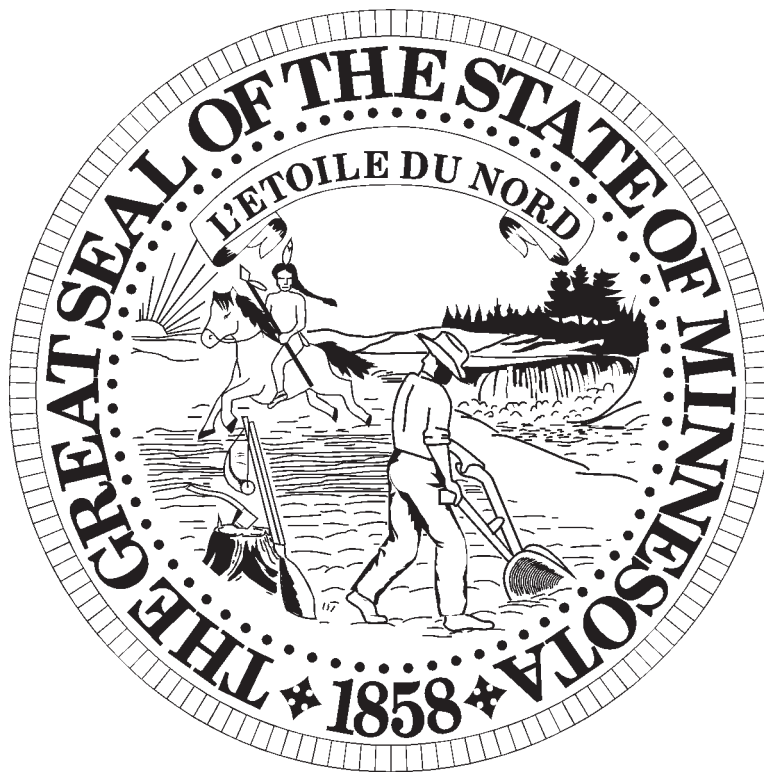


State of Minnesota

State Register



Rules and Official Notices Edition

Published every Monday (Tuesday when Monday is a holiday)
by the Department of Administration – Communications Media Division

Monday 15 August 2005
Volume 30, Number 7
Pages 139 - 158

State Register

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

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

- proposed, adopted, exempt, expedited emergency and withdrawn rules
- executive orders of the governor
- appointments
- proclamations and commendations
- commissioners' orders
- revenue notices
- official notices
- state grants and loans
- contracts for professional, technical and consulting services
- non-state public bids, contracts and grants
- certificates of assumed name, registration of insignia and marks

PUBLISHING NOTICES: Submit ONE COPY of your notice, typed double-spaced. State agency submissions must include a "State Register Printing Order" form, and a "Certification/Internal Contract Negotiation" form with contracts for professional, technical and consulting services. Non-State Agencies should submit ONE COPY, with a letter on your letterhead stationery requesting publication and date to be published. E-MAIL submissions to: robin.panlener@state.mn.us, or FAX to: (651) 297-8260. Please follow FAX by sending originals and applicable forms or letters. The charge is \$14.40 per tenth of a page (columns are seven inches wide). One typewritten, double-spaced page is about 4/10s of a page in the *State Register*, or \$57.60. About 2-1/2 pages typed, double-spaced, on 8-1/2"x11" paper equal one typeset page in the *State Register*. Contact the editor if you have questions.

SUBSCRIPTION SERVICES:

Copies are available at Minnesota's Bookstore, 660 Olive Street, St. Paul, MN 55155. Order by phone: Metro area: (651) 297-3000 Toll free (800) 657-3757. TTY relay service phone number: (800) 627-3529. **NO REFUNDS.** E-mail subscriptions are available by contacting (651) 297-8774. Send address changes to Minnesota's Bookstore, 660 Olive Street, St. Paul, Minnesota 55155.

SEE THE *State Register* free at website: <http://www.comm.media.state.mn.us>.

- **State Register: On-line subscription** – \$180, includes Early View, LINKS, INDEX, and Sidebar Table of Contents *sent to you via E-mail*.
- **Single issues** are available for a limited time: *State Register* \$5.00.
- "Affidavit of Publication" costs \$10.00 and includes a notarized "Affidavit" and a copy of the issue.

Printing Schedule and Submission Deadlines

Vol. 30 Issue Number	PUBLISH DATE (BOLDFACE shows altered publish date)	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts	Deadline for Both Adopted and Proposed RULES
#7	Monday 15 August	Noon Tuesday 9 August	Noon Wednesday 3 August
#8	Monday 22 August	Noon Tuesday 16 August	Noon Wednesday 10 August
#9	Monday 29 August	Noon Tuesday 23 August	Noon Wednesday 17 August
#10	NOON TUESDAY 6 SEPTEMBER	Noon Tuesday 30 August	Noon Wednesday 24 August

Copyright © 2005 Communications Media Division, Department of Administration, State of Minnesota.

Publication Number: 326630 (ISSN 0146-7751)

THE *STATE REGISTER* IS PUBLISHED by Communications Media Division, Department of Administration, State of Minnesota, pursuant to *Minnesota Statutes* § 14.46 and is available at the main branch of county libraries in Minnesota and all "State Depository Libraries": State University and Community College libraries; the University of Minnesota libraries; St. Paul, Minneapolis and Duluth Public Libraries; the Legislative Reference Library; State Law Library; Minnesota Historical Society Library; and the Library Development Service at the State Department of Education

Tim Pawlenty, Governor (651) 296-3391
Carol L. Molnau, Lt. Governor (651) 296-3391
Mike Hatch, Attorney General (651) 297-4272
Patricia Anderson, State Auditor (651) 297-3670
Mary Kiffmeyer, Secretary of State (651) 296-2079

Department of Administration:
Dana B. Badgerow, Commissioner (651) 296-1424
Communications Media Division:
Mary Mikes, Director (651) 297-3979

State Register:
Robin Panlener, editor (651) 297-7963
John Mikes, assistant editor (651) 297-4616
Jessie Rahmeyer, subscriptions (651) 297-8774

Minnesota Legislative Information

Senate Public Information Office (651) 296-0504
State Capitol, Room 231, St. Paul, MN 55155
Website: www.senate.leg.state.mn.us/departments/secretary/seninfo.htm

House Public Information Services (651) 296-2146
State Office Building, Room 175,
100 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155
Website: www.house.leg.state.mn.us/hinfo/hinfo.htm

Minnesota State Court System

Court Information Office (651) 296-6043
MN Judicial Center, Rm. 135, 25 Rev. Dr. Martin Luther King Jr Blvd.,
St. Paul, MN 55155 Website: www.courts.state.mn.us

Federal Register

Office of the Federal Register (202) 512-1530; or (888) 293-6498
U.S. Government Printing Office – Fax: (202) 512-1262
Website: http://www.access.gpo.gov/su_docs/aces/aces140.html

Minnesota Rules: Amendments & Additions

Volume 30, Issues # 1-7, Monday 15 August 2005 142

Executive Orders

Office of the Governor

Emergency Executive Order #05-08: Providing for Assistance to the Minnesota Interagency Fire Center..... 143

Revenue Notices

Department of Revenue

Modification of Revenue Notice # 97-01: Penalties - Abatements - General Policy Policies and Procedures..... 144

Official Notices

Board of Animal Health

Quarterly Meeting..... 146

Comprehensive Health Association

Annual Staff Performance Evaluation Board Meeting..... 146

Human Services Department

Authorization List of All Drugs That Have Been Added Requiring Authorization as a Condition of Minnesota Health Care Programs (MHCP) Payment..... 146

Health Care Purchasing and Delivery Systems Division Health Care Administration: Public Notice of Maximum Allowable Costs of Medical Assistance Outpatient Prescribed Drugs..... 147

Minnesota Rural Finance Authority

Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond under Minnesota Statutes, Chapter 41 C, on Behalf of James and Miranda Wingert..... 147

Peace Officer Standards and Training Board

REQUEST FOR COMMENTS on Possible Amendment to Rules Governing Licensing..... 148

Pollution Control Agency

Environmental Analysis and Outcomes Division: Notice of Availability of the Draft Statewide Mercury Total Maximum Daily Load (TMDL) Plan and Request for Comments – 30 day extension to the Public Comment Period..... 149

State Grants & Loans

Department of Administration

Governor's Council on Developmental Disabilities: Notice of Availability of Funds for Replication of a Digital Imaging..... 149

Employment and Economic Development Department

Workforce Services Division, Rehabilitation Services: Notice of Availability of New Funding for One-Time Vocational Rehabilitation (VR) Projects for Persons with Serious Mental Illness (SMI)..... 150

Workforce Services Division, Rehabilitation Services: Notice of Request for Proposal with the Intent to Fund Four Projects to Develop Small Businesses with People with Disabilities..... 151

Human Services Department

Request for Proposals on Chemical Health Division, Regional ATOD Prevention Centers Project Overview..... 151

State Contracts

Historical Society

Notice of Request for Proposals for Writing/Editing Services for the *Minnesota History Interpreter* and the *Minnesota Preservation Planner*..... 154

Transportation Department (Mn/DOT)

Office of Finance: Request for Proposal (RFP) for Finance and Accounting Process Documentation and Analysis..... 154

Potential Availability of Contracting Opportunities for a Variety of Highway Related Technical Activities..... 154

Professional/Technical Contract Opportunities..... 155

Zoological Gardens

Notice of Availability of Contract for Replacement of (Two) 550 Ton Chillers..... 155

Non-State Contracts & Grants

Metropolitan Council

Intent to Procure Polymer..... 156

Request for Proposals for A/E Services for the Design and Construction Support Services of a Transit Station..... 156

Request for Proposals for Employee Assistance Program..... 156

Request for Proposals for Transit Rider Survey..... 157

University of Minnesota

Subscribe to Bid Information Service (BIS)..... 157

Commodity, Service and Construction Contracts information is available from the Materials Management Helpline (651) 296-2600, or Web site:

www.mmd.admin.state.mn.us

Information or subscriptions to the *State Register* is available through Minnesota's Bookstore (651) 297-3000, or (800) 657-3757, Web site:

www.minnesotasbookstore.com

Minnesota Rules: Amendments and Additions

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

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

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

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

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

Rules Index, Volume 30, Issues #1-7

TUESDAY July 5, 2005 - August 15, 2005

Behavioral Health and Therapy Board

2150.0050; .0060; .0070; .0080; .0090; .0100; .0110; .0120; .0130; .0140; .0150; .0160 (adopted)..... 5

Lottery

7856.4010; .6010; .7010; .7040; 7857.4000; .4010; .4040; .5000 (proposed)..... 87
7856.7030, 7857.4041 s. 2 (proposed repealer)..... 87

Natural Resources Department

6234.0300; 6236.0300; .0700; .6237.0100; .0200; .0300; .0400; .0500; .0600; .0700 (adopted expedited emergency)..... 5
6232.0900; .1000; .2550; .2560 (adopted expedited emergency)..... 44

Pollution Control Agency

7001.0520; 7045.0020; .0120; .0206; .0208; .0214; .0450; .0552; .0685; .1400 (adopted)..... 43
7045.0020; 7045:1400 (adopted)..... 43
7045.0020; 7045:1400 (adopted)..... 127
7077.0100; .0105; .0115; .0116; .0117; .0118; .0119; .0121; .0272; .0277; .0279; .0280; .0281; .0286; .0288 (proposed)..... 89
7077.0105 s.14a; .0111; .0165; .0167; .0169; .0171; .0173; .0175; .0176; .0177; .0179; .0181; .0185; .0186; .0187; .0189; .0191; .0195; .0196; .0197; .0276; .0278; .0280 s. 3, 5; .0281 s.2; .0300; .0310; .0315; .0320; .0325; .0330 (proposed repealer)..... 89
7090.0060; .0080; .1010; .2010; .2020; .2030 (adopted)..... 125

Public Safety Department

7501.0900; 7502.0420 (adopted expedited)..... 29

Executive Orders

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

Office of the Governor

Emergency Executive Order #05-08: Providing for Assistance to the Minnesota Interagency Fire Center

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 emergency executive order:

WHEREAS, a wildfire over 70 acres in size in Beltrami County is threatening property and a major pipeline in the vicinity of Bemidji; and

WHEREAS, the fire danger rating is very high in central Minnesota and is expected to remain very high for the next few days;

WHEREAS, state agencies, the State Emergency Operations Center, the DNR, and the Minnesota Interagency Fire Center (MIFC) do not have adequate aviation resources for widespread wildfire suppression; and

WHEREAS, MIFC has requested fire suppression assets from the Minnesota National Guard.

NOW, THEREFORE, I hereby order that:

1. The Adjutant General of Minnesota orders to state active duty on or about August 6, 2005, in the service of the State, such personnel and equipment of the military forces of the state as required and for such a period of time as necessary to assist and support wildfire suppression in central Minnesota.
2. The Adjutant General is authorized to purchase, lease or contract goods or services necessary to accomplish the mission.
3. The cost of subsistence, transportation, fuel, pay and allowances of said individuals shall be defrayed from the general fund of the State, as provided for in *Minnesota Statutes* 2002, Sections 192.49, subd. 1; 192.52 and 192.54.

Pursuant to *Minnesota Statutes* 2004, Section 4.035, subdivision 2, this Order is effective immediately and shall remain in effect until such date as elements of the military forces of the State are no longer required.

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

SIGNED: Tim Pawlenty
Governor

SIGNED: Mary Kiffmeyer
Secretary of State

Revenue Notices

The Department of Revenue began issuing Revenue Notices in July of 1991. Revenue Notices are statements of policy made by the department that provide interpretation, detail, or supplementary information concerning a particular statute, rule, or departmental practice. The authority to issue Revenue Notices is found in *Minnesota Statutes*, Section 270.0604.

Department of Revenue

Modification of Revenue Notice # 97-01

Revenue Notice #97-01: Penalties - Abatements - ~~General Policy~~Policies and Procedures

ABATEMENT REQUESTS

Minnesota Statutes, section ~~270.07, subdivision 1, paragraph (c), 270C.34, subdivision 1~~ authorizes the Commissioner of Revenue to abate penalties imposed by any law relating to ~~taxation~~ taxes administered by the Commissioner, if the Commissioner determines the taxpayer's failure to timely pay the tax or timely file the return is due to "reasonable cause." A taxpayer may make a request for an abatement of penalty by contacting the Commissioner of Revenue. The abatement request must be made within 60 days after the date the taxpayer is mailed notification that a penalty has been imposed.

REASONABLE CAUSE

A. Presumption of Reasonable Cause

Reasonable cause will be presumed if the late payment, late filing, or failure to pay by electronic means is a first-time occurrence for the specific tax type involved. This presumption is based upon the taxpayer's previous history of filing timely returns and making timely payments.

An abatement is not available under this part if the taxpayer has previously received an abatement under part B, below, for a different late filing of a return or late payment of a tax for the same tax type, or if there are additional facts and circumstances that exist that would make it inequitable to apply the presumption.

B. Reasonable Cause Based Upon Specific Events

Taxpayers for whom reasonable cause is not presumed under part A, above, may apply for an abatement of penalty based upon the occurrence of an event or events that caused the late filing, late payment, or failure to pay by electronic means.

A "reasonable cause" under this part B, is one resulting from circumstances beyond the taxpayer's control. This ~~means includes~~ circumstances that cannot reasonably be expected to be under the taxpayer's control, or ~~which that~~ make unreasonable the normal expectation of timely performance.

When the late filing or late payment is directly attributable to the event, ~~Examples of reasonable cause (assuming the late filing or late payment is directly attributable to the event) are:~~

1. Death or serious illness of the taxpayer, or of an immediate family member.
2. "Acts of God" or ~~other natural or human~~ any unforeseen disasters, such as severe weather, fire, flood, or explosion, ~~or other kinds of that result in~~ loss of the taxpayer's home or place of business, or of personal or business records.
3. Theft, arson, or loss of data or records occurring during a move, or when in the hands of a third party for computerization or processing. Generally, the fact that records are in the hands of a tax return preparer does not constitute reasonable cause.
4. Criminal activity against the taxpayer, such as embezzlement or fraud by an employee of the taxpayer or other person responsible for filing the return or paying the tax.
5. A check for payment of the tax is dishonored by the taxpayer's bank, or an electronic funds transfer fails to be completed by the bank, through no fault of the taxpayer. Not having sufficient funds in the account, as a factor by itself, does not constitute reasonable cause.

Factors used to prove reasonable cause ~~are include:~~

1. The taxpayer can document or otherwise verify that an event listed above took place, with copies of police reports, insurance records, newspaper notices, or other acceptable records.
2. When the taxpayer requests an abatement of penalty based upon the first example, above, the taxpayer can demonstrate that no one else was able to assume the responsibility to file the return or pay the tax in his or her place.
3. The event which caused the late filing or late payment was unavoidable and not scheduled. Planned absences, such as vacations or business trips are not acceptable reasons for failure to file returns or pay taxes.
4. The time lapse between the event causing the delay, and the subsequent late filing of the return or late payment of the tax is reasonable under the circumstances.

Equitable considerations, such as the taxpayer having a good history of filing returns and paying taxes on time, the taxpayer coming forward as soon as the error is known, or a sudden change in the law (such as a court case, or a legislative amendment that has an immediate or rapid effective date), can also be taken into account when considering an abatement request.

Abatements will not be granted to the taxpayer because the failure to file or pay is based on religious, political, or philosophical opposition to the tax.

The taxpayer can be required to pay the tax and interest on the tax before a penalty abatement determination is made by the Department of Revenue.

Federal court cases and Internal Revenue Service regulations, rulings, and guidelines discussing what constitutes reasonable cause can be considered when reviewing penalty abatement requests. However, the fact that the Internal Revenue Service has previously made a penalty abatement determination regarding the taxpayer in the same case under consideration is not binding on the Department of Revenue. The Department will make an independent determination of whether an abatement is warranted.

C. No Abatement Based Upon Intentional Acts or Opposition to Tax Laws

Abatements will not be granted under parts A or B to the taxpayer because the failure to file or pay is intentional or is based on religious, political, or philosophical opposition to the tax.

Erroneous Advice Given to the Taxpayer

In addition to an abatement of penalty for "reasonable cause," *Minnesota Statutes*, section ~~270.07, subdivision 6, paragraph (c); 270C.34, subdivision 1~~ provides for abatement of a penalty attributable to erroneous advice given to the taxpayer, in writing, by an employee of the Department acting in an official capacity, if the advice:

- (1) was reasonably relied on and was in response to a specific written request of the taxpayer; and
- (2) was not the result of failure by the taxpayer to provide adequate or accurate information.

Computational Errors and The Toys "R" Us Case

The Minnesota Tax Court ~~has~~ interpreted the reasonable cause standard for abatement of penalties in *Toys "R" Us, Inc. v. Commissioner of Revenue*, Minn. Tax Ct. Dkt. No. 6694 (Sept. 4, 1996). *Toys "R" Us* applied for an extension of time to file its fiscal year 1994 corporate franchise tax return. Along with the extension, the taxpayer filed a tentative return, which showed estimated taxes paid during the year in a greater amount than what had actually been paid. As a result, when the final fiscal year 1994 return was filed, there was a balance of tax due and a late payment penalty was imposed on that balance. At issue in the case was whether the penalty should be abated.

The court held that the computational error made on the tentative return in overstating the amount of estimated tax paid during the fiscal year constituted reasonable cause. This was the holding, even though the taxpayer had made two previous payment errors for fiscal years 1990 and 1993. The court relied upon a federal regulation which states: "An isolated computational or transcriptional error generally is not inconsistent with reasonable cause and good faith." (*Treas. Reg.* § 1.6664-4(b)(1).)

The Department of Revenue ~~will apply~~ applies the reasonable cause standard set forth in the *Toys "R" Us* case in the following manner: A late payment of tax that results from an overstatement of the amount of estimated tax actually paid during the taxable period does not generally constitute reasonable cause. However, if the error is merely computational or transcriptional, and there is no pattern of previous computational or transcriptional errors, an abatement may be granted.

Denial Of Abatement Requests; Appeals

If the Commissioner issues an order denying a request for an abatement of penalty, the taxpayer has 60 days after the date of the order to file an administrative appeal with the Department of Revenue, or a judicial appeal to the Minnesota Tax Court. If the taxpayer files an administrative appeal and it is denied, the taxpayer has 60 days after the date of the denial to appeal to the Minnesota Tax Court.

If the taxpayer requests an abatement of penalty and the Commissioner does not respond within 60 days after the date the request is received, the taxpayer has an additional 60 days to appeal to the Minnesota Tax Court. Under these circumstances, the appeal to the Minnesota Tax Court must be filed no later than 120 days after the date the Department receives the penalty abatement request.

Dated: January 21, 1997
Publication Date: August 15, 2005

Jennifer L. Engh
Assistant Commissioner for Tax Policy

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.

Board of Animal Health Notice of Quarterly Meeting

The Board of Animal Health will hold its quarterly meeting on Wednesday September 14, 2005 at 9:30 am at the Prairie Holding Center, 1520 Prairie Drive, Worthington, MN 56187.

Dated: August 1, 2005

Minnesota Comprehensive Health Association Notice of Board Meeting for an Annual Staff Performance Evaluation

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA) Board will take place for an Annual Staff Performance Evaluation. It will be held at 11:00 a.m., on Thursday, August 19, 2005, at the MCHA executive office located at 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN. This meeting is closed to the public pursuant to *Minnesota Statutes* 13D.05, subd. 3(a).

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

Department of Human Services Authorization List of All Drugs That Have Been Added Requiring Authorization as a Condition of Minnesota Health Care Programs (MHCP) Payment

The following is a listing of added drugs to the current authorization list. The newly added drug codes will require authorization on or after October 1, 2005.

As authorized by *Minnesota Statutes*, section 256B.0625, subd 25, the following list includes all drugs that have been added requiring authorization as a condition of MHCP payment. The criteria used to develop this list are as follows:

- A. The health service could be considered, under some circumstances, to be of questionable medical necessity.
- B. Use of the health service needs monitoring to control the expenditure of program funds.
- C. Less costly, appropriate alternatives to the health service are generally available.
- D. The health service is investigative.
- E. The health service is newly developed or modified.
- F. The health service is of a continuing nature and requires monitoring to prevent its continuation when it ceases to be beneficial.
- G. The health service is comparable to a service provided in a skilled nursing facility or hospital but is provided in a recipient's home.
- H. The health service could be considered cosmetic.

These newly added non preferred drugs will require Authorization for services provided on or after October 1, 2005.

DRUGS

Added Drugs

Emadine
Livostin
Optivar
Patanol
Zymar

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

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

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

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

On January 13, 2003 at 27 SR 1117-1130, the Department published the MAC list, listing the federal and state MACs. Additional changes to the state MAC list were published on February 18, 2003 (27 SR 1331-1334), March 3, 2003 (27 SR 1386-1393), April 21, 2003 (27 SR 1583-1584), August 4, 2003 (28 SR 102-103), October 13, 2003 (28 SR 505-506), October 20, 2003 (28 SR 528-529), December 15, 2003 (28 SR 784-785), January 26, 2004 (28 SR 934-935), March 8, 2004 (28 SR 1089-1090), April 5, 2004 (28 SR 1232), April 19, 2004 (28 SR 1313-1314), May 3, 2004 (28 SR 1367-1368), August 9, 2004 (29 SR 173), August 23, 2004 (29 SR 224-225), November 8, 2004 (29 SR 510), November 15, 2004 (29 SR 534-535), February 7, 2005 (29 SR 923-924), February 14, 2005 (29 SR 951-952), March 7, 2005 (29 SR 1038-1039), April 11, 2005 (29 SR 1174-1175), June 27, 2005 (29 SR 1607), and July 18, 2005 (30 SR 49-50).

Effective August 16, 2005, the Department will add the following outpatient prescribed drugs to the state MAC list:

<u>GCN</u>	<u>Drug Name</u>	<u>Strength</u>	<u>MAC Price</u>
20071	TERBUTAININE SULFATE	5MG	0.517
20072	TERBUTAININE SULFATE	2.5MG	0.363
22913	ALBUTEROL SULFATE INHALER	90MCG	0.207
26172	DESOPRESSIN ACETATE	0.2MG	3.44
14140	LORAZEPAM INJECTION	2MG/1 ML	1.36
10194	TESTOSTERONE CYPIONATE	200MG/ML	9.73
48851	CLARITHROMYCIN	500MG	1.53

These additions are made to bring Medical Assistance reimbursement to pharmacists more closely in line with the actual acquisition cost of the drugs listed above. The Department estimates that there will be a state savings of \$393,000 for State Fiscal Year 2006 (July 1, 2005 through June 30, 2006).

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

Written comments and requests for information may be sent to Cody Wiberg, Pharm.D., R.Ph., Pharmacy Program Manager, Health Care Purchasing and Delivery Systems Division, Minnesota Department of Human Services, 444 Lafayette Road North, St. Paul, Minnesota 55155-3854; **phone:** (651) 296-8515 or **email:** cody.c.wiberg@state.mn.us.

Minnesota Rural Finance Authority**Notice of Public Hearing on the Issuance of an Agricultural Development Revenue Bond under *Minnesota Statutes*, Chapter 41 C, on Behalf of James and Miranda Wingert**

NOTICE IS HEREBY GIVEN that a public hearing will be held on September 6, 2005, at 9 A.M. in Room 145 Department of Agriculture Building, 90 West Plato Boulevard, Saint Paul Minnesota, on a proposal that the Minnesota Rural Finance Authority (the Authority) issue its revenue bond under *Minnesota Statutes*, Chapter 41C, in order to finance the purchase of a dairy farm located one mile

Official Notices

west of Harmony, MN on Highway #44; Section 15, Harmony Township, Fillmore County, Minnesota on behalf of James and Miranda Wingert, (the Borrower/s). The maximum aggregate face amount of the proposed bond issue is \$250,000.00. The revenue bond will be a limited obligation of the Authority, payable solely from the revenue pledged to the payment thereof. No holder of such revenue bond will ever have the right to compel any exercise of the taxing power of the State of Minnesota to pay the bond or the interest thereon, nor to enforce payment against any property of the Authority or the State of Minnesota, except the revenues specifically pledged to the payment thereof. Before issuing the revenue bond, the Authority will enter into an agreement with the Borrower whereby the Borrower will be obligated to make payments at least sufficient at all times to pay the principal of and interest on such revenue bond when due. All persons interested may appear and be heard at the time and place set forth above, or may file written comments with the Executive Director of the Authority prior to the date of the hearing set forth above.

Dated: August 3, 2005

Jim Boerboom
RFA Director

Minnesota Board of Peace Officer Standards and Training REQUEST FOR COMMENTS on Possible Amendment to Rules Governing Licensing, *Minnesota Rules*, Chapter 6700

Subject of Rules. The Minnesota Board of Peace Officer Standards and Training requests comments on its possible amendment to rules governing licensing. The Board is considering a rule amendment to add registered predatory offenders as a bar to licensure. A set of standards a person eligible to be licensed must meet is already established. Included in those standards is a list of convictions that are bars to licensure. By adding registered predatory offenders to the list, it will ensure that those individuals are not able to become peace officers.

The Board is also considering a rule amendment to add registered predatory offenders to the list of violations of standards of conduct for peace officers. In many cases, criminal sexual conduct charges are pled down to a lesser charge, a licensed peace officer could be convicted of something other than the original charges. However, current law considers this because even if the charge is pled down, the individual still has to register as a predatory offender. Although a peace officer may not be convicted specifically of criminal sexual conduct, the proposed change would allow the Board the ability to take action against their license it's mandated they register as a predatory offender.

Persons Affected. The amendment to the rules will affect all licensed peace officers who must register as predatory offenders.

Statutory Authority. *Minnesota Statutes*, sections 626.84 to 626.863, authorizes the Board to adopt rules and standards relating to the selection, education and training of peace officers and part-time peace officers in the state of Minnesota.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until further notice is published in the *State Register* that the Board intends to adopt or to withdraw the proposed rules.

Rules Draft. The Board plans to prepare a draft of the proposed rules amendments.

Agency Contact Person. Written comments, questions or requests for more information on these possible rules should be directed to: Dee Dodge at the Minnesota Board of Peace Officer Standards and Training, 1600 University Avenue, Suite 200, St. Paul, Minnesota 55104, or at (651) 643-3064 (phone), or at (651) 643-3072 (fax), or at dee.dodge@state.mn.us. TTY users may call the Board at (651) 297-2100.

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

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

Dated: August 3, 2005

Neil W. Melton, Executive Director
Minnesota Board of Peace Officer Standards and Training

Minnesota Pollution Control Agency Environmental Analysis and Outcomes Division Notice of Availability of the Draft Statewide Mercury Total Maximum Daily Load (TMDL) Plan and Request for Comments – 30 day extension to the Public Comment Period

The Minnesota Pollution Control Agency (MPCA) is requesting comments on the draft Plan for the Mercury Total Maximum Daily Load (TMDL). Originally the comments were to be received by the MPCA contact person listed below by August 17, 2005. The comment period has been extended an additional 30 days to September 16, 2005.

Agency Contact Person: Written comments, petitions, questions, or requests to receive a copy of the draft TMDL plan and requests for more information should be directed to:

Howard Markus, Ph.D., P.E.
Research Scientist 3
Environmental Analysis & Outcomes
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155-4194
Telephone: (651) 296-7295
Toll-free: 1-800-657-3864
E-mail: howard.markus@pca.state.mn.us

State Grants & Loans

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

Department of Administration Governor's Council on Developmental Disabilities Notice of Availability of Funds for Replication of a Digital Imaging

Employment Project

The Governor's Council on Developmental Disabilities (GCDD) is pleased to announce the availability of funds for the Replication of a Digital Imaging Employment Project. The GCDD is inviting proposals that will build upon the success and experiences of smaller efforts, increase business awareness about digital imaging, and employ people with developmental disabilities in this field of work.

A total of \$75,000 in federal funds is available under the Developmental Disabilities Assistance and Bill of Rights Act (P.L. 106-402) to expand this employment project across the state.

Application deadline is Monday, September 19, 2005 at 4:00 p.m. For additional information, please contact:

Mary Jo Nichols
Governor's Council on Developmental Disabilities
370 Centennial Office Building
658 Cedar Street
St. Paul, Minnesota 55155
Phone: (651) 282-2899
Toll free: (877) 348-0505
MN Relay Service: (800) 627-3529
E-mail: admin.dd@state.mn.us

The proposal is also available at www.mnddc.org OR www.mncdd.org. Go to "The Council" and then "News and Information."

State Grants & Loans

Department of Employment and Economic Development Workforce Services Division Rehabilitation Services

Notice of Availability of New Funding for One-Time Vocational Rehabilitation (VR) Projects for Persons with Serious Mental Illness (SMI)

The Minnesota Department of Employment and Economic Development announces the availability of \$265,000 to develop and implement innovative mental illness self management programs for adults with serious mental illness (SMI) who are pursuing employment outcomes as part of their recovery. This funding is available through the Department of Employment and Economic Development (DEED)-Rehabilitation Services (RS) in collaboration with the Department of Human Services (DHS)-Mental Health Division (MHD) through a joint interagency cooperative agreement.

The DEED-RS Vocational Rehabilitation (VR) Program has received appropriations from the legislature which may be used for innovative grants to improve employability services for persons with SMI. These funds must be used in a manner which is consistent with the DEED-RS federal appropriations under the Rehabilitation Act (P.L. 93-112 as amended by P.L. 102-569 and P.L. 105-220) in order to meet Federal maintenance of effort requirements.

Granting of these DEED-RS funds is authorized under *Minnesota Statutes* Section 268A.01. DEED-RS funds under the Vocational Rehabilitation State Plan are to be used by community rehabilitation programs to develop new and innovative services for people with severe disabilities. Under the regulations for the Vocational Rehabilitation Program, established by the Federal Rehabilitation Services Administration (Department of Education, 34 CFR, Part 361), grants must be used to assist persons with severe disabilities to obtain competitive employment (including supported employment) in the integrated labor market at customary wages. Project funds may not be used to provide employment services in non-integrated settings such as center based employment (sheltered employment).

Projects considered for funding must develop linkages through interagency collaboration to provide mental illness self management approaches for adults with SMI who are pursuing competitive employment (including supported employment). The approach should be designed to improve the individual's ability to benefit from core and/or intensive WorkForce Center services, including vocational rehabilitation and ultimately improve the acquisition of, maintenance of and advancement in employment.

Projects funded by these grants must serve individuals who have a serious mental illness and meet the eligibility characteristics for the Rehabilitation Services -Vocational Rehabilitation Program, and be individuals with a significant disability as defined in the Federal Rehabilitation Act (P.L. 102-569 as amended by the Workforce Investment Act of 1998, P.L. 105-220).

Organizations which provide Vocational Rehabilitation services leading to community employment for individuals with disabilities may apply for these funds. Eligible applicants must meet the definition of a community rehabilitation program as defined in the Rehabilitation Act (P.L. 93-112 as amended by P.L. 102-569 and P.L. 105-220) and be organized as a nonprofit. Applicants must be accredited by CARF (The Accreditation Commission) in Employment Services (ECS) and have a current Operating Agreement with DEED/RS.

Grants will be awarded starting October 1, 2005 and are limited to one year in duration. Therefore, applicants must document plans for long term funding and continuation of the projects once grant funding ends. This notice does not obligate the agency to spend the estimated dollar amount. The agency reserves the right to cancel this solicitation if it is considered to be in the best interests of the agency.

Applications must demonstrate evidence of coordination and service integration with their local Adult Mental Health Initiative (AMI), local Rehabilitation Services-VR field office and Workforce Centers. Applications involving multiple counties or multiple areas of the statewide are encouraged.

Applications in electronic format are available from: Claire Courtney, M.S., CRC, Rehabilitation Program Specialist, Department of Employment and Economic Development, Rehabilitation Services (651) 296-0219 (voice) (651) 296-3900 (TTY) e-mail:

claire.courtney@state.mn.us

Completed applications must be submitted electronically to the administrative office of RS no later than 4:00 p.m. on Thursday September 8, 2005.

State Grants and Loans

Department of Employment and Economic Development

Workforce Services Division

Rehabilitation Services

Notice of Request for Proposal with the Intent to Fund Four Projects to Develop Small Businesses with People with Disabilities

The Minnesota Department of Employment and Economic Development (DEED) requests proposals from qualified organizations to provide regional Small Business Development Resources for People with Disabilities for a one year period commencing October 31, 2005. DEED intends to award up to four contracts each within a range of \$28,000 - \$33,000. Services are intended to be made available within various regions of Minnesota. Entities awarded contracts resulting from this RFP will be eligible for a possible second year of funding depending upon performance and availability of funds. An additional two-year RFP may be issued subsequent to the current contract period depending upon funding availability. This is a competitive request.

The Minnesota Small Business Development Disability Services support DEED's mission of promoting economic development by providing high quality one-on-one business management consultation for people with disabilities. DEED Rehabilitation Services' mission is to support people with disabilities achieve their goals for working and living in the community. The 2000 Census shows that there are 264,000 people with disabilities of working age with disabilities living in Minnesota. Nationally 12% of employed people with disabilities are self-employed (XXIV Institute on Rehabilitation Issues, 1998). Typically, the public Vocational Rehabilitation Program supports less than 2% of its successful employment outcomes through assisting people with disabilities to achieve self-employment. This RFP (Request For Proposal) intends to facilitate an effort to more systematically support individuals with disabilities as they consider and develop entrepreneurship endeavors.

NOTICE IS HEREBY GIVEN that completed proposals must be received no later than September 27, 2005. The full RFP and Application can be obtained from <http://www.deed.state.mn.us/rehab/rfp.htm>. Applicants are expected to use DEED's electronic application process. Applicant's can contact Abigail Bergeron (Abigail.Bergeron@state.mn.us) to obtain an electronic application, or if unable to submit electronically, to arrange to submit through other means.

An optional informational meeting to answer questions concerning this RFP will be held September 1, 2005 at DEED, 332 Minnesota Street, Saint Paul, MN.

All questions and or other communications concerning this RFP must be raised before September 23, 2005. Prior to September 23, 2005 questions should be directed to:

Jerry Wood
Rehabilitation Services
Department of Employment and Economic Development
332 Minnesota Street, Suite E200
Saint Paul, MN 55101
Telephone: (651) 296-5617
E-mail: Jerry.Wood@state.mn.us

All answers to questions will be made public through an internet page found at www.deed.state.mn.us/rehab/rfp.htm.

All costs incurred in responding to this RFP will be borne by the responder. This RFP does not obligate the State to award or complete the project, and the State reserves the right to cancel the solicitation if it is considered to be in its best interest.

Minnesota Department of Human Services

Request for Proposals on Chemical Health Division, Regional ATOD Prevention Centers Project Overview

The Chemical Health Division (CHD) requests proposals to establish Regional Alcohol, Tobacco, and Other Drug (ATOD) Prevention Centers to operate in each of the following five regions of the state—**Northwest, Northeast, West Central, East Central and Southwest**. (See appendix in full Request For Proposal (RFP) for map of regions). Each Regional ATOD Prevention Center will house a Regional Prevention Coordinator who will work with Chemical Health Division staff in developing and maintaining a statewide regional prevention system.

Goal

The goal of this RFP is reduce substance abuse and related problems within each region of the state by increasing local control of

State Grants & Loans

prevention services, promoting local collaboration and coordination in the provision of prevention services, identifying current prevention efforts and needs, and providing training and technical assistance to agencies and professionals (including DHS funded prevention programs). It is the intent of the CHD to fund an ATOD Prevention Center and Coordinator within each Region of MN. Each Regional Center will provide resources & technical assistance, hire and supervise a coordinator.

Each coordinator will focus on increasing collaboration, and building and sustaining ATOD prevention coalitions, programs and strategies in his/her region. S/he will assist in assessing community needs and building capacity to implement and sustain prevention programs and strategies.

Application Workshops

Eligible applicants are non-profit organizations and local units of government. To assist applicants in applying for grants, workshops will be held in five different locations throughout Minnesota, one in each of the Prevention Regions 1 through 5 (see RFP for map of regions). While it is not mandatory for applicants to attend a workshop, formal registration is expected in order to plan for these events. Important information about the application process will be shared at the workshops.

All questions must be in writing. Responses to oral questions given at the workshops will be non-binding.

To register for an application workshop, please call Gene D. Anderson at (651) 582-1843. Location and dates are as follows:

Date	Meeting Location	Phone number
August 23 (1-3 PM)	Best Western Marshall Inn, 1500 E. College Drive, Marshall, MN 56258	(507) 532-3221
August 31 (1-3 PM)	Holiday Inn Express, 2422 Ridgeway Ave. N. W., Bemidji, MN 56601	(218) 751-2487
September 1 (1-3 PM)	The Coates Hotel, 502 Chestnut Street, Virginia, MN 55792	(218) 749-1000
September 7 (1-3 PM)	Fergus Falls Regional Treatment Center, Class Room 1021, 400 N. Union Ave. Fergus Falls, MN 56537	(218) 739-7200
September 8 (9am-noon)	Brainerd Regional Human Services Center, Second Floor Peterson Conference Room. 11800 State Hwy. 18, Brainerd, MN 56401	(218) 828-2201

Required Duties

1. The Regional Prevention Center (RPC) must be located within the Region it represents and the Coordinator must live within the region.
2. The RPC must assign one supervisor who will provide weekly supervision and assistance to the Coordinator.
3. The RPC must partner with the CHD in the recruitment, hiring, and supervision of the Regional Prevention Coordinator.
4. The RPC must hire one Full Time Equivalent (FTE) for the coordinator position.
5. The RPC must provide office space, equipment, supplies, and administrative support for the Coordinator to carry out assigned duties.
6. The RPC Supervisor will participate in meetings with the Coordinator and CHD staff during site visits to the center.
7. The RPC Supervisor will provide, in collaboration with the CHD, annual performance evaluations for the Coordinator and obtain signed consent for release of information to the CHD.
8. The RPC must ensure Coordinator's attendance at CHD training. The CHD will offer multiple training and networking opportunities for the Coordinators over time, including topic specific trainings geared to methamphetamine awareness.
9. The RPC is required to maintain membership in the Community Anti-Drug Coalition of America (CADCA) and the RPC Coordinator must attend one CADAC conference each year. Grant funds may be used to fund these requirements.

The establishment of the RPC's will occur in two phases.

- **Phase One** will involve the selection of the Regional Prevention Center and the RPC Supervisor.
- **Phase Two** will involve the hiring of the Regional Prevention Coordinator in partnership with the CHD. Hiring of the Coordinator is to be completed within two months of the executed contract. Selection of the Coordinator for a region must be approved by the CHD grant consultant and the CHD evaluation consultant.

Questions and Application Forms

A total of \$ 400,000 from the State's Federal Substance Abuse Prevention and Treatment Block Grant will be awarded for these grants. Each grantee will be awarded \$80,000 to fund each RPC and coordinator per year.

The Regional Prevention Centers are expected to be funded by July 1, 2006 or upon full execution of the contract, whichever is later,

State Grants and Loans

and funded for three years through June 30, 2009.

This RFP 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.

Applicants' questions regarding this RFP must be submitted in writing by November 7, 2005. Questions will be answered in writing and distributed to all identified prospective applicants who have provided email addresses, by November 17, 2005. To submit a question or have your email address added to the list, please contact:

Gene D. Anderson

OR

Kathy Mostrom

E-mail: *gene.d.anderson@state.mn.us*

E-mail: *kathy.mostrom@state.mn.us*

Telephone: (651) 582-1843

Telephone: (651) 582-1850

Other personnel are **NOT** *authorized* to discuss this request for proposals with RFP applicants prior to the proposal submission deadline.

For **Regional Prevention Center** application forms and instructions contact:

Vicki Taylor

Chemical Health Division

E-mail: *Vicki.Taylor@state.mn.us*

Proposal Submission

Completed CHD application forms must be received no later than **3:30 p.m., Central Time, December 1, 2005, as indicated by written notation with received date by the administrative secretary.**

Proposals submitted **BEFORE October 1, 2005** must be delivered to:

Gene D. Anderson

DHS, Chemical Health Division

444 Lafayette Road

St. Paul, MN 55155-3823

Proposals submitted **AFTER October 1, 2005** must be delivered to:

In person or by courier:

Gene D. Anderson

Elmer Anderson Building

540 Cedar Ave.

St. Paul, MN 55101

If mailed after October 1, 2005, please mail to:

Gene D. Anderson

P.O. Box 64977

St. Paul, MN 55164-0977

Late proposals will not be considered.

- All costs incurred in responding to this RFP will be borne by the responder.
- Fax and e-mail responses will not be considered.
- Each application must be stapled in the top left corner. Do not bind applications in notebooks, plastic bindings or specially printed covers. All pages are to be one-sided, numbered and the font size should be no less than *12* point (Times New Roman).
 - Any information other than requested will be discarded and not passed on to the reviewers.
 - Do not include tapes, videos, brochures, pamphlets, annual reports or letters of support.
 - Submit the signed original and seven (7) copies of the proposal. Proposals are to be sealed in mailing envelopes or packages with the applicant's name and address written on the outside. The original proposal must be signed in *blue* ink by an authorized member of the organization.
 - Upon request, this information will be available in an alternative format, such as Braille, large print, or audiotape.

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.

Minnesota Historical Society

Notice of Request for Proposals for Writing/Editing Services for the *Minnesota History Interpreter* and the *Minnesota Preservation Planner*

The Minnesota Historical Society is seeking proposals from qualified individuals or firms to provide writing and editing services for two of the Society's publications. The work will begin in early September and continue through June 30, 2006.

The Request for Proposals is available by calling or writing Mary Green Toussaint, Contracting & Purchasing Assistant, Minnesota Historical Society, 345 Kellogg Blvd. W., St. Paul, MN 55102. **Telephone:** (651) 297-7007 or via **e-mail:**

mary.green-toussaint@mnhs.org

Bids must be received no later than 2:00 p.m., Local Time, Thursday, September 1, 2005. No late bids will be accepted.

Dated: August 15, 2005

Minnesota Department of Transportation (Mn/DOT)

Office of Finance

Request for Proposal (RFP) for Finance and Accounting Process Documentation and Analysis

Notice of availability of Contract for process documentation services. Responses to this advertisement become public information under the Minnesota Government Data Practices Act. This request does not obligate Mn/DOT to complete the work contemplated in this notice, and Mn/DOT reserves the right to cancel this request for proposal. All expenses incurred in responding to this notice shall be borne by the responder.

Mn/DOT requests proposals to document three major finance and accounting processes. Mn/DOT is requesting assistance with the process documentation effort with the intention of gaining additional insight from leading practices in terms of level of detail of documentation, tools for documenting and communicating the processes, and identifying process and control improvements.

The full RFP can be viewed on the Consultant Services Web Page at www.dot.state.mn.us/consult under the Professional Technical Notices Section.

If you have any questions regarding this advertisement, or are having problems viewing the RFP on the Consultant Services Web Page, you may contact:

Melissa McGinnis, Contract Administrator

Telephone: (651) 284-3245

E-mail: *melissa.mcginnis@dot.state.mn.us*

NOTE: PROPOSALS WILL BE DUE ON SEPTEMBER 7, 2005 AT 2:00PM CENTRAL TIME.

Department of Transportation (MnDOT)

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 (MnDOT)

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.

Minnesota Zoological Gardens

Notice of Availability of Contract for Replacement of (Two) 550 Ton Chillers

The Minnesota Zoological Gardens is requesting proposals for the purpose of. To Evaluate existing system, design replacement system, bidding, Construction Administration and project close out.

Work is proposed to start after October 1, 2005.

A Complete Request for Proposals will be available only at the mandatory site tour scheduled for 9:00 A.M. August 30, 2005.

Gene Barthel
Minnesota Zoological Gardens
13000 Zoo Blvd.
Apple Valley, MN 55124
E-mail: gene.barthel@state.mn.us

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than **September 15, 2005 at 2:00 P.M. Late proposals will not be considered.** Faxed 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.

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.

Metropolitan Council

Notice of Intent to Procure Polymer

The Metropolitan Council Environmental Services Division hereby serves Notice of Intent to Procure Polymer for the Metropolitan Wastewater Treatment Plant. The Council will request bids from qualified companies for polymers used in the plant dewatering process.

Preliminary bench testing will begin in August 2005 and based on those results. Full Scale testing will be in late September or early October. If you believe your Company can supply the required polymer(s) and would like to request an IFB package, please contact:

Elizabeth Sund
Metropolitan Council Environmental Services
230 East 5th Street
St. Paul, MN 55101
Phone: (651) 602-1169
Fax: (651) 602-1083
E-mail: elizabeth.sund@metc.state.mn.us

Metropolitan Council

Notice of Request for Proposals (RFP) for A/E Services for the Design and Construction Support Services of a Transit Station

Reference Number 05P072

The Metropolitan Council is soliciting proposals from professional engineering firms for the Architectural and Engineering services for the design and construction support services of a transit station at I-35W and 46th Street.

The tentative schedule is:

<i>Issue Request for Proposals</i>	August 15, 2005
<i>Pre-Proposal Meeting (details in RFP)</i>	August 30, 2005
<i>Proposals Due</i>	September 20, 2005
<i>Anticipated Notice to Proceed</i>	November 2005

All firms interested in submitting a proposal for this work are invited to make a written request for an RFP document from:

Harriet Simmons, Senior Administrative Assistant
Metropolitan Council
230 East Fifth Street
Mears Park Centre
St. Paul, MN 55101
Phone: (651) 602-1086
Fax: (651) 602-1183
E-mail: harriet.simmons@metc.state.mn.us

Metropolitan Council

Notice of Request for Proposals (RFP) for Employee Assistance Program

Metropolitan Council RFP / Contract Number 05P066

The Metropolitan Council is requesting proposals for an Employee Assistance Program for Council employees and their dependent family members. The successful proposer will provide personal consultation and referral services with regard to all personal, social, or other human services issues except for those of a primarily medical nature. The term of the contract will be three years.

The anticipated solicitation schedule is shown below.

Non-State Contracts & Grants

Issue Request for Proposals
Receive Proposals, 2:00 PM on day
Award of Contract

August 15, 2005
September 15, 2005
November 2005

All firms interested in receiving an RFP package are invited to submit an e-mail, written or fax request to:

Elizabeth Sund
Contracts and Procurement Unit
Metropolitan Council
230 East Fifth Street
St. Paul, MN 55101
Fax: (651) 602-1083
E-mail: elizabeth.sund@metc.state.mn.us

NOTE: RFPs are **NOT** available in electronic form.

Metropolitan Council

Notice of Request for Proposals (RFP) for Transit Rider Survey Contract Number 05P075

The Metropolitan Council is requesting proposals for a comprehensive survey of transit riders. This will be an on-board survey of transit riders on all regular and express fixed route services, bus and light rail, in the Minneapolis-Saint Paul Metropolitan Area. This includes routes operated by Metro Transit, the Maple Grove Transit System, Plymouth Metrolink, the Southwest Metro Transit Commission, Shakopee Area Transit, Minnesota Valley Transit Authority, the Laker Lines in Prior Lake and all Metropolitan Council contract routes. The survey will **NOT** include Community Based Services, Metro Mobility or any other demand responsive program. A complete description of the Twin Cities transit system, including a listing and schedules of all fixed transit routes, can be found at:

<http://www.metrocouncil.org>.

The primary objective of this survey is to understand the distribution of origins and destinations of fixed route transit riders in order to update the Metropolitan Council's regional travel forecast model. The survey **must** be completed during the period from October 3 to November 18, 2005.

The tentative schedule for this project is given below.

<i>Issue Request for Proposals</i>	August 12, 2005
<i>Receive Proposals</i>	September 1, 2005
<i>Execute Contract</i>	September 2005
<i>Period of Performance</i>	October – December 2005

Firms interested in submitting a proposal for this work are invited to make a written request (either by e-mail, fax or mail) for an RFP document from the contact listed below.

Sunny Jo Emerson
Metropolitan Council
230 E. Fifth Street
St. Paul, MN 55101
Phone: (651) 602-1499
Fax: (651) 602-1083
E-mail: sunnyjo.emerson@metc.state.mn.us

University of Minnesota

Subscribe to Bid Information Service (BIS)

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 free. Visit our website at bidinfo.umn.edu or call the BIS Coordinator at (612) 625-5534.

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

