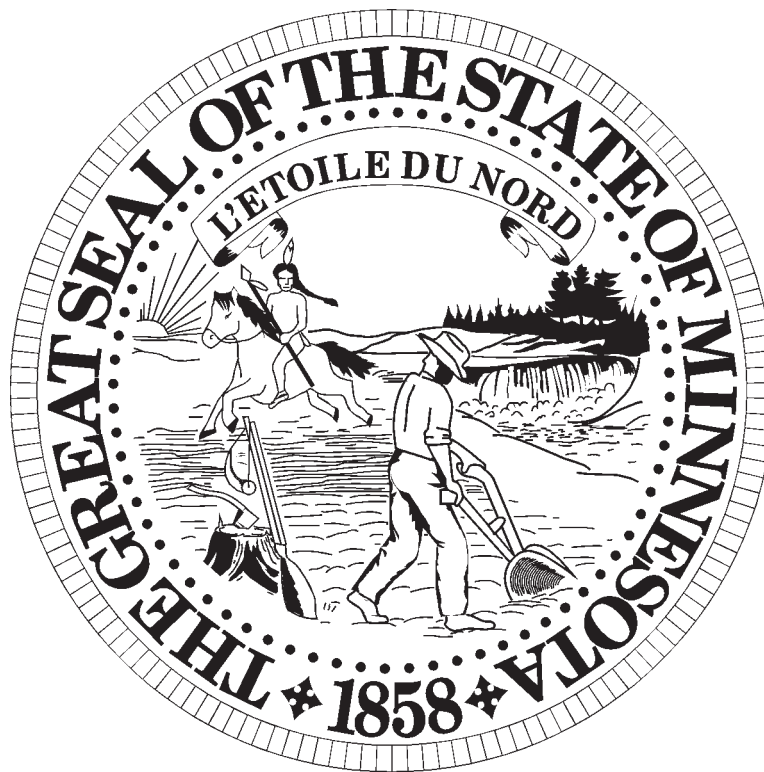


State of Minnesota

State Register



Rules and Official Notices Edition

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State Register

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

- proposed, adopted, exempt, expedited emergency and withdrawn rules
- executive orders of the governor
- appointments
- proclamations and commendations
- commissioners' orders
- revenue notices
- official notices
- state grants and loans
- contracts for professional, technical and consulting services
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# 38	Monday 20 March	Noon Tuesday 14 March	Noon Wednesday 8 March
# 39	Monday 27 March	Noon Tuesday 21 March	Noon Wednesday 15 March
# 40	Monday 3 April	Noon Tuesday 28 March	Noon Wednesday 22 March
# 41	Monday 10 April	Noon Tuesday 4 April	Noon Wednesday 29 March

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Minnesota Rules: Amendments and Additions

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

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

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

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

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues #1-13 inclusive; issues #14-25 inclusive; issue #26 cumulative for issues #1-26; issues #27-38 inclusive; issue #39, cumulative for issues #1-39; issues #40-51 inclusive; and issues #1-52 (or 53 in some years), cumulative for issues #1-52 (or 53). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the *State Register*, contact Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

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Expedited Emergency Rules

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

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

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

Department of Administration

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Minnesota Department of Commerce

Adopted Expedited Permanent Rules Relating to Consultant Services

The rules proposed and published at State Register, Volume 30, Number 16, pages 397-399, October 27, 2005 (30 SR 397), are adopted as proposed.

Executive Orders

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

Office of the Governor

Executive Order # 06-03: Requiring State Departments to Improve Access to Renewable Fuels

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

WHEREAS, state government is a major consumer of energy and transportation costs represent a substantial operating expense for state government and the taxpayers; and

WHEREAS, state government should be a leader in adopting renewable fuel practices that further national fuel diversity and long-term energy, security, environmental and economic goals; and

WHEREAS, Minnesota's rural communities and agricultural economy will benefit significantly from increased use of renewable fuels including increasing the demand for corn and soybeans, improving net farm incomes, improving our rural economies, creating new renewable fuels and developing industry-related jobs; and

WHEREAS, Minnesota leads the nation in the production and use of ethanol and biodiesel and the state has shown great commitment to the development of these alternative fuels through legislation and through its participation in associations such as the Governors' Ethanol Coalition; and

WHEREAS, previous executive orders relating to energy use have required state departments to reduce air pollution (04-08), use cleaner and more fuel efficient vehicles (04-10), reduce overall energy consumption (05-16) and have created procedures to track state progress and compliance with these goals; and

WHEREAS, *Minnesota Statutes*, Sections 16C.135 and 16C.137, which enacted Executive Order 04-10 into law, require state departments to purchase vehicles that use cleaner fuels like ethanol, biodiesel, hybrid electric power and hydrogen and *Minnesota Statutes*, Section 239.77 requires all diesel fuel sold in Minnesota to be biodiesel.

NOW, THEREFORE, I hereby order:

1. All state departments are directed to immediately take all reasonable actions necessary to strengthen the infrastructure for increasing the availability and usage of E85 and biodiesel fuel throughout the state.
2. All state employees utilizing vehicles from the state's fleet shall, whenever practical, use E85 fuel when operating flexible-fuel vehicles. For the purpose of this executive order, the term "whenever practical" refers to the reasonableness of obtaining E85.
3. The Smart Fleet Committee is directed to develop a plan to facilitate usage of E-85 and biodiesel in state vehicles. This includes actively pursuing the establishment of additional E-85 refueling facilities at public retail outlets throughout the state.

Pursuant to *Minnesota Statutes* 2004, Section 4.035, Subd. 2, this Order shall be effective fifteen (15) days after publication in the *State Register* and filing with the Secretary of State and shall remain in effect until it is rescinded by proper authority or it expires in accordance with *Minnesota Statutes* 2004, Section 4.035, Subd. 3.

IN TESTIMONY WHEREOF, I have set my hand on this 9th day of March 2006.

Signed: **TIM PAWLENTY**
Governor

Filed according to law:

Signed: **MARY KIFFMEYER**
Secretary of State

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.

Minnesota Comprehensive Health Association Notice of Proposed Premium Rate Meetings

NOTICE IS HEREBY GIVEN that a representative of the Minnesota Comprehensive Health Association's (MCHA) executive staff and a representative of the Minnesota Department of Commerce will hold premium rate meetings in Minnesota as indicated below. The purpose of the meetings is to allow MCHA enrollees an opportunity to comment on the proposed premium rates. Any rate change must be approved by the Minnesota Department of Commerce. New premium rates would go into effect on July 1, 2006.

For additional information, please call Peggy Zimmerman-Belbeck at (952) 593-9609.

SCHEDULE OF 2006 PUBLIC MEETINGS ON PROPOSED PREMIUM RATES

<u>LOCATION</u>	<u>DATE</u>	<u>TIME</u>
ROCHESTER Ramada Hotel & Conference Center 1517 SW 16 th Street Rochester, MN 55902 507-289-8866	Tuesday, March 28, 2006	6:30 pm
TWIN CITIES Sheraton Bloomington Hotel 7800 Normandale Blvd. Bloomington, MN 55439 952-835-7800	Wednesday, March 29, 2006	6:30 pm
ST. CLOUD Best Western Kelly Inn 100 – 4 th Ave. South St. Cloud, MN 56301 320-258-8406	Thursday, March 30, 2006	6:30 pm

In case of inclement weather, please call the hotel to be informed of meeting cancellation. If you are unable to attend these meetings for any reason, please log onto the MCHA website at www.mchamn.com for data provided at the meeting.

Minnesota Department of Health Office of Health Policy Statistics and Informatics Health Economics Program

Notice of Public Interest Review Application for New Hospital and Opportunity for Public Comment

NOTICE IS HEREBY GIVEN that the Minnesota Department of Health has received a filing under *Minnesota Statutes 144.552* requesting public interest review of a proposal to build a new hospital in Cass County near the city of Walker. Under this statute, a hospital seeking to increase its number of licensed beds or an organization seeking to obtain a hospital license must submit a plan to the Minnesota Department of Health (MDH). MDH is required to review the plan and issue a finding within 90 days (or up to six months

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in extenuating circumstances) on whether the plan is in the public interest.

In conducting its review, the MDH is required to consider certain issues, including (1) whether the new hospital or hospital beds are needed to provide timely access to care or access to new or improved services; (2) the financial impact of the new hospital or hospital beds on existing acute-care hospitals that have emergency departments in the region; (3) how the new hospital or hospital beds will affect the ability of existing hospitals in the region to maintain existing staff; (4) the extent to which the new hospital or hospital beds will provide services to nonpaying or low-income patients relative to the level of services provided to these groups by existing hospitals in the region; and (5) the views of affected parties.

Affected parties may submit written statements or comments on the proposal to MDH by April 5, 2006. Electronic copies of documents submitted to MDH will be posted on the Health Economics Program website (<http://www.health.state.mn.us/health/economics>) when available. All written comments that we receive from affected parties will also be posted to this website.

Written statements or comments on the proposals may be submitted to Julie Sonier, Director, Health Economics Program, Minnesota Department of Health, 85 E. 7th Place, Suite 300, St. Paul, MN 55101. Comments may also be submitted electronically by e-mailing them to julie.sonier@state.mn.us. Questions about the public interest review process may be directed to Julie Sonier at (651) 201-3561 (julie.sonier@state.mn.us) or Scott Leitz at (651) 201-3565 (scott.leitz@state.mn.us).

Department of Human Services

Authorization List of All Drugs That Have Been Added Requiring Authorization as a Condition of Minnesota Health Care Programs (MHCP) Payment

The following is a listing of added drugs to the current authorization list. The newly added drug codes will require authorization on or after April 1, 2006.

As authorized by *Minnesota Statutes*, section 256B.0625, subd 25, the following list includes all drugs that have been added requiring authorization as a condition of MHCP payment. The criteria used to develop this list are as follows:

- A. The health service could be considered, under some circumstances, to be of questionable medical necessity.
- B. Use of the health service needs monitoring to control the expenditure of program funds.
- C. Less costly, appropriate alternatives to the health service are generally available.
- D. The health service is investigative.
- E. The health service is newly developed or modified.
- F. The health service is of a continuing nature and requires monitoring to prevent its continuation when it ceases to be beneficial.
- G. The health service is comparable to a service provided in a skilled nursing facility or hospital but is provided in a recipient's home.
- H. The health service could be considered cosmetic.

These newly added non preferred drugs will require Authorization for services provided on or after April 1, 2006.

DRUGS

Added Drugs

Lofibra (fenofibrate)
Tricor (fenofibrate)
Triglide (fenofibrate)

Department of Human Services

Health Care Purchasing and Delivery Systems Division

Health Care Administration

Public Notice of Maximum Allowable Costs of Medical Assistance Outpatient Prescribed Drugs

NOTICE IS HEREBY GIVEN to recipients, providers of services, and to the public of additions to the state Medical Assistance maximum allowable cost (state MAC) list for certain outpatient prescribed drugs.

At least once each calendar year, the United States Department of Health and Human Services, Centers for Medicare & Medicaid Services, publishes a federal upper limit (FUL) payment schedule for many commonly prescribed multiple-source drugs. The federal upper limit is set at a rate equal to 150 percent of the published price for the least costly therapeutic equivalent that can be purchased by

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pharmacists. This FUL payment schedule constitutes the federal MAC list. For many multiple-source drugs that are not on the federal MAC list, the Department establishes a state MAC list. Additionally, the Department imposes a state MAC for many multiple-source drugs that are on the federal MAC list, as long as the savings are at least as much as the savings would be using the federal MAC list.

The Department requires Medical Assistance pharmacy providers to submit their usual and customary costs. Pharmacy providers are reimbursed at the lower of: 1) the federal or state MAC, plus a dispensing fee; 2) the submitted usual and customary charge to the general public; or 3) a discount off of average wholesale price, plus a dispensing fee.

On January 13, 2003 at 27 SR 1117-1130, the Department published the MAC list, listing the federal and state MACs. Additional changes to the state MAC list were published on February 18, 2003 (27 SR 1331-1334), March 3, 2003 (27 SR 1386-1393), April 21, 2003 (27 SR 1583-1584), August 4, 2003 (28 SR 102-103), October 13, 2003 (28 SR 505-506), October 20, 2003 (28 SR 528-529), December 15, 2003 (28 SR 784-785), January 26, 2004 (28 SR 934-935), March 8, 2004 (28 SR 1089-1090), April 5, 2004 (28 SR 1232), April 19, 2004 (28 SR 1313-1314), May 3, 2004 (28 SR 1367-1368), August 9, 2004 (29 SR 173), August 23, 2004 (29 SR 224-225), November 8, 2004 (29 SR 510), November 15, 2004 (29 SR 534-535), February 7, 2005 (29 SR 923-924), February 14, 2005 (29 SR 951-952), March 7, 2005 (29 SR 1038-1039), April 11, 2005 (29 SR 1174-1175), June 27, 2005 (29 SR 1607), July 18, 2005 (30 SR 49-50), August 15, 2005 (30 SR 147), August 29, 2005 (30 SR 226-227), October 17, 2005 (30 SR 402-403), November 14, 2005 (30 SR 511-512), December 12, 2005 (30 SR 617-618), January 9, 2006 (30 SR 770-771), January 30, 2006 (30 SR 833), February 13, 2006 (30 SR 884) and February 27, 2006 (30 SR 926-927).

Effective March 21, 2006 the Department will add the following outpatient prescribed drugs to the state MAC list:

<u>GCN</u>	<u>Drug Name</u>	<u>Strength</u>	<u>MAC Price</u>
19131	GLYCOPYRROLATE	2MG	1.28
19130	GLYCOPYRROLATE	1MG	.75
12488	HYDROCODONE-ACE	7.5-325MG	.28
95339	PRENATAL VIT.	27-1MG	.09
11161	PRENATAL VIT.	60-1MG	.14
16415	METHADONE	10MG/ML	.05
16420	METHADONE	10MG	.08
16422	METHADONE	5MG	.05
16423	METHADONE	40MG	.21
17566	MIDODRINE HCL	10MG	2.35
49101	ITRACONAZOLE	100MG	7.00
62591	CARBIDOPA-LEVODOPA	50MG-200MG	.95
62592	CARBIDOPA-LEVODOPA	25MG-100MG	.46
50766	OXYCODONE HCL-ACETAMINOPHEN	10-650MG	.46
13037	BUSPIRONE HCL	7.5MG	.59

These additions are made to bring Medical Assistance reimbursement to pharmacists more closely in line with the actual acquisition cost of the drugs listed above. The Department estimates that there will be a state savings of \$120,000.00 for State Fiscal Year 2006 (July 1, 2005 through June 30, 2006).

This notice is published pursuant to *Code of Federal Regulations*, Title 42, section 447.205, which requires publication of a notice when there is a rate change in the methods and standards for setting payment rates for Medical Assistance services.

Written comments and requests for information may be sent to Kristin Young, Pharmacy and Program Manager, Health Care Purchasing and Delivery Systems Division, Health Care Administration, Minnesota Department of Human Services, P.O. Box 64984, St. Paul, Minnesota 55164-0984; **phone:** (651) 431-2504 or **email:** kristen.c.young@state.mn.us

Official Notices

Department of Labor and Industry Labor Standards Unit

Notice of Correction to Commercial Prevailing Wage Rates for Electricians in Itasca County

A Correction has been made to the Commercial Prevailing Wage Rates certified 12/27/05, for **Labor Code 407, Electricians**, 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.doli.state.mn.us. 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.

M. Scott Brener
Commissioner

Minnesota Pollution Control Agency Municipal Division

National Pollutant Discharge Elimination System (NPDES) and State Disposal System (SDS) Permit MNG550000 Minor Mechanical Wastewater Treatment Facility General Permit

Public Comment Period Begins: March 20, 2006

Public Comment Period Ends: April 20, 2006

Description of Permitted Facility

The Minnesota Pollution Control Agency (MPCA) intends to issue a General National Pollutant Discharge Elimination System (NPDES)/State Disposal System (SDS) Permit (Permit) for mechanical treatment systems that provide secondary treatment and are required to meet secondary treatment standards for CBOD₅, TSS and pH (Category 1), treatment works that provide secondary treatment and are required to meet secondary treatment standards for CBOD₅ and pH and equivalent to secondary treatment standards for TSS (Category 2), and treatment works that provide secondary treatment and discharge to Class 7 waters that are, by rule required to meet secondary treatment standards for TSS and pH, and more stringent CBOD₅ standards (Category 3).

Coverage under this Permit is limited to Publicly Owned Treatment Works (POTWs) and Sewage Treatment Plants (STPs) that treat predominantly domestic sewage, have a continuous discharge, have predetermined effluent limitations, and do not treat industrial wastes that result in additional influent and effluent monitoring. Many small POTWs and STPs that will be covered under the general permit consist of: 1) preliminary processes (pumping, screening, grit removal), 2) primary sedimentation to remove heavy solids and floatable materials, and 3) biological treatment. Biological treatment for these facilities consists primarily of either activated sludge systems or aerated ponds, although other types of biological treatment such as trickling filters and rotating biological contactors can be used. Activated sludge systems achieve what is called secondary levels of treatment while aerated ponds and trickling filters achieve what is commonly referred to as equivalent to secondary levels of treatment. This Permit would be for existing facilities with a design flow of less than one million gallons per day (MGD) and meet all other specified conditions of coverage.

Facilities that do not meet all of the specific requirements for this Permit and facilities that fail or have failed to comply with a regulation, permit schedule, or compliance order issued by the MPCA are excluded from coverage under this Permit. They will be required to apply for coverage under an individual NPDES/SDS permit.

Preliminary Determination on the Draft Permit

The MPCA Commissioner has made a preliminary determination to issue this NPDES/SDS permit for a term of approximately five years.

A draft permit and fact sheet are available for review at the MPCA office at the St. Paul address listed below [Locate address for outstate office at the following link] <http://www.pca.state.mn.us/about/regions/index.html>. A copy of the draft permit and fact sheet will be mailed to you if the MPCA receives your written or oral request. If you have questions about this draft permit or the Commissioner's preliminary

determination, please contact Elise Doucette at (651) 296-7290 or Denise Oakes at (218) 846-0451.

Written Comments

You may submit written comments on the conditions of the draft permit or on the Commissioner's preliminary determination as space filler only; since it is white color print, it shouldn't show up when you print this out.

Written comments must include the following:

1. A statement of your interest in the permit application or the draft permit.
2. A statement of the action you wish the MPCA to take, including specific references to sections of the draft permit that you believe should be changed.
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 Informational Meeting

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

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

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

Petition for Contested Case Hearing

You also may submit a petition for a contested case hearing. A contested case hearing is a formal evidentiary hearing before an administrative law judge. In accordance with *Minnesota Rules* 7000.1900, the MPCA will grant a petition to hold a contested case hearing if it finds that: (1) there is a material issue of fact in dispute concerning the application or 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.

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

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

MPCA Decision

You may submit a petition to the Commissioner requesting that the MPCA Citizens' Board (Board) consider the permit issuance. To be considered timely, the petition must be received by the MPCA by 4:30 p.m., on the date the public comment period ends, identified on page 1 of this notice. Under the provisions of *Minnesota Statutes* 116.02, subd. 6(4), the decision whether to issue the permit and, if so, under what terms will be presented to the Board for decision if: (1) the Commissioner grants the petition requesting the matter be presented to the Board; (2) one or more Board members request to hear the matter before the time the Commissioner makes a final decision on the permit; or (3) a timely request for a contested case hearing is pending. You may participate in the activities of the Board as provided in *Minnesota Rules* 7000.0650.

The written comments, requests, and petitions submitted on or before the last day of the public comment period will be considered in the final decision on this permit. If the MPCA does not receive written comments, requests, or petitions during the public comment period, MPCA staff as authorized by the Board, will make the final decision on the draft permit.

Comments, petitions, and/or requests must be submitted in writing on or before the end date of the public comment period identified on page 1 of this notice to:

Official Notices

Elise Doucette
Municipal Division
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155-4194

OR
Denise Oakes
Municipal Division
Minnesota Pollution Control Agency
714 Lake Avenue, Suite 220
Detroit Lakes, Minnesota 56501

Department of Revenue

Notice of Fifth Meeting of the Utility Rules Advisory Committee

The Utility Rules Advisory Committee's fifth meeting is scheduled on Thursday, March 23, 2006 from 9:00 a.m. to 4:00 p.m. at the Minnesota Department of Revenue. For further information contact:

Harriet Sims
Appeals and Legal Services Division
Minnesota Department of Revenue
600 North Robert Street
St. Paul Minnesota, 55146-2220
Phone: (651) 556-4085
Fax: (651) 296-8229
E-mail: harriet.sims@state.mn.us
TTY users may call the Department at Minnesota Relay 711

Information concerning the rules is posted on the Department of Revenue's website:

http://www.taxes.state.mn.us/taxes/other_supporting_content/rule_report.shtml

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

Department of Administration

Great Business for You

Almost \$3 billion a year in state government business and contracts can be yours by subscribing to the *State Register*. There you will find more information and easier access than by getting the *State Register* off our website. You get so much more with a subscription to the *State Register*. It brings you an "easy-to-use format", helpful LINKS, a simple and special contracts section for quick and easy review, and indices for handy reference. Subscriptions cost \$180 a year (normal cost \$260), or about \$3.50 per issue. Here's what you receive:

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Department of Administration**Real Estate Management Division****Request for Lease Proposal for the Community Addiction Recovery Enterprise -
St. Peter Chemical Dependency Treatment Program**

NOTICE IS HEREBY GIVEN that the State of Minnesota, Department of Administration, on behalf of the Department of Human Services (DHS), is making a Request for Lease Proposal (RFP) for lease of an existing or newly constructed, approximately 16,387 square foot, 36-bed facility within the City of St. Peter, Minnesota to house the "Community Addiction Recovery Enterprise-St. Peter" chemical dependency treatment program administered by DHS; State Operated Services Division.

All information and requirements regarding preparation and submission of a Proposal may be obtained at www.admin.state.mn.us, or requested from Kathy Meyer by e-mail: directed to Kathy.meyer@state.mn.us, by telephone: at (651) 201-2550 or fax: at (651) 215-6245.

Department of Administration**Division of State Architect's Office****Notice of Request for Qualifications (RFQ) and Fee Schedule for Professional
Services of Minnesota Registered Architects, Engineers, Interior Designers, Land
Surveyors, Landscape Architects, and Geoscientists**

The Department of Administration, State Architect's Office ("State"), requests qualifications of Minnesota registered architects, engineers, interior designers, land surveyors, and geoscientists ("Consultant") to assist the State in providing studies, predesigns, design through construction documents, construction administration, post construction services, interior design, land surveys, geoscience, and project-related professional services as needed for up to a five-year period. These projects will be varied in nature and scope and will involve new construction and remodeling, which includes but is not limited to buildings, commissioning, bridges, parking structures, site and utility work, roadways, and land development.

Unless otherwise provided in *Minnesota Statutes* § 16B.33, the following guidelines apply when using the Master Roster. State agency construction projects requiring a primary designer will have an estimated cost of construction of no greater than \$2,000,000.00; or a study, report, or predesign for a state agency planning project will have a consultant estimated fee no greater than \$200,000.00. Higher education construction projects requiring a primary designer will have an estimated cost of construction of no greater than \$2,000,000.00; and a study, report or predesign for a planning project will have a consultant estimated fee no greater than \$200,000.00. Primary Designers for Projects to construct, erect, or remodel a building with an estimated cost in excess of these amounts will be selected by the State Designer Selection Board in accordance with *Minnesota Statutes* §16B.33.

The Request for Qualifications document may be found online at: www.sao.admin.state.mn.us. Copies of the RFQ may also be requested from:

Contracts Officer
State Architect's Office
301 Centennial Building, 658 Cedar Street
St. Paul, MN 55155-1625
(651) 201-2399

The Request for Qualifications and Fee Schedule will remain open continually to enable individuals and firms not currently on the Roster to submit their qualifications and fee schedules. One year after a completed response is added to the Master Roster, the firm will be asked whether it wants to remain on the roster. If the responder wants to continue to remain on the roster it will be able to update its fee schedule, and will be required to submit updated written documents. If no response is received within 30 days of the notice, the responder's name will be removed from the Master Roster until such time as it has re-submitted a complete response to the RFQ.

The State reserves the right to cancel this solicitation if it is considered to be in its best interest. The RFQ is not a guarantee of work and it does not obligate the State to award any contracts. The State reserves the right to discontinue the use or cancel all or any part of this Master Roster program if it is determined to be in its best interest. All expenses incurred in responding to this notice are solely the responsibility of the responder.

State Contracts

Colleges and Universities, Minnesota State (MnSCU)

St. Cloud Technical College

Advertisement for Bids for One Used Ultrasound Machine

NOTICE IS HEREBY GIVEN that sealed bids for one Used Ultrasound Machine will be received by Saint Cloud Technical College. Sealed bids must be received by Jeri Fiereck, Business Office, St. Cloud Technical College, 1540 Northway Drive, St. Cloud, MN 56303 by 1:00 p.m. on Friday, April 7, 2006. Late bids will not be considered. Bid specifications may be obtained from Jeri Fiereck, St. Cloud Technical College, 1540 Northway Drive, St. Cloud, MN 56303 or by **phone:** (320) 308-5479.

This is a request for bids, not a purchase order.

Saint Cloud Technical College reserves the right to reject any or all bids and to waive any irregularities or informalities in bids received.

Department of Finance

Notice of Request for Proposals for Financial Advisor Services for the Sale of 911 Emergency Service Communication System Revenue Bonds

The Minnesota Department of Finance is seeking proposals from financial advisors to assist in the sale of \$62.5 million of revenue bonds for the purpose of funding the continuing work on the development of a statewide digital communications system for the Departments of Public Safety and Transportation and the Metropolitan Emergency Services Board.

To receive a complete Request for Proposal and background information, please call or write:

Susan E. Gurrola
Treasury Division
658 Cedar Street – 4th Floor
St. Paul, MN 55155
(651) 296-8373
E-mail: sue.gurrola@state.mn.us

NOTE: Details concerning submission requirements, including due dates are included in the Request for Proposal. No other personnel are authorized to discuss the project with responder before the submittal of the proposal.

Deadline for submission of the Proposal is no later than **3:00 PM, Monday, April 3, 2006.**

Department of Human Services

Notice of Availability of Contract to Conduct a Study and Analysis of the Types of Living Arrangements Used by and Choices Available to Consumers of the Personal Care Assistance Program

The Minnesota Department of Human Services, through its Disability Services Division (State), is seeking Proposals from qualified Responders to conduct a study and make recommendations on program improvement and ongoing quality assurance and monitoring for Minnesota's Medical Assistance Personal Care Assistance (PCA) Program. The goal of this study or studies is to gather information on types of settings where PCA services are delivered, and the extent to which consumers have control and choice over their services and living arrangements.

Work is proposed to start after May 12, 2006.

The Request for Proposals is available electronically in PDF format at the Disability Services Division Web site under "Grants and RFPs" at www.state.mn.us/dsd or by e-mail to: Karen.langenfeld@state.mn.us. Questions from interested responders regarding this RFP must be submitted via e-mail to Karen Langenfeld by March 27. Questions and answers, in addition to any amendments to this RFP will be posted on the Disability Services Division Web site after April 10.

A written request (by direct mail or fax) is required to receive a hard copy of the Request for Proposals. A Request for Proposals will be available by mail from this office through March 27, 2006. After March 27, 2006 the Request for Proposal must be picked up in person. Send written or faxed requests for the RFP to:

Karen Langenfeld, Ph.D.
MN Department of Human Services

Disability Services Division
P.O. Box 64967
St. Paul, MN 55164-0967
Fax Number: (651) 431-7411

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than 4:00PM Central Time, April 17, 2006. **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 Labor and Industry

Notice of Request for Proposals for Providing Electrical Inspection Service for Fiscal Year 2007 (July 1, 2006 through June 30, 2007)

The Department of Labor and Industry is requesting proposals to provide electrical inspection service in areas of the state that are not provided with local (municipal) electrical inspection service. In accordance with *Minnesota Statutes* section 326.241, subdivision 2(2), all individuals providing inspection service must be licensed as journeyman or master electricians.

The Board is requesting proposals to provide primary electrical inspection service for all, part, or combinations of the following counties: Anoka, Carver, Clay, Cook, Cottonwood, Dodge, Hennepin, Koochiching, Lake of the Woods, Mower, Murray, Norman, Olmsted, Otter Tail, Ramsey, Roseau, Saint Louis, and Wilkin

In addition, the Department is requesting proposals to provide supplemental electrical inspection service in regional areas of the state, including full-time, part-time, or seasonal service.

A detailed Request for Proposals packet has been prepared by the Department that defines available geographical inspection areas, minimum service requirements, and other related information. The packet is available by mail, or for pick-up at the Department office. The packet cannot be faxed or e-mailed.

Prospective responders interested in submitting a proposal for this service should request the detailed Request for Proposals. Requests for the detailed Request for Proposals can be made by calling 651-284-5823, by faxing your request to (651) 284-5743 or by e-mail message to john.williamson@state.mn.us. Please make sure to provide your name, mailing address, and phone number when requesting a detailed Request for Proposal packet. Any related questions regarding the Request for Proposal packet should be directed to the following person:

John I. Williamson
Electrical Licensing and Inspection
Department of Labor and Industry
443 Lafayette Road North
Saint Paul, MN 55155-4342
Telephone: (651) 284-5823
Facsimile: (651) 284-5743
E-mail: john.williamson@state.mn.us

Proposals must be received at the Department of Labor and Industry office by 3:00 p.m. Central Time, Tuesday, April 11, 2006. Late proposals will not be considered.

Supreme Court

Trial Court - District Courts

Request for Proposals for Digital Imaging of Court Records for the Sixth Judicial District of Minnesota

The Sixth Judicial District of Minnesota will accept proposals for digital imaging of court records so that they may be stored and accessed from the Web. The project will include transportation of records for processing off-site, preparatory file purging and destruction of paper files following imaging. The completed project will be performed according to the specifications described in the detailed Request for Proposal document.

The Sixth Judicial District reserves the right to accept or reject any and all proposals, waive defects in any bid proposal and to accept the proposal or any part thereof that appears in the opinion of the District, most advantageous to the objectives of the project.

State Contracts

Responder Inquiries

An initial inquiry period is set for all interested Responders to perform a detailed review of the court records scheduled for imaging and purging. Court records can be reviewed in four counties/six courthouses in the Sixth Judicial District. Responders should discuss with on-site Court Administrators the nature and volume of records to be imaged at each site. Responders may submit any written questions relative thereto.

The Sixth Judicial District will only consider written and timely communications from Responders. An authorized representative of the Responder shall submit inquiries in writing. Only those inquiries received by the established deadline shall be considered by the Sixth Judicial District. Answers to questions that change or substantially clarify the solicitation shall be issued by addendum and provided to all perspective Responders.

Inquiries concerning this solicitation may be delivered by mail, express courier, e-mail, hand, or fax to:

Larry Saur
Court Administrator
Sixth Judicial District
Lake County Court House
Two Harbors, MN 55616
Telephone: (218) 834-8331
E-mail: *Larry.Saur@courts.state.mn.us*

Proposal Submission Deadline

Final Written Proposals must be submitted to Larry Saur at the address indicated above no later than 4:30 p.m. CST on Friday, Friday, April 14, 2006

Supreme Court

Trial Court - District Courts

Request for Proposals for Digital Imaging and Microfilming of Court Records for the Seventh Judicial District of Minnesota

The Seventh Judicial District of Minnesota will accept proposals for digital imaging and microfilming of court records. The project will include transportation of records for processing off-site, preparatory file purging and destruction of paper files following imaging. The completed project will be performed according to the specifications described in the detailed Request for Proposal document.

The Seventh Judicial District reserves the right to accept or reject any and all proposals, waive defects in any bid proposal and to accept the proposal or any part thereof that appears in the opinion of the District, most advantageous to the objectives of the project.

Responder Inquiries

An initial inquiry period is set for all interested Responders to perform a detailed review of the court records scheduled for imaging, microfilming and purging. Court records can be reviewed in ten courthouses in the Seventh Judicial District. Responders should discuss with on-site Court Administrators the nature and volume of records to be imaged at each site. Responders may submit any written questions relative thereto.

The Seventh Judicial District will only consider written and timely communications from Responders. An authorized representative of the Responder shall submit inquiries in writing. Only those inquiries received by the established deadline shall be considered by the Seventh Judicial District. Answers to questions that change or substantially clarify the solicitation shall be issued by addendum and provided to all perspective Responders.

Inquiries concerning this solicitation may be delivered by mail, express courier, e-mail, hand, or fax to:

Marcia Setrum
Assistant District Administrator
Stearns County Courthouse
St. Cloud, MN 56303
Telephone: (320) 656-3650
E-mail: *Marica.Setrum@courts.state.mn.us*

Initial inquiries shall not be entertained after the Inquiry Deadline.

Proposal Submission Deadline

Final Written Proposals must be submitted to Marcia Setrum at the address indicated above no later than 4:30 p.m. CST on Friday, April 14, 2006.

Department of Transportation (Mn/DOT) Engineering Services Division Notice of Potential Availability of Contracting Opportunities for a Variety of Highway Related Technical Activities (the "Consultant Pre-Qualification Program")

This document is available in alternative formats for persons with disabilities by calling Ron Bisek at (651) 296-1361 for persons who are hearing or speech impaired by calling the Minnesota Relay Service at (800) 627-3529.

Mn/DOT, working in conjunction with the Consultant Reform Committee, the Minnesota Consulting Engineers Council, and the Department of Administration, has developed 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 anticipates that most consultant contracts for highway-related technical activities will be awarded using this method, however, Mn/DOT also reserves the right to use RFP or other selection processes for particular projects. Nothing in this solicitation requires Mn/DOT to complete or 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 at this time. Following the advertisement of particular category of services, applications will be accepted on a continual basis.

All expenses 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 application forms are available on Mn/DOT's **web site** at: <http://www.dot.state.mn.us/consult>

Send completed application material to:

Ron Bisek
Consultant Services
Office of Technical Support
Minnesota Department of Transportation
Consultant Services
395 John Ireland Boulevard, Seventh Floor North, Mail Stop 680
St. Paul, MN 55155

Note: DUE DATE: APPLICATION MATERIAL WILL BE ACCEPTED ON A CONTINUAL BASIS.

Department of Transportation (Mn/DOT) Engineering Services Division Notice Concerning Professional/Technical Contract Opportunities

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.

Non-State Contracts & Grants

The *State Register* also serves as a central marketplace for contracts let out on bid by the public sector. The *State Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector. It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of commodity, project or tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from the date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact editor for further details.

University of Minnesota

Subscribe to Bid Information Service (BIS)

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

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

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20% OFF! *Ghostly Tales of Minnesota*, Year: 1992, Stock No.19-1, Price:\$6.36

***A Guide to Minnesota's Scientific and Natural Areas*, Year: 1999, Stock No.9-8, Price:\$14.95**

***Animal Tracks of Minnesota and Wisconsin*, Year: 2000, Stock No.9-72, Price:\$6.95**

***Waterfalls of Minnesota's North Shore*, Year: 2006, Stock No.19-48, Price:\$19.95**

***Ice Fishing Secrets*, Year: 1991, Stock No.9-68, Price:\$12.95**

***Birder's Guide to Minnesota*, Year: 2002, Stock No.9-41, Price:\$20.00**

***Amphibians and Reptiles Native to Minnesota*, Year: 1994, Stock No.9-31, Price:\$29.95**

2-Book Set: *Landscaping for Wildlife* and *Woodworking for Wildlife*, Stock No.9-20, Price:\$18.50

**Price Reduced! *Minnesota Highway and Recreational Atlas*, Year: 2003, Stock No.12-163,
Price:\$17.08**

***Butterflies of the North Woods*, Year: 2002, Stock No.19-69, Price:\$14.95**

***Great Cross County Ski Trails*, Year: 2001, Stock No.19-28, Price:\$15.95**

Poster: *Great Lakes Fishes*, Stock No.9-107, Price:\$5.00

***Minnesota Gardener's Guide*, Year: 2004, Stock No.19-130, Price:\$19.99**

***Regional Parks Map*, Year: 2005, Stock No.12-11, Price:\$3.95**

***Field Guide to Native Plant Communities: Eastern Broadleaf Forest Province*, Year: 2005, Stock
No.9-7, Price:\$10.95**

***Minnesota Education Directory*, Year: 2005, Stock No.1-93, Price:\$23.95**

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