copy. Grant applications and questions should be addressed to:

Justine M. Greene
Minnesota Department of Health
Environmental Health Division
625 Robert Street North
PO Box 64975
St. Paul, Minnesota 55164-0975
Phone: (651) 204-4608
Fax: (651) 201-4604
E-mail: *justine.greene@state.mn.us*

Other department personnel are not allowed to discuss the Requests for Proposal with anyone, including responders, before the proposal submission deadline.

Eligible Applicants

Applicants must be boards of health with responsibility under Minnesota Statutes, section 144.9504, for responding to reports of elevated blood lead levels.

Eligible Costs

Costs associated with relocating any low-income resident into a temporary residence during lead hazard reduction activities are:

1. Inspecting a temporary residence prior to renting or leasing it. The residence must be found to be free of deteriorating lead-based paint, bare lead-contaminated soil and dust, and lead-contaminated drinking water.
2. Renting or leasing the temporary residence (may include damage deposits, utilities, furnishings and supplies).
3. Cleaning the temporary residence after the family returns to their permanent residence (may include exterminator services, if necessary).
4. Moving expenses up to \$250 per family;
5. Administrative costs of the board of health to conduct the administrative activities of the grant (may include salary and fringe benefits);
6. Staff training costs related to providing lead-related health education to families using lead-safe, temporary housing.

Grant Application Contents

Applicants must include the following in their grant application submittals:

A. General Information

1. Identify the board of health for which the application is submitted.
2. Provide documentation that the board of health authorized the application. This documentation may be a board resolution specific to this application or a resolution that authorizes an individual to apply for grant applications on behalf of the board.
3. Affirm that no one under the age of 18 years will perform regulated lead work.
4. Describe the clientele and service area in terms of people living in an area of high risk for toxic lead exposure.
5. Describe all services to be provided.

B. Itemized Budget

1. Describe how expenditures and progress reports relating to the activities done under the grant will be provided to MDH.
2. Describe budgetary line items.
3. List line item dollar amounts and the total grant amount requested.

C. Schedule

1. List the planned starting date.
2. List the planned end date.

Minnesota Department of Human Services Transition to Economic Stability Division Notice of Request for Proposals to establish Minnesota Family Investment Program Children's Mental Health Pilots

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is requesting proposals to establish Minnesota Family Investment Program Children's Mental Health Pilots. Work is proposed to start on January 1, 2008. For more information, or to obtain a copy of the Request for Proposal, contact:

Ms. Joan Truehler
Department of Human Services
Transition to Economic Stability Division
P.O. Box 64951
444 Lafayette Road North, St. Paul, MN 551550951
Phone: (651) 431-4023
Fax: (651) 431-7526
E-mail: *Joan.Truhler@state.mn.us*

This is the only person designated to answer questions by potential responders regarding this request.

Proposals submitted in response to this Request for Proposals must be received at the address above no later than **4:00 p.m., Central Time, October 12, 2007**. **Late proposals will not be considered**. Fax or e-mailed proposals will **not** be considered.

This request does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Minnesota Department of Human Services Community Partnerships Division Child Development Services Notice of Request For Proposals (RFP) For Qualified Grantee(s) To Provide Services to Family, Friend and Neighbor (FFN) Child Care Providers and the Children in Their Care to Promote Children's Early Literacy, Healthy Development and School Readiness and to Foster Community Partnerships to Promote Children's School Readiness

The Minnesota Department of Human Services (DHS) Child Development Services (CDS) team through the Division of Community Partnerships is soliciting proposals from qualified responders with the capacity to develop, provide or expand community-based services to family, friend and neighbor (FFN) child care providers or the children in their care and provide information to the children's families. Services should be designed primarily for providers serving children birth to five and their families.

The FFN grant program passed by the 2007 legislature (*Law 2007*, Chapter 147, Article 2, Section 58) has four purposes: to promote children's healthy development, early literacy and school readiness and to foster community partnerships in carrying out these goals.

Eligible recipients, as per legislative language, are community-based organizations, non-profits, Indian tribes, and local and regional library systems. The legislation promotes community partnerships as a means of strengthening/creating strategic alliances that will result in more resources available to assist FFN providers in their work with children and families. Partnerships are needed both within and outside the traditional early childhood arenas to effectively reach FFN caregivers. CDS will support partnerships that promote programming that is diverse in approach, and comprehensive in design and delivery.

State Grants & Loans

The term of any resulting contract is anticipated to be for approximately 20 months from November 2007 until June 30, 2009. DHS anticipates awarding approximately six to ten grants of varying sizes ranging up to a maximum of \$150,000 per grant. DHS will attempt to award grants throughout the state.

To access the RFP, go to DHS public website on or after 10 a.m. August 27, 2007 Central Time: www.dhs.state.mn.us under "Partners and Providers," "Grants and RFPs."

For further information or to request a paper copy of the Request for Proposals, please contact:

Kathy Gaida, Grants Coordinator
Community Partnerships Division
Department of Human Services
P.O. Box 64962
St. Paul, MN 55164-0962
E-mail: Kathy.gaida@state.mn.us

Proposals must be physically received (not postmarked) by **4:00 p.m. Central Time on September 28, 2007**, to be considered. Faxed or emailed proposals will **not** be considered.

This request does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Department of Revenue Request for Proposals for Grants to Provide Taxpayer Assistance Services to Low Income and Disadvantaged Minnesota Residents

Program Background

The Minnesota Department of Revenue is soliciting proposals from one or more non-profit organizations, qualifying under §501(c)(3) of the Internal Revenue Code of 1986, to receive grants to coordinate, facilitate, encourage, and aid in the provision of taxpayer assistance services.

"Taxpayer-assistance services" include accounting and tax-preparation services provided by volunteers to low-income and disadvantaged Minnesota residents to help them file federal and state income tax returns, Minnesota property tax refund claims and to provide personal representation before the Minnesota Department of Revenue and the Internal Revenue Service.

Pursuant to *Laws of Minnesota 2005*, First Special Session, Chapter 3, Article 11, Section 9, the Commissioner of Revenue has authority to issue grants totaling \$400,000 for the 2008-2009 biennium. The Department of Revenue will issue grants totaling \$200,000 each fiscal year (July 1 through June 30). The Department intends to award \$200,000 this year.

Funded Activities

1. Recruitment of volunteers to provide taxpayer-assistance services.
2. Training of volunteers to provide taxpayer-assistance services.
3. Provision of free taxpayer-assistance services to low-income or disadvantaged people.
4. Materials that directly aids in tax preparation

Organizations awarded grant funding will be notified on or about September 25, 2007.

All proposals must be received no later than 2:00 p.m., September 11, 2007, in the manner specified in the Request for Proposals document. Late proposals will not be accepted.

A complete paper copy of the Request for Proposals may be obtained from:

Contracts Unit
Minnesota Department of Revenue

Mail Station 4220
St. Paul, MN 55146-4220
Fax: (651) 556-3122
E-mail: dor.rfp@state.mn.us

Please refer to this notice in your written request. In your request include your complete street mailing address, email address, phone number and fax number.

Copies of the Request for Proposals are available on paper or electronically.

State Contracts

Informal Solicitations: Informal solicitations for professional/technical (consultant) contracts valued at over \$5,000 through \$50,000, may either be published in the *State Register* or posted on the Department of Administration, Materials Management Division's (MMD) Web site. Interested vendors are encouraged to monitor the P/T Contract Section of the MMD Web site at www.mmd.admin.state.mn.us for informal solicitation announcements.

Formal Solicitations: Department of Administration procedures require that formal solicitations (announcements for contracts with an estimated value over \$50,000) for professional/technical contracts must be published in the *State Register*. Certain quasi-state agency and Minnesota State College and University institutions are exempt from these requirements.

Requirements: There are no statutes or rules requiring contracts to be advertised for any specific length of time, but the Materials Management Division strongly recommends meeting the following requirements:

- \$0 - \$5000 does not need to be advertised. Contact the Materials Management Division: (651) 296-2600
- \$5,000 - \$25,000 should be advertised in the *State Register* for a period of at least seven calendar days;
- \$25,000 - \$50,000 should be advertised in the *State Register* for a period of at least 14 calendar days; and
- anything above \$50,000 should be advertised in the *State Register* for a minimum of at least 21 calendar days

Cut Expenses - Quickly - with these LINKS

Obtain MORE and FASTER information with a SUBSCRIPTION to the *State Register*. Subscribe and receive LINKS to the *State Register*. Open the *State Register* and click on Bookmarks in the upper right corner. You will also receive ALL the current rules, with an INDEX, and previous years' indices. You also receive a summarized "Contracts & Grants" section to review. Subscriptions cost \$180 a year (an \$80 savings). Here's what you *receive via e-mail*:

- **Word Search Capability**
- **LINKS, LINKS, LINKS**
- **Easy Access to *State Register* Archives**
- **Updates to Index to Vol. 31**
- **"Contracts & Grants" Open for Bid**
- **Early delivery, on Friday**
- **E-mailed to you . . . its so easy**
- **Indexes to Vols. 31, 30, 29, 28 and 27**

It's all E-mailed to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Cathy Hoekstra, our subscriptions manager, at (651) 297-8777, or **Fax:** (651) 297-8260, or **E-mail:** cathy.hoekstra@state.mn.us

State Contracts

Department of Administration Commissioner's Office

Notice of Availability of Contract for a Drive to Excellence Lean Consultant

NOTICE IS HEREBY GIVEN that the Minnesota Department of Administration is requesting proposals for the purpose of seeking professional consulting assistance to develop our implementation and deployment plan, design and facilitate training and communications across the Executive Branch, and provide Lean Master facilitation for a number of pilot projects within state agencies as "proof of concept" of the Lean process.

Work is proposed to start after October 1, 2007.

A Request for Proposals will be available by mail from this office through August 24, 2007. **A written request (by direct mail or fax) is required to receive the Request for Proposal.** After August 24, 2007, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Kathy Sibbel
Drive to Excellence Program Office
Minnesota Department of Administration
200 Administration Building
50 Sherburne Avenue, St Paul, MN 55155
Fax: (651) 297-7909

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than 2:30 p.m., Central Time, September 10, 2007. **Late proposals will not be considered.** Fax or e-mailed proposals will **NOT** be considered.

This request does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Department of Administration Real Estate & Construction Services Notice of State Real Property for Sale in Duluth, Minnesota

NOTICE IS HEREBY GIVEN that the Department of Administration is offering for sale by sealed bid the real property located 716 Garfield Avenue, Duluth, MN. This former grain inspection facility consists of a 1-story, masonry structure constructed in 1941 containing of approximately 2,240 sq.ft. and a detached, wood frame garage-style building. The land area is 6,000 sq.ft. The property is located adjacent to the I-535 / US 53 highway connecting Duluth, MN and Superior, WI. To obtain a copy of the bid package, visit www.admin.state.mn.us/recs (click on Notices), e-mail: wayne.waslaski@state.mn.us or call (651) 201-2548. Written bids must be received no later than 2:30 p.m., on Tuesday, September 25, 2007.

Department of Administration Real Estate & Construction Services Notice of State Real Property for Sale in Faribault, Minnesota

NOTICE IS HEREBY GIVEN that the Department of Administration is offering for sale by sealed bid the real property located 25698 Ableman Trail, Faribault, Minnesota. The property contains a 5 bedroom, 2 bathroom rambler style home situated on 1.1 acres located approximately 4 miles south of Faribault on a frontage road along Hwy I-35. Minimum bid reduced to \$175,000. \$30K allowance to buyer at closing for repairs and closing costs. To obtain a copy of the bid package, visit www.admin.state.mn.us/recs (click on Notices),

e-mail: wayne.waslaski@state.mn.us or call (651) 201-2548. Written bids must be received no later than 2:30 p.m., on Tuesday, September 18, 2007.

**Department of Administration
Real Estate & Construction Services
Notice of State Real Property for Sale in Golden Valley, Minnesota**

NOTICE IS HEREBY GIVEN that the Department of Administration is offering for sale by sealed bid two secluded wooded lots located at 228 and 308 Meander Road in Golden Valley, Minnesota. The lots, containing approximately 1.3 and 1.04 acres, respectively, are located in a residential neighborhood adjacent to the Perpich Center for Arts Education. To obtain the complete bid packages, visit www.admin.state.mn.us/recs, e-mail: wayne.waslaski@state.mn.us or call (651) 201-2548. Written bids must be received no later than 2:30 p.m., on Tuesday, September 25, 2007.

**Department of Administration
Real Estate & Construction Services
Notice of State Real Property for Sale in Hermantown, Minnesota**

NOTICE IS HEREBY GIVEN that the Department of Administration is offering for sale by sealed bid the real property located 5668 W. Arrowhead Road, Hermantown, MN 55811. The property consists of a 4-bedroom, 3-bathroom ranch-style home with 2-car detached garage and 12-ft x 22-ft storage bldg. The site is a private lot containing approximately 2 acres. Minimum bid of \$160,000. To obtain a copy of the bid package, visit www.admin.state.mn.us/recs (click on Notices), e-mail: wayne.waslaski@state.mn.us or call (651) 201-2548. Written bids must be received no later than 2:30 p.m., on Tuesday, September 25, 2007.

**Minnesota State Colleges and Universities (MnSCU)
Office of the Chancellor
Request for Proposal for a Study of Higher Education Needs in the Mesabi Range
Region**

NOTICE IS HEREBY GIVEN that the Office of the Chancellor, Minnesota State Colleges and Universities is seeking proposals to conduct a study of student demand and employer needs for higher education in the Mesabi Range region of Northeastern Minnesota. The study will be conducted as a collaboration among Minnesota State Colleges and Universities, the University of Minnesota Duluth, and the Range Association of Municipalities and Schools. Applicants will be expected to document prior experience in assessing needs and identifying strategies for providing higher education in science, technology and engineering.

To request a copy of the Request for Proposal or for additional information, contact:

Ron Dicklich, Executive Director
Range Association of Municipalities and Schools
P. O. Box 705, Buhl, MN 55713
Telephone: (218) 258-3216
Fax: (218) 258-3217
E-mail address: rond@uslink.net

Proposals are due by Monday, September 10, 2007, 5:00 p.m. CDT.

State Contracts

This notice and the Request for Proposal do not obligate the State of Minnesota or Minnesota State Colleges and Universities to award a contract; the Minnesota State Colleges and Universities reserves its rights to withdraw from the RFP if it is considered to be in its best interest, to reject any or all proposals, and to waive any irregularities or informalities in proposals received.

Minnesota State Colleges and Universities Office of the Chancellor Request for Proposal to Provide Applications Development Staff Augmentation

NOTICE IS HEREBY GIVEN that proposals are being solicited to select one or more vendors to provide staff augmentation of our Application Development staff.

MNSCU and the Office of the Chancellor, the Systems' central office, seek the services of one or more vendors. For additional information or a copy of the Request for Proposal, please contact:

Mark Malecek, Director of Application Development
Minnesota State Colleges and Universities
30 7th Street E., Suite 350
St. Paul, MN 55101-7804
Telephone: (651) 201-1476
E-mail: mark.malecek@csu.mnscu.edu

A copy of the RFP will be available at: www.its.mnscu.edu/rfp

Proposals are due at the Office of the Chancellor by 5:00 PM CT on Friday, September 10, 2007.

This notice and the Request for Proposal do not obligate the State of Minnesota, the Minnesota State Colleges and Universities system or its schools, or the Office of the Chancellor to award a contract.

Minnesota State Colleges and Universities (MnSCU) Saint Paul College Request for Bids for Printing of Saint Paul College Magazine & Course Schedule – Spring 2008

To receive a printed copy of the solicitation contact by e-mail:

Nataliya.kabakova@saintpaul.edu
Or fax your request to (651) 846-1476, attn.: Nataliya

Bids Due: September 11, 2007 at 1:00pm

Ship to information: Saint Paul College
Business Office (MB#1060)
235 Marshall Ave
St. Paul, MN 55102

**Executive Council
State Board of Investment
Land Exchange Board
Investment Advisory Council****Notice of Meetings of the Executive Council, State Board of Investment and the
Land Exchange Board on October 15, 2007, and the Investment Advisory
Council on September 4, 2007**

The Executive Council, State Board of Investment and the Land Exchange Board will meet on Monday, October 15, 2007 at 1:00 P.M. in Room 123, State Capitol, St. Paul, MN.

The Investment Advisory Council will meet on Tuesday, September 4, 2007 at 2:00 P.M. at the State Board of Investment, Board Room (Main Floor), 60 Empire Drive, St. Paul, MN.

**Department of Natural Resources (DNR)
Notice of Availability of Contract for Electronic License System
CERTIFICATION # 13020****Amount of Proposed Contract: \$15.5 Million over 5 Years**

The Minnesota Department of Natural Resources is requesting proposals from qualified vendors for the purpose of developing and operating an Electronic Licensing System that will issue hunting and fishing licenses, hunting lottery applications and the registration and titling of watercraft, snowmobiles, all-terrain vehicles, off-highway motorcycles, and off-road vehicles, with sales at agent locations, the internet, and phone. The new system will replace the current Electronic Licensing System.

The vendor will supply services and equipment to support the development, implementation and management of an electronic license sales system as described in the request for proposal.

Work is proposed to start after January 2008. Statewide implementation by February 2009.

A Request for Proposals will be available by mail from this office through November 2, 2007. **A written request (by direct mail or fax) is required to receive the Request for Proposal.** After November 2, 2007, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

John Nordby
Minnesota Department of Natural Resources
Division of Fish and Wildlife/License Center
500 Lafayette Rd
St Paul MN 55155-4026
Fax: (651) 297-8851

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than **November 9, 2007, 4:30 pm CDT. Late proposals will not be considered.** Fax or e-mailed proposals will **NOT** be considered.

This request does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

State Contracts

Department of Transportation (Mn/DOT)

Engineering Services Division

Notice of Potential Availability of Contracting Opportunities for a Variety of Highway Related Technical Activities (“Consultant Pre-Qualification Program”)

This document is available in alternative formats for persons with disabilities by calling Brad Hamilton at (651) 366-4626 for persons who are hearing or speech impaired by calling Minnesota Relay Service at (800) 627-3529.

Mn/DOT, worked in conjunction with the Consultant Reform Committee, the American Council of Engineering Companies of Minnesota (ACEC/MN), and the Department of Administration, to develop the Consultant Pre-Qualification Program as a new method of consultant selection. The ultimate goal of the Pre-Qualification Program is to streamline the process of contracting for highway related professional/technical services. Mn/DOT awards most of its consultant contracts for highway-related technical activities using this method, however, Mn/DOT also reserves the right to use Request for Proposal (RFP) or other selection processes for particular projects. Nothing in this solicitation requires Mn/DOT to use the Consultant Pre-Qualification Program.

Mn/DOT is currently requesting applications from consultants. Refer to Mn/DOT’s Consultant Services web site, indicated below, to see which highway related professional/technical services are available for application. Applications are accepted on a continual basis. All expenses incurred in responding to this notice will be borne by the responder. Response to this notice becomes public information under the Minnesota Government Data Practices.

Consultant Pre-Qualification Program information, application requirements and applications forms are available on Mn/DOT’s Consultant Services web site at: <http://www.dot.state.mn.us/consult>.

Send completed application material to:

Brad Hamilton
Consultant Services
Office of Technical Support
Minnesota Department of Transportation
395 John Ireland Blvd. Mail Stop 680
St. Paul Minnesota 55155

Note: DUE DATE: APPLICATION MATERIAL WILL BE ACCEPTED ON A CONTINUAL BASIS.

Department of Transportation (Mn/DOT)

Engineering Services Division

Notice Concerning Professional/Technical Contract Opportunities

NOTICE TO ALL: The Minnesota Department of Transportation (Mn/DOT) is now placing additional public notices for professional/technical contract opportunities on Mn/DOT’s Consultant Services **website** at: www.dot.state.mn.us/consult.

New public notices may be added to the website on a daily basis and be available for the time period as indicated within the public notice.

State Contracts

Minnesota Board of Water and Soil Resources

Request for Proposals to Complete Two Components of the Northeast Minnesota Wetland Migratory Strategy

Project Overview

The Minnesota Board of Water and Soil Resources requests proposals to complete two components of the Northeast Minnesota Wetland Mitigation Strategy:

1) Inventory and compile known and potential wetland mitigation opportunities within the northeastern region of Minnesota (the >80% presettlement wetland areas as designated in the Wetland Conservation Act, *Minnesota Rules* 8420.) The inventory will include identification of water quality improvement opportunities and areas where watershed improvements are needed. The study will also include an inventory of wetlands and water resources that have developed on former mine lands.

2) Conduct a region-wide mitigation siting analysis based on the mitigation inventory. The siting study will take into account wetland mitigation opportunities in each minor and major watershed and Bank Service Area and develop goals for maintaining water quality. The study will identify opportunities in impaired waters (as identified by the Minnesota Pollution Control Agency) within the study area. A regional Mitigation Siting Study could curtail the level of effort required by each individual project in the region to meet the state and federal siting standards and allow resources to more efficiently be expended on mitigation planning instead. The siting study will help guide the establishment of wetland mitigation goals for the 3 sectors of the NE Wetland Mitigation Strategy: 1) mining 2) residential/commercial and 3) roads.

The successful applicant will be expected to work with the Minnesota Board of Water and Soil Resources to complete the project described in this RFP and satisfy the following legislative appropriation language:

“...\$225,000 the first year is to inventory wetland mitigation opportunities and water quality and watershed improvement projects in a greater than 80 per cent area of which \$150,000 the first year is to conduct a region wide wetland mitigation siting analysis for greater than 80 per cent areas. The \$225,000 amount shall include an inventory of the wetland and water resources that have been developed on former minelands and an analysis of the functions and values of those wetland and water resources. This is a onetime appropriation and is available until June 30, 2009. The \$150,000 amount for analysis shall (i) evaluate wetland mitigation opportunities in each watershed and wetland bank service area, (ii) develop goals for maintaining water quality in greater than 80% areas, and (iii) identify wetland mitigation opportunities in other regions with a greater loss of wetlands or with impaired waters. This is a onetime appropriation and is available until June 30, 2009. A report on the analysis outcomes shall be given to the house and senate chairs of the environment and natural resources policy and finance committees by January 15, 2009.”

Goals:

1) Inventory:

- A) Gain a better understanding of mitigation potential in northeastern Minnesota.
- B) Document mitigation potential on mining (metallic, aggregate and peat) lands.
- C) Provide data to evaluate the mitigation goals for the Northeast Wetland Mitigation Strategy.

2) Mitigation Siting Analysis:

- A) Utilize the Northeast Wetland Mitigation Inventory data to evaluate the mitigation potential in northeastern Minnesota.
- B) Provide data for, and facilitate development of, a plan for allocating wetland mitigation opportunities in the northeast among the three wetland mitigation sectors of 1) mining, 2) residential/commercial and 3) state and local road mitigation programs.
- C) Develop a plan that will target minor watersheds with impaired waters for increased wetland protection, enhancement and restoration.
- D) Evaluate needs for wetland mitigation outside of the study area and set goals to meet demand.

Sample Tasks

1) Inventory:

- A) Collect and evaluate existing inventory data (local, state and federal agencies)
- B) Develop protocol for additional inventory work.
- C) Meet with BWSR, Local Government Units (LGU) and Soil and Waters Conservations Districts (SWCD) and other cooperating agencies to develop work plan.

State Contracts

- D) Conduct GIS (Geographic Information System) analysis to screen potential sites for wetland inventory work based on soils, topography, ownership, NWI and other factors.
- E) Develop and implement a plan for ground truthing potential mitigation sites and screening and selecting high value sites that may include Soil and Water Conservation Districts (SWCD), local government units (LGU) or other local or regional entities.
- F) Map and provide inventory data by minor watershed, major watershed and bank service area for analysis for the Regional Mitigation Siting Analysis.
- G) Prepare a summary of inventory data to the Minnesota Board of Water and Soil Resources by November 1st, 2008.

2. Mitigation Siting Analysis:

- A) Working with the BWSR, establish a project steering committee to provide policy recommendations related to development of a strategy for wetland mitigation in northeastern Minnesota.
- B) Evaluate northeast regional wetland mitigation inventory data.
- C) Analyze wetland mitigation opportunities in the northeast by minor watershed, major watershed and basin (Bank Service Area).
- D) Evaluate opportunities for water quality improvement in watersheds of impaired waters.
- E) Set wetland mitigation goals for each minor watershed, major watershed, and bank service area.
- F) Develop wetland banking training and promotion program for northeast Minnesota in cooperation with Wetland Bankers Association, LGUs and BWSR.
- G) Provide information for, and facilitate a plan to allocate wetland mitigation opportunities in northeast by each of 3 sectors (mining, residential/commercial, roads) and set goals for each sector.

The contractor will work closely with the project steering committee and BWSR personnel. It is possible that the contractor will prepare outlines or rough drafts of certain products, which will be reviewed by project steering committee or agency staff.

The contract will begin on the date stated in the contract or upon full execution of the contract, whichever is later, and will be completed by November 15, 2009.

Responders are encouraged to propose additional tasks or activities if they will substantially improve the results of the project. These items should be separated from the required items on the cost proposal.

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

Prospective responders who have any questions regarding this request for proposal should put them in writing and submit them to the project contact person listed below: (questions should be submitted in writing by 4:30 PM, September 10, 2007 – see deadline below for submission of proposal)

Dave Weirens
Land and Water Section Manager
MN Board of Soil Resources
Phone: (651) 297-3432
Fax: (651) 297-5615
E-mail: david.weirens@bwsr.state.mn.us

Other personnel are **NOT authorized** to discuss this request for proposal with responders, before the proposal submission deadline. Contact regarding this RFP with any personnel not listed above could result in disqualification.

Proposal Content

The following will be considered minimum contents of the proposal:

1. A statement of the objectives, goals, and tasks to show or demonstrate the responder's view and understanding of the nature of the contract.
2. A description of the deliverables to be provided by the responder along with a detailed work plan that identifies the major tasks to be accomplished and be used as a scheduling and managing tool, as well as the basis for invoicing.
3. An outline of the responder's background and experience with examples of similar work done by the responder and a list of

Non-State Bids, Contracts & Grants

personnel who will conduct the project, detailing their training, work experience, and hourly fees. No change in personnel assigned to the project will be permitted without the written approval of the state program manager.

4. Cost detail. (See instructions below for submission of pricing information.) Identify the level of the Department's participation in the contract, as well as any other services to be provided by the department, and details of cost allowances for this participation.
5. Submit the Location of Service Disclosure Form.
6. A list of 3 references.
7. Certification regarding lobbying
8. Affidavit of non-collusion
9. Affirmative Action Certification

All proposals must be sent to:

Dave Weirens
Land and Water Section Manager
Minnesota Board of Water and Soil Resources
520 Lafayette Road North
St. Paul, MN 55155

All proposals must be received not later than 3:30 p.m., Central Daylight Time, September 21, 2007, as indicated by a notation made by the Receptionist, 2nd Floor, Minnesota Board of Water and Soil Resources, 520 Lafayette Road North St. Paul, MN 55155

Late proposals will not be considered.

All costs incurred in responding to this RFP will be borne by the responder. Fax and e-mail responses will not be considered.

Submit three copies of the proposal and one set of work samples. Proposals are to be sealed in mailing envelopes or packages with the responder's name and address written on the outside. Each copy of the proposal must be signed in ink by an authorized member of the firm.

The following is a list of documents that must be submitted with your proposal:

1. Statement of firm qualifications
2. Three References
3. Resume of staff that will be responsible for the project

Provide one copy of the cost proposal in a separately sealed envelope clearly marked on the outside "Cost Proposal" along with the firm's name. For purposes of completing the cost proposal, the state *does not* make regular payments based upon the passage of time, it only pays for services performed or work delivered *after* it is accomplished.

Proposals will be evaluated on "best value" as specified below. The cost proposal will not be opened by the review committee until after the qualifications points are awarded.

The department has estimated that the cost of this contract should not exceed \$375,000. Price will be a factor in the evaluation of proposals.

Proposal Evaluation

All responses received by the deadline will be evaluated by representatives of the Minnesota Board of Water and Soil Resources. In some instances, an interview may be part of the evaluation process. A 100-point scale will be used to create the final evaluation recommendation. The factors and weighting on which proposals will be judged are:

- | | | |
|----|---|-----|
| 1. | Expressed understanding of project objectives | 10% |
| 2. | Deliverables and work plan | 20% |
| 3. | Qualifications/experience of personnel working on the project | 30% |
| 4. | Cost detail | 30% |
| 5. | Extent to which services will be performed within the U.S.* | 10% |

It is anticipated that the evaluation and selection will be completed by *September 30, 2007*

Non-State Bids, Contracts & Grants

The *State Register* also serves as a central marketplace for contracts let out on bid by the public sector. The *State Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector. It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of commodity, project or tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from the date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact editor for further details.

Metropolitan Airports Commission (MAC) Public Notice for Qualifications Statements for Legal Services

The Metropolitan Airports Commission (MAC) is requesting qualifications statements from firms or persons interested in representing MAC as environmental law legal counsel as set forth in the Request for Qualifications, which is available for review at the Commission's General Office.

To request a copy of the "Request for Qualifications for Environmental Law Legal Services" which outlines the selection process, contact the Legal Department of the MAC at (612) 726-8192. The qualifications statements are due on or before 4:00 p.m. on Friday, September 14, 2007.

Metropolitan Council Notice of Request for Proposals (RFP) for Background Investigation Services Reference Number 07P109

The Metropolitan Council is soliciting proposals to provide Background Investigation Services. The successful proposer will provide background checks as part of the selection process and internal investigations to protect the Council from negligent hiring exposure and reduce the threat of workplace violence, theft, disruption and other problems.

<i>Issue Request for Proposals</i>	August 27, 2007
<i>Questions Due</i>	September 6, 2007
<i>Proposals Due</i>	September 18, 2007
<i>Award Contract</i>	October 2007

All firms interested in submitting proposals for this contract and desiring to receive an RFP package are invited to make a request either by e-mail, fax, or mail to:

Sunny Jo Emerson, Administrative Assistant
Contracts and Procurement Unit
Metropolitan Council
390 Robert Street
St. Paul, MN 55101
Fax: (651) 602-1083
E-mail: sunnyjo.emerson@metc.state.mn.us

Metropolitan Council Notice of Request for Proposals (RFP) for Workers' Compensation Medical Bill Review and Payment Reference Number 07P112

The Metropolitan Council is soliciting proposals to provide a electronic processing of Workers' Compensation Medical Bill Review and Payment. The successful proposer will apply statutory fee schedule to medical bills, issue appropriate payments to medical providers

Non-State Bids, Contracts & Grants

and electronic claim data interface with the Council's STARS program to process Workers' Compensation Medical Bill Review and Payment.

Issue Request for Proposals

August 27, 2007

Questions Due

September 11, 2007

Proposals Due

September 25, 2007

Award Contract

October 2007

All firms interested in submitting proposals for this contract and desiring to receive an RFP package are invited to make a request either by e-mail, fax, or mail to:

Sunny Jo Emerson, Administrative Assistant
Contracts and Procurement Unit
Metropolitan Council
390 Robert Street
St. Paul, MN 55101
Fax: (651) 602-1083
E-mail: sunnyjo.emerson@metc.state.mn.us

Metropolitan Council - Metro Transit Request for Proposals for Two Rivers Transit Service Procurement No. 7504

Metropolitan Transportation Services, a division of the Metropolitan Council, is seeking proposals to provide contract transit operations for seven routes known as Two Rivers Transit Service. The service required includes both regular route elements and dial-a-ride elements. The service area includes St. Paul and several communities in the eastern Metropolitan Area. Details regarding service area, days of operation, start and end times, vehicles to available during the hours of service, service hours, and other information are contained in the Request for Proposals document.

A pre-proposal conference will be held at 2 PM on August 23, 2007 in the Metropolitan Council offices, located at 390 N. Robert St., St. Paul, Minnesota 55101.

Proposals are due no later than 2 PM on September 17, 2007.

Firms interested in receiving the Request for Proposals document should contact:

Candace Osiecki
Metro Transit Purchasing Department
515 N. Cleveland Avenue
St. Paul, MN 55114
Phone: (612) 349-5070
Fax: (612) 349-5069
E-mail: candace.osiecki@metc.state.mn.us

Minnehaha Creek Watershed District Bids Solicited for Wetland and Upland Restoration of about 30 Acres

NOTICE IS HEREBY GIVEN that the Minnehaha Creek Watershed District (MCWD) is soliciting bids for wetland and upland restoration of approximately 30 acres. The project is located 301 Rolling Hills Drive in the City of Minnetrista. Work shall begin no later than October 1, 2007.

Non-State Bids, Contracts & Grants

Sealed Bid Proposals for the furnishing of all labor, materials and all other items necessary to complete the work will be received by Minnehaha Creek Watershed District at its office, 18202 Minnetonka Boulevard, Deephaven, MN until 12:00 PM, September 19, 2007. Bid submittals must be clearly labeled "MCWD 301 Rolling Hills Drive Bid Package" on the outside of the submittal package.

All communications relative to this project should be addressed to the Project Manager prior to opening of the Bid. Minnehaha Creek Watershed District: Attention Renae Clark, rclark@minnehahacreek.org or phone (952) 471-0590.

Contractors desiring a copy of the bid package, plans, specifications and proposal forms may obtain them from the office of Minnehaha Creek Watershed District, payment of a \$25.00 non-refundable fee for each bid package. Bid packages are also available for examination at each location, or electronically at <ftp://www.minnehahacreek.org/301%20Rolling%20Hills%20Drive%20Specifications/>

A mandatory pre-bid meeting will be held at the Minnehaha Creek Watershed District office at 12:00 PM on September 12, 2007.

Each bid proposal shall be submitted on forms furnished for that purpose. Each bid proposal shall be accompanied by a "Bid Security" in the form of a certified or cashier's check made payable to Minnehaha Creek Watershed District ("owner") in an amount not less than five percent (5%) of the total bid, or a surety bond in the same amount, running to the Owner, with a surety company duly authorized to do business in the state of Minnesota, such Bid Security to be a guarantee that the bidder, if awarded a contract, will enter into a contract with Minnehaha Creek Watershed District; and the amount of the certified check will be retained or the bond enforced by the Owner in case the bidder fails to do so. The Owner will retain the deposits for the three lowest bidders until the contract has been awarded and executed but not longer than sixty (60) days. No bid may be withdrawn for a period of sixty (60) days following the bid opening.

The bid of the lowest responsible bidder is intended to be accepted on or before the expiration of sixty (60) days after the date of the opening of bids. The Owner, however, reserves the right to reject any or all bids and to waive any minor irregularities, informalities or discrepancies, and further reserves the right to award the contract in the best interest of Minnehaha Creek Watershed District.

University of Minnesota Subscribe to Bid Information Service (BIS)

The University of Minnesota offers 24 hour/day, 7day/week access to all Request for Bids/Proposals through its web-based Bid Information Service (BIS). Subscriptions to BIS are free. Visit our website at bidinfo.umn.edu or call the BIS Coordinator at (612) 625-5534.

Request for Bids/Proposals are also available to the public each business day from 8:00 a.m. to 4:30 p.m. in the Purchasing Services lobby, Suite 560, 1300 S. 2nd Street, Minneapolis, Minnesota 55454.

State Register Binders

Specially designed binders with the State Register logo for storing your State Registers. Two binders typically hold one-year's subscription. Order Stock # 91-8, \$12.00 + tax

Minnesota's Bookstore

660 Olive Street (Williams Hill Business Development), St. Paul, MN 55155

(1 block east of I-35E Bridge, 1 block north of University Ave.)

FREE PARKING

Phone: (651) 297-3000; Fax: (651) 215-5733

E-mail: <http://www.minnesotasbookstore.com>

Great Books and Gifts for Your Reading Pleasure

- **The Dakota War of 1862** - Minnesota's Other Civil War, by Kenneth Carley, \$14.95
- **Minnesota Treasures** - Stories Behind the State's Historical Places, by Richard Moe, \$39.95
- **No More Gallant a Deed** - A Civil War Memoir of the First Minnesota Volunteers, by James A. Wright, edited by Steven J. Keillor, \$34.95
- **Minnesota's Indian Mounds and Burial Sites:** A Synthesis of Prehistoric and Early Historic Archaeological Data, by Constance M. Arzigian and Katherine P. Stevenson, \$44.95
- **Mike Lynch's Minnesota Starwatch** - The Essential Guide to Our Night Sky, \$24.95
- **Minnesota's State Capitol** - The Arts and Politics of a Public Building, \$16.95
- **A Birders's Guide to Minnesota**, by Kim R. Eckert, \$20.00
- **Celebrate Saint Paul** - 150 Years of History, \$49.95
- **Minnesota Guidebook to State Agency Services** - Owners manual for Minnesotans, \$14.95

WE ARE "MAP CENTRAL"

--- WE HAVE **THOUSANDS** OF MAPS ---

County Plat Books

(PRIM) Public Recreation Information Maps

County Highway Maps

Lake Depth Maps

Hiking and Biking Maps

Minnesota Atlas and Gazetteer

Minnesota Highway and Recreational Atlas

Fishing/Hunting Maps

