

State of Minnesota

State Register



**Proposed, Adopted, & Expedited Rules; Executive Orders; Appointments;
Commissioners' Orders; Revenue Notices; Official Notices;
State Grants & Loans; State Contracts; Non-State Public Bids, Contracts & Grants**
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State Register

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

The *State Register* is the official publication of the State of Minnesota'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- Withdrawn Rules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. 35 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
# 45	Monday 9 May	Noon Tuesday 3 May	Noon Wednesday 27 April
# 46	Monday 16 May	Noon Tuesday 10 May	Noon Wednesday 4 May
# 47	Monday 23 May	Noon Tuesday 17 May	Noon Wednesday 11 May
# 48	TUESDAY 31 May	Noon Tuesday 24 May	Noon Wednesday 18 May

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Governor: Mark Dayton (651) 296-3391	Administration Commissioner: Spencer R. Cronk (651) 201-2555	State Register editor: Robin PanLener (651) 297-7963
Lieutenant Governor: Yvonne Prettner Solon (651) 296-3391	Plant Management Division: David Fielding (651) 201-2350	Assistant editor: John Mikes (651) 297-4616
Attorney General: Lori Swanson (651)296-6196	Minnesota's Bookstore: Mary Mikes (651) 297-3979	Subscriptions Manager: Loretta J. Diaz (651) 297-8777
Auditor: Rebecca Otto (651) 296-2551		
Secretary of State: Mark Ritchie (651) 296-2803		

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State Office Building, Room 175,
100 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155
Website: www.house.leg.state.mn.us/hinfo/hinfo.htm

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MN Judicial Center, Rm. 135,
25 Rev. Dr. Martin Luther King Jr Blvd.,
St. Paul, MN 55155 **Website:** www.mncourts.gov

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Minnesota Rules: Amendments and Additions

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

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

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

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

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

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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.

Meetings, Notices, Announcements

The Official Notices section gives you a “heads up” on important state meetings and announcements. The *State Register* reaches a huge audience of interested “eyes” every week. Remember to publish your notices here - it only costs \$13.60 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 Agricultural and Economic Development Board Notice of Public Hearing on the Proposed Issuance of Bonds by the Colorado Health Facilities Authority to Finance and Refinance Projects of the Evangelical Lutheran Good Samaritan Society, a North Dakota Nonprofit Corporation, Located in the State of Minnesota

NOTICE IS HEREBY GIVEN that the Minnesota Agricultural and Economic Development Board (the “Ag Board”) or its designee representative, shall meet on May 24, 2011 at 9:00 a.m., at 1st National Bank Building, 332 Minnesota Street, Suite E200, Saint Paul, Minnesota, for the purpose of conducting a public hearing on a proposed issue of one or more series of bonds by the Colorado Health Facilities Authority (the “CoHFA Bonds”) to finance or refinance projects on behalf of The Evangelical Lutheran Good Samaritan Society, a North Dakota nonprofit corporation (the “Applicant”). Such persons as desire to be heard with reference to said issue of bonds will be heard at this public hearing.

The projects located in Minnesota (the “Mn Projects”) whose debt is to be financed or refinanced and the estimated principal amounts of the financing attributable to each project, are:

(i) from approximately \$800,000 to \$1,700,000 for remodeling of the skilled nursing facility located at 75507 240th Street in Albert Lea, Minnesota;

(ii) \$8,310,000, for construction of a skilled nursing facility addition and remodel at the Ambassador Good Samaritan Center – New Hope facility located at 8100 Medicine Lake, New Hope, Minnesota;

(iii) \$5,640,000 for the construction of an addition and remodeling to the Good Samaritan Center - Battle Lake facility located at 105 Glenhaven Drive, Battle Lake, Minnesota;

(iv) \$595,000 for rehabilitation of resident rooms and conversion at Good Samaritan Society - Maplewood located at 550 Roselawn Avenue, St. Paul, Minnesota; and

Official Notices

Minnesota Pollution Control Agency (MPCA) and the University of Minnesota (U of M)

Notice of Remedial Investigation Work Plan for University of Minnesota's UMore Park, Rosemount, Dakota County

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency ("MPCA") will hold a public meeting at 6:00 p.m. on Thursday, May 19, 2011 at:

Rosemount Community Center
13885 South Robert Trail
Rosemount, MN 55068

for the purpose of reviewing the draft Remedial Investigation Work Plan ("RI Work Plan") prepared and submitted by the University of Minnesota ("University") to the MPCA with respect to the eastern portion of the University of Minnesota Outreach, Research and Education ("UMore") Park located in the city of Rosemount and Empire Township, Dakota County Minnesota ("Site"). The Site includes the industrial section of the former Gopher Ordinance Works ("GOW"), a smokeless gunpowder production facility owned, constructed and operated by the federal government during World War II. Since its acquisition by the University in 1947 and 1948, the Site has been used for University agricultural and other research projects and tenant agricultural and commercial activities. The RI Work Plan includes soil and groundwater sampling in areas of known or suspected releases identified in the Phase I Environmental Assessment of the Site ("Phase I ESA"). The Phase I ESA, RI Work Plan and supporting documents, and other environmental reports regarding the Site are available for public review at the Information Repository established by the University, which is located at the UMore Park Administration Office, 1605 - 160th Street W, Rosemount, MN 55068, and on the UMore Park web site: <http://www.umorepark.umn.edu>.

The MPCA will accept public comments to the RI Work Plan for thirty (30) days from May 9, 2011 through June 10, 2011.

Written public comments will be accepted by the MPCA at the public meeting, or may be submitted to the MPCA by mail or hand delivery, as follows:

Mr. Gary Krueger
Remediation Division
Minnesota Pollution Control Agency
520 Lafayette Avenue North
St. Paul, MN 55515-4194

Parties desiring additional information should contact Mr. Gary Krueger of the MPCA at (651) 757-2509.

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 following vendors are suspended effective December 28, 2009, until final disposition of the hearing or hearing appeal:

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Riley Bros. Construction Inc. and its affiliates, Morris MN
Riley Bros. Properties, LLC, and its affiliates, Morris MN
Riley Bros. Utilities, Inc. dba/Chris Riley Utilities, Inc. and its affiliates, Morris MN

NOTICE IS HEREBY GIVEN that the following vendors are suspended effective February 22, 2011, until April 22, 2011: