

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

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

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

- Proposed Rules
- Vetoed Rules
- Commissioners' Orders
- Contracts for Professional, Technical and Consulting Services
- Adopted Rules
- Executive Orders of the Governor
- Revenue Notices
- Exempt Rules
- Expedited Rules
- Appointments
- Official Notices
- Non-state Public Bids, Contracts and Grants
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# 44	Monday 3 May	Noon Tuesday 27 April	Noon Wednesday 21 April
# 45	Monday 10 May	Noon Tuesday 4 May	Noon Wednesday 28 April
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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. 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, but 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.

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 #40-52 inclusive, with final index (#1-52, or 53 in some years). 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, phone: (612) 297-3000, or toll-free 1-800-657-3757.

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Proposed Rules

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

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

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

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

Minnesota Racing Commission

Proposed Permanent Rules Relating to Horse Racing; Stabling

DUAL NOTICE: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons Request a Hearing, And Notice of Hearing If 25 or More Requests For Hearing Are Received

Proposed Amendments 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

Introduction. The Racing Commission intends to adopt rules without a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. If, however, 25 or more persons submit a written request for a hearing on the rules by 4:30p.m., on May 26, 2010, the Commission will hold a public hearing in the Paddock Gardens Conference Room, Canterbury Park, 1100 Canterbury Road, Shakopee, Minnesota 55379, starting at 9:00 a.m., on Tuesday, June 8, 2010. To find out whether the Commission will adopt the rules without a hearing or if it will hold the hearing, you should contact the agency contact person after May 26, 2010 and before June 8, 2010.

Agency Contact Person. Submit any comments or questions on the rules or written requests for a public hearing to the agency contact person. The agency contact person is: Richard Krueger at Minnesota Racing Commission, P. O. Box 630, Shakopee, MN 55379, **phone:** (952) 496-7950, **FAX:** (952) 496-7954, and **e-mail:** richard.krueger@state.mn.us. TTY users may call the Racing Commission at 1-800-627-3529.

Subject of Rules and Statutory Authority. The Rule proposals pertain to the presentation of equine health certificates; Commission Veterinarians' duties and responsibilities; Steward's authority to scratch horses and excusing human participants from participating at a licensed racetrack; timed workout requirements; duties and responsibilities when a horse becomes disabled during a race; medications and drug testing; and postmortem examination. A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed and posted on the Commission's website at: www.mrc.state.mn.us.

The statutory authority to adopt the rules is *Minnesota Statutes*, section 240.23. Further statutory rulemaking authority, relating to the amendments contained herein, includes *Minnesota Statutes* 240.03 Commission Powers and Duties, *Minnesota Statutes* 240.08 Subd.1 Occupational Licenses, *Minnesota Statutes* 240.16 Stewards, *Minnesota Statutes* 240.23 Rulemaking Authority, and *Minnesota Statutes* 240.24 Subd.1 Medication. A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed and posted on the Commission's website at: www.mrc.state.mn.us.

Proposed Rules

Comments. You have until 4:30 p.m. on Wednesday, May 26, 2010, to submit written comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing, and received by the agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. You are encouraged to propose any change that you desire. You must also make any comments about the legality of the proposed rules during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that the Commission hold a hearing on the rules. You must make your request for a public hearing in writing and must be received by the agency contact person by 4:30 p.m. on Wednesday, May 26, 2010. You must include your name and address in your written request. In addition, you must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and the agency cannot count it when determining whether it must hold a public hearing. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

Withdrawal of Requests. If 25 or more persons submit a valid written request for a hearing, the Commission will hold a public hearing unless a sufficient number of persons withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to affect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

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

Modifications. The Commission may modify the proposed rules, either as a result of public comment or as a result of the rule hearing process. It must support modifications by data and views submitted to the agency or presented at the hearing. The adopted rules may not be substantially different than these proposed rules unless the Commission follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Commission encourages you to participate in the rulemaking process.

Cancellation of Hearing. The Commission will cancel the hearing scheduled for June 8, 2010, if the agency does not receive requests for a hearing from 25 or more persons. If you requested a public hearing, the agency will notify you before the scheduled hearing whether the hearing will be held. You may also call the agency contact person at 952-496-7950 after May 26, 2010 to find out whether the hearing will be held.

Notice of Hearing. If 25 or more persons submit valid written requests for a public hearing on the rules, the Commission will hold a hearing following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The Commission will hold the hearing on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge Kathleen D. Sheehy is assigned to conduct the hearing. Judge Sheehy can be reached at the Office of Administrative Hearings, 600 North Robert Street, P. O. Box 64620, St. Paul, MN 55164-0620, **telephone:** (651) 361-7848, and **FAX:** (651) 361-7936.

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

The agency requests that any person submitting written views or data to the Administrative Law Judge before the hearing or during the comment or rebuttal period also submit a copy of the written views or data to the agency contact person at the address stated above.

Proposed Rules

Statement of Need and Reasonableness. The statement of need and reasonableness contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. It is now available from the agency contact person or on the Commission's website at: www.mrc.state.mn.us.

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

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

Adoption Procedure After a Hearing. If a hearing is held, after the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rules. You may ask to be notified of the date that the Administrative Law Judge's report will become available, and can make this request at the hearing or in writing to the Administrative Law Judge. You may also ask to be notified of the date that the agency adopts the rules and the rules are filed with the Secretary of State by requesting this at the hearing or by writing to the agency contact person stated above.

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

Dated: 2 April 2010

Richard G. Krueger, Executive Director
Minnesota Racing Commission

7876.0100 ON-TRACK STABLING.

[For text of subs 1 to 9, see M.R.]

Subp. 10. **Original health certificate.** Any horse arriving on the grounds must be accompanied by an original health certificate issued not more than ten days prior to arrival. The health certificate must be completed by an accredited veterinarian and must contain complete equine infections anemia test results, including the date, laboratory, and accession number of the most recent negative EIA test. The health certificate must be surrendered to the stable gate personnel for immediate transmittal to the commission veterinarian.

7876.0110 OFF-TRACK STABLING.

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

Subp. 4. **Original health certificate.** Any horse arriving on the grounds must be accompanied by an original health certificate issued not more than ten days prior to arrival. The health certificate must be completed by an accredited veterinarian and must contain complete equine infections anemia test results, including the date, laboratory, and accession number of the most recent negative EIA test. The health certificate must be surrendered to the stable gate personnel for immediate transmittal to the commission veterinarian. Trainers with horses shipping in and out with health certificates originating within Minnesota may obtain a copy of the horse's certificate from the commission veterinarian allowing them 30 days of use. Day one begins with the original issue date.

7876.0120 ON- AND OFF-TRACK STABLING OF NONRACING HORSES.

Any horse arriving on the grounds must be accompanied by an original health certificate issued not more than ten days prior to the arrival. The health certificate must be completed by an accredited veterinarian and must contain complete equine infectious anemia (EIA) test results, including the date, laboratory, and accession number of the most recent negative EIA test. The health certificates must be surrendered to stable gate personnel for immediate transmittal to the commission veterinarian. Trainers with horses shipping in and out with health certificates originating within Minnesota may obtain a copy of the horse's certificate from the commission veterinarian allowing them 30 days of use. Day one begins with the original issue date.

7877.0175 DUTIES AND RESPONSIBILITIES OF RACING OFFICIALS.

[For text of subs 1 to 7, see M.R.]

Proposed Rules

Subp. 8. **Commission veterinarian.** The commission veterinarian shall maintain a list of the following:

A. horses that are scratched because of illness or injury;

B. horses that are pulled up because of lameness or other injury during a race;

C. horses that are bleeders, pursuant to part 7890.0140, subpart 1; and

D. horses otherwise considered unfit to race in the professional judgment of the commission veterinarian or the association veterinarian.

The veterinarian's list shall be posted in the racing secretary's office, and any horse whose name is on the list shall be ineligible to start in a race for five calendar days, or until the commission veterinarian or association veterinarian removes it from the list, whichever is later. All workouts required by the commission veterinarian for the purpose of potentially removing a horse from the veterinarian's list must be conducted under the same medication requirements as those for race days. For purposes of this subpart, the five-day period during which a horse is ineligible to start begins to run on the first day the horse is placed on the list. The veterinarian's list is binding on all racetracks under the jurisdiction of the commission.

The commission veterinarian shall conduct racing soundness examinations pursuant to part 7891.0100. If the veterinarian finds that any horse is unfit to race he or she shall notify the stewards immediately in writing.

The commission veterinarian shall supervise the operation of a barn for the detention and testing of horses after each race pursuant to chapter 7890.

The commission veterinarian shall have the authority to draw blood from any horse or pony on the grounds of an association for the purpose of testing for equine infectious anemia (EIA), and shall supervise the removal from the racetrack of any horse or pony having positive EIA test results.

In the event of a veterinary emergency where the owner's veterinarian is not on racetrack grounds, the commission veterinarian or association veterinarian may administer emergency treatment on the request of the owner or the owner's agent. In such cases, the owner is responsible for any costs incurred.

In the absence of an association veterinarian, a commission veterinarian shall assume the duties and responsibilities of the association veterinarian.

[For text of subs 8a to 15, see M.R.]

7879.0200 AUTHORITY AND DUTIES OF STEWARDS.

Subpart 1. **General authority of stewards.** The stewards shall exercise immediate supervision, control, and regulation of racing at each licensed race meeting on behalf of the commission and shall be responsible only to the commission. The powers of the stewards shall include:

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

J. the authority to ~~excuse~~ scratch a horse or ~~excuse~~ any jockey, driver, trainer, or racing official other than a steward;

[For text of items K and L, see M.R.]

[For text of subs 2 and 3, see M.R.]

7883.0100 ENTRIES AND SUBSCRIPTIONS.

[For text of subs 1 to 15a, see M.R.]

Subp. 16. **Workout requirements.** In order to be eligible:

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

D. A horse, other than a first-time starter, which has not started for a period of one year or more shall not be eligible to start until it has completed three timed workouts, at least one of which must be before a commission veterinarian. The timed workout before a commission veterinarian must occur within 30 days ~~prior to the day of~~ and no less than 48 hours prior to the race for which the horse is

entered.

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

[For text of subps 17 and 18, see M.R.]

7883.0120 DECLARATIONS AND SCRATCHES.

Subpart 1. **Procedure for scratching horses.** Scratches and declarations shall be made in writing and signed by the owner or trainer of the horse, ~~or the owner's authorized agent, or a commission veterinarian.~~ Each association shall provide forms on which scratches and declarations are to be made, and for all races:

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

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

7883.0160 POST TO FINISH.

[For text of subps 1 to 13, see M.R.]

Subp. 14. **Horse becomes crippled or disabled.** The following procedures shall apply if a horse during the running of a race becomes crippled or otherwise obviously unable to finish (broken bone, profuse bleeding, or other equally disabling condition):

A. It shall be dismounted, unsaddled ~~by the jockey or an MRC licensee,~~ and removed from the course without passing the stand ~~and may, under no circumstances, be euthanized on the course or in the presence of the public without the permission of the stewards.~~

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

E. The steward shall be notified after euthanasia has been performed.

7884.0190 QUALIFYING RACES.

[For text of subps 1 to 7, see M.R.]

Subp. 8. **Medications.** All horses racing in qualifying races must participate under the same medication requirements as those for race days.

7890.0100 DEFINITIONS.

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

Subp. 3b. **Bicarbonate loading.** "Bicarbonate loading" means the use of an alkalinizing agent either through a nasogastric tube or by other means that elevates the plasma or serum TCO_2 .

[For text of subps 4 to 12, see M.R.]

Subp. 13. **Medication.** "Medication" is a substance, compound, or element, or combination thereof, which is or can be administered to a horse for the purpose of preventing, curing, or alleviating the effects of any disease, condition, ailment, or infirmity, or symptom thereof, or for altering in any way the behavior, attitude, temperament, or performance of a horse, including athletic performance. The term medication includes all analgesics, anesthetics, depressants, narcotics, stimulants, tranquilizers, and other classifications of medications. Nothing herein shall be deemed to include:

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

B. Furosemide, provided, however, that it is administered pursuant to the provisions of part 7890.0140, subpart 7a, and further provided that: the specific gravity of the post-race urine sample is not ~~below~~ 1.010 ~~or below~~ or, if the specific gravity is ~~below~~ 1.010 ~~or below~~ or a urine sample is unavailable for testing, the concentration of Furosemide must not exceed 100 nanograms per milliliter of serum or plasma in the post-race blood sample.

C. Topical applications, such as antiseptics, ointments, salves, ~~DMSO~~, leg rubs, and leg paints which may contain antibiotics (excluding procaine, penicillin, and ~~chloramphenicol~~ chloramphenicol) but which ~~may~~ shall not contain ethanol, benzocaine, ~~DMSO~~, lidocane, steroids, or other medications.

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

[For text of subp 13a, see M.R.]

Subp. 13b. **Milkshaking.** "Milkshaking" ~~(or to include bicarbonate loading)~~ means the use of an alkalinizing agent administered

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through a nasogastric tube or by any other means that changes the normal physiological state of a horse through elevation of plasma or serum TCO_2 .

Subp. 13c. **Measurement uncertainty (MU).** “Measurement uncertainty” means a value (with units of concentration) that is determined experimentally and characterizes the variability of the analytical process. It is used to eliminate all reasonable variability originating from the measurement process. It is a property of the method used and unique to each laboratory unless measures have been taken to standardize between laboratories.

[For text of subps 14 to 16, see M.R.]

Subp. 16a. **TCO_2 .** “ TCO_2 ” means the total dissolved concentration of all forms of carbon dioxide in the sample including bicarbonate and carbonate as well as dissolved CO_2 .

[For text of subps 17 to 21, see M.R.]

7890.0110 MEDICATIONS AND PRACTICES PROHIBITED.

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

Subp. 3. **Extracorporeal shock wave therapy or radial pulse wave therapy.** The use of extracorporeal shock wave therapy or radial pulse wave therapy shall not be permitted unless the following conditions are met:

A. any treated horse shall not be permitted to race for a minimum of ten days following treatment with day one being the first day of treatment;

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

Subp. 4. **Blood doping agents.** The possession or use of blood doping agents by any person, including but not limited to the following blood doping agents, on the premises of a facility under the jurisdiction of the commission is forbidden:

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

[For text of subps 5 to 8, see M.R.]

7890.0120 REPORTING PROCEDURES.

[For text of subp 1, see M.R.]

Subp. 2. **Administration of NSAIDs to be reported.** If a horse is to race with a permitted NSAID in its system, the trainer or other representative shall be responsible for legibly and clearly marking the information on the entry blank for each race in which the horse shall use a permitted NSAID. Changes made after the time of entry must be submitted on the prescribed form to the commission veterinarian no later than scratch time. The specific NSAID to be used must be declared on the entry blank.

Subp. 3. **Administration of furosemide to be reported.** If a horse is to race with furosemide in its system, the trainer or other representative shall be responsible for legibly and clearly marking the information on the entry blank for each race the horse shall be entered in.

7890.0140 BLEEDERS.

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

Subp. 4. **Horses placed on bleeder list.** Bleeders shall be placed on a bleeder list and the list shall be posted in the office of the racing secretary kept in the commission veterinarian’s office. Horses certified as having bled in Minnesota shall also be placed on the veterinarian’s list at the time of the observed bleeding and shall be ineligible to be entered in a race pursuant to subpart 5.

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

Subp. 6. **Furosemide may be permitted.** A horse is eligible to race with furosemide if the licensed trainer and licensed veterinarian determine that it would be in the horse’s best interests to race with furosemide. Notification using prescribed commission forms must be given to the commission veterinarian no later than scratch time for that day’s racing. Once a horse has raced with furosemide, it must continue to race with furosemide in all subsequent races unless a request is made to discontinue the use. If the use of furosemide is discontinued, the horse shall be prohibited from again racing with furosemide unless it is later observed to be bleeding pursuant to subpart 1 or meets the requirements of subpart 3. Requests for the use of or discontinuance of furosemide must be made to the commission veterinarian by the horse’s trainer or assistant trainer on a form prescribed by the commission on or before the day of entry into the race

for which the request is made.

[For text of subs 7 to 9, see M.R.]

Subp. 10. **Responsibility of trainer.** The trainer is responsible for ensuring that the horse is available at the appropriate time for its treatment. After having been administered furosemide, the horse shall at all times be in the care, custody, and under the supervision of the trainer or a licensed person assigned by the trainer. The horse must remain in its own stall until it is taken to the paddock to be saddled or harnessed for a race. It shall not be handled by anyone other than the trainer, the owner, or the employees listed on the trainer's signed statement. If emergency veterinary attention becomes necessary, the trainer is responsible for immediately notifying the commission veterinarian of the nature of the need and of the identity of the responding veterinarian. The trainer shall be responsible for the guarding, condition, care, and handling of the horse at all times and ensuring that a handler is present to restrain and serve as a designated witness to the furosemide administration. If no handler is present and the administration time has passed, no furosemide shall be administered and the stewards shall be notified. Trainers are responsible for ensuring that a veterinarian licensed by the commission has agreed to administer furosemide at the designated time.

7890.0150 DISCLOSURE OF APPROVED MEDICATIONS TO PUBLIC.

The names of all horses that have been approved for race day use of NSAIDs or furosemide must be identified in the daily racing program. ~~The names of all horses that have been treated with NSAIDs shall be posted on the public information boards in the grandstand by the association by one hour before post time of the first race on the day such horses are to race.~~ Horses that are racing for the first time using furosemide, must be so identified in the daily racing program.

7891.0110 POSTMORTEM EXAMINATION.

Subpart 1. **Horses that must undergo postmortem examination.** Every horse which suffers a breakdown at a licensed racetrack under the jurisdiction of the commission, in training or in competition, and which is euthanized, and every horse which expires while stabled at a licensed racetrack under the jurisdiction of the commission, shall undergo a postmortem examination to be conducted by the University of Minnesota Veterinary Diagnostic Laboratory to determine the injury or illness which resulted in euthanasia or natural death. Shoes and mane hairs excepted, the horse must be delivered with all body parts attached and nonmutilated. Accidental dismemberment for any reason shall be immediately reported to the commission veterinarian, executive director, and deputy director. A Class B or D license holder is responsible for furnishing transportation, within six hours of death, to deliver a horse to the University of Minnesota Veterinary Diagnostic Laboratory.

[For text of subs 2 to 4, see M.R.]

Minnesota Racing Commission

Proposed Permanent Rules Relating to Horse Racing

DUAL NOTICE: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons Request a Hearing, And Notice of Hearing If 25 or More Requests For Hearing Are Received

Proposed Amendments to Rules Governing Horse Racing, Minnesota Rules, 7890 Horse Medication

Introduction. The Racing Commission intends to adopt rules without a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. If, however, 25 or more persons submit a written request for a hearing on the rules by 4:30 p.m. on May 26, 2010, the Commission will hold a public hearing in the Paddock Gardens Conference Room, Canterbury Park, 1100 Canterbury Road, Shakopee, Minnesota 55379, starting at 1:00 p.m. on Tuesday, June 8, 2010. To find out whether the Commission will adopt the rules without a hearing or if it will hold the hearing, you should contact the agency contact person after May 26, 2010 and before June 8, 2010.

Agency Contact Person. Submit any comments or questions on the rules or written requests for a public hearing to the agency contact person. The agency contact person is: Richard Krueger at Minnesota Racing Commission, P. O. Box 630, Shakopee, MN 55379, **phone:** (952) 496-7950, **FAX:** (952) 496-7954, and **e-mail:** richard.krueger@state.mn.us. TTY users may call the Racing Commission at 1-800-627-3529.

Subject of Rules and Statutory Authority. The proposed rules will set regulatory threshold levels for the Androgenic-anabolic
(Cite 34 SR 1451) *Minnesota State Register*, Monday 26 April 2010 Page 1451

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steroids (AAS) group of compounds and contaminants from feed additives. The statutory authority to adopt the rules is *Minnesota Statutes*, section 240.23. Further statutory rulemaking authority, relating to the amendments contained herein, includes *Minnesota Statutes* 240.03 Commission Powers and Duties, *Minnesota Statutes* 240.24, subd1, Medication. A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed and posted on the Commission's website at: www.mrc.state.mn.us.

Comments. You have until 4:30 p.m. on Wednesday, May 26, 2010, to submit written comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing, and received by the agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. You are encouraged to propose any change that you desire. You must also make any comments about the legality of the proposed rules during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that the Commission hold a hearing on the rules. You must make your request for a public hearing in writing and must be received by the agency contact person by 4:30 p.m. on Wednesday, May 26, 2010. You must include your name and address in your written request. In addition, you must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and the agency cannot count it when determining whether it must hold a public hearing. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

Withdrawal of Requests. If 25 or more persons submit a valid written request for a hearing, the Commission will hold a public hearing unless a sufficient number of persons withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to affect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

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

Modifications. The Commission may modify the proposed rules, either as a result of public comment or as a result of the rule hearing process. It must support modifications by data and views submitted to the agency or presented at the hearing. The adopted rules may not be substantially different than these proposed rules unless the Commission follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Commission encourages you to participate in the rulemaking process.

Cancellation of Hearing. The Commission will cancel the hearing scheduled for June 8, 2010, if the agency does not receive requests for a hearing from 25 or more persons. If you requested a public hearing, the agency will notify you before the scheduled hearing whether the hearing will be held. You may also call the agency contact person at (952) 496-7950 after May 26, 2010 to find out whether the hearing will be held.

Notice of Hearing. If 25 or more persons submit valid written requests for a public hearing on the rules, the Commission will hold a hearing following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The Commission will hold the hearing on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge Kathleen D. Sheehy is assigned to conduct the hearing. Judge Sheehy can be reached at the Office of Administrative Hearings, 600 North Robert Street, P. O. Box 64620, St. Paul, MN 55164-0620, **telephone:** (651) 361-7848, and **FAX:** (651) 361-7936.

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

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may direct questions about the procedure to the Administrative Law Judge.

The agency requests that any person submitting written views or data to the Administrative Law Judge before the hearing or during the comment or rebuttal period also submit a copy of the written views or data to the agency contact person at the address stated above.

Statement of Need and Reasonableness. The statement of need and reasonableness contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. It is now available from the agency contact person or on the Commission's website at: www.mrc.state.mn.us.

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

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

Adoption Procedure After a Hearing. If a hearing is held, after the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rules. You may ask to be notified of the date that the Administrative Law Judge's report will become available, and can make this request at the hearing or in writing to the Administrative Law Judge. You may also ask to be notified of the date that the agency adopts the rules and the rules are filed with the Secretary of State by requesting this at the hearing or by writing to the agency contact person stated above.

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

Dated: 2 April 2010

Richard G. Krueger, Executive Director
Minnesota Racing Commission

7890.0100 DEFINITIONS.

[For text of subs 1 to 10a, see M.R.]

Subp. ~~10b.~~ **Feed contaminant.** Substances in equine feed arising from contamination during cultivation, processing or treatment, storage, or transportation.

Subp. ~~10c.~~ **Flunixin meglumine.** "Flunixin meglumine" is a nonsteroidal anti-inflammatory drug with the chemical name 3-pyridine-carboxylic acid.

Subp. ~~10d.~~ **Furosemide.** "Furosemide" means 4-chloro-N-furfuryl-5-sulfamoylanthranilic acid.

Subp. ~~10e.~~ **Growth factor.** "Growth factor" means a substance that promotes cellular growth.

Subp. ~~10f.~~ **Hemopure®.** "Hemopure®" is a chemically stabilized bovine cross-linked hemoglobin that carries oxygen to tissues. Chemically it is hemoglobin glutamer-250 (bovine) or HBOC-201.

[For text of subs 11 to 21, see M.R.]

7890.0110 MEDICATIONS AND PRACTICES PROHIBITED.

[For text of subs 1 to 7, see M.R.]

Subp. 7a. **Androgenic-anabolic steroids (AAS).** No Androgenic-anabolic steroids (AAS) shall be permitted in test samples collected from racing horses except for residues of the major metabolite of stanozolol, nandrolone, and naturally occurring substances boldenone and testosterone at concentrations less than the indicated thresholds. Concentrations of these AAS shall not exceed the following plasma or serum thresholds for unchanged (i.e. not conjugated) substance or urine threshold concentrations for total (i.e., free drug or metabolite and

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drug or metabolite liberated from its conjugates):

A. ~~16 β -hydroxystanozolol (metabolite of stanozolol (Winstrol®)) - 1 ng/ml in urine for Stanozolol - 1 ng/ml of total 16 β -hydroxystanozolol (metabolite of stanozolol) in urine of all horses regardless of sex; or 25 pg/ml of stanozolol in plasma or serum of all horses regardless of sex.~~

B. ~~Boldenone (Equipoise® is the undecylenate ester of boldenone) - 15 ng/ml of total boldenone in urine of male horses other than geldings; -15 ng/ml in urine. No boldenone shall be permitted in geldings or female horses or 25 pg/ml of boldenone in plasma or serum of all horses regardless of sex.~~

C. ~~Nandrolone (Durabolin® is the phenylpropionate ester and Deca-Durabolin® is the decanoate ester):~~

(1) ~~in geldings - 1 ng/ml total nandrolone in urine or 25 pg/ml of nandrolone in plasma or serum;~~

(2) ~~in fillies and mares - 1 ng/ml total nandrolone in urine or 25 pg/ml of nandrolone in plasma or serum; and~~

(3) ~~in male horses other than geldings - 45 ng/ml of metabolite, 5 α -oestrane-3 β , 17 α -diol in urine.~~

D. ~~Testosterone:~~

(1) ~~in geldings - 20 ng/ml total testosterone in urine or 25 pg/ml of testosterone in plasma or serum;~~

(2) ~~in fillies and mares - 55 ng/ml total testosterone in urine or 25 pg/ml of testosterone in plasma or serum; and~~

(3) ~~male horses other than geldings will not be tested; in fillies and mares that are confirmed at the time of racing as being pregnant, testosterone is not regulated; and~~

(4) ~~in male horses other than geldings testosterone is not regulated under this rule.~~

All other AAS are prohibited in racing horses.

The sex of all horses shall be identified on all samples sent to the laboratory. Any horse to which one of these AAS has been administered in order to assist in the recovery from an illness or injury may be placed on the veterinarian's list in order to monitor the concentration of the drug or metabolite in urine. After the concentration has fallen below the designated threshold for the administered AAS, the horse is eligible to be removed from the list.

[For text of subp 8, see M.R.]

Subp. 9. Feed contaminants. No feed contaminants other than those listed below shall be allowed in the test sample of a horse. Levels shall not exceed:

A. atropine: 10 ng/ml in urine;

B. benzoylecgonine (major urine metabolite of cocaine): 50 ng/ml in urine;

C. caffeine: 100 ng/ml in urine;

D. morphine glucuronides: 50 ng/ml in urine; or

E. theobromine: 2,000 ng/ml in urine.

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.

Board of Chiropractic Examiners Adopted Rules Relating to Chiropractic Services to Animals

The rules proposed and published at *State Register*, Volume 34, Number 14, pages 441-444, October 5, 2009 (34 SR 441), are adopted with the following modifications:

2500.7000 DEFINITIONS.

Subp. 3. **Animal rehabilitative therapy.** "Animal rehabilitative therapy" means any therapy applied for the purposes of preparing for or complementing the chiropractic adjustment to animals. These therapies ~~may~~ shall include mobilization, light therapy, therapeutic ultrasound, thermotherapy, ice application, hydrotherapy such as whirlpool or water tanks, exercise therapy, meridian therapy that does not result in puncture or interruption of the integument, vibratory therapy, traction that does not require instrumentation or mechanical devices, stretching, trigger point therapy, and massage. Animal rehabilitative therapy does not include the use of forces associated with low voltage stimulation, high voltage stimulation, ultraviolet light, or diathermy.

2500.7010 REGISTRATION.

B. Initial registration shall require:

(3) ~~a~~ any fee which may be set by the legislature.

C. Registration renewals shall require:

(4) ~~a~~ any fee which may be set by the legislature.

2500.7030 PATIENT RECORD.

Subpart 1. **Ownership of records.** All records, including radiographic reports, that are created subject to parts 2500.7000 to 2500.7090, must be maintained for a minimum of three years following the last clinical encounter.

2500.7050 DISCIPLINARY PROCEDURES.

~~The board may, in its sole discretion, utilize any representative from the Minnesota Board of Veterinary Medicine (MBVM) to assist the board in complaint resolution. The representative may include, but not be limited to, the MBVM's executive director, staff, board members, or a consultant.~~

A. ~~The board and the MBVM may work out any reasonable procedures to establish a cooperative relationship for the purposes of facilitating complaint resolution against animal chiropractors. The procedures shall be in writing, and shall be provided to the recipient of a complaint upon initial notification of the existence of the complaint. The board is authorized to utilize the executive director, staff, board members, or a consultant of the Minnesota Board of Veterinary Medicine (MBVM) to assist the board in complaint resolution.~~

2500.7060 INACTIVE ANIMAL CHIROPRACTIC REGISTRATION.

~~A Minnesota licensed chiropractor who has converted a Minnesota license to inactive status may apply to the board for an inactive animal chiropractic registration. An inactive animal chiropractic registration is intended for those chiropractors who will be in active chiropractic practice elsewhere. Upon approval of an application, the board will modify the annual animal chiropractic registration certificate to indicate inactive registration. Upon approval of an application to convert a Minnesota chiropractic license to inactive status by a Minnesota chiropractor who also maintains an animal chiropractic registration, the board shall modify the annual animal chiropractic registration certificate to indicate inactive registration.~~

Adopted Rules

2500.7070 ANNUAL RENEWAL OF INACTIVE ANIMAL CHIROPRACTIC REGISTRATION.

A registrant must complete an annual renewal application and submit ~~the~~ any annual renewal fee which may be set by the legislature for an inactive animal chiropractic registration as authorized under *Minnesota Statutes*, section 148.108.

2500.7080 REINSTATEMENT OF INACTIVE ANIMAL CHIROPRACTIC REGISTRATION.

An inactive animal chiropractic registration ~~may~~ shall be reinstated to an active animal chiropractic registration according to items A to C:

B. payment of a any reinstatement fee ~~as authorized under *Minnesota Statutes*, section 148.108~~ which may be set by the legislature; and

Executive Orders

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

Office of the Governor

Emergency Executive Order #10-05: Providing for Fire Suppression Assistance to the Minnesota Department of Natural Resources

I, TIM PAWLENTY, GOVERNOR OF THE STATE OF MINNESOTA, by virtue of the authority vested in me by the Constitution and applicable laws, do hereby issue this executive order:

WHEREAS, on Saturday, April 17, 2010, a wildfire began burning timber resources in north central Minnesota; and

WHEREAS, the conditions present an immediate need to activate emergency resources and the aircraft and resources of the Minnesota Department of Natural Resources are committed to other wildfires state wide; and

WHEREAS, the Minnesota Department of Natural Resources has requested one HEMTT Fueller and two UH60 Aircraft and crews to conduct firefighting operations from the Minnesota National Guard.

NOW, THEREFORE, I hereby order that:

1. The Adjutant General of Minnesota will order to state active duty on or about April 17, 2010, in the service of the State, such personnel and equipment of the military forces of the State as required to provide assistance in preparing for the emergency and in providing emergency relief services.

2. The Adjutant General is authorized to purchase, lease or contract goods or services necessary to accomplish the mission. The cost of subsistence, transportation, fuel, pay and allowances of said individuals shall be defrayed from the general fund of the State, as provided for in **Minnesota Statutes 2009**, Sections 192.49, 192.52 and 192.54.

Pursuant to **Minnesota Statutes 2009**, Section 4.035, Subdivision 2, this Order is effective retroactively to April 17, 2010, and shall remain in effect until such date as elements of the military forces of the State are no longer required.

IN TESTIMONY WHEREOF, I have set my hand this 19th day of April, 2010.

Signed: **TIM PAWLENTY**
Governor

Filed According to Law:

Signed: **Mark Ritchie**
Secretary of State

Revenue Notices

The Department of Revenue began issuing Revenue Notices in July of 1991. Revenue Notices are statements of policy made by the department that provide interpretation, detail, or supplementary information concerning a particular statute, rule, or departmental practice. The authority to issue Revenue Notices is found in *Minnesota Statutes*, Section 270C.07.

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

Department of Revenue

Revenue Notice # 10-02: Estate Tax – Filing Requirements – Estates of Decedents Dying in 2010

Introduction

In 2001, Congress passed the Economic Growth and Tax Relief Reconciliation Act or EGTRRA. EGTRRA eliminated the dollar-for-dollar credit against the federal estate tax for state death taxes. EGTRRA made a number of additional changes to the federal estate tax including that the federal estate tax chapter does not apply, for purposes of determining a federal estate tax liability, to estates of decedents dying in 2010.

Revenue Notices

At the time EGTRRA was enacted, Minnesota had in place a pure pickup tax linked to the pre-EGTRRA federal law. The Minnesota legislature did not adopt EGTRRA with regard to the estate tax, thus creating a stand-alone Minnesota estate tax in the first special session of 2001. The 2002 Minnesota legislature amended the filing requirements for the stand-alone Minnesota estate tax, explicitly requiring estates to file a Minnesota estate tax return and pay any consequent tax when the value of the gross estate exceeded the pre-EGTRRA federal filing thresholds.

Pursuant to *Minnesota Statutes*, section 289A.10, subdivision 1, an estate of a decedent who has an interest in property with a situs in Minnesota and dies after December 31, 2005 is required to file a Minnesota estate tax return and pay any consequent tax when the estate has a federal filing requirement **or** when the value of the gross estate exceeds \$1,000,000.

Department Position

Regardless of the federal filing requirement, if any, an estate of a decedent who has an interest in property with a situs in Minnesota and dies during 2010 is required to file a Minnesota estate tax return and pay any consequent tax when the value of the gross estate exceeds \$1,000,000.

Publication Date: April 26, 2010

ELIZABETH KADOUN, Assistant Commissioner
for Tax Policy and External Relations

Official Notices

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

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Department of Commerce
Minnesota Consumer Credit Code and Regulated Loan Act Adjustment of Dollar Amounts

Dollar amounts indexed in the Regulated Loan Act, *Minnesota Statutes*, Chapter 56, and the Minnesota Consumer Credit Code, *Minnesota Statutes*, Section 47.59, will not increase effective July 1, 2010. *Minnesota Statutes*, Sections 47.59, subdivision 3(i), and 56.131, subdivision 4, provide for periodic adjustment in dollar amounts, effective on July 1 of even-numbered years, based on a percentage change in the Implicit Price Deflator for the Gross Domestic Product.

Statute establishes that the percentage change in the reference base index be 10% or more in order to adjust the dollar amounts. The portion of the percentage change in the index in excess of a multiple of ten percent is to be disregarded, and the dollar amounts shall change only in multiples of ten percent. Information provided by the U.S. Department of Commerce, Bureau of Economic Analysis indicates a percentage change from the revised reference base to be 46% calculated to the nearest whole percentage point as required. The index for December 1991 is the reference base index for adjustments, with 1987 = 100. The index was revised nationally to 2005 = 100. The rebased index for December 1991 is 75.505, increasing to 109.919 in December 2009, for a change of 45.58%. As indexed dollar amounts have increased by 40% in prior years, further increases will not occur this year.

The history of dollar amounts at various dates is available by reviewing prior official notices, or within the Commerce Department's web site www.commerce.state.mn.us. The original and current dollar amounts are as follows:

	Original	Current
Chapter 47		
Principal subject to 33% interest <i>Minnesota Statutes</i> , § 47.59, subd. 3(a)(2)	\$750	\$1,050
Minimum refund <i>Minnesota Statutes</i> , § 47.59, subd. 3(e) and (f)	\$5.00	\$7.00
Default charges <i>Minnesota Statutes</i> , § 47.59, subd. 6(a)(4)	\$5.20	\$7.28
Chapter 56		
Assumption fee <i>Minnesota Statutes</i> , § 56.12	\$240	\$336
Minimum real estate secured loan <i>Minnesota Statutes</i> , §§ 56.12 and 56.125	\$4,320	\$6,048
Maximum closing costs on real estate secured loans <i>Minnesota Statutes</i> , § 56.131, subd. 2(b)	\$400	\$560
Minimum new funds advance for discount points and appraisal fees <i>Minnesota Statutes</i> , § 56.131, subd. 2(d)	\$1,000	\$1,400
Minimum real estate secured loan for discount points <i>Minnesota Statutes</i> , § 56.131, subd. 6	\$12,000	\$16,800

The next published adjustment is scheduled on or before April 30, 2012, for July 1, 2012 based on the December 2011 index.

Official Notices

Department of Commerce

Restrictions On Deficiency Judgments, Minnesota Property Exemption and Minnesota Homestead Exemption Adjustment of Dollar Amounts

The amount of a deficiency judgment found in *Minnesota Statutes*, Section 325G.22, property exempt from creditor collection action in *Minnesota Statutes*, Section 550.37, and the homestead exemption in *Minnesota Statutes*, Section 510.02 will increase 10% effective July 1, 2010. These statutes require that the dollar amounts be adjusted in even numbered years based on a percentage change in the Implicit Price Deflator for the Gross National Product.

The statute requires that the percentage of change in the reference base index be 10% or more in order to adjust the dollar amounts. The portion of the percentage change in the index in excess of a multiple of ten percent is to be disregarded, and dollar amounts shall change only in multiples of ten percent. Information obtained from the U.S. Department of Commerce, Bureau of Economic Analysis, indicates the percentage change from the revised reference base to be 122% calculated to the nearest whole percentage point as required. The index for December 1980 is the reference base index for adjustments, with 1972=100. The index was revised nationally to 2005=100. The index for December 1980 is 49.529, increasing to 109.917 in December 2009, for a change of 121.92%, when rounded to the nearest whole percentage point is 122%. Indexed dollar amounts have increased by 110% in prior years, and will increase 10% effective July 1, 2010, with the new amounts listed on the following chart.

The history of dollar amounts at various dates is available by reviewing prior official notices, or within the Commerce Department's web site www.commerce.state.mn.us. The original and current dollar amounts are as follows:

	<u>Original</u>	<u>7-1-10 10% increase</u>
Chapter 325G		
Credit extended <i>Minnesota Statutes</i> , § 325G.22, subd. 1	\$3,000	\$6,600
Chapter 550		
Personal goods <i>Minnesota Statutes</i> , § 550.37, subd. 4	\$4,500	\$9,900
Wedding rings (effective 6-3-05) <i>Minnesota Statutes</i> , § 550.37, subd. 4	\$1,225	\$2,695
Business <i>Minnesota Statutes</i> , § 550.37, subd. 6	\$5,000	\$11,000
Insurance benefits Add'l dependent ins. benefits <i>Minnesota Statutes</i> , § 550.37, subd. 10	\$20,000 \$5,000	\$44,000 \$11,000
Motor vehicle Modified for disability Minimum cost of modification <i>Minnesota Statutes</i> , § 550.37, subd. 12a	\$2,000 \$20,000 \$1,500	\$4,400 \$44,000 \$3,300
Accrued interest <i>Minnesota Statutes</i> , § 550.37, subd. 23	\$4,000	\$8,800

Employee benefits <i>Minnesota Statutes, § 550.37, subd. 24</i>	\$30,000	\$66,000
Chapter 510		
Homestead exemption <i>Minnesota Statutes, § 510.02, subd. 1</i>	\$300,000	\$360,000
Homestead for agricultural purposes <i>Minnesota Statutes, § 510.02, subd. 1</i>	\$750,000	\$900,000

The next published adjustment is scheduled on or before April 30, 2012, for July 1, 2012 based on the December 2011 index.

Dated: For April 26, 2010 Edition

Department of Commerce

Office of Energy Security

Minnesota Public Utilities Commission (PUC)

Decisions on MEP-I, LLC and MEP-II, LLC's Proposed Mesaba IGCC Power Station Project: Environmental Impact Statement Adequacy, Designation of Sites and Routes Associated with Large Electric Power Generating Plant (LEPGP) Site Permit, a High Voltage Transmission Line (HVTL) Routing Permit and a Pipeline (Partial Exemption) Routing Permit. PUC Docket No. E6472/GS-06-668

At its regular meeting on March 4, 2010, the Minnesota Public Utilities Commission (Commission) determined that the Environmental Impact Statement and the record created at the public hearing had adequately addressed the issues identified in the Scoping Decision.

The Commission also designated a LEPPG site, HVTL routes and a Pipeline route, and issued the appropriate site/route permits.

MEP-I LLC and MEP-II LLC are proposing to construct and operate a fuel-flexible Integrated Gasification Combined Cycle (IGCC) power plant. The proposed power plant will be constructed in two phases; each phase will be capable of producing approximately 600 MW (net) of baseload power.

In the E-Gas™ process, coal, petroleum coke, or blends of coal and petroleum coke are crushed, slurried with water, and pumped into a pressurized vessel (the gasifier) along with purified amounts of oxygen. In the gasifier, controlled reactions take place, thermally converting feedstock materials into a gaseous fuel known as synthetic gas, or syngas. The syngas is cooled, cleaned of contaminants, and then combusted in a combustion turbine (CT), which is directly connected to an electric generator. The assembly of the CT and generator is known as a combustion turbine generator (CTG). The expansion of hot combustion gases inside the CT creates rotational energy that spins the generator and produces electricity. The hot exhaust gases exiting the CTG pass through a heat recovery steam generator (HRSG), a type of boiler, where steam is produced. The resulting steam is piped to a steam turbine that is connected to an electric generator. The expansion of steam inside the steam turbine spins the generator to produce an additional amount of electricity. When a CTG and a steam turbine generator (STG) are operated in tandem at one location to produce electricity, the combination of equipment is referred to as a combined cycle electric power plant. Combining the gasification process with the combined cycle design is known as integrated gasification combined cycle (IGCC).

When both phases are completed, each of the two power blocks will consist of two CTG (approximately 220 MW each) and one STG (approximately 300 MW). Two E-Gas gasification trains will supply the CTGs with Syngas. Power generated from the project will be interconnected to the regional electrical grid via high voltage transmission lines, at the Blackberry substation.

Inquiries about this project should be directed to the DOC project manager, Bill Storm (bill.storm@state.mn.us) or the public adviser,
(Cite 34 SR 1461)

Official Notices

Deb Pile (*Deborah.Pile@State.mn.us*) 85 - 7th Place East, Suite 500, St. Paul, MN 55101, telephone: (651) 296-7502, facsimile: (651) 297-7891 (TTY relay service 1-800-627-3529).

Copies of documents relative to this docket can be obtained through the DOC Project Manager and maybe viewed at PUC web site:
<http://energyfacilities.puc.state.mn.us/Docket.html?Id=16573>

Dated: 13 April 2010

Minnesota Comprehensive Health Association (MCHA) Notice of Meeting of the Nominating Committee April 30, 2010

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA), Nominating Committee will be held at 8:30 a.m. on Friday, April 30, 2010. The meeting will take place **via conference call** at the MCHA executive office located at 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN.

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

Minnesota Housing Finance Agency (MHFA) Notice of Hearing on Bond Issues for Qualified Mortgage Bonds

NOTICE IS HEREBY GIVEN that the Minnesota Housing Finance Agency (the "Agency") will hold a public hearing at 10:00 a.m. on Thursday, May 13, 2010 at the Minnesota Housing Finance Agency, 400 Sibley Street, Suite 300, St. Paul, Minnesota 55101, for the purposes of taking public testimony regarding the issuance of qualified mortgage bonds, comprising one or more series, in an aggregate principal amount not exceeding \$500,000,000. The bonds will be issued as qualified mortgage bonds subject to the mortgage eligibility requirements of Section 143 of the Internal Revenue Code of 1986, as amended, and, after payment of expenses and funding of reserves, will provide approximately \$490,000,000 of mortgage loans to certain low and moderate income, first-time homebuyers of single family owner-occupied residences located throughout the State of Minnesota, which homebuyers qualify under the Agency's single family mortgage program and applicable federal tax law.

The Agency's single family mortgage program is further described in the MHFA Mortgage Program Procedural Manual, a copy of which may be obtained from the Agency. Said bonds may be issued either as refunding bonds to refund certain outstanding bonds of the Agency or as "new money" bonds using a portion of the Agency's state bond volume allocation, and may be issued either as short-term bonds, subject to refunding or remarketing at a subsequent date on a long-term, fixed or variable rate basis, or as long-term, fixed or variable rate bonds on original issuance. The bonds covered by this hearing notice, up to an aggregate principal amount not exceeding \$500,000,000, are anticipated to be issued periodically to fund the Program during the calendar years 2010 and 2011, until fully utilized.

Parties wishing to comment on the financing program may appear in person at the hearing or may submit written comments to the undersigned prior to the hearing, which comments will be considered at the hearing. Parties desiring additional information should contact Ms. Sharon Bjostad of the Agency (651-282-2577).

Dan Bartholomay, Commissioner
Minnesota Housing Finance Agency

**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 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 April 27, 2010 the Department may add the following outpatient prescribed drugs to the state MAC list:

Drug Name

LANSOPRAZOLE
METAXALONE
LOSARTAN

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 \$55,000.00 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.

**State Board of Investment
Meeting Notice for the State Board of Investment Administrative Committee on
May 4, 2010**

The State Board of Investment Administrative Committee will meet on Tuesday, May 4, 2010 at 11:00 A.M. at the State Board of Investment, Suite 355, 60 Empire Drive, St. Paul, MN 55103

Official Notices

Department of Revenue

Official Notice: Cigarette Sales Tax – Rate Change

Pursuant to *Minnesota Statutes*, section 297F.25, the current cigarette sales tax rate is 33.0 cents per pack of 20 cigarettes. The Commissioner of Revenue has determined that the new tax rate will be 34.6 cents per pack of 20 cigarettes. For packs of cigarettes with other than 20 cigarettes, the tax must be adjusted proportionally. This rate is effective for sales on or after August 1, 2010.

Publication Date: April 26, 2010

Minnesota Department of Transportation (Mn/DOT)

Engineering Services Division

Office of Construction

Notice of Suspension

NOTICE IS HEREBY GIVEN that the Department of Transportation (Mn/DOT) has ordered that the following vendors be suspended effective December 28, 2009, until final disposition of the Hearing scheduled for March 15, 2010:

- Riley Bros. Companies Inc. and its affiliates, Morris MN
- Riley Bros. Construction Inc. and its affiliates, Morris MN

Notice of Debarment

NOTICE IS HEREBY GIVEN that the Department of Transportation (Mn/DOT) has ordered that the following vendors be debarred effective February 24, 2010, for a period of three (3) years:

- Joseph Edward Riley, Morris MN
- John Thomas Riley, Morris MN

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.

Great Business Opportunities

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:

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Minnesota Housing Finance Agency (MHFA)

Minnesota Housing Consolidated Request for Proposals

- **2010 Single Family Request for Proposals**
- **2010 Multifamily Request for Proposals**
- **2011 Housing Tax Credit Program Request for Proposals**
- **2010 Multifamily 501 (c) (3) Request for Proposal**

Minnesota Housing finances and advances affordable housing opportunities for low and moderate income Minnesotans to enhance quality of life and foster strong communities. The Consolidated RFP will provide \$75.8 million in funding (including funding partners) that aligns with the Agency's strategic priorities as well as the following additional priorities under this funding round: foreclosure remediation, economic integration, transit-oriented development and development-ready proposals that stimulate job growth. This Consolidated RFP will be available on the Minnesota Housing website at www.mnhousing.gov on April, 26, 2010.

Combined Single Family and Multifamily Funding for Economic Development and Housing Challenge Program funds (Challenge Program): A total of approximately \$12 million is available for SINGLE FAMILY AND MULTIFAMILY proposals. This amount includes \$1.395 million set aside for Indian Housing proposals.

Single Family - approximate funding

- 2% Interim Construction Financing \$3 million

Multifamily – approximate funding

- Housing Tax Credit \$11million
- Section 1602- subject to the extension of the 2010 program TBD
- Low and Moderate Income Rental Program (LMIR) through tax-exempt and taxable bonds for first mortgage financing \$20 million
- Preservation ARIF (PARIF) \$7 million
- Publicly Owned Housing Program (POHP) \$6.5 million
- Ending Long-term Homelessness initiative Fund (ELHIF) \$7 million
- Flexible Financing for Capital Funding \$3.5 million

State Grants & Loans

Funding Partner Programs and Estimated Funding Available:

- \$1.5 million from Metropolitan Council – Local Housing Incentive Account is available for SINGLE FAMILY AND MULTIFAMILY proposals.
- \$1.0 million from Metropolitan Council – LAAND program is available for SINGLE FAMILY AND MULTIFAMILY proposals.

Single Family - funding is approximate

- Greater Minnesota Housing Fund \$400,000

Multifamily - funding is approximate

- Greater Minnesota Housing Fund \$1 million
- Department of Human Services – Adult Mental Health Division (DHS-AMHD) - Housing with Supports for Adults with Serious Mental Illness (HSASMI) Program Operating Subsidy \$930,000
- Minnesota Department of Employment and Economic Development (MN DEED) - Small Cities Development Program (SCDP) \$1 million

Special Multifamily RFP- \$8.5 Million in 501 (c) (3) Nonprofit Housing Bonds

The 2010 State bonding bill amended the 2008 nonprofit housing bonding authority, allowing the agency to issue up to \$36 million in 501 (c) (3) nonprofit housing bonds. The funding is available to finance the cost of construction, acquisition, preservation and rehabilitation of permanent supportive affordable rental housing for Long Term Homeless or foreclosed or vacant housing to be used for affordable rental housing. For additional information regarding the 501 (c) (3) bond Program: www.mnhousing.gov/idc/groups/public/documents/document/mhfa_002031.pdf

Application Process:

Applications are must be received by 5:00 p.m. on or before May 11, 2010. Any funds remaining after the Special RFP will be rolled into the Agency's Consolidated RFP. For application materials:

www.mnhousing.gov/resources/apply/multifamily/MHFA_004722.aspx

The current strategic priorities are:

- Finance new affordable housing opportunities
- Preserve existing affordable housing
- End long-term homelessness
- Increase emerging market homeownership
- Address the foreclosure crisis through prevention and recovery

Eligible Locations:

Minnesota Housing funds are generally available statewide; while respective RFP partners' funds are available only in the Twin Cities Metropolitan area or Greater Minnesota depending upon the specific funding partner and funds available.

Eligible Applicants:

In general, eligible applicants for the majority of resources include Minnesota cities, for-profit organizations, nonprofit organizations, private developers, natural persons, Indian tribes or tribal housing corporations, public housing agencies, joint powers board established by two or more cities, and cooperative housing corporations.

Single Family and Multifamily Applications Availability, Technical Assistance, RFP Due Dates:

- The Single Family and Multifamily, Housing Tax Credit applications, materials and instructions will be available on Monday, April 26, 2010 on the Minnesota Housing website at: www.mnhousing.gov. If you are unable to access the website or need assistance locating or identifying the appropriate materials, contact the Multifamily Division at (651) 297-3294 or Toll Free: 1-800-657-3701 or Single Family Division at (651) 297-3118 or Toll Free: 1-800-710-8871.
- Single Family staff is available for technical assistance on an on-going basis. RFP information sessions will

State Grants & Loans

occur at Minnesota Housing on May 18, 2010 and via a webinar on May 25, 2010. Registration information will be posted on at the following web link:

www.mnhousing.gov/resources/training/sf-assistance/index.aspx.

- Multifamily Division staff is available for technical assistance on an on-going basis. Additionally, a Multifamily RFP and Housing Tax Credit webcast has been scheduled for May 6, 2010. Please refer to the Minnesota Housing website at:

www.mnhousing.gov/resources/training/mf-assistance/index.aspx

for registration and additional information.

- Single Family RFP applications must be received by **5:00 p.m.** on or before **Thursday, June 24, 2010** at Minnesota Housing. Refer to the 2010 Single Family RFP Consolidated Application Guide and Instructions for submission requirements.
- Multifamily and Housing Tax Credit (2011 Round 1): Must be received by **5:00 p.m. on or before Tuesday, June 15, 2010.**
- Housing Tax Credit (2011 Round 2): Must be received by Minnesota Housing by **5:00 p.m. on or before Tuesday, February 1, 2011**
- Multifamily RFP and 2011 Housing Tax Credit applications must include the following materials:
 - 1.) The Multifamily Application Form electronically submitted.
 - 2.) The Multifamily Application Form with original signature plus two (2) copies.
 - 3.) All required attachments (narratives, forms and submittals) plus two (2) copies.
 - 4.) Housing Tax Credit Application Fee.
 - 5.) Electronically submitted designated attachments as noted on the Master Application Checklist.

Please refer to the Minnesota Housing website at:

www.mnhousing.gov/resources/apply/multifamily/index.aspx

NOTE: *Except as provided above, applications that are faxed, e-mailed, submitted late or determined to be incomplete will not be accepted and will be returned to the applicant.*

Minnesota Housing Board Approval:

- Recommendations for Minnesota Housing Single Family and Multifamily proposal selections will be made at the October 28, 2010 Minnesota Housing Board meeting. Multifamily RFP and Housing Tax Credit (2011 Round 1) funding recommendations will also be made at the October 28, 2010 Minnesota Housing Board meeting.
- Housing Tax Credit (2011 Round 2) funding recommendations will be made at the April 28, 2011 Minnesota Housing Board Meeting.

Funding partner's single-family and multifamily proposal recommendations will be presented at their individual board meetings.

Funding Notification:

- Notification of Single Family, Multifamily Programs and 2011 Housing Tax Credit funding awards will be posted on the Minnesota Housing website after the Board meetings noted above. Multi Family Selection letters will be mailed within 10 business days of the approval. Single Family Agreements will be mailed within 20 working days of the board meeting. Organizations awarded funds from Minnesota Housing funding partners will be notified from the appropriate funding partner directly, after each of their respective board meetings.

This Consolidated Request for Proposal is subject to all applicable federal, state, and municipal laws, rules, and regulations. Minnesota Housing reserves the right to modify or withdraw this RFP at any time and is not able to reimburse any applicant for costs incurred in the preparation or submittal of proposals.

State Grants & Loans

It is the policy of the Minnesota Housing to further fair housing opportunity in all Agency programs and to administer its housing programs affirmatively, so that all Minnesotans of similar income levels have equal access to Agency programs regardless of race, color, creed, religion, national origin, sex, sexual orientation, marital status, status with regard to receipt of public assistance, disability, or family status.

SINGLE FAMILY RFP

Minnesota Housing, in partnership with Greater Minnesota Housing Fund, Family Housing Fund, Metropolitan Council, Minnesota Department of Corrections and Department of Employment and Economic Development announce the availability of funds through a Consolidated Request for Proposals (RFP).

Funds are available to assist with acquisition/rehabilitation/resale demolition, home improvement, or development housing activities for low and moderate-income residents of Minnesota.

Funding is also available for the acquisition of land for future development (LAAND) that includes affordable housing and is consistent with a community's projected affordable housing needs and strategic growth goals. Only communities within the seven-county metropolitan area participating in the Livable Communities Act Local Housing Incentives Account program are eligible to receive Metropolitan Council LAAND funds.

The Consolidated RFP represents an effort to coordinate the resources available within the Agency, and to address communities' comprehensive housing efforts.

Limited Fund Program Information:

The Limited Fund programs are highly competitive. Limited Fund proposals will be presented to a Selection Committee for evaluation, scoring and funding consideration. The Selection Committee is comprised of Minnesota Housing staff, and representatives from the various partners.

Programs Available:

• Greater Minnesota Housing Fund (GMHF):

- 1) GMHF operates a \$25 million revolving interim loan fund (competitive, below-market, interest-bearing loans). Interim loan resources are available to public, private and non-profit developer partners for land acquisition, infrastructure, construction and purchase/rehabilitation of existing homes in greater Minnesota, with a high priority on the acquisition of foreclosed, blighted and vacant homes as part of comprehensive neighborhood revitalization initiatives.
- 2) GMHF provides gap financing (interest-free, deferred loans) for homebuyers (not exceeding 80% statewide median income, preference given to 50% SMI). GMHF places a priority on local and regional foreclosure recovery programs that address blight, have neighborhood impact, and provide housing opportunities for low- and moderate-income families. Financing for the creation of new homes must meet Building Better Neighborhoods' program criteria. Local leverage is required. Additional funds are available to support projects with employer assistance. GMHF's maximum assistance per unit is \$15,000. GMHF deferred loans are limited to families with dependent children.
- 3) GMHF also provides gap financing (interest-free, deferred loans) to facilitate the rehabilitation of affordable owner-occupied housing (not exceeding 80% statewide median income, preference given to 50% SMI). GMHF's funding priorities include substantial rehab of aging, owner-occupied single-family housing, in conjunction with a larger community revitalization effort. Local leverage is required. GMHF's maximum assistance per unit is \$15,000. GMHF housing rehabilitation funding is limited to families with dependent children.

All projects funded by GMHF must meet Minnesota Green Communities standards. GMHF pre-approved Green Building Better Neighborhoods (BBN) home plans addressing Green housing standards and the Green Specifications for Single Family Housing Rehabilitation in Minnesota are available from Greater Minnesota Housing Fund free of charge at: www.gmhf.com

State Grants & Loans

BBN and Rehab Program Contact: Andrew Schlack (651) 221-1997
aschlack@gmhf.com

MN Green Program Contact: John Harrington (651) 221-1997
jharrington@gmhf.com

• **Community Revitalization Fund (CRV)** The CRV is the umbrella name for a variety of limited funding resources offered through Minnesota Housing that are provided under one fund. Funding resources include the Challenge Program, and internal interim construction financing programs. Funds are provided in the form of a construction loan or deferred loan, repayable to Minnesota Housing. Under certain circumstances and justification a grant may be provided. Generally, if an activity may be addressed through a loan rather than a grant, a loan will be provided.

Program Contacts:

Terry Hanna (651) 296-9567 *terry.hanna@state.mn.us*
Nancy Slattsveen (651) 296-7994 *nancy.slattsveen@state.mn.us*

Indian Housing:

Rick Smith (651) 297-4060 *smith.rickp@state.mn.us*

LAAND contact:

Carol Dixon (651) 296- 0756 *carol.dixon@state.mn.us*

• **Local Housing Incentive Account (LHIA)** The Metropolitan Council provides funds for this program. Funds from this account are awarded as grants that must be matched on a dollar-for-dollar basis by the municipality receiving the funds. These grant funds may be used for costs associated with projects that help municipalities meet their negotiated housing goals, including, but not limited to acquisition, rehabilitation and construction of permanent affordable and life-cycle housing. Only communities within the seven-county metropolitan area participating in the Livable Communities Act Local Housing Incentives Account program are eligible to receive Metropolitan Council LHIA grant funds.

Program Contact:

Linda Milashius (651) 602-1541 *linda.milashius@metc.state.mn.us*

• **Institution Community Work Crew (ICWC) Affordable House Building Program.** The Minnesota Department of Corrections (MNDOC) may provide assistance through the Institution Community Work Crew (ICWC) Affordable House Building Program on a pipeline basis. ICWC Affordable House Building Program can provide interest-free interim construction financing, but only to non-profit entities. A letter from the MNDOC must be attached to your proposal indicating if an ICWC program is or will be available in the area you have identified. Contact the Program Manager for future availability of funds.

Program Contact:

Ron Solheid (651) 361-7123 *ron.solheid@state.mn.us*

Types of Funds Available:

The type, terms and conditions of assistance provided will vary depending upon the needs outlined in each application and the availability of funding resources.

The contributing partners strongly encourage communities to leverage funds with the resources available through this RFP to address the local housing need(s) identified in their comprehensive housing plan.

Funding Partners Program Income Limits/Guidelines:

Please refer to each of the program concepts for specific income limits/guidelines.

State Grants & Loans

- Greater Minnesota Housing Fund serves families with children with incomes that do not exceed 80% of the statewide median income. Funding preference will be given for projects that use green building techniques and focus on closing the homeownership gap for emerging markets.
- Metropolitan Council's LHIA serves households with incomes that do not exceed 80% of the Twin Cities metropolitan area median income with preference for proposals with a significant component serving households at 60%. Rehabilitation and redevelopment programs in areas of low valued, blighted or substandard properties where the local government is engaged in a redevelopment and neighborhood improvement effort to which they have community matching funding, may serve households up to 115% of area median income.
- The Minnesota Department of Corrections - Institution Community Work Crew Affordable House Building Program serves households with incomes at or below 80% of greater of state or area median income. In certain areas households with incomes of up to 115% of state median may also be served. Homes must be priced so as not to compete with the private residential construction industry.
- Minnesota Housing only serves households with incomes that are at or below 115% of the greater of state or area median income.

Ongoing Program Information:

Organizations may apply for any of the following Minnesota Housing programs at any time during the year. Applications for these programs are not included in the SF RFP but information can be obtained by contacting a Minnesota Housing staff person listed below.

- Community Activity Set Aside Program (CASA) - GMHF's BBN projects are automatically eligible for first mortgages and enhancements from the Minnesota Housing's CASA program.
- Community Fix-up Fund (CFUF)

Twin Cities Metropolitan Region: Any Representative Listed Below

Southwest Region:	Any Representative Listed Below		
Central Region:	Jonathan Stanley	(651) 297-3656	Stanley.JonathanA@state.mn.us
Northeast Region:	Devon Pohlman	(651) 296-8255	devon.pohlman@state.mn.us
Northwest Region:	Chuck Callender	(651) 296-8843	chuck.callender@state.mn.us
Southeast Region:	Cheryl Rice	(651) 297-3124	cheryl.rice@state.mn.us
West Central Region:	Michael Nguyen	(651) 296-97620	michael.nguyen@state.mn.us

2010 MULTIFAMILY REQUEST FOR PROPOSALS 2011 HOUSING TAX CREDIT PROGRAM REQUEST FOR PROPOSALS

Minnesota Housing, in partnership with Greater Minnesota Housing Fund, Family Housing Fund, Metropolitan Council, Minnesota Department of Employment and Economic Development and Minnesota Department of Human Services announce the availability of funds through a Consolidated Request for Proposals (RFP) Funds are available to assist in the development, construction, acquisition, refinance, demolition, or rehabilitation of affordable rental housing for low and moderate-income residents of Minnesota. Limited amounts of funding are available on an open pipeline basis. The RFP represents an effort to coordinate the resources available within Minnesota Housing and throughout the state of Minnesota to address communities' comprehensive housing needs and to foster stronger communities.

The HTC program continues to have two funding rounds per year. Information regarding the HTC 2011 Round 2 is outlined in the HTC section of this publication.

Eligible applicants are invited to submit proposal(s) to the 2010 RFP and the 2011 Housing Tax Credit Program (HTC) using the Common Application and its required forms and submittals. Comprehensive housing proposals that consist of both single family and multifamily units within the same geographical area are required to complete both a single family and multifamily application.

FOR FURTHER INFORMATION, REFER TO THE MULTIFAMILY REQUEST FOR PROPOSAL GUIDE AVAILABLE ON THE MINNESOTA HOUSING WEBSITE AT: www.mnhousing.gov

MULTIFAMILY RFP FUNDING AVAILABILITY

Types of Multifamily Funding Available:

Deferred Loan Funds are generally in the form of a zero (0) percent, 30 year deferred or subordinate loan or grant. Actual interest rate, term and type of loan or grant will vary depending upon recommended funding source(s) and will be discussed with sponsors/applicants upon selection for funding. For the POHP program, the terms are 0% interest rate, 20 year loans that are forgivable.

Long term fixed rate mortgages for acquisition, refinance, or new construction of multifamily housing for developments that generate adequate income to service debt are also available. These mortgages are offered through the LMIR program. First mortgages may be used in conjunction with housing tax credits for new construction or acquisition/rehabilitation.

Operating Subsidies are available for new or existing Minnesota Housing financed developments and are available in two forms; revenue shortfall, and unique costs. Operating subsidies are awarded in the form of a grant to the owner and may be awarded for the term of two years.

Rental Assistance funding for tenant or sponsor-based programs is awarded in the form of a grant and can be provided to a tenant for the term of the grant generally no more than five consecutive years.

Eligible Applicants, Projects, and Activities:

Eligible applicants for the majority of resources include Minnesota cities, limited dividend entities, for-profit organizations, nonprofit organizations, private developers, corporations, partnerships, natural persons, Indian tribes or tribal housing corporations, public housing agencies, joint powers boards established by two or more cities, and cooperative housing corporations.

Funding sources available for capital funding can be used for a variety of activities and housing types. Eligible projects must contain a minimum of four units. Scattered site developments must be located in the same city or county and contain a minimum of four units. Eligible activities include new construction, acquisition of land or existing structures, rehabilitation of housing, refinancing of existing loans, preservation of federally assisted housing, conversion to housing from another use, demolition, construction financing, permanent financing. Rental assistance and operating subsidies are eligible activities, however funding is limited. Eligible housing types include emergency shelters, transitional housing, permanent supportive housing, service-enriched housing, and permanent affordable housing.

Minnesota Housing has funding priorities for certain developments (e.g. housing in which all or a portion of units will be targeted to households experiencing long-term homelessness, workforce housing in areas of job and population growth).

Developments with age restrictions of 55 and older are not a funding priority under most funding sources. In addition, nursing homes, board and care facilities, and supervised living facilities licensed by the Minnesota or a delegated local Department of Health are not eligible for funding, nor are properties where residents require a 24-hour plan for supervision and/or medical/health care.

All of the funding priorities are contained in the Multifamily Request for Proposal guide on the Minnesota Housing website:

www.mnhousing.gov/housing/developers/common-app/index.aspx

Income and Rent Limits:

The overall goal of the RFP process is to serve low to moderate income households. Priority will generally be given to those developments serving the lowest income households. The relationship between proposed rent levels and Fair Market Rents/Payment Standards is an important factor because it is crucial that Section 8 voucher holders are able to rent units in Minnesota Housing financed developments. For individual program rent and income limits, refer to the Multifamily Consolidated Request for Proposal Guide on the Minnesota Housing website.

2011 HOUSING TAX CREDIT PROGRAM (HTC)

Minnesota Housing is accepting 2011 Round 1 competition applications for reservation and allocation of 2011 Housing Tax Credits, authorized by the Federal Tax Reform Act of 1986, as revised. Please refer to the Important Dates section of this RFP for additional details.

Housing Tax Credits offer a ten-year reduction in tax liability to owners and investors in eligible low-income rental housing develop-

State Grants & Loans

ments involving new construction, rehabilitation, or acquisition with rehabilitation. General information on tax credit availability is posted on the Minnesota Housing website.

Total estimated 2011 tax credits available for the State of Minnesota is approximately \$11 million. Minnesota Housing has estimated the housing credit ceiling for Minnesota for calendar year 2011 based upon the amounts of the housing credit ceiling for calendar year 2010. The actual housing credit ceiling for the year 2011 will not be known by Minnesota Housing until some time in February or March of 2011.

2011 Round 1 will be the primary tax credit selection / allocation round. It is anticipated that most of the 2011 tax credits will be forward selected during this round for the 2011 tax credit year. Any credits remaining following the conclusion of the 2011 Round 1 will be made available for 2011 Round 2.

2011 PROGRAM, QAP, PROCEDURAL MANUAL AND SCORING CHANGES

As part of its annual revisions process, Minnesota Housing's 2011 Housing Tax Credit Program, Qualified Allocation Plan, Procedural Manual, Self-Scoring Worksheet and various related programmatic documents have been revised in several key respects. Additional detail regarding these changes can be found on the Housing Tax Credit Allocation page of the Minnesota Housing website at:

www.mnhousing.gov/housing/tax-credits/allocation/index.aspx

Credit Formula:

The Minnesota Legislature designated Minnesota Housing as the primary allocating agency for housing tax credits for the state and authorized eligible cities and counties to administer the tax credits in their respective jurisdictions based on the *Minnesota Statutes* Section 462A.222 and 462A.223.

Minnesota Housing Administration of Tax Credits:

In both tax credit rounds, applicants with eligible buildings in the balance of the state, not within the jurisdiction of a suballocator, may apply to Minnesota Housing for an allocation of housing tax credits.

Each year, 10 percent of the state ceiling is set aside by Minnesota Housing for allocation to nonprofit sponsored developments with a Section 501(c)(3) or 501(c)(4) status or appropriate designation approval by the IRS as required by Section 42(h)(5). Qualified nonprofit organizations can apply to Minnesota Housing for these credits, regardless of the geographic location of the proposed low income housing development, as specified in the Qualified Allocation Plan.

Local Administration of Tax Credit:

The following eligible cities and counties have the authority to administer the tax credits locally:

(S) Suballocator		(JPS) Joint Powers Suballocator	
(S) St. Paul	(651) 266-6020	(JPS) Duluth	(218) 730-5303
(S) Dakota County	(651) 675-4478	(JPS) St. Cloud	(320) 252-0880
(S) Minneapolis	(612) 673-5263	(JPS) Rochester	(507) 328-2008
(S) Washington Cty.	(651) 458-0936		

In Round 1, applicants with eligible buildings located within the jurisdiction of the above Suballocators (S) must apply to the local administrators (suballocators) for allocation of the housing tax credit. Joint Powers suballocators enter into an agreement with Minnesota Housing to perform allocation and compliance functions. Applicants with eligible buildings located within the jurisdiction of the above Joint Powers Suballocators (JPS) must submit complete applications to both the local administrators (joint powers suballocators) and to Minnesota Housing concurrently. Nonprofit applicants may apply both to Minnesota Housing and the suballocator for an allocation. For further information, please contact the suballocator at the telephone numbers listed above.

In Round 2, all unallocated tax credits will be transferred to a unified pool for allocation by Minnesota Housing on a statewide basis as specified in the Qualified Allocation Plan.

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.

Great Business Opportunities

The state spends about \$2 billion a year on 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.

Subscribers receive a list of **all current contracts and grants**, as well as LINKS to the *State Register*, Bookmarks, and a growing INDEX to each volume, including the current issue, and previous volumes. To view, open the *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**
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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 Loretta J. Diaz, our subscriptions manager, at (651) 297-8777, or **Fax:** (651) 297-8260, or **E-mail:** loretta.diaz@state.mn.us

Department of Administration (Admin) Notice of Availability of Request for Proposal (RFP) for Professional Consulting Services Selection for Flexible Work Environments, RECS# 02664XXD

The State of Minnesota, Department of Administration, Real Estate and Construction Services ("State") is soliciting proposals from interested, qualified consultants for professional consulting 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." Project questions will be taken by Sherry Van Horn at sherry.vanhorn@state.mn.us.

The Department of Administration, Real Estate and 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

Minnesota State Colleges and Universities (MnS CU)

Office of the Chancellor

Information Technology Services

Request for Proposals for Identifying a Vendor Who Specializes in eCommunications Gateway Services for Use by the MnSCU Office of the Chancellor

The Minnesota State Colleges and Universities (MnSCU) Office of the Chancellor is requesting proposals to assist MnSCU in the selection of a vendor to provide sms/text and e-mail gateway service solution(s) for their E-Communications System. MnSCU intends to establish a contract for services from the successful vendor responder.

Department: Minnesota State Colleges and Universities, Office of the Chancellor
Sealed Proposals for: eCommunications Services
Will be received by: Nathan Sorensen, ITS Contract and Purchasing
Office of the Chancellor
Wells Fargo Place
30 - 7th Street East, Suite 350
St. Paul, MN 55101-7804

Inquiries about this RFP, and receiving proposals, must be directed to:

Nathan Sorensen, ITS Contract and Purchasing
Telephone: (651) 201-1524
E-mail: Nathan.Sorensen@csu.mnscu.edu

All responses to this RFP must be received no later than 2:00 p.m. Central Standard Time on May 20, 2010.

For a complete copy of the RFP and required submission materials, please visit our website at <http://www.its.mnscu.edu/rfp>.

Minnesota State Colleges and Universities (MnSCU)

Office of the Chancellor

Information Technology Services

Request for Proposals for Identifying a Vendor Who Specializes in Enterprise J2EE Application Development for Use by the MnSCU Office of the Chancellor

The Minnesota State Colleges and Universities (MnSCU) Office of the Chancellor is requesting proposals to assist MnSCU in the selection of a vendor to provide J2EE software development for our Student's First Initiative. MnSCU intends to establish a contract for services from the successful vendor responder.

Department: Minnesota State Colleges and Universities, Office of the Chancellor
Sealed Proposals for: Student First Program
Will be received by: Nathan Sorensen, ITS Contract and Purchasing
Office of the Chancellor
Wells Fargo Place
30 - 7th Street East, Suite 350
St. Paul, MN 55101-7804

Inquiries about this RFP, and receiving proposals, must be directed to:

Mark Malecek, System Director of Software Development
Telephone: (320) 313-4102

E-mail: *mark.malecek@csu.mnscu.edu*

All responses to this RFP must be received no later than 2:00 p.m. Central Standard Time on May 17, 2010.

For a complete copy of the RFP and required submission materials, please visit our website at <http://www.its.mnscu.edu/rfp>.

**Minnesota State Colleges and Universities (MnSCU)
Office of the Chancellor
Information Technology Services
Request for Proposals for Online Graduation Planner for Use by the MnSCU
System**

The Minnesota State Colleges and Universities (MnSCU) Office of the Chancellor is requesting proposals for a web-based academic degree planning tool that will allow students to access course and program requirements, create customized plans for timely graduation/completion, share information with advisors and create “what if” scenarios to explore options. MnSCU intends to establish a contract for services from the successful vendor responder.

Department: Minnesota State Colleges and Universities, Office of the Chancellor
Sealed Proposals for: Online Graduation Planner
Will be received by: Nathan Sorensen, ITS Contract and Purchasing
Office of the Chancellor
Wells Fargo Place
30 - 7th Street East, Suite 350
St. Paul, MN 55101-7804

Inquiries about this RFP, and receiving proposals, must be directed to:

Nathan Sorensen, ITS Contract and Purchasing
Telephone: (651) 201-1524
E-mail: *Nathan.Sorensen@csu.mnscu.edu*

All responses to this RFP must be received no later than 2:00 p.m. Central Standard Time on May 24, 2010.

For a complete copy of the RFP and required submission materials, please visit our website at <http://www.its.mnscu.edu/rfp>.

**Minnesota State Colleges and Universities (MnSCU)
Hennepin Technical College, Eden Prairie Campus
Notice of Availability of Request for Bid (RFB) for Auditorium Wheelchair Lift Project**

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Hennepin Technical College, is soliciting bids for the installation of a wheelchair lift in the auditorium. This project includes a new wheelchair vertical platform lift, associated electrical work, selective demolition, concrete work, masonry cutting and patching, rough and finish carpentry, carpeting and a metal railing.

A Pre-Bid Meeting will be held at 9:00 AM, Tuesday, May 4, 2010 in Auditorium Room J130 at Hennepin Technical College, Eden Prairie 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.

State Contracts

Sealed bids for this project will be received by:

Pauline Arnst
Hennepin Technical College
13100 College View Drive
Eden Prairie, MN 55445

A public bid opening will be held at **11:00 AM, Thursday, May 13, 2010 in Room H195** Hennepin Technical College, Eden Prairie Campus.

Interested parties may view the bidding documents at no cost on the website: Go to

<http://www.finance.mnscu.edu/facilities/design-construction/index.html>

and click on "Announcements" and then click on "**Advertisement for Bids (E-Plan Room)**" or download the digital documents at a cost of \$10.00. The sales of paper copies for projects listed on this site are not available.

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) Normandale Community College Request for Proposals for Contractor for Food Service Management

A full copy of the RFP Solicitation can be found on the Normandale Website: <http://www.normandale.edu/rfp/foodservice/index.cfm>. Vendors should check the website frequently and are expected to review information posted carefully before submitting a final proposal.

SUBMISSION:

Sealed proposals must be received at the following addresses no later than 3:00 P.M. CST. On Thursday, May 13, 2010:

Institution: Normandale Community College
Name: Chris Mikkelsen
Title: Director of Kopp Student Center
Mailing Address: Kopp Student Center
Normandale Community College
9700 France Ave South
Bloomington MN 55431

Mona Milius, Senior Principal Consultant
Bakergroup
606 - 3rd St. SE, Box 418
Tripoli, IA 50676-0418

RFP RESPONSES: RFP Proposals must be received at the above address no later than

**Minnesota State Colleges and Universities (MnSCU)
North Hennepin Community College
Sealed Bids Sought for Center for Business and Technology Renovation &
Addition Project, North Hennepin Community College, Brooklyn Park, MN**

Bids will be received by:

Cindy McCleary
Center for Business and Technology
Room 102
North Hennepin Community College
7411 - 85th Avenue North
Brooklyn Park, MN 55445

Until 20 May 2010; 2 PM, *local time*, at which time the bids will be opened and publicly read aloud at North Hennepin Community College, Center for Business Technology Building, Room 102.

Project Scope: Renovate 35,400 sf and add 29,000 sf to the existing Center for Business and Technology. Convert interior space into classrooms and offices, resulting in 28 percent more instructional space. Construct classrooms and computer labs for business and computer science career programs and workforce training.

A **Pre-Bid Meeting** will be held on Friday at 2 PM, 30 April 2010, in Room 102, *Center for Business and Technology Building at North Hennepin Community College*. The Architect/Engineer and/or College/University Representatives will review the bidding procedures, Bidding Documents and other conditions with interested Bidders and answer questions.

MnSCU is transitioning to a digital web based distribution process for Project Bid Documents. Therefore, construction documents for the project will only be available electronically beginning April 20, 2010 for this project from QuestCDN (see below).

QuestCDN – electronic copies

Interested parties may view the Bidding Documents at no cost on the website:

<http://www.finance.mnscu.edu/facilities/design-construction/index.html>

and click on “Announcements”, then click on “Advertisement for Bids (**E-Plan Room**)”. Bidding Documents can be downloaded for a non-refundable charge of \$10.00 beginning April 20, 2010. Planholders are parties that have downloaded the plans and specifications. Planholders will be notified via email as addenda are issued. Parties that download the plans and specifications and need to have them printed elsewhere are solely responsible for those printing costs. The sales of paper copies for projects listed on this site are not available. Contact QuestCDN.com at (952) 233-1632 or info@questcdn.com for assistance in viewing or downloading with this digital project information.

Bidding Documents are prepared by the Project Architect/Engineer; BKV Group.

BKV Group
222 North Second Street
Minneapolis, MN 55401
(612) 339-3752
Attn: Cindy McCleary
cmccleary@bkvgroup.com

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

Minnesota State Colleges & Universities (MnSCU)

Pine Technical College

Request for Sealed Bids for Various Simulation Equipment, Scenarios, and Training for Nursing Programs

Pine Technical College, Pine City, MN is accepting sealed bids for various simulation equipment, scenarios, and training until 2:00 p.m. on Monday, May 10, 2010, at which time bids will be opened and read. The equipment is needed for direct learning provided to students of nursing programs at two community colleges in the Minnesota College and Universities System, and incumbent healthcare workforce training with partner healthcare facilities. Simulation equipment, scenarios, and training are fully funded by Federal American Recovery and Reinvestment Act funds. They will provide a simulated patient experience for students and incumbent workers with no danger or safety concerns to a live patient.

Equipment includes two (2) adult advanced simulation manikins professionally installed, complete with 12" monitor, software and license, operator's tablet PC, patient monitor and software, patient cables, webcam, drug recognition kit, soft-sided transportation cases 10-simulation patient cases for auto mode, and 1-year warranty; two (2) extended warranties through year two, preventative maintenance on-site, and loaner simulation manikin; one (1) adult simulation manikin with peripheral kit with compressor, professionally installed; one (1) baby manikin and peripheral kit with a compressor, professionally installed; one (2) extended warranty through year two, preventative maintenance on-site, and loaner simulation manikin; one (1) day-long customized instruction on-site; one (1) intro to simulation training on-site for eight participants; one (1) NLN Simulation in Nursing Education Volume 1 simulation manikin scenario; two (2) ACLS Simulation scenarios; one (1) PALS simulation infant manikin scenario; two (2) Simulation in Nursing Education (NLN) Volume 1 for advanced simulation manikin.

Interested parties must contact Stefanie Schroeder at (320) 629-5126 or schroeders@pinetech.edu to obtain specifications for bid. Bids submitted by parties without having obtained specifications will not be considered.

Bids must be submitted to:

Stefanie Schroeder, Director of Strategic Initiatives
Pine Technical College
900 - 4th Street SE, Room 85
Pine City, MN 55063

And endorsed: **Simulation Equipment, Scenarios, and Training**

Pine Technical College reserves the right to reject any or all bids or portion thereof, to waive technicalities in bids, and to delay final award for a period of 15 days.

Minnesota State Colleges and Universities (MnSCU)

St. Cloud Technical and Community College

Request for Sealed Bids for Common Area Remodel

Sealed Bids for: Commons Area Remodel
St. Cloud Technical and Community College
St. Cloud, MN

will be received by: Susan Meyer
Purchasing Agent
St. Cloud Technical and Community College
Room 1-401H
1540 Northway Drive

St. Cloud, MN 56303

Until 2:00 PM local time, May 13, 2010 at which time the bids will be opened and publicly read aloud.

Project Scope: The project includes remodeling work in Commons 1-139, Dining 1-143 and counter modifications in the serving line. Remodeling includes demolition of suspended ceilings, lighting, diffusers, casework, folding partitions, doors and other miscellaneous items. New work includes new ceiling soffits and suspended ceiling, new walls and wall finishes, folding partitions, casework, doors, floor covering, lighting, diffusers and other electrical work.

A **Pre-Bid Meeting** will be held at 2:00 PM, May 4th, 2010, in Commons 1-139 at St. Cloud Technical and Community College. 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; GLTArchitects.

Interested parties may view the Bidding Documents at no cost on the website:

<http://www.finance.mnscu.edu/facilities/design-construction/index.html>

and click on "**Advertisement for Bids (E-Plan Room)**". Bidding Documents can be downloaded for a non-refundable charge of \$10.00. Planholders are parties that have downloaded the plans and specifications. Planholders will be notified via email as addenda are issued. Parties that download the plans and specifications and need to have them printed elsewhere are solely responsible for those printing costs. The sales of paper copies for projects listed on this site are not available. Contact QuestCDN.com at (952) 233-1632 or info@questcdn.com for assistance in viewing or downloading with this digital project information.

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)

Winona State University

Notice of Request for Proposals for Security Turnstiles for Memorial Hall Addition and Renovation/Integrated Wellness Complex

NOTICE IS HEREBY GIVEN that Winona State University, Winona, MN is seeking proposals for material and installation of interior 2-lane barrier arm/turnstiles for the Memorial Hall Addition and Renovation.

Proposal information will be available Monday, April 26, 2010 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 May 7, 2010** 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.

State Contracts

Minnesota State Colleges and Universities (MnSCU)

Winona State University

Request for Sealed Bids for a Set of Four Adams Dresden Classic Timpani with Wheels

NOTICE IS HEREBY GIVEN that Winona State University is seeking sealed bids for a set of four (32" 29" 26" & 23") Adams Dresden Classic Timpani Model #PHDCWSET4L. American Configuration with wheels. New or one-time trade show, clinic or workshop demo. Quote to include shipping.

Bid specifications will be available Monday, April 26, 2010 by contacting the Purchasing Department at PO Box 5838, 205 Somsen Hall, Winona, MN 55987, e-mail sschmitt@winona.edu or by calling (507) 457-5067.

Sealed bids must be received by Sandra Schmitt at PO Box 5838, or at 205G Somsen Hall, Business Office, Winona State University, Winona, MN 55987 by 3:00 PM Monday, May 10, 2010.

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

Minnesota State Retirement System (MSRS)

REISSUED: Notice of Availability of Contract for "Solutions Evaluation, Acquisition and Implementation for a Secure Network"

The Minnesota State Retirement System is requesting proposals for the purpose of continuing the process of creating our next generation network and security infrastructure. This is a long term investment with broad reaching implications for security, service delivery, and support capability within the MSRS IT enterprise. MSRS recognizes the challenge and will create a unique "evaluate, procure, and build forward" process in order to take an in-depth look at each technology domain and the products and services in that domain. MSRS intends to implement "best of breed" solutions that are easy to configure, support and monitor. During the RFP process, a vendor/demo product(s) will be selected and tested in a lab environment. A solution set will be determined and procured expeditiously to be installed as a test bed for interoperability testing prior to full implementation with subsequent support and annual maintenance. Products (in this order) include: Switch, Switch Router, Taps, Switch Matrix, Wireless, Firewalls, Load Balancers, VPN, IPS and associated services.

Within this single RFP there is the opportunity for a single vendor solution or bundled solutions and services. The project start date depends on the domain. The targeted start date for vendor demonstrations is June 14, 2010 with the last domain demonstration beginning on September 7, 2010. The RFP contains a Master Time Line link with all applicable dates.

Product	Response Due	Demo Date	Selection Date
Switch	5/17/10	6/14/10	7/9/10
Switch Router	5/17/10	6/14/10	7/9/10
Taps	5/17/10	6/14/10	7/9/10
Switch Matrix	5/17/10	6/14/10	7/9/10
Wireless	6/14/10	7/12/10	8/6/10
Firewalls	6/28/10	7/26/10	8/20/10
Load Balancers	7/12/10	8/9/10	9/3/10
VPN	7/26/10	8/23/10	9/17/10
IPS	8/9/10	9/7/10	10/1/10
Bundled Response	Due by date of earliest domain	Various	Various

A Request for Proposal will be available by mail from this office beginning April 26, 2010. **A written request by e-mail is required**

to receive the Request for Proposal.

The Request for Proposal can be obtained from:

Sue Willinger, Contract Administration
60 Empire Drive, Suite 300
St. Paul, MN 55103
E-mail: *Sue.willinger@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 12:00 PM CDT on the **Response Due** date for each domain listed on the table above. **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.

Minnesota Department of Natural Resources Notice of Availability of Contract for Blufflands State Trail System Exhibits

The Minnesota Department of Natural Resources is requesting proposals for the purpose of hiring a firm to plan, design, build and install new kiosks and kiosk panels, signs, displays and other interpretation and education materials for the Blufflands Trail System.

The areas of work for the contractor selected will involve design and installation of orientation maps at key locations along trail; rest area interpretive kiosks and displays; interpretive signage along the trail; printed visitor material; audio tours and guides and the design of kiosk structures and frames that are very durable and low maintenance.

The products and new installations that result from this project should have features that allow tourists, repeat visitors and trail town community residents to have an experience that meets their needs and expectations. The results should provide good visitor orientation and information and tell the natural resource and historical stories in an exciting manner for visitors using the trail system.

Work is proposed to start after May 15, 2010.

A written request (by direct mail or e-mail) is required to receive the Request for Proposal. A Request for Proposals will be available by mail from this office through May 5, 2010. After May 5, 2010, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Linda Arnesen, Offices Services Specialist
Minnesota Department of Natural Resources, Parks and Trails Division
500 Lafayette Road
St Paul MN 55155
Linda.Arnesen@state.mn.us
Phone: (651) 259-5631

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. Wednesday, May 12, 2010. **Late proposals will not 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

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.

Additional Contracts

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."

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.

WE ARE "MAP CENTRAL"

--- WE HAVE THOUSANDS OF MAPS ---

Mn/DOT has reissued their County Maps - in FULL COLOR
We have them at \$1.00 per map

NEW:

***Woodworking for Wildlife* - updated, Stock No. 275, \$19.95**

Minnesota author Carrol Henderson's popular book, *Woodworking for Wildlife*, Along with designs for 28 different nest box projects, this newly-expanded edition includes 300 color photographs and information on deterring nest predators, placing and maintaining boxes, and setting up remote cameras in nest boxes. The 164-page book, which has a soft cover that opens flat for easy use, features new designs for great crested flycatchers, mergansers, dippers, bumblebees and toads. *Woodworking for Wildlife* was printed in Minnesota on recycled paper manufactured in Cloquet and certified by the Forest Stewardship Council.



Several convenient ways to order:

- ♦ **Retail store** Open 8 a.m. - 5 p.m. Monday - Friday, 660 Olive Street, St. Paul
- ♦ **Phone** (credit cards): 8 a.m. - 5 p.m. Monday - Friday, 651.297.3000 (Twin Cities) or 1.800.657.3757 (nationwide toll-free)
- ♦ **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

PREPAYMENT REQUIRED. Prices and availability subject to change.

Fax and phone orders: Credit card purchases **ONLY** (American Express/Discover/MasterCard/VISA). Please allow 1-2 weeks for delivery. **Mail orders:** Complete order blank and send to address above. Enclose check or include credit card information. Please allow 4-6 weeks for delivery. Please make checks payable to "Minnesota's Bookstore." A \$20.00 fee will be charged for returned checks.

Stock No.	Title	Quantity	Unit Price	Total

Send my order to:

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Name _____

Street Address (Not deliverable to P.O. boxes) _____

City () State Zip _____

Daytime phone (In case we have a question about your order) _____

Credit card number: _____

Expiration date: _____ Signature: _____

Shipping Charges

<i>If Product</i>	<i>Please</i>
<i>Subtotal is:</i>	<i>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# _____