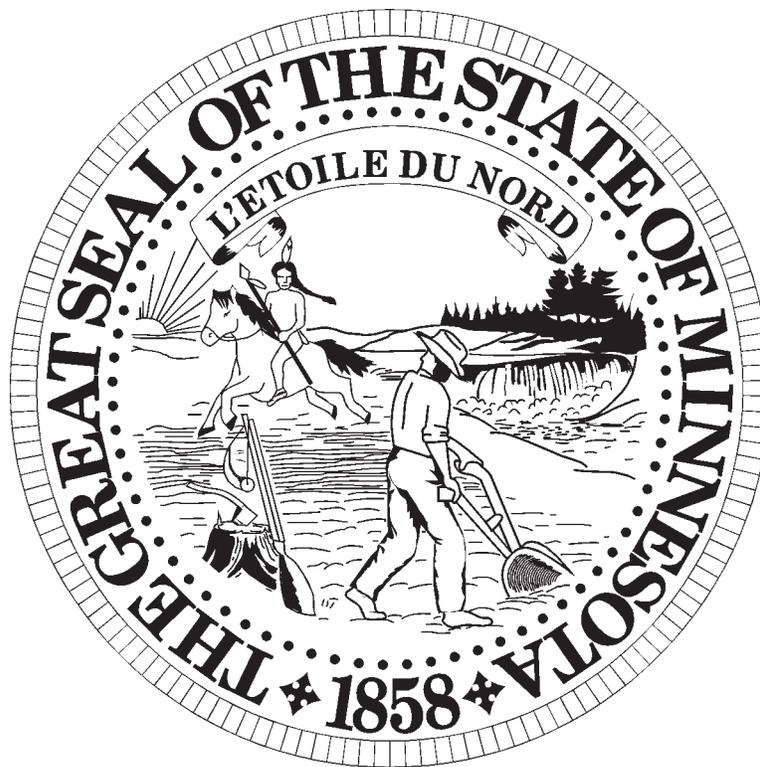


State of Minnesota

State Register



Rules and Official Notices Edition

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State Register

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

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

- proposed, adopted, exempt, expedited emergency and withdrawn rules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

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# 22	Monday 28 November	NOON MONDAY 21 NOVEMBER	Noon Wednesday 16 November
# 23	Monday 5 December	Noon Tuesday 29 November	NOON TUESDAY 22 NOVEMBER
# 24	Monday 12 December	Noon Tuesday 6 December	Noon Wednesday 30 November
# 25	Monday 19 December	Noon Tuesday 13 December	Noon Wednesday 6 December

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

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

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

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

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

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Comments on Planned Rules or Rule Amendments. 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, 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 rule. 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 then is 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 Rule 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*.

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

Board of Psychology

Proposed Permanent Rules Relating to Accredited Programs

NOTICE OF INTENT TO ADOPT RULE WITHOUT A PUBLIC HEARING

Proposed Rule Governing Doctoral Level Education Requirements, *Minnesota Rules*, 7200.1550

Introduction. The Board of Psychology intends to adopt a rule without a public hearing following the procedures set forth in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. You may submit written comments on the proposed rules and may also submit a written request that a hearing be held on the rule until January 6, 2006.

Agency Contact Person. Comments or questions on the rule and written requests for a public hearing on the rule must be submitted to the agency contact person. The agency contact person is: Deborah Sellin-Beckerleg at Minnesota Board of Psychology, 2829 University Avenue Southeast, Suite 320, Minneapolis, Minnesota 55330, **phone:** (612) 617-2230, **Fax:** (612)-617-2240. **TTY** users may call the Minnesota Relay Service at 800-627-3539.

Subject of Rule and Statutory Authority. The proposed rule is about doctoral level education requirements being considered met if an applicant's doctoral degree was earned in a doctoral program that was accredited by the American Psychological Association at the time of graduation. The statutory authority to adopt the rule is *Minnesota Statutes*, 148.905, Subdivision 1(1), (3), and (4). A copy of the proposed rule is published in the *State Register* and attached to this notice as mailed. A free copy of the proposed rule is available at www.psychologyboard.state.mn.us or upon request from the agency contact person listed above.

Proposed Rules

Comments. You have until 4:30 p.m. on January 6, 2006, to submit written comment in support of or in opposition to the proposed rule. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comment should identify the portion of the proposed rule addressed and the reason for the comment. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed rule 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 rule. 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 January 6, 2006. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed rule to which you object or state that you oppose the entire of rule. 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 rule.

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 affect 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. 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, please contact the agency contact person at the address or telephone number listed above.

Modifications. The proposed rule may be modified as a result of public comment. The modifications must be supported by comments and information submitted to the agency, and the adopted rule may not be substantially different than these proposed rule, unless the procedure under *Minnesota Rules*, part 1400.2110, has been followed. If the proposed rule affects you in any way, you are encouraged to participate in the rulemaking process.

Statement of Need and Reasonableness. A statement of need and reasonableness is now available on the Minnesota Board of Psychology's website at www.psychologyboard.state.mn.us or from the agency contact person. This statement contains a summary of the justification for the proposed rule, including a description of who will be affected by the proposed rule and an estimate of the probable cost of the proposed rule. Copies of the statement may be 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) 296-5148 or 1-800-657-3889.

Adoption and Review of Rule. If no hearing is required, the agency may adopt the rule after the end of the comment period. The rule 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 rule is submitted to the office. If you want to be so notified, or want to receive a copy of the adopted rule, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Dated: 28 November 2005

Pauline Walker-Singleton
Executive Director

7200.1500 AMERICAN PSYCHOLOGICAL ASSOCIATION ACCREDITED PROGRAMS.

The requirements of part 7200.1300, subpart 4, items A and B, subitems (1) through (4), are met for an application based on a doctoral degree if the applicant provides acceptable evidence that the degree was earned in a doctoral program that was accredited by the American Psychological Association at the time of graduation. Evidence consists of documentation provided directly to the board by the American Psychological Association or by certification by letter sent directly to the board from the applicant's degree program director or equivalent.

Executive Orders

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

Office of the Governor

Executive Order # 05-17: Preserving Competition in State Construction Contracts

I, **TIM PAWLENTY, GOVERNOR OF THE STATE OF MINNESOTA**, by the authority vested in me as Governor by the Constitution and laws of the State of Minnesota do hereby issue this executive order:

WHEREAS, it is important that the State promote and ensure open competition on State construction projects; and

WHEREAS, in awarding contracts and setting the terms for contracts state departments should not discriminate against government contractors on the basis of labor affiliation or lack thereof; and

WHEREAS, the promotion of competition and equal access to government construction contracts will reduce construction costs to the State and to the taxpayers and expand job opportunities, especially for small and disadvantaged businesses;

NOW, THEREFORE, I hereby order:

1. After the date of this order, all contracts or subcontracts entered into by any state department, as defined by *Minnesota Statutes*, 2004, Section 15.01, will be governed by this order.
2. To the extent permitted by law, any state department entering into any construction contract must ensure that in its contracts, bid specifications, project agreements, construction contracts, or other controlling documents the state department, or an agent entering a construction contract on behalf of a state agency, does not:
 - (a) Require, or prohibit, bidders, contractors, subcontractors or vendors to, or from, entering into or adhering to agreements with one or more labor organizations;
 - (b) Otherwise discriminate against bidders, contractors, subcontractors or vendors for becoming, refusing to become, remaining or refusing to remain signatory to or otherwise to adhere to agreements with one or more labor organizations;
3. Nothing in this order prohibits contractors or subcontractors from voluntarily entering into agreements described in section 2.
4. The head of a state department may exempt a particular project, contract, subcontract, grant, or cooperative agreement from the requirements of any or all of the provisions of this order, if the department head finds that special circumstances require an exemption in order to avert threat to public health, safety, security, or extenuating economic circumstances. However, a finding of "special circumstances" under this section may not be based on the possibility or presence of a labor dispute concerning the use of contractors, subcontractors, or vendors who are non-signatories to, or otherwise do not adhere to, agreements with one or more labor organizations, or concerning employees on the project who are not members of or affiliated with a labor organization.
5. Definitions.
 - (a) "Construction contract" as used in this order includes, without limitation, any contract for the construction, rehabilitation, alteration, conversion, extension, maintenance, or repair of buildings, highways, bridges, tunnels, transportation facilities, water or sewage treatment plants, power plants, or other improvements to real property.
 - (b) "Labor organization" as used in this order shall have the same meaning it has in 29 U.S.C. 152(5).
6. With respect to construction contracts which have not yet been entered into prior to the date of this order, all state departments affected must take action, to the extent practical and permitted by law, to conform contracts, related bid specifications, project agreements, and other controlling documents, in order to implement the provisions of this order.

Executive Orders

7. The heads of state departments will immediately revoke any orders, rules, regulations, guidelines, or policies related to construction contracts which are not consistent with this order, or immediately commence revocation action pursuant to law.

8. This order is intended to improve the internal management of state government and state departments and to further the objectives of *Minnesota Statutes* 16C.02, et seq. and related laws. It is not intended to, nor does it, create or limit any additional right to administrative or judicial review, or any additional right, whether substantive or procedural, enforceable by any party against the State of Minnesota, its agencies or instrumentalities, its officers or employees, or any other person.

Pursuant to *Minnesota Statutes* 2004, section 4.035, subdivision 2, this Executive Order will be effective fifteen (15) days after publication in the State Register and filing with the Secretary of State and will remain in effect in accordance with *Minnesota Statutes* 2004, section 4.035, subdivision 3.

IN TESTIMONY WHEREOF, I have set my hand this 21st day of November, 2005.

Signed: **TIM PAWLENTY**
Governor

Filed According to Law

Signed: **MARY KIFFMEYER**
Secretary of State

Commissioners' Orders

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

Minnesota Department of Natural Resources

DECISION RECORD - OFFICIAL NOTICE AND ORDER for Classification of the Solana State Forest Within Aitkin County With Respect to Motor Vehicle Use Pursuant to *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167, Subdivision 1 (as amended) and *Minnesota Rules*, Chapter 6100.1950.

CLASSIFICATION OF THE SOLANA STATE FOREST IN AITKIN COUNTY, MINNESOTA

NOTICE PUBLISHED: November 28, 2005

EFFECTIVE DATE: July 1, 2006

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources orders the classification of the Solana State Forest, located in Aitkin County, as *Limited* with respect to the operation of motor vehicles.

WHEREAS:

1. *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167 as amended by *Minnesota Laws 2005, 1st Special Session*, Chapter 1, Article 2, Section 152 directs the Commissioner of Natural Resources to complete a review of the classification status of all state forests and forest lands under the authority of the commissioner classified as 'managed' or 'limited' with respect to the operation of motor vehicles. Reclassification is to be conducted pursuant to the process and criteria set forth in *Minnesota Rules*, 6100.1950.

2. The agency held a public meeting and solicited and received written comments and submissions on the proposed forest classification. Comments were incorporated into the final plan for forest classification.

3. All notice and procedural requirements in Minnesota Statutes, and other applicable rules and law have been complied with.

4. The state forest classification is both needed and reasonable.

NOW THEREFORE, IT IS ORDERED that the Solana State Forest is classified as *Limited*, pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED that the classification of the Solana State Forest shall become effective on July 1, 2006.

A copy of this order shall be filed with the Secretary of State.

Dated: October 31, 2005

Gene Merriam, Commissioner
Department of Natural Resources

Signed copy on file with the Minnesota Secretary of State - Refer to No. 0601061

Commissioners' Orders

Minnesota Department of Natural Resources

DECISION RECORD - OFFICIAL NOTICE AND ORDER on the Designation and Undesignation of Forest Roads in the Solana State Forest Pursuant to *Minnesota Statutes, Section 89.71, Subdivision 1.*

DESIGNATION AND UNDESIGNATION OF FOREST ROADS IN THE SOLANA STATE FOREST IN AITKIN COUNTY, MINNESOTA

NOTICE PUBLISHED: November 28, 2005

EFFECTIVE DATE: July 1, 2006

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources orders the designation of forest roads identified in *Exhibit A*, and the undesignation of forest roads identified in *Exhibit B*, attached hereto and incorporated herein, in the Solana State Forest.

WHEREAS:

1. *Minnesota Statutes*, Section 89.71, subdivision 1, provides that the commissioner may designate and undesignate forest roads by written order published in the State Register.
2. The agency held a public meeting and solicited and received written comments and submissions regarding the public's use of the Solana State Forest.
3. All notice and procedural requirements in *Minnesota Statutes*, and other applicable rules and law have been complied with.
4. The forest road designations and undesignations are both needed and reasonable.

NOW THEREFORE, IT IS ORDERED that the forest roads identified in *Exhibit A*, attached hereto and incorporated herein, are hereby designated pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED the forest roads identified in *Exhibit B*, attached hereto and incorporated herein, are hereby undesignated and removed from the forest road system pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED that the designation or undesignation of those forest roads identified in *Exhibits A and B*, shall become effective on July 1, 2006.

A copy of this order shall be filed with the Secretary of State.

Dated: October 31, 2005

Gene Merriam, Commissioner
Department of Natural Resources

Signed copy on file w/MN Secretary of State – Refer to No. 0601063

Exhibit A: Forest Road Designation
Solana State Forest
Aitkin County, Minnesota

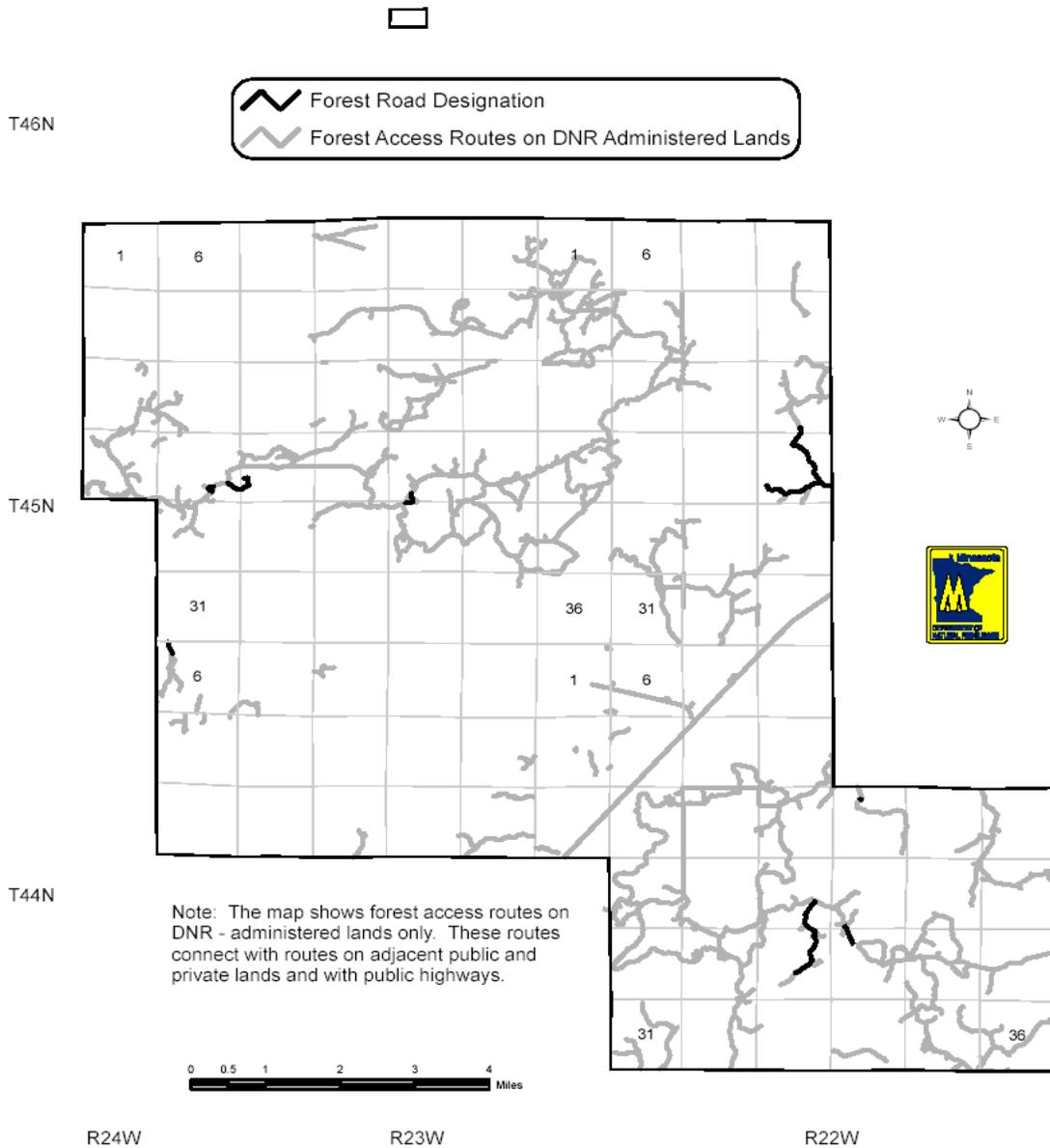
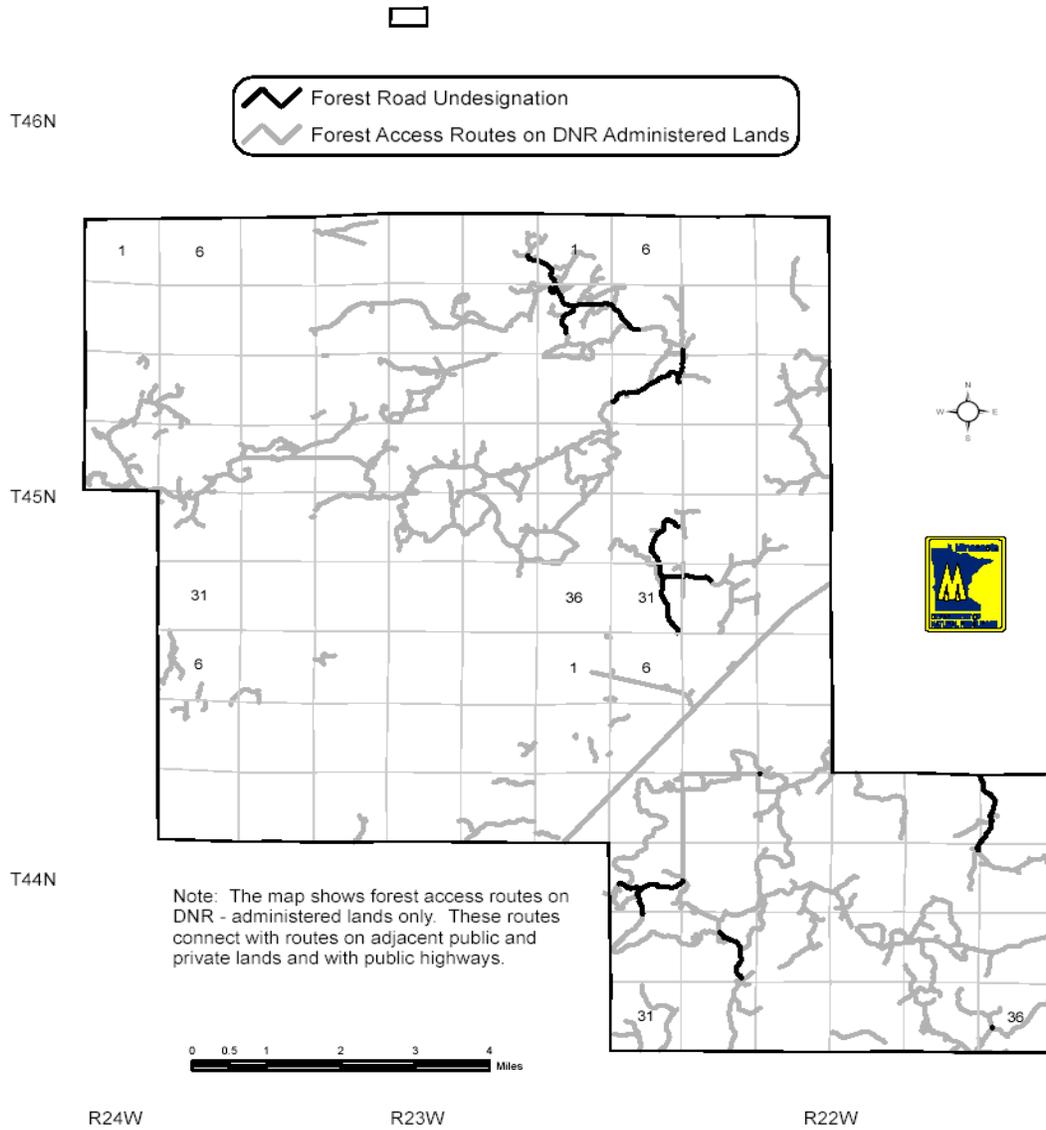


Exhibit B: Forest Road Undesignation Solana State Forest Aitkin County, Minnesota



Minnesota Department of Natural Resources

DECISION RECORD - OFFICIAL NOTICE AND ORDER on the Designation of Forest Trails in the Solana State Forest With Respect to Off-highway Vehicle Use Pursuant to *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167, Subdivision 1 (as amended) and *Minnesota Statutes*, Section 89.19, Subdivision 2 DESIGNATION OF FOREST TRAILS IN THE SOLANA STATE FOREST IN AITKIN COUNTY, MINNESOTA

NOTICE PUBLISHED: November 28, 2005

EFFECTIVE DATE: July 1, 2006

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources orders the designation of forest trails as identified in *Exhibits A, B and C*, attached hereto and incorporated herein, in the Solana State Forest with respect to the operation of all-terrain vehicles, off-highway motorcycles and off-road vehicles.

WHEREAS:

1. *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167 as amended by *Minnesota Laws 2005, 1st Special Session*, Chapter 1, Article 2, Section 152 directs the Commissioner of Natural Resources to complete a review of the classification status of all state forests and forest lands under the authority of the commissioner classified as 'managed' or 'limited' and to designate trails within those state forests and forest lands.

2. The agency held a public meeting and solicited and received written comments and submissions on the proposed forest trail designations. Comments were incorporated into the final plan for forest trail designations.

3. All notice and procedural requirements in *Minnesota Statutes*, and other applicable rules and law have been complied with.

4. The forest trail designations are both needed and reasonable.

NOW THEREFORE, IT IS ORDERED that the all-terrain vehicle trails identified in *Exhibit A*, the off-highway motorcycle trails identified in *Exhibit B*, and the off-road vehicle trails identified in *Exhibit C*, within the Solana State Forest, are hereby designated pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED that the designation of those trails identified in *Exhibits A, B and C*, attached hereto and incorporated herein, shall become effective on July 1, 2006.

A copy of this order shall be filed with the Secretary of State.

Dated: October 31, 2005

Gene Merriam, Commissioner
Department of Natural Resources

Signed copy on file w/MN Secretary of State – Refer to No. 0601062

Commissioner's Orders

Exhibit A: All Terrain Vehicle Trail Designation Solana State Forest Aitkin County, Minnesota

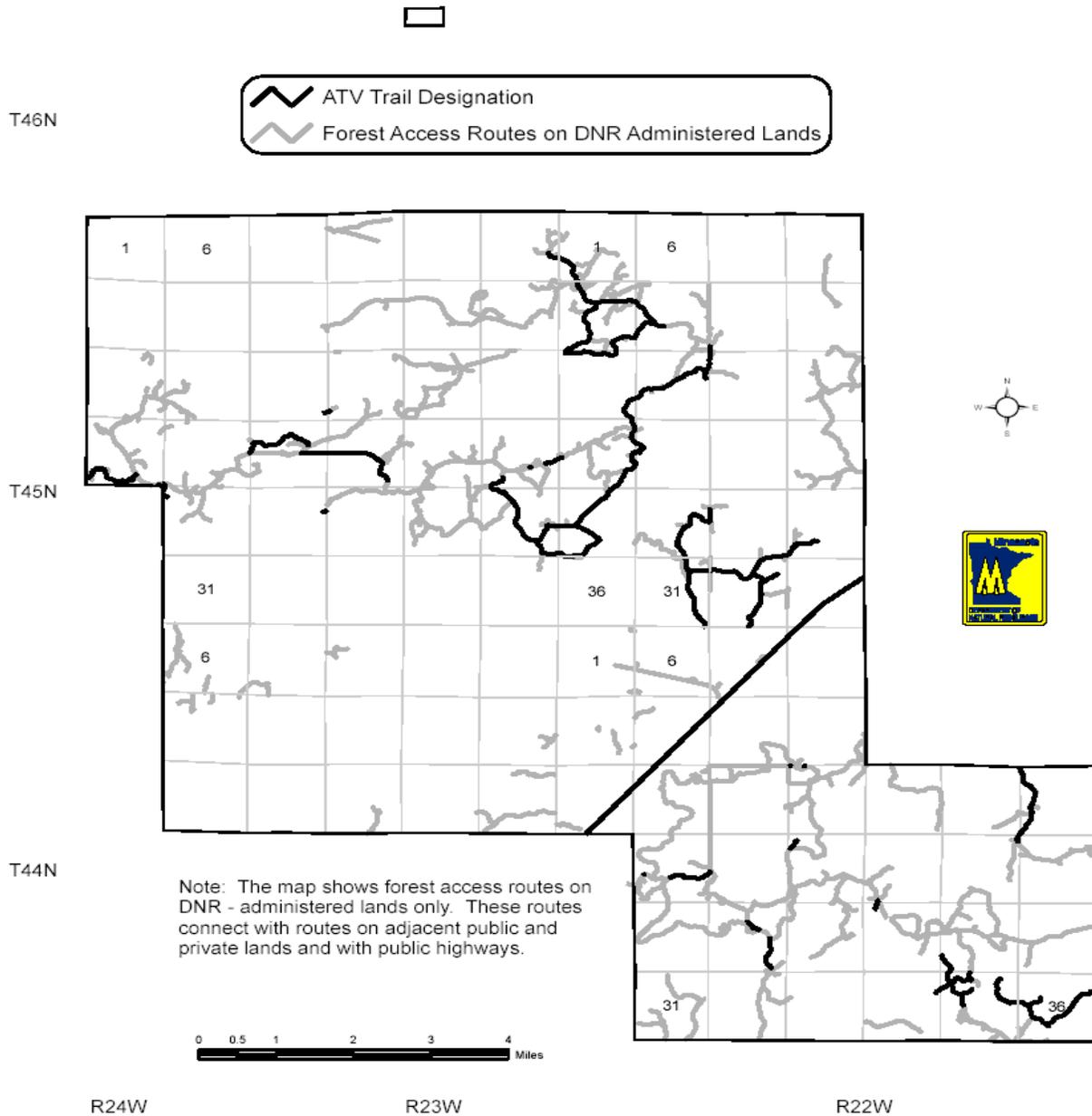
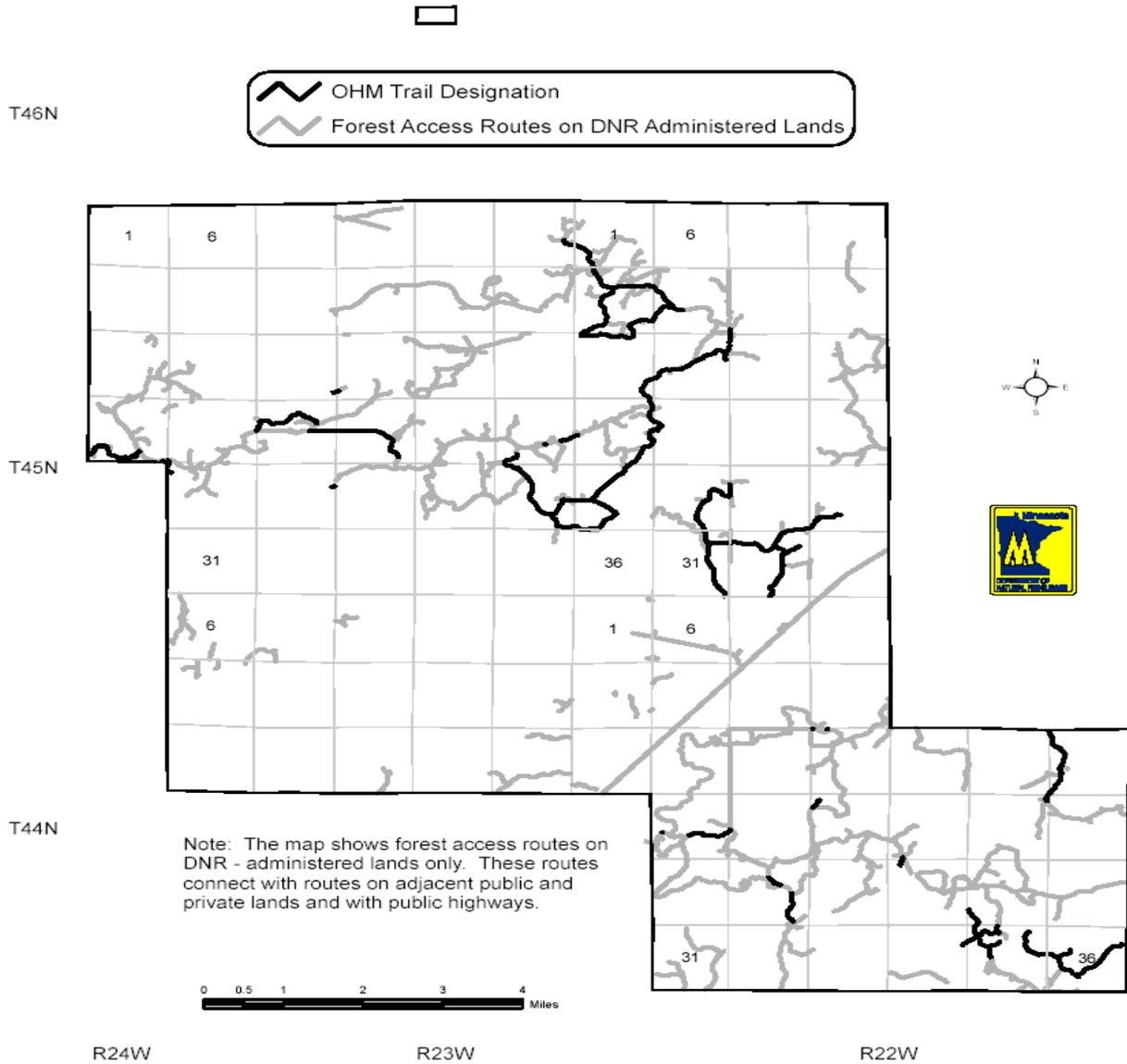
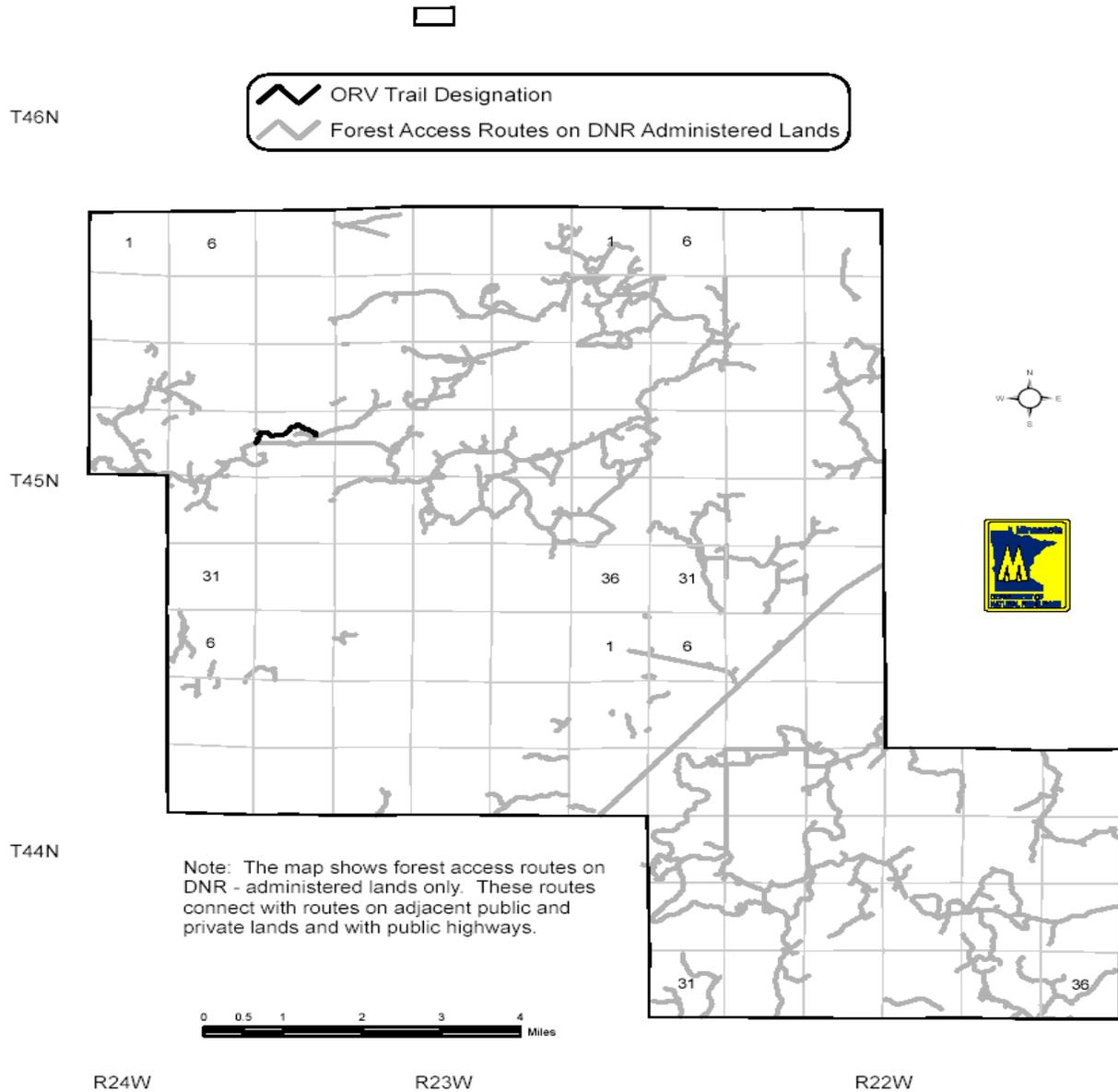


Exhibit B: Off Highway Motorcycle Trail Designation
Solana State Forest
Aitkin County, Minnesota



Commissioners' Orders

Exhibit C: Off Road Vehicle Trail Designation Solana State Forest Aitkin County, Minnesota



Minnesota Department of Natural Resources

DECISION RECORD - OFFICIAL NOTICE AND ORDER for the Classification of the Wealthwood State Forest Within Aitkin County With Respect to Motor Vehicle Use Pursuant to *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167, Sub- division 1 (as amended) and *Minnesota Rules*, Chapter 6100.1950

CLASSIFICATION OF THE WEALTHWOOD STATE FOREST IN AITKIN COUNTY, MINNESOTA

NOTICE PUBLISHED: November 28, 2005

EFFECTIVE DATE: July 1, 2006

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources orders the classification of the Wealthwood State Forest, located in Aitkin County, as *Limited* with respect to the operation of motor vehicles.

WHEREAS:

1. *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167 as amended by *Minnesota Laws 2005, 1st Special Session*, Chapter 1, Article 2, Section 152 directs the Commissioner of Natural Resources to complete a review of the classification status of all state forests and forest lands under the authority of the commissioner classified as 'managed' or 'limited' with respect to the operation of motor vehicles. Reclassification is to be conducted pursuant to the process and criteria set forth in *Minnesota Rules*, 6100.1950.

2. The agency held a public meeting and solicited and received written comments and submissions on the proposed forest classification. Comments were incorporated into the final plan for forest classification.

3. All notice and procedural requirements in Minnesota Statutes, and other applicable rules and law have been complied with.

4. The state forest classification is both needed and reasonable.

NOW THEREFORE, IT IS ORDERED that the Wealthwood State Forest is classified as *Limited*, pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED that the classification of the Wealthwood State Forest shall become effective on July 1, 2006.

A copy of this order shall be filed with the Secretary of State.

Dated: October 31, 2005

Gene Merriam, Commissioner
Department of Natural Resources

Signed copy on file w/MN Secreatry of State – Refer to No. 0601064

Commissioner's Orders

Minnesota Department of Natural Resources

DECISION RECORD - OFFICIAL NOTICE AND ORDER for the Undesignation of Forest Roads in the Wealthwood State Forest Pursuant to *Minnesota Statutes*, Section 89.71, Subdivision 1.

UNDESIGNATION OF FOREST ROADS IN THE WEALTHWOOD STATE FOREST IN AITKIN COUNTY, MINNESOTA

NOTICE PUBLISHED: November 28, 2005

EFFECTIVE DATE: July 1, 2006

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources orders the undesignation of forest roads identified in *Exhibit A*, attached hereto and incorporated herein, in the Wealthwood State Forest.

WHEREAS:

1. *Minnesota Statutes*, Section 89.71, subdivision 1, provides that the commissioner may designate and undesignate forest roads by written order published in the State Register.
2. The agency held a public meeting and solicited and received written comments and submissions regarding the public's use of the Wealthwood State Forest.
3. All notice and procedural requirements in *Minnesota Statutes*, and other applicable rules and law have been complied with.
4. The forest road undesignations are both needed and reasonable.

NOW THEREFORE, IT IS ORDERED that the forest roads identified in *Exhibit A*, attached hereto and incorporated herein, are hereby undesignated pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED that the undesignation of those forest roads identified in *Exhibit A*, shall become effective on July 1, 2006.

A copy of this order shall be filed with the Secretary of State.

Dated: October 31, 2005

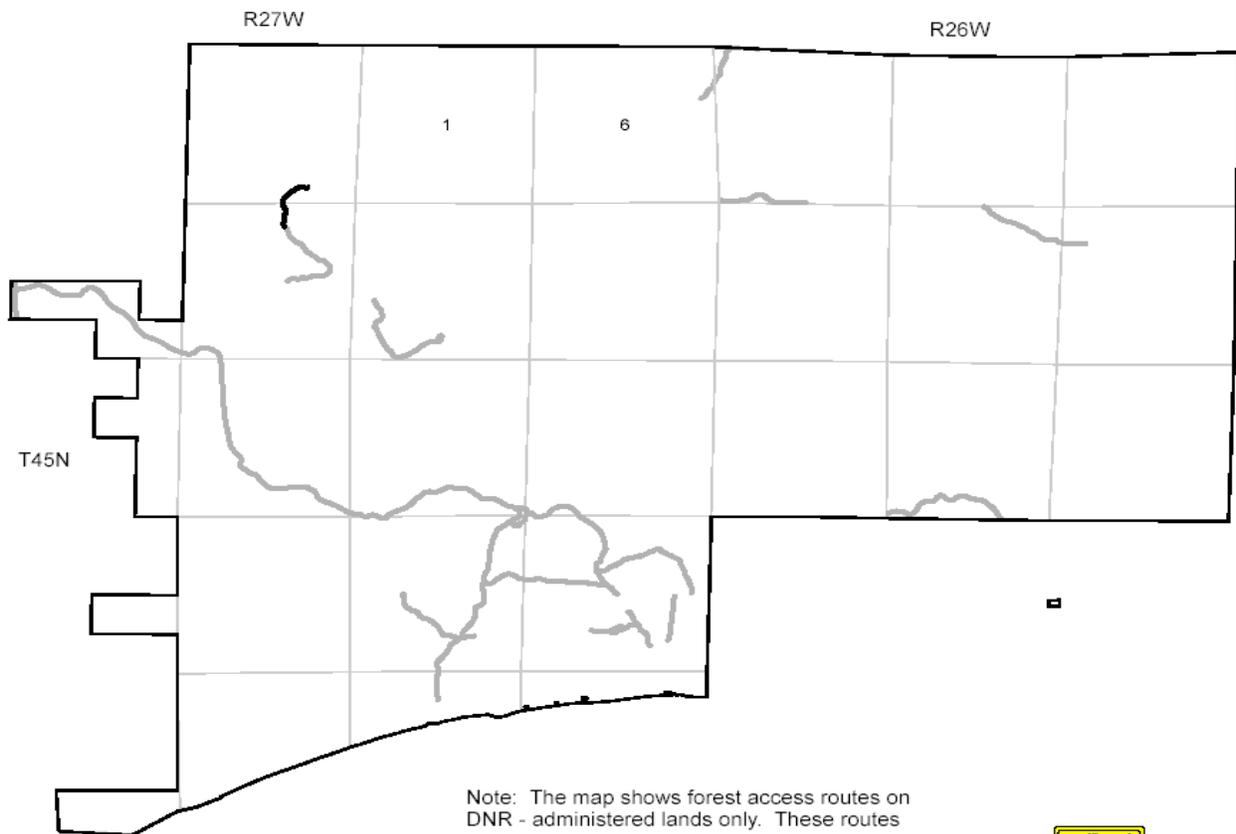
Gene Merriam, Commissioner
Department of Natural Resources

Signed copy on file w/MN Secretary of State – Refer to No. 0601065

Exhibit A: Forest Road Undesignation
Wealthwood State Forest
Aitkin County, Minnesota



 Forest Road Undesignation
 Forest Access Routes on DNR Administered Lands



Note: The map shows forest access routes on DNR - administered lands only. These routes connect with routes on adjacent public and private lands and with public highways.



Commissioner's Orders

Department of Natural Resources

Designation of Wildlife Management Areas

Order No. WMA 06-001

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

Faxvog Wildlife Management Area, Redwood County

All that part of the Northwest Quarter of the Northwest Quarter (NW1/4NW1/4) of Section Twenty-one (21) and that part of the Southwest Quarter of the Southwest Quarter (SW1/4SW1/4) of Section Sixteen (16) lying south of the Redwood River and northwesterly of the northwesterly right-of-way line of State Highway 16, all in Township One Hundred and Twelve (112) North, Range Thirty-eight (38) West.

Guckeen Lake Wildlife Management Area, Faribault County

All that part of the North Half of the Southeast Quarter (N1/2SE1/4) of Section Eight (8), Township One Hundred and Two (102) North, Range Twenty-eight (28) West, lying North of the Chicago and Northwestern Railroad right-of-way.

John Peter Hoffman Memorial Wildlife Management Area, Goodhue County

The North Half of the Southeast Quarter (N1/2SE1/4) and the East Half of the Northeast Quarter (E1/2NE1/4) of Section Seven (7), Township One Hundred Twelve (112) North, Range Fifteen (15) West and the Northwest Quarter (NW1/4), except the South Half of the Southwest Quarter of the Northwest Quarter (S1/2SW1/4NW1/4) of Section Eight (8), Township One Hundred Twelve (112) North, Range Fifteen (15) West.

The West Half of the Northeast Quarter (W1/2NE1/4) of Section Seven (7), Township One Hundred Twelve (112) North, Range Fifteen (15) West except that part described as follows:

Beginning at the northwest corner of the Northeast Quarter (NE1/4) of said Section 7; thence on an assumed bearing of South 00 degrees 16 minutes 39 seconds East along the west line of the Northeast Quarter of said Section 7, a distance of 540.0 feet; thence North 89 degrees 50 minutes 37 seconds East 136 feet, more or less, to the centerline of Spring Creek; thence northeasterly, easterly, and northeasterly, along said centerline, to the north line of the Northeast Quarter of said Section 7; thence South 89 degrees 50 minutes 37 seconds West, along said north line, 713 feet, more or less, to the point of beginning.

Pheasants Forever Wildlife Management Area, Dodge County

The South Half of the Northwest Quarter (S1/2NW1/4) of Section Twenty-five (25), Township One Hundred Seven (107) North, Range Seventeen (17) West.

Swan Lake Wildlife Management Area, Nicollet County

The East Half of State Sublot 1, Section Thirty-six (36), Township One Hundred Ten (110) North, Range Twenty-eight (28) West.

Bashaw Wildlife Management Area, Brown County

The Northwest Quarter of the Northeast Quarter (NW1/4NE1/4) and the West Third of the Northeast Quarter of the Northeast Quarter (NE1/4NE1/4) of Section Sixteen (16), Township One Hundred and Eight (108) North, Range Thirty-four (34) West.

Nelson Wildlife Management Area, Murray County

That part of the Northeast Quarter (NE1/4) of Section Eleven (11), Township One Hundred Eight (108) North, Range Fortythree (43) West, described as follows:

The East 1,130 feet of the North 1,025 feet of the Northeast Quarter of Section 11, Township 108, Range 43, except the following described tract: Commencing at the northeast corner of said Northeast Quarter of Section 11; thence west along the north line of said Northeast Quarter 830 feet to the Point of Beginning; thence South parallel to the east line of said Section 11 a distance of 515 feet; thence Southwesterly 630 feet to the southwest corner of said East 1,130 feet of the North 1,025 feet of the Northeast Quarter of Section 11; thence North parallel to the east line of said Section 11 a distance of 1,025 feet to the North line of said Section 11; thence East along the north line of said Northeast Quarter to the point of beginning. Said exception containing 5.17 acres more or less

Commissioners' Orders

Carlos Avery Wildlife Management Area, Anoka County

The South Half of the South Half of the Southeast Quarter of the Northeast Quarter (S1/2S1/2SE1/4NE1/4) and the East Half of the Southeast Quarter (E1/2SE1/4), Section Seventeen (17), Township Thirty-two (32) North, Range Twenty-two (22) West.

Fossum Wildlife Management Area, Watonwan County

The Southwest Quarter of the Southwest Quarter (SW1/4SW1/4), Section Twenty-five (25), Township One Hundred and Five (105) North, Range Thirty-three (33) West, EXCEPTING there from the South 773 feet.

The East Half of the Southeast Quarter of the Southeast Quarter (E1/2SE1/4SE1/4), Section Twenty-six (26), Township One Hundred and Five (105) North, Range Thirty-three (33) West, EXCEPTING there from the South 863 feet of the East 333 feet.

Marshfield Wildlife Management Area, Lincoln County

TRACT 1

Lots Two (2) and Nine (9) in Section Thirty One (31), Township One Hundred Ten (110) North, Range Fortyfour (44) West, and the following described tract of land: Beginning at the Northeast corner of Lot Three (3) in said Section Thirtyone (31), and running thence west along the north line of said Lot Three (3) 311 feet; thence in a southerly direction, in a straight line, to a point in the south line of Lot Eight (8) in said Section Thirtyone (31); thence east along the south line of said Lot Eight (8) 309 feet to the southeast corner of said Lot Eight (8); thence north along the east line of said Lot Eight (8) to the east meander corner of said Lot Eight (8); thence easterly along the meander line forming the north boundary of Lot Nine (9) in said Section Thirtyone (31) to the northeast meander corner of said Lot Nine (9), thence northeasterly in a straight line 561 feet to a point 290 feet south of the north line of said Lot Eight (8) extended east; thence north 290 feet to a point in said last mentioned line; thence east along said last mentioned line 850 feet to a point in the east line of Lot Ten (10) in said Section Thirtyone (31) extended north; thence north along said last mentioned line 300 feet; thence in a northwesterly direction, in a straight line, 1430.5 feet to the southeast meander corner of said Lot Two (2); thence westerly along the meander line forming the south boundary of said Lot Two (2) to the southwest meander corner of said Lot Two (2), thence north along the west line of said Lot Two (2) to the point of beginning.

EXCEPTING THEREFROM:

Part of Lots 2, 3, 8, and 9 and part of dried meandered lake bed in the North Half (N1/2) of Section ThirtyOne (31), Township One Hundred Ten (110) North, Range FortyFour (44) West of the Fifth P.M., Marshfield Township, Lincoln County, Minnesota, described as follows:

Commencing at an iron monument at the Northeast corner of Lot 3 in said Section 31; thence North 88 degrees 39 minutes 26 seconds West, bearing based on Lincoln County Coordinate System, along the North line of said Lot 3, a distance of 311.00 feet; thence South 00 degrees 28 minutes 45 seconds West a distance of 688.05 feet, to the point of beginning; thence continuing South 00 degrees 28 minutes 45 seconds West a distance of 1956.46 feet, to a point on the South line of Lot 8 in said Section 31; thence South 88 degrees 50 minutes 18 seconds East, along the South line of Lots 8 and 9 in said Section 31, a distance of 1617.51 feet, to the Southeast corner of Lot 9; thence North 00 degrees 56 minutes 55 seconds East, along the East line of said Lot 9, a distance of 1226.28 feet; thence North 89 degrees 35 minutes 25 seconds West a distance of 1269.65 feet; thence North 01 degree 04 Minutes 19 seconds East a distance of 755.77 feet; thence South 89 degrees 44 minutes 36 seconds West a distance of 365.64 feet, to the point of beginning, said tract containing 51.53 acres, more or less, and is subject to easements of record, if any.

ALSO EXCEPTING THEREFROM:

Part of Lots 2 and 3 in the North Half (N1/2) of Section Thirty One (31), Township One Hundred Ten (110) North, Range FortyFour (44) West of the Fifth Principal Meridian, Marshfield Township, Lincoln County, Minnesota, described as follows:

Beginning at an iron monument at the Northwest corner of Lot 2 in said Section 31; thence South 88 degrees 51 minutes 20 seconds East, bearing based on Lincoln County Coordinate System, along the North line of said Lot 2, a distance of 1053.47 feet; thence South 01 degree 08 minutes 47 seconds West a distance of 287.28 feet; thence North 88 degrees 48 minutes 50 seconds West a distance of 752.55 feet; thence South 03 degrees 37 minutes 52 seconds West a distance of 386.20 feet; thence South 89 degrees 44 minutes 36 seconds West a distance of 587.33 feet; thence North 00 degrees 28 minutes 45 seconds East a distance of 688.05 feet, to a point on the North line of Lot 3 of said Section 31; thence South 88 degrees 39 minutes 26 seconds East, along the North line of said Lot 3, a distance of 311.00 feet, to the point of beginning. Said tract containing 14.37 acres, more or less, and subject to existing highway easement and other easements of record, if any.

Commissioner's Orders

TRACT 2

Government Lot One (1)

AND

Tract beginning 471 feet South of the Northwest Corner of Lot 1, Section Thirtyone (31), Thence Southeast 1430 ½ Feet to a Point 1020 Feet South of Northeast Corner of Northeast Quarter (NE 1/4), Thence North 1020 Feet to Northeast Corner of Section 31, Then West on meander line to beginning, Section Thirtyone (31) Township One Hundred Ten (110), Range Fortyfour (44) West of the Fifth (5th) Principal Meridian.

Rice Area Sportsman Club Wildlife Management Area, Morrison County

The Northwest Quarter of the Southeast Quarter (NW1/4SE1/4), Section Thirteen (13), Township Thirty-nine (39) North, Range Thirty-one (31) West.

Van Drie Ridge Wildlife Management Area, Nobles County

The West Half of the Southeast Quarter (W1/2SE1/4) of Section Three (3), Township One Hundred and Two (102) North, Range Forty-two (42) West.

Kunkel Wildlife Management Area, Sherburne County

The Northwest Quarter of the Northwest Quarter (NW1/4NW1/4) of Section Three (3) and the North Half of the Northeast Quarter (N1/2NE1/4) of Section Four (4) EXCEPTING therefrom the North 940 feet of the West 464 feet of said N1/2NE1/4, all in Township Thirty-five (35) North, Range Twenty-seven (27) West.

Evans Slough Wildlife Management Area, Blue Earth County

The North Half of the Northwest Quarter (N1/2NW1/4) of Section Thirty-four (34), Township One Hundred and Six (106) North, Range Twenty-nine (29) West.

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

Dated: November 16, 2005

Gene Merriam, Commissioner
Department of Natural Resources

Revenue Notices

The Department of Revenue began issuing Revenue Notices in July of 1991. Revenue Notices are statements of policy made by the department that provide interpretation, detail, or supplementary information concerning a particular statute, rule, or departmental practice. The authority to issue Revenue Notices is found in *Minnesota Statutes*, Section 270.07.

Department of Revenue

Revenue Notice # 05-14: Special Taxes – Cigarette Sales Tax – Promotional Packs of Cigarettes

Background

As of August 1, 2005, cigarettes are no longer subject to sales tax at the retail level. Instead, *Minnesota Statutes*, section 297F.25, provides that a cigarette sales tax is imposed “on distributors on the sale of cigarettes by a cigarette distributor to a retailer or cigarette subjobber for resale in this state.”

Minnesota Statutes, section 297F.01, subdivision 16, defines “sale” to mean “a transfer, exchange, or barter, in any manner or by any means, for consideration, and includes all sales made by any person. It also includes gifts or samples provided for advertising or promotional purposes, made by a person engaged in the selling of cigarettes or tobacco products.”

Minnesota Statutes, section 297F.08, subdivision 1, provides that before delivering any package of cigarettes to any person in this state, a distributor shall firmly affix the appropriate stamps to each package of cigarettes. Furthermore, *Minnesota Statutes*, section 297F.25, subdivision 6, provides that the payment of cigarette taxes, including the cigarette sales tax, is evidenced by a stamp affixed to the package.

Department Position

The Department takes the position that the imposition of the cigarette sales tax on cigarette distributors on a “sale” of cigarettes includes a sale using pricing reductions, discounts, promotions, or other marketing practices. Cigarette distributors must affix a stamp to all cigarette packages evidencing that the cigarette sales tax has been paid.

Example

A cigarette distributor sells cigarettes to a retailer on a two-for-one basis. The cigarette sales tax is imposed on each pack of cigarettes, and the cigarette distributor must affix stamps to each cigarette package.

Publication Date: November 28, 2005

JOHN H. MANSUN, Assistant Commissioner
for Tax Policy & External Relations

Official Notices

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

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

Minnesota Comprehensive Health Association Notice of Meeting of the Board of Directors

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA) Board of Directors will be held at 1:00 p.m. on Wednesday, December 7, 2005, at the MCHA Executive Office, 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN.

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

Executive Council State Board of Investment Land Exchange Board Investment Advisory Council Official Notice of Meetings in December

The Executive Council, State Board of Investment and the Land Exchange Board will meet on Wednesday, December 7, 2005 at 9:00 A.M. in Room 123, State Capitol, St. Paul, MN.

The Investment Advisory Council will meet on Tuesday, December 6, 2005 at 2:00 P.M. at the State Board of Investment, Board Room (Main Floor), 60 Empire Drive, St. Paul, MN.

Department of Human Services Authorization List of All Drugs That Have Been Added Requiring Authorization as a Condition of Minnesota Health Care Programs (MHCP) Payment

The following is a listing of added drugs to the current authorization list. The newly added drug codes will require authorization on or after December 1, 2005.

As authorized by *Minnesota Statutes*, section 256B.0625, subd 25, the following list includes all drugs that have been added requiring authorization as a condition of MHCP payment. The criteria used to develop this list are as follows:

- A. The health service could be considered, under some circumstances, to be of questionable medical necessity.
- B. Use of the health service needs monitoring to control the expenditure of program funds.
- C. Less costly, appropriate alternatives to the health service are generally available.
- D. The health service is investigative.
- E. The health service is newly developed or modified.
- F. The health service is of a continuing nature and requires monitoring to prevent its continuation when it ceases to be beneficial.
- G. The health service is comparable to a service provided in a skilled nursing facility or hospital but is provided in a recipient's home.
- H. The health service could be considered cosmetic.

These newly added non preferred drugs will require Authorization for services provided on or after December 1, 2005.

DRUGS

Added Drugs

- Lyrica
- Flovent HFA
- Rozerem

Board of Nursing

Notice of Meetings of the Minnesota Board of Nursing

NOTICE IS HEREBY GIVEN that the 2006 meetings of the Minnesota Board of Nursing have been scheduled at 9:00 a.m., at 2829 University Avenue SE, 4th Floor, Conference Rooms A and B, Minneapolis, Minnesota on the following dates:

February 2-3, 2006

April 6-7, 2006

June 1-2, 2006

August 10-11, 2006

October 12-13, 2006

December 7-8, 2006

A portion of each meeting is review of disciplinary cases and is closed to the public. For details about time of the open meeting, the agenda or other information, please call (612) 617-2297.

Department of Revenue

Notice of Second Meeting of the Utility Rules Advisory Committee

The Utility Rules Advisory Committee will hold its second meeting on Thursday, December 15, 2005 from 9:00 a.m. to 12:00 p.m. at the Minnesota Department of Revenue. Minutes of the Committee's first meeting and other information concerning the rules are posted on the Department of Revenue's website:

[http://www.taxes.state.mn.us/taxes/other supporting content/rule report.shtml](http://www.taxes.state.mn.us/taxes/other_supporting_content/rule_report.shtml).

For further information contact:

Harriet Sims

Appeals and Legal Services Division

Minnesota Department of Revenue

600 North Robert Street

Saint Paul, Minnesota 55146-2220

Telephone: (651) 556-4085

Fax: (651) 296-8229

E-mail: harriet.sims@state.mn.us

TTY users may call the Department at Minnesota Relay 711

Teachers Retirement Association

Notice of Meeting

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on Wednesday, December 14, 2005 at 9:00 a.m. in Suite 400, 60 Empire Drive, St. Paul, MN to consider matters which may properly come before the Board.

State Grants & Loans

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

Minnesota Housing Finance Agency Greater Minnesota Housing Fund Metropolitan Council Family Housing Fund Minnesota Department of Corrections Consolidated Request for Proposals - Single Family RFP

The Minnesota Housing Finance Agency (MHFA), the Greater Minnesota Housing Fund, the Metropolitan Council, the Family Housing Fund and the Minnesota Department of Corrections announce the availability of funds through a Consolidated Request for Proposals (RFP). Funds are available to assist in the development, construction, acquisition, demolition, or rehabilitation of affordable homeownership, home improvement, housing activities for low and moderate-income residents of Minnesota.

The Consolidated RFP represents an effort to coordinate the resources available within the agency, and to address communities' comprehensive housing efforts.

Eligible applicants are invited to submit proposal(s) for the Single Family RFP. Refer to the Important Dates section at the end of this RFP for application deadlines.

Amount of Funds Available:

Fund availability is listed individually under the Single Family RFP section.

Eligible Locations:

MHFA funds are generally available statewide; while respective RFP partners' funds are available only in the Twin Cities Metropolitan area or Greater Minnesota depending upon the specific funding partner.

Eligible Applicants:

In general, eligible applicants for the majority of resources include Minnesota Cities, for-profit organizations, nonprofit organizations, private developers, natural persons, Indian tribes or tribal housing corporations, public housing agencies, joint powers board established by two or more cities, and cooperative housing corporations.

Habitat for Humanity organizations are **not eligible** to apply for funding from the Community Revitalization Fund (CRV) Program as the primary applicant under the "traditional Habitat model," but are eligible to be secondary partners with those applicants previously mentioned.

SINGLE FAMILY RFP

Limited Fund Program Information:

The Limited Fund programs are highly competitive. The funding partners anticipate having approximately \$3.5 million available this round depending on fund availability based on legislative action. Limited Fund proposals will be presented to a Selection Committee for evaluation, scoring and funding consideration. The Selection Committee is comprised of MHFA staff, representatives from the various funding partners and staff from the Minnesota Department of Employment and Economic Development (DEED).

I. Programs Available:

- **Greater Minnesota Housing Fund (GMHF):** 1) *New Construction* – Under its Building Better Neighborhoods (BBN) Program, GMHF provides gap financing (interest-free, deferred loans) for homebuyers and/or below-market (2% interest, three-year term) interim financing for the developer that are available for land acquisition, infrastructure or construction. In addition, limited GMHF funds for other single-family new construction projects not meeting BBN guidelines may be awarded. For both programs, additional funds are available to support projects with employer assistance. 2) *Housing Rehabilitation* - GMHF also provides zero- or low-interest, deferred loans on a limited basis to non-profit and for-profit organizations and local government agencies to facilitate the rehabilitation of affordable

State Grants & Loans

(not exceeding 80% statewide median income, preference given to 50% SMI) owner-occupied housing. GMHF's funding priorities include substantial rehab of aging, owner-occupied single-family housing, in conjunction with a larger community revitalization effort. Local leverage is required. GMHF's maximum assistance per unit is \$15,000.

Program Contact: Jeremy LaCroix (651) 221-1997 jlacroix@gmhf.com

• **Community Revitalization Fund (CRV).** The Family Housing Fund, Metropolitan Council, GMHF and MHFA provide funds for this program. The CRV is the umbrella name for a variety of limited funding resources that are provided under one fund. Funding resources include the Economic Development and Housing Challenge Program (Challenge Program), internal interim construction financing programs and a set aside of Urban Indian Housing Program (UIHP) funds. Funds are provided in the form of a construction loan or deferred loan, repayable to the funder. Under certain circumstances and justification a grant may be provided. Generally, if an activity may be addressed through a loan rather than a grant, a loan will be provided.

Program Contact: Nancy Slattsveen (651) 296-7994 nancy.slattsveen@state.mn.us

Terry Hanna (651) 296- 9567 terry.hanna@state.mn.us

Indian Housing: Rick Smith (651) 297-4060 smith.rickp@state.mn.us

Ed Niewinski (651) 297-3130 ed.niewinski@state.mn.us

• **Local Housing Incentive Account (LHIA).** The Metropolitan Council provides funds for this program. Funds from this account are awarded as grants that must be matched on a dollar-for-dollar basis by the municipality receiving the funds. These grant funds may be used for costs associated with projects that help municipalities meet their negotiated housing goals, including, but not limited to acquisition, rehabilitation and construction of permanent affordable and life-cycle housing.

Program Contact: Linda Milashius (651) 602-1541 linda.milashius@metc.state.mn.us

II. Types of Funds Available:

The type, terms and conditions of assistance provided will vary depending upon the needs outlined in each application and the availability of funding resources.

The contributing partners strongly encourage communities to leverage funds with the resources available through this RFP to address the local housing need(s) identified in their comprehensive housing plan.

III. Funding Partners Program Income Limits/Guidelines:

Please refer to each of the program concepts for specific income limits/guidelines.

• **Greater Minnesota Housing Fund** only serves families with children with incomes that do not exceed 80% of the statewide median income adjusted by household size.

• **Family Housing Fund** only serves households with incomes that do not exceed 80% of the Twin Cities metropolitan area median income with priority given to households with incomes at or below 50% - 60% of area median income.

• **Metropolitan Council's LHIA** serves households with incomes that do not exceed 80% of the Twin Cities metropolitan area median income with preference for proposals with a significant component serving households at 60% or below. Rehabilitation and redevelopment programs in areas of low valued, blighted or substandard properties where the local government is engaged in a redevelopment and neighborhood improvement effort to which they have community matching funding, may serve households up to 115% of area median income.

• **The Minnesota Department of Corrections** - Institution Community Work Crew Affordable House Building Program serves households with incomes at or below 80% of greater of state or area median income. In certain areas households with incomes of up to 115% of state median may also be served. Homes must be priced so as not to compete with the private residential construction industry.

• **Minnesota Housing Finance Agency** only serves households with incomes that are at or below 115% of the greater of state or area median income.

Ongoing Program Information

Your agency may apply for any of these programs at any time during the year. Please contact the Program Manager listed below to obtain a program application. Ongoing applications are not included in this RFP.

• **Community Activity Set Aside Program (CASA)**

The Community Activity Set Aside Program supports partnerships between lenders, local governments, and nonprofit housing organizations by providing access to pools of MHFA mortgage revenue bond funds and second mortgage funds. CASA assists those partnerships in meeting the homeownership objectives and housing credit needs of their communities by providing first time homebuyer

State Grants & Loans

loans with a subsidized interest rate and deferred, interest free Homeownership Assistance Fund (HAF) loans of up to \$14,440 per household. Specifically, the program supports initiatives that target funds toward underserved populations, increasing the stock of affordable housing or addressing a community specific housing credit need. Partnerships apply for CASA funds. Partnerships consist of a MHFA contract lender or lender consortia and a community partner. The application materials are on the MHFA website at www.mhfa.state.mn.us

Program Contact: Barb Collins (651) 297-3122 barb.collins@state.mn.us
Edward Niewinski (651) 297-3130 ed.niewinski@state.mn.us
Tonya Taylor (651) 296-8844 tonya.taylor@state.mn.us
Toll Free: (800) 710-8871 **Fax:** (651) 296-8292

Effective November 2005, CASA initiatives targeted toward low-income, “underserved borrowers” can apply for the new MHFA American Dream Downpayment Initiative (ADDI). ADDI can provide an additional \$5,000 in downpayment subsidy to address borrower affordability gap needs. Details are available in an Update on MHFA’s web site at:

http://www.mhfa.state.mn.us/homes/MMP_NAandPU.htm

or by contacting Ruth Simmons at (651) 297-5146, ruth.simmons@state.mn.us

• Community Fix-up Fund (CFUF)

Encourages partnership efforts between local lenders, nonprofit organizations, local governments, and community organizations by providing funds to assist a designated community in addressing its specific home improvement needs or objectives. Applications must be submitted by participating MHFA Fix-up Fund lenders (or participating lender consortia), in partnership with a nonprofit organization delivering housing programs, or a city.

Program Contact: Susan Ude (651) 297-3656 susan.ude@state.mn.us
Kathy Aanerud (651) 297-3121 kathy.aanerud@state.mn.us
Donna Dimatteo (651) 297-3132 donna.dimatteo@state.mn.us
Toll free: (800) 710-8871 **Fax:** (651) 296-8292

• Entry Cost Homeownership Opportunity Program (ECHO)

Supports community lending initiatives developed by private and public sector mortgage lenders in partnership with community representatives. The program provides funds to low and moderate-income borrowers for down payment and closing cost assistance and can address minor property repairs. Partnerships may apply for this program on a pipeline or ongoing basis.

Program Contact: Edward Niewinski (651) 297-3130 ed.niewinski@state.mn.us
Barb Collins (651) 297-3122 barb.collins@state.mn.us
Tonya Taylor (651) 296-8844 tonya.taylor@state.mn.us
Toll free: (800) 710-8871 **Fax:** (651) 296-8292

• Institution Community Work Crew (ICWC) Affordable House Building Program

The Minnesota Department of Corrections (MNDOC) may provide assistance through the Institution Community Work Crew (ICWC) Affordable House Building Program. ICWC Affordable House Building Program can provide interest-free interim construction financing, but only to non-profit entities. A letter from the MNDOC must be attached to your proposal indicating if an ICWC program is or will be available in the area you have identified. Contact the Program Manager for future availability of funds.

Program Contact: Ron Solheid at MNDOC (651) 603-0010
rsolheid@co.doc.state.mn.us **Fax:** (651) 642-0457

APPLICATION PROCESS

Access application materials as follows:

• The Single Family application is available on the MHFA website at www.mhfa.state.mn.us/rfp_sf.htm in a pdf format. If you are unable to access our website call (651) 297-3118, or **Toll Free:** 1-800-710-8871 to obtain a hard copy.

RFP TRAINING AND TECHNICAL ASSISTANCE SESSIONS:

• Please check the MHFA website at www.mhfa.state.mn.us/rfp.htm for Single Family technical assistance dates, times and locations, and registration information. Technical assistance is tentatively planned for mid January 2006 .

IMPORTANT DATES:

- **Submit one original and two copies** of your application/proposal to:
Minnesota Housing Finance Agency
400 Sibley Street, Suite 300
St. Paul, MN 55101
Attn: Single Family RFP Application
- **Applications/proposals must be received by MHFA on or before 5:00 p.m. on Thursday, February 9, 2006.**
- **Faxed, emailed, incomplete, or late applications will not be accepted.**

NOTE: Applications determined to be incomplete will be returned to the applicant.

MHFA Board Approval:

Single Family RFP funding recommendations will be made at the April 2006 MHFA Board meeting.

Fund Notification:

- Notification of approved selected proposals will be posted on the MHFA website www.mhfa.state.mn.us after the Board meeting noted above and Loan/Grant Agreements will be mailed within 20 working days of the approval.

This Consolidated Request for Proposal is subject to all applicable federal, state, and municipal laws, rules, and regulations. MHFA reserves the right to modify or withdraw this RFP at any time and is not able to reimburse any applicant for costs incurred in the preparation or submittal of proposals.

It is the policy of the Minnesota Housing Finance Agency (MHFA) to further fair housing opportunity in all Agency programs and to administer its housing programs affirmatively, so that all Minnesotans of similar income levels have equal access to Agency programs regardless of race, color, creed, religion, national origin, sex, sexual orientation, marital status, status with regard to receipt of public assistance, disability, or family status.

Department of Human Services

Aging and Adult Services

Notice of Request for Proposals to Expand Home- and Community-Based Services for Older Adults

The Minnesota Department of Human Services, Aging Initiative, is soliciting proposals for state fiscal year 2007 (FY 07) from qualified applicants to expand home- and community-based services for older adults as directed by *Minnesota Statutes*, sections 256.9754 and 256B.0917, subd.6 and 13. The goal of the Community Service/Community Services Development and Caregiver Support and Respite (CS/SD) grants awarded under this Request for Proposals (RFP) is to help communities rebalance their long-term care service system for persons age 65 years and older and support their families by: 1) Reducing reliance on nursing facility care; 2) Increasing the supply of home- and community-based services; 3) Integrating health and social services; 4) Supporting informal caregivers; and 5) Providing better consumer experiences and administrative efficiencies. DHS will give preference to proposals from communities that have had or will have a voluntary nursing facility closure after December 31, 2004.

DHS is seeking proposals that will: 1) Integrate family, informal and quasi-formal care systems, formal social service systems and health care services; 2) Increase the numbers of older Minnesotans using home- and community-based services in target communities; 3) Increase access to home- and community-based services in target communities; 4) Support families and other informal caregivers; and 5) Coordinate with existing services funded by State, Federal, and other sources. Non-profit agencies, for-profit entities, including nursing facilities, housing owners and service providers, and units of government are possible applicants for these grants.

DHS encourages coordination and collaborations among applicants. In some cases DHS requires the participation of an informal service provider, a county or counties, a health care provider and/or an Area Agency on Aging.

Applicant Conferences will be held via video conference Tuesday, December 13, 2005, 1:30 PM to 3:30 PM Central Time, and Thursday, December 15, 2005, 10:00 AM to Noon Central Time.

Registration is required for each person attending. Register on-line to attend one of the video conferences by December 6, 2005 at:

<http://survey.dhs.state.mn.us/s.asp?u=5336164524>

Information about the video conferences, including the sites, is posted at the following URL:

State Grants & Loans

http://www.dhs.state.mn.us/main/groups/aging/documents/pub/dhs_id_027565.hcsp

The full text of the RFP, which includes requirements that must be met in order to submit a proposal, proposal evaluation criteria and application forms, is available on the Internet at:

http://www.dhs.state.mn.us/main/groups/aging/documents/pub/dhs_id_038877.hcsp

or upon request by contacting:

Rolf Hage
State Program Administrator, Principal
Aging and Adult Services
444 Lafayette Road North.
St. Paul, MN 55155-3843
Phone: 800-882-6262
TTY: 800-627-3529
E-mail: rolf.hage@state.mn.us

Department of Human Services

Chemical Health Division

Revision to Request for Proposals for Substance Abuse Treatment Support and Recovery Maintenance Services for Women Who Are Pregnant and/or Have Dependent Children

The completed Chemical Health Division application form and proposal **must** be postmarked by **January 4, 2006**. No Fed-Ex, UPS or other types of hand-carried or courier deliveries will be accepted.

An error was made in the original notice published in the *State Register* on October 31, 2005, at pages 454 and 458, regarding the deadline date for submission of a completed application form and proposal.

State Contracts

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

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

Department of Administration

Notice of Intent to Obtain Bids for Flood Damage at the Centennial Office Building

The state intends to obtain bids in the near future for flood damage at the Centennial Office Building at 658 Cedar Street in St. Paul. Repairs will include drywall, wallpaper, painting, carpet and other trades common to water damage losses. The agency contact is Gordy Specht, (651) 201-2328, **Fax:** (651) 297-5158, **E-mail:** gordy.specht@state.mn.us.

Department of Administration

Real Estate Management

Request for Proposals to Lease Office Space

NOTICE IS HEREBY GIVEN that the State of Minnesota, Department of Administration request proposals to lease approximately 24,000 usable square feet of office space in the City of St. Paul for the Department of Employment and Economic Development; Ramsey County Workforce Center.

For a copy of the Request for Lease proposals (RFP) specifications/requirements, go to www.admin.state.mn.us

All RFP responses must be received by the Real Estate Management Division, Administration Building, 50 Sherburne Avenue, Room 309, St. Paul, MN 55155 no later than 2:30 p.m. on December 28, 2005.

Department of Administration

Save Time and Money

The *State Register* brings you state government business and contracts -- about \$3 billion a year. For about \$3.50 per issue (\$5.00 normally) you receive valuable contacts and LINKS to other contracts. In addition to contracts and grants, you will also find information about proposed and adopted rules, governor's orders, commissioner's orders, revenue notices and official notices.

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Colleges and Universities, Minnesota State (MnSCU)

Minnesota State College Southeast Technical – Winona Campus

Request for Proposals for Remodeling & Entry Addition

RESPONSE TO THIS SOLICITATION IS DUE NO LATER THAN DECEMBER 15, 2005 AT 2:00 P.M. CDT. Deliver bids to Minnesota State College Southeast Technical – Winona Campus at 1250 Homer Road, Winona, Minnesota 55987 at the main information desk in the Student Services area.

State Contracts

PRE-BID MEETING DATE: December 1, 2005 at 10:30 A.M. CDT

PRE-BID MEETING DETAILS: Pre-bid meeting to be held at Southeast Technical – Winona Campus, 1250 Homer Road, Winona, Minnesota 55987, in the Auditorium (Room 205).

SCOPE: Building remodeling of approx. 35,000 sq ft and a building addition of 2,800 sq ft.

ARCHITECT: Partners & Sirny Architects, 212 West Franklin Avenue, Minneapolis, MN 55404.
Telephone No. (612) 341-1070 Fax No. (612) 341-2124

CONTACT PERSON: Tom Marcella

CONTACT PHONE: (612) 341-1070

FAX NUMBER: (612) 341-2124

LOCATION OF WORK: Minnesota State College Southeast Technical – Winona Campus

DEPOSIT: \$100.00

SCOPE DESCRIPTION: Building remodeling of approximately 35,000 gross square feet and a building addition of 2,800 gross square feet. The Work includes but is not limited to: demolition; site and finish landscaping work; concrete foundation and slab on grade; masonry cavity walls; structural steel framing; built up roofing; aluminum doors; curtain wall; interior metal stud and drywall partitions; suspended ceiling system; hollow metal frames; wood doors; floor and wall finishes. Mechanical & electrical systems include power, lighting, plumbing, piping, HVAC and fire protection.

FURTHER DESCRIPTION: Complete sets only of drawings and specifications for use by Bidders in submitting a Bid will be available through Partners & Sirny Architects.

Bidders must hold their bid for sixty (60) days.

Colleges and Universities, Minnesota State (MnSCU) Minnesota State University Moorhead Notice of Availability of Request for Proposal (RFP) for Owner Representative Selection

The Minnesota State Colleges and Universities, acting as the owner for the State of Minnesota, is soliciting proposals from interested, qualified consultants for Owner Representative services for the above referenced project.

A full Request for Proposals is available on Minnesota State University Moorhead **website:** www.mnstate.edu click on Administrative, then click on Administrative Affairs, then click on “Solicitation Announcements.”

A project informational meeting has been scheduled for 1:00 pm on December 13, 2005 at Minnesota State University Moorhead, 268 MacLean Hall. Contact: David Crockett, Project Manager at (218) 477-2070 and crockett@mnstate.edu to sign up for the meeting.

Proposals must be delivered to David Crockett, University Project Manager, Minnesota State University Moorhead, 208 Owens Hall, not later than 1:00 pm, January 3, 2006. Late responses will not be considered.

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

Department of Transportation (Mn/DOT)**Engineering Services Division****Notice of Potential Availability of Contracting Opportunities for a Variety of Highway Related Technical Activities (the “Consultant Pre-Qualification Program”)**

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

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

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

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

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

Send completed application material to:

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

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

Department of Transportation (Mn/DOT)**Engineering Services Division****Notice Concerning Professional/Technical Contract Opportunities**

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

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

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

ServeMinnesota: National and Community Service Announcement of 2006-2007 AmeriCorps*State Request for Proposal

For more information and to download the application materials, visit: www.serveminnesota.org.

ServeMinnesota is an independent, non-profit organization charged with administering federal AmeriCorps*State grants in Minnesota. Since its inception in 1994, ServeMinnesota (formerly the Minnesota Commission on National and Community Service) has disseminated over forty million dollars in AmeriCorps funding to local and statewide public and nonprofit agencies that have created opportunities for thousands of AmeriCorps members to serve in Minnesota. ServeMinnesota provides AmeriCorps programs with training and ongoing technical assistance to support the development of high quality AmeriCorps programs.

Through this RFP programs can apply to receive AmeriCorps grants. These grants pay for costs necessary to implement new or existing programs. The primary purpose of AmeriCorps funds is to support AmeriCorps members in service to their community. Applicants wishing to apply for an operating grant should follow the submission procedure outlined in the Application Instructions which can be found on the ServeMinnesota **website** at www.serveminnesota.org.

Application Deadline: Letter of Intent to Apply due by close of business December 15, 2005. New applications are due January 9, 2006. Funding decisions will be announced June, 2006 for program year September 1, 2006 – August 31, 2007. For more information, please contact: Robin Melville, Executive Assistant, (612) 333-7740, robin@serveminnesota.org.

For information about AmeriCorps and national service, visit ServeMinnesota (www.serveminnesota.org) and the Corporation for National and Community Service (www.nationalservice.org).

ServeMinnesota, 431 South 7th Street, Suite 2540, Minneapolis, Minnesota 55415, (612) 333-7740, www.serveminnesota.org

University of Minnesota Subscribe to Bid Information Service (BIS)

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

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

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