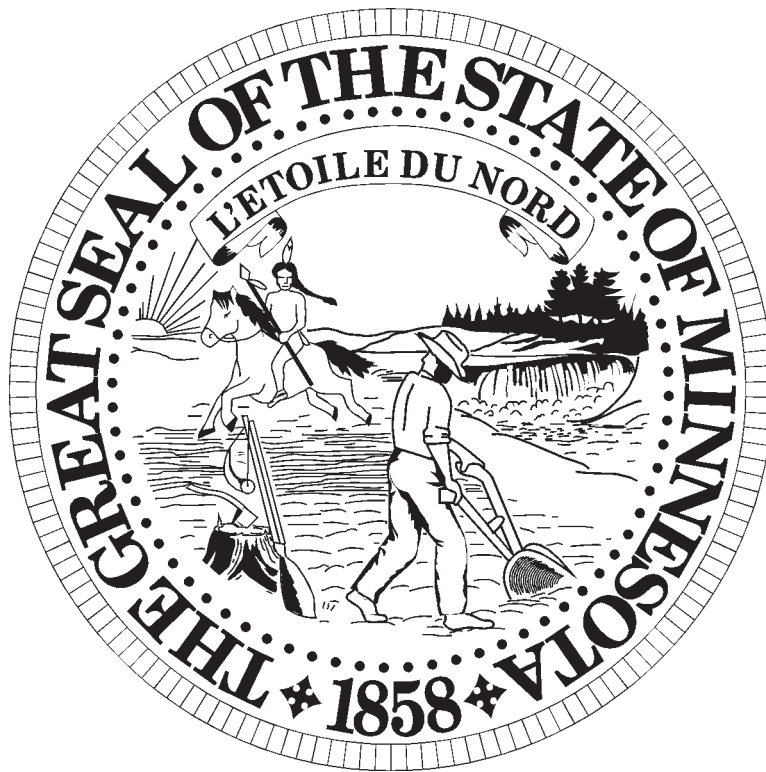


State of Minnesota

State Register



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

**Monday 13 November 2006
Volume 31, Number 20
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State Register

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

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- commissioners' orders
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- official notices
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# 21	Monday 20 November	Noon Tuesday 14 November	Noon Wednesday 8 November
# 22	Monday 27 November	NOON MONDAY 20 NOVEMBER	Noon Wednesday 15 November
# 23	Monday 4 December	Noon Tuesday 28 November	NOON TUESDAY 21 NOVEMBER

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Minnesota Rules: Amendments and Additions

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

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

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

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

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

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Proposed Rules

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.

Minnesota Department of Revenue

Proposed Permanent Rules Governing Valuation and Assessment of the Property of Utility Companies

NOTICE OF HEARING on Proposed Amendment to Rules Governing Valuation and Assessment of the Property of Utility Companies, with Proposed Repealer of certain subparts, *Minnesota Rules*, Chapter 8100.

Public Hearing. The Department of Revenue intends to adopt rules after a public hearing following the procedures set forth in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2200 to 1400.2240, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.131 to 14.20. The agency will hold a public hearing on the aboveentitled rules at the Minnesota Department of Revenue, Conference Room 2000, 2nd Floor, Stassen Building, 600 North Robert Street, St. Paul, Minnesota 55146, starting at 9:30 a.m. on Wednesday, December 20, 2006, and continuing until the hearing is completed. Additional days of hearing will be scheduled if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements may be submitted without appearing at the hearing.

Administrative Law Judge. The hearing will be conducted by Administrative Law Judge Eric L. Lipman who can be reached at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 554012138, telephone 612-341-7601, and FAX 6123492665. The rule hearing procedure is governed by *Minnesota Statutes*, sections 14.131 to 14.20, and by the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2000 to 1400.2240. Questions concerning the rule hearing procedure should be directed to the Administrative Law Judge.

Subject of Rules, Statutory Authority, and Agency Contact Person. The proposed rules are about the valuation and assessment of the property of utility companies, including the property of electric generation, transmission and distribution systems, natural gas distribution systems, petroleum pipelines, and natural gas transmission pipelines. The Department is proposing amendments that update the existing rule in light of current economic conditions and that properly reflect the market values of the subject properties.

The proposed rules are authorized by *Minnesota Statutes*, section 270C.06. A copy of the proposed rules is published in the *State Register*, and attached to this notice as mailed. The agency contact person is:

Harriet Sims
Appeals and Legal Services Division
Minnesota Department of Revenue
600 North Robert Street
St. Paul Minnesota, 55146-2220
(651) 556-4085

Proposed Rules

Fax: (651) 296-8229

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

TTY users may call the Department at TTY 711

Statement of Need and Reasonableness. A Statement of Need and Reasonableness is now available for review at the agency offices, at the agency's **website**, www.taxes.state.mn.us, and at the Office of Administrative Hearings. 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 be reviewed and copies obtained at the cost of reproduction from the agency.

Public Comment. You and all interested or affected persons, including representatives of associations and 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 rebuttal 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.

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.

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 as a result of the rule hearing process. Modifications must be supported by data and views presented during the rule hearing process, and the adopted rules may not be substantially different than these proposed rules, unless the procedure under *Minnesota Rules*, part 1400.2110, has been followed. If the proposed rules affect you in any way, you are encouraged to participate.

Adoption Procedure After The Hearing. 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 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 the rules are filed with the Secretary of State, or ask to register with the agency to receive notice of future rule proceedings, and can make these requests at the hearing or in writing to the agency contact person stated above.

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.

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

Dated: October 30, 2006

Daniel A. Salomone
Commissioner of Revenue

8100.0100 DEFINITIONS.

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

Subp. 3a. Beta. "Beta" is the measure of a stock's volatility compared with a measurement of the overall market. A beta of less than one indicates lower-than-market risk; a beta of more than one indicates a higher-than-market risk. Beta is part of the capital asset pricing model.

[For text of subs 4 and 5, see M.R.]

Subp. 5b. Contributions in aid of construction. "Contributions in aid of construction" is money paid to another utility, to be used directly or indirectly for the construction or acquisition of plant; or the contribution of property that is used as plant.

Subp. 5c. Cooperative association. "Cooperative association" includes municipal power agencies and pipelines that are not common carriers.

[For text of subs 6 to 10, see M.R.]

Subp. 11. Operating property. "Operating property" means any tangible property; that is owned or leased, except land that, which is directly associated with the generation, transmission, or distribution of electricity, natural gas, gasoline, petroleum products, or crude oil. Examples of operating property include, but are not limited to, substations, transmission and distribution lines, generating plants, and

pipelines. Property that is located on the same or contiguous parcels of land as operating property is presumed to also be operating property. Land, garages, warehouses, office buildings, pole yards, radio communication towers, and parking lots are examples of is always nonoperating property.

Subp. 11a. Original cost less depreciation. “Original cost less depreciation” means the original cost of the property to the present owner, minus any depreciation attributable to the property.

[For text of subs 12 and 13, see M.R.]

Subp. 13a. Relative risk. “Relative risk” means the risk of a stock as measured by its beta.

Subp. 13b. Risk-free rate. “Risk-free rate” means the theoretical rate of return on an absolutely riskless investment, measured by long-term United States government securities.

Subp. 13c. Risk premium. “Risk premium” means the return over and above the risk-free rate.

[For text of subs 14 and 15, see M.R.]

Subp. 16. Unit value. “Unit value” means the value of the entire system plant of a utility company taken as a whole without any regard to the value of its component parts.

8100.0200 INTRODUCTION.

The commissioner of revenue ~~will~~ establishes an estimate of the valuation of the entire system of a unit value for each utility company operating within the state. The entire system will be is valued as a unit instead of valuing the component parts; utilizing data relating to the cost of the property and, the earnings of the company owning or operating the property, and additional indicators of value where applicable. The resulting valuation will be is allocated or assigned to each state in which the utility company operates. Finally The value of property located in Minnesota that is exempt from property tax or that is locally assessed is subtracted from the value allocated to Minnesota. Next, by the process of apportionment, the portion allocated to Minnesota will be is distributed to the various taxing districts within the state. Most of The data used in the valuation, allocation, and apportionment process will be is drawn from reports submitted to the Department of Revenue by the utility companies. These reports will include Minnesota Department of Revenue Annual Utility Reports (UTL forms), Reports to the Minnesota Public Utilities Commission, Annual Reports to Shareholders, Annual Reports to the Federal Energy Regulatory Commission, United States Department of Agriculture, Rural Utility Service or equivalent, and Annual Reports to the Interstate Commerce Commission other publicly available sources of information regarding rates. Periodic examinations of the supporting data for these reports will be are made by the Department of Revenue. Finally, the value is equalized based on sales/assessment ratios determined by the Department of Revenue.

The methods, procedures, indicators of value, capitalization rates, weighting percents, allocation factors, and equalization will be used as described in parts 8100.0300 to 8100.0700 for 2000 and subsequent years.

As in all property valuations, The commissioner of revenue reserves the right to exercise ~~his or her judgment discretion~~ whenever the circumstances of a valuation estimate dictate the need for it. Discretion may be used to ensure a balance between a prescriptive rule and sound appraisal judgment; to ensure that all relevant data pertaining to value is considered; to ensure that a reasonable estimate of market value is derived; to address concerns of predictability and stability in estimations of market value; and to ensure that utility valuation is easily understood and administered.

8100.0300 VALUATION.

Subpart 1. **General.** Because of the unique character of public utility companies, ~~such as being subject to stringent government regulations over operations and earnings,~~ the traditional approaches to valuation estimates of property (cost, capitalized income, and market) must be modified when utility property is valued. Consequently, ~~for the 2000 and subsequent assessment years,~~ the value of utility company property ~~will be is~~ estimated in the manner provided in this chapter.

All indicators of value must be considered to determine their validity relating to the specific property being valued. If an indicator is not demonstrated to be reliable or of value for the specific property being appraised it must not be used.

Subp. 2. [See repealer.]

Subp. 3. **Cost approach.**

A. The cost factor to be considered in the utility valuation formula is the original cost less depreciation of the system plant, plus the cost of improvements to the system plant, plus the original cost of all types of construction work in progress on that are installed by the assessment date, plus the cost of property held for future use, plus the cost of contributions in aid of construction. Original cost less depreciation is presumed to be equal to historical cost less depreciation. For rate-regulated companies, the commissioner must use the same type of cost that is used in the rate base calculation.

B. The original cost of any leased operating property used by the utility must be reported to the commissioner in conjunction with the annual utility report. If the original cost of the leased operating property is not available, the commissioner shall make an estimate of the cost by capitalizing the lease payments.

C. If a conflict of opinion exists regarding the character of specific property, whether it is operating or nonoperating property, assessors

Proposed Rules

or utility companies may request a determination by the commissioner.

D. Depreciation ~~will~~ is not be allowed on construction work in progress. Depreciation ~~will be~~ is allowed as a deduction from cost in the amount allowed on the accounting records of the utility company, as such records are required to be maintained by the appropriate regulatory agency, except that depreciation may be reduced if available information indicates the amount deducted does not equal actual accrued depreciation when the current estimated remaining life is considered.

Depreciation, however, shall not exceed the prescribed percentage of cost: for electric companies, 20 percent; for gas distribution companies, 50 percent; and for pipeline companies, 50 percent. If the amount of depreciation shown on the company's books exceeds these percentages, the company may deduct 50 percent of the excess.

The cost indicator of value computed in accordance with this subpart will be weighted for each type of utility company as follows: electric companies, 75 percent; gas distribution companies, 75 percent; and pipeline companies, 75 percent.

E. The following example illustrates how the cost indicator of value ~~would be~~ is computed for an electric company:

1. Utility Plant	\$ 200,000,000
2. Construction Work in Progress	\$ 5,500,000
3. Total Plant	\$ 205,500,000
4. Nondepreciable Plant (Land, Intangibles, C.W.I.P.)	\$ 17,500,000
5. Depreciable Plant	\$ 188,000,000
3. Contributions in Aid of Construction	\$ 250,000
4. Leased Property	\$ 750,000
5. Total Plant	\$ 206,500,000
6. Book Depreciation	\$ 40,000,000
7. Maximum Depreciation (20%)	\$ 37,600,000
8. 50% Excess Depreciation Allowance	\$ 1,200,000
9. Total Allowable Depreciation	\$ 38,800,000
10. Total Cost Indicator of Value	\$ 166,700,000
7. Depreciation on CIAC	\$ 10,000
8. Depreciation on Leased Property	\$ 25,000
9. Total Depreciation	\$ 40,035,000
10. Total Cost Indicator of Value	\$ 166,465,000

Subp. 4. **Income approach.** The income indicator of value ~~will be~~ is estimated by weighting the capitalized net operating earnings of the utility company for the most recent three years as follows: most recent year, 40 percent; previous year, 35 percent; and final year, 25 percent. Utilities may request the removal of nonrecurring items of income or expense. The commissioner must determine if removal of the item is appropriate. The net income ~~will be~~ is capitalized by applying to it a capitalization rate ~~which will be~~ that is computed by using the band of investment method. This method ~~will consider~~ considers:

- A. the capital structure of utilities;
- B. the cost of debt or interest rate;
- C. the yield on preferred stock of utilities; and
- D. the yield on common stock of utilities; and
- E. the risk-free rate, relative risk, and risk premiums for public utility companies.

Capitalization rates ~~will be~~ are computed for electric companies, gas distribution companies, natural gas systems, and fluid pipeline companies. The rates ~~will be~~ are recalculated each year using the method described in this subpart.

The income indicator of value computed in accordance with this subpart will be weighted for each class of utility company as follows: electric companies, 25 percent; gas distribution companies, 25 percent; and pipeline companies, 25 percent.

The following example illustrates how the income indicator of value would be computed for a gas distribution company:

	1998 year 1	1999 year 2	2000 current year
1. Net Operating Income	\$ 394,000	\$ 450,000	\$ 470,000
2. Weighting Factor	25%	35%	40%
3. Weighted Income to be Capitalized	98,500	157,500	188,000
4. Capitalized Income at 9.25%	1,064,865	1,702,703	2,032,432

5. Total Income Indicator
of Value

\$4,800,000

Subp. 4a. **Additional indicators of value.** Additional indicators of value, other than the cost and income indicators, may exist in some situations. When additional indicators of value exist, the commissioner has the discretion to use these additional indicators in computing the unit value of a utility. Additional indicators of value include, but are not limited to, the market indicator.

A. If the commissioner determines that the market indicator can be quantified, is reliable, and is indicative of value for a company, the commissioner has the discretion to adjust the weightings of the cost and income indicators to give weight to the market indicator in the unit value computation. If the market indicator is used, the weighting for the market indicator must not exceed five percent.

B. If the commissioner finds that economic or other forms of obsolescence exists, the commissioner has the discretion to adjust the weightings in the correlation process described in subpart 5 or make other adjustments in its methodology consistent with these rules and applicable statutes.

C. If the commissioner uses additional indicators of value, the commissioner must state in writing the findings that necessitate deviation from the default weightings of 50 percent for cost indicator and 50 percent for income indicator, as described in subpart 5.

Subp. 5. **Unit value computation.** The unit value of the utility company will be is equal to the total of the weighted indicators of value. The total weighting must equal 100 percent. The default weightings of the indicators are: market indicator, 0 percent; cost indicator, 50 percent; income indicator, 50 percent.

The following is an example of the computation of the unit value for a gas distribution utility company when the market indicator has been determined to be a valid additional indicator of value:

1. Cost Indicator of Value:

$$\$5,000,000 \times 75\% = \$3,750,000$$

$$\$5,000,000 \times 47.5\% = \$2,375,000$$

2. Income Indicator of Value:

$$\$4,800,000 \times 25\% = \$1,200,000$$

$$\$4,800,000 \times 47.5\% = \$2,280,000$$

3. Market Indicator of Value:

$$\$5,500,000 \times 5\% = \$275,000$$

3: 4. Unit Value of Gas Distribution Utility Company:

$$100\% \quad \$4,950,000$$

$$\text{Sum of indicators} = \$4,930,000$$

Subp. 5a. **Valuation election for cooperative associations.** After assessment year 2007, cooperative associations have the option to irrevocably elect the method under which they are valued.

A. For assessment year 2007, each cooperative must be valued in the same manner as it was valued in assessment year 2006, using either the unit value method or cost less depreciation method.

B. Beginning in assessment year 2008, cooperative associations that were valued under the cost less depreciation method in assessment year 2007 may irrevocably elect to be valued using the unit value method described in subparts 1 to 5. Elections made by a cooperative association prior to November 1 of any year are effective the next assessment year. Such elections must be in a format prescribed by the commissioner.

C. Prior to November 1 of assessment year 2008, cooperative associations that were valued under the unit value method in assessment year 2007 may irrevocably elect to be valued under the cost less depreciation method. Such elections will be in a format prescribed by the commissioner. Cooperative associations that do not elect to revert back to valuation using cost less depreciation method prior to November 1 of assessment year 2008, are deemed to have irrevocably elected to be valued using the unit value method.

Subp. 6. **Cost less depreciation method of valuation of for utility property of cooperatives, municipal power agencies, and other noncommon carrier or nonregulated utilities pipelines that are not common carriers.** Cooperative associations may irrevocably elect to have their property valued using the unit value method described in subparts 1 to 5. Cooperative associations not electing unit valuation and other types of utilities which do not operate in the traditional profit-making mode, are not common carriers, or are nonregulated, will must have their utility property valued on the basis of historical cost only cost less depreciation. Elections made by a cooperative association prior to November 1 of any year will be are effective the next assessment year. Such elections will must be in a format prescribed by the commissioner.

A. Depreciation will be is allowed as a deduction from the historical original cost in increments of 2-1/2 percent per year, but the maximum depreciation allowed shall must not exceed 25 75 percent of the cost of the utility operating property. Additions to existing utility property will be are depreciated 2-1/2 percent per year until they reach the 25 75 percent maximum. Retirements of utility property will be are deducted from the cost basis at the appropriate average depreciation level of the retired property all of the company's

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taxable property.

B. Cost less depreciation is calculated by using the following inputs: the total cost at the end of the year preceding the assessment year; total depreciation at the beginning of the year preceding the assessment year; total cost at the beginning of the year preceding the assessment year; and the original cost of property retired during the year preceding the assessment year.

Depreciation for the year is calculated by multiplying the total cost at the end of the year preceding the assessment year by 2-1/2 percent. Depreciation on retirements is calculated by dividing the total depreciation for the year preceding the assessment year by total cost at the beginning of the year preceding the assessment year. This number is then multiplied by the original cost of retirements for the year; the result is equal to the depreciation on retirements for the year.

Net depreciation for the year is calculated by adding the total depreciation at the beginning of the year preceding the assessment year and the depreciation for the year, and then subtracting the depreciation on retirements for the year. Net depreciated value for the year is equal to the total cost at the end of the year preceding the assessment year less net depreciation for the year. Net depreciated value for the assessment year is the total market value for all property owned by the company.

A company factor is calculated by dividing the net depreciated value for the assessment year by the total cost at the end of the year preceding the assessment year. The factor is multiplied by the cost of each individual parcel at the end of the year preceding the assessment year to derive the market value of each individual parcel.

C. The following example illustrates this process for an electric cooperative association ~~not~~ electing cost less depreciation valuation under subparts 1 to 5: this subpart for assessment year 2006.

1. Cost of Substation	\$1,000,000
2. Value 1st year @ 97.5%	975,000
3. Value 2nd year @ 95%	950,000
4. Value 3rd year @ 92.5%	925,000
5. Value 4th year @ 90%	900,000
6. Value 5th year @ 87.5%	875,000
7. Value 6th year @ 85%	850,000
8. Value 7th year @ 82.5%	825,000
9. Value 8th year @ 80%	800,000
10. Value 9th year @ 77.5%	775,000
11. Value 10th year @ 75%	750,000
12. Value 11th and succeeding years at 75%	750,000
<u>Cost of individual parcels on</u>	
<u>12/31/2005 =</u>	\$105,000
	\$520,000
	\$415,000
	\$100,000
<u>Total cost on 12/31/2005 of</u>	
<u>all property =</u>	\$1,140,000
<u>Total depreciation on 1/1/2005 =</u>	\$300,000
<u>Total cost on 1/1/2005 =</u>	\$1,100,000
<u>Original cost of retirements in 2006 =</u>	\$6,000
1. <u>Depreciation for the assessment year 2006</u>	
<u>(\$1,140,000 x .025) =</u>	\$28,500
2. <u>Depreciation on assessment year 2006 retirements</u>	
<u>(\$300,000 / \$1,100,000) x \$6,000 =</u>	\$1,636
3. <u>Net depreciation for the assessment year 2006</u>	
<u>(\$300,000 + \$28,500 \$1,636) =</u>	\$326,864

4. <u>Depreciation Limit</u> ($\$1,140 \times .75$) =	<u>\$855,000</u>	
5. <u>Net depreciated value for the assessment year 2006</u> (Total cost on 12/31/2005 - <u>Lesser of Line 3 or Line 4</u>) ($\$1,140,000 - \$326,864$) =		<u>\$813,136</u>
<u>This is the market value for all property owned by the cooperative.</u>		
6. <u>Company depreciation factor for 2006</u> ($\$813,136 / \$1,140,000$) =		<u>71.327751%</u>
7. <u>Market value of each individual parcel</u>		
<u>($\\$105,000 \times 71.327751\%$) =</u>	<u>\$74,900</u>	
<u>($\\$520,000 \times 71.327751\%$) =</u>	<u>\$370,900</u>	
<u>($\\$415,000 \times 71.327751\%$) =</u>	<u>\$296,000</u>	
<u>($\\$100,000 \times 71.327751\%$) =</u>	<u>\$71,300</u>	

Subp. 8. **Retirements.** Utility operating property may be retired from the utility system while still in place if certain criteria are met:

A. The property must be physically disconnected from the utility system. In the case of electrical plants, the disconnection or dismantling of wires, cables, connectors, or transformers ~~would constitute~~ constitutes physical disconnection. In the case of pipelines, the disconnection of pipes, valves, or fittings ~~would be~~ is evidence of physical disconnection.

B. An affidavit of retirement ~~should~~ must be filed by the utility with the commissioner at least 30 days prior to the assessment date. This affidavit ~~shall~~ must indicate the facility being retired and the date it was taken out of service.

C. The utility ~~should~~ must make every effort to inform the commissioner of pending major retirements. The commissioner in turn shall notify the county assessor of impending major retirements as soon as this information becomes available to the department.

D. Utility real property which is retired in place ~~shall~~ must continue to be taxed for ad valorem purposes. However, its market value ~~shall be~~ is not determined on the basis of its value as utility operating property.

E. If a utility ~~should choose~~ chooses to temporarily retire a facility pending the development of an alternate fuel, greater demand, increased source of supply, or another valid reason, the cost of this facility must be transferred to the appropriate regulatory agency's account entitled "Held for Future Use." Standby facilities ~~will be~~ are not considered to be temporarily retired unless their costs are carried in this account. Temporarily retired utility facilities ~~will be~~ are valued taking into account a number of factors including age of the facility, type of facility, amount of maintenance and additional costs needed to restore the facility to operational status, length of retirement, and earning potential of the facility. ~~In no instance shall~~ A temporarily retired facility must not be valued lower than if the facility were considered nonoperating utility property.

8100.0400 ALLOCATION.

Subpart 1. **General.** After the unit value of the utility property has been estimated, the portion of value which is attributable to Minnesota must be determined. ~~This process of dividing the unit value of a utility company among the states in which the utility operates is called allocation.~~ Each of the factors in the allocation formula is assigned a weighted percentage to denote the relative importance assigned to that factor. The resulting sum of the weighted factors multiplied by the unit value yields the valuation of the utility property which ~~will be~~ is, after the adjustments described in part 8100.0500, ~~be~~ subject to ad valorem tax in the state of Minnesota.

The factors to be considered in making allocations of unit value to Minnesota for the utility companies and the weight assigned to each factor for each class are specified in this rule:

[For text of subp 2, see M.R.]

Subp. 3. **Gas distribution companies.** The allocation of value of gas distribution companies ~~shall~~ must be made considering the same factors as are used to determine the allocation of value of electric companies. The weight given to the original cost factor ~~will be~~ is 75 percent, and gross revenue ~~shall be~~ is weighted 25 percent.

Subp. 4. **Pipeline companies.** The allocation of pipeline companies ~~shall be~~ is equal to the original cost of the utility property located in Minnesota divided by the total original cost of the property in all states of operation weighted at 75 percent. Additionally, throughput of product from operations in Minnesota divided by throughput of product from operations in all states is weighted at 25 percent.

The following example illustrates the allocation of value of property of a pipeline company and the weights given to each factor:

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1. Minnesota Plant Cost	\$13,500,000		
		x .75 =	25.76%
2. System Plant Cost	\$39,300,000		
3. Minnesota Throughput (Mcf or Barrel miles)	8,940,000	x .25 =	8.01%
4. System Throughput (Mcf or Barrel miles)	27,900,000		
5. Total Percentage Allocable to Minnesota			33.76%

8100.0500 ADJUSTMENTS FOR NON-FORMULA-ASSESSED OR EXEMPT PROPERTY.

Subpart 1. **Deduction for exempt or non-formula-assessed property.** After the Minnesota portion of the unit value of the utility company, except for electric cooperatives, is determined, any property which is non-formula-assessed or which is exempt from ad valorem tax, ~~will be~~ is deducted from the Minnesota portion of the unit value. Only that qualifying property located within the state of Minnesota may be excluded.

Subp. 2. **Valuation formula not applicable to certain utility property.** The following properties ~~will be~~ are valued by the local or county assessor and, therefore, the formula provided herein for the valuation of utility property ~~will is~~ not be applicable ~~for to~~ such property:

- A. land;
- B. nonoperating property; and
- C. rightsofway.

Subp. 3. **Deduction for cost of land and rights of way; application to nonoperating property.** The Minnesota portion of the unit value ~~will be~~ is reduced by the original cost of land and rightsofway. ~~In the case of nonoperating property, the deduction shall be original cost, less the rate of depreciation applicable in the valuation process pursuant to part 8100.0300; the value included in the unit value of the company for land, rights-of-way, nonoperating property, and exempt property. This amount is calculated by determining the ratio of the unit value computed in part 8100.0300, subpart 5, to the cost less depreciation allowed in part 8100.0300, subpart 3. This ratio is multiplied by the cost less depreciation of the property to be deducted.~~

Subp. 4. [See repealer.]

Subp. 4a. [See repealer.]

Subp. 5. **Burden of proof and responsibility of utility company.** The utility company ~~shall have~~ has the burden of proof to establish that the value of any property should be excluded from the Minnesota portion of the unit value. Accordingly, the utility company ~~shall have~~ has the responsibility to submit, in the form required by the commissioner of revenue, such schedules of exempt or nonformulaassessed property as the commissioner may require.

8100.0800 PHASEIN.

Subpart 1. **Phase-in of valuation changes.** Any change in valuation is phased in over three years. For assessment years 2007, 2008, and 2009, each utility property must be valued both under the valuation process of current *Minnesota Rules*, chapter 8100, (“current rules”) and under the valuation process of *Minnesota Rules* 2005, chapter 8100, as amended through March 2, 2000, (“old rules”). The difference, either positive or negative, between the value derived under the current rules and the value derived under old rules is incrementally added to the value derived under the old rules as follows:

For assessment year 2007, 20 percent of the difference is added to the value derived under the old rules; this amount is the assessed value for 2007.

For assessment year 2008, 50 percent of the difference is added to the value derived under the old rules; this amount is the assessed value for 2008.

For assessment year 2009, and all subsequent assessment years, the full value derived under the current rules is the assessed value.

Subp. 2. **Examples of phase-in valuations.** The following example illustrates a valuation when the value derived using the old rules exceeds the value derived using the current rules:

1. Value for Assessment Year 2007	
Value under current rules	\$10,750,000
Value under old rules	\$12,000,000
Difference between old and current value	\$ 1,250,000
20% of difference	\$ 250,000
Assessed Value	\$11,750,000

<u>2. Value for Assessment year 2008</u>	
Value under current rules	\$10,900,000
Value under old rules	\$12,750,000
Difference between old and current values	\$ 1,850,000
50% of difference	\$ 925,000
Assessed Value	\$11,825,000
<u>3. Value for Assessment Year 2009</u>	
Value under current rules	\$11,750,000
Assessed Value	\$11,750,000

The following example illustrates a valuation when the value derived using the old rules is less than the value derived using the current rules:

<u>1. Value for Assessment Year 2007</u>	
Value under current rules	\$15,000,000
Value under old rules	\$13,500,000
Difference between old and current values	\$ 1,500,000
20% of difference	\$ 300,000
Assessed Value	\$13,800,000
<u>2. Value for Assessment Year 2008</u>	
Value under current rules	\$15,250,000
Value under old rules	\$14,250,000
Difference between old and current values	\$ 1,000,000
50% of difference	\$ 500,000
Assessed Value	\$14,750,000
<u>3. Value for Assessment Year 2009</u>	
Value under current rules	\$16,600,000
Assessed Value	\$16,600,000

EFFECTIVE DATE. These amendments to *Minnesota Rules*, chapter 8100, are effective for assessment year 2007 and following assessment years.

REPEALER. *Minnesota Rules*, parts 8100.0300, subpart 2; and 8100.0500, subparts 4 and 4a, are repealed.

Adopted Rules

A rule becomes effective after the requirements of *Minnesota Statutes* §§ 14.05-14.28 have been met and five working days after the rule is published in the *State Register*, unless a later date is required by statutes or specified in the rule. If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed. If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

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

Board of Water and Soil Resources

Adopted Permanent Rules Relating to Watershed District Appeals

The rules proposed and published at *State Register*, Volume 30, Number 39, pages 1025-1027, March 27, 2006 (30 SR 1025), are adopted as proposed.

Errata

Corrections to agency errors in rules or in following the rulemaking processes, as well as incomplete notices, mislabeled rules, incorrect notices and citations will appear in this section. Whenever an error is corrected in this section, its corresponding rule number(s) will also appear in the *State Register's* index to rulemaking activity, **Minnesota Rules: Amendments and Additions**.

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.

Environmental Quality Board

ERRATA: Notice of Withdrawal of Rules Relating to the Environmental Review Program

The following notice should have been published by the Environmental Quality Board in a previous issue of the *State Register*, prior to the Notice of Adoption published on October 23, 2006 (31 SR 539). The missing citations in the published Notice of Adoption regarding *Minnesota Rules*, parts 4410.0200, subpart 81, 4410.3610, subpart 2, and 4410.3610, subpart 5a, were intended to refer to the missing Notice of Withdrawal.

NOTICE OF WITHDRAWAL OF RULE: Proposed Amendments to Permanent Rules Relating to the Environmental Review Program

The Minnesota Environmental Quality Board proposed amendments to the Environmental Review Program rules as published in the *State Register* on February 13, 2006 (30 SR 869). Pursuant to *Minnesota Statutes*, section 14.05, subdivision 3, the Environmental Quality Board hereby provides notice that the proposed amendments to *Minnesota Rules*, parts 4410.0200, subpart 81, 4410.3610, subpart 2, and 4410.3610, subpart 5a, are withdrawn.

Date: November 6, 2006

Michael Sullivan
Executive Director

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 270C.07.

KEY: Underlining indicates additions to existing language. ~~Strikeouts~~ indicate deletions from existing language.

Department of Revenue

Correction to Revenue Notice # 93-21: Sales and Use Tax – Automotive Repair, Paint, and Body Shops – Labor, Parts, and Supplies

The notice appearing at *State Register* 31 SR 471 (Monday 2 October 2006) had a typographical error and should contain the following correction. Under the heading “Labor Charges,” the second sentence of the third paragraph should read as follows: “See Revenue Notice 06-11.”

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.

Department of Administration

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Official Notices

Minnesota Comprehensive Health Association

Notice of Meeting of the Enrollee Appeal Committee November 15, 2006

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA), Enrollee Appeal Committee will be held at 1:30 p.m. on Wednesday, November 15, 2006, at the MCHA executive office located at 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN.

This meeting may be closed to the public, if so requested by the appellant(s), pursuant to *Minnesota Statutes* 62E.10, subd. 4. For additional information, please call Lynn Gruber at (952) 593-9609.

Minnesota Comprehensive Health Association

Notice of Meeting of the Public Policy Committee November 17, 2006

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA), Public Policy Committee will be held at 9:00 a.m. on Friday, November 17, 2006. The meeting will take place at the MCHA executive office located at 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN.

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

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 Department of Health

Office of Rural Health & Primary Care

NOTICE OF WITHDRAWAL: Retraction of Request for Proposal for an Evaluation of the Health Professions Loan Forgiveness Program

This was published prematurely as a Formal Solicitation. Please look for this at a later date as an Informal Solicitation that will be published in the Minnesota Department of Administration Solicitation Announcements.

Department of Human Services

Children and Family Services

Notice of Request for Proposal to Provide Indian Child Welfare Services Consistent to the Federal Indian Child Welfare Act (25 U.S.C. 1901 ET. SEQ.) and the Minnesota Indian Family Act (*Minnesota Statutes*, §260.835)

NOTICE IS HERBY GIVEN The Department of Human Services is requesting proposals from Indian Organizations, and other organizations for tribal social services agency programs located off-reservation that serve Indian children and their families.

The Department of Human Services has received state funding for this proposal. A maximum of four multi-service Indian organizations

and tribal social services agency programs located off-reservation may be awarded under this grant. The Department will award Four Urban Primary Grant at \$90,500 per year for this biennium. The maximum award for Special Focus grant awards under this subdivision is \$100,000 a year for programs approved by the commissioner.

The goals of the Urban Primary grant and the Special Focus grant are as follows: The Urban Primary grants are to serve Indian children and families located off-reservation in primary support for Indian child welfare programs to implement the Indian Family Preservation Act.

The Special Focus grants are to provide placement prevention and family reunification services for Indian children.

The Department estimates that the cost of this proposal should not exceed \$1,509,000 for the two year period.

Anticipated project period is July 1, 2007 through June 30, 2009.

A request for proposal will be available by mail from this office through November 27, 2006. A written request (by direct mail or fax) is required to receive the Request for Proposal. After November 27, 2006, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Angela Gruber, Child Safety and Permanency
Minnesota Department of Human Services
P.O. Box 64943
Saint Paul, MN 55164-0943
Phone: (651) 431-4714
Fax: (651) 431-7522

Proposals submitted in response to the Request for Proposals in the advertisement must be received at the address above no later than 4:00 p.m. on December 15, 2006. **Late proposals will not be considered.**

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

Minnesota Department of Human Services Continuing Care Administration

Request for Proposals to Provide Services to individuals with Mental Illness who are at Risk of Needing Extended Placement in Inpatient Settings

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is requesting proposals from qualified parties interested in providing community-based tertiary care to adults with mental illness. Individuals in need of tertiary care are those that have challenging mental health related symptoms, behaviors and situational problems which often result in extended stays in inpatient settings, even though they do not need hospital level treatment.

The Department has proposed awarding a grant for the purposes of developing a community-based tertiary care program for adults with mental illness. It is expected that responders will propose service models that are largely sustainable through existing funding mechanisms. The grant is being offered in order to address costs associated with startup, to pay for services that are not reimbursable under traditional funding sources and to pay for services to individuals who are not eligible for other funding.

Proposed projects must meet all guidelines outlined in the RFP. A bidder's conference will be held at the Minnesota Department of Human Services (DHS) Elmer Andersen Building, 540 Cedar Street, St. Paul, MN on Friday, December 1, 2006, from 9:00 to 11:00 a.m., in room 2370.

The Request for Proposal (RFP) can be obtained from: John A. Anderson, Mental Health Program Consultant - DHS-Mental Health Division, P.O. Box 64981 St. Paul, MN 55164-0981 **Phone:** (651) 431-2240 **E-mail:** John.A.Anderson@state.mn.us

Proposals submitted in response to the Request for Proposals in this notice **must be received at the address above no later than 4:00 p.m., Central Time, Monday January 8, 2006. Late proposals will not be considered. E-mailed or faxed proposals will not be considered.**

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

Official Notices

Department of Revenue

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

Program Background

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

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

Pursuant to *Laws of Minnesota 2005*, First Special Session, Chapter 3, Article 11, Section 9, the Commissioner of Revenue has authority to issue grants totaling \$250,000 for the 2006-2007 biennium.

The Department of Revenue will issue grants totaling \$125,000 each fiscal year (July 1 through June 30).

The Department intends to award the full \$125,000 this year.

Funded Activities

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

Organizations awarded grant funding will be notified on or about December 18, 2006.

All proposals must be received no later than 2:00 p.m., December 4, 2006, in the manner specified in the Request for Proposals document. Late proposals will not be accepted.

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

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

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

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

State Contracts

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

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

Department of Administration Compete with the Big Guys -- and WIN

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- Indexes to Vols. 30, 29, 28 and 27

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

State Department of Administration Notice of Availability of Request for Proposal (RFP) for Designer Selection for: Vocational Building Renovation – MCF Redwing State Designer Selection Board Project No. 06-16

The State of Minnesota, Department of Administration through the State Designer Selection Board is soliciting proposals from interested, qualified consultants for architectural and engineering design services for the above referenced project.

A full Request for Proposals is available on the State Architect's Office website: www.admin.sao.state.mn.us, click on "Solicitation Announcements", and then on the RFP.

A copy of the pre-design is also available for review at www.admin.sao.state.mn.us, click on "Solicitation Announcements", and then on the RFP.

A mandatory informational meeting is tentatively scheduled for Thursday, November 16, 2006 at 10:00 a.m. at MCF Redwing. All firms interested in attending this meeting must contact Mr. Steven Prall, Physical Plant Director at 612.267.370 no later than 4:00 p.m. Monday November 13, 2006 with the names, dates of birth and drivers' license numbers of the people attending and request for possession of a camera if desired. Failure to pre-register will result in no admittance to the facility.

Proposals must be delivered to Mary Golike, Executive Secretary, State Designer Selection Board, 301 Centennial Office Building in the State Architect's Office, 658 Cedar St., St. Paul, MN 55115-1625; (651) 201-2372 not later than 1:00 P.M., November 27, 2006. Late responses will not be considered.

The State of Minnesota 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.

State Contracts

Minnesota State Colleges and Universities (MnSCU)

Anoka-Ramsey Community College

Request for Security Services, Coon Rapids and Cambridge Campuses, Anoka-Ramsey Community College

NOTICE IS HEARBY GIVEN that Anoka-Ramsey Community College will receive proposals for security services at our Coon Rapids and Cambridge campuses. Specifications will be available on November 10, 2006 on the website:

<https://www.anokaramsey.edu/it/secure/securityrfp.cfm>

Copies of this specification can also be obtained from Louise Duff at (763) 433-1469 or louise.duff@anokaramsey.edu. Sealed proposals must be received by Vicki Green at Anoka-Ramsey Community College, 11200 Mississippi Blvd., Coon Rapids, Minnesota, 55433 by 1:00 PM on November 30, 2006. Bid openings will be in room C256 of Anoka-Ramsey Community College at 1:00 PM also, on November 30, 2006. Anoka-Ramsey Community College reserves the right to reject any and all proposals, or portions thereof, or to waive any irregularities or informalities, in proposals received.

Background/Purpose

Anoka-Ramsey Community College desires to purchase security services for a period of three years for both of our campuses, December 2006 through December 2009.

Questions: Briefing

A contractor's briefing is scheduled for November 27, 2006 beginning at 9:00 AM in room C256, Anoka-Ramsey Community College, 11200 Mississippi Boulevard, Coon Rapids, MN, 55433. Attendance is required in order to be considered responsive. Should contractors require a brief tour of the Coon Rapids or Cambridge facilities, arrangements can be made for those familiarization tours.

Minnesota State Colleges and Universities (MnSCU)

Dakota County Technical College

Request for Bids for a Chiller Replacement Project

NOTICE IS HEREBY GIVEN that Dakota County Technical College will receive bids for a Chiller Replacement Project. Bidding documents are available by contacting the Plan Room at TKDA Inc. **Phone:** (651) 292-4550.

A pre-bid meeting will be held at 10:00 AM on Friday, Nov 17, 2006 in Room 2-143 at Dakota County Technical College. Sealed bids must be received by Paul Demuth at Dakota County Technical College, 1300 145th St. East, Rosemount, MN 55068 by 2:00 PM, Nov 30, 2006, at which time the bids will be opened and publicly read aloud.

Minnesota State Colleges and Universities

Minneapolis Community & Technical College

Request for Proposals for Exclusive Multi-year Contract for Specific Food Services at the Minneapolis Campus

NOTICE OF INTENT to publish Request for Proposals (RFP) for an exclusive multi-year contract for specific food services to students, staff and faculty of Minneapolis Community and Technical College and Metropolitan State University (Minneapolis campus). There will be a mandatory pre-proposal conference on Thursday November 16, 2006 (details in RFP).

Deadline for Proposals: Monday December 4, 2006

Contact: Michael Noble-Olson – Purchasing Manager
Minneapolis Community & Technical College
1501 Hennepin Avenue – Business Office T2700
Minneapolis, MN 55403
Telephone: (612) 659-6866
E-mail: Michael.Noble-Olson@minneapolis.edu

Minnesota State Colleges and Universities (MnSCU)**Winona State University****Request for Bids for Residential Hall Furniture**

Notice is hereby given that Winona State University is seeking bids for Residential Hall furniture.

Bid specifications will be available November 13, 2006 by contacting the Purchasing Department at PO Box 5838, 205 Somsen Hall, Winona, MN 55987, e-mail: sschmitt@winona.edu or by calling (507) 457-5067.

Sealed bids must be received by Sandra Schmitt at PO Box 5838, or at 175 W. Mark St., Somsen 205G, Business Office, Winona State University, Winona, MN 55987 by 3:00 PM Wednesday, November 29, 2006.

Winona State University reserves the right to reject any or all bids and to waive any irregularities or informalities in bids received.

Minnesota State Colleges and Universities (MnSCU)**Winona State University****Request for Proposals to Assist in Developing a Series of Publications for Recruitment of New Students**

NOTICE IS HEREBY GIVEN that Winona State University is seeking proposals to assist in developing a series of 2007-2008 publications for the recruitment of new students.

Proposal specifications will be available November 13, 2006 by contacting the Purchasing Department at PO Box 5838, 205 Somsen Hall, Winona, MN 55987, e-mail: sschmitt@winona.edu or by calling (507) 457-5067.

There will be an interested vendor meeting on Tuesday, November 28, 2006 from 1:00-3:00 PM on the Winona State campus in Somsen Hall Room 213A.

Sealed proposals must be received by Sandra Schmitt at PO Box 5838, or at 175 W. Mark St., Somsen 205G, Business Office, Winona State University, Winona, MN 55987 by 3:00 PM on Tuesday, December 12, 2006.

Winona State University reserves the right to reject any or all proposals and to waive any irregularities or informalities in proposals received.

Department of Education**Notice of Request for Proposals for the Minnesota Assessments**

The Department of Education is soliciting proposals from qualified vendors for the development, administration, scoring, and reporting for the Minnesota Comprehensive Assessments (II & III), Graduation-Required Assessment for Diploma, Basic Skills Tests (retest mode), Test of Emerging Academic English (I & II), Test of Emerging Academic English: Listening & Speaking (I & II), Mathematics Test for English Language Learners (II & III), Mathematics Test for English Language Learners – GRAD Version, Minnesota Writes!, Formative Assessments and Value-added Model . These assessments fulfill the requirements of the No Child Left Behind Act of 2001 and the statewide testing law *Minnesota Statutes* § 120B.30.

The anticipated contract term is February 20, 2007 to February 19, 2008 with four, one-year extensions. The Department has estimated the cost of this project should not exceed \$121,400,000.00 over this five year period. The Responder must submit a proposal for all activities detailed in the project.

For a copy of the complete Request for Proposal, please contact:

Mary Ann Vogel
Minnesota Department of Education
1500 Highway 36 West
Roseville, Minnesota 55113-4567
Phone: (651) 582-8503
Fax: (651) 582-8874
E-mail: Mary.ann.vogel@state.mn.us

Proposals are due no later than 3:00 p.m. Central Standard Time January 9, 2007. Late proposals will not be considered.

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

State Contracts

Minnesota Department of Employee Relations

Request for Proposal for Professional Services of a Pharmacy Benefit Manager

The Minnesota Department of Employee Relations (DOER) is soliciting proposals from qualified pharmacy benefit management companies ("vendors" hereafter) to provide a full service integrated retail and mail service pharmacy benefit management (PBM) program on a carve-out basis for the Minnesota Advantage Plan, the health plan serving state employees and the Public Employees Insurance Program. The vendor chosen must comply with all applicable laws and administrative rules governing the operation of these programs, and all specifications of the Request for Proposal.

DOER anticipates a two-year contract with the chosen vendor beginning January 1, 2008. Extensions to the contract may be considered by the state on a year-to-year basis to a total maximum contract period of five years.

This proposal does not obligate the agency to award a contract or complete the contract, or to spend the estimated dollar amount. The state reserves the right to cancel the solicitation if it is considered to be in its best interests.

Please e-mail your request for an RFP or any questions to the RFP Coordinator:

Mary Regnier, Assistant Purchasing Manager
Minnesota Department of Employee Relations
200 Centennial Office Building
658 Cedar Street
St. Paul, MN 55155
E-mail: mary.regnier@state.mn.us

All correspondence and questions must be submitted in writing via e-mail.

All proposals must be received at DOER by 3:00 p.m., Friday, December 15, 2006. Late responses, or responses filed by e-mail or fax, will not be considered.

Vendors should submit one (1) original and nine (9) hard copies of the proposals as well as one electronic copy via e-mail to the RFP Coordinator. In addition, two (2) paper copies and one full electronic copy (on CD) of the entire proposal must be submitted to DOER's consultant. Vendors must also submit a cost proposal separately from the rest of the proposal in a sealed envelope and clearly marked as such.

Other personnel are not allowed to discuss the Request for Proposal with anyone, including responders or potential vendors, before the proposal submission deadline. Contact regarding this RFP with any personnel not listed above may result in disqualification.

Department of Transportation (Mn/DOT)

Program Management Division

Request for Proposals (RFP) for Implementation of Research Findings 2007-2008

NOTICE OF AVAILABILITY of Contract to provide research services. Responses to this advertisement become public information under the Minnesota Government Data Practices Act. This request does not obligate Mn/DOT to complete the work contemplated in this notice, and Mn/DOT reserves the right to cancel this RFP. All expenses incurred in responding to this notice shall be borne by the responder.

The Minnesota Local Road Research Board (LRRB) was established by the Minnesota Legislature to conduct research in methods and materials for the construction and maintenance of county and municipal streets and highways, and to improve design and environmental compatibility of local streets and highways. The LRRB recognizes the importance of moving the results of this research into practice, and through its Research Implementation Committee (RIC) communicates current information and technologies to local county and city agencies.

The RIC, together with Mn/DOT's Research Services Section (RSS), selects a variety of topics and tasks and coordinates development of the implementation activities. The Contractor will work closely with the RIC, the Minnesota Technology Transfer (LTAP) Center at the University of Minnesota, and other state and local officials to review and evaluate state-of-the-art practices, technologies and research findings.

The goal of this program is to provide end-users with the results of research conducted for the LRRB and Mn/DOT in a format that facilitates application at the local level. The practical application of this new information and emerging techniques/technologies will be accomplished through a variety of activities, including Research Implementation Series (RIS), videos, interactive computer programs, seminars/workshops, and printed materials (reports, field manuals, training guides). These activities will assist local managers and engineers in applying research findings to meet their needs.

The full RFP can be viewed on the Consultant Services Web Page at www.dot.state.mn.us/consult under the P/T Notices Section.

If you have any questions regarding this advertisement, or are having problems viewing the RFP on the Consultant Services Web Page, you may contact:

Melissa McGinnis, Contract Administrator
E-mail: melissa.mcginnis@dot.state.mn.us
Telephone: (651) 284-3245

Note: RESPONSES WILL BE DUE ON DECEMBER 5, 2006 AT 2:00PM CENTRAL TIME.

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 Ron Bisek at (651) 296-1361 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:

Ron Bisek
Consultant Services
Office of Technical Support
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 Bids, Contracts & Grants

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

Metropolitan Council - Metro Transit Sealed Bids Sought for Automatic External Defibrillators

Metro Transit, a service of the Metropolitan Council, is soliciting sealed bids for Automatic External Defibrillators. Bids are due at 2:00 P.M. on November 28, 2006. Bids must be submitted in accordance with the Invitation for Bids document available from:

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

Metropolitan Council - Metro Transit Sealed Bids Sought for Floor Repairs at Metro Transit South Garage

Metro Transit a service of the Metropolitan Council is soliciting sealed bids for Floor Repairs at Metro Transit South Garage. A Pre-Bid Meeting will be held 10:00 AM, Tuesday, November 21, 2006 at the Metro Transit South Garage, located at 2100 MTC Road, Minneapolis, Minnesota 55450. Meet at the North side of Garage by the main pull-in area. Bids are due at 2:00 P.M. on December 5, 2006. Bids must be submitted in accordance with the Invitation for Bids document available from:

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

Stearns County Notice of Request for Proposal (RFP) for Engineering and Planning Consulting Services for the Southwest Beltway (future CSAH 84): Trunk Highway 15 and 33rd Street South to CSAH 4 and CSAH 133

NOTICE IS HEREBY GIVEN that Stearns County, MN is requesting proposals to complete an alternative scoping process, state/federal review and official mapping for the Southwest Beltway corridor (future CSAH 84).

The goal of this project is that an Environmental Impact Statement (EIS) Scoping Document and Scoping Decision Document (SDD) be completed to evaluate alternatives for the proposed Southwest Beltway corridor as mandated by National Environmental Policy Act (NEPA) and the Minnesota Environmental Policy Act (MEPA) guidance. Alternatives recommended from this scoping process will be evaluated in a future Tier I EIS as part of a separate contract.

The following is the anticipated solicitation schedule:

Non-State Contracts & Grants

Issue Request for Proposals
Receive Proposals
Award of Contract

November 13, 2006
4:00 PM, Friday, December 1, 2006
January 2007

All firms interested in receiving a RFP may contact:

Mr. Scott Mareck, AICP
St. Cloud Area Planning Organization
1040 County Road 4
St. Cloud, Minnesota 56303
Phone: (320) 252-7568
E-mail: mareck@stcloudapo.org

An electronic copy of the RFP can also be obtained on the St. Cloud Area Planning Organization website (www.stcloudapo.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.

Minnesota's Bookstore

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• 2-Book Set: ***Landscaping for Wildlife and Woodworking for Wildlife***, Stock No.9-20, Price:\$18.50

• Poster: ***Great Lakes Fishes***, Stock No.9-107, Price:\$5.00

• ***The Street Where You Live***: Guide to the Place Names of St. Paul, Year: 2006, Stock No.17-23, Price:\$19.95

• ***Minnesota Public Hunting Areas Map***, Year: 2005, Stock No.12-153, Price:\$5.95

