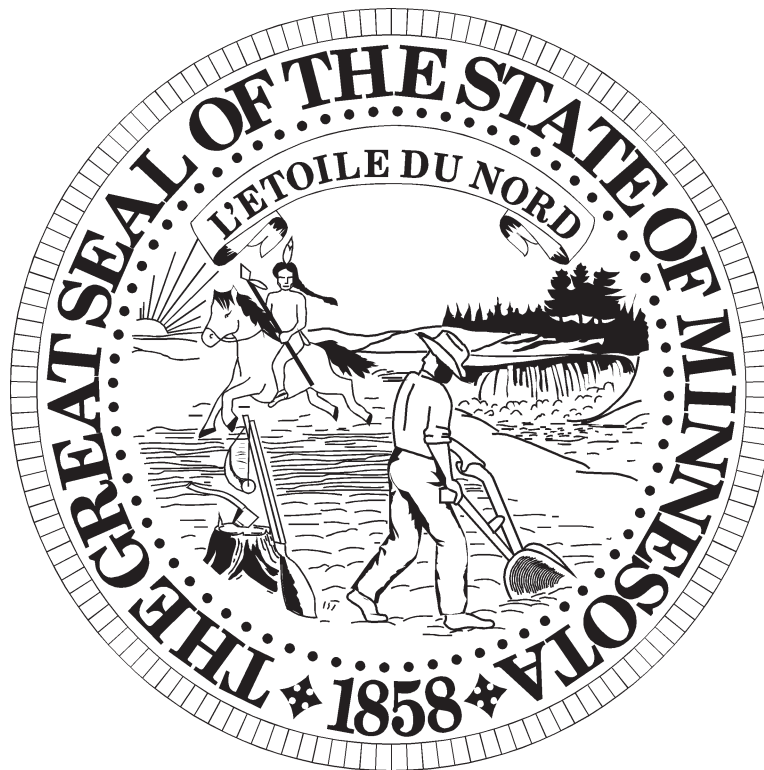


State of Minnesota

State Register



**Proposed, Adopted, & Expedited Rules; Executive Orders; Appointments;
Commissioners' Orders; Revenue Notices; Official Notices;
State Grants & Loans; State Contracts; Non-State Public Bids, Contracts & Grants**
Published every Monday (Tuesday when Monday is a holiday)

**Monday 9 July 2012
Volume 37, Number 2
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State Register

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

The *State Register* is the official publication of the State of Minnesota'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- Withdrawn Rules
- Vetoed Rules
- Executive Orders of the Governor
- Appointments
- Proclamations
- Commissioners' Orders
- Revenue Notices
- Official Notices
- State Grants and Loans
- Contracts for Professional, Technical and Consulting Services
- Non-state Public Bids, Contracts and Grants

Printing Schedule and Submission Deadlines

Vol. 37 Issue Number	PUBLISH DATE (BOLDFACE shows altered publish date)	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts	Deadline for Proposed, Adopted and Exempt RULES
# 3	Monday 16 July	Noon Tuesday 10 July	NOON TUESDAY 3 JULY (FY-13)
# 4	Monday 23 July	Noon Tuesday 17 July	Noon Wednesday 11 July
# 5	Monday 30 July	Noon Tuesday 24 July	Noon Wednesday 18 July
# 6	Monday 6 August	Noon Tuesday 31 July	Noon Wednesday 25 July

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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. TTY relay service phone number: (800) 627-3529.

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Proposed Rules

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

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

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

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

Minnesota Pollution Control Agency (MPCA)

Proposed Permanent Rules Relating to Greenhouse Gas Permit Requirements

DUAL NOTICE: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons Request a Hearing, and Notice of Hearing if 25 or More Requests for Hearing are Received

Proposed Amendment to Agency Rules Implementing Permanent Federal Air Permit Threshold Regulatory Relief for Greenhouse Gases (GHGs), and Clarifying when Permits Apply to Owners & Operators, *Minnesota Rules*, chs. 7005 Definitions and Abbreviations, 7007 Permits and Offsets, and 7011 Standards For Stationary Sources (parts 7005.0100, 7007.0050, 7007.0100, 7007.0150, 7007.0200, 7007.0250, 7007.0300, 7007.0325, 7007.0350, 7007.0400, 7007.0500, 7007.0750, 7007.0800, 7007.0950, 7007.1050, 7007.1100, 7007.1105, 7007.1107, 7007.1110, 7007.1115, 7007.1120, 7007.1125, 7007.1130, 7007.1140, 7007.1141, 7007.1142, 7007.1145, 7007.1146, 7007.1150, 7007.1300, 7007.1400, 7007.1450, 7007.1500, 7007.1850, 7011.2305, 7011.2310 and possibly related parts)

Introduction

The Minnesota Pollution Control Agency intends to adopt rules without a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. If, however, 25 or more persons submit a written request for a hearing on the rules by 4:30 p.m. on August 10, 2012, the Agency will hold a public hearing in the boardroom, of its St. Paul office at 520 Lafayette Road, St. Paul, Minnesota 55155, starting at 2:00 p.m. on Thursday, August 30, 2012. To find out whether the Agency will adopt the rules without a hearing or if it will hold the hearing, you should contact the Agency contact person after August 10, 2012, and before August 30, 2012.

Agency Contact Person

Submit any comments or questions on the rules or written requests for a public hearing to the Agency contact person. The Agency contact person is: Nathan Cooley at the Minnesota Pollution Control Agency, 520 Lafayette Road, St. Paul, Minnesota 55155, and **telephone:** (651) 757-2290, **fax:** (651) 297-8676, and **e-mail:** nathan.cooley@state.mn.us. **TTY** users may call the Minnesota Pollution Control Agency at (651) 282-5332 or 1-800-657-3864.

Subject of Rules and Statutory Authority

The Agency proposes to make permanent certain amendments to *Minnesota Rules*, chapters 7005, 7007, and 7011 that it first adopted

Proposed Rules

temporarily in January 2011. These rules implemented United States Environmental Protection Agency-promulgated regulations under the federal Clean Air Act. The EPA regulations required air permits to address the emission of “greenhouse gas” (GHG) emissions.

The Agency’s air permitting programs require federal approval and the Agency must ultimately maintain alignment of its air permitting programs with the corresponding federal programs. For program consistency, the Agency proposes adopting the GHG amendments. The proposed amendments also limit applicability of the GHG permit requirements to larger sources. Without the increased GHG thresholds in these proposed rules, many small sources such as residences, hospitals, schools or restaurants would require a GHG permit.

In January, 2011, the Agency had temporarily adopted these federal GHG permitting rules using an expedited process and is now using its standard rulemaking process to make those temporary rules permanent. The Agency also proposes the following amendments not included in the temporary rules:

1. The Agency proposes adopting recently-promulgated federal performance standards for new, stationary, spark-ignition internal combustion engines to further align Agency and federal air permitting programs. Adopting these performance standards will allow these sources to hold a more streamlined registration permit instead of being subject to a more complicated individual facility permit.

2. Existing *Minnesota Rule* part 7007.0500, subpart 2, requires both owners and operators of potential air emission sources to apply jointly for an air permit. The Agency proposes clarifying this throughout existing rules by revising applicable rules to read “owner(s) ~~or~~ and operator(s).” Current language has resulted in improper permit applications. Proposed clarifications reflect the original intent of the rules. This clarification addresses only the need to jointly apply and to jointly hold an air permit; the day-to-day compliance activities such as maintenance, monitoring, testing and reporting may be conducted by either the owner or the operator.

The Agency’s statutory authority to adopt these rules is found in Minnesota Statute § 116.07, subdivision 4(a). The Agency posted proposed rules on its public notices website:

www.pca.state.mn.us/index.php/about-mpca/mpca-news/public-notice/public-notice.html

and provides a link to proposed rules in the e-mailed notice. A free copy of the rules is available upon request.

Comments

You have until 4:30 p.m. on Friday, August 10, 2012, to submit written comments in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing and received by the Agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. You are encouraged to propose any change that you desire. You must also make any comments about the legality of the proposed rules during this comment period.

Request for a Hearing

In addition to submitting comments, you may also request that the Agency hold a hearing on the rules. You must make your request for a public hearing in writing, which the Agency contact person must receive by 4:30 p.m. on Friday, August 10, 2012. You must include your name and address in your written request. In addition, you must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and the Agency cannot count it when determining whether it must hold a public hearing. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

Withdrawal of Requests

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

Alternative Format/Accommodation

Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request or if you need an accommodation to make this hearing accessible, please contact the Agency contact person at the address or telephone number listed above.

Modifications

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

Cancellation of Hearing

The Agency will cancel the hearing scheduled for August 30, 2012, if the Agency does not receive requests for a hearing from 25 or more persons. If you requested a public hearing, the Agency will notify you before the scheduled hearing whether the hearing will be held. You may also call the Agency contact person at (651) 757-2290 after August 10, 2012, to find out whether the hearing will be held. On the scheduled day, you may check for whether the hearing will be held by calling (651) 757-2290.

Notice of Hearing

If 25 or more persons submit valid written requests for a public hearing on the rules, the Agency will hold a hearing following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The Agency will hold the hearing on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge, the Honorable Manuel J. Cervantes, is assigned to conduct the hearing. Judge Cervantes can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, **telephone:** (651) 361-7945, and **fax:** (651) 361-7936.

Hearing Procedure

If the Agency holds a hearing, you and all interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time before the hearing record closes. All evidence presented should relate to the proposed rules. You may also submit written material to the Administrative Law Judge to be recorded in the hearing record for five working days after the public hearing ends. At the hearing the Administrative Law Judge may order that this five-day comment period be extended for a longer period but not more than 20 calendar days.

Following the comment period, there is a five-working-day rebuttal period when the Agency and any interested person may respond in writing to any new information submitted. No one may submit additional evidence during the five-day rebuttal period. The Office of Administrative Hearings must receive all comments and responses submitted to the Administrative Law Judge no later than 4:30 p.m. on the due date. All comments or responses received will be available for review at the Office of Administrative Hearings. This rule hearing procedure is governed by *Minnesota Rules*, parts 1400.2000 to 1400.2240, and *Minnesota Statutes*, sections 14.131 to 14.20. You may direct questions about the procedure to the Administrative Law Judge.

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

Statement of Need and Reasonableness

The statement of need and reasonableness summarizes the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. It is now available from the Agency contact person. You may review or obtain copies for the cost of reproduction by contacting the Agency contact person. The Agency also posted the SONAR on its public notices website:

www.pca.state.mn.us/index.php/about-mpca/mpca-news/public-notices/public-notices.html

Lobbyist Registration

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

Adoption Procedure if No Hearing

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

Proposed Rules

Adoption Procedure after a Hearing

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

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

Dated: 3 July 2012

Michelle Beeman, Deputy Commissioner
Minnesota Pollution Control Agency

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 Department of Health (MDH)
Division of Environmental Health,
Environmental Surveillance and Assessment Section
REQUEST FOR COMMENTS on Possible Amendments to Rules Governing Health
Risk Limits for Groundwater *Minnesota Rules, Parts 4717.7860 and 4717.7500*

Subject of Rules. The Minnesota Department of Health (MDH) requests comments on possible amendments to rules governing Health Risk Limits (HRLs) for Groundwater. The amendments will add new HRL values or replace outdated HRL values for groundwater contaminants to the existing Health Risk Limit Tables (parts 4717.7860 and 4717.7500) in the existing rule, plus any related changes necessary accomplish this.

Persons Affected. The possible amendments to the rules will likely affect risk managers in partner state and local agencies: the Minnesota Department of Agriculture (MDA), the Minnesota Pollution Control Agency (MPCA), and local public health agencies. Partner agencies rely on HRL values as one standard for environmental assessment and risk management to protect groundwater. Industries that manufacture the identified chemicals and environmental groups that monitor groundwater quality are also affected. The proposed amendments ultimately affect Minnesota residents who use groundwater for their drinking water.

Statutory Authority. The Groundwater Protection Act of 1989 (*Minnesota Statutes*, Section 103H.201) authorizes MDH to promulgate and revise health risk limits for substances degrading groundwater. The 2001 Health Standards Statute (*Minnesota Statutes*, Section 144.0751) specifies additional requirements for establishing safe drinking water standards.

Public Comment. MDH is seeking comment at this time on the specific groundwater contaminants and the corresponding values that are being considered for the rule amendment. Links to the chemicals and values are posted on MDH's website at:

<http://www.health.state.mn.us/divs/eh/risk/rules/water/rulerelated.html>

MDH is also seeking comment on the cumulative regulatory results from adding the incremental impact of the proposed rule to other state and federal rules related to the same specific purpose.

Interested persons or groups may submit comments or information on these possible rules in writing or orally until MDH publishes a notice of intent to adopt amendments in the *State Register*. MDH will not publish such a notice until more than 60 days have elapsed from the date of this request for comments. In addition, MDH plans to hold at least one public meeting to receive comment and to provide additional information on possible amendments. MDH will make related announcements via its e-mail subscription service. Further information on possible rule amendments, related public meetings, and e-mail subscription is available at:

<http://www.health.state.mn.us/divs/eh/risk/rules/water/rulerelated.html>

Rules Drafts. MDH has not yet drafted the possible rules amendments.

Agency Contact Person. Written or oral comments, questions, or requests to receive a draft of the rules when available should be directed to:

Nancy Rice
Minnesota Department of Health
625 Robert Street North
P.O. Box 64975
Saint Paul, MN 55164-0975
Phone: (651) 201-4923
Fax: (651) 201-4606
E-mail: nancy.rice@state.mn.us
TTY users may call the Department at (651) 201-5797

Alternative Format. Upon request, this Request for Comments 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.

Official Notices

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

Dated: June 27, 2012

Linda B. Bruemmer, Director
Environmental Health Division
Minnesota Department of Health

Department of Human Services (DHS) State Operated Services Division Public Notices of the Disproportionate Population Adjustment and Final Payment Rates for State Operated Treatment Centers

NOTICE IS HEREBY GIVEN to recipients, providers of services under the Medical Assistance (MA) Program, and to the public, of final disproportionate population adjustment (DPA) and the payment rates for State Operated Treatment Centers under the MA Program. This notice is published pursuant to 42 *United States Code* §1396a(a)(13)(A) (§1902(a)(13)(A) of the Social Security Act), which requires the Department to publish final payment rates for institutional providers, the methodologies underlying the establishment of such rates, and the justification of such rates.

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

Effective for admissions occurring during State Fiscal Year 2013 (July 1, 2012 through June 30, 2013), the inpatient payment rate for the Anoka Metro Regional Treatment Center and the Child and Adolescent Behavioral Health Services program will be adjusted by 15.25 and 17.33 percent respectively.

The following final MA payment rates shall be effective July 1, 2012.

Mental Health Services

Anoka-Metro Regional Treatment Center	\$1,020
Child and Adolescent Behavioral Health Services	\$1,678
Community Behavioral Health Hospitals	\$1,153

Forensic Services

Adolescent/Young Adult Services	\$553
Minnesota Security Hospital	\$553
Forensic Transition Services	\$419
Competency Restoration Program	\$523
Nursing Home Services	\$594

Questions and comments may be directed to Lynn Glancey, Minnesota Department of Human Services, State Operated Services Division, 444 Lafayette Road North, St. Paul, MN 55155-0979, **phone** (651) 431-3690 or **e-mail:** Lynn.Glancey@state.mn.us.

Metropolitan Council**Public Information Meeting on the Proposed Revisions to the Waste Discharge Rules for the Metropolitan Disposal System**

Thursday, September 27, 2012 - 9:00 a.m.
Metropolitan Council Environmental Services Meeting Room
Metro 94 Business Center
455 Etna Street, Suite 32
St. Paul, MN 55106

NOTICE IS HEREBY GIVEN that Metropolitan Council Environmental Services (MCES) will hold a public information meeting to provide background information and receive public input related to proposed revisions to the Waste Discharge Rules (WDR) for the Metropolitan Disposal System (regional wastewater collection and treatment system). This notice shall also serve as a 90-day notice that the Metropolitan Council board may modify the Local Pretreatment Standards and Prohibited Waste Discharges in the WDR.

The WDR specify standards and requirements which must be met by affected persons, including permittees and customer communities. The revisions now proposed involve three main categories:

- 1) Requirements involving “customer communities,” which are the cities and townships served by the Metropolitan Disposal System (MDS). The proposals generally serve to codify existing requirements or procedures.
- 2) Revisions required by the Minnesota Pollution Control Agency, resulting from the adoption of “Minnesota Pretreatment Rules” in 2008 (*Minnesota Rules*, Chapter 7049).
- 3) Other additions, updates and improvements.

Copies of the WDR revision document are available at:

- Metropolitan Council Data Center, 390 Robert St. N., St. Paul (data.center@metc.state.mn.us, or phone: (651) 602-1140 or (651) 291-0904 [TTY])
- Metropolitan Council Website, www.metrocouncil.org/environment/IndustrialWaste/index.htm

All interested persons are encouraged to attend the public information meeting on September 27, 2012, and provide comments. You also may submit comments, which must be **received** by Metropolitan Council Environmental Services no later than October 8, 2012. Comments will be summarized and considered prior to final action by the Metropolitan Council board, which is anticipated to occur after October 8, 2012, and prior to December 31, 2012. To submit comments:

- Send written comments to: Leo Hermes at Metropolitan Council Environmental Services, 390 Robert St. N., St. Paul, MN 55101-1805
- Fax comments to: Leo Hermes at (651) 602-4730
- Record comments on: Metropolitan Council Public Comment Line at (651) 602-1500
- E-mail comments to: data.center@metc.state.mn.us
- Send TTY comments to (651) 291-0904

If you have questions related to this notice, please contact Leo Hermes, manager of MCES’s Industrial Waste and Pollution Prevention Section, at 651-602-4701.

Upon request, Metropolitan Council Environmental Services will provide reasonable accommodations to persons with disabilities at the public information meeting. Please submit such requests to Leo Hermes via mail or fax (see above) or by phone at 651-602-4701 before September 18, 2012.

Official Notices

Department of Natural Resources (DNR) Notice of Meeting of the Land Exchange Board, July 12, 2012

The Land Exchange Board will hold a meeting on July 12, 2012, at 10:00 a.m., in Room 123 of the State Capitol, 75 Rev. Dr. Martin Luther King Jr. Blvd., St. Paul, MN. The purpose of the meeting is to consider a request from the United States Fish and Wildlife Service to approve an easement acquisition of land in Mahnommen County. One or more Board members may be participating via telephone. The public may monitor the meeting from a remote location. Persons wishing to do so should contact *Jim.Levi@osa.state.mn.us*.

Department of Public Safety (DPS) Bureau of Criminal Apprehension (BCA) Notice of Criminal Justice Information Users Conference

The Bureau of Criminal Apprehension's Minnesota Justice Information Services will hold a Criminal Justice Information Users Conference on Tues. & Weds., September 11-12, 2012 at the River's Edge Convention Center in St. Cloud. The conference is open to Minnesota criminal justice agency staff and provides information on criminal justice applications, policies and proper procedure. The \$100 registration fee for attendees includes all conference materials plus CLE and 9.5 POST credits. After July 13, the registration fee goes up to \$125.

Exhibitor booth opportunities exist for vendors and other interested parties for \$450 until July 13. After that, the fee is \$500. Exhibitor registrations close on August 15.

To learn more about the conference, about becoming an exhibitor or to register for the conference, go to
<https://dps.mn.gov/divisions/bca/bca-divisions/mnjis/Pages/default.aspx>

Direct any questions about the conference or about registration to Kim Lacek, *kim.lacek@state.mn.us* or (651) 793-2478.

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 June 8, 2012 until August 7, 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.

Market Your Grants 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 it’s 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**
- **LINKS, LINKS, LINKS**
- **Easy Access to *State Register* Archives**
- **Updates to Index to Vol. 31**
- **“Contracts & Grants” Open for Bid**
- **Early delivery, on Friday**
- **E-mailed to you . . . its so easy**
- **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

State Grants & Loans

Department of Employment and Economic Development (DEED) Minnesota Housing Finance Agency (MHFA)

Minnesota Department of Human Services (DHS)

Notice of Public Hearings and Draft Availability of State of Minnesota 2013 Housing and Community Development Annual Action Plan (ACTION PLAN) and Consolidated Annual Performance and Evaluation Report (CAPER) for 2012

The State of Minnesota is developing its annual Action Plan for 2013, and the Consolidated Annual Performance and Evaluation Report (CAPER) for 2012. The state encourages citizens to participate in the development of both the Action Plan and the CAPER.

Annually the state submits an Action Plan to the U.S. Department of Housing and Urban Development (HUD) in order to receive federal housing and community development funding through the Community Development Block Grant (CDBG), HOME Investment Partnerships, Emergency Solutions Grants (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) programs. Last year the state adopted the 2012-2016 Consolidated Plan, which examined the housing and community development needs of the state, and set priorities for allocating HUD funds. The annual Action Plan directs how the state will meet current and future needs and priorities in the coming year.

The state submits its CAPER to HUD annually as one of the conditions of receiving federal funds under the programs identified above. The CAPER provides information to measure the state's progress during the past year in meeting assistance goals and priorities identified in the Consolidated Plan. The CAPER includes a summary and analysis of progress made on identified actions that state agencies have elected to undertake to affirmatively further fair housing and overcome impediments to fair housing.

Process to Comment on the Annual Action Plan

The state will hold its first public hearing about the Action Plan on **Tuesday, July 24, 2012**, to gather citizen input on housing and community development needs and how federal funding should be allocated in the state.

A second public hearing on the Action Plan will be held on **Tuesday, September 11, 2012**. This second public hearing will be for review and comment on the draft Action Plan, which will be available for public review and comment beginning August 14, 2012. The draft Action Plan will be available on the Internet at <http://www.mnhousing.gov> and <http://www.positivelyminnesota.com> and in state depositories identified in the Citizen Participation Plan, which may be viewed at the same internet locations. Hard copies of the Action Plan can be obtained by calling Gloria Stiehl, Department of Employment and Economic Development, 1-800-657-3858, or (651) 259-7462, or TTY 1-800-282-5909 or (651) 296-3900. Both hearings will be held at 4:00 p.m. at the Minnesota Department of Human Services, Room 1235, 444 Lafayette Road, St. Paul. Free parking for the hearings is available in parking lot C adjacent to the building. Call 1-800-657-3858 or TTY 1-800-282-5909 for more information about these hearings.

Comments on the draft Action Plan will be accepted until close of business **September 14, 2012**. Written public comments on the Action Plan should be submitted to: Action Plan, Attn: Gloria Stiehl; Minnesota Department of Employment and Economic Development; First National Bank Building; 332 Minnesota Street, Suite E200; St. Paul, MN 55101-1351; via fax to (651) 296-1290 or by e-mail to gloria.stiehl@state.mn.us. To ensure consideration of your comments, type "Action Plan" in the subject line of your e-mail.

The State will consider any comments from individuals or groups received in writing or at public hearings. A summary of the written and public hearing comments on the Action Plan and the State's responses will be included in the final Action Plan. The Action Plan will be submitted to HUD on or before November 15, 2012.

Process to Comment on the CAPER

A draft of the 2012 CAPER will be available for public review and comment beginning November 15, 2012, at www.mnhousing.gov and www.positivelyminnesota.com and ending at close of business on November 30, 2012. Hard copies of the CAPER can be obtained by calling Minnesota Housing Finance Agency at 1-800-657-3769 or (651) 296-7608, or TTY (651) 297-2361.

Written public comments on the CAPER must be submitted by November 30, 2012 to CAPER; Minnesota Housing Finance Agency; 400 Sibley Street, Suite 300; St. Paul, MN 55101; via fax to (651) 296-8139 or by e-mail to mn.housing@state.mn.us. To ensure

consideration of your comments, type "CAPER" in the subject line of your e-mail.

The State will consider any comments from individuals or groups received in writing and a summary of the written comments on the CAPER and the State's responses will be included in the final CAPER. The CAPER will be submitted to HUD on or before December 31, 2012.

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**
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State Contracts

Minnesota State Colleges and Universities (MnSCU) Riverland Community College Request for Bids for Waste Removal

Sealed bids will be received by Riverland Community College for the purpose of establishing a three-year contract for waste removal and disposal at all or individual locations of Riverland Community College, according to specifications below.

*Waste removal bid can be for all three communities or any one community:

Albert Lea
2200 Riverland Drive
Albert Lea, MN 56007

Austin West
1900 8th Ave NW
Austin, MN 55912

Austin East
1600 - 8th Ave NW
Austin, MN 55912

Owatonna
965 Alexander Dr SW
Owatonna, MN 55060

• **3 Year Contract Starting July 1, 2012**

• **Services Needed:**

Albert Lea

1 - 6 yd Front Loading Compactor – Approximately every 20 days
1 - 6 yd Cardboard 1 x weekly
12 - 96 Gallon Toters- recyclers – as needed

Austin East

1 - 6 yd cardboard 1 x weekly
1 - 8 yd trash 1 x weekly

Austin West

3 - 2 yd trash 1 x weekly
1 - 8 yd trash 1 x weekly
1 - 8 yd cardboard 1 x weekly

Owatonna

1 - 6 yd trash 1 x weekly
1 - 2 yd cardboard 1 x weekly

Sealed bids will be accepted until 2:00 PM on Monday, July 23, 2012 at which time they will be opened and read. Bids should be submitted to:

Judy Enright
Riverland Community College
West Building
1900 - 8th Ave NW
Austin, MN 55912

And endorsed "Waste Removal Bid".

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

Minnesota State Colleges and Universities (MnSCU) St. Cloud Technical & Community College Notice of Request for Proposal for Early Alert System

Formal Request for Proposal for Early Alert System that Enables the Identification of Students Exhibiting At-risk Behaviors Early in a Semester so that Interventions Can Be Provided by Appropriate College Service Areas

Response Due Date and Time: Thursday, July 19, 2012 at 2:00 p.m. Central Time

The complete Request for Proposal will be available on Monday, July 2, 2012 on the website <http://www.sctcc.edu/rfp>.

Title of Project: Early Alert System

Geographic Location Requirements: St. Cloud Technical & Community College, 1540 Northway Drive, St. Cloud, MN 56303

Responses must be received at the location listed below:

Susan Meyer, Purchasing Agent, Room 1-401
St. Cloud Technical & Community College
1540 Northway Drive
St. Cloud, MN 56303
Phone: (320) 308-5973
Fax: (320) 308-5027
E-mail: smeyer@sctcc.edu

Contact for questions: Peg Shroyer, **phone:** (320) 308-5030, **e-mail:** pshroyer@sctcc.edu

Your response to this Request for Proposal (RFP) must be returned sealed. Sealed responses must be received no later than the due date and time specified above. Late responses cannot be considered and the responses will be rejected.

The laws of Minnesota and MnSCU Board of Trustees policies and procedures apply to this RFP.

All attached General RFP Terms and Conditions, Specifications and Special Terms and Conditions are part of the RFP and will be incorporated into any contract(s) entered into as a result of this RFP.

All responses to this RFP must be prepared as stated herein and properly signed. **Address all correspondence and inquiries regarding this RFP to the Contact person above. This is a request for responses to an RFP and is NOT a purchase order.**

State Contracts

Department of Commerce

Notice of Availability of Contract for Methodological Development of an Exchange Insurer and Qualified Health Plan Quality Rating System and Enrollee Satisfaction Survey System

The Minnesota Department of Commerce (Commerce) requests proposals from highly qualified respondents to develop a Health Benefit Exchange (Exchange) quality rating system and an enrollee satisfaction survey system for insurers and qualified health plans (QHPs). The Exchange is required to implement these components under the Federal Patient Protection and Affordable Care Act (ACA). The contractor must work collaboratively with Commerce, other state agencies, and additional stakeholder groups throughout the development of the methodology.

Work is proposed to start after September 3, 2012.

A Request for Proposals will be available by email from this office. **A written request (by e-mail) is required to receive the Request for Proposal.**

The Request for Proposal can be obtained from:

Stephanie Krieg
Health Insurance Exchange
85 E. 7th Place, Suite 120
Saint Paul, MN 55101
Phone: (651) 296-6236
E-mail: *Stephanie.Krieg@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 4:00 pm, Central Time, August 6, 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 Availability of Contract for Geochemical Analyses

The Minnesota Department of Natural Resources is requesting proposals for the purpose of acquiring affordable, accurate, and precise geochemical analyses of rock, core, sediment, heavy mineral concentrates (HMC) from glacial till samples, soil, and water samples.

Work is proposed to start after August 13, 2012.

A Request for Proposals will be available by mail from this office through July 19, 2012. **A written request (by email) is required to receive the Request for Proposal.** After July 19, 2012, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Dennis Martin, Minerals Development Manager
DNR- Lands and Minerals
500 Lafayette Road
Box 45
St Paul, MN 55155
E-mail: *Dennis.Martin@state.mn.us*
Telephone: (651) 259-5405

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than **2:30 p.m. central daylight time, July 27, 2012. Late proposals will NOT be considered.** Fax or emailed proposals will **NOT** be considered.

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

Department of Natural Resources (DNR) Notice of Availability of Contract for USACE Lock and Dam No. 1 – Fish Barrier

The Minnesota Department of Natural Resources is requesting proposals for the purpose of Engineering Services for preliminary design alternatives, analysis and recommendations, preparation of construction plans and specifications, construction observation, and construction administration.

Work is proposed to start after August 15, 2012.

A Request for Proposals will be available by email from this office through July 18, 2012. **A written request email is required to receive the Request for Proposal.** The Request for Proposal can be obtained from:

Deb Johnson
Department of Natural Resources
500 Lafayette Road N.
St. Paul, MN 55155
E-mail: Debra.a.johnson@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 **3:00 PM, Central Daylight Time, Thursday, July 26, 2012. Late proposals will NOT be considered.** Fax or emailed proposals will **NOT** be considered.

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

State Court Administration Request for Proposals for e-Court MN Project Manager

Looking for a Project Manager for a statewide project to move state courts from a framework of paper files to an electronic information environment. The eCourtMN strategic initiative will result in increased productivity for judges and court staff, and ensure convenient, timely, and appropriate access to court information for court users. The engagement for the Project Manager is anticipated to begin on or around August 8, 2012 and end June 30, 2013.

PROPOSAL TIMELINE:

1. Posting Date: 07/09/2012
2. Questions Due: 07/13/2012 5PM CST
3. Answers Posted: 07/20/2012 5PM CST
4. Proposal Submission Deadline: 07/27/2012 5PM CST, with interviews and subsequent selection as soon thereafter as possible.

Rich Gutsche
State Court Administration
Information Technology Division

State Contracts

25 Rev Dr. Martin Luther King Jr. Blvd.
St. Paul, MN 55155
E-mail: Rich.Gutsche@courts.State.mn.us

A full request for proposal will be available on the Court Website at www.mncourts.gov under Public Notices.

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 Public 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).

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Minnehaha Creek Watershed District Notice of Request for Bid Proposals for Lake Nokomis Outlet Reconstruction

Lake Nokomis Outlet Reconstruction

Owner:	Minnehaha Creek Watershed District
Class of Work:	Cast In-Place Concrete, Concrete Stamping/Sculpting and Demolition
Project Location:	Minneapolis Parks Hennepin County, Minnesota
Pre-Bid Meeting:	9:00 AM, July 16, 2012 (Mandatory)
Bids Close At:	12:00 PM (noon), July 19, 2012

1.1 NOTICE TO CONTRACTORS

Sealed Bid Proposals for the furnishing of all labor, materials and all other items necessary to complete the work described herewith, will be received by Minnehaha Creek Watershed District at its office located at 18202 Minnetonka Blvd., Deephaven, MN, until 12:00 PM (noon), July 19, 2012, after which such bids will be opened and read aloud. Bid submittals must be clearly labeled “Lake Nokomis Outlet Reconstruction Bid Package” on the outside of the submittal. The work, in accordance with drawings and specifications prepared by Wenck Associates, Inc. consists of the following major items of work:

- Demolition of Adjustable Stainless Steel Weir, Pneumatic/Electric Controls and Appurtenances
- Cast In-Place Reinforced Concrete
- Furnishing and Installation of Removable Aluminum Stop-Logs
- Stamped/Sculpted Concrete Overlays, Staining and Sealing
- Restoration of Park Area Disturbed by Construction

Contractors desiring a copy of the Bid Package, plans, specifications and proposal forms may obtain them from the offices of Wenck Associates, Inc. There is **non-refundable** fee of \$65 for each Bid Package. Bid Packages are also available for examination at the Minnehaha Creek Watershed District office. Bids will not be accepted from Bidders that have not acquired a full Bid Package from Wenck Associates, Inc.

Non-State Public Bids, Contracts & Grants

All communications relative to this project should be addressed to the ENGINEER prior to opening of the Bid. Wenck Associates, Attn: Mike Panzer, Project Engineer, 1800 Pioneer Creek Center, Maple Plain MN 55359, e-mail: mike.panzer@wenck.com or phone (763) 479-4207.

A MANDATORY PRE-BID MEETING will be held at the project site (near the 4900 block of West Lake Nokomis Parkway, Minneapolis, MN) at 9:00 AM on July 16, 2012.

Bid Proposals shall be submitted on forms furnished for that purpose. Each bid proposal shall be accompanied by a "Bid Security" in the form of a certified or cashier's check made payable to Minnehaha Creek Watershed District ("OWNER") in an amount not less than five percent (5%) of the total bid, or a surety bond in the same amount, running to the OWNER, with a surety company duly authorized to do business in the state of Minnesota, such Bid Security to be a guarantee that the Bidder, if awarded a contract, will enter into a contract with Minnehaha Creek Watershed District; and the amount of the certified check will be retained or the bond enforced by the OWNER in case the bidder fails to do so. The OWNER will retain the deposits for the three lowest bidders until the contract has been awarded and executed but not longer than sixty (60) days. No bid may be withdrawn for a period of sixty (60) days following the bid opening.

The bid of the lowest responsible bidder is intended to be accepted on or before the expiration of sixty (60) days after the date of the opening of bids. The OWNER, however, reserves the right to reject any or all bids and to waive any minor irregularities, informalities or discrepancies, and further reserves the right to award the contract in the best interest of Minnehaha Creek Watershed District.

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