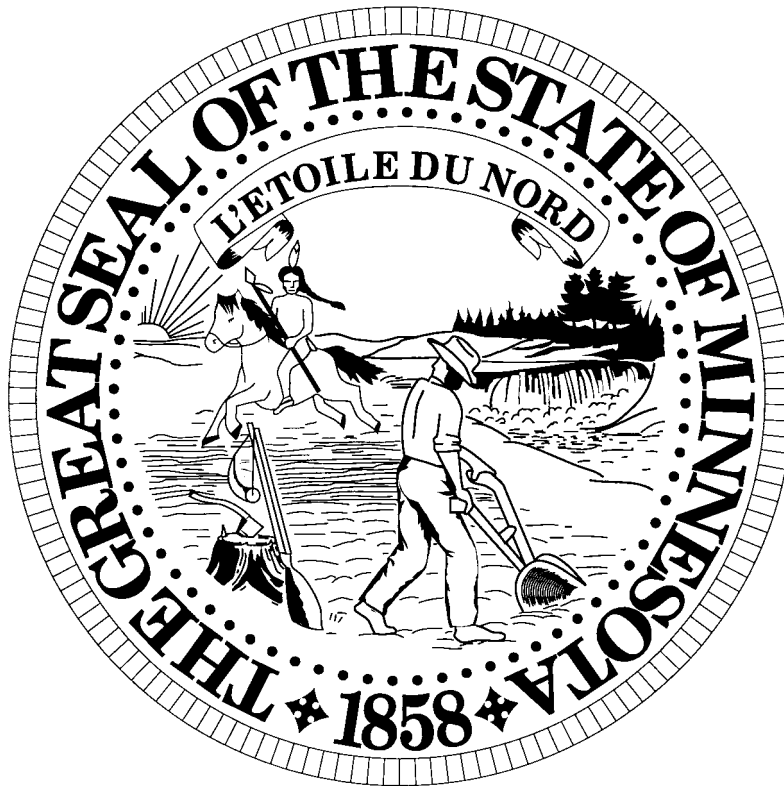


Minnesota

State Register

Rules and Official Notices Edition



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

Monday 18 August 2003
Volume 28, Number 7
Pages 139 - 166

State Register

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

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

- proposed, adopted, exempt, expedited emergency and withdrawn rules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

PUBLISHING NOTICES IN THE *State Register*: Submit TWO COPIES of your notice, typed double-spaced. State agency submissions must include a "State Register Printing Order" form, and a "Certification/Internal Contract Negotiation" form with contracts for professional, technical and consulting services. Non-State Agencies should submit TWO COPIES, with a letter on your letterhead stationery requesting publication and date to be published. FAXED submissions to (651) 297-8260 are received to meet deadline requirements, but must be followed by originals and applicable forms or letters to be accepted. The charge is \$14.40 per tenth of a page (columns are seven inches wide). About 2-1/2 pages typed double-spaced on 8-1/2"x11" paper equal one typeset page in the *State Register*. Contact the editor if you have questions.

SUBSCRIPTION SERVICES: Copies are available at Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Order by phone: Metro area: (651) 297-3000 Toll free (800) 657-3757. TTY relay service phone number: (800) 627-3529. **NO REFUNDS.** Subscribers who do not receive a copy of an issue should notify the *State Register* Subscription Office immediately at (651) 297-8774. Copies of back issues may not be available more than two weeks after publication. Both editions are delivered postpaid to points in the United States, Periodicals Postage Paid for the *State Register* at St. Paul, MN, first class for the *Solicitation Announcements*. See the *State Register* and *Solicitation Announcements* at website: <http://www.comm.media.state.mn.us> Click on "Minnesota's Bookstore."

- *State Register* -- Rules and Official Notices Edition (published every Monday, or Tuesday if Monday is a holiday) One year, hard copy, paper subscription: \$160.00.
 - **On-line subscription** -- \$180, includes links, index, sidebar table of contents and *State Register* SENT TO YOU via Email.
 - *Solicitation Announcements* -- State Register Supplement (published every Tuesday and Friday) One year subscription: \$135.00 via first class mail, \$150.00 via fax or through our website. Users agree not to redistribute without authorization.
 - **13-week trial subscription** which includes both the *State Register* and *Solicitation Announcements* \$65.00
 - **Single issues** are available for a limited time: *State Register* \$5.00, *Solicitation Announcements* \$1.00. Shipping is \$3.00 per order.
- "Affidavit of Publication" costs \$10.00 and includes a notarized "Affidavit" and a copy of the issue.

Printing Schedule and Submission Deadlines

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
#7	Monday 18 August	Noon Tuesday 12 August	Noon Wednesday 6 August
#8	Monday 25 August	Noon Tuesday 19 August	Noon Wednesday 13 August
#9	TUESDAY 2 SEPTEMBER	Noon Tuesday 26 August	Noon Wednesday 20 August
#10	Monday 8 September	Noon Tuesday 2 September	Noon Wednesday 27 August

Copyright © 2003 Communications Media Division, Department of Administration, State of Minnesota.
Publication Number: 326630 (ISSN 0146-7751)

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

Tim Pawlenty, Governor (651) 296-3391	Mike Hatch, Attorney General (651) 297-4272	Mary Kiffmeyer, Secretary of State (651) 296-2079
Carol L. Molnau, Lt. Governor (651) 296-3391	Patricia Awada, State Auditor (651) 297-3670	
Department of Administration: Brian Lamb, Commissioner (651) 296-1424	Communications Media Division: Mary Mikes, Director (651) 297-3979	Robin PanLener, Editor (651) 297-7963 Jessie Rahmeyer, Subscriptions (651) 297-8774

Legislative Information

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

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

Federal Register

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

Minnesota State Court System

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

Minnesota Rules: Amendments & Additions

Monday 18 August 2003, Volume 28, Issues # 1-7 142

Proposed Rules

Racing Commission

Racing 143

Adopted Rules

Administration Department

Plumbing Code 146

Health Department

Explorers and exploratory borings 147

Official Notices

Animal Health Board

Celebrating their 100-year anniversary September 17, 2003..... 150

Labor and Industry Department

Correction to Commercial Prevailing Wage Rates for
pipefitters-steamfitters in various counties 150

Pollution Control Agency

Applications accepted for nonpoint source water pollution
project grants and loans through the state clean water
partnership and the federal clean water act section 319
grant program..... 150

State Rehabilitation Council

Meeting dates through February of 2004 152

State Grants & Loans

Health Department

Health Promotion and Chronic Disease Division/Tobacco
Prevention and Control: Requests for proposals for
tobacco-free communities in Minnesota, local and
populations-at-risk intervention grants 153

State Contracts

Administration Department

Communications Media Division: Sale of PrintComm
Equipment 154

Real Estate Management Division: State Land for sale 154

Real Estate Management Division: Single-Family Residential
Lot for sale 154

State Designer Selection Board: Request for proposals for
designer selection for Minnesota State Colleges and
Universities - 2004 Science Laboratories remodeling at
Ridgewater College, Willmar and Hutchinson Campuses,
Willmar and Hutchinson, Minnesota..... 154

Agriculture Department

Request for proposals for agriculture in the classroom 160

Colleges and Universities, Minnesota State (MnSCU)

Proposal to supply and install a spacesaver power pro
library shelf system 161

Minnesota House of Representatives

Public notice of request for binding of permanent journals
and indexes 2003-2004 162

Transportation Department

Metro District: Request for letters of interest for a design-
build contract on Interstate 494 in Eden Prairie and
Minnetonka, Minnesota..... 162

Potential availability of contracting opportunities for a variety
of highway related technical activities 163

Professional/technical contract opportunities 164

Non-State Contracts & Grants

City of Sauk Rapids

Request for proposal for engineering services to construct
a new bridge over the Mississippi River..... 164

Metropolitan Council

Request for proposals on engineering/architectural services
for the Brooklyn Center Transit Center..... 165

University of Minnesota

Bid Information Service (BIS) available for all potential
vendors 165

Commodity, Service and Construction Contracts are published Tuesday and
Friday in a bulletin, the *Solicitation Announcements*. Award results are
available from the Materials Management Helpline (651) 296-2600.

Website: www.mmd.admin.state.mn.us

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

Minnesota Rules: Amendments and Additions

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

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

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

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

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues #1-13 inclusive; issues #14-25 inclusive; issue #26 cumulative for issues #1-26; issues #27-38 inclusive; issue #39, cumulative for issues #1-39; issues #40-51 inclusive; and issues #1-52 (or 53 in some years), cumulative for issues #1-52 (or 53). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the *State Register*, contact Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

Volume 28, Issues #1-7

Arts Board

1900.1510; .1710; .3210; .4110 (proposed) 117

Administration Department

4715.0420; .0520; .0820; .1380; .2820 (adopted) 147

Health Department

4727.0100; .0400; .0910; .0920; .0950; .0980; .1250 (adopted) 146

Natural Resources Department

6232.0900; .1000; .2550; .2900; .3600; .4100

(adopted expedited emergency) 33

6232.1100s.5 (repealed expedited emergency) 33

6264.0300; .0400 (adopted exempt) 32

6264.0300s. 12, 19, 20, 28, 29, 30 (repealed exempt) 32

Public Safety Department

7501.0900; 7502.0420 (proposed) 97

7502.0420 s. 1 (proposed repealer) 97

Racing Commission

7877.0120; .0150 (proposed) 143

The running heads did not include the correct volume number of 28, but listed the previous volume number instead. this includes pages 1-52. Please be aware of this volume change.

Proposed Rules

Comments on Planned Rules or Amendments

An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rules 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, and within 60 days of the effective date of any new statutory grant of required rulemaking.

Rules to be Adopted After a Hearing

After receiving comments and deciding to hold a public hearing on the rule, an agency drafts its rules. It then publishes its rules with a notice of hearing. All persons wishing to make a statement must register at the hearing. Anyone who wishes to submit written comments may do so at the hearing, or within five working days of the close of the hearing. Administrative law judges may, during the hearing, extend the period for receiving comments up to 20 calendar days. For five business days after the submission period the agency and interested persons may respond to any new information submitted during the written submission period and the record is then closed. The administrative law judge prepares a report within 30 days, stating findings of fact, conclusions and recommendations. After receiving the report, the agency decides whether to adopt, withdraw or modify the proposed rule based on consideration of the comments made during the rule hearing procedure and the report of the administrative law judge. The agency must wait five days after receiving the report before taking any action.

Rules to be Adopted Without a Hearing

Pursuant to *Minnesota Statutes* § 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing. An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rules Amendments** from the public. The agency then publishes a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§ 14.14-14.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

Racing Commission

Proposed Permanent Rules Relating to Racing

DUAL NOTICE: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons Request a Hearing, and Notice of Hearing if 25 or More Requests for Hearing Are Received

Proposed Amendment to Rules Governing Class C Licenses, *Minnesota Rules*, 7877

Introduction. The Racing Commission intends to adopt rules without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28, and rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310. If, however, 25 or more persons submit a written request for a hearing on the rules by 4:30 p.m. on September 17, 2003, a public hearing will be held at the Canterbury Park Boardroom, 1100 Canterbury Road, Shakopee, MN 55379, starting at 1:00 p.m. on Tuesday, September 30, 2003. To find out whether the rules will be adopted without a hearing or if the hearing will be held, you should contact the agency contact person after September 17, 2003 and before September 30, 2003.

Agency Contact Person. Comments or questions on the rules and written requests for a public hearing on the rules must be submitted to the agency contact person. The agency contact person is: Richard G. Krueger at Minnesota Racing Commission, P. O. Box 630, Shakopee, MN 55372, (952) 496-7950, **FAX** (952) 496-7954, and **email** richard.krueger@state.mn.us. TTY users may call the Racing Commission at 800-627-3529.

Subject of Rules, Summary, and Statutory Authority. The proposed rules amendments are to implement the 2004-2005 biennial budget recommendation that the Governor made to the Legislature and then was enacted into appropriations law (*Special Session Laws 2003*, Art.1, Ch. 1, Sections 22, 69-71). The Racing Commission's statutory authority to adopt the rules is *Minnesota Statutes*, section 240.08, Occupation Licenses; 240.10, License Fees; and 240.23, Rulemaking Authority. A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed.

Comments. You have until 4:30 p.m. on Wednesday, September 17, 2003, to submit written comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed rules must also be made during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that a hearing be held on the rules. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on Wednesday, September 17, 2003. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed rules to which you object or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and cannot be counted by the agency when determining whether a public hearing must be held. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

Proposed Rules

Withdrawal of Requests. If 25 or more persons submit a valid written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

Alternative Format/Accommodation. Upon request, this Notice can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request or if you need an accommodation to make this hearing accessible, please contact the agency contact person at the address or telephone number listed above.

Modifications. The proposed rules may be modified, either as a result of public comment or as a result of the rule hearing process. Modifications must be supported by data and views submitted to the agency or presented at the hearing and the adopted rules may not be substantially different than these proposed rules. If the proposed rules affect you in any way, you are encouraged to participate in the rulemaking process.

Cancellation of Hearing. The hearing scheduled for September 30, 2003, will be canceled if the agency does not receive requests from 25 or more persons that a hearing be held on the rules. If you requested a public hearing, the agency will notify you before the scheduled hearing whether or not the hearing will be held. You may also call the agency contact person at (952) 496-7950 after September 17, 2003 to find out whether the hearing will be held.

Notice of Hearing. If 25 or more persons submit valid written requests for a public hearing on the rules, a hearing will be held following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The hearing will be held on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge Barbara Neilson is assigned to conduct the hearing. Judge Neilson can be reached at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138, **telephone** (612) 341-7604, and **FAX** (612) 349-2665.

Hearing Procedure. If a hearing is held, you and all interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time before the close of the hearing record. All evidence presented should relate to the proposed rules. You may also submit written material to the Administrative Law Judge to be recorded in the hearing record for five working days after the public hearing ends. This five-day comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the Administrative Law Judge at the hearing. Following the comment period, there is a five-working-day rebuttal period during which the agency and any interested person may respond in writing to any new information submitted. No additional evidence may be submitted during the five-day response period. All comments and responses submitted to the Administrative Law Judge must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the due date. All comments or responses received will be available for review at the Office of Administrative Hearings. This rule hearing procedure is governed by *Minnesota Rules*, parts 1400.2000 to 1400.2240, and *Minnesota Statutes*, sections 14.131 to 14.20. Questions about procedure may be directed to the Administrative Law Judge.

The agency requests that any person submitting written views or data to the Administrative Law Judge prior to the hearing or during the comment or rebuttal period also submit a copy of the written views or data to the agency contact person at the address stated above.

Statement of Need and Reasonableness. A statement of need and reasonableness is now available from the agency contact person. This statement contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. The statement may also be reviewed and copies obtained at the cost of reproduction from the agency.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. Questions regarding this requirement may be directed to the Campaign Finance and Public Disclosure Board at: Suite 190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, **telephone** (651) 2960-5148 or 1-800-657-3889.

Adoption Procedure if No Hearing. If no hearing is required, the agency may adopt the rules after the end of the comment period. The rules and supporting documents will then be submitted to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date the rules are submitted to the office. If you want to be so notified, or want to receive a copy of the adopted rules, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Adoption Procedure After a Hearing. If a hearing is held, after the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rules. You may ask to be notified of the date when the Administrative Law Judge's report will become available, and can make this request at the hearing or in writing to the Administrative Law Judge. You may also ask to be notified of the date on which the agency adopts the rules and files them with the Secretary of State, and can make this request at the hearing or in writing to the agency contact person stated above.

Order. I order that the rulemaking hearing be held at the date, time, and location listed above.

Dated: 1 August 2003

Richard G. Krueger
Executive Director

7877.0120 FEES.

Subpart 1. **License fees.** Each application for a Class C license, or its renewal, shall be accompanied by the payment of an annual fee according to the following schedule:

- A. bloodstock agent, \$100;
- B. concessionaire/vendor, \$100;
- C. concession/vendor employee, \$15;
- D. driver (harness), \$35;
- E. exercise rider, \$20;
- F. farrier, ~~\$35~~ \$50;
- G. farrier's assistant, ~~\$15~~ \$25;
- H. gate crew, \$15;
- I. groom/hot-walker, \$10;
- J. horsepersons' bookkeeper, \$25;
- K. jockey, \$35;
- L. jockey agent, \$35;
- M. jockey, apprentice, \$35;
- N. owner, individual, ~~\$35~~ \$50;
- O. owner, multiple, corporate, partnership, or stable, ~~\$35~~ \$50;
- P. pari-mutuel clerk, \$15;
- Q. pony rider, \$15;
- R. racing official, \$35;
- S. stable supervisor, \$10;
- T. trainer, ~~\$35~~ \$50;
- U. trainer, assistant, ~~\$20~~ \$25;
- V. valet, \$10;
- W. veterinarian, \$100;
- X. veterinary assistant, ~~\$35~~ \$50;
- Y. association employees, part time or temporary full time or temporary part time, \$15;
- Z. association staff, permanent full time, \$35;
- AA. stable name registration, \$25;
- BB. authorized agent, \$5;
- CC. owner/trainer/driver, \$25 \$30; and

~~BB.~~ DD. with the exception of owner/trainer/driver, all applicants to participate at a Class B or D licensed facility where the meet to be conducted is seven or fewer days, \$10.

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

7877.0150 REPLACEMENT LICENSE.

A person whose license (ID badge) is lost, destroyed, or mutilated must request issuance of a replacement license and pay a fee of ~~\$10~~ \$25.

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.

Department of Administration

Adopted Permanent Rules Relating to Plumbing Code

The rules proposed and published at *State Register*, Volume 27, Number 17, pages 582-583, October 21, 2002 (27 SR 582), are adopted with the following modifications:

4715.0420 STANDARDS FOR PLUMBING MATERIALS.

Subp. 3. Standards for plumbing materials.

DESCRIPTION	ANSI	ASTM	FS	OTHER
-------------	------	------	----	-------

VI. PLASTIC PIPE AND FITTINGS

DRAIN, WASTE AND VENT

WATER DISTRIBUTION - Polybutylene (PB) systems (PB tubing together with recommended fittings); and chlorinated polyvinyl chloride (CPVC) pipe together with fittings, and cross-linked polyethylene (PEX) tubing systems together with approved fittings must be tested by the manufacturer at 150 psi and 210 degrees Fahrenheit for a period of not less than 48 hours by a qualified independent testing laboratory acceptable to the administrative authority. Cross-linked polyethylene (PEX) tubing systems together with approved fittings must be tested at 150 psi and 210 degrees Fahrenheit for a period of not less than 30 days by a qualified independent testing laboratory acceptable to the administrative authority.

6K	Polybutylene		D3309		CSA-B137.8 (tubing)
6L	Chlorinated polyvinyl chloride (CPVC)	119.1, 119.2	D2846		NSF14 FHA Bulletin #76 CSA-B137.6
6M	Cross-linked Polyethylene (PEX) Systems		F876-99a F877-99a		NSF 14 NSF 61
6N	Metal Insert Fittings Utilizing a Copper Crimp Ring for PEX Tubing		F1807-99		NSF 14 NSF 61
6O	Cold Expansion Fittings with PEX Reinforcing Rings for Use with PEX Tubing		F1960-99		NSF 14 NSF 61

4715.0520 WATER DISTRIBUTION PIPE.

The following materials may be used for water distribution pipe:

L. Cross-linked polyethylene (PEX) tubing 6M with ~~approved~~ fittings 6N or 6O ~~shall be certified by an independent third-party certifier~~. The water distribution system shall be installed by a factory-trained installer ~~and shall be~~ in accordance with the manufacturer's installation instructions. Tubing ~~and fittings~~ must be marked with the appropriate ASTM designation of the fitting system(s), which have been approved for use with the PEX tubing, designations by the ~~tubing~~ manufacturer.

4715.0820 SOLDERED OR BRAZED JOINTS.

Joints with copper tube with solder joint fittings must be soldered or brazed. Copper tubing must be reamed out to the full interior tubing dimension before soldered or brazed joints are made. Surfaces to be soldered or brazed must be thoroughly cleaned. Joints to be soldered must be properly fluxed with noncorrosive paste or liquid type flux complying with ASTM Standard B813-00. Solder and flux used in potable water systems must not contain more than 0.2 percent lead. Solder used for joints must have a nominal composition of 50 percent tin and 50 percent lead, 95 percent tin and five percent antimony, or 96 percent tin and four percent silver, conforming to ASTM Standard Specification for soft solder metal ~~B32-76~~ B32-94, except that 50 percent tin and 50 percent lead solder must not be used in potable water systems. Alternative solders may be used if specifically approved by the administrative authority after review of testing laboratory or listing agency documentation. Brazing must be done using a brazing filler metal which is manufactured for the particular application, and using methods specified by the filler metal manufacturer.

4715.1380 SHOWERS.

Subp. 5. **Anti-scald devices.** A shower or combination shower-bath in a new or remodeled installation must be equipped with an anti-scald type shower control valve. The valve must be of the thermostatic or pressure-balancing type in accordance with ANSI/ASSE ~~standard 1016-90~~ Standard 1016-96.

The temperature of mixed water to multiple showers must be controlled by a master anti-scald type thermostatic blender, or the showers must be individually equipped with approved anti-scald type shower control valves.

4715.2820 METHOD OF TESTING.

Subp. 2. **Rough plumbing.** The piping of plumbing drainage and venting systems shall be ~~air~~ tested upon completion of the rough piping. The method of testing shall be specified by the designer and shall either be an air test or hydrostatic test as described in this subpart or an alternative test as approved by the administrative authority. The air test shall be made by attaching the air compressor or testing apparatus to any suitable opening and closing all other inlets and outlets to the system by means of proper testing plugs. Plaster of paris shall not be used in roof terminals. Air shall be forced into the system until there is a uniform pressure of five pounds per square inch on the portion of the system being tested. The pressure shall remain constant for 15 minutes without the addition of air.

The hydrostatic test for thermoplastic piping materials shall be conducted by tightly closing all openings in the entire system to be tested except the highest opening. The system shall be filled with water to the point of overflow. If the system is tested in sections, each opening shall be tightly plugged except the highest opening of the section under test. Each section shall be filled with water, but a section shall not be tested with less than ten foot head of water. In testing successive sections, at least the upper ten feet of the next preceding section shall be tested, so that no joint or pipe in the building, except the uppermost ten feet of the system, is subjected to a test of less than ten foot head of water. The water shall be kept in the system or in the portion under test for at least 15 minutes before inspection begins. The system shall be tight at all points.

In lieu of five pound air test, concrete manholes and sewer lines may be tested by negative pressure in accordance with ASTM Standards C1214-92 and C1244-93.

Department of Health

Adopted Permanent Rules Relating to Explorers and Exploratory Borings

The rules proposed and published at *State Register*, Volume 27, Number 22, pages 725-744, November 25, 2002 (27 SR 725), are adopted with the following modifications:

4727.0100 DEFINITIONS.

Subp. 5. **Aquifer.** "Aquifer" means a stratum of saturated, permeable ~~rock~~ bedrock or unconsolidated material having a recognizable water table or ~~potentiometric~~ potentiometric surface that is capable of producing water to supply a well.

Subp. 5a. **Bedrock.** "Bedrock" means a consolidated or coherent, hard, naturally formed aggregation of rock in the earth. Bedrock does not include alluvium, glacial drift, glacial outwash, glacial till, loess, saprolite, or soil.

Subp. ~~5a~~ 5b. **Bentonite.** "Bentonite" means an aluminum silicate clay that contains at least 85 percent of the mineral montmorillonite and meets API Specification 13A.

Adopted Rules

Subp. 8. **Concrete grout.** “Concrete grout” means a mixture of Portland cement, sand as described in part 4727.0920, subpart 4, item A, subitems (3) to (6), and water in the proportion of 94 pounds of Portland cement and an equal volume of dry sand and not more than six gallons of clean water. Admixtures to reduce permeability or control setting time must meet ASTM Standard C494-86.

Subp. 8a. **Confining layer.** “Confining layer” means a geological material that restricts water movement relative to an aquifer. A confining layer includes:

A. a stratum of unconsolidated materials or ~~rock~~ bedrock ten feet or more in vertical thickness that has a vertical hydraulic conductivity of 10^{-6} centimeters per second or less;

B. a stratum of clay, sandy clay, or silty clay ten feet or more in vertical thickness, as defined in the Soil Survey Manual, incorporated by reference under part 4727.0150, item I; or

C. any portion of the Decorah, Glenwood, St. Lawrence, or Eau Claire sedimentary ~~rock~~ bedrock formations as described in Paleozoic Lithostratigraphy of Southeastern Minnesota, incorporated by reference under part 4727.0150, item H.

Subp. 9a. **Drilling machine.** “Drilling machine” means a machine or mechanical device that is used to excavate, drill, or bore an exploratory boring and is mounted on a truck, trailer, crawler, or skid. A drilling machine includes, but is not limited to, a core drill, cable tool, hollow rod, auger, sonic, or rotary tool.

Subp. 15. **Grout.** “Grout” means a material used to fill the annular space around a casing or between casings or to seal an exploratory boring. Grout is either neat cement grout, concrete grout, kaolin clay in the kaolin clay portion of a boring, or high solids bentonite grout.

Subp. 16c. **Igneous or metamorphic ~~rock~~ bedrock.** “Igneous or metamorphic ~~rock~~ bedrock” means a mass of rock in the earth solidified from a molten state or formed as a result of pronounced changes in pressure and temperature, including granite, ~~green-stone~~, and slate.

Subp. 22. **Rock.** “Rock” means a ~~consolidated or coherent, hard,~~ naturally formed aggregation of mineral matter including rock described in part 4727.0920, subpart 4, item B. ~~Rock does not include alluvium, glacial drift, glacial outwash, or glacial till.~~

Subp. 24. **Sedimentary ~~rock~~ bedrock.** “Sedimentary ~~rock~~ bedrock” means a consolidated or coherent, ~~naturally formed~~ naturally formed aggregation of mineral matter in the earth formed of clastic fragments of other rock or sediment or minerals formed by precipitation from solution in water and includes sandstone, shale, and limestone. Sedimentary ~~rock~~ bedrock does not include mineral matter deposited during, or more recently than, the Cretaceous geologic period.

Subp. 27. **Unconsolidated materials.** “Unconsolidated materials” means geologic materials that are not ~~rock~~ bedrock, including alluvium, glacial drift, glacial outwash, glacial till, loess, saprolite, soil, and those materials specified in part 4727.0920, subpart 4, item A.

4727.0400 LICENSING REQUIRED.

Subpart 1. **License required.** No person shall drill, construct or otherwise cause to be made, repair, or seal an exploratory boring unless:

B. the person is registered with, or is performing labor or services for a person who is registered with, the commissioner of natural resources according to *Minnesota Statutes*, section 103I.601, subdivision 3; and

4727.0910 NOTIFICATION OF EXPLORATORY BORING.

This part applies to the construction or modification of exploratory borings.

C. When notification is required, the explorer must submit to the commissioner of health and the commissioner of natural resources a written notification containing the following:

(1) a county road map, ~~United States Geological Survey topographic map, or other map, marked as to township, range, and section,~~ having a scale of ~~at least~~ one-half inch to one mile, as prepared by the Department of Transportation, and showing the location of each proposed exploratory boring to the nearest estimated 40-acre parcel;

D. If notification has been made according to item C and the explorer wishes to construct additional exploratory borings ~~on the property in the area shown by the map submitted under item C~~, the explorer is exempt from the ten-day notification period in item B so long as a new or amended map meeting the requirements of item C, subitem (1), is submitted before drilling.

E. The notification is valid for ~~18 months~~ 180 days from the date it is filed.

4727.0920 TEMPORARY AND PERMANENT SEALING REPORT.

Subp. 4. **Geological materials.** A licensee must report the geological materials penetrated in drilling an exploratory boring. The report must include the rock or sediment types, color, and relative hardness. The grain size must be reported for unconsolidated sediments and may be based on field observation without technical size measurement. Descriptions must use terms contained in items A and B, the Dictionary of Geological Terms, or ASTM Standard D2487-85.

B. Rock:

(4) gabbro, which is a dark-colored, basic intrusive igneous rock comprised principally of basic plagioclase (commonly labradorite or bytownite) and clinopyroxene (augite);

(5) gneiss, which is a foliated rock formed by regional metamorphism, in which bands or lenticles of granular minerals alternate with bands or lenticles in which minerals having flaky or elongate prismatic habits predominate;

(6) granite, which is a coarse-grained, light-colored igneous rock composed primarily of the minerals quartz and feldspar in which quartz constitutes 10 to 50 percent of the felsic components and in which the alkali feldspar/total feldspar ratio is generally restricted to the range of 65 to 90 percent;

~~(5) greenstone, which is a fine grained, dark colored metamorphic rock derived from basalt, is typically dark greenish gray in color, and is somewhat slaty or splintery upon breaking;~~

~~(6)~~ (7) iron formation, which is a chemical sedimentary rock, typically thin-bedded or finely laminated, containing at least 15 percent iron of sedimentary origin, and commonly but not necessarily containing layers of chert;

(8) limestone, which is a sedimentary rock composed primarily of the mineral calcite (calcium carbonate), which effervesces freely in dilute hydrochloric acid;

~~(7) mica schist, which is a medium grained metamorphic rock comprised of the minerals feldspar, quartz, and mica and which splits into flat pieces;~~

(9) metasedimentary rock, which is a sedimentary rock that shows evidence of having been subjected to metamorphism;

(10) metavolcanic rock, which is a volcanic rock that shows evidence of having been subjected to metamorphism;

(11) quartzite, which is a very hard sandstone, consisting chiefly of quartz grains that have been so completely and solidly cemented with secondary silica that the rock breaks across or through the grains rather than around them or a granoblastic metamorphic rock consisting mainly of quartz, which is formed by recrystallization of sandstone or chert by metamorphism;

~~(8)~~ (12) sandstone, which is a sedimentary rock consisting of cemented or otherwise compacted sediment and composed predominantly of sand-sized particles generally of quartz;

~~(9)~~ (13) schist, which is a strongly foliated crystalline rock, formed by dynamic metamorphism, that can be readily split into thin flakes or slabs due to the well-developed parallelism of more than 50 percent of the minerals;

(14) shale, which is a sedimentary rock consisting of compacted or cemented silt and clay; and

~~(10)~~ (15) slate, which is a fine-grained, hard, dark-colored metamorphic rock derived from shale and which typically is gray and splits readily into flat pieces; and

(16) volcanic rock, which is generally a finely crystalline or glassy igneous rock resulting from volcanic action at or near the earth's surface.

4727.0950 CASING REQUIREMENTS FOR TEMPORARILY SEALED EXPLORATORY BORINGS.

Subp. 8. **Outer casing; unconsolidated materials.** An outer casing installed in unconsolidated materials is not required to meet the specifications for casing in subparts 15 to 18 if:

C. the annular space between the casings is filled with neat cement grout.

Subp. 12. **Minimum casing depth.** An exploratory boring that is temporarily sealed must be cased according to items A to C. Borings that flow must meet the special requirements in part 4727.0985.

B. A boring that terminates in igneous or metamorphic ~~rock~~ bedrock must be cased from a point one foot above the established ground surface and at least five feet above the regional flood level into igneous or metamorphic ~~rock~~ bedrock.

C. A boring that terminates in sedimentary ~~rock~~ bedrock must be cased from a point of one foot above the established ground surface and at least five feet above the regional flood level into sedimentary ~~rock~~ bedrock. When a confining layer is encountered, the boring must be cased according to part 4727.0975.

Subp. 20. **Plastic casing installation.**

I. Plastic casing must not be used as an outside casing in exploratory borings cased more than five feet into limestone or dolomite bedrock. In limestone or dolomite bedrock, plastic casing may be used as an inner casing if surrounded by an outer steel casing.

4727.0980 GROUTING OF TEMPORARILY SEALED EXPLORATORY BORINGS.

Subp. 2. **Grouting materials.** The following grout materials are approved for use in temporarily sealed exploratory borings:

B. concrete grout when used in the dry portion of the open annular space; ~~and~~

C. high solids bentonite grout when used in unconsolidated materials; and

D. kaolin clay in the kaolin clay portion of the boring.

Adopted Rules

Subp. 6. **Driving casing.** When driving casing, a cone-shaped depression or temporary outer casing filled with high solids bentonite grout, bentonite powder, or granular bentonite must be maintained around the outside of the casing. The bottom of driven casing must be equipped with a drive shoe. Casing may only be driven in unconsolidated materials or sandstone bedrock.

4727.1250 PERMANENT SEALING OF EXPLORATORY BORINGS.

Subp. 6. **Additional sealing requirements; ~~rock~~ bedrock.**

The additional requirements in items A and B apply to the permanent sealing of a boring in ~~rock~~ bedrock.

A. The portion of a boring in ~~rock~~ bedrock must be filled and sealed through the entire interval of the ~~rock~~ bedrock with neat cement grout, except that:

(1) concrete grout may be used above the water level;

(2) in that portion of ~~an~~ igneous or metamorphic ~~rock~~ bedrock that does not contain water-bearing fractures or voids and that is at least 250 feet below the top of the igneous or metamorphic ~~rock~~ bedrock, a plug or packer may be installed. The bore hole above the packer must be filled with grout and the bore hole below the packer may be left without grout; and

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.*

Board of Animal Health

Celebrating 100-Year Anniversary

The Board of Animal Health will be celebrating their 100-year anniversary on Wednesday, September 17th, 2003 at Tesk Holm Holstein Route 3 Box 108A, Spring Valley, MN 55975.

Department of Labor and Industry

Labor Standards Unit

Notice of Correction to Commercial Prevailing Wage Rates

A **CORRECTION** has been made to the Commercial Prevailing Wage Rates certified 12/30/02, for **Labor Code 417, Pipefitters-Steamfitters**, in Blue Earth, Cottonwood, Jackson, LeSueur, Lincoln, Lyon, Martin, Murray, Nicollet, Nobles, Pipestone, Redwood, Renville, Rock, Sibley and Watonwan 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

Minnesota Pollution Control Agency

Applications Accepted for Nonpoint Source Water Pollution Project Grants and Loans Through the State Clean Water Partnership and the Federal Clean Water Act Section 319 Grant Programs

The Minnesota Pollution Control Agency (MPCA) hereby announces that it will accept applications for project implementation (phase II) grants and loans through the state Clean Water Act Section 319 Nonpoint Source grant program (Section 319 program). Typically, Clean Water Partnership (CWP) Program grant funds are available, however, this year they were used to fund continuation projects. CWP loan funds will be available this funding round.

In 1987, the Minnesota Legislature established the CWP Program (*Minnesota Statutes* §§ 103F.70 through 103F.761) to protect and improve surface and ground water in Minnesota through financial and technical assistance to local units of government. Section 319 provides federal grant money for nonpoint pollution abatement and water resource restoration.

Changes to Application Process:

There are several significant changes to the application process this round that should be noted:

- This funding round will have no CWP grant funding available for this competitive process;
- There will be no funds offered for CWP resource investigation (phase I) diagnostic study projects this year;
- A portion of Section 319 funds available in this funding round will be dedicated to projects implementing Total Maximum Daily Load (TMDLs) that have been approved by the U.S. Environmental Protection Agency;
- First priority will go to demonstration projects located in watersheds with impairments listed on the 2002 list for the pollutants of concern, even if the study has not been completed. This list can be found at <http://www.pca.state.mn.us/water/tmdl.html>.
- The cap on loan requests in place for the last two rounds has been lifted, and the cap on grant funds requested is now \$300,000 per project; and
- Applications must be sent in electronic and paper form.

Eligible Applicants

Applications will be accepted from local units of government interested in leading a nonpoint source water pollution control project. Applications will also be accepted from other entities besides local units of government, but such applications would only be eligible for Section 319 program funding.

Ineligible Section 319 costs include activities addressing National Pollutant Discharge Elimination System permit requirements such as feedlot of storm water permits, any type of point source-related activities, and activities addressing enforcement actions. Any non-permitted feedlots addressed with Section 319 money must have a Comprehensive Nutrient Management Plan.

Types of Projects

Project funding will be awarded for two types of projects this round:

- 1) **Education projects** with statewide or regional applicability demonstrating new or innovative technology or best management practices or for developing educational programs related to nonpoint source pollution.
- 2) **Projects implementing the activities identified during a CWP phase I investigation, projects in a watershed with impairments listed on the 2002 list for the pollutants of concern, and projects implementing approved TMDLs.**

Note that applications for CWP diagnostic studies are not being accepted this funding round.

Request Limits

This year there will be a per-project grant cap of \$300,000 (total project grant request regardless of duration, not per year). There will be no cap on loan request this year for qualifying projects.

Criteria for Project Selection

Minnesota Rules 7076.0100 through 7076.0290 and U.S. EPA Section 319 program guidance provide the criteria and procedural condition under which the MPCA may award assistance. In addition, there will be three criteria that will be emphasized to evaluate projects. The first criterion is whether a watershed partnership sponsoring a project is self-sustaining or has plans in place to become self-sustaining within three years of time. The MPCA is attempting to encourage watershed districts or organization, conservation districts, or other entities to become prepared to carry on the necessary work beyond the life of the financial assistance award. This criterion is not applicable to short-term projects with a stated end date. The second criterion the evaluation teams will be using is whether the projects applying for implementation money have done a comprehensive assessment and planning process in the watershed or around the water body of concern. Such assessments might consist of a CWP phase I or equivalent, a TMDL, completed basin or watershed plan specific to the project, wellhead protection plan, or other recent comprehensive studies specific to the project. The third criterion is whether the watershed project has impairments that are listed on the 2002 list for the pollutants of concern.

Submission Deadline and Requirements:

All completed applications must be received both electronically and in hard copy by **4:30 p.m. on Friday, October 18, 2003**, in order to be eligible. All applications must be submitted in electronic form (preferred computer file format is Microsoft Word) to the MPCA by **email: CWP-319.grant.program@pca.state.mn.us**

Applicants must also send two hard copies of their application, including the portions of the application that do not transfer readily electronically (signatures, maps, other attachments, etc.), to Markell Lanpher at the address listed below.

Official Notices

Incomplete applications will not be considered for funding. Faxed copies will not be accepted. Any project that is implementing a TMDL should include "TMDL" in the project title to help ensure the project is considered for funding with TMDL dedicated funds.

An information package is available for all interested parties. The package includes: 1) the CWP/319 application; 2) a copy of *Minnesota Rules* 7076.0100 through 7076.0290; and, 3) other guidance documents. The application, rules, and guidance documents are also available for downloading on the MPCA **website** at: <http://www.pca.state.mn.us/water/cwpartner.html>

Request additional information and the CWP/319 application information package from:

Markell Lanpher
Nonpoint Source 319 Coordinator
Minnesota Pollution Control Agency
Regional Environmental Management Division
520 Lafayette Road North
St. Paul, Minnesota 55155-4194
Phone: (651) 297-2810

Minnesota State Rehabilitation Council

Meeting Dates through February of 2004

The State Rehabilitation Council will meet on the following dates at the designated location. **Should changes occur, they will be posted in the *State Register*.** For more information, please contact the Minnesota Department of Employment and Economic Development at: **phone** (800) 328-9095; (651) 296-5616. **TTY:** (800) 657-3973; (651) 296-3900.

August 27, 2003

Radisson Hotel Roseville
2540 North Cleveland Avenue
Roseville, MN 55113

September 24

Public Forum
Marshall Area YMCA
200 South A Street
Marshall, MN 56258

PUBLIC COMMENT INVITED ON EMPLOYMENT SERVICES FOR PERSONS WITH DISABILITIES

The Minnesota State Rehabilitation Council and the Department of Employment and Economic Development - Rehabilitation Services invite persons with disabilities, Vocational Rehabilitation Program consumers, parents, advocates, teachers and other interested community members to contribute their experiences, ideas and opinions at a Public Forum on Vocational Rehabilitation in Minnesota. Comments from the public will be taken from 9:30 to 1:00.

The meeting will be held in Marshall, Minnesota on September 27 at the Marshall Area YMCA, 200 South A Street, Marshall, MN 56258.

Public comment received at the meeting will be used to plan and improve the state's vocational rehabilitation services. Comment is particularly invited on the following: barriers to employment faced by persons with the most significant disabilities; the need for supported employment services in southwest Minnesota; the vocational rehabilitation needs of youth and young adults with disabilities for services that assist their transition from school to their chosen jobs and careers; and, how vocational rehabilitation services can be improved.

ASL interpreters and real-time captioning will be present. To request other accommodations or for more information, please call (651) 296-5629 or **TTY** 1-800-657-3973.

October 22, 2003

Radisson Hotel Roseville
2540 North Cleveland Avenue
Roseville, MN 55113

December 3, 2003

Radisson Hotel Roseville
2540 North Cleveland Avenue
Roseville, MN 55113

January 28, 2004

Radisson Hotel Roseville
2540 North Cleveland Avenue
Roseville, MN 55113

February 25, 2004

Radisson Hotel Roseville
2540 North Cleveland Avenue
Roseville, MN 55113

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 Health

Health Promotion and Chronic Disease Division/Tobacco Prevention and Control Requests for Proposals for Tobacco-free Communities in Minnesota, Local and Populations-at-Risk Intervention Grants

NOTICE IS HEREBY GIVEN that the Minnesota Department of Health (MDH), Tobacco Prevention and Control (TP&C) Program is issuing a Request for Proposal (RFP) and soliciting proposals for Minnesota-based community organization to develop and implement strategies for creating tobacco-free environments, implementing comprehensive school-based tobacco prevention programs, and reducing youth access to tobacco in Minnesota communities. Approximately \$3,250,000 per year in state funds is available to community organization under this announcement. The MDH will fund projects demonstrating a tobacco prevention approach that is inclusive of science-based, population-based, multi-partner, and multi-strategy approaches in the community.

MDH is seeking proposals for a two-year period starting January 1, 2004 through December 31, 2005, with an opportunity to negotiate and renew the contract through December 31, 2008 based on satisfactory performance and availability of funds.

To obtain a complete copy of the RFP, please contact Carol Ault at TP&C by **telephone:** (651) 215-8952; or **e-mail:** tpcweb@health.state.mn.us. Copies are available either by mail or for pick-up (between 8:00 AM and 4:30 PM at MDH). A complete copy of the RFP is available on the department's **web site** at: www.health.state.mn.us.

Questions regarding the RFP should be directed to Cindy Borgen at (651) 281-9807 or cindy.borgen@health.state.mn.us

To be considered for funding, completed proposals must be post-marked on or before Thursday, October 2, 2003, and mailed to:

Minnesota Department of Health
Tobacco Prevention and Control
PO Box 64882
St. Paul, MN 55164-0882

Proposals may also be hand-delivered or sent by alternate carrier (e.g., FedEx or private courier). They must be delivered by 4:30 P.M. CDT, Thursday, October 2, 2003. If proposals are sent by U.S. Mail or other delivery service, it is wholly the responsibility of the applicant to ensure that the proposal package is properly address and physically delivered on time. Please deliver them to:

Minnesota Department of Health
Golden Rule Building
85 East Seventh Place, Suite 400
St. Paul, MN 55101

Late proposals will not be considered.

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

Sale of PrintComm Equipment; Request for Bids

The following equipment will be sold to the highest bidder:

1. 1998 Mueller Martini Presto - Serial Number 961411. Six-pocket saddle stitcher with cover feeder and hand-fed station, three-knife trimmer, and waste removal system. Purchased new in 1999, in excellent condition, only about 2,000 production hours.
2. Docutech NP135 - Serial Number W11031414
3. Docutech 6135 plus DigiPath - Serial Number H2L110867
4. Docu12 Color Copier - Serial Number FU2045841
5. AB Dick 360 Pro Press - Serial Number 000412. Purchased in 1990
6. Apollo Didde Web Press - No serial number available. Purchased in 1978
7. Baum Folder - Serial Number 5672. Purchased in 1977

All equipment is located in St. Paul, Minnesota.

Terms and Conditions

1. The subject item of the bidding will be awarded to the highest bidder meeting all terms and conditions of the Request for Bid.
2. Bidders may bid on one or all pieces of equipment.
3. The bidder is responsible for all disassembly and moving costs. Any inspection of equipment must be arranged and concluded **prior to the closing date for acceptance of bids, August 29, 2003** by contacting Mary Mikes at (651) 297-3979 or at mary.mikes@state.mn.us.
4. The State of Minnesota makes no warranty as to the fitness, merchantability, or condition of the item. The successful bidder agrees to purchase said item, condition AS-IS, WHERE-IS, including all faults and defects, known or unknown and remove said item[s] from the Ford Building, 117 University Avenue, St. Paul, Minnesota on or before Friday, September 5, 2003.
5. The successful bidder is liable for the amount of the bid plus the 6.5% Minnesota sales tax. Buyers exempt from paying the tax must present a copy of their Tax Exemption certificate with their sales and use tax number and a signed certificate of exemption to the bidding manager. Non-Minnesota buyers must pay the sales tax unless they present a valid Minnesota Exemption certificate.
6. The full amount of the bid price and sales tax, absent a Tax Exemption certificate, is due when removed from the Ford Building but no later than September 5, 2003. Only certified or cashier's checks or money order will be accepted. Make payment payable to State of Minnesota PrintComm and deliver to Materials Management Division, Jon Schaefer, Room 112, Admin Building, 50 Sherburne Avenue, St. Paul, MN 55155.
7. The State of Minnesota reserves the right to reject any or all bids.

Bids will be accepted by fax only [no in-person, mail or e-mail bids will be accepted] to Jon Schaefer, Manager, State of Minnesota Materials Management Division, (651) 297-3996 until 10:00 a.m. Central Daylight Savings Time, Friday, August 29, 2003. No other bids will be accepted after 10 a.m. unless a bid is placed and received within the last 20 minutes of the initial bidding end period. If this occurs, 20 minutes will be added to the bidding time.

The fax bidding end period will be extended according to the following rule: If a bid is placed and received within the last 20 minutes of the initial bidding end period, an extra 20 minutes will be added to the bidding time. Bidders will be notified via fax or phone as the bid amount increases within the last 20 minutes of the bidding period as well as within any subsequent 20-minute extension period. The bidding will be extended until no bids are placed in a 20-minute extension period.

If you experience any technical difficulties that prevent you from bidding, you should contact the bidding manager Jon Schaefer or designee at (651) 296-0726. For that reason only, the bidding manager will place your bid for you.

Questions about the equipment or a request to inspect any of the equipment are to be submitted via e-mail ONLY to: mary.mikes@state.mn.us.

Department of Administration**Real Estate Management Division****Notice of State Land For Sale**

NOTICE IS HEREBY GIVEN that the Department of Administration is offering for sale by sealed bid approximately 15.66 acres of prime undeveloped property in southeast St. Cloud. The site is located in the northwest quadrant of Minnesota Boulevard and 15th Avenue S.E. and is zoned R-5, general multiple residential district.

Additional information, including legal description, bid terms and conditions, bid form and purchase agreement, is available on the Department of Administration **web site** at www.admin.state.mn.us. Send an **email** to wayne.waslaski@state.mn.us or call Wayne at (651) 296-2278 if you have questions.

Bids must be received no later than 2:30 p.m., on Wednesday, October 8, 2003.

Department of Administration**Real Estate Management Division****Single-Family Residential Lot for Sale**

NOTICE IS HEREBY GIVEN that the Department of Administration is offering for sale by sealed bid a single-family residential lot consisting of 31,206 sq.ft. The residential lot is located at 1225 - 81st Avenue North in Brooklyn Park. Additional information, including legal description, geotechnical report, boundary survey, bid terms and conditions, bid form and purchase agreement, is available on the Department of Administration **web site** at www.admin.state.mn.us. Send an **email** to wayne.waslaski@state.mn.us or call Wayne at (651) 296-2278 if you have questions.

Bids must be received no later than 2:30 p.m., on Wednesday, October 1, 2003.

Department of Administration**State Designer Selection Board****Request for Proposals for Designer Selection for Minnesota State Colleges and Universities - 2004 Science Laboratories Remodeling at Ridgewater College, Willmar and Hutchinson Campuses, Willmar and Hutchinson, Minnesota (Project 03-22)****To Minnesota Registered Design Professionals:**

The State of Minnesota (State) through its State Designer Selection Board has been requested to select a design team for the above project. Proposals from interested firms must be received by, 1:00 p.m. Tuesday, September 2, 2003 to:

Terry Lewko, Executive Secretary
State Designer Selection Board
Department of Administration
State Architect's Office
301 Centennial Office Building
658 Cedar Street
St. Paul, Minnesota 55155
(651) 297-1545

PROPOSALS RECEIVED AFTER THE SUBMISSION DEADLINE WILL NOT BE CONSIDERED.

Questions concerning procedures, or schedule are to be referred to the Executive Secretary at (651) 297-1545. Questions relating to the project are to be referred to the project contact(s) in Item 1.j.

1. PROJECT 03-22

a. PROJECT DESCRIPTION: Minnesota State Colleges and Universities (MnSCU) intends to retain a consultant design team to provide architectural and engineering consulting services for the design and construction of the remodeling of existing Science Laboratory spaces at Ridgewater College, Willmar and Hutchinson Campuses.

State Contracts

PROJECT SCOPE: The scope of this Project, based upon the approved Predesign, includes remodeling of approximately 17,700 gross square feet (gsf) of existing spaces at several locations on the Willmar and Hutchinson Campuses.

The Willmar Campus remodeling of approximately 11,300 gsf includes existing chemistry, physics, and biology laboratories and conversion of classroom and support spaces into functional, updated science instruction facilities.

The Hutchinson Campus remodeling of approximately 6,400 gsf includes conversion of existing obsolete applied laboratory spaces for conversion into chemistry, physics and biology laboratories.

All remodeling will address casework, student stations and equipment for new labs and upgrade and/or correct deferred maintenance, air quality, utilities, ADA, and furniture, fixtures and equipment deficiencies in the affected existing laboratories and support spaces.

b. REQUIRED CONSULTANT SERVICES: The selected design team shall:

1. Provide a comprehensive scope of services including Schematic Design (SD), Design Development (DD), Construction Documents (CD), Bidding and Construction Administration (CA).
2. Prepare all design documents using computer aided design and drafting technology in an electronic data exchange file format acceptable to Minnesota State Colleges and Universities.
3. Demonstrate experience in the design and construction of institutional collegiate science laboratory spaces, college classrooms, and similar spaces that are part of the program requirements.
4. Integrate the remodeled spaces of the Project with the existing facilities and provide flexibility to incorporate with any future phases of renovation.
5. Complete all design, drawings and specifications in accordance with, as minimums:
 - a. Current Minnesota State Colleges and Universities Design Standards
 - b. All applicable building, life safety and energy codes
 - c. ADA regulations, and
 - d. Academic program requirements.
6. Design building spaces for:
 - a. Energy efficiency
 - b. Efficient space utilization
 - c. Flexibility
 - d. High indoor air quality and ventilation including point-of-source exhaust systems
 - e. State of the art mechanical systems and direct digital controls
 - e. Complete fire suppression systems, and
 - f. A contemporary telecommunications environment.
7. Provide full architectural/engineering services for the project including architectural, structural, mechanical, fire protection, electrical, telecommunications and audio/visual systems, interior design, furniture, fixtures and equipment (FF&E), scheduling, independent third-party cost estimating, and construction administration services, all in accordance with the Minnesota State Colleges and Universities standard A/E contract. The information contained in the Predesign Report will be used as a starting point for the selected design team. Minnesota State Colleges and Universities may retain other specialty consultants to assist in the project.

NOTE: A roof design consultant designated by Minnesota State Colleges and Universities will be assigned to and become an integral part of the consultant's design team. The consultant's fee shall include the fee and reimbursables of the roof design consultant.

c. SERVICES PROVIDED BY OTHERS: The Owner will contract directly for, or arrange to provide:

1. Asbestos and hazardous materials surveys, design and abatement at the existing buildings, as required, and
2. Geotechnical investigations and recommendations, as required.

d. SPECIAL CONSIDERATIONS: Design Team Requirements: The design team shall have applicable prior experience in the design and construction of similar projects, in a college setting. The firm shall provide examples of current and recent higher education academic, science laboratory and teaching facilities, and smart classrooms design experience. The design team shall have proven experience in working with and directing the efforts of a college building advisory committee. The design team shall demonstrate their use of life cycle costing during the design process. Life cycle items to be addressed include, but are not limited to: energy efficiency, indoor air quality and ventilation, sustainability, and the maintainability of design, materials, and equipment.

A history of constructable design, meeting schedule deadlines, accurate cost estimating and designing within a project budget are critical criteria for selection of a designer. Quality control and complete, accurate and fully coordinated contract documents are an

important element of the selected design team's services. A change order history of recent past projects and how the team proposes to address this issue should be provided as part of their submittal.

The design team shall provide examples of recently completed projects, including innovative solutions, for review by the selection committee. The design team shall provide a list of clients and involved contractors for similar projects done within the last five years including the names, addresses and phone numbers of contact persons.

The design team shall also:

1. Demonstrate prior experience with major remodeling projects involving science laboratories.
2. Include the *field* verification of existing conditions, structures and building systems in their scope of basic services.
3. Evaluate existing building structural, mechanical and electrical systems to determine capabilities and capacities to support the proposed remodeling work.
4. Review and confirm the functional space program requirements of all affected areas.
5. Provide an inventory of all FF&E, both existing and new to be procured by the College, especially the affected science laboratories' equipment and develop the layout and necessary utilities systems for all necessary FF&E.

e. PROJECT BUDGET/FEES: The estimated total project cost is \$2,880,000 escalated to the mid-point of construction. This cost includes: all professional fees and reimbursable expenses, site investigations and surveys, hazardous materials removals design and abatement, building construction, project management, construction inspection and testing, furniture, fixtures and equipment, contingencies, and inflation factors. The maximum design team fees are anticipated to be 8.0% of the budgeted construction cost plus reimbursable expenses. Final total fees will be negotiated with the selected design team.

f. PROJECT SCHEDULE: The following preliminary schedule is suggested:

<i>Schematic Design Phase:</i>	Begin October 2003, complete mid-December 2003.
<i>Design Development Phase:</i>	Begin mid-January 2004, complete March 2004.
<i>Construction Documents Phase:</i>	Begin April 2004, complete June 2004.
<i>Receive Bids:</i>	July 2004.
<i>Complete all Construction:</i>	March 2005.

g. PROJECT PRE-DESIGN INFORMATION: A Predesign Report was prepared Johnson, Sheldon, Sorensen & Hafner Architects, Inc. in March 2001. A copy of this document is available for review at the Department of Administration in the State Architect's Office. For review, contact Terry Lewko at (651) 297-1545.

Copies of the Predesign Report document (on CD-R format) will be made available only to firms that are short-listed.

h. PROJECT INFORMATIONAL MEETING (S)/SITE VISIT (S): An informational meeting is scheduled for Monday, August 25, 2003, at 10:00 a.m. at the Willmar Campus of the College, located at 2101 15th Avenue N.W., Willmar, MN and at 2:00 p.m. at the Hutchinson Campus of the College, located at 2 Century Avenue S.E., Hutchinson, MN. All firms interested in this meeting should contact Elizabeth Hepola, Facilities Manager at (320) 234-0255 or **email** at Bhepola@ridgewater.mnscu.edu, to inquire about the meeting.

i. STATE DESIGNER SELECTION BOARD SCHEDULE:

<i>Project Information Meetings and/or Site Visits:</i>	Monday, August 25, 2003, 10:00 a.m. and 2:00 p.m.
<i>Project Proposals Due:</i>	Tuesday, September 2, 2003, by 1:00 p.m.
<i>Project Shortlist:</i>	Tuesday, September 16, 2003
<i>Project Information Meeting for Shortlisted firms:</i>	Thursday, September 18, 10:00 a.m.
<i>Project Interviews and Award:</i>	Tuesday, September 23, 2003

j. PROJECT CONTACT (S)

Questions concerning the project should be referred to the Project Manager:

Elizabeth Hepola
Facilities Director
Ridgewater College
(320) 234-0255, or
email at Bhepola@ridgewater.mnscu.edu

k. SAMPLE CONTRACT: The successful responder will be required to execute the MnSCU Basic Services Agreement which contains MnSCU's standard contract terms and conditions, including insurance requirements and compliance with Designer Procedures Manual, Design Guidelines and Computer Aided Drafting (CAD) Guidelines.

State Contracts

NOTE TO RESPONDERS: CHANGES MAY HAVE BEEN MADE IN THE FOLLOWING AS OF 11 JUNE 2002.

2. PROPOSAL REQUIREMENTS

- a. 14 copies
- b. 8 ½ X 11, soft bound, portrait format
- c. Maximum 20 faces (excluding front and back covers, blank dividers, affidavit of non-collusion, and affirmative action data page)
- d. All pages numbered

3. PROPOSAL CONTENTS

a. COVER

- Project name and number
- Prime firm name, address, telephone number, fax number
- Contact person, telephone number, fax number, and email address

b. COVER LETTER

Single face letter with original signature (on at least one copy) of principal of prime firm, including:

- Brief overview of proposal
- Statement that proposal contents are accurate to the best knowledge of signatory

c. INFORMATION ON FIRM (S)

For prime firm and each consultant firm provide brief description including:

- Name and location
- Year established
- Legal status
- Ownership
- Staffing by discipline
- For firms with multiple offices briefly summarize for each office

d. PROJECT TEAM

- Brief statement of team's past or present working relationships

For each team member provide:

- Name and position in firm, include name of firm
- Home base (if in multi-office firm)
- Responsibility on this project
- Years of experience
- Relevant recent experience (if in another firm, so note)
- Registration (including specialty if engineer)

e. TEAM ORGANIZATION

If planning or design consultants are a part of the team explain how they will be utilized (e.g. major role during design, absent during construction, etc). Matrix or chart *may* be used.

f. PROJECT EXPERIENCE

For architectural, planning, and/or landscape architecture firms, provide examples of relevant projects recently completed or in progress including:

- Photographs, sketches and/or plans
- Name and location
- Brief description (e.g. size, cost, relevance)
- Firm of record
- Involvement of proposed project team members (*may* be separate matrix; if in another firm so note)
- Completion date or current status

For engineering or technical firms provide examples of relevant projects recently completed or in progress including the above except that photographs, sketches and/or plans are to be for only that portion of the work for which firm was responsible.

g. APPROACH/METHODOLOGY

Describe your understanding of the project, significant issues to be addressed and your *specific* approach to the planning, design and construction process for *this* project.

h. UNIQUE QUALIFICATIONS

Briefly summarize your team's unique qualifications for this project.

i. OTHER REQUIREMENTS

- A statement of commitment to enter into the work promptly, if selected, by engaging the consultants and assigning the persons named in the proposal along with adequate staff to meet requirements of the work.
- A statement indicating that consultants listed have been contacted and have agreed to be a part of the team.
- A complete Affidavit of Non-collusion. (Not counted as part of the 20 faces)
- If appropriate, provide a list of all entities that create a conflict of interest (see 5.b.)
- A completed Affirmative Action Data Page regarding compliance with Minnesota Human Rights Requirements. A copy of the form is available on **Web Site** <http://www.sao.admin.state.mn.us>, click on forms. (Not counted as part of the 20 faces)
- A list of all State and Minnesota State Colleges and Universities current and past projects and studies awarded to the prime firm(s) responding to this request for proposal during the four years immediately preceding the date of this request for proposal.

Projects and studies shall mean those projects and studies (1) funded by the state legislature, by state/user agencies or Minnesota State Colleges and Universities operating funds, or by funding raised from the private sector or individuals by state/user agencies or the Minnesota State Colleges and Universities; (2) awarded as a result of the State Designer Selection Board process or awarded directly by state/user agencies or the Minnesota State Colleges and Universities without employing the State Designer Selection Board process; or (3) related to design-bid-build or design/build project delivery systems.

The prime firm(s) shall list and total all gross fees associated with the above projects and studies, whether the fees have been received or are anticipated. In addition, the prime firm(s) shall indicate the amount of fees listed which were paid, or are anticipated to be paid, to engineering or other specialty consultants employed, or anticipated to be employed, on the projects and studies listed pursuant to the above. The prime firm(s) shall subtract consultant fees from gross fees to determine total net fees using the format below.

PROJECT	(A) GROSS FEES	(B) SUBDESIGNERS PORTION	(C) NET TOTAL PROJECT FEE
TOTAL			

(The total shown in column (A) shall equal the sum of those shown in columns (B) and (C).

4. SELECTION CRITERIA

Criteria for selection shall be as stated in the project description. Technical and aesthetic experience and capabilities are paramount. In addition, the Board seeks equitable distribution of fees among qualified firms and gives consideration to geographical location of firms with respect to project site.

5. CONTRACT REQUIREMENTS

a. AFFIDAVIT OF NONCOLLUSION

Each responder must attach a completed Affidavit of Noncollusion. A copy of the form is available on **Web Site** <http://www.sao.admin.state.mn.us>, click on forms.

b. CONFLICTS OF INTEREST

Responder must provide a list of all entities with which it has relationships that create, or appear to create, a conflict of interest with the work that is contemplated in this request for proposals. The list should indicate the name of the entity, the relationship, and a discussion of the conflict.

State Contracts

c. DISPOSITION OF RESPONSES

All materials submitted in response to this RFP will become property of the State and will become public record in accordance with *Minnesota Statutes* 13.591 after the evaluation process is completed. If the responder submits information in response to this RFP that it believes to be trade secret materials, as defined by the Minnesota Government Data Practices Act, *Minnesota Statutes* § 13.37, the responder must:

- clearly mark all trade secret materials in its response at the time the response is submitted,
- include a statement with its response justifying the trade secret designation for each item, and
- defend any action seeking release of the materials it believes to be trade secret, and indemnify and hold harmless the State, its agents and employees, from any judgments or damages awarded against the State in favor of the party requesting the materials, and any and all costs connected with that defense. This indemnification survives the State's award of a contract. In submitting a response to this RFP, the responder agrees that this indemnification survives as long as the trade secret materials are in possession of the State.

The State will not consider the prices submitted by the responder to be proprietary or trade secret materials.

Responses to this RFP will not be open for public review until the State decides to pursue a contract and that contract is awarded.

d. CONTINGENCY FEES PROHIBITED

Pursuant to *Minnesota Statutes* Section 10A.06, no person may act as or employ a lobbyist for compensation that is dependent upon the result or outcome of any legislation or administrative action.

e. ORGANIZATIONAL CONFLICTS OF INTEREST

The responder warrants that, to the best of its knowledge and belief, and except as otherwise disclosed, there are no relevant facts or circumstances that could give rise to organizational conflicts of interest. An organizational conflict of interest exists when, because of existing or planned activities or because of relationships with other persons, the responder is unable or potentially unable to render impartial assistance or advice to the State, or the responder's objectivity in performing the contract work is or might be otherwise impaired, or the responder has an unfair competitive advantage. The responder agrees that, if after award, an organizational conflict of interest is discovered, an immediate and full disclosure in writing must be made to the Assistant Director of the Department of Administration's Materials Management Division, 112 Administration Building, 50 Sherburne Avenue, St. Paul, MN 55155, which must include a description of the action which the contractor has taken or proposes to take to avoid or mitigate such conflicts. If an organization conflict of interest is determined to exist, the State may, at its discretion, cancel the contract. In the event the responder was aware of an organizational conflict of interest prior to the award of the contract and did not disclose the conflict to the contracting officer, the State may terminate the contract for default. The provisions of this clause must be included in all subcontracts for work to be performed similar to the service provided by the prime contractor (consultant), and the terms "contract," "contractor (consultant)," and "contracting officer" modified appropriately to preserve the State's rights.

f. STATE EMPLOYEES

In compliance with *Minnesota Statutes* § 16C.07, the availability of this work is being offered to State employees. The State will evaluate the responses of any State employee, along with other responses to this Request for Proposals.

g. HUMAN RIGHTS REQUIREMENTS

For all contracts estimated to be in excess of \$100,000, responders are required to complete the attached Affirmative Action Data page and return it with the response. As required by *Minnesota Rules* 5000.3600, "It is hereby agreed between the parties that *Minnesota Statutes* § 363.073 and *Minnesota Rules* 5000.3400 - 5000.3600 are incorporated into any contract between these parties based upon this specification or any modification of it". A copy of *Minnesota Statutes* § 363.073 and *Minnesota Rules* 5000.3400 - 5000.3600 are available on **Web Site** <http://www.sao.admin.state.mn.us>.

- h. Any changes in team members for the project requires approval by the State.
- i. All costs incurred in responding to this RFP will be borne by the responder. This RFP does not obligate the State to award a contract or complete the project, and the State reserves the right to cancel the solicitation if it is considered to be in its best interest.

Department of Agriculture

Notice of Request for Proposals (RFP) for Agriculture in the Classroom

The Department of Agriculture and the Minnesota Agriculture in the Classroom Board of Directors request proposals to identify an appropriate entity in the private sector or the public sector to sponsor, house, and carry on the staffing and function of the Agriculture in the Classroom Program.

The mission of the Minnesota Agriculture in the Classroom program is to provide materials, programs and other opportunities, especially to K-12 youth and educators, in helping to develop an understanding and awareness of agriculture and its importance to Minnesota, the nation and the world.

All parties interested in receiving an RFP are invited to make a request either by e-mail, fax, mail or phone to:

Pat Shier
Administrative Assistant, Commissioner's Office
MN Dept. of Agriculture
90 W. Plato Blvd.
St. Paul, MN 55105
Phone: (651) 296-2810
Fax: (651) 297-5522
E-mail: pat.shier@state.mn.us

All proposals must be received not later than 2:30 p.m., Central Time, September 22, 2003.

Colleges and Universities, Minnesota State (MnSCU)

Inver Hills Community College

Proposal to Supply and Install a Spacesaver Power Pro Library Shelve System

A complete operating system to include but not limited to:

- Spacesaver Power Pro Library Shelve System and all of its components
- Complete Electrical Service
- Finishes (carpet, paint, etc.)

The system would consist of nine carriages. Three carriages would be 20" wide and six carriages would be 24". The system would have four post shelving, six openings per section.

Project includes, but not limited to:

Electric, carriage mounted high-density storage units, support rails, fabrication, and installation leveling of support rails.

Removal of existing flooring surface (carpet) and supply and install new floor covering materials. The specification for carpet is as follows:

Manufacture:	Shaw, Philadelphia
Style:	Lynchburg
Dye Method:	90% Solution Dyed 10% Space Dyed-Solution Dyed
Construction:	Graphic Pattern
Fiber:	90% Permacolor 10% Kromalon
Tufted Yarn Weight:	26 oz
Tufted Pile Height:	0.187 inches
Finished Pile Thickness:	0.157 inches
Stitch per Inch:	12.5
Gauge:	1/10
Primary Backing:	Polypropylene
Second Backing:	Polypropylene
Width:	12 feet
Density:	5961 Ounces/Cubic Yard
NBS	Less than 450
Electrostatic Propensity:	Permanent Static Control
Warranty:	Ten Year

Power wiring to unit from adequate power supply. Final connections to units shall be provided by installer. Including base materials.

Clean-up to be limited to removing all debris, dirt and rubbish accumulated as a result of installation, leaving premises broom clean order.

State Contracts

For more information contact:

Karla Johnson
Inver Hills Community College
2500 80th Street E
Inver Grove Heights, MN 55076
(651) 552-6871
Email: karla.johnson@inverhills.edu

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

Interested parties should submit a proposal to this office (College Center Building, Business Office) by 2 p.m. on Thursday, August 28, 2003.

Dated: August 12, 2003

Karla Johnson

Minnesota House of Representatives

Public Notice of Request for Bid for Binding of Permanent Journals and Indexes 2003-2004

NOTICE IS HEREBY GIVEN that the Minnesota House of Representatives is seeking bids from qualified bookbinders to bind the permanent journals and indexes for 2003 and 2004.

The material for binding consists of a minimum of 150 sets of journals each year with an average thickness of 2 inches to 3 inches for each book. They will be supplied by the House to the bookbinding contractor in boxes of four. Each box shall contain copies of the same volume.

All bids must be submitted on the forms accompanying the specifications in a sealed envelope and delivered to House Administrative Services, 198 State Office Building, St. Paul MN 55155 no later than **2 p.m. Wednesday, September 3, 2003**. Bid submittals will be opened publicly on that date and time.

A copy of the Request for Bid packet can be obtained by calling:

Albin A. Mathiowetz, 211 State Capitol, St. Paul MN 55155, (612) 296-2314.

Other House personnel are NOT allowed to discuss the Request for Bid with anyone, including responders, before the proposal submission deadline.

Department of Transportation

Metro District

Request for Letters of Interest for a Design-Build Contract on Interstate 494 in Eden Prairie and Minnetonka, Minnesota

The Minnesota Department of Transportation - Metro District is soliciting Letters of Interest (LOI) from companies interested in providing Design-Build Services for the design and construction of Interstate 494 from Trunk Highway 5 to Interstate 394, S.P. 2785-304, in Eden Prairie and Minnetonka, MN.

The project will consist of: Reconstructing the highway and adding one additional through-lane (for a total of 3 lanes in each direction) in each direction of Interstate 494 from T.H. 5 to Interstate 394, a distance of 7.8 miles, in the cities of Minnetonka and Eden Prairie in Hennepin County. Continuous bus-only shoulders will be added. The northwest ramp at the Valley View Road interchange will be reconstructed, as well as the T.H. 62 and the T.H. 7 interchanges at Interstate 494. In addition, 13 bridges will be replaced, and new noise walls will be constructed along the corridor. The design-build project will also include a modification of the collector-distributor roadway along eastbound I-394 at the I-494/I-394 interchange and adding a third lane along side the existing pavement in between the north loops and north ramps at I-394 and under the Carlson Parkway bridge.

One Design-Builder will be selected for the entire project. The selection process will have two steps. A Request for Qualifications (RFQ) is anticipated to be issued by September 2, 2003. Responses to the RFQ will be evaluated to establish a listing of design-build firms that will be invited to submit Proposals in response to the Request for Proposals (RFP), which Mn/DOT intends to issue by late December 2003. The technical proposals are anticipated to be due in late March 2004, and the letting date is anticipated to be in late April 2004.

The "Best-Value" selection process will be used to evaluate the ability of the Design-Builder to manage, design, construct and control this project to provide a quality product, on or ahead of schedule, for a reasonable lump sum price within the Department's project budget. The Department anticipates using an industry review process with the short-listed design-build firms to solicit comments to the draft RFP before issuing the final RFP.

The Department is seeking Design-Builders that are committed to quality, have proven experience in design and construction, will bring innovative design-build approaches to ensure timely completion, and are willing to partner with the Department for the mutual success of the project.

Companies interested in providing design-build services or participating as a member of a design-build organization should send an LOI in writing by August 25, 2003 to:

Kevin G. Anderson, P.E.
Project Manager
1500 W. County Rd. B2
Roseville, MN 55113
Fax: (651) 582-1302
e-mail: kevin.anderson@dot.state.mn.us

The LOI must state the name and phone and fax numbers of the person who the Department may contact at your company to provide further information about the project.

Interested parties are invited to send a representative to a project information workshop at 1:00 P.M., August 19, 2003, Mn/DOT Arden Hills Training Center, 1900 W. County Road I, Shoreview, MN 55126.

While submission of an LOI and attendance at the project information workshop are not prerequisites for participating in the procurement process, interested firms and parties are strongly encouraged to submit and attend.

The Department reserves the sole right, without incurring any liability, to change any aspect of the proposed procurement described above, including the right to not proceed with the procurement and/or the right to proceed in a different manner or on a different timeline than as described above.

Department of Transportation

Program Support Group

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

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

Mn/DOT, working in conjunction with the Consultant Reform Committee, the Minnesota Consulting Engineers Council, and the Department of Administration, has developed the Consultant Pre-qualification Program as a new method of consultant selection. The ultimate goal of the Pre-Qualification Program is to streamline the process of contracting for highway related professional/technical services. Mn/DOT anticipates that most consultant contracts for highway-related technical activities will be awarded using this method, however, Mn/DOT also reserves the right to use RFP or other selection processes for particular projects. Nothing in this solicitation requires Mn/DOT to complete or use the Consultant Pre-qualification Program.

Mn/DOT is currently requesting applications from consultants. Refer to Mn/DOT's Consultant Services web site, indicated below, to see which highway related professional/technical services are available at this time. Following the advertisement of a particular category of services, applications will be accepted on a continual basis.

All expenses incurred in responding to this notice will be borne by the responder. Response to this notice becomes public information under the Minnesota Government Data Practices.

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

Send completed application material to:

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

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

State Contracts

Department of Transportation

Engineering Services Division

Notice Concerning Professional/Technical Contract Opportunities

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

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

Non-State Contracts & Grants

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

City of Sauk Rapids, Minnesota

Request for Proposal for Engineering Services, Sauk Rapids Bridge Project

S.P. 191-115-01 and S.P. 73-601-33

Background Information

The City of Sauk Rapids has identified the need for professional engineering services to construct a new bridge over the Mississippi River from Stearns County State Aid Highway 1 (CSAH) in the City of St. Cloud to Benton County CSAH 3 (2nd Street North) in the City of Sauk Rapids. The City, as the lead agency for this project, shall coordinate the review and approval process with the Minnesota Department of Transportation (MnDOT) State Aid Office, Benton County, Stearns County, City of St. Cloud, Le Sauk Township, and Burlington Northern Sante Fe (BNSF) Railroad.

The city intends to use a combination of federal High Priority Project (HPP), State Trunk Highway Turnback, and State Bridge Bonding funds for this project.

Scope of Project

The project involves the following:

- Removal of existing bridge (Bridge #5947) over Mississippi River between Sauk Rapids and St. Cloud and construction of a four-lane divided bridge (Bridge 05534). This bridge will be approximately 1,100 feet in length, have pedestrian/bicycle facilities on both sides, and be grade-separated from the BNSF railroad in Sauk Rapids with access to Lions Park.
- Reconstruction of 900 feet of 9th Avenue North, West of CSAH 1 intersection, to four-lane divided roadway (St. Cloud).
- Reconstruction of 900 feet of CSAH 1 north of 9th Avenue, to two-lane undivided roadway (Stearns County).
- Reconstruction of CSAH 1/9th Avenue North intersection.
- Reconstruction of CSAH 3 from bridge touchdown at Benton Drive South to 3rd Avenue North, as four-lane divided roadway and associated local streets.
- Reconstruction of 1800 feet of Benton Drive South from 1st Street South to 4th Street North, to four-lane divided roadway with turn lanes and raised median.
- Two signalized intersections with right and left turn lanes and turn signals.
- Sanitary sewer, storm sewer, water main relocations as needed.

General Scope of Services Requested

The City of Sauk Rapids is seeking consultant services to perform all necessary work involved to prepare approved construction plans, special provisions and provide construction engineering services and any other information required by all agencies with jurisdiction, including preparing and acquiring all necessary permits.

All interested consultants should call, email, or write for the full RFP, which will be sent free of charge.

Estimated dollar amount: \$3.0 million.

Non-State Contracts & Grants

Contact Person: Mr. Ross Olson, City Administrator
City of Sauk Rapids
115 2nd Avenue North
Sauk Rapids, MN 56379-1605
(320) 258-5300

Other city personnel are not authorized to discuss this Request for Proposal with anyone including responders, before the proposal due date of September 9, 2003, at 2:00 p.m. CST.

This request does not obligate the City to enter into a contract for services or to spend the estimated amount.

Metropolitan Council

Notice for Request for Proposals (RFP) on Engineering/Architectural Services for the Brooklyn Center Transit Center

Contract 03P085

The Metropolitan Council is requesting proposals for Engineering and Architectural services for the design of the Brooklyn Center Transit Center in Brooklyn Center, MN. This project will require the involvement of professional from the civil, landscape, architectural, electrical, mechanical, and structural disciplines.

The Consultant services required for this project include:

- Design Services: design development and final design documents and specifications for passenger and driver facilities and site development.
- Bid and Construction Administration Support: including support for the Council during bidding, reviewing shop drawing submittals, assisting with change orders, and preparing record drawings.

A tentative schedule for the project is as follows:

<i>Issue Request for Proposals:</i>	August 11, 2003
<i>Receive Proposals:</i>	September 8, 2003
<i>Contract negotiated, executed, Notice to Proceed:</i>	October 13, 2003

All firms interested in being considered for this project and desiring to receive an RFP package are invited to submit a written request for the RFP to:

Harriet Simmons, Senior Administrative Assistant
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

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.

University of Minnesota

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

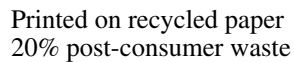
The University of Minnesota offers 24 hour/day, 7 day/week access to all Request for Bids/Proposals through its web based Bid Information Services (BIS). Subscriptions to BIS are \$75/year. Visit our web site at bidinfo.umn.edu or call BIS Coordinator at (612) 625-5534.

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



Periodicals
U.S. Postage
Paid
Permit No.
326630
St. Paul, MN

Please notify us of any address changes so that we can continue to give you our best service. Include your old mailing label to speed your service.



Complete attached order blank. Please include sales tax. Include either your VISA/MasterCard, American Express or Discover credit card number with the expiration date, or a check/money order made out to the State of Minnesota. Orders by phone are accepted when purchasing with your credit card. Please include a phone number where you can be reached during the day in case we have questions about your order.

Merchandise may be returned if it is in resalable condition.

State Register and other subscriptions do not require sales tax or postage and handling fees.



Bookstore hours: 8:00-5:00 Monday-Friday

[illegible]

Name or Company			Subtotal	
Attention			6½ % tax MN residents 7% St. Paul residents	
Address				
City	State	Zip	Add Shipping Charges from chart at left.	
American Express/VISA/MasterCard/Discover No.			TOTAL	
Signature		Expiration Date	Telephone (During Day)	

Source Code SR003