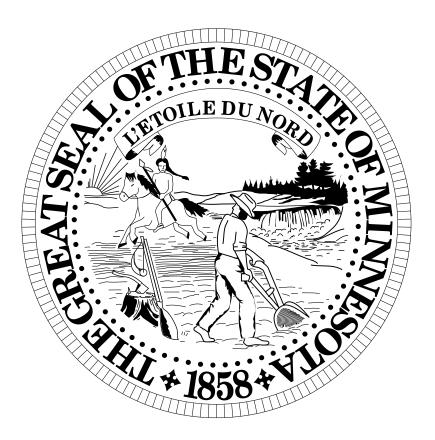
State of Minnesota

State Register

Rules and Official Notices Edition



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State Register

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Vol. 27 Issue Number	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 both Adopted and Proposed RULES
#12	Monday 16 September	Noon Tuesday 10 September	Noon Wednesday 4 September
#12	Monday 23 September	Noon Tuesday 17 September	Noon Wednesday 11 September
#13	Williay 25 September	1400ii Tuesday 17 September	Noon wednesday 11 September
#13 #14	Monday 30 September	Noon Tuesday 24 September	Noon Wednesday 18 September

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

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

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

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

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues #1-13 inclusive; issues #14-25 inclusive; issue #26 cumulative for issues #1-26; issues #27-38 inclusive; issue #39, cumulative for issues #1-39; issues #40-51 inclusive; and issues #1-52 (or 53 in some years), cumulative for issues #1-52 (or 53). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the *State Register*, contact Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

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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.

Expedited and Emergency Expedited Rules

Provisions for the Commissioner of Natural Resources to adopt emergency expedited Game and Fish Rules are specified in *Minnesota Statutes* §§ 84.027. The commissioner may adopt emergency expedited rules when conditions exist that do not allow the Commissioner to comply with the requirements for emergency rules. The Commissioner must submit the rule to the attorney general for review and must publish a notice of adoption that includes a copy of the rule and the emergency conditions. Emergency expedited rules are effective upon publication in the *State Register*, and may be effective up to seven days before publication under certain emergency conditions. Emergency expedited rules are effective for the period stated or up to 18 months.

Department of Agriculture

Adopted Permanent Rules Relating to Producers Councils

The rules proposed and published at *State Register*, Volume 27, Number 1, pages 5-8, July 1, 2002 (27 SR 5), are adopted as proposed.

Pollution Control Agency

Adopted Permanent Rules Relating to Individual Sewage Treatment Systems

The rules proposed and published at *State Register*, Volume 26, Number 45, pages 1422-1425, April 29, 2002 (26 SR 1422), are adopted as proposed.

KEY: PROPOSED RULES SECTION — <u>Underlining</u> indicates additions to existing rule language. <u>Strike outs</u> indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — <u>Underlining</u> indicates additions to proposed rule language. <u>Strike outs</u> indicate deletions from proposed rule language.

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* 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 from the date of publication of the rule in the *State Register*. Rules adopted, amended or repealed under clause (3) or (4) are effective upon publication in the *State Register*.

The Legislature may also exempt an agency from the normal rulemaking procedures and establish other procedural and substantive requirements unique to that exemption.

Department of Labor and Industry

Adopted Exempt Permanent Rules Relating to Workers' Compensation; Independent Medical Examination Fees; Conversion Factor

5219.0500 INDEPENDENT MEDICAL EXAMINATION FEES.

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

Subp. 4. **Adjustments.** On October 1, 1994, and on October 1 of each succeeding year, the fees in this part must be adjusted by the percentage determined under *Minnesota Statutes*, section 176.645, in the same manner as the conversion factor of the relative value fee schedule is adjusted under *Minnesota Statutes*, section 176.136. This provision does not apply to expenses under subpart 3, item E, subitem (1). The fees shall be adjusted as follows:

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

- G. On October 1, 2000, the fees as adjusted in item F shall be increased by 4.39 percent; and
- H. On October 1, 2001, the fees as adjusted in item G shall be increased by 5.92 percent; and
- I. On October 1, 2002, the fees as adjusted in item H shall be increased by 2.8 percent.

5221.4020 DETERMINING FEE SCHEDULE PAYMENT LIMITS.

Subpart 1. Conversion factor.

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

B. The conversion factor shall be updated annually, pursuant to *Minnesota Statutes*, section 176.136, subdivision 1a. The conversion factor for services included in parts 5221.4030 to 5221.4060 provided after October 1, 1993, is \$52.05. This initial conversion factor is annually adjusted as follows:

[For text of subitems (1) to (6), see M.R.]

- (7) for dates of service from October 1, 2000, to September 30, 2001: \$69.04; and
- (8) for dates of service from October 1, 2001, to September 30, 2002: \$73.13; and
- (9) for dates of service from October 1, 2002, to September 30, 2003: \$75.18.

As a sample calculation, assume the RVU for a new patient office examination, nonfacility, by a physician, procedure code 99201, is 0.84 RVU. If the date of service was September 1, 2000, this RVU is multiplied by 66.14 (conversion factor effective October 1, 1999). The maximum fee under parts 5221.4030 to 5221.4070, excluding any applicable adjustment, would be equal to \$55.56 for the service.

[For text of subps 2 to 4, see M.R.]

Department of Natural Resources

Adopted Exempt Permanent Rules Relating to Restitution Value for Game Birds and Game Fish

ORDER ADOPTING RULES: In the Matter of the Adoption of the Rules of the State of Minnesota, Department of Natural Resources, Relating to Restitution Values; *Minnesota Rules*, parts 6133.0030 and 6133.0080

WHEREAS:

Minnesota Rules, chapter 6133, was adopted under the authority of *Minnesota Statutes*, section 97A.345, which authorizes the commissioner of natural resources to adopt rules prescribing the restitution value to the state of species of wild animals.

Laws of Minnesota 2002, Chapter 270, Section 10, directs the commissioner of natural resources to amend the permanent rules relating to restitution values for certain fish and birds, using the procedures of Minnesota Statutes, section 14.388, clause (3).

The Department of Natural Resources finds that the rulemaking provisions of *Minnesota Statutes*, Chapter 14 are unnecessary, impracticable, or contrary to the public interest in amending the restitution value rules. Pursuant to *Minnesota Statutes*, section 14.388, clause (3), the amendments to the restitution value rules incorporate specific language set forth in *Laws of Minnesota 2002*, Chapter 270, Section 10, with no interpretation of law required.

NOW THEREFORE, IT IS ORDERED that the rules identified as:

Rules of the Department of Natural Resources relating to restitution value for game birds and game fish, in the form set out in the Revisor's draft, file number RD3360, dated July 24, 2002

are adopted this 12th day of August, 2002, pursuant to the authority vested in me by *Minnesota Statutes*, section 97A.435 and *Laws of Minnesota 2002*, Chapter 270, Section 10.

Allen Garber Commissioner of Natural Resources

6133.0030 GAME BIRDS.

The restitution values for game bird species are as follows:

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

- P. canvasback, \$200 \$100;
- Q. geese, \$50;
- R. tundra swan, \$200; and
- S. trumpeter swan, \$3,000 \$1,000.

6133.0080 GAME FISH.

Subpart 1. **General.** Except for fish covered in subparts 2 and 3, the values in this subpart apply. For fish species that do not have a designated quality size, or for fish that have a total length equal to or less than the designated quality size, the restitution value is the base value shown in the following table. For fish that have a length that exceeds the designated quality size, the restitution value is the base value plus \$10 for every inch over the quality size.

		Base Value	Quality size in inches
A.	Walleye	\$ 30	22
В.	Sauger	30	15
C.	Northern pike	30	32
D.	Black bass (largemouth,		
	smallmouth)	30	16

KEY: PROPOSED RULES SECTION — <u>Underlining</u> indicates additions to existing rule language. <u>Strike outs</u> indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — <u>Underlining</u> indicates additions to proposed rule language. <u>Strike outs</u> indicate deletions from proposed rule language.

Exempt Rules =

E.	Sunfish (bluegill,		
	pumpkinseed, green		
	sunfish, orange		
	spotted sunfish,		
	longear sunfish,		
	warmouth, hybrid		
	sunfish)	5	8
F.	White and black crappie	5	11
G.	Yellow perch	5 <u>10</u>	12 <u>10</u>
H.	Rock bass	5	8
I.	White bass, yellow bass	5	9
J.	Channel catfish	10	26
K.	Flathead catfish	25	28
L.	Chinook salmon	50	28
M.	Coho, Atlantic salmon	30	20
N.	Kokanee, pink, other		
	salmon	30	17
O.	Lake trout	50	22
P.	Splake	50	15
Q.	Brook trout	30	17
R.	Brown trout	30	21
S.	Rainbow (steelhead) trout	30	23
T.	Paddlefish	500	
U.	Lake sturgeon	500	
V.	Shovelnose sturgeon	200	
W.	Sturgeon hybrids	same va	lue as
		morpho	logically
		nearest	parent

Subp. 2. Muskellunge. Except as provided in subpart 3, item D, the restitution values for muskellunge are as follows:

- A. θ 4 to less than 30 inches, \$40;
- B. 30 to less than 40 inches, \$200;
- C. 40 to less than 50 inches, \$500; and
- D. 50 inches and over, \$1,000 plus \$100 for each inch over 50 inches.
- Subp. 3. Game fish less than four inches. The restitution values for fish that are less than four inches in length are as follows:
 - A. green or orange spotted sunfish less than four inches in length, no value;
- B. yellow perch and members of the Centrarchidae family (bluegill, pumpkinseed, longear sunfish, warmouth, hybrid sunfish, black bass, rock bass, and crappie), except for green or orange spotted sunfish, that are less than four inches in length, ten cents per fish;
 - C. walleye taken on Lake Superior or in St. Louis bay that are less than two inches in length, ten cents per fish; and
 - D. all other game fish that are less than four inches in length and not included in items A to C, \$1 per fish.

EFFECTIVE DATE. The amendments to parts 6133.0030 and 6133.0080 are effective March 1, 2003.

Expedited Emergency Rules

Provisions exist for the Commissioners of some state agencies to adopt emergency expedited rules when conditions exist that do not allow the Commissioner to comply with the requirements for emergency rules. The Commissioner must submit the rule to the attorney general for review and must publish a notice of adoption that includes a copy of the rule and the emergency conditions. Emergency expedited rules are effective upon publication in the *State Register*, and may be effective up to seven days before publication under certain emergency conditions. Emergency expedited rules are effective for the period stated or up to 18 months. Specific *Minnesota Statutes* citations accompanying these emergency expedited rules detail the agency's rulemaking authority.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules; Intensive Harvest Permits

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b). The statutory authority for the content of these rules is *Minnesota Statutes*, sections 97A.401, subdivision 4; 97B.301, as amended by Laws of 2002, Chapter 351, Sec. 17; 97B.305, and 97B.311.

Dated: 6 September 2002

Brad Moore for Allen Garber Assistant Commissioner of Operations Department of Natural Resources

6232.1960 TAKING DEER BY INTENSIVE HARVEST PERMITS IN PERMIT AREA 154.

In addition to the areas where use of intensive harvest permits is authorized according to parts 6232.1250 and 6232.1950, use of intensive harvest permits is authorized for permit area 154 as follows:

- A. intensive harvest permits may be used during the archery season by regular archery or all season deer licensees to take up to three antlerless deer by archery;
- B. intensive harvest permits may be used during the firearms season by regular firearms, all season deer, or multizone buck licensees to take up to three antlerless deer by legal firearms; and
- C. intensive harvest permits may be used during the muzzleloader season by firearms hunters selecting the muzzleloader option or all season deer licensees to take up to three antlerless deer by muzzleloader.

EXPIRATION. Minnesota Rules, part 6232.1960, expires December 31, 2002.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules; Waterfowl Hunting

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b). The statutory authority for the contents of these rules is *Minnesota Statutes*, sections 97B.731, 97B.802, and 97B.803.

Dated: 5 September 2002

Allen Garber Commissioner of Natural Resources

6240.0200 GENERAL RESTRICTIONS FOR TAKING AND POSSESSION OF MIGRATORY GAME BIRDS WATERFOWL, COOTS, GALLINULES, RAILS, AND SNIPE.

- Subpart 1. **Shooting hours.** Shooting hours for migratory game birds waterfowl, coots, gallinules, rails, and snipe are one-half hour before sunrise to sunset, except as follows:
- A. on the opening day of the duck season, shooting hours for all migratory game birds, except woodcock, are begin at 12:00 noon to 4:00 p.m.; and
- B. from the opening day of the migratory waterfowl duck season to the Friday Saturday nearest October 19 8, shooting hours end at 4:00 p.m.

[For text of subps 2 to 6, see M.R.]

Expedited Emergency Rules

6240.0650 TAKING COOTS, MOORHENS, AND DUCKS.

Subpart 1. **Open season.** Coots, moorhens, and ducks, except pintails and canvasbacks, may be taken statewide during the 60-day period from September 28 to November 26, 2002. Pintails may be taken statewide during the 30-day period from September 28 to October 27, 2002. There is no open season for canvasbacks.

Subp. 2. Daily limits. A person may not in any one day take more than six ducks other than mergansers; five mergansers; and a total of 15 coots and moorhens. The daily limit of ducks other than mergansers may not include more than four mallards, of which not more than two may be female mallards; one black duck; two redheads; one pintail; three lesser or greater scaup; and two wood ducks, during the respective open seasons in subpart 1. The daily limit of mergansers may not include more than one hooded merganser.

$\underline{6240.0950}$ TAKING CANADA GEESE IN THE WEST, WEST CENTRAL, LAC QUI PARLE, AND NORTHWEST GOOSE ZONES.

- <u>Subpart 1.</u> **Open season in the West Goose Zone.** <u>Canada geese may be taken during the 40-day period from September 28 to November 6, 2002, except in the West Central Goose Zone and in the Lac qui Parle Goose Zone as provided in subparts 2 and 3.</u>
- Subp. 2. Open season in the West Central Goose Zone. Canada geese may be taken during the 40-day period from October 5 to November 13, 2002, except that the season may close earlier in the Lac qui Parle Goose Zone as provided in subpart 3.
- Subp. 3. Open season in the Lac qui Parle Goose Zone. Canada geese may be taken during the 40-day period from October 5 to November 13, 2002, except that the season shall be closed earlier than November 13, 2002, if and when the harvest index reaches 12,000. The commissioner shall provide public notice of the closing no less than 48 hours prior to the effective time of closing by:
 - A. issuing a news release specifying the time of closing and describing the zone; and
- B. posting written notices of the closing at the headquarters of the Lac qui Parle wildlife management area and at four other points around the perimeter of the zone.
- Subp. 4. Open season in the Northwest Goose Zone. Canada geese may be taken during the 40-day period from September 28 to November 6, 2002.
- Subp. 5. Daily limit. A person may not take more than one Canada goose in the West, West Central, Lac qui Parle, and Northwest Goose Zones.

6240.1100 TAKING CANADA GEESE IN REMAINDER OF STATE.

<u>Subpart 1.</u> **Zone and season.** The remainder of the state consists of all areas not within the Southeast, Northwest, and West Goose Zones. Canada and white fronted geese and brant may be taken during the 70-day period beginning the Saturday on or nearest October 1.

Subp. 2. Daily limit. A person may not take more than two Canada geese each day.

6240.1150 TAKING SNOW, BLUE, AND ROSS', AND WHITE-FRONTED GEESE AND BRANT.

<u>Subpart 1.</u> Seasons. Snow, blue, and Ross', and white-fronted geese and brant may be taken statewide during the 80-day period beginning the Saturday on or nearest October 1, except that the season in the Lae qui Parle Goose Zone will be closed when the season for Canada and white fronted geese is closed.

<u>Subp. 2.</u> **Daily limit.** A person may not take more than 20 snow, blue, and Ross' geese in combination; two white-fronted geese; and one brant each day.

6240.1900 LATE SEASON FOR TAKING CANADA GEESE.

Subpart 1. **Daily limit.** A person may not take more than two <u>five</u> Canada geese per day during the late season, except that no more than two <u>Canada geese per day may be taken in the Southeast Goose Zone</u>.

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

- Subp. 3. Seasons. Canada geese may be taken in the Twin Cities Metro Canada Goose Zone and the Fergus Falls/Alexandria Goose Zone and in Olmsted county during the ten day period beginning the second Saturday in December statewide from December 7 to December 16, 2002, except for the Southeast Goose Zone where Canada geese may be taken from December 13 to December 22, 2002, and except for the West Central Goose Zone and the Lac qui Parle Goose Zone, which are closed to late season hunting of Canada geese. Taking Canada geese on or within 100 yards of all surface waters, excluding ice, is prohibited in the Twin Cities Metro Canada Goose Zone during the late season.
- <u>Subp. 4.</u> **Special Canada goose license required.** A special Canada goose season license is required for participation in the late season established in this part, as provided in *Minnesota Statutes*, section 97B.802.

EFFECTIVE PERIOD. The emergency amendments to *Minnesota Rules*, part 6240.0200, expire 18 months after adoption. The emergency amendments to *Minnesota Rules*, parts 6240.1100; 6240.1150; and 6240.1900, expire December 31, 2002. After the emergency amendments expire, the permanent rules as they read prior to those amendments again take effect, except as they may be amended by permanent rule. *Minnesota Rules*, parts 6240.0650 and 6240.0950, expire December 31, 2002.

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 Pollution Control Agency

Notice of Intent to Approve the Creation of the Clearwater Sanitary District in Accordance with *Minnesota Statues* §§ 115.18 to 115.20

The City of Leonard, Clearwater County, Minnesota; the City of Shevlin, Clearwater County, Minnesota; and the City of Solway, Beltrami County, Minnesota have petitioned the Minnesota Pollution Control Agency (MPCA) to approve the creation of a sanitary district to be known as the Clearwater Sanitary District. The purpose of the sanitary district is to promote the public health and welfare by providing the residents within its boundaries an adequate and efficient system and means of collecting, conveying, pumping, treating and disposing of domestic sewage.

The territory of the proposed district will consist of all the territory within the jurisdictional boundaries of the Cities of Leonard and Shevlin in Clearwater County, Minnesota and the City of Solway, Beltrami County, Minnesota. The territory of the proposed sanitary district is legally described as:

SW1/4 and SE1/4, Section 21, Township 147 North, Range 36 West.

N1/2 of NW1/4 and N1/2 of NE1/4, Section 28, Township 147 North, Range 36 West.

NE1/4 of NE1/4, Section 29, Township 147 North, Range 36 West.

S1/2 of NW1/4; S1/2 of N1/2 of NW1/4; S1/2 of NE1/4; S1/2 of N1/2 of NE1/4; SW1/4; and SE1/4 of Section 28, Township 147 North, Range 35 West.

E1/2 of NE1/4 and NE1/4 of SE1/4 and Government Lot 1, Section 8, Township 148 North, Range 36 West.

Lot 1, Lot 2, Lot 6, Lot 7, Lot 9 and the W1/2 of NE1/4, Section 9, Township 148 North, Range 36 West.

A map displaying the boundaries of the proposed district is available at the MPCA.

The public has 30 days to submit written comments on the petition. If a person objects to the petition, that person may submit a written request for a hearing that meets the requirements of *Minnesota Rules* pts. 7000.1800 and 7000.1900. The written comments or a written request for a hearing must be submitted to the MPCA by 4:30 p.m. on October 15, 2002. If twenty-five (25) or more timely requests for hearing are received, the MPCA will schedule a hearing prior to making a determination on the petition.

Following the end of the comment period and, if held, the public hearing, the MPCA Commissioner will decide whether to approve the petition for creation of the district unless, as provided by *Minnesota Statutes* § 116.02, the MPCA Citizens' Board makes this decision. You have the right to submit a petition to the MPCA Commissioner requesting that the MPCA Citizens' Board make the decision on approval of the petition for creation of the Clearwater Sanitary District. Your petition must be in writing and must be received by MPCA staff during the public comment period. The MPCA Citizens' Board will only make the decision on approval of the petition for creation of the sanitary district if the MPCA Commissioner grants your petition or if an MPCA Citizens' Board member makes a timely request to have the decision made by the MPCA Citizens' Board.

A copy of the petition, resolution, map of the area within the proposed sanitary district with the legal description, and other documents relevant to the petition can be requested from the MPCA. Comments, questions, and requests for a hearing regarding the creation of the sanitary district and requests for information must be submitted in writing to:

Debra Moynihan
Regional Environmental Management Division
Southeast Region
Minnesota Pollution Control Agency
18 Wood Lake Drive Southeast
Rochester, Minnesota 55904
Phone: (507) 280-3589

Toll-free: 1-800-657-3864 **TTY:** (651) 282-5332 **Fax:** (507) 280-5513

Commissioner's Orders

This notice, the petition, and other documents relevant to the petition can be made available in other formats, including Braille, large print, audio-tape, and other languages upon request.

Dated: 16 September 2002

Karen A. Studders Commissioner

Department of Transportation

Order No. 86468: Amended Order and Notice of Street and Highway Routes Designated and Permitted to Carry the Gross Weights Allowed under *Minnesota Statutes* § 169.825

WHEREAS, the Commissioner of Transportation has made his Order No. 80000, dated March 10, 1994, which order has been amended by Orders No's. 80212, 80246, 80580, 80861, 80881, 81000, 81092, 81371, 81511, 81557, 81641, 82955, 83138, 83536, 83616, 83720, 84056, 84222, 84232, 84256, 84353, 84354, 84439, 84532, 84902, 85225, 85246, 85668, 85784, 85922, 85932, and 86170 designating and permitting certain street and highway routes, or segments of those routes, to carry the gross weights allowed under *Minnesota Statutes* § 169.825, and

WHEREAS, the Commissioner has determined that the additional following routes, or segment of routes, should be designated to carry the gross weights allowed under *Minnesota Statutes* § 169.825.

IT IS HEREBY ORDERED that Commissioner of Transportation Order No. 80000 is further amended this date by adding the following designated streets and highway routes, or segment of routes, as follows:

COUNTY ROADS

NICOLLET COUNTY

C.S.A.H. 1 - FROM C.S.A.H. 38 TO T.H. MN22 (12 MONTH)

C.S.A.H. 6 - FROM T.H. US14 TO C.S.A.H. 13 (12 MONTH)

C.S.A.H. 15 - FROM T.H. MN111 TO T.H. MN22 (12 MONTH)

C.S.A.H. 20 - FROM C.S.A.H. 15 TO THE NORTH NICOLLET COUNTY LINE (12 MONTH)

C.S.A.H. 40 - FROM T.H. MN99 TO C.S.A.H. 15 (12 MONTH)

NOBLES COUNTY

HERSHEY TOWNSHIP - ZEH AVENUE BETWEEN NOBLES C.S.A.H 14 AND T.H. MN60 (12 MONTH)

Dated this 30th day of August, 2002.

/s/ Elwyn Tinklenberg Commissioner

Department of Transportation

Order No. 86483: Amended Order and Notice of Street and Highway Routes Designated and Permitted to Carry the Gross Weights Allowed under *Minnesota Statutes* § 169.825

WHEREAS, the Commissioner of Transportation has made his Order No. 80000, dated March 10, 1994, which order has been amended by Orders No's. 80212, 80246, 80580, 80861, 80881, 81000, 81092, 81371, 81511, 81557, 81641, 82955, 83138, 83536, 83616, 83720, 84056, 84222, 84232, 84256, 84353, 84354, 84439, 84532, 84902, 85225, 85246, 85668, 85784, 85922, 85932, 86170, and 86468 designating and permitting certain street and highway routes, or segments of those routes, to carry the gross weights allowed under *Minnesota Statutes* § 169.825, and

WHEREAS, the Commissioner has determined that the additional following routes, or segment of routes, should be designated to carry the gross weights allowed under *Minnesota Statutes* § 169.825.

Commissioner's Orders

IT IS HEREBY ORDERED that Commissioner of Transportation Order No. 80000 is further amended this date by adding the following designated streets and highway routes, or segment of routes, as follows:

COUNTY ROADS

POLK COUNTY

C.S.A.H. 19 FROM C.S.A.H. 73 TO T.H. MN220 (12 MONTH)
C.S.A.H. 73 FROM C.S.A.H. 19 TO T.H. US2 NEAR THE EAST LIMITS OF EAST GRAND FORKS (12 MONTH)

SIBLEY COUNTY

C.S.A.H. 8 FROM C.S.A.H. 20 TO T.H. US169 NEAR LE SUEUR (12 MONTH) C.S.A.H. 20 FROM SOUTH COUNTY LINE TO C.S.A.H. 8 (12 MONTH)

Dated this 9th day of September, 2002

/s/ Elwyn Tinklenberg Commissioner

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.

Minnesota Comprehensive Health Association

Notice of Meeting of the Finance Committee

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA), Finance Committee will be held at 9:00 a.m., on Thursday, September 19, 2002. The meeting will take place at the MCHA executive office located at 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN.

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

Department of Labor and Industry

Labor Standards

Notice of Addition to Commercial Prevailing Wage Rates - Boilermakers

An additional rate has been added to the Commercial Prevailing Wage Rates certified 12/17/01, for Aitkin, Beltrami, Cass, Itasca, Koochiching and St. Louis Counties, Labor Code 402, Boilermakers.

A copy of the certified wage rates for these counties, with the addition, 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.doli.state.mn.us*. Charges for the cost of copying and mailing are \$.65 per page. Make check or money order payable to the State of Minnesota.

Shirley I. Chase Commissioner

Department of Labor and Industry

Labor Standards

Notice of Addition to Commercial Prevailing Wage Rates - Wiring System Installer

An additional rate has been made to the Commercial Prevailing Wage Rates certified 12/17/01, for Benton County, Labor Code 431, Wiring System Installer.

A copy of the certification with the correction, may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road North, St. Paul, Minnesota 55155-4306, by calling (651) 284-5091, or accessing our web site at www.doli.state.mn.us. Charges for the cost of copying and mailing are \$.65 per page. Make check or money order payable to the State of Minnesota.

Shirley I. Chase Commissioner

Metropolitan Airports Commission

Notice of Public Hearing and Public Comment Period on Amendments to the Minneapolis-St. Paul International Airport Zoning Ordinance

The Joint Airport Zoning Board for the Minneapolis-St. Paul International Airport (Airport) is considering amendments to the *Minneapolis-St. Paul International Airport (Wold-Chamberlain Field) Zoning Ordinance* originally adopted by the Board in 1984. The 1984 Ordinance limits the height of structures and vegetation and prohibits certain land uses in an area extending approximately 2 miles from the outer boundaries of the Airport. Amendments to the 1984 Ordinance must be considered due to the construction of new Runway 17-35, the planned 1,000-foot extension to the northeast of existing Runway 4-22 and other changes at the Airport since 1984. Maps which are part of the proposed amendments show the precise boundaries for application of the 1984 Ordinance and the proposed amendments.

The proposed amendments would (1) limit the height of structures and vegetation in the north (Minneapolis) approach and the south (Bloomington) approach to new Runway 17-35, (2) extent to the northeast the height limitations on the northeast (St. Paul and Minneapolis) approach to existing Runway 4-22, and (3) change the land use restrictions applicable to property in the approaches to all runways at the Airport by reducing the length of Safety Zone A, increasing the length of Safety Zone B, increasing the number of uses and density of development permitted in Safety Zone B, and prohibiting in Safety Zone B the future construction of amphitheaters, hospitals, nursing homes, residential uses, schools, stadiums and ponds or other features which might attract waterfowl or other birds. The proposed amendments do **NOT** affect additions to the existing residences, residential redevelopment or future residential development in established residential neighborhoods around or near the Airport.

THE PUBLIC COMMENT PERIOD ON THE AMENDMENTS WILL COMMENCE AT 8:00 A.M. ON WEDNESDAY, SEPTEMBER 4, 2002, AND CLOSE AT 5:00 P.M. ON FRIDAY, OCTOBER 4, 2002. During this period, written comments will be accepted and must be addressed to:

Ms. Jenn Unruh Secretary to the Joint Airport Zoning Board Metropolitan Airports Commission 6040 28th Avenue South Minneapolis, MN 55450

THE OPEN HOUSE AND PUBLIC HEARING ON THE AMENDMENTS WILL BE HELD FROM 5:00 P.M. TO 9:00 P.M. ON THURSDAY, SEPTEMBER 26, 2002, AT THE THUNDERBIRD INN, 7800 24TH AVENUE SOUTH, BLOOMINGTON, MINNESOTA (INTERSECTION OF I-494 AND 24TH AVENUE SOUTH). The open house will be held in the Menominee West Room from 5:00 p.m. to 6:30 p.m. A public presentation on the proposed amendments will be given in the Miami Room from 6:30 p.m. to 7:00 p.m. The public hearing will commence in the Miami Room at 7:00 p.m. and continue until 9:00 p.m., or until all persons wishing to address the Board have been heard.

Copies of the proposed amendments and the 1984 Ordinance will be available for review beginning September 4, 2002, at the following locations: the Metropolitan Airports Commission's Main Office, 6040 28th Avenue South, Minneapolis, Minnesota; and the city halls of the cities of Bloomington, Eagan, Mendota Heights, Minneapolis, Richfield, St. Paul, and the Post Office in Mendota.

Copies will also be available for review beginning September 4, 2002, at the following libraries: Oxboro Library, 8801 Portland Ave. S., Bloomington; Penn Lake Library, 8800 Penn Ave. S., Bloomington; Wescott Library, 1340 Westcott Road, Eagan; Highland Park Library, 1974 Ford Parkway, St. Paul; Augsburg Park Library, 7100 Nicollet Ave., Richfield; Linden Hills Library, 2900 42nd St. W., Minneapolis; Washburn Community Library, 5244 Lyndale Ave. S., Minneapolis; Minneapolis Public Library, 300 Nicollet Mall, Minneapolis; Nokomis Community Library, 5100 34th Ave. S., Minneapolis; East Lake Community Library, 2727 E. Lake Street, Minneapolis; Roosevelt Community Library, 4026 28th Ave. S. Minneapolis; and Inver Glen Library, 8098 Blaine Ave., Inver Grove Heights; or at the following websites: www.ci.bloomington.mn.us, www.cityofeagan.com, www.ci.minneapolis.mn.us, www.ci.richfield.mn.us

For further information about the public comment period, the open house or the public hearing, please call Jenn Unruh **phone** at: (612) 726-8189.

Metropolitan Council

Notice of Public Hearing on Blueprint 2030

The Metropolitan Council will hold a public hearing on **October 16, 2002** to receive comments on *Blueprint 2030*, the keystone chapter of the Council's *Development Guide* for the seven-county Twin Cities area.

Blueprint 2030 is a plan to accommodate forecasted growth of the region over the next 30 years while improving the region's economic competitiveness, strengthening its environmental sustainability, and enhancing the livability of communities.

Blueprint 2030 represents a significant departure from past strategies and earlier trends. It includes: attention to the pattern and arrangement of land use, use of transportation facilities to shape land-use patterns, greater emphasis on reinvestment in older areas, a metro-wide natural-resources inventory to foster development that is more sensitive to the environment, and more emphasis on increasing housing production that better reflects market demand.

The *Blueprint 2030* Public Hearing draft is available on the Council's **website** at: www.metrocouncil.org/planning/blue-print2030/overview.htm. Printed copies are available at no charge from the Council's Data Center, 230 East 5th Street, St. Paul. Call (651) 602-1140 or **email:** data.center@metc.state.mn.us

Beginning September 17, 2002 the Council will hold a series of 12 *Blueprint 2030* Public Previews at sites throughout the metropolitan area for the purpose of providing an overview of *Blueprint 2030*. For a listing of locations, click on the Council's website listed above, or **phone:** (651) 602-1140.

The public hearing will be conducted in three locations on Wednesday, October 16, 2002. Times and locations are:

- 8:30 to 10:30 a.m.
 Minnetonka Blvd., Minnetonka
 14600 Minnetonka Blvd., Minnetonka
- 3:00 to 5:00 p.m Mears Park Centre
 230 East Fifth Street, St. Paul
- 7:00 to 9:00 p.m.
 Metro Transit Heywood Office Building 560 Sixth Avenue North, Minneapolis

Upon request, the Council will provide reasonable accommodations to persons with disabilities. Please call the Data Center **phone** at: (651) 602-1140 with your request at least five working days before the hearings.

The procedure for the hearing will be as follows:

- Persons will be called to speak in the order in which they have registered. Individuals may register to speak in advance by phone: (651) 602-1140;
- Individuals will have 3 minutes each and designated representatives of groups will have 5 minutes. Once all speakers have
 presented, speakers may request additional time to make further comments;
- The chair of the hearing shall have discretion in limiting or extending testimony by any person.

Official Notices

You may also submit comments for the official record in one of the following ways:

Comment Card: available at the 12 Public Previews

Metropolitan Council Data Center 230 East Fifth Street, St. Paul, MN 55101

Fax: (651) 602-1464

Public Comment Line: (651) 602-1500 Email: data.center@metc.state.mn.us

TTY: (651) 291-0904

Comments will be accepted until 5:00 p.m., October 28, 2002. At the close of the public comment period, the Council will prepare a hearing summary. To request a copy of the hearing summary, call the Data Center **phone** at: (651) 602-1140, or **TTY:** (651) 291-0904. The Council plans to adopt *Blueprint 2030* on December 18, 2002.

Pollution Control Agency

Public Notice for the National Pollutant Discharge Elimination System (NPDES) and State Disposal System (SDS) General Storm Water Permit for Industrial Activity

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (MPCA) proposes to reissue NPDES General Permit (MN G610000) under the provisions of *Minnesota Rules* 7001.0210, for discharges of storm water associated with industrial activity. This is a NPDES general permit to authorize the discharge of storm water from regulated industrial activity into waters of the state of Minnesota. Comments are requested from affected or interested parties on a draft of this NPDES general permit. Comments should be submitted in writing in accordance with the provisions of this notice.

This is a public notice for the NPDES Permit Program (Section 403, Clean Water Act, as amended, *Minnesota Statutes* chs. 115 and 116, as amended, and *Minnesota Rules* ch. 7001).

A general permit covers categories with operations, emissions, activities, discharges, or facilities that are the same or similar in context. The general storm water permit for industrial activity was last reissued for the period November 1, 1997, through October 31, 2002; the original general permit was first issued September 30, 1992. The duration of all NPDES permits is five years.

The authority to develop and issue a general permit is based on the 1979 U.S. Environmental Protection Agency (EPA) promulgated revisions to the NPDES program regulations, which created a class of permits called general permits. The general permits are issued in the state of Minnesota under *Code of Federal Regulations*, title 40, 122.28 and *Minnesota Rules* 7001.0210. General permits can be issued in states with NPDES authority if the state program includes general permit authority from the EPA. The MPCA's general permit program was approved by the EPA on December 15, 1987.

This draft general storm water permit for industrial activity is proposed to replace the existing general storm water permit for industrial activity (MN G611000) and provides a mechanism to regulate the discharge of storm water associated with industrial activities. Like the permit this general permit will replace, this permit will require permittees to develop and implement a Storm Water Pollution Prevention Plan (Plan) to eliminate or reduce contact of storm water with significant material that could cause pollution of storm water. The Plan is required to be developed prior to application submittal. This general permit will provide coverage for approximately 2300 industrial facilities in the state.

The public comment period begins September 16, 2002 The public comment period ends October 16, 2002

Interested persons are invited to submit written comments on this draft permit. Any comments received before 4:30 p.m. on the last day of the comment period (see above) will be considered before the draft permit is finalized.

There are four formal procedures for public participation in the MPCA's consideration of the permit reissuance. Interested persons may (1) submit written comments on the draft permit; (2) request that the MPCA hold a public informational meeting; (3) request that the MPCA hold a contested case hearing; and (4) submit a petition to the Commissioner requesting that the MPCA Citizens' Board consider the permit matter.

Comments on the draft permit should include the following information, pursuant to Minnesota Rules 7001.0110:

- 1. A statement of the person's interest in the draft permit;
- A statement of the action the person would like the MPCA to take, including specific references to sections in the draft permit; and
- 3. Reasons supporting the person's position.

Any person may request a contested case hearing on the draft permit before the end of the public comment period. Any request for a public informational meeting or a contested case hearing must include the information in items 1 through 3 listed above. Any person may request that this permit be considered by the MPCA Citizens' Board for final decision (in accordance with *Minnesota Statute* § 116.02, subd.6).

The draft general permit and fact sheet are available for review at the MPCA, 520 Lafayette Road North, St. Paul, during regular business hours, Monday through Friday. If you have questions regarding the draft general permit, or if you would like to receive a copy of the draft general permit and fact sheet, please contact Mary Hoffman Lynn **phone** at: (651) 297-2331 or 1-800-657-3864, or for users of Telecommunications Device for the Hearing Impaired, **phone** at: (651) 297-5353. You may also find a copy of the draft general permit and fact sheet at the MPCA Storm Water Industrial site at http://www.pca.state.mn.us/water/stormwater.html or request a copy by **email** at: mary.lynn@pca.state.mn.us

Comments on the permit, requests for a public informational meeting, or requests for a contested case hearing should be submitted in writing to:

Mary Hoffman Lynn Minnesota Pollution Control Agency Regional Environmental Management Division REM/PST 520 Lafayette Road North St. Paul, Minnesota 55155-4194

Fax: (651) 297-8676

Please bring the foregoing to the attention of persons whom you know would be interested in this matter. In the absence of any requests for a public informational meeting or a contested case hearing, the final decision to issue this permit will be made by the MPCA Commissioner.

Minnesota Pollution Control Agency

Policy and Planning Division

REQUEST FOR COMMENTS on Planned Amendments to Rules, *Minnesota Rules* Chapters 7001 and 7045, Governing Hazardous Wastes

Subject of Rules. The Minnesota Pollution Control Agency (MPCA) is providing advanced notice of its intent to amend the following hazardous waste rules. These amendments are based on federal hazardous waste program amendments promulgated by the U.S. Environmental Protection Agency (EPA):

EPA Revision Checklist 168, "Hazardous Waste Combustors; Revised Standards" (Volume 63, *Federal Register* (FR), pages 33782-33829). These provisions address administrative practice and procedure, air pollution control, hazardous substances, intergovernmental relations, reporting and recordkeeping requirements, hazardous waste, recycling, confidential business information, emergency responses, hazardous materials transportation, permit application requirements, and permit modifications.

EPA Revision Checklist 174, "Standards Applicable to Owners and Operators of Closed and Closing Hazardous Waste Management Facilities" (63 FR 56710-56735). These provisions address environmental protection, hazardous waste, closure, corrective action, post-closure and permitting, state authorization, and enforcement authority.

EPA Revision Checklist 175, "Hazardous Remediation Waste Management Requirements" (63 FR 65874-65947). These provisions address environmental protection, administrative practice and procedure, confidential business information, hazardous waste, reporting and recordkeeping requirements, recycling, air pollution control, insurance, packaging and containers, security measures, surety and bonds, hazardous materials transportation, water pollution control and water supply, Indian-lands, intergovernmental relations, and penalties.

Official Notices =

EPA Revision Checklist 196, "Amendments to the Corrective Action Management Unit Rule" (67 FR 2962-3029). These provisions address environmental protection, administrative practice and procedure, air pollution control, confidential business information, hazardous materials transportation, hazardous waste, Indianlands, insurance, intergovernmental relations, packaging and containers, penalties, reporting and recordkeeping requirements, security measures, surety bonds, water pollution control and water supply.

Persons Affected: These rule amendments should mainly affect those businesses or commercial entities already regulated for generating, transporting, treating, or disposing of hazardous waste. It will streamline and strengthen existing hazardous waste rules. It will increase program consistency between the EPA and neighboring states. This improves clarity and reduces confusion for both regulators and the regulated community.

State and federal rules are widely available in libraries, from regulatory agencies and on the Internet: www.epa.gov., www.revisor.leg.state.mn.us, or www.pca.state.mn.us

Statutory Authority: The MPCA's authority to adopt and implement rules is in *Minnesota Statutes* § 116.07, subds. 4 and 4a. The MPCA is adopting these amendments to maintain program equivalence and EPA program authorization.

Public Comment: At this time, the MPCA has no proposed rules and will not propose rules for at least 60 days. When prepared, the MPCA plans to propose rules nearly identical to the parent federal rules. Interested persons or groups may submit comments or information regarding this plan in writing until 4:30 p.m. on October 30, 2002.

Agency Contact Person: Written comments, questions, requests to receive a draft of the rules when prepared, or requests for more information on these possible rules should be directed to: Placida Venegas at the Minnesota Pollution Control Agency, 520 Lafayette Road North, St. Paul, Minnesota 55155-4194, **Phone:** (651) 297-8370, **Fax:** (651) 297-8676, or **email:** *placida.venegas@pca.state.mn.us*. **TTY** users may call the MPCA at TTY: (651) 297-5353 or 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 advance notice will not necessarily be included in the formal rulemaking record submitted to the Administrative Law Judge when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after they are proposed. If you submitted comments during the development of the rules and you want to ensure that the Administrative Law Judge reviews the comments, you should resubmit the comments after the rules are formally proposed.

Minnesota State Retirement System

Board of Directors, Regular Meeting

The Board of Directors of the Minnesota State Retirement System (MSRS) is scheduled to meet on Thursday, September 19, 2002, a.m., in the Retirement Systems of Minnesota Building, 60 Empire Drive, Suite 300, St. Paul, Minnesota 55103.

Department of Transportation

State Aid for Local Transportation Group

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 Committee who will conduct a meeting on Wednesday, September 25, 2002 at 10:00 a.m. at the Mn/DOT Metro Office, located at Waters Edge Building, 1500 West County Road B-2, in Roseville, Minnesota, 55113.

This notice is given pursuant to Minnesota Statute 47k.705.

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 8820.3300 adopted pursuant to *Minnesota Statutes* Chapters 161 and 162.

The agenda will be limited to the following:

Petition of Ramsey County for a variance from *Minnesota Rules* 8820.9936, as they apply to the proposed reconstruction of 550 feet of Shepard Road (County State Aid Highway 37) in the vicinity of the Robert Street Bridge located between Ontario Street and Jackson Street in the City of Saint Paul, so as to allow a 11 foot wide traffic lanes with 0 foot wide curb reaction distances to both the median and the outside curb line, in lieu of the required 1 foot curb reaction distances with 11 foot wide traffic lanes.

The local government agencies listed previously are requested to adhere to the following time schedule when appearing before the Variance Committee:

10:00 a.m. Ramsey County

Dated: 10 September 2002

Julie A. Skallman State Aid Engineer State Aid for Local 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.

Department of Health

Request for Proposals for Lead-Safe Housing Grants

The Minnesota Department of Health intends to award two-year grants totaling up to \$25,000 to one or more boards of health for provision of temporary lead-safe housing and relocation costs for families displaced by lead hazard reduction in their primary residence. Awards will be made by November 16, 2002, after which grant contracts must be executed by the Department of Health and the grantees. **An incomplete application will not be funded.** Additional information will **NOT** be accepted after the due date for applications.

Applications must be postmarked October 16, 2002, or hand delivered by 4:00 p.m. on October 16, 2002, to:

Daniel Locher Division of Environmental Health 121 East Seventh Place, Suite 360 P.O. Box 64975 St. Paul, Minnesota 55164-0975

These grants are competitive and applicants for previous grants should be aware that each application must stand on its own merits. Information that may have been submitted in previous applications and Department staff's personal knowledge of the applicant will not be considered in scoring. Exception: an applicant who previously received a grant but who failed to fulfill the terms of that grant will not be considered for funding.

Eligible Applicants

Applicants must be boards of health with responsibility under Minnesota Statutes, section 144.9504, for responding to reports of elevated blood lead levels.

State Grants & Loans =

Eligible Costs

Eligible costs include moving costs and rent for a temporary residence for any low-income resident temporarily relocated during lead hazard reduction. Eligible costs include the following:

- 1. inspection of housing prior to rental;
- 2. rental of temporary housing found by inspection to be free of deteriorating lead-based paint, bare lead-contaminated soil and dust, and lead-contaminated drinking water;
- 3. cleaning of the housing after occupancy;
- 4. moving expenses up to \$250 per family; and
- 5. staff training costs related to provision of lead-related health education to families using lead-safe, temporary housing.

Examples of Itemized Budget Line Items:

Administrative costs Inspection costs Apartment lease
Salary & fringe benefits Transportation Damage deposit
Training Motel room backup
Utilities Cleaning

Exterminator services Furnishings & supplies

Total cost

The Department of Health cannot reimburse a grantee for any expenses incurred before a grant contract is fully executed. The Department will require in the grant contract that invoices must be submitted quarterly with narrative progress reports.

Application Contents

Applicants must include documentation that the board of health authorized the application. This documentation may be a board resolution specific to this application or a resolution that authorizes an individual to apply for grant applications on behalf of the board. The applicant must also state that no one under the age of 18 years will perform regulated lead work under this grant. Applicants must submit three copies of the application. The application must contain the items listed in the checklist below.

A.	Project I	Narrative Sarrative Sarrat
	1.	identify the board of health for which the application is submitted;
	2.	provide a board resolution authorizing application;
	3.	affirm that minors will not perform regulated lead work;
	4.	describe the clientele and service area in terms of people living in an area of high risk for toxic lead exposure; and
	5.	describe the service to be provided.
B.	Itemized	Budget
	1.	describe documentation of expenditures for invoices;
	2.	list line items and dollar amounts; and
	3.	specify the total amount requested.
C.	Schedule	
	1.	estimate the planned starting date;
	2.	identify milestones; and
	3.	estimate an end date.

Minnesota Department of Health

Office of Rural Health and Primary Care

Minnesota Rural Flex Grant Program Notice of Grant Availability

The Office of Rural Health and Primary Care, Minnesota Department of Health, is seeking grant applications from qualifying applicants for the Minnesota Rural Flex Grant Program.

Activities that promote regionalization of health care services, improve access to quality health care services, or provide for the development and/or enhancement of rural health networks are eligible under this grant program. This includes establishing community and regional networking partnerships, assessing and implementing health system needs and improvements (such as workforce, diversification, new services, telemedicine systems, establishment of a Rural Health Clinic or Federally Qualified Health Center), strengthening and integrating local EMS systems, establishing projects and partnerships regarding quality improvement initiatives, and community development efforts affecting or in relation to health care (such as implementing Rural Health Works or another economic measurement model).

Eligible applicants are: rural hospitals eligible to convert to Critical Access Hospital licensure, rural hospitals with 50 or fewer beds, rural health networks (applicants must be nonprofit or local government entities), and rural EMS organizations.

Total amount available: \$220,000. The maximum for any grant is \$25,000. Applications are due November 1, 2002. Prospective applicants who have questions or would like a copy of the application guidelines should contact:

Jill Zabe

Office of Rural Health and Primary Care

Minnesota Department of Health **Phone:** (651) 282-6304

Email: jill.zabel@health.state.mn.us

By mail: P.O. Box 64975, St. Paul, Minnesota 55164-0975

By courier: 121 East 7th Place, Suite 460, St. Paul, Minnesota 55101

Applications are also available on the Office of Rural Health and Primary Care **website** at: http://www.health.state.mn.us/divs/chs/grants.htm

State Contracts

Informal Solicitations: Effective March 1, 2002, 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) website. Interested vendors are encouraged to monitor the P/T Contract section of the MMD website 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.

Minnesota Department of Children, Families and Learning

Request for Proposals for the Provision of Mediation, Facilitation, Documentation/ Transcription and Report Writing Services

The Division of Special Education of the Minnesota Department of Children, Families and Learning, is requesting proposals to acquire services to provide conflict resolution, mediation, facilitation, documentation and transcription of meeting minutes and development of reports for various statewide federally funded and legislatively mandated advisory groups. It is essential that the mediator/facilitator have extensive experience in working with diverse groups representing multiple state agencies laws and regulations, and funding sources. Previous experience working with groups dealing with the special education needs of students is pre-

State Contracts =

ferred. Also, it is essential that documentation services provided to legislatively mandated special education interagency advisory groups be accurate and completed within timelines specified.

The Department has estimated that the cost of this project should not exceed \$190,400 over the contract period. The anticipated project period is November 8, 2002 through June 30, 2004. During the contract period the number of conflict resolution, facilitation and mediation meetings is estimated at 138 days; transcription and documentation of those meetings and related work group activities is estimated at 1300 hours or approximately 162 days.

To request a copy of the full Request for Proposal contact:

Mary McDevitt Kraljic Division of Special Education Department of Children, Families and Learning 1500 Highway 36 West Roseville, Minnesota 55113-4266

Phone: (612) 638-1553 **Alternate Phone:** (651) 582-8611

Fax: (651) 582-8729

Proposals are due no later than 3:00 p.m., on Tuesday, October 8th, 2002. Late proposals will NOT be considered.

Colleges and Universities, Minnesota State (MnSCU)

Winona State University

Request for Sealed Bids for Miscellaneous Foodservice Equipment and Supplies

NOTICE IS HEREBY GIVEN that Winona State University will receive sealed bids for miscellaneous Foodservice equipment and supplies.

Bids specifications will be available September 16, 2002 from Sandra Schmitt, Purchasing Director, P.O. Box 5838, 205 Somsen Hall Winona State University, Winona, MN 55987 or by **phone** at: (507) 457-5067.

Sealed bids must be received by Sandra Schmitt, P.O. Box 5838 or Somsen 205G, Business Office, Winona State University, Winona, MN, 55987 by 3:00 p.m., September 30, 2002.

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

Department of Health

STD and HIV Section

Request for Proposals for HIV Prevention Needs Assessment

Purpose

We are soliciting proposals for projects to assess HIV prevention needs among the following high priority populations:

- Men who have sex with men who are also injecting drug users (MSM/IDU)
- Young men of color who have sex with men (Young MSM of Color)
- Men who have sex with men (of all races) who engage in ongoing high risk behaviors
- · Men of color who have sex with men who do not identify as gay or bisexual
- · Deaf and Hard of Hearing

Available Funding

We will be funding approximately 3 - 5 needs assessment projects ranging from \$25,000 to \$30,000 per project. Of the projects funded, at least one project will be funded for the MSM/IDU target population. Priority will not be given to any of the other target populations — projects will be selected based on the merit of the proposals received. The number of projects funded will be dependent on the quality of proposals and the amount of funding available.

Contract Size Range	\$25,000 to \$30,000
Estimated # of Contracts	3-5
Contract Period	1/01/03 - 12/31/03

These funds cannot be used to take the place of funding that your agency currently has for existing HIV needs assessment activities.

Eligible Organizations

Any individual, public, or private agency that:

- a. Can demonstrate administrative, organizational, programmatic, and fiscal capability to plan, develop, implement, and evaluate the proposed needs assessment project.
- b. Can demonstrate evidence of, or a written plan for achieving ongoing input into the design and implementation of the needs assessment from the target population.

Minimum expectations

- Ability to design and implement a needs assessment project that collects reliable information from the target population to answer priority needs assessment questions.
- Inclusion and participation of individuals from one of the 5 target populations, including individuals who are HIV positive, in the design and implementation of the needs assessment project.
- Ability to document, summarize, and interpret needs assessment findings in order to develop HIV prevention intervention recommendations.
- Ability to share assessment findings with the target population, and disseminate results to other HIV prevention stakeholders statewide.

Application Packets

Please call Peggy O'Halloran **phone** at: (612) 676-4013 for an application packet. You may also access an application packet at: http://www.health.state.mn.us/divs/dpc/aids-std/rfp/needassess.htm

Questions

Direct your questions about this request for proposal to Peggy O'Halloran (612) 676-4013.

Application Due Date

In order to be considered for funding, we must receive one unbound signed original and five copies of your application by 4:30 p.m. CST on Friday October 25, 2002.

Minnesota Higher Education Services Office

Request for Proposals to Develop Interactive CD-ROM

The Higher Education Services Office is requesting proposals from qualified professionals to develop an interactive CD-ROM to help high school age students and their parents to prepare academically and financially for education beyond high school. Proposals must be submitted no later than **October 9, 2002.**

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

State Contracts =

The total cost of this proposal is not to exceed \$50,000 for Fiscal Year 2003.

Copies of the compete RFP are available from:

Communications
Minnesota Higher Education Services Office
1450 Energy Park Drive, Suite 350
St. Paul, MN 55108-5227

Phone: (651) 642-0554

Minnesota Historical Society

Request for Bids for Construction of an Interpretive Center Addition – Split Rock Lighthouse Historic Site

S.P. 94-595-08: Minnesota Project. No. MHS MUSM (007)

The Minnesota Historical Society is seeking bids from qualified firms and individuals for Construction of an Interpretive Center Addition at the Split Rock Lighthouse Historic Site in Two Harbors, Minnesota. A MANDATORY PRE-BID MEETING will be held at the Split Rock Lighthouse Historic Site at 1:00 p.m., Local Time, on Wednesday, October 2, 2002. The Request for Bids is available by calling or writing Mary Green-Toussiant, Contracting and Procurement Assistant, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, MN 55102. Phone: (651) 297-7007, email: mary.green-toussaint@mnhs.org

Bids must be submitted in the format that will be described in the Request for Bids. Sealed bids must be received by Chris M. Bonnell, Contracting Officer, or an authorized agent, at the Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, MN 55102, by 2:00 p.m., Local Time, Wednesday, October 16, 2001. Late bids will not be accepted.

Minimum wage rates to be paid by the Contractors have been predetermined and are subject to the Work Hours Act of 1962, P.L. 87-581 and implementing regulations.

READ CAREFULLY THE WAGE SCALES AND DIVISION A OF THE SPECIAL PROVISIONS AS THEY AFFECT THIS/THESE PROJECT/PROJECTS

The Minnesota Department of Transportation hereby notifies all bidders:

In accordance with Title VI of the Civil Rights Act of 1964 (Act), as amended and Title 49, *Code of Federal Regulations* Subtitle A Part 21, Non-discrimination in Federally-assisted programs of the Department of Transportation, it will affirmatively assure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded maximum opportunity to participate and/or to submit bids in response to this invitation, and will not be discriminated against on the grounds of race, color, disability, age, religion, sex or national origin in consideration for an award;

In accordance with Title VI of the Civil Rights Act of 1964 as amended, and Title 23, *Code of Federal Regulations*, Part 230 Subpart A-Equal Employment Opportunity on Federal and Federal-Aid Construction Contracts (including supportive services), it will affirmatively assure increased participation of minority groups and disadvantaged persons and women in all phases of the highway construction industry, and that on any project constructed pursuant to this advertisement equal employment opportunity will be provided to all persons without regard to their race, color, disability, age, religion, sex or national origin;

In accordance with the Minnesota Human Rights Act, *Minnesota Statute* 363.03 Unfair discriminatory Practices, it will affirmatively assure that on any project constructed pursuant to this advertisement equal employment opportunity will be offered to all persons without regard to race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance, membership or activity in a local commission, disability, sexual orientation, or age;

In accordance with the Minnesota Human Rights Act, *Minnesota Statute* 363.073 Certificates of Compliance for Public Contracts, and 363.074 Rules for Certificates of Compliance, it will assure that appropriate parties to any contract entered into pursuant to this advertisement possess valid Certificates of Compliance.

If you are not a current holder of a compliance certificate issued by the Minnesota Department of Human Rights and intend to bid on any job in this advertisement you must contact the Department of Human Rights immediately for assistance in obtaining a certificate. The following notice from the Minnesota Department of Human Rights applies to all contractors:

"It is hereby agreed between the parties that *Minnesota Statutes*, section 363.073 and *Minnesota Rules*, parts 5000.3400 to 5000.3600 are incorporated into any contract between these parties based on this specification or any modification of it. A copy of *Minnesota Statute* 363.073 and *Minnesota Rules*, parts 5000.3400 to 5000.3600 is available upon request from the contracting agency."

"It is hereby agreed between the parties that this agency will require affirmative action requirements be met by contractors in relation to *Minnesota Statute* 363.073 and *Minnesota Rules* 5000.3600. Failure by a contractor to implement an affirmative action plan or make a good faith effort shall result in revocation of its certificate or revocation of the contract (*Minnesota Statute* 363.073, Subd. 2 and 3)."

A minimal goal of 6.52% Good Faith Effort to be subcontracted to disadvantaged Business Enterprises.

Minnesota Historical Society

Request for Bids for Design, Layout, Typeset Three Issues of Minnesota History Magazine

The Minnesota Historical Society seeks an independent contractor to design, lay out, and typeset three issues of its quarterly journal, *Minnesota History*. Responsibilities include: typesetting from electronic text in Microsoft Word or Rich Text File format; design and layout on Macintosh computer of 3 to 4 illustrated articles plus book reviews and notes sections per issue; design and layout of four-color covers. Issues are typically 56 pages but may vary from 48 to 80 pages.

Requires demonstrated experience with electronic page composition; design, typesetting, and digital imaging skills. Must be able to provide printer with all text in PostScript or application files and art on a CD with marked-up laser proofs. Demonstrated familiarity with humanities journal style and with typesetting requirements for scholarly publication required; ability to work with historic photographs and documents a must; experience with one, two, and four-color design also necessary.

The Request for Bid is available by calling or writing Mary Green-Toussaint, Contracting and Procurement Assistant, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, MN 55102. **Phone:** (651) 297-7007, **email:** mary.green toussaint@mnhs.org

All bids must be received by Chris M. Bonnell, Contracting Officer for the Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, MN 55102 or an authorized agent no later than **2:00 p.m.**, **Central Time**, **Monday**, **October 7**, **2002**. A bid opening will be conducted at that time. Bids must be submitted in a sealed envelope with the project name clearly written on the envelope. **Late bids will not be considered**.

Authorized agents for receipt of bids are the following: Mary Green-Toussaint, Contracting and Procurement Assistant or any Work Service Center staff member in the Finance and Administration Division on the 4th floor of the History Center.

Complete specifications and details concerning submission requirements are included in the Request for Bids.

Dated: 16 September 2002

Minnesota Job Skills Partnership

Notice of Request for Proposals for an RFP for State Performance Standards and Reporting Requiements

The Minnesota Jobs Skills Partnership Board is requesting proposals for consulting services to assist in the development of performance standard requirements and measures for state funded training and workforce development programs. Work must be completed in time to meet a January 15, 2003 legislative reporting deadline.

State Contracts

A complete Request for Proposals will be available by mail through September 25, 2002. The complete RFP can be obtained from:

Mike Auger Minnesota Job Skills Partnership 500 Metro Square Bldg. 121 7th Place East St. Paul, MN 55123 **Phone:** (651) 297-3154

Email: mike.auger@state.mn.us

Proposals submitted in response to this will not be accepted later than 4:00 p.m. on September 30, 2002.

Department of Revenue

Request for Proposals to Redesign and Implement a New Website for the Minnesota Department of Revenue

NOTICE IS HEREBY GIVEN that the Department of Revenue is seeking to contract for professional services to redesign and implement a new website. It is our intention to implement a website that capitalizes on previous planning efforts and builds on our existing investments in content and capacity. Our goals are to extend our current service offerings, enhance the quality and richness of the department's website functionality and content, and link seamlessly to the state's *NorthStar* portal site as part of the overall state electronic government services strategy.

This initiative will support the project plan goals for broader accessibility to electronic government services statewide, and is consistent with the direction established for the North Star portal.

The contractor will provide the following deliverables, which are described in the Project Requirements section of the RFP:

- Project Management
- Project Plan & Timeline
- · Weekly Reports
- Recommendation Report
- Administration
 - Operating Environment
 - Security Access and Authentication
 - Navigation
 - Statistical Analysis
 - Content and Document Management Authoring Tools
 - Menu Builder Facility
 - Metadata Management System
 - Work-flow enabled submission and distribution
 - Versioning and control
 - Secure email
- End User Identification/Customization
- Technical Documentation
- Tools for succession for the Department to manage/administer once operational.

The project must be completed by May 15, 2003.

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

Larry Collette, Director Minnesota Department of Revenue 600 North Robert Street Mail Station 1400 St. Paul, MN 55146-1400

Fax: (651) 296-1310 **Email:** dor.rfp@state.mn.us

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

Copies of the RFP are available on paper only.

All responses to the RFP are due no later than 2:00 p.m., on October 18, 2002 in the manner specified in the RFP document.

Late responses will not be considered.

Southeastern Minnesota Historic Bluff Country

Amended Request for Proposals for Implementation of Priorities in Corridor Management Plan for the Southeastern Minnesota Historic Bluff Country National Scenic Byway

On Monday, 26 August 2002, the Southeastern Minnesota Historic Bluff Country originally published a request for proposals in the *State Register* at 27 SR 312 for implementation of priorities in its corridor management plan. The proposal due date has been extended and will now be accepted at the office of Southeastern Minnesota Historic Bluff Country, 15 Second Street NW, PO Box 609, Harmony, MN 55939, until 4:30 p.m., Friday, November 8, 2002.

The Successful consultant(s) will assist Southeastern Minnesota Historic Bluff Country National Scenic Byway Committee with a two-part project. Part I is development and printing of a scenic byway brochure. Part II is specific planning and implementation of promotional/directional signage to draw people to the scenic byway. Estimated cost is \$35,000 for each part for a maximum project cost of \$70,000. The successful consultant has discretion to suggest reallocation of the budget. Proposals may be submitted for each part separately or in combination.

Estimated contract approval will be November 8, 2002, with final completion of the project by April 8, 2003.

A complete copy of the Request for Proposal can be obtained, free of charge, by contacting Kathy Hartl at the Southeastern Minnesota Historic Bluff Country office. Questions about the project should be directed to Kathy Hartl by **phone** at: (507) 886-2230 or by **email** at: hbc@means.net

To reiterate, this amended request for proposals extends the proposal due date to Friday, November 8, 2002.

Department of Transportation

Program Support Group

Notice Concerning Professional/Technical Contract Opportunities

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

New public notices may be added to the website on a daily basis and be available for the time period as indicated within the public notice.

Non-State 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 project and tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact the editor for further details.

Metropolitan Council

Notice of Request for Proposals (RFP) for Legal Services Related to Land Use and Planning

Contract 02P103

The Metropolitan Council is requesting proposals for the performance of legal services related to land use and planning. The legal services will involve representing the Metropolitan Council on an organization-wide basis and providing legal advice on land use and planning matters. In addition to performing its historical regional planning and coordinating activities, the Metropolitan Council operates and maintains regional transit systems and the metropolitan sewer disposal system. The term of the contract will be up to three years.

A tentative schedule for the project is as follows:

Issue Request for ProposalsSeptember 5, 2002Receive ProposalsOctober 4, 2002Contract negotiated, executed, NTPOctober, 2002

All firms interested in being considered for this project and desiring to receive an RFP package are invited to submit a written request for the RFP to:

Amanda Houston Metropolitan Council Mears Park Centre 230 E. Fifth Street St. Paul, MN 55101 **Phone:** (651) 602-1585 **Fax:** (651) 602-1138

Email: amanda.houston@metc.state.mn.us

Minnesota Statutes, Sections 473.144 and 363.073, and *Minnesota Rules*, Parts 5000.3400 to 5000.3600 will be incorporated into any contract based upon the Proposal or any modifications to it. If a contract for the project is awarded in excess of \$100,000, the requirements of *Minnesota Rules* 5000.3530 will be applicable.

Metropolitan Council

Notice of Request for Proposals (RFP) for Risk Management Broker and Consulting Services Metropolitan Council RFP

Contract Number 02P107

The Metropolitan Council is requesting proposals to provide risk management broker and consulting services such as placement of insurance coverage and self insurance services, evaluation of quotations, placement and maintenance of policies, development and presentation of related information and risk management consulting services as needed.

The anticipated solicitation schedule is shown below.

Issue Request for Proposals Receive Proposals Award of Contract September 9, 2002 1:00 p.m. on Wednesday, October 9, 2002 October 2002 All firms interested in receiving an RFP package are invited to submit an email or written request to:

Amanda Houston, Administrative Assistant

Contracts and Procurement Unit

Metropolitan Council Environmental Services

Mears Park Centre 230 E. Fifth Street St. Paul. MN 55101 **Phone:** (651) 602-1585 Fax: (651) 602-1138

Email: amanda.houston@metc.state.mn.us **NOTE:** RFPs **are NOT** available in electronic form.

Minnesota Statutes, Sections 473.144 and 363.073, and Minnesota Rules, Parts 5000.3400 to 5000.3600 will be incorporated into any contract based upon the Proposal or any modifications to it. If a contract for the project is awarded in excess of \$100,000, the requirements of Minnesota Rules 5000.3530 will be applicable.

University of Minnesota

Notice of Bid Information Service (BIS) Available for All Potential Vendors

The University of Minnesota offers 24 hour/day, 7 day/week access to all Request for Bids/Proposals through its web based Bid Information Services (BIS). Subscriptions to BIS are \$75/year. Visit our web site at bidinfo.umn.edu or call the BIS Coordinator at (612) 625-5534.

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Bowstring/Sand Lake (Itasca Co.)	20-34	\$ 7.95	Little Boy Chain (Cass Co.)	20-38	\$ 7.95
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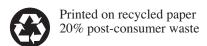
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