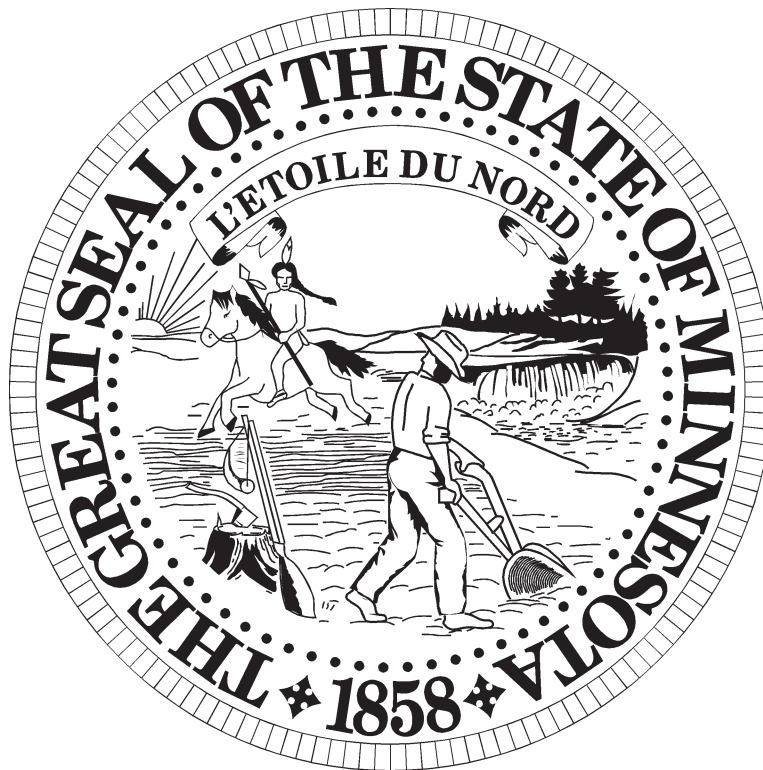


State of Minnesota

State Register



**Proposed, Adopted, & Expedited Rules; Executive Orders; Appointments;
Commissioners' Orders; Revenue Notices; Official Notices;
State Grants & Loans; State Contracts; Non-State Public Bids, Contracts & Grants**
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The *State Register* is the official publication of the State of Minnesota, published weekly to fulfill the legislative mandate set forth in *Minnesota Statutes* § 14.46. The *State Register* contains:

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
- Vetoed Rules
- Executive Orders of the Governor
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Minnesota Rules: Amendments and Additions

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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. 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, but 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.

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 #40-52 inclusive, with final index (#1-52, or 53 in some years). 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, phone: (612) 297-3000, or toll-free 1-800-657-3757.

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Proposed Rules

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

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

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

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

Minnesota Department of Natural Resources (DNR)

Proposed Permanent Rules Relating to Aquatic Plant Permit Fees

NOTICE OF HEARING

Proposed Amendments to Rules Relating to Aquatic Plant Permit Fees, *Minnesota Rules*, chapter 6280

Public Hearing. The Department of Natural Resources intends to adopt rules after a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2200 to 1400.2240, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.131 to 14.20. The agency will hold public hearings on the above-named rules from 2:00 p.m. to 5:00 p.m. and from 7:00 p.m. to 9:00 p.m. at the following locations and dates:

Tuesday, February 23, 2010, at the Big Woods Event Center, 925 Western Avenue, Fergus Falls, Minnesota 56537

Wednesday, February 24, 2010, at the Camp Ripley Education Center, 15000 Highway 115, Little Falls, Minnesota 56345

Thursday, February 25, 2010, at the Kelly Inn Hotel, 2705 Annapolis Lane North, Plymouth, Minnesota 55441

The agency will schedule additional days of hearing if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements may be submitted without appearing at the hearing.

Administrative Law Judge. Administrative Law Judge Bruce H. Johnson will conduct the hearing. The judge can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620; **telephone:** (651) 361-7839, and **fax:** (651) 361-7936. The rule hearing procedure is governed by *Minnesota Statutes*, sections 14.131 to 14.20, and by the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2000 to 1400.2240. You should direct questions about the rule hearing procedure to the administrative law judge.

Subject of Rules, Statutory Authority, and Agency Contact Person. The proposed amendments to existing rules in *Minnesota Rules*, Chapter 6280 "Aquatic Plants and Nuisances," are about aquatic plant management permit fees and other aquatic plant management issues, including: definitions for "free-floating aquatic plant," "invasive aquatic plant," and "invasive aquatic plant management permit;" the prohibition of the control lotus (*Nelumbo lutea*) in public waters; clarification of when inspections are required after APM permits lapse; landowner approval and notification for invasive aquatic plant management; duration of APM permits; APM permit application fees; annual reports; commercial harvest permit fees; and the duration of commercial mechanical control permits. The proposed rules are authorized by *Minnesota Statutes*, section 103G.615, subdivisions 2 and 3, as amended by Session Law 2008, chapter 363, article 5, section 22.

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

Proposed Rules

is available upon request from the agency contact person. The agency contact person is: Steve Enger at the Department of Natural Resources, 500 Lafayette Road, Saint Paul, Minnesota 55155-4025; **phone:** (651) 259-5092, **fax:** (651) 296-1811, and **e-mail:** steve.enger@state.mn.us. **TTY** users may call the Department at (651) 296-5484 or 1-800-657-3929.

Statement of Need and Reasonableness. The statement of need and reasonableness summarizes 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 for the cost of reproduction by contacting the agency contact person. The SONAR may also be reviewed or downloaded at the DNR's website:

<http://www.dnr.state.mn.us/input/rules/app/index.html>.

Public Comment. You and all interested or affected persons, including representatives of associations and other interested groups, will have an opportunity to participate. The administrative law judge will accept your views either orally at the hearing or in writing at any time before the close of the hearing record. Submit written comments to the administrative law judge at the address above or to rulecomments@state.mn.us. All evidence that you present 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 this five-day comment period extended for a longer period but for no more than 20 calendar days. Following the comment period, there is a five-working-day rebuttal period during which the agency and any interested person may respond in writing to any new information submitted. No 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 are public and will be available for review at the Office of Administrative Hearings.

The agency requests that any person submitting written views or data to the administrative law judge before the hearing or during the comment or rebuttal period also submit a copy of the written views or data to the agency contact person at the address stated above.

Alternative Format/Accommodation. Upon request, the agency 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 agency contact person at the address or telephone number listed above.

Modifications. The agency may modify the proposed rules as a result of the rule hearing process. It must support modifications by data and views presented during the rule hearing process. 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 agency encourages you to participate.

Adoption Procedure after the Hearing. After the close of the hearing record, the administrative law judge will issue a report on the proposed rules. You may ask to be notified of the date when the judge's report will become available, and can make this request at the hearing or in writing to the administrative law judge. You may also ask to be notified of the date that the agency adopts the rules and files them with the Secretary of State, or ask to register with the agency to receive notice of future rule proceedings. You may make these requests at the hearing or in writing to the agency contact person stated above.

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

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

Dated: 14 December 2009

Mark Holsten, Commissioner
Department of Natural Resources

6280.0100 DEFINITIONS.

[For text of subps 1 to 7b, see M.R.]

Subp. 7c. **Free-floating aquatic plants.** "Free-floating aquatic plants" means aquatic plants that are free-floating on the surface of a water body and not rooted to the bottom, including species in the genera *Wolffia*, *Spirodella*, *Lemna*, and *Azolla*.

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Subp. 7e ~~7d~~. **Group APM permit.** A “Group APM permit” ~~is~~ means an APM permit that includes more than one riparian property owner or lessee or that authorizes control adjacent to more than one riparian property.

Subp. 7e. **Invasive aquatic plant.** “Invasive aquatic plant” means an aquatic plant that is designated as a prohibited invasive species as defined under *Minnesota Statutes*, section 84D.01, subdivision 13, or designated as a regulated invasive species as defined under *Minnesota Statutes*, section 84D.01, subdivision 15.

Subp. 7f. **Invasive aquatic plant management permit.** “Invasive aquatic plant management permit” means an APM permit that allows the selective control of invasive aquatic plants, authorizes control at a scale to cause a significant lakewide or baywide reduction in the abundance of the invasive aquatic plant, and minimizes harm to nontarget species.

[For text of subps 8 to 16, see M.R.]

6280.0250 STANDARDS FOR AQUATIC PLANT MANAGEMENT PERMIT ISSUANCE.

Subpart 1. **Actions not requiring an APM or commercial harvest permit.** A person may conduct the activities listed in items A to H without an APM or commercial harvest permit, subject to restrictions in part 6280.0350, subpart 3. A person conducting activities under item C, E, F, or H must be an owner, lessee, or easement holder of land adjacent to the water where the activity is occurring or an agent of the owner, lessee, or easement holder:

[For text of items A to E, see M.R.]

F. skimming ~~duckweed~~ free-floating aquatic plants or filamentous algae off the surface of a water body;

[For text of items G and H, see M.R.]

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

Subp. 4. **Prohibitions.** An APM or commercial harvest permit will not be issued:

[For text of items A to C, see M.R.]

D. for mechanical or pesticide control or commercial harvest of aquatic plants in areas posted or designated by the commissioner as scientific and natural areas under *Minnesota Statutes*, section 84.033, or aquatic management areas under *Minnesota Statutes*, section 86A.07, or in areas designated for the protection of ~~lotus (*Nelumbo lutea*)~~ or other kinds of aquatic plants and animals;

E. for control of lotus (*Nelumbo lutea*);

~~E. F.~~ E. for pesticide control of aquatic plants, except plankton and filamentous algae, in natural environment lakes established pursuant to part 6120.3000 or in waters adjacent to special protection lakes, bays, or districts established pursuant to part 6120.3200;

F. G. for pesticide control of aquatic plants in watercourses or portions of watercourses classified as wild as defined under either the Minnesota or federal Wild and Scenic Rivers Acts as provided in *Minnesota Statutes*, section 103F.325, and Public Law 90-542 (1968), *United States Code*, title 16, sections 1271 to 1287, as amended; or

~~G. H.~~ G. for mechanical or pesticide control or commercial harvest of aquatic plants within an area posted for fish spawning under *Minnesota Statutes*, section 97C.025.

[For text of subps 5 and 6, see M.R.]

Subp. 7. **Inspections.** The commissioner shall require field inspection of a proposed APM permit site prior to issuing a permit for:

[For text of item A, see M.R.]

B. properties where there has been a lapse in permit issuance for three or more years or where ownership has changed;

[For text of items C to E, see M.R.]

6280.0450 APM PERMIT REQUIREMENTS.

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

Subp. 1a. **Landowner approval.**

A. Before issuing an APM permit, the commissioner shall require dated signatures of approval from all landowners whose shorelines will be treated, except as provided under subpart 1c and except that for lakewide control of plankton algae, the commissioner shall require dated signatures of approval from a majority of landowners on the lake.

B. The signatures of approval may be provided in an electronic format.

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

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Subp. 1c. Landowner approval and notification for invasive aquatic plant management permits.

A. Before issuing an initial invasive aquatic plant management permit, the commissioner shall require dated signatures of approval from all landowners whose shorelines will be treated, except that the commissioner may waive the dated signature of approval requirement when there are numerous property owners and obtaining signatures creates an undue burden on the permittee.

B. If the signature requirement is waived, the commissioner shall require an alternate form of landowner notification, including news releases or public notices in a local newspaper, a public meeting, or a mailing to the most recent permanent address of the affected landowners. The notification must be done annually and must include: the proposed date of treatment, the target species, the method of control or product being used, and instructions on how the landowner may request that control not occur adjacent to the landowner's property.

C. For subsequent renewals of an invasive aquatic plant management permit, the commissioner shall require landowner signatures according to item A every three years or whenever there is a change in property ownership, unless the signature requirement has been waived according to item B.

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

Subp. 3. Duration of permits. An APM permit is valid for only one growing season and expires as stipulated in the permit or on September 1 December 31 of the year it was issued, except as provided in this subpart:

[For text of items A to C, see M.R.]

[For text of subps 3a and 3b, see M.R.]

Subp. 4. APM permit application fees. Items A to ~~E~~ apply to APM permit fees.

A. When application is made to control two or more shoreline nuisance conditions, only the larger fee applies. A permit application fee, in the form of a check or money order payable to the Minnesota Department of Natural Resources, must accompany each permit application when required by the following fee schedule:

(1) to control rooted aquatic vegetation plants by pesticide means, to install and operate an automatic untended aquatic plant control device, or to control emergent or floating-leaf rooted aquatic vegetation by or mechanical means: \$35 \$90 for each contiguous parcel of shoreline owned by an owner, up to a maximum of \$750 including a permit of three years' duration as provided in subpart 3, item A;

(2) except as provided under subitems (6) and (7), to control nonrooted aquatic vegetation by pesticide means: \$20 for each contiguous parcel of shoreline owned by an owner, up to a maximum of \$200 to control filamentous algae, snails that carry swimmer's itch, or leeches, singly or in combination: \$40 for each contiguous parcel of shoreline with a distinct owner;

(3) to for offshore control submerged rooted of submersed aquatic vegetation in an area larger than 2,500 square feet, plants by pesticide or mechanical means: \$35 for the first acre or portion of an acre and \$2 for each additional acre or portion of an acre to be controlled, up to a maximum of \$750; \$90; and

(4) to gather or harvest aquatic macrophytes or plant parts, other than wild rice, for sale purposes: no charge; to control plankton algae or free-floating aquatic plants by lakewide or baywide application of approved pesticides: \$90.

B. There is no permit fee for:

(5) (1) permits to transplant aquatic macrophytes or bog into plants in public waters: no charge;

(6) to control chara, filamentous algae, snails that carry swimmer's itch, or leeches, singly or in combination: \$4 per 100 shoreline feet or portion proposed to be treated, up to a maximum of \$200;

(7) to control algae by lakewide application of copper sulfate or other approved algicide: \$20 plus 40 cents per acre to be treated, up to a maximum of \$200; and

(2) permits to move or remove a floating bog in public waters if the floating bog is lodged against the permittee's property and has not taken root;

(8) (3) permits to control purple loosestrife (Lythrum salicaria): no charge; or

(4) invasive aquatic plant management permits.

C. The fee for a commercial mechanical control permit is \$100 annually.

B; D. If the fee does not accompany the application, the applicant will be notified and no action will be taken on the application until the fee is received.

E; E. The fee is refundable only when the application is withdrawn, prior to field inspection or issuance or denial of the permit, or the commissioner determines that the activity does not require a permit.

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

Subp. 6. Annual report. The commissioner shall require a person who conducts activities under an APM permit, or the person's agent, commercial mechanical control permit, or commercial aquatic pest control license to report, no later than December 31 of each year; on the forms provided, information on permitted operations, except that persons receiving multiple-year permits must only report in the year the

permit was issued. Failure to report will be grounds for refusing to issue such permits in the future.

[For text of subp 7, see M.R.]

6280.0550 COMMERCIAL HARVEST OF AQUATIC PLANTS.

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

Subp. 6. **Permit fee.** The fee for a commercial harvest permit is \$100 plus \$300 for each public water listed on the application that requires an inspection. An inspection is required for waters with no previous permit history and may be required at other times to monitor the status of the aquatic plant population.

6280.0700 COMMERCIAL PESTICIDE AND MECHANICAL CONTROL.

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

Subp. 2. **Commercial mechanical control.** A person or firm may not mechanically control aquatic plants on public waters for hire without first obtaining a commercial mechanical control permit issued by the commissioner. A commercial mechanical control permit is valid for the calendar year in which it is issued and expires on December 31. A commercial mechanical control permit may not be transferred. A person must complete an aquatic plant management workshop provided by the commissioner before conducting control activities under a commercial mechanical control permit. The commissioner may require follow-up workshops as needed to update permittees on new regulations or other relevant issues. This subpart does not apply to persons or firms using power-operated earth-moving equipment in public waters under terms of permits issued by the commissioner for work in the bed of public waters as provided by *Minnesota Statutes*, section 103G.245, or by a license permitting the passage of utilities over public lands and waters as provided by *Minnesota Statutes*, section 84.415. Persons or firms that use mechanical control equipment must thoroughly inspect, remove, and properly dispose of plant parts from the equipment before transporting it to another body of water.

EFFECTIVE PERIOD. The amendments to *Minnesota Rules*, parts 6280.0450, subpart 4, and 6280.0550, subpart 6, are effective the August 1 following submission of the adopted rule to the legislature and the elapse of 45 legislative days, according to *Minnesota Statutes*, section 103G.615, subdivision 2.

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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.

Capitol Area Architectural and Planning Board Adopted Permanent Rules Related to Capitol Area Zoning and Design

The rules proposed and published at *State Register*, Volume 34, Number 12, pages 378-380, September 21, 2009 (34 SR 378), are adopted with the following modifications:

2400.2035 OTHER CITY, LOCAL, REGIONAL, STATE, AND FEDERAL LAWS AND REGULATIONS, Subp. 2 - Addition of "city" to the list of parties in the last sentence.

2400.2040 DEFINITIONS, Subp. 23 - Title for illustration reworded to include "interior" instead of exterior, as erroneously used.

2400.2210 G1 GOVERNMENT DISTRICT, Subp. 1, the word "within" substituted for the word with.

2400.2220 RM MODERATE DENSITY RESIDENTIAL DISTRICT, Subp. 2 - Added reference to "rear yard from alley", with measure of "one foot", all accidentally omitted from earlier publication.

2400.2400 FRONTAGE MAP, Subp. 6 - Substitution of the word "minimum" for maximum at start of sentence, followed then by a maximum standard.

2400.2500 EXAMPLES OF BUILDING TYPES, Subp. 4 - "Duplex" substituted for two family building in definition for clarification purposes at beginning of first sentence.

2400.2500 EXAMPLES OF BUILDING TYPES, Subp. 5 - "Twin" substituted for two family building in definition, again, for clarification purposes.

2400.2705 STANDARDS FOR CIVIC AND INSTITUTIONAL USES - Statutory reference corrected as "15B.05".

2400.2740 STANDARDS FOR ACCESSORY USES - Reworded to use plural form for "systems" and "devices".

2400.2820 SPACES REQUIRED - Errant words "land uses" used as a category are deleted.

2400.2920 EXEMPT SIGNS - Correction of listing to be all inclusive, "A to E", instead of just D.

2400.2935 SIGNS PERMITTED BY DISTRICT - Errant words "Sign Function Type" deleted.

2400.3140 CERTIFICATE OF DESIGN COMPLIANCE APPLICATION - Exemption accidentally omitted from proposed rule, and inserted back for same reasons as original inclusion, to address difference between different land uses.

2400.3160 VARIANCES, Subp. 4 (B) and (C) - List of referenced criteria again corrected to be all inclusive, as originally intended, by adding "e and f".

REPEALER - one section, 2400.1160, intended for repeal, had accidentally not been included.

The full text of the adopted permanent rule with these modifications is available on the agency website, www.caapb.state.mn.us, and is also available in hard copy form, upon request, from the agency contact person, Paul Mandell at paul.mandell@state.mn.us or via phone at (651) 757-1507.

Department of Employment and Economic Development (DEED) Adopted Permanent Rules Governing Vocational Rehabilitation Services

The rules proposed and published at *State Register*, Volume 34, Number 10, pages 305-316, September 08, 2009 (34 SR 305), are adopted with the following modifications:

3300.5010 DEFINITIONS.

Subp. 40b. **Stabilize a small business enterprise.** “Stabilize a small business enterprise” means ~~the provision of~~ to provide goods and services when an eligible consumer has an existing business which for disability related reasons requires changes to the product, service, or method of operation of the business, or it means to allow resumption of the operation of a business which has been disrupted, suspended, or interrupted due to disability.

3300.5050 COMPARABLE BENEFITS AND SERVICES.

Subpart 1. **Use of comparable services and benefits.** Comparable services and benefits must be used if available to an eligible individual or a member of an eligible individual’s family for all vocational rehabilitation services identified in the eligible individual’s employment plan, except:

F. when a search for comparable benefits would interrupt or delay the provision of vocational rehabilitation services to any eligible individual who is determined to be at extreme medical risk, based on medical evidence provided by an ~~appropriately~~ appropriate qualified medical professional;

3300.5060 TERMS AND CONDITIONS FOR PROVISION OF VOCATIONAL REHABILITATION SERVICES.

Subp. 3. **Computer hardware and software.**

~~C. The agency must only provide computer software or hardware, including modems, printers, and other peripherals as follows:~~

- ~~(1) disability-related reasons;~~
- ~~(2) as equipment necessary for an eligible individual to achieve an employment goal through a small business enterprise;~~
- ~~(3) when an eligible individual attending a postsecondary training institution cannot otherwise succeed in an academic program;~~

or

~~(4) when all students in a postsecondary training institution are charged for a computer either as a mandatory fee or as part of tuition;~~

{For text of items D to F, see M.R.}

~~D. C.~~ The agency must not provide computer software or hardware, including modems, printers, and other peripherals, if an eligible individual’s needs can be met through alternative means of accessing computers, such as the use of computer laboratories at postsecondary institutions.

~~E. D.~~ Before the agency provides computer software or hardware, including modems, printers, and other peripherals, an assessment to determine the eligible individual’s needs for computer hardware, software, or modems, printers, and other peripherals must be conducted by a person knowledgeable about computers who is not a vendor of computer equipment, if either the counselor or the eligible individual is uncertain regarding the eligible individual’s needs.

~~F. E.~~ Any agency provision of computer software or hardware, including modems, printers, and other peripherals, must be made using the information obtained from the assessment under item ~~E. D.~~

Subp. 5. **Maintenance.**

G. Maintenance payments for ongoing monthly living expenses for eligible individuals participating in postsecondary training may be provided only when the eligible individual cannot receive postsecondary training without incurring added living costs and:

- (3) a rehabilitation counselor, in consultation with the eligible individual, has determined that the eligible individual is unable to

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find work ~~due to the short-term nature of~~ because the postsecondary training program is 16 weeks or less in duration.

Subp. 13. **Postsecondary training tuition and mandatory fees.**

L. The agency must only fund training at schools and/or programs that are licensed, registered, or exempt from licensing or registration requirements by, as appropriate:

(1) the Minnesota Office of Higher Education ~~Services Office~~;

Minnesota Public Utilities Commission (PUC) Adopted Permanent Rules Relating to Ex Parte Communications and Restrictions on Former Commissioners

The rules proposed and published at *State Register*, Volume 33, Number 45, pages 1851-1856, May 11, 2009 (33 SR 1851), are adopted with the following modifications:

7845.7200 PROHIBITED EX PARTE COMMUNICATIONS.

Subpart 1. **Communications with commissioners.** An ex parte communication, either direct or indirect, must not be made or attempted to be made between a commissioner and a party or a participant concerning:

B. a material issue in a rulemaking proceeding after the beginning of commission deliberations, from the date the commission posts notice of its deliberations for adoption of rules on the open meeting calendar until the order adopting the rules is issued; or

C. a material issue in a disputed formal petition; ~~or,~~

~~D. other communications prohibited by law.~~

7845.7900 COMMENT PERIOD; COMMISSION DECISION.

Subp. 2. **Comment period.** Any person wishing to comment on the judge's report regarding the recommendation of sanctions must do so within ten days of the commission's notice of the report. The commission may ~~vary~~ extend the notice period ~~as it deems appropriate~~ for reasonable cause.

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.

Minnesota Office of Higher Education Adopted Exempt Permanent Rules Governing Private Institution Registration

4830.0300 ELIGIBLE SCHOOLS.

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

Subp. 2. **Requirements.** To be eligible a school must:

[For text of items A and B, see M.R.]

C. be:

- (1) accredited by a federally recognized accrediting agency or association;
- (2) approved to offer degrees or use terms in its name according to ~~part 4840.0500~~ *Minnesota Statutes*, section 136A.65; or
- (3) licensed by an appropriate state agency;

[For text of items D and E, see M.R.]

4840.0400 REQUIREMENTS FOR REGISTRATION.

Subpart 1. **Registration fees ~~and related costs~~ not refundable.**

~~A:~~ Fees are not refundable.

~~B:~~ A \$1,100 fee shall accompany each initial registration application.

~~C:~~ A \$950 fee shall accompany each annual renewal registration application.

~~D:~~ Applications for renewal for any registration received after the deadline date specified in the renewal materials provided by the office are subject to a late fee equal to 20 percent of the annual registration renewal fee.

~~E:~~ A school shall reimburse the office for actual costs associated with a site evaluation visit outside Minnesota if the visit is necessary under subpart 3 and *Minnesota Statutes*, section 136A.64, subdivision 1.

Subp. 2. [See repealer.]

Subp. 3. [See repealer.]

Subp. 4. [See repealer.]

Subp. 5. [See repealer.]

Subp. 6. [See repealer.]

Exempt Rules

Subp. 7. [See repealer.]

4840.0500 APPROVAL OF NAMES AND DEGREES GRANTED TO MINNESOTA RESIDENTS.

Subpart 1. **In general.** A school must be registered if it ~~uses the term “academy,” “institute,” “college,” or “university” in its name or if it grants a degree to a student in Minnesota, where the student has not left Minnesota for the major portion of the program or course leading to the degree. It also must substantially meet the criteria in subpart 2. In addition, it must meet the requirements in subparts 4 and 5, as applicable.~~ The office shall maintain and publish a list of the schools approved to use regulated terms in their names and a list of schools approved to grant degrees with a list of the approved specified degrees.

Subp. 2. [See repealer.]

Subp. 3. [Repealed, 20 SR 2214]

Subp. 4. [See repealer.]

Subp. 5. [See repealer.]

Subp. 6. [See repealer.]

Subp. 7. [See repealer.]

Subp. 8. [Repealed, 20 SR 2214]

REPEALER. *Minnesota Rules*, parts 4840.0100, subpart 3; 4840.0400, subparts 2, 3, 4, 5, 6, and 7; 4840.0500, subparts 2, 4, 5, 6, and 7; 4840.0600; and 4840.0700, are repealed.

Expedited Rules

An agency adopts Expedited Rules (*Minnesota Statutes* 14.389) when a law requires or authorizes such rules. The agency must follow *Minnesota Statutes*, sections 14.19 and 14.366. Within 180 days after issuance of the administrative law judge's report, or that of the chief administrative law judge, an agency shall submit its notice of adoption, amendment, or repeal to the *State Register* for publication. If the agency has not submitted its notice to the *State Register* within 180 days, the rules are automatically withdrawn.

The agency may not adopt the withdrawn rules without again following the procedures of *Minnesota Statutes* 14.05 to 14.28. If the law authorizing or requiring rules to be adopted under this section 14.389, and refers to **Subdivision 5, Option**, then the notice must include a statement that a public hearing will be held if 100 or more people request a hearing. If such is the case, the agency may adopt the rule only after complying with all of the requirements of chapter 14 for rules adopted after a public hearing.

Minnesota Department of Health (MDH) Adopted Expedited Permanent Rules Relating to Health Care Quality Measures

The rules proposed and published at *State Register*, Volume 34, Number 10, pages 319-323, September 08, 2009 (34 SR 319), are adopted with the following modifications:

4654.0200 DEFINITIONS.

Subpart 1. **Scope.** ~~The For purposes of this chapter, the following terms used in this chapter~~ have the meanings given them in this part.

Subp. 4. **Clinical staff.** "Clinical staff" means physicians, ~~nurse practitioners~~ advanced practice registered nurses, and physician assistants.

Subp. 17. **Risk adjustment.** "Risk adjustment" means a process that adjusts the analysis of quality measurement by accounting for those patient-population characteristics that may independently affect results of a given measure and are not randomly distributed across all providers submitting quality measures. Risk adjustment characteristics include severity of illness, patient demographics, ~~and~~ or payer mix.

4654.0400 DATA VALIDATION PROCEDURES.

Subp. 2. **Material error.**

A. If the commissioner or commissioner's designee notifies a data submitter of a material error in a complete submission, the data submitter must file a corrected submission or request an extension or reconsideration within ten business days.

B. If a data submitter discovers a material error in a complete submission, the data submitter must immediately inform the commissioner or commissioner's designee of the error and, within 15 business days, file a corrected submission.

Subp. 4. **Cooperation with data validation procedures.** Data submitters must cooperate with the commissioner or the commissioner's designee in carrying out data validation by doing the following:

B. respond to data validation requests ~~and cooperate in data validation audits~~ by the commissioner or the commissioner's designee; and

4654.0600 USE OF QUALITY MEASURES BY HEALTH PLAN COMPANIES.

Subpart 1. **Required quality measures.** A health plan company may not require providers to use or report quality measures that are not standardized quality measures. Health plan companies and providers may voluntarily use and report quality measures that are not standardized quality measures. In addition, a health plan company may do the following:

A. derive quality measures from any data source not submitted to the health plan company by a provider; and

B. derive quality measures from administrative data; ~~and,~~

~~C. require providers to calculate and submit standardized quality measures based only on the health plan company's enrollees.~~

4654.0800 INCORPORATION BY REFERENCE.

"Minnesota Statewide Quality Reporting and Measurement System: Appendices to *Minnesota Administrative Rules*, Chapter 4654," issued by the Minnesota Department of Health, ~~September~~ December 2009, is incorporated by reference. It is available through the Minitex interlibrary loan system and the Minnesota Department of Health Web site at:

<http://www.health.state.mn.us/healthreform/measurement/index.html>.

They are not subject to frequent change.

Commissioners' Orders

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

Department of Natural Resources (DNR)

Commissioner's Order No. INF-09-003: Designation of Infested Waters

EFFECTIVE DATE: Upon publication in the *State Register* on December 28, 2009

Statutory authority: *Minnesota Statutes*, section 84D.03, subdivision 1

Supplements: Commissioner's Order INF-07-001 dated October 4, 2007, Commissioner's Order INF-08-001 dated April 21, 2008, Commissioner's Order INF-08-002 dated July 7, 2008, Commissioner's Order INF-09-001 dated May 7, 2009, and Commissioner's Order INF-09-002 dated July 9, 2009

WHEREAS, pursuant to *Minnesota Statutes*, section 84D.03, subdivision 1, the commissioner shall designate a water of the state as an infested water if it is determined that the water contains a population of an aquatic invasive species that could spread to other waters if use of the water and related activities are not regulated to prevent spread, or the water is highly likely to be infested by an aquatic invasive species because it is connected to a water that contains a population of an aquatic invasive species.

WHEREAS, pursuant to *Minnesota Statutes*, section 84D.03, subdivision 1, the designation of infested waters by the commissioner shall be by written order published in the *State Register*.

WHEREAS, the following described waters in the state meet the criteria established in *Minnesota Statutes*, section 84D.03, subdivision 1, for designating infested waters and the following explanations apply to the list:

1. A lake in more than one county is listed under the county corresponding to its public waters inventory number, but the designation applies to the entire lake. Lake Superior and designated portions of rivers that flow through more than one county are listed under the heading Multiple Counties.
2. Ponds and wetlands that are not on the public waters inventory are listed with "none" in the number column.
3. Rivers and streams on the public waters inventory are listed without a number in the number column.
4. Changes to previous designations of infested waters are shown by underlining the new text and strikethrough of deleted text.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, section 84D.03, subdivision 1, the following waters are designated as infested waters and previous designations are modified. All currently designated infested waters are listed at the Department of Natural Resources Web site at:

http://files.dnr.state.mn.us/ecoinvasives/infested_waters.pdf.

Waters infested with Eurasian water milfoil.

The following water bodies are infested with Eurasian water milfoil (*Myriophyllum spicatum*) or its hybrids.

Name	DNR Public Waters Inventory Number
<i>Carlton County</i>	
Chub Lake	9-0008
<i>Cass County</i>	
Town Line	11-0190
Washburn	11-0059

Commissioner's Orders

<i>Crow Wing County</i>		
Louise Mine Pit		18-0746
<i>Dakota County</i>		
Fish Lake		19-0057
Holland Lake		19-0065
<i>Meeker County</i>		
Little Mud Lake		47-0096
<i>Mille Lacs County</i>		
<u>Tributaries to Lake Mille Lacs, from their mouth upstream to the first public road</u>		
<i>Rice County</i>		
Fox Lake		66-0029
French Lake		66-0038
<i>Scott County</i>		
McColl Lake		70-0017
<i>Washington County</i>		
Long Lake		82-0021
<i>Multiple Counties</i>		
<u>Tributaries to Lake Mille Lacs, from their mouth upstream to the first public road (Aitkin, Crow Wing, and Mille Lacs counties)</u>		

Waters infested with faucet snail.

The following water bodies are infested with faucet snail (*Bithynia tentaculata*).

Name	DNR Public Waters Inventory Number
<i>Hubbard County</i>	
Upper Twin Lake	29-0157
<i>Itasca County</i>	
Cut Foot Sioux Lake	31-0857
Egg Lake	31-0817
First River Lake	31-0818
Little Cut Foot Lake	31-0852
Pigeon River, from the Pigeon Dam Lake's dam to the confluence with Lake Winnibigoshish	
Rabbits Lake	31-0923
Ravens Flowage (includes unnamed creek from T146, R29, Sec. 3 to T146, R29, Sec. 11 and Raven Creek downstream of Raven and Rabbit lakes to Lake Winnibigoshish)	
Raven Lake	31-0925
Sugar Lake	31-0926
Third River Flowage (part of Lake Winnibigoshish)	
Third River, downstream of Highway 33	
<i>Wadena County</i>	
Lower Twin Lake	80-0030

Commissioner's Orders

Multiple Counties

Mississippi River, from the Knutson dam to Lake
Winnibigoshish (Itasca, Cass, Beltrami counties)
Shell River (Hubbard and Wadena counties)

Waters infested with flowering rush.

The following water bodies are infested with flowering rush (*Butomus umbellatus*).

Name	DNR Public Waters Inventory Number
<i>Hennepin County</i>	
Minnehaha Creek	
<i>Todd County</i>	
Sauk Lake	77-0150
Sauk River, from Juergens Lake to Mud Sauk Lake	

Waters infested with spiny water flea.

The following water bodies are infested with spiny water flea (*Bythotrephes cederstroemi*).

Name	DNR Public Waters Inventory Number
<i>Cook County</i>	
Little John Lake	16-0026
<i>Mille Lacs County</i>	
Lake Mille Lacs	48-0002
<i>Multiple Counties</i>	
Tributaries to Lake Mille Lacs, from their mouth upstream to the first public road (Aitkin, Crow Wing, and Mille Lacs counties)	

Waters infested with zebra mussels.

The following water bodies are infested with zebra mussel (*Dreissena* spp.).

Name	DNR Public Waters Inventory Number
<i>Mille Lacs County</i>	
Tributaries to Lake Mille Lacs, from their mouth upstream to the first public road	
<i>Morrison County</i>	
Crow Wing River, downstream of the confluence with the Long Prairie River to the Mississippi River	
<i>Otter Tail County</i>	
Bass Lake	56-0770
Crystal Lake	56-0749
Fish Lake	56-0768
Little Pelican Lake	56-0761
Lake Lizzie	56-0760
Pelican Lake	56-0786
Pelican River, from Fish Lake downstream to Prairie Lake	
Prairie Lake	56-0915

Commissioner's Orders

St. Louis County
Mud Lake
White Pine River

69-0512

Multiple Counties

Long Prairie River (Cass, Douglas, Todd counties)
St. Louis River, downstream of the ~~Fond du Lac dam~~ mouth of the White Pine River
Tributaries to Lake Mille Lacs, from their mouth upstream to the first
public road (Aitkin, Crow Wing, and Mille Lacs counties)

This order is effective upon publication in the State Register.

Date signed: 12/21/2009

Approved by: /s/ Mark Holsten
Title: Commissioner
Department of Natural Resources

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 meeting and matters of public interest.

See these *Important* Notices

The Official Notices section gives you a “heads up” on important state meetings and announcements. The *State Register* reaches a huge audience of interested “eyes” every week. Remember to publish your notices here - it only costs \$13.60 per 1/10 of a page used in the *State Register* - it's the least expensive legal advertising in the state.

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Official Notices

Metropolitan Airports Commission

Notice of Adoption: Ordinance No. 109: Amendment to Rental Auto Facility Charge Ordinance

Please take notice that on the 21st day of December, 2009 at a regular Commission meeting, the Metropolitan Airports Commission adopted Ordinance No. 109 – Amendment to Rental Auto Facility Charge.

Ordinance No. 109:

An Ordinance to promote and conserve the public safety, health, peace, convenience, and welfare; to establish uniform fees for on-Airport rental auto Customers to fund rental auto facilities at Minneapolis-St. Paul International Airport consistent with Minnesota Statutes § 473.651; establishing payment procedures; and prescribing the penalty for violation thereof

Copies of Ordinance No. 109 as adopted will be on file with the Secretary of State and may be obtained electronically through accessing the Metropolitan Airports Commission website at <http://www.mspairport.com/mac/organization/Bylaws.aspx> or may be obtained from the Metropolitan Airports Commission offices.

Jeffrey W. Hamiel, Executive Director
Metropolitan Airports Commission
6040 - 28th Avenue South
Minneapolis, MN 55450

Metropolitan Council

Public Hearing on the East Bethel Water Reclamation Plant and Reclaimed Water Reuse

**East Bethel Community Center
2241 221st Ave. N.E.
East Bethel, Minnesota
Monday, February 1, 2010
7:00 p.m.**

The Metropolitan Council will hold a public hearing to accept comments on its **East Bethel Water Reclamation Plant and Reclaimed Water Reuse Draft Facility Plan**. The Draft Facility Plan for this project, prepared by the Metropolitan Council Environmental Services Division (MCES), outlines alternatives studied and the resulting recommendations for providing regional sanitary sewer service to East Bethel. The recommendations include:

- Construction of a water reclamation plant to be located near the intersection of 185th Ave. N.E. and Buchanan St. N.E.
- Construction of rapid infiltration basins for the reclaimed water at two locations:
 - South of 207th St. N.E., one quarter mile east of Highway 65.
 - South of 229th St. N.E., immediately west of Highway 65.
- Construction of a reclaimed water distribution system between the water reclamation plant and the rapid infiltration basin sites.
- Spray irrigation of reclaimed water on area golf courses.

Construction of the facilities would be scheduled for 2011-2012.

Copies of the **East Bethel Water Reclamation Plant and Reclaimed Water Reuse Draft Facility Plan** will be available for review on or before January 11, 2010, at:

- East Bethel City Hall, 2241 221st Ave. N.E., East Bethel
- Anoka County Library, North Central Branch, 17565 Central Ave. N.E., Ham Lake
- Metropolitan Council Data Center, 390 Robert St. N., 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 11, 2010:

- Send written comments to: Tim O'Donnell at Metropolitan Council Environmental Services, 390 Robert St. N., 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 at the public hearing. Please submit such requests to Tim O'Donnell via mail or fax (see above) or by phone at 651-602-1269 before January 25, 2010.

Metropolitan Council

Public Hearing on the Hopkins-St. Louis Park-Minneapolis Regional Sanitary Sewer Improvements Draft Facility Plan

**The St. Louis Park Rec Center – Banquet Room
3700 Monterey Dr.
St. Louis Park, Minnesota
Thursday, January 28, 2010
6:30 p.m.**

The Metropolitan Council will hold a public hearing to accept comments on its **Hopkins-St. Louis Park-Minneapolis Regional Sanitary Sewer Improvements Draft Facility Plan**. The Draft Facility Plan for this project, prepared by the Metropolitan Council's Environmental Services Division (MCES), outlines alternatives studied and the resulting recommendations for improving its regional sanitary sewer system in Hopkins, St. Louis Park and Minneapolis. The recommendations include:

- Existing Hopkins Lift Station:
- Reconstruct as a new pumping station adjacent to the existing station at Lake St. N.E. and Blake Rd. N.
- Hopkins and St. Louis Park Sewer Segments (generally along Lake St. N.E. and Highway 7 from Blake Rd. N. to the St. Louis Park-Minneapolis border):
- Phase 1: Construct new force main sewer parallel to existing force main sewer
- Phase 2: Rehabilitate existing force main sewer to provide redundancy in the system
- Minneapolis Segment:
- Phase 1: Relocate the existing force main sewer in the Cedar-Isles-Dean Neighborhood
- Phase 2: Construct a new force main sewer parallel to the existing force main sewer from the Cedar-Isles-Dean Neighborhood along the Midtown Greenway to the East Isles Neighborhood to provide redundancy in the system

The recommended improvements would provide sufficient capacity and reliable wastewater conveyance to the cities of Hopkins, St. Louis Park and Minneapolis. All Phase 1 work including reconstruction of MCES's Hopkins Lift Station will be completed between late 2010 and 2015. Phase 2 work will be scheduled as needed.

During construction, wastewater will be conveyed in a temporary pipe above ground. Once wastewater has been diverted from the existing sewer, the sewer will be cleaned and rehabilitated or a new parallel sewer will be installed. Open excavations are expected to facilitate this work. Property acquisition including temporary easements and permanent easements will be necessary to accommodate portions of the construction activities. The cost of this project will be funded by sewer user fees that MCES collects from the 105 communities connected to the regional wastewater system; property owners adjacent to the construction will **NOT** be assessed for the sewer improvement costs.

Copies of the Draft Facility Plan for the **Hopkins-St. Louis Park-Minneapolis Regional Sanitary Sewer Improvements** are available for review at:

- Hopkins City Hall, 1010 First St. S., Hopkins

Official Notices

- Hopkins Library, 22 11th Ave. N., Hopkins
- St. Louis Park City Hall, 5005 Minnetonka Blvd, St. Louis Park
- St. Louis Park Library, 3240 Library Lane, St. Louis Park
- Kenwood Community Center, 2101 Franklin Ave. W., Minneapolis
- Metropolitan Council's Data Center, 390 Robert St. N., 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 8, 2010:

- 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 at the public hearing. Please submit such requests to Tim O'Donnell via mail or fax (see above) or by phone at (651) 602-1269 before January 21, 2010.

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.

Grants for Clients

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Minnesota Department of Human Services (DHS)

Commission of Deaf, DeafBlind and Hard of Hearing Minnesotans

REVISED: Notice of Request for Proposals to FOR A QUALIFIED CONTRACTOR(S)

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is extending its deadline for its request for proposals to provide online advocacy instruction in English and American Sign Language, webinars on captioning, and video production in American Sign Language.

The deadline is extended to January 18th. For more information contact:

Mary Margaret Hartnett
Department of Human Services
Commission of Deaf, DeafBlind and Hard of Hearing Minnesotans
444 Lafayette Road North
St. Paul, MN 551553814
Phone: (651) 431-5965
Fax: (651) 431-7588
E-mail: mary.hartnett@state.mn.us

Proposals submitted in response to this Request for Proposals must be received at the address above no later than **4:00 p.m., Central Time, JANUARY 18, 2010**. **Late proposals will NOT be considered.** Faxed or e-mailed proposals will **NOT** be considered. The RFP can be viewed by visiting the Minnesota Department of Human Services RFP web site: http://www.dhs.state.mn.us/main/id_000102

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

State Contracts

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

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Department of Administration (Admin)

State Designer Selection Board

University of Minnesota

Notice of Availability of Request for Proposal (RFP) for Designer Selection for University of Minnesota – Itasca Biological Station Phase I (State Designer Selection Board Project No. 10-01)

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

A full Request for Proposals is available on the University of Minnesota Capital Planning and Project Management website:

http://www.uservices.umn.edu/purchasing/ae_services.html,

click on "Other Location Advertisements" and then "Itasca Biological Station Phase I."

A mandatory informational meeting is tentatively scheduled for **January 13, 2010 at 1:00 pm C.S.T. at the Itasca Biological Station, Itasca State Park. The meeting will include a tour of the proposed project areas and a review of the scope of work. A back-up date in case of incimate weather will be held on January 19, 2010 at 1:00 p.m. C.S.T. If the meeting is changed, notifications will be posted at the University Services Purchasing website.** All firms interested in this project should attend this meeting. Project questions will also be taken at this meeting.

Proposals must be delivered to Sherry Van Horn, Executive Secretary, State Designer Selection Board, Real Estate and Construction Services Administration Building, Room 309, 50 Sherburne Ave., St. Paul, MN 55155 (651.201.2376) no later than **12:00 Noon, C.S.T., January 25, 2010**. Late responses will not be considered.

The University of Minnesota is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

Department of Agriculture

Commissioner's Office

Notice of Availability of Contract for County Foreign Animal Disease Response Support Training and Planning Meetings

The Minnesota Department of Agriculture is requesting proposals for the purpose of developing and presenting county outreach training/planning meetings. Work is proposed to start after February 1, 2010. A Request for Proposal will be available by mail from this office through January 8, 2010. **A written request (by direct mail or fax) is required to receive the Request for Proposal.** After January 8, 2010, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Andrew H. Carter
Emergency Planning Coordinator
Minnesota Department of Agriculture
625 North Robert St., 5th Floor, B-Pod
St. Paul, MN 55155
Fax: (651) 201-6118

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than 3:30 p.m., Central Standard Time, January 20, 2010. **Late proposals will not be considered.** Fax or emailed proposals will **not** be considered.

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

Minnesota State Colleges and Universities (MnSCU)

Dakota County Technical College

Sealed Bids Sought for Refurbished Cisco Equipment

NOTICE IS HEREBY GIVEN that Dakota County Technical College will receive sealed bids for Refurbished Cisco Equipment. Bid specifications will be available Dec 21, 2009 by calling Pat Adams at (651) 423-8236 or e-mailing at Patricia.Adams@ctc.edu.

Sealed bids must be received by 2:00 pm, January 4, 2010 at Dakota County Technical College, 1300 145th St East, Rosemount, Mn 55068. Attn: Pat Adams.

Dakota County Technical College reserve the right to reject any or all bids and to waive any irregularities or informalities in proposals received. The College further reserves the right to cancel the solicitation if it is considered to be in its best interest.

State Contracts

Minnesota State Colleges and Universities (MnSCU)

Minneapolis Community and Technical College

Notice of Availability of Request for Proposal (RFP) for Owner's Representative for Minneapolis Community and Technical College Helland Student Center Addition and Renovation

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Minneapolis Community and Technical College, is soliciting proposals from interested, qualified consultants for Owner's Representative services for the above referenced project.

A full Request for Proposals is available on the Minnesota State Colleges and Universities Facilities website:

<http://www.facilities.mnscu.edu> click on "Announcements."

An informational meeting is tentatively scheduled for **10:00 AM**, January 5, 2010 in Helland Building, Room #1200, Minneapolis Community and Technical College, 1501 Hennepin Avenue, Minneapolis, MN 55403. All firms interested in this meeting should contact Valerie Frolov at (612) 659-6808 or Valerie.frolov@minneapolis.edu to sign up to attend the meeting.

Proposals must be delivered to Roger Broz, Minneapolis Community and Technical College, T-Building, Room #T0600, 1501 Hennepin Avenue, Minneapolis, MN 55403 not later than **2:00 P.M., Friday, January 15, 2010**. Late responses will not be considered.

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

Minnesota State Colleges and Universities (MnSCU)

Minnesota State University Moorhead

Hendrix Health Service

Request for Proposal: Electronic Health Records and Medical Practice Management System

Return proposals to: Minnesota State University Moorhead

CURRENT DATE: December 28, 2009

RFP OPENING DATE: January 22, 2010 RFP OPENING TIME: 3PM CST

Proposals are being accepted by Minnesota State University Moorhead for an Electronic Health Records and Medical Practice Management System. See specifications in the RFP at www.mnstate.edu/hendrix/ Questions must be submitted in writing to: "Carol Grimm" <grimm@mnstate.edu>; SUBJECT: Electronic Health Records and Medical Practice Management System

Minnesota State University Moorhead is requesting proposals for an electronic health record and medical management system. This RFP is undertaken by Minnesota State University Moorhead pursuant to the authority contained in provisions of *Minnesota Statutes* § 136F.581 and other applicable laws.

Accordingly, Minnesota State University Moorhead shall select the vendor(s) whose proposal(s) and oral presentation(s), if requested, demonstrate in Minnesota State University Moorhead sole opinion, the clear capability to best fulfill the purposes of this RFP in a cost effective manner. Minnesota State University Moorhead reserves the right to accept or reject proposals, in whole or in part, and to negotiate separately as necessary in order to serve the best interests of Minnesota State University Moorhead. This RFP shall not obligate the Minnesota State University Moorhead to award a contract or complete the proposed project and it reserves the right to cancel this RFP if it is considered to be in its best interest.

Proposals are to be submitted in a sealed envelope, plainly marked "Proposal: Electronic Health Records and Medical Practice Management System" along with the Company's name and date and time of the scheduled opening. Minnesota State University

Moorhead, its employees, officers or agents shall not be responsible for any pre-opening or post-opening of any proposal not properly addressed and identified. Proposals made in pencil or forwarded using e-mail and the internet will be rejected.

Sealed proposals must be received at the following address no later than January 22, 2010 @ 3:00 p.m. CST, to:

Institution: Minnesota State University Moorhead
Name: Mark Rice
Title: Comptroller
Mailing Address: Business Office, 1104 - 7th Ave South,
Moorhead, MN 56563

The responder shall submit original plus 3 copies of its RFP response. Proposals are to be sealed in mailing envelopes or packages with the responder's name and address clearly written on the outside along with the title of the RFP. One copy of the proposal must be unbound and signed in blue or black ink by an authorized representative of the vendor. Proof of authority of the person signing must accompany the response. **Proposals received after this date and time will be returned to the responder unopened. Fax and e-mail responses will not be considered.** Proposals made in pencil will be rejected. Alterations in cost figures used to determine the lowest priced proposal will be rejected unless initialed in ink by the person responsible for or authorized to make decisions as to price quoted. The use of "white out" is considered an alteration.

Minnesota Historical Society (MHS)

Notice of Request for Bids for Minnesota History Center Exhibit Demolition

The Minnesota Historical Society (Society) is seeking bids from qualified and experienced contractors for demolition services related to the removal of the Minnesota History Center's *GOING PLACES: THE MYSTIQUE OF MOBILITY* exhibit. The project may begin as of Monday, February 1, 2010 and must be completed by Friday, February 26, 2010. Please refer to the Request for Bids for details.

The Request for Bids is available from Kathryn Ludwig, Contracting Officer, via e-mail: kathryn.ludwig@mnhs.org, who will also advise prospective bidders about the web link to access other project particulars: the Project Manual, relevant images, and schedule.

A MANDATORY pre-bid informational meeting will be held at 10:00 a.m. on Friday, January 8, 2010.

Bids must be received by **2:00 p.m. Local Time on Tuesday, January 19, 2010**. Late bids will not be considered.

Dated: December 28, 2009

Minnesota Housing Finance Agency (MHFA)

Notice of Contract for Lease-up Compliance Oversight for Properties Funded by ARRA

NOTICE OF AVAILABILITY OF CONTRACT for lease-up compliance oversight for properties funded by in whole or in part by the American Recovery and Reinvestment Act of 2009, Public Law 111-5 ("ARRA").

The Minnesota Housing Finance Agency is requesting proposals for the purpose of providing lease-up compliance oversight for properties funded with the ARRA Tax Credit Assistance Program (TCAP) and/or Section 1602 Tax Credit Exchange (Section 1602) funds. Work is proposed to start after January 29, 2010.

Details are included in the complete Request for Proposal which is available by e-mailing Eric Mattson, MHFA Support Services, at: Eric.Mattson@state.mn.us. Deadline for submitting a proposal is 12:00 p.m. Central Standard Time on January 8, 2010.

State Contracts

Late proposals will NOT be considered. Fax or emailed 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.

Department of Human Services (DHS) Child and Safety Permanency Division Request for Information (RFI) Pertaining to the Implementation of the Education and Training Voucher (ETV) Program

Purpose

The Minnesota Department of Human Services (DHS) through its Child Safety and Permanency Division is seeking to determine the interest of community social service agencies in implementing the Statewide Education and Training Voucher (ETV) program. The Statewide program serves approximately 150 youth annually living in Hennepin or Ramsey Counties who do not have a social worker or probation officer and residents of any other Minnesota county or Indian reservation. Hennepin and Ramsey Counties receive ETV funds to serve youth in their counties involved with a social worker or probation officer.

Background

The ETV program is federally funded through the Chafee Foster Care Independence Act, which was created to provide funds to current and former foster care youth to attend accredited post-secondary education and training programs. Eligible youth may receive up to \$5,000 per school year to pay for tuition, fees, books, housing, transportation and other school-related costs. The ETV program is administered by the Minnesota Department of Human Services (DHS).

Youth are eligible to apply for the ETV program for the first time if they are under 21 years old, have been accepted into an accredited post-secondary education or training program, and meet at least one of the following criteria:

- In foster care on or after age 16, and continue to be in foster care up to or beyond their 18th birthday, or
- Adopted from foster care after age 16, or
- In foster care on or after age 16, and a relative/kin accepted a transfer of permanent legal and physical custody through a juvenile court order, or
- Are under state guardianship.

ETV recipients must apply yearly for funds, and can do so if they have not reached their 23rd birthday and are making progress in their post-secondary education or training programs.

Responsibilities

The responsibilities of implementing the Statewide Education and Training Voucher (ETV) program, Child Safety and Permanency Division include the following:

- Review applications to determine program eligibility and individual award amounts based on a cost of attendance formula
- Notify applicants in writing of the status of their applications and award amounts
- Provide orientation to ETV recipients, their social workers, foster parents and/or other supportive adults.
- Provide support to ETV recipients to remain in their post-secondary education and training programs
- Act as fiscal agent by receiving payment requests, approving and processing requests for payment/reimbursement
- Maintain documentation, reporting and monitoring requirements
- Attend quarterly meetings with DHS staff in St. Paul
- Develop a process to evaluate ETV recipient's satisfaction with the program.

For more information on the program, go to the DHS ETV Web site at www.dhs.state.mn.us, click on Children, Adolescent Services, Education / training vouchers.

Definitions

The following definitions are provided in order to help interested parties prepare their response to this RFI.

Foster Care:

Foster care means 24-hour substitute care for children placed away from their parents or guardians and for whom the state agency has placement and care responsibility. This includes, but is not limited to, placements in foster family homes, foster homes of relatives, group homes, emergency shelters, residential facilities, child care institutions, and preadoptive homes. This includes runaway youth still under placement and care of the county, and youth receiving Title IV-E payments in the placement and care of another public agency. This definition does not include youth in detention.

Accredited post-secondary programs:

ETV funds can only be used at an accredited post-secondary program. These programs:

- Must meet one of the following criteria:
 - Awards a bachelor's degree, or not less than a 2 year program that provides credit towards a degree, or
 - Provides not less than 1 year of training towards gainful employment, or
 - Is a vocational program that provides training for gainful employment and have been in existence for at least two years.
- Must meet all three of the following criteria:
 - Admits as regular students only persons with a high school diploma or equivalent; or admits as regular students persons who are beyond the age of compulsory school attendance
 - Be public, private or non-profit
 - Accredited or pre-accredited and is authorized to operate in that state.

Transfer of permanent legal and physical custody:

- Youth must have been in foster care on or after their 16th birthday, and
- Youth left foster care status when a relative/kin accepted a transfer of their permanent legal and physical custody, and
- The transfer was through juvenile court.

State guardianship:

Children are placed under the guardianship of the state of Minnesota when courts terminate parents' rights (TPR). They remain under state guardianship until they are adopted, or reach their 18th birthday. Other terms used are state ward or ward of the court. Youth under state guardianship at the time of their 18th birthday can apply for an ETV. They must apply before their 21st birthday.

Cost of attendance:

The post-secondary program determines the cost of attendance. It is an estimate of how much money will be required to attend school, including tuition, fees and other equipment or materials required of all students in the same course of study, books, supplies, transportation costs and miscellaneous personal expenses, room and board, child care expenses, accommodations related to the student's disability, and student loan fees or insurance premiums on the student loan.

Assumptions

The Minnesota Department of Human Services makes the following assumptions about the Statewide ETV program:

- The program serves approximately 150 youth annually who are attending accredited post-secondary education and training programs throughout the state and in other states.
- Applications are due each year by July 1.
- ETV funds must be used by recipients during the state fiscal year they were awarded (July 1 – June 30).
- The administrative budget for the program is \$65,000 per year.

Contents of the Response

Respondents should address the following questions and are invited to recommend additional information as warranted. Please identify by number each question you are addressing.

1. Does your organization have experience working with young adults who were or are living in foster care? If yes, explain.
2. Describe your organization's level of knowledge and experience with post-secondary education and training institutions and financial aid programs.
3. Describe the process and timeline your organization would use to review applications, determine eligibility and award amounts, and notify applicants of their ETV award.

State Contracts

4. Does your organization have an established accounting system to pay or reimburse approved expenses in a 14 day period of time?
5. How would your organization provide orientation and support to ETV recipients throughout the school year?
6. What would the average cost of performing the contract responsibilities be for your organization? Please add a tentative budget.
7. Describe how your agency would evaluate ETV recipient satisfaction with the program.

Instructions to Respondents

The department prefers electronic mail submissions. In the subject line insert "ETV-RFI." Responses can also be mailed or faxed. Include a name and phone number or e-mail address of whom to contact if there are questions regarding the submission. Also include the name of the organization, if any. No acknowledgement of receipt of a response will be provided by the department. Additionally, information that is transmitted by e-mail over the Internet is not secure and can be intercepted and read by other Internet users. **The Department of Human Services recommends that you do not use e-mail to send your response if it contains any private information such as trade secret information.**

Respondents are responsible for all costs associated with the preparation and submission of responses to this RFI. All responses to this Request for Information are public, according to *Minnesota Statutes*, section 13.03, unless the data provided qualifies for a specific classification under chapter 13.

All submissions, questions, concerns or communications regarding this RFI should be addressed to:

Jill Von Holtum
Minnesota Department of Human Services
Child Safety and Permanency Division
P.O. Box 64943
St. Paul, MN 55164-0943
Phone: (651) 431-4663
Fax: (651) 431-7522
E-mail: jill.von.holtum@state.mn.us

All responses must be received **no later than 4:00 p.m. Central Standard Time on January 29, 2010.** Late responses will not be considered. Responses that are mailed must be physically received (not postmarked) by the deadline above.

This is not a Request for Proposals. It is a Request for Information only. Information gathered from responses to this RFI may be used to develop a Request for Proposals (RFP) for bidders interested in implementing this program.

Department of Human Services (DHS)

State Operated Services

Notice of Availability of Contract for Qualified Contractors for Consultation on the Merits and Feasibility of the System Design, the Recommendation of an Array of Potential Business Models to Support the Various Private/Public Partnerships that will Improve Integration of Services, and Provide Models of Academic Affiliation and Partnerships

The Minnesota Department of Human Services, State Operated Services (SOS) is requesting proposals for the purpose of:

1. Identifying multiple stakeholders and experts (internal and external) from which to obtain input related to the proposed regional integrated service network concepts.

2. Working with the SOS Program Manager and others to develop a clear set of parameters for design of the system — including structural elements that are required to support the recommended design.

3. Interviewing stakeholders to examine opportunities germane to the redesign, stakeholder involvement in defining roles for partners within the community of care and determine support for direction.

Work is proposed to start after February 15, 2010

The Request for Proposal will be available by mail or email from this office through 2:30 p.m., Central Time, 1/12/2010. **A written request (by direct mail, email or fax) is required to receive the Request for Proposal.** After 2:30 p.m., Central Time, 1/12/2010, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Department of Human Services
State Operated Services
Margee Holt, Executive Assistant to SOS CEO
444 Lafayette Road North
St. Paul, MN 55155
E-mail: *Margee.holt@state.mn.us*
Telephone: (651) 431-2367
Fax: (651) 431-7456

Proposals submitted in response to the Request for Proposal in this advertisement must be received at the address above no later than 2:30 p.m., Central Time, 1/19/2010. **Late proposals will not be considered.** Fax or e-mailed proposals **will 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.

Department of Natural Resources (DNR)

Solicitation of Contracts with Real Estate Appraisers to be Considered for Appraisal Assignments from the DNR: CERTIFICATION # 20715

The Minnesota Department of Natural Resources is seeking to contract with a number of qualified real estate appraisers licensed by the State of Minnesota and certified at any of the following levels: (a) Level 3: Certified Residential Real Estate Appraiser, or (b) Level 4: Certified General Real Property Appraiser. Appraisers entering into such contract shall be entitled to be considered for appraisal assignments from the DNR during the contract period of January 1, 2010 through December 31, 2014.

Work is proposed to start after January, 2010.

A Request for Proposals will be available by mail from this office through January 5, 2010. **A written request (by direct mail or fax) is required to receive the Request for Proposal.** After January 5, 2010, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Name: Cindy Nathan
Phone: (218) 855-5126
TTY: (651) 296-5484 (For persons with speech or hearing disabilities)
Fax: (218) 833-8668
E-mail: *cindy.nathan@state.mn.us*

Proposals submitted in response to the Request for Proposals will be accepted on a continual basis. 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 Contracts

Department of Public Safety (DPS)

Bureau of Criminal Apprehension (BCA)

Request for Proposals (RFP) for Customer Relations Management Solution

The Minnesota Department of Public Safety, Bureau of Criminal Apprehension (BCA) is requesting proposals for the purpose of planning, designing, developing and deploying a new customer relations management solution for BCA Minnesota Justice Information Services (MNJIS) customers. The BCA has chosen the Microsoft Dynamic tool and so all personnel assigned to this project must have experience with this tool.

The contract is anticipated to begin work on or around February 8, 2010 and end June 30, 2010. However, if funding is available and if additional services are required by the BCA after June 30, 2010, the BCA retains the option to extend the contract with the selected contractor for up to four additional one year periods.

Request for Proposals will be available by mail or email from this office through January 8, 2010. **A written request (by direct mail or email) is required to receive the Request for Proposal.**

The Request for Proposal can be obtained from:

Maureen Janke
BCA, MNJIS, Contracts and Grants Manager
1430 Maryland Avenue East
St. Paul, MN 55106
E-mail: *Maureen.janke@state.mn.us*

All questions concerning this RFP should be emailed to Maureen Janke. Deadline for submitting and accepting questions will be January 11, 2010 at 2:00 pm. Central Standard Time (CST). A full collection of all the questions and answers will be emailed to all entities requesting a complete RFP by the end of business day January 12, 2010. Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than January 19, 2010 at 2:00 pm. Central Standard Time (CST). **Late proposals will not be considered.** FAX or emailed 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.

Department of Transportation (Mn/DOT)

Engineering Services Division

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

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

Mn/DOT, worked in conjunction with the Consultant Reform Committee, the American Council of Engineering Companies of Minnesota (ACEC/MN), and the Department of Administration, to develop the Consultant Pre-Qualification Program as a new method of consultant selection. The ultimate goal of the Pre-Qualification Program is to streamline the process of contracting for highway related professional/technical services. Mn/DOT awards most of its consultant contracts for highway-related technical activities using this method, however, Mn/DOT also reserves the right to use Request for Proposal (RFP) or other selection processes for particular projects.

Nothing in this solicitation requires Mn/DOT to use the Consultant Pre-Qualification Program.

Mn/DOT is currently requesting applications from consultants. Refer to Mn/DOT's Consultant Services web site, indicated below, to

see which highway related professional/technical services are available for application. Applications are accepted on a continual basis. All expenses are incurred in responding to this notice will be borne by the responder. Response to this notice becomes public information under the Minnesota Government Data Practices.

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

Send completed application material to:

Juanita Voigt
Consultant Services
Office of Technical Support
Minnesota Department of Transportation
395 John Ireland Blvd. Mail Stop 680
St. Paul, MN 55155

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.

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.

Bring More Business to Your Clients

The *State Register* offers one of the cheapest, yet far reaching methods, of notifying the public about your agency's bids, contracts and grants. It is available to any government, non-profit, or private agency. Space is charged at the current rate of \$13.60 per each 1/10th of a page used in the *State Register*. Agencies are only billed for the space used in the *State Register*.

Agencies wishing to take advantage of this offer should submit what you want printed in the *State Register* via e-mail to: robin.panlener@state.mn.us. Attach to your entry a short note indicating when you wish the notice to be published (one, or many dates), if you want a copy of the issue your notice appears in (a TEAR SHEET will be sent free with your bill), and whether you want an "Affidavit of Publication."

Dakota County Community Services

Notice of Request for Letters of Intent (RFLI) for Youth Employment Programs to Fulfill the Requirements of the American Recovery and Investment Act of 2009

NOTICE IS HEREBY GIVEN that Dakota County Employment and Economic Assistance – Workforce Services Department and Dakota County Workforce Investment Board (WIB) are seeking qualified providers to provide comprehensive employment and training services authorized under the American Recovery and Investment Act of 2009 to eligible youth in Dakota County. Youth served with these funds must be eligible under Workforce Investment Act (WIA). Organizations must demonstrate the ability to begin programs no later than March 1, 2010.

Organizations with successful Letters of Intent will be notified by January 22nd and may be invited to submit full a full proposal.

Contracts may or may not arise as a result of submitting a full proposal. Any contractual agreements are subject to approval by the Dakota County Workforce Investment Board and the Dakota County Board of Commissioners and to funding availability.

A complete copy of the RFLI is available through the Dakota County Internet website at: www.co.dakota.mn.us. Click on E-Government and select RFP on the menu.

Contact: Yende Anderson, Program Developer
Dakota County Workforce Services
1 Mendota Road West, Suite 500
West St. Paul, MN 55118-4773
Phone: (651) 554-5972
Fax: (651) 554-6565
E-mail: yende.anderson@co.dakota.mn.us

Deadline for Letters of Intent is 4:00 p.m. CDT on Friday, January 15, 2010. Late or incomplete Letters will not be considered.

Non-State Bids, Contracts & Grants

Dakota County Community Services

Notice of Request for Proposal (RFP) for Youth Employment Programs to Fulfill the Requirements of the Workforce Investment Act and *Minnesota Statute 116L.561*

NOTICE IS HEREBY GIVEN that Dakota County Employment and Economic Assistance – Workforce Services Department and Dakota County Workforce Investment Board (WIB) are seeking qualified providers to provide comprehensive employment and training services authorized under both Title I of the Federal Workforce Investment Act (WIA – Year round services) and the State Youth Program (MYP – summer only) to eligible youth in Dakota County. Responders may submit proposals for WIA Youth, MYP or both. These services are funded by an allocation formula which apportions federal and state monies to Workforce Service Area (WSA).

Contracts may or may not arise as a result of submitting a Request for Proposal. Any contractual agreements are subject to approval by the Dakota County Workforce Investment Board and the Dakota County Board of Commissioners and to funding availability.

A complete copy of the RFP is available through the Dakota County Internet website at: www.co.dakota.mn.us. Click on E-Government and select RFP on the menu.

Contact: Yende Anderson, Program Developer
Dakota County Workforce Services
1 Mendota Road West, Suite 500
West St. Paul, MN 55118-4773
Phone: (651) 554-5972
Fax: (651) 554-6565
E-mail: yende.anderson@co.dakota.mn.us

Proposer's Conference is scheduled from 1:00 – 2:30 p.m. CDT on Friday, January 8, 2010 **at the Dakota County Northern Service Center in West St. Paul. See proposal for details.**

Deadline for proposals is 4:00 p.m. CDT on Friday, January 29, 2010. Late or incomplete proposals will not be considered.

Minnehaha Creek Watershed District Request for Proposals for Web Site Redesign

The Minnehaha Creek Watershed District is soliciting proposals for web site redesign. Proposals must be submitted to the District Office at 18202 Minnetonka Boulevard, Deephaven, Minnesota 55331 by 4:30 p.m. CST, on January 22, 2009 and should include background and profile information on the firm or individual, along with the specific information as to expertise in web site redesign, project costs or hourly billing rate for 2010, and names and qualifications of personnel assigned to the web site redesign.

A formal Request for Proposal is available at the District Offices or on the District web site at www.minnehahacreek.org

Minnehaha Creek Watershed District Request for Qualifications for Legal, Engineering, Accounting, Government Relations and Computer Consulting Services

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

Non-State Bids, Contracts & Grants

Experienced individuals or firms who wish to be considered as potential service providers may contact the Minnehaha Creek Watershed District at the address below or go to our website at www.minnehahacreek.org for instructions on how to respond to the Request for Qualifications and for a Scope of Services. Request for Qualifications must be received by the Minnehaha Creek Watershed District no later than 4:30 p.m., January 29, 2010

Send responses to:

Mr. Eric Evenson, District Administrator
Minnehaha Creek Watershed District
18202 Minnetonka Boulevard
Deephaven, Minnesota 55331
Telephone: (952) 471-0590
Facsimile: (952) 471-0682

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

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

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

Minnesota's Bookstore

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 Southern Minnesota, \$29.95
 Central and Northwest Minnesota, \$29.95
- **St. Paul's Architecture,** \$34.95
- **Butterfly Gardening,** \$5.00
- **OSHA Part 1926 Construction,** \$39.98
- **OSHA Part 1910 General,** \$49.95
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