

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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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- Withdrawn Rules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
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Minnesota Rules: Amendments and Additions

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

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

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

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 Proposed emergency rules and withdrawn proposed rules are also published in the *State Register*.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

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

Racing Commission

Adopted Permanent Rules Relating to Horse Racing

The rules proposed and published at *State Register*, Volume 33, Number 31, pages 1331-1333, February 2, 2009 (33 SR 1331), are adopted as proposed.

Expedited Emergency Rules

Provisions exist for the Commissioners of some state agencies to adopt expedited emergency rules when conditions exist that do not allow the Commissioner to comply with the requirements for emergency rules. The Commissioner must submit the rule to the attorney general for review and must publish a notice of adoption that includes a copy of the rule and the emergency conditions. Expedited emergency rules are effective upon publication in the *State Register*, and may be effective up to seven days before publication under certain emergency conditions.

Expedited emergency rules are effective for the period stated or up to 18 months. Specific *Minnesota Statute* citations accompanying these expedited emergency rules detail the agency's rulemaking authority.

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

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules: 2009 Camp Ripley Archery Deer Hunt; 2009 Youth Deer Hunts and Seasons

NOTICE IS HEREBY GIVEN that the above-entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, Section 84.027, subdivision 13(b). The statutory authority for the contents of the rule is *Minnesota Statutes*, Sections 97A.091, 97A.401, subd. 4, 97B.112, 97B.305, 97B.311.

The emergency conditions that do not allow compliance with *Minnesota Statutes*, Sections 97A.0451 to 97A.0459, are that data on deer populations necessary to establish special hunts, including youth hunts and Camp Ripley are not available until May. Additionally, hunt cooperators have not determined their participation plans or recommended hunt dates until May.

Dated: June 18, 2009

Mark Holsten, Commissioner
Department of Natural Resources

Expedited Emergency Rules

6232.0900 CAMPRIPLEY ARCHERY HUNT.

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

Subp. 3. **Antlerless deer and legal bucks.** In 2009, Camp Ripley is open for taking antlerless deer and legal bucks. Not more than 2,500 permits shall be issued for each two-day hunting period.

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

6232.1100 SPECIAL RESTRICTIONS FOR CAMPRIPLEY ARCHERY HUNT.

Subpart 1. **Access to Camp Ripley.** This subpart applies to access into Camp Ripley during the archery hunt.

A. Archers with valid permits must enter and leave Camp Ripley only by way of the southeast railroad gate and only from ~~noon~~ 5:00 a.m. on the day before the hunt to 8:00 p.m. on the last day of the hunt.

[For text of items B to H, see M.R.]

[For text of subps 2 to 5, see M.R.]

6232.2550 YOUTH SPECIAL DEER HUNTS.

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

Subp. 3. **Open areas.** The youth special deer hunt areas described in this subpart are open only by permit during the 2009 season.

<u>Area</u>	<u>Type</u>	<u>County</u>	<u>Dates</u>	<u>Number and type of permits</u>	<u>Bag limit</u>	<u>Sponsors</u>	<u>Special instructions</u>
<u>Camp Ripley Military Refuge</u>	<u>Archery</u>	<u>Morrison</u>	<u>10/9-10/11</u>	<u>150 either sex</u>	<u>1</u>	<u>Minnesota Deer Hunters Association/ Minnesota State Archery Association</u>	<u>Permittees will be provided maps of open hunting areas and may not enter closed area unless specifically authorized. One bonus permit may be used but a hunter may not take more than one deer.</u>
<u>Lake Alexander Preserve</u>	<u>Archery</u>	<u>Morrison</u>	<u>10/9-10/11</u>	<u>20 either sex</u>	<u>1</u>	<u>The Nature Conservancy/ Minnesota State Archery Association/ Minnesota Deer Hunters Association</u>	<u>One bonus permit may be used but a hunter may not take more than one deer.</u>
<u>Arden Hills Army Training Center</u>	<u>Archery</u>	<u>Ramsey</u>	<u>10/15-10/16</u>	<u>30 either sex</u>	<u>1</u>	<u>Minnesota Deer Hunters Association/ Minnesota State Archery Association</u>	<u>One bonus permit may be used but a hunter may not take more than one deer.</u>

Expedited Emergency Rules

<u>Arden Hills Army Training Center</u>	<u>Archery</u>	<u>Ramsey</u>	<u>10/17- 10/18</u>	<u>30 either sex</u>	<u>1</u>	<u>Minnesota Deer Hunters Association/ Minnesota State Archery Association</u>	<u>One bonus permit may be used but a hunter may not take more than one deer.</u>
<u>Whitewater Wildlife Manage- ment Area Refuge</u>	<u>Archery and firearms</u>	<u>Winona</u>	<u>10/15- 10/18</u>	<u>75 either sex</u>	<u>1</u>	<u>Bluffland Whitetails Association/ Minnesota Deer Hunters Association</u>	<u>One bonus permit may be used but a hunter may not take more than one deer. Hunters using archery equipment must comply with blaze orange and youth firearms age requirements.</u>
<u>Lake Bemidji State Park</u>	<u>Firearms</u>	<u>Beltrami</u>	<u>10/17- 10/18</u>	<u>25 either sex</u>	<u>5</u>	<u>Division of Parks and Trails</u>	<u>Up to two bonus permits may be used and hunters may take up to two deer.</u>
<u>St. Croix State Park</u>	<u>Firearms</u>	<u>Pine</u>	<u>10/24- 10/25</u>	<u>80 either sex</u>	<u>1</u>	<u>Division of Parks and Trails</u>	<u>One bonus permit may be used but a hunter may not take more than one deer.</u>
<u>Rydell National Wildlife Refuge</u>	<u>Firearms</u>	<u>Polk</u>	<u>10/17- 10/18</u>	<u>20 either sex</u>	<u>1</u>	<u>Friends of Rydell National Wildlife Refuge/ Minnesota Deer Hunters Association</u>	<u>One bonus permit may be used but a hunter may not take more than one deer.</u>
<u>Savanna Portage State Park</u>	<u>Firearms</u>	<u>Aitkin</u>	<u>10/24- 10/25</u>	<u>20 either sex</u>	<u>1</u>	<u>Division of Parks and Trails</u>	<u>One bonus permit may be used but a hunter may not take more than one deer.</u>
<u>Buffalo River State Park</u>	<u>Firearms</u>	<u>Clay</u>	<u>10/24- 10/25</u>	<u>10 either sex</u>	<u>2</u>	<u>Division of Parks and Trails</u>	<u>Up to two bonus permits may be used and hunters may take up to two deer.</u>
<u>Tettegouche State Park</u>	<u>Firearms</u>	<u>Lake</u>	<u>10/17- 10/18</u>	<u>10 either sex</u>	<u>1</u>	<u>Division of Parks and Trails</u>	<u>One bonus permit may be used but a hunter may not take more than one deer.</u>
<u>Itasca State Park</u>	<u>Firearms</u>	<u>Clearwater</u>	<u>10/17- 10/18</u>	<u>50 either sex</u>	<u>2</u>	<u>Division of Parks and Trails</u>	<u>Up to two bonus permits may be used and hunters may take up to two deer.</u>

Expedited Emergency Rules

<u>Game Haven Scout Reserve</u>	<u>Private firearms</u>	<u>Olmstead</u>	<u>10/10- 10/11</u>	<u>7 either sex</u>	<u>5</u>	<u>Boy Scouts of America, Game Haven Council</u>	<u>Up to four bonus permits may be used and hunters may take up to five deer. Male and female participants shall be selected by lottery conducted by the sponsoring organization.</u>
<u>Game Haven Scout Reserve</u>	<u>Private firearms</u>	<u>Olmstead</u>	<u>10/24- 10/25</u>	<u>7 either sex</u>	<u>5</u>	<u>Boy Scouts of America, Game Haven Council</u>	<u>Up to four bonus permits may be used and hunters may take up to five deer. Male and female participants shall be selected by lottery conducted by the sponsoring organization.</u>
<u>Greenleaf State Recreation Area</u>	<u>Archery</u>	<u>Meeker</u>	<u>10/15- 10/18</u>	<u>3 either sex</u>	<u>1</u>	<u>Division of Parks and Trails</u>	<u>One bonus permit may be used and hunters may take one deer.</u>

6232.2560 YOUTH SPECIAL DEER SEASONS.

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

Subp. 2. Open areas. Open areas and dates for youth special deer seasons shall be established annually by the commissioner. For 2009, Kittson, Lake of the Woods, Marshall, Pennington, and Roseau Counties are open October 17 and 18 for taking antlerless deer by firearms for youth who are at least age 12 and under age 15 at the time of the hunt. Old Mill State Park, Lake Bronson State Park, Hayes Lake State Park, and Zippel Bay State Park are open to taking antlerless deer by eligible youth during the 2009 youth special deer season. One bonus permit may be used, but a hunter may not take more than one deer.

EFFECTIVE PERIOD. The emergency amendments to *Minnesota Rules*, parts 6232.0900, 6232.1100, 6232.2550, and 6232.2560, expire December 31, 2009. After the emergency amendments expire, the permanent rules as they read prior to those amendments again take effect, except as they may be amended by permanent rule.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules: 2009 Elk Season Quotas and Dates

NOTICE IS HEREBY GIVEN that the above-entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, Section 84.027, subdivision 13(b). The statutory authority for the contents of the rule is *Minnesota Statutes*, Section 97B.515.

The emergency conditions that do not allow compliance with *Minnesota Statutes*, Sections 97A.0451 to 97A.0459, are that population and harvest data needed prior to setting quotas and bag limits for elk are not available until April. Quota numbers and bag limits are necessary so that harvests and populations can be managed and to allow applicants to evaluate where they want to apply. Because the elk

Expedited Emergency Rules

season for 2009 allows for landowner preference and there are multiple hunting periods, modifications to the application drawing procedure are needed to ensure fairness in the drawing between landowners and general hunter.

Dated: June 18, 2009

Mark Holsten, Commissioner
Department of Natural Resources

6232.4300 SEASONS AND 2009 SEASON DATES AND QUOTAS FOR TAKING ELK.

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

Subp. 2. Season dates. Licensed hunters may take elk during the following 2009 seasons:

- A. season A: September 12 to 20;
- B. season B: September 26 to October 4; and
- C. season C: November 21 to 29.

Subp. 3. Quotas. The number of available licenses for the 2009 elk hunting season is 15 in the Primary Grygla Elk Zone, ten in the Kittson County-Lancaster Elk Zone, and five in the Kittson County-Water Tower Elk Zone, distributed as follows:

- A. season A: two licenses each in the Primary Grygla and Kittson County-Lancaster Elk Zones and one license in the Kittson County-Water Tower Elk Zone valid for either-sex elk and three licenses in the Primary Grygla Elk Zone valid for legal antlerless elk only;
- B. season B: five licenses in the Primary Grygla Elk Zone, four licenses in the Kittson County-Lancaster Elk Zone, and two licenses in the Kittson County-Water Tower Elk Zone valid for either-sex elk; and
- C. season C: five licenses in the Primary Grygla Elk Zone, four licenses in the Kittson County-Lancaster Elk Zone, and two licenses in the Kittson County-Water Tower Elk Zone valid for either-sex elk.

Subp. 4. Open areas.

- A. Primary Grygla Elk Zone licenses are valid for taking elk within the Primary Grygla Elk Zone prescribed in part 6232.4600, subpart 1, and the Secondary Grygla Elk Zone as described in part 6232.4600, subpart 2.
- B. Kittson County-Lancaster Elk Zone licenses are valid for taking elk within the elk zone prescribed in part 6232.4600, subpart 3.
- C. Kittson County-Water Tower Elk Zone licenses are valid for taking elk within the elk zone prescribed in part 6232.4600, subpart 4.

Subp. 5. Extension of hunt. If harvest is not sufficient to lower elk populations, the commissioner may reopen any elk zone to elk hunting from January 2 to 10, 2010, by notifying individuals who purchased a 2009 elk license but did not tag an elk during the regular season or who unsuccessfully applied for an elk license in 2009.

6232.4500 ELK LICENSE APPLICATION PROCEDURE.

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

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

D. The application deadline is the Friday nearest July 15, 24.

[For text of items E and F, see M.R.]

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

Subp. 3. Drawing procedure.

A random drawing from a pool consisting of successful landowners, tenants, and general drawing applicants shall be used to distribute any legal antlered bull licenses that are offered. If one or more qualified landowners apply, a drawing to select up to two landowners in the Primary and Secondary Grygla Elk Zones, combined, and up to two landowners in the Kittson County elk zones, combined, shall occur first. The remaining parties will then be selected in a general drawing to finalize successful parties. If no qualified landowners apply, all licenses will be drawn from the general pool of applicants.

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

6232.4600 ELK ZONES.

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

Expedited Emergency Rules

Beginning at the intersection of State Trunk Highway (STH) 89 and Marshall County Road (CR) 145; thence along CR 145 to County State Aid Highway (CSAH) 6, Marshall County; thence along CSAH 6 to the northwest corner of Section 16, Township 157 North, Range 39 West; thence north along the west line of Sections 9 and 4, Township 157 North, Range 39 West, to the Moose River; thence along the southerly shore of said river to CR 706, Beltrami County; thence along CR 706 to its intersection with the east line of Section 5, Township 157 North, Range 38 West; thence along the east line of Sections 5 and 8, Township 157 North, Range 38 West to County Highway (CH) 701, Beltrami County; thence along CH 701 to the northwest corner of Section 5, Township 156 North, Range 38 West; thence along the line between Township 156 North and Township 157 North to the northeast corner of Section 2, Township 156 North, Range 39 West; thence along an unnumbered township road, Marshall County, that coincides with the line between Township 156 North and Township 157 North, to CSAH 53, Marshall County; thence along CSAH 53 to the southeast corner of Section 31, Township 157 North, Range 39 West; thence along the line between Township 156 North and Township 157 North to STH 89; thence along STH 89 to the point of beginning.

Beginning at the intersection of State Trunk Highway (STH) 89 and Marshall County Road (CR) 145; thence along CR 145 to County State-Aid Highway (CSAH) 6, Marshall County; thence along CSAH 6 to the northwest corner of Section 16, Township 157 North, Range 39 West; thence North along the west line of Sections 9 and 4 (360th Ave NE), Township 157 North, Range 39 West, to the Moose River; thence along the southerly shore of said river to Moose River Road NW, Beltrami County; thence along Moose River Road NW to its intersection with the Moose River impoundment dike; thence generally South along the Moose River impoundment dike to the intersection with STH 89; thence West along STH 89 to the intersection with CSAH 54, Marshall County; thence North along CSAH 54 to the southeast corner of Section 2, Township 156 North, Range 39 West; thence West along the south boundary of Section 2, Township 156 North, Range 39 West; thence along an unnumbered township road (330th St NE), Marshall County, that coincides with the south boundaries of Sections 3, 4, 5, and 6, Township 156 North, Range 39 West; thence along an unnumbered township road (330th St NE), Marshall County, that coincides with the south boundary of Section 1, Township 156 North, Range 40 West, to STH 89; thence along STH 89 to the point of beginning.

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

Subp. 3. **Kittson County-Lancaster Elk Zone.** The Kittson County-Lancaster Elk Zone consists of that portion of the state lying within the following described boundary: Beginning at the intersection of County State-Aid Highway (CSAH) 1 and State Trunk Highway (STH) 175; thence along CSAH 1 to the northwest corner of Section 31, Township 163 North, Range 48 West; thence along the north line of Sections 31, 32, 33, 34, 35, and 36, Township 163 North, Range 48 West (350th St) and continuing along the north line of Sections 31, 32, 33, 34, 35, and 36, Township 163 North, Range 47 West (350th St), to CSAH 4; thence along CSAH 4 to CSAH 15; thence along CSAH 15 to CSAH 36; thence along CSAH 36 to STH 175; thence along STH 175 to the point of beginning.

Subp. 4. **Kittson County-Water Tower Elk Zone.** The Kittson County-Water Tower Elk Zone consists of that portion of the state lying within the following described boundary: Beginning in the southwest corner of Section 30, Township 163 North, Range 48 West; thence along County State-Aid Highway (CSAH) 1 to County Road (CR) 51; thence along CR 51 to CSAH 4; thence along CSAH 4 to the southeast corner of Section 25, Township 163 North, Range 47 West; thence West along the south line of Sections 25, 26, 27, 28, 29, and 30, Township 163 North, Range 47 West (350th St) and continuing West along the south line of Sections 25, 26, 27, 28, 29, and 30, Township 163 North, Range 48 West (350th St) to the point of beginning.

EFFECTIVE PERIOD. The emergency amendments to *Minnesota Rules*, parts 6232.4300, 6232.4500, and 6232.4600, expire February 28, 2010. After the emergency amendments expire, the permanent rules as they read prior to the amendments again take effect, except as they may be amended by permanent rule.

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: #INF-09-002 - Designation of Infested Waters

EFFECTIVE DATE: Upon publication in the *State Register* on July 20, 2009

Statutory authority: *Minnesota Statutes*, section 84D.03, subdivision 1

Supplements: These new designations are in addition to all the infested waters previously designated in Commissioner's Order INF-07-001 dated October 4, 2007, Commissioner's Order INF-08-001 dated April 21, 2008, Commissioner's Order INF-08-002 dated July 7, 2008, and Commissioner's Order INF-09-001 dated May 7, 2009.

WHEREAS, pursuant to *Minnesota Statutes*, section 84D.03, subdivision 1, the commissioner shall designate a water of the state as an infested water if it is determined that the water contains a population of an aquatic invasive species that could spread to other waters if use of the water and related activities are not regulated to prevent spread, or the water is highly likely to be infested by an aquatic invasive species because it is connected to a water that contains a population of an aquatic invasive species.

WHEREAS, pursuant to *Minnesota Statutes*, section 84D.03, subdivision 1, the designation of infested waters by the commissioner shall be by written order published in the *State Register*.

WHEREAS, the following described waters in the state meet the criteria established in *Minnesota Statutes*, section 84D.03, subdivision 1, for designating infested waters and the following explanations apply to the list:

1. A lake in more than one county is listed under the county corresponding to its protected waters inventory number, but the designation applies to the entire lake. Lake Superior and designated portions of rivers that flow through more than one county are listed under the heading Multiple Counties.
2. Ponds and wetlands that are not on the protected waters inventory are listed with "none" in the number column.
3. Rivers and streams on the protected waters inventory are listed without a number in the number column.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, section 84D.03, subdivision 1, the following waters are designated as infested waters. These new designations are in addition to all the infested waters previously designated in Commissioner's Order INF-07-001 dated October 4, 2007, Commissioner's Order INF-08-001 dated April 21, 2008, Commissioner's Order INF-08-002 dated July 7, 2008, and Commissioner's Order INF-09-001 dated May 7, 2009.

Waters infested with Eurasian water milfoil.

The following water bodies are infested with Eurasian water milfoil (*Myriophyllum spicatum*) or its hybrids.

Name	DNR Protected Waters Inventory Number
Kandiyohi County	
Lake Florida	34-0217
Wright County	
North Twin Lake	86-0123
Round Lake	86-0192

Commissioner's Orders

Waters infested with Flowering Rush.

The following water bodies are infested with flowering rush (*Butomus umbellatus*).

Name	DNR Protected Waters Inventory Number
Hennepin County Lake Minnetonka	27-0133

Waters infested with zebra mussels.

The following water bodies are infested with zebra mussel (*Dreissena* spp.).

Name	DNR Protected Waters Inventory Number
Dakota County Lake Rebecca	19-0300
Douglas County Lake Alvin	21-0093
Lake Carlos	21-0057
Lake Darling	21-0080
Lake Geneva	21-0052
Lake Jessie	21-0055
Lake Le Homme Dieu	21-0056
Lake Victoria	21-0054
St. Louis County Pike Lake	69-0490

This order is effective upon publication in the State Register.

Dated: 9 July 2009

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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Department of Administration (Admin) STAR Program AT Advisory Council Meeting July 21, 2009

The STAR Program AT Advisory Council meeting will be held on Tuesday, July 21, 2009 from 9:00 a.m. – 3:00 p.m. in the Nokomis Conference Room in Room 301, Third Floor, Centennial Office Building, 658 Cedar Street, St. Paul, MN. Please call the STAR Program at (651) 201-2640 if accommodations are needed.

Minnesota Comprehensive Health Association (MCHA) Notice of Board of Directors Meeting July 29, 2009

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association (MCHA) Board of Directors will be held at 9:00 a.m. on Wednesday, July 29, 2009 **via conference call**. If you would like to attend, the call will be initiated at the MCHA Executive Office, 5775 Wayzata Blvd, Suite 910., St. Louis Park, MN.

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

Department of Health (MDH) Division of Compliance Monitoring Managed Care Systems Section Notice of Application for Essential Community Provider Status

NOTICE IS HEREBY GIVEN that an application for designation as an Essential Community Provider (ECP) has been submitted to the Commissioner of Health by

- 1.) Tri-County Hospital, Inc., 415 N. Jefferson St., Wadena, MN 56482 ;
- 2.) Open Cities Health Center, Inc., 409 N. Dunlap St., St. Paul, MN 55104; and
- 3.) Working Well Mental Health Clinic, 553 Fairview Ave. N., St. Paul, MN 55104.

Official Notices

An ECP is a health care provider that serves high-risk, special needs, and underserved individuals. In order to be designated as an ECP, a provider must demonstrate that it meets the requirements of *Minnesota Statutes* Section 62Q.19 and *Minnesota Rules* Chapter 4688. The public is allowed 30 days from the date of the publication of this notice to submit written comments on the application. The commissioner will approve or deny the application once the comment period and compliance review is complete.

For more information contact:

Mary Ann Fena
Managed Care Systems Section
Division of Compliance Monitoring
Department of Health
P.O. Box 64882
St. Paul, MN 55164-0882
Phone: (651) 201-5164

Minnesota Pollution Control Agency (MPCA) Environmental Analysis and Outcomes Division Public Notice on Revised Draft Regional Haze State Implementation Plan Revision

NOTICE IS HEREBY GIVEN that the Commissioner has determined that a State Implementation Plan (SIP) revision must be submitted to meet Minnesota's requirements under the federal Regional Haze Rule (40 CFR 51.300 - 51.309). A draft SIP was placed on public notice on February 25, 2008; a revised draft Regional Haze SIP is now available for public comment.

Background. Under the authority of Section 169(a) of the Clean Air Act (the Act), the United States Environmental Protection Agency (EPA) on July 1, 1999 promulgated visibility goals for mandatory Class I Federal areas in the federal Regional Haze Rule. The Regional Haze Rule was further amended in 2005 and 2006. Section 169(a) of the Act and the Regional Haze Rule requires each state to adopt and submit a plan to EPA that addresses the state's contribution to visibility impairment at the mandatory Class I Federal areas.

Purpose of the SIP Revision. The purpose of this SIP revision is to address visibility protection at national parks, wildernesses, and scenic areas, also referred to as mandatory Class I Federal areas. Class I areas within Minnesota are the Boundary Waters Canoe Area Wilderness and Voyageurs National Park. The SIP lays out how Minnesota intends to implement the Regional Haze Rule. The SIP revision includes information on the following core requirements of the Regional Haze Rule: reasonable progress goals, baseline and natural visibility conditions, long-term strategy for regional haze, monitoring strategy, and Best Available Retrofit Technology (BART).

A draft SIP was placed on notice in February 2008; in response to comments received and the potential for changes in the application of the federal Clean Air Interstate Rule to Minnesota, the SIP has been revised. The revised SIP is now available for public comment. Comments will be taken only on those portions of the SIP that have changed since the initial draft. Revised portions include:

- Best Available Retrofit Technology for Electric Generating Units
- Administrative Orders by Consent for taconite facilities
- Long Term Strategy

Information on these items is found in Chapters 8, 9, and 10 of the revised SIP. For context, the entire SIP is available for review, but comments will be taken only on Chapter 8, 9, 10 and the associated Appendices, and any changes made in response to comments on the initial draft.

The MPCA will consider changing the contents of the proposed SIP revision based on comments received during the comment period. Following the end of the comment period, the Commissioner will decide whether to submit the proposed SIP revision to the EPA unless, as provided by *Minnesota Statutes* § 116.02, the MPCA Citizens' Board makes this decision.

MPCA Contact Person. The MPCA contact person is Catherine Neuschler. Written comments, requests and petitions should be mailed to: Catherine Neuschler, Minnesota Pollution Control Agency, Environmental Analysis and Outcomes Division, 520 Lafayette Road North, St. Paul, MN 55155-4194, telephone number: (651) 757-2607 Voice or toll free 1-800-657-3864; facsimile number: (651)

297-8324; and e-mail: catherine.neuschler@pca.state.mn.us. TTY users may call the MPCA at TTY (651) 292-5332 or 1-800-657-3864.

Availability of SIP. A copy of the proposed SIP revision is available on the MPCA's Web site at <http://www.pca.state.mn.us/air/regionalhaze.html>. A copy of the proposed SIP is also available upon request by contacting Catherine Neuschler at (651) 757-2607, or will be mailed to any interested person upon the MPCA's receipt of a written request. Materials relating to the SIP revision are available for inspection by appointment at the MPCA St. Paul Office, 520 Lafayette Road North, St. Paul, Minnesota 55155, between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday. To examine these materials in St. Paul, or for more information, please contact Catherine Neuschler.

Public Comment Period. Your comments must be in writing and received by the MPCA contact person by 4:30 p.m. on August 19, 2009. Written comments may be submitted to the MPCA contact person at the address, facsimile number, or E-mail address listed above.

Request to Have MPCA Citizens' Board Make Decision. You have the right to submit a petition to the MPCA Commissioner asking that the MPCA Citizens' Board make the decision on submitting the proposed SIP revision to the EPA. Your petition must be in writing, and must be received by the MPCA contact person by 4:30 p.m. on August 19, 2009. Whether the petition will be granted or denied is in the sole discretion of the MPCA Commissioner. The MPCA Citizens' Board will only make the decision on the proposed SIP revision if the MPCA Commissioner grants your petition or if an MPCA Citizens' Board member makes a timely request to have the decision made by the MPCA Citizens' Board.

Public Utilities Commission (PUC)

Energy Facilities Planning

Notice of Filing and Public Comment in the Matter of the Application of Buffalo Ridge Power Partners, LLC for a Certificate of Need for the 138-Megawatt Bitter Root Wind Project in Yellow Medicine and Lincoln Counties, Minnesota Public Utilities Commission Docket No: IP-6684/CN-08-785

NOTICE IS HEREBY GIVEN that on April 27, 2009, Buffalo Ridge Power Partners, LLC, (the Applicant) submitted an application for a certificate of need for a 138-Megawatt wind-powered generation facility in Yellow Medicine and Lincoln Counties, near Canby. The proposed wind generation project constitutes a "large energy facility" as defined in *Minnesota Statutes* § 216B.2421, subd. 2 (1) and therefore cannot be constructed or sited in Minnesota unless the commission issues a certificate of need to the Applicant. The review process for certificate of need applications are contained in *Minnesota Rules* Chapter 7849.

On July 7, 2009 the commission ordered an informal review process as authorized by *Minnesota Rules* 7829.1200. This order and other documents associated with certificate of need application can be viewed at: www.puc.state.mn.us (click 'Search eDockets' then enter docket number "08 785" for the certificate of need application). Additionally the Applicants intend to file a site permit application for the project and information on this application will be available once the application is filed.

Interested persons are encouraged to provide written comments on whether the proposed project is needed and is in the public interest. **This comment period is open until August 10, 2009 at 4:30 p.m. Individuals may file replies to comments received until September 14, 2009 at 4:30 p.m.** These comments should be addressed to Burl Haar Executive Secretary, Minnesota Public Utilities Commission, 121 7th Place East, Suite 350, St. Paul, MN 55101. Questions about the Bitter Root Wind Project certificate of need application may be directed to Michael Kaluzniak, Minnesota Public Utilities Commission, 121 – 7th Place East, Suite 350, St. Paul, MN 55101, phone: (651) 201-2257, e-mail: mike.kaluzniak@state.mn.us.

Official Notices

Office of the Secretary of State

Request for Comments on Possible Amendment to Rules Governing Petitions, Absentee Balloting, Voting System Testing, Optical Scan Voting Systems, Recounts, Election Judge Training Program, Ballot Preparation and Redistricting, Minnesota Rules, Chapters 8205, 8210, 8220, 8230, 8235, 8240, 8250 and 8255

Subject of Rules. The Office of the Secretary of State requests comments on its possible amendment to rules governing absentee balloting, voting system testing, optical scan voting systems, recounts, election judge training programs and redistricting. The Office is considering rule amendments that would address: conforming rules to recent legislation; the format, availability and place of filing of petitions; the format, content and instructions for and administration of absentee ballot applications and envelopes, absentee ballots, certificates and statements of voters; procedures for obtaining replacement ballots; instructions and procedures for uniformed and overseas (UOCAVA) voters, UOCAVA records; federal write in ballot and federal post card application procedures; procedures used in, obtaining replacement ballots for, schedule of mailing of and authorization of, mail balloting; voting system certification; electronic ballot marker instructions; handling and security of voting system memory cards; voting system public accuracy and other testing; voting systems required per precinct; experimental use of equipment; managing voting systems on election day; ballot sticker use; deletion of obsolete rule provisions regarding punch-card voting and machine recounts; recount notices and cost deposits; prohibited relationships of recount officials and candidates; securing ballot materials and voting systems during recounts; recount sorting, counting and observing procedures; scope of recount; ballot formats and preparation; election judge, municipal clerk, county auditor training and election judge trainee prerequisites; and redistricting.

Persons Affected. The amendments to the rules would likely affect voters, election judges, local election administrators, vendors of electronic voting systems, candidates and absentee voters.

Statutory Authority. *Minnesota Statutes*, sections 204B.071, 211C.03, 211C.04 and 211C.06 authorize the adoption of rules regarding petitions. *Minnesota Statutes*, sections 201.061, 201.221, 203B.04, 203B.08, 203B.09, 203B.125, 203B.14 and 204B.45 authorize the Office to adopt rules for absentee and mail balloting. *Minnesota Statutes*, sections 204D.11, 206.57, 206.81 and 206.82 authorize the Office to adopt rules for voting system testing. *Minnesota Statutes*, sections 206.57, 206.81 and 206.82 authorize the Office to adopt rules for optical scan voting systems. *Minnesota Statutes*, section 204C.361 authorizes the Office to adopt rules for recounts. *Minnesota Statutes*, section 204B.25 authorizes the Office to adopt rules for election judge training programs. *Minnesota Statutes*, sections 204D.08, 204D.11, 205.17, 205A.08, 206.57, 206.84, and 447.32 authorize the Office to adopt rules regarding ballot preparation. *Minnesota Statutes*, section 204B.14 authorizes the Office to adopt rules regarding redistricting.

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

The Office does not contemplate appointing an advisory committee to comment on the possible rules.

Rules Drafts. The Office has not yet prepared a draft of the possible rules amendments and does not anticipate that a draft of the rules amendments will be available before the publication of the proposed rules.

Agency Contact Person. Written comments, questions, requests to receive a draft of the rules when it has been prepared, and requests for more information on these possible rules should be directed to:

Bert Black
Office of the Secretary of State
180 State Office Building
100 Rev. Dr. Martin Luther King, Jr. Boulevard
St. Paul, MN 55155
Phone: (651) 201-1326
Fax: (651) 215-0682
E-mail: bert.black@state.mn.us
TTY users may use the Minnesota Relay Service: 711

Official Notices

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: July 20, 2009

Mark Ritchie, Secretary of State
Office of the Secretary of State

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.

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State Grants & Loans

Minnesota Pollution Control Agency Regional Division

RFP Notice of Availability of Proposals Accepted for Water Resource Project Grants and Loans through the State Clean Water Partnership Program

The Minnesota Pollution Control Agency (MPCA) hereby announces that it will accept proposals for water resource project grants and loans through the State Clean Water Partnership Program (CWP). Proposals will be accepted from local governmental units interested in leading a nonpoint source pollution control project for protection and improvement of water bodies. The MPCA anticipates that over two million dollars of grant funds and about two million dollars of loan funds will be available this year.

The funding for these projects will come from either of two state sources: General Fund appropriation for the Clean Water Partnership or Clean Water Fund appropriation. The Clean Water Fund monies are generated from the constitutional amendment sales tax. Clean Water Fund dollars must balance the benefits across all state regions and residents of the state.

In 1987, the Minnesota Legislature established the CWP Program (*Minnesota Statutes* §§ 103F.701 through 103F.761) to protect and improve surface and ground water in Minnesota through financial and technical assistance to local units of government. The CWP appropriation language for the state 2010-2011 biennium and for the Clean Water Fund, established in 2009, further guides the MPCA that **priority shall be given for those projects preventing impairments and degradation of Minnesota waters** in accordance with *Minnesota Statutes* 114D.20, subd. 2, clause (4).

There are two types of proposals that will be accepted this round:

1. Resource investigation/diagnostic study projects monitor, assess and develop a diagnostic study on the status of a water body, and also develop an implementation plan to address the needs of the water body. Resource investigation projects are only eligible for grant funding.

2. Implementation projects will implement activities, such as best management practices, that are identified by a comprehensive assessment and planning process in the watershed or around the water body of concern. Such assessment must consist of an MPCA-approved CWP Phase I or equivalent diagnostic study and implementation plan. Implementation projects are eligible for both grant and/or loan funding.

Project proposals must provide measurable project outcomes.

For a copy of the Complete Request for Proposal

The complete RFP and proposal form are available at

<http://www.pca.state.mn.us/water/cwp-319.html>

and can also be requested via e-mail at

CWP-319.grant.program@pca.state.mn.us

Proposals are due by 4:30 p.m. CDST, September 18, 2009. Proposals must be received by the due date and time to be eligible.

Electronic submission of proposals is required to:

CWP-319.grant.program@pca.state.mn.us

Questions

Questions may be e-mailed to CWP-319.grant.program@pca.state.mn.us. Responders may also call Pete Fastner at (651) 757-2349. A list of Frequently Asked Questions (FAQs) is provided on the MPCA web site:

<http://www.pca.state.mn.us/water/cwp-319.html>

July 2009

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

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Department of Administration (Admin)

Notice of Availability of Request for Proposal (RFP) for Designer Selection for: Design Two State Veterans Cemeteries, Duluth area and Redwood County

The State of Minnesota, Department of Administration, Real Estate and Construction Services ("State") 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 Department of Administration, Real Estate and Construction Services website: www.admin.state.mn.us/recs, click on "Solicitation Announcements."

An informational meeting is tentatively scheduled for August 12, 2009 at 11:00 a.m. C.D.T. at the Veterans Service Building, 20 West 12th Street, St. Paul, MN 55155. All firms interested in this meeting should contact David Swantek at dswantek@integra.net to sign up to attend the meeting. Project questions will also be taken by this individual.

The Department of Administration, Real Estate Construction Services Division 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.

State Contracts

Department of Administration (Admin)

State Designer Selection Board Project No. 09-05

Normandale Community College

Notice of Availability of Request for Proposal (RFP) for Designer Selection for: Normandale Community College, Bloomington, MN – Academic Partnership Center Project

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Normandale Community College, through the State Designer Selection Board, 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."

A copy of the pre-design is available for review at <http://www.finance.mnscu.edu/facilities/index.html>. An informational meeting is scheduled for 2:00 PM, Monday July 20, 2009 at Normandale Community College, in the Auditorium (Room F1265), 9700 France Avenue, Bloomington, MN 55431. All firms interested in this meeting should contact Gail Scheid at: (952) 487-8263 (gail.scheid@normandale.edu) to sign up to attend the meeting.

Proposals must be delivered to the Real Estate and Construction Services front desk in **room 309 of the Administration Building**, 50 Sherburne Ave., St. Paul, MN 55155 **not later than 12:00 P.M., August 3, 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)

Anoka-Ramsey Community College, Coon Rapids & Cambridge, MN

Century College, White Bear Lake, MN

Dakota County Technical College, Rosemount, MN

Hennepin Technical College, Brooklyn Park and Eden Prairie, MN

Inver Hills Community College, Inver Grove Heights, MN

Metropolitan State University, St Paul, MN

Minneapolis Community & Technical College, Minneapolis, MN

Minnesota State University Moorhead, Moorhead, MN

Normandale Community College, Bloomington, MN

North Hennepin Community College, Brooklyn Park, MN

Riverland Community College, Austin, Albert Lea, and Owatonna, MN

St Cloud Technical College, St Cloud, MN

St Paul Technical College, St Paul, MN

South Central College, North Mankato, MN

Request for Armored Car Services

NOTICE IS HEREBY GIVEN that the fourteen college/universities listed above, with eighteen different locations will receive bids for armored car services. Specifications will be available on July 20, 2009 on the website:

<https://www.finance.mnscu.edu/contracts-purchasing/collaborative/index.html>

Copies of this specification can also be obtained from Joan Reese-Urban at (651) 779-3276, or e-mail: joan.reese-urban@century.edu.

Sealed proposals must be received by Joan Reese-Urban at Century College, 3300 Century Ave. No., White Bear Lake, Minnesota, 55110 by 2:00 PM on August 4, 2009. Bid tabulation sheets will be available on August 11, 2009. The above colleges/universities reserve the right to reject any and all proposals, or portions thereof, or to waive any irregularities or informalities, in proposals received.

Questions: In the event of questions, please call Joan Reese-Urban at (651) 779-3276 or Marilyn Smith at (763) 433-1306.

Minnesota State Colleges and Universities (MnSCU) Minneapolis Community and Technical College Notice of Availability of Request for Proposal (RFP) for Designer Selection For Student Center Renovation and Addition , Minneapolis Community and Technical College, Minneapolis, Minnesota

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Minneapolis Community and Technical College, 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."

A copy of the pre-design is available for review at <http://www.finance.mnscu.edu/facilities/index.html>. An informational meeting is scheduled for 2:30 PM, July 28, 2009 in the campus library room L 3000 at Minneapolis Community and Technical College, 1501 Hennepin Avenue, Minneapolis, MN 55403. All firms interested in this meeting should contact Valerie Frolov at (612) 659-6808 or Valerie.frolov@minneapolis.edu to sign up for the meeting.

Proposals must be delivered to

Michael Noble-Olson
Room T-2700 Business Service Suite
Minneapolis Community and Technical College,
1501 Hennepin Avenue, Minneapolis, MN 55403
Phone: 612-659-6866

NOT later than 2:00 P.M., August 6, 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) Minnesota West Community and Technical College Sealed Bids Accepted for Eight (8) Test Consoles with AC/DC Test Card for a NIDA Training Lab at Their Canby Campus

Details regarding the test consoles with AC/DC test cards including specifications can be obtained from Gary Olson, Minnesota West Community and Technical College, 1011 - 1st Street West, Canby, MN 56220, or via e-mail at: gary.olson@mnwest.edu

State Contracts

Deadline for submitting sealed bids is 1:00 pm on Monday August 3, 2009. Late proposals will not be accepted. Minnesota West Community and Technical College reserves the right to reject all bids.

Minnesota West Community and Technical College is a member of the Minnesota State Colleges and Universities System.

Minnesota State Colleges and Universities (MnSCU)

Normandale Community College

Department of Academic Affairs

Office of Institutional Research

Notice of Request for Proposal in Implementing a System for Form Creation, Scanning and Reporting

NOTICE IS HEREBY GIVEN that Normandale Community College's Academic Affairs is looking to develop the in-house capabilities of producing paper and online forms and surveys, and generating reports of the results.

Services needed by Normandale Community College include, but are not limited to: software, hardware and service to complete online and paper forms, scanning and creation of reports. Full RFP text can be found at: <http://www.normandale.edu/rfp/ir>.

Sealed proposals are due no later than August 3, 2009 at 1:00pm (CT).

For more information contact:

Anne Janzen, Office Assistant
Office of Institutional Research
Department of Academic Affairs
9700 France Avenue South
Bloomington, MN 55431
E-mail: anne.janzen@normandale.edu
Phone: (952) 487-8315

This is the only person designated to answer questions regarding this request for interested vendors.

Dated: 7 July 2009

Terry Pelzel, director, Business Office
Normandale Community College

Minnesota State Colleges and Universities (MnSCU)

Winona State University

Notice of Request for Proposals for Public Art Commission for Memorial Hall Addition and Renovation/Integrated Wellness Complex

NOTICE IS HEREBY GIVEN that Winona State University, Winona, MN is seeking proposals for creation and installation of interior public art for the Memorial Hall Addition and Renovation.

Proposal information will be available Monday, July 13, 2009 by contacting Larry Gleason, CPMI, Owner's Representative by e-mail at: lgleason@cpmi.com or calling (952) 854-3663. This is the only person designated to answer questions regarding this request for proposals.

Sealed proposals must be received by **2:00 PM CDT, Friday August 7, 2009** at Winona State University, Facilities Services Building, 175 West Mark Street, Room 203, Winona, MN 55987, Attention: Larry Gleason, Owner's Representative.

Faxed or e-mailed proposals will NOT be considered. Late responses will NOT be considered. Winona State University reserves the right to reject any or all proposals and to waive any irregularities or informalities in proposals received.

Minnesota State Retirement System (MSRS) Notice of Availability of Contract for the Administration of MSRS Board of Directors Election

The Minnesota State Retirement System is requesting proposals for the purpose of facilitating elections for MSRS Board of Director positions. The scope includes designing and printing ballots, offering Internet and/or telephone voting options as well as paper ballots, receiving and securely storing ballots, validating the ballot and election process on or near the MSRS premises, tabulating the results and providing a written report certifying the results to the MSRS Board of Directors within the requirements established. The vendor is required to provide election services for the two separate elections in 2010 and, at the discretion of MSRS, the three additional separate elections in 2012.

Work is proposed to start after August 21, 2009.

A Request for Proposals will be available by mail from this office through July 24, 2009. **A written request (by direct mail or e-mail) is required to receive the Request for Proposal.** After July 24, 2009, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Sally Kupferschmidt, Executive Assistant
Minnesota State Retirement System
Suite 300
60 Empire Drive
St. Paul, MN 55103
E-mail: Sally.Kupferschmidt@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 3PM Central Daylight Time, August 7, 2009. **Late proposals will NOT be considered.** Fax 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.

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

State Contracts

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

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.

Department of Transportation (Mn/DOT) Office of Investment Management Request for Proposals (RFP) Loop and Length Based Classification

This project is a pooled fund study, where a number of states have contributed money to a project that will field test installation methods and procedures for length-based vehicle classification (LBVC) devices. This will include:

- 1) Comparing the effort required for proper installation and calibration;
- 2) Field testing various length bins to find the best known distances to use for length based classification by region;
- 3) Determining if a national standard LBVC scheme can be used, which would consist of the number of acceptable length bins, the parameters of each bin and setting an acceptable accuracy rating; and
- 4) Determining the best way to relate LBVC data to axle-based vehicle classification data, in particular to the 13 vehicle types in the Traffic Monitoring Guide.

The full RFP can be viewed on the Consultant Services Web Page at: <http://www.dot.state.mn.us/consult/files/notices/notices.html>.

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

Ashley Duran, Contract Administrator

E-mail: ashley.duran@dot.state.mn.us

Telephone: (651) 366-4627

Note: RESPONSES WILL BE DUE ON **WEDNESDAY, SEPTEMBER 2, 2009 AT 2:00 PM CENTRAL DAYLIGHT TIME**

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.

Dakota County

Request for Qualified Contractors to Provide Homelessness Prevention, Rapid Re-housing, and Housing Outreach Services

NOTICE IS HEREBY GIVEN that Dakota County is seeking qualified Contractors to provide Homelessness Prevention, Rapid Re-housing, and Housing Outreach Services

Dakota County has funds available for the next three years, in amounts varying from \$135,000 to \$72,000, annualized, depending on the time period within those years, from a State of Minnesota PATH grant, a Federal HUD HPRP grant, and a private foundation grant. A vendor or vendors are sought able to provide flexible amounts of staffing to meet the needs under some or all of these different sources of funding. The purpose is to assist Dakota County clients to obtain and maintain housing. To be considered for selection, vendors must have prior experience with PATH services and homelessness outreach, and a proven record of success in assisting persons to obtain housing.

Non-State Public Bids, Contracts & Grants

As of July 20, 2009 the entire Request for Proposal can be accessed at the following address:

http://www.dakotacounty.us Click on "Doing Business" and look under "Bids & Proposals."

Contact: Dennis Price, Supervisor, Housing and Resource Development

Dakota County Community Services Division

1 Mendota Road West, Suite 500

Phone: (651) 554-5773

E-mail: *dennis.price@co.dakota.mn.us*

Responder's Meeting is scheduled from 1:00-2:30 p.m. on Tuesday, July 28, 2009 at the Dakota County Northern Service Center, 1 Mendota Road West, West St. Paul, MN 55118. See proposal for details.

Deadline for proposals is **4:30 p.m. Monday, August 10, 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.

Minnesota's Bookstore

660 Olive Street (Williams Hill Business Development), St. Paul, MN 55155
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- **OSHA Part 1926 Construction,** \$39.98
- **OSHA Part 1910 General,** \$49.95
- **The Dakota War of 1862 - Minnesota's Other Civil War,** by Kenneth Carley, \$14.95
- **Minnesota Treasures - Stories Behind the State's Historical Places,** by Richard Moe, \$39.95
- **No More Gallant a Deed - A Civil War Memoir of the First Minnesota Volunteers,** by James A. Wright, edited by Steven J. Keillor, \$34.95
- **Minnesota's Indian Mounds and Burial Sites: A Synthesis of Prehistoric and Early Historic Archaeological Data,** by Constance M. Arzigian and Katherine P. Stevenson, \$44.95
- **Mike Lynch's Minnesota Starwatch - The Essential Guide to Our Night Sky,** \$24.95
- **Minnesota's State Capitol - The Arts and Politics of a Public Building,** \$16.95
- **A Birders's Guide to Minnesota,** by Kim R. Eckert, \$20.00
- **Celebrate Saint Paul - 150 Years of History,** \$49.95

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