

State of Minnesota

State Register



**Rules, Executive Orders, Appointments,
Commissioners' Orders, Revenue Notices, Official Notices, Grants,
State Contracts & Loans, Non-State Bids, Contracts & Grants**

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State Register

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

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

- 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 (BOLDFACE 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
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# 26	Monday 29 December	Noon Tuesday 23 December	Noon Wednesday 17 December
# 27	Monday 5 January 2009	Noon Tuesday 30 December	Noon Wednesday 24 December
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NOTICE: How to Follow State Agency Rulemaking in the State Register

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

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

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

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

Proposed Permanent Rules Relating to Boxing, *Minnesota Rules*, Chapter 2202

NOTICE OF INTENT TO ADOPT RULES WITHOUT A PUBLIC HEARING

Introduction. The Minnesota Combative Sports Commission intends to adopt rules without a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. You may submit written comments on the proposed rules and you may submit a written request that a hearing be held on the rules until 4:30 p.m. on Monday, February 2, 2009.

Agency Contact Person. Written comments, questions, requests to receive a draft of the rules when it has been prepared, requests for more information on these possible rules, and written requests for hearing should be directed to: Executive Director Scott LeDoux, Minnesota Combative Sports Commission, National Sports Center, Schwan Center, 1700 - 105th Avenue NE, Blaine, MN 55449, **phone:** (763) 792-7354 or **fax:** (763) 717-3887.

Subject of Rules and Statutory Authority. The proposed rules are about adopting unified rules for mixed martial arts contests and other rules necessary to carry out the purposes of *Minnesota Statutes*, Chapter 341.

The statutory authority to adopt the rules is *Minnesota Statutes*, section sections 341.25, which states in pertinent part:

Proposed Rules

- “(b) the commission may adopt other rules necessary to carry out the purposes of this chapter, including, but not limited to, the conduct of boxing exhibitions, bouts, and fights, and their manner, supervision, time, and place.
- (c) the Commission must adopt unified rules for mixed martial arts contests.”

A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed.

Comments. You have until 4:30 p.m. on Monday, February 2, 2009, to submit written comment in support of or in opposition to the proposed rules and any part or subpart of the rules. Your comment must be in writing and the agency contact person must receive it by the due date. The Commission encourages comment. Your comment should identify the portion of the proposed rules addressed and the reason for the comment. You are encouraged to propose any change desired. You must also make any comments about the legality of the proposed rules during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that the Commission hold a hearing on the rules. Your request must be in writing and the agency contact person must receive it by 4:30 p.m. on Monday, February 2, 2009. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and the agency cannot count it when determining whether it must hold a public hearing. 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, the Commission will hold a public hearing unless a sufficient number withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

Alternative Format. Upon request, the Commission can make this Notice available in an alternative format, such as large print, Braille, or cassette tape. To make such a request, please contact the agency contact person at the address or telephone number listed above.

Modifications. The Commission may modify the proposed rules as a result of public comment. The modifications must be supported by comments and information submitted to the agency, and the adopted rules may not be substantially different than these proposed rules, unless the agency follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Commission encourages you to participate in the rulemaking process.

Statement of Need and Reasonableness. The statement of need and reasonableness 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. It is now available from the agency contact person. You may review or obtain copies the cost of reproduction by contacting the agency contact person.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You should direct questions about this requirement to the Campaign Finance and Public Disclosure Board at: Suite 190, Centennial Building, 658 Cedar Street, St. Paul, MN 55155, telephone (651) 296-5148 or 1-800-657-3889.

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

Dated: 14 November 2008

Scott LeDoux, Executive Director
Minnesota Combative Sports Commission

2202.0010 AUTHORITY AND PURPOSE.

The purpose of this chapter is to adopt uniform rules for mixed martial arts and to establish other rules necessary to carry out the purpose of *Minnesota Statutes*, chapter 341, including but not limited to, the conduct of mixed martial arts contests, and their manner, supervision, time, and place pursuant to *Minnesota Statutes*, section 341.25.

2202.0020 DEFINITIONS.

Subpart 1. **Generally.** The terms used in this chapter have the meanings given to them in this part.

Subp. 2. **Amateur.** “Amateur” means an individual who participates in a mixed martial arts contest as a pastime rather than a profession and who is not receiving or competing for and has never received or competed for any purse or other article or thing that exceeds \$50 in value for participating in a contest.

Subp. 3. **Combatant.** “Combatant” means an individual who employs the act of attack and defense as a mixed martial artist while engaged in an amateur or professional mixed martial arts contest.

Subp. 4. **Commission.** “Commission” means the Minnesota Combative Sports Commission.

Subp. 5. **Combative sports contest.** “Combative sports contest” means a professional or amateur mixed martial arts bout, competition, match, or exhibition.

Subp. 6. **Individual.** “Individual” means a living human being.

Subp. 7. **Person.** “Person” means an individual, corporation, partnership, limited liability company, organization, or other business entity organized and existing under law, its officers and directors, or any person holding 25 percent or more of the ownership of the corporation that is authorized to do business under the laws of this state.

Subp. 8. **Professional.** “Professional” means a licensed mixed martial arts combatant who competes for any money prize or a prize that exceeds the value of \$50 or teaches, pursues, or assists in the practice of mixed martial arts as a means of obtaining a livelihood or pecuniary gain.

2202.0200 WEIGHT CLASSES.

Combatants shall be divided into the following weight classes:

- A. flyweight under 125.9 pounds;
- B. bantamweight 126 pounds to 134.9 pounds;
- C. featherweight 135 pounds to 144.9 pounds;
- D. lightweight 145 pounds to 154.9 pounds;
- E. welterweight 155 pounds to 169.9 pounds;
- F. middleweight 170 pounds to 184.9 pounds;
- G. light heavyweight 185 pounds to 204.9 pounds;
- H. heavyweight 204 pounds to 264.9 pounds; and
- I. super heavyweight over 265 pounds.

In determining the weight class of a combatant, the measured weight of each combatant shall be rounded to the nearest one-tenth.

2202.0300 FIGHTING AREA.

A. The fighting area canvas shall be no smaller than 18 feet by 18 feet and no larger than 32 feet by 32 feet. The fighting area canvas shall be padded in a manner as approved by the commission, with at least one-inch layer of foam padding. Padding shall extend beyond the fighting area and over the edge of the platform. No vinyl or other plastic rubberized covering shall be permitted.

B. The fighting area canvas shall not be more than four feet above the floor of the building and shall have suitable steps or ramp for use by the participants. Posts shall be made of metal not more than six inches in diameter, extending from the floor of the building to a minimum height of 58 inches above the fighting area canvas and shall be properly padded in a manner approved by the commission.

C. The fighting area canvas shall be enclosed by a fence made of such material as will not allow a fighter to fall out or break through it onto the floor or spectators, including, but not limited to, vinyl coated chain link fencing. All metal parts shall be covered and padded in a manner approved by the commission and shall not be abrasive to the combatants.

D. The fence shall provide two separate entries onto the fighting area canvas.

2202.0350 STOOLS.

A. A ring stool of a type approved by the commission shall be available for each combatant.

B. An appropriate number of stools or chairs, of a type approved by the commission, shall be available for each combatant's seconds. The stools or chairs shall be located near each combatant's corner.

C. All stools and chairs used must be thoroughly cleaned or replaced after the conclusion of each contest.

Proposed Rules

2202.0375 EQUIPMENT.

For each contest, the promoter shall provide a clean water bucket and a clean plastic water bottle in each corner.

2202.0400 SPECIFICATIONS FOR BANDAGES ON COMBATANT'S HANDS.

A. In all weight classes, the bandages on each combatant's hand shall be restricted to soft gauze cloth not more than 13 yards in length and two inches in width, held in place by not more than ten feet of surgeon's adhesive tape, one inch in width, for each hand.

B. Surgeon's adhesive tape shall be placed directly on each hand for protection near the wrist. The tape may cross the back of the hand twice and extend to cover and protect the knuckles when the hand is clenched to make a fist.

C. The bandages shall be evenly distributed across the hand.

D. Bandages and surgeon's adhesive tape shall be placed on the combatant's hands in the dressing room in the presence of the inspector and in the presence of the manager or second of the combatant's opponent.

E. Under no circumstances are gloves to be placed on the hands of a combatant until the approval of the inspector is received.

2202.0500 MOUTHPIECES.

A. All combatants are required to wear a mouthpiece during competition. The mouthpiece shall be subject to examination and approval by the ringside physician.

B. The round cannot begin without the mouthpiece in place.

C. If the mouthpiece is involuntarily dislodged during competition, the referee shall call time, clean the mouthpiece and reinsert the mouthpiece at the first opportune moment, without interfering with the immediate action.

2202.0520 PROTECTIVE EQUIPMENT.

A. Male combatants shall wear a groin protector of their own selection, of a type approved by the commission.

B. Female combatants are prohibited from wearing groin protectors.

C. Female combatants shall wear a chest protector during competition. The chest protector shall be subject to approval of the commission.

2202.0540 GLOVES.

A. The gloves shall be new and in good condition for all competitions or they must be replaced.

B. All combatants shall wear either four, five, or six ounce gloves, supplied by the promoter and approved by the commission. No combatant shall supply their own gloves for participation.

2202.0560 APPAREL.

A. Each combatant shall wear mixed martial arts shorts, biking shorts, or kickboxing shorts.

B. Gis or shirts are prohibited to be worn by male combatants during competition.

C. Shoes are prohibited during competition.

2202.0580 APPEARANCE.

A. All combatants shall be cleanly shaven immediately prior to competition, except that a combatant may wear a closely cropped mustache.

B. Hair shall be trimmed or tied back in such a manner as not to interfere with the vision of either combatant or cover any part of a combatant's face.

C. Jewelry or piercing accessories are prohibited to be worn during competition.

2202.0600 ROUND LENGTH.

A. Each nonchampionship mixed martial arts contest shall be three rounds, of five minutes duration, with a one-minute rest period between each round.

B. Each championship mixed martial arts contest shall be five rounds, of five minutes duration, with a one-minute rest period between each round.

2202.0700 STOPPING A CONTEST.

The referee and ringside physician are the sole arbiters of a contest and are the only individuals authorized to enter the fighting area at any time during competition and authorized to stop a contest.

2202.0800 JUDGING.

A. All contests will be evaluated and scored by three judges.

B. The 10-Point Must Scoring System will be the standard system of scoring a contest. Under the 10-Point Must Scoring System, ten points must be awarded to the winner of the round and nine points or less must be awarded to the loser, except for a rare even round, which is scored (10-10).

C. Judges shall evaluate mixed martial arts techniques, such as effective striking, effective grappling, control of the fighting area, and effective aggressiveness and defense.

D. Evaluations shall be made in the order in which the techniques appear in item C, giving the most weight in scoring to effective striking, effective grappling, control of the fighting area, and effective aggressiveness and defense.

E. Effective striking is judged by determining the total number of legal heavy strikes landed by a combatant.

F. Effective grappling is judged by considering the amount of successful executions of a legal take down and reversals. Examples of factors to consider are take downs from standing position to mount position, passing the guard to mount position, and bottom position fighters using an active, threatening guard.

G. Fighting area control is judged by determining who is dictating the pace, location, and position of the contest. Examples of factors to consider are countering a grappler's attempt at take down by remaining standing and legally striking; taking down an opponent to force a ground fight; creating threatening submission attempts, passing the guard to achieve mount, and creating striking opportunities.

H. Effective aggressiveness means moving forward and landing a legal strike.

I. Effective defense means avoiding being struck, taken down, or reversed while countering with offensive attacks.

J. The following objective scoring criteria shall be utilized by the judges when scoring a round:

(1) a round is to be scored as a 10-10 round when both combatants appear to be fighting evenly and neither combatant shows clear dominance in a round;

(2) a round is to be scored as a 10-9 round when a combatant wins by a close margin, landing the greater number of effective legal strikes, grappling, and other maneuvers;

(3) a round is to be scored as a 10-8 round when a combatant overwhelmingly dominates by striking or grappling in a round; and

(4) a round is to be scored as a 10-7 round when a combatant totally dominates by striking or grappling in a round.

K. Judges shall use a sliding scale and recognize the length of time the combatants are either standing or on the ground, as follows:

(1) If the combatants spent a majority of a round on the canvas, then:

(a) effective grappling is weighed first; and

(b) effective striking is then weighed.

(2) If the combatants spent a majority of a round standing, then:

(a) effective striking is weighed first; and

(b) effective grappling is then weighed.

(3) If a round ends with a relatively even amount of standing and canvas fighting, then striking and grappling are weighed equally.

2202.0900 WARNINGS.

A. The referee shall issue a single warning for the following infractions:

(1) holding or grabbing the fence;

(2) holding opponent's shorts or gloves; or

(3) the presence of more than one second on the fighting area perimeter.

B. After the initial warning, if the prohibited conduct persists, a penalty will be issued. The penalty may result in a deduction of points or disqualification.

2202.1000 FOULS.

A. The following are fouls and will result in penalties if committed:

(1) butting with the head;

(2) eye gouging of any kind;

(3) biting or spitting at an opponent;

(4) hair pulling;

(5) fish hooking;

(6) groin attacks of any kind;

(7) intentionally placing a finger in any opponent's orifice;

(8) downward pointing of elbow strikes;

(9) small joint manipulation;

(10) strikes to the spine or back of the head;

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- (11) heel kicks to the kidney;
- (12) throat strikes of any kind;
- (13) clawing, pinching, twisting the flesh, or grabbing the clavicle;
- (14) kicking the head of a grounded fighter;
- (15) kneeing the head of a grounded fighter;
- (16) stomping of a grounded fighter;
- (17) the use of abusive language in fighting area;
- (18) any unsportsmanlike conduct that causes an injury to opponent;
- (19) attacking an opponent on or during the break;
- (20) attacking an opponent who is under the referee's care at the time;
- (21) timidity (avoiding contact, or consistent dropping of mouthpiece, or faking an injury);
- (22) interference from a combatant's second;
- (23) throwing an opponent out of the fighting area;
- (24) flagrant disregard of the referee's instructions; and
- (25) spiking an opponent to the canvas on his or her head or neck.

B. Disqualification occurs after any combination of three of the fouls listed in item A or after a referee determines that a foul was intentional and flagrant.

C. Fouls will result in a point being deducted by the official scorekeeper from the offending combatant's score.

D. Only a referee can assess a foul. If the referee does not call the foul, judges shall not make that assessment on their own and cannot factor such into their scoring calculations.

E. A fouled combatant has up to five minutes to recuperate.

F. If a foul is committed, the referee shall:

- (1) call time;
- (2) check the fouled combatant's condition and safety; and
- (3) assess the foul to the offending combatant, deduct points, and notify each corner's second, the judges, and the official scorekeeper.

G. If a bottom combatant commits a foul, unless the top combatant is injured, the fight shall continue, so as not to jeopardize the top combatant's superior positioning at the time.

(1) The referee shall verbally notify the bottom combatant of the foul.

(2) When the round is over, the referee shall assess the foul and notify both corners' seconds, the judges, and the official scorekeeper.

(3) The referee may terminate a contest based on the severity of a foul. For such a flagrant foul, a combatant shall lose by disqualification.

2202.1100 INJURIES SUSTAINED DURING COMPETITION.

A. If an injury sustained during competition as a result of a legal maneuver is severe enough to terminate a contest, the injured combatant loses by technical knockout.

B. If an injury sustained during competition as a result of an intentional foul is severe enough to terminate a contest, the combatant causing the injury loses by disqualification.

C. If an injury is sustained during competition as a result of an intentional foul and the contest is allowed to continue, the referee shall notify the scorekeeper to automatically deduct two points from the combatant who committed the foul.

D. If an injury sustained during competition as a result of an intentional foul causes the injured combatant to be unable to continue at a subsequent point in the contest, the injured combatant shall win by technical decision, if the combatant is ahead on the scorecards. If the injured combatant is even or behind on the scorecards at the time of stoppage, the outcome of the contest shall be declared a technical draw.

E. If a combatant is injured while attempting to foul the combatant's opponent, the referee shall not take any action in the combatant's favor, and the injury shall be treated in the same manner as an injury produced by a fair blow.

F. If an injury sustained during competition as a result of an accidental foul is severe enough for the referee to stop the contest immediately, the contest shall result in a no contest if stopped before two rounds have been completed in a three-round contest or if stopped before three rounds have been completed in a five-round contest.

G. If an injury sustained during competition as a result of an accidental foul is severe enough for the referee to stop the contest immediately, the contest shall result in a technical decision awarded to the combatant who is ahead on the scorecards at the time the contest is stopped only when the contest is stopped after two rounds of a three-round contest, or three rounds of a five-round contest have been completed.

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H. There will be no scoring of an incomplete round. However, if the referee penalizes either combatant, then the appropriate points shall be deducted when the scorekeeper calculates the final score.

2202.1200 TYPES OF CONTEST RESULTS.

The following are the types of contest results:

A. Submission by:

- (1) tap out is when a combatant physically uses the hand to indicate that the combatant no longer wishes to continue; or
- (2) verbal tap out is when a combatant verbally announces to the referee that the combatant does not wish to continue.

B. Technical knockout when:

- (1) referee stops contest;
- (2) ringside physician stops contest; or
- (3) an injury as a result of a legal maneuver is severe enough to terminate a contest.

C. Knockout by failure to rise from the canvas.

D. Decision via scorecards:

- (1) unanimous is when all three judges score the contest for the same combatant;
- (2) split decision is when two judges score the contest for one combatant and one judge scores for the opponent; or
- (3) majority decision is when two judges score the contest for the same combatant and one judge scores a draw.

E. Draws:

- (1) unanimous is when all three judges score the contest a draw;
- (2) majority is when two judges score the contest a draw; or
- (3) split is when all three judges score differently and the score total results in a draw.

F. Disqualification is when an injury sustained during competition as a result of an intentional foul is severe enough to terminate the contest.

G. Forfeit is when a combatant fails to begin competition or prematurely ends the contest for reasons other than injury or by indicating a tap out.

H. Technical draw is when an injury sustained during competition as a result of an intentional foul causes the injured combatant to be unable to continue and the injured combatant is even or behind on the scorecards at the time of stoppage.

I. Technical decision is when the contest is prematurely stopped due to injury and a combatant is leading on the scorecards.

J. No contest is when a contest is prematurely stopped due to injury sustained as a result of an accidental foul and a sufficient number of rounds have not been completed to render a decision via the scorecards.

Minnesota Board of Electricity

Proposed Amendment to Rules Governing Electrical Licensing, Registration of Unlicensed Workers, and Continuing Education, *Minnesota Rules*, Chapter 3800

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 Minnesota Board of Electricity (Board) intends to adopt rules without a public hearing following the procedures 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 January 21, 2009, the Board will hold a public hearing in the Minnesota Room, Department of Labor and Industry, 443 Lafayette Road North, St. Paul, Minnesota 55155, starting at 9:30 a.m. on Tuesday, February 17, 2009. To find out whether the Board will adopt the rules without a hearing or if it will hold the hearing, you should contact the Board contact person after January 21, 2009, and before February 17, 2009.

Board Contact Person. Submit any comments or questions on the rules or written requests for a public hearing to the Board contact person. The Board contact person is: Annette Trnka, Board of Electricity, c/o Minnesota Department of Labor and Industry, 443 Lafayette Road North, St. Paul, MN 55155, **phone:** (651) 284-5860, **fax:** (651) 284-5749, and **e-mail:** annette.trnka@state.mn.us. TTY users may call (651) 297-4198.

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Subject of Rules and Statutory Authority. The proposed rules relate to licensing, registration, and continuing education requirements. The statutory authority to adopt the rules is *Minnesota Statutes*, section 326B.32, subdivision 2(a)(5) and (6) (2008). Subdivision 2(a)(5) gives the Board the power to adopt rules that regulate the licensure or registration of electrical businesses, electrical contractors, master electricians, journeyman electricians, Class A installer, Class B installer, power limited technicians, and other persons who perform electrical work except for those individuals licensed under *Minnesota Statutes*, section 326.02, subdivisions 2 and 3. Subdivision 2(a)(6) gives the Board the power to adopt rules that regulate continuing education for individuals licensed or registered as electrical businesses, electrical contractors, master electricians, journeyman electricians, Class A installer, Class B installer, power limited technicians, and other persons who perform electrical work.

Although the powers of the Board include this rulemaking authority, the Department of Labor and Industry is responsible for the administration and enforcement of the Minnesota Electrical Act (*Minnesota Statutes*, sections 326B.31 to 326B.399 (2008)) and the administrative rules adopted under the Minnesota Electrical Act (*Minnesota Rules*, Chapter 3800). See *Minnesota Statutes*, sections 326B.02, subdivision 1, and 326B.32, subdivision 2 (2008).

A statute enacted in 2007 requires the registration of unlicensed individuals performing electrical work. (See *Minnesota Statutes*, section 326B.33, subdivisions 5 and 5a (2008)). Before that, no registration of unlicensed persons was required. The proposed rules regarding unlicensed individuals require registered persons to obtain 8 hours per year of continuing education credit in order to renew their registration.

Except for the amendments related to registration and continuing education of unlicensed individuals who perform electrical work, the proposed amendments modify existing rules to correlate with the separation of duties between the Board and the Department of Labor and Industry. In addition, technical changes are proposed to correlate terms used in Chapter 3800 with terms used in the Minnesota Electrical Act.

The proposed rules regarding licensure and registration are on the following topics: definitions; examination; minimum experience requirements for licensure; acceptable experience; registration of unlicensed individual; requirements for securing and maintaining contractor's license; designation of responsible master electrician or power limited technician on contractor's license application; and designation of responsible master electrician, power limited technician, licensed maintenance electrician, or electrical engineer by an employer.

The proposed rules regarding continuing education requirements are on the following topics: authority; purpose; definitions; requirements for renewal of electrician and power limited technician license and renewal of registered unlicensed individual registration; and credit for instruction.

The rules can be viewed in their entirety on the Board of Electricity's website located at <http://www.doli.state.mn.us/boe.html>. A free copy of the rules is available upon request from the Board contact person listed above.

Comments. You have until 4:30 p.m. on Wednesday, January 21, 2009, 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 Board 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 that you desire. You must also make any comments about the legality of the proposed rules during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that the Board hold a hearing on the rules. You must make your request for a public hearing in writing. Your written request must be received by the Board contact person by 4:30 p.m. on Wednesday, January 21, 2009. You must include your name and address in your written request. In addition, you must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and the Board cannot count it when determining whether it must hold a public hearing. 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, the Board will hold a public hearing unless a sufficient number of persons withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the Board must give written notice of this to all persons who requested a hearing, explain the actions the Board took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the Board will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

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Alternative Format/Accommodation. Upon request, the Board can make this Notice 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 Board contact person at the address or telephone number listed above.

Modifications. The Board may modify the proposed rules, either as a result of public comment or as a result of the rule hearing process. It must support modifications by data and views submitted to the Board or presented at the hearing. The adopted rules may not be substantially different than these proposed rules unless the Board follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Board encourages you to participate in the rulemaking process.

Cancellation of Hearing. The Board will cancel the hearing scheduled for February 17, 2009, if the Board does not receive requests for a hearing from 25 or more persons. If you requested a public hearing, the Board will notify you before the scheduled hearing whether the hearing will be held. You may also call the Board contact person at (651) 284-5860 after January 21, 2009, 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, the Board will hold a hearing following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The Board will hold the hearing on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge Barbara L. Neilson is assigned to conduct the hearing. Judge Neilson can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, St. Paul, Minnesota 55164-0620, telephone (651) 361-7845, and FAX (651) 361-7936.

Hearing Procedure. If the Board holds a hearing, 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 hearing record closes. 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. At the hearing the Administrative Law Judge may order that this five-day comment period is extended for a longer period but not more than 20 calendar days. Following the comment period, there is a five-working-day rebuttal period when the Board and any interested person may respond in writing to any new information submitted. No one may submit additional evidence during the five-day rebuttal period. The Office of Administrative Hearings must receive all comments and responses submitted to the Administrative Law Judge 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. You may direct questions about the procedure to the Administrative Law Judge.

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

Statement of Need and Reasonableness. The statement of need and reasonableness 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. It is now available from the Board contact person. You may review or obtain copies for the cost of reproduction by contacting the Board contact person.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. If you have any questions about this requirement, you may ask 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 Board may adopt the rules after the end of the comment period. The Board will submit the rules and supporting documents 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 receive notice of this, to receive a copy of the adopted rules, or to register with the Board to receive notice of future rule proceedings, you may submit your request to the Board 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 that 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 that the Board adopts the rules and the date the rules are filed with the Secretary of State, and you can make this request at the hearing or by writing to the Board contact person stated above.

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

Dated: December 9, 2008

James D. Freichels, Chair
Minnesota Board of Electricity

Minnesota Board of High Pressure Piping Systems

Proposed Amendment to Rules Governing High Pressure Piping, *Minnesota Rules*, Chapter 5230; Proposed Repeal of *Minnesota Rules*, parts 5230.0050, 5230.0115, 5230.0130 to 5230.0170, 5230.0200, 5230.0210, 5230.0270 to 5230.1270, 5230.5010 to 5230.5825, and 5230.5925 to 5230.6200

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 Minnesota Board of High Pressure Piping Systems (Board) intends to adopt rules without a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, section 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 January 21, 2009, the Board will hold a public hearing in the Minnesota Room, Department of Labor and Industry, 443 Lafayette Road North, St. Paul, Minnesota 55155, starting at 9:30 a.m. on Wednesday, February 11, 2009. To find out whether the Board will adopt the rules without a hearing or if it will hold the hearing, you should contact the Board contact person after January 21, 2009, and before February 11, 2009.

Board Contact Person. Submit any comments or questions on the rules or written requests for a public hearing to the Board contact person. The Board contact person is: Annette Trnka, Board of High Pressure Piping Systems, c/o Minnesota Department of Labor and Industry, 443 Lafayette Road North, St. Paul, MN 55155, **phone:** (651) 284-5860, **fax:** (651) 284-5749, and **e-mail:** annette.trnka@state.mn.us. **TTY** users may call (651) 297-4198.

Subject of Rules and Statutory Authority. The proposed rules include both technical code provisions and licensing provisions. The proposed amendments to the licensing rules are on the following topics: definitions; registration of unlicensed individual; competency licensing requirement; competency license applications; contracting high pressure pipefitter qualifications; journeyman high pressure pipefitter qualifications; examination of applicants for competency licenses; high pressure piping business licenses; rights of licensed contracting high pressure pipefitter; surrender of license upon revocation; and duplicate licenses. The proposed definition of “repairs on an existing installation” states that this phrase means the in-kind replacement of: manufactured threaded nipples up to six inches in length; or flanged or threaded valves, strainers, traps, or fittings, or gaskets for these items. The proposed rules would make the definition of “repairs on an existing installation” effective August 1, 2010, while all other proposed amendments would be effective 45 days after publication of the notice of adoption in the *State Register*.

The proposed technical code provisions include a proposed new rule on bioprocess piping, which adopts by reference the 2005 edition of the Bioprocessing Equipment Standard adopted and published by the American Society of Mechanical Engineers (ASME).

The proposed rules would repeal almost all of the code for power piping systems, and would replace that code with a new code governing steam or heating media piping systems. This proposed new code adopts by reference, except as amended in the proposed rules, the 2007 revision of the ASME standard for Power Piping (ASME B31.1). The rules in the proposed new code for steam or heating media piping are on the following topics: minimum standards; scope; adoption of ASME B31.1 by reference; chapter I, scope and definitions; chapter II, design; chapter III, materials; chapter VI, inspection, examination, and testing; chapter VII, operation and maintenance; appendices; and examination of welded pipe joints.

The proposed rules would also repeal almost all of the code for ammonia refrigeration systems and would replace it with a new code. The proposed new code adopts by reference, except as amended in the proposed rules, the 2008 revision of the standard for Equipment, Design, and Installation of Closed-Circuit Ammonia Mechanical Refrigerating Systems, as approved by the American National Standards

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Institute and as published by the International Institute of Ammonia Refrigeration (ANSI/IIAR 2). The rules in the proposed new code for ammonia refrigeration systems are on the following topics: minimum standards; incorporations by reference; section 3, definitions; section 10, piping; section 11, overpressure protection devices; section 15, testing and charging; and piping joints.

Finally, the proposed rules include a proposed new rule on qualification of welding procedures, welders, and welding operators. This proposed rule incorporates by reference section IX of the ASME Boiler and Pressure Vessel Code.

The statutory authority to adopt the rules is *Minnesota Statutes*, section 326B.925, subdivision 2(a)(3) and (5) (2008). Subdivision 2(a)(3) gives the Board the power to adopt the high pressure piping code that must be followed in this state and any high pressure piping code amendments thereto. Subdivision 2(a)(5) gives the Board the power to adopt rules that regulate the licensure or registration of high pressure piping contractors, journeymen, and other persons engaged in the design, installation, and alteration of high pressure piping systems, except for those individuals licensed under *Minnesota Statutes*, section 326.02, subdivisions 2 and 3, and except for rules regulating continuing education.

The rules can be viewed in their entirety on the Board's website located at <http://www.doli.state.mn.us/bohpps.html>. A free copy of the rules is available upon request from the Board contact person listed above.

Comments. You have until 4:30 p.m. on Wednesday, January 21, 2009, 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 Board 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 that you desire. You must also make any comments about the legality of the proposed rules during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that the Board hold a hearing on the rules. You must make your request for a public hearing in writing. Your written request must be received by the Board contact person by 4:30 p.m. on Wednesday, January 21, 2009. You must include your name and address in your written request. In addition, you must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and the Board cannot count it when determining whether it must hold a public hearing. 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, the Board will hold a public hearing unless a sufficient number of persons withdraw their requests in writing. If enough requests for a hearing are withdrawn to reduce the number below 25, the Board must give written notice of this to all persons who requested a hearing, explain the actions the Board took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the Board will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

Alternative Format/Accommodation. Upon request, the Board can make this Notice 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 Board contact person at the address or telephone number listed above.

Modifications. The Board may modify the proposed rules, either as a result of public comment or as a result of the rule hearing process. It must support modifications by data and views submitted to the Board or presented at the hearing. The adopted rules may not be substantially different than these proposed rules unless the Board follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Board encourages you to participate in the rulemaking process.

Cancellation of Hearing. The Board will cancel the hearing scheduled for February 11, 2009, if the Board does not receive requests for a hearing from 25 or more persons. If you requested a public hearing, the Board will notify you before the scheduled hearing whether the hearing will be held. You may also call the Board contact person at (651) 284-5860 after January 21, 2009, 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, the Board will hold a hearing following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The Board will hold the hearing 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 Kathleen D. Sheehy is assigned to conduct the hearing. Judge Sheehy can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O.

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Box 64620, St. Paul, Minnesota 55164-0620, **telephone** (651) 361-7848 and **FAX** (651) 361-7936.

Hearing Procedure. If the Board holds a hearing, 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 hearing record closes. 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. At the hearing the Administrative Law Judge may order that this five-day comment period is extended for a longer period but not more than 20 calendar days. Following the comment period, there is a five-working-day rebuttal period when the Board and any interested person may respond in writing to any new information submitted. No one may submit additional evidence during the five-day rebuttal period. The Office of Administrative Hearings must receive all comments and responses submitted to the Administrative Law Judge 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. You may direct questions about the procedure to the Administrative Law Judge.

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

Statement of Need and Reasonableness. The statement of need and reasonableness 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. It is now available from the Board contact person. You may review or obtain copies for the cost of reproduction by contacting the Board contact person.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. If you have any questions about this requirement, you may ask 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 Board may adopt the rules after the end of the comment period. The Board will submit the rules and supporting documents 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 receive notice of this, or to receive a copy of the adopted rules, or to register with the Board to receive notice of future rule proceedings, you may submit your request to the Board 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 that 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 that the Board adopts the rules and the date the rules are filed with the Secretary of State, and you can make this request at the hearing or by writing to the Board contact person stated above.

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

Dated: December 9, 2009

Larry Stevens, Jr., Chair
Minnesota Board of High Pressure Piping Systems

Contracts information is available from the Materials Management Helpline
(651) 296-2600, or Web site:
www.mmd.admin.state.mn.us

State Register information is available from Minnesota's Bookstore (651)
297-3000, or (800) 657-3757, Web site:
www.minnesotasbookstore.com

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.

Commerce Department

Adopted Permanent Rules Governing Credit Life and Credit Accident and Health Insurance

The rules proposed and published at *State Register*, Volume 33, Number 6, pages 280-295, August 11, 2008 (33 SR 280), are adopted as proposed.

Exempt Rules

Exempt rules are excluded from the normal rulemaking procedures (*Minnesota Statutes* §§ 14.386 and 14.388). They are most often of two kinds. One kind is specifically exempted by the Legislature from rulemaking procedures, but approved for form by the Revisor of Statutes, reviewed for legality by the Office of Administrative Hearings, and then published in the *State Register*. These exempt rules are effective for two years only.

The second kind of exempt rule is one adopted where an agency for good cause finds that the rulemaking provisions of *Minnesota Statutes*, Chapter 14 are unnecessary, impracticable, or contrary to the public interest. This exemption can be used only where the rules:

- (1) address a serious and immediate threat to the public health, safety, or welfare, or
- (2) comply with a court order or a requirement in federal law in a manner that does not allow for compliance with *Minnesota Statutes* Sections 14.14-14.28, or
- (3) incorporate specific changes set forth in applicable statutes when no interpretation of law is required, or
- (4) make changes that do not alter the sense, meaning, or effect of the rules.

These exempt rules are also reviewed for form by the Revisor of Statutes, for legality by the Office of Administrative Hearings and then published in the *State Register*. In addition, the Office of Administrative Hearings must determine whether the agency has provided adequate justification for the use of this exemption. Rules adopted under clauses (1) or (2) above are effective for two years only. The Legislature may also exempt an agency from the normal rulemaking procedures and establish other procedural and substantive requirements unique to that exemption.

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 Human Services

Adopted Exempt Permanent Rules Relating to Determination of Parental Fee

9550.6220 DETERMINATION OF PARENTAL FEE.

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

Subp. 2. **Determination of household size.** Natural and adoptive parents and their dependents ~~under the age of 21~~, as specified in *Minnesota Statutes*, section 290A.03, subdivision 7, including the child receiving services, shall be counted as members of the household when determining the fee, except that a stepparent shall not be included.

Exempt Rules

[For text of subp 3, see M.R.]

Subp. 4. **Percentage schedule.** The parental fee shall be computed according to the formula specified in *Minnesota Statutes*, section 252.27, subdivision 2a, paragraph (b).

The fee amounts obtained from *Minnesota Statutes*, section 252.27, subdivision 2a, paragraph (b), are added to equal the annual parental fee. The annual fee is then divided into 12 monthly payments as specified in subpart 6, item E.

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

Subp. 5a. [See repealer.]

Subp. 6. [See repealer.]

Subp. 7. [Repealed, 16 SR 2780]

Subp. 8. [Repealed, 16 SR 2780]

Subp. 9. **Parental responsibility for clothing or personal needs.** Payment of the parental fee specified in subpart 6 does not exempt the parents from responsibility for the child's clothing and personal needs not included in the cost of services, except as specified in *Minnesota Statutes*, section 256B.35, subdivision 1.

[For text of subps 10 to 11, see M.R.]

Subp. 12. **Parents not living with each other.** Parents of a minor child who do not live with each other as specified in *Minnesota Statutes*, section 252.27, subdivision 2a, paragraph (g), shall each pay a fee using the formula in subpart 6.

[For text of subps 13 and 14, see M.R.]

REPEALER. *Minnesota Rules*, part 9550.6220, subparts 5a and 6, 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.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules: Special Deer Hunt

6232.0400 REGISTRATION OF DEER.

Subpart 1. [Repealed, 20 SR 2287]

[For text of subp 2, see 33 SR 363]

Subp. 3. [Repealed, 20 SR 2287]

[For text of subp 4, see M.R.]

Expedited Emergency Rules

Subp. 5. **Deer taken in the special bovine tuberculosis area.** Deer taken in the special bovine tuberculosis area (deer area 101) must be registered prior to transport outside the area, except that deer may be registered in Wannaska or at the Department of Natural Resources Office at Thief Lake or Red Lake.

6232.0800 ARCHERY SPECIAL HUNT AREAS AND PROCEDURES.

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

Subp. 1a. **2008-2009 archery special hunt area.** Deer area 101, as described in part 6232.4700, subpart 1a, is open December 27, 2008, to January 11, 2009, for taking antlerless deer and legal bucks. All hunters possessing a valid 2008 Minnesota deer archery license may participate and deer may be tagged using that license or any permit type. Hunters hunting in deer area 101 during this special hunt may take and tag an unlimited number of deer. Deer taken during this special hunt must be registered at one of the following registration stations: Olson Skime Store in Skime, the Riverfront Store in Wannaska, or the Department of Natural Resources Office at Thief Lake or Red Lake.

[For text of subps 2 and 3, see 33 SR 363]

6232.1600 SPECIAL HUNT PROCEDURES.

[For text of subps 1 to 5, see M.R.]

Subp. 5a. **2008-2009 firearms special hunt area.** Deer area 101, as described in part 6232.4700, subpart 1a, is open December 27, 2008, to January 11, 2009, for taking antlerless deer and legal bucks. All hunters possessing a valid 2008 Minnesota regular deer firearm or muzzleloader license may participate and deer may be tagged using a firearm or muzzleloader license or any permit type. Hunters hunting in deer area 101 during this special hunt may take and tag an unlimited number of deer with any legal firearm or muzzleloader. Deer taken during this special hunt must be registered at one of the following registration stations: Olson Skime Store in Skime, the Riverfront Store in Wannaska, or the Department of Natural Resources Office at Thief Lake or Red Lake.

[For text of subps 6 and 7, see 33 SR 363]

REPEALER. The expedited emergency amendment to *Minnesota Rules*, part 6232.0400, subpart 5, published in the *State Register*, volume 33, page 363, August 25, 2008, is repealed.

EFFECTIVE PERIOD. The expedited emergency amendments to *Minnesota Rules*, parts 6232.0400, 6232.0800, and 6232.1600, expire February 28, 2009. After the emergency amendments expire, the permanent rules as they read prior to these amendments 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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Administration Department (Admin) Governor's Residence Council Notice of Meeting

NOTICE IS HEREBY GIVEN that the Governor's Residence Council will meet on the below dates at 9:30 a.m. at the Minnesota Department of Administration, 50 Sherburne Avenue, Conference Room 116B, St. Paul, MN to consider matters which may properly come before the Council in accordance with *Minnesota Statutes* 16B.27.

January 14, 2009

March 11, 2009

May 13, 2009

July 8, 2009

September 9, 2009

(Tuesday) November 10, 2008 (Conference Room 116C)

For additional information contact: Winnie Sullivan, Department of Administration at Winnie.Sullivan@state.mn.us or (651) 201-2556.

Minnesota Board of Chiropractic Examiners Request for Comments on Possible Rules Governing the Practice of Animal Chiropractic, *Minnesota Rules*: Rules Number Not Yet Assigned by the Revisor of Statutes

Subject of Rules. The Minnesota Board of Chiropractic Examiners requests comments on its possible rules governing the practice of Animal Chiropractic. The Board is considering rules that establish the pre-requisites and requirements for registration, for renewal of registration, and governing the practice.

Persons Affected. The rules would likely affect chiropractors, veterinarians making referrals or working with these chiropractors, and the owners of pets seeking animal-chiropractic care for their pets.

Statutory Authority. *Minnesota Statutes*, section 148.08, authorizes and requires the Board to adopt rules “necessary to administer sections 148.01 to 148.105 to protect the health, safety, and welfare of the public, including rules governing the practice of chiropractic and defining any terms, whether or not used in sections 148.01 to 148.105, if the definitions are not inconsistent with the provisions of sections 148.01 to 148.105.” *Laws of Minnesota 2008*, Chapter 297, article 1, section 26 requires that criteria for registration must be set by the Board, and further requires that “the Board consult with the State Board of Veterinary Medicine in preparing proposed rules on animal chiropractic.”

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

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

Agency Contact Person. Written comments, questions, requests to receive a draft of the rules when it has been prepared, and requests for more information on these possible rules should be directed to: Micki King at the Minnesota Board of Chiropractic Examiners, Suite 300, 2829 University Avenue SE, Minneapolis Minnesota 55414, **phone:** (651) 201-2849, **Fax:** (651) 201-2852, and **e-mail:** micki.king@state.mn.us. Hearing or Speech Impaired users may call the Board at 1-800-627-3529.

Alternative Format. Upon request, this Request for Comments can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request, please contact the agency contact person at the address or telephone number listed above.

NOTE: Comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after they are proposed. If you submitted comments during the development of the rules and you want to ensure that the Administrative Law Judge reviews the comments, you should resubmit the comments after the rules are formally proposed.

Dated: December 15, 2008

Larry A. Spicer, DC, Executive Director
MN Board of Chiropractic Examiners

Minnesota Department of Health

Division of Health Policy

Notice of Intent to Adopt Technical Changes to Uniform, Standard Companion Guides for Health Care Claims Electronic Transactions, Pursuant to *Minnesota Statutes, Section 62J.536*

Introduction. Notice is hereby given that the Minnesota Department of Health (MDH) is seeking information or opinions from outside sources on proposed technical changes to Uniform, Standard Companion Guides for Health Care Claims Electronic Transactions, as developed by the Commissioner of the Department of Health in consultation with the Minnesota Administrative Uniformity Committee (AUC), and its Claims Data Definitions Technical Advisory Group. As described in more detail below, MDH is also seeking detailed information or opinions from outside sources regarding current requirements in two of the Guides for reporting of multi-ingredient compound prescription drugs.

Contact Person. MDH requests information and opinions concerning the applicability and functionality of proposed technical changes to the following Uniform, Standard Companion Guides for Health Care Claims Electronic Transactions:

Health Care Claim – Professional Electronic Transaction (837P);

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Health Care Claim – Institutional Electronic Transaction (837I);
Health Care Claim – Dental Electronic Transaction (837D);
NCPDP Pharmacy Claim – Submission and Response (NCPDP 5.1);
NCPDP Pharmacy Reversal – Submission and Response (NCPDP 5.1).

Interested persons or groups may submit data or views in writing. Written statements must identify which of the health care claims transactions the statements pertain to and should be addressed to Colleen Morse, MDH, P.O. Box 64882, St. Paul, MN 55164-0822, or **e-mail** at: colleen.morse@health.state.mn.us or **fax**: (651) 201-5179.

In addition, MDH is seeking detailed information and comments in writing regarding current requirements in the Minnesota Uniform Companion Guides for the NCPDP Pharmacy Claim – Submission and Response (NCPDP 5.1) and the NCPDP Pharmacy Reversal – Submission and Response (NCPDP 5.1) transactions for reporting of multi-ingredient compound prescription drugs, as follows.

The Minnesota Uniform Companion Guides for the NCPDP Pharmacy Claim – Submission and Response (NCPDP 5.1) and the NCPDP Pharmacy Reversal – Submission and Response (NCPDP 5.1) currently specify that claims for compound prescriptions must populate the compound segment of the transaction and list all ingredients used in the compound. MDH is particularly interested in knowing how users of the pharmacy transactions bill/receive/process multi-ingredient compound prescription drugs today, and the impact of the current requirement in the Guides to bill using only the method of populating the compound segment and listing all ingredients in the compound, effective 7/15/09.

Submitters of comments should be clear as to the impact to their organization, their trading partners, and their customers. Include relative estimates of costs and the basis and calculations for any cost and impact projections. In responding, please answer as many of the questions below as possible:

1. How do you/your organization bill/receive/process multi-ingredient compounds at this time?
2. At this time, whether the capability is currently activated or not, do you/your organization have the capability to submit/receive/process a claim for a multi-ingredient compound prescription:
 - a. Listing the most expensive formulary ingredient in the claim segment?
 - b. Using the compound segment but listing only the most expensive formulary ingredient?
 - c. Using the compound segment and listing all ingredients used in the compound?
 - d. Other (please describe)?
3. Are you now capable of meeting the current multi-ingredient compound reporting requirements of the MN Guide (requires use of compound segment, reporting of all ingredients in the compound)?
4. Will you be capable of meeting the requirements in the MN Guides by July 15, 2009?
5. What steps and process are needed to meet these requirements of the MN Guides?
6. What are the impacts of taking the steps to become compliant with the current requirements of the MN Guides? Please describe in detail any changes in business processes, resource needs and costs, time, other impacts.
7. What development, planning, implementation steps have you already taken to be compliant with the MN Guide?
8. If you/your organization currently do not support submitting/receiving/processing multi-ingredient compounds as specified in the MN Guides, what occurs now if a multi-ingredient compound prescription is received on a claim using the compound segment and listing all ingredients of the compound?
9. The next version of the NCPDP pharmacy claim transaction will be D.0, which will require reporting of multi-ingredient compounds using the compound segment and listing all ingredients in the compound as is the current requirement of the MN Guides. Do you plan to be compliant with the D.0 standard? When? How are you implementing changes needed for D.0?
10. Complete records of all ingredients a patient is taking are important for retrospective analysis of drug use for individual patients and for populations of patients, and for formulary exclusion or warnings about unsafe or ineffective ingredients or combinations of ingredients. Please comment on how you/your organization's current method of submitting/receiving/processing multi-ingredient compounds addresses the needs in the sentence above.

Description of the Rules. *Minnesota Statutes*, section 62J.536, requires the Minnesota Commissioner of Health, in consultation with the Minnesota Administrative Uniformity Committee, to promulgate rules pursuant to section 62J.61 establishing and requiring group purchasers and health care providers to use electronic claims and eligibility transactions with a single, uniform companion guide to the implementation guides described under *Code of Federal Regulations*, title 45, part 162. The statute requires that beginning July 15, 2009 all group purchasers must accept from health care providers the health care claims or equivalent encounter information transaction described under *Code of Federal Regulations*, title 45, part 162, subpart K. The statute also requires that beginning July 15, 2009 all health

care providers must submit to group purchasers the health care claims or equivalent encounter information transaction described under *Code of Federal Regulations*, title 45, part 162, subpart K. The statute further requires that each transaction described above will use a single, uniform companion guide to the implementation guide described under the *Code of Federal Regulations*, title 45, part 162. In addition, the statute requires all group purchasers and health care providers to exchange claims and eligibility information electronically using the transactions, companion guides, implementation guides, and timelines set forth in subdivision 1 of the statute. The statute requires the Commissioner of Health to promulgate rules pursuant to section *Minnesota Statutes*, section 62J.61, at least 12 months prior to the timelines required in subdivision 1 of *Minnesota Statutes*, section 62J.536. Under *Minnesota Statutes*, section 62J.61, the Commissioner of Health is exempt from chapter 14, including section 14.386, in implementing sections 62J.50 to 62J.54, subdivision 3, and 62J.56 to 62J.59. Because the Commissioner of Health has determined that it is unduly cumbersome to publish the entire text of the proposed technical changes to the rules, the Commissioner of Health is publishing this notice of the proposed technical changes to the rules with a detailed description. A Notice of Adoption of the above referenced rules was published in the *Minnesota State Register*, Volume 32, Number 51, June 16, 2008, page 2215. The Commissioner of Health, in consultation with the AUC and its Claims Data Definition Technical Advisory Group (TAG), and Medical Code TAG has determined that it is necessary to make technical changes to the previously promulgated rule in order to provide additional clarification to the transaction.

Public Review Process. MDH will provide free copies of redline versions of the Uniform, Standard Companion Guides for Health Care Claims Electronic Transactions with proposed technical changes, in paper or electronic PDF format, to persons and organizations interested in reviewing them. The draft companion guides will be available as of December 22, 2008. **Comments and suggestions for improvements on the following documents will be accepted at the above address until 4 PM Tuesday, January 20, 2009:**

- Health Care Claim – Professional Electronic Transaction (837P);
- Health Care Claim – Institutional Electronic Transaction (837I);
- Health Care Claim – Dental Electronic Transaction (837D);
- NCPDP Pharmacy Claim – Submission and Response (NCPDP 5.1);
- NCPDP Pharmacy Reversal – Submission and Response (NCPDP 5.1).

After the Commissioner of Health has considered all comments received, the Commissioner will publish a notice of adoption in the *State Register*. The rules will take effect 30 days subsequent to that notice.

How to Obtain the Proposed Technical Changes to the Uniform, Standard Companion Guides for Health Care Claims Electronic Transactions; A free copy of the proposed technical changes to the rules is available upon request. Persons who wish to obtain a paper copy should call Colleen Morse at MDH, 651/201-3570, or fax a request to 651/201-5179 or write to the address above, and clearly identify which one of health care claims transactions is being requested. All of the documents will also be available for downloading on the World Wide Web at: <http://www.health.state.mn.us/asa/index.html>

Dated: December 22, 2008

Sanne Magnan, M.D., Ph.D., Commissioner
P.O. Box 64975, St. Paul, MN 55164-0975

Modifications:

The following modifications from the version adopted in the *State Register*, Volume 32, Number 51, page 2215, June 16, 2008 have been proposed:

The following sections of the proposed technical changes for the *Health Care Claim – Professional Electronic Transaction (837P)* differ from the adopted rule published on June 16, 2008 (page numbers below are for the adopted rule published June 16, 2008):

- Title page;
- Disclaimer – Page 2;
- Contact For Further Information On This Companion Guide – Page 2;
- Table of Contents – Page 3;
- 1.0 Companion Guide Revision History, Page 4;
- 2.0 Statement from the Minnesota Department of Health – Page 5;
- 3.0 Statement from the Minnesota Administrative Uniformity Committee (MN-AUC) – Page 7;
- 4.1.2 Applicability – Page 8;
- 4.1.4 Reference HIPAA Implementation Guide – Page 10;
- 4.1.5.2 Situational Loops, Segments, and Data Elements – Page 11;

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- 4.1.5.3 Segments and Data Elements Classified as Not Considered for Processing (NCFP) – Page 11 ;
- 4.1.6 Addressing Code Set Issues in the Companion Guide – Page 12;
- 4.3 Process for Updating Companion Guide Document – Page 21;
- 4.4 Minnesota Best Practices for the Implementation of Electronic Health Care Transactions – Page 21;
- 5.1 Introduction to Table – Page 22;

Changes were made to the following section 5.2, Companion Guide Tables rows, identified by “ID”, and “Name” columns and page number:

- NM108, Identification Code Qualifier, Page 27;
- NM109, Subscriber Primary Identifier, Page 27;

The following rows were added to section 5.2, Companion Guide Tables – Page , below “IG Page” 148, “ID” NM1, “Name” Patient Name:

- NM101, Entity Identifier Code, Page 29;
- NM102, Entity Type Qualifier, Page 29;
- NM103, Name Last or Organization Name, Page 29;
- NM104, Name First, Page 29;
- NM105, Name Middle, Page 29;
- NM107, Name Suffix, Page 29;
- NM108, Identification Code Qualifier, Page 29;
- NM109, Subscriber Primary Identifier, Page 29;

Changes were made to the following Appendix A, Table A.5.1 rows, identified by “Chapter Number”, and “Chapter Description/Title” columns and page number:

- 4, Part B Hospital (Including Inpatient Hospital Part B and OPSS), Page 56;
- 9, Rural Health Clinics and Federal Qualified Health Centers, Page 56;

Formatting and other changes were made to the following Appendix A, Table A.5.2 rows, identified by row title and page number:

- Children’s Mental Health Crisis Response Services, Page 62;
- Children’s Mental Health Residential Treatment Services, Page 63;
- Intensive Residential Treatment Services (IRTS), Page 63;
- Adult Day Treatment, Page 63;
- CTSS Children’s Day Treatment, Page 63;

Throughout the entire Manual: Formatting and punctuation changes have been made to improve readability.

The following sections of the proposed technical changes for the *Health Care Claim – Institutional Electronic Transaction (837I)* differ from the adopted rule published on June 16, 2008 (page numbers below are for the adopted rule published June 16, 2008):

- Title page;
- Disclaimer – Page 2;
- Contact For Further Information On This Companion Guide – Page 2;
- Table of Contents – Page 3;
- 1.0 Companion Guide Revision History, Page 4;
- 2.0 Statement from the Minnesota Department of Health – Page 5;
- 3.0 Statement from the Minnesota Administrative Uniformity Committee (MN-AUC) – Page 7;
- 4.1.2 Applicability – Page 8;
- 4.1.4 Reference HIPAA Implementation Guide – Page 10;
- 4.1.5.2 Situational Loops, Segments, and Data Elements – Page 11;
- 4.1.5.3 Segments and Data Elements Classified as Not Considered for Processing (NCFP) – Page 11;
- 4.1.6 Addressing Code Set Issues in the Companion Guide – Page 12;
- 4.3 Process for Updating Companion Guide Document – Page 21;
- 4.4 Minnesota Best Practices for the Implementation of Electronic Health Care Transactions – Page 21;
- 5.1 Introduction to Table – Page 22;

Official Notices

Changes were made to the following section 5.2, Companion Guide Tables rows, identified by “ID”, and “Name” columns and page number:

- NM108, Identification Code Qualifier, Page 26;
- NM109, Subscriber Primary Identifier, Page 26;

The following rows were added to section 5.2, Companion Guide Tables – Page 27, below “IG Page “ 142, “ID” NM1, “Name” Patient Name:

- NM101, Entity Identifier Code, Page 27;
- NM102, Entity Type Qualifier, Page 27;
- NM103, Name Last or Organization Name, Page 27;
- NM104, Name First, Page 27;
- NM105, Name Middle, Page 27;
- NM107, Name Suffix, Page 27;
- NM108, Identification Code Qualifier, Page 27;
- NM109, Subscriber Primary Identifier, Page 27;

Changes were made to the following Appendix A, Table A.5.1 rows, identified by “Chapter Number”, and “Chapter Description/Title” columns and page number:

- 9, Rural Health Clinics and Federal Qualified Health Centers, Page 51;
- 10, Home Health Agency Billing, Page 51;

Formatting and other changes were made to the following Appendix A, Table A.5.2 rows, identified by title and page number:

- Children’s Mental Health Crisis Response Services, Page 56;
- Children’s Mental Health Residential Treatment Services, Page 57;
- Intensive Residential Treatment Services (IRTS), Page 57;
- Adult Day Treatment, Page 57;
- CTSS Children’s Day Treatment, Page 57;
- Appendix D, K3 Segment Usage Instructions, Present on Admission Indicators – Page 65.

Throughout the entire Manual: Formatting and punctuation changes have been made to improve readability.

The following sections of the proposed technical changes for the *Health Care Claim – Dental Electronic Transaction (837D)* differ from the adopted rule published on June 16, 2008 (page numbers below are for the adopted rule published June 16, 2008):

- Title page;
- Disclaimer – Page 2;
- Contact For Further Information On This Companion Guide – Page 2;
- Table of Contents – Page 3;
- 1.0 Companion Guide Revision History, Page 4;
- 2.0 Statement from the Minnesota Department of Health – Page 5;
- 3.0 Statement from the Minnesota Administrative Uniformity Committee (MN-AUC) – Page 7;
- 4.1.2 Applicability – Page 8;
- 4.1.4 Reference HIPAA Implementation Guide – Page 10;
- 4.1.5.2 Situational Loops, Segments, and Data Elements – Page 11;
- 4.1.5.3 Segments and Data Elements Classified as Not Considered for Processing (NCFP) – Page 11;
- 4.1.6 Addressing Code Set Issues in the Companion Guide – Page 12;
- 4.3 Process for Updating Companion Guide Document – Page 20;
- 4.4 Minnesota Best Practices for the Implementation of Electronic Health Care Transactions – Page 21;
- 5.1 Introduction to Table – Page 22;

The following rows were added to section 5.2, Companion Guide Tables, after “Loop ID” 2010BA, “Name” Subscriber Name – Page 27:

- NM101, Entity Identifier Code, Page 27;
- NM102, Entity Type Qualifier, Page 27;
- NM103, Name Last or Organization Name, Page 27;
- NM104, Name First, Page 27;

Official Notices

NM105, Name Middle, Page 27;
NM107, Name Suffix, Page 27;
NM108, Identification Code Qualifier, Page 27;
NM109, Identification Code, Page 27;

The following rows were added to section 5.2, Companion Guide Tables, after “Loop ID” 2010CA, “Name” Patient Name – Page 28:

NM101, Entity Identifier Code, Page 28;
NM102, Entity Type Qualifier, Page 28;
NM103, Name Last or Organization Name, Page 28;
NM104, Name First, Page 28;
NM105, Name Middle, Page 28;
NM107, Name Suffix, Page 28;
NM108, Identification Code Qualifier, Page 28;
NM109, Identification Code, Page 28;

Throughout the entire Manual: Formatting and punctuation changes have been made to improve readability.

The following sections of the proposed technical changes for the *NCPDP Pharmacy Claim – Submission and Response [NCPDP 5.1 (and the corresponding NCPDP I.1)]* differ from the adopted rule published on June 16, 2008 (page numbers below are for the adopted rule published June 16, 2008):

Title page;
Disclaimer – Page 2;
Contact For Further Information On This Companion Guide – Page 2;
1.0 Companion Guide Revision History, Page 4;
2.0 Statement from the Minnesota Department of Health – Page 5;
3.0 Statement from the Minnesota Administrative Uniformity Committee (MN-AUC) – Page 7;
4.1.2 Applicability – Page 8;
4.1.5.3 Segments and Fields Classified as Not Considered for Processing (NCFP) – Page 11;
4.1.6 Addressing Code Set Issues in the Companion Guide – Page 12;
4.2 Process for Updating Companion Guide Document – Page 13;
4.3 Minnesota Best Practices for the Implementation of Electronic Health Care Transactions – Page 13;
4.4.1 Compressing Field Rows into Segment Rows – Page 14;
4.4.2 Relationship Between Condition Given to Segments and Fields in the HIPAA Implementation Guide, and the Minnesota Usage Classification Given in the Companion Guide – Page 14;

In section 5.2, Companion Guide Table, Pages 16 – 37, the proposed technical changes, including formatting and other changes, differ from the adopted rule as follows:

Field Length Column deleted from the header rows on all pages of section 5.2;

Changes were made to the following section 5.2 table rows, identified by “Segment”, “ID”, and “Name” columns and page number:

Transaction Header, , , Page 16;
Header, 101-A1, BIN NUMBER, Page 16;
Header, 109-A9, TRANSACTION COUNT, Page 17;
Header, 202-B2, SERVICE PROVIDER ID QUALIFIER, Page 17;
Patient, , , Page 17;
Insurance, , , Page 19;
Insurance, 306-C6, PATIENT RELATIONSHIP CODE, Page 21;
Claim, , , Page 21;
Claim, 436-E1, PRODUCT/ SERVICE ID QUALIFIER, Page 21;
Claim, 456-EN, ASSOCIATED PRESCRIPTION/ SERVICE REFERENCE #, Page 21;
Claim, 457-EP, ASSOCIATED PRESCRIPTION/ SERVICE DATE, Page 21;
Claim, 414-DE, DATE PRESCRIPTION WRITTEN, Page 22;
Claim, 415-DF, NUMBER OF REFILLS AUTHORIZED, Page 23;
Claim, 419-DJ, PRESCRIPTION ORIGIN CODE, Page 23;

Claim, 454-EK, SCHEDULED PRESCRIPTION ID NUMBER, Page 24;
Prescriber, , , Page 26;
COB and Other Payments, , , Page 27;
COB/Other Payments, 337-4C, COORDINATION OF BENEFITS
/OTHER PAYMENTS COUNT, Page 28;
COB/Other Payments, 338-5C, OTHER PAYER COVERAGE TYPE, Page 28;
COB/Other Payments, 339-6C, OTHER PAYER ID QUALIFIER, Page 28;
COB/Other Payments, 341-HB, OTHER PAYER AMOUNT PAID COUNT, Page 28;
COB/Other Payments, 471-5E, OTHER PAYER REJECT COUNT, Page 29;
DUR/PPS, , , Page 29;
DUR/PPS, 473-7E, DUR/PPS CODE COUNTER, Page 30;
Pricing, , , Page 31;
Pricing, 409-D9, INGREDIENT COST SUBMITTED, Page 31;
Pricing, 412-DC, DISPENSING FEE SUBMITTED, Page 32;
Pricing, 433-DX, PATIENT PAID AMOUNT SUBMITTED, Page 32;
Pricing, 438-E3, INCENTIVE AMOUNT SUBMITTED, Page 32;
Pricing, 478-H7, OTHER AMOUNT CLAIMED SUBMITTED COUNT, Page 32;
Pricing, 479-H8, OTHER AMOUNT CLAIMED SUBMITTED QUALIFIER, Page 32;
Pricing, 481-HA, FLAT SALES TAX AMOUNT SUBMITTED, Page 33;
Pricing, 484-JE, PERCENTAGE SALES TAX BASIS SUBMITTED, Page 33;
Compound, , , Page 34;
Compound, 447-EC, COMPOUND INGREDIENT COMPOUND COUNT, Page 35;
Clinical, , , Page 36;
Clinical, 492-WE, DIAGNOSIS CODE QUALIFIER, Page 36;

In section 6.2, Companion Guide Table, Pages 38 – 45, the proposed technical changes differ from the adopted rule as follows:
Field Length Column deleted from the header rows on all pages of section 6.2;

Changes were made to all section 6.2 table rows to indicate that they pertain to the NCPDP Pharmacy Claim Response Transaction;

Additional changes were made to section 6.2 table rows, identified by “Segment”, “ID”, and “Name” columns and page number:

Header, , , Page 38;
[Added: Response Message, , , Page 38;]
Insurance, , , Page 38;
Insurance, 301-C1, GROUP ID, Page 38;
Insurance, 545-2F, NETWORK REIMBURSE-MENT ID, Page 39;
Status, 503-F3, AUTHORIZATION NUMBER, Page 39;
Status, 510-FA, REJECT COUNT, Page 39;
Status, 546-4F, REJECT FIELD OCCURRENCE INDICATOR, Page 40;
Status, 550-8F, HELP DESK PHONE NUMBER, Page 40;
Claim, , , Page 40;
Pricing, , , Page 40;
Pricing, 505-F5, PATIENT PAY AMOUNT, Page 41;
Pricing, 506-F6, INGREDIENT COST PAID, Page 41;
Pricing, 507-F7, DISPENSING FEE PAID , Page 41;
Pricing, 557-AV, TAX EXEMPT INDICATOR, Page 41;
Pricing, 560-AY, PERCENTAGE SALES TAX RATE PAID , Page 42;
Pricing, 561-AZ, PERCENTAGE SALES TAX BASIS PAID, Page 42;
Pricing, 509-F9, TOTAL AMOUNT PAID, Page 43;
Pricing, 517-FH, AMOUNT APPLIED TO PERIODIC DEDUCTIBLE, Page 44;
Pricing, 520-FK, AMOUNT EXCEEDING PERIODIC BENEFIT MAXIMUM, Page 45;
DUR/PPS, , , Page 45.

Throughout the entire Manual: Formatting and punctuation changes have been made to improve readability.

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The following sections of the proposed technical changes for the *NCPDP Pharmacy Claim – Reversal Submission and Response [NCPDP 5.1 (and the corresponding NCPDP 1.1)]* differ from the adopted rule published on June 16, 2008 (page numbers below are for the adopted rule published June 16, 2008):

- Title page;
- Disclaimer – Page 2;
- Contact For Further Information On This Companion Guide – Page 2;
- 1.0 Companion Guide Revision History – Page 4;
- 2.0 Statement from the Minnesota Department of Health – Page 5;
- 3.0 Statement from the Minnesota Administrative Uniformity Committee (MN-AUC) – Page
- 4.1.2 Applicability – Page 8;
- 4.1.5.3 Segments and Fields Classified as Not Considered for Processing (NCFP) – Page 11;
- 4.1.6 Addressing Code Set Issues in the Companion Guide – Page 12;
- 4.2 Process for Updating Companion Guide Document – Page 13;
- 4.3 Minnesota Best Practices for the Implementation of Electronic Health Care Transactions – Page 13;
- 4.4.1 Compressing Field Rows into Segment Rows – Page 14;
- 4.4.2 Relationship Between Condition Given to Segments and Fields in the HIPAA Implementation Guide, and the Minnesota Usage Classification Given in the Companion Guide – Page 14;

In section 5.2, Companion Guide Table, Pages 16 – 19, the proposed technical changes, including formatting and other changes, differ from the adopted rule as follows:

- Field Length Column deleted from the header rows on all pages of section 5.2;

Changes were made to the following section 5.2 table rows, identified by “Segment”, “ID”, and “Name” columns and page number:

- Header, 101-A1, BIN NUMBER, Page 16;
- Header, 202-B2, SERVICE PROVIDER ID QUALIFIER, Page 17;
- Patient, , , Page 17;
- Patient, 304-C4, DATE OF BIRTH, Page 18;
- Patient, 305-C5, PATIENT GENDER CODE, Page 18;
- Patient, 310-CA, PATIENT FIRST NAME, Page 18;
- Insurance, , , Page 19;
- Claim, , , Page 19;
- DUR/PPS, , , Page 19;
- [Added Pricing, , , Page 19]

In section 6.2 Companion Guide Table, Pages 20 – 22, the proposed technical changes differ from the adopted rule as follows:

- Field Length Column deleted from the header rows on all pages of section 6.2;

Changes were made to all section 6.2 table rows to indicate that they pertain to the NCPDP Pharmacy Claim Reversal **Response** Transaction;

Additional changes were made to section 6.2 table rows, identified by “Segment”, “ID”, and “Name” columns and page number:

- Header, , , Page 20;
- Header, 102-A2, VERSION/ RELEASE NUMBER, Page 20;
- Header, 103-A3, TRANSACTION CODE, Page 20;
- Header, 109-A9, TRANSACTION COUNT , Page 20;
- Header, 501-F1, HEADER RESPONSE STATUS, Page 20;
- Header, 202-B2, SERVICE PROVIDER ID QUALIFIER, Page 20;
- Header, 201-B1, SERVICE PROVIDER ID , Page 21;
- Header, 401-D1, DATE OF SERVICE, Page 21;
- [Added Response Message, , , Page 21];
- Status, , , Page 21;
- Status, 112-AN, TRANSACTION RESPONSE STATUS, Page 21;
- Status, 503-F3, AUTHORIZATION NUMBER, Page 21;
- Status, 510-FA, REJECT COUNT, Page 22;

Status, 550-8F, HELP DESK PHONE NUMBER, Page 22;
Claim, , Page 22.

Throughout the entire Manual: Formatting and punctuation changes have been made to improve readability.

Department of Human Services

Health Care Purchasing and Delivery Systems Division

Health Care Administration

Public Notice of Maximum Allowable Costs of Medical Assistance Outpatient Prescribed Drugs

NOTICE IS HEREBY GIVEN to recipients, providers of services, and to the public of additions to the state Medical Assistance maximum allowable cost (state MAC) list for certain outpatient prescribed drugs.

At least once each calendar year, the United States Department of Health and Human Services, Centers for Medicare & Medicaid Services, publishes a federal upper limit (FUL) payment schedule for many commonly prescribed multiple-source drugs. The federal upper limit is set at a rate equal to 150 percent of the published price for the least costly therapeutic equivalent that can be purchased by pharmacists. This FUL payment schedule constitutes the federal MAC list. For many multiple-source drugs that are not on the federal MAC list, the Department establishes a state MAC list. Additionally, the Department imposes a state MAC for many multiple-source drugs that are on the federal MAC list, as long as the savings are at least as much as the savings would be using the federal MAC list.

The Department requires Medical Assistance pharmacy providers to submit their usual and customary costs. Pharmacy providers are reimbursed at the lower of: 1) the federal or state MAC, plus a dispensing fee; 2) the submitted usual and customary charge to the general public; or 3) a discount off of average wholesale price, plus a dispensing fee.

No earlier than Dec 29, 2008 the Department may add the following outpatient prescribed drugs to the state MAC list:

Drug Name

- SUMATRIPTAN

These additions are made to bring Medical Assistance reimbursement to pharmacists more closely in line with the actual acquisition cost of the drugs listed above. The Department estimates that there will be a state savings of \$120,000.00 for State Fiscal Year 2008 (July 1, 2008 through June 30, 2009).

This notice is published pursuant to *Code of Federal Regulations*, Title 42, section 447.205, which requires publication of a notice when there is a rate change in the methods and standards for setting payment rates for Medical Assistance services.

Written comments and requests for information may be sent to Pharmacy Program Manager, Health Care Purchasing and Delivery Systems Division, Health Care Administration, Minnesota Department of Human Services, P.O. Box 64984, St. Paul, Minnesota 55164-0984; **phone:** (651) 431-2504.

Minnesota Department of Human Services

Managed Care and Payment Policy Division

Notice of Request for Information for Procurement of the Minnesota Senior Health Options (MSHO) Program for Specific Counties

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is seeking information from qualified managed care organizations (MCOs) about service delivery specifications included in their bid submissions to Centers for Medicare and Medicaid (CMS) for Special Needs Plan (SNP) approval related to Minnesota Senior Health Options (MSHO) program. MSHO health plans are

Official Notices

SNPs contracting with the STATE for the provision of prepaid health care and home and community-based services under the MSHO program. SNPs provide integrated Medicare and Medicaid services to eligible Medical Assistance (MA) enrollees in Minnesota. The STATE is requesting this information to provide guidance for the future Request for Proposal (RFP) for continued and expanded MSHO services.

The procurement of MSHO related to the RFI as announced in this notice applies to Aitkin, Itasca, and Koochiching counties. To be eligible to respond to the future RFP for the procurement of MSHO, potential Responders must respond to the RFI announced in this notice. Response to the RFI, however, does not obligate MCOs to respond to the future RFP.

A Request for Information will be available by accessing the Department of Human Services public website after 12:00 noon (CST) on December 22, 2008 at:

http://www.dhs.state.mn.us/main/idcplg?IdcService=GET_DYNAMIC_CONVERSION&RevisionSelectionMethod=LatestReleased&dDocName=id_000102

To obtain a paper copy of the RFI, please print a copy from the website. If you have problems downloading the RFI, contact Sue Kvendru at: sue.kvendru@state.mn.us or call (651) 431-2517.

Information submitted in response to the Request for Information in this notice must be received **via email or fax** by 4:00 p.m. (CST) on December 29, 2008, followed by a signed original response, addressed as follows:

Attention: Sue Kvendru
Managed Care and Payment Policy Division
Department of Human Services
540 Cedar Street.
St. Paul, MN 55155
Phone: (651) 431-2517
Fax: (651) 431-7426
E-mail: sue.kvendru@state.mn.us

All submissions, questions, concerns or communications regarding this RFI should be addressed to Sue Kvendru, Managed Care and Payment Policy Division.

Late information will not be considered. Include a name, title, address, telephone number and e-mail address of whom to contact in the event there are questions regarding your submission.

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.

Metropolitan Council

Notice of Public Hearing on the Metropolitan Wastewater Treatment Plant Rehabilitation and Facilities Improvement Project Draft Facility Plan

**Metropolitan Council Building
Council Chambers
390 Robert St. N.
St. Paul, Minnesota
Tuesday, January 27, 2009 - 3:00 p.m.**

The Metropolitan Council will hold a public hearing to accept comments on its Metropolitan Wastewater Treatment Plant Rehabilitation and Facilities Improvement Project Draft Facility Plan. The Draft Facility Plan, prepared by the Metropolitan Council's Environmental Services Division (MCES), addresses capital improvements to process equipment, structures, plant utilities and support systems that are needed to maintain essential infrastructure and enhance plant reliability.

Alternatives were evaluated for each facility and system, including the status quo alternative. Major recommended capital improvements include:

- 1) Installation of an on-site central standby power facility using diesel generators;
- 2) Rehabilitation of in-plant power distribution system, process control system, and plant water systems;
- 3) Rehabilitation of sludge storage tanks and several other structural components of the plant;
- 4) Process enhancements for the fluidized-bed incineration system;
- 5) Replacement of sludge collection equipment and other process equipment; and
- 6) Decommissioning or recycle of buildings that are no longer used for their original process functions.

Copies of the Draft Facility Plan for the Metropolitan Wastewater Treatment Plant Rehabilitation and Facilities Improvement Project will be available for review after December 27, 2008, at:

- Metropolitan Council's Data Center, 390 Robert St. N., St. Paul
- Minneapolis Central Library, 300 Nicollet Mall, Minneapolis
- St. Paul Library – Sun Ray Branch, 2105 Wilson Ave., St. Paul
- City of South St. Paul Library, 106 Third Ave. N., South St. Paul

All interested persons are encouraged to attend the hearing and provide comments. You also may submit comments, which must be **received** by the Metropolitan Council no later than February 6, 2009:

- Send written comments to: Tim O'Donnell at Metropolitan Council Environmental Services,
390 Robert Street North, St. Paul, MN 55101-1805
- Fax comments to: Tim O'Donnell at (651) 602-1477
- Record comments on: Metropolitan Council Public Comment Line at (651) 602-1500
- E-mail comments to: data.center@metc.state.mn.us
- Send TTY comments to (651) 291-0904

Upon request, the Council will provide reasonable accommodations to persons with disabilities. Please submit such requests to Tim O'Donnell via mail or fax (see above) or by phone at 651-602-1269 before January 20, 2009.

Board of Nursing Notice of Meetings of the Minnesota Board of Nursing

NOTICE IS HEREBY GIVEN that the 2009 meetings of the Minnesota Board of Nursing have been scheduled at 9:00 a.m., at 2829 University Avenue SE, 4th Floor, Conference Rooms A & B, Minneapolis, Minnesota on the following dates:

February 5, 2009
April 2, 2009
June 4, 2009
August 6, 2009
October 8, 2009
December 3, 2009

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

Official Notices

Office of Secretary of State

Notice of Publication of Open Appointments Annual Compilation and Statistical Report

The Office of the Secretary of State has published the Fiscal Year 2008 *Open Appointments Annual Compilation and Statistical Report*. The full publication is available on the OSS website at: <http://www.sos.state.mn.us/home/index.asp?page=360>

Vacancies are published one time per month. Current vacancies can be found on the OSS website at:
<http://www.sos.state.mn.us/home/index.asp?page=308>.

You may join our e-mail list-serve by submitting your e-mail address to:
open.appointments@state.mn.us.

For further information please contact Nancy Breems at (651) 297-5845.

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? Only for *State Register* subscribers is a “Contracts & Grants” section 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
- Updates to Index to Vol. 31
- Early delivery, on Friday
- LINKS, LINKS, LINKS
- “Contracts & Grants” Open for Bid
- E-mailed to you . . . its so easy
- Easy Access to *State Register* Archives
- 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

Department of Human Services

Disability Services Division

Home and Community Living Services

Notice of Publication of Request for Proposal Seeking a Qualified Grantee(s) to Provide Housing Access Supports to Minnesotans Eligible for Long Term Care or State Plan Home Care Services Who Want to Relocate to Homes of Their Own

NOTICE IS HEREBY GIVEN THAT The Minnesota Department of Human Services, through its Disability Services Division is seeking Proposals from qualified Responders to provide housing access services to Minnesotans with disabilities who are eligible for long term care or state plan home care services and wish to move to homes of their own. Housing access grants will fund public or private organizations that will assist eligible people who choose to move to homes of their own using state plan funded supports or long term care waiver services without the use of service provider driven housing. The Disabilities Services Division will operate the housing access grant program according to Minn. Stat 2008 §256B.0658 and other applicable State and Federal laws and regulations.

Contracts will begin during the current state fiscal year and continue through June 30, 2010. During the 2008 session the Minnesota State Legislature allocated \$250,000 for housing access services through June 30, 2009, and \$500,000 for state fiscal year 2010.

The Minnesota Department of Human Services Disability Services Division seeks regional or statewide organizations to support eligible Minnesotans with disabilities who want to relocate to homes of their own. Successful bidders will describe how their organization will provide help with such matters as:

- Seeking and locating suitable, affordable, accessible housing,
- Accompanying individuals as they look for housing,
- Completing rental applications and lease agreements,
- Meetings with landlords and property staff,
- Knowledge of and applications for publicly financed housing,
- Household budget development,
- Furnishing a home, and any related housing matters.

Responders' questions regarding this RFP must be submitted **in writing prior to 4:00 p.m. Central Time on Friday, December 12, 2008.**

All questions must be addressed to: Attention: Melanie Fry
Disability Services Division,
Department of Human Services
St. Paul, MN 55164-0967
Phone: (651) 431-2426
FAX #: (651) 431-7411
E-mail: *Melanie.Fry@state.mn.us*

A Responders' Conference will be held on **Wednesday, December 17, 2008, at 9:00 A.M. Central Time at 540 Cedar Street, St. Paul, MN.** The conference will serve as an opportunity for Responders to ask specific questions of State staff concerning the project. Attendance at the Responders' Conference is not mandatory but is recommended. Responders may attend via conference call (contact the State contact for this RFP for more information about attending by conference call). Oral answers given at the conference will be non-binding. Written responses to questions asked at the conference will be sent to all identified prospective Responders after the conference. **One (1) original and six (6) copies** of the Proposal must be submitted. Proposals must be physically received (not postmarked) by **4:00 p.m. Central Time on December 31, 2008** to be considered. Late Proposals will not be considered and will be returned unopened to the submitting party. **Faxed or e-mailed Proposals will not be accepted.**

The above-referenced packages and all correspondence related to this RFP must be delivered to:
Attention: Melanie Fry
Disability Services Division

State Grants & Loans

Department of Human Services
444 Lafayette Road N.
St. Paul, MN 55155
Phone: (651) 431- 2426

It is solely the responsibility of each Responder to assure that their Proposal is delivered at the specific place, in the specific format, and prior to the deadline for submission. **Failure to abide by these instructions for submitting Proposals may result in the disqualification of any non-complying Proposal.**

State Contracts

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

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

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 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. There you will see a list of the contents of the current issue, as well as an INDEX, and previous years' indices. 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**

Subscriptions cost \$180 a year (an \$80 savings). 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

Department of Administration

State Designer Selection Board Project No. 08-23

Notice of Availability of Request for Proposal (RFP) for Designer Selection for Minnesota Department of Transportation, New Maple Grove Truck Station and Vehicle Maintenance Shop, Maple Grove, Minnesota

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 Department of Transportation website: www.dot.state.mn.us/consult click on "P/T Notices."

Proposals must be delivered to Bev Kroiss, State Designer Selection Board, 309 Administration Building in Real Estate and Construction Services, 50 Sherburne Ave., St. Paul, MN 55155 (651) 201-2540 not later than 12:00 P.M., Monday, January 05, 2009. Late responses will not be considered.

Minnesota Department of Transportation 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 Project No. 08-24

Notice of Availability of Request for Proposal (RFP) for Designer Selection for Renovation for Adult Day Care, Building 4 at the Minnesota Veterans Home - Minneapolis

The Department of Administration, Real Estate and Construction Services ("State"), 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 Proposal and a copy of the pre-design is available on the Department of Administration, Real Estate and Construction Services website: www.admin.state.mn.us/recs.

Click on "Construction Services" and then "Solicitations and Announcements." A mandatory informational meeting is scheduled for 9:00 AM C.S.T., December 29, 2008 at the Minnesota Veterans Home, Minneapolis Campus, Building 2 in the Ground Floor conference room. The meeting will include a tour of the proposed project area and a review of the scope of work. Project questions shall be referred to the appropriate person(s) as listed in the Request for Proposal.

Proposals Must be delivered to Bev Kroiss, Executive Secretary, State Designer Selection Board, 309 Administration Building, 50 Sherburne Ave., St. Paul, MN 55155, **phone:** (651) 201-2540, not later than 12:00 p.m. C.S.T., Monday, January 12, 2009. Late responses will not be considered.

The Department of Administration, Real Estate Construction Services Division 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

Department of Administration

State Designer Selection Board Project No. 08-25

Notice of Availability of Request for Proposal (RFP) for Designer Selection for New 100 Bed Nursing Care Building (Building 9 Replacement) at the Minnesota Veterans Home - Minneapolis

The Department of Administration, Real Estate and Construction Services ("State"), 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 Proposal and a copy of the pre-design is available on the Department of Administration, Real Estate and Construction Services website: www.admin.state.mn.us/recs.

Click on "Construction Services" and then "Solicitations and Announcements." A mandatory informational meeting is scheduled for 11:00 AM C.S.T., December 29, 2008 at the Minnesota Veterans Home, Minneapolis Campus, Building 2 in the Ground Floor conference room. The meeting will include a tour of the proposed project area and a review of the scope of work. Project questions shall be referred to the appropriate person(s) as listed in the Request for Proposal.

Proposals must be delivered to Bev Kroiss, Executive Secretary, State Designer Selection Board, 309 Administration Building, 50 Sherburne Ave., St. Paul, MN 55155, **phone:** (651) 201-2540, not later than 12:00 p.m. C.S.T., Monday, January 12, 2009. Late responses will not be considered.

The Department of Administration, Real Estate Construction Services Division 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.

Minnesota State Colleges and Universities

Anoka Ramsey Community College

ADVERTISEMENT FOR BIDS for Humanities Building HVAC Upgrade

Sealed Bids for: **Humanities HVAC Upgrade**
Humanities Building
Anoka Ramsey Community College
Coon Rapids, Minnesota

will be received by: **Mirella Gluhic, Business Office**
College Services Building, Room C140
Anoka Ramsey Community College
11200 Mississippi Boulevard Northwest
Coon Rapids, Minnesota 55433

until **10:00 AM, CST, Tuesday, January 20, 2009**. At which time the bids will be opened and publicly read aloud in Room C270, Mississippi Room, Student Center Building, Anoka Ramsey Community College.

Project Scope: Replace and upgrade pneumatic, constant volume, multi-zone, air handling units located in the penthouse of the Humanities Building at Anoka Ramsey Community College, Coon Rapids Campus. Install DDC modular VAV air handling units, duct, chilled and heating water piping, pneumatic and DDC controls and associated electrical work. Install VAV terminal units with hot water reheat and DDC controls in the spaces. This work will be completed while the buildings are partially occupied.

A Pre-Bid Meeting will be held at **10:00 AM, Tuesday, January 6, 2009**, in Room C270, Mississippi Room, Student Center Building, Anoka Ramsey Community College. The Architect/Engineer and/or College/University Representatives will review the bidding process.

dures, Bidding Documents and other conditions with interested Bidders and answer questions.

Bidding Documents as prepared by the Project Architect/Engineer; **Sebesta Blomberg and Associates**, are on file at the offices of the:

- 1) above named Project Architect/Engineer.
- 2) following Builders' Exchanges: St. Paul and Minneapolis
- 3) McGraw Hill Construction Plan Room
- 4) MEDA Minority Contractors Plan Room
- 5) National Association of Minority Contractors of Upper Midwest

Solicitation of Bidding Documents may be obtained by the following:

- 1) Request access to the Share Point website to access Bidding Documents. Requests should be directed to contact information listed below.
- 2) Request a CD of Bidding Documents at a non-refundable cost of \$10.00. Requests should be directed to contact information listed below.
- 3) Copies of Bidding Documents are on file for viewing at 2381 Rosegate, Roseville, MN 55113, (651) 634-0775.
- 4) Request hard copies of Bidding Documents at the following location:

Sebesta Blomberg and Associates

Attn: Michelle Moore
2381 Rosegate
Roseville, MN 55113
(651) 634-7305
E-mail: mmoore@sebesta.com

A deposit of **\$100.00** is required for each set.

Complete sets of the Bidding Documents in the number and for the deposit sum, if any, stated in the Invitation for Bids may be obtained from the Issuing Office. The deposit will be refunded to each document holder that submits a bona fide bid and who return complete sets of Bidding Documents in good condition within thirty (30) days after opening of Bids.

Prospective Bidders requesting that Bidding Documents (complete sets only) be mailed to them may send a separate non-refundable payment (check made out to the Architect) for **\$50.00** per set for shipping & handling (in addition to the **\$100.00** deposit) to the Architect. Such deposits and payments must be received prior to **Monday, January 12, 2009**. Documents will be sent to street addresses only (P.O. Boxes are not acceptable).

Each bid which totals over \$15,000.00 shall be accompanied by a certified check, payable to **Minnesota State Colleges and Universities**, in the sum of not less than 5% of the total base bid; or a corporate surety bond of a surety company duly authorized to do business in the state of Minnesota in the same amount; which is submitted as bid security, conditioned upon the Bidder entering into a contract with Minnesota State Colleges and Universities in accordance with the terms of the bid.

Minnesota State Colleges and Universities (MnSCU) Minneapolis Community & Technical College Notice of Intent to Solicit Bids for New Cabinetmaking Equipment which Includes Trade-in of Existing Equipment

Description: Sandya 3/S RCS 110 SW 43" TWO HEAD WIDE (or approved equal) belt sander. Purchase price must include FOB destination delivery, installation, training, minimum 1 year warranty and removal of trade-in equipment.
Bid to include trade-in value for one Timesaver (model 237-2, serial number 10016) belt sander.

Contact: Michael Noble-Olson at
E-mail: michael.noble-olson@minneapolis.edu

State Contracts

or (612) 659-6866.

Bid Deadline: Tuesday December 30, 2008 at 2:00pm SST

Minnesota State Colleges and Universities (MnSCU) Minneapolis Community & Technical College Notice of Intent to Solicit Bids for Purchase of New Machine Tool Equipment which Includes Trade-in of Existing Equipment

Description: One four-axis Haas Tool Room Mill Series 1 (or approved equal) with Renishaw Probing. Price to include delivery, installation, training, a minimum 6 month warranty and removal of trade-in equipment.
Bid to include trade-in value for one operational Bridgeport Mill (circa 1985) and one model YCM-30 CNC Mill with non-functional computer.

Contact: Michael Noble-Olson – Purchasing Manager at
E-mail: *Michael.Noble-Olson@minneapolis.edu*
or at (612) 659-6866.

Bid Deadline: Tuesday December 30, 2008 at 2:00PM SST

Minnesota State Colleges and Universities (MnSCU) Minneapolis Community & Technical College Notice of Intent to Solicit Bids for Six (6) New Miller XMT Welders with Accessories

Description: 6 of each of the following: Miller XMT 304 CC/CV 208/230/460 (or approved equal) with auto link with auxiliary power, S-74DX wirefeeder and other accessories. Machines are to be delivered ready to plug in and operate.

Contact: Michael Noble-Olson at
E-mail: *michael.noble-olson@minneapolis.edu*
or call (612) 659-6866.

Bid Deadline: Tuesday December 30, 2008 at 2:00pm SST

Minnesota State Colleges and Universities (MnSCU) North Hennepin Community College Request for Bids for the Gym Sound System Upgrade (HWC-123)

NOTICE IS HEREBY GIVEN that North Hennepin Community College is seeking bids for the upgrade of the gymnasium sound system located in the Health and Wellness Center Rm. 123.

Proposal specifications will be available beginning Monday December 15, 2008 by contacting Deb Fugate by **phone:** (763) 424-0903 or **e-mail:** *debra.fugate@nhcc.edu*, or Joseph Collins by **phone:** (763) 488-0204 or **e-mail:** *joseph.collins@nhcc.edu*.

There will be a non-mandatory pre-bid meeting at North Hennepin Community College, Health and Wellness Center Rm. 123 on Thursday, December 18, 2008 at 1:00 pm. Proposal specifications will also be made available at that time.

Sealed proposals must be received by Debra Fugate at 7411- 85th Ave. No., Learning Resource Center Rm. 122, Brooklyn Park, MN 55445 by 1:00 PM on Tuesday, December 30, 2008.

There will be a bid opening at North Hennepin Community College, Educational Services Rm. 36 on Tuesday, December 30, 2008 at 1:15 pm.

North Hennepin Community College reserves the right to reject any or all proposals and to waive any irregularities or informalities in proposals received.

Minnesota Historical Society

Notice of Request for Proposals for Interpretive Planning Services for the Saint Anthony Falls Heritage Board

The Minnesota Historical Society, on behalf of the Saint Anthony Falls Heritage Board, is soliciting proposals from qualified professionals for interpretive planning services related to the creation of a new interpretive plan for the Saint Anthony Falls area. Anticipated services range from meeting facilitation to landscape architecture and historical interpretation, with the goal of charting a course for the area for the next couple of decades.

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

All proposals must be received by 2:00 p.m. Local Time on Thursday, January 8, 2009. Late proposals will not be considered.

Dated: December 22, 2008

Department of Human Services

State Operated Services

Notice of Availability of Contract to Provide a Long Term Care Application

NOTICE OF AVAILABILITY of Contract to Provide a Long Term Care Application that provides:

- Minimum Data Set (MDS)
- Integrated Electronic Billing System
- Electronic Health Record with electronic signatures
- Admission Discharge Transfer (ADT)
- Reporting capabilities

The Minnesota Department of Human Services, State Operated Services (SOS) is requesting proposals for the purpose of providing a long term care application. The application will be utilized by State Operated Services' (SOS's) new 48 bed skilled nursing home licensed as a Skilled Nursing Facility (SNF) that is scheduled to open in February 2009 in St. Peter, MN.

Work is proposed to start after January 20, 2009

A Request for Proposals (RFP) will be available by email or mail from this office through 2:30 p.m., Central Standard Time, 1/7/2009. **A written request (by direct mail, email or fax) is required to receive the Request for Proposal.** After 2:30 p.m., Central Standard Time, 1/8/2009, the Request for Proposal must be picked up in person.

State Contracts

The Request for Proposal can be obtained from:

Mary Sweep
SOS-Contracts
1801 Technology Drive NE
Willmar, MN 56201
Fax: (320) 231-7049
E-mail: *mary.sweep@state.mn.us*

Proposals submitted in response to the RFP in this advertisement must be received at the address above no later than 2:30 p.m., Central Standard Time, 1/14/2009. **Late proposals will not be considered.** Fax or e-mailed proposals will **NOT** be considered.

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

State Board of Investment Notice to Institutional Investment Management Firms for Consideration to Potentially Manage a Portion of the Pension Assets and Other Accounts

The Minnesota State Board of Investment (MSBI) retains institutional investment management firms to manage a portion of the pension assets and other accounts under its control. Periodically, the MSBI will conduct a search for institutional investment management firms on an as needed basis. For additional information on the domestic stock, international stock, or domestic bond portfolio programs for the MSBI, firms are asked to write to the following address for additional information:

External Manager Program
Minnesota State Board of Investment
60 Empire Drive, Suite 355
St. Paul, MN 55103-3555
Tel.: (651) 296-3328
Fax: (651) 296-9572
E-mail: *minn.sbi@state.mn.us*

Please refer to this notice in your written request.

Minnesota Department of Natural Resources (DNR) Division of Forestry Request for Information on Forest Management in Northern Minnesota Counties

1. INTRODUCTION

The purpose of the Request for Information (RFI) is for the Department of Natural Resources, to obtain information from vendors who might be interested in conducting forest management on select state owned lands in St. Louis, Lake, Cook and Koochiching Counties through a lease program. The lands are outside of state forests, scattered throughout these counties (see map).

2. OBJECTIVE

The objective of the Department of Natural Resources is to improve the productivity of scattered lands through more intensive management by the most cost effective means. The lease would provide for exclusive rights to biomass and timber resources for a 10-year lease period in exchange for lease and royalty payments to the State. DNR's interest is in accomplishing sustainable management objectives in accordance with a sustainable forest management plan. Following forest certification management principles and activities should result in more productive forest stands for the future.

3. TECHNICAL CONSIDERATIONS

The proposed lease lands are located in scattered parcels ranging from 20 to 200 acres, with a median size of approximately 80 acres. Total acres are approximately 8000. Parcels identified include conifer stands requiring precommercial thinning (~280 acres), upland and lowland brush sites (~2400 acres) and highly damaged and declining forest stands with low timber volume (~5300 acres).

4. INFORMATION BEING REQUESTED

- Vendor Qualifications
 - Provide a general description of land you may have managed and how many acres.
 - Include certifications. (Management of state land requires individuals to have dual forest certification capabilities [SFI & FSC], and use certified contractors)
- Would you be interested in state lands within a specific county or all counties?
- Provide ideas/suggestions for forest management lease terms.

5. RFI RESPONSES:

Four (4) copies of the response should be submitted to the address shown below no later than **4:00 PM Central Time, December 31, 2008**. Questions may be addressed to Dave Schuller at:

Dave Schuller, Lands Program Coordinator
Minnesota Department of Natural Resources
Division of Forestry
500 Lafayette Road
St. Paul, MN 55155-4044
Phone: (651) 259-5255
E-mail: *dave.schuller@dnr.state.mn.us*

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

State Contracts

Office of Technical Support
Minnesota Department of Transportation
395 John Ireland Blvd. Mail Stop 680

Department of Transportation (Mn/DOT) Engineering Services Division Notice Concerning Professional/Technical Contract Opportunities and Taxpayers' Transportation Accountability Act Notices

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

New Public notices may be added to the website on a daily basis and be available for the time period as indicated within the public notice. Mn/DOT is also posting notices as required by the Taxpayers' Transportation Accountability Act on the above referenced website.

Department of Transportation (Mn/DOT) Modal Planning & Program Management Division Request for Proposals (RFP) for P751 Airport Construction System Replacement

NOTICE OF AVAILABILITY of Contract for computer services to develop and implement a new web-based Airport Construction System (ACS). Responses to this advertisement become public information under the Minnesota Government Data Practices Act. This request does not obligate Mn/DOT to complete the work contemplated in this notice, and Mn/DOT reserves the right to cancel this RFP. All expenses incurred in responding to this notice shall be borne by the responder.

This project will be executed in two phases. **Phase 1** will replace the Capital Improvement Program (CIP) application. Mn/DOT uses the CIP to track airport project requests and assign funding in the pre-contract and pre-construction stages. When contracts are executed, information is re-entered into the existing Airport Construction application.

Phase 2 will replace the Grant Management portion of the Airport Construction application. This application is an internally developed grant management Paradox application. It is used to track federal, state, and municipal encumbrances and payments for state airport projects throughout their lifecycle. Project line items are entered for each construction, engineering, and administration task and are prorated for payment at different percentages between local, state, and federal funds.

The full RFP can be viewed on the Consultant Services Web Page at www.dot.state.mn.us/consult under the P/T Notices Section. If you have any questions regarding this advertisement, or are having problems viewing the RFP on the Consultant Services Web Page, you may contact:

Melissa McGinnis, Contract Administrator
E-mail: melissa.mcginis@dot.state.mn.us
Telephone: (651) 366-4644

Note: **RESPONSES WILL BE DUE ON JANUARY 13, 2009 AT 2:00PM CENTRAL STANDARD TIME.**

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.

Elm Creek Watershed Management Commission Request for Interest Proposals for Professional Services for Technical, Legal, and Administrative Consulting Services

Pursuant to *Minnesota Statutes Annotated* 103B.227.subd. 5., the Elm Creek Watershed Management Commission hereby solicits Letters of Interest for technical, legal and administrative consulting services for the fiscal years of 2009 and 2010. The annual budget for all services for the organization for the year 2009 is \$276,310.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before January 23, 2009 to:

Doug Baines, chair
Elm Creek Watershed Management Commission
3235 Fernbrook Lane
Plymouth, MN 55447
(NO CALLS)

Elm Creek Watershed Management Commission Request for Interest Proposals for Professional Services for Wetland Consulting Services

Pursuant to *Minnesota Statutes Annotated* 103B.227.subd. 5., the Elm Creek Watershed Management Commission hereby solicits Letters of Interest for wetland consulting services for the fiscal years of 2009 and 2010. The annual budget for all services for the organization for the year 2009 is \$276,310.

All wetland consulting services will be performed under the direction of the Commission's Technical Advisor and will include conducting annual monitoring, preparing annual monitoring reports, preparing as-built plans, and performing duties as a member of Technical Evaluation Panels on behalf of the Commission. The Consultant must identify the dollar amount of fixed and/or hourly fees and costs to be charged for providing the services to the Commission and separately identify the rate for any overhead cost items to be billed.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before January 23, 2009 to:

Doug Baines, chair
Elm Creek Watershed Management Commission
3235 Fernbrook Lane
Plymouth, MN 55447
(NO CALLS)

Non-State Bids, Contracts & Grants

Pioneer-Sarah Creek Watershed Management Commission Request for Interest Proposals for Professional Services for Technical, Legal and Administrative Consulting Services

Pursuant to *Minnesota Statutes Annotated* 103B.227.subd. 5., the Pioneer-Sarah Creek Watershed Management Commission hereby solicits Letters of Interest for technical, legal and administrative consulting services for the fiscal years of 2009 and 2010. The annual budget for all services for the organization for the year 2009 is \$378,550.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before January 23, 2009 to:

Lisa Whalen, chair
Pioneer-Sarah Creek Watershed Management Commission
3235 Fernbrook Lane
Plymouth, MN 55447
(NO CALLS)

Pioneer-Sarah Creek Watershed Management Commission Request for Interest Proposals for Professional Services for Wetland Consulting Services

Pursuant to *Minnesota Statutes Annotated* 103B.227.subd. 5., the Pioneer-Sarah Creek Watershed Management Commission hereby solicits Letters of Interest for wetland consulting services for the fiscal years of 2009 and 2010. The annual budget for all services for the organization for the year 2009 is \$378,550.

All wetland consulting services will be performed under the direction of the Commission's Technical Advisor and will include conducting annual monitoring, preparing annual monitoring reports, preparing as-built plans, and performing duties as a member of Technical Evaluation Panels on behalf of the Commission. The Consultant must identify the dollar amount of fixed and/or hourly fees and costs to be charged for providing the services to the Commission and separately identify the rate for any overhead cost items to be billed.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before January 23, 2009 to:

Lisa Whalen, chair
Pioneer-Sarah Creek Watershed Management Commission
3235 Fernbrook Lane
Plymouth, MN 55447
(NO CALLS)

Shingle Creek Watershed Management Commission Request for Interest Proposals - Professional Services for Legal, Engineering and Technical, and Administrative Consulting Services

Pursuant to *Minnesota Statutes Annotated* 103B.227.subd. 5., the Shingle Creek Watershed Management Commission hereby solicits Letters of Interest for legal, engineering and technical, and administrative consulting services for the fiscal years of 2009 and 2010. The annual budget for all services for the organization for the year 2009 is \$656,370.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the

Non-State Bids, Contracts & Grants

Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before January 23, 2009 to:

Tina Carstens, chair
Shingle Creek Watershed Management Commission
3235 Fernbrook Lane
Plymouth, MN 55447
(NO CALLS)

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 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.

West Mississippi Watershed Management Commission Request for Interest Proposals - Professional Services for Legal, Engineering and Technical, and Administrative Consulting Services

Pursuant to *Minnesota Statutes Annotated* 103B.227.subd. 5., the West Mississippi Watershed Management Commission hereby solicits Letters of Interest for legal, engineering and technical, and administrative consulting services for the fiscal years of 2009 and 2010. The annual budget for all services for the organization for the year 2009 is \$147,620.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before January 23, 2009 to:

Tina Carstens, chair
West Mississippi Watershed Management Commission
3235 Fernbrook Lane
Plymouth, MN 55447
(NO CALLS)

Minnesota's Bookstore

660 Olive Street (Williams Hill Business Development), St. Paul, MN 55155
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E-mail: <http://www.minnesotasbookstore.com>

