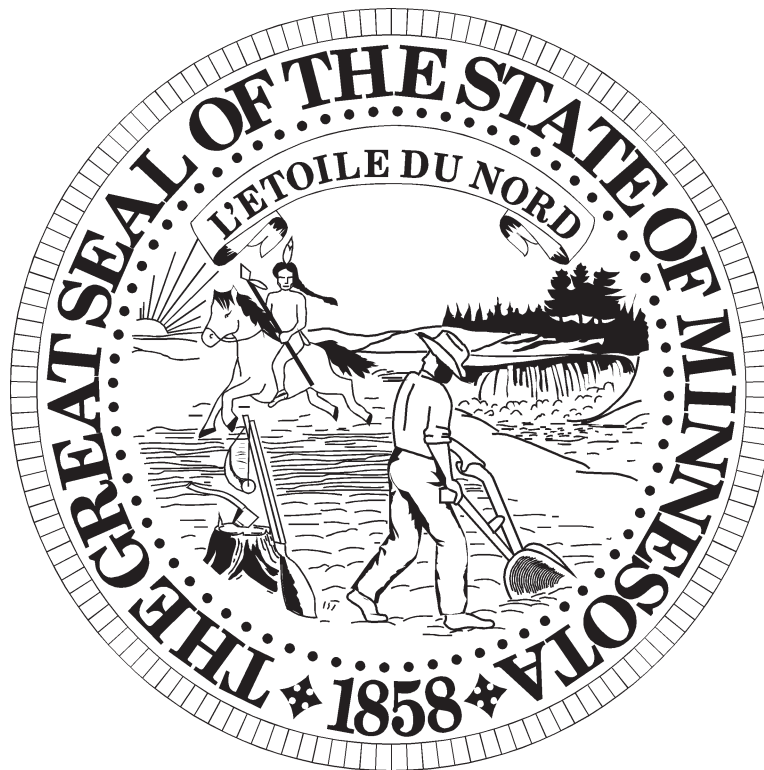


State of Minnesota

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)

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State Register

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The *State Register* is the official publication of the State of Minnesota's Executive Branch of government, published weekly to fulfill the legislative mandate set forth in *Minnesota Statutes*, Chapter 14, and *Minnesota Rules*, Chapter 1400. The *State Register* contains:

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
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- Executive Orders of the Governor
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Vol. 36	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
Issue Number	(BOLDFACE shows altered publish date)		
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# 46	Monday 4 June	Noon Tuesday 29 May	Noon Wednesday 23 May
# 47	Monday 11 June	Noon Tuesday 5 June	Noon Wednesday 30 May
# 48	Monday 18 June	Noon Tuesday 12 June	Noon Wednesday 6 June

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Minnesota Rules: Amendments & Additions		State Contracts	
Rules Index: Vol. 36, #37-44: 2 April - 21 May 2012.....	1404	Vendors and Consultants.....	1441
Proposed Rules		Administration Department (Admin)	
Natural Resources Department (DNR)		State Land near Walker, Minnesota, for Sale.....	1442
Proposed Repeal of Obsolete Rules: Boat and Water Rules.....	1405	Request for Proposal (RFP) for Lease of about 16,000 Usable Square Feet for Workforce Center in North Minneapolis.....	1442
Adopted Rules		Agriculture Department (MDA)	
Minnesota Racing Commission		Request for Proposals to Design and Install the 2012 State Fair Exhibit.....	1442
Adopted Permanent Rules Relating to Horse Racing.....	1407	Colleges and Universities, Minnesota State (MnSCU)	
Secretary of State		Hennepin Technical College:	
Adopted Permanent Rules Relating to Absentee and Mail Ballots.....	1407	Request for Proposals for Media Buyer for Hennepin Technical College, Brooklyn Park Campus and Eden Prairie Campus.....	1443
Appointments		Minneapolis Community & Technical College:	
Pollution Control Agency		Request Proposals for Providing Certain Health Care Services to Students...	1443
Appointment of Commissioner John Linc Stine.....	1426	Riverland Community College:	
Official Notices		Request for Bids for London Dash for Riverland Community College.....	1444
Bond Rates, Meetings, Notices and Announcements.....	1427	South Central College:	
Administrative Hearings Office		Request for Bids for Audiovisual Systems for Classroom Renovations.....	1444
Municipal Boundary Adjustment Unit:		System Administrators:	
Comments Sought on Possible Amendment to Rules on Petitions, Receipt of Evidence and Hearings in Municipal Boundary Adjustment Matters.....	1427	Request for Proposals for Consultant to Conduct Total Compensation Study for Colleges and Universities System Administrators.....	1445
Agricultural and Economic Development Board		Commerce Department	
Public Hearing by the Minnesota Agricultural and Economic Development Board for a Proposed Project and the Issuance of Revenue Bonds.....	1428	Division of Energy Resources:	
Executive Council		Availability for a Coordinator for the Minnesota Solar Challenge.....	1446
Special Executive Council Meeting.....	1429	Explore Minnesota Tourism	
Health Department (MDH)		Availability of Contract for Minnesota Branding Project.....	1446
Division of Infectious Disease Epidemiology, Prevention and Control:		Minnesota Historical Society (MHS)	
Correction to Request for Comments on Possible Amendments to Rules Governing Immunizations.....	1429	Request for Bids for Printing Services – Legendary Homes of the Minneapolis Lakes.....	1447
Labor and Industry Department (DLI)		Natural Resources Department (DNR)	
Labor Standards Unit:		Request for Proposals for Two Project Coordinators to Supervise Workshop Facilitators Delivering Digital Photography Bridge to Nature Teacher Workshops.....	1447
Correction to Commercial Prevailing Wage Rates in Itasca County.....	1430	Request for Proposals for Contract with Workshop Facilitators Who Will Deliver Digital Photography Bridge to Nature Teacher Workshops.....	1448
Metropolitan Council		Pollution Control Agency (MPCA)	
Public Hearing on the Proposed 2013-2016 Transportation Improvement Program (TIP) for the Twin Cities Metropolitan Area.....	1430	Request for Proposals for Environmental Information Management System...	1449
Public Hearings, Public Meetings on Transit Service Plan for the Central Corridor.....	1431	State Guardian ad Litem Board	
Pollution Control Agency (MPCA)		Request for Proposals for Providing External Auditing Services.....	1449
Municipal Division:		Transportation Department (Mn/DOT)	
Intent to Issue National Pollutant Discharge Elimination System/State Disposal System General Permit for Small Municipal Separate Storm Sewer Systems (MS4 General Permit) and Request for Public Comments; Public Meeting with Regard to the MS4 General Permit; and Intent to Establish Interested Persons Mailing List with Regard to Plans Submitted Pursuant to the MS4 General Permit.....	1432	Contracting Opportunities for a Variety of Highway Related Technical Activities (“Consultant Pre-Qualification Program”).....	1450
Watershed Division:		Professional/Technical Contract Opportunities and Taxpayers’ Transportation Accountability Act Notices.....	1450
Availability of the Draft Lac qui Parle Yellow Bank Bacteria, Turbidity, and Low Dissolved Oxygen TMDL Assessment Report and Request for Comment....	1435	Non-State Bids, Contracts & Grants	
Transportation Department (Mn/DOT)		Contracts with other Units of Government.....	1451
Notices of Suspension and Debarment.....	1437	Hennepin County Energy Plan Selection Group (EPSG)	
State Grants & Loans		Advertisement for Engineering and Technical Services.....	1451
Grant Funds and Loans.....	1438	Metropolitan Airports Commission (MAC)	
Health Department (MDH)		Call for Bids for Runway 12R-30L Tunnel Improvements.....	1452
Availability of Funds for HIV/STD Prevention Projects.....	1438	Call for Bids for Concourse D Organic Waste Compactor.....	1452
Transportation Department (MnDOT)		Call for Bids for 2012 Miscellaneous Modifications: Terminal 1-Lindbergh...	1453
Intent to Release Applications to fund Public Transit Participation Program, Job Access and Reverse Commute Grant and New Freedom Grant for 2013; Elderly and Persons with Disabilities Capital Grant Program.....	1439	Southern Prairie Health Purchasing Alliance (SPHPA)	
		Request for Information to Identify Potential Development Partners.....	1453
		Minnesota’s Bookstore	1454

Contract information is available from the Materials Management (MMD) Helpline (651) 296-2600, or Web site: www.mmd.admin.state.mn.us

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Minnesota Rules: Amendments and Additions

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

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

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

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

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

Fourth Quarter

Rules Index, Volume 36, Issue # 37-44

Monday 2 April 2012 - Monday 21 May 2012

(First three quarters indexed in Vol. 36, #36, March 26, 2012)

Labor & Industry Department

4715.2800 renumbered to 1300.0215, Subpart 1
4715.2810 renumbered to 1300.0215, Subp. 2
4715.2830 renumbered to 1300.0215, Subp. 3
4715.2880 renumbered to 1300.0215, Subp. 4
4715.2890 renumbered to 1300.0215, Subp. 5
4715.3130 renumbered to 1300.0215, Subp. 6... (adopted exempt)..... 1289

Natural Resources Department (DNR)

6110.2000 (proposed repealer)..... 1405
6213.0520; 6236.0810; .1060; .1075
(adopted expedited emergency)..... 1181
6216.0400; 6254.0600; 6262.0100; .0300; .0576; .0577
(adopted expedited emergency)..... 1155
6230.0200; .0250; .0295; .0400; .0700; 6234.1200; .1300; .1400; .2400; .2700; 6236.0100; .0700; 6240.1150; .1200; .1850; 6290.0200; .0300; .0400; .0500 (adopted)..... 1155
6230.0200 s. 3, 9 published at 36 SR 75, August 8, 2011; .0250 s. 9, 10, 19, published at 36 SR 75, August 8, 2011; .0295 s. 1, published at 36 SR 75, August 8, 2011; .0400 s. 9, published at 36 SR 12, July 5, 2011; .0400 s. 2, 10, 21, 33, 35, 52, 60, published at 36 SR 75, August 8, 2011; .0700, published at 36 SR 75, August 8, 2011; 6234.1200 s. 1, published at 36 SR 75, August 8, 2011; .1300 s. 1, published at SR 75, August 8, 2011; .1400 s. 1, published at SR 75, August 8, 2011; 6234.2700, published at 35 SR 1915, June 6, 2011, and vol. 36, p. 75, August 8, 2011; 6236.0700 s. 1, published at 35 SR 1976, June 20, 2011; 6240.1200, published at 36 SR 12, July 5, 2011; and 6240.1850, published at 36 SR 12, July 5, 2011 (repealed)..... 1155
6232.2900; 3055; 3200 (adopted expedited emergency)..... 1290
6232.3700; .3855 (adopted expedited emergency)..... 1184
6232.4300; 4500; 4600 (adopted expedited emergency)..... 1291
6240.0100 s. 2a; .1200 s. 1, 2 (repealed)..... 1155

6262.0100; .0576 (repealed expedited emergency)..... 1155
6264.0300; 6264.0400 (adopted exempt)..... 1247
6264.0300; .0400 [State Register, volume 36, page 501, October 31, 2011] (repealed)..... 1247
6264.0400 (adopted expedited emergency)..... 1252

Pollution Control Agency (MPCA)

7035.2525; .2665; .2695; .2751; .2755 (adopted)..... 1252

Public Safety Department

7410.0100; .0400; .0410 (adopted)..... 1253

Minnesota Racing Commission

7876.0100; .0110; .0120; 7890.0100; .0110; 7897.0100 (adopted)..... 1407

Secretary of State

8210.0100; .0400; .0500; .0600; .0710; .0800; .2600; .3000 (adopted)..... 1407
8210.0730 s. 2 (repealed)..... 1407

Water and Soil Resources Board (BWSR)

8400.0050; .0060; .0100; .0250; .0300; .0500; .0550; .0600; .0900; .1650; .1700; .1750; .1800; .1900; .3000; .3030; .3300; .3610; .3630; .3700; .3730; 3830 (proposed)..... 1341
8400.0100 s. 2a, 4, 10a, 14b, 15, 16, 16a, 16b, 18a, 18b, 19a, 20a, 20b, 20d, 22a, 25, 26, 27; .0200; .0300 s. 1, 3; .0600 s. 1, 3; .0700; .0800; .0900 s. 3; .1000; .1100; .1200; .1250; .1300; .1400; .1405; .1460; .1500; .1600; .3030 s. 6, 6a, 10a, 19, 20, 20a, 24, 25, 26, 28, 32, 39c, 40, 44, 46; .3060; .3870 (proposed repealer)..... 1341
CORRECTION..... 1377

Teaching Board

8710.5000; .5050; .5100; .5200; .5250; .5300; .5400; .5500; .5600; .5700; .5800; .5850 (adopted)..... 1243

Proposed Rules

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

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

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

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

Minnesota Department of Natural Resources (DNR)

Proposed Repeal of Obsolete Rules: Boat and Water Rules

NOTICE OF INTENT TO REPEAL OBSOLETE RULES

Proposed Repeal of Obsolete Rule Governing Boat and Water Funds, *Minnesota Rules*, part 6110.2000

Introduction. The Department of Natural Resources intends to repeal obsolete rules under the rulemaking process in the Administrative Procedure Act, *Minnesota Statutes*, section 14.3895. You may submit written comments on the proposed repeal of obsolete rules until August 31, 2012.

Agency Contact Person. You must submit comments or questions on the rules to: Kim Elverum at Department of Natural Resources, 500 Lafayette Road Box 46, St. Paul, Minnesota 55155-4046, **telephone:** (651) 259-5343, **fax:** (651) 296-0902, and **e-mail:** kim.elverum@state.mn.us. **TTY** users may call the Department of Natural Resources at (651) 296-5484 or 1-800-657-3929.

Subject of the Repeal of Obsolete Rules and Statutory Authority. The proposed obsolete rules concern requirements for separate accounts in each county for boat and water funds. The agency identified the rules proposed for repeal in its annual obsolete rules report under *Minnesota Statutes* section 14.05, subdivision 5. The rule part is being repealed because the county allocations are now handled as reimbursements rather than advances on deposits. The statutory authority to repeal the obsolete rules is found in *Minnesota Statutes*, section 14.3895. A copy of the proposed obsolete rules to be repealed is published in the *State Register* and attached to this notice as mailed. The proposed obsolete rules to be repealed may be viewed at: <http://www.dnr.state.mn.us/input/rules/rulemaking.html>.

Comments. You have until 4:30 p.m. on Friday, August 31, 2012, to submit written comment in support of or in opposition to the proposed repeal of obsolete rules and any part or subpart of the repeal. Your comment must be in writing and received by the agency contact person by the due date. The Department encourages comment. Your comment should identify the portion of the proposed obsolete rules to be repealed addressed and the reason for the comment. In addition, you are encouraged to object to the repeal of any part or subpart. You must also make any comments on the legality of the proposed rules during this comment period.

Request for Hearing. In addition to submitting comments, you may also request that a hearing be held on the rules. You must make your request in writing and the agency contact person must receive it by 4:30 p.m. on August 31, 2012. Your written request must include your name and address. You must identify the portion of the proposed repealed rules to which you object or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and the agency cannot count it for determining whether it must hold a public hearing. You are also encouraged to state the reason for the request and any changes you want made to the

Proposed Rules

proposed rules.

Effect of Requests. If 25 or more people submit a written request, the agency will have to meet the requirements of sections **14.131** to **14.20** for rules adopted after a hearing or the requirements of sections **14.22** to **14.28** for rules adopted without a hearing, including the preparation of a statement of need and reasonableness and the opportunity for a hearing.

Modifications. The agency might modify its choice of these designated rules or parts proposed for repeal (e.g. fixing a typo or deciding not to repeal a rule because the rule is discovered not to be obsolete), based on comments and information submitted to the agency. If the final rules are identical to the rules originally published in the State Register, the agency will publish a notice of adopting the repealers in the *State Register*. If the final rules are different from the rules originally published in the State Register, the agency must publish a copy of the changes in the State Register. If the proposed repeal of obsolete rules affects you in any way, the agency encourages you to participate in the rulemaking process.

Alternative Format. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request, please contact the agency contact person at the address or telephone number listed above.

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

Repeal and Review of Obsolete Rules. If no hearing is required, the agency may repeal the obsolete rules at the end of the comment period. The agency will then submit rules and supporting documents to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date that the agency submits the rules. If you want to be so notified, or want to receive a copy of the repealed obsolete rules, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Dated: 7 May 2012

Tom Landwehr
Commissioner of Natural Resources

REPEALER. *Minnesota Rules*, part 6110.2000, is repealed.

Adopted Rules

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

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

Minnesota Racing Commission Adopted Permanent Rules Relating to Horse Racing

The rules proposed and published at *State Register*, Volume 36, Number 35, pages 1099-1103, March 19, 2012 (36 SR 1099), are adopted as proposed.

Office of the Secretary of State Adopted Permanent Rules Relating to Absentee and Mail Ballots AMENDED ORDER ADOPTING RULES

BACKGROUND INFORMATION

1. The Office of the Secretary of State has complied with all notice and procedural requirements in *Minnesota Statutes*, chapter 14, *Minnesota Rules*, chapter 1400, and other applicable law.

2. The agency received five written comments and submissions on the rules. No persons requested a public hearing. Therefore, there are not 25 or more requests for a public hearing. The agency received no requests for notice of submission to the Office of Administrative Hearings.

3. There are a number of modifications to the rules as proposed and published in the *State Register* of September 19, 2011, which is the Revisor's document RD4039 dated August 29, 2011, to which all line references below are made. Where the same modification is made several times, the multiple occurrences of the modification are discussed in the same paragraph below. This Amended Order includes all modifications listed in the Order of April 16, 2012 as well as the modifications made in response to the final enactment of *Laws 2012*, Chapter 250 on April 27, 2012.

- a) *Minnesota Rules*, part 8210.0100, subp. 2, line 1.17; part 8210.0600, subp. 1a, lines 20.5, 20.21 and 21.11; part 8210.0600, subp. 1b, line 21.27; part 8210.0600, subp. 3, lines 23.7 and 23.8; part 8210.0800, subp. 3a, line 28.20; part 8210.3000, subp. 4b, lines 35.28 and 36.9 delete "completes" and insert "must complete."

This modification was suggested by Ramsey County Election Manager Joe Mansky in his comment. The change is made to improve the grammar and clarity of the signature envelope, by making it clear that completion is mandatory.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- b) *Minnesota Rules*, part 8210.0100, subp. 2, lines 1.18, 1.19 and 2.18; part 8210.0600, subp. 1a, lines 20.8, 20.9, 20.19, 21.14, 21.15 and 21.25; part 8210.0600, subp. 3a, lines 28.23, 28.24 and 29.27; part 8210.3000, subp. 4b, lines 36.3, 36.4 and 36.7, delete the "s" in "voter's".

This modification was suggested by Ramsey County Election Manager Joe Mansky in his comment. The change is made to improve the style and grammar and to be consistent with the usage on line 1.17.

Adopted Rules

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- c) *Minnesota Rules*, part 8210.0100, subp.2, line 1.21; part 8210.0600, subp. 1a, line 20.11; part 8210.0600, subp. 1b, line 21.17, delete “Same” and “as on application.”

This modification is made in response to a suggestion in the comment of Ramsey County Election Manager Joe Mansky. The change is made to make it clear that the voter should provide their ID number on the voter certificate on the return envelope, without reference to what was on the absentee ballot application. It is administratively burdensome to have persons voting by absentee ballot calling their local election official to ascertain the number used on the application.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- d) *Minnesota Rules*, part 8210.0100, subp.2, delete line 2.19; part 8210.0600, subp. 1a, delete line 20.20; part 8210.0600, subp.1b, delete line 21.26; part 8210.0800, subp.3a, delete line 29.28; part 8210.3000, subp.4b, delete line 36.8.

These modifications remove the date from the voter’s certification. This is prompted by the enactment of *Laws 2012*, Chapter 250, section 1, which removes the date requirement from statute for military and overseas voters. There is no statutory requirement for other classes of voters to list the date on their voter’s certification for absentee or mail ballots, so it is proposed that the date be eliminated from the existing rules for all classes of voters, so that the requirements are consistent for all voters.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- e) *Minnesota Rules*, part 8210.0500, subp. 2, line 5.2, delete the words “and write the date”; part 8210.0500, subp. 3, line 8.22, delete the words “and write the date”; part 8210.0500, subp. 4, delete the words “and write the date”; part 8210.0500, subp. 6, delete the words “and write the date”; part 8210.3000, subp. 4a, delete the words “and write the date.”

These modifications retain the requirement that the oath be signed, but removes the requirement that the signature be dated, for military and overseas voters, pursuant to *Laws 2012*, Chapter 250, section 1. There is no statutory requirement for other classes of voters to list the date on their voter’s certification for absentee or mail ballots, so it is proposed that the date be eliminated from the existing rules for all classes of voters, so that the requirements are consistent for all voters.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- f) *Minnesota Rules*, part 8210.0500, subp. 2 delete line 3.26; part 8210.0500, subp.3, delete line 7.7; part 8210.0500, subp.4, delete line 11.26; part 8210.0500, subp. 6, delete line 16.6; part 8210.3000, subp.4a, delete line 33.20. *Minnesota Rules*, part 8210.0500, subp.2, on line 6.20; part 8210.0500, subp. 3 on line 11.10, delete “Get Ready” and insert “You Will Need”

This change, which deletes “Get Ready,” is stylistic in nature, and the following line “You Will Need” actually conveys to the voter the message that the following lines contain the items necessary for successful absentee balloting.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change

does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- g) *Minnesota Rules*, part 8210.0500, subp. 2, lines 4.1, 4.2 and 4.3, place an asterisk at the ends of each of these lines. After line 4.13, insert a new line stating “If any of these items are missing, please contact your local election official.”

This modification is inspired by the comment of Ramsey County Election Manager Joe Mansky. The items listed in lines 4.1, 4.2 and 4.3 are supplied by the election official and are necessary for successful absentee balloting; the change after line 4.13 simply brings to the attention of the voter that they must take action to obtain the asterisked items from the election official if they were not provided.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

h) *Minnesota Rules*, part 8210.0500, subp.2, lines 5.9, 5.12, 5.14 and 7.3; part 8210.0500, subp. 3, line 9.1, 9.4, 9.6 and 11.20; part 8210.0500, subp. 4, lines 13.1, 13.2 and 14.19; part 8210.0500, subp.5, lines 14.25, 14.26, 15.4 and 15.18; part 8210.0500, subp. 6, lines 18.3, and 18.4; part 8210.0600, subp.1a, line 20.17; part 8210.0600, subp. 1b, line 21.23; part 8210.0710, subp.6, lines 25.14 and 25.15; part 8210.0710, subp. 7, lines 26.2 and 26.3; part 8210.0710, subp. 8, lines 26.16 and 26.17; part 8210.0730, subp. 3, lines 27.11, 27.12, 27.25 27.26, 28.5 and 28.6; part 8210.3000, subp. 4a, lines 34.23, 34.25, 34.26 and 35.1; part 8210.3000, subp.4b, line 36.6; in all of these places capitalize “Election Day.”

This change, suggested by Ramsey County Election Manager Joe Mansky in his comment, is made in numerous places throughout the rules to draw the attention of the voter through the emphasis of the words “Election Day” through capitalization to the fact that in Minnesota, ballots must be in the hands of the local election officials by Election Day, not merely postmarked by Election Day. Also, stylistically, Election Day is a specifically named day and therefore should be capitalized in the manner of other important days such as legal and non-legal holidays like Memorial Day, Labor Day, Flag Day, May Day or Valentine’s Day.

NOTE: In AR4039 dated 04/30/12, the Revisor has not underlined the various capitalizations as new language but has simply capitalized these words in the places listed above.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- i) *Minnesota Rules*, part 8210.0500, subp.2, line 5.10; subp. 3, line 9.2, delete “directly.”

Change suggested by Ramsey County Election Manager Joe Mansky in his comment. Ballots may not be delivered to the polling place, whether directly or indirectly, and this word implies that indirect delivery is permissible. It is not, see *Minnesota Statutes* section 203B.121, and so a blanket prohibition is clearer.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- j) *Minnesota Rules*, part 8210.0500, subp.2, after line 5.15, insert “See the other side for special instructions if you have a disability” in bold and delete the text of line 5.17.

Adopted Rules

Suggested by Ramsey County Election Manager Joe Mansky in his comment. Reversing the order of this text makes it consistent with other instructions already in rule.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- k) *Minnesota Rules*, part 8210.0500, subp.2, line 6.21, 7.9, 7.10, 7.11 and 7.12 insert an asterisk at the end of the line; after line 7.25 insert a new line stating “If any of these items are missing, please contact your local election official.”

This modification is similar to that set forth in paragraph (g) above, and is inspired by the comment of Ramsey County Election Manager Joe Mansky. The items listed on lines 6.21, 7.9, 7.10, 7.11 and 7.12 are supplied by election officials and are necessary for successful absentee balloting; the change after line 7.25 simply brings to the attention of the voter that they must take action to obtain these from the election official if they were not provided.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- l) *Minnesota Rules*, part 8210.0500, subp. 3, line 11.11, delete the period and insert an asterisk in its place.

As in g) above, the item listed on lines 11.11 is supplied by the election official and is necessary for successful absentee balloting; the asterisk here refers back to the text inserted after line 7.25 and simply brings to the attention of the voter that they must take action to obtain these from the election official if they were not provided.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- m) *Minnesota Rules*, part 8210.0500, subp. 4, lines 12.2, 12.3 and 12.4, place an asterisk at the ends of each of these lines. After line 12.9, insert a new line stating “If any of these items are missing, please contact your local election official.”

This modification is inspired by the comment of Ramsey County Election Manager Joe Mansky. The items listed in lines 12.2, 12.3 and 12.4 are supplied by the election official and are necessary for successful absentee balloting; the change after line 12.9 simply brings to the attention of the voter that they must take action to obtain these from the election official if they were not provided.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- n) *Minnesota Rules*, part 8210.0500, subp.4, line 13.4; part 8210.0500, subp. 6, line 18.6, insert a bullet before “Postage.”

This is simply a formatting change to parallel the bullet appearing before the text in the preceding paragraphs at lines 13.2 and 18.4.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05,

subd. 2.

- o) *Minnesota Rules*, part 8210.0500, subp.4, line 13.9; part 8210.0500, subp. 6, line 18.10, insert a line break after “.org”.

This will clarify to the voter where the Web site URL ends.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- p) *Minnesota Rules*, part 8210.0500, subp.4, line 14.12, delete “Get Ready,” insert “You Will Need,” delete the period after envelope and replace that period with an asterisk.

These changes relate to the additional instructions required if a third envelope is used. See items f) and g) above for the reasoning behind these changes.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- q) *Minnesota Rules*, part 8210.0500, subp. 6, lines 18.10, 18.11 and 18.12, unbold the sentence starting with “If”.

This is a stylistic change and conforms this language to the style of the language on lines 13.9 and 13.10.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- r) *Minnesota Rules*, part 8210.0600, subp. 1a, line 20.15; part 8210.0600, subp. 1b, line 21.21, delete “an” and insert “a” in its place.

This change is made to improve the grammar of this text.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- s) *Minnesota Rules*, part 8210.0600, subp.1b, lines 20.19 and 20.20, delete “number” and insert “#.”

This modification is made to conform the usage to all other instances where this text appears in this part, which use the symbol “#” instead of the word “number.”

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- t) *Minnesota Rules*, part 8210.0800, subp.3a, line 28.19, delete the new language “A.”

The “A” was proposed because a new item “B” was proposed on lines 30.1 to 30.3. However, the proposed text on 30.1

Adopted Rules

to 30.3 is being withdrawn, see paragraph w) below, and therefore there is no need to divide this subpart.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

u) *Minnesota Rules*, part 8210.0800, subp.3a, delete line 29.23, which states: “My signature and date below indicate when I completed this document.”

Laws 2012, Chapter 250, section 1 specifically removes the same language from the statutory oath for military and overseas voters in *Minnesota Statutes*, section 203B.21, subd. 3. This change conforms the rule to that statutory change.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

v) *Minnesota Rules*, part 8210.0800, subp. 3a, line 29.13, move “and” to a line of its own following line 29.13.

This modification is inspired by the comment of Ramsey County Election Manager Joe Mansky. This change is made to graphically separate the three categories of eligibility for voting under part 8210.0800, which covers military and overseas voting, of which the voter is to check one of the three boxes, from the following seven bullet points, which must all be sworn to by the voter. The original layout may have been misread to require that the bullet points applied only to the last of the three categories, United States citizens living outside the U.S. permanently. This change clarifies that the bullet points apply to all voters under the Uniformed and Overseas Citizens Absentee Voting Act (UOCAVA).

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

w) *Minnesota Rules*, part 8210.0800, subp. 3a, lines 30.1 to 30.3 are withdrawn.

The removal of the date field from the absentee and mail ballot materials pursuant to the statutory change in *Laws 2012*, Chapter 250, section 1 and conforming changes in these rules to treat all voters equally, is a sufficiently large change that the existing stock should no longer be used for elections commencing with the 2012 state primary, and so this language no longer promotes successful voting but rather may raise an unintended barrier, as the date field is already on the existing stock and these rules are being changed to specifically remove that language to avoid confusion to voters and election officials, as stated elsewhere in this Order and in supporting documents.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the absentee ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

x) *Minnesota Rules*, part 8210.2400, item E, the last sentence, reading: “Each return envelope shall then be delivered to the polling place in the precinct where the absent voter resides.” is repealed.

This modification was also suggested in the comment of the co-chairs of the Minnesota Association of County Officers Election Committee, Patty O’Connor and Debby Erickson. The last sentence of item E of this part, requiring absentee ballots to be transported to the polling place, is clearly in conflict with *Minnesota Statutes*, section 203B.121, which now has all absentee ballots processed and counted by absentee ballot boards, and under which absentee ballots no longer go to the polling place.

Adopted Rules

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further defines and clarifies the appearance of return ballot materials used in the absentee and mail balloting process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- y) *Minnesota Rules*, part 8210.3000, subp. 4a, lines 33.22, 33.23 and 33.24, place an asterisk at the ends of each of these lines. After line 34.3, insert a new line stating “If any of these items are missing, please contact your local election official.” This modification is inspired by the comment of Ramsey County Election Manager Joe Mansky. The items listed in lines 33.22, 33.23 and 33.24 are supplied by the election official and are necessary for successful absentee balloting; the change after line 34.3 simply brings to the attention of the voter that they must take action to obtain these from the election official if they were not provided.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the mail ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- z) *Minnesota Rules*, part 8210.3000, subp.4a, line 35.2. Delete the word “three’ and insert the numeral “3.”

This modification was also suggested in the comment of the co-chairs of the Minnesota Association of County Officers Election Committee, Patty O’Connor and Debby Erickson. This is a stylistic change, with no substantive modification.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the mail ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- aa) *Minnesota Rules*, part 8210.3000, subp. 8, line 38.2, insert “or mail” after “absentee.”

This modification was also suggested in the comment of the co-chairs of the Minnesota Association of County Officers Election Committee, Patty O’Connor and Debby Erickson. This conforms to the restriction provided in 203B.08, subd. 1.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further clarifies the mail ballot completion process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- bb) *Minnesota Rules*, part 8210.0730, subp. 2 is repealed, because it conflicts with *Minnesota Rules*, part 8210.0720, subp. 5.

This modification was suggested in the comment of the co-chairs of the Minnesota Association of County Officers Election Committee, Patty O’Connor and Debby Erickson. The phrase in part 8210.0720 must be printed on all external absentee envelopes, while the phrase in part 8210.0730 is to appear on those absentee ballot envelopes where the county has chosen to use a third envelope instead of a flap that covers certain information. It would be confusing to voters, and to the Postal Service, to require both phrases to be printed on the third envelope. The meaning of the two phrases is substantially the same, and this repeal is a graphic change more than anything else.

The nature of this language is within the original scope of the rules as announced in the dual notice. Finally, this rule change does not diminish the fair warning to persons who will be affected by the rule, as it further defines and clarifies the appearance of return ballot materials used in the absentee and mail balloting process. Thus, this modification is not substantially different as defined by *Minnesota Statutes*, section 14.05, subd. 2.

- cc) An effective date is now proposed for these rules.

This modification was also suggested in the comment of the co-chairs of the Minnesota Association of County Officers

Adopted Rules

Election Committee, Patty O'Connor and Debby Erickson.

Normally, pursuant to *Minnesota Statutes*, sections 14.27 and 14.18, rules are effective five working days following the publication of the notice of adoption in the *State Register*. However, *Minnesota Statutes*, section 14.18 does permit a different, specified effective date. The proposed effective date does not change the substance of the proposed rules, and will allow for implementation at a natural change-point for procedures, the state primary. It is clearer for election administration to define the rules as effective for the state primary, especially in a redistricting year, when new election districts become effective at the same time – for the state primary and elections held thereafter. Absentee voting for the state primary commences on June 29, 2012, and it is intended that the proposed rules would be effective for absentee balloting for the state primary.

dd) Please note that in the Revisor's documents, certain text is shown as underlined that is not new language listed above. The underlining occurs because on the absentee and mail ballots as they are printed, that text is to be graphically underlined for emphasis. (See the examples of those materials as submitted in Exhibit P to the Administrative Law Judge.)

ee) The changes in paragraphs d), e), t), u) and w) have been made in response to the final enactment of *Laws 2012*, Chapter 250, section 1 and are made to conform rule to statute, and to ensure that the rules treat all classes of voters consistently with respect to the removal of the requirement of the date certified by the voter and/or witness.

4. The rules are needed and reasonable.

AMENDED ORDER

The above-named rules, in the form published in the *State Register* on September 19, 2011 with the modifications as indicated in the Revisor's draft, file number AR4039, dated 04/20/12 and explained in this Amended Order, are adopted under my authority in *Minnesota Statutes*, sections 203B.08; 203B.90; 203B.125; and 204B.45.

Dated: 30 April 2012

Signed: **Mark Ritchie**
Secretary of State

ADOPTED RULES

The rules proposed and published at *State Register*, Volume 36, Number 9, pages 293-314, September 19, 2011 (36 SR 293), are adopted with the following modifications:

8210.0100 PRESIDENTIAL ABSENTEE BALLOTS.

Subp. 2. Form of certificate of eligibility.

Signature Envelope

Voter ~~completes~~ must complete this section please print clearly

~~Voter's~~ Voter name _____

~~Voter's~~ Voter former address in MN _____

_____ MN

~~Same~~ ID number ~~as on~~ application

(MN driver's license #,

MN ID card #,

or last four digits of SSN) _____

- I do not have a MN-issued driver's license, MN-issued ID card, or Social Security number.

Current phone number (optional): _____

Current email address (optional): _____

I certify that I

- will be at least 18 years old on election day;
- am a citizen of the United States;
- am not under guardianship of the person in which the court order revokes my right to vote;
- have not been found by a court to be legally incompetent to vote;
- have the right to vote because, if convicted of a felony, my felony sentence has expired (been completed) or I have been discharged from my sentence;
- previously lived in Minnesota at the address printed above;
- moved from Minnesota to another state within 30 days of the election; and
- am not eligible to vote in the state in which I now live.

Voter's Voter Signature X _____

Date _____

8210.0500 INSTRUCTIONS TO ABSENT VOTER.

Subp. 2. Instructions for registered voters.

Instructions

How to vote by absentee ballot for registered voters

Get ready

You will need:

- Ballot*
- Tan ballot envelope*
- White signature envelope*
- Pen with black ink
- Your ID number
Minnesota driver's license number, Minnesota ID card number, or the last four digits of your Social Security Number.
See below if you do not have any of these numbers.
- Witness
Anyone registered to vote in Minnesota,
including your spouse or relative,
or a notary public,
or a person with the authority to administer oaths

* If any of these items are missing, please contact your local election official.

1 Vote!

- Show your witness your blank ballot, then mark your votes in private.
- Follow the instructions on the ballot.
- Do not write your name or ID number anywhere on the ballot.
- Do not vote for more candidates than allowed. If you do, your votes for that office will not count.
See the other side if you make a mistake on your ballot. 2 Seal your ballot in the tan ballot envelope
- Do not write on this envelope.

3 Slide the tan ballot envelope into the top of the white signature envelope

4 Fill out the white signature envelope completely

- If there is no label, print your name and Minnesota address.
- Print your Minnesota driver's license number, Minnesota ID card number, or the last four digits of your Social Security Number.

Be sure to use the same number that you provided on your absentee ballot application.

If you do not have any of these numbers, check the box.

- Read and sign the oath ~~and write the date.~~
- Ask your witness to print their name and Minnesota street address (not a P. O. Box) and sign their name.
If your witness is an official or notary, they must print their title instead of an address.
Notaries must also affix their stamp.

Adopted Rules

- Seal the envelope. First the small flap, then the large flap.

5 Return your ballot by Election Day to the address on the signature envelope Ballots may not be delivered ~~directly~~ to your polling place. You have three options:

- Send it so it arrives by Election Day, using U.S. mail or a package delivery service,
- Deliver it in person by 5:00 p.m. on the day before the election, or
- Ask someone to deliver it by 3:00 p.m. on Election Day.
This person cannot deliver more than 3 ballots.

See the other side for special instructions if you have a disability.

To check the status of your absentee ballot, visit www.mnvotes.org.

See other side for special instructions if you have a disability

Correcting a mistake

- Completely erase the mistake, or
- Completely cross out the name of the candidate you accidentally marked and then mark your ballot for the candidate you prefer (do not initial your corrections), or

- Ask for a new ballot from your election office. Their contact information can be found in the return address section of the envelope in which you received these materials.

If you have a disability:

If you have a disability or cannot mark your ballot, your witness may assist you by marking your ballot at your direction, assembling the materials, and filling out the forms for you. When signing the envelope, Minnesota law says you may:

- Sign the return envelope yourself, or
- Make your mark, or
- Ask your witness to sign for you in your presence. (Have the witness sign their own name as well.)
- If you have adopted the use of a signature stamp for all purposes of signature, you may use your signature stamp or ask your witness to use your signature stamp in your presence.

Minnesota Statutes, section 645.44, subdivision 14

Please note: Voting is not covered by power of attorney. A person with power of attorney may only sign for you in your presence, as outlined above.

Confidentiality Notice: The data you supply on your signature envelope is restricted to election officials prior to Election Day at 8:00 p.m. After that time, your envelope and the data on it, other than your identification number, are public information. Your ID number is required to ensure that the ballot is returned by the same voter who applied for it. You may refuse to provide it, but doing so may lead your absentee ballot to be rejected and will prevent you from checking on the status of your absentee ballot online.

In those precincts where an additional envelope is used instead of an envelope with a flap, the list under ~~Get Ready~~ You Will Need must also include:

- Larger white return envelope*

Instruction 3 must read: 3 Put the tan ballot envelope in the white signature envelope The last instruction under 4, a new instruction numbered 5, and the first line of the renumbered instruction 6 must read:

- Seal the envelope

5 Put the signature envelope into the larger white return envelope to protect your private information from view

6 Return your ballot by Election Day to the address on the return envelope

Subp. 3. **Instructions for unregistered voters.**

Instructions How to vote by absentee ballot ~~Get ready~~ You will need:

- Ballot*
- Tan ballot envelope*

- Voter registration application*
- White signature envelope*
- Pen with black ink
- Minnesota driver's license with your address
or other authorized proof of where you live.
See other side for a list of options
- Your ID number
Minnesota driver's license number, Minnesota ID card number, or the last four digits of your Social Security Number.

See below if you do not have any of these numbers.

- Witness
Anyone registered to vote in Minnesota,
including your spouse or relative,
or a notary public,
or a person with the authority to administer oaths

* If any of these items are missing, please contact your local election official.

Important: You must submit the voter registration application with your ballot (in the white signature envelope) for your vote to be counted.

1 Fill out the voter registration application and sign it

- Show your witness your driver's license or other authorized proof of where you live.
See the other side for a list of options.

2 Vote!

- Show your witness your blank ballot, then mark your votes in private.
- Follow the instructions on the ballot.
- Do not write your name or ID number anywhere on the ballot.
- Do not vote for more candidates than allowed. If you do, your votes for that office will not count.

See the other side if you make a mistake on your ballot.

3 Seal your ballot in the tan ballot envelope

- Do not write on this envelope.

4 Slide the tan ballot envelope and the voter registration application into the top of the white signature envelope

5 Fill out the white signature envelope completely

- If there is no label, print your name and Minnesota address.
- Print your Minnesota driver's license number, Minnesota ID card number, or the last four digits of your Social Security Number.
Be sure to use the same number that you provided on your absentee ballot application.
If you do not have any of these numbers, check the box.
- Read and sign the oath ~~and write the date.~~
- Ask your witness to print their name and Minnesota street address (not a P. O. Box), indicate which proof you showed them, and sign their name.
If your witness is an official or notary, they must print their title instead of an address.
Notaries must also affix their stamp.
- Seal the envelope. First the small flap, then the large flap.

6 Return your ballot by Election Day to the address on the signature envelope

Ballots may not be delivered ~~directly~~ to your polling place.

You have three options:

- Send it so it arrives by Election Day, using U.S. mail or a package delivery service,

Adopted Rules

- Deliver it in person by 5:00 p.m. on the day before the election, or
- Ask someone to deliver it by 3:00 p.m. on Election Day.

This person cannot deliver more than 3 ballots.

To check the status of your absentee ballot, visit www.mnvotes.org. Options for proof of where you live

A valid Minnesota driver's license, Minnesota ID card, or permit with your current address

or

A photo ID that does not have your current address along with a document that has your current address

- Eligible photo IDs: Minnesota driver's license, Minnesota ID card, U.S. passport, U.S. military ID card, Minnesota college/university ID card, or tribal ID card with your signature, from a tribe recognized by the Bureau of Indian Affairs (BIA)
- Eligible documents with your current address: a current student fee statement, or an original utility bill with a due date 30 days before or after the election, or a rent statement showing utility expenses. Eligible utility bills are gas, electric, solid waste, water, sewer, phone, television, or internet provider services.

or one of the following:

- A yellow receipt for a valid Minnesota driver's license, Minnesota ID card, or permit with your current address
- Vouching: the signature of a registered voter who lives in your precinct and personally knows that you live in the precinct. If your witness is registered to vote in this precinct, your witness may vouch for you. This person must complete and sign the voucher form on the back of the voter registration application.
- A tribal ID card with your name, address, signature, and picture, from a tribe recognized by the BIA
- A "Notice of Late Registration" if you received one from the county auditor or city clerk
- If you have moved within your precinct or changed your name, a current registration in the precinct
- Vouching for residents of certain residential facilities: the signature of an employee of your residential facility, including nursing homes, group homes, battered women's shelters, homeless shelters, etc. If you are not sure if the residential facility where you live is eligible, call your local election official. The employee must complete and sign the voucher form on the back of the voter registration application.

Correcting a mistake

- Completely erase the mistake, or
- Completely cross out the name of the candidate you accidentally marked and then mark your ballot for the candidate you prefer (do not initial your corrections), or
- Ask for a new ballot from your election office. Their contact information can be found in the return address section of the envelope in which you received these materials.

If you have a disability: If you have a disability or cannot mark your ballot, your witness may assist you by marking your ballot at your direction, assembling the materials, and filling out the forms for you. When signing the envelope, Minnesota law says you may:

- Sign the return envelope yourself, or
- Make your mark, or
- Ask your witness to sign for you in your presence. (Have the witness sign their own name as well.)
- If you have adopted the use of a signature stamp for all purposes of signature, you may use your signature stamp or ask your witness to use your signature stamp in your presence.

Minnesota Statutes, section 645.44, subdivision 14

Please note: Voting is not covered by power of attorney. A person with power of attorney may only sign for you in your presence, as outlined above.

Confidentiality Notice: The data you supply on your signature envelope is restricted to election officials prior to Election Day at 8:00 p.m. After that time, your envelope and the data on it, other than your identification number, are public information. Your ID number is required to ensure that the ballot is returned by the same voter who applied for it. You may refuse to provide it, but doing so may lead your absentee ballot to be rejected and will prevent you from checking on the status of your absentee ballot online.

In those precincts where an additional envelope is used instead of an envelope with a flap, the list under **Get Ready You Will Need** must also include:

- Larger white return envelope.*

Instruction 4 must read: 4 Put the tan ballot envelope and the voter registration application in the white signature envelope The last

instruction under 5, a new instruction numbered 6, and the first line of the renumbered instruction 7 must read:

- Seal the envelope.

6 Put the signature envelope into the larger white return envelope to protect your private information from view

7 Return your ballot by Election Day to the address on the return envelope

Subp. 4. **Instructions for military and overseas voters transmitted ballots by mail.** Instructions How to vote by absentee ballot for military and overseas voters ~~Get ready~~ You will need:

- Ballot*
- Tan ballot envelope*
- White signature envelope*
- Pen with black ink
- Your ID number
U.S. passport number, Minnesota driver's license number, Minnesota ID card number, or the last four digits of your Social Security Number.

See below if you do not have any of these numbers.

* If any of these items are missing, please contact your local election official.

1 Vote!

- Mark your votes in private.
- Follow the instructions on the ballot.
- Do not write your name or ID number anywhere on the ballot.
- Do not vote for more candidates than allowed. If you do, your votes for that office will not count.
See the other side if you make a mistake on your ballot.

2 Seal your ballot in the tan ballot envelope

- Do not write on this envelope.

3 Slide the tan ballot envelope into the top of the white signature envelope

4 Fill out the white signature envelope completely

- If there is no label, print your name and Minnesota address (present or last).
- Print your email address and phone number (optional).
- Print your passport number, Minnesota driver's license number, Minnesota ID card number, or the last four digits of your Social Security Number.
Be sure to use the same number that you provided on your absentee ballot application.
If you do not have access to any of these documents, leave this space blank.
- Read and sign the oath ~~and write the date~~.
- Seal the envelope. First the small flap, then the large flap.

5 Return your ballot by Election Day to the address on the signature envelope

- Send it so it arrives by Election Day, using mail, a package delivery service, or the diplomatic pouch at a U.S. embassy or consulate.
- Postage is not required if the postal permit is on the envelope and it is sent using U.S. mail, U.S. military mail, or the diplomatic pouch. Postage may be required if you use a foreign mail service or a package delivery service.

See the other side for special instructions if you have a disability.

To check the status of your absentee ballot, visit <https://minnesota.overseasvotefoundation.org>. If you have any questions, contact your county elections office at [insert email address] or [insert telephone number].

Correcting a mistake

- Completely erase the mistake, or

Adopted Rules

- Completely cross out the name of the candidate you accidentally marked and then mark your ballot for the candidate you prefer (do not initial your corrections), or
- Ask for a new ballot from your election office. Their contact information can be found on the reverse side.

If you have a disability: If you have a disability or cannot mark your ballot, another person may assist you by marking your ballot at your direction, assembling the materials, and filling in the forms for you. When signing the envelope, Minnesota law says you may:

- Sign the return envelope yourself, or
- Make your mark, or
- Ask another person to sign for you in your presence. (Have this person sign their own name as well.)
- If you have adopted the use of a signature stamp for all purposes of signature, you may use your signature stamp or ask another person to use your signature stamp in your presence.

Minnesota Statutes, section 645.44, subdivision 14

Please note: Voting is not covered by power of attorney. A person with power of attorney may only sign for you in your presence as outlined above.

Confidentiality Notice: The data you supply on your signature envelope is restricted to election officials prior to Election Day at 8:00 p.m. After that time, your envelope and the data on it, other than your identification number, are public information. Your ID number is required to ensure that the ballot is returned by the same voter who applied for it. You may refuse to provide it, but doing so may lead your absentee ballot to be rejected and will prevent you from checking on the status of your absentee ballot online.

In those precincts where an additional envelope is used instead of an envelope with a flap, the list under ~~Get Ready~~ **You Will Need** must also include: "• Larger white return envelope.*" Instruction 3 must read "3 Put the tan ballot envelope into the white signature envelope." The last instruction under 4, a new instruction numbered 5, and the first line of the renumbered instruction 6 must read:

- Seal the envelope.

5 Put the signature envelope into the larger white return envelope to protect your private information from view 6 Return your ballot by Election Day to the address on the return envelope

Subp. 6. Instructions for military and overseas voters transmitted ballots electronically.

Instructions How to vote by absentee ballot for military and overseas voters sent ballots electronically Note: Your ballot must be printed out and physically returned. It cannot be returned electronically. ~~Get ready~~ You will need:

- A printer
- A pen with black ink
- Two envelopes (you have 3 options):
- Address your own blank envelopes by hand
- Print the envelope templates directly onto envelopes (print the mailing envelope onto an envelope approximately 4 1/8 inches x 9 1/2 inches so that everything is positioned according to postal regulations)
- If you do not have access to any envelopes, create the envelopes by folding and taping or gluing the attachments.
- Your ID number
U.S. passport number, Minnesota driver's license number, Minnesota ID card number, or the last four digits of your Social Security Number.

See below if you do not have access to any of these numbers.

1 Print the materials

- Print your ballot, the Certificate of Eligibility, and the envelope templates if you are using them.
- Please note that the ballot may take multiple pages.
- Your printer should automatically scale the document to fit on the printable area of the page. Just be sure that none of the words or ovals are cut off.

2 Vote!

- Mark your votes in private.
- Follow the instructions on the ballot.
- Do not write your name or ID number anywhere on the ballot.

Adopted Rules

- Do not vote for more candidates than allowed. If you do, your votes for that office will not count. See below if you make a mistake on your ballot.

3 Use one of the envelopes as the ballot envelope

- Put your ballot in this envelope to keep your votes private.
- Seal the envelope.
- Do not write on this envelope.

4 Fill out the Certificate of Eligibility completely

- Print your name and your Minnesota street address (present or last).
- Print your email address and phone number (optional).
- Print your passport number, Minnesota driver's license number, Minnesota ID card number, or the last four digits of your Social Security Number.
Be sure to use the same number that you provided on your absentee ballot application.
If you do not have access to any of these documents, leave this space blank.
- Read and sign the oath and write the date.

5 Put it all together

- Attach the Certificate of Eligibility to the ballot envelope.
- Your second envelope is the return (mailing) envelope.
- Put the ballot envelope and the Certificate of Eligibility into the return envelope.
- Seal the return envelope.
- Address the return envelope to:
Official Absentee Balloting Material
..... County
[Street address]
[City], MN [Zip Code]
USA

6 Return your ballot by Election Day to the address above

- Send it so it arrives by Election Day, using mail, a package delivery service, or the diplomatic pouch at a U.S. embassy or consulate.
- Postage is not required if the postal permit is on the envelope and it is sent using U.S. mail, U.S. military mail, or the diplomatic pouch. Postage may be required if you use a foreign mail service or a package delivery service.

To check the status of your absentee ballot, visit <https://minnesota.overseasvotefoundation.org>. If you need any help while voting, please contact your county elections office at [insert email address] or [insert telephone number]. Correcting a mistake

- Print out a new ballot, or
- Completely erase the mistake, or
- Completely cross out the name of the candidate you accidentally marked and then mark your ballot for the candidate you prefer (do not initial your corrections), or
- Ask for a new ballot from your election office.

If you have a disability: If you have a disability or cannot mark your ballot, another person may assist you by marking your ballot at your direction, assembling the materials, and filling out the forms for you. When signing the Certificate of Eligibility, Minnesota law says you may:

- Sign the Certificate yourself, or
- Make your mark, or
- Ask another person to sign for you in your presence. (Have this person sign their own name as well.)
- If you have adopted the use of a signature stamp for all purposes of signature, you may use your signature stamp or ask another person to use your signature stamp in your presence.

Minnesota Statutes, section 645.44, subdivision 14

Please note: Voting is not covered by power of attorney. A person with power of attorney may only sign for you in your presence as

Adopted Rules

outlined above.

Confidentiality Notice: The data you supply on your Certificate of Eligibility is restricted to election officials prior to Election Day at 8:00 p.m. After that time, your Certificate of Eligibility and the data on it, other than your identification number, are public information. Your ID number is required to ensure that the ballot is returned by the same voter who applied for it. You may refuse to provide it, but doing so may lead your absentee ballot to be rejected and will prevent you from checking on the status of your absentee ballot online.

8210.0600 STATEMENT OF ABSENTEE VOTER.

Subp. 1a. Statement of registered absentee voter form. Signature Envelope

Voter ~~completes~~ must complete this section please print clearly

Voter's ~~Voter~~ name _____

Voter's ~~Voter~~ MN address _____

_____ MN

~~Same~~ ID number ~~as on application~~

(MN driver's license #,

MN ID card #,

or last four digits of SSN) _____

- I do not have ~~an~~ a MN-issued driver's license, MN-issued ID card, or a Social Security Number.

I certify that on Election Day I will meet all the legal requirements to vote by absentee ballot.

Voter's ~~Voter~~ Signature X _____

Date _____

Witness ~~completes~~ must complete this section

Witness Name _____

MN street address

(or title,

if an official

or notary) _____ MN

I certify that:

the voter showed me the blank ballots before voting;

- the voter marked the ballots in private or, if physically unable to mark the ballots, the ballots were marked as directed by the voter;
- the voter enclosed and sealed the ballots in the ballot envelope; and
- I am or have been registered to vote in Minnesota, or am a notary, or am authorized to give oaths.

Witness Signature X _____

If notary, must affix stamp

Subp. 1b. Statement of unregistered absentee voter form.

Signature Envelope

Voter ~~completes~~ must complete this section please print clearly

Voter's ~~Voter~~ name _____

Voter's ~~Voter~~ MN address _____

_____ MN

~~Same~~ ID number ~~as on application~~

(MN driver's license ~~number~~ #,

MN ID card ~~number~~ #,

or last four digits of SSN) _____

- I do not have ~~an~~ a MN-issued driver's license, MN-issued ID card, or a Social Security Number.

I certify that on Election Day I will meet all the legal requirements to vote by absentee ballot.

Adopted Rules

Voter's Voter Signature X _____

Date _____

Witness ~~completes~~ must complete this section

Witness Name _____

MN street address

(or title,

if an official

or notary) _____ MN

Voter must provide proof of residence: (See instructions, check one)

- MN driver's license, ID card, permit, or receipt
- Utility bill, rent statement, or student fee statement plus photo ID
- Registered voter in the precinct who vouched for voter's residence in the precinct (must complete the voucher form on the back of the Voter Registration Application)
- Tribal ID card
- Notice of late registration
- Previous registration in the same precinct
- An employee of a residential facility in the precinct who vouched for voter's residence at the facility (must complete the voucher form on the back of the Voter Registration Application)

I certify that:

- the voter showed me the blank ballots before voting;
- the voter marked the ballots in private or, if physically unable to mark the ballots, the ballots were marked as directed by the voter;
- the voter enclosed and sealed the ballots in the ballot envelope;
- the voter registered to vote by filling out and enclosing a voter registration application in this envelope;
- the voter provided proof of residence as indicated above; and
- I am or have been registered to vote in Minnesota, or am a notary, or am authorized to give oaths.

Witness Signature X _____

If notary, must affix stamp

Subp. 3. **Printing specifications.** The statement shall be printed on the back of the absentee ballot return envelope. The words "Voter ~~completes~~ must complete this section" and "Witness completes must complete this section" shall be printed in no smaller than 12-point bold type. The "X" on the signature lines must be in at least 20-point type. The remainder of the statement shall be printed in no smaller than 10-point medium type. The area for the voter's name and address must be no smaller than 1-1/4 inches by 3-1/4 inches. The voter's certificate must be at least 4-1/8 inches wide.

8210.0730 ADDITIONAL REQUIREMENTS FOR THIRD ENVELOPE.

Subp. 2. [See repealer.]

8210.0800 ABSENTEE BALLOT RETURN ENVELOPE AS PROVIDED BY MINNESOTA STATUTES, SECTIONS 203B.16 AND 203B.17.

Subp. 3a. Form of certificate of eligibility.

A. Signature Envelope

Voter ~~completes~~ must complete this section please print clearly

Voter's Voter name _____

Voter's Voter MN address (present or last) _____

Adopted Rules

MN ID number (U.S. passport #, MN driver's license #, MN ID card #, or last four digits of SSN) _____
Email _____
Phone (optional) _____

I swear or affirm, under penalty of perjury, that I am (check one):

- () a member of the uniformed services or merchant marine on active duty or an eligible spouse or dependent of such a member;
- () a United States citizen temporarily residing outside the United States;
- () other United States citizen residing outside the United States; ~~and~~
and
 - I am a United States citizen,
 - at least 18 years of age (or will be by the date of the election), and
 - I am eligible to vote in the requested jurisdiction;
 - I have not been convicted of a felony, or other disqualifying offense, or been adjudicated mentally incompetent, or, if so, my voting rights have been reinstated; and
 - I am not registering, requesting a ballot, or voting in any other jurisdiction in the United States except the jurisdiction cited in this voting form.
 - In voting, I have marked and sealed my ballot in private and have not allowed any person to observe the marking of the ballot, except for those authorized to assist voters under state or federal law. I have not been influenced.
 - ~~My signature and date below indicate when I completed this document.~~

The information on this form is true, accurate, and complete to the best of my knowledge. I understand that a material misstatement of fact in completion of this document may constitute grounds for a conviction for perjury.

Voter's Voter Signature X _____
Date _____

~~B. County auditors may consume the existing stock of absentee ballot return envelopes as provided by Minnesota Statutes, sections 203B.16 and 203B.17, on hand as of January 1, 2012.~~

8210.2400 SAFEGUARDING PROCEDURES.

The county auditor or municipal clerk shall establish measures for safeguarding absentee ballot return envelopes received prior to election day.

E. On election day all absentee ballot return envelopes retained by the county auditor or municipal clerk shall be removed from the place of safekeeping and compared with the record required by this rule to ensure that all envelopes are accounted for. Any discrepancy shall be reported to the secretary of state promptly. ~~Each return envelope shall then be delivered to the polling place in the precinct where the absent voter resides.~~

8210.3000 MAIL BALLOTING.

Subp. 4a. Form of instructions to mail voters. Instructions How to vote by mail ballot ~~Get ready~~ You will need:

- Ballot*
- Tan ballot envelope*
- White signature envelope*
- Pen with black ink
- Witness

Anyone registered to vote in Minnesota,
including your spouse or relative,
or a notary public,
or a person with the authority to administer oaths

* If any of these items are missing, please contact your local election official.

1 Vote!

- Show your witness your blank ballot, then mark your votes in private.

Adopted Rules

- Follow the instructions on the ballot.
 - Do not write your name or ID number anywhere on the ballot.
 - Do not vote for more candidates than allowed. If you do, your votes for that office will not count.
- See the other side if you make a mistake on your ballot.

2 Seal your ballot in the tan ballot envelope

- Do not write on this envelope.

3 Put the tan ballot envelope into the white signature envelope 4 Fill out the white signature envelope completely

- If there is no label, print your name and Minnesota address.
- Read and sign the oath ~~and write the date~~.
- Ask your witness to print their name and Minnesota street address (not a P. O. Box) and sign their name.

If your witness is an official or notary, they must print their title instead of an address.

Notaries must also affix their stamp.

- Seal the envelope.

5 Return your ballot by Election Day to the address on the signature envelope You have three options:

- Send it so it arrives by Election Day, using U.S. mail or a package delivery service,
- Deliver it in person by 8:00 p.m. on Election Day, or
- Ask someone to deliver it by 8:00 p.m. on Election Day.

This person cannot deliver more than ~~three~~ 3 ballots.

If you have questions, please call (...) ...-.....

See other side for special instructions if you have a disability Correcting a mistake

- Completely erase the mistake, or
- Completely cross out the name of the candidate you accidentally marked and then mark your ballot for the candidate you prefer (do not initial your corrections), or
- Ask for a new ballot from your election office. Their contact information can be found in the return address section of the envelope in which you received these materials.

If you have a disability: If you have a disability or cannot mark your ballot, your witness may assist you by marking your ballot at your direction, assembling the materials, and filling out the forms for you. When signing the envelope, Minnesota law says you may:

- Sign the return envelope yourself, or
- Make your mark, or
- Ask your witness to sign for you in your presence. (Have your witness sign their own name as well.)
- If you have adopted the use of a signature stamp for all purposes of signature, you may use your signature stamp or ask your witness to use your signature stamp in your presence.

Minnesota Statutes, section 645.44, subdivision 14

Please note: Voting is not covered by power of attorney. A person with power of attorney may only sign for you in your presence as outlined above.

Subp. 4b. Form of mail voter's certificate.

Signature Envelope

Voter ~~completes~~ must complete this section

please print clearly

~~Voter's~~ Voter name _____

~~Voter's~~ Voter MN Address _____

_____ MN

I certify that on Election Day I will meet all the legal requirements to vote.

~~Voter's~~ Voter Signature X _____

Date _____

Witness ~~completes~~ must complete this section

Witness name _____

Adopted Rules

MN street address
(or title,
if an official
or notary) _____ MN

I certify that:

- the voter showed me the blank ballots before voting;
- the voter marked the ballots in secrecy or, if physically unable to mark the ballots, the ballots were marked as directed by the voter;
- the voter enclosed and sealed the ballots in the ballot envelope; and
- I am or have been registered to vote in Minnesota, or am a notary, or am authorized to give oaths.

Witness Signature X _____
If notary, must affix stamp

Subp. 8. **Returning ballots.** Mail ballots may be returned to the official conducting the election by mail, in person, or by designated agent. The official conducting the election must accept ballots returned in person, or by designated agent, until 8:00 p.m. on the day of the election. An individual shall not be the designated agent of more than three absentee or mail voters in one election.

REPEALER. *Minnesota Rules*, part 8210.0730, subpart 2, is repealed.

EFFECTIVE DATE. These rules are effective for the 2012 state primary and any elections held thereafter.

Appointments

Minnesota Statutes, Section 15.06, Subd. 5, requires notice of the designation of a commissioner or acting commissioner, or the assumption of office by a temporary commissioner, shall be filed with the president of the senate and the speaker of the house with a copy delivered to the secretary of state and published in the next available edition of the *State Register*.

Pollution Control Agency

Notice of Appointment of Commissioner John Linc Stine

NOTICE IS HEREBY GIVEN, pursuant to *Minnesota Statutes*, Section 15.06, Subd. 5, that Governor Mark Dayton appointed John Linc Stine to the office of Commissioner of the Minnesota Pollution Control Agency effective May 14, 2012. Last week it was reported he was named acting commissioner. Commissioner Stine replaces Paul W. Aasen, appointed January 18, 2011.

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled. The laws and rules governing the Pollution Control Agency are:

- *Minnesota Statutes*, Chapters 115-116H
- *Minnesota Rules* 4760, and 7000-7199

Commissioner Stine resides at 1398 Myrtle Street North, Maplewood, Minnesota 55119, Ramsey County, Congressional District Four.

He can be reached at the Minnesota Department of Pollution Control, 520 Lafayette Road North, Saint Paul, Minnesota 55155-4194.
Telephone: (651) 296-6300. **Toll-free:** 1-800-657-3864. **Website:** <http://www.pca.state.mn.us>

Official Notices

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

The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and matters of public interest.

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The Official Notices presents a “heads up” on important state meetings, dates, issuance of bonds, rates and other announcements. The *State Register* reaches a large audience of “interested eyes” every week. Remember to publish your notices here - it only costs \$10.20 per 1/10 of a page used in the *State Register* - it's the least expensive legal advertising in the state.

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Minnesota Office of Administrative Hearings

Municipal Boundary Adjustment Unit

REQUEST FOR COMMENTS on Possible Amendment to Rules Governing Petitions, Receipt of Evidence and Hearings in Municipal Boundary Adjustment Matters, *Minnesota Rules*, Chapter 6000

Subject of Rules. The Minnesota Office of Administrative Hearings (OAH) - Municipal Boundary Adjustment Unit (MBAU) requests comments on its possible amendment to rules governing its proceedings. The MBAU is considering rules amendments to align *Minnesota Rules*, Chapter 6000 with a 2005 Executive Order and statutory changes.

By way of Reorganization Order No. 192, dated February 2, 2005, Governor Tim Pawlenty transferred the functions, powers, duties and responsibilities of the MBAU in the Department of Administration to OAH. Pursuant to *Minnesota Statutes*, section 16B.37, subdivision 2, that transfer became effective on March 9, 2005.

Persons Affected. The amendment to the MBAU's procedural rules would likely affect persons who are participating in boundary adjustment proceedings.

Statutory Authority. *Minnesota Statutes*, section 414.01, subdivision 10, provides that the MBAU may adopt rules reasonably necessary to carry out the duties that are assigned to it under *Minnesota Statutes*, Chapter 414.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing, until 4:30 p.m. on Friday, July 27, 2012.

The MBAU will not publish a notice of intent to adopt the rules until more than 60 days have elapsed from the date of this request for comments. The MBAU does not plan to appoint an advisory committee to comment on the possible rules.

Rules Drafts. The MBAU has drafted the possible rules amendments and this item is available on the MBAU website at:

<http://www.mba.state.mn.us>

Official Notices

and by way of written request to the agency contact person.

Agency Contact Person. Written comments, questions, requests to receive a draft of the rules, and requests for more information on these possible rules should be directed to: Star Holman, Municipal Boundary Adjustment Unit, P.O. Box 64620, St. Paul, Minnesota, 55164-0620, e-mail: star.holman@state.mn.us, **Telephone:** (651) 361-7909, **Fax:** (651) 361-7936, **TTY** users may call the MBAU at (651) 361-7878.

Alternative Format. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. 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 if and when a proceeding to adopt rules is started. The agency is required to submit for review only those written comments received in response to the rules after they are formally proposed. If you submitted comments during the development of the rules, and you want to ensure that those same comments are part of the later review, you should resubmit the comments after the rules are formally proposed.

Signed by Timothy J. O'Malley, Assistant Chief Administrative Law Judge, Municipal Boundary Adjustment Unit, Office of Administrative Hearings on April 25, 2012.

Minnesota Agricultural and Economic Development Board Notice of Public Hearing by the Minnesota Agricultural and Economic Development Board with Respect to a Proposed Project and the Issuance of Revenue Bonds under *Minnesota Statutes*, Chapter 41A, as Amended, and *Minnesota Statutes*, Section 469.152 through 469.165, as Amended

NOTICE IS HEREBY GIVEN that the Minnesota Agricultural and Economic Development Board (the "Board"), or its designated representative, will conduct a public hearing on Monday, June 11, 2012, at 9:00 a.m., or as soon thereafter as reasonably possible, at 332 Minnesota Street, Suite E200, in Saint Paul, Minnesota, on a proposal to undertake and finance a project (defined below and referred to as the "Project") through the issuance of revenue bonds (the "Bonds") by the Board under *Minnesota Statutes*, Chapter 41A, as amended, and *Minnesota Statutes*, Sections 469.152 through 469.165, as amended (collectively, the "Act"). The proceeds derived from the sale of the Bonds are proposed to be loaned by the Board to Family Pathways, a Minnesota nonprofit corporation (the "Borrower"), and applied by the Borrower to finance and refinance, in whole or in part, the cost of the acquisition, construction, reconstruction, improvement, betterment, or extension of the Project and any related public improvements. The Bonds are proposed to be issued pursuant to the authority granted under Section 41A.05, subdivision 2, and Section 469.153, subdivision 2(b) of the Act.

The Project consists of the refinancing, acquisition, construction, reconstruction, improvement, betterment, or extension of the following program sites of the Borrower (and the approximate cost of the capital improvements to be allocated to each such program site): (1) 935 Lake Street South, Forest Lake, Minnesota (\$1,162,000); (2) 112 Main Street East, Hinckley, Minnesota (\$112,000); (3) 1225 W. 4th Street, Rush City, Minnesota (\$188,000); (4) 502 E. Main, Onamia, Minnesota (\$38,000); (5) 800 Main Street, Pine City, Minnesota (\$318,000); (6) 6381 Main Street, North Branch, Minnesota (\$150,000); (7) 1575 1st Avenue East, Cambridge, Minnesota (\$195,000); and (8) 605 Rum River Drive South, Princeton, Minnesota (\$837,000). A portion of the proceeds of the Bonds are to be applied to the payment of capital costs of the Project, repair and maintenance expenses, and a portion of the costs of issuing the Bonds and fund related reserves as necessary.

The owner of the Project will be the Borrower, or an affiliated entity of the Borrower, and the Project is expected to be operated and managed by the Borrower, or an affiliated entity. The Borrower is a nonprofit social services organization dedicated to providing the following services: non-medical senior services, including advocacy, companionship and respite care, to seniors 60 and over; nourishment to adults and children in crisis through the operation of food pantries, thrift stores, and a community advocacy program; and youth services programs. The components of the Project will be used to further the purposes and goals of the Borrower. The Bonds are proposed to be issued in an original aggregate principal amount not to exceed \$3,000,000. The Bonds will be limited obligations of the Board. The Bonds and the interest thereon will be payable solely from the revenue pledged to the payment thereof and other security arrangements to be

established by or on behalf of the Borrower. Notwithstanding the foregoing, no holders of any of the Bonds will ever have the right to compel any exercise of the taxing powers of the State of Minnesota or any political subdivision thereof to pay the Bonds or the interest thereon or to enforce payment against any property of the Board or said State or any political subdivision thereof.

A draft copy of the proposed Application to the Minnesota Department of Employment and Economic Development for approval of the Project, together with all attachments and exhibits thereto and a copy of the Application to the Board for approval of the Project, together with all attachments and exhibits thereto is available for public inspection at the offices of the Board at 332 Minnesota Street, Suite E200, in Saint Paul, Minnesota, during normal business hours.

All persons interested may appear and be heard at the time and place set forth above or may mail written comments to the Board's Executive Director at the address set forth above prior to the date of the hearing set forth above. All persons who appear at the hearing will be given an opportunity to express their views with respect to the proposal to undertake and finance the Project.

This Notice of Public Hearing is published pursuant to the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended, and *Minnesota Statutes*, Section 469.154, subdivision 4.

Executive Council Notice of Special Executive Council Meeting

NOTICE IS HEREBY GIVEN that the executive council will conduct a special meeting on Thursday, May 31 at 10:00 a.m. in Room 123, State Capitol, Saint Paul, Minnesota to consider the Department of Natural Resources' request to approve issuance of 77 non-ferrous metallic minerals leases as authorized under *Minnesota Statutes*, sec. 93.25, subd. 2.

For additional information contact:

Winnie Sullivan, Executive Assistant
Department of Administration
E-mail: Winnie.Sullivan@state.mn.us
Office Phone: (651) 201-2556

Minnesota Department of Health (MDH) Division of Infectious Disease Epidemiology, Prevention and Control **CORRECTION TO Request for Comments on Possible Amendments to Rules Governing Immunizations**

This notice is to inform you that the email address for the Immunization Rulemaking contact was incorrectly listed on the Request for Comments. The Minnesota Department of Health is resending you a corrected Request for Comments version. We also want to let you know that the email address was correctly posted on the rulemaking website from the beginning. If you have any questions, you should contact Patricia Segal Freeman at **phone:** (651) 201-5414, toll-free: 1-877-676-5414 and **e-mail:** health.immrule@state.mn.us.

Dated: 1 May 2012

Patricia Segal Freeman

Official Notices

Department of Labor and Industry (DLI)

Labor Standards Unit

Notice of Correction to Commercial Prevailing Wage Rates in Itasca County

Corrections have been made to the Commercial Prevailing Wage Rates certified 12/12/11, for **Labor Code 201**, Articulated Hauler in Itasca County.

Labor Code 202, Boom Truck in Itasca County.

Labor Code 204, Off-Road Truck in Itasca County.

Copies with the corrected certified wage rates for this County may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road North, St. Paul, Minnesota 55155-4306, or by calling (651) 284-5091, or accessing our web site at www.dli.mn.gov. Charges for the cost of copying and mailing are \$.25 per page for the first 100 pages, \$.65 per page after that. Make check or money order payable to the State of Minnesota.

Ken B. Peterson, Commissioner
Department of Labor and Industry

Metropolitan Council

Notice of Public Hearing on the Proposed 2013-2016 Transportation Improvement Program (TIP) for the Twin Cities Metropolitan Area

The Transportation Advisory Board (TAB) of the Metropolitan Council will hold a public hearing on June 20, 2012 to receive public reaction to the proposed 2013-2016 Transportation Improvement Program (TIP) for the Twin Cities Metropolitan Area. The program will include highway, transit, bikeway and pedestrian enhancements and air quality projects that are proposed for federal funding in the seven-county metropolitan area in the next four years. The TIP includes the recommended projects selected through the 2009 Regional Solicitation process for federal transportation funds. The program is prepared annually in accordance with federal requirements and must contain all projects that are to be implemented with federal transportation funding assistance. This TIP also contains Metropolitan Council's program of projects (POP) which includes transit projects for Metro Transit, Metro Mobility, contracted services and suburban transit. This hearing fulfills FTA's public participation requirements for the POP.

- Public Hearing for comments on TIP
Wednesday, June 20, 2012 – 3:30 p.m.
Metropolitan Council Chambers
390 North Robert Street
St. Paul, Minnesota

The TIP is prepared jointly by the Metropolitan Council and the Minnesota Department of Transportation. Projects contained in the TIP reflect the region's priorities and help implement the region's transportation plan. All specific projects are assumed to have independent utility and are fully funded unless noted otherwise in the project description. The projects in aggregate have been analyzed to determine impact on regional air quality. Progress made on implementing the region's transportation plan will be reported in the TIP and at the public hearing. The program will be adopted by the Transportation Advisory Board and approved by the Metropolitan Council. Upon request, the Council will provide reasonable accommodations to persons with disabilities. In addition to providing oral or written comments at the public hearing, comments may be made several ways:

- Written comments to: Kevin Roggenbuck, Transportation Advisory Board
390 North Robert St., St. Paul, MN 55101
- Fax comments to Kevin Roggenbuck, (651) 602-1739
- Record comments on the Council's Public Information Line: (651) 602-1500
- Send comments electronically to: data.center@metc.state.mn.us

Comments must be received by **4:00 p.m., Friday, July 6, 2012**. Download the Draft 2013-2016 TIP at:

<http://www.metrocouncil.org/planning/transportation/tip.htm>.

Free printed copies of the draft 2013-2016 TIP are available at the Council's Regional Data Center. Call (651) 602-1140 or TTY (651) 291-0904 to request a copy. Other background materials describing the Council's transportation planning and programming efforts also are available.

Questions about the hearings or transportation assumptions and technical materials may be directed to Kevin Roggenbuck, (651) 602-1728 or James Andrew (651) 602-1721, Metropolitan Council, 390 North Robert St., St. Paul, MN 55101.

Metropolitan Council Notice of Public Hearings, Public Meetings on Transit Service Plan for the Central Corridor

The Metropolitan Council will hold two public hearings to receive comments on the concept plan for the Central Corridor Transit Service Study in Minneapolis and St. Paul. The plan will involve modifying existing bus service to maximize efficiency and coordinate with the new Green Line LRT service (beginning in 2014) in the area bounded by I-35E on the east; the Mississippi River on the south; downtown Minneapolis, Hiawatha Avenue and Lake Street on the west; and Larpenteur and East Hennepin Avenue on the north.

For more information on the service plan, visit <http://www.metrotransit.org/central-transit-study.aspx> or contact the team at centralcorridorstudy@metrotransit.org

All interested persons are encouraged to attend the meetings and offer comments. Those attending may register in advance to speak by calling the Council at (651)602-1140.

Upon request, the Metropolitan Council will provide reasonable accommodations to persons with disabilities. **Two weeks advance notice, indicating the specific accommodation needed, is appreciated.** Please include the date, place and time of the hearing you will attend.

The public meetings and hearings will be held at the following times and locations:

June 19: 4-6:30 p.m.

Brian Coyle Center, Multipurpose Room
420 – 15th Ave. S., Minneapolis
Served by Route 22 and Hiawatha LRT

June 21: 4-6:30 p.m.

Central Corridor Resource Center
1080 University Ave. W., St. Paul
Served by Routes 16 and 50

June 23: 1-3 p.m.

Goodwill/Easter Seals, Community Meeting Room
553 Fairview Ave. N., St. Paul
Served by Routes 16 and 67

June 26: 11 a.m. to 1 p.m. (Public hearing)

Central Library, Doty Room
300 Nicollet Mall, Minneapolis
Served by multiple transit routes

Official Notices

June 28: 4-6:30 p.m. (Public hearing)

Rondo Community Outreach Library, Multipurpose Room
461 Dale Street North
Served by Routes 16, 50, 65

Additional public meetings may also be scheduled. Visit: www.metrotransit.org for additional information.

The Council will also receive comments on the service plan through **July 9** as follows (comments must be received by **5 p.m.**):

Written comments: Metropolitan Council

390 N. Robert St., St. Paul, 55101

Fax comments to: (651) 602-1464

Send TTY comments to: (651) 291-0904

E-mail: data.center@metc.state.mn.us

Record comments on Council's Public Comment Line at (651) 602-1500

Metro Transit staff will revise the Concept Service Plan following the public comment period. The Council will evaluate the final recommended plan at a meeting later in 2012.

Minnesota Pollution Control Agency (MPCA)

Municipal Division

Public Notice of Intent to Issue National Pollutant Discharge Elimination System/ State Disposal System General Permit for Small Municipal Separate Storm Sewer Systems (MS4 General Permit) and Request for Public Comments; Notice of Public Meeting With Regard to the MS4 General Permit; and Notice of Intent to Establish Interested Persons Mailing List With Regard to Plans Submitted Pursuant to the MS4 General Permit

NOTICE IS HEREBY GIVEN that the Commissioner of the Minnesota Pollution Control Agency (MPCA) intends to reissue the National Pollutant Discharge Elimination System/State Disposal System (NPDES/SDS) General Permit (MNR040000) ("MS4 General Permit") under the provisions of *Minnesota Rules* 7001.0210, for discharges of stormwater associated with small Municipal Separate Storm Sewer Systems (MS4s). Comments on the proposed permit are requested from affected or interested parties. Comments should be submitted in writing in accordance with the provisions of this notice as stated below.

NOTICE IS ALSO HEREBY GIVEN that the MPCA will host a **public information meeting** to discuss the draft MS4 permit. The meeting will be held on **Thursday, June 21, 2012**, at the MPCA St. Paul office located at 520 Lafayette Road North, St. Paul, Minnesota 55155. The meeting will be held from 1:00 p.m. to 4:00 p.m. or until all attendees have had an opportunity participate, whichever occurs first.

Access to the MPCA St. Paul office is controlled and to attend a meeting you will be asked to sign in at the security desk and provide photo identification, such as a Minnesota driver's license. The public information meeting will also be webcast; the link to the webcast will be provided on the MPCA webpage at: <http://www.pca.state.mn.us/mvri3cd>. Please note that the webcast is not interactive; you will be able to view the meeting only. The meeting will not be rescheduled in the event that the webcast video and/or audio stream fails.

This public notice is for issuance of a revised draft NPDES/SDS General Permit for small MS4s (MNR040000). The MPCA first published a request for comments on the draft MS4 General Permit in the *State Register* on May 31, 2011. The MPCA received multiple requests to extend the public comment period on the draft permit, and subsequently extended the public notice comment period until August 29, 2011. The MPCA reviewed and considered all comments received, and held four large group stakeholder meetings to discuss proposed concepts for revisions to the draft permit to address key permit issues identified in the comments. Because substantial changes were made to the draft MS4 General Permit, the MPCA decided to re-publish the MS4 General Permit for additional public comment.

The MPCA has revised the MS4 General Permit to meet federal and state requirements for impaired waters, including new requirements for impaired waters covered by a U.S. Environmental Protection Agency (USEPA) approved Total Maximum Daily Load (or TMDL). The draft MS4 General Permit also includes revised requirements for MS4 mapping, illicit discharge detection and elimination, construction stormwater erosion and sediment control, and post-construction stormwater management. Stakeholder input received at the four large group meetings referenced above also resulted in changes.

Persons who submitted comments under the prior public notice and comment period are not required to re-comment on this revised permit but may do so if they desire. The MPCA will consider all comments submitted to be part of the public record. The MPCA received a contested case hearing request during the prior public comment period. The MPCA will consider that contested case hearing request following the close of this public comment period, to the extent that the requestor does not modify or withdraw that request as the result of changes made to the MS4 General Permit as published today.

NOTICE IS ALSO HEREBY GIVEN that the MPCA intends to establish an e-mail list for the purpose of providing notification to persons interested in receiving notice of Stormwater Pollution Prevention Programs (SWPPPs) documents submitted pursuant to the MS4 General Permit. Persons on this e-mail list will have an opportunity to request a contested case hearing on the individual SWPPPs proposed by persons seeking coverage under the MS4 General Permit. Persons who would like to receive notice of the MS4 SWPPP documents should submit their name and a contact e-mail address in accordance with the provisions of this public notice.

Persons on the e-mail list will be notified via e-mail of the specific dates when each MS4 General Permit SWPPP document or group of SWPPP documents is public noticed. The MS4 General Permit SWPPP documents on public notice will appear on the MPCA website listed below. NOTE: All MS4 permittees will automatically receive e-mail notification of all MS4 public notice dates for MS4 SWPPP documents.

To request to be placed on the e-mail list for public notice of the MS4 General Permit SWPPP documents, please send an e-mail with your name, complete e-mailing address, and telephone number to: *MS4PermitProgram.PCA@state.mn.us*. If you wish to be notified by U.S. Mail of the SWPPP public notice please submit a letter with your name, complete mailing address, and telephone number to:

Minnesota Pollution Control Agency
Municipal Division – 4th Floor
MS4 Stormwater Permit Program
520 Lafayette Road North
St. Paul, Minnesota 55155-4194

A list of the public notice dates, and the locations where paper copies of the proposed SWPPP document will be available for public review, will be posted on the MPCA website at: <http://www.pca.state.mn.us/bkzqa7d>. This website also contains additional information about the process for public notice of the SWPPP document including requirements for MS4s.

Public Comment

In addition to the June 21, 2012, public informational meeting, there are three formal procedures for public participation in the MPCA's consideration of the permit reissuance. Interested persons may: (1) submit written comments on the draft permit; (2) request that the MPCA hold a contested case hearing; and/or (3) submit a petition to the Commissioner requesting that the MPCA Citizens' Board (Board) consider the permit matter.

The public comment period begins: May 21, 2012
The public comment period ends: July 23, 2012

Interested persons are invited to submit written comments on the draft permit. Any comments received before 4:30 p.m. on the last day of the comment period (see above) will be considered before the draft permit is finalized.

Comments on the draft permit should include the following information, pursuant to *Minnesota Rules* 7001.0110:

1. A statement of the person's interest in the draft permit.
2. A statement of the action the person would like the MPCA to take, including specific references to sections in the draft permit; and
3. The reasons supporting the person's position, stated with sufficient specificity as to allow the Commissioner to investigate the merits of the person's position

Official Notices

Any person may submit a petition for a contested case hearing before the end of the public comment period. A contested case hearing is a formal evidentiary hearing before an administrative law judge. In accordance with *Minnesota Rules* 7001.1900, 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 permit; (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 permit. 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.

Any person may request that the permit be considered by the MPCA Board prior to final permit action, in accordance with *Minnesota Statutes* § 116.02, subd. 6, and *Minnesota Rules* 7000.0650. The public is entitled, and welcome, to participate in the activities of the MPCA Board and MPCA staff.

The decision whether to issue the permit and, if so, under what terms, will be presented to the MPCA Board for a decision if: (1) the Commissioner grants the petition requesting the matter be presented to the MPCA Board; (2) an MPCA Board member requests to hear the matter prior to the time the Commissioner makes a final decision on the permit; or (3) a request for a contested case is received. Because there is a pending contested case hearing, this matter will likely be heard at the MPCA Board unless the request is withdrawn before the MPCA Board meeting at which the matter will be heard.

The draft permit and permit fact sheet are available for review at the MPCA St. Paul office located at 520 Lafayette Road North, St. Paul, Minnesota 55155, during regular business hours of 8:00 a.m. to 4:30 p.m., Monday through Friday, and at the MPCA regional offices. Location information for the regional offices is available on the MPCA webpage at: <http://www.pca.state.mn.us/iryp3e4>. You may also view a copy of the draft permit and fact sheet at the MPCA website at: <http://www.pca.state.mn.us/aj0ra7a>.

A free copy of the draft permit and permit fact sheet is also available upon request by calling Wendy Gardner-Pritchard at (651) 757-2090 or 1-800-657-3864, or for users of Telecommunications Device for the Deaf, call (651) 282-5332. Only one copy will be sent per request.

Comments on the draft permit must be received in writing during the public comment period identified above. Comments, petitions, and/or requests should be mailed or e-mailed to:

Duane Duncanson
Minnesota Pollution Control Agency
Municipal Division
Stormwater Policy and Technical Assistance Unit
520 Lafayette Road North
St. Paul, Minnesota 55155-4194

Mr. Duncanson may be contacted concerning comments or questions regarding the draft permit at (651) 757-2323 or 1-800-657-3864, or by e-mail at: duane.duncanson@state.mn.us

The following constitutes additional information on the NPDES/SDS General Permit for Small Municipal Separate Storm Sewer Systems (or MS4s)

This notice and permit are issued under the following authorities: Section 402, Clean Water Act, as amended, *Minnesota Statutes* Chapters 115 and 116, as amended, and *Minnesota Rules*, Ch. 7001 and 7090.

The authority to develop and issue a general permit is based on the 1979 USEPA revisions to the NPDES Program regulations 40 CFR § 122.28 which created a class of permits called general permits. General permits are issued by the MPCA in the State under *Minnesota Statutes* 115 and *Minnesota Rules* 7001.0210. General permits can be issued in states with NPDES authority if the state program includes general permit authority from the USEPA. MPCA's general permit program was approved by the USEPA on December 15, 1987. This general permit is based in part on federal requirements in 40 CFR § 122.26, and state requirements in *Minnesota Rules* 7001.0210 and *Minnesota Rules* Ch. 7090.

The previous/existing NPDES/SDS General Permit for small MS4s was issued in 2006 for the period June 1, 2006, to May 31, 2011. This general permit is proposed to replace the existing NPDES/SDS General Permit (MN040000) and provides a mechanism to regulate discharges of stormwater from small MS4s. Like the previous permit, this general permit will require the permittee to develop and implement a SWPPP that, if properly designed, reduces the discharge of pollutants from their storm sewer system to the maximum extent practicable, protects water quality, and satisfies the appropriate water quality requirements of the Clean Water Act. The SWPPP must include best management practices for six minimum control measures that are set forth in the NPDES Program regulations 40 CFR. § 122.34 (a) and (b).

This general permit will provide coverage for approximately 235 regulated small MS4s in the State, and additional small MS4s which may be designated in the future by the MPCA under *Minnesota Rules* Ch. 7090. To obtain coverage under the proposed permit all current regulated small MS4s are required to submit a complete application in accordance with the schedule identified in the reissued NPDES/SDS General Permit (MN040000). Any additional designated small MS4s will be required to submit an application by the date specified in the MPCA Commissioner's designation determination.

Minnesota Pollution Control Agency (MPCA)

Watershed Division

Public Notice of Availability of the Draft Lac qui Parle Yellow Bank Bacteria, Turbidity, and Low Dissolved Oxygen TMDL Assessment Report and Request for Comment

Public Comment Period Begins: May 21, 2012
Public Comment Period Ends: June 30, 2012

The Minnesota Pollution Control Agency (MPCA) is requesting comments on the draft report for the Lac qui Parle Yellow Bank Bacteria, Turbidity, and Low Dissolved Oxygen TMDL Assessment Report. This report addresses eight reaches in the Lac qui Parle watershed and three reaches within the Yellow Bank watershed. The draft Total Maximum Daily Load (TMDL) report is available on the MPCA website at: <http://www.pca.state.mn.us/nwqh9b8>.

Comments on the draft report should be addressed to the MPCA contact person listed below and must be received by the MPCA by 4:30 p.m. on June 30, 2012. The MPCA will review all comments received, determine possible revision to the draft TMDL report and prepare written responses to the comments. The MPCA will then submit the report to the U. S. Environmental Protection Agency (EPA) for approval.

The Lac qui Parle River watershed and the Yellow Bank River watershed located in southwest and west central Minnesota respectively with portions of their watersheds located in South Dakota. The Lac qui Parle River watershed encompasses 702,122 acres with 69.7 percent or 489,294 acres in Minnesota. The Yellow Bank River watershed encompasses 282,044 acres with 13.4 percent or 37,923 acres in Minnesota. This TMDL addresses 11 reaches that have an excess of bacteria, seven reaches with an excess of turbidity, and one reach with low dissolved oxygen. These reaches were listed between 1994 and 2010.

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

Katherine Pekarek-Scott
Minnesota Pollution Control Agency
504 Fairgrounds Road, Suite 200
Marshall, Minnesota 56258
Telephone: (507) 476-4267
Minnesota Toll Free: 1-800-646-6247
Fax: (507) 537-6001
E-mail: katherine.pekarek-scott@state.mn.us
TTY users may call the MPCA teletypewriter at (651) 282-5332 or 1-800-657-3864.

Preliminary Determination on the draft TMDL Report: The MPCA Commissioner has made the preliminary determination to

Official Notices

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 above and on the MPCA website at: <http://www.pca.state.mn.us/water/tmdl/tmdl-draft.html>. Suggested changes will be considered before the TMDL report is sent to the EPA for approval.

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 Commissioner to investigate the merits of your position.

Petition for Public Information Meeting: You may request that the MPCA Commissioner hold a public information meeting. A public information meeting is an informal meeting the MPCA may hold to solicit public comment and statements on matters pertaining to the TMDL study and process, and to help clarify and resolve issues.

A petition requesting a public information 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 reason the MPCA should hold a public information meeting; and
4. The issues that you would like the MPCA to address at the public information meeting.

Petition for Contested Case Hearing: A petition for a contested case hearing may be submitted. 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 application or 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 Citizens' Board Decision: You may also 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 (INSERT DATE), the date the public comment period ends as identified on page 1 of this notice. According to *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 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 the TMDL report. If the MPCA does not receive written comments, requests, or petitions during the public comment period, the MPCA staff, as authorized by the Board, will make the final decision on the draft TMDL report.

**Department of Transportation (Mn/DOT)
Engineering Services Division,
Office of Construction and Innovative Contracting
Notices of Suspension and Debarment****NOTICE OF SUSPENSION:**

NOTICE IS HEREBY GIVEN that the Department of Transportation (“MnDOT”) has ordered that the following vendors be suspended for a period of sixty (60) days, effective April 9, 2012 until June 8, 2012:

- Marlon Louis Danner and his affiliates, South St. Paul, MN
- Danner, Inc. and its affiliates, South St. Paul, MN
- Bull Dog Leasing, Inc. and its affiliates, Inver Grove Heights, MN
- Danner Family Limited Partnership and its affiliates, South St. Paul, MN
- Ell-Z Trucking, Inc. and its affiliates, South St. Paul, MN
- Danner Environmental, Inc. and its affiliates, South St. Paul, MN

NOTICE OF DEBARMENT:

NOTICE IS HEREBY GIVEN that the Department of Transportation (“MnDOT”) has ordered that the following vendors be debarred for a period of three (3) years, effective February 24, 2010 until February 24, 2013:

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

NOTICE IS HEREBY GIVEN that the Department of Transportation (“MnDOT”) has ordered that the following vendors be debarred for a period of three (3) years, effective March 25, 2011 until March 25, 2014:

- Philip Joseph Franklin, Leesburg, VA
- Franklin Drywall, Inc. and its affiliates, Little Canada, MN
- Master Drywall, Inc. and its affiliates, Little Canada, MN

Minnesota Statute section 161.315 prohibits the Commissioner, counties, towns, or home rule or statutory cities from awarding or approving the award of a contract for goods or services to a person who is suspended or debarred, including:

- 1) any contract under which a debarred or suspended person will serve as a subcontractor or material supplier,
- 2) any business or affiliate which the debarred or suspended person exercises substantial influence or control, and
- 3) any business or entity, which is sold or transferred by a debarred person to a relative or any other party over whose actions the debarred person exercises substantial influence or control, remains ineligible during the duration of the seller’s or transfer’s debarment.

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.

Grant Funds and Loans

The *State Register* is one of the best ways to advertise your grants - it's a required read for public works projects. And its cost is one of the least expensive legal advertising rates in Minnesota. At \$10.20 per 1/10 of a page you cannot go wrong.

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

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

It's all E-mailed to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Loretta J. Diaz, our subscriptions manager, at **phone:** (651) 297-8777, or **fax:** (651) 297-8260, or **e-mail:** loretta.diaz@state.mn.us

Department of Health (MDH)

Infectious Disease Epidemiology, Prevention and Control Division STD and HIV Section

Notice of Availability of Funds for HIV/STD Prevention Projects

NOTICE IS HEREBY GIVEN that the Minnesota Department of Health is requesting proposals for the purpose of providing funding available for four program areas: HIV testing and outreach, prevention for HIV positive individuals, syringe services programming and HIV prevention targeting high-risk youth.

Work is proposed to start after January 1, 2013.

The Request for Proposal packet can be obtained by going to <http://www.health.state.mn.us/divs/idepc/diseases/hiv/rfp/herr/index.html> or by contacting Amy Kalal at 651.201.4050.

A Notice of Intent (NOI) is required in order to submit a proposal. The NOI is due by 4:00 p.m., Friday, June 15, 2012. All documents are available at the website above.

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address below on or before 4:00 p.m., Wednesday, July 28, 2012 or have a legible postmark from the United States Postal Service, or a legible pick-up or drop-off time from a private carrier with a date and time that precedes 4:00 p.m., Wednesday, July 28, 2012. Late proposals will not be considered. Fax or e-mailed proposals will not be considered.

Full proposals are to be submitted by the specified date and time to:

US Postal Service Mailing Address:
Amy Kalal
STD and HIV Section
Minnesota Department of Health

Orville L. Freeman Building
P.O. Box 64975
St. Paul, Minnesota 55164-0975

Street Address (drop off or courier):

Amy Kalal
STD and HIV Section
Minnesota Department of Health
Orville L. Freeman Building
625 North Robert Street
St. Paul, Minnesota 55101-2516

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

Department of Transportation (MnDOT) Office of Transit Planning, Modal and Data Management Division Notice of Intent to Release Applications to fund Public Transit Participation Program, Job Access and Reverse Commute Grant and New Freedom Grant for 2013; Elderly and Persons with Disabilities Capital Grant Program

The Minnesota Department of Transportation (MnDOT) Office of Transit is releasing applications for four publicly funded transportation programs:

- Public Transit Participation Program
- Job Access and Reverse Commute Grant
- New Freedom Grant
- Elderly and Persons with Disabilities Capital Grant Program

Applications will be posted by June 4, 2012 on the MnDOT Office of Transit Website at: www.dot.state.mn.us/transit

The **Public Transit Participation Program**, established under *Minnesota Statutes*, Section 174.24, provides state and federal (Section 5311) financial assistance for public transit services to eligible recipients, which include:

Any Legislatively established public transit commission or authority, and county or statutory or home rule charter city providing financial assistance to or operating public transit, any private operator of public transit, or any combination thereof is eligible to receive financial assistance through the public transit participation program. Eligible recipients must be located outside of the metropolitan area. This grant program supports capital, planning, and operations of transit systems in small and large urban areas and in rural areas outside of the seven county Twin Cities metropolitan area.

The **Job Access Reverse Commute Grant (JARC)**, supported with federal funds (Section 5316), is intended for public transportation alternatives. These funds are to improve access to transportation services to employment and employment related activities for welfare recipients and eligible low income individuals and to transport residents of urbanized areas and non-urbanized to suburban employment opportunities. Eligible recipients include small urban and rural areas with:

- State or Local Government Authorities;
- Private, Nonprofit organizations;
- Operators of public transportation services;
- Private operators of public transportation services, and
- Tribes of Minnesota.

State Grants & Loans

The New Freedom Grant, supported with federal funds (Section 5317), is intended to provide funding for “NEW” transportation services and public transportation alternatives beyond the requirements of the Americans with Disabilities Act (ADA) for persons with disabilities. Eligible recipients include small urban and rural areas with:

- State or Local Government Authorities;
- Private, Nonprofit organizations;
- Operators of public transportation services;
- Private operators of public transportation services, and
- Tribes in Minnesota.

The Elderly and Persons with Disabilities Capital Grant Program, FTA Circular 9070.1, is a capital assistance grant program providing 80 percent funding for the purchase of wheelchair-accessible buses for private non-profit organizations to serve elderly and/or people with disabilities, public bodies that coordinate services for the elderly and people with disabilities, or any public body that certifies to the State that non-profits in the area are not readily available to carry out the services provides federal (Section 5310) financial assistance for public transit services to eligible recipients, which include:

- a. a private non-profit organization, if public transportation service provided by State and local governmental authorities under Section 5310(a)(1) is unavailable, insufficient, or inappropriate; or
- b. a governmental authority that:
 - (1) is approved by the State to coordinate services for elderly individuals and individuals with disabilities; or
 - (2) certifies that there are not any non-profit organizations readily available in the area to provide the special services.

The code assigned to the Section 5310 program in the Catalogue of Federal Domestic Assistance is 20.513.

Application Workshops will be held at the following locations to provide additional information on these four transportation programs:

Mankato MnDOT Office – 2151 Bassett Drive, Mankato, MN 56001
Wednesday, June 13, 2012 - 9:00 am to 4:30 pm

Bemidji MnDOT Office – 3920 Highway 2 West, Bemidji, MN 56601
Wednesday, June 20, 2012 - 9:00 am to 4:30 pm

St. Cloud MnDOT Office – 3725- 12th St. North, St. Cloud, MN 56303
Wednesday, June 27, 2012 - 9:00 am to 4:30 pm

*St. Paul Highway Federal Credit Union, 840 Westminster Street, St. Paul, MN 55130
*Monday, June 11, 2012 - 1:00 pm to 4:00 pm
*Workshop designed for 5310 Applications Only.

Applications for the **Public Transit Participation Program** must be mailed to MnDOT’s Office of Transit and postmarked no later than 4:00 p.m. Central Daylight time on **August 31, 2012**. For further information, please contact:

Sarah Lenz
395 John Ireland Blvd., MS 430
St. Paul, MN 55155
Phone: (651) 366-4177
E-mail: *sb.lenz@state.mn.us*

Applications for the, **JARC and New Freedom Grants** must be mailed to MnDOT’s Office of Transit and postmarked no later than 4:00 p.m. Central Daylight time on **August 3, 2012** For further information, please contact:

John Groothuis
395 John Ireland Blvd., MS 430
St. Paul, MN 55155
Phone: (651) 366-4187
E-mail: *john.groothuis@state.mn.us*

Applications for the **Elderly Persons with Disabilities Capital Grant Program** must be mailed to MnDOT’s Office of Transit and

State Grants & Loans

postmarked no later than 4:00 p.m. Central Daylight time on **September 28, 2012** For further information, please contact:

John Groothuis
395 John Ireland Blvd., MS 430
St. Paul, MN 55155
Phone: (651) 366-4187
E-mail: john.groothuis@state.mn.us

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 days.

Vendors and Consultants

The state spends \$2-3 billion a year on contracts. The *State Register* is one of the best ways to advertise your contracts - it's a required read for public works projects. And it's cost is one of the least expensive legal advertising rates in Minnesota. At \$10.20 each 1/10 of a page, you cannot go wrong.

Subscribers receive a list of **all current contracts and grants**, as well as LINKS to the *State Register*; Bookmarks, and a growing INDEX to each volume, including the current issue, and previous volumes. To view, open the *State Register* and click on BOOKMARKS in the left hand corner. Here's what you receive via e-mail:

- **Word Search Capability**
- **LINKS, LINKS, LINKS**
- **Updates to Index to Vol. 31**
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Subscriptions cost \$180 a year (an \$80 savings). It's all E-MAILED to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Loretta J. Diaz, our subscriptions manager, at (651) 297-8777, or **fax:** (651) 297-8260, or **e-mail:** loretta.diaz@state.mn.us

State Contracts

Department of Administration (Admin) Real Estate & Construction Services State Land near Walker, Minnesota, for Sale

NOTICE IS HEREBY GIVEN that the Department of Administration is offering for sale by sealed bid the real property located west of State Highway 371 and north of 73rd Street NW, Walker, MN. The tract consists of approximately 55.8 acres of vacant land.

The minimum bid is \$200,000. To obtain the complete bid package, visit www.admin.state.mn.us/recs/sas/sas-psl.html, or send an e-mail to denise.faragher@state.mn.us. Written bids must be received no later than 2:30 p.m., on Tuesday June 26, 2012.

LATE BIDS WILL BE REJECTED. E-MAIL BIDS WILL NOT BE ACCEPTED.

Department of Administration (Admin) Real Estate and Construction Services Request for Proposal (RFP) for Lease of about 16,000 Usable Square Feet for Workforce Center in North Minneapolis

NOTICE IS HEREBY GIVEN that the State of Minnesota, Department of Administration, on behalf of the Department of Employment and Economic Development, requests Proposals for the lease of approximately 16,000 usable square feet of space for a Workforce Center in North Minneapolis. Included in the RFP is information providing the opportunity for the Proposer to work with the Community for a larger concept that will stimulate economic development in the community and offer a tenant mix that creates a vibrant community asset.

To be eligible to submit a Proposal in response to the RFP, a Non-Binding Letter of Intent to Submit a Proposal must be received by 4:00 p.m., June 4, 2012. The Proposal must be received in the Real Estate and Construction Services, Administration Building, 50 Sherburne Avenue, Room 309, St Paul MN 55155 no later than 2:30 p.m., July 9, 2012.

All information and requirements regarding preparation and submission of a Proposal may be obtained at www.admin.state.mn.us/recs/lr/lr-sa.html.

LATE BIDS WILL BE REJECTED. EMAIL BIDS WILL NOT BE ACCEPTED.

Minnesota Department of Agriculture (MDA) Office of the Commissioner Notice of Request for Proposals to Design and Install the 2012 State Fair Exhibit

NOTICE IS HEREBY GIVEN that the Minnesota Department of Agriculture is requesting proposals for the design and installation an interactive exhibit for children and families that showcases the department's programs and Minnesota agriculture at the Minnesota State Fair. It is the goal of this project that urban and rural children and their families will have an inviting, fun opportunity to learn more about the work of the department and about Minnesota agriculture.

This is a three-phase, 12 month project with the completion dates as follows:

Phase I Completion Date: June 30, 2012

Phase II Completion Date: August 21, 2012

Phase III Completion Date: June 30, 2013

Work is proposed to start June 8, 2012.

To obtain a full copy of the Request for Proposal, contact Margaret Hart, Department of Agriculture by email only at margaret.hart@state.mn.us This is the only person designated to answer questions by potential responders regarding this request.

Proposals are due by 12:00 p.m. (noon) Central Time, Friday, June 1, 2012 and are to be addressed to Margaret Hart, Minnesota Department of Agriculture, 625 North Robert Street, St. Paul, MN 55155.

Late proposals will NOT be considered. Faxed or e-mailed proposals will NOT be considered.

Minnesota State Colleges and Universities (MnSCU) Hennepin Technical College Notice of Availability of Request for Proposals (RFP) for Media Buyer for: Hennepin Technical College, Brooklyn Park Campus and Eden Prairie 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 proposals for a vendor to provide contract security services. The selected vendor will provide exceptional security services through the use of experienced, uniformed officers in accordance with the specification requirements and conditions listed in the RFP.

Proposals for this project will be received by:

Pauline Arnst
Hennepin Technical College
13100 College View Drive
Eden Prairie, MN 55347

No later than 2:00 PM, June 4, 2012.

Contact Pauline Arnst for a complete RFP, **e-mail:** pauline.arnst@hennepintech.edu, or phone: (952) 995-1445

Minnesota State Colleges and Universities (MnSCU) Minneapolis Community & Technical College NOTICE OF INTENT to Request Proposals for Providing Certain Health Care Services to Students

Description: Provide on-campus health care services to college students such as screenings, vaccinations, prescriptions, acute care for minor injuries and other services.

Due Date: Tuesday May 29, 2012 at 2:00 pm

Contact: Michael Noble-Olson / Purchasing Manager
1501 Hennepin Avenue
Minneapolis, MN 55403
Phone: (612) 659-6866
E-mail: michael.noble-olson@minneapolis.edu

State Contracts

Minnesota State Colleges and Universities (MnSCU) Riverland Community College Request for Bids for London Dash for Riverland Community College

Trip dates - Friday, March 15 through Sunday, March 24, 2013

To be considered, please submit a sealed bid for the following description of London Dash by Wednesday, June 6, 2012, 11:00 a.m., at which time bids will be opened and read. Please submit the bid to:

Page Petersen, Business Office
Riverland Community College
1900 8th Ave NW, West Bldg.
Austin, MN 55912
And endorsed: London Dash

Bids should include:

- 1) Round trip Coach to MSP Airport
- 2) Non-stop roundtrip air from Minneapolis – to Heathrow or Gatwick – London
- 3) Roundtrip airport transfers in London – with guide
- 4) Guide upon arrival – bus tour of London on way to Hotel
- 5) 8 nights – President Hotel, Bloomsbury – London - continental breakfast included
- 6) Tips for guides, drivers and luggage handlers included
- 7) Luggage portorage – 2 per person
- 8) Please include an additional cost for single occupancy option
- 9) Bid for a minimum of 15 students and maximum of 25 students with an additional two faculty

Additional separate bid for optional side-trip to Paris: Tuesday, March 19 – Wednesday, March 20, 2013

- 1) Roundtrip Eurostar from London St. Pancras to Paris Nord
- 2) One night in hotel – Golden Tulip Opera de Noailles
- 3) No luggage portorage
- 4) Please include an additional cost for single occupancy.

Bidders must provide references of prior similar group trips.

Bidders must be able to attend pre-trip sessions to discuss recent international travel regulations and trip insurance in November of 2012 and January 2013.

Please direct any questions to Scott Blankenbaker at: (507) 433-0547 or scott.blankenbaker@riverland.edu.

Minnesota State Colleges and Universities (MnSCU) South Central College Request for Bids for Audiovisual Systems for Classroom Renovations

NOTICE IS HEREBY GIVEN that sealed bids will be received by South Central College, North Mankato Minnesota until 2:00 PM, Tuesday, June 5, 2012, at which time they will be publicly opened and read aloud in the Faribault campus Administrative Conference Room, and will be considered for award by the college.

The scope of the work includes the provision and installation of audiovisual and systems and cabling for a new nursing simulation laboratory and pharmacy technician classroom on the Faribault campus. An add-alternate will include scope for system modifications at the existing simulation lab at the North Mankato campus.

Bids shall be on the forms provided for that purpose as prepared by Elert & Associates for South Central College, dated May 21, 2012.

Potential bidders desiring a copy of the Bid Forms and Technology Program may obtain them by contacting Will Craig with Elert & Associates at will.craig@elert.com. All communication with the consultant relating to the bid, such as questions and requests, shall be made in writing.

There will be a non-mandatory pre-bid meeting held at the Faribault campus on May 29, 2012 at 10:00 AM. Contact Will Craig at will.craig@elert.com for location.

Bids must be made on the basis of cash payment for the work accompanied by a bid security in the amount of 5% of the bid in the form of a cash deposit, certified check (on a responsible bank in the State of Minnesota), or a bidder's bond, and made payable without condition to South Central College.

Bids shall be directed to Karen Snorek, Vice President of Finance & Operations, South Central College, Faribault Campus, 1225 Third Street SW, Faribault MN 55021, securely sealed and endorsed upon the outside wrapper, "BID FOR AUDIOVISUAL SYSTEMS FOR SIMULATION CENTER". One original and two copies shall be submitted, each in a separate 3-ring binder.

The college reserves the right to reject any and all bids or parts of such bids, and to waive minor informalities or irregularities in bidding without explanation.

No bid may be withdrawn for a period of thirty (30) days after the actual date of the bid opening.

Minnesota State Colleges and Universities (MnSCU) System Administrators Request for Proposals for Consultant to Conduct Total Compensation Study for Minnesota State Colleges and Universities System Administrators

NOTICE IS HEREBY GIVEN that proposals are being solicited to select a consultant to conduct a study of administrator salaries and benefits within the system. Overall goals of the study include: Review and comment on MnSCU's compensation philosophy for administrative positions; analyze consistency and equity of salary ranges for similar positions across institutions; analyze external competitiveness of salaries and benefits; develop administrative guidelines for maintenance of the salary and benefit provisions of the compensation plan; and communicate results of analysis and recommendations to be implemented by MnSCU.

The deadline for RFP proposal submissions is July 3, 2012, at 4:00 p.m. Central Time.

To request a copy of the full Request for Proposal, please contact:

Gary Janikowski
System Director, Personnel
Minnesota State Colleges & Universities (MnSCU)
30 East 7th Street, Suite 350
St. Paul, MN 55101
E-mail: gary.janikowski@so.mnscu.edu
Phone: (651) 201-1838
Fax: (651) 297-3145

This request for proposals 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.

State Contracts

Department of Commerce

Division of Energy Resources

Notice of Contract Availability for a Coordinator for the Minnesota Solar Challenge

The Minnesota Department of Commerce, Division of Energy Resources requests proposals for a Contractor to coordinate activities related to the Minnesota Solar Challenge, a U.S. Department of Energy funded program to facilitate deployment of solar electric systems statewide.

It is anticipated that Commerce will enter into one (1) contract with a qualified vendor.

The Request for Proposals (RFP) and required forms will be available for download on the Department's website (www.energy.mn.gov) through June 11, 2012. Responders may also request a hard copy of the RFP by mail from this office. Requests for hard copies must be received by the Division of Energy Resources no later than 12:00 p.m. Central Time on June 11, 2012.

The RFP and forms can be obtained from:

Preferred Method: www.energy.mn.gov

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

Proposals submitted in response to this RFP must be received no later than **4:00 p.m., Central Time, June 11, 2012. Late or fax proposals will not be considered.** Instructions for submitting proposals are detailed in the RFP.

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

Explore Minnesota Tourism

Notice of Availability of Contract for Minnesota Branding Project

Explore Minnesota Tourism (EMT), the state agency responsible for marketing and promoting Minnesota's travel opportunities to potential travel consumers, is requesting proposals from vendors with expertise in branding and corporate identity creation for developing a unifying brand identity for the state of Minnesota. The anticipated contract period is August 1, 2012 through March 31, 2013.

The successful respondent will develop and test a unifying brand identity for the State of Minnesota, offering the best combination of strategy, creativity, and value.

Duties include: a review of existing Minnesota branding research, interpreting key attributes and differentiators, development and presentation of creative options, development of a brand platform and/or narrative, consumer testing, production of a comprehensive brand book, and committee presentations throughout the process.

The anticipated contract start date is August 1, 2012.

The complete Request for Proposal will be available by e-mail from Explore Minnesota Tourism through June 13, 2012 by sending an e-mail request to Tammi Wilhelmy at: tammi.wilhelmy@state.mn.us.

Proposals submitted in response to the Request for Proposals in this advertisement must be received no later than 4:00pm CDT, June

13, 2012, addressed to:

Leann Kispert
Explore Minnesota Tourism
121 - 7th Place East, Suite 100
St. Paul, MN 55101

Proposals by fax or e-mail will not be accepted; late proposals will not be considered.

This request for proposal does not obligate the state to award a contract or complete the project, and the state reserves the right to cancel the solicitation if it is considered to be in its best interest. All costs incurred in responding to this RFP will be borne by the responder.

Minnesota Historical Society (MHS) Notice of Request for Bids for Printing Services – Legendary Homes of the Minneapolis Lakes

The Minnesota Historical Society, dba Minnesota Historical Society Press/Borealis Books (MHS Press), is seeking bids for printing the book entitled *Legendary Homes of the Minneapolis Lakes* (4,000 + additional 500s + extra 17% jackets to be shipped trimmed and flat with bulk to warehouse).

The Request for Bids (RFB) is available by contacting Mary Green-Toussaint, Purchasing Coordinator, Minnesota Historical Society, via e-mail: mary.green-toussaint@mnhs.org.

If, after reviewing the RFB, you have any questions, comments, or suggestions, please contact Daniel Leary, MHS Press Print Production Manager, via e-mail: daniel.leary@mnhs.org. Mr. Leary will respond as appropriate.

Bids must be received no later than **2:00 p.m. Local Time, Tuesday, June 5, 2012**. Late bids will **NOT** be accepted.

Dated: 21 May 2012

Department of Natural Resources (DNR) Notice of Request for Proposals Aimed at Contracting for Two Project Coordinators for Supervision of Workshop Facilitators Who Will Deliver Digital Photography Bridge to Nature Teacher Workshops

CERTIFICATION:	# 29756
Amount of proposed contract:	\$35,000

Notice of Availability of Contract for the Department of Natural Resources is seeking proposals aimed at contracting for two project coordinators (one for Twin Cities metro area and one for greater Minnesota) to coordinate the supervision of eight to nine workshop facilitators who will deliver a total of 40 Digital Photography Bridge to Nature workshops and photo safaris to teachers and naturalists in FY '13. Coordinators will also be responsible for working with workshop facilitators to gather information to create 48 teacher lesson plans for nature photo safari activities that are based on fulfilling state learning standards. The contract may be extended for four future years depending on available funding.

Work is proposed to start July 1, 2012.

A Request for Proposals will be available by mail from this office through May 14, 2012. **A written request (by direct mail or email) is required to receive the Request for Proposal.** After May 14, 2012, the Request for Proposal must be picked up in person.

State Contracts

The Request for Proposal can be obtained from:

Carrol L. Henderson
Nongame Wildlife Program Supervisor
Department of Natural Resources, Box 25
500 Lafayette Road
St. Paul, MN 55155-4025
E-mail: *Carrol.henderson@state.mn.us*

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than 2:00 p.m., May 29, 2012. **Late proposals will NOT be considered.** Fax or e-mailed proposals will **NOT** be considered.

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

Department of Natural Resources (DNR) Notice of Request for Proposals for Contract with a Total of Eight to Nine Workshop Facilitators Who Will Deliver Digital Photography Bridge to Nature Teacher Workshops

CERTIFICATION:	# 29757
Amount of proposed contract:	\$40,000, with option to extend four more years to \$200,000

The Department of Natural Resources is seeking proposals aimed at contracting with a total of eight to nine workshop facilitators who will each deliver each a total of ten Digital Photography Bridge to Nature teacher workshops and/or photo safaris, and develop six photo safari lesson plans that will fulfill Minnesota learning standards.

Work is proposed to start July 1, 2012.

A Request for Proposals will be available by mail from this office through May 14, 2012. **A written request (by direct mail or email) is required to receive the Request for Proposal.** After May 14, 2012, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Carrol L. Henderson
Nongame Wildlife Program Supervisor
Box 25, Department of Natural Resources
500 Lafayette Road
St. Paul, MN 55155
E-mail: *Carrol.henderson@state.mn.us*

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than 2:00 p.m., May 29, 2012. **Late proposals will NOT be considered.** Fax or e-mailed proposals will **NOT** be considered.

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

Minnesota Pollution Control Agency (MPCA) Request for Proposals for Environmental Information Management System

Contract Duration: August 1, 2012, or from the date of Contract execution (whichever is later) to July 30, 2014, with the option of 3 one year extensions to extend to July 30, 2017, upon agreement in each instance of both parties.

The purpose of this Contract is to provide a configuration of Off-The-Shelf software, custom software, documentation and training, and data migration. Provide the necessary software modules and services needed by the Minnesota Pollution Control Agency (MPCA) to replace the legacy portion of its current environment information management system with new, web-based components that comply with its new strategic vision. The MPCA may also include future phases to interface with other Agencies or to meet interagency requirements.

NOTICE IS HEREBY GIVEN that the MPCA is requesting proposals from qualified and experienced Contractors to enter into a Contract. A complete Request For Proposal (RFP) describing the requirements necessary for the services described above can be obtained as noted below.

For a copy of the Request for Proposal Contact:

Jayne Stilwell Lamb
Minnesota Pollution Control Agency
Operations Division
520 Lafayette Road North
St. Paul, Minnesota 55155-4194
Phone: (651) 757-2756 (Voice)
E-mail: *contracts.pca@state.mn.us*

Responders are encouraged to supply an e-mail address and to receive the RFP electronically. The subject line of the e-mail request should state "EIMS, CR5534".

Questions: Responders must submit questions they would like to have addressed in writing. Questions must be e-mailed to Jayne Stilwell Lamb and received by 2:00 p.m. on June 5, 2012.

Proposal Due Date and Time: Proposal must be received in the office of the MPCA with the date and time of receipt stamped no later than 2:00 p.m. (as determined by the MPCA Loading Dock clock) on June 21, 2012. Late Proposals will not be considered.

State Guardian ad Litem Board Notice of Request for Proposals for Providing External Auditing Services

The *State Guardian ad Litem Board* was established by legislation (*Minnesota Statutes* 480.35) in 2010 to administer a statewide, independent guardian ad litem program to advocate for the best interests of children in juvenile and family courts.

NOTICE IS HEREBY GIVEN that the *State Guardian ad Litem Board* is seeking proposals from one or more qualified persons or entities to contract for the provision of external auditing services. These services are to be provided within 2012 and involve statewide travel. Proposals must be postmarked by Wednesday, June 27, 2012, and received at the Minnesota Judicial Center in St. Paul by Friday, June 29, 2012, by 4:30 p.m.

Call or write for the full RFP or visit the following Web site to access a complete version of the Request for Proposals.

<http://mn.gov/guardian-ad-litem/guardian-ad-litem/notices.jsp>

For more information or to request a copy of the RFP contact:

Suzanne Alliegro

State Contracts

Program Administrator
State Guardian ad Litem Board
25 Rev. Dr. Martin Luther King Jr. Blvd., Suite G-27
St. Paul, MN 55155
Phone: (651) 215-9467

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

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 Kelly Arneson 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:

Kelly Arneson
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.

Contracts with other Units of Government

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

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

Here's what you receive via e-mail:

- Word Search Capability
- Updates to Index to Vol. 31
- E-mailed to you on Friday
- LINKS, LINKS, LINKS
- "Contracts & Grants" Open for Bid
- Easy Access to *State Register* Archives

It's all E-mailed to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Loretta J. Diaz, our subscriptions manager, at **phone:** (651) 297-8777, or **fax:** (651) 297-8260, or **e-mail:** loretta.diaz@state.mn.us

Hennepin County Energy Plan Selection Group (EPSG) Advertisment for Engineering and Technical Services

The Hennepin County Energy Plan Selection Group (EPSG) will be selecting firms for engineering/technical services for the following project:

- Hennepin County Property Services Energy Plan

To obtain a Request for Proposal, please access the Hennepin County internet site at: www.hennepin.us. From the County home page, search for "Property Services" in the search box in the upper right corner. From the Hennepin County Property Services page, choose the Hennepin County Energy Plan Selection Group page, you may view and print the RFP for your use.

A letter of interest is not required for RFP noted above. All proposals received by the deadline noted in the RFP will be reviewed by
(Cite 36 SR 1451) *State Register*, Monday 21 May 2011 Page 1451

Non-State Bids, Contracts & Grants

the Energy Plan Selection Group. If you experience difficulty locating or downloading the RFP, you may call Adam Sobiech, Hennepin County Property Services, at 612-348-3172.

Metropolitan Airports Commission (MAC) Minneapolis-St. Paul International Airport Notice of Call for Bids for Runway 12R-30L Tunnel Improvements

MAC Contract No.: 106-1-250
Bids Close At: 2:00 PM on June 12, 2012

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040 - 28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. This project provides for improvements to tunnel under Runway 12R-30L at Minneapolis-St. Paul International Airport, including rehabilitation of the stormwater lift station, lighting replacement, pavement repair, and parapet wall repair.

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization of DBE on this project is 3%.

Bid Security: Each bid shall be accompanied by a "Bid-Security" in the form of a certified check made payable to the MAC in the amount of not less than five percent (5%) of the total bid, or a surety bond in the same amount, running to the MAC, with the surety company thereon duly authorized to do business in the State of Minnesota.

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of TKDA, the Minneapolis and Saint Paul Builders Exchanges, McGraw Hill Construction/Dodge, and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from TKDA; 444 Cedar Street, Suite 1500; St. Paul, MN 55101; **phone:** (651) 292-4400; **fax:** (651) 292-0083. Make checks payable to: TKDA. Deposit per set (refundable): \$100.00. Requests for mailing sets will be invoiced for mailing charges. Deposit will be refunded upon return of bidding documents in good condition within 10 days of opening of bids.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on May 14, 2012, at MAC's web address of <http://www.metroairports.org/business/solicitations> (construction bids).

Metropolitan Airports Commission (MAC) Minneapolis-St. Paul International Airport Notice of Call for Bids for Concourse D Organic Waste Compactor

MAC Contract No.: 106-3-472
Bids Close At: 2:00 p.m. June 12, 2012

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by MAC, a public corporation, at the office thereof located at 6040 - 28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. Work includes a recessed area for the MAC furnished compactor, a can wash room, new mechanical HVAC equipment, plumbing and fire protection, Electrical power for compactor and mechanical equipment, and new lighting.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of TGB on this project is 1%.

Bid Security: Each bid shall be accompanied by a "Bid Security" in the form of a certified check made payable to the MAC in the amount of not less than five percent (5%) of the total bid, or a surety bond in the same amount, running to the MAC, with the surety company thereon duly authorized to do business in the State of Minnesota.

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Michaud Cooley Erickson; at the

Non-State Public Bids, Contracts & Grants

Minneapolis and Saint Paul Builders Exchanges and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from Franz Reprographics; 2781 Freeway Boulevard, Suite 100; Brooklyn Park, MN 55430; phone: (763) 503-3401; fax: (763) 503-3409. Make checks payable to: Michaud Cooley Erickson. Deposit per set (refundable): \$150. Requests for mailing sets will be invoiced for mailing charges. Deposit will be refunded upon return of bidding documents in good condition within 10 days of opening of bids.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on May 21, 2012, at MAC's web address of <http://www.metroairports.org/business/solicitations> (construction bids).

Metropolitan Airports Commission (MAC) Minneapolis-Saint Paul International Airport Notice of Call for Bids for 2012 Miscellaneous Modifications: Terminal 1-Lindbergh

MAC Contract No.: 106-2-657
Bids Close At: 2:00 p.m. June 12, 2012

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040 - 28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. The work includes several small projects at Terminal 1-Lindbergh of the Minneapolis-Saint Paul International Airport. These projects include minor demolition, concrete, steel, miscellaneous metals, metal fabrications, casework/roller conveyor, safety grating, roofing, doors, automatic entrances, glazing, and tile. Additionally, a variety of mechanical and electrical systems will be replaced and/or modified.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of TGB on this project is 5%.

Bid Security: Each bid shall be accompanied by a "Bid Security" in the form of a certified check made payable to the MAC in the amount of not less than five percent (5%) of the total bid, or a surety bond in the same amount, running to the MAC, with the surety company thereon duly authorized to do business in the State of Minnesota.

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Architectural Alliance; at the Minneapolis and Saint Paul Builders Exchanges; McGraw Hill Construction/Dodge; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from Franz Reprographics; 2781 Freeway Boulevard, Suite 100; Brooklyn Center, MN 55430; **phone:** (763) 503-3401; **fax:** (763) 503-3409. Make checks payable to: Architectural Alliance. Deposit per set (refundable): \$150. Requests for mailing sets will be invoiced for mailing charges. Deposit will be refunded upon return of bidding documents in good condition within 10 days of opening of bids.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on May 21, 2012, at MAC's web address of <http://www.metroairports.org/business/solicitations> (construction bids).

Southern Prairie Health Purchasing Alliance (SPHPA) Request for Information to Identify Potential Development Partners

Southern Prairie Health Purchasing Alliance (SPHPA) is a partnership of twelve counties in south western Minnesota. It has been exploring the potential formation of a rural community care system in order to improve care for individuals living in their Counties and enrolled in government funded programs. To date, SPHPA has developed a preliminary model that features a partnership between the participating Counties and local providers which is focused on providing improved care coordination, improved health outcomes, and cost savings.

SPHPA has released an RFI to seek out and identify organizations that have an interest in partnering with SPHPA as it continues to refine its business model, operational approach and care system design.

Questions about the RFI must be received no later than May 25, 2012; responses must be received by June 6, 2012. The RFI provides additional details regarding timing and requirements of responses.

To receive a copy of the RFI, please contact: Jeanne Ripley, President, Halleland Habicht Consulting LLC at: Jripley@hallelandhabicht.com or at (612) 836-5508.

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<i>Minnesota State Capitol: The Art & Politics of a Public Building.</i>	Stock Number 945,	\$16.95
<i>Minnesota's Capitol: A Centennial Story.</i>	Stock Number 908,	\$24.00

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<i>The Street Where You Live</i>	Stock Number 927	\$19.95
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- ♦ **Mail orders:** Orders can be sent to Minnesota's Bookstore, 660 Olive Street, St. Paul, MN 55155

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