

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**
Published every Monday (Tuesday when Monday is a holiday)

**Monday 2 July 2012
Volume 37, Number 1
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State Register

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

The *State Register* is the official publication of the State of Minnesota's Executive Branch of government, published weekly to fulfill the legislative mandate set forth in *Minnesota Statutes*, Chapter 14, and *Minnesota Rules*, Chapter 1400. The *State Register* contains:

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
- Vetoed Rules
- Executive Orders of the Governor
- Appointments
- Proclamations
- Commissioners' Orders
- Revenue Notices
- Official Notices
- State Grants and Loans
- Contracts for Professional, Technical and Consulting Services
- Non-state Public Bids, Contracts and Grants

Printing Schedule and Submission Deadlines

Vol. 37 Issue Number	PUBLISH DATE (BOLDFACE shows altered publish date)	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts	Deadline for Proposed, Adopted and Exempt RULES
# 2	Monday 9 July	Noon Tuesday 3 July	Noon Wednesday 27 June
# 3	Monday 16 July	Noon Tuesday 10 July	NOON TUESDAY 3 JULY (FY-13)
# 4	Monday 23 July	Noon Tuesday 17 July	Noon Wednesday 11 July
# 5	Monday 30 July	Noon Tuesday 24 July	Noon Wednesday 18 July

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

The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 80 state agencies have the authority to issue rules. Each agency is assigned specific **Minnesota Rule** chapter numbers. Every odd-numbered year the **Minnesota Rules** are published. 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.

Cumulative Index for *Minnesota Rules* appearing in Volume 37, #1 Monday 2 July 2012

Labor and Industry Department (DLI) - Plumbing Board

4716.0010; .0070; .0071; .0072; .0090; .0091; .0092; .0200; .0205;
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Adopted Rules

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

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

Department of Labor and Industry (DLI) Adopted Permanent Rules Adopting Plumber Licensing, Certification and Registration, and Continuing Education

The rules proposed and published at *State Register*, Volume 36, Number 23, pages 706-713, December 27, 2011 (36 SR 706), are adopted with the following modifications:

4716.0015 STANDARDS ADOPTED BY REFERENCE.

The following are incorporated by reference, are not subject to frequent change, and are made part of this chapter:

A. ASSE Standard 6010 Medical Gas Systems Installers, published by the American Society of Sanitary Engineering, 901 Canterbury Road, Suite A, Westlake, Ohio 44145-1480. ASSE Standard 6010 is copyright 2006 by the American Society of Sanitary Engineering; and

B. ANSI/ISO/IEC Standard 17024 Conformity assessment — general requirement for bodies operating certification of persons, published by the American National Standards Institute, 10 East 40th Street, New York, New York 10016; International Organization for Standardization, 1, ch. De la Voie-Creuse, CP 56, CH-1211 Geneva 20, Switzerland; and International Electrotechnical Commission, 3, rue de Varembe, P.O. Box 131, CH-1211 Geneva 20, Switzerland. ANSI/ISO/IEC Standard 17024 is copyright 2003 by the American National Standards Institute. These are available in the Office of the Commissioner of Labor and Industry.

4716.0070 AUTHORITY; PURPOSE.

Part ~~4716.0080~~ 4716.0072 establishes certification requirements for individuals engaging in the installation, maintenance, or repair of medical gas systems under *Minnesota Statutes*, section 326B.438.

4716.0072 LICENSURE; CERTIFICATION.

Subp. 2. Certification requirement.

A. An applicant for medical gas installer certification must meet the following requirements:

(1) ~~current certification~~ as a certified installer as defined in part 4716.0071, subpart 5, ~~that who~~ was obtained certified on or before August 1, 2010; or

4716.0092 LICENSURE.

Subpart 1. **Water conditioning contractor.** An applicant for a water conditioning contractor license must designate a water conditioning master or master plumber, licensed by the commissioner, as the individual responsible for the water conditioning contractor's compliance with this part, chapter 4715, *Minnesota Statutes*, sections 326B.50 to 326B.59, and all orders issued under *Minnesota Statutes*, section 326B.082. The responsible water conditioning master or master plumber must give a minimum 15-day notice to the water conditioning contractor and the department before resigning as the responsible water conditioning master or master plumber for the contractor. The contractor and responsible water conditioning master or master plumber must immediately notify the department upon the termination or separation of the contractor's responsible water conditioning master or master plumber. The water conditioning contractor shall have 60 days from the last day of employment of its previous responsible water conditioning master or master plumber to employ another responsible water conditioning master or master plumber. The water conditioning contractor shall submit written notification to

Adopted Rules

the department that ~~they have it has~~ designated a different water conditioning master or master plumber as the individual responsible for the contractor's compliance with this part, chapter 4715, and *Minnesota Statutes*, sections 326B.50 to 326B.59. If the water conditioning contractor is unable to acquire a replacement responsible water conditioning master or master plumber, the water conditioning contractor's license is invalid and the contractor shall cease and desist from performing any water conditioning work and return the contractor's license for voluntary termination. Upon acquiring a replacement responsible water conditioning master or master plumber, the water conditioning contractor may request reinstatement of the terminated license under *Minnesota Statutes*, section 326B.096.

Subp. 2. **Water conditioning master.** An applicant for a water conditioning master license must satisfactorily pass an examination given by the commissioner. An applicant for the water conditioning master examination must have had at least 12 months' experience as a licensed water conditioning journeyman, or at least 12 months of practical experience as listed in subpart 4, items B and C, subitem (1). The applicant is responsible for verifying practical experience.

Subp. 4. **Experience.** For the purposes of the experience required under subparts 2 and 3, the following requirements apply.

A. Experience in the planning, superintending, installing, and servicing of water conditioning systems is acceptable in the situations described in the following:

(4) experience ~~while~~ performing the practical installation and servicing of water conditioning systems while in the armed forces military of the United States, which the department has determined is substantially equivalent to the work performed while in the employ of a licensed contractor in Minnesota. The determination must be based on a certification by the military for the type of work performed.

C. The commissioner may require work records, time cards, pay records, or other documentation necessary to evaluate experience. The commissioner shall make the final determination about the adequacy and acceptability of an applicant's experience.

(1) An applicant for water conditioning master examination must include at least the following number of hours in the following water conditioning aspects:

(a) installation, ~~450~~ 200 hours;

(d) supervising, 250 hours. ~~The maximum allowable experience shall be zero hours before the age of 17.~~ The remaining required hours of practical experience may be in any aspect of water conditioning work. An applicant may not include any hours of experience obtained prior to attaining the age of 17.

(2) An applicant for water conditioning journeyman examination must include at least the following number of hours in the following water conditioning aspects:

(a) installation, ~~375~~ 100 hours; and

(b) servicing, ~~250~~ 200 hours. ~~The maximum allowable experience shall be zero hours before the age of 17.~~ The remaining required hours of practical experience may be in any aspect of water conditioning work. An applicant may not include any hours of experience obtained prior to attaining the age of 17.

Subp. 5. **Examinations.**

B. ~~The commissioner shall give~~ a written examination for the licensing of water conditioning contractors and installers ~~shall be given~~ at least once per year. The written licensing examination for contractors and installers shall include questions covering one or more of the following subject areas: relevant plumbing and installation provisions, materials and tools of the trade, general principles of water conditioning processes, and operation of water conditioning equipment. Additionally, the contractor's licensing examination shall include questions covering one or more of the following subjects: calculations to determine appropriate equipment size, and specific functions and processes involved in different types of water conditioning.

4716.0200 DEFINITIONS.

Subp. 2. **Continuing education program.** "Continuing education program" means a course, seminar, workshop, or other educational offering, ~~where interactive instruction is provided by one or more instructors, either directly or by interactive media approved by the department.~~

Subp. 5. **Restricted plumber.** “Restricted plumber” means an individual who meets the qualifications of *Minnesota Statutes*, section 326B.55, ~~subdivision 1~~ 326B.475, and is licensed by the department.

4716.0205 REQUIREMENTS.

Subpart 1. Continuing education; content.

A. In addition to satisfying the requirements of *Minnesota Statutes*, chapter 326B, individuals who hold the following license types are required to obtain 16 hours of continuing education instruction during the license period before the license may be renewed:

(3) restricted plumber. At least 12 hours of instruction must pertain to the Plumbing Code, and at least four hours of instruction must pertain to the technical topics related to plumbing installations and equipment, this chapter, the Minnesota State Building Code, or *Minnesota Statutes*, sections 326B.41 to 326B.49. Continuing education hours obtained by any electronic media must not exceed four hours during the renewal period.

B. In addition to satisfying the requirements of *Minnesota Statutes*, chapter 326B, individuals who hold the following license types are required to obtain four hours of continuing education instruction during the license period before the license may be renewed:

Subp. 2. Application.

A. Each applicant for the renewal of a license, registration, or certification specified in subpart 1 must obtain during the term of the license, registration, or certification period and before a renewal application is submitted to the department, ~~credit for the required hours of instruction through one or more continuing education programs as required by this part. Continuing education hours of instruction obtained shall not be transferred and may not be used for more than one renewal period. Carryover of continuing education hours of instruction shall not be permitted~~ the required number of credits of approved continuing education. No individual may transfer continuing education hours of instruction to another individual. Hours may only be applied to the renewal period in which they are obtained and may not be carried over to the next renewal period.

B. Where an individual holds more than one type of plumbing license, registration, or certification credits for hours of instruction may be applied to each license, registration, or certification during the same renewal period so long as the specific requirements for the license, registration, or certification are met.

4716.0210 CREDIT FOR HOURS OF INSTRUCTION.

Subpart 1. **Approval of continuing education programs.** To qualify as a continuing education hour of instruction under part 4716.0205, subpart 1, a continuing education program shall be approved in advance by the department. The subject matter must pertain to the plumbing code or the topics specified in part 4716.0205, subpart 1. The sponsor shall submit an application for approval according to *Minnesota Statutes*, section ~~326B.098~~ 326B.0981. An interactive educational program may also be approved for presentation through electronic media. ~~In addition to the requirements of part 4716.0205, a~~ Any program presented through electronic media that does not include real-time interaction between the presenter and the licensee or registrant must include an examination process that ensures a licensee or registrant has successfully completed the program.

Exempt Rules

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

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

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

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

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

Department of Labor and Industry (DLI)

Occupational Safety and Health Division

Proposed Exempt Permanent Rules Regarding Federal OSHA Standards

Proposed Revisions to the Occupational Safety and Health Standards and Request for Comments

NOTICE IS HEREBY GIVEN that the Department of Labor and Industry, Occupational Safety and Health Division (Minnesota OSHA) proposes to adopt the following revisions to the Department of Labor and Industry, Occupational Safety and Health Rules, as authorized under *Minnesota Statutes* §182.655. This notice proposes the adoption by reference of amendments to Occupational Safety and Health Standards that have already been proposed and adopted by the Federal Occupational Safety and Health Administration (Federal OSHA).

All interested or affected persons have 30 days from the date this notice is published in the *State Register* to submit, in writing, data and views on the proposed amendments to the rule. Comments in support of or in opposition to the proposed amendments are encouraged. Each comment should identify the portion of the proposed amendment addressed, the reason for the comment, and any proposed change. Any person may file with the Commissioner written objections to the proposed amendments stating the grounds for those objections and may request a public hearing. A public hearing will be held if 25 or more persons submit written requests for a public hearing on the proposed amendments within the 30-day comment period. Requests for hearing must include the name and address of the person submitting the request, define the reasons for the request, and discuss any proposed changes. If a public hearing is required, the Department will proceed according to the provisions of *Minnesota Statutes* §182.655 and *Minnesota Rules* 5210.0020 to 5210.0100.

Written comments or requests for a public hearing should be sent to: Occupational Safety and Health Division, Department of Labor and Industry, 443 Lafayette Road, St. Paul, Minnesota 55155-4307.

Ken Peterson, Commissioner
Department of Labor and Industry

SUMMARY OF CHANGES

The following is a brief summary of the proposed amendments. The federal standard proposed for adoption follows this summary. To review the complete *Federal Register* notices referenced below, visit www.osha.gov.

(A) **Hazard Communication; Final Rule:** On March 26, 2012, federal OSHA published in the *Federal Register*, the final rule for Hazard Communication (29 CFR 1910.1200), to conform with the United Nations' Globally Harmonized System of Classification and Labeling of Chemicals (GHS). The intent of GHS is to standardize, on a world-wide basis, how chemicals are classified and labeled and

thus communicated to users.

Part 1910.1200 contains language indicating that ionizing and nonionizing radiation and biological agents are not covered. MNOSHA concurs, but to avoid confusion will not adopt the federal exceptions in Part 1910.1200 (b)(6)(xi) and (xii) because they are covered under Minnesota Employee Right to Know (MN ERTK) requirements. In addition, while the new 1910.1200 will require one-time retraining, MNOSHA will retain its annual training requirements in MN ERTK for all chemicals, physical agents and infectious agents.

Until all effective dates of the standard are reached, Minnesota employers may comply with the revised Part 1910.1200, or the current MN ERTK requirements. The first effective date for all employers is to provide training on the new data sheet format and the new pictograms for labels. This must be done by December 1, 2013, and could be included in the company's next scheduled annual training. Labels and Safety Data Sheets must conform to the changes by June 1, 2015 (December 1, 2015 for distributors). Finally, written programs and signs must be in compliance by June 1, 2016.

By 2016, Material Safety Data Sheets will be known as Safety Data Sheets, their content will be set out in a unified manner, the descriptions and hazard warnings will be standardized, and employees will need to be retrained on these changes and new labeling pictograms.

By this notice, MNOSHA proposes to adopt the final rule, as published in the *Federal Register* March 26, 2012, with the exception of Part 1910.1200 (b)(6)(xi) and (xii).

(B) Revising Standards Referenced in the Acetylene Standard: 1) Direct final rule; request for comments; and 2) final rule; confirmation of effective date: Federal OSHA published the direct final rule and request for comments in the *Federal Register* December 5, 2011. In the direct final rule, federal OSHA revised its acetylene standard for general industry by updating a reference to a standard published by a standards-developing organization. Federal OSHA subsequently withdrew the companion proposed rule and confirmed the effective date of the direct final rule March 8, 2012, because no significant adverse comments were received.

By this notice, MNOSHA proposes to adopt the direct final rule and final rule and confirmation of effective date, as published in the federal register December 5, 2011, and March 8, 2012, respectively.

Rules as Proposed (Revisor's Copy)

5205.0010 ADOPTION OF FEDERAL OCCUPATIONAL SAFETY AND HEALTH STANDARDS BY REFERENCE.

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

Subp. 2. **Part 1910.** Part 1910: Occupational Safety and Health Standards as published in Volume 43, No. 206 of the *Federal Register* on October 24, 1978, and corrected in Volume 43, No. 216 on November 7, 1978, which incorporates changes, additions, deletions, and corrections made up to November 7, 1978; and subsequent changes as follows:

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

HH. *Federal Register*, Volume 76:

(1) *Federal Register*, Vol. 76, No. 84, pages 24576-24711, dated May 2, 2011: "General Working Conditions in Shipyard Employment; Final Rule."

(2) *Federal Register*, Vol. 76, No. 110, pages 33590-33612, dated June 8, 2011: "Standards Improvement Project - Phase III."

(3) *Federal Register*, Vol. 76, No. 233, pages 75782-75786, dated December 5, 2011: "Revising Standards Referenced in the Acetylene Standard; Direct Final Rule; request for comment."

II. *Federal Register*, Volume 77:

(1) *Federal Register*, Vol. 77, No. 46, pages 13969-13970, dated March 8, 2012: "Revising Standards Referenced in the Acetylene Standard; Final Rule; confirmation of effective date."

(2) *Federal Register*, Vol. 77, No. 58, pages 17574-17896, dated March 26, 2012: "Hazard Communication: Final Rule," with the exception of 1910.1200 (b)(6)(xi) and (xii).

Exempt Rules

Subp. 3. **Part 1915.** Part 1915: Occupational Safety and Health Standards for Shipyard Employment as published in Volume 47, No. 76 of the *Federal Register* on April 20, 1982; all changes made prior to December 31, 1986, which consolidated Part 1915 and Part 1916; technical amendments and redesignations published in Volume 58, No. 125, of the *Federal Register* on July 1, 1993; and additional changes as follows:

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

KK. *Federal Register*, Vol. 77, No. 58, pages 17574-17896, dated March 26, 2012: “Hazard Communication: Final Rule,” with the exception of 1910.1200 (b)(6)(xi) and (xii).

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

Subp. 6. **Part 1926.** Part 1926: Construction Safety and Health Regulations as published in Part VII, Volume 44, No. 29 of the *Federal Register* on February 9, 1979, which incorporates changes, additions, deletions, and corrections made up to October 17, 1978, the incorporation and redesignation of the regulatory text of the General Industry Occupational Safety and Health Standards (29 CFR Part 1910) that have been identified as applicable to construction work as published in the *Federal Register*, Volume 58, No. 124, dated June 30, 1993, and corrected in Volume 58, No. 143, dated July 28, 1993; and additional changes as follows:

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

X. *Federal Register*, Vol. 77, No. 58, pages 17574-17896, dated March 26, 2012: “Hazard Communication: Final Rule,” with the exception of 1910.1200 (b)(6)(xi) and (xii).

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

Executive Orders

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

Office of the Governor

Emergency Executive Order 12-10: Declaring a State of Emergency in the State of Minnesota and Providing Assistance for Sheltering Displaced Residents

I, **MARK DAYTON, GOVERNOR OF THE STATE OF MINNESOTA**, by virtue of the authority vested in me by the Constitution and applicable statutes, do hereby issue this Executive Order:

WHEREAS, on the evening of June 23, an apartment fire in the City of Marshall resulted in the displacement of approximately 19 residents, mostly minor children, presenting an immediate need to activate emergency resources to shelter the residents for the night; and

WHEREAS, the resources of the affected local and county governments were inadequate to meet the demands generated by the immediate sheltering needs; and

WHEREAS, the Lyon County Sheriff has requested the assistance of the Minnesota National Guard to support Red Cross sheltering operations for stranded residents at the National Guard Armory in Marshall;

NOW, THEREFORE, I hereby order that:

1. The Adjutant General of Minnesota order to state active duty on or about June 25, in the service of the State, such personnel and equipment of the military forces of the State as required and for such period of time as necessary to provide assistance and emergency relief services.

2. The cost of subsistence, transportation, fuel, pay and allowances of said individuals shall be defrayed from the general fund of the State, as provided for in *Minnesota Statutes*, sections 192.49, subdivisions 1 and 2; 192.52; and 192.54, and as otherwise permitted by law.

Pursuant to *Minnesota Statutes*, section 4.035, subdivision 2, this Emergency Executive Order is effective immediately and will remain in effect until the conclusion of the emergency.

IN TESTIMONY WHEREOF, I have set my hand on this 25th day of June 2012.

Signed: **Mark Dayton**
Governor

Filed According to Law

Signed: **Mark Ritchie**
Secretary of State

Commissioners' Orders

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

Minnesota Department of Natural Resources (DNR)

Commissioner's Order – WMA 12-001: Designation of Wildlife Management Areas

EFFECTIVE DATE:

Statutory authority: Minnesota Statutes section 97A.135, subdivision 1,
and Minnesota Statutes section 97A.145, subdivision 1

Supersedes: N/A

WHEREAS, certain lands in Minnesota, described as:

Daggett Brook Wildlife Management Area, Cass County

The SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27; SE $\frac{1}{4}$ SE $\frac{1}{4}$ of S. 28; the NE $\frac{1}{4}$, E. $\frac{1}{2}$ of the NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ of Section 33; and the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ and the W $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 34. 140 N. R. 27 W.

Ney Wildlife Management Area, Scott County

The SE $\frac{1}{4}$ SW $\frac{1}{4}$; the SW $\frac{1}{4}$ SW $\frac{1}{4}$, EXCEPTING THEREFROM the right-of-way of the Chicago, S Paul, Minneapolis, and Omaha Railroad; and also that part of Government Lot 2 (also known as the NW $\frac{1}{4}$ SW $\frac{1}{4}$ lying East of a line drawn parallel with and 100 feet easterly of the center line of the main track of the Chicago, S Paul, Minneapolis and Omaha Railroad, all lying and being in Section (30), T. 113 North, R. 25 W.

The NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section (30), T.113 North, R. 25 W. Parcel A.

The W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 31, T. 113, R. 25 N. Parcel B.

The NE $\frac{1}{4}$ NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ East of the county road, both in Section (31), T.113 North, R. 25 West. Parcel C.

Carlos Avery Wildlife Management Area, Anoka County

The NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, T. 33 North, R. 22 West

Cordova Wildlife Management Area, LeSueur County

That part of the East 100 acres of the NE $\frac{1}{4}$ of Section 4, 110 North, R. 24 West, Le Sueur County, Minnesota, lying northerly of the centerline of County Road 110.

AND

That part of the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 4, 110 North, R. 24 W., Le Sueur County, Minnesota, described as follows:

Commencing at the NE corner of said Section No. 4, thence South 89 °s 45 ' 26 " West on the north line of said Section 4 a distance of 1707.84 feet to the POINT OF BEGINNING; thence continuing South 89 °s 45 ' 26 " West on said north line 251.87 feet; thence South 06 °s 23 ' 23 " East 159.43 feet; thence South 73 °s 53 ' 56 " West 371.22 feet; thence South 02 °s 11 ' 29 " East 114.76 feet; thence South 62 °s 21 ' 17 " East 180.61 feet; thence North 74 °s 38 ' 54 " East 446.13 feet to a point 50.00 feet west of the east line of the West 60.00 acres of the NE $\frac{1}{4}$ of said Section 4; thence North 00 °s 38 ' 06 " West parallel to and 50.00 feet west of said east line 342.85 feet to place of beginning.

AND

That part of the West 60.00 acres of N $\frac{1}{4}$ r of Section 4, 110 North, R. 24 W, Le Sueur County, Minnesota, described as follows:

Commencing at the center of said Section 4; thence North 00 °s 15 ' 04 " West along the north and south

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¼ line of said Section 4 a distance of 2042.03 feet to the POINT OF BEGINNING; thence South 74 °s 52 ' 37 " East 31.90 feet; thence South 62 °s 21 ' 46 " East 377.79 feet; thence South 72 °s 16 ' 27 " East 255.70 feet; thence South 17 °s 29 ' 06 " East 75.21 feet to the centerline of County Road No. 110 and to Point 'A'; thence North 79 °s 29 ' 54 " East along said centerline 43.39 feet to Point 'B'; thence North 24 °s 12 ' 19 " East 430.14 feet; thence North 82 °s 53 ' 20 " East 93.42 feet to a point 50.00 feet west of the east line of said West 60.00 acres; thence South 00 °s 38 ' 06 " East parallel to and 50.00 feet from the east line of said West 60.00 acres 353.31 feet to the centerline of County Road 110; thence South 79 °s 29 ' 54 " West along said centerline 277.63 feet to the above described Point 'B'; thence continuing South 79 °s 29 ' 54 " West along said centerline 43.39 feet to the above described Point 'A'; thence North 81 ° 45 ' 06 " West along said centerline 299.23 feet; thence North 69 °s 57 ' 06 " West along said centerline 356.36 feet to the north and south ¼ line of said Section 4; thence North 00 °s 15 ' 04 " West along the north and south ¼ line of said Section 4 a distance of 168.06 feet to the point of beginning.

DALBO Wildlife Management Area, Isanti County

The East ½ of the Southwest ¼ of Section 8, T. 37, R. 25, Isanti County, Minnesota.

EXCEPTING THEREFROM

That part of the Southeast ¼ of the Southwest ¼ of Section 8, T. 37, R. 25, Isanti County, Minnesota, described as follows:

Commencing at the southeast corner of the Southeast ¼ of the Southwest ¼ of Section 8, T. 37, R. 25; thence westerly along the south line of said Southeast ¼ of the Southwest ¼, a distance of 386.62 feet to the point of beginning of the parcel to be herein described; thence continuing westerly along the south line of said Southeast ¼ of the Southwest ¼, a distance of 700.00 feet; thence North, deflecting to the right 90 °s 00 ' 00 " , a distance of 450.00 feet; thence East, deflecting to the right 90 °s 00 ' 00 " , a distance of 700.00 feet; thence South, deflecting to the right 90 °s 00 ' 00 " , a distance of 450.00 feet to the point of beginning.

Subject to and reserving an easement for ingress, egress and utility purposes over, under and across the West 33 feet thereof.

Little Nokasippi Wildlife Management Area Tr 5A, Crow Wing County

All that part of the SW¼NW¼ of Section 26 and the SE¼

NE¼ and Railroad Lots 8 and 9 of Section 27, all in 43 N., R. 32 W., Crow Wing County, Minnesota,

lying northerly and westerly of the centerline of the road known as Over the Hill Road (formerly known as Fort Ripley Village Road), southerly of the Nokasippi River, and easterly of the east line of Minnesota Department of Transportation Right of Way Plat NO.18-80, according to the recorded plat thereof, said Crow Wing County

Little Nokasippi Wildlife Management Area Tr 7A, Crow Wing County

The SE¼ SE¼ and that part of Government Lot 10, Section 22, lying easterly of the east line of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 18-79, according to the recorded plat thereof, and the NE¼ of the NE¼ of Section 27, all in T. 43 N., R.32., Crow Wing County, Minnesota.

Farnham Lake Wildlife Management Area Tr1A, Wadena County

Government Lot 6, Section 13, T.35 N., R.33W.

Fermoy Wildlife Management Area Tr6, St. Louis County

The E ½E½West½ E½ SW¼, Section 27, 55 N.,R. 18 W.

and

The W½ E½ W½Et½ of the SW¼, Section 27, 55 N.,R. 18 W.,

Kroschel Wildlife Management Area, Kanabec County

The South½of SE¼ of Section 20, T. 42, R. 22, Kanabec County, Minnesota

The East ½ of the SW¼ of Section 20, T. 42, R. 22, Kanabec County, Minnesota,

EXCEPT

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That part of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 20, T. 42, R. 22, Kanabec County, Minnesota, beginning at the northeast corner thereof; thence South along the east line of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$, 210 feet; thence northwesterly on a straight line to a point on the north line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$ 210 feet from the point of beginning; thence east along said north line to the point of beginning.

AND

The E.330 feet of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 20, T. 42, R. 22, Kanabec County, Minnesota,

EXCEPT

That part of the $\frac{1}{4}$ of Section 20, T. 42, R. 22, Kanabec County, Minnesota, described as follows:

Commencing at the northeast corner of said SW $\frac{1}{4}$ of the SW $\frac{1}{4}$; thence West along the north line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 330 feet; thence South parallel with the east line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 330 feet; thence East parallel with the north line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 330 feet to the east line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, thence North along said east line to the point of beginning;

Together with an exclusive easement for ingress and egress, and utility purposes described as follows:

The west 33 feet of the East 330 feet of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Section 20, T. 42, R. 22, less the North 330 feet thereof; and the North 33 feet of the Northwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, Section 29, T. 42, R. 22, less the east 297 feet thereof.

The W $\frac{1}{2}$ SE $\frac{1}{4}$; The SE $\frac{1}{4}$ of SW $\frac{1}{4}$; the SW $\frac{1}{4}$ SW $\frac{1}{4}$; the South $\frac{1}{2}$ of NW $\frac{1}{4}$; the NW $\frac{1}{4}$ of SW $\frac{1}{4}$; the NE $\frac{1}{4}$ of SW $\frac{1}{4}$; the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$, All in Section 28, T. 42, R. 22.

EXCEPT

That part of the South 1272.99 feet of the South $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 28, T. 42, R. 22, Kanabec County, Minnesota, lying easterly of a line drawn northerly, at a right angle to the South line of said South $\frac{1}{2}$ SW $\frac{1}{4}$ from a point on said South line distant 1299.21 feet easterly from the Southwest corner of South $\frac{1}{2}$ SW $\frac{1}{4}$.

AND EXCEPT

That part of the South $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 28, T. 42, R. 22, Kanabec County, Minnesota, described as follows:

Commencing at the Southwest corner of said South $\frac{1}{2}$ SW $\frac{1}{4}$; thence East along the Southerly line of said South $\frac{1}{2}$ SW $\frac{1}{4}$ a distance of 430 feet to the point of beginning; thence North, parallel to the Westerly line of said South $\frac{1}{2}$ of SW $\frac{1}{4}$ a distance of 612 feet; thence East, parallel to the Southerly line of said South $\frac{1}{2}$ SW $\frac{1}{4}$ a distance of 1470 feet; thence South, parallel to the Westerly line of said South $\frac{1}{2}$ SW $\frac{1}{4}$ a distance of 612 feet to the southerly line of said South $\frac{1}{2}$ SW $\frac{1}{4}$ a distance of 1470 feet to the point of beginning.

AND EXCEPT

That part of the South $\frac{1}{2}$ SW $\frac{1}{4}$ and the West $\frac{1}{2}$ SE $\frac{1}{4}$, all in Section 28, T. 42, R. 22, Kanabec County, Minnesota, described as follows:

Commencing at the Southeast corner of said West $\frac{1}{2}$ SE $\frac{1}{4}$; thence West along the southerly line of said West $\frac{1}{2}$ SE $\frac{1}{4}$ a distance of 310 feet to the point of beginning; thence West along the South line of said Section 28, a distance of 1300 feet; thence North, parallel to the easterly line of said West $\frac{1}{2}$ SE $\frac{1}{4}$ a distance of 535 feet; thence East, parallel to the South line of said Section 28, a distance of 1300 feet; thence South, parallel to the East Line of said West $\frac{1}{2}$ of Southwest $\frac{1}{4}$ a distance of 535 feet to the point of beginning.

A 60.0 feet easement for public right-of-way, drainage and utility purposes over, under and across the following described property:

The South $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 28, T. 42, R. 22, Kanabec County, Minnesota. The West line of said easement is described as follows: Beginning on the South line of said South $\frac{1}{2}$ SW $\frac{1}{4}$ distant 1299.21 feet easterly of the Southwest corner of said South $\frac{1}{2}$ SW $\frac{1}{4}$; thence northerly, at a right angle to said South line to the North line of the South 612.00 feet, as measured along a line parallel with the West line of said South $\frac{1}{2}$ SW $\frac{1}{4}$ and said line there terminating.

The SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28, T. 42, R. 22, Kanabec County, Minnesota

The North $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 29, T. 42, R. 22, Kanabec County, Minnesota

The Northwest $\frac{1}{4}$ of Section 32, T. 42, R. 22, Kanabec County, Minnesota

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The Northeast $\frac{1}{4}$ of Section 31, T. 42, R. 22, Kanabec County, Minnesota AND The East $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 31, T. 42; R. 22, Kanabec County, Minnesota, Except the West 660 feet thereof.

The West $\frac{1}{2}$ of Section 29, T. 42, R. 22, Kanabec County, Minnesota, together with an exclusive easement for ingress and egress, and utility purposes described as follows:

The west 33 feet of the East 330 feet of the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 20, T. 42, R. 22, less the North 330 feet thereof; and the North 33 feet of the Northwest $\frac{1}{4}$ NW $\frac{1}{4}$, Section 29, T. 42, R. 22, less the East 297 feet thereof.

That part of the South $\frac{1}{2}$ e SW $\frac{1}{4}$ of Section 28, T. 42, R. 22, Kanabec County, Minnesota, described as follows:

Commencing at the Southwest corner of said South $\frac{1}{2}$ Sw $\frac{1}{4}$; thence East along the Southerly line of said South $\frac{1}{2}$ SW $\frac{1}{4}$ a distance of 430 feet to the point of beginning; thence North, parallel to the Westerly line of said South $\frac{1}{2}$ f SW $\frac{1}{4}$ a distance of 612 feet; thence East, parallel to the Southerly line of said South $\frac{1}{2}$ SW $\frac{1}{4}$ a distance of 1470 feet; thence South, parallel to the Westerly line of said South $\frac{1}{2}$ SW $\frac{1}{4}$ a distance of 612 feet to the southerly line of said South $\frac{1}{2}$ SW $\frac{1}{4}$; thence West along said southerly line of said South $\frac{1}{2}$ SW $\frac{1}{4}$ a distance of 1470 feet to the point of beginning.

Mound Prairie Wildlife Management Area – P3, Houston County

That part of the N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 28, T. 104 N., R. 5 W., Houston County, Minnesota, described as follows:

Beginning at the northeast corner of said N $\frac{1}{2}$ NE $\frac{1}{4}$; thence on a bearing based on the Houston County Coordinate System of 1983 (1996 Adjustment), of North 89 ° 13 ' 59 " West along the north line of said N $\frac{1}{2}$ NE $\frac{1}{4}$ 862.12 feet to the center line of County Road Number 21; thence southwesterly along said center line on a non-tangential curve concave to the northwest, having a radius of 1144.53 feet, central angle 00 ° s 04 ' 31 " , a distance of 1.51 feet, cord bears South 55 ° s 44 ' 21 " West; thence South 55 ° s 47 ' 19 " West along said center line tangent to said curve 382.32 feet; thence southwesterly and westerly along said center line on a tangential curve concave to the northwest, having a radius of 717.10 feet, central angle 34 ° s 08 ' 35 " , a distance of 427.33 feet; thence South 89 ° s 55 ' 54 " West along said center line tangent to said curve 450.79 feet; thence westerly and southwesterly along said center line on a tangential curve concave to the southeast, having a radius of 886.09 feet, central angle 19 ° s 57 ' 53 " , a distance of 308.76 feet; thence South 69 ° s 58 ' 01 second West along said center line tangent to said curve 367.38 feet to the west line of said N $\frac{1}{2}$ NE $\frac{1}{4}$; thence South 00 ° s 37 ' 04 " East along the west line of said N $\frac{1}{2}$ NE $\frac{1}{4}$ 783.44 feet to the southwest corner of said North Half of the Northeast Quarter; thence South 89 ° s 35 ' 02 " East along the south line of said N $\frac{1}{2}$ NE $\frac{1}{4}$ 2691.35 feet to the southeast corner of said N $\frac{1}{2}$ NE $\frac{1}{4}$; thence North 00 ° s 51 ' 08 " West along the east line of said N $\frac{1}{2}$ NE $\frac{1}{4}$ 1311.44 feet to the point of beginning.

Pelican Lake Wildlife Management Area – P8, Wright County

The N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, in T. 120 N., of R. 24 W. (the last described tract being also described as the North 40 rods in width of Government Lot 1 and of Lot F of the West Half of the NW $\frac{1}{4}$ of said Section 16 according to the plat thereof by J. C. Van Krevelen, Surveyor, filed October 29, 1915 as Document No. 79947 in the office of the Register of Deeds of Wright County). Also Government Lot 2 of the NW $\frac{1}{4}$ of Section 16, in Township 120 North, of Range 24 West and Lot "E" of the Plat of School Lake in Sections 16 and 17 in Township 120 North, of Range 24 West according to survey and plat thereof made by J. C. Van Krevelen on file and of record in the office of the Register of Deeds of Wright County, Minnesota, said tract also being described as Lot "E" of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16,

Pittman-Robertson Wildlife Management Area, Tr 1&1A Polk County

E1/2 Section 35, T150N R45W; all of Section 36, T150N R45W; and that portion of the E1/2W1/2 of Section 35, T150N R45W, described as follows: Beginning at the SE corner of the E1/2W1/2 of Section 35, T150N R45W; thence West 616 feet to the fence corner for the SW corner of this tract; thence North along the fence 3867 feet to another corner of said fence for the NW corner of this tract; thence East 616 feet along the fence to the NE corner of this tract in the East line of the E1/2W1/2 of said Section 35, T150N R45W; thence South 3867 feet along the East line of the W1/2 of said Section to the place of beginning. (Said tract is also known as the South 53 acres of the E1/2W1/2 of Section 35.)

EXCLUDING the following tract of land:

Beginning at the NW $\frac{1}{4}$ corner of Section 36; thence North 87°57 ' 17 " East, along the north line of Section 36, a distance of 666.13 feet; thence South 62 ° 09 ' 19 " East, 1708.18 feet; thence South 62 ° 10 ' 41 " East 2161.11 feet; thence South 61 ° 31 ' 23 " East, 1419.44 feet, to the westerly right-of-way of Polk County Road 50; thence

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South 02 ° 32 ' 33 " East along the westerly right-of-way of Polk County Road 50, a distance of 1169.15 feet; thence South 02 ° 32 ' 33 " East, along the westerly right-of-way of Polk County Road 50, a distance of 1298.20 feet, to the northerly right-of-way of U.S. Highway 2; thence South 88 ° 08 ' 59 " West, along the northerly right-of-way of U.S. Highway 2, a distance of 5288.67 feet, to a point on the west line of Section 36; thence South 88 ° 08 ' 35 " West, along the northerly right-of-way of U.S. Highway 2, a distance of 1991.63 feet, thence North 03 ° 00 ' 13 " West, a distance of 1015.92 feet; thence North 02 ° 57 ' 57 " West, a distance of 1023.32 feet; thence North 61 ° 23 ' 11 " East, a distance of 1164.03 feet; thence North 62 ° 06 ' 51 " East, 1108.73 feet, to the east line of Section 35; thence North 01 Degree 47 ' 00 " West, along the east line of Section 35, a distance of 917.97 feet; thence North 01 Degree 47 ' 00 " West, along the east line of Section 35, a distance of 1130.25 feet to the point of beginning.

Pittman-Robertson Wildlife Management Area, Tr 1B Red Lake County

SW1/4 of Section 32, T150N R44W;

NE1/4 of Section 31, T150N R44W

EXCLUDING the following described parcel: Commencing at the SW corner of said NE1/4 of Section 31, T150N R44W; thence in an Easterly direction along the Southerly boundary line of said NE1/4 a distance of 423 feet; thence in a Northerly direction along a line parallel with the West boundary line of said NE1/4 a distance of 1029.8 feet to a point; thence in a Westerly direction and parallel with the South boundary line of said NE1/4 a distance of 423 feet, more or less, to the West boundary line of said NE1/4; thence in a Southerly direction along the West boundary line of said NE1/4 a distance of 1029.8 feet, more or less, to the point of commencement.

SE1/4 of Section 31, T150N R44W

EXCLUDING : that part of the SE1/4 of Section 31 T150N R44W of the 5th principal meridian, red lake county, Minnesota, described as follows:

Commencing at the southwest corner of the southeast quarter of said section 31; thence north 00°02'00" west (assumed bearing), along the westerly line of the southeast quarter of said section 31, for a distance of 546.00 feet; thence north 89°58'00" east for a distance of 218.00 feet to the true point of beginning; thence north 00°02'00", parallel with the westerly line of the southeast quarter of said section 31, for a distance of 100.00 feet; thence north 89°58'00" east for a distance of 100.00 feet; thence south 00°02'00" east, parallel with the westerly line of the southeast quarter of said section 31, for a distance of 100.00 feet; thence south 89°58'00" west for a distance of 100.00 feet to the true point of beginning.

Ras-lynn Wildlife Management Area tr 4, McLeod County

That part of the NW¼ of Section 33, T. 116 N., R.30 West, McLeod County, Minnesota, described as follows:

Commencing at the W¼ corner of said Section 33; thence on an assumed bearing of North 0 ° 30 ' 08 " East, along the west line of said NW¼ 1584.39 feet to the point of beginning of the land to be described; thence South 53 ° 00 ' 11 " East 241.70 feet; thence South 85 ° 02 ' 57 " East 281.02 feet; thence South 3 ° 56 ' 14 " West 482.69 feet; thence south 88 ° 04 ' 25 " East 242.10 feet; thence South 38 ° 07 ' 48 " East 126.86 feet; thence South 3 ° 46 ' 00 " West 91.36 feet; thence easterly, parallel with the north line of said NW¼ 940.00 feet; thence northeasterly, deflecting to the left 38 ° 26 ' 20 " 357.15 feet; thence easterly, parallel with said north line 300.00 feet; thence northerly, parallel with said west line of the NW¼ 518.00 feet; thence westerly parallel with said north line 90.00 feet; thence northerly parallel with said west line 1210.00 feet to said north line of the NW¼; thence westerly, along said north line 2190.00 feet to the NW corner of said NW¼; thence southerly, along said westline of the NW¼ 1101.75 feet to the point of beginning,

Ray Cook Wildlife Management Area Tr 5, Crow Wing County

The NE¼ SW¼, the SW¼ of the SW¼, and the SE¼ of the SW¼, all in Section 24, T.44 N., R. 31W.

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Rich Valley Wildlife Management Area Tr 1, McLeod County

The W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 19, T. 116 N., R. 28 W., McLeod County, Minnesota, excepting there from the following parcel:

Commencing at the southwest corner of NW $\frac{1}{4}$; thence easterly, along the south line of said NW $\frac{1}{4}$ 616.83 feet to the point of beginning of the land to be described; thence continuing easterly, along said south line 250.00 feet; thence northerly, parallel with the west line of said NW $\frac{1}{4}$ 725.00 feet; thence westerly, parallel with said south line 250.00 feet; thence southerly, parallel with said west line 725.00 feet to the point of beginning.

AND

Beginning at the NW $\frac{1}{4}$ of said W $\frac{1}{2}$ of the NW $\frac{1}{4}$; thence easterly, along the north line of said W $\frac{1}{2}$ of the NW $\frac{1}{4}$; to the northeast corner of said W $\frac{1}{2}$ of the NW $\frac{1}{4}$; thence southerly, along the east line of said W $\frac{1}{2}$ of the NW $\frac{1}{4}$; 12.00 feet; thence westerly, to a point on the west line of said W $\frac{1}{2}$ of the NW $\frac{1}{4}$; a distant 16.00 feet south of said northwest corner of said West Half of the Northwest Quarter; thence northerly, along said west line 16.00 feet to the point of beginning,

St. Michael meadows Wildlife Management Area Tr 6, Wright County

The E $\frac{1}{2}$ SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 15, T. 120 N., R. 24 W., Wright County, Minnesota.

Less and except

The East 175 feet of the South 249 feet of the E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15, T. 120 N., R. 24 W. also less and except

The West 175 feet of the East 370 feet of the South 249 feet of E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15, T. 120 N., R. 24 W, Wright County, Minnesota.

St. Michael Meadows Wildlife Management Area Tr 7, Wright County

The W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15, T.120 N., R. 24 W., Wright County, Minnesota

St. Michael Meadows Wildlife Management Area Tr 5, Wright County

NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 14 T.120 N., R.24 W and N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 15 T.120 N., R.24 W.

Stearns Prairie Heritage Wildlife Management Area Tr 4, Kandiyohi County

The N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 1, T.122 N., R. 34 W., Kandiyohi County, Minnesota

Stearns Prairie Heritage Wildlife Management Area Tr 4, Stearns County

The S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 36, T.123 N., R. 34 W., Stearns County, Minnesota, less and except: the South 550 feet of the North 825 feet of the West 792 feet thereof.

Swan Lake Little lake Wildlife Management Area Tr 24A & 24B, Nicollet County

The E $\frac{1}{2}$ S $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, T. 110 n., R. 28 W., Nicollet County, Minnesota. Containing 5 acres more or less.

And

Commencing at the SW corner of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 25, T. 110 n., R. 28 W, thence North 3.5 chains (231'); thence East at a right angle 20 chains (1320') to the East line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25; thence South along the East line 3.5 chains (231') to the South line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25; thence West along said south line 20 chains (1320') to the point of beginning. Containing 7 acres. Also described as the South 7 acres of the Northwest quarter of the Southwest Quarter of Section 25, Township 110 North Range 28, Nicollet County.

And

Commencing at a point Three and 50/100 (3.50) Chains North of the SW Corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25 in T.110 N. R.28 West, running thence East Twenty (20) chains; running thence North Three and 50/100 (3.50) chains; running thence West Twenty (20) chains; running thence South Three and 50/100 (3.50) chains to the Place of Beginning, and being a Part of the SS $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 25, and containing Seven (7) acres.

Commissioner's Orders

And

The North 6 acres of the S1/2 NW ¼ SW ¼, Section 25, T. 110 n., R. 28 W;

Talcot Lake Wildlife Management Area Tr 13A , Cottonwood County

The SW¼of Section 29, T. 105 N, R. 38 W., Cottonwood County, Minnesota, excepting there from the North 750 *feet*.

Talcot Lake Wildlife Management Area Tr 34 , Cottonwood County

Lots A and B of Ereckson's Subdivision of Lot No. 7 of Section No. 33, T.105, R. 38, being in Cottonwood County, Minnesota; EXCEPTING there from the East 200 feet of the South 970 feet of said Lots A and B, as measured at a right angle to the east line of said Lots A and B

Wachter Wildlife Management Area Tr 9 , Nobles County

That part of the NE1/4SW1/4 of Section 26, T. 101N, R. 40W, Nobles County, Minnesota, described as follows:
commencing at an existing iron monument at the southeast corner of the SW1/4 of said Section 26; thence north 00°11'33:" east, bearing based on Nobles County Coordinate System, along the east line of said SW1/4, a distance of 2642.25 feet, to an existing iron monument at the northeast corner of the SW1/4 of said Section 26, this being the point of beginning; thence south 00°11'33" west, along the east line of said SW1/4, a distance of 500.00 feet; thence north 59°18'30" west a distance of 487.00 feet; thence south 55°34'36" west a distance of 298.00 feet; thence south 89°50'31" west, parallel with the north line of said SW1/4, a distance of 365.00 feet, to the southeasterly line of a tract of land filed and recorded at the Nobles County Recorder's Office by Document Number 176771; thence north 52°04'55" east, along said conveyed tract southeasterly line, a distance of 80.00 feet, to the southeasterly corner of said conveyed tract; thence north 20°53'05" west, along the northeasterly line of said conveyed tract, a distance of 240.14 feet, to the northeasterly corner of said conveyed tract; thence north 54°33'42" east a distance of 250.11 feet, to the north line of said SW1/4; thence north 89°50'31" east, along the north line of said SW1/4, a distance of 850.00 feet, to the point of beginning.

Winter Wildlife Management Area Tr 5 , Pipestone County

The NW ¼ of Section 22, T.108 N., R. 46 W.

Dora Lake Wildlife Management Area, Tr1, LeSueur County

W1/2 of NW1/4, Section Eleven (11), T.110 N., R.23 W.;

AND

SE1/4 of NW1/4, Section Eleven (11), T.110, R.23;

AND

All that part of the SW1/4 of Section Eleven (11), T.110, R.23 W., that lies North and West of Cannon River running through said quarter section;

AND

All that portion of the SW1/4 of Section Eleven (11), T.110, R.23 W., that lies South and East of the Cannon River running through said quarter section;

AND

The SE1/4 of Section Eleven (11), T.110 N., R.23 W.;

AND

The West 70 acres of the W ½ NW¼of Section 14, T.110, R.23 W.,

Commissioner's Orders

All being in LeSeuer County, Minnesota.

Darwin S. Meyer Wildlife Management Area, Sat. Louis County

Government Lots 1 and 2, the SW $\frac{1}{4}$ NE $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3, T, 59 N., R. 15 W. of the 4th Principal Meridian.

And

Those parts of Government Lots 3 and 4 lying northwesterly of the Minnesota Power easement, Section 2, T, 59 N., R. 15 W of the 4th Principal Meridian.

And

The NE $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 34, T.60 N., R. 15 W. of the 4th Principal Meridian.

And

The SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, T.60 N., R. 15 W t of the 4th Principal Meridian.

And

That part of the NW $\frac{1}{4}$ r and the NE $\frac{1}{4}$ Section 35, T.60 N., R. 15 W t lying southeasterly of the Embarrass River, except the following described property:

Beginning at the northeast corner of said Section 35, and preceding Westerly a distance of 792 feet along the north section line; thence South a distance of 528 feet; thence southeasterly a distance of 809 feet, more or less, to the east section line; thence North along said section line a distance of 792 feet, more or less, to the point of beginning; containing 12 acres, more or less.

WHEREAS, the above described lands meet the criteria as being suited for wildlife management areas;

WHEREAS, the most effective means by which such lands can be managed for wildlife production and public hunting access is designation as Wildlife Management Areas;

THEREFORE, IT IS HEREBY ORDERED, pursuant to the provisions of *Minnesota Statutes*, section 97A.135, subdivision 1 and *Minnesota Statutes*, section 97A.145, subdivision 1, the above described lands that will be under the jurisdiction of the Minnesota Department of Natural Resources are designated as Wildlife Management Areas:

This order takes effect upon signature. A copy of this order shall be filed with the Secretary of State.

Date signed: 22 June 2012

Approved by: Tom Landwehr

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 meetings and matters of public interest.

Bond Rates, Meetings, Notices and Announcements

The Official Notices presents a “heads up” on important state meetings, dates, issuance of bonds, rates and other announcements. The *State Register* reaches a large audience of “interested eyes” every week. Remember to publish your notices here - it only costs \$10.20 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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Department of Commerce

Office of Energy Assistance Programs

Notice of Public Hearing and Comment Period for the FFY2013 Energy Assistance Program, Division of Energy Resources

THE PUBLIC IS INVITED TO COMMENT on the proposed Minnesota State Plan for the Energy Assistance Program for federal fiscal year 2013 at a public hearing or through written comment. The hearing will be held Wednesday, August 1, 2012, from 3:00 p.m. to 5:00 p.m. in the State Office Building, 100 Rev. Martin Luther King, Jr., Blvd., St. Paul. Written comment must be received at the address below by 11:00 a.m. on August 1, 2012.

The FFY2013 LIHEAP State Plan describes how federal Low Income Home Energy Assistance Program (LIHEAP) funds will be used to help low-income households reduce their energy burdens. Comments received at the public hearing and in writing during the comment period will be considered in the development of the state plan.

The draft state plan will be available by Monday, July 9, 2012, and located at www.energy.mn.gov, the main site for the Minnesota Department of Commerce Energy Programs. In the right column, click on “Draft FFY2013 LIHEAP State Plan.”

Written comments may be sent to:

John M. Harvanko, Director
Office of Energy Assistance Programs
Minnesota Department of Commerce
85 - 7th Place East, Suite 500
St. Paul, MN 55101-2198
Phone: (651) 284-3275
Fax: (651) 297-7891
E-mail: john.harvanko@state.mn.us

**Minnesota Higher Education Facilities Authority (MHEFA)
Notice of Public Hearing on Revenue Obligations on Behalf of the College of St.
Scholastica, Inc.**

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Minnesota Higher Education Facilities Authority (the "Authority") with respect to the proposal to issue revenue bonds or other obligations on behalf of the College of St. Scholastica, Inc., a Minnesota nonprofit corporation (the "College"), as owner and operator of the **College of St. Scholastica**, an institution of higher education, at the Authority's offices at 380 Jackson Street, Suite 450, St. Paul, Minnesota on Wednesday, July 18, 2012, at 2:00 p.m. Under the proposal, the Authority would issue its revenue bonds or other obligations in an aggregate original principal amount of up to \$12,000,000 to refund the Authority's Revenue Bonds, Series Five-R (College of St. Scholastica, Inc.), dated May 1, 2003, in the original aggregate principal amount of \$11,705,000 (the "Series Five-R Bonds").

The Series Five-R Bonds were originally issued to (i) finance the acquisition, construction, furnishing and equipping of an approximately 59,000 square foot health and fitness center addition referred to as the Wellness Center and related improvements to the Reif Athletic Center; (ii) finance the acquisition, construction, furnishing and equipping of an approximately 30,000 square foot, 96-bed student residence facility, all including appurtenant site improvements; and (iii) refund the Authority's Revenue Bonds, Series Three-N (College of St. Scholastica, Inc.), dated March 1, 1993, in the original aggregate principal amount of \$3,695,000 (the "Series Three-N Bonds"). The Series Three-N Bonds were originally issued to finance (i) acquisition, construction, furnishing and equipping of an approximately 25,000 square foot (three-story) addition to and remodeling of Somers Hall, a residence hall, and (ii) improvement to the campus steam system; all including appurtenant site improvements. The above-referenced projects are owned and operated by the College and located on its main campus, the principal street address of which is 1200 Kenwood Avenue, Duluth, Minnesota.

At said time and place the Authority shall give all parties who appear or have submitted written comments an opportunity to express their views with respect to the proposal to undertake and finance the refunding of the Series Five-R Bonds.

Dated: July 2, 2012.

By Order of the
Minnesota Higher Education Facilities Authority
Marianne Remedios, Executive Director

**Department of Human Services (DHS)
Health Care Purchasing and Delivery Systems Division
Health Care Administration
Public Notice of Maximum Allowable Costs of Medical Assistance Outpatient
Prescribed Drugs**

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

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

The Department requires Medical Assistance pharmacy providers to submit their usual and customary costs. Pharmacy providers are reimbursed at the lower of: 1) the state MAC or the estimated acquisition cost determined using wholesale acquisition cost, plus a dispensing fee; or 2) the submitted usual and customary charge to the general public.

Official Notices

No earlier than July 3, 2012 the Department may add the following outpatient prescribed drugs to the state MAC list:

Drug Name

**MONTELUKAST
FENOFIBRATE
PIOGLITAZONE
LEVALBUTEROL
INHALATION SOLUTION**

These additions are made to bring Medical Assistance reimbursement to pharmacists more closely in line with the actual acquisition cost of the drugs listed above. The Department estimates that there will be a state savings of \$1,146,000.00 for State Fiscal Year 2013 (July 1, 2012 through June 30, 2013).

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

Written comments and requests for information may be sent to Pharmacy Program Manager Sara Drake R.Ph., Health Services and Medical Management Division, Health Care Administration, Minnesota Department of Human Services, P.O. Box 64984, St. Paul, Minnesota 55164-0984.

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

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

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

Please refer to this notice in your written request.

Department of Labor and Industry (DLI) Labor Standards Unit Notice of Correction to Commercial Prevailing Wage Rates for Group 6 in Clay County

Corrections have been made to the Commercial Prevailing Wage Rates certified 12/12/11, for **Group 6** (535-540) in Clay County.

Copies with the corrected certified wage rate for this County may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road North, St. Paul, Minnesota 55155-4306, or by calling (651) 284-5091, or accessing our web site at www.dli.mn.gov. Charges for the cost of copying and mailing are \$.25 per page for the first 100 pages, \$.65 per page after

that.

Make check or money order payable to the State of Minnesota.

Ken B. Peterson, Commissioner
Department of Labor and Industry

Minnesota Racing Commission

REQUEST FOR COMMENTS on Possible Amendment to Rules Governing Horse Racing, *Minnesota Rules*, 7890 Horse Medication

Subject of Rules. The Minnesota Racing Commission requests comments on its possible amendment to rules governing Horse Racing. The Commission is considering rule amendments that would lower the threshold level for phenylbutazone from five micrograms to two micrograms of the substance or metabolite(s) thereof per milliliter of blood plasma or serum in races horses older than two years old. No concentration of any NSAID would be allowed in the serum or plasma sample taken after a race from a two year old horse.

Persons Affected. The amendment to the rules would likely affect the horse owners, trainers, veterinarians, and jockeys.

Statutory Authority. *Minnesota Statutes*, sections 240.03, 240.24, authorize the Racing Commission to amend rules which affect the integrity of racing or the public health, welfare, or safety.

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

Rules Drafts. The Commission has prepared a draft of the possible rule amendment. It is available on the Commission website at www.mrc.state.mn.us.

Agency Contact Person. Written or oral comments, questions, requests to receive a draft of the rules, and requests for more information on these possible rule changes should be directed to:

Richard G. Krueger, Executive Director
Minnesota Racing Commission
P. O. Box 630
Shakopee, MN 55379
Phone: (952) 496-7950
Fax: (952) 496-7954
E-mail: richard.krueger@state.mn.us.
TTY users may call the Commission at 1-800-627-3529.

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

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

Dated: 25 June 2012

Richard G. Krueger, Executive Director
Minnesota Racing Commission

Official Notices

Department of Transportation (Mn/DOT) Engineering Services Division, Office of Construction and Innovative Contracting Notices of Suspension and Debarment

NOTICE OF SUSPENSION

NOTICE IS HEREBY GIVEN that the Department of Transportation (“MnDOT”) has ordered that the following vendors be suspended for a period of sixty (60) days, effective June 8, 2012 until August 7, 2012:

- Marlon Louis Danner and his affiliates, South St. Paul, MN
- Danner, Inc. and its affiliates, South St. Paul, MN
- Bull Dog Leasing, Inc. and its affiliates, Inver Grove Heights, MN
- Danner Family Limited Partnership and its affiliates, South St. Paul, MN
- Ell-Z Trucking, Inc. and its affiliates, South St. Paul, MN
- Danner Environmental, Inc. and its affiliates, South St. Paul, MN

NOTICE OF DEBARMENT

NOTICE IS HEREBY GIVEN that the Department of Transportation (“MnDOT”) has ordered that the following vendors be debarred for a period of three (3) years, effective February 24, 2010 until February 24, 2013:

- Joseph Edward Riley, Morris, MN
- John Thomas Riley, Morris, MN

NOTICE IS HEREBY GIVEN that the Department of Transportation (“MnDOT”) has ordered that the following vendors be debarred for a period of three (3) years, effective March 25, 2011 until March 25, 2014:

- Philip Joseph Franklin, Leesburg, VA
- Franklin Drywall, Inc. and its affiliates, Little Canada, MN
- Master Drywall, Inc. and its affiliates, Little Canada, MN

Minnesota Statute section 161.315 prohibits the Commissioner, counties, towns, or home rule or statutory cities from awarding or approving the award of a contract for goods or services to a person who is suspended or debarred, including:

- 1) any contract under which a debarred or suspended person will serve as a subcontractor or material supplier,
- 2) any business or affiliate which the debarred or suspended person exercises substantial influence or control, and
- 3) any business or entity, which is sold or transferred by a debarred person to a relative or any other party over whose actions the debarred person exercises substantial influence or control, remains ineligible during the duration of the seller’s or transfer’s debarment.

Department of Transportation (Mn/DOT) State Aid for Local Transportation Division Notice of Appointment and Meeting of a State Aid Variance Committee

NOTICE IS HEREBY GIVEN that the Commissioner of Transportation has appointed a State Aid Variance Advisory Committee who will meet on Thursday, June 28, 2012 at 9:00 a.m. at the Mn/DOT Arden Hills Training Center, located at 1900 West County Road I, in Shoreview, Minnesota, 55126. This notice is given pursuant to *Minnesota Statute* 14.46. The purpose of this open meeting is to investigate and determine recommendations for variance requests from minimum State Aid roadway standards and administrative procedures as governed by *Minnesota Rules* for State Aid Operations 8820 adopted pursuant to *Minnesota Statutes* Chapters 161 and 162.

The agenda will include the following:

Official Notices

1. Petition of City of Edina for a variance from *Minnesota Rules 8820.9936, Minimum Design Standards, Urban; New or Reconstruction Projects* as they apply to improvements to Gallagher Avenue from Parklawn Avenue to France Avenue so as to allow a 21 mph horizontal curve in lieu of a 30 mph horizontal curve as required by law.

2. Petition of City of South St. Paul for a variance from *Minnesota Rules 8820.9936, Minimum Design Standards, Urban; New or Reconstruction Projects* as they apply to the reconstruction of Richmond Street/Hardman Avenue so as to allow a 20 mph horizontal curve in lieu of a 30 mph horizontal curve as required by law.

3. Petition of Hennepin County for a variance from *Minnesota Rules 8820.9936, Minimum Design Standards, Urban; New or Reconstruction Projects* as they apply to the reconstruction of CSAH 9 from approximately 200 feet west of Lake Road North to Xerxes Avenue North so as to allow the following:

- A lane width of 10 feet in lieu of 11 feet as required by law between Lake Road North and the south approach of Indiana Avenue North.
- A parking lane width of 8.67 feet in lieu of 10 feet as required by law between Lake Road North and the south approach of Indiana Avenue North.

4. Petition of Lake City for a variance from *Minnesota Rules 8820.9946, Minimum Design Standards, Urban; Reconditioning Projects* as they apply to the reconditioning of Iowa Street from 6th Street to Lakeshore Drive so as to allow a total street width (face-to-face of curbs) of 36 feet with parking on both sides in lieu of 38 feet as required by law.

5. Petition of Lake City for a variance from *Minnesota Rules 8820.9961, Minimum Design Standards for 45-Degree and 60-Degree Pull-in Diagonal Parking* as they apply to the reconditioning of Center Street from Oak Street to High Street so as to allow a total street width (face-to-face of curbs) of 50.7 feet with parallel parking on one side and 45-degree parking on the other side in lieu of 52 feet as required by law.

6. Petition of City of Lakeville for a variance from *Minnesota Rules 8820.9922, Minimum Design Standards; New Bridge, Bridge Replacement, or Bridge Rehabilitation Projects and Approach Roadways on Rural or Suburban Undivided Roadways that are not on the State-aid System* as they apply to the reconstruction of the 168th Street Bridge so as to allow a 20 mph horizontal curve in lieu of a 30 mph horizontal curve as required by law.

7. Petition of Washington County for a variance from *Minnesota Rules 8820.9946, Minimum Design Standards, Urban; Reconditioning Projects* as they apply to the reconditioning of CSAH 23 (Third Street) from Orleans Street to 423 feet north of Willard Street so as to allow a total street width (face-to-face of curbs) of 40 feet with parking on both sides in lieu of 42 feet as required by law.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, 395 John Ireland Boulevard, Mailstop 500, St. Paul, MN 55155. If a written objection is received within 7 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated: 20 June 2012

Julie A. Skallman, State Aid Engineer
State Aid for Local Transportation
Minnesota Department of Transportation

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.

Market Your Grants and Loans

The *State Register* is one of the best ways to advertise your grants - it's a required read for public works projects. And it's cost is one of the least expensive legal advertising rates in Minnesota. At \$10.20 per 1/10 of a page you cannot go wrong.

Check up on all the "active" state grants in the "Contracts & Grants" section, available only to *State Register* subscribers. Open the *State Register* and click on Bookmarks on the left. You will also see a list of all the current rules, a growing index, and previous years' indices. Subscribers also receive LINKS to the *State Register*. Subscriptions cost \$180 a year (an \$80 savings). Here's what you receive via e-mail:

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It's all E-mailed to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Loretta J. Diaz, our subscriptions manager, at **phone:** (651) 297-8777, or **fax:** (651) 297-8260, or **e-mail:** loretta.diaz@state.mn.us

Minnesota Department of Employment and Economic Development (DEED)

Capital Projects Grant Program

CHANGE IN SUBMISSION DEADLINE - Notice of Request for Applications for General Obligation Bond Grant Funding for Capital Projects (Originally Posted on DEED's Website on May 31, 2012)

The Minnesota Department of Employment and Economic Development (DEED), is requesting applications for general obligation bond grant funding for capital projects. Information on general obligation bond funds for capital projects can be found in the Capital Grant Manual at:

<http://www.mmb.state.mn.us/doc/bonds/grants/grants-manual.pdf>

Request for Proposals:

View, download or print the Request for Proposals at

http://www.positivelyminnesota.com/About_Us/Competitive_Contract_Opportunities/Capital_Projects_Grant_Program.aspx

Application Deadline:

All applications must be received by 4:30 p.m., Monday, July 9, 2012. No late proposals will be considered. Any applications delivered directly to DEED should be presented to DEED's reception desk on the skyway level of the First National Bank Building (see address below).

Submit two copies of the proposal by mail to:

Minnesota Department of Employment and Economic Development
ATTN: Emily Johnson
First National Bank Building
332 Minnesota Street, Suite E200
Saint Paul, MN 55101

For Application Assistance, contact Emily Johnson at: (651) 259-7450 or **e-mail:** Emily.A.Johnson@state.mn.us

For All Other Inquiries:

Contact Kim Isenberg at: (651) 259-7161 or e-mail: Kim.Isenberg@state.mn.us

This request does not obligate DEED to provide funding or to fund the full estimated dollar amount. DEED may withdraw this opportunity at any time if such action is in the interest of the State of Minnesota.

Minnesota Housing Finance Agency (MHFA) Notice of Request for Proposals for the Publicly Owned Housing Program

The Minnesota Housing Finance Agency (Minnesota Housing) announces the availability of General Obligation (G.O.) Bond proceeds, administered through the Publicly Owned Housing Program (POHP), for the cost of rehabilitation of public housing. The funding is available through the POHP Request for Proposals (RFP). Any funds remaining after the RFP will be made available on a pipeline basis.

Funding Availability

Total funding available through the RFP is \$5,500,000. Preference among comparable proposals will be given to projects that: 1) address health and safety issues; 2) include energy or resource conservation improvements that reduce operating costs; 3) maximize federal or local resources; and 4) are demonstrably ready to proceed.

Eligible Applicants

Applicants must be local units of government, such as a city, county or housing redevelopment authority as defined in Minnesota Statutes Section 462C.02, subdivision 6, which owns public housing. Public housing is defined as housing for low-income persons and households financed by the federal government and owned and operated by public housing authorities and agencies formed by cities and counties. In addition, applicants must have a Public Housing Assessment System rating of standard or above.

Terms of Program Funding

POHP funds are available as zero-interest 20-year forgivable loans.

Eligible Projects and Activities

Funds are available for capital activities of a non-recurring nature. Examples of eligible improvements include design, construction, major remodeling, major roof reconstruction or replacement, and major window replacement projects and other improvements that add value or life to a building.

Income and Rent Limits

Funding through the RFP is subject to public housing income limits, as determined by HUD.

Application Process

The RFP Guide and Application Form will be available on the Minnesota Housing website at <http://www.mnhousing.gov/resources/apply/public-housing/index.htm>

on Monday, July 2, 2012. Please refer to the website for more detailed instructions at that time. If you need assistance locating the appropriate materials, contact Tamara Wilson at (651) 296-4451 or tamara.wilson@state.mn.us. For information regarding G.O. Bond proceeds or POHP, contact Jonathan Stanley at (651) 284-3178 or jonathan.a.stanley@state.mn.us.

Important Dates

The POHP RFP Application must be received by Minnesota Housing by 5:00 p.m. on Friday, **August 31, 2012**. Late applications will not be considered. Applications must include the following materials: 1) a CD with all submission items; 2) the POHP Application Form with original signature plus two (2) copies; and 3) all required attachments (narratives, forms and submittals) plus two (2) copies of all attachments.

Minnesota Housing Board Approval

RFP recommendations will be made at the November 15, 2012, Minnesota Housing Board meeting. If all funds are not expended

State Grants & Loans

through the RFP, pipeline applications will be presented to the Minnesota Housing Board for approval on an as-needed basis.

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

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

State Contracts

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

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

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

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

Vendors and Consultants

The state spends \$2-3 billion a year on contracts. The *State Register* is one of the best ways to advertise your contracts - it's a required read for public works projects. And it's cost is one of the least expensive legal advertising rates in Minnesota. At \$10.20 each 1/10 of a page, you cannot go wrong.

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- **Word Search Capability**
- **Updates to Index to Vol. 31**
- **E-mailed to you, on Friday**
- **LINKS, LINKS, LINKS**
- **"Contracts & Grants" Open for Bid**
- **Easy Access to *State Register* Archives**

Subscriptions cost \$180 a year (an \$80 savings). It's all E-MAILED to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Loretta J. Diaz, our subscriptions manager, at (651) 297-8777, or **fax:** (651) 297-8260, or **e-mail:** loretta.diaz@state.mn.us.

Minnesota State Colleges and Universities (MnSCU)**St. Cloud Technical & Community College****Notice of Request for Proposal for Early Alert System**

Formal Request for Proposal for Early Alert System that Enables the Identification of Students Exhibiting At-risk Behaviors Early in a Semester so that Interventions Can Be Provided by Appropriate College Service Areas

Response Due Date and Time: Thursday, July 19, 2012 at 2:00 p.m. Central Time

The complete Request for Proposal will be available on Monday, July 2, 2012 on the website <http://www.sctcc.edu/rfp>.

Title of Project: Early Alert System

Geographic Location Requirements: St. Cloud Technical & Community College, 1540 Northway Drive, St. Cloud, MN 56303

Responses must be received at the location listed below:

Susan Meyer, Purchasing Agent, Room 1-401
St. Cloud Technical & Community College
1540 Northway Drive
St. Cloud, MN 56303
Phone: (320) 308-5973
Fax: (320) 308-5027
E-mail: smeyer@sctcc.edu

Contact for questions: Peg Shroyer, **phone:** (320) 308-5030, **e-mail:** pshroyer@sctcc.edu

Your response to this Request for Proposal (RFP) must be returned sealed. Sealed responses must be received no later than the due date and time specified above. Late responses cannot be considered and the responses will be rejected.

The laws of Minnesota and MnSCU Board of Trustees policies and procedures apply to this RFP.

All attached General RFP Terms and Conditions, Specifications and Special Terms and Conditions are part of the RFP and will be incorporated into any contract(s) entered into as a result of this RFP.

All responses to this RFP must be prepared as stated herein and properly signed. **Address all correspondence and inquiries regarding this RFP to the Contact person above. This is a request for responses to an RFP and is NOT a purchase order.**

Minnesota State Colleges and Universities (MnSCU)**South Central College (SCC)****Request for Proposal for Automated Medication Dispensing System**

South Central College (hereafter SCC) is soliciting proposals for an automated medication dispensing system for our Pharmacy Technician Program. This equipment would be supported under the Department of Labor grant received by South Central College.

Automated Medication Dispensing System:

The lab Automated Medication Dispensing system will need to be able to interface with the MedStation CareFusion Console and should model that used by the industry partners of SCC. Special components that are desirable to prepare our students to learn and manage as Pharmacy Technicians include a BioID, barcode scanner, monitor, 6 drawer main with up to 2 CUBIE mini drawers.

State Contracts

BIDS:

South Central College is requesting sealed bids on this project. Please address any questions or concerns to Anne Willaert, 1920 Lee Boulevard, North Mankato, MN 56003, 507.389.7347 or at: anne.willaert@southcentral.edu The bid opening will be held on July 18th, 2012 at 10:15 am in Donna Sampson's office on the SCC North Mankato campus.

Sealed bids can be mailed to:

"Medication Dispensing System"
Attn: Donna Sampson
Purchasing South Central College
1920 Lee Blvd
North Mankato, MN 56003
E-mail: Donna.sampson@southcentral.edu

Minnesota State Colleges and Universities (MnSCU) South Central College Request for Proposal for Radiography System

South Central College (hereafter SCC) is soliciting proposals for a radiography system to be used by our Medical Assistant Program. This equipment would be supported under the Department of Labor grant received by South Central College.

Radiography System:

The Radiography system will need the following features:

1. Table with four-way float top:
 - a. Table with four-way float top, grid cabinet and manual cassette tray, 500 lb. Patient load capacity, fiber-resin table-top, transverse table-top movement, foot treadle lock controls for portability and all steel welded design for maximum strength and reliability.
2. Medical Wallstand with grid cabinet and manual cassette tray
 - a. Must be at least 85 in. travel (floor to maximum height) and electric locks.
3. Progeny manual collimator
 - a. Laser light for patient and cassette tray positioning, rectangular light field with cross hair markings, lamp/time feature, swivel mount allowing 360 with 90 detents, 40-72 SID cassette size scales
4. Medical anthem generator demo console
 - a. Floor-wall-floor-ceiling tube mount with 8 ft. rail, vertical column with tube support and operator controls, focal spot travel, pressure activated 180 degree column rotation, control buttons for all movement locks and electromagnetic locks.
5. Demo X-Ray tube
6. Price should also include warranty, site planning drawings, installation and application training.

BIDS:

South Central College is requesting sealed bids on this project. Please address any questions or concerns to Anne Willaert, 1920 Lee Boulevard, North Mankato, MN 56003, phone: (507) 389-7347 or at: anne.willaert@southcentral.edu . The bid opening will be held on July 18th, 2012 at 10:30 am in Donna Sampson's office on the SCC North Mankato campus.

Sealed bids can be mailed to:

"Radiography System"
Attn: Donna Sampson

Purchasing
South Central College
1920 Lee Blvd
North Mankato, MN 56003
E-mail: *Donna.sampson@southcentral.edu*

Minnesota State Colleges and Universities (MnSCU)

South Central College

Request for Proposal for Two Wireless Patient Simulators

South Central College (hereafter SCC) is soliciting proposals for the purchase of 2 wireless patient simulators, for our Medical Assistant, Practical Nursing and Basic Nursing programs. This equipment would be supported under the Department of Labor grant received by South Central College.

Two (2) Wireless Patient Simulators:

The realistic, full-body, wireless patient simulator should offer comprehensive clinical functionality to teach the core skills of airway, breathing, cardiac and circulation management. The system must also be portable, and come with features such as; a wireless PC tablet which controls the simulator remotely from one interface and from anywhere on our network and a completely wireless patient monitor. Other system features include patient voice, custom and prerecorded vocal sound, blinking eyes with changeable pupils, vascular access with flashback and tourniquet placement, breathing features including 6 posterior and 5 anterior speakers for high quality sounds, pharmacologic response to drugs, circulation features and cardiac features. Operating software needs built in debriefing capabilities. Bid should also include the cost a 3 year extended warranty which includes installation and an annual Preventive Maintenance starting at the second year of ownership, done at your site by an authorized field service engineer, with the option to extend warranty. Must include an on-site two day training on simulator operation for faculty that includes continuing education credits and authorized training manual, with the an available option of a one day on-site refresher course at a later time, operation software & License, webcam, and specifically designed clothing and storage bag. Must be compatible with SimStore for purchase of validated content/scenarios/patient cases, media for scenarios etc.

BIDS:

South Central College is requesting sealed bids on this project. Please address any questions or concerns to Anne Willaert, 1920 Lee Boulevard, North Mankato, MN 56003. **E-mail:** *Anne.Willaert@southcentral.edu*, phone: (507) 389-7347. The bid opening will be held on July 18th, 2012 at 10:00am in Donna Sampson's office on the SCC North Mankato campus.

Sealed bids can be mailed to:

“Wireless Patient Simulator”
Attn: Donna Sampson
Purchasing
South Central College
1920 Lee Blvd
North Mankato, MN 56003
E-mail: *Donna.sampson@southcentral.edu*

Minnesota Historical Society (MHS)

Request for Bids for Historic Fort Snelling Drainage Improvements

The Minnesota Historical Society (Society) is seeking bids from qualified firms to provide all labor, materials, equipment, and supplies for the drainage improvements project at Historic Fort Snelling. Fort Snelling, an unorganized territory of the State of Minnesota and an administrative district of Hennepin County has a mailing address of 200 Tower Avenue, Saint Paul, Minnesota. The site is located

State Contracts

at the junction of Highways 5 and 55. The State of Minnesota is the Authority Having Jurisdiction for Building Permits.

Work in this package includes but is not limited to:

- Installation of a storm sewer system.
- Repair and replacement of aggregate and bituminous paths.
- Sitework and grading
- Seeding and irrigation.

The contemplated work is taking place within the boundaries of a National Register Historic District, a National Historic Landmark.

There will be a **MANDATORY pre-bid meeting for all interested parties on Wednesday, 11 July 2012 at 9:00 AM, Local Time** at the Site, Historic Fort Snelling which is located at 200 Tower Ave, Saint Paul, MN 55111. Bidders shall meet at the Main Gate of the Historic Fort.

All bids must be received by Mary Green Toussaint, Contracting Office, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, MN 55102, or an authorized agent (Society staff located at the 1st floor Information Desk of the Minnesota History Center) no later than **2:00 PM Local Time, on Wednesday, 25 July 2012. Late bids will NOT be accepted.**

Department of Human Services (DHS) Adult Mental Health Division Request for Proposals to Evaluate an Health Services Project for Integration of Primary Care and Mental Health Services with County Social Services

Notice of Request for Proposals from qualified contractors to evaluate an existing Health Services Project demonstrating the integration of primary care and mental health services within a managed care organization and its coordination with county social services

The Minnesota Department of Human Services, through its Adult Mental Health Division (State), is seeking proposals from qualified contractors to evaluate an existing health services project developed to demonstrate the integration of physical and mental health services within a managed care organization (MCO) and its coordination with county social services in accordance with *Minnesota Statutes* section 245.4682, subdivision 3. The health services project has come to be known as a “preferred integrated network,” or PIN.

The enabling legislation also authorized a formal external evaluation of the PIN project. The purposes of the PIN evaluation include determination if health and mental health outcomes are improved according to measurable standards, and to refine the design of the service integration project for possible expansion. The PIN tests new ways to serve Minnesota Health Care Program clients who experience serious mental illness and children with severe emotional disturbances. The project seeks to take existing primary care, mental health, social services and case management/care coordination models to a new level of integration, consistency and performance. The PIN evaluation includes the partnership between the county/ies and the prepaid MCO to coordinate access and the delivery of services to mutual clients.

The successful Responder will assist the State with the finalization of evaluation measures and design; will complete a Phase I initial health services claims analysis, evaluation of navigation services, and evaluation of project partnership and process; and will complete a boarder Phase II claims analysis and evaluation based on the evaluation design.

Work is proposed to start in October 2012. The maximum term of the resulting Contract is two years, with the option to extend if warranted. Proposals submitted in response to this Request for Proposals must be received at the address note in the RFP no later than **4:00 p.m., Central Time, September 13, 2012.**

The RFP document is available at the DHS website, http://www.dhs.state.mn.us/main/id_000102 or by contacting:
Minnesota Department of Human Services
Adult Mental Health Division

Attention: Richard Seurer
P.O. Box 64981
St. Paul, MN 55164-0981
E-mail: *Richard.Seurer@state.mn.us*
Phone: (651) 431-2248

Minnesota Department of Human Services (DHS) Child Safety and Permanency Division REVISED RFP: Notice of Request for Proposals to Provide Educational and Employment-related Services to Teen Parents Residing in Hennepin County Receiving Temporary Assistance for Needy Families (TANF) Funds

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is posting a **REVISED RFP**: requesting proposals to provide education and employment-related services to teen parents residing in Hennepin County receiving Temporary Assistance for Needy Families (TANF) funds.

DATES for respondent questions and RFP submission are revised.

Work is proposed to start August 22, 2012. For more information, or to obtain a copy of the Request for Proposal, contact:

Mary Doyle
Department of Human Services
Child Safety and Permanency Division
P.O. Box 0943
444 Lafayette Road North
St. Paul, MN 551550943
Phone: (651) 431-4685
Fax: (651) 431-7522
E-mail: *Mary.Doyle@state.mn.us*

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

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, July 2, 2012. 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.

Minnesota State Lottery Request for Proposals for Sponsorship Agreements

Description of Opportunity

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

State Contracts

Proposal Content

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

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

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

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

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

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

Questions

Questions concerning this Solicitation should be directed to:

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

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

Response Delivery

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

Department of Natural Resources (DNR) Notice of Availability of Contract for Geochemical Analyses

The Minnesota Department of Natural Resources is requesting proposals for the purpose of acquiring affordable, accurate, and precise geochemical analyses of rock, core, sediment, heavy mineral concentrates (HMC) from glacial till samples, soil, and water samples.

Work is proposed to start after August 13, 2012.

State Contracts

A Request for Proposals will be available by mail from this office through July 19, 2012. **A written request (by email) is required to receive the Request for Proposal.** After July 19, 2012, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Dennis Martin, Minerals Development Manager
DNR- Lands and Minerals
500 Lafayette Road
Box 45
St Paul, MN 55155
E-mail: *Dennis.Martin@state.mn.us*
Telephone: (651) 259-5405

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than **2:30 p.m. central daylight time, July 27, 2012. 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 Natural Resources (DNR) Notice of Availability of Contract for USACE Lock and Dam No. 1 – Fish Barrier

The Minnesota Department of Natural Resources is requesting proposals for the purpose of Engineering Services for preliminary design alternatives, analysis and recommendations, preparation of construction plans and specifications, construction observation, and construction administration.

Work is proposed to start after August 15, 2012.

A Request for Proposals will be available by email from this office through July 18, 2012. **A written request email is required to receive the Request for Proposal.** The Request for Proposal can be obtained from:

Deb Johnson
Department of Natural Resources
500 Lafayette Road N.
St. Paul, MN 55155
E-mail: *Debra.a.johnson@state.mn.us*

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than **3:00 PM, Central Daylight Time, Thursday, July 26, 2012. 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.

State Contracts

Minnesota Department of Public Safety (DPS) Bureau of Criminal Apprehension (BCA) Notice of Information for Preliminary Cost Analysis

Minnesota Bureau of Criminal Apprehension is requesting vendor response of non-binding estimate for the high level cost estimates of replacing the MN BCA Criminal Justice Reporting System.

The BCA is in the process of conducting high level analysis on replacing the Criminal Justice Reporting System (CJRS) application, which houses data on incidents, arrests, stolen property, and recovered property. This data is currently sent to the FBI in summary format for their Uniform Crime Reporting (UCR) program and is reported in both the State and Federal annual crime books. As part of this analysis effort, a recommendation will be made for Minnesota to move toward National Incident-Based Reporting System (NIBRS) reporting over the next several years. For a period of time, agencies will be reporting in Summary and gradually transition over to NIBRS, with the ultimate goal of being a 100% NIBRS state 5-8 years in the future.

The BCA is in the process of doing a preliminary information expedition that will involve estimating the high level costs of replacing the BCA legacy CJRS application with a vendor solution.

Please respond to the BCA with accurate, non-binding estimates on:

- (1) How much would it cost to provide MN BCA with a State UCR crime reporting application that meets the business requirements below?
- (2) Do you have a separate reporting solution? If so, what costs are involved (both one time as well as maintenance)?
- (3) How much does it cost annually to maintain your application?
- (4) What are the average costs to your customer to make changes to your application based upon state and federal requirements that may occur?
- (5) Are there any other costs to consider?

Questions regarding this request Notice should be sent to Maureen Janke, BCA Contracting Office, maureen.janke@state.mn.us by July 6, 2012. All questions and answers will be posted back to interested persons.

Please respond to this notice by July 12, 2012 to Maureen Janke, BCA Contracting Office, maureen.janke@state.mn.us

Below is a list of the high level business requirements to be achieved with a vendor solution:

- **Forms Management**

- Provide ability for local law enforcement agencies to transfer crime statistics data directly from their Records Management Systems to the application.
- Provide ability for local law enforcement agencies to directly enter crime statistics data into the application online.
- Provide ability for local law enforcement agencies to manage incident, arrest, and stolen/recovered property information (i.e. create, view, update, and delete).
- Provide ability for BCA staff to manage incident, arrest, and stolen/recovered property (i.e. create, view, update, and delete)
- Provide basic standard edit checks and allow for customized edit checks to be built in to the application to ensure the integrity of the local agency data before saving it in the application and sending it to the FBI.
- Allow for the capture of both a State incident based (non-NIBRS) format and a NIBRS format. Though a specific agency will submit in only one of those formats, there may be a mix of agencies that use one format versus another.

- **Reports Generation**

- Provide ability for State and local users to view and print canned reports.
- Provide ability for State and local agencies to create own ad hoc reports.
- Provide ability for State and local agencies to export reports to another format (i.e. Excel, comma-delimited file, etc.).
- Provide ability to produce the annual crime book based on data in both the CJRS Replacement application and the Supplemental Reporting System (SRS) application. (NOTE: Crime book details generated off of SRS data are already being produced out of SRS today, so the only "new" requirement is to generate details out of the CJRS replacement solution into the crime book).
- Provide ability on reports to see the crime statistics breakdown by cities for counties that report on behalf of those cities.

- **FBI Submission**
 - Provide ability to send data to the FBI in both Summary format for agencies that submit State IBR incidents to the BCA and NIBRS format for agencies that submit NIBRS incident to the BCA.
- **Interfaces**
 - Provide ability to integrate with the BCA's Supplemental Reporting System application, which houses data from supplemental forms, including Homicides, Pursuit, Bias, Law Enforcement Officers Killed and Assaulted (LEOKA), Firearms Discharge, and Law Enforcement Employee Count. This information is required by federal and/or state statute.
 - Provide ability to integrate with the BCA's Comprehensive Incident Based Reporting System (CIBRS) application, which is a law enforcement investigative tool.
 - Provide ability to integrate with the BCA's Contact Relationship Management system to maintain agency information.
 - Provide ability to interface with Identity Access Management (IAM) services.
- **Miscellaneous**
 - Provide ability to maintain audit information.
 - Make data available immediately rather than on a monthly/quarterly basis.
 - Provide efficient and timely removal of data from the application in accordance with the BCA' data retention schedule for crime statistics.

Department of Public Safety (DPS)

Division of Emergency Communication Networks

Second Notice – Reposting of Request for Proposals for Web-Based Application Development for *Status Board*

The State of Minnesota, Department of Public Safety through its Division of Emergency Communication Networks is soliciting proposals from qualified software development firms. The purpose of this project is to port the existing Status Board application used by dispatch centers to a secure internet-based environment that functions within a web browser. The developer will be expected to provide ongoing application hosting services.

NOTICE IS HEREBY GIVEN that the Department of Public Safety is requesting proposals to perform work as described above.

A full request for proposals is available at ECN's website at: <https://dps.mn.gov/divisions/ecn/Pages/default.aspx>

For more information contact:

Brandon Abley, Technical Coordinator
Department of Public Safety,
Division of Emergency Communication Networks
445 Minnesota Street, Suite 137
St Paul, Minnesota 55101-5137
Phone: (651) 201-7554

Any questions should be directed to Brandon Abley, Department of Public Safety, via **e-mail** at brandon.abley@state.mn.us no later than July 17, 2012 at 4:00 pm Central Daylight Time. This is the only person designated to answer questions regarding this RFP, contact with any or individual regarding this request may lead to disqualification. Responses to questions will be sent to all vendors requesting a copy of the complete RFP by 5:30 pm Central Daylight Time on July 19, 2012.

Proposals should either be delivered to the DPS Reception Desk or mailed to the Department of Public Safety, to the attention of Brandon Abley, Department of Public Safety, 445 Minnesota St, Suite 137, St. Paul, MN, 55101. Deadline for submitting proposals is July 24, 2012, 4:00 pm Central Daylight Time. Late responses will not be considered. Proposals will be time and date stamped by the DPS Reception Desk and Public Safety mailroom. ECN is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

State Contracts

Department of 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 Kelly Arneson 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:

Kelly Arneson
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.

Contracts with Other Units of Government

Check up on all the "active" state grants in the "Contracts & Grants" section, available only to *State Register* subscribers. Open the *State Register* and click on Bookmarks on the left. You will also see a list of all the current rules, a growing index, and previous years' indices. Subscribers also receive LINKS to the *State Register*. Subscriptions cost \$180 a year (an \$80 savings).

The *State Register* is one of the best ways to advertise your grants - it's a required read for public works projects. And it's cost is one of the least expensive legal advertising rates in Minnesota. At \$13.60 per 1/10 of a page you cannot go wrong.

Here's what you receive via e-mail:

- **Word Search Capability**
- **Updates to Index to Vol. 31**
- **E-mailed to you on Friday**
- **LINKS, LINKS, LINKS**
- **"Contracts & Grants" Open for Bid**
- **Easy Access to *State Register* Archives**

It's all E-mailed to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Loretta J. Diaz, our subscriptions manager, at **phone:** (651) 297-8777, or **fax:** (651) 297-8260, or **e-mail:** loretta.diaz@state.mn.us

Minnesota Sports Facility Authority New Stadium - RFP Owners Representative Services

Thank you for your interest in the above service. Attached is the Request for Proposal for those services. Please note your proposal is due by 4 pm on July 11, 2012.

Minnesota Sports Facilities Authority
900 South 5th Street
Minneapolis, Minnesota 55415
Phone: (612) 335-3310
Fax: (612) 332-8334
TTY: 1-800-627-3529

In regards to the proposal:

- Proposers shall develop their proposal based upon a project duration beginning August 5, 2012 and ending approximately September 2, 2016.
- Hourly bill rates should be inclusive of all employee/or subconsultant costs.
- Include any suggested or necessary subconsultants (and corresponding rates) with proposal
- Contract documents are not provided at this time. The Authority will supply a contract document to the firm(s) to be interviewed (if interviews are conducted)
- The Authority will have some limited office space available with telephone, internet, and furniture (as available) while the Mall of America Field is in operations. Proposers shall include separate costs for office space on a monthly basis during the remainder of the project. Parking will be provided on site as available.
- The Authority is seeking a full service firm. The following services however will not be necessary for proposal purposes:
 - Legal
 - Public Relations
 - Financial Services (including bonding, structure, and investment)
 - Insurance (no placement; only advisory in terms of CCIP or OCIP)
 - Human Resources
 - Marketing/Research/Sales/Advertising
 - Real Estate
 - Environmental
- Please provide a copy of your sample contract that you would recommend for the work.

Non-State Public Bids, Contracts & Grants

Minnehaha Creek Watershed District

Notice of Request for Bid Proposals for Lake Nokomis Outlet Reconstruction

Lake Nokomis Outlet Reconstruction

Owner: Minnehaha Creek Watershed District
Class of Work: Cast In-Place Concrete, Concrete Stamping/Sculpting and Demolition
Project Location: Minneapolis Parks Hennepin County, Minnesota
Pre-Bid Meeting: 9:00 AM, July 16, 2012 (Mandatory)
Bids Close At: 12:00 PM (noon), July 19, 2012

1.1 NOTICE TO CONTRACTORS

Sealed Bid Proposals for the furnishing of all labor, materials and all other items necessary to complete the work described herewith, will be received by Minnehaha Creek Watershed District at its office located at 18202 Minnetonka Blvd., Deephaven, MN, until 12:00 PM (noon), July 19, 2012, after which such bids will be opened and read aloud. Bid submittals must be clearly labeled "Lake Nokomis Outlet Reconstruction Bid Package" on the outside of the submittal. The work, in accordance with drawings and specifications prepared by Wenck Associates, Inc. consists of the following major items of work:

- Demolition of Adjustable Stainless Steel Weir, Pneumatic/Electric Controls and Appurtenances
- Cast In-Place Reinforced Concrete
- Furnishing and Installation of Removable Aluminum Stop-Logs
- Stamped/Sculpted Concrete Overlays, Staining and Sealing
- Restoration of Park Area Disturbed by Construction

Contractors desiring a copy of the Bid Package, plans, specifications and proposal forms may obtain them from the offices of Wenck Associates, Inc. There is **non-refundable** fee of \$65 for each Bid Package. Bid Packages are also available for examination at the Minnehaha Creek Watershed District office. Bids will not be accepted from Bidders that have not acquired a full Bid Package from Wenck Associates, Inc.

All communications relative to this project should be addressed to the ENGINEER prior to opening of the Bid. Wenck Associates, Attn: Mike Panzer, Project Engineer, 1800 Pioneer Creek Center, Maple Plain MN 55359, **e-mail:** mike.panzer@wenck.com or phone (763) 479-4207.

A MANDATORY PRE-BID MEETING will be held at the project site (near the 4900 block of West Lake Nokomis Parkway, Minneapolis, MN) at 9:00 AM on July 16, 2012.

Bid Proposals shall be submitted on forms furnished for that purpose. Each bid proposal shall be accompanied by a "Bid Security" in the form of a certified or cashier's check made payable to Minnehaha Creek Watershed District ("OWNER") in an amount not less than five percent (5%) of the total bid, or a surety bond in the same amount, running to the OWNER, with a surety company duly authorized to do business in the state of Minnesota, such Bid Security to be a guarantee that the Bidder, if awarded a contract, will enter into a contract with Minnehaha Creek Watershed District; and the amount of the certified check will be retained or the bond enforced by the OWNER in case the bidder fails to do so. The OWNER will retain the deposits for the three lowest bidders until the contract has been awarded and executed but not longer than sixty (60) days. No bid may be withdrawn for a period of sixty (60) days following the bid opening.

The bid of the lowest responsible bidder is intended to be accepted on or before the expiration of sixty (60) days after the date of the opening of bids. The OWNER, however, reserves the right to reject any or all bids and to waive any minor irregularities, informalities or discrepancies, and further reserves the right to award the contract in the best interest of Minnehaha Creek Watershed District.

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More than \$1,000	Call

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If tax exempt, please provide ES number or completed exemption form.
ES# _____