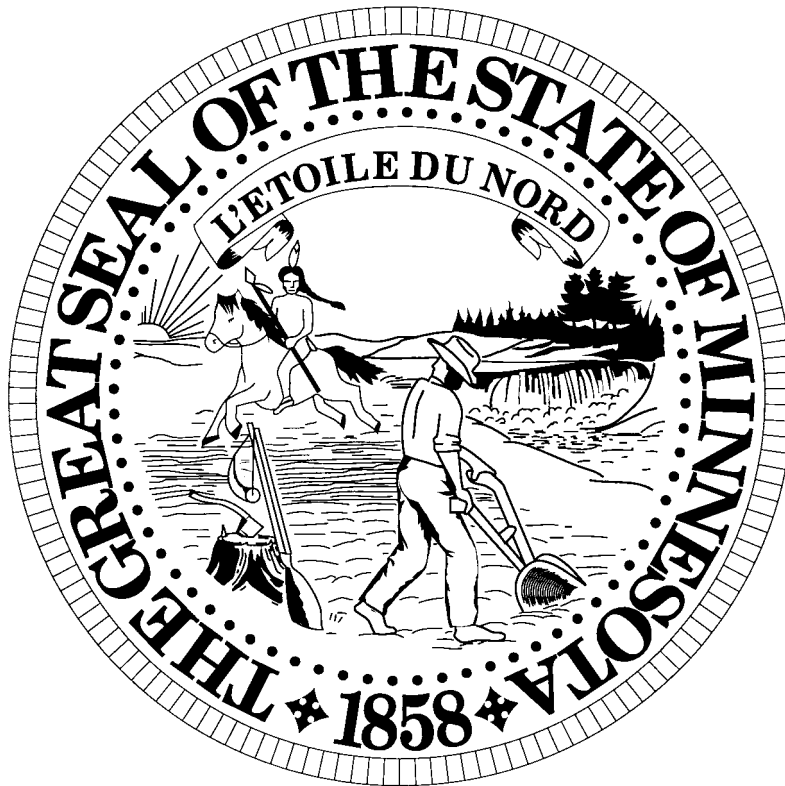


State of Minnesota

State Register

Rules and Official Notices Edition



Published every Monday (Tuesday when Monday is a holiday) by the
Department of Administration – Communications Media Division

Monday 9 June 2003
Volume 27, Number 50
Pages 1787-1804

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:

- proposed, adopted, exempt, expedited emergency and withdrawn rules
- executive orders of the governor
- appointments
- proclamations and commendations
- commissioners' orders
- revenue notices
- official notices
- state grants and loans
- contracts for professional, technical and consulting services
- non-state public bids, contracts and grants
- certificates of assumed name, registration of insignia and marks

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"Affidavit of Publication" costs \$10.00 and includes a notarized "Affidavit" and a copy of the issue.

Printing Schedule and Submission Deadlines

Vol. 27 Issue Number	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 Both Adopted and Proposed RULES
#50	Monday 9 June	Noon Tuesday 3 June	Noon Wednesday 28 May
#51	Monday 16 June	Noon Tuesday 10 June	Noon Wednesday 4 June
#52	Monday 23 June	Noon Tuesday 17 June	Noon Wednesday 11 June
#53	Monday 30 June	Noon Tuesday 24 June	Noon Wednesday 18 June

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Carol L. Molnau, Lt. Governor (651) 296-3391	Patricia Awada, State Auditor (651) 297-3670	
Department of Administration: Brian Lamb, Commissioner (651) 296-1424	Communications Media Division: Mary Mikes, Director (651) 297-3979	Robin PanLener, Editor (651) 297-7963 Jessie Rahmeyer, Subscriptions (651) 297-8774

Legislative Information

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State Capitol, Room 231, St. Paul, MN 55155
Website: www.senate.leg.state.mn.us/departments/secretary/seninfo.htm

House Information Office (651) 296-2146
State Office Building, Room 175, 100 Constitution Ave., St. Paul, MN 55155
Website: www.house.leg.state.mn.us/hinfo/hinfo.htm

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 State Court System

Court Information Office (651) 296-6043
Minnesota Judicial Center, Room 135, 25 Constitution Ave., St. Paul, MN 55155
Website: www.courts.state.mn.us

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Individual copies and subscriptions or the <i>State Register</i> and <i>Solicitations Announcements</i> are available through Minnesota's Bookstore, (651) 297-3000, or (800) 657-3757.		

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, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

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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 rules previous *State Register* publication will be cited.

Expedited and Emergency Rules

Provisions for the Commissioner of Natural Resources to adopt emergency expedited Game and Fish Rules are specified in *Minnesota Statutes* §§ 84.027. The commissioner may adopt emergency expedited rules when conditions exist that do not allow the Commissioner to comply with 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 emergency conditions. Emergency expedited rules are effective upon publication in the *State Register*, and may be effective up to seven days before publication under certain emergency conditions. Emergency expedited rules are effective for the period stated or up to 18 months.

Department of Administration

Adopted Permanent Rules Relating to Administrative Actions

The rules proposed and published at *State Register*, Volume 27, Number 26, pages 946-950, December 23, 2002 (27 SR 946), are adopted with the following modifications:

1301.1201 CODE ADMINISTRATION OVERSIGHT COMMITTEE; GRADUATED SCHEDULE OF ADMINISTRATIVE ACTIONS AND PENALTIES.

Subp. 5. **Graduated schedule.** Notwithstanding *Minnesota Statutes*, section 16B.65, subdivision 5b, one or more of the actions from one or more levels in this subpart may be imposed upon a certified building official for a failure to fulfill the duties and responsibilities of a certified building official.

A. First level:

~~(1)~~ (1) The commissioner may issue a letter of reprimand to the certified building official outlining substantiated unacceptable actions and the corrective action that is expected of that building official in the future.

~~(2) The certified building official may be required to issue a letter of apology to the complainant and any other affected parties as determined necessary by the committee. The committee shall review the letter for acceptability before it is sent to the complainant and any affected parties.~~

B. Second level:

~~(1) The commissioner may require the certified building official to perform unremunerated service as recommended by the committee.~~

~~(2)~~ (2) The commissioner may require the certified building official to attend and successfully complete one or more appropriate training courses or programs designed to address any deficient practice identified by the committee substantiated unacceptable actions by the building official.

~~(3)~~ (3) The commissioner may limit the scope of work that can be performed by the certified building official for a prescribed period of time as determined by the committee. The limitations may include performing plan review or field inspection services only, performing residential or nonresidential duties only, or performing duties that include only specific inspections or specific components of plan review.

~~(4)~~ (4) The commissioner may impose conditions on the certified building official for a prescribed period of time as determined by the committee. The conditions may include mandatory supervision, monitoring, reporting, or minimizing or controlling public contact.

C. Third level:

(2) The commissioner may impose upon a certified building official's certification a permanent condition or limitation as established in subitems (2) and (3) and ~~(4)~~ of the second level in the graduated schedule.

Subp. 7. **Failure to cooperate Providing false or incorrect information.** If a certified building official provides false or incorrect information or otherwise fails to cooperate with an investigation of to the committee or the committee's designees, the committee shall recommend additional actions to the commissioner from the schedule in subpart 5.

Subp. 8. **Municipal notification.** If the building official is designated in a municipality by its appointing authority, the commissioner shall notify the appointing authority of actions imposed upon the building official. Pursuant to *Minnesota Statutes*, section 13.41, subdivision 6, the commissioner must notify the appointing authority prior to final disciplinary action being imposed if the allegations constitute a clear and present danger under the statute.

Adopted Rules

Subp. 10. **Satisfaction of an action.** Upon completion by a certified building official of subpart 5, ~~item A, subitem (2);~~ item B, subitem (1), (2), or (3), or (4); or item C, subitem (1) or (4), in the graduated schedule that have been imposed by the commissioner, the commissioner shall review the documentation evidencing the completion and if it is acceptable to the commissioner, issue a letter of satisfaction of the actions to the certified building official.

Subp. 11. **Appeal of commissioner's decision.** Any person who is aggrieved by a final decision of the commissioner is entitled to a review of that decision through a contested case proceeding under *Minnesota Statutes*, chapter 14. Pursuant to *Minnesota Statutes*, section 14.57, paragraph (a), the commissioner will issue an order making the report of the administrative law judge the final decision in the matter.

Withdrawn Rules

An agency may choose to withdraw rules it has proposed, thus cancelling any time-sensitive schedule for public comment, hearing, or further movement towards the rules' adoption. These rules will be listed as withdrawn by their individual rules numbers in the *State Register's* index to rulemaking activity. **Minnesota Rules: Amendments and Additions.** An agency that chooses to withdraw proposed rules, may reintroduce those same rules at a later date.

Department of Public Safety

Notice of Withdrawal of Proposed Rules on Chemical Tests for Intoxication

The Department of Public Safety, Bureau of Criminal Apprehension hereby withdraws the proposed rules amending *Minnesota Rules*, Chapters 7501 and 7502, related to chemical tests for intoxication of suspected impaired drivers published in the *State Register* on May 27, 2003, Vol. 27 #48, at pages 1709-1714 and scheduled for hearing on July 1, 2003.

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.

Minnesota Comprehensive Health Association

Notice of Annual Meeting of Members and Annual Board Meeting

NOTICE IS HEREBY GIVEN that the **Annual Meeting of Members** of the Minnesota Comprehensive Health Association (MCHA), will be held at 9:00 a.m. on Thursday, June 12, 2003 at the Allianz Life Insurance Co., 5701 Golden Hills Drive, Golden Valley, MN, to be immediately followed by the **Annual Meeting of the Board of Directors.**

For additional information, please call Lynn Gruber at (952) 593-9609.

Minnesota Department of Health

Bureau of Family and Community Health

Notice of Public Meeting Regarding the Minnesota Department of Health Application to the Federal Department of Health and Human Services for Federal Fiscal Year 2003 Maternal and Child Health Services Block Grant Funding

The Minnesota Department of Health will sponsor a public meeting to obtain comments on its application for continuation of Federal Maternal and Child Services Block Grant funding for the federal fiscal year starting October 1, 2003 and ending September 30, 2004. The draft application will be available for inspection upon request beginning June 27, 2003.

Discussion of the application will be held Monday July 7, 2003 at 1:00 p.m. at the Snelling Office Park, 1645 Energy Park Drive, St. Paul, Minnesota. The discussion of the application will be held in the Red River Room. Any person or group may submit either written or oral comments at the meeting.

Persons planning to attend and/or present comments are requested to register by June 27, 2003. Any person needing special accommodations for a disability should so indicate at the time of registration.

To register or obtain further information call Janet Olstad at (651) 281-9884.

Minnesota State Law Library

Notice of County Law Library Filing Fees

Pursuant to *Minnesota Statutes* 134A.09 and 134A.10, the following law library fees are in effect as of the date noted. Civil fees include probate matters except as noted. Criminal conviction includes felonies, gross misdemeanors, and misdemeanors except as noted.

<u>County</u>	<u>Civil</u>	<u>Conciliation</u>	<u>Criminal Conviction</u>	<u>Petty Misdemeanors</u>
Goodhue (eff. 7/1/03 pending Cty. Bd. Approval 6/17/03)	\$10.00	\$0.00	\$10.00	\$10.00
Sherburne (eff. 7/1/02)	\$10.00	\$10.00	\$10.00	\$10.00
Grant (eff. 7/1/03)	\$13.00	\$13.00	\$13.00	\$13.00 (nothing on parking tickets)
Nicollet (eff. 7/1/03)	\$8.00	\$8.00	\$8.00	\$8.00 (nothing on parking tickets or seatbelt violations)

Public Employees Retirement Association

Notice of Meeting of the Board of Trustees

A meeting of the Board of Trustees of the Public Employees Retirement Association (PERA) will be held on Thursday, June 12, 2003, at 9:30 a.m., in the PERA offices, 60 Empire Drive, Room 117, Saint Paul, Minnesota.

Office of the Secretary of State

Public Comment Sought on Letter by Secretary of State Mary Kiffmeyer Regarding the Draft of the Minnesota Help America Vote Act State Plan

Fellow Minnesotans:

The Help America Vote Act presents great opportunities for our nation to strengthen the four pillars of voter rights--access, accuracy, privacy, and integrity. In Minnesota, we are fortunate to have a strong system to build upon; still, the Help America Vote Act will allow us to do even better.

I am pleased to share with you the draft of Minnesota's state plan as one of the first steps for implementing the Help America Vote Act (HAVA) of 2002. Passed by Congress in response to the 2000 presidential election, HAVA requires state and local governments to reform election processes and systems, and it provides federal funding to help with these improvements.

HAVA will allow us to improve the election systems that support the voting process, enhance the integrity of our voter registration process, increase privacy and independence for voters with disabilities, and provide all Minnesotans with better information on how to vote.

In order to receive federal funds, the Secretary of State, working with a HAVA Advisory Committee, has developed a preliminary Minnesota State HAVA Plan. The State Plan Advisory Committee consisted of state and county election officials, legislators, and representatives of interest and advocacy groups.

You are invited to review the State HAVA Plan and provide feedback on it. You will find the Plan on the Minnesota Secretary of State's web site at www.sos.state.mn.us. Follow the instructions on the web site to find the document and submit comments.

Official Notices

Comments will be accepted until June 30, 2003.

Other alternatives for requesting a hard copy of the plan or submitting comments are via fax at (651) 215-0682 or through the mail to:

State Office Building, Rm 174
100 Rev Dr Martin Luther King Jr Blvd
St. Paul, MN 55155-1299

I look forward to your input this month. Your comments will be given thoughtful and thorough consideration as the Plan is finalized in the upcoming weeks for submission to the federal Election Assistance Commission.

Sincerely,



Mary Kiffmeyer
Secretary of State

Department of Transportation

State Aid for Local Transportation Division

Notice of Appointment and Meeting of a State Aid Variance Committee

NOTICE IS HEREBY GIVEN that the Commissioner of Transportation has appointed a State Aid Variance Committee that will conduct a meeting on Thursday, June 26, 2003 at 9:00 a.m. at the Mn/DOT Arden Hills Training Center, located at 900 West County Road I, in Shoreview, Minnesota.

This notice is given pursuant to *Minnesota Statute 47k.705*.

The purpose of this open meeting is to investigate and determine recommendations for variance requests from minimum State Aid roadway standards and administrative procedures as governed by *Minnesota Rules* for State Aid Operations 8820.3300 adopted pursuant to *Minnesota Statutes* Chapter 161 and 162.

The agenda will be limited to the following:

1. Petition of the City of Minneapolis for variance from *Minnesota Rules* 8820.9936, as they apply to the proposed State Aid project number 141-201-002 located in the City of Minneapolis, Minnesota, 39th Street West, from Sheridan Avenue South to Richfield Road to allow construction of one horizontal curve with a design speed of 26 mph from station 12+48.46 to 14+55.53 in lieu of 30 mph as required.

2. Petition of the City of Orono for a variance from *Minnesota Rules* 8820.9920, as they apply to the proposed State Aid project number 152-080-001 for the replacement of the Ferndale Road bridge in the City of Orono, Minnesota, so as to allow:

- 11-foot traffic lane widths and 2-foot shoulder in lieu of minimum 12-foot traffic lanes and four foot shoulder widths required, and
- A 26-foot wide bridge roadway (curb to curb) in lieu of minimum 36-foot wide bridge roadway required, and
- To match existing roadside slopes which vary from 1:1 to ½:1 to minimize wetland impacts; in lieu of the minimum 4:1 roadside slopes required.

3. Petition of the City of Orono for a variance from *Minnesota Rules* 8820.9920, as they apply to the proposed State Aid project number 152-105-001 for the replacement of the Fox Street bridge over Long Lake creek in the City of Orono, Minnesota, so as to allow:

- Two 12-foot wide traffic lane and 2-foot wide shoulder on each side in lieu of minimum 12-foot wide traffic lanes and 4-foot wide shoulders required, and
- A 28-foot wide bridge roadway (curb to curb) in lieu of minimum 36-foot wide bridge roadway required, and
- To match existing roadside slopes which vary from 1:1 to ½:1 to minimize wetland impacts; in lieu of the minimum 4:1 roadside slopes required.

4. Petition of Ramsey County for a variance from *Minnesota Rules* 8820.9936, as they apply to the proposed project number 62-623-40 located in Ramsey County, Minnesota, so as to allow:

- A 30 feet vertical crest curve in lieu of 171 feet (30 mph) at station 10+90, and
- A 74 feet vertical sag curve in lieu of 144 feet (30 mph) at station 11+71.

5. Petition of Rice County for a variance from *Minnesota Rules* 8820.9920, as they apply to the proposed State Aid project number 66-599-030 for the replacement of a bridge over the Big Cannon River near inlet to Shield Lake in Rice county, Minnesota, so as to allow a curve with radii 130 feet (20 mph design speed) in lieu of the required 509 feet (30 mph design speed).

6. Petition of Winona County for a variance from *Minnesota Rules* 8820.9920, as they apply to the proposed replacement of bridge number L1449 with new bridge number 85548 over Rush Creek in Winona County, Minnesota, so as to allow:

- A 25 mph horizontal curve located between Stations 11+12.09 and 5+98.82 with a length of 513 in lieu of 30 mph horizontal curve, and
- A 25 mph vertical curve located between stations 8+70 and 12+50 in lieu of a 30 mph vertical curve.

7. Petition of the City of Plymouth for variance from *Minnesota Rules* 8820.2800, Subpart 2, as they apply to the construction of Garland Lane (51st Avenue) and Schmidt Lake Road, located approximately one quarter mile west of the CP Railroad and north of Schmidt Lake Road in the city of Plymouth, Minnesota, so as to allow to receive State Aid funds that are from 2003 construction allocation, but plans approved after the opening bids.

9:30 a.m. City of Minneapolis
10:00 a.m. City of Orono #1
10:30 a.m. City of Orono #2
11:00 a.m. Ramsey County
11:30 a.m. Rice County
12:00 noon Winona County
12:30 p.m. City of Plymouth

Dated: June 2, 2003

Julie A. Skallman
State Aid Engineer
State Aid for Local Transportation

Minnesota Public Utilities Commission

REQUEST FOR COMMENTS on Possible Amendment of Rules of Practice and Procedure, *Minnesota Rules* Chapter 7829, to Set New Notice Requirements for Certificate of Need Applications for High-Voltage Transmission Lines

Subject of Rules. The Minnesota Public Utilities Commission requests comments on the possible amendment of its rules of practice and procedure, *Minnesota Rules* Chapter 7829. The Commission is considering rule amendments that would set new notice requirements for certificate of need applications for high-voltage transmission lines. The amendments would incorporate the notice requirements recently adopted for proposed high-voltage transmission lines in the Commission's rules governing biennial transmission projects reports, *Minnesota Rules* Chapter 7848, specifically *Minnesota Rules* 7848.1900.

Persons Affected. The amendment to the rules would likely affect

- cooperative, municipal, and investor-owned Minnesota electric utilities;
- entities that plan to build high-voltage transmission facilities in the state of Minnesota;
- electric customers throughout the state;
- persons living or owning property near potential transmission routes;
- local and tribal governments in areas likely to be affected by proposed high-voltage transmission lines;
- Minnesota agencies with jurisdiction over cooperative, municipal, or investor-owned electric utilities.

Statutory Authority. These amendments are authorized under *Minnesota Statutes* §§ 216A.05; 216B.08; 14.06 (a); 216B.243.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing or orally until Friday, August 8, 2003 at 4:30 p.m. The Commission does not contemplate appointing an advisory committee to comment on the possible amendments, since the amendments under consideration would incorporate notice requirements recently adopted in a related rulemaking after a lengthy advisory committee process.

Rules Drafts. The Commission has prepared a draft of the possible amendments; that draft is set forth below.

Agency Contact Person. Written or oral comments, questions, and requests for more information on these possible rules should be directed to:

Carol Casebolt or Eric Witte
Public Utilities Commission
121 Seventh Place East, Suite 350

Official Notices

St. Paul, Minnesota 55101-2147
Ms. Casebolt: (651) 296-6029
Mr. Witte: (651) 296-7814
Fax: (651) 297-7073
TTY: (651) 297-1200
TTY Relay Service: 1-800-627-3529

Alternative Format. Upon request, this Request for Comments can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request, please contact the agency contact person at the address or telephone number listed above.

NOTE: Comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after they are proposed. If you submitted comments during the development of the rules and you want to ensure that the Administrative Law Judge reviews the comments, you should resubmit the comments after the rules are formally proposed.

Working Draft. The agency's current working draft of the rule amendments is set forth below.

NOTICE PLANS WHEN SEEKING CERTIFICATION OF HIGH-VOLTAGE TRANSMISSION LINES

Subpart 1. **Filings required, service requirements.** Five months before filing a certificate of need application for a high-voltage transmission line, the applicant shall file a proposed plan for providing notice to all persons reasonably likely to be affected by the proposed line. Applicants shall serve their proposed plans on the following persons:

- A. the Department of Commerce;
- B. the Residential and Small Business Utilities Division of the Office of the Attorney General; and
- C. the general service list for biennial transmission projects reports established under part 7829.0600.

Subp. 2. **Procedural schedule, notice of procedural schedule.** Initial comments on proposed notice plans must be filed within 20 days of the date of filing. Reply comments must be filed within 20 days of the expiration of the initial comment period. Applicants shall include with the proposed notice plan a clear and conspicuous notice of these comment periods.

Subp. 3. **Types of notice.** Proposed notice plans must include notice to the following persons by the method specified:

- A. direct mail notice, based on county tax assessment rolls, to landowners reasonably likely to be affected by the proposed transmission line;
- B. direct mail notice to all mailing addresses within the area reasonably likely to be affected by the proposed transmission line;
- C. direct mail notice to tribal governments and to the governments of towns, statutory cities, home rule charter cities, and counties whose jurisdictions are reasonably likely to be affected by the proposed transmission line; and
- D. newspaper notice to members of the public in areas reasonably likely to be affected by the proposed transmission line.

Subp. 4. **Notice content.** Proposed notice plans must provide notice recipients with the following information:

- A. a map showing the end points of the line and existing transmission facilities in the area;
- B. a description of general right-of-way requirements for a line of the size and voltage proposed and a statement that the utility intends to acquire property rights for the right-of-way that the proposed line will require;
- C. a notice that the line cannot be constructed unless the commission certifies that it is needed;
- D. the commission's mailing address, telephone number, and Web site;
- E. if the applicant is a utility subject to *Minnesota Rules* Chapter 7848, the address of the Web site on which the utility applicant has posted or will post the biennial transmission projects report required under that chapter;
- F. a statement that the Environmental Quality Board will be preparing an environmental assessment of each high-voltage transmission line for which certification is requested;
- G. a brief explanation of how to get on the mailing list for the Environmental Quality Board's proceeding; and
- H. a statement that requests for certification of high-voltage transmission lines are governed by Minnesota law, including specifically *Minnesota Rules* Chapter 7849, *Minnesota Rules* Chapter 4410, and *Minnesota Statutes*, section 216B.243.

Subp. 5. **Supplementary notice.** The commission shall require supplementary notice to persons reasonably likely to be affected by system alternatives developed in the course of certification proceedings if it appears that those system alternatives are as likely to be certified as the proposed high-voltage transmission line.

Subp. 6. **Notice time frames.** The utility shall implement the proposed notice plan within 30 days of its approval by the commission.

Subp. 7. **Good faith sufficient.** The commission shall not deny a request for certification of a high-voltage transmission line on grounds of defective notice if the utility acted in good faith, in substantial compliance with the notice requirements of this subpart, and in substantial compliance with any commission orders issued under this subpart.

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 Labor and Industry

Notice of Availability of Labor Education Advancement Program (LEAP) Grants: Request for Proposals

The Commissioner of the Minnesota Department of Labor and Industry announces the availability of funds for the operation of Labor Education Advancement Programs (L.E.A.P.) in the State of Minnesota under *Minnesota Statutes* § 178.11 and *Minnesota Rules* Chapter 5227. Funds will be available each year of the State's fiscal years beginning July 1, 2003, (FY2004) and July 1, 2004, (FY2005).

The commissioner shall award grants to community-based organizations serving women and people of color on a competitive request-for-proposal basis. Interested organizations shall apply for the grants on the form referred to in Section V. As part of the proposal process, applicants must provide a statement of need for the grant, a description of the targeted population and apprenticeship opportunities, a description of activities to be funded by the grant, evidence supporting the ability to deliver services, information related to coordinating grant activities with other employment and training programs, identification of matching funds, a budget, and performance objectives. Each submitted proposal shall be evaluated for completeness, and effectiveness of the proposed grant activity including those items listed in Chapter 5227 of *Minnesota Rules*.

Program and Proposal Information.

I. PURPOSE

The purpose of this grant will be to provide funds to community organizations that will achieve the following objectives.

II. OBJECTIVE

The objective of the L.E.A.P. grant is to encourage, promote and increase the participation of people of color and women in apprenticeable trades and related occupations. Apprenticeable trades and occupations are approved by, and registered with the Department of Labor and Industry, Division of Voluntary Apprenticeship. To be considered apprenticeable the trade or occupation must contain at least 2,000 hours of hands-on training, not infringe on other trade programs, provide a reasonable wage, provide high level skill training, provide related educational instruction to supplement the hands-on training and lead to employment. Related occupations are those which provide training for individuals for future placement in apprenticeship trades or occupations.

III. PROCESS

The Commissioner will accept proposals for the operation of a L.E.A.P. grant for state fiscal year beginning July 1, 2003. Funds will be available for a one-year grant and will be subject to renewal for a second year, without further application, upon submission of three required quarterly reports and a final cumulative report which measures the accomplishment of goals and objectives for the first grant year. At that time the grantee must also provide cumulative placement projections for the second fiscal year.

IV. ELIGIBLE GRANT PROPOSALS

Proposals will be accepted from community-based organizations serving the targeted population on a competitive request-for-proposals basis.

V. LEAP GRANT PROPOSAL FORM

Organizations applying for a LEAP grant must call the Department of Labor and Industry, Apprenticeship Unit at (651) 284-5090, or 1-800-342-5354, and request a copy of the LEAP Grant Proposal form. Only complete LEAP Grant Proposal Forms, with supportive addenda, will be accepted.

VI. PROPOSAL CONTENTS

At a minimum, a proposal must contain the following information, in addition to the items listed above:

A. Program Administration/Management

1. Administrative Structure (including personnel)
2. Program narrative outlining the organization's mission, goals, objectives, and performance indicators
3. List of Advisory Council or Advisory Committee members who provide guidance in placement of clients in registered apprenticeship programs

State Grants & Loans

B. Budget

1. Amount requested
2. Line item breakdown of operating costs
3. List sources of non-state matching funds/dollar for dollar match
4. Budget Narrative

C. Demographic Data

1. Identification of geographic area served
2. Rate of unemployment in service area
3. Comparative data on the ratio of unemployment between minorities and/or women, and other persons in the service area
4. Percent of racial minorities and/or women in area served
5. Source of demographic data

D. Evidence of ability to deliver services, which may be demonstrated by one or more of the following

1. Previous experience operating a L.E.A.P. program and documented results (must provide details of L.E.A.P. operation including actual numbers of clients placed into registered apprenticeship programs and related occupations, names of applicants placed, where applicants were placed, retention rates and completion rates)
2. Previous experience providing job training and job placement service to economically disadvantaged individuals, diverse ethnic and racial minority groups, females and places of employment.
3. Provide documentation of existing working relationships with employers and labor organizations
4. Means of measuring outcomes (effectiveness of program)

E. Statement of assurance including

1. The department or state may conduct post-grant audits
2. The applying organization has an effective equal employment policy
3. Evidence of Workers' Compensation coverage required by Minnesota law
4. Performance and financial reports shall be submitted on due dates

VII. PROPOSAL DEADLINE

Interested parties must submit a completed grant proposal form, with addenda, no later than 4:30 p.m., June 20, 2003. Proposals shall be submitted to:

Commissioner Scott Brener
Minnesota Department of Labor and Industry
3rd Floor Commissioners Office
443 Lafayette Road
St. Paul, MN 55155

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) website. Interested vendors are encouraged to monitor the P/T Contract Section of the MMD website 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.

Minnesota Historical Society

Notice of Request for Proposals for Exhibit Electrical Demolition and Installation

The Minnesota Historical Society is seeking proposals from qualified and experienced electrical contractors for demolition of existing and installation of new lighting and power and signal components for a new exhibit at the Minnesota History Center. The new exhibit called "Going Places" The Mystique of Mobility, traces how the American passion for mobility has shaped life in Minnesota for nearly 200 years. Where have we gone? Where are we going? The exhibit provides a place to travel back through

State Grants & Loans

time to celebrate the promise of the new, to reflect on the consequences of the past, and to debate and dream ways of moving transportation forward into the 21st century. "Going Places" will replace an exhibit currently in the B gallery. The 4,000 sq.ft.gallery space will tentatively be available for Exhibit Demolition by August 11th, 2003. Bidders of this package must have their work substantially completed by October 31, 2003.

A mandatory pre-bid informational meeting will be held on Monday, June 16, 2003 at 9:00-11:00.A.M. in the Exhibits Department Conference Room of the Minnesota Historical Society. The address is 345 Kellogg Boulevard West, St. Paul, MN 55102. The exhibits conference room is located on the 4th floor.

Proposals must be submitted in the format provided for in the Request for Proposals.

Proposals must be received no later than 2:00 PM Central Time, Thursday, June 26, 2003.

Late proposals will not be considered.

The Request for Proposals is available by calling or writing Chris M. Bonnell, Contracting Officer, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, MN 55102. **Phone:** (651) 297-5863 or **email:** chris.bonnell@mnhs.org.

Dated: June 9, 2003

Board of Medical Practice

Call for Consultants to Provide Comprehensive Evaluation of Practitioners Regarding Their Ability to Practice Medicine Safely

The Minnesota Board of Medical Practice retains consultants to provide a comprehensive evaluation of practitioners who are the subject of complaint investigations regarding their ability to practice medicine with reasonable skill and safety.

The work consists of:

1. Reviewing patient records and other information pertaining to the matter reported to the Board.
2. Reviewing medical literature concerning care and treatment of certain medical conditions, or concerning practice standards in specified areas of expertise.
3. Conducting intensive outpatient or partial hospital program assessment of the practitioner including, but not limited to neuropsychological testing, mental and physical examination and/or chemical dependency evaluation.
4. Professional services maybe provided for up to five days of evaluation if deemed necessary by the Board and consultant.
5. Providing a written report of the evaluation, along with conclusions and recommendations, within four to six weeks of receipt of the materials, or as determined by the Board.

If necessary, the consultant will be available to provide expert testimony to the Board's Complaint Review Committee, and as required to testify at an administrative disciplinary hearing on behalf of the Complaint Review Committee. Also, the consultants will meet and have telephone conferences with the Board's staff and attorneys, as deemed necessary.

The Board is currently expanding its consultant resource list. If you are interested in acting as a consultant for the Board, please send a letter with your name, area(s) of practice and expertise, current curriculum vitae, address, telephone number, and hourly rate to:

Board of Medical Practice
Attn: Ruth Martinez
2829 University Avenue SE, Suite 400
Minneapolis, MN 55414-3246

In compliance with *Minnesota Statutes* §16C.08, the availability of this contracting opportunity is also being offered to state employees. All interested parties should submit their request for consideration by June 30, 2003.

The Board will review each applicant qualifications and contact those individuals whose consultant services the board requires.

Board of Medical Practice

Call for Consultants to Provide Independent Opinion on Care Provided by Persons Regulated by the Board of Medical Practice

The Minnesota Board of Medical Practice regularly retains consultants to provide an independent opinion regarding the care rendered by practitioners who are the subject of complaint investigations.

The work consists of reviewing patient records and other information pertaining to the matter reported to the Board. The con-
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State Contracts

consultant is expected to provide the Board with a written report of their review within four to six weeks of receipt of the materials.

The written report consists of:

- * A summary of the care provided
- * A statement of the expected or standard of care
- * An opinion as to whether the care provided had met the minimum standard of care

The consultants may expect to attend one meeting of the Board's Complaint Review Committee, where the practitioner under investigation is present. The consultant may also be requested to testify at an administrative disciplinary hearing on behalf of the Complaint Review Committee.

The Board is currently expanding its consultant resource list. If you are interested in acting as a consultant for the Board, please send a letter with your name, area(s) of practice and expertise, current curriculum vitae, address, telephone number, and hourly rate to:

Board of Medical Practice
Attn: Ruth Martinez
2829 University Avenue SE, Suite 400
Minneapolis, MN 55414-3246

In compliance with *Minnesota Statutes* §16C.08, the availability of this contracting opportunity is also being offered to state employees. All interested parties should submit their request for consideration by June 30, 2003.

The Board will review each applicant qualifications and contact those individuals whose consultant services the board requires.

Board of Medical Practice

Call for Consultants to Provide Medical Expertise to Support Licensure/Registration and Complaint Review Functions of the Board of Medical Practice

The Minnesota Board of Medical Practice retains consultants to provide medical expertise to the Licensure and Complaint Review Units regarding review of applications for licensure/registration and assessment of medical information and records concerning complaints involving regulated practitioners.

The work consists of reviewing, analyzing and interpreting information pertaining to eligibility for licensure, complaint information, medical records, and responses by practitioners to board investigations. The consultant is expected to provide the Board the following services:

- (1) Written and/or oral interpretation of complaint data; an outline of pertinent medical issues, along with recommendations concerning obtaining additional information or utilizing consultants; review and interpretation of consultant reports; review and interpretation of medical information concerning compliance with disciplinary orders including, but not limited to supervising practitioner reports, support group reports, and toxicology information.
- (2) Review and assessment of medical and credentialing data related to an applicant's eligibility for licensure including but not limited to information on substance abuse, physical/mental illness or impairment, disciplinary action by a state or federal agency or professional association, and malpractice information.
- (3) Be available to the Complaint Review Committee, Board Staff, and AGO to discuss written and/or oral reports, recommendations and interpretations of medical information.

The consultant may expect to attend one meeting of the Board's Complaint Review Committee, where the practitioner under investigation is present. The consultant may also be requested to testify at an administrative disciplinary hearing on behalf of the Complaint Review Committee, if deemed necessary by the Committee.

The Board is currently expanding its consultant resource list. If you are interested in acting as a consultant for the Board, please send a letter with your name, area(s) of practice and expertise, current curriculum vitae, address, telephone number, and hourly rate to:

Board of Medical Practice
Attn: Ruth Martinez
2829 University Avenue SE, Suite 400
Minneapolis, MN 55414-3246

In compliance with *Minnesota Statutes* §16C.08, the availability of this contracting opportunity is also being offered to state employees. All interested parties should submit their request for consideration by June 30, 2003.

The Board will review each applicant qualifications and contact those individuals whose consultant services the board requires.

Minnesota Pollution Control Agency

Notice of Request for Proposal (RFP) for Professional/Technical Services for Air Quality Permitting, Technical Analysis and Compliance

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (MPCA) is seeking the professional and technical services of a consultant or consultants to provide permit writing, technical analysis, compliance and other services under the Air Quality Program.

The purpose of the contract is to assist the MPCA by providing technical services on an as-needed basis. These services include, but are not limited to: 1) photochemical and regional air quality modeling to evaluate potential future non-compliance with the National Ambient Air Quality Standard for ozone, particulate matter and regional haze; 2) processing of permit applications and related materials, and the issuance of state and federal construction and operating permits and amendments to stationary air emission sources; 3) atmospheric dispersion modeling analysis for New Source Review (NSR) construction permits or work related to Minnesota's State Implementation Plan; 4) development of human health risk assessments from facilities that emit toxic air pollutants and health risk criteria research and development not directly related to a specific facility; 5) auditing examiners who train and certify operators of municipal solid waste combustors; and, 6) development of guidance, forms, training and outreach on all aspects of federal NSR Reform. The selected contractor(s) will work as part of a team with MPCA staff, under the direction and supervision of MPCA staff.

A written request (by direct mail, fax or e-mail) is required to receive the Request for Proposal. Prospective contractors may request a copy of the RFP by writing, faxing or e-mailing:

Stuart Arkley
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155-4194
Fax: (651) 297-8676
E-mail: stuart.arkley@pca.state.mn.us

Prospective contractors may submit proposals for any or all of the six areas mentioned above. **Proposals are due no later than 2:00 p.m., on July 31, 2003.** No late proposals will be considered.

Dated: June 2, 2003

Sheryl A. Corrigan
Commissioner
Minnesota Pollution Control Agency

Department of Public Safety

Bureau of Criminal Apprehension

Request for Proposals for Interated Criminal History System Concept of Operations Project

The Minnesota Department of Public Safety, Bureau of Criminal Apprehension, Criminal Justice Information Systems is requesting proposals from professional/technical contractors for the purpose of preparing a concept of operations for re-engineered business processes relating to Computerized Criminal History (CCH) and Automatic Fingerprint Identification Systems (AFIS).

Contract is anticipated to begin July 28, 2003 and be completed by January 30, 2004. Details are contained in a complete Request for Proposals which may be obtained by calling or writing:

Jerrold D. Olson
Bureau of Criminal Apprehension - CJIS Section
1246 University Avenue
St. Paul, Minnesota 55104
E-mail: Jerrold.Olson@state.mn.us
Fax: (651) 643-2124
Telephone: (651) 603-0091

Final date for submitting proposals is June 30, 2003, by 2:00 P.M. Central Daylight Time. 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 and the State reserves the right to cancel this solicitation if it is considered to be in the State's best interest. All expenses incurred in responding to this RFP shall be borne by the responder.

State Contracts

Department of Transportation

Program Support Group

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

This document is available in alternative formats for persons with disabilities by calling Robin Valento at (651) 284-3622 for persons who are hearing or speech impaired by calling the Minnesota Relay Service at (800) 627-3529.

Mn/DOT, working in conjunction with the Consultant Reform Committee, the Minnesota Consulting Engineers Council, and the Department of Administration, has developed 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 anticipates that most consultant contracts for highway-related technical activities will be awarded using this method, however, Mn/DOT also reserves the right to use RFP or other selection processes for particular projects. Nothing in this solicitation requires Mn/DOT to complete or 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 at this time. Following the advertisement of a particular category of services, applications will be 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 application forms are available on Mn/DOT's web site at <http://www.dot.state.mn.us/consult>

Send completed application material to:

Robin Valento
Pre-Qualification Administrator
Minnesota Department of Transportation
Consultant Services
395 John Ireland Boulevard, Seventh Floor North, Mail Stop 680
St. Paul, MN 55155

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

Department of Transportation

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.

Non-State 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 project and tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact editor for further details.

University of Minnesota

Notice of Bid Information Service (BIS) Available for All Potential Vendors

The University of Minnesota offers 24 hour/day, 7 day/week access to all Request for Bids/Proposals through its web based Bid Information Services (BIS). Subscriptions to BIS are \$75/year. Visit our web site at bidinfo.umn.edu or call BIS Coordinator at (612) 625-5534.

Requests for Bids/Proposals are available to the public at no charge each business day from 8:00 a.m. to 4:30 p.m. in the Purchasing Services lobby, Suite 560, 1300 S. 2nd Street, Mpls., MN 55454.

Minnesota's Bookstore

DNR Lake Depth Maps

Standard Bond Paper \$5 each
Teslin (waterproof, tear-resistant fiber) \$7 each

With very few exceptions, all lake depth maps listed are available on your choice of waterproof fiber or paper. Due to size, a few maps are not available on waterproof (teslin) fiber. These lakes are noted with a ♦ next to the stock number.

Note: If your lake is one of several of the same name in one county, give range and township number if known, or the name of the nearest town.

TO ORDER: Use the enclosed order form or call Minnesota's Bookstore toll-free at 1-800-657-3757 or in the metro area (651) 297-3000. Prepayment is required. Printed lake maps are not returnable, so please be sure you receive the correct lake map by including the following information with your order:

- * Name of lake
- * County
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- * Specify either teslin or bond paper
- * OPTIONAL - request mailing tube \$1 in space provided on order blank. Your map order will be folded for mailing unless requested otherwise.

Minnesota's Bookstore also has a large selection of river maps, special lake maps and map sets. For more information, visit our website at www.minnesotasbookstore.com or call for a free brochure.

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