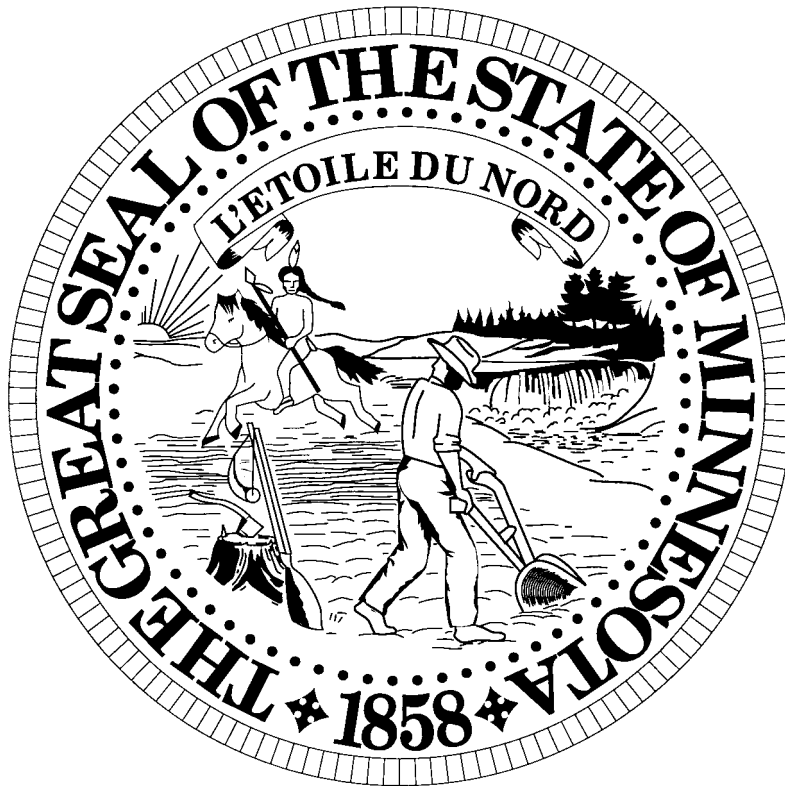


State of Minnesota

State Register

Rules and Official Notices Edition



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State Register

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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:

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- 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
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Vol. 28 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
#31	Monday 2 February	Noon Tuesday 27 January	Noon Wednesday 21 January
#32	Monday 9 February	Noon Tuesday 3 February	Noon Wednesday 28 January
#33	TUESDAY 17 FEBRUARY	Noon Tuesday 10 February	Noon Wednesday 4 February
#34	Monday 23 February	Noon Tuesday 17 February	Noon Wednesday 11 February

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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 rule's 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.

Environmental Quality Board

Adopted Permanent Rules Relating to Environmental Review of Large Energy Facilities

The rules proposed and published at *State Register*, Volume 27, Number 47, pages 1681-1688, May 19, 2003 (27 SR 1681), are adopted with the following modifications:

4410.7010 APPLICABILITY AND SCOPE.

Subpart 1. **Applicability.** Parts 4410.7010 to 4410.7070 apply to any high voltage transmission line project or large electric power generating plant project for which a certificate of need or other need determination is required by the Public Utilities Commission under *Minnesota Statutes*, section 216B.243 or 216B.2425, and applicable ~~law~~ rules.

Subp. 2. **Scope.** Parts 4410.7010 to 4410.7070 establish the requirements for the conduct of environmental review of proposed projects before the Public Utilities Commission for consideration of need pursuant to *Minnesota Statutes*, section 216B.243 or 216B.2425, and applicable rules. Additional review at the EQB permitting stage is required under chapter 4400.

4410.7025 COMMENCEMENT OF ENVIRONMENTAL REVIEW.

Subpart 1. **Certificate of need application.** A person who submits an application to the Public Utilities Commission for a certificate of need for a LEPGP or a HVTL pursuant to *Minnesota Statutes*, section 216B.243, shall at the same time submit a copy of the application and all accompanying materials required by the PUC to the EQB. The person shall provide the EQB with an electronic version of the application suitable for posting on the EQB's Web page.

Subp. 2. **Transmission ~~planning~~ projects report.** A person who submits a transmission ~~planning~~ projects report to the Public Utilities Commission with a request for certification of a high voltage transmission line pursuant to *Minnesota Statutes*, section 216B.2425, shall at the same time submit a copy of the report and all accompanying materials required by the PUC to the EQB. The person shall provide the EQB with an electronic version of the report suitable for posting on the EQB's Web page.

4410.7030 PROCESS FOR PREPARATION OF ENVIRONMENTAL REPORT.

Subpart 1. **Notice to interested persons.** Upon receipt of an application for a certificate of need or receipt of a transmission ~~planning~~ projects report seeking certification of a high voltage transmission line, the Environmental Quality Board shall provide notice to interested persons of the pending project. Notice must be mailed to the following persons:

D. those persons ~~known to the EQB to own property or reside in the area of the proposed project~~ who are required to be given notice of the certificate of need application or the transmission projects report under rules of the Public Utilities Commission; ~~and~~

E. local governmental officials in the area of the proposed project; ~~and~~

F. those persons who own property adjacent to any site or within any route identified by the applicant as a preferred location for the project or as a site or route under serious consideration by the applicant if such sites or routes are known to the applicant.

Subp. 2. **Content of notice.** The notice required by subpart 1 must contain the following information:

B. a statement that authorization from the Public Utilities Commission to construct the facility has been applied for and a description of the PUC process, including a statement that the PUC proceeding is the only proceeding in which the no-build alternative and the size, type, timing, system configuration, and voltage will be considered;

D. a statement that a public meeting will be held by the EQB and the date and place of the meeting ~~and~~, a statement that the public will have an opportunity to ask questions about the project and to suggest alternatives and impacts to address in the environmental report, and a statement explaining the purpose of the public meeting; ~~and~~

E. a statement informing the public of where copies of the pertinent information may be reviewed and copies obtained;

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E. a statement indicating whether the project proposer may exercise the power of eminent domain to acquire the land necessary for the project and the basis for such authority; and

G. a statement describing the manner in which an interested person can add the person's name to the mailing list for future notices.

Subp. 3. **Public meeting.** The Environmental Quality Board shall hold a public meeting within 40 days after receipt of an application for a certificate of need or receipt of a transmission ~~planning projects~~ report seeking certification of a high voltage transmission line. At least ~~20~~ 15 days prior to the meeting, the EQB shall mail notice of the meeting to those persons listed in subpart 1. The EQB shall also publish notice of the meeting in a newspaper of local circulation in the area at least ten days before the meeting. The EQB shall also publish notice of the meeting in the EQB Monitor and ~~by posting~~ shall post the notice on the EQB Web page. The public meeting must be held in a location that is convenient for persons who live near a proposed project.

Subp. 4. **Conduct of public meeting.** The EQB shall make available at the public meeting a copy of the certificate of need application or transmission ~~planning projects~~ report. The EQB staff shall explain the process for preparation of the environmental report. At the public meeting, the public must be afforded an opportunity to ask questions and present comments and to suggest alternatives and possible impacts to be evaluated in the environmental report. The EQB shall keep an audio recording of the meeting. The EQB shall provide at least ~~ten~~ 20 days from the day of the public meeting for the public to submit written comments regarding the proposed project.

Subp. 6. **Alternatives and impacts.** A person desiring that a particular alternative to the proposed project or a possible adverse impact of the project be considered in the environmental report shall identify the alternative or impact to be included, provide an explanation of why the alternative or impact should be included in the environmental report, and submit all supporting information the person wants the chair to consider. The chair shall provide the applicant with an opportunity to respond to each request that is filed. ~~The chair shall include the alternative or impact in the environmental report only if the chair determines that the evaluation will assist the PUC in its decision on the certificate of need application or HVTL certification request.~~ The chair shall include in the environmental report any alternative or impact identified by the PUC for inclusion. The chair may exclude from analysis any alternative that does not meet the underlying need for or purpose of the project or that is not likely to have any significant environmental benefit compared to the project as proposed, or if another alternative that will be analyzed is likely to have similar environmental benefits with substantially less adverse economic, employment, or sociological impacts than the suggested alternative.

Subp. 7. **Chair decision.** Within ten days after close of the public comment period, the chair shall issue an order determining the following:

A. the alternatives to be addressed in the environmental report, including the alternatives required by part 4410.7035, subpart 1, item B;

Subp. 8. **Notice of decision.** At the time of the chair decision, the EQB shall mail the order to those persons who have requested to be notified. Any person may request the chair to bring the matter of what alternatives or impacts to include in the environmental report to the board in accordance with part 4405.0600, subpart 5. Such request shall be filed in writing with the chair within ten days of the chair's decision. A request to bring the matter to the board shall not preclude the EQB from beginning preparation of the environmental report in accordance with the chair's decision.

Subp. 9. **Time frame for completion of environmental report.** The EQB shall complete the environmental report in accordance with the schedule determined by the chair. In establishing the schedule for completion of the environmental report, the chair shall take into account any applicable statutory deadlines, the number and complexity of the alternatives and impacts to be addressed, and the interests of the public, the applicant, the PUC, ~~and~~ the EQB, ~~and~~ other state agencies. The EQB shall complete the environmental report within four months of submission of the information required by part 4410.7025. If the PUC should determine that an initial certificate of need application or transmission ~~planning projects~~ report is incomplete, the EQB's schedule shall be extended accordingly.

4410.7035 CONTENT OF ENVIRONMENTAL REPORT.

Subpart 1. **Content of environmental report.** The environmental report must include the items described in items A to H.

B. A general description of the alternatives to the proposed project that are addressed. Alternatives shall include the no-build alternative, demand side management, purchased power, facilities of a different size or using a different energy source than the source proposed by the applicant, upgrading of existing facilities, generation rather than transmission if a high voltage transmission line is proposed, transmission rather than generation if a large electric power generating plant is proposed, use of renewable energy sources, and those alternatives identified by the chair.

F. An analysis of the feasibility and availability of each alternative considered.

Subp. 2. **Impacts of power plants.** At a minimum, the EQB shall address in the environmental report the following impacts for any large electric power generating plant and associated facilities:

A. the anticipated emissions of the following pollutants ~~and the calculations performed to determine the emissions~~ expressed as an annual amount at the maximum rated capacity of the project and as an amount produced per kilowatt hour and the calculations performed to determine the emissions: sulfur dioxide, nitrogen oxides, carbon dioxide, mercury, and particulate matter, including particulate matter under 2.5 microns in ~~length~~ diameter;

B. the anticipated emissions of any hazardous air pollutants ~~or~~ and volatile organic compounds;

D. the anticipated contribution of the project to the formation of ozone expressed as reactive organic gases. Reactive organic gases are chemicals that are precursors necessary to the formation of ground-level ozone;

G. the anticipated amount of water that will be appropriated to operate the plant and the source of the water if known;

4410.7050 ENVIRONMENTAL REPORT TO ACCOMPANY PROJECT.

Subpart 1. **PUC decision.** The environmental report, or environmental assessment or EIS prepared pursuant to part 4410.7060, must be completed and ~~a copy~~ copies provided to the Public Utilities Commission before the PUC can ~~commence~~ hold any public hearing or render a final decision on an application for a certificate of need or for certification of a HVTL. However, the PUC can commence the public hearing process by conducting prehearing matters. The EQB staff shall participate in the PUC proceeding and be available to answer questions about the environmental report or environmental assessment or EIS and to respond to comments about the document. The environmental report or environmental assessment or EIS must be considered by the PUC in making a final decision on a certificate of need or HVTL certification request.

Subp. 2. **Completeness of environmental report.** At the time the PUC makes a final decision on a certificate of need application or a request for certification of a HVTL, the PUC shall determine whether the environmental report and the record created in the matter address the issues identified by the chair in the decision made pursuant to part 4410.7030, subpart 7. The PUC may direct the EQB to prepare a supplement to the environmental report, or the environmental assessment or EIS if one is prepared pursuant to part 4410.7060, if the PUC determines that an additional alternative or impact should be addressed or supplemental information should be provided.

4410.7060 JOINT PROCEEDING.

Subpart 1. **Environmental assessment.** In the event an applicant for a certificate of need for a LEPGP or a HVTL ~~has also applied~~ applies to the EQB for a site permit or route permit prior to the time the EQB completes the environmental report, and the project qualifies for alternative review by the EQB under part 4400.2000, the EQB may elect to prepare an environmental assessment in accordance with part 4400.2750 in lieu of the environmental report required under part 4410.7020. If combining the processes would delay completion of environmental review under parts 4410.7010 to 4410.7070, the EQB can combine the processes only if the applicant and the Public Utilities Commission agree to the combination. ~~If the EQB makes this election, it~~ processes are combined, the EQB shall include in the environmental assessment the analysis of alternatives required by part 4410.7035, but is not required to prepare an environmental report under parts 4410.7010 to 4410.7070.

Subp. 2. **Environmental impact statement.** In the event an applicant for a certificate of need for a LEPGP or a HVTL ~~has also applied~~ applies to the EQB for a site permit or route permit prior to the time the EQB completes the environmental report, and the project does not qualify for alternative review by the EQB under part 4400.2000, the EQB may elect to prepare an environmental impact statement in lieu of the environmental report required under part 4410.7020 if the applicant agrees and the Public Utilities Commission agree to the additional time that will be required to prepare the environmental impact statement. In this event, the EQB shall include in the EIS the analysis of alternatives required by part 4410.7035, but is not required to prepare an environmental report under part 4410.7020.

Subp. 3. **Procedures.** In the event the EQB combines the two processes pursuant to subpart 1 or 2, the procedures of chapter 4400 shall be followed in conducting the environmental review.

Subp. 4. **Joint hearing.** If the EQB determines that a joint hearing with the Public Utilities Commission to consider both permitting and need issues is feasible, more efficient, and may further the public interest, the EQB may decide to hold a joint hearing with the approval of the commission.

4410.7070 COSTS OF PREPARATION OF ENVIRONMENTAL REPORT.

Subpart 1. **Applicant required to pay costs.** The applicant for a certificate of need for a large electric power generating plant or a high voltage transmission line or for a certification of a high voltage transmission line as part of a transmission ~~planning~~ projects report shall pay the Environmental Quality Board the reasonable costs incurred by the EQB in preparing the environmental report.

Expedited Emergency Rules

Provisions exist for the Commissioners of some state agencies to adopt emergency expedited 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. 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. Specific *Minnesota Statutes* citations accompanying these emergency expedited rules detail the agency's rulemaking authority.

Department of Natural Resources

Adopted Expedited Emergency Rules; Taking Fish in Boundary Waters

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*, section 97A.405 and 97C.401.

The emergency conditions that do not allow compliance with *Minnesota Statutes*, sections 97A.0451 to 97A.0459, are that:

The change in *Minnesota Rule*, part 6266.0300, Subp. 2 (a) was not brought to our attention by North Dakota in time to allow for the department to comply with a longer rule making process and make the correction before the March 1, 2004 fishing opener for these border waters. Teleconference calls between the two states took place on Nov. 5, Dec. 1, and December 11, 2003 to discuss the issue and work out a compromise. The proposed language is what both states have agreed to implement as a way to provide consistent and simple regulations. The implementation of consistent regulations on border waters is important because it is much less confusing for the angling public and helps reduce enforcement problems.

Dated: January 13, 2004

Gene Merriam
Commissioner of Natural Resources

6266.0300 TAKING OF FISH ON MINNESOTA-NORTH DAKOTA BOUNDARY WATERS.

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

Subp. 2. **Species, seasons, and limits on Minnesota-North Dakota boundary waters.** The following applies to the species, seasons, and limits for taking fish on Minnesota-North Dakota boundary waters:

Species	Open Season	Daily and Possession Limits
A. Walleye and sauger	First Saturday in May to the last day in February. March 1 to the Friday before the first Saturday in May. <u>Continuous.</u>	5 in aggregate. 3 in aggregate. All fish that are from 18 inches to 28 inches in length, inclusive, must be immediately returned to the water. A person's possession limit may not include more than one walleye greater than

Expedited Emergency Rules

		28 inches in length or two walleye less than 18 inches in length.
B.	Northern pike	3
	First Saturday in May to the last day in February. March 1 to the Friday before the first Saturday in May. <u>Continuous.</u>	3, except that all northern pike in possession must be less than 27 inches in length. All northern pike 27 inches or greater in length must be immediately returned to the water.

[For text of items C to L, see M.R.]

[For text of subs 3 to 7, see M.R.]

EFFECTIVE DATE. *Minnesota Rules*, part 6266.0300, subpart 2, is effective March 1, 2004.

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 Board on Aging

Notice of Intent to Designate Planning and Service Areas

In accordance with *42 U.S.C. 3025*, the Minnesota Board on Aging (MBA) is required to divide the state into distinct planning and service areas in order to participate in programs of grants for older individuals under the Older Americans Act (*42 U.S.C. 3001 et seq.*). Areas eligible for planning and service area designation include any unit of general purpose local government with an overall population of 100,000 or more; any region of the state recognized for purposes of areawide planning which includes one or more such units of general purpose local government; and such additional areas adjacent to the unit of general purpose local government or regions determined by the MBA to be necessary for and which would enhance the effective administration of the Older Americans Act.

In support of the Planning and Service Areas proposed below, the MBA cites two of its policies, (1) AAA Roles and Responsibilities and (2) Aging Network Standards and Guidelines, to define the scope of what it considers, at a minimum, "to be necessary for and which would enhance the effective administration of the Older Americans Act." Paramount in this consideration is an older population (60+) within the PSA that will result in an allocation of funds sufficient to meet the standards as defined.

Official Notices

Notice is hereby given that the MBA intends to designate the following geographic areas as planning and service areas effective January 1, 2005:

- Northwest: Economic development regions 1, 2 and 4
- Arrowhead: Economic development region 3
- Central: Economic development regions 5, 7E and 7W
- Southwest: Economic development regions 6E, 6W, 8 and 9
- Southeast: Economic development region 10
- Metropolitan: Economic development region 11

Eligible areas other than those listed above may apply for designation by submitting a Letter of Interest with the Minnesota Board on Aging no later than February 17, 2004. Upon MBA determination that the interested area is eligible to apply, application materials (including AAA Roles and Responsibilities and Aging Network Standards and Guidelines), forms and instructions will be forwarded. Completed applications are due no later than 4:00 PM on Friday, March 12, 2004.

Letters of Interest and completed applications should be submitted to:

Executive Director
Minnesota Board on Aging
Application for Planning and Service Area Designation
444 Lafayette Road, 4S
St. Paul, MN 55155-3843

Minnesota Board of Animal Health

Quarterly Meeting Notice

The Board of Animal Health will hold its quarterly meeting on Wednesday February 25, 2004 at 9:30 a.m. at the Best Western Kelly Inn, 161 St. Anthony Ave, St. Paul, MN 55101.

Minnesota Board of Animal Health

REQUEST FOR COMMENTS on Possible Amendments to the Rules Governing Diseases of Poultry, *Minnesota Rules 1710.1300 - 1710.1530*

Subject of Rules. The Minnesota Board of Animal Health requests comments on its possible amendments to rules governing Diseases of Poultry. The Board is considering rule amendments that changes the testing age requirement for poultry to be sold, purchased or traded, requires exhibition and wild turkey breeder flocks to participate in the *Mycoplasma synoviae* (MS) Clean program, changes the *Salmonella typhimurium* test requirements for turkey breeder flocks, allows voluntary program participation for commercial poultry flocks, updates test procedures and programs according to the National Poultry Improvement Plan and requires authorized testing agents to complete testing agent course updates.

Persons Affected. The amendments to the rules would likely affect poultry hatcheries, flockowners, dealers and authorized testing agents.

Statutory Authority. *Minnesota Statutes* section 35.03 and 29.051 authorizes the Board to adopt rules necessary to protect the health of domestic animal and have flocks examined, tested and classified.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing or via email until 4:30 p.m. on April 2, 2004. The Board does contemplate appointing an advisory committee to comment on the possible rules. The advisory committee will contain representatives from the turkey (Minnesota Turkey Grower's Association), chicken (Broiler and Egg Association of Minnesota) and the game bird (Minnesota Pheasant and Waterfowl Society, Minnesota State Poultry Association and North American Game Bird Association) industries. Industry representatives are often authorized testing agents. Meetings are open to the public. To be advised of the meeting schedule contact the Agency Contact Person for specific meeting locations and times or visit the Board's **website** at www.bah.state.mn.us.

Rules Drafts. The Board has prepared a draft of the possible rule amendments.

Agency Contact Person. Written comments, questions, requests to receive a draft of these possible rules, and requests for more information on these possible rules should be directed to: Dr. Dale Lauer at the Minnesota Board of Animal Health, 622 Business Hwy 71 NE, P.O. Box 126, Willmar, MN 56201-0126, **phone:** (320) 231-5170, **fax:** (320) 231-6071, or **email:** dale.lauer@bah.state.mn.us TTY users may call the Board 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.

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

REQUEST FOR COMMENTS on Possible Amendment to Rules Governing Landscape Architect Licensing, *Minnesota Rules*, Chapter 1800.0200-1800.0900 and 1800.1500-1800.1700, and Possible Repeal of Rules Governing Landscape Architect Licensing, *Minnesota Rules*, Chapter 1800.1600

Subject of Rules. The Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design ("Board") requests comments on its possible amendment to rules generally governing all licensees and specifically to landscape architect licensing. The Board is considering rule amendments that provide clarity to all licensees in general, and to accurately reflect the national standardized test that is used as the landscape architectural examination instrument of the Board, and to clarify and simplify the education and experience requirements that a prospective landscape architectural licensee must satisfy prior to acquiring licensure.

Persons Affected. The amendment to the rules would likely generally affect all licensees and specifically affect candidates for landscape architect licensure.

Statutory Authority. *Minnesota Statutes*, section 326.06, authorizes the Board to adopt all rules needed in performing its duties. Further, *Minnesota Statutes* § 326.10, subdivision 1(a)(1), authorizes the Board to prescribe the candidate's experience and educational qualifications by rule.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until 4:30 p.m. on April 2, 2004. The Board does not contemplate appointing an advisory committee to comment on these rules.

Rules Drafts. The Board has not yet prepared a draft of the possible rules amendments and does not anticipate that a draft of the rules amendments will be available before the publication of the proposed rules.

Agency Contact Person. Written comments, questions, requests to receive a draft of the rules when it has been prepared, and requests for more information on these possible rules should be directed to: Patricia Munkel-Olson at the Board of Architecture, et.al., 85 East Seventh Place, Ste. 160, St. Paul, MN 55101, (651) 296-2388, **Fax:** (651) 297-5310, and **email:** pat.munkel-olson@state.mn.us TTY users may call the Board at (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.

Dated: January 27, 2004

James O'Brien, FAIA, Chair
Board of Architecture, Engineering,
Land Surveying, Landscape Architecture, Geoscience and Interior Design

Minnesota Board of Behavioral Health and Therapy

REQUEST FOR COMMENTS on Possible Rules Defining the Standards for Continuing Education (Rules, To be Assigned by the Revisor of Statutes)

Subject of Rules. The Minnesota Board of Behavioral Health and Therapy requests comments on its possible rules defining requirements for continuing education required for licensure in Minnesota.

Official Notices

Persons Affected. The rules would likely affect applicants for licensure and licensees in Behavioral Health and Therapy in Minnesota.

Statutory Authority. *Minnesota Statutes*, section 148B.52 (a)(2), authorizes the Board to promulgate rules to establish standards and requirements for continuing education.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until further notice is published in the *State Register* that the Board intends to adopt or to withdraw the rules. The Board does not contemplate appointing an advisory committee to comment on the possible rules.

Rules Drafts. The Board does not anticipate that a draft of the rules will be available before the publication of the proposed rules.

Agency Contact Person. Written comments, questions, and requests for more information on these possible rules should be directed to: The Board of Behavioral Health and Therapy, 2829 University Ave SE, Minneapolis MN 55414, **phone** (612) 617-2177, and **email** bbht.board@state.mn.us. **TTY** users may call the Board at 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.

Dated: January 16, 2004

Larry A. Spicer, DC, Interim Executive Director

Minnesota Board of Behavioral Health and Therapy

REQUEST FOR COMMENTS on Possible Rules Defining the Standards for Pre-Professional and Professional Education Necessary for Initial Licensure (Rules, To be Assigned by the Revisor of Statutes)

Subject of Rules. The Minnesota Board of Behavioral Health and Therapy requests comments on its possible rules defining standards for pre-professional and professional education necessary for initial licensure.

Persons Affected. The rules would likely affect applicants for licensure in Behavioral Health and Therapy in Minnesota.

Statutory Authority. *Minnesota Statutes*, section 148B.52 (a)(4), authorizes the Board to promulgate rules to establish standards for initial education including coursework and content of professional education necessary for licensure.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until further notice is published in the *State Register* that the Board intends to adopt or to withdraw the rules. The Board does not contemplate appointing an advisory committee to comment on the possible rules.

Rules Drafts. The Board does not anticipate that a draft of the rules will be available before the publication of the proposed rules.

Agency Contact Person. Written comments, questions, and requests for more information on these possible rules should be directed to: The Board of Behavioral Health and Therapy, 2829 University Ave SE, Minneapolis MN 55414, **phone** (612) 617-2177, and **email** bbht.board@state.mn.us. **TTY** users may call the Board at 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.

Dated: January 16, 2004

Larry A. Spicer, DC, Interim Executive Director

Minnesota Board of Behavioral Health and Therapy

REQUEST FOR COMMENTS on Possible Rules Defining the Standards for Professional Conduct Including a Code of Professional Conduct (Rules, To be Assigned by the Revisor of Statutes)

Subject of Rules. The Minnesota Board of Behavioral Health and Therapy requests comments on its possible rules defining standards for professional conduct and establishing a Professional Code of Ethics governing Behavioral Health and Therapy Counselors.

Persons Affected. The rules would likely affect applicants for licensure, and Behavioral Health and Therapy licensees.

Statutory Authority. *Minnesota Statutes*, section 148B.52 (a)(2), authorizes the Board to promulgate rules necessary to establish standards for professional conduct, including adoption of a Code of Professional Ethics.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until further notice is published in the *State Register* that the Board intends to adopt or to withdraw the rules. The Board does not contemplate appointing an advisory committee to comment on the possible rules.

Rules Drafts. The Board does not anticipate that a draft of the rules will be available before the publication of the proposed rules.

Agency Contact Person. Written comments, questions, and requests for more information on these possible rules should be directed to: The Board of Behavioral Health and Therapy, 2829 University Ave SE, Minneapolis MN 55414, **phone** (612) 617-2177, and **email** bbht.board@state.mn.us. **TTY** users may call the Board at 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.

Dated: January 16, 2004

Larry A. Spicer, DC, Interim Executive Director

Minnesota Board of Behavioral Health and Therapy

REQUEST FOR COMMENTS on Possible Rules Defining the Standards for Supervision (Rules, To be Assigned by the Revisor of Statutes)

Subject of Rules. The Minnesota Board of Behavioral Health and Therapy requests comments on its possible rules defining supervision required for licensure in Minnesota.

Persons Affected. The rules would likely affect applicants for licensure in Behavioral Health and Therapy in Minnesota.

Statutory Authority. *Minnesota Statutes*, section 148B.52 (a)(2), authorizes the Board to promulgate rules to establish standards and requirements for supervision.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until further notice is published in the *State Register* that the Board intends to adopt or to withdraw the rules. The Board does not contemplate appointing an advisory committee to comment on the possible rules.

Rules Drafts. The Board does not anticipate that a draft of the rules will be available before the publication of the proposed rules.

Agency Contact Person. Written comments, questions, and requests for more information on these possible rules should be directed to: The Board of Behavioral Health and Therapy, 2829 University Ave SE, Minneapolis MN 55414, **phone** (612) 617-2177, and **email** bbht.board@state.mn.us. **TTY** users may call the Board at 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.

Dated: January 16, 2004

Larry A. Spicer, DC, Interim Executive Director

Official Notices

Minnesota Board of Behavioral Health and Therapy

REQUEST FOR COMMENTS on Possible Rules Governing Methods for Determining Qualifications of Applicants and Licensees (*Minnesota Rules*, To be Assigned by the Revisor of Statutes)

Subject of Rules. The Minnesota Board of Behavioral Health and Therapy requests comments on its possible rules governing appropriate techniques, including examinations and other methods for determining qualifications of applicants and licensees. The Board is considering rules that require minimum educational requirements and a competency examination prior to granting licensure as a Behavioral Health and Therapy Counselor.

Persons Affected. The rules would likely affect applicants for licensure and current licensees from other jurisdictions who request licensure in this state.

Statutory Authority. *Minnesota Statutes*, section 148B.52 (a)(1), authorizes the Board to promulgate rules necessary to grant licensure as a Behavioral Health and Therapy Counselor. 148B.52 authorizes the Board to promulgate rules necessary to protect the health, safety, and welfare of the public, including rules governing the practice of behavioral health and therapy and defining any term, whether or not used in sections 148B.50 to 148B.60, if the definitions are not inconsistent with the provisions of sections 148B.50 to 148B.60.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until further notice is published in the *State Register* that the Board intends to adopt or to withdraw the rules. The Board does not contemplate appointing an advisory committee to comment on the possible rules.

Rules Drafts. The Board does not anticipate that a draft of the rules will be available before the publication of the proposed rules.

Agency Contact Person. Written comments, questions, and requests for more information on these possible rules should be directed to: The Board of Behavioral Health and Therapy, 2829 University Ave SE, Minneapolis MN 55414, **phone** (612) 617-2177, and **email** bbht.board@state.mn.us. **TTY** users may call the Board at 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.

Dated: January 16, 2004

Larry A. Spicer, DC, Interim Executive Director

Minnesota Board of Dentistry

REQUEST FOR COMMENTS on Proposed Permanent Rules Relating to Dental Licensure and Registration Renewal and Continuing Education, *Minnesota Rules*, 3100.0100, 3100.1700, 3100.1750, 3100.1850, 3100.2000, 3100.3600 and 3100.6300

Subject of Rules. The Minnesota Board of Dentistry requests comments on its proposed permanent rules governing licensure and registration renewal and continuing education/professional development. The board is considering proposed rules that change the continuing education cycle and requirements for all regulated dental professionals, and change the renewal period for those professions. The proposed rules offered would change the current continuing education cycles for dental professionals from five-year to two-year cycles, establish some targeted areas for continuing education, and change the renewal period from annual to biennial to coincide with the continuing education cycle.

Persons Affected. The proposed rules would likely affect dentists, dental hygienists, registered dental assistants, and dental assistants with a limited registration; also impacted by the rule changes would be those individuals and organizations that provide continuing education for dental professionals.

Statutory Authority. *Minnesota Statutes*, section 150A.04, subdivision 5, authorizes the board to adopt rules to carry out and make effective the provisions and purposes of sections 150A.01 to 150A.12, in accordance with Chapter 14.

Public Comment. Interested persons or groups may submit comments or information to the agency contact person listed below on these proposed rules in writing or verbally until 4:30 p.m. on April 2, 2004. The board shall direct all comments to the board's Continuing Dental Education/Professional Committee for review along with scheduling a public meeting for this committee during the comment period.

Rules Drafts. The Minnesota Board of Dentistry has prepared and posted a draft of the proposed rule changes on the board's official website. The **website** address is www.dentalboard.state.mn.us. Persons interested in a paper copy of the draft of rule changes should contact the agency directly.

Agency Contact Person. Written comments, questions, or requests to receive a draft of the rules and requests for more information on these proposed rules should be directed to: Kathy Johnson at Minnesota Board of Dentistry, University Park Plaza, 2829 University Avenue SE, Suite 450, Minneapolis, Minnesota 55414-3249, **phone:** (612) 617-2554 or (888) 240-4762 (outside metro), **FAX:** (612) 617-2260, and may also be directed by **e-mail:** kathy.t.johnson@state.mn.us. Minnesota Relay Service for hearing impaired: (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 for adoption. 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 for adoption in the *State Register*.

Emergency Medical Services Regulatory Board (EMSRB)

NOTICE OF COMPLETED APPLICATION: In the Matter of the License Application of the Oakdale Fire Ambulance Service, Oakdale, Minnesota

PLEASE TAKE NOTICE that the Emergency Medical Services Regulatory Board (hereinafter EMSRB) has received a completed application from the **Oakdale Fire Ambulance Service, Oakdale, Minnesota**, for a new license, part-time advanced ambulance.

NOTICE IS HEREBY GIVEN that, pursuant to *Minnesota Statutes* section 144E.11, subdivision 3, each municipality, county, community health board, governing body of a regional emergency medical services system, ambulance service and other person wishing to make recommendations concerning the disposition of the application, shall make written recommendations or comments opposing the application to the EMSRB within 30 days or by March 3, 2004, 4:30 p.m.

Written recommendations or comments opposing the application should be sent to: Mary Hedges, Executive Director, EMSRB, 2829 University Avenue S.E., Suite 310, Minneapolis, Minnesota 55414-3222.

If fewer than six comments opposing the application are received during the comment period, and the EMSRB approves the application, the applicant will be exempt from a contested case hearing, pursuant to *Minnesota Statutes* section 144E.11, subdivision 4. If six or more comments in opposition to the application are received during the comment period or the EMSRB denies the application, the applicant may immediately request a contested case hearing, or may try to resolve the objections of the public and/or the EMSRB within 30 days, pursuant to *Minnesota Statutes* section 144E.11, subdivision 5(a), (b). If the applicant is unable to resolve the objections within 30 days, or if the applicant initially requests a contested case hearing one will be scheduled and notice of the hearing given pursuant to *Minnesota Statutes* section 144E.11, subdivision 5(c), (e).

Dated: 21 January 2004

Mary F. Hedges, Executive Director

Department of Labor and Industry

Labor Standards Unit

Notice of Correction to Commercial Prevailing Wage Rates for Tile Setters

A correction has been made to the Commercial Prevailing Wage Rates certified 12/29/03, for **Labor Code 424, Tile Setters**, in Dodge and Olmsted counties.

Copies with the correction of the certified wage rates for these Counties may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road North, St. Paul, Minnesota 55155-4306, or by calling (651) 284-5091, or accessing our **web site** at www.doli.state.mn.us. Charges for the cost of copying and mailing are \$.65 per page. Make check or money order payable to the State of Minnesota.

M. Scott Brener
Commissioner

Official Notices

Department of Natural Resources

Notice of Proposed Reclassification of a Portion of the Foot Hills State Forest with Respect to Recreational Motor Vehicle Use

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources proposes to reclassify a portion of the Foot Hills State Forest in Cass County, Minnesota with respect to operation of recreational motor vehicles. The proposal is to change the current classification of that portion of the Foot Hills State Forest north of County State Aid Highway 2 in Cass County from 'Managed', (in which forest roads and forest trails are open for motor vehicle use unless posted closed), to 'Limited' (in which forest trails are closed to motor vehicle use unless posted open). The classification of State Forests with respect to recreational motor vehicle use is governed by *Minnesota Rules* Chapter 6100.1950.

The Foot Hills State Forest was classified as managed with respect to recreational motor vehicle use in September 1998. The portion of the Foot Hills State Forest south of County Highway 2 was reclassified as limited in May 2003. This proposal will result in the entire State Forest being classified as limited.

In conjunction with the proposed reclassification the DNR and the Cass County Land Department have developed a plan that designates which roads and trails will be open to motor vehicle use. There are approximately 300 miles of forest roads and trails on state- and county-administered forest lands in the Foot Hills area. If the proposed reclassification and trail use designations are implemented there will be about 60 miles of roads and trails open to both highway-licensed vehicles and off-highway vehicles. There would be about 44 miles of trail open to off-highway vehicles. Motor vehicle use would generally be prohibited on about 170 miles of existing trails that will have no designated uses.

There will be a public meeting on the proposed reclassification and road and trail use designations from 6:00 PM to 9:00 PM on Monday, April 12, 2004 at the Pine River-Backus High School, 400 N Main St., Pine River, MN. The department will present information and receive public comments on the proposal. A copy of the reclassification proposal, road and trail designation plan, and map of the area affected can be obtained from:

Jack Olson, Natural Resources Planner
Minnesota Department of Natural Resources
1601 Minnesota Drive
Brainerd, MN 56401
Phone: (218) 828-2701
E-mail: foothills.stateforest@dnr.state.mn.us

The documents are also available on the DNR **website** at www.dnr.state.mn.us (click on the "public input" and then the "management plans" links). Written comments on the proposal can also be submitted to the above address until 4:30 PM on April 30, 2004.

Mark Holsten, Deputy Commissioner
Minnesota Department of Natural Resources

Department of Natural Resources

Notice of Proposed Reclassification of the Pillsbury State Forest with Respect to Recreational Motor Vehicle Use

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources (DNR) proposes to reclassify the Pillsbury State Forest in Cass County, Minnesota with respect to operation of recreational motor vehicles. The proposal is to change the current classification of the Pillsbury State Forest from 'Managed', (in which forest roads and forest trails are open for motor vehicle use unless posted closed), to 'Closed' (in which forest roads are generally open to motor vehicles licensed for use on public highways and forest trails and the remaining forest lands are closed to motor vehicle use). The classification of State Forests with respect to motor vehicle use is governed by *Minnesota Rules* Chapter 6100.1950.

The Pillsbury State Forest was classified as managed with respect to motor vehicle use in September 1998. The 27-mile Pillsbury Trail is designated and signed for horseback riding in the summer and snowmobiling in the winter. No trails or areas have been designated or signed for use by Off-Highway Vehicles. There are undesignated and unsigned forest trails on state-administered lands in the Pillsbury State Forest that have been open to motor vehicle use under the 'Managed' classification. The effect of the proposed reclassification to 'Closed' will be to prohibit use of motor vehicles on these undesignated and unsigned trails. The proposed reclassification will have no effect on the use of designated snowmobile and designated non-motorized recreational trails in the area.

Copies of the forest reclassification proposal and a map showing the lands covered by the proposed reclassification are available on the DNR **website** at www.dnr.state.mn.us (click on the "public input" and then the "management plans" links). The proposal can also be obtained from the contact person listed below.

Jack Olson, Natural Resources Planner
Minnesota Department of Natural Resources
1601 Minnesota Drive
Brainerd, MN 56401
Phone: (218) 828-2701
E-mail: pillsbury.stateforest@dnr.state.mn.us

There will be a public meeting on the proposed reclassification from 6:00 PM to 9:00 PM on Tuesday, April 6, 2004 at the Pillager High School Media Center, 323 East Second Street South, Pillager MN. The DNR will present information and receive public comments on the proposed reclassification. Written comments on the proposal can also be submitted to the following address until 4:30 PM on April 30, 2004.

Mark Holsten, Deputy Commissioner
Minnesota Department of Natural Resources

Department of Natural Resources

Notice of Proposed Trail Designations and Closures within the Chengwatana State Forest with Respect to Recreational Motor Vehicle Use

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources proposes to designate or close undesignated trails within the Chengwatana State Forest in Pine County, Minnesota with respect to operation of recreational motor vehicles. The undesignated trails have been subject to motorized use in the past.

The Chengwatana State Forest was classified as limited with respect to recreational motor vehicle use in September 1998. Under the limited classification recreational motor vehicles can operate on forest roads unless signed closed to such use, and can operate only on trails that are posted open. The classification of State Forests with respect to recreational motor vehicle use is governed by *Minnesota Rules* Chapter 6100.1950. The Department does not propose to change the current limited classification of the Chengwatana State Forest.

The DNR has developed a draft plan that details which trails are proposed to be designated opened or remain undesignated, the latter being closed to recreational motor vehicle use. Copies of the draft plan showing the proposed trail designations are available on the DNR **website** at www.dnr.state.mn.us (click on "public input" and then "management plans" links). The proposal can also be obtained from the contact person listed below.

Bill Johnson, Natural Resources Planner
Minnesota Department of Natural Resources
500 Lafayette Road, Box 52
St. Paul, MN 55155
Phone: (651) 296-9229
E-mail: pinecounty.stateforests@dnr.state.mn.us

There will be a public meeting on the proposed trail use designations from 6:00 PM to 9:00 PM on April 14, 2004 at the Rutledge Community Center, 7369 Highway 61, Rutledge, MN. The department will present information and receive public comments on the proposal. Written comments on the proposal can also be submitted to the above address until 4:30 PM on April 30, 2004.

Mark Holsten, Deputy Commissioner
Minnesota Department of Natural Resources

Department of Natural Resources

Notice of Proposed Trail Designations and Closures within the General C.C. Andrews State Forest with Respect to Recreational Motor Vehicle Use

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources proposes to designate or close undesignated trails within the General C.C. Andrews State Forest in Pine County, Minnesota with respect to operation of recreational motor vehicles. The undesignated trails have been subject to motorized use in the past.

The General C.C. Andrews State Forest was classified as limited with respect to recreational motor vehicle use in September 1998. Under the limited classification recreational motor vehicles can operate on forest roads unless signed closed to such use, and can operate only on trails that are posted open. The classification of State Forests with respect to recreational motor vehicle use is governed by *Minnesota Rules* Chapter 6100.1950. The Department does not propose to change the current limited classification of the General C.C. Andrews State Forest.

Official Notices

The DNR has developed a draft plan that details which trails are proposed to be designated open or remain undesignated, the latter being closed to recreational motor vehicle use. Copies of the draft plan showing the proposed trail designations are available on the DNR **website** at www.dnr.state.mn.us (click on the "public input" and then "management plans" links). The proposal can also be obtained from the contact person listed below.

Bill Johnson, Natural Resources Planner
Minnesota Department of Natural Resources
500 Lafayette Road, Box 52
St. Paul, MN 55155
Phone: (651) 296-9229
E-mail: pinecounty.stateforests@dnr.state.mn.us

There will be a public meeting on the proposed trail use designations from 6:00 PM to 9:00 PM on April 14, 2004 at the Rutledge Community Center, 7369 Highway 61, Rutledge, MN. The department will present information and receive public comments on the proposal. Written comments on the proposal can also be submitted to the above address until 4:30 PM on April 30, 2004.

Mark Holsten, Deputy Commissioner
Minnesota Department of Natural Resources

Department of Natural Resources

Notice of Proposed Trail Designations and Closures within the Nemadji State Forest with Respect to Recreational Motor Vehicle Use

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources proposes to designate or close undesignated trails within the Nemadji State Forest in Pine County, Minnesota with respect to operation of recreational motor vehicles. The undesignated trails have been subject to motorized use in the past.

The Nemadji State Forest was classified as limited with respect to recreational motor vehicle use in September 1998. Under the limited classification recreational motor vehicles can operate on forest roads unless signed closed to such use, and can operate only on trails that are posted open. The classification of State Forests with respect to recreational motor vehicle use is governed by *Minnesota Rules* Chapter 6100.1950. The Department does not propose to change the current limited classification of the Nemadji State Forest.

The DNR has developed a draft plan that details which trails are proposed to be designated open or remain undesignated, the latter being closed to recreational motor vehicle use. Copies of the draft plan showing the proposed trail designations are available on the DNR **website** at www.dnr.state.mn.us (click on "public input" and then "management plans" links). The proposal can also be obtained from the contact person listed below.

Bill Johnson, Natural Resources Planner
Minnesota Department of Natural Resources
500 Lafayette Road, Box 52
St. Paul, MN 55155
Phone: (651) 296-9229
E-mail: pinecounty.stateforests@dnr.state.mn.us

There will be a public meeting on the proposed trail use designations from 6:00 PM to 9:00 PM on April 14, 2004 at the Rutledge Community Center, 7369 Highway 61, Rutledge, MN. The department will present information and receive public comments on the proposal. Written comments on the proposal can also be submitted to the above address until 4:30 PM on April 30, 2004.

Mark Holsten, Deputy Commissioner
Minnesota Department of Natural Resources

Department of Natural Resources

Notice of Proposed Trail Designations and Closures within the St. Croix State Forest with Respect to Recreational Motor Vehicle Use

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources proposes to designate or close undesignated trails within the St. Croix State Forest in Pine County, Minnesota with respect to operation of recreational motor vehicles. The undesignated trails have been subject to motorized use in the past.

The St. Croix State Forest was classified as limited with respect to recreational motor vehicle use in September 1998. Under the

limited classification recreational motor vehicles can operate on forest roads unless signed closed to such use, and can operate only on trails that are posted open. The classification of State Forests with respect to recreational motor vehicle use is governed by *Minnesota Rules* Chapter 6100.1950. The Department does not propose to change the current limited classification of the St. Croix State Forest.

The DNR has developed a draft plan that details which trails are proposed to be designated open or remain undesignated, the latter being closed to recreational motor vehicle use. Copies of the draft plan showing the proposed trail designations are available on the DNR **website** at www.dnr.state.mn.us (click on "public input" and then "management plans" links). The proposal can also be obtained from the contact person listed below.

Bill Johnson, Natural Resources Planner
Minnesota Department of Natural Resources
500 Lafayette Road, Box 52
St. Paul, MN 55155
Phone: (651) 296-9229
E-mail: pinecounty.stateforests@dnr.state.mn.us

There will be a public meeting on the proposed trail use designations from 6:00 PM to 9:00 PM on April 14, 2004 at the Rutledge Community Center, 7369 Highway 61, Rutledge, MN. The department will present information and receive public comments on the proposal. Written comments on the proposal can also be submitted to the above address until 4:30 PM on April 30, 2004.

Mark Holsten, Deputy Commissioner
Minnesota Department of Natural Resources

Minnesota Pollution Control Agency

Regional Environmental Management Division

Notice of Availability of Draft Lower Minnesota River Dissolved Oxygen TMDL Report and Request for Comment

The Minnesota Pollution Control Agency (MPCA) is requesting comments on the draft Report for the Lower Minnesota River Dissolved Oxygen Total Maximum Daily Load (TMDL). The lower 22 miles of the Minnesota River is impaired because it does not meet the dissolved oxygen water quality standard during low flow conditions. Comments must be sent to the MPCA contact person listed below by March 18, 2004. The draft TMDL Report is available for review at <http://www.pca.state.mn.us/water/tmdl.html#drafttmdl>. Following the comments, the MPCA will revise the draft TMDL Report and submit it to the Environmental Protection Agency (EPA) for approval.

A 1985 Waste Load Allocation Study established wastewater treatment plant biochemical oxygen demand (BOD) discharge limits for those facilities in the lower 22 miles of the Minnesota River. The study also set a 40 percent BOD reduction goal for the Minnesota River upstream of Shakopee. This TMDL Report focuses on achieving the 40 percent BOD reduction goal, thereby reducing the phosphorus loading upstream of the metropolitan area. Phosphorus is targeted because the nutrient causes much of the Lower Minnesota River's excessive algal growth, which in turn produces BOD as a result of algal decomposition. The TMDL Report was drafted following input from an advisory committee of people from around the Minnesota River Basin. The allocations set in the TMDL Report will be used to guide any effluent limitations or other pollution control measures for permit, as well as pollution prevention measures for nonpoint sources. An implementation plan to achieve the reductions required in the TMDL Report will be developed with public input. The implementation plan must be submitted within one year of completion of the TMDL Report.

Two public meetings will be held to provide an overview of the draft TMDL Report and to answer questions. The dates and locations include:

1. Monday, February 9, 2004
7:00 p.m. - 9:00 p.m.
Redwood Falls Community Center
Redwood Falls, MN
2. Tuesday, February 10, 2004
7:00 p.m. - 9:00 p.m.
Mankato Holiday Inn
Mankato, MN

Agency Contact Person. Written or oral comments, petitions, questions, or requests to receive a draft of the TMDL Reports, and requests for more information should be directed to:

Official Notices

Larry Gunderson
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155-4194
Phone: (651) 297-3825 (direct)
MN Toll Free: 1-800-657-3864
Fax: (651) 297-8676
E-mail: Larry.Gunderson@pca.state.mn.us

TTY users may call the MPCA teletypewriter at (651) 282-5332 or 1-800-657-3864.

Preliminary Determination on the Draft TMDL Report: The MPCA Commissioner has made a preliminary determination to submit this TMDL Report to the EPA for final approval. A draft TMDL Report and fact sheet are available for review at the MPCA office at the address listed below, and at the MPCA **web site:** <http://www.pca.state.mn.us/water/tmdl.html#drafttmdl>. Suggested changes will be considered before the final TMDL Report is sent to the EPA for approval.

Written Comments: You may submit written comments on the conditions of the draft TMDL Report or on the Commissioner's preliminary determination.

Written comments must include the following:

1. A statement of your interest in the draft TMDL Report;
2. A statement of the action you wish the MPCA to take, including specific references to sections of the draft TMDL that you believe should be changed; and
3. The reasons supporting your position, stated with sufficient specificity as to allow the Commissioner to investigate the merits of your position.

Petition for Public Informational Meeting: You also may request that the MPCA Commissioner hold a public informational meeting. A public informational meeting is an informal meeting that the MPCA may hold to solicit public comment and statements on matters before the MPCA, and to help clarify and resolve issues.

A petition requesting a public informational meeting must include the following information:

1. A statement identifying the matter of concern;
2. The information required under items 1 through 3 of "Written Comments," identified above;
3. A statement of the reasons the MPCA should hold a public informational meeting; and
4. The issues that you would like the MPCA to address at the public informational meeting.

Petition for Contested Case Hearing: You also may submit a petition for a contested case hearing. A contested case hearing is a formal evidentiary hearing before an administrative law judge. In accordance with *Minnesota Rules* 7000.1900, the MPCA will grant a petition to hold a contested case hearing if it finds that: (1) there is a material issue of fact in dispute concerning the application or draft TMDL Report; (2) the MPCA has the jurisdiction to make a determination on the disputed material issue of fact; and (3) there is a reasonable basis underlying the disputed material issue of fact or facts such that the holding of the contested case hearing would allow the introduction of information that would aid the MPCA in resolving the disputed facts in making a final decision on the draft TMDL Report. A material issue of fact means a fact question, as distinguished from a policy question, whose resolution could have a direct bearing on a final MPCA decision.

A petition for a contested case hearing must include the following information:

1. A statement of reasons or proposed findings supporting the MPCA decision to hold a contested case hearing according to the criteria in *Minnesota Rules* 7000.1900, as discussed above; and
2. A statement of the issues proposed to be addressed by a contested case hearing and the specific relief requested or resolution of the matter.

In addition and to the extent known, a petition for a contested case hearing should also include the following information:

1. A proposed list of prospective witnesses to be called, including experts, with a brief description of proposed testimony or summary of evidence to be presented at a contested case hearing;
2. A proposed list of publications, references, or studies to be introduced and relied upon at a contested case hearing; and
3. An estimate of time required for you to present the matter at a contested case hearing.

MPCA DECISION: You may submit a petition to the Commissioner requesting that the MPCA Citizens' Board consider the TMDL Report approval. To be considered timely, the petition must be received by the MPCA by 4:30 p.m. on the date the public comment period ends, identified on page 1 of this notice. Under the provisions of *Minnesota Statutes* § 116.02, subd 6(4), the decision whether to submit the TMDL Report and, if so, under what terms will be presented to the Board for decision if: (1) the Commissioner grants the petition requesting the matter be presented to the Board; (2) one or more Board members request to hear

the matter before the time the Commissioner makes a final decision on the TMDL Report; or (3) a timely request for a contested case hearing is pending. You may participate in the activities of the MPCA Board as provided in *Minnesota Rules* 7000.0650.

The written comments, requests, and petitions submitted on or before the last day of the public comment period will be considered in the final decision on this TMDL Report. If the MPCA does not receive written comments, requests, or petitions during the public comment period, MPCA staff as authorized by the Board, will make the final decision on the draft TMDL Report.

Teachers Retirement Association

Notice of Meeting

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on Wednesday, February 18, 2004 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 Human Services

Health Care Administration

CORRECTION to December 22, 2003 Notice for Long Term Care Services with Managed Care for Seniors

The Department of Human Services wants to clarify when the responses to the Request for Information for Implementation of Legislation to Integrate Long Term Care Services With Managed Care for Seniors are due.

Step 1 – Initial Response Letters are due March 8, 2004

Step 2 – Summary of Models are due April 16, 2004

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.

Department of Administration

Communications Media Division

Request for Information on Cost of Managing the State's Records Storage Function

The Minnesota Department of Administration is issuing a Request for Information (RFI) to determine if the cost of managing the State of Minnesota's records storage function can be reduced. These responses must be received and evaluated by March 31, 2004, so that recommendations can be included in the Communication Media Division's FY05 business plan, which must be completed no later than April 30, 2004.

Responses to the Request for Information must be received no later than 5 p.m. Monday, March 1, 2004. They must be mailed or delivered to the Communications Media Division, 660 Olive Street, St. Paul, MN 55155. Late responses will not be considered.

State Contracts

The RFI is for information gathering purposes only. It does not commit the State of Minnesota to award any contract or to pay any costs incurred by the vendors responding. An award to a vendor cannot be made through this process. If a decision is made to begin a formal bidding process, that process will be managed by the State of Minnesota Department of Administration's Materials Management Division.

For a copy of the complete RFI, please contact:

Mary K. Mikes
Director, Communications Media Division
660 Olive Street
St. Paul, MN 55155
Phone: (651) 297-3979
Email: mary.mikes@state.mn.us

Administration Department

State Register

Subscriptions to the *State Register* will only be available via E-mail beginning with Volume 29, #1 - July 6, 2004. You can have the *State Register* E-MAILED to you the afternoon it is published, on Friday. Be a step ahead of others.

Also, receive TWO EXTRAS free-of-charge, available only to ON-LINE Subscriptions:

#1 - The CURRENT LOG -- of contracts, grants and loans -- as well as non-state contracts.

#2 - The INDEX, a growing list of the current issue's articles to quickly locate the information you need.

Each also has LINKS to the issue in which the article appeared, for fast reference.

Subscriptions are \$180 for an entire year (less than \$3.50 per issue), that's \$80 LESS than the cover price. Service, speed, accuracy, and on-time delivery with the State Register ON-LINE. FAX your credit card information: (651) 297-8260; or send in your check or credit card information to Minnesota's Bookstore, 660 Olive Street, St. Paul, MN 55155. Or, order today by calling (651) 297-8774 and charge your credit card, or E-mail: jessie.rahmeyer@state.mn.us for more information.

Administration Department

Office of Technology

Withdrawal of Notice for Support and Operations Master Contract

A decision has been made within the Department of Administration that the Support and Operations Services RFP published in the State Register on Tuesday, January 20, 2004 is withdrawn until an internal review has been completed and decisions made regarding the future operation of the program.

The anticipated decision date is March 1, 2004 at which time the Office of Technology will notify all current Support and Operations Services contract holders and interested vendors the status of the program via e-mail and posted information on the Office of Technology website. The Office of Technology will also notify interested vendors if additional contracts will be awarded and current Support and Operations Master Contract holders if they may add or delete resource types and/or revise rates.

Department of Education

Notice of Request for Proposals for Minnesota Reading First Reading Academy Professional Development Models

The Department of Education is soliciting proposals from qualified contractors to design, plan, and conduct Reading Academy professional development models as part of the Minnesota Reading First Program. Selected reading academy models will become part of an approved list of possible scientifically based reading research training options for K-3 classroom teachers, English language learner teachers and K-12 special education teachers in Minnesota schools and districts.

The Department of Education has estimated the cost of this project should not exceed \$200,000.00 per Reading Academy contractor per year.

The anticipated term of the project is June 1, 2004 to September 30, 2008. It is anticipated initial contracts will be awarded for the period June 1, 2004 to September 30, 2005. Contingent upon continued funding, continued program requirements, and an annual evaluation of contractor effectiveness and use by Minnesota school districts, separate contracts will be prepared for the second

and third years of the project.

For a copy of the complete Request for Proposals, please contact Matthew Mohs, Department of Education, 1500 Highway 36 West, Roseville, Minnesota 555113, **Telephone** (651) 582-8614, **Fax** (651) 582-8727, **E-mail** matthew.mohs@state.mn.us.

Responses are due by 3:00 p.m., Monday, February 23, 2004. **Late proposals will not be considered.** Fax or E-Mail proposals will **NOT** be considered.

The Department of Education reserves the right to award multiple contracts to separate vendors. The Department reserves the right to award contracts to additional vendors who meet the criteria of the Request for Proposals at any time during the contract period.

As required by federal regulations governing this program, selected Minnesota Reading Academy proposals will be submitted for federal review by a panel of national experts as part of a submitted revision to the original Minnesota Reading first proposal. ***Awarding of any contract(s) is contingent upon federal funding and federal approval of the revision of Minnesota's Reading First proposal.***

The Department cannot predetermine services needed and actual expenditures, therefore, no commitment is made to spending any given funds. All services and expenditures will be contingent upon Minnesota school district selection and use of individual contractors on the Minnesota list of approved reading academy contractors.

This request does not obligate the State to award a contract or complete the work contemplated in this notice. The State reserves the right to cancel this solicitation if it is considered to be in its best interest. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Department of Natural Resources

Notice of Availability of Contract for Monitoring Implementation of Timber Harvesting and Forest Management Guidelines on Public and Private Forestland in Minnesota

The Minnesota Department of Natural Resources is requesting proposals for the purpose of collecting field data to document and evaluate the application of the timber harvesting and forest management guidelines on randomly selected timber-harvesting sites on public and private forestland in Minnesota. For purposes of this project, forestland ownership categories in Minnesota are state, county, USDA Forest Service, other public agency, forest industry, non-industrial private forest, and American Indian land. The selected harvest sites will be located throughout all regions of the state.

Work is proposed to start after April 15, 2004.

A complete Request for Proposals will be available by mail from this office through January 23, 2004. **A written request (by direct mail or fax) is required to receive the Request for Proposal.** After January 23, 2004, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Rick Dahlman
BMP Program Coordinator
DNR/Division of Forestry
500 Lafayette Road
St. Paul, MN 55155-4044
Telephone: (651) 296-6502
FAX: (651) 296-5954
E-mail: rick.dahlman@dnr.state.mn.us

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above **NO LATER** than 4:00 p.m. on **Monday February 17, 2004.** ***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.

Petroleum Tank Release Compensation Board

Request for Proposals for Removal of Abandoned Underground Petroleum Storage Tanks

The Petroleum Tank Release Compensation Board, through its staff at the Minnesota Department of Commerce, is requesting proposals from qualified firms to conduct tank removal oversight, sampling, soil removal and disposal oversight, subcontracting,

State Contracts

reporting, and other consultant services related to the removal of abandoned underground petroleum storage tanks in Minnesota.

You may request a free copy of the complete RFP by contacting Daniel Flo, Minnesota Department of Commerce, 85 7th Place East, Suite 500, St. Paul, MN 55101, **phone** (651) 297-7036, or **e-mail** daniel.flo@state.mn.us. Sealed bids must be received by Wednesday, March 3, 2004, 2:00 pm, CST.

This request does not obligate the Petroleum Tank Release Compensation Board or the Minnesota Department of Commerce to complete the proposed project, and the Board reserves the right to cancel this solicitation if it is considered to be in its best interest.

Department of Public Safety

Office of Communications

Notice of Request for Proposal for Media Buyers for DPS Campaigns

The Minnesota Department of Public Safety (DPS) is seeking proposals from experienced media buyers to negotiate and administer paid media programs to support the DPS law enforcement campaigns and public information and education campaigns. The media buyer will be responsible for negotiating paid media buys (cable, television, radio, print, etc.) in DPS selected markets as well as statewide per DPS campaign timings to support a range of traffic safety initiatives. Details are contained in a complete Request for Proposal that may be obtained by contacting Sandy Jadwin.

Contact: Sandy Jadwin
Telephone: (651) 296-6652
Address: Department of Public Safety
Office of Communications
444 Cedar Street, Suite 155
St. Paul, MN 55101-5155
E-mail: sandy.k.jadwin@state.mn.us
Fax: (651) 215-1111

All questions concerning this RFP should be in writing and emailed or faxed to the above address no later than 2:30 p.m. CST on Tuesday, February 10, 2004. All answers to questions will be in writing and sent to all entities requesting a complete RFP. Final date for submitting proposals is 2:30 p.m. CST on Monday, February 23, 2004. Late proposals will not be considered. The estimated total value of the contract is \$637,500.00. The Department of Public Safety will retain an option to extend the contract for two additional one year periods. The value of the contract for subsequent years may be adjusted.

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.

Department of Transportation

Engineering Services Division

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.

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.

Metropolitan Council

Notice of Invitation for Bids (IFB) for MCES Procurement of Liquid Sulfur Dioxide

Reference Number 04P008

The Metropolitan Council is requesting bids for furnishing and delivery of Liquid Sulfur Dioxide.

<i>Issue Invitation for Bids</i>	February 02, 2004
<i>Bids Due</i>	February 18, 2004
<i>Award Contract</i>	March 2004

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

Sunny Jo Emerson
Administrative Assistant, Contracts and Procurement Unit
Metropolitan Council
230 East Fifth Street
St. Paul, MN 55101
Phone: (651) 602-1499
Fax: (651) 602-1083
E-mail: sunnyjo.emerson@metc.state.mn.us

Minnesota Statutes, Sections 473.144 and 363.073, and *Minnesota Rules*, Parts 5000.3400 to 5000.3600 will be incorporated into any contract based upon the Proposal or any modifications to it. If a contract for the project is awarded in excess of \$100,000, the requirements of *Minnesota Rules* 5000.3530 will be applicable.

Non-State Contracts & Grants

Metropolitan Council

Notice of Invitation for Bids (IFB) for the Purchase of Security Card Access Equipment and Field Services Related for the Installation of the Equipment

Contract Number 03P015

The Metropolitan Council is requesting bids for the Purchase of Security Card Access Equipment and Field Services Related for the Installation of the Equipment.

Issue Invitation for Bids
Bids Due
Award Contract

January 30, 2004
February 18, 2004
March, 2004

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

Sunny Jo Emerson
Administrative Assistant, Contracts and Procurement Unit
Metropolitan Council
230 East Fifth Street
St. Paul, MN 55101
Phone: (651) 602-1499
Fax: (651) 602-1083
E-mail: sunnyjo.emerson@metc.state.mn.us

Minnesota Statutes, Sections 473.144 and 363.073, and *Minnesota Rules*, Parts 5000.3400 to 5000.3600 will be incorporated into any contract based upon the Proposal or any modifications to it. If a contract for the project is awarded in excess of \$100,000, the requirements of *Minnesota Rules* 5000.3530 will be applicable.

Metropolitan Council

Notice of Request for Proposals for Facility Manual Production

RFP Number 04P001

NOTICE IS HEREBY GIVEN that the Metropolitan Council is soliciting proposals to prepare Facility Manuals, also called O/M manuals, for seven of the Council's sewage pumping stations and the Riverview Siphon.

Planning and design for improvements to five pumping stations and one siphon is currently underway or scheduled to begin in the 2004/2005 time frame. These same facilities are scheduled to become operational within 3 to 5 years. It is the Council's intention to have a Facility Manual available prior to facility start-up to MCES personnel that documents the design parameters and the proper operation and maintenance of facility systems and equipment. Each lift station will involve sewage pumping and piping, HVAC, lighting, process controls, flow measurement, odor control and corrosion control.

The *tentative* schedule for this process is:

RFP Issue Date
Proposals Due
Consultant Selection
Contract Award
Term of Contract Ends

February 4, 2004
March 3, 2004
March, 2004
April, 2004
May, 2009

The Metropolitan Council owns, operates and provides wastewater treatment services to the seven-county Twin Cities Metro Region.

All firms interested in this project should submit a written request for a copy of the RFP through:

Harriet Simmons, Administrative Assistant, Contracts and Procurement Unit
Metropolitan Council
Mears Park Centre
230 E. Fifth Street
St. Paul, MN 55101
Phone: (651) 602-1086
Fax: (651) 602-1138
E-mail: harriet.simmons@METC.state.mn.us

Non-State Contracts & Grants

Please provide the name of *one* contact person; complete company name; address/city/state/ zip along with phone/fax/cell phone and pager numbers as well as e-mail information if you wish to be placed on the Solicitation List. *All other inquiries* regarding this procurement shall be directed by e-mail to Hugh McConnell at: hugh.mcconnell@metc.state.mn.us. Any other contact with Council employees on this matter throughout the entire solicitation process risks vendor disqualification.

Metropolitan Council - Metro Transit

Sealed Bids Sought for Automated Parts Picking and Putaway System

Procurement Number 6544

Metro Transit, a division of the Metropolitan Council, is soliciting sealed bids for an Automated Parts and Putaway System for use at its central stockroom located at the Metro Transit Overhaul Facility in St. Paul. The system will automate the process of parts picking and parts putaway, and will transfer inventory data to and from Metro Transit's information management system. The contractor will provide all equipment, services, materials, control software, instrumentation, installation, and training, as required in the specifications.

Sealed bids are due by 2:00 p.m. on February 23, 2004. Bids must be submitted in accordance with the Invitation for Bids document available from:

Metro Council
Metro Transit Purchasing Department
515 N. Cleveland Avenue
St. Paul, MN 55114
(612) 349-5070

University of Minnesota

Advertisement for Bids for Asbestos Abatement – Building 385, First Floor Veterinary Diagnostic Lab

Project No. 385-04-1049, St. Paul Campus, St. Paul, Minnesota - 00030

Work performed under this contract will include the removal of asbestos-containing materials prior to the renovation of the first floor laboratory.

The Work shall be completed within 14 calendar days after start of work.

Pre-bid access to the work site is limited to specific times and dates. A **mandatory** pre-bid tour of the work site is scheduled for 9:30 a.m., February 10, 2004. Interested parties are to meet in room E120 of the Veterinary Diagnostic Laboratory located at 1333 Gortner Avenue, St. Paul, Minnesota 55108. Contact Dave Klaustermeier, e-mail klaus003@tc.umn.edu phone (612) 624-6027 **AND** Chip Foster, e-mail fosterc@facm.umn.edu phone (612) 626-8757 if you are interested in attending.

Last day for questions is Noon February 13, 2004. Please submit questions in writing to Chip Foster at fosterc@facm.umn.edu and Dave Klaustermeier at klaus003@tc.umn.edu.

Prime contract bidding will close 2:00 p.m., local time, Thursday, February 19, 2004.

Sealed bids will be received by the Regents of the University of Minnesota at Facilities Management Purchasing Services, 400 Donhowe Building, 319 - 15th Avenue SE, Minneapolis, Minnesota 55455, until the stated times, when they will be publicly opened and read aloud.

Bidding Documents will be handed out at the mandatory walkthrough on February 10, 2004.

Direct communications regarding this project to the Asbestos Project Manager, **Dave Klaustermeier**, e-mail: klaus003@tc.umn.edu, phone **(612) 624-6027**.

Each prime and subcontract bid shall be accompanied by a bid security of 5% of the maximum amount of the bid in the form of a Surety Bond, certified check, cashier's check.

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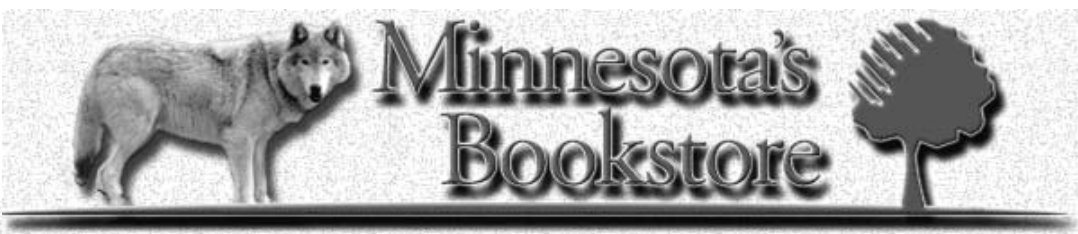
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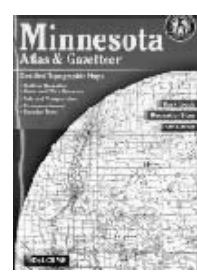
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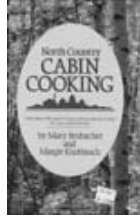
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