

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)

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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:

- rules of state agencies
- commissioners' orders
- state grants and loans
- executive orders of the governor
- revenue notices
- contracts for professional, technical and consulting services
- non-state public bids, contracts and grants
- appointments
- official notices

### Printing Schedule and Submission Deadlines

Vol. 33 Issue Number	PUBLISH DATE ( <b>BOLDFACE</b> shows altered publish date)	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts	Deadline for Proposed, Adopted and Exempt RULES
Vol. 33, # 1	Monday 7 July	Noon Tuesday 1 July	Noon Wednesday 25 June
# 2	Monday 14 July	Noon Tuesday 8 July	Noon Wednesday 2 July
# 3	Monday 21 July	Noon Tuesday 15 July	Noon Wednesday 9 July
# 4	Monday 28 July	Noon Tuesday 22 July	Noon Wednesday 16 July

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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 Labor and Industry

### Construction Codes and Licensing Division

#### Proposed Amendment to Rules Governing the Minnesota Commercial Energy Code, *Minnesota Rules*, [Proposed] Chapter 1323; and Repeal of *Minnesota Rules*, Chapters 7676 and 7678

#### DUAL NOTICE: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons Request a Hearing, And Notice of Hearing If 25 or More Requests For Hearing Are Received

**Introduction.** The Department of Labor and Industry intends to adopt rules 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. If, however, 25 or more persons submit a written request for a hearing on the rules by 4:30 p.m. on August 6, 2008, a public hearing will be held in the Minnesota Room, Department of Labor and Industry, 443 Lafayette Road North, St. Paul, Minnesota 55155, starting at 9:30 a.m. on Monday, September 29, 2008. To find out whether the rules will be adopted without a hearing or if the hearing will be held, you should contact the agency contact person after August 6, 2008 and before September 29, 2008.

**Agency Contact Person.** Comments or questions on the rules and written requests for a public hearing on the rules must be submitted to the Department contact person. The Department contact person is: Carrie Rohling, Department of Labor and Industry, 443 Lafayette Road North, St. Paul, MN 55155, **phone:** (651) 284-5217, **fax:** (651) 284-5725. **TTY** users may call the Department at (651) 297-4198.

**Subject of Rules and Statutory Authority.** The proposed rules are about regulating energy efficiency for the design and construction of new and remodeled commercial structures regulated by *Minnesota Rules*, chapter 1305. The proposed rules are also about energy efficiency for the design and construction of new and remodeled residential buildings regulated by *Minnesota Rules*, chapter 1309, which are four or more stories in height, contain shared conditioned common space between dwellings, or where each dwelling unit contains a shared means of egress.

The proposed rules incorporate the ANSI/ASHRAE/IESNA Standard 90.1-2004, version PC 1.06, which is promulgated by the American Society of Heating, Refrigerating and Air-Conditioning Engineers, Inc., as amended. The proposed rules include general definitions; building envelope requirements; heating, ventilating, and air-conditioning requirements; service water heating requirements; building power and lighting requirements; and an energy cost budget alternative method.



# Proposed Rules

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The proposed rules are intended to replace *Minnesota Rules*, Chapters 7676 and 7678, which have comprised the commercial portions of Minnesota's energy code since July 1999 and are repealed by the proposed rules. The proposed rules also update the appliance and equipment efficiencies to reflect applicable federal regulations that are currently embodied in Chapter 7678.

The statutory authority to adopt the rules is *Minnesota Statutes*, sections 16B.59, 16B.61, 16B.64, and 326B.02.

By August 15, 2006 letter, Chief Administrative Law Judge Raymond R. Krause waived the requirement that the proposed rules be published in the *State Register*. A free copy of the rules is available upon request from the agency contact person listed above.

**Comments.** You have until 4:30 p.m. on Wednesday, August 6, 2008, to submit written comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing and received by the Department contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed rules must also be made during this comment period.

**Request for a Hearing.** In addition to submitting comments, you may also request that a hearing be held on the rules. Your request for a public hearing must be in writing and must be received by the Department contact person by 4:30 p.m. on Wednesday, August 6, 2008. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed rules to which you object or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and cannot be counted by the Department when determining whether a public hearing must be held. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

**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 Department must give written notice of this to all persons who requested a hearing, explain the actions the agency took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the Department will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

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

**Modifications.** The proposed rules may be modified either as a result of public comment or as a result of the rule hearing process. Modifications must be supported by data and views submitted to the Department or presented at the hearing 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 in the rulemaking process.

**Cancellation of Hearing.** The hearing scheduled for September 29, 2008, will be canceled if the Department does not receive requests from 25 or more persons that a hearing be held on the rules. If you requested a public hearing, the Department will notify you before the scheduled hearing whether or not the hearing will be held. You may also call the agency contact person at (651) 284-5217 after August 6, 2008, to find out whether the hearing will be held.

**Notice of Hearing.** If 25 or more persons submit valid written requests for a public hearing on the rules, a hearing will be held following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The hearing will be held on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge Beverly Jones Heydinger is assigned to conduct the hearing. Judge Heydinger can be reached at the Office of Administrative Hearings, P.O. Box 64620, St. Paul, Minnesota 55164-0620, telephone: (651) 361-7838, and fax: (651) 361-7841.

**Hearing Procedure.** If a hearing is held, you and all interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time before the close of the hearing record. All evidence presented should relate to the proposed rules. You may also submit written material to the Administrative Law Judge to be recorded in the hearing record for five working days after the public hearing ends. This five-day comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the Administrative Law Judge at the hearing. Following the comment period, there is a five-working-day rebuttal period during which the Department and any interested person

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## Proposed Rules

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. This rule hearing procedure is governed by *Minnesota Rules*, parts 1400.2000 to 1400.2240, and *Minnesota Statutes*, sections 14.131 to 14.20. Questions about procedure may be directed to the Administrative Law Judge.

The Department 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 Department contact person at the address stated above.

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

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

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

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

Dated: June 9, 2008

Steve Sviggum, Commissioner  
Department of Labor and Industry

# 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.

## Department of Agriculture

### Adopted Permanent Rules Relating to Repeal of Obsolete Rules

The rules proposed and published at *State Register*, Volume 32, Number 36, pages 1664-1665, March 03, 2008 (32 SR 1664), are adopted with the following modifications:

**REPEALER.** *Minnesota Rules*, parts 1505.0010; 1505.0020; 1505.0030; 1505.0040; 1505.0050; 1505.0070; 1505.0080; 1505.0090; 1505.0100; 1505.0110; 1505.0120; 1505.0130; 1505.0140; 1505.0150; 1505.0160; 1505.0170; 1505.0180; 1505.0190; 1505.0200; 1505.0210; 1505.0220; 1505.0230; 1505.0240; 1505.0250; 1505.0260; 1505.0270; 1505.0280; 1505.0290; 1505.0300; 1505.0310; 1505.0320; 1505.0330; 1505.0340; 1505.0350; 1505.0380; 1505.0390; 1505.0400; 1505.0410; 1505.0420; 1505.0430; 1505.0440; 1505.0450; 1505.0460; 1505.0470; 1505.0480; 1505.0490; 1505.0500; 1505.0510; 1505.0520; 1505.0530; 1505.0540; 1505.0541; 1505.0542; 1505.0543; 1505.0544; 1505.0545; 1505.0546; 1505.0550; 1505.0560; 1505.0570; 1505.0580; 1505.0590; 1505.0600; 1505.0752; 1505.0754, subpart 2; 1505.0756, subpart 2; 1510.0330; 1562.0700, subpart 2; and 1562.0800, are repealed.

## Minnesota Racing Commission

### Adopted Permanent Rules Relating to Horse Racing

The rules proposed and published at *State Register*, Volume 32, Number 33, pages 1511-1522, February 11, 2008 (32 SR 1511), are adopted with the following modifications:

#### 7871.0080 TIP SHEETS.

Subpart 1. **Number of tip sheets.** Should the licensee elect to allow the availability of tip sheets, at least one independently handicapped tip ~~sheets~~ sheet shall be available at a racetrack. Each handicapper must sign and deliver the sheet at least one hour before post time for the first race to the presiding official at the licensee's racetrack.

#### 7873.0240 TIP SHEETS.

Subpart 1. **Number of tip sheets.** At least one independently handicapped tip ~~sheets~~ sheet shall be available at a racetrack. Each handicapper must sign and deliver the sheet at least one hour before post time for the first race to a commission representative at the racetrack.

#### 7875.0100 FACILITIES.

##### Subp. 6. **Jockey's room and driver's rooms.**

A. The use of public, portable, or cellular telephones, or transmitters, or other electronic communications devices, ~~including but not limited to cellular telephones,~~ is prohibited in the jockey's and driver's room for one-half hour prior to the first post and until the last race is official.

#### 7875.0200 EQUIPMENT.

Subp. 9. **External communications.** An association may have telephone systems on the premises during a race meeting for the benefit of the public, the press, or for transacting ordinary business.

No information regarding the results of any race shall be transmitted out of the racetrack until the results are official except for races that are broadcast or televised live. Under no circumstances shall any message be sent over said ~~wires~~ systems transmitting money, or other



things of value, or directing the placing of any wager on the result of a race.

The use of public or portable telephones, transmitters, electronic communications devices, or any other instrument that can be used for transmitting or receiving messages off the grounds to transmit wagering information of any kind is strictly prohibited. Anyone deemed to have used such an instrument to transmit or receive wagering information is subject to ejection and the equipment is subject to confiscation. No telephone calls or messages of any kind for any person attending or participating in the conduct of a race meeting shall be accepted, nor shall any notice be given pertaining to such message or telephone call during the hours indicated unless permission is first given by the stewards or the authorized representative of the commission.

A telephone on a private line shall be provided in the offices of the commission. All costs of the telephone service shall be borne by the association and the service shall not be interrupted at any time. At the request of the commission, TDD devices shall be installed on all commission telephones at the track, and costs associated with the devices shall be borne by the association.

At least one of the public telephones allowed at an association shall be equipped with a TDD device.

## **7877.0170 DUTIES AND RESPONSIBILITIES OF CLASS C LICENSEES.**

Subp. 4. **Drivers.** In every race a driver shall drive so as to win or to finish as near as possible to first. The driver shall not ease a horse without adequate cause, even if the horse has no apparent chance to earn a portion of the purse.

Each driver shall make a best effort to control and guide the horse in such a way so as not to endanger other drivers or horses, and so as not to cause a foul.

A driver shall fulfill a commitment to drive, unless excused by the stewards. A driver unable to fulfill a commitment because of illness or injury must pass a physical examination before resuming race driving.

Each driver shall wear the traditional driver's costume in any ~~prerace~~ pre-race warm-up, post parade, race, or time trial. The costume shall consist of racing colors, white pants, and a fully padded fiberglass helmet buckled whenever the driver is in a sulky.

A driver reporting to the driver's room must remain there until the driver has fulfilled all of that day's driving engagements. While in the performance of the driver's duties, the driver must have no contact or communication with any person outside the driver's room, without the permission of the stewards, other than with an owner or trainer for whom the driver is driving that day, or other commission officials.

## **7877.0180 CONFLICTS.**

Subpart 1. **Racing officials.** No racing official, other than a general manager, shall own any interest in a privately held Minnesota racetrack at which the person is serving as an official. In the case of a publicly held corporation, no racing official, other than a general manager, shall own more than five percent of the outstanding shares of stock. No racing official shall:

D. buy or sell for another person any right to a contract of any jockey, apprentice jockey, or, in the case of standardbred racing, ~~as~~ of a driver riding or driving at a meeting at which the racing official serves;

E. be permitted to compete as a jockey or, in the case of standardbred racing, ~~as~~ of a driver, in any race at a licensed racetrack in Minnesota during the term of the racing official's employment;

## **7883.0100 ENTRIES AND SUBSCRIPTIONS.**

Subp. 7. **Coupled entries.** Except in stakes races and races which are conditioned for horses eligible for specified stakes, not more than two horses of the same licensed ownership or interest shall be entered and started in a race.

B. All horses owned wholly or in part by the same person, or his or her spouse, shall be coupled and run as an entry. The association may uncouple entries on any race with the permission of the stewards.

## **7890.0100 DEFINITIONS.**

Subp. 13. **Medication.** "Medication" is a substance, compound, or element, or combination thereof, which is or can be administered to a horse for the purpose of preventing, curing, or alleviating the effects of any disease, condition, ailment, or infirmity, or symptom thereof, or for altering in any way the behavior, attitude, temperament, or performance of a horse, including athletic performance. The term medication includes all analgesics, anesthetics, depressants, narcotics, stimulants, tranquilizers, and other classifications of medications. Nothing herein shall be deemed to include:

B. Furosemide, provided, however, that it is administered pursuant to the provisions of part 7890.0140, subpart 7a, and further provided that: the specific gravity of the ~~postrace~~ post-race urine sample is not below 1.010 or, if the specific gravity is below 1.010 or a urine sample is unavailable for testing, the concentration of Furosemide must not exceed 100 nanograms per milliliter of serum or plasma in the ~~postrace~~ post-race blood sample.

## **7890.0110 MEDICATIONS AND PRACTICES PROHIBITED.**

Subpart 1. **Administration.** No person shall administer or cause to be administered to a horse within 48 hours of a race in which it is scheduled to run any medication (except as permitted by part 7890.0100, subpart 13, items A to D) by injection, oral or topical

# Adopted Rules

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administration, rectal infusion or suppository, or by inhalation and no horse participating in a race shall carry in its body any substance foreign to the natural horse, except as permitted by part 7890.0100, subpart 13, items A to D. ~~Postrace~~ Post-race samples of plasma, serum, or urine must not contain any substances, drugs, medications, or metabolites of substances, drugs, or medications not specifically permitted by commission rule or law.

Subp. 5. **Presence.** The presence of more than one of the three approved NSAIDs or any unapproved NSAID in the ~~postrace~~ post-race serum, plasma, or urine sample is not permitted.

Subp. 7. **Use.** The use of agents that elevate the horse's bicarbonate level, TCO<sub>2</sub>, or pH level above those existing naturally in the untreated horse at normal physiological concentrations is prohibited. The following also apply to TCO<sub>2</sub>:

C. The ~~prerace~~ pre-race or ~~postrace~~ post-race TCO<sub>2</sub> level in the blood shall not exceed 37 millimoles per liter of blood.

## 7890.0130 FINDINGS OF CHEMIST.

Subpart 1. **Prima facie evidence.** A finding by a chemist of any medication or metabolite, substance foreign to the natural horse, or NSAIDs or furosemide exceeding the allowable test levels provided in part 7890.0100, subpart 13, item A, in the test sample of a horse shall be considered prima facie evidence that the medication, substance, NSAIDs or furosemide was administered to the horse prior to the race and carried in the body of the horse while participating in a race. Horses racing on NSAIDs or furosemide must show a detectable concentration of the drug or metabolites in the ~~postrace~~ post-race serum, plasma, or urine sample. A finding by a chemist of any venom or blood doping agent in the test sample of a horse shall be considered prima facie evidence that the venom or blood doping agent was administered to the horse prior to the race and carried in the body of the horse while participating in a race. A finding by a chemist of a level of TCO<sub>2</sub> greater than 37 millimoles per liter of blood in the test sample of a horse shall be considered prima facie evidence that an alkalizing agent was administered to the horse prior to the race.

## 7890.0140 BLEEDERS.

Subp. 7a. **Conditions required for furosemide administration.** Furosemide shall be administered intravenously by a veterinarian employed by the owner or trainer of the horse. The furosemide must be administered a minimum of four hours before scheduled post time for any bleeder entered to race and the dose level of furosemide must be no less than 150 milligrams and must not exceed 250 milligrams (no less than three nor more than five milliliters of a 50 milligram/milliliter or five percent solution) per administration, except in cases where the horse has been determined by the commission veterinarian and the treating veterinarian to be a severe bleeder. In these cases, doses of up to 500 milligrams (no more than ten milliliters of a 50 milligram/milliliter or five percent solution) may be permitted.

The practicing veterinarian must deposit with the commission veterinarian an unopened supply of furosemide and sterile hypodermic needles and syringes to be used for the administration. The furosemide must be administered under the supervision of a person employed by the commission.

A horse on the official furosemide list must show a detectable concentration of the drug in the ~~postrace~~ post-race serum, plasma, or urine sample.

**REPEALER.** *Minnesota Rules*, part ~~7883.0100~~ 7883.0140, subparts 20 and 29, are repealed.

# Expedited Emergency Rules

Provisions exist for the Commissioners of some state agencies to adopt expedited emergency rules when conditions exist that do not allow the Commissioner to comply with the requirements for emergency rules. The Commissioner must submit the rule to the attorney general for review and must publish a notice of adoption that includes a copy of the rule and the emergency conditions. Expedited emergency rules are effective upon publication in the State Register, and may be effective up to seven days before publication under certain emergency conditions.

Expedited emergency rules are effective for the period stated or up to 18 months. Specific *Minnesota Statute* citations accompanying these expedited emergency rules detail the agency's rulemaking authority.

**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 Natural Resources Adopted Expedited Emergency Game and Fish Rules: Fall Wild Turkey Hunting; Prairie Chicken Hunting (Republished with corrected date of signature below.)

**NOTICE IS HEREBY GIVEN** that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b). The statutory authority for the contents of the rule is *Minnesota Statutes*, sections 97A.434, 97A.435, 97B.711, 97B.716, and 97B.723.

The emergency conditions that do not allow compliance with *Minnesota Statutes*, sections 97A.0451 to 97A.0459, are that population and harvest data needed for setting quotas and areas are only available on an annual basis. Population and harvest data collected through prairie chicken registration is no longer necessary. Prairie chicken populations are stable and can be managed using data collected through annual mail surveys.

May 1, 2008

Mark Holsten, Commissioner  
Department of Natural Resources

### 6236.0700 FALL TURKEY SEASON.

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

Subp. 4. **Open areas.** Wild turkey permit areas are open for the fall turkey season as prescribed by the commissioner. Turkey licenses are valid for taking turkeys only in the wild turkey permit area specified on the license. Permit areas shall be identified in application materials and on electronically issued licenses by their three-digit number. Wild turkey permit areas are open for the 2008 fall season as described in subpart 6.

[For text of subp 5, see M.R.]

Subp. 6. **Turkey hunt quotas.** Permit quotas for the 2008 fall season are as follows:

2008 Wild Turkey Permit Area Quotas (Fall) Permit Quota by Time Period		
Wild Turkey Permit Area Number	A October 15-19, 2008	B October 22-26, 2008
<u>157</u>	<u>25</u>	<u>25</u>
<u>213</u>	<u>25</u>	<u>25</u>
<u>214</u>	<u>50</u>	<u>50</u>
<u>215</u>	<u>150</u>	<u>150</u>
<u>221</u>	<u>60</u>	<u>60</u>
<u>222</u>	<u>50</u>	<u>50</u>
<u>223</u>	<u>100</u>	<u>100</u>
<u>227</u>	<u>75</u>	<u>75</u>
<u>229</u>	<u>10</u>	<u>10</u>
<u>236</u>	<u>150</u>	<u>150</u>
<u>239</u>	<u>150</u>	<u>150</u>
<u>240</u>	<u>100</u>	<u>100</u>
<u>248</u>	<u>25</u>	<u>25</u>
<u>249</u>	<u>25</u>	<u>25</u>

# Expedited Emergency Rules

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<u>262</u>	<u>10</u>	<u>10</u>
<u>338</u>	<u>90</u>	<u>90</u>
<u>339</u>	<u>90</u>	<u>90</u>
<u>341</u>	<u>250</u>	<u>250</u>
<u>342</u>	<u>175</u>	<u>175</u>
<u>343</u>	<u>125</u>	<u>125</u>
<u>344</u>	<u>100</u>	<u>100</u>
<u>345</u>	<u>90</u>	<u>90</u>
<u>346</u>	<u>150</u>	<u>150</u>
<u>347</u>	<u>75</u>	<u>75</u>
<u>348</u>	<u>125</u>	<u>125</u>
<u>349</u>	<u>225</u>	<u>225</u>
<u>412</u>	<u>10</u>	<u>10</u>
<u>420</u>	<u>20</u>	<u>20</u>
<u>422</u>	<u>10</u>	<u>10</u>
<u>425</u>	<u>20</u>	<u>20</u>
<u>428</u>	<u>10</u>	<u>10</u>
<u>431</u>	<u>10</u>	<u>10</u>
<u>433</u>	<u>10</u>	<u>10</u>
<u>440</u>	<u>10</u>	<u>10</u>
<u>442</u>	<u>125</u>	<u>125</u>
<u>443</u>	<u>50</u>	<u>50</u>
<u>446</u>	<u>10</u>	<u>10</u>
<u>447</u>	<u>10</u>	<u>10</u>
<u>448</u>	<u>15</u>	<u>15</u>
<u>449</u>	<u>15</u>	<u>15</u>
<u>450</u>	<u>10</u>	<u>10</u>
<u>459</u>	<u>10</u>	<u>10</u>
<u>461</u>	<u>110</u>	<u>110</u>
<u>462</u>	<u>110</u>	<u>110</u>
<u>463</u>	<u>10</u>	<u>10</u>
<u>464</u>	<u>35</u>	<u>35</u>
<u>465</u>	<u>40</u>	<u>40</u>
<u>466</u>	<u>80</u>	<u>80</u>
<u>467</u>	<u>50</u>	<u>50</u>
<u>601</u>	<u>500</u>	<u>500</u>
<u>Subtotals</u>	<u>3,780</u>	<u>3,780</u>
<u>Grand Total</u>		<u>7,560</u>

## 6237.0400 TAKING PRAIRIE CHICKENS.

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

Subp. 4. **Open areas.** Prairie chicken permit areas are open for the prairie chicken season as prescribed by the commissioner. Prairie chicken licenses are valid only in the prairie chicken permit area specified on the license. Permit areas shall be identified in application materials and on electronically issued licenses by a three-digit number plus a letter. The following prairie chicken permit areas are open with prescribed quotas for the 2008 season:

<u>Permit Area</u>	<u>Quota</u>
<u>801A</u>	<u>10</u>
<u>802A</u>	<u>10</u>
<u>803A</u>	<u>10</u>
<u>804A</u>	<u>17</u>
<u>805A</u>	<u>20</u>

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# Expedited Emergency Rules

<u>806A</u>	<u>17</u>
<u>807A</u>	<u>25</u>
<u>808A</u>	<u>20</u>
<u>809A</u>	<u>20</u>
<u>810A</u>	<u>27</u>
<u>811A</u>	<u>10</u>
<u>Total</u>	<u>186</u>

[For text of subp 5, see M.R.]

**REPEALER.** *Minnesota Rules*, parts 6237.0600; and 6237.0700, are repealed.

**EFFECTIVE PERIOD.** The emergency amendments to *Minnesota Rules*, parts 6236.0700, 6236.0810, and 6237.0400, expire December 31, 2008. The repeal of *Minnesota Rules*, parts 6237.0600 and 6237.0700, expire December 31, 2008. After the emergency amendments and repealer expire, the permanent rules as they read prior to those amendments or repealer again take effect, except as they may be amended by permanent rule.

## 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.

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# Official Notices

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## Department of Health

### Division of Compliance Monitoring

### Managed Care Systems Section

### Notice of Application for Essential Community Provider Status

**NOTICE IS HEREBY GIVEN** that applications for designation as an Essential Community Provider (ECP) have been submitted to the Commissioner of Health by the following entities: 1.) Jewish Family and Children's Service of Minneapolis, 13100 Wayzata Blvd., Suite 400, Minnetonka, MN 55305; 2.) Assessment & Counseling Services of North Homes, Inc., 210 Beltrami Avenue, Bemidji, MN 56601; and 3.) Universal Medical Services, Inc., d/b/a AXIS Medical Center, 1801 Nicollet Avenue South, Minneapolis, MN 55403.

An ECP is a health care provider that serves high-risk, special needs, and underserved individuals. In order to be designated as an ECP, a provider must demonstrate that it meets the requirements of *Minnesota Statutes* Section 62Q.19 and *Minnesota Rules* Chapter 4688. The public is allowed 30 days from the date of the publication of this notice to submit written comments on the application. The commissioner will approve or deny the application once the comment period and compliance review is complete.

For more information contact:

Mary Ann Fena  
Managed Care Systems Section  
Division of Compliance Monitoring  
Department of Health  
P.O. Box 64882  
St. Paul, MN 55164-0882  
**Phone:** (651) 201-5164

## Department of Human Services

### Adult Mental Health Division

### Request for Public Input on State Plan to Expand Community-Based System for Providing Mental Health Services for Adults with Serious Mental Illness and Children with Severe Emotional Disturbances

The Minnesota Department of Human Services (DHS) is seeking public comment into the update and implementation of the State plan for 2009 to expand the community-based system for providing mental health services for adults with serious mental illness and children with severe emotional disturbances.

As an ongoing process, the federal Secretary of the Department of Health and Human Services, through the Center for Mental Health Services, Substance Abuse and Mental Health Services Administration (SAMHSA), awards Block Grants to States to establish or expand this community-based system. DHS is required to submit a grant application that includes the State plan. The annual federal grant to Minnesota is currently about \$7 million. The funds are to be used to carry out the State plan contained in the application, to evaluate programs and services set in place under the plan, and to conduct planning, administration and educational activities related to the provision of services under the plan.

The key goals of the plan and the grant funding are:

- Access to a comprehensive system of care, including employment, housing, case management, rehabilitation, dental and health services, along with mental health services and supports;
- Participation of consumers/survivors and their families in planning and evaluation of state systems;
- Access for underserved populations, including homeless people and rural populations;
- Promoting recovery, resiliency for children, and community integration of people with psychiatric disabilities; and,
- Accountability through uniform reporting on access, quality, and outcomes of services.



The 2003 Final Report of the President's New Freedom Commission on Mental Health entitled "Achieving the Promise: Transforming Mental Health Care in America" (<http://www.mentalhealthcommission.gov/reports/FinalReport/toc.html>) recommends six broad goals for a transformed public mental health system that would promote recovery from mental illness:

1. Americans understand that mental health is essential to overall health;
2. Mental health care is consumer and family-driven;
3. Disparities in mental health services are eliminated;
4. Early mental health screening, assessment and referral are common practice;
5. Excellent mental health care is delivered and research is accelerated; and,
6. Technology is used to access mental health care and information.

DHS is preparing the 2009 update of Minnesota's approved plan for Federal Fiscal Years 2008 to 2010 for consideration by SAMHSA. The plan/grant application includes:

- an overview of Minnesota's mental health system,
- identified areas where particular attention is needed,
- significant achievements in previous year,
- new developments and issues,
- legislative initiatives and changes,
- description of regional and county programs,
- strengths and weaknesses of the service system,
- unmet service needs and critical gaps in the current system,
- state priorities and plans to address unmet needs,
- goals and measurable targets the state plans to achieve annually, and
- the proposed use of the federal block grant funds for the upcoming year.

An annual implementation report is completed later each calendar year which:

- reports on the state's progress in meeting the goals and targets in the previous year's plan,
- provides mental health data and information on a common national data collection system, and
- reports how the state uses the grant funds.

Public input is sought into the update and implementation of the three-year plan and grant application. Inputs on development of the plan/grant application must be submitted no later than close of business on August 15, 2008 for consideration for inclusion in the 2009 plan submission. Ongoing input is encouraged and will be considered on an ongoing basis. Please provide written input to Richard Seurer by mail at Mental Health Division, Minnesota Department of Human Services, PO Box 64981, St. Paul, Minnesota 55164-0981 or by e-mail: [Richard.Seurer@state.mn.us](mailto:Richard.Seurer@state.mn.us).

The current 2008-2010 plan is available online. The federal Substance Abuse and Mental Health Services Administration/Center for Mental Health Services has a new Web-based application/reporting system called the Web Block Grant Application System (BGAS) for this grant program. To view Minnesota's 2008-2010 FBG application, Minnesota citizens can log in at <https://bgas.samhsa.gov/cmhs2008/>; on the left side of the screen, where it says "Login" with: **Username:** MN\_citizen **Password:** St.Paul#29553. You will be able to review Minnesota's plan, although changes to the plan cannot be made to the plan. Please note that the application is divided into several sections; and you will have to open each section separately. After selecting a section of the plan, you should click on the Narrative File pdf.

The 2007 (the most recent) Implementation Report is available on DHS' website:

1. *Minnesota's Community Mental Health Services 2007 Implementation Report* (PDF) 105 pages.
2. *Uniform Data on Public Mental Health System Basic Tables for 2007 Report* (PDF) 43 pages. Uniform Data on Public Mental Health Systems for each state from 2006 is available on the *Center for Mental Health Services Web site*
3. *State Mental Health Advisory Council Letter* (PDF) 2 pages.

# Official Notices

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## Minnesota Department of Natural Resources

### Regional Operations-Central Region

#### Notice of Proposed Classification of State Forest Lands In Southern Minnesota Forest Access Planning Unit Minnesota with Respect to Motor Vehicle Use

**NOTICE IS HEREBY GIVEN** that the Commissioner of the Minnesota Department of Natural Resources (DNR) proposes to classify all State Forest Lands within Southern Minnesota, including lands within the Sand Dunes State Forest, Birch Lakes State Forest, Richard J. Dorer Memorial Hardwood State Forest and state forest lands in Benton, Dakota, Fillmore, Goodhue, Hennepin, Houston, Kandiyohi, Le Sueur, Martin, Meeker, Morrison, Nicollet, Olmsted, Rice, Sherburne, Sibley, Stearns, Wabasha, Winona, Yellow Medicine Counties, with respect to motor vehicle operation. The proposal is to assign all state lands under the authority of the Commissioner, to one of the following classes: (pursuant to *MN Rules Chapter 6100.1950*).

**“Managed”**, in which forest roads and trails are open for motor vehicle use unless posted closed;

**“Limited”**, in which forest roads are open to motor vehicle use unless posted closed, and forest trails are closed to motor vehicle use unless posted open, or

**“Closed”**, in which forest roads are open only to motor vehicles licensed for highway use. No off-highway vehicles are permitted, except for operation on frozen public waters. Snowmobiles may operate on designated trails only in closed forests.

This proposal covers the Sand Dunes State Forest, Birch Lakes State Forest, Richard J. Dorer Memorial Hardwood State Forest, and scattered forest lands under the authority of the Commissioner located outside of State Forest boundaries in the Southern Minnesota Forest Access Planning Unit. In total, just over 59,000 acres of state forest land, and 384 miles of roads, trails and non-designated routes were evaluated with respect to motor vehicle use. In conjunction with the proposed classification, the DNR has developed a road and trail designation proposal that identifies those routes on state forest lands that will remain open to motorized vehicle use and those that will be designated for equestrian and mountain biking use.

The DNR will hold two public meetings on this proposal, the first on Wednesday, September 10, 2008 at the Sherburne County Government Center located at 13880 Highway 10, Elk River, MN 55330 and the second on Thursday, September 11, 2008 at the People’s Co-op located at 3935 Highway 14 East, Rochester, MN 55904. Both meetings will run from 6:00 p.m. to 8:30 p.m.

The first hour of each meeting will allow people to informally review the plan, maps and other summary materials. DNR representatives will be on hand to answer questions regarding motorized and non-motorized access planning for public forest lands in the county. During the remainder of the meeting, the DNR will present its proposal and respond to questions and comments. Written comments will also be accepted.

The DNR’s Forest Classification & Route Designation Proposal, supporting maps and other materials, are available at [www.dnr.state.mn.us](http://www.dnr.state.mn.us). Copies of the documents may also be viewed at the DNR Rochester Area Office, 2300 Silver Creek Rd NE, Rochester, MN 55906; or the DNR Central Region Headquarters, 1200 Warner Road, St Paul, MN 55106 or are available upon request from:

Michele Hanson, Region Planner  
Minnesota Department of Natural Resources  
1200 Warner Road  
St. Paul, MN 55106  
**Phone:** (651) 259-5785  
**Toll Free:** 1-888-MINNDNR  
**E-mail:** [michele.hanson@dnr.state.mn.us](mailto:michele.hanson@dnr.state.mn.us)

Written comments on the proposal may be submitted to the above address until 4:30 p.m. on Friday, September 12, 2008.

Forrest Boe, Director Division of Trails and Waterways  
Minnesota Department of Natural Resources

## **Minnesota Pollution Control Agency**

### **Advanced Notice of Planned Rulemaking and Request for Comments on Planned Amendments to *Minnesota Rules*, Chapters 7001 and 7035, to Reduce Ground Water Risks and Financial Risks When Locating Solid Waste Land Management Units (Landfills) by Applying Improved Siting Criteria and Enhanced Financial Assurance**

**Subject of Rules.** Pursuant to a May 2008 directive from the Minnesota Legislature (Legislature), the Minnesota Pollution Control Agency (Agency) requests comments on its planned amendment to rules to reduce ground water risks and financial risks when locating solid waste landfills. The Agency plans to address, in these rules, where solid waste landfills may be located based on geologic, hydrologic and other relevant physical site conditions (together called “*intrinsic suitability*”); other considerations relevant to risk management may include waste characteristics and site infrastructure. The Agency also will address financial assurance for solid waste landfills, as directed by the Legislature. Subject to further direction from the Legislature, the Agency plans to coordinate the following steps:

- The Agency will organize a work group (the Construction, Demolition and Industrial (CDI) Wastes Landfill Work Group) with the legislatively specified sector representation on July 14, 2008. This work group is to study the land disposal of CDI wastes and is to report its findings and recommendations to the Legislature by January 15, 2009 (see 2008 *Minn. Laws* ch. 363, art. 5, sec. 34).

- After January 15, 2009, the Agency expects the CDI Landfill Work Group to continue as a stakeholder/advisory work group advising the Agency on this related rulemaking. The Agency may augment membership of the work group at that time to support its revised role because the rule scope as defined by the Legislature includes solid wastes beyond the CDI categories.

- The Agency will draft rules regarding solid waste landfill siting and financial assurance to reduce risks to ground water (see 2008 *Minnesota Laws* ch. 363, art. 5, sec. 24).

- By January 15, 2010, the Agency must deliver a report to the Legislature “on proposed rules, under *Minnesota Statutes* § 116.07, subd. 4, to prohibit the disposal of solid waste in specific areas due to the sensitivity of the area to ground water contamination” (see 2008 *Minnesota Laws* ch. 363, art. 5, sec. 33).

- Following its January 15, 2010, rules report to the Legislature, the Agency plans to proceed to develop and propose rules consistent with the rules report.

**Persons Affected.** The amendment to the rules would likely affect all groups or citizens in Minnesota who utilize landfills or ground water, or that could be harmed by an improperly located or engineered landfill.

**Statutory Authority.** *Minnesota Statutes* § 116.07, subd. 4 authorizes the Agency to adopt rules relating to the disposal of solid waste. *Minnesota Statutes* § 115.03, subd. 1 authorizes the Agency to adopt or modify rules to prevent water pollution. 2008 *Minnesota Laws* ch. 363, art. 5, sec. 33 and 34 also provide the Agency with authority for this planned rulemaking.

**Public Comment.** Interested persons or groups may submit comments or information on these planned rule amendments to the listed Agency contact until 4:30 p.m. on Thursday, January 15, 2009. In addition to this request, the Agency has established a page on its Web site, [www.pca.state.mn.us](http://www.pca.state.mn.us), to provide further information about this possible rulemaking and to provide further information about the stakeholder process. Although you may submit comments to the Agency contact person at any time during this comment period, please also feel welcome to visit the Agency Web site for project updates.

The Agency invited mandated sectors and other interested parties to send representatives to participate in a preliminary organizational meeting of the CDI Landfill Work Group that will convene at the Agency on July 14, 2008. After that preliminary meeting, the Agency will name members of the work group, consistent with the sector participation mandated by the Legislature, and the work group will set up a schedule of further meetings.

With this request, the Agency is initiating the rulemaking process by seeking general comments and by seeking those parties who wish to receive future notification regarding this rule. When the stakeholder process has been completed, proposed rules will be drafted and

# Official Notices

published in the *State Register* for public comment for a period of at least 30-days. If you are interested in being directly notified when proposed rules are published for public comment, please advise the listed Agency contact person.

**Rules Drafts.** The Agency has not yet prepared a draft of the planned rules. These rules may not be available for public comment until published in the *State Register*. Interested parties may request the Agency contact person to notify them when a draft rule is made available or published for comment.

**Agency Contact Person.** Written or oral comments, questions or requests to receive notice when the draft rules are available, or requests for more information should be directed to:

Nathan Cooley  
Minnesota Pollution Control Agency  
520 Lafayette Road North,  
St. Paul, MN 55055-4194  
**Telephone:** (651) 297-7544, or  
**TTY:** (651) 282-5332  
**E-mail:** [nathan.cooley@pca.state.mn.us](mailto:nathan.cooley@pca.state.mn.us)

**Alternative Format.** Upon request, this Request for Comments can be made available in an alternative format, such as large print, Braille, or cassette tape. Make such requests to the Agency contact person.

**Note:** The Administrative Procedures Act requires the Agency to include in the formal rulemaking record only those comments received after rules are published for public comment. If you submitted comments in response to this Request or during the development of these rules and you want to ensure that those comments become part of the official record that is considered by the Administrative Law Judge in promulgating these rules, you must resubmit the comments after the rules are formally proposed.

Dated: June 27, 2008

Brad Moore, Commissioner  
Minnesota Pollution Control Agency

## 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.

## Grant Applicants

Have you checked up on all the “active” state grants? A “Contracts & Grants” section is available that lists all grants and contracts open for bid. Open the *State Register* and click on Bookmarks in the upper left corner. You will see a list of ALL the current rules, with an INDEX, and previous years’ indices, as well as a list of all contracts and grants open for bid. Subscribe and receive LINKS to the *State Register*. You also receive Subscriptions cost \$180 a year (an \$80 savings). Here’s what you receive via e-mail:

- Word Search Capability
- LINKS, LINKS, LINKS
- Easy Access to *State Register* Archives
- Updates to Index to Vol. 31
- “Contracts & Grants” Open for Bid
- Early delivery, on Friday
- E-mailed to you . . . its so easy
- Indexes to Vols. 31, 30, 29, 28 and 27

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](mailto:cathy.hoekstra@state.mn.us)

### Office of Higher Education (OHE)

#### Notice of Request for Proposals: Get Ready/GEARUP Program Evaluation Study

The Minnesota Office of Higher Education is requesting proposals from qualified professionals to conduct cost benefit and cost effectiveness studies for the evaluation of its Get Ready/GEARUP Program. Proposals must be submitted no later than 4:00 p.m. (Central Daylight Time), August 4, 2008.

The Request for Proposals (RFP) does not obligate the Minnesota Office of Higher Education to complete this project, and the agency reserves the right to cancel the solicitation if it is considered to be in its best interest.

Copies of the complete RFP are available at the OHE website, <http://www.ohe.state.mn.us>, or by contacting:

Kathy Hill, Program Evaluation and Research Manager  
Get Ready/GEAR UP Program  
Minnesota Office of Higher Education  
1450 Energy Park Drive, Suite 350  
St. Paul, MN 55108-5227  
**Phone:** (651) 259-3934  
**E-mail:** [Kathy.hill@state.mn.us](mailto:Kathy.hill@state.mn.us)

### Office of Higher Education [OHE]

#### Notice of Request for Proposals: Statistical Research and Measurement Consulting for Get Ready/GEAR UP Program

The Minnesota Office of Higher Education is requesting proposals from qualified professionals to provide measurement consulting services and conduct a statistical research project for its Get Ready/GEARUP Program. Proposals must be submitted no later than 4:00 p.m. (Central Time), August 4, 2008.

The Request for Proposals (RFP) does not obligate the Minnesota Office of Higher Education to complete this project, and the agency reserves the right to cancel the solicitation if it is considered to be in its best interest.

Copies of the complete RFP are available at the OHE website, <http://www.ohe.state.mn.us>, or by contacting:

Kathy Hill, Program Evaluation and Research Manager  
Get Ready/GEAR UP Program  
Minnesota Office of Higher Education  
1450 Energy Park Drive, Suite 350  
St. Paul, MN 55108-5227  
**Phone:** (651) 259-3934  
**E-mail:** [Kathy.hill@state.mn.us](mailto:Kathy.hill@state.mn.us)

### Minnesota Historical Society

#### Historic Preservation Grant Application Deadlines

The Minnesota Historical Society announces a fall grants cycle for the State Capital Projects Grants-in-Aid Program to assist historic preservation projects. These funds were allocated to the Minnesota Historical Society in the 2008 Legislative Session.

The primary recipients are public entities as defined in state law, including county and local jurisdictions, or projects sponsored by an eligible governmental unit. To be funded, projects must serve a public purpose and the property must be in public ownership. The two

# State Grants & Loans

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eligible project categories are restoration/preservation and building systems/accessibility. Grant recipients must match state funds on at least an equal basis. Approximately \$700,000 will be awarded during the fall grants cycle.

Deadlines for the fall grants cycle are:

*July 25, 2008:*

**Pre-application due**

*August 29, 2008:*

**Application due**

*October 3, 2008:*

**Grants Review Committee meets**

To request grant information materials and application forms, or for more information, call (651) 259-3458, e-mail: [mandy.skypala@mnhs.org](mailto:mandy.skypala@mnhs.org), or write to the Grants Office, Minnesota Historical Society, 345 Kellogg Blvd. West, Saint Paul, MN 55102-1906. Application materials can also be downloaded from the Minnesota Historical Society's website at: [www.mnhs.org/capitalgrants](http://www.mnhs.org/capitalgrants)

## Minnesota Department of Human Services

### Chemical & Mental Health Services Administration

#### Notice of Change of Deadline for Submission of Proposals in response to the Request for Proposals to Establish Preferred Integrated Networks (PINs) for Adults with a Serious Mental Illness and Children with an Emotional Disturbance

**NOTICE IS HEREBY GIVEN** that the Minnesota Department of Human Services is extending the deadline for submission of proposals in response to it requesting proposals to demonstrate the integration of physical and mental health services within prepaid health plans and their coordination with social services in accordance with *Minnesota Statutes* section 245.4862, subdivision 3. Original notice for this request for proposals was published in the *State Register* on March 31, 2008.

The deadline for submitting proposals in response to this request has been extended to no later than 4:00 p.m., Central Time, August 22, 2008.

Late proposals will not be considered. Fax or e-mailed proposals will NOT be considered.

For more information, or to obtain a copy of the amended Request for Proposal, contact:

Don Allen

Department of Human Services

Chemical & Mental Health Services Administration

P.O. Box 64985

St. Paul, MN 55164-0985

**Phone:** (651) 431-2325

**Fax:** (651) 431-7418

**E-mail:** [don.allen@state.mn.us](mailto:don.allen@state.mn.us)

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



# 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](http://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.

**Requirements:** There are no statutes or rules requiring contracts to be advertised for any specific length of time, but the Materials Management Division strongly recommends meeting the following requirements:

- \$0 - \$5000 does not need to be advertised. Contact the Materials Management Division: (651) 296-2600
- \$5,000 - \$25,000 should be advertised in the *State Register* for a period of at least seven calendar days;
- \$25,000 - \$50,000 should be advertised in the *State Register* for a period of at least 14 calendar days; and
- anything above \$50,000 should be advertised in the *State Register* for a minimum of at least 21 calendar days

## How to Work with Contracts

A summarized "Contracts & Grants" section of all contracts and grants open for bid is available only to subscribers. Obtain MORE and FASTER information with a SUBSCRIPTION to the *State Register*. You also receive LINKS to the *State Register*. Open the *State Register* and click on Bookmarks in the upper left corner. You will see a list of the contents of the current issue, with an INDEX, and previous years' indices. You also receive "Contracts & Grants." Here's what you receive via e-mail:

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## Department of Administration Real Estate Management Division Notice of State Real Property in Golden Valley For Sale

**NOTICE IS HEREBY GIVEN** that the Department of Administration is offering for sale by sealed bid the vacant lot located at 228 Meander Road in Golden Valley. The lot is approximately 1.3 acres in size and is located in a residential neighborhood adjacent to the Perpich Center for Arts Education. The minimum bid is \$119,000. To obtain a copy of the complete bid package, visit

[www.admin.state.mn.us/recs/sas/sas-psl.html](http://www.admin.state.mn.us/recs/sas/sas-psl.html),

send an e-mail to [susan.maki@state.mn.us](mailto:susan.maki@state.mn.us), or call (651) 201-2549. Written bids must be received no later than 2:30 p.m. on Wednesday, August 6, 2008.

## Department of Administration Real Estate & Construction Services Division Notice of State Real Property Near A-Gwah-Ching Regional Treatment Center for Sale

**NOTICE IS HEREBY GIVEN** that the Department of Administration is offering for sale by sealed bid the real property located to the north of the former Ah-Gwah-Ching Regional Treatment Center in Cass County, Minnesota. The tract is approximately 55 acres in size. The minimum bid is \$460,000. To obtain a copy of the complete bid package, visit [www.admin.state.mn.us/recs/sas/sas-psl.html](http://www.admin.state.mn.us/recs/sas/sas-psl.html), send an **e-mail** to [susan.maki@state.mn.us](mailto:susan.maki@state.mn.us), or call (651) 201-2549. Written bids must be received no later than 2:30 p.m. on Tuesday, August 12, 2008.

# State Contracts

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## Department of Administration State Designer Selection Board University of Minnesota

### Notice of Availability of Request for Proposal (RFP) for Designer Selection for: Center for Magnetic Resonance Research (Project No. 08-05)

The State of Minnesota, acting through its Board of Regents for the University of Minnesota, 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 University of Minnesota Capital Planning and Project Management website:  
<http://www.cppm.umn.edu/purchasing/rfp.html>, click on "CMRR."

Proposals must be delivered to Alisha Cowell, Executive Secretary, State Designer Selection Board, 200 Administration Building in the Commissioner's Office, 50 Sherburne Ave., St. Paul, MN 55155, **phone:** (651) 201-2627, **not later than 1:00 P.M. CDT, July 21st.** Late responses will not be considered.

The University 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.

## Department of Administration State Designer Selection Board University of Minnesota

### Notice of Availability of Request for Proposal (RFP) for Designer Selection for: Physics and Nanotechnology Building (Project No. 08-08)

The State of Minnesota, acting through its Board of Regents for the University of Minnesota, 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 University of Minnesota Capital Planning and Project Management website:  
<http://www.cppm.umn.edu/purchasing/rfp.html>, click on "Physics and Nanotechnology."

A **mandatory informational meeting** is tentatively scheduled for **3:30 p.m., July 16<sup>th</sup> in Room 317/18 Donhowe Building, 319 – 15<sup>th</sup> Avenue SE, Minneapolis.** All firms interested in this project should attend this meeting. Project questions will also be taken at this meeting.

Proposals must be delivered to Alisha Cowell, Executive Secretary, State Designer Selection Board, 200 Administration Building in the Commissioner's Office, 50 Sherburne Ave., St. Paul, MN 55155, **phone:** (651) 201-2627, **not later than 1:00 P.M., July 21st.** Late responses will not be considered.

The University 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.

**Department of Administration  
State Designer Selection Board  
University of Minnesota/Minnesota State Colleges and Universities  
Notice of Availability of Request for Proposal (RFP) for Designer Selection for:  
Allied Health Building Renovation (Project No. 08-09)**

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of St. Cloud Technical College, 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 Minnesota State Colleges Universities website,  
<http://www.finance.mnscu.edu/facilities/index.html> click on "Announcements."

A copy of the pre-design is available for review at <http://www.finance.mnscu.edu/facilities/index.html>. An informational meeting is scheduled for 1:00 PM, Tuesday, July 8, 2008 in the lower level classroom of the Health Partners building, 1245 15<sup>th</sup> Street North, St. Cloud, MN. All firms interested in this meeting should contact Lori Kloos, at (320) 308-5026 or [lkloos@sctc.edu](mailto:lkloos@sctc.edu) to sign up to attend the meeting. Project questions will also be taken by this individual.

Proposals must be delivered to Alisha Cowell, Executive Secretary, State Designer Selection Board, 200 Administration Building in the Commissioner's Office, 50 Sherburne Ave., St. Paul, MN 55155, **phone:** (651) 201-2627, not later than **1:00 P.M., July 14, 2008**. 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 Administration  
State Designer Selection Board  
Notice of Availability of Request for Proposal (RFP) for Designer Selection for:  
National Guard Field Maintenance Shop (FMS) at Mankato, Minnesota (Project  
No. 08-12)**

The State of Minnesota, Department of Administration 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 Minnesota National Guard's website <http://www.MinnesotaNationalGuard.org/rfp>.

The Predesign Draft Report, dated May 2008 by Burns & McDonnell is available for view at  
<http://www.MinnesotaNationalGuard.org/rfp>.

A **mandatory informational meeting** is scheduled for **Monday, July 7, 2008 at 10:30 a.m.** at the National Guard Armory, 100 Martin Luther King Drive, Mankato, Minnesota 56001. All firms interested in this meeting should contact Patrick Rolph at (320) 616-2612 or [pat.rolph@mn.ngb.army.mil](mailto:pat.rolph@mn.ngb.army.mil) to sign up to attend the meeting. Project questions will also be taken by this individual

Proposals must be delivered to Alisha Cowell, Executive Secretary, State Designer Selection Board, 200 Administration Building in the Commissioner's Office, 50 Sherburne Ave., St. Paul, MN 55155, **phone:** (651) 201-2627, **not later than 1:00 P.M. CDT Monday, July 14, 2008**. Late responses will not be considered.

The Minnesota National Guard 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

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### Minnesota State Colleges and Universities (MnSCU)

#### Anoka Technical College

#### Request for Information to Provide a Hybrid College Bookstore for Anoka Technical College

Anoka Technical College currently sells textbooks online only via eCampus, an online seller of books. As part of Anoka Technical College's continuous improvement process, the college is entertaining proposals from a vendor to operate a "hybrid bookstore" for the college. A hybrid bookstore is defined as a bookstore that sells college textbooks, materials and logo-wear on the college site as well via the Internet.

Full copies of the RFI can be obtained by contacting Pamela Mogensen, Purchasing Agent, Anoka Technical College at (763) 576-4785 or via e-mail to: [pmogensen@anokatech.edu](mailto:pmogensen@anokatech.edu). Proposals are due no later than 2:00 p.m. CST on Monday, July 28, 2008.

### Minnesota State Colleges and Universities (MnSCU)

#### Office of the Chancellor

#### Request for Bid for Printing Translated Language Brochure Series "Make College a Part of Your Future"

The Office of the Chancellor is requesting bids from qualified vendors for the 4-color printing of "Make College a Part of Your Future" brochure series, which will be printed in nine languages.

Print specifications are available by visiting the website: [www.mnscu.edu/makecollegerfb](http://www.mnscu.edu/makecollegerfb). Sealed bids must be received by FRIDAY, JULY 25, 2008, 2:00 pm CST.

This request does not obligate Minnesota State Colleges and Universities to complete the proposed project, and the system reserves the right to cancel this solicitation if it is considered to be in its best interest.

The Minnesota State Colleges and Universities system is an Equal Opportunity employer and educator.

### Minnesota State Colleges and Universities (MnSCU)

#### Dakota County Technical College

#### Request for Proposals for Electric Maintenance Services

**NOTICE IS HEREBY GIVEN** that Dakota County Technical College will receive proposals for Electrical Maintenance Services on our campus. Deadline for receipt of proposals is 2:00 p.m. on Monday, July 14, 2008. Late proposals will not be considered. Copies of the complete Request for Proposals are available from Paul Demuth, Dakota County Technical College, 1300 145<sup>th</sup> ST. East, Rosemount, MN 55068. **Phone:** (651) 423-8370. **E-mail:** [Paul.Demuth@dctc.edu](mailto:Paul.Demuth@dctc.edu).

This Request for Proposal does not obligate the College to complete the proposed contract, and the College reserves the right to cancel the solicitation if it is considered to be in its best interest.

# **Minnesota State Colleges and Universities (MnSCU)**

## **North Hennepin Community College**

### **Request for Proposal for a Media Purchasing Agent for 2008 -2009**

North Hennepin Community College (NHCC) is requesting proposals for a media purchasing agent who will provide advertising/media planning, negotiating, placement, ad traffic management, auditing and record keeping with multiple media outlets.

North Hennepin Community College, is a member of the Minnesota State Colleges and Universities System and is one of the largest community colleges in the state. Annually, the college serves more than 9,230 students of all ages as they pursue associate degrees that transfer as the first two years of a bachelor's degree, or certificate programs that lead immediately to rewarding careers. An additional 6,600 people from 260+ organizations participate in our continuing education and customized training programs.

#### **Overview of the Project**

##### **OBJECTIVES**

The purpose of this project is to:

1. To design a media plan that aligns with the recruitment and marketing objectives of North Hennepin Community College.
2. Choose the most effective media outlets (according to target location and audience) and placement timing (according to college events and application/registration cycles).
3. To negotiate the best price on media buys.
4. To coordinate ad specs and deadlines to college's design team and supply the correct creative materials to media outlets.
5. To audit placement of ads and track number of viewers.
6. To ensure accurate invoicing/record keeping of media buying process.
7. To provide competitive spending reports plus other qualitative and quantitative research as requested.

The selected firm will be accountable to the Director of Marketing and Communications of North Hennepin Community College. The selected firm will be responsible for consulting with the Director of Marketing and Communications in order to design a media plan and deliver outcomes for achieving the objectives listed above.

#### **Proposal Evaluation Criteria**

Criteria\* by which proposals will be judged:

1. **Quality/Comprehensive Proposal** – Weighted 40%
  - A detailed description of process for creating and delivering media plan
  - Recommended media mix to reach NHCC audiences
  - Capacity to provide required services to meet objectives listed in this proposal. Should also include qualifications of personnel to be assigned to North Hennepin Community College
  - Demonstrated ability to work with small media outlets, i.e. suburban and rural newspapers and radio stations
2. **Qualifications/References** – Weighted 30%
  - Located in the Twin Cities area and very familiar with available media outlets in the northwest metro area
  - Awareness and understanding of NHCC and higher education market
  - Relevant experience, including prior experience with Minnesota State Colleges and Universities
  - List of clients served
  - Samples of similar types of work done for other clients
3. **Cost/Value to North Hennepin Community College** – Weighted 30%
  - Provide detailed cost breakdown and explanation of how agency is paid
  - Detailed description of media buying and negotiating experience
  - Description of how success would be measured — tracking viewership of target audience.

#### **Process and Miscellaneous Information**

Direct Project Questions to:

Carmen Shoquist  
Director of Marketing and Communications

# State Contracts

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North Hennepin Community College  
7411 Eighty-fifth Avenue North  
Brooklyn Park, MN 55445  
**Phone:** (763) 424-0902  
**E-mail:** *carmen.shoquist@nhcc.edu*

Direct Proposals (by 5:00 p.m. July 14, 2008) to:

Carmen Shoquist  
North Hennepin Community College  
7411 Eighty-fifth Avenue North  
Brooklyn Park, MN 55445

**Project Timeline:** July 30, 2008 – June 30, 2009, extendable July 1, 2009 for up to four additional years

**Submission of proposals:** Deadline for receipt of proposals is 5:00 p.m. July 14, 2008.

Two copies of each proposal should be submitted and included in a sealed envelope which must be clearly marked on the outside “Media Purchasing Agent for FY09”. All proposals are due to the person noted above at the address noted, by 5:00 p.m. July 14, 2008. An officer of the submitting firm must sign all proposals. No late proposals will be accepted.

This request for proposal does not obligate North Hennepin Community College to complete the proposed project and the system reserves the right to cancel this solicitation if it is considered to be in its best interest. North Hennepin Community College reserves the right to reject any or all proposals, or portions thereof and to waive any irregularities or informalities in proposals received.

## Minnesota Historical Society

### Notice of Request for Bids for Harkin House and Store Historic Site Building and Site Preservation

#### Harkin Store Historic Site, New Ulm, Minnesota

The Minnesota Historical Society is seeking bids from qualified firms to provide all labor, materials, equipment, and supplies to preserve and restore the exterior and site of the Harkin House and Store Historic Site near New Ulm, Minnesota.

The Request for Bids is available by calling or writing Mary Green-Toussaint, Purchasing Coordinator, Minnesota Historical Society, 345 Kellogg Boulevard West, Saint Paul, Minnesota 55102. **Telephone:** (651) 259-3175; **e-mail:** *mary.green-toussaint@mnhs.org*.

A MANDATORY PRE-BID MEETING will be held at 11:00 A.M. Local Time on Tuesday, July 17, 2008.

All bids must be received by 2:00 P.M. Local Time on Tuesday, August 5, 2008. Late bids will not be considered.

Dated: July 7, 2008

## Minnesota State Lottery

### Request for Proposals for Sponsorship Agreements

#### Description of Opportunity

The Minnesota State Lottery develops sponsorship agreements throughout the year with organizations, events, and sports teams to create excitement for lottery players, to interest new players and increase the visibility of lottery games. The Lottery encourages and continually seeks new sponsorship agreements to help achieve current Lottery marketing goals.



## Proposal Content

A sponsorship proposal presented to the Lottery should meet the following three criteria:

**1. Maximize Lottery Visibility** – the event, sports or tie-in proposal should draw a large number of desired participants (typically 50,000 or more) whose demographics match the Lottery player profile. The Lottery is interested in effectively delivering its message of fun and entertainment to Minnesota adults whose demographics skew primarily towards those aged 25-64, with a household income of \$35,000-\$75,000, and having an educational background of some college or higher. The Lottery does not market to those under the age of 18, and family events with high levels of children present are generally not accepted. Attendance, on-site signage visibility and paid media exposure will be critical components that will be evaluated.

**2. Enhance Lottery Image-** – the event, sports or tie-in proposal should inherently project the attitude that the Lottery is a fun and socially acceptable part of the community. The Lottery's presence should fit well within the lineup of other sponsors. The Lottery is interested in creating opportunities whereby the sponsorship can translate into sales revenue, either via on-site sales from a Lottery booth, from sales-generating promotions with Lottery retailers or from joint programs with the sponsor's media partners.

**3. Provide Promotional Extensions** – the event, sports or tie-in proposal should offer exciting, value-added ways to interact with our players and have opportunities to motivate attendees, listeners and viewers to participate in and purchase Lottery games. The proposal must include proper staffing availability or other considerations to help the Lottery implement any appropriate promotional extension ideas.

Proposals should address all pertinent elements of the sponsorship and how the Lottery criteria as stated above and on the Evaluation Form are to be met. To view or print copies of the Request for Proposal go to: <http://www.mnlottery.com/vendorops.html>

This Solicitation does not obligate the state to award a contract or pursue a proposed sponsorship opportunity, and the state reserves the right to cancel the solicitation if it is considered to be in its best interest.

## Questions

Questions concerning this Solicitation should be directed to:

John Mellein, Marketing Director  
Minnesota State Lottery  
2645 Long Lake Road  
Roseville, MN 55113  
**Telephone:** (651) 635-8230  
**Toll-free:** (888) 568-8379 ext. 230  
**Fax:** (651) 297-7496  
**TTY:** (651) 635-8268  
**E-mail:** [johnm@mnlottery.com](mailto:johnm@mnlottery.com)

Other personnel are not authorized to answer questions regarding this Solicitation.

## Response Delivery

All responses must be in writing and delivered to the contact noted above. Proposals will be accepted on an ongoing basis.

## Department of Natural Resources Division of Lands and Minerals Notice of Request for Information (RFI) Regarding Land Records Information Systems

The Minnesota Department of Natural Resources (DNR) is engaged in a multi-year, multi-million dollar effort to modernize its land records processes and information systems. As part of that effort, it is exploring options for the replacement of its aging Land Records and Mineral Rights information systems. A contractor performed a land records needs assessment for the DNR in 2007. Working with a separate contractor, the DNR recently completed a more detailed, but still high-level, description of its requirements for a replacement

# State Contracts

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information system.

The DNR invites interested organizations to examine those requirements and submit information about how they might be satisfied. After it considers the information it gathers from those organizations that respond to this RFI, the DNR expects to make decisions about the overall architectural scheme for a new system and whether to buy or build various system components. Then it intends to issue one or more requests for proposals to acquire and configure, or design and develop, parts of a new land records system.

The complete RFI will be available from July 7, 2008 through August 1, 2008. It contains instructions governing the form and content of responses and describes a process in which potential respondents may ask questions before preparing their responses. Interested parties may download it at <ftp://ftp.dnr.state.mn.us/pub/outgoing/landrecordsrfi> or request a copy from:

Belem Escobedo  
Lands and Minerals Division – Box 45  
500 Lafayette Road  
St. Paul, MN 55155  
**E-mail:** [belem.escobedo@dnr.state.mn.us](mailto:belem.escobedo@dnr.state.mn.us)

Responses to the RFI should be received no later than August 5, 2008 at 4:00 p.m., CDT by:

Karl Olmstead  
Management Resources Bureau – Box 44  
500 Lafayette Road  
St. Paul, MN 55155

Late responses might not be considered. Responses submitted by fax or e-mail might not be considered.

This RFI is NOT a request for proposal, bid, or quotation. This RFI does not obligate the State to award a contract or proceed with the project. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

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

This document is available in alternative formats for persons with disabilities by calling Juanita Voigt at (651) 366-4774 for persons who are hearing or speech impaired by calling Minnesota Relay Service at (800) 627-3529.

Mn/DOT, worked in conjunction with the Consultant Reform Committee, the American Council of Engineering Companies of Minnesota (ACEC/MN), and the Department of Administration, to develop 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 awards most of its consultant contracts for highway-related technical activities using this method, however, Mn/DOT also reserves the right to use Request for Proposal (RFP) or other selection processes for particular projects. Nothing in this solicitation requires Mn/DOT to 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 for application. Applications are accepted on a continual basis. All expenses are 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 applications forms are available on Mn/DOT’s Consultant Services web site at: <http://www.dot.state.mn.us/consult>.

Send completed application material to:

Juanita Voigt  
Consultant Services  
Office of Technical Support  
Minnesota Department of Transportation  
395 John Ireland Blvd. Mail Stop 680  
St. Paul, Minnesota 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](http://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.

## Minnesota Department of Transportation (Mn/DOT) Office of Environmental Services Request for Proposals (RFP) Designing Site Specific Roadside Prairie or Grassland Seed Mixes

Notice of availability of a Contract to select a consultant to address the needs for both site-specific and uniform general native seed mixes. To do this, this project will examine what is already known about native seed mix design and apply it to roadside problem solving for new projects and for rehabilitation. A model for designing site specific seed mixes will be developed that can be used by other state's departments of transportation and other road agencies throughout the United States. The applicability of this model both to Minnesota and to other states is important because native grasslands exist to some extent in all states and grasslands are what road authorities need to reach their right of way vegetation goals. The successful responder will develop a "How to Manual for Designing Site Specific Roadside Prairie or Grassland Seed Mixes". The process of developing the manual will include a facilitated stakeholder process with hopes of achieving consensus on standards of seed cleaning and seed origin assurance.

The full RFP can be viewed on the Consultant Services Web Page at [www.dot.state.mn.us/consult/index.html](http://www.dot.state.mn.us/consult/index.html) 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:

Ashley Duran, Contract Administrator  
**E-mail:** [ashley.duran@dot.state.mn.us](mailto:ashley.duran@dot.state.mn.us)  
**Telephone:** (651) 366-4627

**Note: RESPONSES WILL BE DUE ON WEDNESDAY, AUGUST 20, 2008 AT 2:00 PM CENTRAL DAYLIGHT TIME**

# State Contracts

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## Minnesota Zoological Garden

### Request for a Team to Design and Provide Construction Administration and CM At-risk for the Heart of the Zoo Project

#### Description:

The Minnesota Zoo has funding to begin planning, and is pursuing additional private and public funding to complete design and construct a new entry complex— the Heart of the Zoo. This encompasses the renovation and expansion of the Zoo's current main building, together with significant changes and additions to adjacent outdoor spaces.

The Minnesota Zoo is seeking a *team* to design and provide construction administration and to provide pre-construction and CM at-risk construction services for all aspects of this project, which will include animal exhibits, public spaces, staff areas and service spaces.

This *team* should consist of a design group and a CM— a group of professionals who is willing and able to collaborate on providing the best possible design and value, a group who can understand the needs of this unique institution and the importance of maintaining operation of the facility throughout the process.

#### Selection Schedule:

<i>Mandatory Site visit</i>	<b>July 16, 2008- 11AM CDT</b>
<i>Technical Proposal Due</i>	<b>July 29, 2008- 11AM CDT</b>
<i>Finalist notification</i>	<b>August 1, 2008- 11AM CDT</b>
<i>Interviews</i>	<b>August 6, 2008- schedule tbd</b>
<i>Contractor selection</i>	<b>August 7, 2008</b>

To Request a Proposal, contact:

Ken Kornack  
Sterns & Associates, LLC  
**Phone:** (651) 247-8289  
**E-mail:** [kornack@sternsassoc.com](mailto:kornack@sternsassoc.com)

• No other personnel or representatives are authorized to discuss this RFP with responders before the proposal submission deadline. Contact regarding this RFP with any other personnel not listed above could result in disqualification

• This RFP does not obligate the state to award a contract or complete the project, and the state reserves the right to cancel the solicitation if it is considered to be in its best interest.

# 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.

## Dakota County

### Notice of Request for Proposal (RFP) for Drug Testing and Related Services

**NOTICE IS HEREBY GIVEN** that the Dakota County, MN is seeking qualified providers to provide Drug Testing and Related Services. It is anticipated that this will be a multi-year contract.

This contract will be in effect January 1, 2008 through December 31, 2010 with an option to renew for up to three years on an annual basis.

Provider Qualifications include but are not restricted to:

- Ability to conduct testing on a random basis and furnish results on a 24/7 basis
- Ability to test for: Amphetamines, Barbiturates, Benzodiazepines, Cannabinoids (THC), Cocaine, Ethanol (Alcohol), ETG (Ethyl Glucuronide), MDMA (Ecstasy), Methadone, Opiates, and Phencyclidine (PCP).
- Competitive pricing model
- Capability to collect fees from offenders in cash, money order and credit card
- Capacity to provide services at designated locations throughout Dakota County on a weekly basis
- Availability of pick-up service for specimens
- Easy access to an encrypted website to retrieve test results and statistical information
- Ability to provide testing supplies
- Provision of testimony and validation of results
- Previous experience working with Community Corrections offenders

The complete RFP is available at: <http://www.dakotacounty.us/Doing Business/Bids & Proposals>. To learn more about Dakota County visit our website at: [www.dakotacounty.us](http://www.dakotacounty.us)

Contact: Therese J. Branby, Contract Manager  
Dakota County Community Services Division  
1 Mendota Road West, Suite 500  
West St. Paul, MN 55118-4773  
**Phone:** (651) 554-5878  
**Fax:** (651) 554-5948  
**E-mail:** [therese.branby@co.dakota.mn.us](mailto:therese.branby@co.dakota.mn.us)

Questions regarding this RFP will be accepted by phone or email from July 7, 2008 through July 17, 2008. A Proposer's Conference will be held on July 17, 2008 at the Dakota County Northern Service Center, 1 Mendota Rd. W., West St. Paul, MN 55118, from 1:00-2:00 in conference room 430. All questions and answers will be posted by 12:00 (Noon) CDT on 4/8/08 at:

<http://www.dakotacounty.us/Doing Business/Bids & Proposals>

The deadline for proposals is 4:30 p.m. CDT on Monday, August 1, 2008. Late proposals will not be considered.

# Non-State Bids, Contracts & Grants

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## Metropolitan Council

### Notice of Invitation for Bids (IFB) for Canon Copiers

Contract Number 08P089

The Metropolitan Council is requesting bids for the procurement of Canon Copiers and Copier Maintenance Services for its Metro Transit Operating Division.

*Issue Invitation for Bids*

**June 30, 2008**

*Bids Due Date*

**July 29, 2008**

*Contract Award*

**August 2008**

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

Sunny Jo Emerson  
Administrative Assistant, Contracts and Procurement Unit  
Metropolitan Council  
390 North Robert Street  
St. Paul, MN 55101-1805  
**Fax:** (651) 602-1083  
**E-mail:** [sunnyjo.emerson@metc.state.mn.us](mailto:sunnyjo.emerson@metc.state.mn.us)

## Metropolitan Council

### Notice of Invitation for Bids (IFB) for Freight Elevator Repair for the Seneca Wastewater Treatment Plant

Reference Number 08P067

The Metropolitan Council is requesting bids for Freight Elevator Repair at the Seneca Wastewater Treatment Plant.

*Issue Invitation for Bids*

**July 7, 2008**

*Bids Due*

**July, 22, 2008 @ 1:00 pm local time**

*Contract Award*

**August 2008**

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

Miriam Lopez-Rieth, Administrative Assistant  
Metropolitan Council  
390 North Robert Street  
St. Paul, MN 55101  
**Phone:** (651) 602-1095  
**Fax:** (651) 602-1083  
**E-mail:** [miriam.lopez-rieth@metc.state.mn.us](mailto:miriam.lopez-rieth@metc.state.mn.us)

## Metropolitan Council

### Notice of Request for Proposals (RFP) for Temporary Employee Services

Reference Number 08P091

The Metropolitan Council is soliciting Request for Proposals to provide Temporary Employee Services. This RFP will provide Temporary Employee Services to Council locations within the seven county metro area.



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# Non-State Bids, Contracts & Grants

*Issue Request for Proposals*

**July 1, 2008**

*Questions Due*

**July 16, 2008**

*Proposals Due*

**July 31, 2008**

*Award Contract*

**September 2008**

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

Miriam Lopez-Rieth  
Contracts and Procurement Unit  
Metropolitan Council  
390 North Robert Street  
St. Paul, MN 55101-1805  
**Phone:** (651) 602-1095  
**Fax:** (651) 602-1083  
**E-mail:** [Miriam.Lopez-Rieth@metc.state.mn.us](mailto:Miriam.Lopez-Rieth@metc.state.mn.us)

## **Metropolitan Council - Metro Transit**

### **Notice of Invitation for Bids (IFB) for the Leamington Plaza Rehab**

**Procurement Number 7703**  
**Contract Number 08P041**

**NOTICE IS HEREBY GIVEN** that on July 31, 2008 at 2:00 PM, Metro Transit a division of the Metropolitan Council will receive and publicly open separate sealed bids for Metro Transit's Procurement Number 7703 at 515 North Cleveland Avenue, Saint Paul, Minnesota 55114-1878. Sealed bids should be delivered to the second floor Purchasing Department.

Metro Transit is requesting bids for a Contractor to remove and re-install curb line at the Leamington Plaza area located at 220 South 11<sup>th</sup> Street, Minneapolis, Minnesota.

Bidding Documents may be obtained from Metro Transit, Purchasing Department,

Attn: Candace Osiecki  
515 North Cleveland Avenue  
St. Paul, MN 55114-1878  
**Phone:** (612) 349-5070  
**Fax:** (612) 349-5069  
**E-mail:** [candace.osiecki@metc.state.mn.us](mailto:candace.osiecki@metc.state.mn.us)

Dated this 1st day of July, 2008

## **Metropolitan Council - Metro Transit**

### **Solicitation for Sealed Bids for Light Rail Vehicle Overhaul Bearings**

The Metropolitan Council is soliciting sealed bids for Light Rail Vehicle Overhaul Bearings. Bids are due at **2:00 PM** on July 15, 2008. Bids must be submitted in accordance with the Invitation for Bids document available from:

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

# Non-State Bids, Contracts & Grants

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## Metropolitan Council -Metro Transit Solicitation of Proposals for 8 Thirty-Foot Transit Buses

The Metropolitan Council is soliciting proposals for the manufacture and delivery of 8 thirty-foot, low-floor, diesel-powered transit buses with an option to purchase up to 25 additional buses.

A pre-proposal meeting will be held on July 22, 2008 at 10:30 AM CST in the Lower Lobby A, Metropolitan Council Offices, 390 Robert Street North, Saint Paul MN 55101-1805. Proposals are due by 2 PM CST on August 12, 2008.

To obtain the Solicitation Package, contact:

Candace Osiecki  
Metro Transit  
515 N. Cleveland Avenue  
St. Paul, MN 55114  
**Phone:** (612) 349-5070  
**Fax:** (612) 349-5069  
**E-mail:** [Candace.osiecki@metc.state.mn.us](mailto:Candace.osiecki@metc.state.mn.us)

## Minnehaha Creek Watershed District Request for Qualifications for Banking Services

The Minnehaha Creek Watershed District, a political subdivision established to Chapter 103D - *Minnesota Statutes*, is conducting a review of its needs for banking services and the most effective way of meeting those needs.

Experienced institutions that wish to be considered as potential service provider may contact the Minnehaha Creek Watershed District at the address below or go to our website at [www.minnehahacreek.org](http://www.minnehahacreek.org) for instructions on how to respond to the *Request for Qualifications* and for a *Scope of Services*. Request for Qualifications must be received by the Minnehaha Creek Watershed District no later than 4:30 p.m., July 15, 2008.

Send responses to: Mr. Eric Evenson, District Administrator  
Minnehaha Creek Watershed District  
18202 Minnetonka Boulevard  
Deephaven, Minnesota 55391  
**Telephone:** (952) 471-0590  
**Facsimile:** (952) 471-0682

## University of Minnesota (U of M) Subscribe to Bid Information Service (BIS)

The University of Minnesota offers 24-hour/day, 7-day/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](http://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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