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Q. The sum of the amounts determined in Step K and Step P is calculated and auto-entered on Line 15. This is the MHCP medical PPS rate reflecting the Change in Scope of Services.

R. If the center/clinic provides dental services or is adding dental services, the cost from the Change in Scope Costs worksheet Line 52 is auto-entered on line D1 of the MHCP MA Payment Rate Computation worksheet

S. The percentage of overhead applicable to direct dental service costs identified in Step R, is calculated by dividing the direct dental service costs on Line D1 by the direct cost of all services entered on Line 3 (Step E). This percentage is multiplied by the total overhead entered on Line 5 (Step G). The result is auto-entered on Line D2.

T. The total cost of FQHC/RHC Dental Services is calculated by adding the costs in Step R to the overhead determined in Step S. The result is auto-entered on Line D3.

U. The historical dental encounters used for the 2001 PPS rate, or the doubled projected dental encounters from Step C if the Change in Scope of Services is for adding dental services, found on the Change in Scope Costs worksheet are auto-entered on Line D4.

V. The MHCP dental PPS rate reflecting the Change in Scope of Services is calculated by dividing the total cost of FQHC/RHC dental services on Line D3 by the dental encounters on Line D4 and is auto-entered on Line D5.

After the end of the fiscal year for which the Change in Scope of Services was implemented, the provider needs to determine the actual costs and encounters directly related to the Change in Scope and submit the information to the Managed Care and Payment Policy Section. The change to the PPS rate(s) will be recalculated, using the method described above, substituting the actual costs and encounters directly related to the Change in Scope, in lieu of the budgeted amounts. When the effect of the actual Change in Scope is significantly different from the projected expectation, the PPS rate(s) due to the Change in Scope are re-established and implemented.

In subsequent years, the PPS rate(s) due to the change are the provider's PPS rate(s) going forward which will be increased by the Medicare Economic Index.

URLs are subject to change, if they do not work, contact the MHCP Provider Call Center at (651) 431-2700 or 1-800-366-5411; **TTY:** 1-866-273-5276; or **Fax:** (651) 431-7425.

Questions about the Change in Scope of services rate change formula may be directed to Phyllis Krautbauer, Department of Human Services, Managed Care and Payment Policy, Post Office Box 64984, St. Paul, Minnesota, 55164-0984; **phone:** (651) 431-2536 or **e-mail:** phyllis.krautbauer@state.mn.us

Minnesota Pollution Control Agency (MPCA) Remediation Division

Notice of Proposed Update of the State Superfund Priority List (Superfund List) (also known as the Permanent List of Priorities (PLP)) Among Releases or Threatened Releases of Hazardous Substances or Pollutants or Contaminants

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (MPCA) is publishing for public comment, proposed additions to and deletions from, the Superfund List which lists releases or threatened releases of hazardous substances, pollutants, or contaminants for which the MPCA may take removal or remedial actions under the Minnesota Environmental Response and Liability Act (MERLA), *Minnesota Statutes* §§ 115B01-115B.20.

Pursuant to *Minnesota Statutes* § 115B.17 (2008) and *Minnesota Rules* 7044.0950 (2006), the MPCA is proposing the following changes to the Superfund List.

The MPCA is proposing to delete the following two sites from the Superfund List: Fridley Commons Park Well Field, Anoka County;

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and Trio Solvent, Ramsey County. The MPCA is also proposing to delist a portion of the Duluth Air Base Site in St. Louis County from the Superfund List.

The MPCA has determined that either all MERLA Response Actions have been completed at these sites; or that the sites do not pose a threat to public health or welfare or the environment. If necessary, appropriate institutional controls as determined by the MPCA will be in place prior to final deletion from the PLP. In both cases, all appropriate MERLA response actions have been completed and long term monitoring indicates that each site does not pose a threat to public health or welfare or the environment.

For the Fridley Commons Park Well Field Site, Trichloroethylene (TCE) had been detected in four of the municipal wells located in the well field. One well indicated contamination above the federal Maximum Contaminant Level. Through blending with water from non-contaminated wells, the city was able to maintain a drinking water supply that met state and federal drinking water standards. The Site was placed on both the Superfund List and Federal National Priorities List (NPL). The MPCA began investigations to identify the source or sources of the contamination, while continuing to monitor contaminant levels. Levels of TCE continued to decline, while source identification investigations continued. After completion of remedial investigations to identify a source or sources of TCE contamination, a determination was made that identifying a source or sources of TCE contamination was not possible. A limited No Action Record of Decision (ROD) was approved by the MPCA, with continued monitoring. Since the ROD was approved, contaminant levels have continued to decline to levels below drinking water standards in each of the previously contaminated municipal wells. As required under the Safe Drinking Water Act, the city of Fridley is required to monitor drinking water supplies and will continue to sample wells in the well field for TCE. No further state or federal MERLA funded response actions are necessary for this Site. The MPCA will recommend to the U.S. Environmental Protection Agency that this Site also be delisted from the NPL.

For the Trio Solvent Site, response actions included the excavation and treatment of contaminated soils, and installation of a groundwater treatment system. Subsequent actions included monitored natural attenuation of contaminated groundwater and an evaluation of potential impacts to nearby surface water bodies. Ultimately, MPCA staff determined contaminant levels found in groundwater were declining and did not pose a threat to nearby surface water. Therefore, no further investigations or response actions are necessary at the Site.

The MPCA is also proposing to delist a portion of the Duluth Air Force Base Site from the Superfund List. That portion of the Duluth Air Force Base Site is known as Operable Unit 7 or Site 7. Site 7, about 2-3 acres in size, was used by the Air Force during the 1950s through the 1970s for disposal of general rubbish, construction debris, aircraft parts and drums containing unrecoverable chemicals. The U.S. Air Force excavated the disposal area and conducted follow up groundwater investigations. Through feasibility studies and natural attenuation monitoring, a determination was made to implement bioremediation treatment of contaminated groundwater. The selected treatment reduced levels of groundwater contaminants to established cleanup goals. Thus, the MPCA has determined that no further response actions are necessary at Site 7, and therefore recommends this portion of the Duluth Air Force Base be delisted from the Superfund List.

The MPCA is proposing to add the following six sites to the State Superfund List (Hazard Ranking Score assigned pursuant to *Minnesota Rules* 7044.0350 follows the site): Former Brainerd Foundry, Brainerd, Crow Wing County (2); St. Louis Park Solvent Plume, St. Louis Park, Hennepin County (3); Capri Beauty Salon, Bryon, Olmsted County (4); Southview Boulevard Site, South St. Paul, Dakota County (3); Centerville Road Dump, White Bear Township, Ramsey County (9); and the Former Hmong American Shopping Center Site/Pilgrim Cleaners Site, Brooklyn Center, Hennepin County (3). Each site has been assigned to Response Action Classes C and D (see *Minnesota Rules* 7044.0450). The four response action classes are defined as follows: Class A - Declared Emergency; Class B - Response Actions Completed and Operation and Maintenance/Long-Term Monitoring Ongoing; Class C - Response Actions Necessary or in Progress or First Year Operation and Maintenance at a Site; and Class D - Remedial Investigations and Feasibility Studies (RI/FS) Necessary or in Progress. Listing of these sites on the Superfund List is necessary for the MPCA to access MERLA funding to conduct any necessary long term response actions, as specified in *Minnesota Rules* 7044.

The MPCA invites members of the public to submit written comments on the proposed additions to and/or deletions from the Superfund List. All written comments with regard to these proposed changes to the Superfund List must be received no later than 4:30 p.m. on February 26, 2010.

Written comments regarding these proposed MPCA additions to, and deletions from, the Superfund List should be submitted to: Gary L. Krueger, Superfund Program, Remediation Division, Minnesota Pollution Control Agency, 520 Lafayette Road North, St. Paul, Minnesota 55155-4194.

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Any interested person may submit a petition to the Commissioner of the MPCA requesting that the MPCA Citizens' Board make the decision on whether to adopt these changes to the Superfund List that have been proposed by the MPCA. To be considered timely, the petition must be received by the MPCA contact person, Gary L. Krueger, by 4:30 p.m. on February 26, 2010.

The decision whether to adopt these proposed changes to the Superfund List will be made by the MPCA Citizens' Board if: (1) the MPCA Commissioner grants the petition requesting the matter to be presented to the MPCA Citizens' Board; or (2) a MPCA Citizens' Board member requests to hear the matter prior to the time the MPCA Commissioner makes a final decision on the proposed changes to the Superfund List.

All written comments received by the above deadline will be considered by the MPCA in establishing the updated State Superfund Priority List.

Paul Eger, Commissioner
Minnesota Pollution Control Agency

Department of Transportation (Mn/DOT) Engineering Services Division Office of Construction Notice of Suspension

NOTICE IS HEREBY GIVEN that the Department of Transportation (Mn/DOT) has ordered that the following vendors be suspended effective December 23, 2009, for a period of sixty (60) days:

- Joseph Edward Riley, Morris MN
- John Thomas Riley, Morris MN
- Riley Bros. Companies Inc. and its affiliates, Morris MN
- Riley Bros. Construction Inc. and its affiliates, Morris MN