

State of Minnesota

State Register



**Proposed, Adopted, & Expedited Rules; Executive Orders; Appointments;
Commissioners' Orders; Revenue Notices; Official Notices;
State Grants & Loans; State Contracts; Non-State Public Bids, Contracts & Grants**
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**Monday 9 November 2009
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State Register

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

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
- Vetoed Rules
- Executive Orders of the Governor
- Appointments
- Proclamations
- Commissioners' Orders
- Revenue Notices
- Official Notices
- State Grants and Loans
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# 19	Monday 9 November	Noon Tuesday 3 November	Noon Wednesday 28 October
# 20	Monday 16 November	Noon Tuesday 10 November	Noon Wednesday 4 November
# 21	Monday 23 November	Noon Tuesday 17 November	Noon Wednesday 11 November
# 22	Monday 30 November	NOON MONDAY 23 NOVEMBER	Noon Wednesday 18 November

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U.S. Government Printing Office – Fax: (202) 512-1262
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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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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.

Department of Education

Adopted Permanent Rules Relating to Arts Academic Standards

The rules proposed and published at *State Register*, Volume 34, Number 5, pages 141-145, August 3, 2009 (34 SR 141), are adopted as proposed.

Commissioners' Orders

Various agency commissioners are authorized to issue "commissioner's orders" on specified activities governed by their agency's enabling laws. See the *Minnesota Statutes* governing each agency to determine the specific applicable statutes. Commissioners' orders are approved by assistant attorneys general as to form and execution and published in the *State Register*. These commissioners orders are compiled in the year-end subject matter index for each volume of the *State Register*.

Department of Natural Resources (DNR)

Commissioner's Order - SNA Order #201: Hastings Sand Coulee Scientific and Natural Area

EFFECTIVE DATE: November 2, 2009

Statutory authority: MS 84.033, 86A.05, Subd. 5, and 97A.093

Supercedes: SNA Order # 192

WHEREAS, certain lands in Dakota County, Minnesota, described as:

The West Half of the Southeast Quarter of Section 11, Township 114 North, Range 17 West, EXCEPTING THEREFROM all that part of the West Half of the Southeast Quarter of Section 11, Township 114 North, Range 17 West, lying Northerly and Easterly of State Trunk Highway Number 316.

and

That part of Outlot B of Sand Coulee Estates, described as follows:

Commencing at the northeast corner of said Outlot B; thence South 0°03'27" East, bearing assumed, along the east line of said Outlot B, a distance of 465.00 feet **to the point of beginning of the land to be described; thence South 0°03'27" East, along said east line, a distance of 475.38 feet; thence West a distance of 618.49 feet to the west line of said Outlot B; thence North 0°00'06" West, along said west line, a distance of 475.38 feet to its intersection with a line bearing West from the point of beginning; thence East a distance of 618.03 feet to the point of beginning,**

Commissioner's Orders

according to the plat thereof now on file and of record in the office of the County containing 83.41 acres, more or less, is under the control and possession of the Department of Natural Resources;

and

WHEREAS, such lands contain sand-gravel prairie and habitat for rare plant and animal species including *Hesperia leonardus* (leonardus skipper), *Coluber constrictor* (blue racer), *Pituophis catenifer* (gopher snake), *Polanisia jamesii* (James' polanisia), *Orobanche fasciculata* (clustered broomrape), *Aristida tuberculosa* (sea-beach needle grass), and *Hieracium longipilum* (bearded hawkweed);

and

WHEREAS, the most effective means by which such lands can be protected and perpetuated in their natural state and used for educational and research purposes in such a manner as will leave them conserved for future generations is by designation as a Scientific and Natural Area;

THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, sections 84.033; 86A.05, subd. 5; and 97A.093, that the above-described lands are designated as the Hastings Sand Coulee Scientific and Natural Area.

FURTHERMORE, the Hastings Sand Coulee Scientific and Natural Area is designated as a Public Use unit, open to the public for nature observation and general educational and research activities.

IT IS FURTHER ORDERED that Scientific and Natural Area Order no. 182 is hereby superseded.

IT IS FURTHER ORDERED that the provisions of *Minnesota Rules* 6136.0100 through 6136.0600 shall apply to the above-designated area, except an existing snowmobile trail is allowed to run along a specified alignment within Hastings Sand Coulee Scientific and Natural Area with such limitations as necessary to ensure protection of the resources for which the Scientific and Natural Area is designated.

This order takes effect upon signature. A copy of this order shall be filed with the Secretary of State.

Date signed: November 2, 2009

Mark Holsten, Commissioner
Department of Natural Resources

Department of Natural Resources (DNR) Commissioner's Order - SNA Order #202: Lost Valley Prairie Scientific and Natural Area

EFFECTIVE DATE: November 2, 2009

Statutory authority: MS 84.033, 86A.05, Subd. 5, and 97A.093

Supercedes: SNA Order # 70

WHEREAS, certain lands in Washington County, Minnesota, described as:

The West Half of the Northwest Quarter (W 1/2 NW 1/4) of Section Twenty-eight (28), Township Twenty-seven (27), Range Twenty (20); the East Half of the Northeast Quarter (E 1/2 NE 1/4) and the Northwest Quarter of the Northeast Quarter (NW 1/4 NE 1/4) ALL IN Section Twenty-nine (29), Township Twenty-seven (27), Range Twenty (20);

AND

The West 878.77 feet of the South 704.80 feet of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of Section 20, Township 27 North, Range 20 West, Washington County, Minnesota;

AND

The West 878.75 feet of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of Section 20, Township 27 North, Range 20 West, Washington County, Minnesota;

Commissioner's Orders

AND

The Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of Section 20, Township 27 North, Range 20 West, Washington County, Minnesota;

AND

The Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of Section 21, Township 27 North, Range 20 West, Washington County, Minnesota.

Together with an easement for road purposes 66.00 feet in width over and across that part of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of Section 20, Township 27 North, Range 20 West, Washington County, Minnesota, the centerline of said easement is described as follows:

Beginning at the Southeast Corner of the Northeast Quarter (NE 1/4) of Section 20; thence North 01 degree 48 minutes 39 seconds East assumed bearing along the East line of said Section 20 a distance of 672.00 feet to the point of beginning; thence North 89 degrees 36 minutes 11 seconds West a distance of 456.27 feet and there terminating.

The sidelines of said easement are to be prolonged or shortened to end on the East line of the West 878.77 feet of the South 704.80 feet of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of said Section 20.

containing 320.43 acres, more or less, is under the control and possession of the Department of Natural Resources;

and

WHEREAS, such lands contain undisturbed examples of Dry Bedrock Bluff Prairie (Southern) and-habitat for rare plant and animal species including *Ammodramus henslowii* (Henslow's sparrow), *Besseyia bullii* (kittentails), *Botrychium oneidense* (blunt-lobed grapefern), *Botrychium rugulosum* (St. Lawrence grapefern), *Cirsium hillii* (Hill's thistle), *Minuartia dawsonensis* (rock sandwort), and *Opuntia macrorhiza* (plains prickly pear),

and

WHEREAS, the most effective means by which such lands can be protected and perpetuated in their natural state and used for educational and research purposes in such a manner as will leave them conserved for future generations is by designation as a Scientific and Natural Area;

THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, sections 84.033; 86A.05, subd. 5; and 97A.093, that the above-described lands are designated as the Lost Valley Prairie Scientific and Natural Area.

FURTHERMORE, the Lost Valley Prairie Scientific and Natural Area is designated as a Public Use unit, open to the public for nature observation and general educational and research activities.

IT IS FURTHER ORDERED that Scientific and Natural Area Order no. 70 is hereby superseded.

IT IS FURTHER ORDERED that the provisions of *Minnesota Rules* 6136.0100 through 6136.0600 shall apply to the above-designated area.

This order takes effect upon signature. A copy of this order shall be filed with the Secretary of State.

Date signed: November 2, 2009

Title: Mark Holsten, Commissioner
Department of Natural Resources

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.

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Minnesota State Agricultural Society (Minnesota State Fair) Board of Managers Meeting November 13, 2009

MINNESOTA STATE FAIRGROUNDS – The Minnesota State Agricultural Society board of managers will meet at 9 a.m. Friday, Nov. 13 at the Libby Conference Center on the State Fairgrounds. The session opens with a meeting of the board’s sales committee. A general business meeting will follow. The Society is the governing body of the Minnesota State Fair. Agendas are available upon request by calling the Minnesota State Fair at (651) 288-4400.

The 2010 Minnesota State Fair runs Aug. 26 through Labor Day, Sept. 6.

Department of Agriculture

Pesticide and Fertilizer Management Division

Notice of Comment Period on Draft Revised Water Quality Best Management Practices for Acetochlor and Water Quality Best Management Practices for Agricultural Herbicides

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Department of Agriculture (MDA) is accepting comments on draft revisions to the February 2004 “Water Quality Best Management Practices for Acetochlor,” and those portions of the February 2004 “Water Quality Best Management Practices for Agricultural Herbicides” affected by such revisions. Comments will be accepted for 60 days, ending on Friday, January 8, 2010. Information on submitting comments is given at the end of this notice.

Copies of the draft revised best management practices (BMPs) and the February 2004 best management practices are available at

www.mda.state.mn.us/herbicidebmps. They are also available by contacting the MDA; contact information is given at the end of this notice.

In revising the BMPs, the MDA specifically focused on:

- application setbacks or vegetative buffers along rivers, near lakes, around standpipes in tile-drained fields, and around other potential field runoff drainage conveyances — specifically methods of calculating or estimating necessary application setback distances or vegetative buffer widths to prevent or minimize herbicide runoff losses to adjacent surface waters;
- reduced herbicide rates associated with changes in weed management in herbicide-resistant crops; and,
- herbicide application technologies.

The BMPs were revised following the process outlined in MDA's "Pesticide Management Plan: A Plan for the Protection of Groundwater and Surface Water" (<http://www.mda.state.mn.us/protecting/waterprotection/pmp.aspx>). After seeking information from acetochlor product registrants, commodity groups and user groups, and after conducting literature reviews and consulting with local water planning authorities and University of Minnesota weed scientists, initial draft BMPs were prepared and distributed in June 2009 for comment to interested parties via the MDA's pesticide non-point source email listserv (instructions for subscribing to this listserv are given below). Based on comments received, draft revised BMPs are now being made available for comment.

Following the 60-day comment period, the Commissioner of the MDA will consider further revisions to the BMPs based on comments received. Once finalized, the revised "Water Quality Best Management Practices for Acetochlor," and "Water Quality Best Management Practices for Agricultural Herbicides" will be made available on the MDA's website (www.mda.state.mn.us/herbicidebmps) and distributed via the MDA's pesticide non-point source email listserv.

Further information on the BMP revision process is available on the MDA's website (www.mda.state.mn.us/herbicidebmps) and in "Notice of Intent to Revise Water Quality Best Management Practices for Acetochlor" found on pages 2061 – 2062 of the May 19, 2008 Minnesota *State Register*. Visit www.comm.media.state.mn.us/bookstore/state_register.asp and click on "Archives" to access the May 19, 2008 issue.

Announcements regarding the BMPs will be made through the *State Register* and through the MDA's non-point source email listserv. To subscribe to MDA's non-point source email listserv, visit:

<http://webmail.mnet.state.mn.us/mailman/listinfo/mda-pesticide-non-point-source> .

Comments on the BMP revisions can be submitted until 4:30 PM January 8, 2010. Submit comments by letter or e-mail to Gregg Regimbal, Supervisor, Pesticide Management Unit, MDA. Contact information is provided below. Mr. Regimbal can also be contacted with inquiries or comments in regards to this notice.

Gregg Regimbal
Supervisor, Pesticide Management Unit
Pesticide and Fertilizer Management Division
Minnesota Department of Agriculture
625 Robert Street North
St. Paul, MN 55155-2538
Phone: (651) 201-6671
E-mail: gregg.regimbal@state.mn.us

Official Notices

Executive Council

State Board of Investment

Land Exchange Board

Investment Advisory Council

Official Notice of Investment Advisory Council Meeting on November 18, 2009 and of the Executive Council, State Board of Investment and Land Exchange Board Meeting December 4, 2009

The Executive Council, State Board of Investment and the Land Exchange Board will meet on Monday, December 14, 2009 at 10:00 A.M. in Room 123, State Capitol, St. Paul, MN.

The Investment Advisory Council will meet on Wednesday, November 18, 2009 at 12:00 Noon at the State Board of Investment, Board Room (Main Floor), 60 Empire Drive, St. Paul, MN.

Minnesota Department of Health

Division of Environmental Health,

Indoor Environments and Radiation Section

Request for Comments on Possible Amendment to Rules Governing Lead Poisoning and Prevention, *Minnesota Rules*, 4761.2000 to 4761.2700

Subject of Rules. The Minnesota Department of Health (department) requests comments on its possible amendment to rules governing lead poisoning and prevention. The department is considering rule amendments that will incorporate the US Environmental Protection Agency's (EPA) Pre-Renovation Education (PRE) regulation, and Renovation, Repair and Painting (RRP) regulation into the department's existing Lead Poisoning and Prevention Rules. The department is also looking at additional amendments to allow the department to develop a web-based program that allows electronic submission of lead applications and notices. The Department will also amend existing language to conform to these new provisions.

Persons Affected. The amendment to the rules would likely affect:

- currently licensed lead individuals and certified lead firms,
- property owners and occupants having renovation work done in their pre-1978 property, residence or child-occupied facility, and
- individuals performing renovation, repair, and painting activities in pre-1978 residences and child-occupied facilities.

Statutory Authority. *Minnesota Statutes*, section 144.9508, requires the department to adopt rules consistent with sections 402(c)(3) and 406(b) of EPA's Toxic Substances Control Act.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until 4:30 p.m. on March 31, 2010. The department is also holding six public meetings throughout Minnesota from November 2009 through March 2010 to discuss EPA's PRE and RRP regulations and the department's current lead abatement rules. These meetings will also allow persons to make comments on the future implementation of these regulations.

The department is considering forming an advisory committee after the public comment period is over to discuss actual rule changes. Please include with your comments whether you are interested in included in the advisory committee.

Rules Drafts. The department has not yet prepared a draft of the possible rules amendments.

Agency Contact Person. Written comments, questions and requests for more information on these possible rules should be directed to:

Nancy La Plante
Minnesota Department of Health
P.O. Box 64975
St. Paul, MN 55164-0975
Phone: (651) 201-4608
FAX: (651) 201-4606
E-mail: nancyjo.laplante@state.mn.us
TTY users may call the department at (651) 201-5797.

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

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

Linda B. Bruemmer, Director
Environmental Health Division
Department of Health

Minnesota Department of Health (MDH)

Request for Comments on Biennial Review of Rulemaking Procedures and Rules Related to the Minnesota Health Care Administrative Simplification Act, *Minnesota Statutes*, Sections 62J.50 to 62J.61

Rulemaking authority and procedure. *Minnesota Statutes*, section 62J.61, establishes a rulemaking procedure for adopting rules to implement the Minnesota Health Care Administrative Simplification Act. The procedure provides that:

- the Commissioner of Health must publish proposed rules in the *State Register*;
- the Commissioner may publish a notice describing the rules and offering a free copy instead of publishing the text of the rules, if the rules would be so lengthy as to be unduly cumbersome to publish;
- interested parties have 30 days to comment; and
- after considering all comments, the Commissioner may adopt the rules by publishing a notice of adoption in the *State Register*.

Reason for rulemaking authority. Health care industry billing procedures change frequently. It is important that rules keep current with these frequently changing procedures. The Legislature recognized that the normal rulemaking procedures in *Minnesota Statutes*, chapter 14, which take an average of 18 months, would not be adequate to keep pace with the changes in the health care industry. Further, some of the billing manuals and implementation guides are hundreds of pages long. It would not be practical to publish these in the *State Register*, especially when these are of interest to a very small group of interested parties. It would be more cost effective to publish a notice and to give a free copy to anyone who requests one.

Biennial review of rulemaking procedures and rules. Section 62J.61, subdivision 5, requires that the Commissioner of Health conduct a biennial review of the rulemaking procedures and rules by seeking “comments from affected parties about the effectiveness of and continued need for the rulemaking procedures . . . and about the quality and effectiveness of rules adopted using these procedures.” The Commissioner is required to invite oral or written comments by holding a meeting and by publishing a notice in the *State Register* at least 30 days before the meeting. The Commissioner is also required to write a report summarizing the comments and to submit the report to the Minnesota Health Data Institute and the Minnesota Administrative Uniformity Committee by January 15 of every evennumbered year.

Oral and written comments invited; deadline. Oral and written comments are invited about the effectiveness and continuing need for the rulemaking procedures and about the quality and effectiveness of rules adopted using these procedures. Comments may be

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submitted until 4:00 p.m. on January 8, 2010. Comments may be submitted at the meeting described below or by sending them to the agency contact person, as set out later in this Request. Following the conclusion of the comment period on Friday, January 8, 2010, the Department will compile the comments and prepare the biennial report.

Meeting for receiving oral and written comments. The Department will hold a meeting to receive oral and written comments about the rulemaking procedures in section 62J.61. The meeting will be held in Room 365, Golden Rule Building, 85 East Seventh Place, St. Paul, Minnesota 55101, 9:00 a.m.- 11:00 a.m. on Wednesday, December 9, 2010. Anyone attending the meeting must first obtain a visitor badge at the Department's reception area in Suite 220 of the Golden Rule building to receive access to the meeting.

Agency contact person for receiving written comments. Written comments on the rulemaking procedures and questions about this biennial review may be submitted to the agency contact person. The agency contact person is: Mayumi Reuvers at the Minnesota Department of Health, 85 East Seventh Place, PO Box 64882, St. Paul, MN 55164-0882, **e-mail:** mayumi.reuvers@health.state.mn.us or **phone:** (651) 651-5508, **fax:** (651) 201-5186. **TTY** users may call the Minnesota Relay Service at 1-800-627-3529.

Background. The requirement to conduct a biennial review became effective on June 30, 1997. The Department used the rulemaking process pursuant to *Minnesota Statutes*, section 62J.61 most recently during 2007-2009 in rulemaking for Minnesota Uniform Companion Guides for the Implementation of the: Eligibility Inquiry and Response Electronic Transaction; Health Care Claim Electronic Transactions (Professional, Institutional, Dental and Pharmacy); and Health Care Claim Payment and Remittance Advice Electronic Transaction, as required by *Minnesota Statutes*, section 62J.536. The Department will be using the rulemaking procedure in 2010 for similar rulemaking to update and modify versions of Minnesota uniform companion guides as needed to be compliant with new versions of federal health care transactions standards.

Dated: November 9, 2009

Sanne Magan, M.D., Ph.D., Commissioner
Minnesota Department of Health
P.O. Box 64975
St. Paul, MN 55164-0975

Minnesota Department of Health (MDH) Division of Environmental Health, Indoor Environments and Radiation Section Request for Comments on Possible Amendment to Rules Governing Radioactive Materials, *Minnesota Rules*, Chapter 4731

Subject of Rules: The Minnesota Department of Health (MDH) requests comments on its possible amendment to rules governing radioactive material. The Department is considering rule amendments that include rules required by the U.S. Nuclear Regulatory Commission (NRC) for compatibility as an Agreement State. The changes include qualifications for the nuclear medicine technologists. MDH adopted Chapter 4731, rules that govern radioactive material on January 3, 2005, amended the rule on November 20, 2007 and January 29, 2009.

Persons Affected. The amendment to the rules would likely affect persons who are licensed by MDH to own, possess, or use radioactive materials. This would include medical, veterinary, and industrial facilities. In addition, the amendment will impact individuals performing nuclear medicine procedures.

Statutory Authority. *Minnesota Statutes*, sections 144.12, subdivision 1, item (15), authorize the MDH to adopt rules that allow the state to regulate radioactive materials for the safety of the patients and the public.

Public Comment. Interested persons or groups may submit comments or information on the amendment in writing when the MDH publishes it in the State Register. MDH will not publish a notice of intent to adopt the rules until more than 60 days have elapsed from the date of this request for comments.

Rules Draft. The MDH has drafted the amendment, which can be found on the MDH web site at <http://www.health.state.mn.us/ram>. In addition, a free paper copy or CD of the amendment is available upon request from the agency contact listed below.

Agency Contact Person. Written comments, questions, and requests for more information on these possible rules should be directed to: Susan McClanahan at Minnesota Department of Health, 625 Robert Street North, P.O. Box 64975, St. Paul, Minnesota 55164-0975, **Phone:** (651) 201-4527, **FAX:** (651) 201-4606. **TTY** users may call the Department at (651) 201-5797.

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

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

Linda Bruemmer, Director
Division of Environmental Health
Minnesota Department of Health

Department of Human Services (DHS) Health Care Administration Public Notice Regarding Payment Rate and Methodology Changes Under the Medical Assistance Program

NOTICE IS HEREBY GIVEN to recipients and enrollees, providers of services under the Medical Assistance (MA) Program, and to the public that effective November 10, 2009, the Department of Human Services will no longer consider the drug Tobi (Tobramycin Inhalation Solution) to be a specialty pharmacy product. Payment rates for Tobi will be based, effective November 10, 2009, on the drug payment methodology defined in *Minnesota Statutes*, §256B.0625, subd. 13e, for non-specialty products.

This notice is published pursuant to 42 CFR §447.205, which requires public notice of significant proposed changes in methods and standards for setting payment rates for fee-for-service MA services.

Questions can be directed to Sara J. Drake, Pharmacy Program Manager, at the Minnesota Department of Human Services, Health Care Administration, PO Box 64984, St. Paul, MN 55164-0984; phone (651) 431-2504.

Department of Human Services (DHS) 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 (Cite 34 SR 651)

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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.

No earlier than November 10, 2009 the Department may add the following outpatient prescribed drugs to the state MAC list:

Drug Name

BRIMONIDINE TARTRATE

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 \$5,000.00 for State Fiscal Year 2009 (July 1, 2009 through June 30, 2010).

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:

Pharmacy Program Manager
Sara Drake R.Ph.
Health Services and Medical Management Division
Health Care Administration
Minnesota Department of Human Services
P.O. Box 64984
St. Paul, Minnesota 55164-0984.

Minnesota Pollution Control Agency (MPCA) Public Notice on Draft/Proposed Air Emission Facility, Part 70 Fiberglass General Permit

NOTICE IS HEREBY GIVEN, that the Commissioner of the Minnesota Pollution Control Agency (MPCA) proposes to issue a federal general permit governing fiberglass sources with or without pollution control equipment. The issuance of this general permit is authorized by *Minnesota Rules* 7007.1100, subp. 1, which allows the MPCA to issue a general permit if “numerous and similar stationary sources are subject to substantially similar regulatory requirements.” The general permit applies to new and existing sources.

The stationary source eligible for the proposed general permit are major sources as defined in *Minnesota Rules* 7007.0200. The general permit covers stationary sources required to obtain permits under *Minnesota Rules* 7007.0250. The proposed general permit contains federally enforceable conditions to limit the potential-to-emit (PTE) of each pollutant (particulate matter (PM), particulate matter less than 10 microns (PM₁₀), particulate matter less than 2.5 microns (PM_{2.5}), carbon monoxide (CO), nitrogen oxides (NO_x), sulfur dioxide (SO₂) to less than 90 tons per year (tpy)), hazardous air pollutants (HAPs) to less than 100 tpy, and Ozone (volatile organic compounds (VOC)) to less than 240 tpy; therefore, each stationary source covered by this general permit is a non major source as defined in 40 CFR § 52.21 Prevention of Significant Deterioration (*Minnesota Rules* 7007.3000). Also, each stationary source is a non major source as defined in 40 CFR § 52.24 (*Minnesota Rules* 7007.4000) for all pollutants.

Each stationary source eligible for the proposed general permit may include the following types of equipment and activities for which a permit is required by *Minnesota Rules* 7007.0150: spray guns, spray and coating booths, molding, casting, lamination, mixing cleaning of surfaces, sanding, abrasive blasting, resin and gel coat, acid cleaning surfaces, fuel storage, boilers, catalytic and thermal oxidizers, baghouses, fabric filters, wall filters, flares, generators (internal combustion engines), burn-off ovens, furnaces, space heaters, dip tanks, ovens, soldering, welding, brazing, screen printing, stenciling, storage tanks, and other insignificant activities listed in *Minnesota Rules* 7007.1300 and/or conditionally insignificant activities listed in *Minnesota Rules* 7008.

A stationary source is not eligible for the proposed general permit, or ceases to be eligible for the proposed general permit, if any of the following are true:

1. The stationary source has an emission unit other than those described above;
2. The stationary source has an emission unit subject to a Standard of Performance for New Stationary Sources in 40 CFR pt. 60 already adopted other than 40 CFR pt. 60, subp. Dc for small industrial commercial institutional steam generating units, subp. Kb for volatile organic liquid storage vessels, subp. IIII for compression ignition internal combustion engines and subp. JJJJ for spark ignition internal combustion engines;
3. The stationary source is affected by a 40 CFR pt. 63 National Emission Standard for Hazardous Air Pollutants (NESHAP) already adopted other than 40 CFR pt. 63, subp. MMMM for surface coating of miscellaneous metal parts and products, subp. PPPP for surface coating of plastic parts, subp. WWWW for reinforced plastic composites production and subp. ZZZZ for reciprocating internal combustion engines;
4. The stationary source is one of the source categories listed in 40 CFR § 52.21(b)(1)(iii), the PSD of air quality rule;
5. The stationary source is located in or comes to be located in a PM₁₀ maintenance area;
6. The stationary source includes a type of control equipment not covered in the proposed general permit;
7. The stationary source emits at any time a 12-month rolling sum of more than 90 tons of PM, PM₁₀, PM_{2.5}, CO, NO_x, and SO₂;
8. The stationary source emits at any time a 12-month rolling sum of more than 100 tons of HAPs and more than 240 tons of VOC;

A summary of the highest allowable PTE rates in tpy for each stationary source described in the proposed general permit are as follows:

Pollutant	PM	PM ₁₀	PM _{2.5}	NO _x	VOC	CO	SO _x	Pb	HAP
Total Facility PTE	90	90	90	90	240	90	90	neg	100

As allowed by *Minnesota Rules* 7007.1100, subp. 5, the MPCA has developed a source-specific permit application that does not include all the required information given in *Minnesota Rules* 7007.0100 to 7007.1850. The differences between the application requirements and this general permit application are discussed in the Technical Support Document (TSD). The MPCA has developed application forms tailored to this general permit which the MPCA plans to use. The application forms and worksheets will be updated periodically, but will continue to contain the elements discussed in the TSD needed to determine eligibility for the general permit.

The overall general permit contains each applicable requirement that could apply to eligible stationary sources. Based upon the information in the permit application, certain geographic requirements that do not apply to a particular source's location will not be included in the general permit issued to that source. If a source is located outside the Minneapolis-St. Paul Air Quality Control Region, it will receive a general permit that does not include requirements that only apply to that region. Similarly, for sources located in the Minneapolis - St. Paul Air Quality Control Region, requirements that only outside the Twin Cities region will not be included in the general permit issue to the source. This will reduce unnecessary material in the general permits issued that could confuse a source.

The preliminary determination to issue the air emission general permit is tentative. There are four formal procedures for public participation in the MPCA's consideration of the general permit. Interested persons may (1) submit written comments on the proposed general permit; (2) request that the MPCA hold a public information meeting; (3) request the MPCA hold a contested case hearing; and/or (4) submit a petition to the Commissioner requesting that the MPCA Board consider the permit matter.

The decision whether to issue the permit and, if so, under what terms, will be presented to the MPCA Board for decision if: (1) the Commissioner grants the petition requesting the matter be presented to the MPCA Board; (2) an MPCA Board member requests to hear the matter prior to the time the Commissioner makes a final decision on the permit; or (3) a request for a contested case hearing is pending. Otherwise, the Commissioner will make the decision.

Persons who submit comments or petitions to the MPCA must state (1) their interest in the general permit application or the draft permit; (2) the action they wish the MPCA to take, including specific references to the section of the draft permit they believe should be changed; and (3) the reasons supporting their position, stated with sufficient specificity as to allow the MPCA to investigate the merits of the position.

As described in *Minnesota Rules* 7000.1800, persons who submit requests for a contested case hearing must also state the issues they

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propose to address in a contested case hearing, the specific relief requested or resolution of the matter, and the reasons (which may be in the form of proposed findings) supporting an MPCA decision to hold a contested case hearing. Failure to comply with these rules exactly may result in a denial of the request. The decision whether to hold a contested case hearing will be made under *Minnesota Rules* 7000.1900. Most public libraries throughout the state have copies of the current *Minnesota Rules*. They are also available on the Internet at www.revisor.leg.state.mn.us.

Public Comment: The public comment period commences November 10, 2009, and terminates December 9, 2009. Interested persons or groups may submit comments in writing to the MPCA, St. Paul Office until 4:30 p.m. on December 9, 2009. Evidence of timely receipt includes a date/time stamp imprinted on the first page of the written comments by the first floor information and reception area of the MPCA or by the Industrial Division support staff, or receipt by **fax:** (651) 296-8717 or e-mail.

Comments, requests and petitions should be mailed to:

Amrill S. Okonkwo, Senior Engineer Specialist
Air Quality Permits Section, Industrial Division
Minnesota Pollution Control Agency
520 Lafayette Road North, St. Paul, Minnesota 55155
Phone: (651) 757-2623
Fax: (651) 296-8717
E-mail: amrill.okonkwo@state.mn.us

A copy of the draft/proposed general permit will be available on the MPCA's website at:
<http://www.pca.state.mn.us/news/data/index.cfm?PN=1>,

or will be mailed to any interested person upon the MPCA's receipt of a written request. Additional materials relating to the issuance of this general permit, including the TSD and proposed permit application forms, are available upon request for inspection at the Minnesota Pollution Control Agency, 520 Lafayette Road North, St. Paul, Minnesota 55155, **phone:** (651) 757-2081, and at the MPCA's Regional Division Offices at the following addresses and phone numbers listed below between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday. All MPCA offices may be reached by calling 1-800-657-3864.

MPCA Regional Division:

- | | | |
|---|---|--|
| <p>1. Duluth Office
525 Lake Avenue South
Suite 400
Duluth, MN 55802
Phone: (218) 723-4660
Fax: (218) 723-4727</p> | <p>2. Brainerd Office
7678 College Road, Suite 105
Baxter, MN 56425
Phone: (218) 828-2492
Fax: (218) 828-2594</p> | <p>3. Detroit Lakes Office
714 Lake Avenue
Lake Avenue Plaza, Suite 220
Detroit Lakes, MN 56501
Phone: (218) 847-1519
Fax: (218) 846-0719</p> |
| <p>4. Southeast Region
Mankato Office
12 Civic Center Plaza, Suite 2165
Mankato, MN 56001
Phone: (507) 389-5977
Fax: (507) 389-5422</p> | <p>Rochester Office
18 Wood Lake Drive Southeast
Rochester, MN 55904
Phone: (507) 285-7343
Fax: (507) 280-5513</p> | |
| <p>5. Southwest Region
Willmar Office
1601 Highway 12 East, Suite 1
Willmar, MN 56201-6002
Phone: (320) 214-3786
Fax: (320) 214-3787</p> | <p>Marshall Office
1420 East College Drive, Suite 900
Marshall, MN 56258
Phone: (507) 537-7146
Fax: (507) 537-6001</p> | |

DATED: November 9, 2009

Paul Eger, Commissioner
Minnesota Pollution Control Agency

Minnesota Racing Commission

Request for Comments on Possible Amendment to Rules Governing Horse Racing, *Minnesota Rules, 7890 Horse Medication*

Subject of Rules. The Minnesota Racing Commission requests comments on its possible amendment to rules governing Horse Racing. The Commission is considering rule amendments that revises the definitions under horse medications, and makes changes to medications and prohibited practices.

Persons Affected. The amendment to the rules would likely affect horse owners, trainers, and Commission Veterinarians and stewards.

Statutory Authority. *Minnesota Statutes*, sections 240.03, 240.23, 240.24, and 240.25 authorize the Racing Commission to amend rules which affect the integrity of racing or the public health, welfare, or safety.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing or orally until further notice is published in the *State Register* that the Commission intends to adopt or to withdraw the rules. The Commission does not contemplate appointing an advisory committee to comment on the possible rules.

Rules Drafts. The Commission has prepared a draft of the possible rules amendments.

Agency Contact Person. Written or oral comments, questions, requests to receive a draft of the rules, and requests for more information on these possible rules should be directed to:

Richard G. Krueger, Executive Director
Minnesota Racing Commission
P. O. Box 630
Shakopee, MN 55379
Phone: (952) 496-7950
Fax: (952) 496-7954
E-mail: richard.krueger@state.mn.us.
TTY users may call the Commission at 800-627-3529.

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

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

Dated: 29 October 2009

Richard G. Krueger, Executive Director
Minnesota Racing Commission

Minnesota Racing Commission

Request for Comments on Possible Amendment to Rules Governing Horse Racing, *Minnesota Rules, 7876 Stabling; 7877 Class C Licensees; 7879 Stewards; 7883 TB/QH Horse Races; 7884 Harness Races; 7890 Horse Medication; 7891 Horse Examination*

Subject of Rules. The Minnesota Racing Commission requests comments on its possible amendment to rules governing Horse Racing. The Commission is considering rule amendments that requires an original health certificate for any horse arriving on the grounds of a
(Cite 34 SR 655)

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racetrack, revises duties of the Commission Veterinarian, revises the authority and duties of the stewards, revises the time period for a timed workout before a Commission Veterinarian, revises the procedures for scratching horses, revises the procedures when a horse becomes disabled during the running of a race, makes changes to medications and prohibited practices and reporting requirements, revises the requirements for horses that must undergo postmortem examinations.

Persons Affected. The amendment to the rules would likely affect Class C licensees, including employees of Class A & B Licensees, horse owners, breeders, trainers, and Commission Veterinarians and stewards.

Statutory Authority. *Minnesota Statutes*, sections 240.03, 240.08, 240.16, 240.23, 240.24, and 240.25 authorize the Racing Commission to amend rules which affect the integrity of racing or the public health, welfare, or safety.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing or orally until further notice is published in the *State Register* that the Commission intends to adopt or to withdraw the rules. The Commission does not contemplate appointing an advisory committee to comment on the possible rules.

Rules Drafts. The Commission has prepared a draft of the possible rules amendments.

Agency Contact Person. Written or oral comments, questions, requests to receive a draft of the rules, and requests for more information on these possible rules should be directed to:

Richard G. Krueger, Executive Director
Minnesota Racing Commission
P. O. Box 630
Shakopee, MN 55379
Phone: (952) 496-7950
Fax: (952) 496-7954
E-mail: richard.krueger@state.mn.us
TTY users may call the Commission at 800-627-3529.

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

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

Dated: 29 October 2009

Richard G. Krueger, Executive Director
Minnesota Racing Commission

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.

More Grants

The *State Register* is one of the best ways to advertise your grants - it's a required read for public works projects. And it's cost is one of the least expensive legal advertising rates in Minnesota. At \$13.60 per 1/10 of a page you cannot go wrong.

Check up on all the "active" state grants in the "Contracts & Grants" section, available only to *State Register* subscribers. Open the *State Register* and click on Bookmarks on the left. You will also see a list of ALL the current rules, a growing INDEX, and previous years' indices. Subscribers also receive LINKS to the *State Register*. Subscriptions cost \$180 a year (an \$80 savings). Here's what you receive via e-mail:

- **Word Search Capability**
- **LINKS, LINKS, LINKS**
- **Easy Access to *State Register* Archives**
- **Updates to Index to Vol. 31**
- **"Contracts & Grants" Open for Bid**
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- **Indexes to Vols. 31, 30, 29, 28 and 27**

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

Department of Commerce

Office of Energy Security

Notice of Contract Availability for Energy Efficient Appliance Rebate Program

The Office of Energy Security is requesting proposals from rebate fulfillment companies for its upcoming Energy Efficient Appliance Rebate Program. As part of the American Recovery and Reinvestment Act of 2009, the State of Minnesota will be providing Minnesota residents a program that will rebate a portion of their purchase of new ENERGY STAR® qualified home appliances.

The Request for Proposals (RFP) will be available for download on the Department's website (www.energy.mn.gov) through November 30, 2009. Potential responders may also request a hard copy of the RFP by mail from this office. Requests for hard copies must be received by the Office of Energy Security no later than 12:00 p.m., Central Standard Time (CST), on November 30, 2009.

The Request for Proposal can be obtained from:

Preferred Method: www.energy.mn.gov

U.S. Postal Service: Natalie Buys
Minnesota Department of Commerce
Office of Energy Security
85 Seventh Place E, Suite 500
Saint Paul, MN 55101

Proposals submitted in response to this RFP must be received no later than 4:00 p.m. CST, November 30, 2009. **Late proposals will not be accepted.** Instructions for submitting proposals are detailed in the RFP.

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 Grants & Loans

Department of Commerce Office of Energy Security Notice of Grant Availability

The Office of Energy Security requests proposals in order to support demonstrations of renewable hydrogen production processes and related end-use technologies to assist the state in attaining its renewable hydrogen energy goals in accordance with *Minnesota Statute* 216B.813 Subd 2 (b).

The Request for Proposals (RFP) will be available for download on the Department's website (www.energy.mn.gov) through December 28, 2009. Potential responders may also request a hard copy of the RFP by mail from this office. Requests for hard copies must be received by the Office of Energy Security no later than 12:00 p.m., Central Standard Time (CST), December 28, 2009.

The Request for Proposal can be obtained from:

Preferred Method: www.energy.mn.gov

U.S. Postal Service: Natalie Buys
Minnesota Department of Commerce
Office of Energy Security
85 Seventh Place E, Suite 500
Saint Paul, MN 55101

Proposals submitted in response to this RFP must be received no later than 4:00 p.m., CST, December 28, 2009. **Late proposals will not be accepted.** Instructions for submitting proposals are detailed in the RFP.

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.

Employment and Economic Development Department (DEED) Vocational Rehabilitation Services Request for Proposals: Conversion of Non Competitive Employment Extended Employment to Competitive Employment

The Vocational Rehabilitation Services unit of the Minnesota Department of Employment and Economic Development is seeking proposals from current Extended Employment providers to develop, operate and assess project(s) which place individuals who are currently working within workshops, non- competitive crews and/or enclaves into competitive employment. The object of the funded projects will be to increase competitive employment and to permanently reduce center based employment. In addition these funds can serve individuals who work only in center based employment and those individuals who work both in the community and center based employment.

Proposals must be physically received by the Department of Employment and Economic Development (DEED) at First National Bank Building, 332 Minnesota St., First National Bank Building, St. Paul, MN 55101-1351, by mail or hand delivered, no later than 4:30 p.m. (Central Time) on December 9, 2009. Include "Attention: Jeanne Berg" on the cover label. Submit three (3) copies of the proposal with an original signature on one application cover page. Do not fax or email your proposal.

The proposal may be downloaded from www.deed.state.mn.us/rehab/. Questions, or requests for the written proposal, can be directed to John Sherman, policy analyst, Vocational Rehabilitation Services at john.sherman@state.mn.us or (651) 259-7349.

The State anticipates using up to a total of \$500,000 of ARRA stimulus funds for these grants. A priority will be given to organizations who have not received significant ARRA funding from the Department of Employment and Economic Development. Grant determination depends upon the scope of the activity depending upon the scope of proposed project activity. This RFP, however, does not obligate any

state agency to award a grant, and the State reserves the right to cancel the solicitation if it is considered to be in its best interest. Unless otherwise classified in law, all information contained in proposals will be considered public upon its receipt at DEED and will be available for review to anyone requesting such review pursuant to Minn. Stat. § 13 and the policies of DEED.

Minnesota Department of Human Services Community Partnerships Division **CORRECTED DEADLINE: November 23, 2009 is the Correct Deadline**

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is requesting proposals to develop infant/toddler resources including the development, enhancement and/or integration of infant/toddler training content (including Program for Infant Toddler Care as a Curriculum, Early Development and the Brain and the Prevent Child Abuse & Neglect curriculum); and develop/adapt a relationship-based consultation model to be utilized by Environmental Rating System consultants working with infant/toddler care providers. The activities provided through this grant will be specialized training and consultation to child care providers of infants and toddlers, (child care center staff, licensed family child care, Family, Friend and Neighbor (FFN) providers) and Environmental Rating Scales (ERS) consultants staffed through the Child Care Resource and Referral network.

The selected Responder will have substantial experience in the field of infant/toddler development as well as experience with training content development and consultation. Strong proposals will include evidence of leadership in the infant/toddler field that has resulted in concrete progress toward using the science of early childhood to promote quality of care, with the goal of improving child outcomes. The term of any resulting contract is anticipated to be from December 2009 – June 30, 2011.

To access the RFP, go to DHS public website on or after November 2, 2009 at 12:00 p.m Central Time:

http://www.dhs.state.mn.us/id_000102

For further information or to request a paper copy of the Request for Proposals, please contact:

Michael Hughes, Grants Manager
Community Partnerships Division
Department of Human Services
P.O. Box 64962
St. Paul, MN 55164-0962
E-mail: *michael.r.hughes@state.mn.us*

Proposals must be physically received (not postmarked) by **3:00 p.m. Central Time on November 23 2009**, to be considered. Faxed or emailed 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 day

State Gov't Contracts:

The *State Register* is one of the best ways to advertise your contracts - it's a required read for public works projects. And it's cost is one of the least expensive legal advertising rates in Minnesota. At \$13.60 per 1/10 of a page you cannot go wrong.

Also, a summarized list of all "active" contracts and grants is available for subscribers only. Subscribers also receive LINKS to the *State Register*, as well as Bookmarks, and a growing INDEX to each volume, including the current issue, and previous volumes. Subscribers open their *State Register* and click on BOOKMARKS in the left hand corner. Here's what you receive via e-mail:

- **Word Search Capability**
- **LINKS, LINKS, LINKS**
- **Easy Access to *State Register* Archives**
- **Updates to Index to Vol. 31**
- **"Contracts & Grants" Open for Bid**
- **Early delivery, on Friday**
- **E-mailed to you . . . its so easy**
- **Indexes to Vols. 31, 30, 29, 28 and 27**

Subscriptions cost \$180 a year (an \$80 savings). 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

Department of Administration (Admin)

Notice of Request for Bid for Lease of State-Owned Land Located at 321 Grove Street in St. Paul for Placement of Freestanding Pylon Sign Structure and Billboard Display Sign

NOTICE IS HEREBY GIVEN that the Department of Administration is requesting bids for the lease of state-owned land at 321 Grove Street in St. Paul for placement of freestanding pylon sign structure and billboard display sign. The Bid form and requirements can be accessed via the web at www.admin.state.mn.us/recs/lr/lr-sa.html or e-mail a request to Kathy.Meyer@state.mn.us or fax a request to (651) 215-6245.

Interested persons or firms must send a "letter of intent to submit a bid" no later than 4:30 p.m., CST on **November 16, 2009** by e-mail to Kathy.Meyer@state.mn.us or by fax to (651) 215-6245. Only those persons or firms submitting this letter will receive changes regarding the bid or responses to questions about this request for bid. The letter of intent must include (1) a subject line of "Bid to Lease State-Owned Land for Pylon Sign and Billboard," (2) a statement that potential responder intends to submit a proposal, and (3) a contact person, phone number, fax number and email address.

All bid proposals must be received in the Real Estate Management Division, Administration Building, 50 Sherburne Avenue, Room 309, St. Paul, MN 55155 no later than 2:30 p.m., CST, on **December 7, 2009**, as indicated by a notation made by the receptionist on receipt of proposal at the address noted in the bid requirements.

Late proposals will not be considered.

Minnesota Board of Animal Health**Notice of Availability of Contract for Bovine Tuberculosis (TB) Testing Livestock**

The Minnesota Board of Animal Health is requesting proposals for the purpose of TB testing. Duties are travel to farm premises to TB test livestock, inject livestock with tuberculin, return to farm premises three days later, read the results of the injection, and report the results to the Minnesota Board of Animal Health within 10 calendar days of reading results.

Work is proposed to start after December 1, 2009, when proposals are evaluated, vendor(s) are selected and contract(s) are awarded.

A Request for Proposal will be available by mail from this office through November 20, 2009. **A written request (by direct mail or fax) is required to receive the Request for Proposal.** After November 20, 2009, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Barbara Troyer, Business Manager
Minnesota Board of Animal Health
625 Robert Street North
St. Paul, MN 55155
Fax: (651) 296-7417

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than 3:00 p.m., Standard Time on November 30, 2009. **Late 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)**Lake Superior College****Advertisement for Bids for HVAC Upgrades and Renewal**

Sealed Bids for: LSC HVAC Upgrades & Renewal
Lake Superior College
Duluth, MN 55811

will be received by: Gary Adams, Physical Plant Director
Room #W2580
Lake Superior College
2101 Trinity Road
Duluth, Minnesota 55811

Until 1:00 PM, local time, November 24, 2009, at which time the bids will be opened and publicly read aloud.

Project Scope: The Project consists of a roof penthouse for housing Mechanical and Electrical equipment for ventilating and cooling the 1986 Addition of the Lake Superior College Campus. Work shall occur in phases:

1. Phase 1 - Relocation and reconnection of the existing Rooftop Air handling unit to accommodate the penthouse construction.
2. Phase 2 - Structural support of existing roof (new penthouse floor) to support new penthouse construction.
3. Phase 3 - Penthouse construction along with mechanical and electrical work to install and operate new air handling units and services provided to the new units.

A MANDATORY Pre-Bid Meeting will be held at 10:00 AM, Tuesday, November 17, 2009, in Room W2580, Lake Superior College. The Architect/Engineer and/or College/University Representatives will review the bidding procedures, Bidding Documents and other

State Contracts

conditions with interested Bidders and answer questions.

Bidding Documents as prepared by the Project Architect/Engineer; LHB, are on file at the offices of the:

- 1) above named Project Architect/Engineer.
- 2) following Builders' Exchanges:

Duluth Builders Exchange
802 Garfield Avenue
Duluth, MN 55802

Minneapolis Builder's Exchange
1123 Glenwood Avenue
Minneapolis, MN 55405

St. Paul Builder's Exchange
445 Farrington Street
St. Paul, MN 55103

St. Cloud Builder's Exchange
110 – 6th Avenue South
St. Cloud, MN 56301-3621

- 3) McGraw Hill Construction Plan Room
1401 Glenwood Avenue North
Minneapolis, MN 55405-1226
- 4) Reed Construction Data Plan Room
30 Technology Parkway South, Suite 100
Norcross, GA 30092
- 5) MEDA Minority Contractors Plan Room
c/o Franz Reprographics, Inc.
Attn: Brenda Johnsen
2781 Freeway Boulevard #100
Brooklyn Center, MN 55430
- 6) National Association of Minority Contractors of Upper Midwest
NAMC-UM Plan Room
c/o Carlo Lachmansingh Sales, Inc.
4801 Fourth Avenue South
Minneapolis, MN 55403

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

Shel/Don Reproduction
Attention: Jeanette Herubin
21 East Superior Street
Duluth MN 55802
(218) 727-2817

A deposit of **\$200.00** is required for each set.

Prospective Bidders requesting that Bidding Documents (complete sets only) be mailed to them will be responsible for shipping & handling (in addition to the \$200 deposit). 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.

This Project is subject to the Minnesota prevailing wage law. The successful Contractor shall furnish to the Minnesota State Colleges and Universities designated representative copies of any or all payrolls of the contractor and subcontractor(s) not more than 14 days after the end of each pay period. The payrolls must include all the data required by section Minn. Stat. § 177.30. The Contractor shall inform all subcontractors of this requirement.”

Minnesota State Colleges and Universities (MnSCU)**Normandale Community College****Request for Bids for Printing and Mailing Normandale Continuing Education Spring 2010 Course Schedule**

Sealed Bids are due on Monday, November 30, 2009 12:00pm (CST)

Deliver Bids to Normandale Community College
Continuing Education, Room C2101
9700 France Avenue South
Bloomington, MN 55431
(PLEASE INDICATE ON THE ENVELOPE "CE Course Schedule Sealed Bid")

Press Check: Depending on staffing, printing schedules, location and prior experience, Normandale Continuing Education may exercise the option of conducting a press check. Please indicate the location of where the schedule will be printed. **The maximum distance that will be considered is 100 miles.**

Schedules are to be delivered to the Minneapolis Post Office on or before **December 30, 2009.**

Questions:

If you have any questions or concerns, call Hieu Nguyen at (952) 487-8236 or Scott Davis at (952) 487-8237.

Minnesota State Colleges and Universities (MnSCU)**Ridgewater College****Advertisement for Bids for 2009 Electrical Power Retrofit**

Sealed Bids for: 2009 Electrical Power Retrofit
Ridgewater College - Hutchinson Campus
Hutchinson, Minnesota

will be received by: Bob Haines
Administration Building H123
Ridgewater College Willmar Campus
Willmar, Minnesota 56201

Until 2:00 p.m., local time, Tuesday, November 24, 2009 at which time the bids will be opened and publicly read aloud.

Project Scope: Provide and install automatic power factor correction at main service for Hutchinson main campus building. Provide electrical work and necessary material per list labeled "Miscellaneous Electrical Work". Work includes but is not limited to cleaning, bonding, grounding, labeling, and equipment repair. Provide and install surge protection at each of four interior electrical services. Provide and install as an alternate bid deduct, replacement of two Federal Pacific service entrance panelboards.

A Pre-Bid Meeting will be held at 10:00 a.m. Thursday, November 11, 2009, in Room 244, Main Building, Ridgewater College - Hutchinson. 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; Engan Associates, are on file at the offices of the:

- 1) above named Project Architect/Engineer.
- 2) following Builders' Exchanges: Willmar, St. Paul, Minneapolis, Duluth and Fargo-Moorhead.

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- 3) McGraw Hill Construction Plan Room
- 4) Reed Construction Data Plan Room
- 5) MEDA Minority Contractors Plan Room
- 6) National Association of Minority Contractors of Upper Midwest

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

Engan Associates
311 4th Street SW
Willmar, MN 56201
Phone: (320) 235-0860

A deposit of \$50.00 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 \$5.00 per set for shipping & handling (in addition to the \$50.00 deposit) to the Architect. Such deposits and payments may be sent prior to November 22, 2009. 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) Ridgewater College - Willmar Campus Advertisement for Bids for 2009 Lighting Retrofit

Sealed Bids for: 2009 Lighting Retrofit
Ridgewater College - Willmar Campus
Willmar, Minnesota

will be received by: Bob Haines
Administration Building H123
Ridgewater College - Willmar Campus
Willmar, Minnesota 56201

Until 2:00 p.m., *local time*, Tuesday, November 24, 2009 at which time the bids will be opened and publicly read aloud.

Project Scope: Remove lamps and ballasts from existing luminaires. Provide and install new lamps and ballasts. Remove existing metal halide high bay luminaire in gym. Provide and install 2'x4' high bay luminaires in existing location. Remove material from parabolic luminaires. Provide and install retrofit luminaires in parabolic housing. Remove existing luminaires. Provide and install new luminaires in location shown on drawings.

A Pre-Bid Meeting will be held at 10:00 a.m. Friday, November 13, 2009 in Room H104, Administration Building, Ridgewater College – Willmar 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; Engan Associates, are on file at the offices of the:

- 1) above named Project Architect/Engineer.
- 2) following Builders' Exchanges: Willmar, St. Paul, Minneapolis, Duluth and Fargo-Moorhead.
- 3) McGraw Hill Construction Plan Room

- 4) Reed Construction Data Plan Room
- 5) MEDA Minority Contractors Plan Room
- 6) National Association of Minority Contractors of Upper Midwest

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

Engan Associates
311 4th Street SW
Willmar, MN 56201
Phone: (320) 235-0860

A deposit of \$50.00 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 \$5.00 per set for shipping & handling (in addition to the \$50.00 deposit) to the Architect. Such deposits and payments may be sent prior to November 22, 2009. 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) Ridgewater College - Willmar Campus Advertisement for Bids for 2009 Renovation Upgrade Elevator Code

Sealed Bids for: Ridgewater College – Willmar Campus
2009 Renovation Upgrade Elevator Code
Willmar, Minnesota

will be received by: Bob Haines
Administration Building H123
Ridgewater College Willmar Campus
Willmar, Minnesota 56201

Until 2:00p.m., *local time*, Tuesday, November 24, 2009 at which time the bids will be opened and publicly read aloud.

Project Scope: The project scope includes code upgrades to 7 elevators total; the upgrade includes replacing controllers at 4 elevators, replacing 3 car units, demolition of sprinkling is to occur in shafts and mechanical rooms, electrical upgrades include new outlets and lights for pits and equipment rooms, new signage for emergency instructions, and minimum patching and painting.

A Pre-Bid Meeting will be held at 11:00 a.m. Friday, November 13, 2009 in Room H104, Administration Building, Ridgewater College – Willmar 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; Engan Associates, are on file at the offices of the:

- 1) above named Project Architect/Engineer.
- 2) following Builders' Exchanges: Willmar, St. Paul, Minneapolis, Duluth and Fargo-Moorhead.
- 3) McGraw Hill Construction Plan Room
- 4) Reed Construction Data Plan Room
- 5) MEDA Minority Contractors Plan Room

State Contracts

6) National Association of Minority Contractors of Upper Midwest

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

Engan Associates
311 4th Street SW
Willmar, MN 56201
Phone: (320) 235-0860

A deposit of \$50.00 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 \$5.00 per set for shipping & handling (in addition to the \$50.00 deposit) to the Architect. Such deposits and payments may be sent prior to November 22, 2009. 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) Riverland Community College Notice of Availability of Request for Proposal (RFP) for Designer Selection for: Owatonna College & University Center 2010 Building Improvements

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Riverland Community College, is soliciting proposals from interested, qualified consultants for architectural and engineering design services for the above referenced project.

A full Request for Proposals is available on the Minnesota State Colleges Universities website:

<http://www.finance.mnscu.edu/facilities/index.html>,

click on "Announcements."

An informational meeting is scheduled for **1:00 p.m., Wednesday, November 18, 2009 in Room 142**, on the Riverland Community College, Owatonna campus, 965 Alexander Drive SW, Owatonna, MN 55060. Firms interested in this meeting should contact Judy Enright at: *judy.enright@riverland.edu* to sign up to attend the meeting. Project questions will also be taken by this individual.

Proposals must be delivered to Judy Enright, Physical Plant Director, 1900 - 8th Avenue N.W., Austin, MN 55912, **phone:** (507) 433-0636 *judy.enright@riverland.edu* **not later than 1:00 p.m., Wednesday, December 2, 2009.** Late responses will not be considered.

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

Minnesota State Colleges and Universities (MnSCU)**St. Cloud Technical College****Advertisement for Bids for 2009 Electrical Upgrades to Emergency and Standby Systems**

Sealed Bids for: 2009 Electrical Upgrades to Emergency and Standby Systems
St. Cloud Technical College
St. Cloud, Minnesota 56303

will be received by: Susan Meyer, Purchasing Agent
St. Cloud Technical College
1540 Northway Drive
St. Cloud, Minnesota 56303

Until **2:00 PM**, local time, **November 24, 2009**, at which time the bids will be opened and publicly read aloud.

Project Scope: Provide new automatic transfer and distribution equipment for standby electrical system. Reconnect existing fire alarm equipment, exit signs, and corridor lighting to emergency electrical system. Reconnect existing boiler room equipment, air compressors, and data center equipment to standby electrical system.

A Pre-Bid Meeting will be held at 1:00 PM, Tuesday, November 17, 2009, in Maintenance Break Room, St. Cloud Technical College. The Engineer and/or College Representatives will review the bidding procedures, Bidding Documents, and other conditions with interested Bidders and answer questions.

Bidding Documents as prepared by the Project Engineer, Stanley Consultants, Inc., are on file at the offices of the:

- 1) above named Project Engineer.
- 2) following Builders' Exchanges: St. Cloud, St. Paul, Minneapolis, Duluth, and Fargo-Moorhead.
- 3) McGraw Hill Construction Plan Room
- 4) Reed Construction Data Plan Room
- 5) MEDA Minority Contractors Plan Room
- 6) National Association of Minority Contractors of Upper Midwest

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

Melissa Lidberg
Stanley Consultants, Inc.
5775 Wayzata Boulevard, Suite 300
Minneapolis, MN 55416
Phone: (952) 738-4321
Fax: (952) 546-4279
E-mail: lidbergmelissa@stanleygroup.com

Prospective Bidders requesting that Bidding Documents (complete sets only) be mailed to them must send a NON-REFUNDABLE payment (check made out to Stanley Consultants, Inc.) for \$30.00 per set for shipping, handling, and reproduction costs. 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.

State Contracts

Department of Education (MDE)

Notice of Request for Proposal for E-Discovery Proposals

The Minnesota Department of Education is seeking proposals from vendors to assist in identifying, collecting, preserving, processing, reviewing, and analyzing data as part of a discovery process involving current litigation. Additionally, the Department also requires assistance in creating an electronic repository that will streamline the process of responding to extensive and ongoing data practices requests made by outside entities.

The vendor will be expected to:

- Analyze the collection of data and other documents held by the Minnesota Department of Education as it relates to current litigation and ongoing data practices requests.
- Identify data as part of the discovery process and ongoing data practices requests.
- Collect and preserve data as part of the discovery process and ongoing data practices requests.
- Process, review and analyze data as part of the discovery process and ongoing data practices requests.
- Produce data and present reports to the Minnesota Department of Education as part of the discovery process and ongoing data practices requests.
- Prepare a final report for the Minnesota Department of Education.
- Provide consulting services for collecting, maintaining and preserving data.

Work is proposed to start December 14, 2009.

The Request for Proposal can be obtained from:

Lisa M. Needham, Review Coordinator
Minnesota Department of Education A-09
1500 Highway 36 West
Roseville, MN 55113
Phone: (651) 582-8435
E-mail: lisa.needham@state.mn.us

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than 4:30 PM, Central Standard Time, November 16, 2009. **Late proposals will NOT be considered.** Faxed or e-mailed proposals will **NOT** be considered.

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

Minnesota Department of Health (MDH)

Notice of Availability of Contract for Provider Peer Grouping

The Minnesota Department of Health requests proposals from highly qualified respondents to perform an analysis of health care providers on dimensions of cost and quality, using multi-payer claims data and quality data reported from physician clinics and hospitals. Specifically, the Minnesota Department of Health seeks proposals to implement a peer grouping system based on a combined measure of risk-adjusted cost and quality, in total and for up to six identified specific health conditions. Comparisons must be made for physicians and hospitals. The contractor must work in a highly collaborative fashion with MDH and will be responsible for identifying key decision points, potential challenges and possible solutions for decision making by MDH staff. The contractor must use commercially available episode grouper and risk adjustment tools and be transparent about how these tools work. The contractor will be responsible for testing various iterations of the peer grouping methodology and reporting back to MDH staff about data findings. The analysis must result in a combined score of cost and quality for physicians and hospitals as well as a comparison of these composite scores. The contractor will also distribute results of the peer grouping analysis to physicians and hospitals and provide technical assistance to providers to help them understand their peer grouping results.

Work is proposed to start after February 1, 2010.

A Request for Proposals will be available by email from this office. **A written request (by email) is required to receive the Request for Proposal.**

The Request for Proposal can be obtained from:

Katie Burns
Health Economics Program
85 E. 7th Place, Suite 220
Saint Paul, MN 55101
Phone: (651) 201-3562
Fax: (651) 201-5179
E-mail: *Katie.burns@state.mn.us*

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than 4:00 pm, Central Time, December 23, 2009. **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 Housing Finance Agency Finance and Operations Division Request for Proposals from Qualified Independent Accounting Firms for Audit Services

The Minnesota Housing Finance Agency's Finance and Operations Division is soliciting Request for Proposals from qualified independent accounting firms for audit services. Audit services are necessary to provide audited financial statements and other audits required in the course of Agency business.

Details are included in the complete Request for Proposals which is available by e-mailing Eric Mattson, MHFA Support Services, at: *Eric.Mattson@state.mn.us*. Deadline for submitting a proposal is 12:00 p.m., CST, November 23, 2009.

This Request for Proposals does not obligate the State of Minnesota or the Minnesota Housing Finance Agency to complete the work contemplated in this notice and the State reserves the right to cancel this solicitation. All expenses incurred in response to this notice are solely the responsibility of the responder.

Minnesota Department of Human Services Health Care Eligibility and Access Division Notice of Request for Proposals to Develop a Plan to Align Eligibility Requirements and Administrative Processes for Families with Children under Medical Assistance and MinnesotaCare

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is requesting proposals from qualified Responders to conduct a comprehensive analysis of options and recommend steps to align eligibility standards and administrative processes for families and children who receive or could receive health care coverage through the medical assistance (MA) and MinnesotaCare (MCRE) programs.

State Contracts

Work is proposed to start February 1, 2010. For more information, or to obtain a copy of the Request for Proposal, contact:

Sean Barrett
Department of Human Services
Health Care Eligibility and Access Division
444 Lafayette Road North
St. Paul, MN 55155-3802
Phone: (651) 431-4305
Fax: (651) 431-7446
E-mail: *Sean.barrett@state.mn.us*

This is the only person designated to answer questions by potential responders regarding this request.

Proposals submitted in response to this Request for Proposals must be received at the address above no later than **4:00 p.m., Central Standard Time, December 1, 2009. Late proposals will not be considered.** Faxed or e-mailed proposals will **not** be considered.

The RFP can be viewed by visiting the Minnesota Department of Human Services RFP web site:

http://www.dhs.state.mn.us/main/id_000102

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 Judicial Branch Fourth Judicial District Request for Information Regarding the Ability of Vendors to Supply Electronic Filing (E-Filing) Services

NOTE: Responses to this RFI will be used to provide information to the Fourth Judicial District and the Minnesota Judicial Branch concerning the ability of vendors to supply electronic filing (i.e., e-filing) services. This RFI will not result in a contract but the information obtained from responders may provide a basis for further contractual considerations or procurement procedures. There is no guarantee that any such further contract or procurement process will be issued. **THIS IS NOT A REQUEST FOR PROPOSALS.**

THE STATE IS NOT OBLIGATED TO RESPOND TO ANY RESPONSE SUBMITTED NOR IS IT LEGALLY BOUND IN ANY MANNER WHATSOEVER BY THE SUBMISSION OF A RESPONSE. THE STATE SHALL NOT HAVE ANY LIABILITY TO ANY RESPONDER FOR ANY COSTS OR EXPENSES INCURRED IN CONNECTION WITH THIS REQUEST FOR INFORMATION OR OTHERWISE. ANY AMENDMENTS TO THIS RFI WILL BE POSTED ON THE MAIN STATE COURT WEBSITE (*www.mncourts.gov*).

Project Overview

The Minnesota Judicial Branch utilizes Tyler Technologies Odyssey Case Management system in all trial courts throughout the state. The Fourth Judicial District seeks to implement an e-filing solution in its Civil Division that uses Tyler Technologies' APIs (Application Programming Interface) to add information to Odyssey. This RFI asks vendors to describe their ability to perform these tasks and to demonstrate their e-filing product using this approach.

Background

The Odyssey Case Management System has been in place in all trial court locations throughout Minnesota since early 2008. At this time the Minnesota Judicial Branch (MJB) is focusing on process improvement and efficiency strategies that will enable the MJB to conduct its business more efficiently and potentially with less reliance on staff effort.

The workload of the Fourth Judicial District's Civil Divisions consists of 44 case types and all of the documents and forms filed by attorneys and by pro se parties. The e-filing implementation will include all civil case and document types, along with development of supporting business practices and procedures. The initial implementation will consist of documents and forms filed by attorneys, with pro

se filings being implemented later.

Once successfully implemented, the solution will be tested in additional court locations, including the Civil Division of the Second Judicial District, and/or additional case types, with eventual deployment statewide in all case types.

Goal

It is the goal of this RFI to identify vendors capable of providing the required e-filing services using the required approach, and to understand the licensing options and costs associated with acquiring the services.

Scope of Information Requested

Vendors are asked to provide the following:

1. A demonstration of their e-filing product, using the Tyler Technologies APIs for the Odyssey Case Management system.
2. Alternatives for technical environments that will be available to the state, including options for hosting the application at either a court site or a vendor site.
3. Information concerning the available licensing options.
4. Information concerning how the product is supported:
 - a. Does the vendor staff a Help Desk?
 - b. What is the ratio of Help Desk staff to customers?
 - c. Are requests for assistance generally cleared by one interaction with the Help Desk?
5. Information documenting whether the vendor has the resources and capacity to implement the pilot project by
6. Customer references of customers who have had the required solution in place in Production for at least 90 days.

Vendors are invited to set an appointment during the week of December 7, 2009 to provide the above information in a personal meeting with representatives of the Fourth Judicial District and the MJB. Appointments may be made by contacting Jim Wehri, Fourth District Court IT Manager, by e-mail at: jim.wehri@courts.state.mn.us. Vendors must specify what facilities they will need in order to provide the requested information and demo.

Disposition of Responses

All materials submitted in response to this RFI become the property of the Fourth Judicial District and the MJB. Costs associated with preparation of material for the response are the responsibility of the submitter.

Judicial Branch rules of public access permit vendors to submit trade secret information according to the following:

- A. the information claimed to be a trade secret must qualify as a trade secret under Minn. Stat. section 325C.01 or as defined in the common law;
- B. the responder submits the trade secret information on a separate document (but as part of their complete submission) and marks the document(s) containing only the trade secret information as "confidential;"
- C. the trade secret information is not publicly available, already in the possession of the judicial branch, or known to or ascertainable by the judicial branch from third parties.

Except for information submitted in accordance with this section on Trade Secrets, do not include any information in your response that you do not want revealed to the public. Please also note that if a responder at any time eventually ends up with a contract with the judicial branch, the following information will also be accessible to the public: the existence of any resulting contract, the parties to the contract, and the material terms of the contract, including price, projected term and scope of work.

Questions

Responders who have questions may submit them via e-mail to Jim Wehri at: jim.wehri@courts.state.mn.us. Responses will be posted in the Public Notices section of the Minnesota State Court web site (<http://www.mncourts.gov/>) as soon as possible after the question is received.

State Contracts

Department of Natural Resources (DNR)

Notice of Availability of Contract for an On-line Hunter Education Computer Course

CERTIFICATION # 20452

Amount of proposed contract: \$0.00 for the state agency

The Minnesota Department of Natural Resources is requesting proposals for the purpose of an on-line firearms safety hunter education course. Vendor will develop and host on line, at no cost to the State, an internet-based IHEA approved safety education course to be used by Minnesota youth and adult hunters.

Work is proposed to start after December, 2009.

A Request for Proposals will be available by mail from this office through November 12, 2009. **A written request (by direct mail or fax) is required to receive the Request for Proposal.** After November 12, 2009, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Captain Mike Hammer
DNR Division of Enforcement
15011 Highway 115
Little Falls, MN 56345
E-mail: *Michael.hammer@mndnr.gov*

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than **2:30 p.m., Central Daylight Time, November 18, 2009. 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.

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 Juanita Voigt at (651) 366-4774; 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 are 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:

Juanita Voigt
Consultant Services
Office of Technical Support
Minnesota Department of Transportation
395 John Ireland Blvd. Mail Stop 680
St. Paul, MN 55155

Department of Transportation (Mn/DOT) Engineering Services Division Notice Concerning Professional/Technical Contract Opportunities and Taxpayers' Transportation Accountability Act Notices

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. Mn/DOT is also posting notices as required by the Taxpayers' Transportation Accountability Act on the above referenced website.

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.

Best Way to Reach Your Clients

The *State Register* offers one of the cheapest, yet far reaching methods, of notifying the public about your agency's bids, contracts and grants. It is available to any government, non-profit, or private agency. Space is charged at the current rate of \$13.60 per each 1/10th of a page used in the *State Register*. Agencies are only billed for the space used in the *State Register*.

Agencies wishing to take advantage of this offer should submit what you want printed in the *State Register* via e-mail to: robin.panlener@state.mn.us. Attach to your entry a short note indicating when you wish the notice to be published (one, or many dates), if you want a copy of the issue your notice appears in (a TEAR SHEET will be sent free with your bill), and whether you want an "Affidavit of Publication."

Non-State Bids, Contracts & Grants

Anoka County

Notice of Request for Proposals for the Identification of a Partner for Broadband Development in Anoka County

NOTICE IS HEREBY GIVEN the County is seeking to enter into a Public Private Partnership with one or more qualified network services providers to support our efforts to obtain funding from the National Telecommunications and Information Administration (NTIA), or other funding sources, for the provision of broadband services in Anoka County.

Proposals shall be submitted in exact accordance with the Request for Proposals (RFP) Package.

The Request for Proposals Package may be obtained at the Anoka County web site: <http://www.co.anoka.mn.us/bids>.

Proposal due date: December 14, 2009 at 4:00 pm Central Time.

If you have a disability and need accommodation, such as an interpreter or printed material in an alternate format (i.e., Braille, large print, or audio), contact Cindy Olson, Contract Specialist, at (763) 323-5319, TDD/TTY (763) 323-5289.

Tim Yantos
Deputy County Administrator

Tony Palumbo
Assistant County Attorney

Dakota County

Notice of Request for Proposal (RFP) For Supported Work Program

NOTICE IS HEREBY GIVEN that the Dakota County is seeking qualified Contractors to provide Supported Work Programming for African American, Native American and or Somali MFIP clients.

To access the complete RFP online, or to acquire additional information about Dakota County visit our website at: www.dakotacounty.us, click on Doing Business and select Bids & Proposals on the menu.

Contact:

Helene Woods, Contract Manager
Dakota County Community Services Division
1 Mendota Road West, Suite 500
West St. Paul, MN 55118-4773
Phone: (651) 554-5908
E-mail: Helene.Woods@co.dakota.mn.us

Responder's Meeting is scheduled from 2:00 PM – 4:00 PM, CDT on Thursday, November 12th **at the Dakota County Northern Service Center in West St. Paul. See proposal for details.**

Deadline for proposals is 4:00 p.m. CDT on Wednesday, November 25, 2009. No late proposal will be considered.

Non-State Bids, Contracts & Grants

Dakota County

Notice of Request for Proposal (RFP) For Volunteer Work Experience

NOTICE IS HEREBY GIVEN that the Dakota County is seeking qualified Contractors to provide Volunteer Work Experience Programming for MFIP clients.

To access the complete RFP online, or to acquire additional information about Dakota County visit our website at: www.dakotacounty.us, click on Doing Business and select Bids & Proposals on the menu.

Contact:

Helene Woods, Contract Manager
Dakota County Community Services Division
1 Mendota Road West, Suite 500
West St. Paul, MN 55118-4773
Phone: (651) 554-5908
E-mail: Helene.Woods@co.dakota.mn.us

Responder's Meeting is scheduled from 2:00 PM – 4:00 PM, CDT on Thursday, November 12th at the **Dakota County Northern Service Center in West St. Paul. See proposal for details.**

Deadline for proposals is 4:00 p.m. CDT on Wednesday, November 25, 2009. No late proposal will be considered.

University of Minnesota (U of M) Subscribe to Bid Information Service (BIS)

The University of Minnesota offers 24-hour/day, 7-day/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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- ♦ **On-line orders:** www.minnesotasbookstore.com
- ♦ **Minnesota Relay Service:** 8 a.m. - 5 p.m. Monday - Friday, 1.800.627.3529 (nationwide toll-free)
- ♦ **Fax** (credit cards): 651.215.5733 (fax line available 24 hours/day)
- ♦ **Mail orders:** Orders can be sent to Minnesota's Bookstore, 660 Olive Street, St. Paul, MN 55155

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Credit card number: _____

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Shipping Charges

<i>If Product</i>	<i>Please Add:</i>
Up to \$15.00	\$ 5.00
\$15.01-\$25.00	\$ 6.00
\$25.01-\$50.00	\$ 9.00
\$50.01-\$100.00	\$ 14.00
\$100.01-\$1,000	\$ 17.00*
<small>*\$17 to an address in MN, WI, SD, ND, IA. If delivered to an address in other states, Canada or internationally, we will contact you if there are additional charges.</small>	
More than \$1,000	Call

Product Subtotal _____

Shipping _____

Subtotal _____

Sales tax _____

(6.875% sales tax if shipped to MN address, 7.625% if shipped to St. Paul address. 7.125% MN transit tax or other local sales tax if applicable)

TOTAL _____

If tax exempt, please provide ES number or completed exemption form.
ES# _____