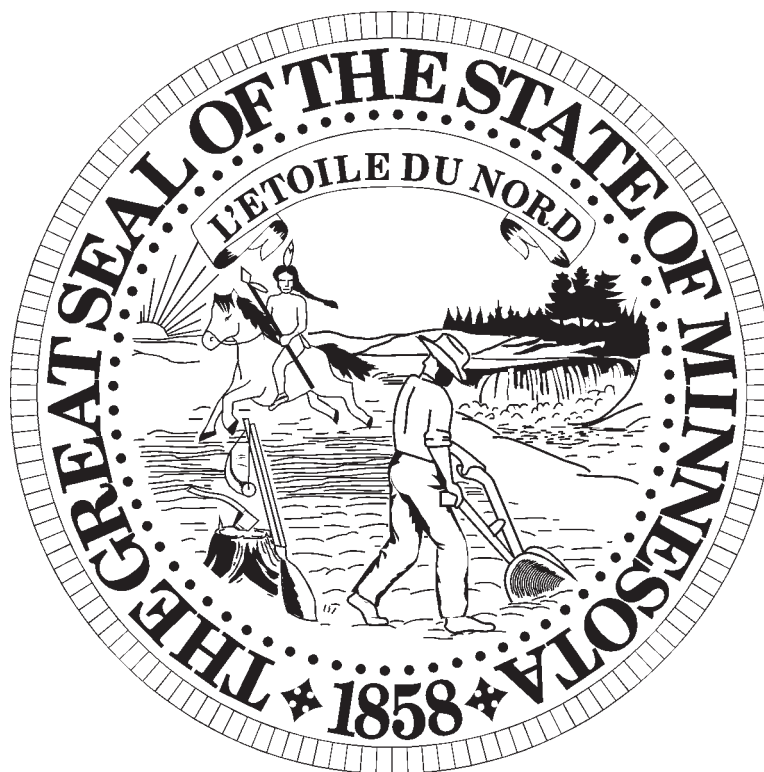


State of Minnesota

State Register



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State Register

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- appointments
- proclamations and commendations
- commissioners' orders
- revenue notices
- official notices
- state grants and loans
- contracts for professional, technical and consulting services
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#35	Monday 28 February	Noon Tuesday 22 February	Noon Wednesday 16 February
#36	Monday 7 March	Noon Tuesday 1 March	Noon Wednesday 23 February
#37	Monday 14 March	Noon Tuesday 8 March	Noon Wednesday 2 March

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The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 80 state agencies have the authority to issue rules. Each agency is assigned specific **Minnesota Rule** chapter numbers. Every odd-numbered year the **Minnesota Rules** are published. 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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Comments on Planned Rules or Rule Amendments. An agency must first solicit Comments on Planned Rules or Comments on Planned Rule Amendments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

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

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

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

Minnesota Department of Revenue

Proposed Permanent Rules Governing the Sales and Use Tax on Petroleum Products

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

Proposed Amendment to Rules Governing the Sales and Use Tax on Petroleum Products, *Minnesota Rules*, 8130.5300

Introduction. The Department of Revenue intends to adopt rules without a public hearing following the procedures set forth in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and in the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. If, however, 25 or more persons submit a written request for a hearing on the rules by 4:30 p.m. on March 24, 2005, a public hearing will be held at the Minnesota Department of Revenue, Room 2000, 2nd Floor, Stassen Building, 600 North Robert Street, St. Paul, Minnesota 55146, starting at 9:30 a.m., Thursday, April 7, 2005. To find out whether the rules will be adopted without a hearing or if the hearing will be held, you should contact the agency contact person after March 24, 2005, and before Thursday, April 7, 2005.

Agency Contact Person. Comments or questions on the rules and written requests for a public hearing on the rules must be submitted to the agency contact person. The agency contact person is:

Patrick Finnegan, Attorney
Minnesota Department of Revenue
600 North Robert Street
Mail Station 2220
St. Paul, Minnesota 55146-2220
Telephone: (651) 556-4066
Fax: (651) 296-8229
E-mail: pat.finnegan@state.mn.us
Minnesota Relay (TTY) users may call #711

Subject of Rule and Statutory Authority. The Minnesota Department of Revenue proposes to amend *Minnesota Rules*, part 8130.5300. The amendments are technical in nature and reflect current law. The rules currently provide an exemption from the sales and use tax for petroleum products upon which a petroleum tax has been imposed under *Minnesota Statutes*, chapter 296A, regardless of whether any part of the petroleum tax is subsequently refunded. *Minnesota Statutes*, section 297A.25, subdivision 7, was enacted in 1987 and later re-codified during the 2000 legislative session as *Minnesota Statutes*, section 297A.68, subdivision 19, to specify that the exemption only applies to products upon which a petroleum tax has been imposed and paid under *Minnesota Statutes*, chapter 296A, and (Cite 29 SR 983)

Proposed Rules

for which no petroleum tax refund has been or will be allowed because the buyer used the fuel for non-highway use. The changes in the proposed rules will likely affect purchasers of gasoline or diesel fuel used for off road purposes that paid a petroleum tax and later were given a credit or refund.

The statutory authority to adopt the rules is *Minnesota Statutes*, section 270.06, clause (14), which provides that the Commissioner of Revenue shall make, publish, and distribute rules for the administration and enforcement of state tax laws.

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

Comments. You have until 4:30 p.m. on Thursday, March 24, 2005, to submit written comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed rules must also be made during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that a hearing be held on the rules. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on Thursday, March 24, 2005. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed rules to which you object or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and cannot be counted by the agency for determining whether a public hearing must be held. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

Withdrawal of Requests. If 25 or more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

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

Modifications. The proposed rules may be modified, either as a result of public comment or as a result of the rule hearing process. Modifications must be supported by data and views submitted to the agency or presented at the hearing and the adopted rules may not be substantially different than these proposed rules. If the proposed rules affect you in any way, you are encouraged to participate in the rulemaking process.

Cancellation of Hearing. The hearing scheduled for Thursday, April 7, 2005, will be canceled if the agency does not receive requests from 25 or more persons that a hearing be held on the rules. If you requested a public hearing, the agency will notify you before the scheduled hearing whether or not the hearing will be held. You may also call the agency contact person at (651) 556-4062 after March 24, 2005, to find out whether the hearing will be held.

Notice of Hearing. If 25 or more persons submit written requests for a public hearing on the rules, a hearing will be held following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The hearing will be held on the date and at the time and places listed above. The hearing will continue until all interested persons have been heard. The Honorable George Beck, Administrative Law Judge is assigned to conduct the hearing. Judge Beck can be reached at: the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138, **telephone:** (612) 341-7601 and **FAX:** (612) 349-2665.

Hearing Procedure. If a hearing is held, you and all interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing, or in writing, at any time before the close of the hearing record. All evidence presented should relate to the proposed rules. You may also submit written material to the Administrative Law Judge to be recorded in the hearing record for five working days after the public hearing ends. This five-day comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the Administrative Law Judge at the hearing. Following the comment period, there is a five-working-day rebuttal period during which the agency and any interested person may respond in writing to any new information submitted. No additional evidence may be submitted during the five-day rebuttal period. All comments and responses submitted to the Administrative Law Judge must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the due date. All comments or responses received will be available for review at the Office of Administrative Hearings. This rule hearing procedure is governed by *Minnesota Rules*, parts 1400.2000 to 1400.2240, and *Minnesota Statutes*, sections 14.131 to 14.20. Questions about procedure may be directed to the Administrative Law Judge.

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

Statement of Need and Reasonableness. A statement of need and reasonableness is now available from the agency contact person. This statement contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. This statement will be posted on the agency's website,

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www.taxes.state.mn.us, on or after February 22, 2005. The statement may also be reviewed and copies obtained at the cost of reproduction from the agency.

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

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

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

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

Dated: February 10, 2005

Daniel A. Salomone
Commissioner of Revenue

8130.5300 PETROLEUM PRODUCTS.

Subpart 1. **Fuels subject to *Minnesota Statutes*, chapter 296A.** An exemption from sales and use tax is provided for petroleum products upon which a tax has been imposed under *Minnesota Statutes*, chapter 296A, ~~regardless of whether any part of the tax is subsequently refunded.~~ The tax imposed by *Minnesota Statutes*, chapter 296A, applies to all gasoline (including aviation and marine gasoline), and special fuels for highway or aircraft use.

Subp. 2. **Fuels not subject to *Minnesota Statutes*, chapter 296A.** All fuels not subject to the tax imposed by *Minnesota Statutes*, chapter 296A, ~~or for which a refund of the petroleum tax has been allowed because the buyer used the fuel for nonhighway use,~~ are subject to sales and use tax unless exempted under other provisions of the Sales and Use Tax Law. Unless another exemption applies, use tax must be reported on a sales or use tax return in relation to the month in which a petroleum tax refund is issued.

Example. Trucking company is a bulk purchaser (as defined in *Minnesota Statutes*, section 296A.01, subdivision 9) and orders 100,000 gallons of petroleum products in October ~~1968~~. It instructs the distributor to deliver 70,000 gallons to a storage tank used to supply such petroleum products to licensed motor vehicles owned and operated by it. The remaining 30,000 gallons are delivered to a storage tank used to supply fuel oil for heating trucking company's premises. For the month of October ~~1968~~, trucking company reports and pays the special fuel (as defined in *Minnesota Statutes*, section 296A.01, subdivision 46) excise tax on 70,000 gallons. Trucking company files a sales and use tax return (if it has a Minnesota sales tax account number) or a consumer's use tax return (if it has no such account number) and reports ~~as taxable and pays a tax on the purchase price of the 30,000 gallons of petroleum products used by it for space heating, and pays a tax based upon the price per gallon multiplied by the 30,000 gallons not subjected to the highway use tax.~~ See *Minnesota Statutes*, section ~~297A.14~~ 297A.63 for application of use tax.

Expedited Emergency Rules

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

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

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules; Youth Wild Turkey Hunts

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b). The statutory authority for the contents of the rule is *Minnesota Statutes*, sections 97A.435, 97B.112, 97B.711, and 97B.723.

The emergency conditions that do not allow compliance with *Minnesota Statutes*, sections 97A.0451 to 97A.0459, are as follows. Population and harvest data needed for setting quotas and areas are not available until August, and this data is needed to determine if youth hunts would be made available. To provide for quality and safe hunting opportunities that do not take away opportunity from other hunters, the department has looked for areas to conduct youth hunts that are not normally open to the general public for turkey hunting. Areas meeting those criteria that were determined to be available and logistically feasible for conducting youth wild turkey hunts were not identified until January 2005, with the areas being established not otherwise open to public hunting. These time frames mean that the ability to do rulemaking is only through the expedited emergency rulemaking process.

Further, general requirements for persons participating in youth wild turkey hunts is needed in order to determine who is eligible to participate in the youth hunt and under what circumstances. Since there is no permanent rule yet in effect establishing these requirements, it is necessary to have expedited emergency rules establish these criteria so that the youth hunt may take place. A permanent rule (RD3327) is in process to address this issue, but the permanent rule will not be in effect for this season.

Dated: February 8, 2005

Gene Merriam
Commissioner of Natural Resources

6236.1060 TURKEY HUNT QUOTAS.

[For text of subs 1 and 2, see 29 SR 597]

Subp. 3. Permits for youth hunts.

A. For wild turkey permit area 227, two additional permits per time period are available for youth participating in a special hunt on land owned by the Wildlife Science Center and adjoining land in Anoka County for the following time periods:

- (1) April 16 and 17;
- (2) April 23 and 24;
- (3) April 30 and May 1;
- (4) May 7 and 8; and
- (5) May 14 and 15.

B. For wild turkey permit area 236, ten additional permits per time period are available for youth participating in a special hunt conducted by the Bucks and Buckthorn Program on the Warner Nature Center, Camp Kiwanis Boy Scout Camp, and St. Croix Watershed Research Station in Washington County for the following time periods:

- (1) April 16 and 17; and
- (2) April 23 and 24.

C. For wild turkey permit area 236, 13 additional permits per time period are available for youth participating in a special hunt conducted by the John Glenn Archery Club on the Wilder Forest in Washington County for the following time periods:

- (1) April 23 and 24; and
- (2) April 30 and May 1.

D. For wild turkey permit areas 337, 338, 427, and 442, 40 permits are authorized cumulatively for the time period of April 16 and 17 for youth participating in a special youth hunt in Scott, Carver, Sibley, and Le Sueur Counties.

6236.1070 YOUTH WILD TURKEY SPECIAL HUNTS.

Subpart 1. Requirements. Persons participating in youth wild turkey hunts must be at least 12 years of age and under 18 years of age

Expedited Emergency Rules

by the beginning hunt date. A valid wild turkey license and firearms safety certificate must be obtained prior to being issued a permit. All participants must be accompanied by a parent or legal guardian who is at least 18 years of age. The accompanying parent or guardian may not hunt, but may assist during the hunt. All participants and their accompanying parent or guardian must attend a prehunt orientation offered by the hunt sponsors. Participating youth hunters must be sponsored and selected by a sponsoring nonprofit or selected by lottery.

Subp. 2. Open areas. Youth hunt permittees may hunt in open areas and special seasons as designated by the commissioner. In 2005, the following areas are open for youth wild turkey hunters by permit:

A. the Wildlife Science Center property and adjoining private property in Anoka County in turkey permit area 227 is open for taking wild turkeys by legal firearms April 16 and 17, April 23 and 24, April 30 and May 1, May 7 and 8, and May 14 and 15. No more than ten permits shall be issued to first-time turkey hunters ages 12 to 17 selected by the Wildlife Science Center. No more than two permits shall be issued per open time period. The Wildlife Science Center is the sponsoring nonprofit organization;

B. Minnesota Valley State Recreation Area in Scott and Carver Counties, the Minnesota Valley National Wildlife Refuge in Scott and Carver Counties, and private property identified by the hunt sponsor in turkey permit areas 337, 338, 427, and 442 within Scott, Carver, Le Sueur, and Sibley Counties are open April 16 and 17 for taking wild turkeys by legal firearms from one-half hour before sunrise until noon each day. No more than 40 permits shall be issued to first-time turkey hunters ages 12 to 17 selected by lottery. The National Wild Turkey Federation is the sponsoring nonprofit organization;

C. the Wilder Forest in Washington County in turkey permit area 236 is open for taking wild turkeys by archery April 23 and 24 and April 30 and May 1. No more than 26 permits shall be issued to hunters ages 12 to 17 selected by the John Glenn Archery Club and the Safari Club International North Country Cadets. No more than 13 permits shall be offered per open time period. The John Glenn Archery Club and the Safari Club International North Country Cadets are the sponsoring nonprofit organizations; and

D. the Warner Nature Center, Camp Kiwanis Boy Scout Camp, and the St. Croix Watershed Research Station in Washington County in turkey permit area 236 are open for taking wild turkeys by archery April 16 and 17 and April 23 and 24. No more than 20 permits shall be offered to hunters ages 12 to 17 selected by the Bucks and Buckthorn Program. No more than ten permits shall be offered per open time period. The Boy Scouts of America is the sponsoring nonprofit organization.

EFFECTIVE DATE. *Minnesota Rules*, parts 6236.1060, subpart 3, and 6236.1070, expire December 31, 2005.

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

Executive Order #05-02: Designation of the National Incident Management System (NIMS) as the Basis for All Incident Management in the State of Minnesota

I, TIM PAWLENTY, GOVERNOR OF THE STATE OF MINNESOTA, by virtue of the authority vested in me by the Constitution and applicable laws, including *Minnesota Statutes* 2004, Section 221.0269, do hereby issue this executive order:

WHEREAS, the President, in Homeland Security Directive (HSPD)-5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for federal, state, local, and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size, or complexity;

WHEREAS, the collective input and guidance from all federal, state, local, and tribal homeland security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS;

WHEREAS, it is necessary and desirable that all federal, state, local, and tribal emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management;

WHEREAS, to facilitate the most efficient and effective incident management, it is critical that federal, state, local, and tribal organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform planning, training, and exercising standards, comprehensive resource management, and designated incident facilities during emergencies or disasters;

Executive Orders

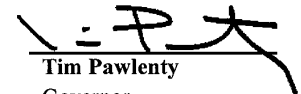
WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the state's ability to utilize federal funding to enhance local and state agency readiness, maintain first responder safety, and streamline incident management processes.

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the State, including current emergency management training programs; and

WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System;

NOW, THEREFORE, I do hereby establish the National Interagency Incident Management System (NIMS) as the state standard for incident management.

IN TESTIMONY WHEREOF, I have set my hand this 8th day of February 2005.



Tim Pawlenty
Governor

Filed According to Law:



Mary Kiffmeyer
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

DECISION RECORD - OFFICIAL NOTICE AND ORDER

CLASSIFICATION OF THE PILLSBURY STATE FOREST IN CASS COUNTY, MINNESOTA - Classification of the Pillsbury State Forest with respect to motor vehicle use pursuant to *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167, Subdivision 1 and *Minnesota Rules*, Chapter 6100.1950.

NOTICE PUBLISHED: February 22, 2005

EFFECTIVE DATE: July 1, 2005

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources orders the classification of the Pillsbury State Forest, located in Cass County, as *Closed* with respect to the operation of motor vehicles.

WHEREAS:

1. *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167 directs the Commissioner of Natural Resources to complete a review of the classification status of all state forests and forest lands under the authority of the commissioner classified as 'managed,' and to change the status of such forests and forest lands to 'limited' or 'closed' with respect to the operation of motor vehicles. Reclassification is to be conducted pursuant to the process and criteria set forth in *Minnesota Rules*, 6100.1950.
2. The agency held a public meeting and solicited and received written comments and submissions on the proposed forest classification. Comments were incorporated into the final plan for forest classification.
3. All notice and procedural requirements in *Minnesota Statutes*, and other applicable rules and law have been complied with.
4. The state forest classification is both needed and reasonable.

Commissioners' Orders

NOW THEREFORE, IT IS ORDERED that the Pillsbury State Forest is classified as *Closed*, pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED that the classification of the Pillsbury State Forest shall become effective on July 1, 2005.

A copy of this order shall be filed with the Secretary of State.

Dated: February 4, 2005

Gene Merriam, Commissioner
Department of Natural Resources

Minnesota Department of Natural Resources DECISION RECORD - OFFICIAL NOTICE AND ORDER DESIGNATION OF FOREST ROADS IN THE PILLSBURY STATE FOREST IN CASS COUNTY, MINNESOTA - Designation of forest roads in the Pillsbury State Forest pursuant to *Minnesota Statutes*, Section 89.71, Subdivision 1.

NOTICE PUBLISHED: February 22, 2005
EFFECTIVE DATE: July 1, 2005

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources orders the designation of forest roads as identified in *Exhibit A*, attached hereto and incorporated herein, in the Pillsbury State Forest.

WHEREAS:

1. *Minnesota Statutes*, Section 89.71, subdivision 1, provides that the commissioner may designate forest roads by written order published in the *State Register*.
2. The agency held a public meeting and solicited and received written comments and submissions regarding the public's use of the Pillsbury State Forest.
3. All notice and procedural requirements in *Minnesota Statutes*, and other applicable rules and law have been complied with.
4. The forest road designations are both needed and reasonable.

NOW THEREFORE, IT IS ORDERED that the forest roads identified in *Exhibit A*, attached hereto and incorporated herein, are hereby designated pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED that the designation of those forest roads identified in *Exhibits A*, shall become effective on July 1, 2005.

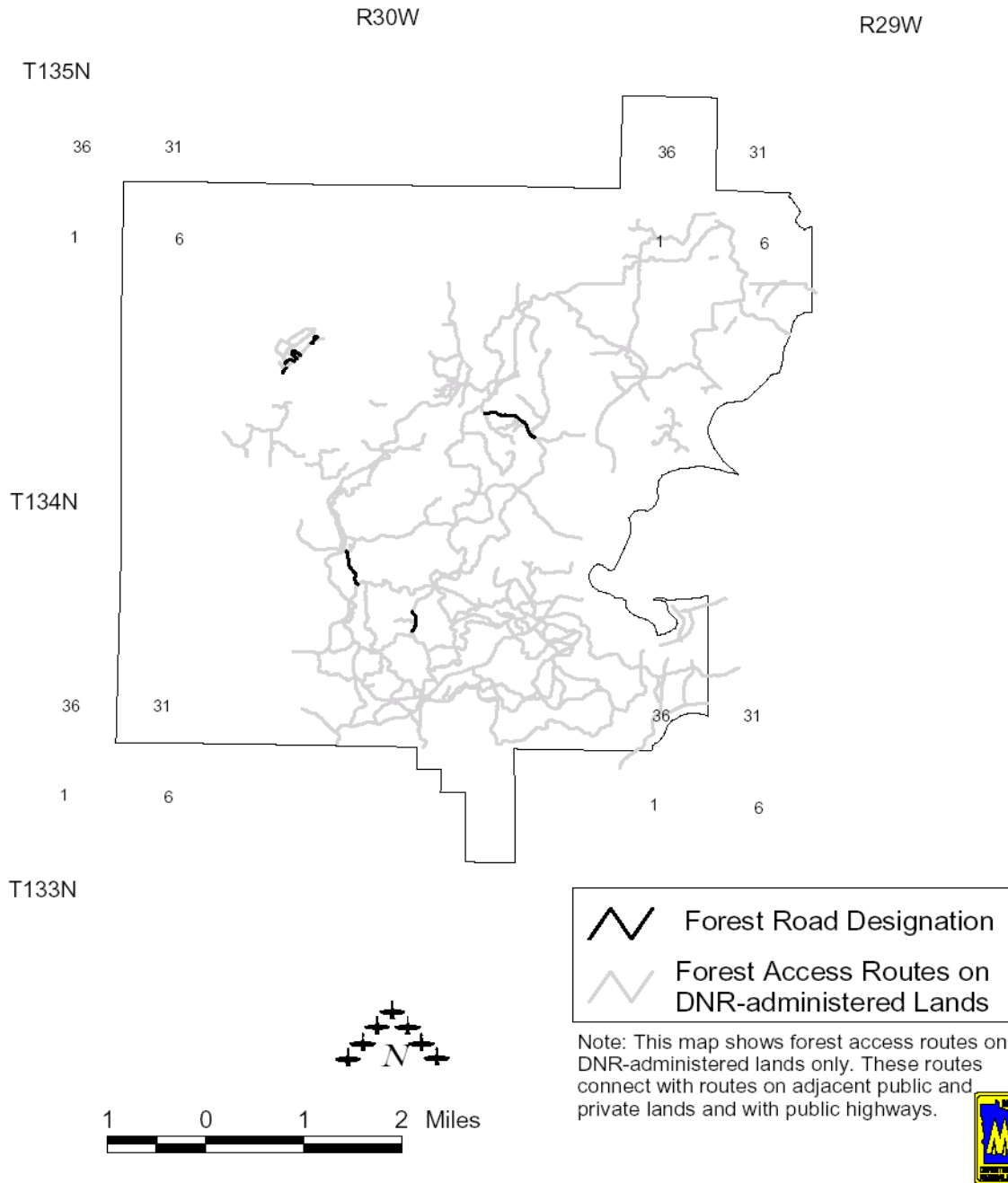
A copy of this order shall be filed with the Secretary of State.

Dated: February 4, 2005

Gene Merriam, Commissioner
Department of Natural Resources

(See Map on next page)

Exhibit A: Forest Road Designation Pillsbury State Forest Cass County, Minnesota



Commissioner's Orders

Minnesota Department of Natural Resources

DECISION RECORD - OFFICIAL NOTICE AND ORDER

CLASSIFICATION OF THE FOOT HILLS STATE FOREST AND OTHER STATE FOREST LANDS UNDER THE AUTHORITY OF THE COMMISSIONER IN CASS COUNTY, MINNESOTA - Classification of the Foot Hills State Forest and other State Forest Lands within Cass County with respect to motor vehicle use pursuant to *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167, Subdivision 1 and *Minnesota Rules*, Chapter 6100.1950.

NOTICE PUBLISHED: February 22, 2005

EFFECTIVE DATE: December 31, 2005

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources orders the classification of the Foot Hills State Forest, and other State Forest Lands described below, located in Cass County, as *Limited* with respect to the operation of motor vehicles.

WHEREAS:

1. *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167 directs the Commissioner of Natural Resources to complete a review of the classification status of all state forests and forest lands under the authority of the commissioner classified as 'managed,' and to change the status of such forests and forest lands to 'limited' or 'closed' with respect to the operation of motor vehicles. Reclassification is to be conducted pursuant to the process and criteria set forth in *Minnesota Rules*, 6100.1950.
2. The agency held a public meeting and solicited and received written comments and submissions on the proposed forest classification. Comments were incorporated into the final plan for forest classification.
3. All notice and procedural requirements in *Minnesota Statutes*, and other applicable rules and law have been complied with.
4. The state forest classification is both needed and reasonable.

NOW THEREFORE, IT IS ORDERED that the Foot Hills State Forest and all State Forest Lands under the authority of the Commissioner within the Townships of White Oak, Hiram, Birch Lake, Badoura, Deerfield, Powers, McKinley, Bull Moose, Pine River, Ansel, Bungo, Walden, Poplar, Moose Lake, and Maple, in Cass County, are classified as *Limited*, pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED that the classification of said State Forest and State Forest Lands shall become effective on December 31, 2005.

A copy of this order shall be filed with the Secretary of State.

Dated February 4, 2005

Gene Merriam, Commissioner
Department of Natural Resources

Minnesota Department of Natural Resources

DECISION RECORD - OFFICIAL NOTICE AND ORDER

DESIGNATION OF FOREST TRAILS IN THE FOOT HILLS STATE FOREST IN CASS COUNTY, MINNESOTA - Designation of forest trails in the Foot Hills State Forest with respect to off-highway vehicle use pursuant to *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167, Subdivision 1 and *Minnesota Statutes*, Section 89.19, Subdivision 2.

NOTICE PUBLISHED: February 22, 2005

EFFECTIVE DATE: December 31, 2005

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources orders the designation of forest trails as identified in *Exhibits A, B and C*, attached hereto and incorporated herein, in the Foot Hills State Forest with respect to the operation of all-terrain vehicles, off-highway motorcycles and off-road vehicles.

Commissioner's Orders

WHEREAS:

1. *Minnesota Laws 2003*, Chapter 128, Article 1, Section 167 directs the Commissioner of Natural Resources to complete a review of the classification status of all state forests and forest lands under the authority of the commissioner classified as 'managed,' to reclassify said forests and forest lands as either "limited" or "closed," and to designate trails within those state forests and forest lands.
2. The agency held a public meeting and solicited and received written comments and submissions on the proposed forest trail designations. Comments were incorporated into the final plan for forest trail designations.
3. All notice and procedural requirements in *Minnesota Statutes*, and other applicable rules and law have been complied with.
4. The forest trail designations are both needed and reasonable.

NOW THEREFORE, IT IS ORDERED that the all-terrain vehicle trails identified in *Exhibit A*, the off-highway motorcycle trails identified in *Exhibit B*, and the off-road vehicle trails identified in *Exhibit C*, within the Foot Hills State Forest, are hereby designated pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED that the designation of those trails identified in *Exhibits A, B and C*, attached hereto and incorporated herein, shall become effective on December 31, 2005.

A copy of this order shall be filed with the Secretary of State.

Dated: February 4, 2005

Gene Merriam, Commissioner
Department of Natural Resources

Minnesota Department of Natural Resources DECISION RECORD - OFFICIAL NOTICE AND ORDER DESIGNATION AND UNDESIGNATION OF FOREST ROADS IN THE FOOT HILLS STATE FOREST IN CASS COUNTY, MINNESOTA - Designation and undesignation of forest roads in the Foot Hills State Forest pursuant to *Minnesota Statutes*, Section 89.71, Subdivision 1.

NOTICE PUBLISHED: February 22, 2005
EFFECTIVE DATE: December 31, 2005

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Natural Resources orders the designation of forest roads identified in *Exhibit A*, and the undesignation of forest roads identified in *Exhibit B*, attached hereto and incorporated herein, in the Foot Hills State Forest.

WHEREAS:

1. *Minnesota Statutes*, Section 89.71, subdivision 1, provides that the commissioner may designate and undesignate forest roads by written order published in the *State Register*.
2. The agency held a public meeting and solicited and received written comments and submissions regarding the public's use of the Foot Hills State Forest.
3. All notice and procedural requirements in *Minnesota Statutes*, and other applicable rules and law have been complied with.
4. The forest road designations and undesignations are both needed and reasonable.

NOW THEREFORE, IT IS ORDERED that the forest roads identified in *Exhibit A*, attached hereto and incorporated herein, are hereby designated pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED the forest road identified in *Exhibit B*, attached hereto and incorporated herein, is hereby undesignated and removed from the forest road system pursuant to authority vested in me by Minnesota law.

IT IS FURTHER ORDERED that the designation or undesignation of those forest roads identified in *Exhibits A and B*, shall become effective on December 31, 2005.

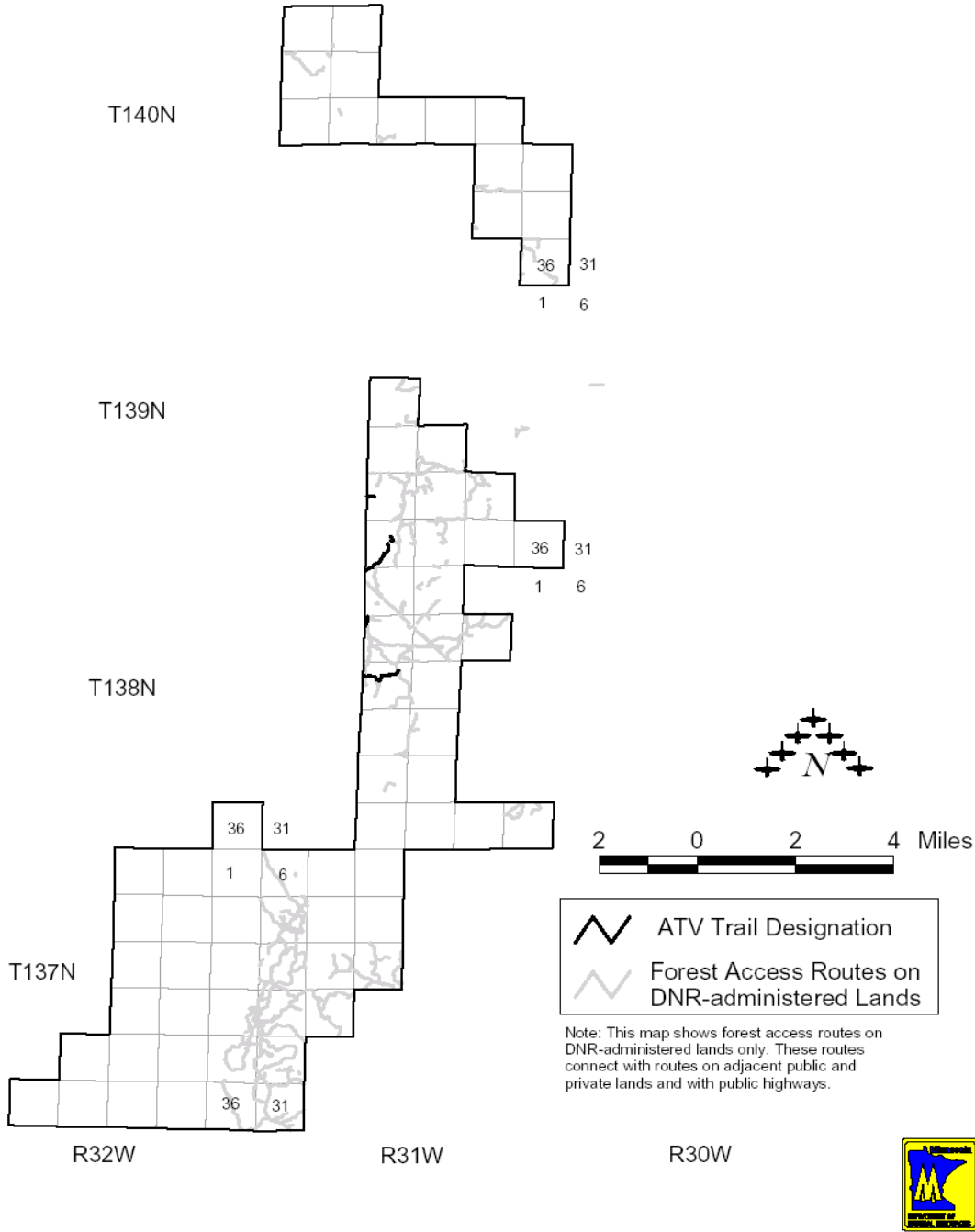
A copy of this order shall be filed with the Secretary of State.

Dated: February 4, 2005

Gene Merriam, Commissioner
Department of Natural Resources

Commissioner's Orders

Exhibit A: All Terrain Vehicle Trail Designation Foot Hills State Forest Cass County, Minnesota



Commissioner's Orders

Exhibit B: Off Highway Motorcycle Trail Designation Foot Hills State Forest Cass County, Minnesota

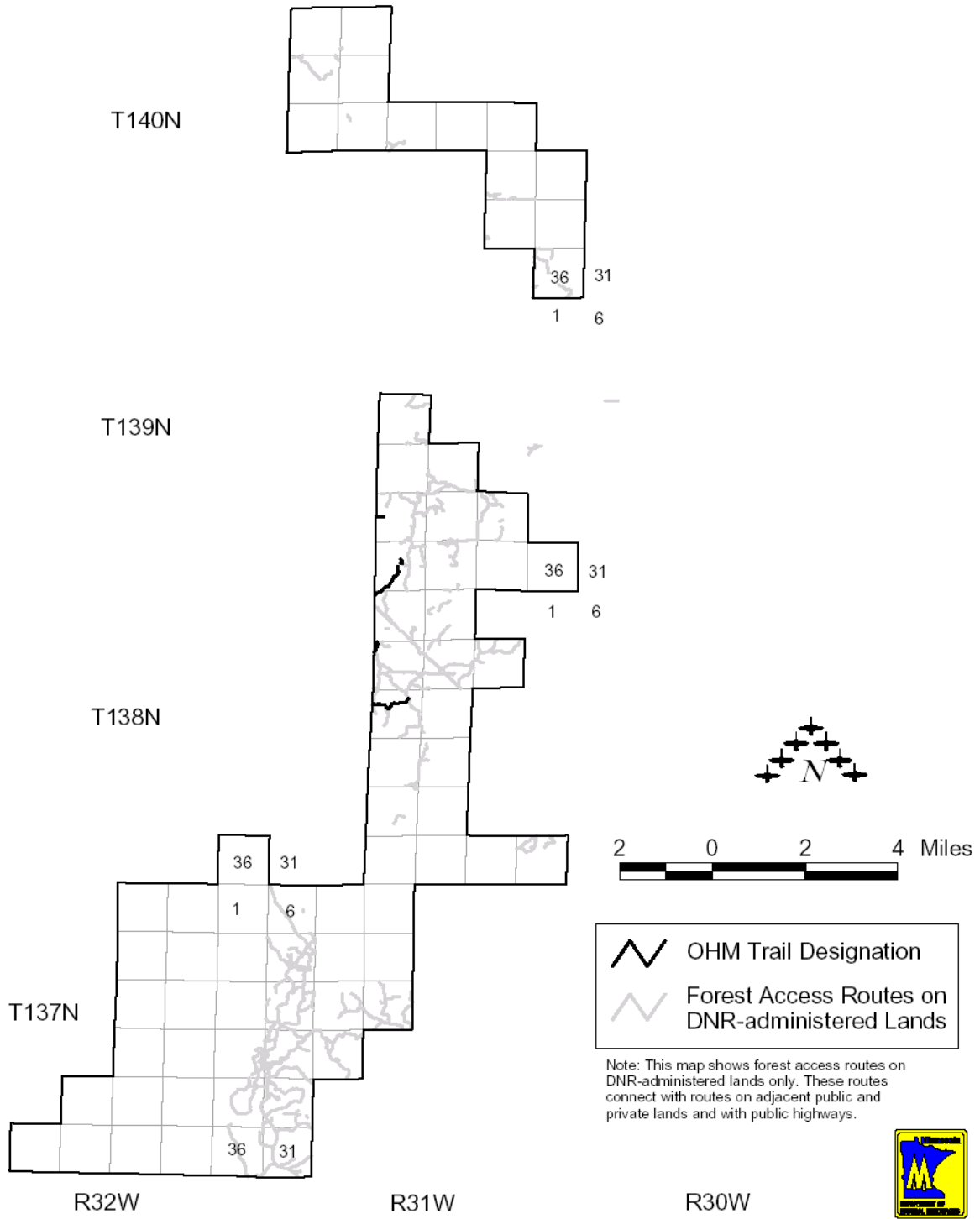


Exhibit C: Off Road Vehicle Trail Designation
Foot Hills State Forest
Cass County, Minnesota

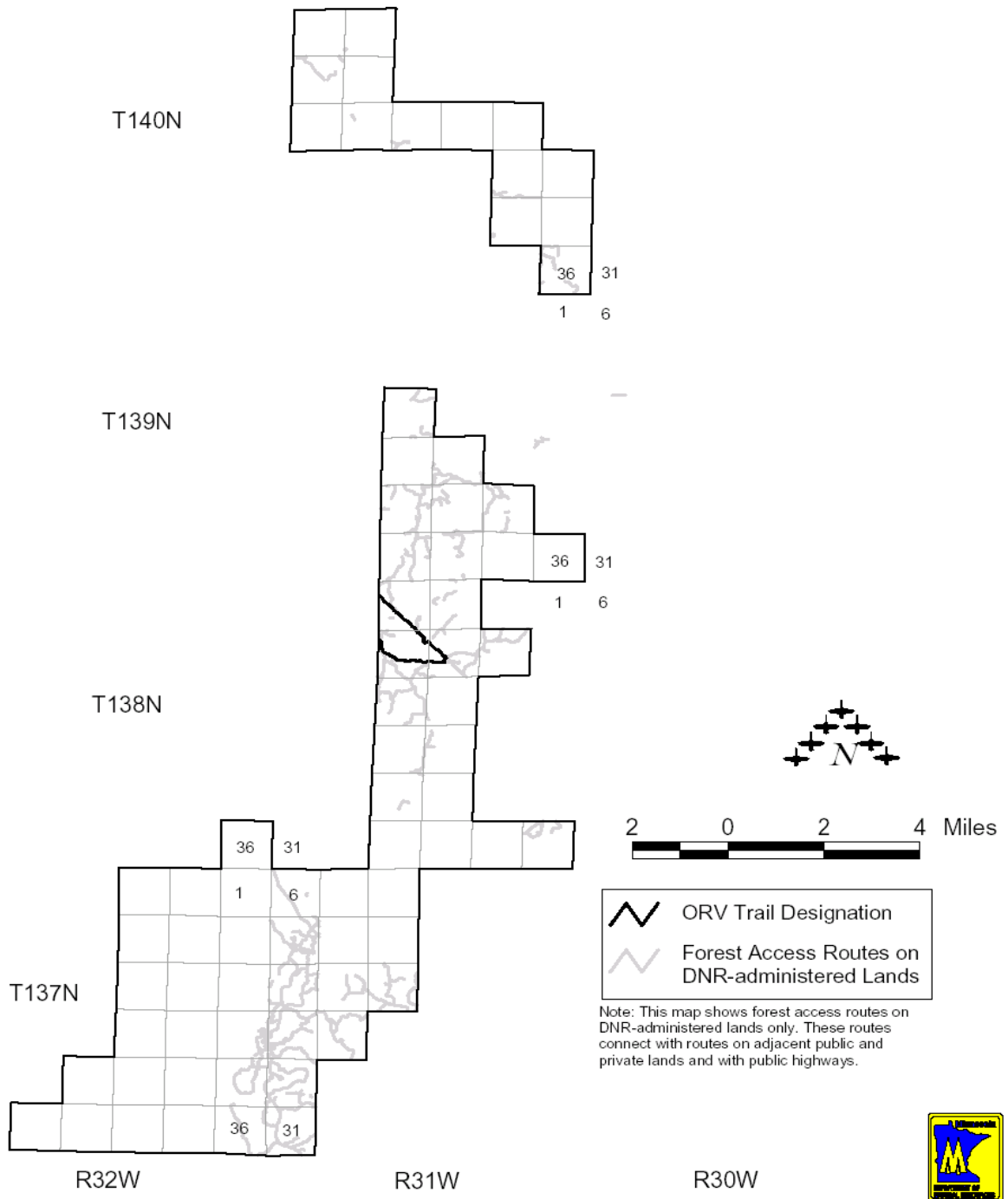


Exhibit A: Forest Road Designation Foot Hills State Forest Cass County, Minnesota

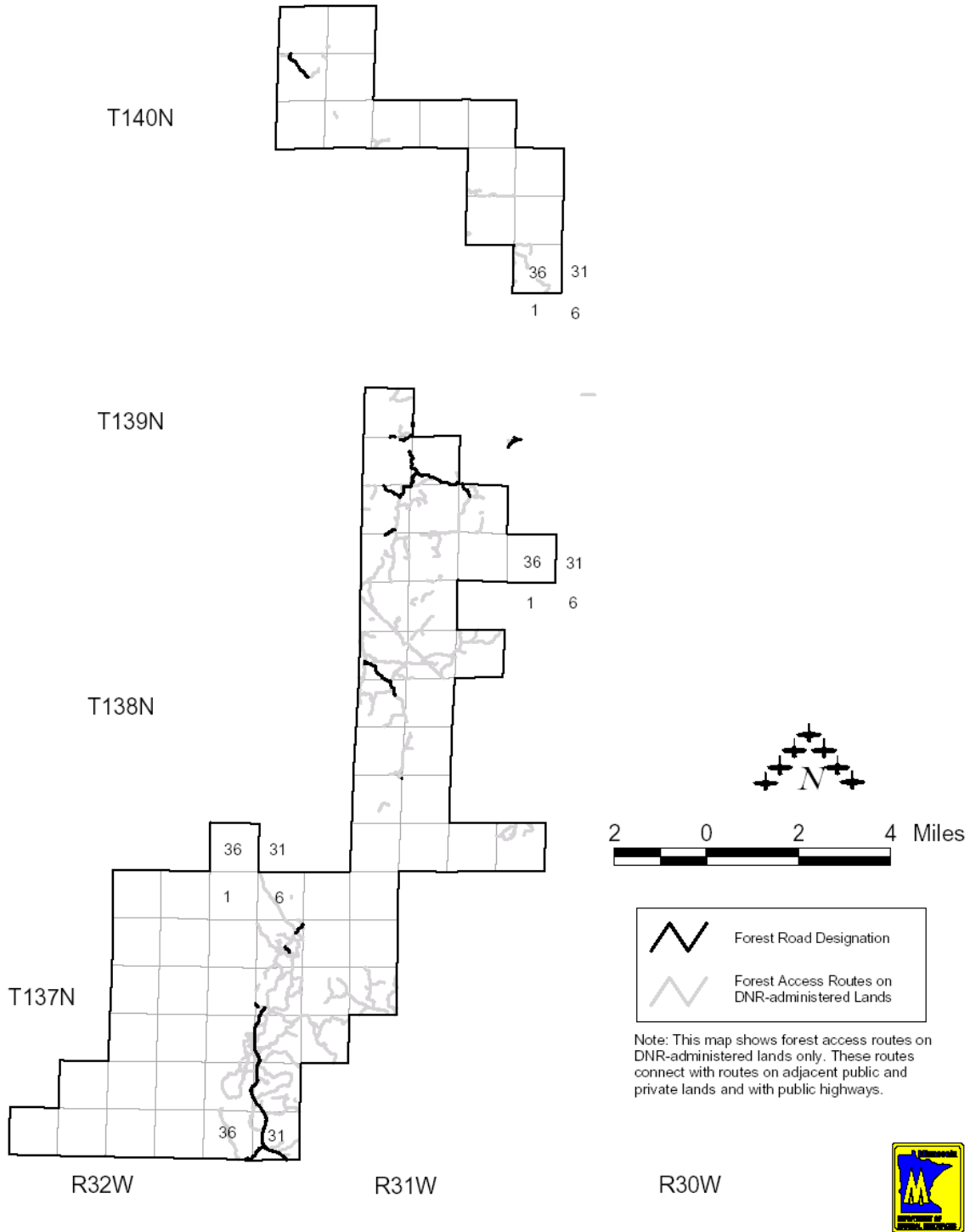
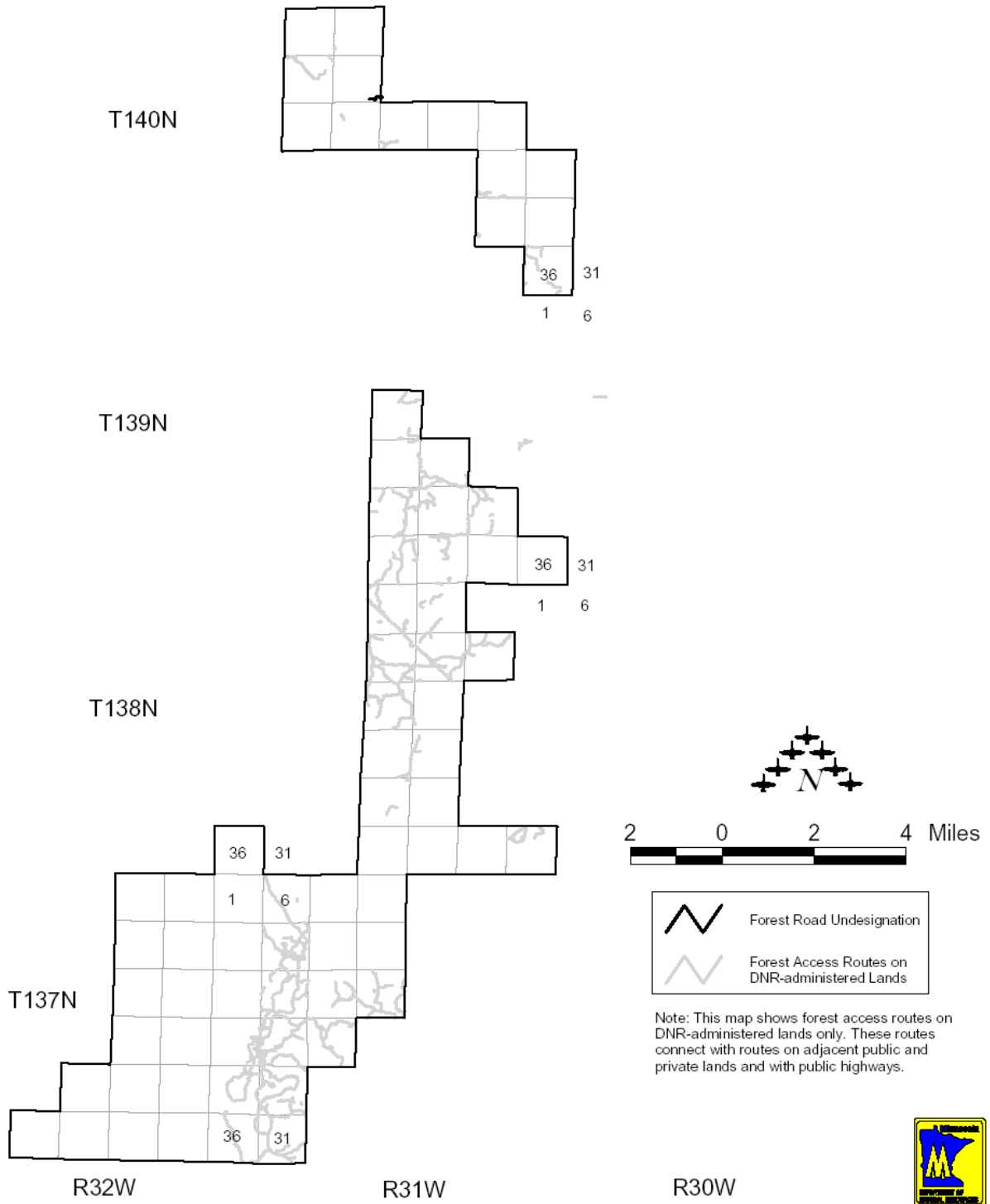


Exhibit B: Forest Road Undesignation Foot Hills State Forest Cass County, Minnesota



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 Higher Education Facilities Authority Notice of Public Hearing on Revenue Obligations on Behalf of Augsburg College

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Minnesota Higher Education Facilities Authority (the "Authority") with respect to a proposal to issue revenue bonds or other obligations on behalf of Augsburg College (the "College"), as owner and operator of Augsburg College, at the Authority's offices at Suite 450, 380 Jackson Street, St. Paul, Minnesota, on March 9, 2005 at 9:00 a.m.

Under the proposal, the Authority would issue its revenue bonds or other obligations in an original principal amount of up to approximately \$8,250,000 to finance a project (the "Project") generally described as (a) the refunding of the Authority's outstanding Mortgage Revenue Bonds, Series Four-F1 (Augsburg College), dated May 1, 1996 which were issued in the original principal amount of \$7,700,000 to provide funds to finance, or to refund and prepay certain obligations originally issued to finance, certain projects described as follows: (i) the acquisition, construction, furnishing and equipping of a library and information technology center; (ii) the prepayment of the Authority's Revenue Notes, Series Two-Z (Augsburg College), dated August 1, 1990, originally issued to finance the acquisition and installation of a new campus telecommunications system, including wiring upgrade and a new administrative computer system and equipment and software; and (iii) the prepayment of the Authority's Lease, Series Three-P (Augsburg College-Sublessee), originally issued to finance the acquisition and installation of Astroturf surface for and an inflatable air structure over the Anderson-Nelson Athletic Field and related Astroturf sweeper/vacuum and storage shed; and (b) the prepayment of the Authority's outstanding Revenue Notes, Series Four-W (Augsburg College), dated September 25, 1998, which were issued in the original principal amount of \$450,000 for the acquisition, improvement, furnishing and equipping of the President's residence and special event center; all owned and operated by the College and located on the College's campus, the principal street address of which is 2211 Riverside Avenue, Minneapolis, Minnesota.

At said time and place the Authority shall give all parties who appear or who have submitted written comments an opportunity to express their views with respect to the proposal to undertake and finance the Project.

Dated February 22, 2005

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

Minnesota Higher Education Facilities Authority Notice of Public Hearing on Revenue Obligations on Behalf of Carleton College

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Minnesota Higher Education Facilities Authority (the "Authority") with respect to a proposal to issue revenue bonds or other obligations on behalf of Carleton College (the "College"), as owner and operator of the College, at the Authority's office at Suite 450, 380 Jackson Street, Saint Paul, Minnesota on March 9, 2005 at 9:00 a.m. Under the proposal, the Authority would issue its revenue bonds or other obligations in an original principal amount of up to approximately \$35,000,000 to finance a project (the "Project") generally described as: (a) demolition of Watson House and construction, furnishing and equipping of a three-story townhouse for student housing at that site and acquisition and renovation of selected properties within three blocks of the campus perimeter for academic or residential use (and, with related furnishings, equipment and site improvements, collectively the "2005 Project"), and (b) refunding of the Authority's outstanding Variable Rate Demand Revenue Bonds, Series Three-L1 (Carleton College) (the "Series Three-L1 Bonds") and a portion of the Authority's outstanding Revenue Bonds, Series Four-N (Carleton College) (the "Series Four-N Bonds") (the Series Three-L1 Bonds and the Series Four-N Bonds, collectively, the "Prior Bonds"). The Series Three-L1 Bonds were issued in the original principal amount of \$10,000,000 to provide funds for the acquisition and construction of Johnson House and Alumni Guest House, the Center for Mathematics and Computing, Hulings Hall and a student housing facility, remodeling, expansion and improvement of Boliou Hall, Olin Hall, Mudd Hall, and electrical, heating, cooling and telecommunication systems (the "Series Three-L1 Project"), and the Series Four-N Bonds were issued in the original principal amount of \$24,440,000 to provide funds for the acquisition and construction of the Recreation Center and the Language and Dining Center, renovation of Mudd Hall, Evans Dining Hall and Goodhue Dining Hall and acquisition and installation of chiller and related piping system and a computer system for administrative and bookstore use (the "Series Four-N Project"); all owned and operated by the College and located on the College's campus, the principal street address of which is One North College Street, Northfield, Minnesota 55057.

At said time and place the Authority shall give all parties who appear or who have submitted written comments and opportunity to

express their views with respect to the proposal to undertake and finance the Project.

Dated February 22, 2005

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

Minnesota Pollution Control Agency Environmental Analysis & Outcomes Division REQUEST FOR COMMENTS on Possible Rule Amendments Governing Air Quality Performance Standards, Air Emissions Permits, Emission Inventory Reporting and Miscellaneous Definitions and Incorporations by Reference to be Codified in *Minnesota Rules* Chapters 7001, 7005, 7007, 7008, 7009, 7011, 7017 and 7019.

Subject of Rule: The Minnesota Pollution Control Agency (MPCA) requests comments on possible rule revisions affecting the MPCA's air quality rules, to be codified in *Minnesota Rules* Chs. 7001, 7005, 7007, 7008, 7009, 7011, 7017 and 7019. This rulemaking consolidates a number of air quality rulemaking needs into a single rule. Please note that as the MPCA develops this rulemaking it may identify portions of other chapters of the air quality rules that need to be amended, for example when one rule cross references another or shares a common definition. Such collateral amendments will be kept within the original scope of the rule. Also, while the MPCA anticipates that most or all of the pieces of this rulemaking will proceed on the same schedule, it is possible that one or more portions will be split off if they need to progress more quickly or if one item is likely to take significantly longer than the others. The rulemaking falls into the following general categories:

1) Revisions Necessary Due to New Source Review (NSR) Reform

The primary intent will be to amend the MPCA's air permitting rules where necessary to avoid conflict or confusion with the federal NSR rules that became effective on March 3, 2003. The federal NSR rules are incorporated by reference in *Minnesota Rules* 7007.3000. The MPCA will also consider the need to add rule language to supplement the federal rule requirements to assure consistent implementation. This notice supersedes the request for comments notice on NSR related rule changes published in the *State Register* on August 11, 2003 (28 SR 123).

2) Control Equipment Rule

The MPCA is investigating an update to the control equipment rule (*Minnesota Rules* 7011.0060 to 7011.0080). This may include updating the default control efficiencies to reflect newer information, adding new equipment and adding new pollutants to the scope of the rule. This would enable more facilities to use the rule in their permit applications, thus helping to streamline the permitting process and reducing the need for site-specific testing, where control efficiencies have become well-established in the ten years since this rule was first adopted.

3) Registration Permit Rules

The MPCA plans to update the rules relating to "Option C" registration permits in chapter 7007 in order to address U.S. EPA concerns that prevented federal approval of the rule in May 1999. (64 FR 26880-83). This notice supersedes the inclusion in the request for comments notice on NSR related rule changes published in the *State Register* on August 11, 2003 (28 SR 123). The MPCA will also be considering making narrowly tailored amendments to the registration permit rules in general in order to promote an efficient, streamlined permit process and to resolve identified ambiguities or problems.

4) Best Available Retrofit Technology (BART) Rule

The MPCA plans to introduce rule requirements that are necessary to facilitate a timely BART State Implementation Plan (SIP) submittal to EPA, due in January 2008. This will incorporate the federal BART rule itself and associated federal guidelines which are anticipated to be final in April of 2005. These federal rules establish the requirements for meeting the visibility protection goals of the federal Clean Air Act for what are called "Class I" areas. Minnesota's Class I areas are Voyageurs National Park and the Boundary Waters Canoe Area. The BART guidelines provide States with a number of options for meeting the SIP requirements and this rule will incorporate an appropriate approach for Minnesota. This item may be separated from the others if it is determined that it needs to be enacted sooner in order to meet the January 2008 deadline.

5) "Omnibus" Rule Changes

The MPCA has finalized a number of limited scope rulemakings, informally known as "Omnibus" rules which were intended to make minor changes to existing rules, bring rules up to date, correct errors and clarify rules where needed. The omnibus rule process is also a means of incorporating federal rules by reference and making changes mandated by EPA which are minor and non-controversial in scope. This rulemaking will include changes of that nature, including: incorporation by reference of recently promulgated National Emission Standards for Hazardous Air Pollutants (NESHAP) and New Source Performance Standards (NSPS); changes which make it

Official Notices

easier to submit electronic data; and correction of a mathematical error in the industrial process equipment rule. In addition, the MPCA is investigating whether minor changes to its emissions inventory rules could reduce the time period to make inventory data collected available to the public as well as changes to more efficiently and effectively implement its inventory program.

Background: This rule consolidates a number of air quality rulemaking needs. As a whole they are intended to promote efficient operation of the permitting, SIP and emission inventory programs and support MPCA's mission of environmental protection. A summary of changes currently being considered is available by contacting the agency contact person listed below.

Persons Affected: The MPCA's planned rulemaking potentially affects any person or facility that applies for an air permit, submits an emission inventory or is required to demonstrate compliance with air quality requirements. In general the changes either add flexibility in permitting options, incorporate existing federal requirements or incorporate requirements that the MPCA has been administering under its general authorities.

Statutory Authority: The MPCA's authority to adopt and implement the new rules is found in *Minnesota Statutes* § 116.07, subd. 4. This provision authorizes MPCA to adopt rules "for the prevention, abatement, or control of air pollution." The portion of Section 116.07, subd. 4, relevant to air quality regulation reads as follows:

Subd. 4. Rules and standards. Pursuant and subject to the provisions of chapter 14, and the provisions hereof, the pollution control agency may adopt, amend and rescind rules and standards having the force of law relating to any purpose within the provisions of Laws 1967, chapter 882, for the prevention, abatement, or control of air pollution. Any such rule or standard may be of general application throughout the state, or may be limited as to times, places, circumstances, or conditions in order to make due allowance for variations therein. Without limitation, rules or standards may relate to sources or emissions of air contamination or air pollution, to the quality or composition of such emissions, or to the quality of or composition of the ambient air or outdoor atmosphere or to any other matter relevant to the prevention, abatement, or control of air pollution.

Public Comment: Affected and interested persons or groups may submit comments or information on these planned rule amendments in writing or orally until 4:00 p.m. on March 24, 2005. The MPCA does not contemplate appointing an advisory committee to comment on the possible rules. If you wish to be included in future mailings and updates, please indicate which item(s) (1-5 or all) you are interested in.

Rule Drafts: The MPCA is in the process of preparing a draft of the possible rule amendments.

Agency Contact Person: Written comments, questions, requests to receive a draft of the rules when they are prepared, and requests for more information on the rule amendments should be directed to: Stuart Arkley at the Minnesota Pollution Control Agency, 520 Lafayette Road No., St. Paul, Minnesota, 55155-4194, **Phone:** (651) 296-7774, **Fax:** (651) 297-8676, and may also be directed by **email:** stuart.arkley@pca.state.mn.us. TTY users may call the MPCA at **TTY** (651) 292-5332 or 1 (800) 657-3864.

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 may not necessarily be included in the formal rulemaking record when a proceeding to adopt rules is started. The MPCA is required to submit to the administrative law judge reviewing the rules only those written comments received in response to the rules after they are formally proposed for adoption in the *State Register*.

Sheryl A. Corrigan, Commissioner
Minnesota Pollution Control Agency

State Grants & Loans

In addition to requests by state agencies for technical/professional services (published in the State Contracts Section), the *State Register* also publishes notices about grants and loans available through any agency or branch of state government. Although some grant and loan programs specifically require printing in a statewide publication such as the *State Register*, there is no requirement for publication in the *State Register* itself. Agencies are encouraged to publish grant and loan notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Minnesota Housing Finance Agency

Request for Proposals for the Family Homeless Prevention and Assistance Program

The Minnesota Housing Finance Agency announces the anticipated availability of grant funds through the Family Homeless Prevention and Assistance Program. The actual availability and amount of funds is contingent upon approval by the 2005 Minnesota Legislature.

Amount of Funds Available:

\$7.43 million in grant funds are anticipated for the biennium period of July 1, 2005 - June 30, 2007.

Eligible Applicants

In the Twin Cities seven-county metropolitan area, a county is an eligible applicant. In non-metropolitan areas, eligible applicants include a county, a group of contiguous counties jointly acting together, or a community based nonprofit organization with a sponsoring resolution from each of the county boards of the counties located within its operating jurisdiction.

The service area must have a significant number or significant growth in the number of people experiencing homelessness, including families with children, youth/unaccompanied youth, and single adults. The applicant must focus their emergency response system on homeless prevention and securing transitional or permanent housing for people who are homeless.

Application packages are available on the MHFA website at:

<http://www.mhfa.state.mn.us/multifamily/fhpap.htm>

Or contact Joyce Kraus at (651) 296-9794 for an application on a disk.

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.

Department of Employment and Economic Development

Request for Proposals for Telephone Survey of Customers

The Minnesota Department of Employment and Economic Development (DEED) is soliciting proposals for the administration of a telephone survey on a monthly basis over a 19-month period to measure customer satisfaction of participants served by the Minnesota WorkForce Center System. DEED reserves the right to extend the contract for up to three additional one-year periods. Included in this survey will be customers served in the following programs: WIA Title I-B (serving adults, dislocated workers and youth), WIA Title III (Job Service including Veterans), WIA Title IV (Rehabilitation Services' Vocational Rehabilitation Program and State Services for the Blind's Workforce Development Program), the Minnesota Youth Program, the State Dislocated Worker Program, and the Minnesota Family Investment Program (MFIP).

The survey will collect data and help DEED examine what really matters to jobseekers. The Department will supply the survey instrument and monthly samples of registered customers. The contractor will produce approximately 7650 completed customer surveys over 19 months. Results will be reported for the WorkForce Center System as a whole, for each program at the state-wide level, and for each of 16 Workforce Service Areas in the state inclusive of all programs in the Service Area.

To receive the Request for Proposal, please visit www.state.deed.mn.us/rfps/ :

Prospective responders who have any questions regarding this RFP may **email**:

State Contracts

Devin Colvin, RFP Coordinator
Minnesota Department of Employment and Economic Development
Email: *Devin.Colvin@state.mn.us*

All proposals must be received at the above address no later than **3:00 p.m. March 16**, in the manner specified in the RFP document.

Dated: February 21, 2005

Department of Education Notice of Request for Information for a Customer Relationship Management (CRM) Software Solution

The Department of Education is soliciting information from qualified vendors about possible solutions to the Department's need to manage demographic and professional information on over a thousand assessment advisory panelists, hundreds of panels, and the intersection of the two.

For a copy of the complete Request for Information, please contact:

Mary Jo Swanson
Minnesota Department of Education
1500 Highway 36 West
Roseville, Minnesota 55113-4567
Phone: (651) 634-2222
Fax: (651) 582-8874
E-mail: *Mary.jo.swanson@state.mn.us*

Responses are due no later than 3:00 p.m. March 11, 2005. Late proposals will not be considered.

The 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 Health Notice of Availability of Contract for an Information Technology Organization Assessment

The Minnesota Department of Health is requesting proposals for the purpose of evaluating the resources and responsibilities of its current information technology (IT) organizational structure to meet the agency's overall goals and objectives. This will include recommendations for providing adequate resources for the delivery of our core IT services including which roles and responsibilities should be centralized, decentralized and/or outsourced while absorbing expected reductions in both federal and state funding. In addition, our organization's move into new facilities provides a unique opportunity for possible improved efficiencies in the delivery of IT services. Recommendations will reflect best practices in public health and government entities.

Work is proposed to start after March 8, 2005.

A Request for Proposals will be available by mail from this office through Tuesday, March 8, 2005. **A written request (by direct mail or fax) is required to receive the Request for Proposal.** After Tuesday, March 8, 2005, the Request for Proposal must be picked up in person.

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

Lin Nelson, Project Coordinator
Minnesota Department of Health
Golden Rule Building
85 East 7th Place, Suite 400
P.O. Box 64882
St. Paul, MN 55164-0882
Phone: (651) 215-5816

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than

4:00 PM CST on Friday, March 11, 2005. Late proposals will not be considered. Fax or e-mailed proposals will **NOT** be considered.

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

Minnesota Higher Education Services Office Request for Proposals for Web Developers/designers

The Higher Education Services Office is requesting proposals from qualified professionals to provide Web development and design services for Fiscal Years 2005. Proposals must be submitted no later than 4 p.m. Central time, February 28, 2005.

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

The State estimates the costs of these services for the biennium will not exceed \$30,000.

Copies of the RFP are available from:

Karen Buehre
Minnesota Higher Education Services Office
1450 Energy Park Drive, Suite 350
St. Paul, MN 55108-5227
Phone: (651) 642-0552
E-mail: Buehre@heso.state.mn.us

Minnesota Historical Society Request for Bids for Commissary Roof Reconstruction Historic Fort Snelling

The Minnesota Historical Society is seeking bids from qualified firms to provide all labor, materials, equipment, and supplies to provide an accurate reconstruction of Historic Fort Snelling's commissary roof with some modern design changes to increase the longevity of the roof. Included in the project is the installation of lead-coated copper gutter system on one elevation of the structure. All work will be done in accordance with the Drawings, Technical Specifications, Instructions to Bidders, Supplementary Conditions, General Conditions, the Contract, and the Request for Bids.

A mandatory pre-bid meeting will be held on Wednesday, March 2, 2005 at 1:00 p.m. in the Historic Fort Snelling Visitor Center conference room. **The Fort's grounds are located at the junction of Minnesota Highways 5 and 55, one mile east of the Twin Cities International Airport.**

The Request for Bids is available by contacting Mary Green Toussaint, Contracting and Purchasing Assistant, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, Minnesota 55102 via telephone: (651) 297-7007 or e-mail: mary.green-toussaint@mnhs.org.

Completed bids must be submitted in a sealed envelope with the project name "Commissary Roof Reconstruction" clearly written on the envelope. **Bids must be received no later than 2:00 p.m., March 15, 2005. Late bids will not be considered.**

Completed bids may be mailed to Mary Green Toussaint, Contracting and Purchasing Assistant, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, Minnesota 55102-1906 or hand-delivered to the following authorized agents: Minnesota Historical Society staff located at the Information Desk on the first floor, or in the Contracting and Purchasing Office on the fourth floor of the Minnesota History Center, which is also located at 345 Kellogg Boulevard West, St. Paul, Minnesota 55102.

Dated: February 22, 2005

Minnesota Historical Society Request for Bids for Sibley House and Faribault House Restoration

The Minnesota Historical Society is seeking bids from qualified firms to provide all labor, materials, equipment, and supplies to perform the following: replace the roofing, flashing, gutters, and downspouts of the Sibley House, Faribault House, and Well House; construct a covered wood porch and exterior staircase on the Sibley House; underpin the foundation of the Well House; install heat cables in the gutters and downspouts, and attic ventilation in the Sibley House and Faribault House; and miscellaneous carpentry and masonry repair on the Sibley House, Faribault House and Well House. All work will be done in accordance with the Drawings, Technical Specifications, Instructions to Bidders, Supplementary Conditions, General Conditions, the Contract, and the Request for Bids.

State Contracts

A mandatory pre-bid meeting will be held on Thursday, March 3, 2005 at 1:00 p.m. in the DuPuis House at the Sibley House Historic Site.

The Request for Bids is available by contacting Mary Green Toussaint, Contracting and Purchasing Assistant, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, Minnesota 55102 via telephone: (651) 297-7007 or e-mail: mary.green-toussaint@mnhs.org.

Completed bids must be submitted in a sealed envelope with the project name "Sibley House and Faribault House Restoration" clearly written on the envelope. **Bids must be received no later than 2:00 p.m., Wednesday, March 16, 2005. Late bids will not be considered.**

Completed bids may be mailed to Mary Green Toussaint, Contracting and Purchasing Assistant, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, Minnesota 55102-1906 or hand-delivered to the following authorized agents: Minnesota Historical Society staff located at the Information Desk on the first floor, or in the Contracting and Purchasing Office on the fourth floor of the Minnesota History Center, which is also located at 345 Kellogg Boulevard West, St. Paul, Minnesota 55102.

Dated: February 22, 2005

Department of Human Services Disability Services Division

Request for Proposal to Contract for Technical Assistance Provision for the Comprehensive Employment Opportunities Grant (Medicaid Infrastructure Grant)

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services (DHS) requires the services of a contractor to assist in technical assistance provision for the Comprehensive Employment Opportunities Grant. Providers will be required to meet the requirements of technical assistance provision by the Centers for Medicare & Medicaid Services (CMS). Full CMS requirements are found at <http://www.cms.hhs.gov/twwia/infgtan.pdf> and Minnesota specific requirements which will include, but is not limited to, the following:

Required Activities

1. Provide and facilitate a network for state Medicaid Infrastructure grantees;
2. Support policy development on a state and national level regarding employment for people with disabilities;
3. Act as a liaison between Minnesota, CMS, and other states with infrastructure grants;
4. Provide updates and current information regarding Ticket to Work and other important federal legislation;
5. Facilitate regional and national meetings for the purpose of mentoring, information dissemination, and support; and
6. Provide research and evaluation assistance regarding Minnesota's Buy-In program (Medical Assistance for Employed Persons with Disabilities).

Responders are encouraged to propose additional tasks or activities that they will provide to Minnesota.

The total amount available for technical assistance will not exceed \$180,000 over the two year period. Minnesota may choose more than one vendor for state to state technical assistance. The contract(s) will begin on the date stated in the contract or upon full execution of the contract, whichever is later. The length of the contracts will be for one year with an option to extend it another year until December 31, 2006.

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

The selection process will be based on the following criteria:

1. A statement of understanding of the Ticket to Work legislation. (10 points)
2. A description of the deliverables to be provided by the responder along with a detailed work plan. Include networking activities, tentative schedule of meetings, evaluation support available, and a listing of potential technical assistance provision. (40 points)
3. An outline of prior technical assistance provided under the Ticket to Work legislation or to Medicaid Infrastructure Grantees. (30 points)
4. Cost detail. Submission of a four-year budget with budget category break-down. (15 points)
5. Submit the Location of Service Disclosure Form. (5 points)

This is a summary of the RFP. To obtain the full RFP with complete requirements of submission requests and more detailed information about contract requirements, contact Marsha Nadeau at (651) 582-1915 or marsha.nadeau@state.mn.us. The RFP is also available on the DHS public website <http://www.dhs.state.mn.us>.

Organizations are responsible for all costs associated with the preparation, delivery, and presentation of materials in response to this

RFP. Organizations must not communicate with any DHS staff concerning this RFP except as follows. Any questions, concerns, or communications should be directed to:

Shelly Owen
Minnesota Department of Human Services
Disability Services Division
Main Reception Desk
444 Lafayette Road
St. Paul, MN 55155-3872
Phone: (651) 582-1798
Fax: (651) 582-1808
Email: *Shelly.k.owen@state.mn.us*

All substantive questions concerning this RFP must be put in writing and received by Ms. Owen by **4:00 p.m. on February 21, 2005**. Written questions and responses will be sent to vendors who have requested the RFP or have sent an email to Ms. Owen by **4:00 p.m. on February 25, 2005**.

To be considered, applications must be delivered in person, by US Mail, or courier service to the address listed above at the Department of Human Services no later than **3:00 p.m. Central Time on March 1, 2005**.

While it is the DHS's intent to enter into a contract with a qualified responder for the provision of the professional and technical services set forth herein, this RFP does not obligate DHS to complete the RFP process or to enter into a contract. DHS reserves the right to cancel this RFP at any time and for any reason.

Department of Human Services Disability Services Division

Request for Proposal to Contract to Develop and Implement a Statewide Strategic Plan to Increase Employment for Minnesotans with Disabilities

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services (DHS) requires the services of a contractor to assist in the development, implementation, and facilitation of the statewide strategic plan process for Minnesota's Comprehensive Employment Opportunities (CEO) grant whose goal is to increase the employment rate of Minnesotans with disabilities.

In January 2005, Minnesota received the CEO, a four-year Medicaid Infrastructure Grant from the Centers for Medicaid and Medicare Services. DHS is partnering with the Department of Employment in Economic Development (DEED) and the Minnesota State Council on Disability in implementing this grant. Grant goals are as follows:

- To develop and implement a statewide employment and economic development strategic planning effort, which fully incorporates workers with disabilities and will increase the number of people with disabilities who are competitively employed and/or improve their employment related outcomes (i.e. wages, hours worked and benefits).
- To develop effective initiatives and long-standing relationships between the business community, state agencies and the larger disability community in order to maximize the coordination and collaboration of disability services, workforce and economic development efforts to produce enhanced employment outcomes for Minnesotans with disabilities.
- To facilitate a comprehensive approach in addressing existing operational, policy and economic barriers to competitive employment of people with disabilities.
- To increase employment of people with disabilities by developing strategies which increase knowledge of available work incentives and supports through information, referral, assistance and outreach activities.
- To provide ongoing research, evaluation and support related to policy and employment for people with disabilities.

To meet grant objectives, the state is soliciting proposals from a vendor to lead the strategic planning process. The desired outcomes of this planning process are to 1) Build effective partnerships among all grant partners, i.e. state agencies, consumers, providers and other stakeholders; 2) Increase collaborative efforts among grant partners and others that will result in a more effective service delivery system which promotes the employment of people with disabilities; 3) Create a statewide plan which will increase the employment of people with disabilities; 4) Develop outcome-based strategies that will effectively implement grant initiatives. The planning and implementing of these processes will include working directly with grant staff from DHS and DEED and other identified stakeholders.

The department has estimated that the total cost of this contract should not exceed \$ 190,000. The amount for the first two years of the contract shall not exceed \$150,000. This contract may be extended for an additional \$40,000 for an additional year. The contract will begin on the date stated in the contract or upon full execution of the contract, whichever is later, and will be completed by April 30, 2008.

State Contracts

Benchmarks will be established in the contract but it is anticipated that a strategic plan report will be completed by December 1, 2005.

The selection process will be based on the following criteria:

- | | |
|--------------------------------|-----------|
| 1. Deliverables and work plan | 30 points |
| 2. Qualifications/experience | 25 points |
| 3. Strategic planning approach | 25 points |
| 4. Cost detail | 20 points |

This is a summary of the RFP. To obtain the full RFP with complete requirements of submission requests and more detailed information about contract requirements, contact Marsha Nadeau at (651) 582-1915 or marsha.nadeau@state.mn.us. The RFP is also available on the DHS public **website** <http://www.dhs.state.mn.us>.

Organizations are responsible for all costs associated with the preparation, delivery, and presentation of materials in response to this RFP. Organizations must not communicate with any DHS staff concerning this RFP except as follows. Any questions, concerns, or communications should be directed to:

Shelly Owen
Minnesota Department of Human Services
Disability Services Division
Main Reception Desk
444 Lafayette Road
St. Paul, MN 55155-3872
Phone: (651) 582-1798
Fax: (651) 582-1808
E-mail: Shelly.k.owen@state.mn.us

All substantive questions concerning this RFP must be put in writing and received by Ms. Owen by **4:00 p.m. on March 4, 2005**. Written questions and responses will be sent to vendors who have requested the RFP or have sent an email to Ms. Owen by **4:00 p.m. on March 11, 2005**.

To be considered, applications must be delivered in person or by US Mail to the address listed above at the Department of Human Services no later than **3:00 p.m. Central Daylight Time on March 21, 2005**.

While it is the DHS's intent to enter into a contract with a qualified responder for the provision of the professional and technical services set forth herein, this RFP does not obligate DHS to complete the RFP process or to enter into a contract. DHS reserves the right to cancel this RFP at any time and for any reason.

Mille Lacs Band of Ojibwe

Department of Natural Resources/Environment

Request for Proposals for Wild Rice Restoration Feasibility Study on Lake Ogechie

I. NOTICE OF REQUEST FOR PROPOSAL

The Mille Lacs Band of the Ojibwe Department of Natural Resources/Environment (DNR/E) has proposed restoration of wild rice at Ogechie Lake, a small impoundment on the Rum River south of Mille Lacs Lake. Restoration of wild rice will require establishment of appropriate water levels that are controlled, to some degree, by the Buckmore Dam. Establishing suitable hydraulic conditions for wild rice could be accomplished by modification, relocation, or removal of the existing dam.

The feasibility study is expected to cost between \$40,000 and \$50,000. Email or call your request for the full RFP, which will be sent free of charge to interested firms.

II. CONTACT FOR RFP INQUIRES:

Refer all questions and inquires via email to:

Scott Hansen or Perry Bunting
Mille Lacs Band DNR/E
43408 Oodena Drive
Onamia, MN 56359
Phone: (320) 532-7445 or 7446
Fax: (320) 532-7514
E-mail: scotthan@millelacsojibwe.nsn.us or perryb@millelacsojibwe.nsn.us

III. TENTATIVE SCHEDULE OF EVENTS

Be advised that these dates are subject to change, as MLB DNR/E officials deem necessary.

RFP Document Issued	February 21, 2005
Proposals Due	March 14, 2005
Selection of Firm(s)	March 2005
Project Activities	April – September 2005

Contractors may submit bids for a portion(s) of the study, i.e., biology, archeology, hydrology, history, etc. The Mille Lacs Band of Ojibwe DNR/E reserves the right, in its sole discretion, to award the entire contract to a successful proposer or subdivide the study tasks and award contracts to more than one firm. The successful proposer(s) will be required to participate in three (3) progress meetings during the course of the study.

Minnesota House of Representatives**Public Information Services office****Public Notice of Request for Bid for Television Production Equipment**

NOTICE IS HEREBY GIVEN that the Minnesota House of Representatives Public Information Services office is seeking bids from qualified vendors for television production equipment to include a digital video production switcher, digital signal conversion equipment, and a digital video disk recorder.

All bids must be submitted on the forms accompanying the specifications in a sealed envelope and delivered to 100 Rev. Dr. Martin Luther King Jr. Blvd., Room 175, State Office Building, no later than 2:00 p.m. (CT) Monday, March 7, 2005. Bid submittals will be opened publicly on that date and time.

A copy of the Request for Bid packet can be obtained by calling Public Information Services, 175 State Office Building, 100 Rev. Dr. Martin Luther King Jr. Blvd., St. Paul, MN 55155, (651) 296-2146.

Department of Natural Resources**Division of Ecological Services****Environmental Policy and Review Unit****Notice of Availability of Request for Proposal for Preparation of an Environmental Impact Statement for the UPM/Blandin Paper Thunderhawk Project in the City of Grand Rapids, Itasca County, Minnesota**

NOTICE IS HEREBY GIVEN that the Minnesota Department of Natural Resources, a state agency, seeks the services of a professional consultant to assist in preparing an environmental impact statement for the UPM/Blandin Paper Thunderhawk Project in the City of Grand Rapids, Itasca County, Minnesota.

The project will include construction of a new paper manufacturing line known as Paper Machine Number 7. Existing Paper Machine Number 6 will undergo efficiency improvements while existing Paper Machine Number 5 will be shut down. Other project elements include increased pulping capacity and minor modifications to onsite energy infrastructure and the Grand Rapids Public Utilities municipal wastewater treatment facility. The proposal also involves development of a paper warehouse, which may or may not occur at the existing mill site. The total project area comprises 19 acres of a total 68.0-acre site.

The project uses wood as the primary raw material to produce publication-grade rolled paper. The facility's wood use would increase approximately 197,000 cords per year to a total estimated wood use of 400,000 cords annually. This wood will be sourced primarily from Minnesota, however an estimated 25% could originate outside Minnesota principally as imports from Canada, Wisconsin, and Michigan. The wood is transported to the mill by both rail and truck.

Baseline paper production capacity at the mill averaged approximately 450,000 tons per year over the period 1993-2002. The proposed expansion project will increase paper mill production to an estimated 760,000 tons per year, which represents an increase of 310,000 tons per year over historic production levels.

The environmental impact statement is proposer-volunteered. The statement will analyze impacts associated with the construction and operation of the mill's new and modified paper machines and related infrastructure. The statement will also analyze the potential cumulative impacts related to the facility's use of roundwood.

State Contracts

The DNR seeks the services of a consultant with expertise in: preparing environmental review documents; industrial development; assessing transportation and traffic analysis; noise analysis; analyzing the cumulative effects of timber harvest in terms of forest resources modeling, impact assessment, and management; state and federal regulatory processes; and socioeconomics. The consultant must conduct necessary data collection and analysis, and prepare draft and final EISs, that fulfill the requirements of *Minnesota Rules* parts 4410.0200 to 4410.6500.

The department estimates environmental impact statement preparation costs at \$650,000.00 to \$750,000.00. This Request for Proposal does not obligate the agency to spend the estimated dollar amount nor to complete the environmental impact statement; the state reserves the right to cancel the solicitation if it considered to be in its best interest.

In accordance with *Minnesota Rules* part 1230.1810, subpart B and *Minnesota Rules* part 1230.1830, certified Targeted Group Businesses and individuals submitting proposals as prime contractors will receive the equivalent of six percent preference in the evaluation of their proposal, and certified Economically Disadvantaged Businesses and individuals submitting proposals as prime contractors will receive the equivalent of six percent preference in the evaluation of their proposals. For information regarding certification, contact the Department of Administration, Materials Management Helpline at (651) 296-2600, TYY 1-800-627-3529.

The full Request for Proposal contains detailed information about the proposed paper mill expansion project and proposal content requirements. Call or write for the full request, which will be sent free of charge to interested vendors. Contact:

Bill Johnson
Department of Natural Resources
Division of Ecological Services, Box 25
500 Lafayette Road
St. Paul, MN 55155-4025
Phone: (651) 296-9229

Other personnel are not allowed to discuss the Request for Proposal with anyone, including responders, before the proposal submission deadline.

Proposals from interested parties must be submitted to the department by 4:00 p.m. on Thursday, March 24, 2005.

Dated: 15 February 2005

Bill Johnson, NR Program Consultant
Division of Ecological Services
Department of Natural Resources

Minnesota Pollution Control Agency Notice of Request for Proposals to Develop a Comprehensive Sediment Quality Management Plan for the Lower St. Louis River Area of Concern (AOC)

The Minnesota Pollution Control Agency (MPCA) requests proposals to develop a comprehensive sediment quality management plan for the lower St. Louis River Area of Concern (AOC). Specifically, the agency requests assistance of a qualified contractor to manage the overall project, to synthesize and analyze data, to write the draft and final plan document, and to coordinate communications with agency personnel and public and private stakeholders. This contract is one of three major project component parts that are designed to fit seamlessly into an overall sediment management plan.

Details on the RFP can be obtained by contacting the project manager at the address below: Companies and organizations who wish to be considered as applicants for the project selection phase must submit their completed proposals to the same address no later than 2:30 p.m., March 16, 2005. Copies of the complete RFP are available via email and in alternative formats.

Project Contact:

Brian L. Fredrickson, Lake Superior Basin Coordinator
Minnesota Pollution Control Agency
525 Lake Avenue South, Suite 400
Duluth, Minnesota 55155
Phone: (218) 723-4663 (office),
Toll-free: (800) 657-3864
Fax: (218) 723-4727
TTY: (651) 282-5332
E-mail: brian.fredrickson@pca.state.mn.us

Minnesota Pollution Control Agency

Notice of Request for Proposals to Provide Ongoing Support, Maintenance and Enhancements to the Agency's Closed Landfill Program Environmental Database Management System (EDMS) Application

REQUEST FOR PROPOSALS to provide ongoing support, maintenance and enhancements to the Minnesota Pollution Control Agency (MPCA) Closed Landfill Program Environmental Database Management System (EDMS) application.

Notice is hereby given that the MPCA is seeking proposals from consultants/contractors to provide professional and technical services to provide ongoing support, maintenance and enhancements to MPCA Closed Landfill Program application that houses a variety of analytical and field data parameters.

The MPCA desires to contract with a consultant/contractor for services from July 1, 2005, or from the date of Contract execution (whichever is later) to June 30, 2007, with the option of three (3) one (1) year extensions upon agreement in each instance of both parties.

In compliance with *Minnesota Statutes* 16C.07, the availability of this contract opportunity is being offered to state employees. We will evaluate the responses of any state employee along with other responses to this notice.

A complete Request for Proposal (RFP) describing the requirements necessary for the contract has been prepared. Requests for the RFP document should be directed to:

Laurie C. Stream
Minnesota Pollution Control Agency
520 Lafayette Road North
1st Floor - Front Desk
St. Paul, Minnesota 55155
Phone: (651) 282-6145
Fax: (651) 297-8676

Proposers should submit in writing a list of questions they would like addressed. Questions must be mailed, e-mailed or faxed to Laurie Stream and received by 4:30 PM on March 15, 2005.

Interested consultants/contractors are invited to view the EDMS database at the MPCA location on March 15, 2005 during the time 1:00 – 3:00 p.m. Questions asked during the viewing will be answered and sent to all proposers who requested an RFP whether they attend the meeting or not.

The deadline for receipt of completed proposals is **2:00 p.m., April 1, 2005**. Proposals should be submitted to the attention of the above MPCA contact person. Late proposals will not be considered.

Department of Public Safety

Bureau of Criminal Apprehension

Notice of Request for Proposals for an Integrated Criminal History System, Phases 1 & 2 — Project Inception and Documentation, and Requirements Specification and Refinement

The Bureau of Criminal Apprehension is requesting proposals for the purpose of providing a business area analysis and requirements definition for its next generation criminal history system, including interfaces to other state, city, county, and federal criminal justice existing systems, and reengineering of the associated business processes. This project's first two phases will consider all aspects affecting the criminal history, but the applications, governance, resources, and processes directly affected or reviewed by this effort will be in the BCA Criminal Justice Information System area. Contract anticipated start date is April 4, 2005, with both phases being completed by December 30, 2005.

Details are contained in a Request for Proposals which may be obtained by calling or writing:

Jerrold D. Olson
Bureau of Criminal Apprehension – CJIS Section
1430 Maryland Avenue East
St. Paul, Minnesota 55106-2802
Telephone: (651) 793-2563
Fax: (651) 793-2563
E-mail: Jerrold.Olson@state.mn.us

State Contracts

Proposals submitted in response to this Request for Proposals must be received at the address above no later than 2:00 P.M. Central Standard Time on March 15, 2005.

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 Secretary of State Request for Proposals – Secretary of State Web Site Redesign

Summary

The Minnesota Office of Secretary of State (OSS), Computer Services (CS) division is seeking technical proposals to redesign and create an updated Minnesota Secretary of State public Web site. The existing Web site is hosted offsite and consists of approximately 300 static HTML pages, which are being individually updated as needed. We are looking to completely redesign the site, including new graphics, look and feel, and navigation. To facilitate change among the owners of the content, the new site is expected to incorporate content management tools. The project is expected to be completed at the vendor's facilities, with regular interaction with OSS personnel for requirements, design reviews, and product demonstrations. Once completed, the new Web site will be hosted at OSS facilities. Therefore, the project must include knowledge transfer and also be compatible with the OSS Web farm using Microsoft IIS and Microsoft SQL Server. An OSS project manager/vendor liaison will be assigned to review and track project progress. Other OSS personnel will assist in defining requirements and approving technical design, architecture, and implementation.

A copy of the full RFP will be sent (free of charge) upon email request to Sue Swanson at Susan.K.Swanson@state.mn.us

Timeline

RFP Published:	February 22, 2005
Final Date for Questions:	5PM CST, March 3, 2005
Questions & answers published:	March 8, 2005
Response Due Date:	3PM CST, March 15, 2005
Expected Date of Decision:	March 24, 2005

Late proposals will not be considered.

Disclaimer:

This request for proposal does not obligate the state to award a contract or complete the project. The state reserves the right to cancel the solicitation under any condition.

The State of Minnesota reserves the right to reject any or all proposals, to waive any irregularity in a proposal, and to accept or reject any item or a combination of items.

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

This document is available in alternative formats for persons with disabilities by calling Robin Valento at (651) 284-3622 for persons who are hearing or speech impaired by calling the Minnesota Relay Service at (800) 627-3529.

Mn/DOT, working in conjunction with the Consultant Reform Committee, the Minnesota Consulting Engineers Council, and the Department of Administration, has developed 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 anticipates that most consultant contracts for highway-related technical activities will be awarded using this method, however, Mn/DOT also reserves the right to use RFP or other selection processes for particular projects. Nothing in this solicitation requires Mn/DOT to complete or 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 at this time. Following the advertisement of particular category of services, applications will be accepted on a continual basis.

All expenses 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 application forms are available on Mn/DOT's **web**

site at: <http://www.dot.state.mn.us/consult>

Send completed application material to:

Robin Valento
Pre-Qualification Administrator
Minnesota Department of Transportation
Consultant Services
395 John Ireland Boulevard, Seventh Floor North, Mail Stop 680
St. Paul, MN 55155

Note: DUE DATE: APPLICATION MATERIAL WILL BE ACCEPTED ON A CONTINUAL BASIS.

Department of Transportation

Engineering Services Division

Notice Concerning Professional/Technical Contract Opportunities

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

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

Elm Creek Watershed Management Commission

Request for Interest Proposals - Professional Services for Technical Consulting

Pursuant to *Minnesota Statutes Annotated* 103B.227, subd. 5, the Elm Creek Watershed Management Commission hereby solicits Letters of Interest to perform engineering consulting services for the fiscal years of 2005 and 2006. The annual budget for all services for the organization for the year 2005 is \$215,450.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before March 4, to:

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

Elm Creek Watershed Management Commission

Request for Interest Proposals to Perform 2004 Financial Review

Pursuant to *Minnesota Statutes Annotated* 103B.227, subd. 5, the Elm Creek Watershed Management Commission hereby solicits Letters of Interest to perform a financial review of the Commission's books for the fiscal year ended December 31, 2004. The review must be performed by a certified Public Accountant and completed by April 6, 2005. The annual budget for all services for the organiza-

Non-State Contracts & Grants

tion for the year 2005 is \$215,450. The Commission's 2003 General Ledger contained approximately 135-150 entries.

Letters should include a description of the company, the experience of the individual(s) proposing to perform the review, references, and a not-to-exceed cost to perform the review. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before March 4, 2005, to:

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

Metropolitan Council

Notice of Request for Proposals for Temporary Computer Programming Assistance RFP Number 05P002

NOTICE IS HEREBY GIVEN that the Metropolitan Council acting for its Environmental Services Division (MCES) is soliciting proposals from computer staffing firms to provide support staff on a temporary basis to assist in design and development of the data warehouse information structure and advanced internet applications and e-business solutions using HTML, ASP.Net, vbscript and/or JavaScript/jscript in conjunction with Microsoft SQL Server databases.

MCES is in the process of deploying a new web based environmental reporting system to interface with the data warehouse made up of data elements from MCES real time data marts of all eight sewage treatment plants and various decision support systems. The reporting system will integrate reporting into the web which will utilize different Microsoft web and database technologies along with Crystal Decisions SDK, reporting and management tools to provide web user interface and report creation, generation, scheduling and management via the web.

The *tentative* schedule for this project is as follows.

RFP Issue Date	February 17, 2005
Proposals Due	March 17, 2005
Award of Contract	March 2005

All firms interested in this project should submit a request for a copy of the RFP through:

Harriet Simmons, Administrative Assistant, Contracts and Procurement Unit
Metropolitan Council
Mears Park Centre
230 E. Fifth Street, St. Paul, MN 55101
Phone: (651) 602-1086
Fax: (651) 602-1083
E-mail: harriet.simmons@metc.state.mn.us

Minnesota Corrections Association (MCA)

Non-Profit Corrections Professional Organization - Administrative Manager Position Opportunity

The Minnesota Corrections Association (MCA), which is the largest corrections professional organization in the state, is seeking an individual or organization to manage the business affairs of the organization. This position reports to the board of directors, works with corrections professionals and legislators across the state and manages the day-to-day affairs of the association. Please see the information below for more details.

The full proposal is available at the MCA Web site: www.mncorrections.org/mca. The completed proposal should be sent to Charles Ness at Box 278, Pipestone, MN 56164 by April 1, 2005. Questions can be directed to Tom Roy (218) 726-2650 or Charles Ness (507) 825-6890. Members of the MCA Board will screen the applicants and the finalists are likely to be interviewed in St. Paul after a one-week notice.

Non-State Contracts & Grants

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

Pursuant to *Minnesota Statutes Annotated* 103B.227, subd. 5, the Pioneer-Sarah Creek Watershed Management Commission hereby solicits Letters of Interest to perform engineering consulting services for the fiscal years of 2005 and 2006. The annual budget for all services for the organization for the year 2005 is \$73,580.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All letters of Interest should be submitted on or before March 4, to:

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

Pioneer-Sarah Creek Watershed Management Commission Request for Interest Proposals - To Perform 2004 Financial Review

Pursuant to *Minnesota Statutes Annotated* 103B.227, subd. 5, the Pioneer-Sarah Creek Watershed Management Commission hereby solicits Letters of Interest to perform a financial review of the Commission's books for the fiscal year ended December 31, 2004. The review must be performed by a Certified Public Accountant and completed by April 6, 2005. The annual budget for all services for the organization for the year 2005 is \$73,580. The Commission's 2003 General Ledger contained approximately 120-135 entries.

Letters should include a description of the company, the experience of the individual(s) proposing to perform the review, references, and a not-to-exceed cost to perform the review. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All letters of Interest should be submitted on or before March 4, 2005, to:

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

Shingle Creek Watershed Management Commission Request for Interest Proposals - To Perform 2004 Financial Review

Pursuant to *Minnesota Statutes Annotated* 103B.227, subd. 5, the Shingle Creek Watershed Management Commission hereby solicits Letters of Interest to perform a financial review of the Commission's books for the fiscal year ended December 31, 2004. The review must be performed by a Certified Public Accountant and completed by April 6, 2005. The annual budget for all services for the organization for the year 2005 is \$426,190. The Commission's 2003 General Ledger contained approximately 125-140 entries.

Letters should include a description of the company and the experience of the individual(s) proposing to perform the review, references, and a not-to-exceed cost to perform the review. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before March 4, 2005, to:

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

West Mississippi Watershed Management Commission Request for Interest Proposals - To Perform 2004 Financial Review

Pursuant to *Minnesota Statutes Annotated* 103B.227, subd. 5, the West Mississippi Watershed Management Commission hereby solicits Letters of Interest to perform a financial review of the Commission's books for the fiscal year ended December 31, 2004. The

Non-State Contracts & Grants

review must be performed by a Certified Public Accountant and completed by April 6, 2005. The annual budget for all services for the organization for the year 2005 is \$132,700. The Commission's 2003 General Ledger contained approximately 100-115 entries.

Letters should include a description of the company, the experience of the individual(s) proposing to perform the review, references, and a not-to-exceed cost to perform the review. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before March 4, 2005, to:

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

University of Minnesota

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

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

Request for Bids/Proposals are available to the public at no charge each business day from 8:00 a.m. to 4:30 p.m. in the Purchasing Services lobby, Suite 560, 1300 S. 2nd Street, Minneapolis, Minnesota 55454.

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Minnesota Highway and Recreational Atlas, 183 pages, Year: 2003, Stock No.12-163, Price:\$19.95

NEW! *Minnesota Contractor's Reference Manual*, 372 pages, Year: 2003, Stock No.26-14, Price:\$55.00

Chippewa National Forest Map, Year: 1985, Stock No.12-47, Price:\$4.00

Minnesota Atlas & Gazetteer, 96 pages, Year: 2003, Stock No.12-7, Price:\$19.95

Turtles and Turtle Watching for the North Central States, 57 pages, Year: 2004, Stock No.9-92, Price:\$9.95

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