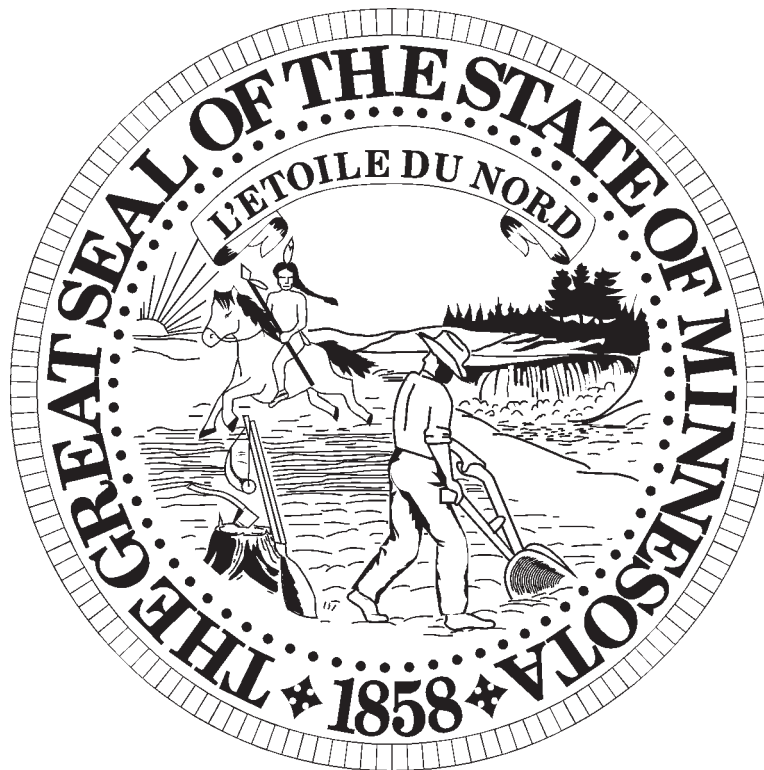


State of Minnesota

State Register



**Rules, Executive Orders, Appointments,
Commissioners' Orders, Revenue Notices, Official Notices, Grants,
State Contracts & Loans, Non-State Bids, Contracts & Grants**

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Minnesota Rules: Amendments and Additions

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The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 80 state agencies have the authority to issue rules. Each agency is assigned specific **Minnesota Rule** chapter numbers. Every odd-numbered year the **Minnesota Rules** are published. 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 Proposed emergency rules and withdrawn proposed rules are also published in the *State Register*.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, 660 Olive Street (one block east of I-35E and one block north of University Ave), St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

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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: Turkey and Prairie Chicken Hunting

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b). The statutory authority for the contents of the rule is *Minnesota Statutes*, sections 97A.434, 97A.435, 97B.711, 97B.716, and 97B.723.

The emergency conditions that do not allow compliance with *Minnesota Statutes*, sections 97A.0451 to 97A.0459, are that population and harvest data needed for setting quotas and areas are only available on an annual basis.

Dated: May 30, 2007

Mark Holsten, Commissioner
Department of Natural Resources

6236.0700 FALL TURKEY SEASON.

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

Subp. 4. **Open areas.** Wild turkey permit areas are open for the fall turkey season as prescribed by the commissioner. Turkey licenses are valid for taking turkeys only in the wild turkey permit area specified on the license. Permit areas shall be identified in application materials and on electronically issued licenses by their three-digit number. The following wild turkey permit areas are open for the 2007 fall season: 227, 228, 236, 337, 338, 339, 341, 342, 343, 344, 345, 346, 347, 348, 349, 420, 422, 425, 431, 433, 442, 443, 446, 447, 448, 449, 450, 461, 462, 464, 465, 466, and 467.

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

Subp. 6. Turkey hunt quotas. Permit quotas for the 2007 fall season are as follows:

2007 Wild Turkey Permit Area Quotas (Fall)		
Permit Quota by Time Period		
Wild turkey permit area number	A October 1721, 2007	B October 2428, 2007
227	50	50
228	50	50
236	105	105
337	50	50
338	70	70
339	70	70
341	225	225
342	175	175
343	100	100
344	75	75
345	90	90
346	150	150
347	50	50

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<u>348</u>	<u>125</u>	<u>125</u>
<u>349</u>	<u>225</u>	<u>225</u>
<u>420</u>	<u>5</u>	<u>5</u>
<u>422</u>	<u>5</u>	<u>5</u>
<u>425</u>	<u>5</u>	<u>5</u>
<u>431</u>	<u>5</u>	<u>5</u>
<u>433</u>	<u>5</u>	<u>5</u>
<u>442</u>	<u>125</u>	<u>125</u>
<u>443</u>	<u>50</u>	<u>50</u>
<u>446</u>	<u>5</u>	<u>5</u>
<u>447</u>	<u>5</u>	<u>5</u>
<u>448</u>	<u>5</u>	<u>5</u>
<u>449</u>	<u>5</u>	<u>5</u>
<u>450</u>	<u>5</u>	<u>5</u>
<u>461</u>	<u>100</u>	<u>100</u>
<u>462</u>	<u>110</u>	<u>110</u>
<u>464</u>	<u>35</u>	<u>35</u>
<u>465</u>	<u>40</u>	<u>40</u>
<u>466</u>	<u>75</u>	<u>75</u>
<u>467</u>	<u>50</u>	<u>50</u>
 <u>Subtotals</u>	 <u>2,245</u>	 <u>2,245</u>
 <u>Grand</u>		
<u>Total</u>	<u>4,490</u>	

6236.0810 WILD TURKEY PERMIT AREA DESCRIPTIONS.

Wild turkey permit areas are comprised of registration blocks with the same numbers, as established in part 6232.4700, except wild turkey permit area 425 consists of registration blocks 425 and 435.

6237.0400 TAKING PRAIRIE CHICKENS.

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

Subp. 4. **Open areas.** Prairie chicken permit areas are open for the prairie chicken season as prescribed by the commissioner. Prairie chicken licenses are valid only in the prairie chicken permit area specified on the license. Permit areas shall be identified in application materials and on electronically issued licenses by a three-digit number plus a letter. The following prairie chicken permit areas are open with prescribed quotas for the 2007 season:

<u>Permit Area</u>	<u>Quota</u>
<u>801A</u>	<u>10</u>
<u>802A</u>	<u>10</u>
<u>803A</u>	<u>10</u>
<u>804A</u>	<u>15</u>
<u>805A</u>	<u>18</u>
<u>806A</u>	<u>17</u>
<u>807A</u>	<u>25</u>
<u>808A</u>	<u>17</u>
<u>809A</u>	<u>20</u>
<u>810A</u>	<u>25</u>
<u>811A</u>	<u>15</u>
 <u>Total</u>	 <u>182</u>

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

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6237.0550 PRAIRIE CHICKEN PERMIT AREA DESCRIPTION.

Subp. 1. Area 801A. Prairie chicken permit area 801A consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of State Trunk Highway (STH) 1 and STH 32; thence along STH 32 to Pennington County State-Aid Highway (CSAH) 3 to Polk CSAH 21; thence along Polk CSAH 21 to United States Highway (U.S.) 75; thence along U.S. 75 to STH 1; thence along STH 1 to the point of beginning.

Subp. 2. Area 802A. Prairie chicken permit area 802A consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of Pennington County State-Aid Highway (CSAH) 3 and State Trunk Highway (STH) 32; thence along STH 32 to United States Highway (U.S.) 2; thence along U.S. 2 to U.S. 75; thence along U.S. 75 to Polk CSAH 21; thence along Polk CSAH 21 to Pennington CSAH 3; thence along Pennington CSAH 3 to the point of beginning.

Subp. 3. Area 803A. Prairie chicken permit area 803A consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of United States Highway (U.S.) 59 and State Trunk Highway (STH) 32; thence along U.S. 59 to U.S. 2; thence along U.S. 2 to STH 32; thence along STH 32 to the point of beginning.

Subp. 4. Area 804A. Prairie chicken permit area 804A consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of United States Highway (U.S.) 2 and U.S. 59; thence along U.S. 59 to Polk County State-Aid Highway (CSAH) 1; thence along Polk CSAH 1 to State Trunk Highway (STH) 32; thence along STH 32 to U.S. 2; thence along U.S. 2 to the point of beginning.

Subp. 5. Area 805A. Prairie chicken permit area 805A consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of United States Highway (U.S.) 2 and State Trunk Highway (STH) 9; thence along U.S. 2 to STH 32; thence along STH 32 to STH 102; thence along STH 102 to STH 9; thence along STH 9 to the point of beginning.

Subp. 6. Area 806A. Prairie chicken permit area 806A consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of State Trunk Highway (STH) 9 and STH 102; thence along STH 102 to STH 32; thence along STH 32 to STH 200; thence along STH 200 to STH 9; thence along STH 9 to the point of beginning.

Subp. 7. Area 807A. Prairie chicken permit area 807A consists of that portion of the state lying within the following described boundary:

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Beginning at the intersection of State Trunk Highway (STH) 9 and STH 200; thence along STH 200 to STH 32; thence along STH 32 to County State-Aid Highway (CSAH) 34, Clay County; thence along CSAH 34 to STH 9; thence along STH 9 to the point of beginning.

Subp. 8. **Area 808A.** Prairie chicken permit area 808A consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of State Trunk Highway (STH) 9 and County State-Aid Highway (CSAH) 34, Clay County; thence along CSAH 34 to STH 32; thence along STH 32 to United States Highway (U.S.) 10; thence along U.S. 10 to STH 9; thence along STH 9 to the point of beginning.

Subp. 9. **Area 809A.** Prairie chicken permit area 809A consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of Clay County State-Aid Highway (CSAH) 11 and United States Highway (U.S.) 10; thence along U.S. 10 to State Trunk Highway (STH) 32; thence along STH 32 to STH 34; thence along STH 34 to Clay CSAH 2; thence along Clay CSAH 2 to Clay CSAH 11; thence along Clay CSAH 11 to the point of beginning.

Subp. 10. **Area 810A.** Prairie chicken permit area 810A consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of Clay County State-Aid Highway (CSAH) 2 and Interstate Highway 94 (I-94); thence along I-94 to Ottertail County State-Aid Highway (CSAH) 24; thence along Ottertail CSAH 24 to Wilkin CSAH 26; thence along Wilkin CSAH 26 to Wilkin CSAH 3; thence along Wilkin CSAH 3 to the point of beginning.

Subp. 11. **Area 811A.** Prairie chicken permit area 811A consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of Ottertail County State-Aid Highway (CSAH) 24 and Interstate Highway 94 (I-94); thence along I-94 to State Trunk Highway (STH) 210; thence along STH 210 to United States Highway (U.S.) 75; thence along U.S. 75 to Wilkin CSAH 3; thence along Wilkin CSAH 3 to Wilkin CSAH 26; thence along Wilkin CSAH 26 to Ottertail CSAH 24; thence along Ottertail CSAH 24 to the point of beginning.

REPEALER. Minnesota Rules, part 6237.0500, is repealed. The expedited emergency amendments to Minnesota Rules, part 6236.0810, published in the State Register, volume 31, page 774, December 18, 2006, are repealed.

EFFECTIVE PERIOD. The emergency amendments to Minnesota Rules, parts 6236.0700, 6236.0810, and 6237.0400, expire December 31, 2007. The repealer expires December 31, 2007. After the emergency amendments and repealer expire, the permanent rules as they read prior to those amendments or repealer again take effect, except as they may be amended by permanent rule. Minnesota Rules, part 6237.0550, expires December 31, 2007.

Expedited Emergency Rules

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules: 2007 Camp Ripley Archery Deer Hunt Quota; 2007 Youth Deer Hunts and Seasons

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 rules is *Minnesota Statutes*, sections 97A.091, 97A.401, subd. 4, 97B.112, 97B.305, 97B.311; and *Laws of Minnesota for 2004*, Chapter 215, section 36.

The emergency conditions that do not allow compliance with *Minnesota Statutes*, sections 97A.0451 to 97A.0459, are that data on deer populations necessary to establish special hunts, including youth hunts and Camp Ripley, are not available until May. Additionally, hunt cooperators have not determined their participation plans or recommended hunt dates until May. The special youth deer season in northwestern Minnesota was mandated by *Laws of Minnesota for 2004*, Chapter 215, Section 36.

Dated: June 4, 2007

Mark Holsten, Commissioner
Department of Natural Resources

6232.0900 CAMPRIPLEY ARCHERY HUNT.

[For text of subs 1 and 2, see M.R.]

Subp. 3. Antlerless deer and legal bucks. In 2007, Camp Ripley is open for the taking of antlerless deer and legal bucks. Not more than 2,500 permits shall be issued for each two-day hunting period.

Subp. 4. Bag limits. The bag limit for the Camp Ripley archery hunt is two deer. Hunters may use bonus permits or the antlerless portion of their all-season license to take an antlerless deer and may take a deer of either sex on their regular license. Only one legal buck may be taken during this hunt.

6232.2550 YOUTH SPECIAL DEER HUNTS.

[For text of subs 1 and 2, see M.R.]

Subp. 3. Open areas. The youth special hunt areas described in items A to K are open by permit during the 2007 season.

A. Camp Ripley youth archery special deer hunt. Camp Ripley Military Refuge in Morrison County is open for taking antlerless deer and legal bucks using bow and arrow October 5 to October 7. No more than 150 permits shall be issued to youth hunters. The Minnesota Deer Hunters Association and Minnesota State Archery Association are the sponsoring nonprofit organizations. Permittees shall be provided maps of open hunting areas and may not enter closed areas except as specifically authorized. One bonus permit may be used, but a hunter may not take more than one deer.

B. Arden Hills Army Training Site youth archery special deer hunt. Arden Hills Army Training Site in Ramsey County is open for taking antlerless deer and legal bucks using bow and arrow. No more than 30 permits shall be issued to youth hunters for each of two hunts, October 18 and 19 and October 20 and 21. The Minnesota Deer Hunters Association and Minnesota State Archery Association are the sponsoring nonprofit organizations. One bonus permit may be used, but a hunter may not take more than one deer.

C. Whitewater State Game Refuge youth firearms and archery special deer hunt. Whitewater State Game Refuge in Winona County is open October 18 to October 21 for taking antlerless deer and legal bucks using any legal firearm or bow and arrow. Hunters using archery equipment must comply with blaze orange and youth firearms age requirements. No more than 75 permits shall be issued to youth hunters. Bluffland Whitetails Association and Minnesota Deer Hunters Association are the sponsoring nonprofit organizations. One bonus permit may be used, but a hunter may not take more than one deer.

D. Rydell National Wildlife Refuge youth firearms special deer hunt. Rydell National Wildlife Refuge in Polk County is open October 20 and 21 for taking antlerless deer and legal bucks. No more than 20 permits shall be issued to youth hunters. The Friends of the Rydell National Wildlife Refuge is the sponsoring nonprofit organization. One bonus permit may be used, but a hunter may not take more than one deer.

E. Lake Bemidji State Park youth firearms special deer hunt. Portions of Lake Bemidji State Park in Beltrami County are open October 20 and 21 for taking antlerless deer and legal bucks. No more than 25 permits shall be issued to youth hunters. The Minnesota Deer Hunters Association is the sponsoring nonprofit organization. Up to four bonus permits may be used and hunters may take up to five deer.

F. St. Croix State Park youth firearms special deer hunt. Portions of St. Croix State Park in Pine County are open October 27 and 28 for taking antlerless deer and legal bucks. No more than 100 permits shall be issued to youth hunters. One bonus permit may be used, but a hunter may not take more than one deer.

G. Lake Alexander Preserve youth archery special deer hunt. The Nature Conservancy Lake Alexander Preserve in Morrison County is open October 5 to October 7 for taking antlerless deer and legal bucks. No more than 20 permits shall be issued to youth hunters. The

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Nature Conservancy, Minnesota State Archery Association, and the Minnesota Deer Hunters Association are the sponsoring nonprofit organizations. One bonus permit may be used, but a hunter may not take more than one deer.

H. Savanna Portage State Park youth firearms special deer hunt. Portions of Savanna Portage State Park in Aitkin County are open for taking deer by legal firearms October 27 and 28. No more than 15 permits shall be issued to youth hunters. One bonus permit may be used, but a hunter may not take more than one deer.

I. Buffalo River State Park youth firearms special deer hunt. Portions of Buffalo River State Park in Clay County are open for taking deer by legal firearms October 20 and 21. No more than ten permits shall be issued to youth hunters. Up to two bonus permits may be used, but a hunter may not take more than two deer.

J. Game Haven Scout Reserve Alpha youth firearms special deer hunt. The Game Haven Scout Reserve in Olmsted County is open for taking deer by legal firearms October 27 and 28. No more than eight permits shall be issued to youth hunters who are selected by the Boy Scouts of America Game Haven Council. The Boy Scouts of America Game Haven Council is the sponsoring nonprofit. Up to four bonus permits may be used and hunters may take up to five deer.

K. Game Haven Scout Reserve Bravo youth firearms special deer hunt. The Game Haven Scout Reserve in Olmsted County is open for taking deer by legal firearms November 10 and 11. No more than eight permits shall be issued to youth hunters who are selected by the Boy Scouts of America Game Haven Council. The Boy Scouts of America Game Haven Council is the sponsoring nonprofit. Up to four bonus permits may be used and hunters may take up to five deer.

6232.2560 YOUTH SPECIAL DEER SEASONS.

Subpart 1. **Requirements.** A youth participating in a youth special deer season must obtain a license for taking deer by firearms, valid in any zone or season option, by the beginning date of the special season. A youth special season participant may take one deer, which must be antlerless. One bonus permit may be used. An adult mentor age 18 or older authorized by the youth's parent or guardian must accompany the youth hunter at all times during the hunt. The accompanying adult may not hunt. Party hunting is not allowed. The blaze orange requirements in *Minnesota Statutes*, section 97B.071, paragraph (a), apply to all hunters and trappers and all adult mentors of youth hunters in the areas open to firearms deer hunting during the youth special deer seasons established in this part.

Subp. 2. **Open areas.** Open areas and dates for youth deer seasons shall be established annually by the commissioner. For 2007, Kittson, Lake of the Woods, Marshall, Pennington, and Roseau Counties are open October 20 and 21 for taking antlerless deer by firearms for youth who are at least age 12 and under age 15 at the time of the hunt. Old Mill State Park, Lake Bronson State Park, Hayes Lake State Park, and Zippel Bay State Park are open to taking antlerless deer by eligible youth. One bonus permit may be used, but a hunter may not take more than one deer.

EFFECTIVE PERIOD. The emergency amendments to *Minnesota Rules*, parts 6232.0900 and 6232.2550, expire December 31, 2007. After the emergency amendments expire, the permanent rules as they read prior to those amendments again take effect, except as they may be amended by permanent rule. *Minnesota Rules*, part 6232.2560, expires December 31, 2007.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules; 2007 Elk Season Quotas and Dates

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.433 and 97B.515.

The emergency conditions that do not allow compliance with *Minnesota Statutes*, sections 97A.0451 to 97A.0459, are that population and harvest data needed prior to setting quotas and bag limits for elk are not available until April. Quota numbers and bag limits are necessary so that harvests and populations can be managed and to allow applicants to evaluate where they want to apply. Because the elk season for 2007 allows for landowner preference and there are multiple hunting periods, modifications to the application drawing procedure are needed to ensure fairness in the drawing between landowners and general hunters.

Dated: June 4, 2007

Mark Holsten, Commissioner
Department of Natural Resources

Expedited Emergency Rules

6232.4300 SEASONS AND 2007 SEASON DATES AND QUOTAS FOR TAKING ELK.

Subpart 1. Taking elk. Elk may be taken by a licensed hunter using a legal firearm or a legal bow and arrow during seasons authorized by the commissioner.

Subp. 2. Season dates. Licensed hunters may take elk during the following seasons:

A. Season A: September 15 to 23, 2007; and

B. Season B: December 1 to 9, 2007.

Subp. 3. Quotas. The number of available licenses for the 2007 elk hunting season is six, distributed as follows:

A. Season A: three licenses valid for legal antlerless elk only; and

B. Season B: three licenses valid for legal antlerless elk only.

Subp. 4. Open area. Licenses are valid for taking elk within the primary elk zone prescribed in part 6232.4600, subpart 1.

6232.4400 GENERAL REGULATIONS FOR TAKING ELK.

Subpart 1. License requirement. The license is valid for a party of one or two persons and only for the season selected through the procedure described in part 6232.4500, subpart 3.

[For text of subs 2 to 7, see M.R.]

6232.4500 ELK LICENSE APPLICATION PROCEDURE.

Subpart 1. General provisions. The provisions in this part apply to the elk license application process.

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

E. An application fee of \$20 in the form of a cashier's check, money order, or personal check made payable to the Minnesota Department of Natural Resources as prescribed in *Minnesota Statutes*, section 97A.433, subdivision 3, must accompany each application of two hunters. Checks returned to the department for nonpayment will invalidate the application. Refunds of application fees will not be made for any reason.

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

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

Subp. 3. Drawing procedure.

A. If one or more qualified landowners apply, a drawing to select one landowner shall occur first. Five more parties shall then be selected in a general drawing for a total of six successful parties. If no qualified landowners apply, all six licenses shall be drawn from the general pool of applicants.

B. There shall also be alternate parties drawn from the pool of unsuccessful parties, consisting of the remaining landowners and the parties from the general drawing, in case successful parties decide not to purchase their permit. Alternate parties shall not be notified that they are an alternate party unless a successful party decides not to purchase a permit, in which event the alternate party may purchase an elk license.

6232.4600 ELK ZONES.

Subpart 1. Primary Elk Zone. The Primary Elk Zone consists of that portion of the state lying within the following described boundary:

Beginning at the intersection of State Trunk Highway (STH) 89 and Marshall County Road (CR) 145; thence along CR 145 to County State Aid Highway (CSAH) 6, Marshall County; thence along CSAH 6 to CR 133, Marshall County; thence along CR 133 to the northwest corner of Section 16, Township 157 North, Range 39 West; thence north along the west line of Sections 9 and 4, Township 157 North, Range 39 West, to the Moose River; thence along the southerly shore of said river to CR 706, Beltrami County; thence along CR 706 to its intersection with the east line of Section 5, Township 157 North, Range 38 West; thence along the east line of Sections 5 and 8, Township 157 North, Range 38 West to County Highway (CH) 701, Beltrami County; thence along CH 701 to the northwest corner of Section 5, Township 156 North, Range 38 West; thence along the line between Township 156 North and Township 157 North to the northeast corner of Section 2, Township 156 North, Range 39 West;

Expedited Emergency Rules

thence along an unnumbered township road, Marshall County, that coincides with the line between Township 156 North and Township 157 North, to CSAH 53, Marshall County; thence along CSAH 53 to the southeast corner of Section 31, Township 157 North, Range 39 West; thence along the line between Township 156 North and Township 157 North to STH 89; thence along STH 89 to the point of beginning.

Subp. 2. **Secondary Elk Zone.** The Secondary Elk Zone consists of all of Marshall County east of State Trunk Highway (STH) 89; and that portion of Beltrami County lying within Northwood and Benville Townships (T 157N R 38W and T 156N R 38W) and may be opened in addition to the primary zone by written notification from the commissioner. Notification, if made, will be at the elk hunter orientation sessions at the Thief Lake Wildlife Management Area.

EFFECTIVE PERIOD. The emergency amendments to *Minnesota Rules*, parts 6232.4300, 6232.4400, 6232.4500, and 6232.4600 expire December 31, 2007. After the emergency amendments expire, the permanent rules as they read prior to the amendments again take effect, except as they may be amended by permanent rule.

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 270C.07.

KEY: Underlining indicates additions to existing language. ~~Strikeouts~~ indicate deletions from existing language.

Department of Revenue

Revenue Notice # 07-09: Sales and Use Tax – Operators of Flea Markets and Similar Events – Revocation and Replacement of Revenue Notice # 95-04

This Revenue Notice revokes and replaces Revenue Notice # 95-04.

Minnesota Statutes, section 297A.87, subdivision 2, requires that before an operator of a flea market, craft show, antique show, coin show, stamp show, comic book show, convention exhibit area, or similar selling event can rent space to a person desiring to sell at the event, the operator must obtain evidence that the seller holds a valid sales tax permit, a written statement from the seller that no taxable items are being sold, or a written statement containing each of the following elements:

1. that the selling event is the only selling event that the seller will participate in for the calendar year;
2. that the seller will be participating in the selling event for three or fewer days;
3. that the seller will have less than \$500 in gross receipts in the calendar year; and,
4. the seller's name, address and telephone number.

Revenue Notices

Minnesota Statutes, section 289A.60, subdivision 17, imposes a penalty of \$100 for each day of a selling event that the operator fails to obtain evidence that a seller holds a sales tax permit. If the operator fails to obtain evidence of a sales tax permit from any seller at an event, the Minnesota Department of Revenue will impose the penalty against the operator for each seller from whom the evidence was not obtained.

Publication Date: June 25, 2007

John H. Mansun, Assistant Commissioner
for Tax Policy and External Relations
Department of Revenue

Department of Revenue

Revenue Notice #07-10: Amendment of Revenue Notice # 02-20

This Revenue Notice amends Revenue Notice # 02-20 – Technical Corrections of Prior Revenue Notices by striking the correction to Revenue Notice # 95-04 because the correction has been incorporated into Revenue Notice #07-09, which revoked and replaced Revenue Notice # 95-04.

Notice	Citation in Original Notice	Current Citation
95-4	Minn. Stat. § 297A.041	Minn. Stat. § 297A.87

Publication Date: June 25, 2007

John H. Mansun, Assistant Commissioner
for Tax Policy and External Relations
Department of Revenue

Department of Revenue

Revenue Notice # 07-11: Property Tax Refunds – Reissuing Uncashed Lapsed Warrants – Definition of Reasonable Cause

Requests for Reissuance

Minnesota Statutes, section 270C.347, subdivision 1, authorizes the Commissioner of Revenue (“Commissioner”) to reissue an uncashed property tax refund warrant or check (“warrant”) after the two-year lapse period in *Minnesota Statutes*, section 290A.18, subdivision 2, has expired. The authority to reissue is based upon a showing of reasonable cause, and is limited to five years after the date of issuance of the original warrant.

The purpose of this revenue notice is to provide guidance as to what the Commissioner considers “reasonable cause” when a taxpayer to whom a lapsed warrant is made payable requests the Commissioner to reissue the warrant.

Reasonable Cause

A “reasonable cause” for failing to cash a property tax refund warrant within the statutory two-year time period occurs when the failure to cash a warrant is the result of circumstances beyond the taxpayer’s control. This includes circumstances that cannot reasonably be expected to be under the taxpayer’s control, or that make unreasonable the normal expectation of timely performance.

Examples

Examples of reasonable cause for failing to timely cash a warrant include:

1. Serious illness of the taxpayer, or of an immediate family member, or other substantial physical or mental incapacity of the taxpayer.

Revenue Notices

2. Any unforeseen disasters or hardships, such as severe weather, fire, flood, explosion, theft, or arson that result in loss of the taxpayer's home or personal records.

3. The taxpayer first receives the warrant when the time limit for cashing it has already expired. This can be due to an incorrect mailing address, or delivery of the mailing to the wrong person. In such cases, the taxpayer must produce the post-marked envelope the warrant was mailed in, or some other third party documentation to show that the warrant was not timely received.

Factors to Prove Reasonable Cause

Factors used to prove reasonable cause include:

1. For examples 1 and 2, above, the taxpayer can document or otherwise verify that such an event took place, with copies of medical records, police reports, insurance records, newspaper notices, or other acceptable records.

2. The event which caused the failure to timely cash the warrant was unavoidable and unscheduled. Planned absences such as vacations or business trips, packing the warrant in a storage box as part of a move, or simply misplacing the warrant are not acceptable proof of reasonable cause.

3. The time interval between the event causing the delay and the resulting failure to timely cash the warrant is reasonable under the circumstances.

Publication Date: June 25, 2007

John H. Mansun, Assistant Commissioner
for Tax Policy and External Relations

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.

Child Care Fund Sliding Fee Copayment Schedule

See page 1842. SUBSCRIBE and use our LINKS. You will quickly find what you need. You receive MORE with a subscription to the *State Register*. Open the *State Register* and click on Bookmarks in the upper right corner. You also receive ALL the current rules, with an INDEX, and previous years' indices. And you receive a summarized "Contracts & Grants" section of Bids still open. Subscriptions cost \$180 a year (an \$80 savings). Here's what you'll get:

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Official Notices

Minnesota Department of Employment and Economic Development

Minnesota's Unified Plan for the Workforce Investment Act Authorized Under Title V, Section 501, of the Workforce Investment Act of 1998

NOTICE IS HEREBY GIVEN that the Minnesota Department of Employment and Economic Development, designated by the Governor as the state agency responsible for coordinating the public workforce investment system, is providing the public with an opportunity to review and comment on a modification to Part III, Section E "State and Local Governance" of *Minnesota's Unified Plan* for the federal Workforce Investment Act. The modification is an appeal procedure for non-designation of local areas (i.e. Workforce Service Areas) and is available for review at: www.deed.state.mn.us/wia/2007/ under "Modifications" - Attachment M: Appeal Procedure for Non-designation of Local Areas.

Minnesota's Unified Plan covers the period July 1, 2007, through June 30, 2010 and includes the following federal workforce development programs:

- WIA Title I - Adult, Dislocated Worker and Youth programs
- WIA Title II - Adult Basic Education
- WIA Title III - Wagner Peyser (Business Services, Job Seeker Services, and Labor Market Information)
- WIA Title IV - State Services for the Blind
- WIA Title IV - Vocational Rehabilitation - General
- Food Stamp Employment and Training Program
- Migrant and Seasonal Farmworkers Program
- Registered Apprenticeship Program
- Senior Community Service Employment Program
- Temporary Assistance For Needy Families - known as Minnesota Family Investment Program
- Trade Act Assistance Programs (Chapter 2 of Title II of the Trade Act of 1974)
- Unemployment Insurance
- Veterans Programs
- Work Opportunity Tax Credit

If you are interested in reviewing and commenting on the **modification** to *Minnesota's Unified Plan*, you may do so from June 25, 2007, through July 25, 2007. Your written comments must be received no later than 4:00 p.m. on Wednesday, July 25, 2007. Submit comments via mail, e-mail, or fax to:

Cristine Leavitt, State Unified Plan Coordinator
Minnesota Department of Employment and Economic Development
1st National Bank Building
332 Minnesota Street, Suite E200
St. Paul, MN 55101-1351
Fax: (651) 215-3842
E-mail: cristine.leavitt@state.mn.us

This information is available in alternative formats upon request.

Minnesota Department of Health

Notice of the List of Analytes Available for Certification Related to Rules Governing Environmental Laboratory Certification, *Minnesota Rules, 4740.2010 through 4740.2120*

This notice is given to meet requirements in *Minnesota Rules* 4740.2050, Subpart 3.

Every six months, the Minnesota Department of Health reviews the list of analytes available for certification and publishes revisions to the list. The department revises the list based on recommendations from the state and federal agencies utilizing the environmental laboratory certification program.

Official Notices

The revised list of analytes available for certification by the department will be available on the program's website:

<http://www.health.state.mn.us/divs/phl/cert/index.html>

The list includes all regulated contaminants under the federal Safe Drinking Water and Clean Water Acts. To submit comments on the list or request additional information, please contact Susan Wyatt, Minnesota Department of Health, Environmental Laboratory Certification Program, 601 Robert Street North, St. Paul, MN 55164-0899, **phone:** (651) 201-5323, **e-mail:** susan.wyatt@health.state.mn.us.

Department of Human Services Children and Family Services Updated Child Care Fund Sliding Fee Copayment Schedule

Pursuant to *Minnesota Statutes* section 119B, and *Minnesota Rules*, part 3400.0100, Subp. 5 (Publication of state median income and fee schedule in *State Register*), the Department of Human Services hereby gives notice of the updated Sliding Fee Monthly Copayment Schedule. This schedule is based on the FFY 2007 federal poverty guidelines as published in the January 24, 2007 *Federal Register*. The schedule published is for family sizes of two through six and is effective July 1, 2007 until further notice. Please contact the Child Care Assistance Program for the schedule for larger families or for the biweekly copayment schedule for all family sizes. This fee schedule replaces the schedule published June 19, 2006.

Any questions about the updated schedule should be directed to:

Child Care Assistance Program
Department of Human Services
Children and Family Services
P. O. Box 64951
St. Paul, MN 55164-0951
Phone: (651) 431-4051

Two Person Household

Federal Poverty Guidelines (FPG) \$13,690
175% of FPG (Entrance Limit) \$23,958

Three Person Household

Federal Poverty Guidelines (FPG) \$17,170
175% of FPG (Entrance Limit) \$30,048

<u>Gross Income Range</u>		<u>Monthly Copayment</u>	<u>Gross Income Range</u>		<u>Monthly Copayment</u>
\$0	\$ 10,267	\$ -	\$0	\$ 12,877	\$ -
\$10,268	\$ 13,689	\$ 5	\$12,878	\$ 17,169	\$ 5
\$13,690	14,374	31	\$17,170	18,028	39
\$14,375	15,058	33	\$18,029	18,886	41
\$15,059	15,743	34	\$18,887	19,745	43
\$15,744	16,427	36	\$19,746	20,603	45
\$16,428	17,112	41	\$20,604	21,462	52
\$17,113	17,796	43	\$21,463	22,320	54
\$17,797	18,481	45	\$22,321	23,179	56
\$18,482	19,165	46	\$23,180	24,037	58
\$19,166	19,850	53	\$24,038	24,896	67
\$19,851	20,534	55	\$24,897	25,754	69
\$20,535	21,219	57	\$25,755	26,613	71
\$21,220	21,903	70	\$26,614	27,471	88
\$21,904	22,588	72	\$27,472	28,330	91
\$22,589	23,272	86	\$28,331	29,188	108
\$23,273	23,957	95	\$29,189	30,047	119
\$23,958	24,641	104	\$30,048	30,905	130
\$24,642	25,326	119	\$30,906	31,764	150
\$25,327	26,010	129	\$31,765	32,622	162
\$26,011	26,695	139	\$32,623	33,481	174

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\$26,696	27,379	156	\$33,482	34,339	196
\$27,380	28,064	177	\$34,340	35,198	222
\$28,065	28,748	200	\$35,199	36,056	250
\$28,749	29,433	226	\$36,057	36,915	283
\$29,434	30,117	253	\$36,916	37,773	317
\$30,118	30,802	281	\$37,774	38,632	352
\$30,803	31,486	303	\$38,633	39,490	380
\$31,487	32,171	326	\$39,491	40,349	409
\$32,172	32,855	350	\$40,350	41,207	439
\$32,856	33,540	374	\$41,208	42,066	469
\$33,541	34,224	399	\$42,067	42,924	501
\$34,225		INELIGIBLE	\$42,925		INELIGIBLE

Four Person Household

Federal Poverty Guidelines (FPG) \$20,650
 175% of FPG (Entrance Limit) \$36,138

Gross **Monthly**
Income Range **Copayment**

\$0	\$15,487	\$ -
\$15,488	\$20,649	\$ 5
\$20,650	21,682	47
\$21,683	22,714	49
\$22,715	23,747	52
\$23,748	24,779	54
\$24,780	25,812	63
\$25,813	26,844	65
\$26,845	27,877	68
\$27,878	28,909	70
\$28,910	29,942	80
\$29,943	30,974	83
\$30,975	32,007	86
\$32,008	33,039	106
\$33,040	34,072	109
\$34,073	35,104	130
\$35,105	36,137	143
\$36,138	37,169	156
\$37,170	38,202	180
\$38,203	39,234	195
\$39,235	40,267	209
\$40,268	41,299	235
\$41,300	42,332	267
\$42,333	43,364	301
\$43,365	44,397	340
\$44,398	45,429	381
\$45,430	46,462	424
\$46,463	47,494	457
\$47,495	48,527	492

Five Person Household

Federal Poverty Guidelines (FPG) \$24,130
 175% of FPG (Entrance Limit) \$42,228

Gross **Monthly**
Income Range **Copayment**

\$0	\$ 18,097	\$ -
\$18,098	\$ 24,129	\$ 5
\$24,130	25,336	55
\$25,337	26,542	58
\$26,543	27,749	60
\$27,750	28,955	63
\$28,956	30,162	73
\$30,163	31,368	76
\$31,369	32,575	79
\$32,576	33,781	82
\$33,782	34,988	94
\$34,989	36,194	97
\$36,195	37,401	100
\$37,402	38,607	124
\$38,608	39,814	127
\$39,815	41,020	152
\$41,021	42,227	168
\$42,228	43,433	183
\$43,434	44,640	210
\$44,641	45,846	227
\$45,847	47,053	245
\$47,054	48,259	275
\$48,260	49,466	312
\$49,467	50,672	352
\$50,673	51,879	398
\$51,880	53,085	445
\$53,086	54,292	495
\$54,293	55,498	534
\$55,499	56,705	575

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\$48,528	49,559	527	\$56,706	57,911	616
\$49,560	50,592	564	\$57,912	59,118	659
\$50,593	51,624	602	\$59,119	60,324	704
\$51,625		INELIGIBLE	\$60,325		INELIGIBLE

Six Person Household

Federal Poverty Guidelines (FPG) \$27,610

175% of FPG (Entrance Limit) \$48,318

Gross

Income Range

\$0	\$20,707
\$20,708	\$27,609
\$27,610	28,990
\$28,991	30,370
\$30,371	31,751
\$31,752	33,131
\$33,132	34,512
\$34,513	35,892
\$35,893	37,273
\$37,274	38,653
\$38,654	40,034
\$40,035	41,414
\$41,415	42,795
\$42,796	44,175
\$44,176	45,556
\$45,557	46,936
\$46,937	48,317
\$48,318	49,697
\$49,698	51,078
\$51,079	52,458
\$52,459	53,839
\$53,840	55,219
\$55,220	56,600
\$56,601	57,980
\$57,981	59,361
\$59,362	60,741
\$60,742	62,122
\$62,123	63,502
\$63,503	64,883
\$64,884	66,263
\$66,264	67,644
\$67,645	69,024
\$69,025	

Monthly

Copayment

\$ -
\$ 5
63
66
69
72
84
87
90
94
107
111
114
141
146
174
192
209
240
260
280
315
358
402
455
510
566
611
657
705
754
805
INELIGIBLE

Official Notices

Department of Human Services

Health Care Administration

Public Notice Regarding Payment Rate and Methodology Changes, and Services Under the Medical Assistance Program, the General Assistance Medical Care Program, and the MinnesotaCare Program

NOTICE IS HEREBY GIVEN to recipients, providers of services, and to the public of certain statutory changes made to the Medical Assistance (MA) Program, the General Assistance Medical Care (GAMC) Program, and the MinnesotaCare Program that the 2007 Minnesota Legislature enacted during the Regular Session.

This notice is published pursuant to 42 *United States Code* §1396a(a)(13)(A) (§1902(a)(13)(A) of the Social Security Act), which requires the Department to publish final institutional payment rates, the methodologies underlying the establishment of such rates, and the justification for such rates. It is also published pursuant to *Code of Federal Regulations*, title 42, part 447, section 205 (42 CFR §447.205), which requires publication of a notice when there is any significant proposed change in the methods and standards for setting payment rates for services. The changes to the MA Program are estimated to result in a net increase in total MA Program expenditures of \$98,800,000 for State Fiscal Year 2008 (July 1, 2007 through June 30, 2008).

The actual text of most of these changes is contained in *Minnesota Laws 2007*, Chapter 147—. This is available by calling the House of Representatives Public Information Office at (651) 296-2146 (voice) or (651) 296-9896 (TTY) or 1-800-657-3550 (Greater Minnesota) or 1-800-627-3529 (TTY); or the Senate Information Office at (651) 296-0504 (voice) or (651) 296-0250 (TTY); for Greater Minnesota call 1-888-234-1112 (voice) or 1-888-234-1216 (TTY). Also see:

<http://www.revisor.leg.state.mn.us/bin/bldbill.php?bill=H4162.3.html&session=ls84>

It is important to note that not all changes made to these programs by the 2007 legislature are mentioned in this notice.

Information relating to implementation of these provisions will be sent to local human services agencies through bulletins and manual updates, to recipients and enrollees through written notice, and to health care providers through newsletters and updates to the *Minnesota Health Care Programs Provider Manual* (available at

http://www.dhs.state.mn.us/main/groups/business_partners/documents/pub/DHS_id_000221.hcsp

Changes were made to the following program areas:

- I. MA, GAMC and MinnesotaCare Services and Payment Rates
- II. MA Institutional Payment Rates
- III. MA Home and Community-Based Waivers and Payment Rates

I. MA, GAMC, MinnesotaCare Payment Rates

Effective July 1, 2007, the Department is authorized to continue the pay-for-performance initiative for medical groups providing optimum care for MA and MinnesotaCare recipients with diabetes and expand it to include cardiac diseases. The provider reward for managed care is an indirect payment to medical groups or clinics that meet optimal care standards for their whole caseloads. In fee-for-service, providers will receive a direct reward if they meet optimal care standards for each eligible enrollee. *Minnesota Laws 2007*, Chapter 147, Article 15, Section 15.

For dental services provided to MA recipients on or after July 1, 2007, payment rates to dentists designated as critical access providers will be 30 percent above the MA rate. The rates paid to the prepaid health plans will be adjusted to reflect this increase. *Minnesota Laws 2007*, Chapter 147, Article 5, Section 14.

Effective July 1, 2007, the reimbursement schedule for MA critical access dental providers and provider specific reimbursement limits is eliminated. *Minnesota Laws 2007*, Chapter 147, Article 5, Section 31.

Effective July 1, 2006, the federal disproportionate share hospital (DSH) claim for state fiscal years 2006 and 2007 will include the certified public expenditures (CPE) of Hennepin County Medical Center (HCMC) as DSH payments to the extent of the remaining DSH allotment for state fiscal year 2007. *Minnesota Laws 2007*, Chapter 147, Article 5, Section 4.

Beginning July 1, 2009, the sunset is eliminated for the federal disproportionate share hospital (DSH) claim. For state fiscal years 2008 and 2009 and after, the DSH claim will include General Assistance Medical Care (GAMC) inpatient and outpatient hospital fee-for-service expenditures as DSH payments, in addition to the certified public expenditures of HCMC, Regions Hospital and Fairview-University Medical Center, to the extent of the remaining DSH allotment available for state fiscal year 2008. *Minnesota Laws 2007*, Chapter 147, Article 5, Section 13.

Payments to hospitals are increased by extending the quarterly payments at *Minnesota Statutes* §256.969, subd. 27. Both the quarterly payments and the certified public expenditures were scheduled to sunset June 30, 2009. Beginning July 1, 2009, the offset to the quarterly

payments is decreased from the value of a four percent ratable reduction to the value of a three percent ratable reduction. In addition, the quarterly payments at *Minnesota Statutes* §256.969, subd. 27(a)(2) and (3) are reduced proportionately by the value of the rate increases for Bethesda Hospital and Gillette Children's Hospital, which are 8% and 9% respectively. *Minnesota Laws 2007*, Chapter 147, Article 5, Section 5.

Effective January 21, 2008, the Medical Education and Research Costs fund distribution formula at *Minnesota Statutes* §62J.696, subd. 4, is revised so that the allocation is based on a public program volume factor, and a supplemental public program factor, after making certain payments to three training sites. *Minnesota Laws 2007*, Chapter 147, Article 15, Section 6.

Effective January 1, 2008, the MinnesotaCare Limited Benefit set for single adults without children with incomes greater than 75% but not exceeding 175% of federal poverty guidelines (FPG) is eliminated. These recipients will receive the same Basic Plus One benefit set as single adults without children with income not exceeding 75% FPG. *Minnesota Laws 2007*, Chapter 147, Article 5, Section 41.

Effective January 1, 2009, MA and GAMC recipients will be subject to the following co-payments: non-emergency visits to the emergency room and prescription drugs. All other co-payments are eliminated. Provider payments will not be increased for the elimination of co-payments. In addition, the monthly maximum for co-payments on prescriptions drugs is reduced to \$7 per month. *Minnesota Laws 2007*, Chapter 147, Article 5, Sections 10, 11 and 17.

Effective July 1, 2007, for fee-for-service clients, MA, GAMC and MinnesotaCare will cover the care coordination and patient education services provided by a community health worker if the community health worker has: (1) received a certificate from the Minnesota State Colleges and Universities System approved community health worker curriculum; or (2) at least five years of supervised experience with an enrolled physician, registered nurse, or advanced practice registered nurse. Community health worker services will be covered for managed care enrollees effective January 1, 2008. *Minnesota Laws 2007*, Chapter 147, Article 4, Section 7 and Article 5, Section 17.

Effective July 1, 2007, MA and GAMC covers sign language interpreter services when provided by an enrolled health care provider during the course of providing a direct, person-to-person covered health care service to an enrolled recipient who has a hearing loss and uses interpreting services. This provision applies to all enrolled health care providers, regardless of the number of employees the provider has. *Minnesota Laws 2007*, Chapter 147, Article 7, Section 6 and Article 5, Section 17.

Effective January 1, 2008, primary care clinics that offer care coordination services for people who are in the fee-for-service program and have complex and chronic medical conditions may be eligible to receive a monthly payment per eligible client. This payment is in addition to MA reimbursements received under *Minnesota Statutes*, §§256B.0625 and 256B.76. *Minnesota Laws 2007*, Chapter 147, Article 15, Section 16.

Effective July 1, 2007, circumcisions are covered only if they are medically necessary. Circumcisions that are required because of religious practices are no longer covered. *Minnesota Laws 2007*, Chapter 147, Article 5, Section 9.

Effective for services rendered on or after July 1, 2007, payment rates for family planning services that are provided by a community clinic, as defined in *Minnesota Statutes*, §145.9268, subdivision 1, will be increased by 25% over the rates in effect on June 30, 2007. *Minnesota Laws 2007*, Chapter 147, Article 5, Section 15.

Effective October 1, 2007, or six months after federal approval, whichever is later, MA covers lead risk assessments provided by a lead risk assessor who is licensed by the commissioner of health. The assessment is for recipients under the age of 21 and is only done in their home or primary residence. *Minnesota Laws 2007*, Chapter 147, Article 16, Section 16.

Effective July 1, 2007, the Department may not utilize volume purchasing through competitive bidding and negotiation for special transportation services. *Minnesota Laws 2007*, Chapter 147, Article 5, Section 6.

Effective July 1, 2007, or upon federal approval, whichever is later, the 8% MinnesotaCare premium increase for all adults and children with incomes above 150% of federal poverty guidelines enacted in 2005 is repealed. *Minnesota Laws 2007*, Chapter 147, article 5, section 33.

Effective July 1, 2007, or upon federal approval, whichever is later, MinnesotaCare premium increases enacted in 2003 for certain enrollees are repealed. *Minnesota Laws 2007*, Chapter 147, article 5, Section 33.

Effective for services rendered on or after July 1, 2007, the MA, GAMC and MinnesotaCare payment rate for the handling fee for laboratory specimens administered by the Minnesota Department of Health is \$25.00 per specimen. *Minnesota Laws 2007*, Chapter 147, Article 16, Section 7.

Effective January 1, 2008, the same mental health benefits (except inpatient hospital services) are available under all of the state's health care programs, MA, GAMC and MinnesotaCare. *Minnesota Laws 2007*, Chapter 147, Article 8, Sections 5, 25, 26, 28, 29, and 31.

Effective January 1, 2009, case management and children's residential treatment services are available under all of the state's health care programs, MA, GAMC and MinnesotaCare. *Minnesota Laws 2007*, Chapter 147, Article 8, Sections 5, 25, 26, 28, 29, and 31.

The commissioner is authorized to develop and implement reforms that would be effective no earlier than January 1, 2009, in the delivery and financing of public mental health services for persons enrolled in the state's health care programs through development of selected preferred integrated service networks to serve adults and children with disabling mental health problems. *Minnesota Laws 2007*,

Official Notices

Chapter 147, Article 8, Section 5.

Effective July 1, 2007, MA coverage for children's treatment foster care is delayed from July 1, 2006, to July 1, 2009. *Minnesota Laws 2007*, Chapter 147, Article 8, Section 21 and Article 19, Section 3.

Effective July 1, 2007, intensive early intervention behavioral therapy for children with autism spectrum disorders is repealed. *Minnesota Laws 2007*, Chapter 147, Article 5, Section 41.

Effective July 1, 2007, the definition of an adult with an acute mental illness is expanded to include those with a diagnosed mental illness who have been treated by a crisis team two or more times in the preceding 24 months. This expands eligibility for mental health targeted case management. *Minnesota Laws 2007*, Chapter 147, Article 8, Section 3.

Subject to federal approval, effective July 1, 2007, Medical Assistance covers the services of mental health peer specialists who provide Adult Rehabilitative Mental Health Services, Assertive Community Treatment Services, and Intensive Residential Treatment Services. *Minnesota Laws 2007*, Chapter 147, Article 8, Sections 16, 17 and 18.

Effective July 1, 2008, or upon federal approval, whichever is later, Medical Assistance covers mental health outpatient treatment to cover dialectical behavioral therapy for adults. *Minnesota Laws 2007*, Chapter 147, Article 8, Section 19

Effective July 1, 2007, MinnesotaCare copayments for non-preventive visits do not apply to mental health services. *Minnesota Laws 2007*, Chapter 147, Article 8, Section 30.

Effective October 1, 2007 and July 1, 2008, services provided by the following community services providers will receive a 2 percent increase in allocations, reimbursement rates, or service rate limits as applicable. 75% of the adjustment is to be used for compensation-related costs subject to the approval by the Department of Human Services.

- (1) nursing services and home health services under *Minnesota Statutes*, section 256B.0625, subdivision 6a;
- (2) personal care services and qualified professional supervision of personal care services under *Minnesota Statutes*, section 256B.0625, subdivision 19a;
- (3) private duty nursing services under *Minnesota Statutes*, section 256B.0625, subdivision 7 ;
- (4) physical therapy services under sections 256B.0625, subdivision 8, and 256D.03, subdivision 4;
- (5) occupational therapy services under sections 256B.0625, subdivision 8a, and 256D.03, subdivision 4;
- (6) speech-language therapy services under section 256D.03, subdivision 4, and *Minnesota Rules*, part 9505.0390;
- (7) respiratory therapy services under section 256D.03, subdivision 4, and *Minnesota Rules*, part 9505.0295;
- (8) adult rehabilitative mental health services under section 256B.0623;
- (9) children's therapeutic services and support services under section 256B.0943;
- (10) tier I chemical health services under *Minnesota Statutes*, chapter 254B.

The legislature included specific requirements for the entities that administer these community services funds on the implementation of the increases. Guidance on the implementation of the provider increases will be provided by the commissioner through instructional bulletins and technical assistance. *Minnesota Laws 2007*, Chapter 147, **Art. 7**, Sec. 71.

For certain outpatient mental health services provided to MA, GAMC and MinnesotaCare recipients on or after January 1, 2008, DHS will increase payment rates to providers of children's therapeutic services and supports and adult rehabilitative mental health services. The rate increase will be 23.7 percent over the payment rate that will be in effect as of December 31, 2007. The rate increase does not apply to rates that are governed by other state or federal rules, or that were already increased between January 1, 2004 and January 1, 2005. The Department will adjust payments to the prepaid health plans to reflect this increase. *Minnesota Laws 2007*, Chapter 147, Article 8, Section 27.

For questions regarding MA, GAMC and MinnesotaCare services and payment rates, contact Karen Russell at the Minnesota Department of Human Services, Health Care Administration, PO Box 64983, St. Paul, MN 55164-0983; phone (651) 431-2200.

II. MA Institutional Payment Rates - Intermediate Care Facilities for Persons with Mental Retardation (ICFs/MR)

Effective on or after July 1, 2007, the legislature authorized the downsizing of a 15 bed facility in Minneapolis, from a 15 bed facility to two six-bed facilities. The payment rate at the new facilities is \$200.47 plus any rate adjustments for ICF's/MR effective on or after July 1, 2007. *Minnesota Laws 2007*, Chapter 147, Article 7, Section 3(a).

Effective July 1, 2007, the legislature authorized a reimbursement rate that equals 94 percent of 125 percent of the statewide median per diem for a day training and habilitation provider in St. Louis County providing services for up to 80 individuals. *Minnesota Laws 2007*, Chapter 147, **Article 7, Section 74**.

Effective October 1, 2009, the legislature authorized a payment rate of \$274.50 for one six-bed facility to replace a 21-bed facility in Chisholm. *Minnesota Laws 2007*, Chapter 147, **Article 7, Sections 74 and 3**.

Effective October 1, 2009, the legislature authorized a rate of \$250.84 for a six-bed facility in Hibbing. *Minnesota Laws 2007*, Chapter 147, **Article 7, Sections 74 and 3**.

Effective October 1, 2007 and July 1, 2008, all ICFs/MR reimbursed under 256B.5012 will receive a 2 percent operating payment rate

adjustment of the operating payment rates in effect on September 30, 2007. 75% of the adjustment is to be used for compensation-related costs subject to the approval by the Department of Human Services. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 5.

The commissioner will make available an adjustment, based on occupied beds, using the percentage specified above multiplied by the total payment rate, including the variable rate but excluding the property-related payment rate, in effect on the preceding day. The total payment rate will include the adjustment provided in section 256B.501, subdivision 12. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 5.

An ICF/MR whose payment rates are governed by closure agreements, receivership agreements, or *Minnesota Rules*, part 9553.0075, is not eligible for an adjustment.

Guidance on the implementation of the ICF/MR rate increases will be provided by the commissioner through an instructional bulletin and technical assistance. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 5.

Nursing Facilities

Pursuant to the Governor's biennial budget, the Department proposed changes to the nursing facility rate-setting system. The Minnesota Legislature considered the Department's proposed changes, gathered information, and held public hearings at which nursing facility residents, trade associations, providers, facility employee union representatives, and the general public was invited to attend. The legislature considered the public's input and enacted legislation changing the rate-setting system as follows:

Effective July 1, 2007, the audit requirement is changing from on-site review of 15 percent of nursing facilities to 15 percent of data reported. The requirement is met by either conducting audits focused on specific nursing facilities or targeting data categories in multiple nursing facilities. *Minnesota Laws 2007*, Chapter 147, **Article 6**, Section 40.

Effective July 1, 2007, the date that the commissioner of human services shall provide rate notices to nursing facilities is changed from May 1 to August 15 for rates effective for the following rate year except if legislation is pending on August 15, rates will be set as soon as possible. *Minnesota Laws 2007*, Chapter 147, **Article 6**, Section 41.

Effective July 1, 2007, the index used for the nursing facility replacement-cost-new per-bed limits is changed to "Economic Analysis: Price Indexes for Private Fixed Investments in Structures; Special Care" because the previous index is no longer available. *Minnesota Laws 2007*, Chapter 147, **Article 6**, Section 42.

Effective April 1, 2007, the commissioner of human services may waive the deadlines for rate increases effective October 1, 2005, and October 1, 2006, under extraordinary circumstances. *Minnesota Laws 2007*, Chapter 147, **Article 6**, Section 44.

Effective July 1, 2007, a nursing facility in partnership with Mayo Health System with 70 beds on February 1, 2007, that operates a unit of at least ten beds dedicated to the care of ventilator-dependent persons will receive 300 percent of the facility's highest RUG rate for care of these residents. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 19.

Effective October 1, 2007, the allowable interest expense on debt related to the cost of moratorium project depreciable equipment is changed from six percent to ten percent of the total historical cost of the project. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 20.

Effective October 1, 2009, and October 1, 2010, the automatic operating rate inflation adjustments for nursing facilities reimbursed under 256B.434 will be suspended. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 21.

Effective October 1, 2007, subject to specific conditions, nursing facilities will be reimbursed for sprinkler systems purchased to come into compliance with life safety code provisions or federal regulations. This rate adjustment will be for the period October 1, 2007, to September 30, 2008. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 21.

Effective October 1, 2007, nursing facilities reimbursed under section 256B.434 will receive a 1.87 percent adjustment to the operating rate, with 75 percent of the adjustment to be used for compensation-related costs subject to approval by the Department of Human Services. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 22.

Effective October 1, 2007, nursing facilities reimbursed under section 256B.434 will receive a quality add-on adjustment of up to .3 percent. Nursing facilities have the opportunity to earn the quality add-on by demonstrating quality in six measured categories. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 44.

Effective October 1, 2007, nursing facilities that participate in the Public Employees Retirement Association (PERA) will have the component of their payment rate associated with PERA costs determined for each rate year. The annual rate adjustment will be equal to the reported PERA costs divided by total resident days. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 23.

Effective July 1, 2007, a nursing facility will receive a closure adjustment for closing beds that were reassigned to them from another facility. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 24.

Effective October 1, 2008, nursing facility operating rates will be rebased to cost over an eight-year period. Specific rules and limits are applicable to the rebased rates. The rates will be a varying percentage of the current system and the rebasing system until the rate year beginning October 1, 2015, when 100% of the rate will be determined under the rebasing system. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Sections 25 to 57.

Effective October 1, 2008, there will be an increase in long-term care consultation allocations to nursing facilities based on the number
(Cite 31 SR 1849)

Official Notices

of transitional long-term care consultation visits projected by the county. Effective October 1, 2009, final allocations will be determined based on the average between the actual number of transitional long-term care visits in the prior year and the projected number that will be provided in the rate year beginning October 1, 2009. This provision expires on June 30, 2010. *Minnesota Laws 2007*, Chapter 147, Article 19, Section 3.

Effective July 1, 2007, funding is appropriated for approval of nursing facility moratorium exception projects. *Minnesota Laws 2007*, Chapter 147, Article 19, Section 3.

Effective July 1, 2007 when a nursing facility is delinquent more than two months in payment of the Long-Term Care Consultation monthly installment the department is authorized to withhold the amount of the Long-Term Care Consultation payment and associated penalties and interest from the nursing facility's Medical Assistance payment. The withheld funds are then issued to the county to whom the payments were due. *Minnesota Laws 2007*, Chapter 147, Article 6, Section 27.

The Department anticipates adding most of these changes to its MA State plan. Individual nursing facility payment rates are available by contacting the Nursing Facility Rates and Policy Division, Minnesota Department of Human Services, PO Box 64973, St. Paul, MN 55164-0973; phone (651) 431-2280.

III. MA Home and Community-Based Waivers and Payment Rates

Effective October 1, 2007 and July 1, 2008, services provided by the following home and community-based waiver services providers will receive a 2 percent increase in allocations, reimbursement rates, or service rate limits as applicable. 75% of the adjustment is to be used for compensation-related costs subject to the approval by the Department of Human Services.

- (1) home and community-based waiver services for persons with developmental disabilities or related conditions, including consumer-directed community supports, under *Minnesota Statutes*, section 256B.501;
- (2) home and community-based waiver services for the elderly, including consumer-directed community supports, under *Minnesota Statutes*, section 256B.0915;
- (3) waiver services under community alternatives for disabled individuals, including consumer-directed community supports, under *Minnesota Statutes*, section 256B.49;
- (4) community alternative care waiver services, including consumer-directed community supports, under *Minnesota Statutes*, section 256B.49;
- (5) traumatic brain injury waiver services, including consumer-directed community supports, under *Minnesota Statutes*, section 256B.49. *Minnesota Laws 2007*, Chapter 147, Article 7, Section 71.

The legislature included specific requirements for the entities that administer these home and community based waiver services funds on the implementation of the increases. Guidance on the implementation of the provider increases will be provided by the commissioner through instructional bulletins and technical assistance. *Minnesota Laws 2007*, Chapter 147, **Article 7**, Section 71.

Minnesota Department of Natural Resources

Notice of Intent to Hold State Metallic Minerals Lease Sale

State Lands to be Offered for Metallic Minerals Exploration

The Minnesota Department of Natural Resources announces that plans are being developed to hold the state's twenty-ninth sale of metallic minerals exploration and mining leases. The sale is tentatively scheduled for Fall of 2007. The lease sale plans are being announced at this time in order to give mining companies, public interest groups and all other interested parties additional time to review the areas under consideration.

The purpose of Minnesota's metallic minerals rules (*Minnesota Rules*, parts 6125.0100 - .0700) is to promote and regulate the exploration for, mining and removal of metallic minerals on state-owned and state-administered lands. These rules, and the leases issued under these rules, authorize exploration and development of these minerals and impose certain requirements on the lessee. The requirements include: the payment of rentals that increase with the passage of time, the payment of royalty for all ore mined and removed, the submission of data and other reports, and the addressing of environmental considerations. In addition, the state lessee must comply with all applicable regulatory laws.

The areas under consideration for the lease sale cover portions of Carlton, Kanabec, Mille Lacs, Lake and Saint Louis Counties. Some of the lands being considered have been offered in previous metallic minerals lease sales, but based upon the interest shown by industry, new geologic data, and exploration techniques developed during the past few years, it is felt that within these lands there is significant potential for the discovery of mineral resources. Certain new lands of interest are also being considered for the lease sale.

Official Notices

The exact time and place of the lease sale will be announced by legal notice at least thirty (30) days prior to the sale. Mining unit books, listing the state lands to be offered at the lease sale, will be available for inspection or purchase at that time.

A map showing the general areas under consideration may be obtained from the Division of Lands and Minerals, Box 45, 500 Lafayette Road, Saint Paul, MN 55155-4045, **telephone:** (651) 259-5959, or by visiting the DNR website at www.dnr.state.mn.us.

Dated: June 11, 2007

Mark Holsten, Commissioner
Department of Natural Resources

by Marty K. Vadis
Director, Division of Lands and Minerals

Public Employees Retirement Association Notice of Meeting of the Public Employees Retirement Association Board of Trustees June 27, 2007

Special Meeting of the PERA Board of Trustees to Discuss Post Fund Options Wednesday, June 27, 1:30 p.m. Board Room 117.

Teachers Retirement Association (TRA) Public Employees Retirement Association (PERA), and Minnesota State Retirement System (MSRS) Joint Post Fund Committee, Notice of Meeting July 13, 2007

A Post Fund Committee meeting of the Joint Boards of the Minnesota Teachers Retirement Association, Public Employees Retirement Association, and Minnesota State Retirement System is scheduled to be held on Friday, July 13, 2007, at 9:30 a.m., Room 106, Retirement Services of Minnesota Building, 60 Empire Drive, Saint Paul, Minnesota.

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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 Department of Agriculture

Notice of Availability of Grant Funds for Dairy Profitability Enhancement Teams

Grants to Dairy Profitability and Enhancement Teams are available from the Minnesota Department of Agriculture, as authorized by the laws of Minnesota 2007, Chapter 45 Section 3 Subdivision 5, for regional or statewide organizations to administer one-on-one educational delivery teams to provide appropriate new technologies, including rotational grazing and other sustainable agriculture methods, applicable to small and medium sized dairy farms to enhance the financial success and long-term sustainability of dairy farms in the state. Dairy development and profitability enhancement teams are encouraged to engage in activities including, but not limited to, improving milk quality, comprehensive financial analysis, risk management education, enhanced milk marketing tools and technologies, five-year business plans, and design and engineering costs. Activities must be spread throughout the dairy producing regions of the state. Applicants are strongly encouraged to coordinate risk management education and use of milk marketing tools and technologies.

These teams must consist of farm business management instructors, dairy extension specialists, and dairy industry partners to deliver the informational and technological services. These teams must report semiannually to the program director on the aggregate changes in producer financial stability, productivity, product quality, animal health, environmental protection, and other performance measures attributable to the program. Information reported must be sufficient to establish regional and statewide performance benchmarks for the dairy industry a format that maintains the confidentiality of business information related to any single dairy producer. Grants to individual producers must not be used for capital improvements.

Grants will be awarded July 19, 2007 to June 30, 2008. There is approximately \$700,000 in grant funds available. To receive an application for grant funds contact:

David Weinand
Minnesota Department of Agriculture
625 North Robert St.
St. Paul, MN 55155
E-mail: David.Weinand@state.mn.us

Questions concerning the grant application should be directed to Mr. Weinand. Two copies of the application must be received by Mr. Weinand 4:00 pm C. D. T. on July 6, 2007. At the Department's discretion, applicants may be asked to meet with the Department or submit clarification.

Grant funds will be withheld from grantees that fail to submit reports. Applicants must include participants from the areas of extension and farm business management on the diagnostic teams. Preference will be given to those applicants whose proposals are aimed at small and medium sized farms, show low administrative cost versus services delivered to dairy producers and also for innovative ideas for delivering information and technology to dairy producers.

Minnesota Department of Employment and Economic Development

Request for Proposals (RFP) for Minnesota Youthbuild

The Minnesota Department of Employment and Economic Development announces the availability of \$70,000 per year in state funding under the Minnesota Youthbuild Program. The Request for Proposals (RFP) is for the design of programs to provide specialized vocational training, work experience and education for youth, 16 through 24 years of age, eligible for the High School Graduation Incentives Program under *Minnesota Statutes* 124D.68, subdivision 2, or economically disadvantaged and one of the following categories:

- High school dropout;
- Juvenile or young adult offender;
- Drug user or chemically dependent;
- Teen parent;
- Significantly behind peers on achievement tests or one year behind peers in high school credits toward graduation;

- Youth in foster care;
- Youth with a disability; and
- Youth with limited English proficiency.

The total amount of Youthbuild funding available per year is \$70,000. One proposal will be selected. A dollar for dollar non-state match is required.

To download a Word version of the Request for Proposals (RFPs), see:

www.deed.state.mn.us/youth/rfp

Joan Raasch
Minnesota Department of Employment and Economic Development
Job Seeker Services/Office of Youth Development
First National Bank Building
332 Minnesota Street, Suite E-200
St. Paul, Minnesota 55101-1351
(651) 297-7851

Applications for funding are due no later than 4:30 p.m. on Friday August 10, 2007.

Department of Human Services

Notice of Availability of a Grant Contract to Provide a Statewide Problem Gambling Awareness Campaign

The Minnesota Department of Human Services is requesting proposals for a statewide public information campaign to promote recognition of problem gambling behavior and the availability of treatment services throughout Minnesota.

The campaign has four components:

- 1) develop and implement a public awareness geared to individuals between 35 to 50 year olds and a secondary target audience of individuals in a position to influence the decisions of at-risk individuals;
- 2) continue the *www.beatthebet.com* a college/university project and expand to other Minnesota State Colleges and Universities;
- 3) develop and implement a educational pilot project for high school senior's
- 4) continue the Extranet a centralized communications resource and maximize the search engine ratings and exposure to the Minnesota Problem Gambling Helpline 1-800-333-HOPE.

The Department has designated a maximum of \$300,000 per year for State Fiscal Years 2008-09 (July 1, 2007 – June 30, 2009). The period for this project is from August 15, 2007 through June 30, 2009. The funds are through a legislative appropriation and are contingent upon the continuation of this appropriation at the current level through SFY 2008 and 2009. The state reserves the right to extend the grant period for up to three additional years based on satisfactory performance and the availability of funds.

Request a proposal by contacting:

Kathleen Porter
Compulsive/Problem Gambling Services Program
540 Cedar Street, St. Paul, MN 55101-2208
Fax: (651) 431-7418
E-mail: kathleen.porter@state.mn.us

Kathleen Porter is the only person designated to answer questions regarding this RFP.

Proposals submitted in response to the Request for Proposal in this advertisement are due at the address above no later than 4 p.m., Monday, July 16, 2007. **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.

State Contracts

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

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

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

\$0 - \$5000 does not need to be advertised. Contact the Materials Management Division: (651) 296-2600

\$5,000 - \$25,000 should be advertised in the *State Register* for a period of at least seven calendar days;

\$25,000 - \$50,000 should be advertised in the *State Register* for a period of at least 14 calendar days; and

anything above \$50,000 should be advertised in the *State Register* for a minimum of at least 21 calendar days

Accounting/Investment Management System

See page 1818. Obtain MORE and FASTER information with a SUBSCRIPTION to the *State Register*. Subscribe and receive LINKS to the *State Register*. Open the *State Register* and click on Bookmarks in the upper right corner. You will also receive ALL the current rules, with an INDEX, and previous years' indices. You also receive a summarized "Contracts & Grants" section to review. Subscriptions cost \$180 a year (an \$80 savings). Here's what you *receive via e-mail*:

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Minnesota Historical Society

Notice of Request for Proposals Consultant for the Historic Fort Snelling Capital Budget Request

The Minnesota Historical Society is seeking competitive proposals from a qualified Governmental Affairs consulting firm to assist in the development and execution of a government and community relations comprehensive plan that would build support for the Society's Historic Fort Snelling (HFS) capital budget request.

The Request for Proposals is available by contacting Mary Green-Toussaint, Purchasing Coordinator, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, Minnesota 55102. **Telephone:** (651) 259-3175; **E-mail:** mary.green-toussaint@mnhs.org.

All proposals are due no later than 2:00 P.M. Local Time, Tuesday, July 17, 2007.

A **public** opening will be conducted at that time. Late proposals will not be considered.

Dated: June 25, 2007

State Board of Investment

Notice of Request for Proposal for Accounting/Investment Management System

The State Board of Investment is soliciting proposals from providers of accounting services for the assets of the Basic Retirement Funds, Post Retirement Fund, Supplemental Retirement Funds and other non-retirement trust funds. Responses to this request for proposal will be used to select a vendor to supply the SBI with these services.

All interested vendors should contact the person below by letter or telephone to request a copy of the complete Request for Proposal.

Michael Schmitt
Administrative Director
Suite 355
60 Empire Drive
Saint Paul, MN 55103-3555

Telephone: (651) 297-2674
Fax: (651) 296-9572
E-mail: mike.schmitt@state.mn.us

All proposals must be submitted before 3:00 P.M. Central Time, July 24, 2007 as specified in the Request For Proposal.
NO PROPOSAL RECEIVED AFTER THAT DATE AND TIME WILL BE CONSIDERED.

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

This document is available in alternative formats for persons with disabilities by calling Brad Hamilton at (651) 366-4626 for persons who are hearing or speech impaired by calling Minnesota Relay Service at (800) 627-3529.

Mn/DOT, worked in conjunction with the Consultant Reform Committee, the American Council of Engineering Companies of Minnesota (ACEC/MN), and the Department of Administration, to develop the Consultant Pre-Qualification Program as a new method of consultant selection. The ultimate goal of the Pre-Qualification Program is to streamline the process of contracting for highway related professional/technical services. Mn/DOT awards most of its consultant contracts for highway-related technical activities using this method, however, Mn/DOT also reserves the right to use Request for Proposal (RFP) or other selection processes for particular projects. Nothing in this solicitation requires Mn/DOT to use the Consultant Pre-Qualification Program.

Mn/DOT is currently requesting applications from consultants. Refer to Mn/DOT’s Consultant Services web site, indicated below, to see which highway related professional/technical services are available for application. Applications are accepted on a continual basis. All expenses incurred in responding to this notice will be borne by the responder. Response to this notice becomes public information under the Minnesota Government Data Practices.

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

Send completed application material to:

Brad Hamilton
Consultant Services
Office of Technical Support
Minnesota Department of Transportation
395 John Ireland Blvd. Mail Stop 680
St. Paul Minnesota 55155

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

Department of Transportation (Mn/DOT) 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.

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Non-State Bids, Contracts & Grants

The *State Register* also serves as a central marketplace for contracts let out on bid by the public sector. The *State Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector. It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of commodity, project or tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from the date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact editor for further details.

Metropolitan Council

Notice of Invitation for Bids (IFB) for Metro SMB FBR Activated Carbon

Reference Number 07P077

The Metropolitan Council is requesting bids for furnishing and delivery of 360,000 lbs. of SMB FBR Activated Carbon over a period of three years.

Issue Invitation for Bids

June 25, 2007

Bids Due

July 18, 2007, at 2:00 PM local time

Award Contract

September 2007

All firms interested in submitting bids for this contract and desiring to receive an IFB package are invited to make a written request either by e-mail, fax or mail request to:

Miriam Lopez-Rieth
Administrative Assistant, Contracts and Procurement Unit
Metropolitan Council
390 North Robert Street
St. Paul, MN 55101
Phone: (651) 602-1095
Fax: (651) 602-1083
E-mail: miriam.lopez.rieth@metc.state.mn.us

Metropolitan Council

Notice of Request for Proposals (RFP) for Life Insurance

Contract 07P049

The Metropolitan Council is requesting proposals for Life insurance for all employees and certain retired employees. The term of the contract will be up to five years.

A tentative schedule for the project is as follows:

Issue Request for Proposals

June 25, 2007

Receive Proposals

July 27, 2007

Contract negotiated, executed, NTP

October 15, 2007

All firms interested in being considered for this project and desiring to receive an RFP package are invited to submit a Letter of Interest to:

Miriam Lopez-Rieth
Contracts and Procurement Unit
Metropolitan Council
390 North Robert Street
St. Paul, MN 55101
Phone: (651) 602-1095
Fax: (651) 602-1183
E-mail: Miriam.Lopez-Rieth@metc.state.mn.us

Inquiries regarding technical aspects of the project should be directed to Gordon Backlund (651) 602-1801.

Non-State Bids, Contracts & Grants

University of Minnesota

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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.

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