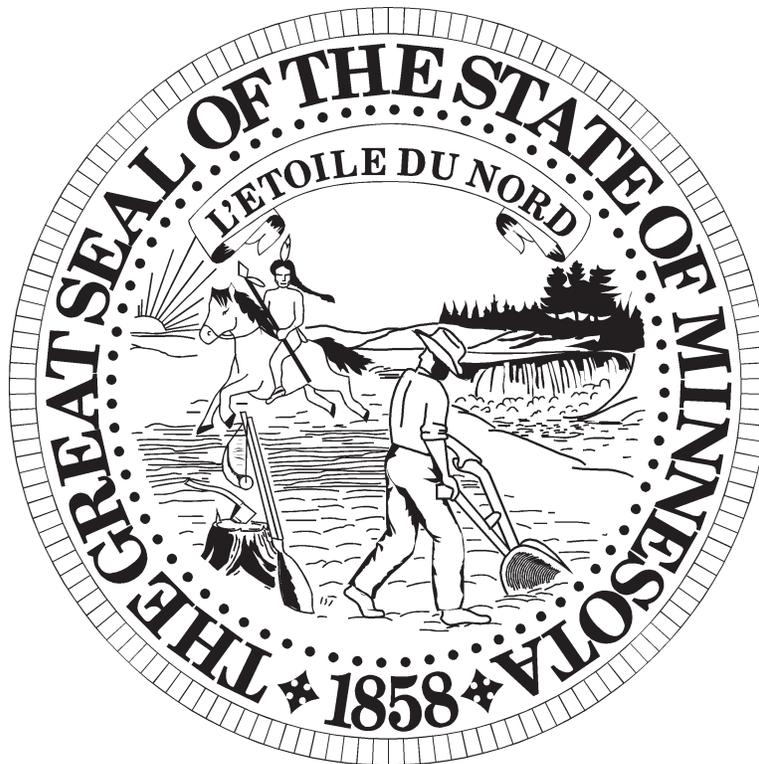


State of Minnesota

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**
Published every Monday (Tuesday when Monday is a holiday)

**Monday 31 August 2009
Volume 34, Number 9
Pages 263 - 300**

State Register

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

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
- Vetoed Rules
- Executive Orders of the Governor
- Appointments
- Proclamations
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Printing Schedule and Submission Deadlines

Vol. 34 Issue Number	PUBLISH DATE (BOLDFACE shows altered publish date)	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts	Deadline for Proposed, Adopted and Exempt RULES
# 9	Monday 31 August	Noon Tuesday 25 August	Noon Wednesday 19 August
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USPS Publication Number: 326-630 (ISSN: 0146-7751)

THE STATE REGISTER IS PUBLISHED by Materials Management Division, Department of Administration, State of Minnesota, pursuant to *Minnesota Statutes* § 14.46 and is available at main branch county libraries in Minnesota and all "State Depository Libraries:" State University and Community College libraries; University of Minnesota libraries; St. Paul, Minneapolis and Duluth Public Libraries; Legislative Reference Library; State Law Library; Minnesota Historical Society Library; and Library Development Service at the State Department of Education.

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Minnesota Rules: Amendments and Additions

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

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

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

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

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues #1-13 inclusive; issues #14-25 inclusive; issue #26 cumulative for issues #1-26; issues #27-38 inclusive; issue #39, cumulative for issues #1-39; issues #40-51 inclusive; and issues #1-52 (or 53 in some years), cumulative for issues #1-52 (or 53). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the *State Register*, contact Minnesota's Bookstore, 660 Olive Street (one block east of I-35E and one block north of University Ave), St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

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

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

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

Department of Natural Resources (DNR)

Adopted Expedited Emergency Game and Fish Rules: 2009 Deer Season Regulations, Quotas, and Special Hunts

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b). The statutory authority for the contents of the rule is *Minnesota Statutes*, sections 97A.311, 97A.401, 97A.411, 97A.465, 97A.535, 97B.111, 97B.301, 97B.305, and 97B.311.

The emergency conditions that do not allow compliance with *Minnesota Statutes*, sections 97A.0451 to 97A.0459, are that population data needed to establish quotas and classify deer areas are not available until June. New hunt conditions are provided for on an experimental basis for research purposes. Disabled and special hunt areas open or closed to hunting are not established until harvest and population data are evaluated in May and June. Changes in season options and registration block boundaries are being made to simplify deer hunting regulations and improve deer harvest and population management by better aligning land-use and land cover type.

Dated: July 22, 2009

Mark Holsten, Commissioner
Department of Natural Resources

6232.0200 DEFINITIONS.

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

Subp. 10. **Antler point.** "Antler point" means an antler projection measuring at least one inch in length when measured from the base to the tip.

Subp. 11. **Earn-a-buck hunt.** "Earn-a-buck hunt" means a hunt in which a hunter must tag at least one antlerless deer prior to tagging a legal buck.

6232.0300 GENERAL RESTRICTIONS FOR TAKING DEER.

Subpart 1. **Zone and date Season options.** A firearm deer hunter may purchase a firearm license valid for the regular firearms deer season or a youth firearm license. A muzzleloader deer hunter may purchase a muzzleloader license valid for the muzzleloader season, a multizone buck license to take antlered deer in more than one zone, an all-season deer license, or a resident youth muzzleloader license. A hunter purchasing a resident youth license or a regular firearm license, including a hunter choosing a muzzleloader option, must select only one of the zone and date options listed on the license. For the regular firearm season, a hunter must select either the A or B season option

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and this ~~choice option~~ will be printed on the license at the time of purchase. A person may only hunt deer by firearms within the ~~zone and date options~~ season option indicated on the person's firearm license, except:

A. as prescribed in part 6232.1970, subpart 2; and

B. a firearm license for any season option is valid in the Metropolitan Deer Management Zone (deer permit area 601), deer permit areas open for early antlerless hunting, and the special bovine tuberculosis area (deer permit area 101).

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

Subp. 4. [Repealed, L 2008 c 368 art 2 s 82]

Subp. 5. **Tagging.** The tag of the license valid for the taking of the deer must be affixed around the tendon or bone of a hind leg, around the base of an antler, or through a slit cut in either ear ~~so that the tag cannot be readily removed.~~

[For text of subs 6 and 7, see M.R.]

Subp. 8. **Bag limit.** A person may not tag more than one legal buck per calendar year using any combination of licenses. A person may not tag more than one deer during a license year by any method, except as authorized in items A to ~~D~~ G.

A. In Marshall, Kittson, Roseau, Lake of the Woods, and Pennington Counties, in deer permit areas designated as managed or intensive, a person may tag one deer with a regular archery license and another with, a regular firearms license, including the or a muzzleloader option or multizone buck license. Both deer must be taken and registered in this five-county area.

B. A person may tag a second, third, fourth, or fifth deer by archery, firearm, or muzzleloader with a bonus permit in specified areas as prescribed in this chapter.

C. In no case may a person tag more than five deer per year by firearms, archery, or both methods combined, except a sixth deer may be tagged if the person takes a deer with a free landowner permit additional deer may be taken as provided in items D, subitem (4), E, F, and G.

D. Except as provided in items A, E, F, and G, the total bag limits by deer permit area are as follows:

(1) the total bag limit for lottery and youth only antlerless deer permit areas is one deer, except all-season license holders may take two deer;

(2) the total bag limit for managed deer permit areas is two deer, except all-season license holders may take up to three deer. Archery, firearms, and muzzleloader hunters using bonus permits may not harvest antlerless deer in more than one managed deer permit area;

[For text of subitems (3) and (4), see M.R.]

E. Up to a total of two antlerless deer may be taken in the early antlerless deer permit areas as prescribed in part 6232.1750, item D. These deer may be taken in addition to the bag limit established in item C.

F. Hunters hunting in the Metropolitan Deer Management Zone (deer permit area 601) may take and tag an unlimited number of deer.

G. Hunters hunting in the special bovine tuberculosis area (deer permit area 101) may take and tag an unlimited number of deer.

[For text of subp 9, see M.R.]

6232.0350 SPECIAL RESTRICTIONS FOR ITASCA STATE PARK.

In Itasca State Park, a legal buck is defined as a deer with a minimum of three antler points on at least one antler. Bucks with fewer antler points than the minimum defined points are protected and are not legal for harvest. Up to four bonus permits may be used to take antlerless deer in Itasca State Park.

6232.0400 REGISTRATION OF DEER.

Subpart 1. [Repealed, 20 SR 2287]

Subp. 2. Registration requirements.

A. Persons tagging a deer must present the deer for registration at a designated deer registration station or agent of the commissioner and obtain a big game possession tag:

A. (1) before the deer is processed either privately or commercially; and

B. (2) within 24 hours after the close of the season in which the deer was taken.

B. Antlers of legal bucks must remain attached to the carcass until the deer is registered.

C. All deer taken in special hunt areas must be registered as specified in the materials provided to all special hunt permittees.

Subp. 3. [Repealed, 20 SR 2287]

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[For text of subp 4, see M.R.]

Subp. 5. **Deer taken in the special bovine tuberculosis area.** Deer taken in the special bovine tuberculosis area (deer permit area 101) must be registered prior to transport outside the area, except that deer may be registered in Wannaska.

6232.0700 LEGAL DEER BY ARCHERY.

Antlerless deer and legal bucks may be taken by archery, except that archery hunters may not take antlerless deer in lottery deer permit areas that have no either-sex permit quota or in lottery deer permit areas that have a quota of youth antlerless permits for firearms deer hunters under part 6232.1800, subpart 9.8.

6232.0800 ARCHERY SPECIAL HUNT AREAS AND PROCEDURES.

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

Subp. 2. **Areas.** Special bow and arrow permits are valid in areas designated by the commissioner and published in the annual hunting regulations booklet. A valid archery license and special permit are required to participate and hunters must meet any additional requirements of the municipality or sponsoring organization. The following archery special hunt areas are established for the 2009 season:

A. Vermillion Highlands Research, Recreation, and Wildlife Management Area is open September 19 to November 1 for taking antlerless deer and legal bucks. No more than 60 permits shall be issued to individuals licensed to hunt deer with archery. Up to four bonus permits may be used;

B. portions of the city of New Ulm and Flandrau State Park in Brown County are open October 10 to December 31 for taking antlerless deer and legal bucks in an earn-a-buck hunt. No more than 50 permits shall be issued by the city of New Ulm. To tag a buck, a hunter must first tag at least two antlerless deer. Up to four bonus permits may also be used;

C. portions of the city of Mankato are open October 24 to December 31 for taking antlerless deer and legal bucks in an earn-a-buck hunt. No more than 40 permits shall be issued by the city of Mankato. Up to four bonus permits may also be used;

D. portions of the city of Granite Falls are open September 19 to December 31 for taking antlerless deer. No more than ten permits shall be issued by the city of Granite Falls. Up to four bonus permits may be used;

E. portions of the city of Ortonville are open September 19 to December 31 for taking antlerless deer and legal bucks in an earn-a-buck hunt. No more than 30 permits shall be issued by the city of Ortonville. One bonus permit may also be used;

F. Camp Ripley Military Reservation in Morrison County is open October 7 and 8 for taking antlerless deer and legal bucks. No more than 150 permits shall be issued to active duty military personnel. One bonus permit may be used, but a hunter may not take more than one deer;

G. portions of the city of St. Cloud and the St. Cloud Game Refuge are open for an earn-a-buck hunt from September 19 to December 31 by special permit from the city. No more than 70 permits shall be issued. There is a limit of two deer. Bonus permits may be used;

H. portions of the city of Canby are open September 19 to December 31 for taking antlerless deer. No more than 20 permits shall be issued by the city of Canby. Bonus permits may be used;

I. Crow-Hassan Park Reserve in Hennepin County is open November 13 to 15 for taking antlerless deer and legal bucks. No more than 130 permits shall be issued. Up to four bonus permits may be used;

J. Murphy-Hanrehan Park Reserve in Scott County is open November 13 to 15 for taking antlerless deer and legal bucks. No more than 180 permits shall be issued. Up to four bonus permits may be used;

K. Cleary Lake Regional Park in Scott County is open November 13 to 15 for taking antlerless deer and legal bucks. No more than 55 permits shall be issued. Up to four bonus permits may be used;

L. portions of the city of Red Wing are open September 19 to December 31 for an earn-a-buck hunt. Up to four bonus permits may be used;

M. portions of the city of Sandstone are open September 19 to December 31 for taking antlerless deer and legal bucks by special permit from the city. Bonus permits may be used;

N. portions of the city of Rochester are open September 19 to December 31 for taking antlerless deer and legal bucks. Up to four bonus permits may be used;

O. portions of the city of Duluth are open September 19 to December 31 for an earn-a-buck hunt. Bonus permits may be used to take up to four additional antlerless deer. Party hunting is not allowed for antlered bucks;

P. portions of the city of Taylors Falls are open September 19 to December 31 for taking antlerless deer and legal bucks. Up to four bonus permits may be used;

Q. the East Minnesota River Refuge in Blue Earth and LeSueur Counties is open September 19 to December 31 for taking antlerless deer using bonus permits. No more than one bonus permit may be used; and

R. portions of the city of Bemidji and the southern portion of Bemidji State Park located within the city of Bemidji are open

Expedited Emergency Rules

September 19 to November 15 for taking antlerless deer and legal bucks. No more than 40 permits shall be issued by the city of Bemidji.

Subp. 3. 2009 archery managed and intensive deer permit areas.

A. Bonus permits may be used to take one additional antlerless deer by archery in managed deer permit areas as prescribed in part 6232.1750 and, unless otherwise specified, the archery special hunts as prescribed in subpart 2, items A to F.

B. Bonus permits may be used to take up to four antlerless deer by archery in intensive deer permit areas as prescribed in part 6232.1750 and, unless otherwise specified, the archery special hunts as prescribed in subpart 2, items G to R.

6232.1300 SEASONS FOR TAKING DEER BY FIREARMS.

Subpart 1. **100 Series.** This subpart applies to deer permit areas 100 to 199. Legal bucks may be taken for a 16-day period beginning the Saturday nearest November 6. In managed or intensive deer permit areas, antlerless deer may be taken throughout this season. In lottery deer permit areas and in special hunt areas, antlerless deer may be taken only by permit throughout this season and only within the deer permit or special hunt area specified on each hunter's permit, except as specifically authorized by statute. A person who is authorized by statute to take a deer of either sex without an either-sex permit and who is licensed for season option A may take an antlerless deer without a permit, except in those lottery deer permit areas where no either-sex permits are offered or in areas where youth only antlerless permits are offered.

Subp. 2. **200 Series.** This subpart applies to deer permit areas 200 to 299. Legal bucks may be taken for a nine-day period beginning the Saturday nearest November 6. In managed or intensive deer permit areas, antlerless deer may be taken throughout this season. In lottery deer permit areas and in special hunt areas, antlerless deer may be taken only by permit throughout this season and only within the deer permit or special hunt area specified on each hunter's permit, except as specifically authorized by statute. A person who is authorized by statute to take a deer of either sex without an either-sex permit and who is licensed for season option A may take an antlerless deer without a permit, except in those lottery deer permit areas where no either-sex permits are offered or in areas where youth only antlerless permits are offered.

Subp. 3. **300 Series.**

A. This subpart applies to deer permit areas 300 to 399. Item B applies to season option A. Item C applies to season option B.

B. Legal bucks may be taken in season option A for a ~~seven~~ nine-day period beginning the Saturday nearest November 6. In managed or intensive deer permit areas, antlerless deer may be taken throughout this season. In lottery deer permit areas and in special hunt areas, antlerless deer may be taken only by permit throughout this season and only within the deer permit or special hunt area specified on each hunter's permit, except as specifically authorized by statute. A person who is authorized by statute to take a deer of either sex without an either-sex permit and who is licensed for season option A may take an antlerless deer without a permit, except in those lottery deer permit areas where no either-sex permits are offered or in areas where youth only antlerless permits are offered.

C. Legal bucks may be taken in season option B for a nine-day period beginning the Saturday nearest November 20. In managed or intensive deer permit areas, antlerless deer may be taken throughout this season. In lottery deer permit areas and in special hunt areas, antlerless deer may be taken only by permit throughout this season and only within the deer permit or special hunt area specified on each hunter's permit, except as specifically authorized by statute. A person who is authorized by statute to take a deer of either sex without an either-sex permit and who is licensed for season option B may take an antlerless deer without a permit, except in those lottery deer permit areas where no either-sex permits are offered or in areas where youth only antlerless permits are offered.

Subp. 4. [Repealed, 33 SR 1967]

Subp. 4a. **Metropolitan Deer Management Zone.** Legal bucks and antlerless deer may be taken in Registration Block 601, as prescribed in part 6232.4700, for the 23-day period beginning Saturday, November 7, and ending Sunday, November 29.

Subp. 4b. **Early antlerless season.** Antlerless deer may be taken in the early antlerless season for a two-day period beginning Saturday, October 10, and ending Sunday, October 11. The season is open in those deer permit areas as prescribed in part 6232.1750, item D.

[For text of subps 5 and 6, see M.R.]

6232.1600 SPECIAL HUNT PROCEDURES.

[For text of subps 1 to 5, see M.R.]

Subp. 6. **2009 firearms special hunt areas.** Unless otherwise specified, hunters must possess a valid permit for the following

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firearms special hunt areas, authorized for the 2009 season:

A. Schoolcraft State Park in Cass County is open November 7 to 22 for taking antlerless deer and legal bucks. Schoolcraft State Park is open to all hunters possessing a valid firearm license. There is no special permit and numbers are not limited. This is special hunt area 900;

B. Rice Lake National Wildlife Refuge in Aitkin County is open November 14 to 22 for taking antlerless deer and legal bucks. For purposes of this hunt, a legal buck is defined as a male deer with a minimum of three antler points on at least one antler. All harvested deer must be registered at Rice Lake National Wildlife Refuge and presented for inspection. No more than 40 permits shall be issued to individuals authorized to hunt the statewide A season. This is special hunt area 901;

C. St. Croix State Park in Pine County is open November 14 to 17 for taking antlerless deer and legal bucks in an earn-a-buck hunt. No more than 550 permits shall be issued to individuals authorized to hunt during the statewide A season. All deer taken at the park must be registered at St. Croix State Park and presented for inspection on the day of harvest. Up to four bonus permits may be used. This is special hunt area 902;

D. Savanna Portage State Park in Aitkin County is open November 14 to 18 for taking antlerless deer and legal bucks. For purposes of this hunt, a legal buck is defined as a male deer with a minimum of three antler points on at least one antler. No more than 40 permits shall be issued to individuals authorized to hunt during the statewide A season. All harvested deer must be registered at Savanna Portage State Park and presented for inspection. Up to four bonus permits may be used. This is special hunt area 903;

E. Gooseberry Falls State Park in Lake County is open north of Highway 61 November 7 to 22 for taking antlerless deer and legal bucks. No more than 30 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 904;

F. Split Rock Lighthouse State Park in Lake County is open west (inland) of Highway 61 November 7 to 22 for taking antlerless deer and legal bucks. No more than 30 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 905;

G. Tettegouche State Park in Lake County is open west (inland) of Highway 61 November 7 to 22 for taking antlerless deer and legal bucks. No more than 125 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 906;

H. Scenic State Park in Itasca County is open November 7 to 22 for taking antlerless deer and legal bucks. No more than 30 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 907;

I. Hayes Lake State Park in Roseau County is open November 7 to 22 for taking antlerless deer and legal bucks. No more than 50 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 908;

J. Lake Bemidji State Park in Beltrami County is open November 7 to 10 for taking antlerless deer only. No more than 35 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 909;

K. Zippel Bay State Park in Lake of the Woods County is open November 7 to 22 for taking antlerless deer only. No more than 55 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 910;

L. Judge C. R. Magney State Park in Cook County north of State Highway 61 is open November 7 to 22 for taking antlerless deer and legal bucks. Individuals authorized to hunt during the statewide A season may hunt the open portions of the park without a special permit and numbers are not limited. This is special hunt area 911;

M. Wild River State Park in Chisago County is open November 7 to 10 for taking antlerless deer and legal bucks in an earn-a-buck hunt. No more than 150 permits shall be issued to individuals authorized to hunt during the statewide A season. All deer taken at the park must be registered at Wild River State Park and presented for inspection. Up to four bonus permits may be used. This is special hunt area 912;

N. Lake Carlos State Park in Marshall County is open November 7 to 10 for taking antlerless deer only. No more than 20 permits shall be issued to individuals authorized to hunt during the statewide A season. This is special hunt area 913;

O. William O'Brien State Park in Washington County is open November 7 and 8 for taking antlerless deer and legal bucks. No more than 70 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 914;

P. Lake Bronson State Park in Kittson County is open November 7 to 15 for an earn-a-buck hunt. All deer taken at the park must be registered at Lake Bronson State Park and presented for inspection. No more than 30 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 915;

Q. Maplewood State Park in Otter Tail County is open November 7 to 15 for taking antlerless deer and legal bucks. No more than 100 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This

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is special hunt area 916;

R. Rydell National Wildlife Refuge in Polk County is open November 7 to 15 for taking antlerless deer only. No more than ten permits shall be issued to individuals authorized to hunt during the statewide A season. This is special hunt area 917;

S. Lake Alexander Scientific and Natural Area in Morrison County is open November 7 to 15 for taking antlerless deer and legal bucks. No more than 40 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used to take antlerless deer. This is special hunt area 918;

T. Buffalo River State Park in Clay County is open November 7 and 8 for taking antlerless deer only. No more than 16 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used to take antlerless deer. This is special hunt area 919;

U. Glacial Lakes State Park in Pope County is open November 12 to 15 for taking antlerless deer only. No more than 30 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used to take antlerless deer. This is special hunt area 920;

V. Lake Louise State Park in Mower County is open November 7 and 8 for taking antlerless deer and legal bucks in an earn-a-buck hunt. No more than 25 permits shall be issued to individuals authorized to hunt during the statewide A season. All deer taken at the park must be registered at Lake Louise State Park and presented for inspection. Up to four bonus permits may be used. This is special hunt area 921;

W. Beaver Creek Valley State Park in Winona County is open November 7 and 8 for taking antlerless deer and legal bucks in an earn-a-buck hunt. No more than 20 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 922;

X. Zumbro Falls Scientific and Natural Area in Wabasha County is open November 7 to 15 for taking antlerless deer only. No more than 12 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 923;

Y. Forestville/Mystery Cave State Park in Winona County is open November 7 to 9 for taking antlerless deer and legal bucks in an earn-a-buck hunt. All deer taken at the park must be registered at Forestville/Mystery Cave State Park and presented for inspection. No more than 110 permits shall be issued to individuals authorized to hunt during the statewide A season. Up to four bonus permits may be used. This is special hunt area 924;

Z. Frontenac State Park in Goodhue County is open November 21 and 22 for taking antlerless deer and legal bucks in an earn-a-buck hunt. The campground will remain open to the public and closed to hunting. No more than 50 permits shall be issued to individuals authorized to hunt during the late southeast B season. All deer taken at the park must be registered at Frontenac State Park and presented for inspection. Up to four bonus permits may be used. This is special hunt area 925;

AA. Great River Bluffs State Park and King and Queen Bluffs Scientific and Natural Area in Winona County are open November 21 and 22 and November 28 to 30 for taking antlerless deer and legal bucks in an earn-a-buck hunt. No more than 100 permits shall be issued to individuals authorized to hunt during the late southeast B season. All deer taken at the park must be registered at Great River Bluffs State Park and presented for inspection. Up to four bonus permits may be used. This is special hunt area 926;

BB. Whitewater State Park is open November 21 to 29 for taking antlerless deer and legal bucks in an earn-a-buck hunt. No more than 50 permits shall be issued to individuals authorized to hunt during the late southeast B season. All deer taken at the park must be registered at Whitewater State Park and presented for inspection. Up to four bonus permits may be used. This is special hunt area 927;

CC. Zumbro Falls Scientific and Natural Area in Wabasha County is open November 21 to 29 for taking antlerless deer only. No more than 12 permits shall be issued to individuals authorized to hunt during the late southeast B season. Up to four bonus permits may be used. This is special hunt area 928;

DD. Whitewater State Game Refuge in Winona County is open November 21 to 29 for taking antlerless deer only. No more than 50 permits shall be issued to individuals authorized to hunt during the late southeast B season. This is special hunt area 929;

EE. Vermillion Highlands Research, Recreation, and Wildlife Management Area is open November 7 to 20 for taking antlerless deer and legal bucks. No more than 25 permits shall be issued to individuals authorized to hunt deer with firearms. Up to four bonus permits may be used to take antlerless deer. This is special hunt area 930;

FF. Carver Park Reserve in Hennepin County is open November 21 and 22 for taking antlerless deer and legal bucks. No more than 105 permits shall be issued to individuals authorized to hunt deer with firearms. Up to four bonus permits may be used. This is special hunt area 931; and

GG. Lake Rebecca Park Reserve in Hennepin County is open November 28 and 29 for taking antlerless deer and legal bucks. No more than 80 permits shall be issued to individuals authorized to hunt deer with firearms. Up to four bonus permits may be used. This is special hunt area 932.

Subp. 7. **Firearms special hunt area quota adjustments.** The commissioner may reduce the permit quota for the St. Croix and Wild River State Parks firearms special hunts at the time the computerized drawing is conducted to accommodate tribal declarations for

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antlerless deer harvest in the 1837 ceded territory in compliance with *Mille Lacs Band of Chippewa v. Minnesota*, 119 S. Ct. 1187 (1999).

6232.1750 DEER PERMIT AREA DESIGNATION.

The commissioner shall annually designate all deer permit areas as intensive, managed, or lottery and shall establish permit quotas for taking deer of either sex in lottery deer permit areas. Unless otherwise specified, deer permit areas are comprised of registration blocks of the same number.

A. Lottery deer permit areas: deer permit areas 104, 107, 115, 116, 122, 127, 154, 174, 175, 183, 213, 218, 219, 223, 224, 229, 230, 232, 233, 235, 238, 239, 244, 245, 246, 247, 249, 250, 252, 253, 254, 255, 262, 269, 270, 271, 272, 273, 276, 277, 278, 279, 280, 281, 285, 290, 291, 295, 296, 297, 299, 344A, and 344B.

B. Managed deer permit areas: deer permit areas 110, 114, 126, 152, 156, 157, 159, 167, 168, 170, 172, 178, 180, 181, 184, 197, 199, 201, 214, 215, 240, 242, 248, 251, 263, 264, 266, 292, 293, 298, 338A, 338B, 339A, 339B, 341A, 341B, 342A, 342B, 345A, 345B, 347A, and 347B.

C. Intensive deer permit areas: deer permit areas 105, 111, 182, 203, 208, 209, 210, 221, 222, 225, 227, 236, 241, 243, 256, 257, 260, 261, 265, 267, 268, 287, 343A, 343B, 346A, 346B, 348A, 348B, 349A, and 349B.

D. Early antlerless deer permit areas: deer permit areas 101, 105, 111, 182, 208, 209, 210, 225, 227, 236, 256, 257, 260, 261, 265, 267, 268, 346, 349, and 601.

E. Youth only antlerless deer permit areas: deer permit areas 234, 237, 274, 275, 282, 283, 284, 286, 288, 289, and 294.

6232.1800 EITHER-SEX PERMITS AND PREFERENCE DRAWINGS.

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

Subp. 4. 2009 antlerless permit quotas - 100 series. Up to the following quotas of either-sex permits are available in deer permit areas in the 100 series for the 2009 season:

- A. deer permit area 104: 1,500;
- B. deer permit area 107: 500;
- C. deer permit area 115: 2,000;
- D. deer permit area 116: 100;
- E. deer permit area 122: 1,000;
- F. deer permit area 127: 150;
- G. deer permit area 154: 2,250;
- H. deer permit area 174: 2,000;
- I. deer permit area 175: 2,000; and
- J. deer permit area 183: 2,500.

Subp. 5. 2009 antlerless permit quotas - 200 series. Up to the following quotas of either-sex permits are available in deer permit areas in the 200 series for the 2009 season:

- A. deer permit area 213: 4,500;
- B. deer permit area 218: 2,500;
- C. deer permit area 219: 1,500;
- D. deer permit area 229: 1,200;
- E. deer permit area 230: 500;
- F. deer permit area 232: 700;
- G. deer permit area 233: 750;
- H. deer permit area 235: 25;
- I. deer permit area 238: 25;
- J. deer permit area 239: 7,000;
- K. deer permit area 244: 3,000;
- L. deer permit area 245: 4,000;
- M. deer permit area 246: 4,000;
- N. deer permit area 247: 1,800;
- O. deer permit area 249: 3,500;
- P. deer permit area 250: 100;
- Q. deer permit area 252: 100;
- R. deer permit area 253: 300;

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S. deer permit area 254: 1,200;
T. deer permit area 255: 700;
U. deer permit area 262: 150;
V. deer permit area 269: 250;
W. deer permit area 270: 25;
X. deer permit area 271: 50;
Y. deer permit area 272: 50;
Z. deer permit area 273: 1,300;
AA. deer permit area 276: 300;
BB. deer permit area 277: 950;
CC. deer permit area 278: 250;
DD. deer permit area 279: 150;
EE. deer permit area 280: 75;
FF. deer permit area 281: 300;
GG. deer permit area 285: 500;
HH. deer permit area 290: 300;
II. deer permit area 291: 650;
JJ. deer permit area 295: 100;
KK. deer permit area 296: 100;
LL. deer permit area 297: 150; and
MM. deer permit area 299: 250.

Subp. 6. **2009 antlerless permit quotas - 300 series A season.** Up to 200 either-sex permits are available in deer permit area 344 during the 2009 statewide A season.

Subp. 7. **2009 antlerless permit quotas - 300 series B season.** Up to 750 either-sex permits are available in deer permit area 344 for the 2009 late southeast B season.

Subp. 8. **2009 youth only antlerless permit quotas.** Up to the following quotas of either-sex permits are available to youth hunters under age 18 as of November 7 for the 2009 season:

A. deer permit area 234: 50;
B. deer permit area 237: 50;
C. deer permit area 274: 25;
D. deer permit area 275: 25;
E. deer permit area 282: 25;
F. deer permit area 283: 25;
G. deer permit area 284: 25;
H. deer permit area 286: 50;
I. deer permit area 288: 50;
J. deer permit area 289: 25; and
K. deer permit area 294: 50.

6232.1950 TAKING DEER BY FIREARMS OR MUZZLELOADERS UNDER BONUS PERMITS.

Subpart 1. **Purchase.** The purchase of a bonus permit is authorized for any person who has purchased and presents a regular firearms or muzzleloader deer license for the current year. Bonus permits may be purchased for one-half the cost of a regular license from electronic license system agents, the Department of Natural Resources License Center, and other authorized agents.

Subp. 2. **Restrictions.**

A. Bonus permits may be used to take antlerless deer by firearms during the regular firearms and muzzleloader seasons as follows: provided the person has a valid license for that season.

A.B. ~~for During~~ the regular firearms season, hunters must have a regular firearms license valid for the appropriate zone and time option, except the muzzleloader option, to take deer under a bonus permit in the respective zone and time period for which the license is valid; ~~and muzzleloader seasons,~~ one bonus permit may be used to take an antlerless deer in one managed deer permit area as prescribed in part 6232.1750. Up to four bonus permits may be used to take antlerless deer in intensive deer permit areas as prescribed in part

6232.1750 and in special hunt areas as prescribed in part 6232.1600; ~~and or 6232.2100.~~

~~B. for the muzzleloader season, one bonus permit may be used to take an antlerless deer in one managed deer permit area as prescribed in part 6232.1750. Up to four bonus permits may be used to take antlerless deer in intensive deer permit areas as prescribed in part 6232.1750 and in special hunt areas prescribed by the commissioner.~~

6232.2100 MUZZLELOADER SEASON AND AREAS.

Subpart 1. **Season.** The muzzleloader season is the 16-day deer season beginning the Saturday nearest November 27. Special permit areas may be open for less than 16 days. ~~Persons selecting this season may not hunt deer by firearms during the regular firearms season.~~

Subp. 2. ~~[See repealer.]~~

Subp. 3. **Legal deer by muzzleloader.** Antlerless deer and legal bucks may be taken by muzzleloader ~~in any managed or intensive deer permit area~~ during the muzzleloader season. ~~Legal bucks may be taken in a lottery deer permit area. Antlerless deer may be taken in a lottery deer permit area only if the person has obtained an either-sex permit under part 6232.1800. Muzzleloader hunters are restricted to legal bucks in youth only antlerless deer permit areas.~~

Subp. 4. **2009 muzzleloader special hunt areas.** Muzzleloader hunters must possess a valid permit for the following muzzleloader special hunt areas, which are authorized for the 2009 season:

A. Jay Cooke State Park in Carlton County is open December 5 to 9 for taking antlerless deer and legal bucks. The campground, River Inn, and Swinging Bridge areas will remain open to the public and closed to hunting. No more than 120 permits shall be issued to individuals authorized to hunt during the muzzleloader season. Up to four bonus permits may be used. This is special hunt area 935;

B. Crow Wing State Park in Crow Wing County is open December 4 to 6 for taking antlerless deer and legal bucks. No more than 45 permits shall be issued to individuals authorized to hunt during the muzzleloader season. Up to four bonus permits may be used. This is special hunt area 936;

C. Soudan Underground Mine State Park in St. Louis County is open November 28 to December 13 for taking antlerless deer and legal bucks. The Stuntz Bay Road and Boathouse areas will remain open to the public and closed to hunting. No more than 20 permits shall be issued to individuals authorized to hunt during the muzzleloader season. Up to four bonus permits may be used. This is special hunt area 937;

D. portions of the city of Tower in St. Louis County are open November 28 to December 13 for taking antlerless deer and legal bucks. No more than 30 permits shall be issued to individuals authorized to hunt during the muzzleloader season. Up to four bonus permits may be used. This is special hunt area 938;

E. Lake Shetek State Park in Murray County is open December 5 and 6 for taking antlerless deer only. No more than 15 permits shall be issued to individuals authorized to hunt during the muzzleloader season. One bonus permit may be used. This is special hunt area 939;

F. Lake Maria State Park in Wright County is open December 5 to 7 for taking antlerless deer and legal bucks in an earn-a-buck hunt. No more than 25 permits shall be issued to individuals authorized to hunt during the muzzleloader season. All deer taken at the park must be registered at Lake Maria State Park and presented for inspection. One bonus permit may be used. This is special hunt area 940;

G. Nerstrand Big Woods State Park and Prairie Creek Woods Scientific and Natural Area in Rice County are open November 28 and 29 for taking antlerless deer and legal bucks. No more than 50 permits shall be issued to individuals authorized to hunt during the muzzleloader season. One bonus permit may be used. This is special hunt area 941;

H. Myre-Big Island State Park in Freeborn County is open November 28 to 30 for taking antlerless deer only. No more than 40 permits shall be issued to muzzleloader licensees only. One bonus permit may be used to take an antlerless deer. This is special hunt area 942;

I. Sibley State Park in Kandiyohi County is open only to deer hunters with a valid permit December 5 and 6 for taking antlerless deer only. No more than 50 permits shall be issued to individuals authorized to hunt during the muzzleloader season. This is special hunt area 943;

J. Vermillion Highlands Research, Recreation, and Wildlife Management Area is open November 28 to December 13 for taking antlerless deer and legal bucks. No more than 25 permits shall be issued to individuals licensed to hunt deer during the muzzleloader season. Up to four bonus permits may be used. This is special hunt area 944; and

K. Roseau River Wildlife Management Area, Pool 1 Sanctuary, is open November 28 to December 13 for taking antlerless deer and legal bucks. Individuals authorized to hunt during the muzzleloader season may hunt without a special permit and numbers are not limited.

6232.2500 DISABLED HUNT.

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

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Subp. 2. **Open areas.** Disability permittees may hunt in open areas and seasons as designated by the commissioner and published in the annual hunting regulations booklet. In 2009, the following areas are open for hunting by disabled hunters:

A. Carlos Avery Wildlife Management Area Sanctuary in Anoka County is open October 10 to 18 for taking antlerless deer and legal bucks using legal firearms or bow and arrow. The Minnesota Deer Hunters Association and Capable Partners are the sponsoring organizations.

B. Camp Ripley Military Reservation in Morrison County is open October 7 and 8 for taking antlerless deer and legal bucks using legal firearms or bow and arrow. No more than 60 permits shall be issued. One bonus permit may be used, but a hunter may not take more than one deer. The St. Cloud Veterans Affairs Medical Center is the sponsoring organization;

C. Rosemoen Island in the Lac qui Parle Wildlife Management Area Sanctuary in Chippewa County is open September 19 to 27 for taking antlerless deer and legal bucks using legal firearms or bow and arrow. One bonus permit may be used and the bag limit is two deer. Capable Partners is the sponsoring organization;

D. Rydell National Wildlife Refuge in Polk County is open October 8 to 10 for taking antlerless deer or legal bucks using legal firearms or bow and arrow. No more than 20 permits shall be issued. The Options Resource Center for Independent Living is the sponsoring organization;

E. Orwell Wildlife Management Area in Ottertail County is open November 17 to 19 for taking antlerless deer and legal bucks using legal firearms and bow and arrow. No more than six permits shall be issued. Capable Partners is the sponsoring organization;

F. Rice Lake National Wildlife Refuge is open October 1 to 4 for taking antlerless deer and legal bucks using legal firearms. No more than 20 permits shall be issued. One bonus permit may be used, but a hunter may not take more than one deer. The Friends of the Rice Lake National Wildlife Refuge is the sponsoring organization;

G. portions of Scott County in St. Lawrence and Blakeley Townships are open October 3 and 4 for taking antlerless deer and legal bucks using legal firearms. A portion of the Lawrence Wayside Unit of the Minnesota Valley State Recreation Area, as depicted on maps distributed to participants by the commissioner, is included in the hunt. No more than 12 permits shall be issued. The Scott County Veterans Service office and the Scott County Sheriff's Office are the sponsoring organizations; and

H. portions of the Legionville Training Center in Crow Wing County are open October 2 and 3 for taking antlerless deer and legal bucks using legal firearms. No more than three permits shall be issued. The Sons of the American Legion is the sponsoring organization.

REPEALER. Minnesota Rules, part 6232.2100, subpart 2, is repealed.

EFFECTIVE PERIOD. The expedited emergency amendments to Minnesota Rules, parts 6232.0200, 6232.0300, 6232.0400, 6232.0700, 6232.0800, 6232.1300, 6232.1600, 6232.1750, 6232.1800, 6232.1950, 6232.2100, and 6232.2500, expire December 31, 2009. After the emergency amendments to Minnesota Rules expire, the permanent rules as they read prior to those amendments again take effect, except as they may be amended by permanent rule. Minnesota Rules, part 6232.0350, and the repealer expire December 31, 2009.

Commissioners' Orders

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

Department of Natural Resources (DNR)

Commissioner's Order No. PLF-08-001: Designation of Pathology Laboratory Fees

Pursuant to the provisions of *Minnesota Statutes*, Sec. 17.4988, Subd. 3, the following order describes the fees private commercial businesses will be charged when the Department of Natural Resources' Pathology Laboratory provides fish health inspection services. The fee schedule is based on the number of fish per standard lot as listed. When sample sizes other than those listed occur, fees will be adjusted proportionally. The various fish health inspection fees do not include travel costs. Round-trip travel costs to specific destinations are listed and will be added to applicable fish health inspection fees. When travel is required to a destination not listed, the fee to the nearest listed destination will apply.

Fish Health Inspection (60 fish/lot)		
<i>Activity</i>	<i>Cost (\$)</i>	<i>For each additional cell line required (\$)</i>
Sample collection	90	—
Virology	195	110
Bacteriology	200	—
Whirling disease ID	100	—

Viral Testing Only (60 fish/lot)		
<i>Activity</i>	<i>Cost (\$)</i>	<i>For each additional cell line required (\$)</i>
Sample collection	50	—
Virology	195	110

Fish Health Visual Assessment (20 fish/lot)	
<i>Activity</i>	<i>Cost (\$)</i>
Visual Assessment	50

Round-trip Travel	
<i>Destination</i>	<i>Round-Trip Cost (\$)</i>
Bemidji	432
Fergus Falls	313
Finland	350
Glenwood	250
Grand Rapids	350
Twin Cities Metro	92
Waterville	125
Windom	289
Winona	225

NOW THEREFORE, IT IS HEREBY ORDERED that the fees described above will be used to assess charges to private commercial business that obtain fish health inspection services from DNR's Pathology Laboratory. These fees supercede all previously established fees or designations.

Dated: 25 March 2009

Mark Holsten, Commissioner
Department of Natural Resources (DNR)

Commissioner's Orders

Minnesota Department of Natural Resources (DNR)

**Commissioner's Order: Identification of Known Calcareous Fens
This Order Supplements Identification Order No. 08-001,
Dated May 6, 2008 and Published June 2, 2008 (32 SR 2148-2154)
Effective Date: August 31, 2009
Statutory Authority: *Minnesota Statutes*, section 103G.223**

WHEREAS, calcareous fens, as identified by the Commissioner of Natural Resources by written order published in the State Register, may not be filled, drained, or otherwise degraded, wholly or partially, by any activity, unless the commissioner, under an approved management plan, decides some alteration is necessary, and;

WHEREAS, an Order by the commissioner dated May 6, 2008 identifying known calcareous fens in Minnesota was published in the State Register on June 2, 2008 (32 SR 2148-2154), and;

WHEREAS, additional calcareous fens have since been discovered and verified;

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, section 103G.223, that in addition to those identified in the May 6, 2008 Order, the following described lands have been identified as containing a calcareous fen as defined in *Minnesota Rules*, part 8420.0935, subpart 2:

County	Calcareous Fen Site Name	Fen ID No.	Township	Range	Section
Polk	Gully 30	35382	150N	39W	NNE30, NENW30, SSE19
Polk	Chester 24	35384	150N	40W	SNE24, NSE24

Date signed: 20 August 2009

Approved by: Mark Holsten, Commissioner
Department of Natural Resources (DNR)

Department of Natural Resources (DNR)

Designation of Aquatic Management Areas

Order No. AMA 09-001

Pursuant to the provisions of *Minnesota Statutes*, section 86A.07, subdivision 3(2), and *Minnesota Statutes*, section 86A.05, subdivision 14, the following described lands under the jurisdiction of the Minnesota Department of Natural Resources meet the criteria as being suited for aquatic management areas:

Baert Island AMA, P1

Government Lot 3, Section 27, Township 37N, Range 31W, Benton County, Minnesota, less that part platted as Riviera Terrace, an addition in Watab Township, Benton County, Minnesota, and less that part thereof which may be embraced within the following description, to-wit:

“Commencing at the Southwest corner of the SE ¼ of the SW ¼ of Section 27; thence West along the South line of Section 27 a distance of 470 feet; thence deflecting to the right 103° 22' 30" for a distance of 1350 feet thence deflecting to the right 76° 37' 30" for a distance of 296.8 feet to the centerline of County Road No. 55; thence Northeasterly along the centerline of said road 466 feet to the point of beginning; being the NE corner of tract described in Book 107 of Deeds on page 60; thence deflecting to the left 99° 05' along the Northerly line of property as described in Book 107 of Deeds on page 60 for a distance of 449.91 feet; thence deflecting to the left 40° for a distance of 297.70 feet thence deflecting to the right 51° 15' to the West line of Section 27; thence Northerly along the West line of Section 27 to the shore of the Mississippi River; thence Northeasterly along the shoreline of the Mississippi River to the most Westerly corner of Riviera Terrace, an Addition in Watab Township, Benton County, Minnesota, thence Southeasterly along the Southwesterly boundary of Riviera Terrace Addition to the centerline of C.R. No. 55; thence Southwesterly along the centerline of said road to point of beginning, subject to

Commissioner's Orders

flowage rights of record and all easements of record and roadway easements.

Big Stone Lake AMA, P1

Lot "A" of Lot 2, Block 1, Mikkelson Subdivision, located within Government Lot 2, Section 10, Township 122N, Range 47W of the 5th Meridian, according to the Plat on file in the office of the County Recorder, Big Stone County, Minnesota, in Book 5 of Plats, page 75.

Brickyard AMA, P1

The Southernmost 23 acres of Government Lot 4, Section 31, Township 113N, Range 34W, except that part thereof, if any, which is North of the South line of Lot 2 of Auditor's Subdivision No. 1 of U.S. Government Lot 2 of Section 31, Township 113, Range 34, extending Easterly to the Minnesota River, Redwood County, Minnesota;

AND; Lots 7, 8, 9, and 10 of Auditor's Subdivision No. 1 of U.S. Government Lot 2 in Section 31, Township 113N, Range 34W, Redwood County, Minnesota;

AND; Lot 3 of Auditor's Subdivision No. 1 of U.S. Government Lot 7 in Section 31, Township 113N, Range 34W, Redwood County, Minnesota.

Buetow AMA, P1

The following real property located in the County of Cass, State of Minnesota, legally described as follows: Lot 3, West ½ of West ½ of SESW, the West ½ of East ½ of West ½ of SESW, Lot 1, and East ½ of SESW, all in Section 16;

AND – NWNE, W ½ of NENE, Lot 1, and SENW, all in Section 21, All in Township 142, Range 28.

Dead River Walker AMA, P4

That part of the SW1/4 of the SW1/4 of Section 2, Township 134, Range 40 West, Otter Tail County, Minnesota described as follows:

Commencing at the SW corner of said Section 2; thence North 00° 12' 18" West (assumed bearing) along the West line of said Section 2 a distance of 1,145.69 feet to the centerline of a Township Road; thence North 86° 21' 17" East along said centerline a distance of 652.67 feet; thence South 00° 03' 46" East a distance of 540.00 feet to the point of beginning; thence North 85° 41' 32" East a distance of 434.85 feet; thence North 74° 48' 01" East a distance of 224.40 feet to the East line of the W1/2 of the SW1/4 of said Section 2; thence South 00° 04' 05" West along said East line a distance of 756.31 feet to the South line of said Section 2; thence North 89° 13' 17" West along said South line a distance of 648.61 feet; thence North 00° 03' 46" West a distance of 656.08 feet to the point of beginning.

Gores AMA, P1

Lots 1, 2, 3, 4, 5, 6, 7, 8, 14, 15, 16, 17, 18, 19, and 20, Auditor's Subdivision No. 28 Hastings, Dakota County, Minnesota;

AND That part of Lots 23 and 24, Auditor's Subdivision No. 28 Hastings, Dakota County, Minnesota, lying east of the following described line and its northerly extension; Commencing at the Southwesterly corner of said Lot 24, thence easterly along the South line of said Lot 24, a distance of 402.00 feet to the point of beginning of the line to be described; thence northerly, at right angles, a distance of 280 feet, more or less, to the south shore of the Vermillion Slough and there terminating.

Little Turtle Lake AMA, P1

That part of Government Lot 9, Section 16, Township 148N, Range 33W, Beltrami County, Minnesota, lying southwesterly of a line described as follows:

Commencing at the southwest corner of Government Lot 7, said Section 16; thence South 88° 14' 32" West, bearing assume, along the common line between said Government Lots 7 and 9, a distance of 703.78 feet to the intersection with the easterly right of way line of C..A.H. No. 15 as located in 1993 and the point of beginning of the line to be described, thence southeasterly a distance of 249.20 feet, along a curve concave to the northeast and along said easterly right of way line, said curve is not tangent with the last described line, said curve has a radius of 1104.67 feet, central angle of 12° 55' 30", and the chord of said curve bears South 30° 10' 25" East; thence South 36° 38' 10" East along tangent and along said easterly right of way line a distance of 270.90 feet; thence southeasterly along said easterly right of way line, along a tangential curve concave to the southwest, having a radius of 1951.11 feet, to the intersection with the shoreline of Turtle River and said line there terminating.

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Lizzie Lake AMA, P2

That part of Lot 1, of Section 7, Township 136N, Range 42W of the Fifth Principal Meridian, according to the U.S. Government Survey thereof that lies southerly of the following described line:

Commencing at a found iron monument which designates the northwest corner of said Section 7; thence South 00° 47' 26" East 498.25 feet on an assumed bearing along the west line of said Section 7 to the point of beginning of the line to be described; thence South 80° 00' 10" East 40.33 feet to an iron monument; thence continuing 80° 00' 10" East 285.31 feet to an iron monument; thence continuing 80° 00' 10" East 20 feet, more or less, to the water's edge of Lake Lizzie and said land there terminates, and tract contains approximately 3 acres. (The above tract is subject to a 33 foot wide easement for public road purposes over, under and across the westerly 33.00 feet of said Government Lot 1.)

Necktie River AMA, P10

That part of the West 650 feet of the SWSW, Section 8, Township 145N, Range 32W, lying south of the existing railroad right-of-way, Hubbard County, Minnesota, being described as a strip of land 132 feet in width, lying 66 feet on each side of the center line of Necktie River.

Necktie River AMA, P11

That part of the NWSW, Section 8, Township 145N, Range 32W, lying south of the existing railroad right-of-way, Hubbard County, Minnesota, being described as a strip of land 132 feet in width, lying 66 feet on each side of the center line of Necktie River.

North Branch Whitewater River AMA, P4

That part of the SE ¼ of the SE ¼ of Section 6, Township 107N, Range 10W of the Fifth Principal Meridian, Winona County, Minnesota, which lies southerly and easterly of the North Branch of the Whitewater River, more particularly described as follows:

Beginning at the SE corner of the SE ¼ of said Section 6, thence north on the east line thereof 12 rods for point of beginning, thence west 17 1/3 rods; thence south 9 rods; thence west to the center of the North Branch of the Whitewater River; thence northeasterly along the center of said river to its intersection with the east line of said Section 6; thence south along said section line to place of beginning, and excepting therefrom all land lying east of the center line of Elba Township Road 16 as it is currently situated. Being described as a strip of land 66 feet in width, lying 66 feet south of the center line of the North Branch of the Whitewater River.

Pelican Lake AMA, P1

Government Lot 2, Section 25, Township 136N, Range 28W, Crow Wing County, Minnesota, EXCEPTING therefrom the following described parcels:

Parcel 1: The south 834.40 feet of said Government Lot 2;

Parcel 2: That portion of said Government Lot 2 lying northerly of a line as defined in Quiet Title Action, District Court, Ninth Judicial District, Court File No. 18-CV-08-4104 said line more particularly described as follows:

Commencing at the northeast corner of said Section 25; thence continuing South 00° 59' 27" East along the southerly extension of said east line 668.10 feet to the POINT OF BEGINNING of the line to be described; thence South 89° 34' 57" West to the shoreline of Pelican Lake and there terminating.

Poplar River AMA, P2

A strip of land 132 feet in width lying 66 feet on each side of the center line of Caribou Creek as it flows through the following described land: The South ½ of the Southeast ¼ of Section 3, Township 60 North, Range 3 West, Cook County, Minnesota.

NOW THEREFORE, IT IS HEREBY ORDERED that the lands described above are designated as aquatic management areas.

Dated: 21 August 2009

Mark Holsten, Commissioner
Department of Natural Resources

Department of Natural Resources (DNR)

Designation of Wildlife Management Areas

Order No. WMA 09-002

Pursuant to the provisions of *Minnesota Statutes*, section 97A.135, subdivision 1 and *Minnesota Statutes*, section 97A.145, subdivision 1, the following described lands that will be under the jurisdiction of the Minnesota Department of Natural Resources meet the criteria as being suited for wildlife management areas:

Bench Wildlife Management Area, Otter Tail County

The West ½ of the Northeast ¼ and the Northwest ¼ of the Southeast ¼ of Section 26, Township 122N, Range 39W, Swift County, Minnesota

Bluff Creek Wildlife Management Area, Otter Tail County

The North Half of the Southeast Quarter, Section 3, Township 136 North, Range 37 West, Otter Tail County, Minnesota.

ALSO, unto the grantee, its employees and their assigns only, a perpetual easement for ingress and egress over and across that part of the West Half of the Northeast Quarter of said Section 3, being described as strip of land 33.00 feet in width and lying 16.5 feet of each side of the following described existing centerline:

Commencing at the northwest corner of said West Half of the Northeast Quarter: thence East along the centerline of Otter Tail County Road 8 a distance of 50 feet, more or less, to the intersection with a private driveway being the POINT OF BEGINNING of the existing centerline to be described: thence southerly and southeasterly, a distance of 2,225 feet along said centerline; thence West a distance of 715 feet along said centerline; thence South a distance of 277 feet along said centerline to the north line of said North Half of the Southeast Quarter and there terminating.

Reserving to the Grantors, their successors and/or assigns, a perpetual easement for access over and across the west 40 feet of the Northwest Quarter of the Southeast Quarter, Section 3, Township 136 North, Range 37 West, Otter Tail County, Minnesota.

Buffalo Lake Wildlife Management Area, Murray County

Government Lots 3, 4, 5 and 6, Section 7, Township 107 North, Range 39 West, and the North Half of the Southwest Quarter and the Southeast Quarter of Section 12 and the West Half of the Northeast Quarter and Government Lots 1 and 2 of Section 13, Township 107 North, Range 40 West, Murray County, Minnesota, EXCEPTING THEREFROM the following described 6 tracts of land:

TRACT 1:

Beginning at the northwest corner of said Government Lot 3; thence on a bearing based on the Murray County Coordinate System of 1983, of South 00° 04' 13" West along the west line of said Government Lots 3 and 6 a distance of 2082.53 feet; thence North 66° 42' 52" East 246.75 feet; thence North 78° 31' 54" East 769.62 feet to point "A"; thence South 06° 24' 00" East 416.64 feet to Point "B"; thence continuing South 06° 24' 00" East 176 feet, more or less, to the water's edge of Buffalo Lake; thence southeasterly along said water's edge 570 feet, more or less, to the south line of said Government Lot 5; thence North 88° 08' 42" East along said south line 107 feet, more or less, to Meander Corner #22; thence North 89° 46' 25" East along said south line 813.13 feet to the southeast corner thereof; thence North 00° 17' 05" West along the east line of said Government Lot 5 a distance of 1140.00 feet; thence South 89° 42' 55" West 700.00 feet; thence North 00° 17' 05" West 642.37 feet; thence South 89° 42' 55" West 1625.00 feet; thence North 00° 17' 05" West 811.64 feet to the north line of said Government Lot 3; thence South 89° 22' 59" West along said north line 173.27 feet to the point of beginning.

TRACT 2:

Beginning at the northeast corner of said East Half of the Southeast Quarter of Section 12; thence on a bearing based on the Murray County Coordinate System of 1983, of South 00° 04' 13" West along the east line of said East Half of the Southeast Quarter 2082.53 feet; thence South 66° 42' 52" West 347.12 feet; thence South 68° 05' 41" West 446.39 feet; thence South 74° 17' 41" West 34.00 feet; thence North 03° 18' 50" West 33.97 feet to Point "C"; thence continuing North 03° 18' 50" West 924.05 feet to Point "D"; thence continuing North 03° 18' 50" West 895.81 feet; thence North 66° 05' 38" West 71.66 feet; thence North 20° 33' 59" East to the north line of said East Half of the Southeast Quarter; thence South 89° 36' 03" East along said north line 745.45 feet to the point of beginning.

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TRACT 3:

A strip of land 33.00 feet in width lying southerly of, parallel with, adjacent and contiguous to the following described line: Beginning at the above described Point "C"; thence South 74° 17' 41" West 508.94 feet; thence South 75° 40' 21" West 437.11 feet; thence South 38° 50' 13" West 52 feet, more or less, to the center line of a Township Road and there terminating.

TRACT 4:

Beginning at the northwest corner of said West Half of the Northeast Quarter of Section 13; thence on an assumed bearing of South 00° 52' 29" East 1752.82 feet along the west line of said West Half of the Northeast Quarter; thence North 88° 39' 58" East 700.20 feet; thence North 00° 46' 26" West 300.86 feet; thence North 19° 33' 38" West 825.27 feet; thence South 69° 14' 38" West 428.87 feet to a point 33.00 feet east of, measured at right angles to the west line of said West Half of the Northeast Quarter; thence North 00° 52' 29" West 810.11 feet along a line parallel with and 33.00 feet east of said west line to the north line of said West half of the Northeast Quarter; thence South 89° 40' 52" West 33.00 feet along said north line to the point of beginning.

TRACT 5:

That part of Government Lot 2 of Section 13, Township 107 North, Range 40 West, Murray County, Minnesota, described as follows: Commencing at the southeast corner of said Government Lot 2; thence on a bearing based on the Murray County Coordinate System of 1983, of North 00° 04' 13" East along the east line of said Government Lot 2 a distance of 62.70 feet to the point of beginning; thence North 25° 00' 00" West 660.00 feet; thence North 00° 04' 13" East 227 feet, more or less, to the water's edge of Buffalo Lake; thence southeasterly along said water's edge 322 feet, more or less, to the east line of said Government Lot 2; thence South 00° 04' 13" West along said east line 665 feet, more or less, to the point of beginning.

TRACT 6:

Part of Government Lots 1 and 2 and part of the Northwest Quarter of the Northeast Quarter of Section 13, Township 107 North, Range 40 West in Murray Township, Murray County, Minnesota;

And

Part of the South Half of the Southeast Quarter of Section 12, Township 107 North, Range 40 West in Murray Township, Murray County, Minnesota;

And

Part of Government Lot 6 in Section 7, Township 107 North, Range 39 West in Dovray Township, Murray County, Minnesota,

Carlos Avery Wildlife Management Area, Anoka County

The Northwest Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter, Section 8, Township 32 North, Range 22 West, Anoka County, Minnesota.

TOGETHER with a perpetual non-exclusive easement for ingress and egress over and across that part of the Northeast Quarter of the Northeast Quarter of Section 17, Township 32 North, Range 22 West and that part of the Southeast Quarter of the Southeast Quarter of Section 8, Township 32 North, Range 22 West, being a strip of land 33 feet in width, lying 12 feet southerly of and 21 feet northerly of and adjacent to the following described line:

Commencing at the northeast corner of said Northeast Quarter of the Northeast Quarter; thence on an assumed bearing of West, a distance of 700 feet, along the north line of said Northeast Quarter of the Northeast Quarter to the POINT OF BEGINNING of the line to be described; thence West, a distance of 500 feet along said north line and there terminating;

ALSO TOGETHER with a perpetual non-exclusive easement for ingress and egress over and across the Southeast Quarter of the Southeast Quarter of Section 8, Township 32 North, Range 22 West, being further described as a strip of land 33.00 feet in width, lying 16.50 feet on each side of the following described line.

Commencing at the southwest corner of said Southeast Quarter of the Southeast Quarter; thence on an assumed bearing of North along the west line of said Southeast Quarter of the Southeast Quarter 180 feet, more or less, to the centerline of an existing field road and the POINT OF BEGINNING; thence southeasterly and easterly, a distance of 430 feet, more or less, along the center line of said existing field road to the south line of said Southeast Quarter of the Southeast Quarter and there terminating.

Commissioner's Orders

The sidelines of said strip are to be lengthened or shortened to terminate on the north line of the easement described above and on the east line of said Southwest Quarter of the Southeast Quarter.

Clitheral Wildlife Management Area, Otter Tail County

That part of the SE ¼ of SE ¼ of Section 6, Township 132N, Range 39W, in Otter Tail County, Minnesota, described as follows: Beginning at the SE corner of the SE ¼ of SE ¼ of said Section 6, thence North 114 feet, thence West and at right angles to last line 500 feet, thence South and at right angles to last line 114 feet, thence East and at right angles to last line 500 feet to place of beginning.

Dean Christianson Memorial Wildlife Management Area, Faribault County

The North Half of the South Half of the Southeast Quarter (N ½ S ½ SE ¼) of Section 2, Township 104N, Range 24W of the 5th P.M. in Faribault County, Minnesota.

Gun Lake Wildlife Management Area, Aitkin County

The South ½ of the Southwest ¼ of Section 4, Township 48N, Range 25W, in Aitkin County, Minnesota.

Illinois Slough Wildlife Management Area, Jackson County

That part of the West half of the Northwest quarter of Section 22, Township 101N, Range 38W in Round Lake Township, Jackson County, Minnesota, described as follows:

TRACT A: Commencing at an existing iron monument at the NW corner of said Section 22. thence South 00°, 39' 05" West, bearing based on Jackson County Coordinate System, along the West line of the NW ¼ of said Section 22, a distance of 1,026.00 feet, to the Point of Beginning; thence continuing South 00° 39' 05" West, along said West line, a distance of 585.00 feet; thence South 88° 28' 05" " East a distance of 518.00 feet; thence South 00° 39' 05" West, parallel with the West line of Said NW ¼, a distance of 700.00 feet; thence South 88° 28' 25" East a distance of 249.00 feet; thence North 00° 39' 05" East, Parallel with the West line of said NW ¼, a distance of 1,285.00 feet; thence North 88° 28' 25" West a distance of 767.00 feet, to the Point of Beginning.

TRACT B: Commencing at an existing iron monument at the NW corner of said Section 22. thence South 00°, 39' 05" West, bearing based on Jackson County Coordinate System, along the west line of the NW ¼ of said Section 22, a distance of 1,611.00 feet, to the Point of Beginning; thence continuing South 00° 39' 5" West, along said West line, a distance of 40.00 feet; thence south 88° 28' 25" East a distance of 350.00 feet; thence South 25° 44' 13" East a distance of 258.71 feet; thence South 00° 39' 05" West, parallel with the West line of said NW ¼, a distance of 165.00 feet; thence South 88° 28' 25" East a distance of 50.00 feet; thence South 00° 39' 05" West, parallel with the West line of said NW ¼, a distance of 95.00 feet, thence North 88° 28' 25" West a distance of 100.00 feet; thence South 00° 39' 05" West, parallel with the West line of said NW ¼, a distance of 170.00 feet; thence South 88° 28' 25" East a distance of 103.00 feet; thence North 00° 39' 05" East parallel with the West line of said NW ¼, a distance of 700.00 feet; thence North 88° 28' 25" West a distance of 518.00 feet, to the Point of Beginning.

Little Nokasippi River Wildlife Management Area, Crow Wing County

The Southwest ¼ of the Southwest ¼ of Section 23, lying West of the Nokasippi River and that portion of the Northwest ¼ of the Northwest ¼ of Section 26, lying West of the Nokasippi River, all in Township 43N, Range 32W, Crow Wing County, Minnesota

Manston Marsh Wildlife Management Area - P6, Wilkin County

The West ½ of Section 20, Township 135 North, Range 46 West, Wilkin County, Minnesota.

Manston Marsh Wildlife Management Area – P7, Wilkin County

The Northwest ¼, the Southwest ¼, and that part of the Southwest ¼ lying westerly of Minnesota Trunk Highway No. 9, Section 29, Township 135 North, Range 46 West, Wilkin County, Minnesota.

Middle Creek Wildlife Management Area, Brown County

The East Half of the South Three Fourths (E ½ S ¾) of South Half of Southwest Quarter (S ½ SW ¼), Section 9, Township 108, Range 33, Brown County, Minnesota.

Stokke Wildlife Management Area, Yellow Medicine County

The East 450 feet of the Southeast Quarter of the Northwest Quarter (SE1/4NW1/4) of Section Twenty (20), Township One Hundred Fifteen (115) North, Range Forty-one (41) West lying north of the following described line:

Commissioner's Orders

Commencing at the East Quarter of said Section 20; thence on an assumed bearing of 88° 39' 38" West 1325.10 feet, along the south line of the NE1/4 of said Section 20 to the southeast corner of the SW1/4NE1/4 of said Section 20; thence South 89° 39' 38" West, along the south line of the NE1/4 of said Section 20 a distance of 16.5 feet; thence North 0° 4' 45" West parallel with the east line of the SW1/4NE1/4 of said Section 20 a distance of 16.5 feet; thence North 0° 4' 45" West parallel with the east line of the SW1/4NE1/4 of said Section 20 a distance of 610.70 feet to the point of beginning; thence South 89° 5' 41" West 1741.43 feet and there terminating.

Swan Lake Wildlife Management Area, Nicollet County

Those parts of Government Lots 3 and 4, and of the Northeast Quarter of the Southwest Quarter of Section 15, Township 110 North, Range 29 West, Nicollet County, Minnesota described as follows:

Beginning at the southeast corner of said Government Lot 4; thence on an assumed bearing of North, along the east line of said Government Lot 4, a distance of 1623 feet; thence South 89° 33' 00" West, a distance of 2185 feet, more or less, to the shore of Swan Lake; thence southeasterly along said shore of Swan Lake to intersect the south line of said Government Lot 4; thence easterly along said south line to the point of beginning.

Also

Government Lot 2 of Section 22, Township 110 North, Range 29 West, Nicollet County, Minnesota, EXCEPTING THEREFROM: Sublot M

And also EXCEPTING THEREFROM:

Commencing at the northwest corner of the Northeast Quarter of said Section 22; thence on an assumed bearing of West, along the north line of said Section 22, a distance of 1872.58 feet; thence South 04° 01' 24" East, a distance of 473.04 feet; thence South 48° 51' 58" East, a distance of 60.46 feet; thence South 17° 02' 36" West, a distance of 300.43 feet; thence southerly and southeasterly a distance of 126.57 feet, along a tangential curve concave to the northeast, having a radius of 69.07 feet and a central angle of 104° 59' 31"; thence; thence South 87° 56' 55" East, tangent to said curve, a distance of 210.63 feet; thence southeasterly, southerly and southwesterly a distance of 114.66 feet, along a tangential curve, concave to the southwest, having a radius of 59.96 feet and central angle of 115° 20' 31"; thence South 27° 23' 37" West, tangent to the last described curve, a distance of 215.79 feet, to the point of beginning of the tract of land to be described; thence North 27° 23' 37" East, a distance of 215.79 feet; thence northeasterly, northerly and northwesterly a distance of 114.66 feet, along a tangential curve, concave to the southwest, having a radius of 59.96 feet and central angle of 115° 20' 31"; thence North 87° 56' 55" West, tangent to said curve, a distance of 210.63 feet; thence northwesterly and northerly a distance of 126.57 feet, along a tangential curve concave to the northeast, having a radius of 69.07 feet and a central angle of 104° 59' 31"; thence North 17° 02' 36" East, a distance of 300.43 feet; thence North 48° 51' 58" West, a distance of 60.46 feet; thence North 4° 01' 24" West, a distance of 164.92 feet; thence South 61° 29' 49" East, a distance of 37.91 feet; thence North 76° 07' 49", a distance of 98.30 feet; thence North 81° 56' 02" East, a distance of 144.33 feet; thence North 78° 35' 46" East, a distance of 99.62 feet; thence South 11° 24' 14" East, a distance of 40.00 feet; thence North 68° 44' 23" East, a distance of 99.43 feet; thence North 74° 48' 54" East, a distance of 101.29 feet; thence North 67° 52' 57" East, a distance of 104.90 feet; thence South 18° 42' 21" East, a distance of 146.52 feet; thence South 21° 58' 24" East, a distance of 138.70 feet; thence South 60° 35' 23" East, a distance of 55.76 feet; thence South 21° 08' 49" East, a distance of 220.11 feet; thence South 00° 08' 01" East, distance of 244 feet, to the shore of Swan Lake; thence southwesterly along said shore of Swan Lake to intersect a line bearing South 79° 24' 06" from the point of beginning; thence North 79° 24' 06" West, to the point of beginning.

Also

The North 26 acres and the North 8 acres of the South 18 acres of Government Lot 3 of said Section 22, except the following described property:

Commencing at the north quarter corner of said Section 22; thence on an assumed bearing of East, along the north line of said Section 22, a distance of 1803.92 feet; thence on a bearing of South, a distance of 1708.30 feet, to the point of beginning of the land to be described; thence South 13° 32' 40" West, a distance of 257.04 feet; thence South 31° 33' 56" West, a distance of 232.30 feet; thence South 22° 15' 07" West, a distance of 200.70 feet; thence South 21° 06' 45" West, a distance of 200.41 feet; thence South 17° 23' 35" West, a distance of 200.00 feet; thence South 72° 33' 36" East, a distance of 406 feet to the shore line of Swan Lake; thence northeasterly along said shore line of Swan Lake to intersect a line bearing South 71° 03' 43" East from the point of beginning; thence North 71° 03' 43" West, to the point of beginning.

Commissioner's Orders

NOW THEREFORE, IT IS HEREBY ORDERED that the lands described above are designated as wildlife management areas upon acquisition.

Dated: 21 August 2009

Mark Holsten, Commissioner
Department of Natural Resources

Official Notices

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

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Minnesota Comprehensive Health Association Notice of Meeting of the Enrollee Appeal Committee September 3, 2009

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA), Enrollee Appeal Committee will be held at 8:30 a.m. on Thursday, September 3, 2009, at the MCHA executive office located at 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN.

This meeting may be closed to the public, if so requested by the appellant(s), pursuant to *Minnesota Statutes* 62E.10, subd. 4.

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

Official Notices

Department of Human Services (DHS)

State Operated Services Division

Public Notice of Disproportionate Population Adjustment and Payment Rate for the Child & Adolescent Behavioral Health Services

NOTICE IS HEREBY GIVEN to recipients, providers of services under the Medical Assistance (MA) Program, and to the public, of the disproportionate population adjustment (DPA) and payment rate for the state operated Child & Adolescent Behavioral Health Services program under the MA Program. This notice is published pursuant to 42 *United States Code* §1396a(a)(13)(A) (§1902(a)(13)(A) of the Social Security Act), which requires the Department to publish payment rates for providers, the methodologies underlying the establishment of such rates, and the justification of such rates.

In conjunction with the current state fiscal year's budget for State Operated Services, as appropriated by the legislature, payment rates are determined in accordance with *Minnesota Statutes*, §246.50, subdivision 5.

Effective for admissions occurring on or after October 1, 2009 and continuing through June 30, 2010, the inpatient payment rate for the State Operated Child & Adolescent Behavioral Health Services program will be \$1,650 per day. This rate will be adjusted by 16.19 percent for the disproportional population adjustment.

Questions and comments may be directed to Lynn Glancey, Minnesota Department of Human Services, State Operated Services Support Division, PO Box 64979, St. Paul, MN 55164-3826; **Phone** (651) 431-3690; or **E-mail:** Lynn.Glancey@state.mn.us.

Minnesota Department of Natural Resources (DNR)

Division of Fish and Wildlife

REQUEST FOR COMMENTS on Possible Amendment to and Repeal of Rules Governing Wildlife, *Minnesota Rules*, chapters 6230, 6232, 6234, 6240, 6282

Subject of Rules. The Minnesota Department of Natural Resources requests comments on its possible amendment to and repeal of rules governing miscellaneous wildlife issues. The Department is considering rule amendments and repealing its rules that:

- 1.) Modify provisions for controlled hunting zones on Lac qui Parle state game refuge.
- 2.) Modify provisions for taking antlerless deer by muzzleloader in lottery permit areas.
- 3.) Modifying provisions for bear hunting, baiting and outfitting.
- 4.) Modifying game species that may be taken by falconry
- 5.) Repealing provisions for taking furbearers in national wildlife refuges
- 6.) Modifying trap tending intervals, the use and placement of body-gripping traps and marking of muskrat houses
- 7.) Repealing duplicate rule provisions relating to certified predator control.
- 8.) Creating a standard opening date and bag limit for the mourning dove season
- 9.) Modifying provisions for taking Canada geese
- 10.) Modifying provisions on the harvest of ginseng in wildlife management areas

Persons Affected. The rules may affect persons using the Lac qui Parle wildlife refuge and controlled hunt zones; small game hunters, bear outfitters and hunters, furbearer trappers, migratory bird hunters and ginseng harvesters. Individuals or businesses that provide goods and services to hunters and trappers may also be affected.

Statutory Authority. The adoption of the proposed rules is authorized by *Minnesota Statutes*, sections: 84.093, 86A.06, 97A.091, 97A.137, 97B.301, 97B.311, 97B.411, 97B.425, 97B.431, 97B.605, 97B.611, 97B.615, 97B.621, 97B.625, 97B.631, 97B.635, 97B.671, 97B.731, 97B.803, 97B.911, 97B.915, 97B.921, and 97B.925.

Official Notices

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing by e-mail or orally until 4:30 p.m. on Oct. 29, 2009. The Department does not anticipate appointing an advisory committee to comment on the possible rules.

Rules Drafts. The Department has prepared a draft of proposed amendments and repeals.

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

Jason Abraham
Department of Natural Resources
500 Lafayette Road
St. Paul, Minnesota 55155-4007
Phone: (651) 259-5197
Fax: (651) 297-4961
E-mail: Jason.Abraham@dnr.state.mn.us
TTY users may call 1-800-657-3929 or (651) 296-5484

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

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

Dated: June 25, 2009

Mark Holsten, Commissioner
Department of Natural Resources

Minnesota Pollution Control Agency (MPCA) Regional Division

Notice of Availability of draft Kohlman Lake Excess Nutrients Total Maximum Daily Load Report and Request for Comment

Public Comment Period Begins: August 31, 2009
Public Comment Period Ends: September 30, 2009

The Minnesota Pollution Control Agency (MPCA) is requesting comments on the draft report for the Kohlman Lake Total Maximum Daily Load (TMDL). The draft TMDL report for Kohlman Lake is available for review at:

<http://www.pca.state.mn.us/water/tmdl/tmdl-draft.html>

Following the comment period, the MPCA will revise the draft TMDL report and submit it to the U.S. Environmental Protection Agency (EPA) for approval.

A TMDL is a scientific study, conducted on waters designated as impaired, required by the federal Clean Water Act. A TMDL study calculates the maximum amount of a pollutant that a water body can receive and continue to meet water quality standards for designated beneficial uses. It is a process that identifies all the sources of the pollutant causing the impairment and allocates necessary reductions among them. This multi-year effort results in a pollution reduction plan and engages stakeholders and the general public. An approved TMDL is followed by implementation activities for achieving the necessary reductions.

The Kohlman Lake watershed comprises a total of 7,484 acres (excluding the lake surface area) and drains portions of the cities of Gem Lake, White Bear Lake, Vadnais Heights, Maplewood, North St. Paul, Little Canada, and Oakdale. The shallow 74-acre lake has an average (Cite 34 SR 287)

Official Notices

depth of about four feet. Shallow lakes are more susceptible to excessive phosphorus pollution, which can degrade lake water quality and contribute to summer algae blooms. Low-density residential housing (1-4 units/acre) is the dominant land use (approx. 41 percent) in the Kohlman Lake watershed. The remaining breakdown is natural/park/open space/agriculture at 21 percent, commercial and wetlands (9 percent each) comprise 18 percent, and 20 percent "Other" land uses.

Kohlman Lake has been found to be impaired for aquatic recreation because of excess nutrient levels, particularly phosphorus, and violates Minnesota water quality standards based on water quality monitoring conducted during the last several years. The excess phosphorus makes the water unsuitable for aquatic recreation, like swimming. As a result, it was placed on Minnesota's list of impaired waters. Because of the exceedance, the Ramsey Washington Metro Watershed District conducted a Total Maximum Daily Load (TMDL) study. The TMDL study assessed the phosphorus concentration in Kohlman Lake and determined the amount of phosphorus the lake could receive and still meet water quality standards. Sources of phosphorus were evaluated, including watershed runoff, internal loading, and atmospheric load.

The draft TMDL report indicated that a phosphorus reduction of 38 percent will be needed to meet the water quality standard during summer growing season conditions, corresponding to the time when violations of the aquatic recreation standard were likely to occur. Implementation strategies in the draft TMDL report will be used to generally guide future phosphorus reduction efforts. A more detailed implementation plan is being developed to identify specific measures needed to achieve the desired reductions.

Preliminary Determination on the Draft TMDL Report: The MPCA Commissioner has made a preliminary determination to submit this TMDL report to the EPA for final approval. A draft TMDL report and fact sheet are available for review at the MPCA office at the address listed below, and at the MPCA Web site: <http://www.pca.state.mn.us/water/tmdl/tmdl-draft.html>

Written Comments: You may submit written comments on the conditions of the draft TMDL Report or on the Commissioner's preliminary determination. Written comments must include the following:

1. A statement of your interest in the draft TMDL report;
2. A statement of the action you wish the MPCA to take, including specific references to sections of the draft TMDL that you believe should be changed; and
3. The reasons supporting your position, stated with sufficient specificity as to allow the MPCA Commissioner to investigate the merits of your position.

Written comments on the draft TMDL report must be sent to the MPCA contact person listed below and received by 4:30 p.m. on the date the public comment period ends, identified on page 1 of this notice. Suggested changes will be considered before the final TMDL report is sent to the EPA for approval.

Agency Contact Person. Written comments and requests for more information should be directed to:

Roger Ramthun
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155-4194
Phone: (651) 757-2663 (direct)
Minnesota Toll Free: 1-800-657-3864
Fax: (651) 297-8676
E-mail: roger.ramthun@state.mn.us
TTY users may call the MPCA teletypewriter at (651) 282-5332 or 1-800-657-3864.

Petition for Public Informational Meeting: You also may request that the MPCA Commissioner hold a public informational meeting. A public informational meeting is an informal meeting that the MPCA may hold to solicit public comment and statements on matters before the MPCA, and to help clarify and resolve issues.

A petition requesting a public informational meeting must include the following information:

1. A statement identifying the matter of concern;
2. The information required under items 1 through 3 of "Written Comments," identified above;
3. A statement of the reasons the MPCA should hold a public informational meeting; and
4. The issues that you would like the MPCA to address at the public informational meeting.

Petition for Contested Case Hearing: You also may submit a petition for a contested case hearing. A contested case hearing is a formal evidentiary hearing before an administrative law judge. In accordance with *Minnesota Rules* 7000.1900, the MPCA will grant a petition to hold a contested case hearing if it finds that: (1) there is a material issue of fact in dispute concerning the draft TMDL report; (2) the MPCA has the jurisdiction to make a determination on the disputed material issue of fact; and (3) there is a reasonable basis underlying the disputed material issue of fact or facts such that the holding of the contested case hearing would allow the introduction of information that would aid the MPCA in resolving the disputed facts in making a final decision on the draft TMDL report. A material issue of fact means a fact question, as distinguished from a policy question, whose resolution could have a direct bearing on a final MPCA decision.

A petition for a contested case hearing must include the following information:

1. A statement of reasons or proposed findings supporting the MPCA decision to hold a contested case hearing according to the criteria in *Minnesota Rules* 7000.1900, as discussed above; and
2. A statement of the issues proposed to be addressed by a contested case hearing and the specific relief requested or resolution of the matter.

In addition and to the extent known, a petition for a contested case hearing should also include the following information:

1. A proposed list of prospective witnesses to be called, including experts, with a brief description of proposed testimony or summary of evidence to be presented at a contested case hearing;
2. A proposed list of publications, references, or studies to be introduced and relied upon at a contested case hearing; and
3. An estimate of time required for you to present the matter at a contested case hearing.

MPCA Decision: You may submit a petition to the Commissioner requesting that the MPCA Citizens' Board consider the TMDL report approval. To be considered timely, the petition must be received by the MPCA by 4:30 p.m. on the date the public comment period ends, identified on page 1 of this notice. Under the provisions of *Minnesota Statutes* § 116.02, subd 6(4), the decision whether to submit the TMDL Report and, if so, under what terms will be presented to the Board for decision if: (1) the Commissioner grants the petition requesting the matter be presented to the Board; (2) one or more Board members request to hear the matter before the time the Commissioner makes a final decision on the TMDL Report; or (3) a timely request for a contested case hearing is pending.

You may participate in the activities of the MPCA Board as provided in *Minnesota Rules* 7000.0650.

The written comments, requests, and petitions submitted on or before the last day of the public comment period will be considered in the final decision on this TMDL report.

If the MPCA does not receive written comments, requests, or petitions during the public comment period, MPCA staff as authorized by the Board, will make the final decision on the draft TMDL report.

Dated: August, 2009

Teachers Retirement Association Notice of Meeting on September 16, 2009

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on Wednesday, September 16, 2009 at 9:30 a.m. in Suite 400, 60 Empire Drive, St. Paul, MN to consider matters which may properly come before the Board.

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.

Assistance in Applying for Grants

Only *State Register* subscribers get a "Contracts & Grants" section that lists all "active" grants and contracts. Open the *State Register* and click on Bookmarks in the upper left corner. You get a list of ALL the current rules, with an INDEX, and previous volume indices, as well as a list of all "active" contracts and grants, and 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 Department of Health Office of Rural Health and Primary Care Community Clinic Grant Program

Notice of Grant Opportunity to Improve Minnesota's Clinic-based Safety Net Providers

The Minnesota Department of Health (MDH) is seeking applications from eligible community clinics through the Community Clinic Grant Program. The purpose of these grants is to improve the ongoing viability of Minnesota's clinic-based safety net providers. Grants help clinics serve people with low incomes, reduce current or future uncompensated care burdens, or improve care delivery infrastructure. The level of funding for the community clinic grant program is approximately \$561,000 for fiscal year 2010. An eligible community clinic means a nonprofit clinic, government entity, Indian tribal government or Indian health service unit; or a consortium of these entities. Applicants must also use a sliding fee scale or other procedure to determine eligibility for charity care or to ensure that no person will be denied services because of inability to pay. The Office of Rural Health and Primary Care expects that successful applicants will be able to begin their grant projects by April 2010.

Because of limited funding, applicants will be required to submit pre-applications and only the strongest of these will be invited to submit a final application. Prospective applicants who have questions and/or would like a copy of the application forms may contact Debra Jahnke at (651) 201-3845 or 1-800-366-5424 or debra.jahnke@health.state.mn.us. The pre-application and final application forms are also available on the Office of Rural Health and Primary Care Web site at <http://www.health.state.mn.us/divs/orhpc/funding/#community>

Pre-applications must be received by 4 p.m. on October 2, 2009. Final applications must be received by 4 p.m. on January 8, 2010. Applications postmarked prior to these due dates but not received prior to the time deadline will be considered late. Late applications will not be considered for review. Applications may be mailed or delivered to the following addresses:

Debra Jahnke
Office of Rural Health and Primary Care
Division of Community Health
Minnesota Department of Health
P.O. Box 64882
St. Paul, MN 55164-0882

Or via courier:

85 East 7th Place, Suite 220
St. Paul, MN 55101

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

Find ALL "Active" Contracts

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

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State Department of Administration (Admin)

Notice of Availability of Request for Proposal (RFP) for Designer Selection for the Contemporary Operating Environment Training Facility at Camp Ripley, Little Falls, Minnesota

(State Designer Selection Board Project No. 09-06)

The State of Minnesota, Department of Administration, is soliciting proposals from interested, qualified consultants for architectural and engineering design services for the above referenced project.

A full Request for Proposals is available on the Minnesota National Guard's website <http://www.MinnesotaNationalGuard.org/rfp>.

Along with the Request for Proposals, the Predesign Submittal (dated May 29, 2009) is also available for review at:

<http://www.MinnesotaNationalGuard.org/rfp>.

A MANDATORY informational meeting is scheduled for **Thursday, September 10, 2009 at 10:30 a.m CDT**. at the Facilities Management Office at the Camp Ripley National Guard Armory, Little Falls, Minnesota.

Project questions will be taken by Michael Nash at fax number (320) 632-7473 or michael.w.nash@us.army.mil. Project questions will be answered at the mandatory meeting and by addendum posted on the website <http://www.MinnesotaNationalGuard.org/rfp>.

Proposals must be delivered to Sherry Van Horn, State Designer Selection Board, Real Estate & Construction Services, Room 309, Administration Building, 50 Sherburne Ave., St. Paul, MN 55155; phone: (651) 201-2376, not later than **12:00 P.M. CDT on Monday, September 21, 2009**. Late responses will not be considered.

The Minnesota National Guard 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 (MnSCU)

Hennepin Technical College, Brooklyn Park Campus

Notice of Availability of Request for Bid (RFB) for Boiler Replacement Project for Hennepin Technical College, Brooklyn Park Campus

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 interested, qualified vendors to remove three existing 500-hp low-pressure steam boilers and replacing the boilers with two 500-hp low-pressure steam boilers and one 200-hp low-pressure steam boiler. The following associated equipment will also be replaced: 700-gallon condensate return tank with two condensate pumps, a two compartment atmospheric deaerator with three boiler feed pumps and two transfer pumps, fuel oil pumps and the associated piping, valves and controls for each piece of equipment. The project also includes the removal of two existing air-handling replacing the air-handling units with one unit to serve both spaces.

The work includes, but is not limited to: demolition, structural and miscellaneous steel, roofing, frames, doors and suspended ceiling systems. Mechanical systems include plumbing, heating, ventilation, air conditioning, temperature controls and special systems. Electrical systems include electrical power, lighting, life safety and special systems.

A **Pre-Bid Meeting will be held at 10:00 AM, Thursday, September 10, 2009 in Room D150** at Hennepin Technical College, Brooklyn Park Campus. The Architect/Engineer and/or College/University Representatives will review the bidding procedures, Bidding Documents and other conditions with interested Bidders and answer questions.

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

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

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

TKDA
444 Cedar Street, Suite 1500
Saint Paul, Minnesota 55101
Telephone: (651) 292-4400

A deposit of \$75.00 is required for each set.

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.

Department of Employment and Economic Development (DEED)

State Services for the Blind

Notice of Intent to Solicit Proposals for "Introduction to Blindness and Visual Impairment – Phase II" Training Services for Selected State Services for the Blind Staff

Purpose:

NOTICE IS HEREBY GIVEN that the Department of Employment and Economic Development, State Services for the Blind (SSB) division requests proposals for "Introduction to Blindness and Visual Impairment - Phase II" training services to provide SSB staff with

the knowledge and personal experience about blindness and adjustment to blindness that will assist them in working more effectively with their customers. This RFP is for training services for which SSB cannot estimate its total need in advance. SSB will request services under the resulting contracts on an as needed basis as determined by SSB.

This Request for Proposal does not obligate the State to complete the proposed project, and the State reserves the right to cancel the solicitation if it is considered to be in its best interest.

The goal of this project is to train select SSB staff about adjustment to blindness and the alternative techniques available to address vision loss. Contracts for providing these services may be offered to multiple qualified proposers based on an evaluation of the responses received and the amount of work the State foresees being available. SSB will then use these contracts to secure required training services for its staff, consistent with its policy.

Objectives:

The State is requesting an "Introduction to Blindness and Visual Impairment – Phase II" training program so that SSB staff gain and have reinforced the following:

- 1.) A working knowledge of alternative techniques of blindness;
- 2.) Belief in the effectiveness of the techniques;
- 3.) An understanding of the process of attitudinal and skill change which must take place in order for adjustment to blindness to succeed;
- 4.) Increased knowledge of information and resources useful to blind and visually impaired persons;
- 5.) Appreciation of the value of full-time adjustment to blindness training for customers; and
- 6.) Understanding of resources to obtain additional information about adjustment to blindness.

SSB is requesting:

A.) A six week "Introduction to Blindness and Visual Impairment – Phase II" under the blindfold training program with curriculum content covering topics in communication skills (Braille, assistive technology), travel training (cane travel, orientation and mobility, public transportation), independent living skills, and facilitated structured group discussion.

B.) A one week "Introduction to Blindness and Visual Impairment – Phase II" training program using vision loss simulators in order to gain perspective on how common eye conditions affect customers, and the relative value and importance of alternative techniques covering topics in communication skills (Braille, assistive technology), travel training (cane travel, orientation and mobility, public transportation), and independent living skills.

All training must be conducted in the Minnesota.

The State Services for the Blind supervisor will make arrangements for the time, date, and outcomes to be achieved and submit a referral letter and purchase order to the selected approved vendor.

Prospective vendors interested in receiving a complete copy of the Request for Proposal may call or write:

Jennifer Beilke, Program Administrator
MN Department of Employment & Economic Development
State Services for the Blind
2200 University Ave. West, Suite 240
St. Paul, MN 55114-1840
Phone: (651) 643-3541
TTY/TDD 1-888-665-3276
E-mail: Jennifer.Beilke@state.mn.us

Other personnel are **NOT authorized** to discuss this request for proposal with responders, before the proposal submission deadline. Contact regarding this RFP with any personnel not listed above could result in disqualification.

Submission of Responses:

Each prospective vendor must submit *five copies* of its proposal to:

State Contracts

Cathy Carlson, Administrative Services Director
MN Department of Employment & Economic Development
State Services for the Blind
2200 University Ave. West, Suite 240
St. Paul, MN 55114-1840

not later than 2:00 p.m. Central Daylight Time Friday, September 25, 2009, as indicated by the date and time marked on each response package by the State Services for the Blind receptionist.

Late responses will not be considered.

- All costs incurred in responding to this RFP will be borne by the responder.
- Fax and e-mail responses will not be considered.

Contract term:

The period of performance of the contract will be approximately two years with a possibility of three one-year options to extend the contract. Options to renew will be exercised upon mutual agreement by the vendor and the State.

Minnesota Office of Higher Education Notice of Request for Proposals: Accountability Review and Teacher Preparation Study

The Minnesota Office of Higher Education is requesting proposals from qualified professionals to assist in coordinating two studies being undertaken by the Office. The studies are a review of the accountability process currently in place at the Office and a study of teacher preparation programs in Minnesota. Proposals must be submitted **no later than September 15, 4:00p.m. (Central Standard Time)**.

The Request for Proposals (RFP) does not obligate the Minnesota Office of Higher Education to complete this project, and the Office reserves the right to cancel the solicitation if it is considered to be in its best interest.

The total cost of this proposal should not exceed \$50,000 in total.

Copies of the complete RFP are available on the agency website at: www.oh.e.state.mn.us or from:

Mark Misukanis, Director of Finance and Research
Minnesota Office of Higher Education
1450 Energy Park Drive
Suite 350
St. Paul, MN 55104
Telephone: (651) 259-3960
E-mail: Mark.Misukanis@state.mn.us

Minnesota Historical Society Notice of Request for Proposals for Summative Exhibit Evaluation

The Minnesota Historical Society (Society) is seeking proposals from qualified individuals or firms to conduct a comprehensive summative evaluation of the exhibit "Minnesota's Greatest Generation," which opened at the Minnesota History Center in St. Paul, Minnesota, in May, 2009. In particular, the Society requires professional services in the following areas:

- Designing an evaluation strategy in consultation with Society staff
- Preparing an evaluation form to be used by Society staff and volunteers to interview "Minnesota's Greatest Generation"

visitors

- Overseeing the evaluation process, and
- Preparing a written summary and analysis of the results of visitor interviews.

Proposals must be received by **2:00 p.m. Local Time on Thursday, September 17, 2009**. Late proposals will not be considered.

The Request for Proposals is available from Mary Green-Toussaint, Purchasing Coordinator, Minnesota Historical Society via e-mail: mary.green-toussaint@mnhs.org.

Dated: 31 August 2009

Minnesota Department of Human Services Child Safety and Permanency Division Addendum to Request for Proposals to Child Welfare / Child Protection Trainers / Writers

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services through its Child Safety and Permanency Division has published an Addendum to its Request for Proposal to Child Welfare/Child Protection Trainers/Writers that was published in the March 9, 2009 State Register. In the Addendum, HB APPENDIX IV: Training Cost Allowances needed to be updated.

To request a full text of the RFP Addendum please contact:

Kimberly Stone, LISW.
Department of Human Services
Child Safety and Permanency Division
P.O. Box 64943
444 Lafayette Road North
St. Paul, MN 551550943
Phone: (651) 431-4691
Fax: (651) 431-7522

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

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

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

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

Minnesota Department of Human Services Child Support Enforcement Division Notice of Request for Proposals to Provide Genetic Testing and Other Associated Services in Title IV-D Paternity Cases

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is requesting proposals from qualified testing laboratories for the purpose of providing genetic testing and other associated services in Title IV-D paternity cases. The State is required to issue a new Request for Proposal (RFP) for these services every five (5) years. The primary goal of this RFP is to identify laboratories that provide accurate, reliable, legally admissible parentage tests and/or court testimony in Title IV-D paternity cases at competitive

State Contracts

prices. It is anticipated that the State will contract with multiple genetic testing laboratories as a result of this RFP.

Work is proposed to start February 16, 2010. For more information, or to obtain a copy of the Request for Proposal, contact:

Jennifer Strei, Management Analyst
Department of Human Services
Child Support Enforcement Division
P.O. Box 64946
444 Lafayette Road North
St. Paul, MN 551553846
Phone: (651) 431-4561
Fax: (651) 431-7517
E-mail: *Jennifer.M.Strei@state.mn.us*

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

Proposals submitted in response to this Request for Proposals must be received at the address above no later than **4:00 p.m., Central Daylight Savings Time, October 2, 2009. Late proposals will NOT be considered.** Faxed or e-mailed proposals will **NOT** be considered.

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

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

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

Minnesota Department of Human Services (DHS)

Office of Legal Management

Addendum to Request for Proposals to Assist with Preparing a Collection of E-discovery Data and Legal Privilege Analysis Related to Current Litigation Involving the Department and ACS State and Local Solutions, Inc., a New York Corporation

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services has published an Addendum to its Request for Proposal to assist with preparing a collection of e-discovery data and legal privilege analysis related to current litigation involving the Department and ACS State and Local Solutions, Inc., a New York corporation that was published in the August 17, 2009 State Register. In the Addendum, additional time is provided the State to answer potential vendor questions and provide additional time in which potential vendors may submit proposals.

To request a full text of the RFP Addendum please contact: **Jay A. Brunner** at:

Department of Human Services
Appeals and Regulations Division
P.O. Box 64941
444 Lafayette Road North
St. Paul, MN 55155-0941
Phone: (651) 431-3599
Fax: (651) 431-7523

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

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

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

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

Department of Public Safety Bureau of Criminal Apprehension Notice of Information Meeting October 21, 2009

The Minnesota Bureau of Criminal Apprehension will hold a meeting from 9 a.m. to 11:30am on Wednesday, October 21, 2009 to discuss progress on several BCA initiatives regarding criminal justice information sharing in the state of Minnesota. Specific project updates will be provided, in addition to general updates regarding upcoming efforts. The meeting will take place at the Bureau of Criminal Apprehension offices at 1430 Maryland Ave. E. in St. Paul. In addition, participation may take place via web conference. (To make arrangements to participate remotely, please contact Jill Oliveira at the information listed below.)

Vendors, particularly those working with local agencies to manage records, as well as agency information technology staff are encouraged to attend this meeting. Please RSVP. For more information, or to RSVP, contact Jill Oliveira, Public Information Officer, at (651) 793-2726 or: jill.oliveira@state.mn.us

Department of Public Safety Bureau of Criminal Apprehension Forensic Science Laboratory Request for Proposals for Source Code Evaluation of the Intoxilyzer 5000EN

The Minnesota Department of Public Safety Bureau of Criminal Apprehension is requesting proposals for the purpose of retaining a qualified expert to evaluate the source code of the Intoxilyzer 5000EN breath-alcohol testing instruments (MN model) manufactured by CMI, Inc. of Kentucky should the Department deem such an analysis necessary. The Contractor may be required to provide courtroom testimony in support of the findings of their evaluation and/or rebuttal to testimony provided by the defense council's expert(s).

Work is proposed to start on the contract on or after October 1, 2009 and run through June 30, 2011. The State retains the option to extend the contract an additional two years in increments determined by the State.

Details are contained in a complete Request for Proposals (RFP) which may be obtained by mail or fax through the contact person listed below. **A written request (by direct mail or fax) for the Request for Proposals is required to be received by the end of business on September 7, 2009.** After August 24, 2009, the Request for Proposal must be picked up in person.

The Request for Proposals can be obtained from:

Sue Birkholz-Maniak
Bureau of Criminal Apprehension
1430 Maryland Avenue East
St. Paul, MN 55106
Fax: (651) 793-2901

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than September 18, 2009. **Late proposals will NOT be considered.** Fax or emailed proposals will **NOT** be considered.

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

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.

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

The University of Minnesota offers 24-hour/day, 7-day/week access to all Request for Bids/Proposals through its web-based Bid Information Service (BIS). Subscriptions to BIS are free. Visit our website at bidinfo.umn.edu or call the BIS Coordinator at (612) 625-5534.

Request for Bids/Proposals are also available to the public each business day from 8:00 a.m. to 4:30 p.m. in the Purchasing Services lobby, Suite 560, 1300 S. 2nd Street, Minneapolis, Minnesota 55454.

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

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