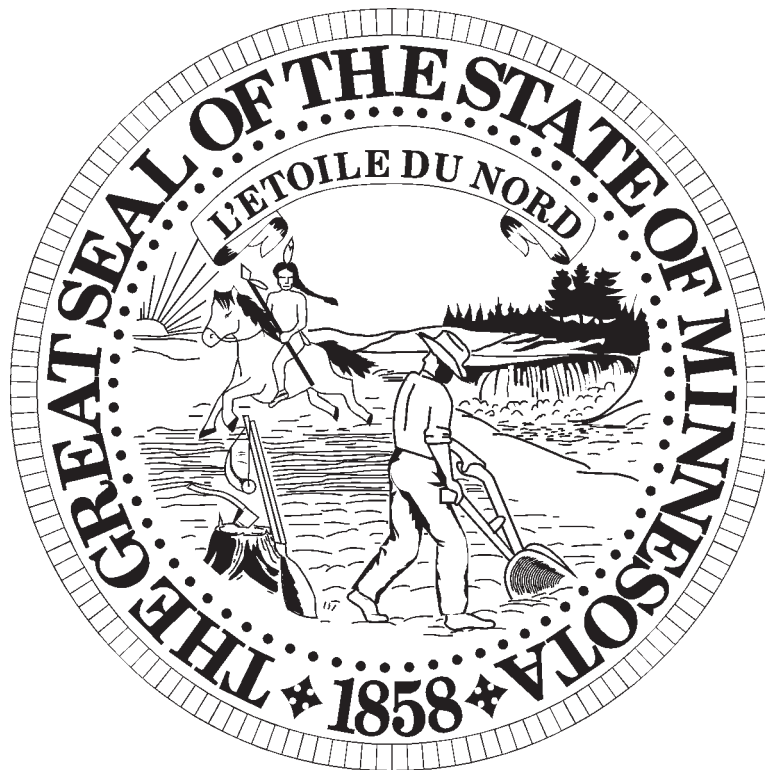


State of Minnesota

# State Register



**Rules, Executive Orders, Appointments,  
Commissioners' Orders, Revenue Notices, Official Notices,  
State Grants & Loans, State Contracts, Non-State Bids, Contracts & Grants**  
Published every Monday (Tuesday when Monday is a holiday)

**Monday 19 November 2007**

**Volume 32, Number 21**

**Pages 897 - 920**

# State Register

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- state grants and loans
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- contracts for professional, technical and consulting services
- non-state public bids, contracts and grants
- appointments
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## Printing Schedule and Submission Deadlines

Vol. 32 Issue Number	PUBLISH DATE ( <b>BOLDFACE</b> shows altered publish date)	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts	Deadline for Proposed, Adopted and Exempt RULES
# 21	Monday 19 November	Noon Tuesday 13 November	Noon Wednesday 7 November
# 22	Monday 26 November	<b>NOON MONDAY 19 NOVEMBER</b>	Noon Wednesday 14 November
# 23	Monday 3 December	Noon Tuesday 27 November	Noon Wednesday 21 November
# 24	Monday 10 December	Noon Tuesday 4 December	Noon Wednesday 28 November

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USPS Publication Number: 326-630 (ISSN: 0146-7751)

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

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

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

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

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

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

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

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

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

## Minnesota Department of Health Division of Environmental Health

### Proposed Permanent Rules Relating to Wells and Borings

#### DUAL NOTICE: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons Request a Hearing, AND Notice of Hearing If 25 or More Requests for Hearing Are Received Minnesota Rules, Chapter 4725

**Introduction.** The Department of Health intends to adopt rules without a public hearing following the procedures set forth in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. If, however, 25 or more persons submit a written request for a hearing on the rules by 4:30 p.m. on December 19, 2007, a public hearing will be held in Room B107, Freeman Building, Minnesota Department of Health, 625 North Robert Street, St. Paul, Minnesota 55164-0975, and a video conference held in Suite 300, Minnesota Department of Health, 1505 Pebble Lake Road, Fergus Falls, Minnesota, 56357, starting at 9:00 a.m. on January 9, 2008. Additional days of hearing will be scheduled if necessary. To find out whether the rules will be adopted without a hearing or if the hearing will be held, you should contact the agency contact person after December 19, 2007, and before January 9, 2008.

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

Ronald D. Thompson, P.G.  
Environmental Health Division  
Minnesota Department of Health  
P.O. Box 64975  
St. Paul, Minnesota 55164-0975

**Phone:** (651) 643-2108

**Fax:** (651) 643-2153

**E-mail:** [ronald.thompson@health.state.mn.us](mailto:ronald.thompson@health.state.mn.us)

TTY users may call MDH at (651) 201-5797, or toll free through the

Minnesota Relay Service at 1-800-627-3529 and ask for (651) 201-4600.

**Subject of Rules and Statutory Authority.** The proposed rules concern wells and borings. The amendments pertain to general provisions of the rule; licensing, registration and certification; permits and notifications; construction and use; water-supply wells;



# Proposed Rules

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dewatering wells; monitoring wells; vertical heat exchangers; elevator borings; and environmental bore holes.

Some of the significant proposed amendments include:

- modifying definitions;
- updating referenced national standards;
- adding enforcement language;
- removing fee amounts that are now contained in *Minnesota Statutes*, Chapter 103I;
- revising licensing, registration, and continuing education requirements;
- reducing some electric line isolation distance requirements;
- clarifying and strengthening well house requirements;
- reducing annular space requirements;
- modifying grouting requirements including allowing alternative materials;
- allowing alternative casing connections in some applications;
- reducing casing and grouting requirements for flowing wells and borings;
- establishing standards for well or boring treatment chemicals;
- allowing additional sealing materials;
- modifying isolation distances between water-supply wells and sources of contamination including surface water, soil treatment systems, animal wastes, and sewers;
- establishing water-supply well standards for silt and clay, hydrofracturing, and bentonite drilling fluids;
- establishing water sampling requirements for arsenic;
- modifying dug well standards; and
- increasing requirements for public water-supply wells.

The statutory authority to adopt the rules is *Minnesota Statutes*, sections 103.101, 103I.111, 103I.205, 103I.221, 103I.301, 103I.401, 103I.451, 103I.501, 103I.525, 103I.531, 103I.535, 103I.541, and 103I.621. A copy of the proposed rules, and the Statement of Need and Reasonableness is published on MDH's website at [www.health.state.mn.us/divs/eh/wells/rules/propamend.html](http://www.health.state.mn.us/divs/eh/wells/rules/propamend.html). A free copy of the rules is also available upon request from the agency contact.

**Purpose and Motivation.** The proposed amendments are designed to assure safe drinking water, protect groundwater quality by preventing the introduction of contaminants into groundwater through improper wells and borings, prevent wells and borings from acting as conduits for spreading contaminants, assure the proper sealing of unused wells and borings to prevent groundwater contamination, and protect worker and user safety.

The motivation for the proposed amendments is to: incorporate statutory changes that render existing rule parts obsolete, update specifications that in some cases are over 50 years old, improve the sanitary quality of wells and borings, establish standards for new techniques such as hydrofracturing, assure the proper sealing of wells and borings, reduce the need for variances by adopting alternatives, allow design flexibility and eliminate unnecessary restrictions where public health and groundwater are protected, and reorganize existing rules for clarity and consistency.

**Comments.** You have until 4:30 p.m. on December 19, 2007, to submit written comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Comment may be made through the MDH website at [www.health.state.mn.us/divs/eh/wells/rules/propamend.html](http://www.health.state.mn.us/divs/eh/wells/rules/propamend.html). Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. Any comments that you would like to make on the legality of the proposed rules must also be made during this comment period.

**Request for a Hearing.** In addition to submitting comments, you may also request that a hearing be held on the rules. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on Wednesday, December 19, 2007. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed rules to which you object or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and cannot be counted by the agency when determining whether a public hearing must be held. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

**Withdrawal of Requests.** If 25 or more persons submit a valid written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the

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# Proposed Rules

agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

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

**Modifications.** The proposed rules may be modified, either as a result of public comment or as a result of the rule hearing process. Modifications must be supported by data and views submitted to the agency or presented at the hearing and the adopted rules may not be substantially different than these proposed rules, unless the procedure under *Minnesota Rules*, part 1400.2110, has been followed. If the proposed rules affect you in any way, you are encouraged to participate in the rulemaking process.

**Cancellation of Hearing.** The hearing scheduled for January 9, 2008, will be canceled if the agency does not receive requests from 25 or more persons that a hearing be held on the rules. If you requested a public hearing, the agency will notify you before the scheduled hearing whether or not the hearing will be held. You may also call the agency contact person at (651) 643-2108 after December 19, 2007, to find out whether the hearing will be held.

**Notice of Hearing.** If 25 or more persons submit valid written requests for a public hearing on the rules, a hearing will be held following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The hearing will be held on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge Barbara L. Neilson is assigned to conduct the hearing. Judge Neilson can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, St. Paul, Minnesota, 55164-0620, **Telephone:** (651) 361-7845, and **Fax:** (651) 361-7936.

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

**Statement of Need and Reasonableness.** A statement of need and reasonableness is now available from the agency contact person. This statement contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. The statement may be reviewed on the MDH website at [www.health.state.mn.us/divs/eh/wells/rules/propamend.html](http://www.health.state.mn.us/divs/eh/wells/rules/propamend.html), or copies obtained free of charge from the agency.

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

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

**Adoption Procedure After a Hearing.** If a hearing is held, after the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rules. You may ask to be notified of the date when the Administrative Law Judge's report will become available,

# Proposed Rules

and can make this request at the hearing or in writing to the Administrative Law Judge. You may also ask to be notified of the date on which the agency adopts the rules and the rules are filed with the Secretary of State, and can make this request at the hearing or in writing to the agency contact person stated above.

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

Dated: November 6, 2007

John Linc Stine, Director  
Environmental Health Division

## Adopted Rules

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

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

## Pollution Control Agency Adopted Permanent Rules Relating to Air Quality

The rules proposed and published at State Register, Volume 31, Number 45, pages 1580-1604, May 7, 2007 (31 SR 1580), are adopted with the following modifications:

### 7007.1110 REGISTRATION PERMIT GENERAL REQUIREMENTS.

Subp. 2b. **Additional limitations on stationary source eligibility for a registration permit.** A stationary source may not obtain an option B, C, or D registration permit if:

B. the commissioner determines that sitespecific permit requirements are needed to ensure compliance with applicable requirements or to protect human health or the environment.

Any owner or operator of a stationary source that holds a registration permit and is eligible for a sector-based general permit that is available on or before January 1, 2007, shall apply for the general permit on or before ~~October~~ December 31, 2008.

### 7007.1125 REGISTRATION PERMIT OPTION C.

Subp. 5. **Transition period.** Any owner or operator of a stationary source that holds a registration permit option C and is ineligible for a registration permit option C on or after January 1, 2007, shall apply for another type of permit on or before ~~April 30~~ December 31, 2008.

### 7007.1130 REGISTRATION PERMIT OPTION D.

Subp. 3. **Compliance requirements for Option D sources.**



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# Adopted Rules

Unless a stationary source is eligible under subpart 3a, the owner or operator of a stationary source issued a permit under this part shall comply with all of the requirements in items A to L.

K. If the stationary source determined eligibility in the permit application, in whole or in part, by using fuel sulfur data in the calculations in subpart 4, the owner or operator must:

(2) maintain a record of the fuel sulfur content certified verified by the supplier vendor certification or measured by an independent laboratory using ASTM methods for each batch of fuel received; and

Subp. 3a. **Compliance requirements for lowemitting Option D sources.** If the actual emissions for the previous calendar year of each pollutant are less than the emission eligibility limits for each pollutant listed in Table 3A, then the owner or operator shall comply with all of the requirements in items A to F H.

G. If the stationary source determined eligibility in the permit application, in whole or in part, by using fuel sulfur data in the calculations in subpart 4, the owner or operator must:

(1) maintain records of the amount of each fuel burned for each batch of fuel for each calendar year;

(2) maintain a record of the fuel sulfur content verified by vendor certification or measured by an independent laboratory using ASTM methods for each batch of fuel received; and

(3) calculate and record by April 1 of each calendar year the sum of SO<sub>2</sub> emissions and the calculation itself for the previous calendar year using the calculation method in subpart 4.

H. If the stationary source determined eligibility in the permit application, in whole or in part, by using hours of operation in the calculations in subpart 4, the owner or operator must:

(1) maintain records of the number of hours operated for each emissions unit, rounded to the nearest hour for each calendar year; and

(2) calculate and record by April 1 of each calendar year the sum of emissions and the calculation itself for the previous calendar year.

**TABLE 3A  
OPTION D EMISSION ELIGIBILITY LIMITS FOR  
REDUCED RECORD KEEPING**

POLLUTANT	ELIGIBILITY LIMIT FOR REDUCED RECORD KEEPING
HAP	2.5 tons/year for a single HAP 6.25 tons/year total for all HAPs
PM	25 tons/year
PM-10	25 tons/year for an Attainment Area 0 tons/year for a Nonattainment Area
VOC	25 tons/year
SO <sub>2</sub>	25 tons/year
NO <sub>x</sub>	25 tons/year
CO	25 tons/year
Pb	0.05 tons/year

## **7007.1200 CALCULATING EMISSION CHANGES FOR PERMIT AMENDMENTS.**

Subp. 4. **Record-keeping requirements.** When this part applies and the permittee determines that no permit amendment or agency notification is required prior to making the change, the permittee must retain records of all calculations required under this part. For expiring permits, these records shall be kept for a period of five years from the date the change was made or until permit reissuance, whichever is longer. For nonexpiring permits, these records shall be kept for a period of five years from the date that the change was made. The records shall be kept at the stationary source for the current calendar year of operation and may be kept at the stationary source or office of the stationary source for all other years. The records may be maintained in either electronic or paper format.

## **7011.0070 LISTED CONTROL EQUIPMENT AND CONTROL EQUIPMENT EFFICIENCIES.**

Subp. 1b. **Transition period.** Any owner or operator of a stationary source that used the control efficiencies in part 7011.0070 to qualify for its permit and is ineligible for its permit on or after January 1, 2007, shall apply for another type of permit on or before April 30 December 31, 2008.

## **7011.0080 MONITORING AND RECORD KEEPING FOR LISTED CONTROL EQUIPMENT.**

The owner or operator of a stationary source shall comply with the monitoring and record keeping required for listed control equipment by the table in this part. The owner or operator shall maintain the records required by this part for a minimum of five years from the date

# Adopted Rules

the record was made. Unless a specific format is required, the records may be maintained in either electronic or paper format. For certified hoods, the owner or operator shall comply with part 7011.0072.

Identification Number(s)	Pollution Control Equipment Type	Monitoring Parameter(s)	Record-keeping Requirement
A. Equipment designed for particulate matter control 007, 008, 009, 076,	Centrifugal collector (cyclone)	Pressure drop	Record pressure drop every 24 hours if in operation
010, 011, 012, 128, 146	Electrostatic precipitator	<del>Secondary</del> Voltage, secondary current, and, if used, conditioning agent flow rate	Continuous readout of <del>flue gas temperature</del> , voltage, and <u>secondary</u> current. If used, daily record of conditioning agent flow rate
016, 017	Fabric filter (bag house), high temperature (T>250°F), medium temperature (180°F> T<250°F)	Pressure drop	Record pressure drop every 24 hours if in operation
018	Fabric filter (bag house), low temperature (T<180°F)	Pressure drop or visible emissions observation from filter outlet during an entire cleaning cycle; unless the commissioner specifies pressure drop and/or visible emissions as the indicator(s) of fabric filter performance	Record pressure drop every 24 hours if in operation; or Record whether any visible emissions are observed and the time period of observation every 24 hours if in operation; or record both if the commissioner requires monitoring of both parameters

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## Adopted Rules

052	Spray tower	Liquid flow rate and pressure drop 0	Record each parameter every 24 hours if in operation
053, 055	Venturi scrubber, impingement plate scrubber	Pressure drop and liquid flow rate	Record each parameter every 24 hours if in operation
056, 113	Mechanically aided separator	Pressure drop	Record every 24 hours if in operation
058, 101	HEPA and other wall filters	Condition of the filters, including, but not limited to, alignment, saturation, and tears and holes	Record of filter(s) condition every 24 hours if in operation
057, 085	Wet cyclone separator	Pressure drop; and water pressure	Record each parameter every 24 hours if in operation
503	Charged scrubber	Pressure drop and liquid flow rate	Record each parameter every 24 hours if in operation
517	Condensation scrubber	Pressure drop and either steam supply rate or blowdown rate	Record each parameter every 24 hours if in operation

# 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.

## Assistance with Official Notices

The person listed as the contact for each agency is the one you want to connect with. They give you all the information you need.

You will also quickly find what you need when you SUBSCRIBE and use our LINKS. 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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It's all E-mailed to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Cathy Hoekstra, our subscriptions manager, at (651) 297-8777, or **Fax:** (651) 297-8260, or **E-mail:** [cathy.hoekstra@state.mn.us](mailto:cathy.hoekstra@state.mn.us)

## Department of Human Services

### Health Care Administration

### Medical Assistance and MinnesotaCare Programs

### Request for Comments on Extension of Federal Prepaid Medical Assistance Plus (PMAP+) §1115 Waiver

For nearly twenty years, Minnesota's Medicaid Program (Medical Assistance or MA) has administered a waiver under section 1115 of the Social Security Act, now named the "Minnesota Prepaid Medical Assistance Project Plus" or "PMAP+ Waiver," allowing for the purchase of coverage from managed care organizations on a prepaid capitated basis.

In the early-1990s a series of health care reform amendments to the PMAP+ Waiver allowed for the statewide expansion of PMAP, simplified certain MA eligibility requirements, and incorporated MinnesotaCare coverage for pregnant women and children, and later MinnesotaCare parents, into Minnesota's Medicaid Program.

With passage of the Balanced Budget Act of 1997, and subsequent promulgation of related regulations in 2002, most aspects of Minnesota's pre-paid MA managed health care programs can now operate under the MA State Plan. The majority of MA recipients receiving managed care under the authority of the PMAP+ Waiver moved to state plan authority for managed care effective July 2005. In June 2005 Minnesota moved all PMAP+ seniors to Minnesota Senior Care (MSC) under the authority of a new waiver, the MSC §1915(b) waiver. Nevertheless, the PMAP+ Waiver continues to support several important components of the State's programs, including but not limited to providing Medical Assistance services with federal financial participation to populations that would not otherwise be eligible and mandatory enrollment of certain MA populations in managed care.

The PMAP+ Waiver will expire June 30, 2008. To assure the continuation of the PMAP+ project, the Minnesota Department of Human Services (DHS) intends to submit a three-year extension request for the PMAP+ Waiver to the federal Centers for Medicare & Medicaid Services (CMS) in January 2008. The extension request will also reflect changes in Minnesota state law.

DHS is announcing a 30-day comment period on the draft PMAP+ Waiver Extension Request to be submitted to CMS. To request a copy of the draft PMAP+ Waiver Extension Request, please contact Barb Philippi at (651) 431-2199. A copy of the draft PMAP+

Waiver Extension Request can also be found at:

<http://www.dhs.state.mn.us/healthcare/waivers>

Written comments may be submitted to Jan Kooistra at the address below. Comments must be received by Friday, December 21, 2007.

Jan Kooistra  
Department of Human Services  
PO Box 64983  
St. Paul, MN 55164-0983  
**Phone:** (651) 431-2188  
**Fax:** (651) 431-7421  
**E-mail:** [jan.kooistra@state.mn.us](mailto:jan.kooistra@state.mn.us)

## **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), July 18, 2005 (30 SR 49-50), August 15, 2005 (30 SR 147), August 29, 2005 (30 SR 226-227), October 17, 2005 (30 SR 402-403), November 14, 2005 (30 SR 511-512), December 12, 2005 (30 SR 617-618), January 9, 2006 (30 SR 770-771), January 30, 2006 (30 SR 833), February 13, 2006 (30 SR 884), February 27, 2006 (30 SR 926-927), March 20, 2006 (30 SR 1006-1007), April 10, 2006 (30 SR 1109), May 30, 2006 (30 SR 1249-1250), July 31, 2006 (31 SR 138-139), August 21, 2006 (31 SR 268), September 18, 2006 (31 SR 380 - 381), October 2, 2006 (31 SR 474-477), October 16, 2006 (31 SR 519-520), November 6, 2006 (31 SR 614), January 2, 2007 (31 SR 867-868), January 29, 2007 (31 SR 958-959), February 26, 2007 (31 SR 1169-1170), April 23, 2007 (31SR 1444-1445), April 30, 2007 (31 SR 1523), June 18, 2007 (31 SR 1810-1811), July 23, 2007 (32 SR 219-220), August 6, 2007 (32 SR 301-302), August 27, 2007 (32 SR 380-381), September 24, 2007 (32 SR 572-573), October 8, 2007 (SR 32 667-668) and November 5, 2007 (SR 32 811- 812).

Effective November 20, 2007 the Department will add the following outpatient prescribed drugs to the state MAC list:



# Official Notices

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<u>Drug Name</u>	<u>Strength</u>	<u>MAC Price</u>
FAMCICLOVIR	125MG	\$3.427
FAMCICLOVIR	500MG	\$7.247
FAMCICLOVIR	250MG	\$3.600

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 \$15,000 for State Fiscal Year 2006 (July 1, 2007 through June 30, 2008).

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 Kristin Young, Pharmacy and Program Manager, Health Care Purchasing and Delivery Systems Division, Health Care Administration, Minnesota Department of Human Services, P.O. Box 64984, St. Paul, Minnesota 55164-0984; **phone:** (651) 431-2504 or **email:** [kristen.c.young@state.mn.us](mailto:kristen.c.young@state.mn.us)

## Public Utilities Commission

### Notice of Filing and Public Hearing in the Matter of the Application of Elm Creek LLC for a Certificate of Need for the 100.5 MW Elm Creek Wind Project in Jackson and Martin Counties

**Public Utilities Commission Docket No: IP6631/CN-07-789**

**NOTICE IS HEREBY GIVEN** that on June 12, 2007, Elm Creek LLC submitted a Certificate of Need application for 100.5 megawatt Elm Creek Wind Project. The project would consist of up to 66 wind turbine generators with capacities of 1.5 to 3.0 MW each located on approximately 14,000 acres in Jackson and Martin Counties.

The proposed generation facility project falls under the definition of "large energy facility" in *Minnesota Statutes* § 216B.2421, subd. 2 (3). Therefore, in accordance with *Minnesota Statutes* § 216B.243, subd. 2, the facilities cannot be constructed or sited in Minnesota unless the Commission issues a certificate of need to the Applicant.

The certificate of need rules pertaining to this filing are *Minnesota Rules*, parts 7849.0010 to 7849.0400. More specifically, the application requirements for large generating facilities are given by parts 7849.0220, 7849.0250, and 7849.0320. The criteria for assessment of need are given by part 7849.0120.

The Minnesota Public Utilities Commission will hold a public hearing to receive public comments on the Application for a Certificate of Need filed by Elm Creek Wind LLC for the Elm Creek Wind Project in Jackson and Martin Counties on Tuesday, November 27, 2007 at Americinn, 110 Belmont Lane, Jackson, MN, beginning at 6:00 PM.

Administrative Law Judge Steve M. Mihalchick will preside at the hearing. Interested persons are encouraged to attend and provide oral or written comments on whether the proposed project is needed and in the public interest. Judge Mihalchick's address is Office of Administrative Hearings, 600 North Robert Street PO Box 64620, St. Paul, Minnesota, 55164, phone: (651) 361-7844, e-mail: [Steve.Mihalchick@state.mn.us](mailto:Steve.Mihalchick@state.mn.us). The docket number IP6631/CN-07-789 should be noted.

Elm Creek LLC has filed a separate, concurrent application with the Commission for a Site Permit for its Elm Creek Wind Project. A separate proceeding is underway for the site permit in docket number IP6631/WS-07-388. Public comments on either the Certificate of Need or Site Permit will be received at the public hearing. Several documents are available for review, including Elm Creek's Certificate of Need and Site Permit applications, an Environmental Report prepared by the Minnesota Department of Commerce on Elm Creek's need for 100.5 megawatts of wind capacity, and a draft site permit for Elm Creek's proposed 100.5 megawatt wind farm. The documents may be viewed on e-dockets at: [www.edockets.state.mn.us](http://www.edockets.state.mn.us) (click Search, then enter docket number **07-388** for the Site Permit docket and **07-789** for the Certificate of Need docket, then click the Search box at the bottom of the form).

Questions about the Elm Creek Wind Project Certificate of Need or Site Permit may be directed to Bret Eknes, Minnesota Public Utilities Commission, 121 7<sup>th</sup> Place East, Suite 350, St. Paul, MN 55101, phone: (651) 201-2236, e-mail: *Bret.Eknes@state.mn.us*.

### **Minnesota Department of Transportation Contractors/Consultants Who Have Performed, or Will Perform, Work on Minnesota Bridges**

Because of the collapse of the I-35W bridge in Minneapolis on August 1, 2007, the Minnesota Department of Transportation and its contractors and consultants have been instructed to retain all data about all bridges in Minnesota. Approximately 4,000 Letters of Notice have been mailed to contractors and consultants. All contractors and consultants performing work on or about any Minnesota bridge, and in possession of any data about that work, must preserve that data until further notice even if a contract permits destruction of the data after a period of time. Please read the Notice below and take appropriate steps to retain data about Minnesota bridges.

#### **NOTICE OF DUTY TO PRESERVE ALL DOCUMENTS OR DATA RELATING TO THE I-35W BRIDGE OR ANY OTHER MINNESOTA BRIDGE**

The State has a duty to preserve all evidence in its possession, custody or control, whether printed or electronic, that might be or become relevant to any litigation that may arise out of the collapse of the I-35W bridge. This duty extends to such evidence held by MnDOT's contractors and consultants who have worked on, reviewed, or supplied materials or services for any MnDOT bridge project. It is extremely important that all such evidence be preserved.

Accordingly, you are instructed to preserve all documents or data that relate to the I-35W bridge or any other Minnesota bridge. This includes, but is not limited to, documents or data pertaining to the design, construction, maintenance, and repair of bridges; inspections of bridges; rankings of bridges for safety and/or the need for repair/replacement; funding of the maintenance, repair, inspection, and construction of bridges; and written and e-mail communications about bridges.

Specifically, you should immediately take the following steps to preserve all documents or data relating to the I-35W bridge or any other Minnesota bridge:

1. Suspend deletion, overwriting, or any other destruction or alteration of electronic information relating to the I-35W bridge or any other Minnesota bridge. This includes electronic information wherever it is stored (e.g., at a work station, on a laptop, or at home) and all forms of electronic communication (e.g., e-mail, word processing, calendars, voice messages, videos, photographs, and other information). All such information should be preserved in its original electronic form, so that all information contained within it, whether visible or not, is also available for inspection (i.e., it is not sufficient to make a hard copy of electronic communication).
2. Preserve, and not alter or destroy, any hard copies of documents that relate to the I-35W bridge or any other Minnesota bridge.
3. Preserve, and not alter or destroy, any documents or electronic information that are created after your receipt of this notice and that relate to the I-35W bridge or any other Minnesota bridge.
4. Maintain a record of the steps you take to comply with this notice.

Please contact my office (651-366-4822) if you have questions about the scope or implementation of this notice.

Dated: October, 2007

Barbara Forsland  
Minnesota Department of Transportation  
Data Practices Compliance and Policy Analyst

# 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](http://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

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- Easy Access to *State Register* Archives
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It's all E-mailed to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Cathy Hoekstra, our subscriptions manager, at (651) 297-8777, or **Fax:** (651) 297-8260, or **E-mail:** [cathy.hoekstra@state.mn.us](mailto:cathy.hoekstra@state.mn.us)

## Department of Administration

### Notice of Availability of Contract for Specialized Consulting and Training Services

The Minnesota Department of Administration, Management Analysis & Development (MAD), is requesting proposals for the purpose of receiving responses from highly qualified parties meeting the minimum qualifications identified below to provide specialized consulting and training services on MAD projects. These services may be needed to complement existing MAD and state agency resources or expertise. Specialty areas include: business process analysis and redesign, program and public policy analysis and evaluation, organizational development, consultation and facilitation, training and development, and workforce planning.

#### Application and Scoring

MAD is seeking highly qualified and experienced vendors, with specialized skills, who will be well-suited to work with MAD. To be selected as a vendor on the Master Contract, applicants must:

1. Demonstrate that they meet the following **minimum qualifications**:
  - Their specialty service complements or enhances MAD's existing skill set.
  - A minimum of five years experience in the specialty area.
  - A minimum of five years experience in public sector consultation or training, specifically with Minnesota state and local government, or equivalent experience working in Minnesota state or local government; and
2. Submit a **sample proposal**, and score above 70%, based on specified criteria.

Work is proposed to start after December 10, 2007.

A Request for Proposals will be available by mail from this office through November 27, 2007. A **written request (by direct mail or**

fax) is required to receive the Request for Proposal. After November 27, 2007, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Ryan Church, Project Coordinator  
Department of Administration  
Management Analysis & Development  
203 Administration Building, 50 Sherburne Ave.  
St. Paul, MN 55155  
Fax: 651-297-1117

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than **2:00 p.m., Central Time, December 3, 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.

## Minnesota State Colleges and Universities (MnSCU) Anoka Ramsey Community College Sealed Bids Sought for Courtyard Addition and Alterations

**Sealed Bids for:** Courtyard Addition and Alternations  
Coon Rapids Campus  
11200 Mississippi Blvd. NW  
Coon Rapids, MN 55433-3470

BID PACKAGE 1 - Purchase of Mechanical Ventilation Units  
BID PACKAGE 2 - Site, Structure and Precast Concrete  
BID PACKAGE 3 - Elevator  
BID PACKAGE 4 - Building Exterior Envelope  
BID PACKAGE 5 - Building Interior Finishing

**Will be received by:** **Louise Duff**  
Room C140 Administration Building  
Anoka Ramsey Community College  
Coon Rapids Campus  
11200 Mississippi Blvd. NW  
Coon Rapids, MN 55433

Until 2:00 P.M., local time, December 11, 2007 at which time the bids for the five individual bid packages will be opened and publicly read aloud in SC200 (Riverview Room) in the Student Center Building.

**PROJECT SCOPE AND BID PACKAGES:** Project consists of the construction of a two story, 22,900 square foot addition within the enclosed courtyard of the College and interior alterations to existing building. The addition consists of cast-in-place concrete foundation, steel frame, cast-in-place concrete composite second story floor slab, steel joist and deck roof structure, built-up-roof, precast concrete exterior wall panels and face brick, glazed curtain wall and aluminum entrance. Owner will receive individual lump sum bids for the following five separate bid packages, which will make up the total scope of the work for the Project: Bid Package 1 – Purchase of Mechanical Ventilation Units; Bid Package 2 – Site, Structure and Precast Concrete; Bid Package 3 – Elevator; Bid Package 4 – Building Exterior Envelope; Bid Package 5 – Building Interior Finishing. Separate Contracts will be awarded for each of the five bid packages, if the Owner elects to proceed with the Project.

# State Contracts

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A Pre-Bid Meeting will be held on Tuesday, November 27, 2007 at 2:00 P.M. in SC200 (Riverview Room) in the Student Center Building of Anoka Ramsey Community College, Coon Rapids Campus. The Architect/Engineer and/or College/University Representatives will review the bidding procedures, Bidding Documents and other conditions with interested Bidders and answer questions.

Bidding Documents as prepared by the Project Architect/Engineer; **Armstrong, Torseth, Skold and Rydeen, Inc.**, are on file at the offices of the:

- 1) Armstrong, Torseth, Skold and Rydeen, Inc., Architects/Engineers.
- 2) Minneapolis and St. Paul Builders' Exchanges.
- 3) MEDA Minority Contractors Plan Room.
- 4) McGraw Hill Construction Company, Plan Room.
- 5) St. Cloud Builders Exchange.

Complete sets only of Bidding Documents for use by Bidders in submitting a bid may be obtained at the following address:

**Armstrong, Torseth, Skold, and Rydeen, Inc.**  
8501 Golden Valley Road, Suite 300  
Minneapolis, Minnesota 55427  
(763) 545-3731

A deposit of **\$150.00** is required for each set.

Prospective Bidders requesting that Bidding Documents (complete sets only) be mailed to them, may send a separate non-refundable payment (check made out to the Architect) for **\$10.00** per set for shipping & handling (in addition to the **\$150.00** deposit) to the Architect. Documents will be sent to street addresses only (P.O. Boxes not acceptable).

Each bid which totals over \$15,000.00 shall be accompanied by a certified check, payable to **Minnesota State Colleges and Universities**, in the sum of not less than 5% of the total base bid; or a corporate surety bond of a surety company duly authorized to do business in the state of Minnesota in the same amount; which is submitted as bid security, conditioned upon the Bidder entering into a contract with Minnesota State Colleges and Universities in accordance with the terms of the bid.

## Minnesota State Colleges and Universities (MnSCU) Rochester Community and Technical College Notice of Request for Bid for a CNC Router Table

**NOTICE IS HEREBY GIVEN** that Rochester Community and Technical College Request for Bid (RFB) for a CNC Router Table.

To receive a copy of the RFB, send an e-mail to [June.meitzner@roch.edu](mailto:June.meitzner@roch.edu) or fax your request to 507-285-7104.

Proposals are due back by Monday, December 3, 2007 4:00 P.M. CDT and are to be addressed to June Meitzner, Rochester Community and Technical College 851 30th Ave SE Rochester, MN 55904.

Faxes are not acceptable. Late Responses will not be considered.

Any questions should be in the form of an RFI and directed to June Meitzner; [June.meitzner@roch.edu](mailto:June.meitzner@roch.edu)

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel this solicitation.



**Minnesota State Colleges and Universities (MnSCU)  
Winona State University  
Request for Bids for Printing Winter 2008 Currents Magazine**

**NOTICE IS HEREBY GIVEN** that Winona State University is seeking bids for the printing of 48,500 copies of their Winter 2008 Currents Magazine.

Bid specifications will be available November 19, 2007 by contacting the Purchasing Department at PO Box 5838, 205 Somsen Hall, Winona, MN 55987, e-mail: [sschmitt@winona.edu](mailto:sschmitt@winona.edu) or by calling (507) 457-5067.

Sealed bids must be received by Sandra Schmitt at PO Box 5838, or at 175 W. Mark St., Somsen 205G, Business Office, Winona State University, Winona, MN 55987 by 3:00 PM Tuesday, December 5, 2007.

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

**Minnesota Office of Higher Education  
Request for Proposals for Analyses and Improvement of Agency Web Sites**

The Minnesota Office of Higher Education requests proposals from qualified firms experienced to evaluate the effectiveness of the agency's Web sites ([www.getreadyforcollege.org](http://www.getreadyforcollege.org) and [www.ohe.state.mn.us](http://www.ohe.state.mn.us)) and to recommend and initiate specific improvements. Selected vendor will assess the sites' functions in terms of navigation, organization, layout, speed and basic accessibility (ADA).

The Minnesota Office of Higher Education has estimated that the cost of work under this contract will not exceed \$15,000 in total for professional services and expenses through June 30, 2008.

For a complete copy of the request for proposal, visit [www.ohe.state.mn.us](http://www.ohe.state.mn.us) and click on "news" (top), then "request for proposals" (bottom right) or contact Karen Buehre at [karen.buehre@state.mn.us](mailto:karen.buehre@state.mn.us)

All proposals must be sent to and received by:

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

no later than **4:00 p.m., central time, Tuesday, December 4, 2007.**

**Department of Public Safety  
ARMER/911 Program  
Request for Proposals (RFP) for Public Safety Communications Interoperability  
Regional Coordination**

Professional/technical services are needed to provide the Minnesota Department of Public Safety, Allied Radio Matrix for Emergency Response (ARMER)/911 Program with direct assistance to regional and local public safety communications entities upon current issues of public safety communication. The direct assistance includes educating public safety and elected officials, coordinating the development of regional communication planning groups, coordinating the assessment of public communications systems and developing regional communication infrastructure and tactical interoperability communication plans. The RFP anticipates at least three regionally based

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individuals to provide these services; one in northern Minnesota, one in central Minnesota and one in southern Minnesota (multiple contractors are anticipated but not required) with considerable public safety and wireless communication system experience.

The output from this contract(s) will be monthly written reports to the ARMER/911 Program, documenting meetings with local and regional public safety officials related to the activities listed above, the development of regional tactical interoperability plans and the development of regionally based public safety communication exercises. The contract(s) will involve contractors working with various local and regional public safety officials and assisting those officials in developing communication system plans and tactical interoperability plans.

Anticipated contract(s) start date is January 15, 2008 with an initial ending date of June 30, 2008. If funding for this project is extended and if additional work is needed by ARMER/911 after June 30, 2008, ARMER/911 will retain the option to extend the contract(s) with the contractor's consent, for up to 4 additional 1 year periods. The value of the contract(s) for subsequent extension periods may be adjusted, if justified and approved by the state.

Details are contained in the complete RFP, which may be obtained by emailing: *scott.wiggins@state.mn.us*. All questions concerning this RFP should be emailed to Scott Wiggins and should be received by Scott no later than 2:00 p.m. Central Standard Time on November 28, 2007. Answers to questions will be emailed to all entities requesting a complete RFP. Final date for submitting proposals is 2:00 p.m. Central Standard Time on December 10, 2007.

## 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](http://www.dot.state.mn.us/consult).

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

**Non-State 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 Request for Proposals (RFP) for Website Hosting and Related Services  
Contract Number 07P200A**

The Metropolitan Council is soliciting proposals to provide server hosting for the Metropolitan Council's websites, located at [metro council.org](http://metro council.org) and [metrotransit.org](http://metrotransit.org), from approximately the end of February 2008 to approximately the end of February 2010. Server hosting includes industry-standard requirements of personnel, services, software, hardware and connectivity required to host a website, as well as monitoring and diagnosing the website and application environment and regular web statistics reporting. This contract envisions customer-service levels applicable to the above-mentioned services. The Metropolitan Council is seeking a vendor that can provide a web server located within a reasonable geographic distance of the Council's corporate offices. The site has HTML and database components. The approximate size of the site is 6 gigabytes and 16,000 associated files.

The anticipated solicitation schedule is shown below.

Issue Request for Proposals	November 19, 2007
Receive Proposals	1:00 PM on Wednesday, December 12, 2007
Award of Contract	January 2008

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

Sunny Jo Emerson, Senior Administrative Assistant  
Contracts and Procurement Unit  
Metropolitan Council  
390 Robert Street N  
St Paul MN 55101-1805  
**Phone:** (651) 602-1499  
**Fax:** (651) 602-1083  
**E-mail:** *sunnyjo.emerson@metc.state.mn.us*

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

## Metropolitan Council Notice of Request for Proposals (RFP) for Web Server-Side Programming and Related Services Contract Number 07P200B

The Metropolitan Council is soliciting proposals to provide server-side coding, programming, design, and web-related services on the Metropolitan Council's web server hosted externally by a private vendor from approximately the end of February 2008 to approximately the end of February 2010. Related services would include but not be limited to trouble-shooting problems, preemptive actions to avoid problems, and support of existing e-commerce applications. This contract envisions customer-service levels applicable to the above-mentioned services. The site has HTML and database components. The approximate size of the site is 6 gigabytes and 16,000 associated files.

The anticipated solicitation schedule is shown below.

Issue Request for Proposals	November 19, 2007
Receive Proposals	1:00 PM on Wednesday, December 12, 2007
Award of Contract	January 2008

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

Sunny Jo Emerson, Senior Administrative Assistant  
Contracts and Procurement Unit  
Metropolitan Council  
390 Robert Street N  
St Paul MN 55101-1805  
**Phone:** (651) 602-1499  
**Fax:** (651) 602-1083  
**E-mail:** *sunnyjo.emerson@metc.state.mn.us*

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

## Metropolitan Council - Metro Transit Solicitation of Proposals for Procurement of Used Commuter Rail Locomotive Reference #7601

The Metropolitan Council, in cooperation with the Minnesota Department of Transportation and the Northstar Corridor Development Authority, requests proposals for a contract for the procurement of one used commuter rail locomotive for the Northstar Commuter Rail service.

Proposals are due no later than 12:00 PM CST on December 3, 2007.

To obtain a copy of the Solicitation Package, contact:

Candace Osiecki  
Metro Transit  
515 N. Cleveland Avenue  
St. Paul, MN 55114  
**Phone:** (612) 349-5070  
**Fax:** (612) 349-5069  
**E-mail:** [candace.osiecki@metc.state.mn.us](mailto:candace.osiecki@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](http://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.

## Washington County Public Works Transportation Department Request for Proposals for Engineering Services for the Broadway Avenue/County State Aid Highway (CSAH) 2 Reconstruction

**NOTICE IS HEREBY GIVEN** that Washington County Public Works, as the lead agency, is seeking qualified firms to provide preliminary design services for the reconstruction of Broadway Avenue (CSAH 2) from the existing interchange at Interstate 35 to the intersection at Trunk Highway (TH) 61 in the City of Forest Lake. Qualified firms will have experience in Planning, Traffic Studies and Forecasting, Public and Agency Involvement, Environmental Documentation and Layout Development and Analysis.

The project work will commence immediately upon selection of the consultant. The consultant will prepare a project schedule based on a start date of February 1, 2008 and a target date of December 1, 2008 for completion of the preliminary design.

A "Qualification Based Selection" method will be used to review proposals submitted in response to this RFP.

The full Request for Proposal can be obtained at the Office of the Washington County Engineer:

Washington County Public Works Department  
11660 Myeron Road North  
Stillwater, MN 55082  
Phone: (651) 430-4330

The full Request for Proposal can also be obtained from the Washington County website:

[http://www.co.washington.mn.us/info\\_for\\_residents/transportation\\_division/bidsrequest\\_for\\_proposals](http://www.co.washington.mn.us/info_for_residents/transportation_division/bidsrequest_for_proposals)

Pre-proposal Conference: November 26, 2007 at 1:00 p.m. at Washington County Public Works

Proposals Due: December 11, 2007 at 2:00 p.m. at Washington County Public Works

A minimum goal of 12% Good Faith Effort must be subcontracted to Disadvantaged Business Enterprises.



