

Minnesota State Register

Published every Monday (Tuesday when Monday is a holiday)



**Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules;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

Monday 12 June 2017

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Minnesota State Register

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

The *Minnesota 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. It contains:

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
- Executive Orders of the Governor
- Appointments
- Proclamations
- Vetoed Rules
- 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. 41 Issue Number	PUBLISH DATE (BOLDFACE shows altered publish date)	Deadline for: all Short Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical- Consulting Contracts, Non-State Bids and Public Contracts	Deadline for LONG, Complicated Rules (contact the editor to negotiate a deadline)
# 51	Monday 19 June	Noon Tuesday 13 June	Noon Thursday 8 June
# 52	Monday 26 June	Noon Tuesday 20 June	Noon Thursday 15 June
# 1	Monday 3 July	Noon Tuesday 27 June	Noon Thursday 22 June
# 2	Monday 10 July	Noon Tuesday 4 June	Noon Thursday 29 June

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Federal Register

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U.S. Government Printing Office – Fax: (202) 512-1262
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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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in Vol 41, #26 - Tuesday 27 December 2016)
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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 §§ 14.1414.20, 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.

Board of Accountancy

Proposed Permanent Rules Regarding Fees, Peer Reviews, Education, and Housekeeping Updates; Notice of Intent to Adopt Rules Without a Public Hearing

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; Revisor’s ID Number R-04392

Proposed Amendments to Rules Governing Fees, Education, Peer Review and Housekeeping Updates, Minnesota Rules, 1105.0100, 1105.0250, 1105.0900, 1105.1200, 1105.1400, 1105.1500, 1105.2400, 1105.2500, 1105.2540, 1105.2600, 1105.2900, 1105.3000, 1105.3100, 1105.4000, 1105.4100, 1105.4600, 1105.4700, 1105.4900, 1105.5100, 1105.5600, 1105.6300, 1105.7100, 1105.7450, 1105.7500, 1105.7800, 1105.7850;

Proposed Repeal of Obsolete Rules, Minnesota Rules, parts 1105.0100, subpart 9e; 1105.0200, subpart 3; and 1105.5700.

Introduction. The Board of Accountancy 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 July 12, 2017, the Board will hold a public hearing in Suite 295, Golden Rule Building, 85 E. 7th Place, St. Paul, Minnesota 55101, starting at 9:30 a.m. on Wednesday, July 26, 2017. To find out whether the Board will adopt the rules without a hearing or if it will hold the hearing, you should contact the agency contact person after July 12, 2017 and before July 26, 2017.

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: Andrea Barker at the Board of Accountancy, 85 E. 7th Place, Suite 125, St. Paul, MN 55101, 651-757-1511, Fax: 651-282-2644, and email: andrea.barker@state.mn.us. TTY users may call the Board at (800) 627-3529. You may also review the proposed rule and submit written comments via the Office of Administrative Hearings

Proposed Rules

Rulemaking e-comments website at <https://minnesotaoah.granicusideas.com/discussions> .

Subject of Rules and Statutory Authority. The proposed rules are about reducing fees, clarifying the education requirements for initial certificates, aligning peer review and continuing education requirements with national standards, and making housekeeping modifications including repealing obsolete rules. The statutory authority to adopt the rules is *Minnesota Statutes*, section 326A.02, subdivision 5. A copy of the proposed rules is published in the *State Register*, attached to this notice as mailed, and available on the Board's website at www.boa.state.mn.us/rulemaking.html.

Comments. You have until **4:30 p.m. on Wednesday, July 12, 2017**, to submit written comment 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. Any comments that you have about the legality of the proposed rules must also be made during this comment period.

Request for a Hearing. In addition to submitting comments, you may request that the Board 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 Wednesday, July 12, 2017. 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 Board 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 Board might 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 Board follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Board encourages you to participate in the rulemaking process.

Cancellation of Hearing. The Board will cancel the hearing scheduled for July 26, 2017, 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 651-757-1511 after July 12, 2017, to find out whether the hearing will be held.

Notice of Hearing. If 25 or more persons submit valid written requests for a public hearing on the rules, the Board will hold a hearing following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The Board 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 Eric Lipman is assigned to conduct the hearing. Judge Lipman's Legal Assistant Katie Lin can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, telephone 651-361-7900, and FAX 651- 539-0310 or katie.lin@state.mn.us.

Hearing Procedure. If the Board 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 is 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 new evidence during the five-day rebuttal period. The Office of Administrative Hearings must receive all comments and responses submitted to the Administrative Law Judge via the Office of Administrative Hearings Rulemaking e-comments website at

Proposed Rules

<https://minnesotaoah.granicusideas.com/discussions> no later than 4:30 p.m. on the due date. All comments or responses received will be available for review at the Board office or on the Board's website at www.boa.state.mn.us. 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 SONAR is available on the Board's website at www.boa.state.mn.us.

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) 539-1180 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 Board will submit the rules and supporting documents to the Office of Administrative Hearings for a legal review. 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.

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: May 22, 2017

Signed by: Doreen Frost, Executive Director
Board of Accountancy

1105.0100 DEFINITIONS.

[For text of subps 1 to 4, see M.R.]

Subp. 4a. **Asynchronous.** "Asynchronous" means a learning activity in which the participant has control over time, place, or pace of learning.

Subp. 4b. **Blended learning program.** "Blended learning program" means an educational program incorporating multiple learning formats.

[For text of subps 5 to 9, see M.R.]

Subp. 9a. **Group Internet-based program.** "Group Internet-based program" means an educational process designed to permit a participant to learn a given subject through interaction with an instructor and other participants by using the Internet: individual participation in synchronous learning with real-time interaction of an instructor or subject matter expert and built-in process for attendance and interactivity.

Subp. 9b. **Group live program.** "Group live program" means an educational process designed to permit a participant to learn a given subject through interaction with an instructor and other participants in a classroom or conference setting: synchronous learning in a group environment with real-time interaction of an instructor or subject matter expert that provides the required elements of attendance monitoring and engagement.

[For text of subps 9c and 9d, see M.R.]

Proposed Rules

Subp. 9e. [See repealer.]

Subp. 9f. **Licensee.** In addition to the definition “Licensee” has the meaning given in Minnesota Statutes, section 326A.01, subdivision 9, a “licensee” for purposes of parts 1105.1200, 1105.5600, 1105.5800, and 1105.7800, and Minnesota Statutes, sections 326A.08, 326A.10, and 326A.13, can also be a person issued a certificate as a certified public accountant under the law of any other state who is rendering services in this state according to Minnesota Statutes, section 326A.04 or 326A.14, or an entity issued a permit as a CPA firm under the law of any other state who is rendering services in this state according to Minnesota Statutes, section 326A.05.

[For text of subp 10, see M.R.]

Subp. 10a. **Nano-learning program.** “Nano-learning program” means a tutorial program designed to permit a participant to learn a given subject in a ten-minute time frame through the use of electronic media and without interaction with a real time instructor. A nano-learning program differs from a self-study program in that it is typically focused on a single learning objective and is not paper-based. A nano-learning program is not a group program. Nano-learning is not a substitute for comprehensive programs addressing complex issues.

[For text of subps 11 to 11b, see M.R.]

Subp. 12. **Peer review.** “Peer review” means an independent study, appraisal, or review of one or more aspects of the attest or compilation professional services of a licensee that issues attest or compilation reports, or the professional work of a person registered under Minnesota Statutes, section 326A.06, paragraph (b). The reviews must be conducted according to standards approved by the board as specified in this chapter by a person or persons who hold certificates with an active status and who are not affiliated with the licensee or CPA firm being reviewed or by reviewers approved by the board as specified in this chapter has the meaning given in Minnesota Statutes, section 326A.01, subdivision 12.

[For text of subps 13 to 16, see M.R.]

Subp. 16a. **Self-study program.** “Self-study program” means an educational process designed to teach a participant a given subject without involvement of an instructor program completed individually without the assistance or interaction of a real time instructor.

[For text of subp 17, see M.R.]

Subp. 18. **Synchronous.** “Synchronous” means a group program in which participants simultaneously engage in learning activities.

1105.0250 INCORPORATION BY REFERENCE.

A. For purposes of this chapter, the documents dated June 1, 2007, in item B; the documents dated June 1, 2007, in item C; the document as of December 2007 and copyrighted 2008 in item D; the July 2007 revision of the document in item E; the document dated October 2006, in item F; the document dated June 1, 2007, in item G; and the document dated June 30, 2007, in item H; in items B to G are incorporated by reference to the extent other provisions of this chapter and Minnesota Statutes do not modify or conflict with the provisions of the documents, in which case the provisions of this chapter and Minnesota Statutes shall prevail. They can be found at the State Law Library and are subject to frequent change.

B. The following documents AICPA Code of Conduct and other statements and standards identified in this item are published by and available from the American Institute of Certified Public Accountants as “AICPA Professional Standards.” The documents are available from AICPA, 1211 Avenue of the Americas, New York, NY 10036; www.aicpa.org;

- (1) AICPA Code of Professional Conduct, effective December 15, 2014;
- (2) Statements on Quality Control Standards 8, copyright 2015;
- (3) Standards for Performing and Reporting on Peer Reviews, copyright 2015; and
- (4) Statement on Standards for Continuing Professional Education (CPE) Programs, revised August 2016;

The Code of Professional Conduct and the other statements and standards identified in this item are published in the document identified in item C, subitem (2).

- (5) Statements on Auditing Standards, dated June 1, 2015;
- (6) Statements on Standards for Attestation Engagements, dated June 1, 2015;
- (7) Statement on Standards for Accounting and Review Services, issued October 2014;
- (8) Consulting Services Standards, revised January 2015;
- (9) Statements on Standards for Tax Services, dated November 2009; and
- (10) Statements on Standards for Valuation Services, copyright 2015.

C. ~~The following documents are published by and available from the American Institute of Certified Public Accountants, 1211 Avenue of the Americas, New York, NY 10036:~~

- (1) ~~AICPA Professional Standards, Volume 1; and~~
- (2) ~~AICPA Professional Standards, Volume 2.~~

C. The following document is published by the National Association of State Boards of Accountancy and is available from the American Institute of Certified Public Accountants, 1211 Avenue of the Americas, New York, NY 10036: NASBA Fields of Study, July 2016 revision.

D. ~~The following document is published by and available from the American Institute of Certified Public Accountants, 1211 Avenue of the Americas, New York, NY 10036: PCAOB Standards and Related Rules, 2016 edition.~~

E. ~~The following document is published by and available from the United States General Accounting Government Accountability Office, Washington, DC 20548: Government Auditing Standards: July 2007 December 2011 revision.~~

F. ~~The following document is published by the National Association of State Boards of Accountancy, Nashville, TN: NASBA Model Code of Conduct.~~

G. ~~F. The following document is published by the Financial Accounting Standards Board, Norwalk, CT: Accounting Standards-Current Text, Volumes I and H FASB Accounting Standards Codification, dated October 31, 2015.~~

H. ~~G. The following document is published by the Governmental Accounting Standards Board, Norwalk, CT: Codification of Governmental Accounting and Financial Reporting Standards Government Accounting Standards Board Codification, dated June 30, 2015.~~

1105.0900 VERIFICATION AND TRANSFER OF GRADE FEES.

Requests for verification of data on examinees, certificate holders, registrants, or licensees, and requests for transfer of grades, must be made in writing and accompanied by a \$20 administrative processing fee and a self-addressed stamped envelope.

1105.1200 COMMUNICATIONS.

An applicant, licensee, or registrant, or individual with practice privileges under Minnesota Statutes, section 326A.14, shall respond to communications from the board, committees of the board, or the attorney general on behalf of the board within 30 days of the mailing of communications, unless an earlier response is requested within the communications. An applicant, licensee, or registrant, or individual with practice privileges under Minnesota Statutes, section 326A.14, shall appear before the board, committees of the board, or the attorney general on behalf of the board when requested to do so and provide copies of all pertinent records, including handwriting samples, to assist the board in its deliberations. ~~Communications must be addressed to "Executive Director, Board of Accountancy."~~ An applicant, licensee, or registrant, or individual with practice privileges under Minnesota Statutes, section 326A.14, shall sign an authorization letter giving the board access to information relating to a board investigation that is held by any federal, state, or other local government agency, or professional organization, the subject matter of which pertains to conduct as described in Minnesota Statutes, section 326A.08, subdivision 5, paragraph (a), clause (10), when requested to do so by the board or by the attorney general on behalf of the board.

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1105.1400 SEMESTER HOUR; ACCREDITATION; CREDIT FOR COURSES.

[For text of subp 1, see M.R.]

Subp. 2. **Definition; accreditation.** As used in this chapter, “accreditation” refers to the process of quality control of the education process. There are three different levels types of accreditation referred to in this chapter and the degree to which the board relies on accreditation differs according to the level at which the degree-granting institution is accredited type of accreditation. The three levels types of accreditation are described in items A to C.

A. Level one accreditation, the An educational institution, is granted to a four-year, degree-granting college or university that is must be accredited by one or more of the six recognized regional or national accrediting agencies or successor agencies listed with the United States Department of Education. The recognized regional accrediting agencies are: the Middle States Commission on Higher Education, the North Central Association of Colleges and Schools, the Higher Learning Commission, the New England Association of Schools and Colleges, Commission on Institutions of Higher Education, the Northwest Commission on Colleges and Universities, the Southern Association of Colleges and Schools, Commission on Colleges, and the Western Association of Schools and Colleges, Senior Colleges and University Commission.

B. Level two accreditation, The A business school, is granted to a business school or college of business that has been within an accredited educational institution must be accredited by a national accreditation agency listed with the United States Department of Education, such as the American Assembly of Collegiate Schools of Business the Association to Advance Collegiate Schools of Business (AACSB), following a specific and comprehensive review of its faculty, resources, and curricula. In evaluating a candidate’s credentials, the board shall rely on this accreditation as evidence that the institution’s business school has met minimum overall standards of quality for such schools or the Accreditation Council for Business Schools and Programs (ACBSP).

C. Level three accreditation, The An accounting program or department, is granted to an accounting program or department that has been within an AACSB- or ACBSP-accredited business school must be accredited by a national accreditation agency listed with the United States Department of Education, such as the AACSB or ACBSP. Accounting programs or departments accredited in this manner have met standards substantially higher and much more specific than those required for level one or level two accreditation. For level three accreditation, the accounting program or department must meet a stringent set of standards that address faculty credentials, student quality, physical facilities, and curricula. Graduates who submit transcripts from accredited accounting programs shall be deemed to have met the board’s specific accounting and business course requirements.

Subp. 3. **Institution accredited when degree is granted.** A candidate is considered as graduating from an accredited educational institution if, at the time the educational institution grants the applicant’s baccalaureate or graduate degree, it is accredited at the appropriate level as outlined in according to this chapter.

Subp. 4. **Institution accredited when applicant files with board.** If an educational institution was not accredited at the time an applicant’s baccalaureate or graduate degree was received, but is so accredited at the time the application is filed with the board, the institution is considered to be accredited for the purpose of subpart 3, if it:

[For text of items A and B, see M.R.]

Subp. 5. **Degree includes courses taken at nonaccredited another institution.** If an applicant’s baccalaureate or graduate degree was received at an accredited educational institution pursuant to subpart 3 or 4, but the educational program that was coursework used to qualify the applicant as an accounting major included courses taken at nonaccredited other institutions, either before or after graduation, the courses are considered to have been taken at the accredited institution from which the applicant’s degree was received, if the accredited institution either:

[For text of items A and B, see M.R.]

[For text of subs 6 to 8, see M.R.]

1105.1500 EDUCATION REQUIREMENTS.

Subpart 1. **Education requirements.** For purposes of Minnesota Statutes, section 326A.03, subdivision 3, an applicant is considered to have met the education requirement if the applicant has met any one of the following conditions:

A. earned a graduate degree with a concentration in accounting from an accounting program or department within an AA-CSB- or ACBSP-accredited business school that is accredited (level three accreditation) by an accrediting agency listed with the United States Department of Education AACSB or ACBSP;

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B. earned a graduate degree from a business school or college of business that is accredited (~~level two accreditation~~) by an accrediting agency recognized by the board AACSB or ACBSP and completed at least 24 semester hours in accounting at the undergraduate level or 15 semester hours at the graduate level, or an equivalent combination thereof, including coverage of, but not necessarily separate courses in, the subject of the following required courses: financial accounting, auditing, taxation, and management accounting;

C. earned a baccalaureate degree from a business school or college of business that is accredited (~~level two accreditation~~) by an accrediting agency listed with the United States Department of Education AACSB or ACBSP and completed at least 24 semester hours in accounting at the undergraduate or graduate level, including coverage of, but not necessarily separate courses in, the subjects of the following required courses: financial accounting, auditing, taxation, and management accounting; and completed at least an additional 24 semester hours in business-related or accounting courses at the undergraduate or graduate level; or

D. earned a baccalaureate or higher degree from an accredited educational institution (~~level one accreditation~~) accredited by one or more of the regional accrediting agencies described in part 1105.1400, subpart 2, item A, that included or is supplemented by at least 24 semester hours of accounting at the upper division or graduate intermediate or advanced level, including coverage of, but not necessarily separate courses in, the subjects of the following required courses: financial accounting, auditing, taxation, and management accounting that is earned at an accredited educational institution. Upper division is normally defined as junior or senior level. In accounting, this would be all courses taken beyond the elementary level. Graduate level is defined as courses that apply towards an advanced degree offered by an accredited educational institution offering bachelor's and graduate degrees in business or accounting. Intermediate or advanced level coursework includes courses taken beyond the introductory level.

Subp. 2. [Repealed, 38 SR 1367]

1105.2400 EMERGENCY EXAMINATION PROCEDURES.

When circumstances exist making it impossible for the board or examination administrator to conduct the examination at the time, date, or place scheduled or make it impossible for a majority of examination candidates to attend the examination at the time, date, or place scheduled, the board shall waive parts 1105.1600, subpart 3; 1105.1700; and 1105.2000, subpart 2; and Minnesota Statutes, section 326A.04, subdivision 5, paragraph (b), clauses (14) and (15), to avoid hardship on examination candidates affected. The circumstances include notice to the board of the unavailability of the examination site with insufficient time to give notice to examination candidates; weather emergencies as declared by the governor, the governor's designees, or those state officials empowered to close public highways; civil disturbances; natural disasters; and other causes that affect the board's or examination administrator's ability to fairly administer the examination.

1105.2500 APPLICATIONS FOR CERTIFICATES.

A. Applications for initial certificates and for renewal of certificates pursuant to the act must be made on a form provided by the board and, in the case of applications for renewal, must be filed no later than the expiration date set by the act or this chapter. Applications are not considered filed until the board receives the fully completed application, the applicable fee prescribed in Minnesota Statutes, section 326A.04, and the following supporting documentation:

(1) for initial certificates, evidence of completion of the education, examination, and experience requirements in part 1105.3800, items A, E, F, G, and H; and

(2) for renewal certificates, evidence of completion of continuing education requirements described in item B.

Applicants who do not supply all required supporting documents and applicable fees for an initial certificate within ~~four~~ three years of the date the application was received by the board shall submit a new application with the required fee. If an application for renewal is filed late, it must also be accompanied by the delinquency fee prescribed in Minnesota Statutes, section 326A.04. In addition, the reinstatement fee prescribed in Minnesota Statutes, section 326A.04, must be paid if the renewal is filed more than two years late. The application for renewal must be submitted on a form provided by the board by December 31 of each year.

[For text of items B to E, see M.R.]

1105.2540 TEMPORARY MILITARY CERTIFICATE.

Subpart 1. **Information required.** An applicant shall submit an application for a temporary military certificate under Minnesota Statutes, section 326A.04, subdivision 5, paragraph (b), clause (14).
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sota Statutes, section 197.4552, accompanied by payment of the license fee as specified in Minnesota Statutes, section 326A.04, subdivision 5. The applicant shall supply the board with evidence of all the following:

[For text of items A to C, see M.R.]

[For text of subps 2 to 5, see M.R.]

1105.2600 EXPERIENCE REQUIRED FOR INITIAL CERTIFICATE.

The experience required to be demonstrated for issuance of an initial certificate pursuant to Minnesota Statutes, section 326A.03, subdivision 6, must comply with items A to E.D.

A. Experience consists of providing any type of services or advice using accounting, attest, compilation, management advisory, financial advisory, tax, or consulting skills.

B. ~~The applicant's experience must be verified to the board by a licensee as defined in the act or from another state who, at the date of verification, holds a "valid certificate" as defined in part 1105.6550, item A, or an unexpired certificate that has a certificate status of "inactive."~~ Experience gained in another state must be verified by a certified public accountant with an unexpired certificate, license, or registration in that state. Acceptable experience includes employment in industry, government, academia, or public practice. The board shall consider such factors as the complexity and diversity of the work appropriate for an applicant receiving an initial certificate.

C. Experience as an auditor in the Office of the Legislative Auditor or State Auditor, as verified by a licensee, is acceptable experience.

D. One year of experience consists of full- or part-time employment that extends over a period of no less than one year and no more than three years and includes no fewer than 2,000 hours of performance of services described in item A.

E. ~~A "licensee," as used in this part and part 1105.2800, is an individual who holds, at the date of verification, a "valid certificate" as defined in part 1105.6550, item A, or an unexpired certificate that has a certificate status of "inactive."~~

1105.2900 EDUCATION REQUIRED FOR INITIAL CERTIFICATION ON OR AFTER JULY 1, 2006.

[For text of item A, see M.R.]

B. Applicants who meet the requirements of part 1105.1500, subpart 1, item D, and have in total at least 150 semester hours from an accredited educational institution are presumed to have completed the educational requirements of Minnesota Statutes, section 326A.03, subdivision 6, if the 150 hours completed include ~~at least the following:~~ coursework required by part 1105.1500, subpart 1, item D, and a minimum of 24 semester hours in intermediate, advanced, or graduate-level courses in business-related subjects or accounting.

Subject Matter	Semester Hours
Upper division or graduate-level courses in financial accounting, auditing, taxation, and management accounting	24
Undergraduate or graduate-level courses in business-related subjects or accounting (not including elementary-level accounting courses or courses used to satisfy the previous 24-hour requirement in this item)	24

C. The 48-semester hour requirement in item B may not include more than six hours for internships or life experience.

D. The 150-semester hour requirement in items A and B must be nonduplicative and cover some or all one or more of the following subjects:

(1) accounting-related subjects:

[For text of units (a) to (k), see M.R.]

(1) accounting ethics; and

(2) business-related subjects:

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[For text of units (a) to (h), see M.R.]

- (i) information systems or technology; ~~and~~
- (j) business ethics;
- (k) marketing; and
- (l) data analytics.

1105.3000 CONTINUING PROFESSIONAL EDUCATION REQUIREMENTS.

The requirements of continuing professional education in items A to G apply pursuant to Minnesota Statutes, section 326A.04, subdivision 4.

[For text of items A to D, see M.R.]

E. Failure to report CPE, failure to obtain CPE required by this part, reporting of an amount less than that required, or fraudulently reporting CPE is a basis for disciplinary action under Minnesota Statutes, section 326A.08. A licensee not in compliance with this part on ~~June 30 of each year~~ shall be assessed a late processing fee of \$50 for the first month, or partial month, of noncompliance and \$25 per month, or partial month, of noncompliance thereafter until the date the licensee is in compliance with this part and provides documentation of compliance in writing to the board.

[For text of items F and G, see M.R.]

1105.3100 CONTINUING PROFESSIONAL EDUCATION PROGRAMS.

[For text of subp 1, see M.R.]

Subp. 2. **Other qualifications.** The board shall accept programs that, in the determination of the board, contribute to the growth of the professional knowledge and competence of the licensee even if the programs do not meet the specific requirements of subpart 1 if the licensee shows that the programs contribute to the licensee's professional knowledge and professional competence. All self-study programs and program sponsors must be approved by NASBA and listed on NASBA's CPE Registry. The following learning activities are eligible for CPE credit as specified in the Statement on Standards for Continuing Professional Education (CPE) Programs jointly approved by NASBA and AICPA:

- A. group live programs;
- B. group Internet-based programs;
- C. blended learning programs;
- D. nano-learning programs;
- ~~E.~~ E. independent study;
- ~~D.~~ F. authoring articles, books, or CPE courses for publication; and
- ~~E.~~ G. preparation time and presentation of courses or seminars.

[For text of subp 3, see M.R.]

Subp. 4. **CPE hour limitations.** The following hour limitations apply during the rolling three-year CPE period:

- A. a maximum of 60 hours may be claimed for presenting or instructing qualifying courses or seminars;
- B. a maximum of 60 hours may be claimed for authoring articles, books, or CPE courses for publication;
- C. at least 24 hours must be obtained from attending instructor-led programs;
- D. a maximum of 24 hours may be obtained from ~~programs in the subject area of personal development~~ nontechnical

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learning activities as defined as a field of study that covers such skills as communications, managing the group process, dealing effectively with others, interviewing, counseling, and career planning in the NASBA Fields of Study, July 2016 revision, and incorporated by reference; and

E. at least 72 hours must be obtained through programs meeting the registry requirements under subpart 1.

1105.4000 APPLICATION FOR FIRM PERMIT.

A. Applications by firms for initial issuance and for renewal of permits under Minnesota Statutes, section 326A.05, must be made on a form provided by the board and, in the case of applications for renewal, must be filed no later than December 31. Applications are not considered filed until the applicable fee prescribed in Minnesota Statutes, section 326A.04, and all required documents prescribed in this chapter are received. Applicants who do not supply all required supporting documents and applicable fees for initial issuance of a permit within ~~four~~ three years of the date the application was received by the board shall submit a new application with the required fee. If an application for permit renewal is filed late, it must also be accompanied by the delinquency fee prescribed in Minnesota Statutes, section 326A.04. In addition, the reinstatement fee prescribed in Minnesota Statutes, section 326A.04, shall be paid if the renewal is filed more than two years late.

[For text of items B to J, see M.R.]

1105.4100 NOTIFICATION OF CHANGES BY FIRMS.

A. A firm granted a permit according to Minnesota Statutes, section 326A.05, shall file with the board a written notification of any of the following events concerning the practice of public accountancy within this state within 30 days after its occurrence:

[For text of subitems (1) to (7), see M.R.]

(8) the initial offering report date of attest or compilation services in this state; and

[For text of subitem (9), see M.R.]

[For text of items B and C, see M.R.]

1105.4600 PEER REVIEW.

For the purpose of parts 1105.4600 to 1105.5500, the terms in this part have the meanings given.

A. "Peer review" means an independent study, appraisal, or review of one or more aspects of the attest or compilation professional services of a person or firm as required by Minnesota Statutes, section 326A.05, subdivision 8 has the meaning given in Minnesota Statutes, section 326A.01, subdivision 12.

[For text of items B and C, see M.R.]

1105.4700 PEER REVIEW STANDARDS.

A. For purposes of parts 1105.4600 to 1105.5500, Standards for Performing and Reporting on Peer Reviews (Standards) and Statements on Quality Control Standards (Statements) that are contained in AICPA Professional Standards, ~~Volume 2~~, are incorporated by reference.

[For text of items B and C, see M.R.]

1105.4900 EXEMPTION FROM PEER REVIEW REQUIREMENT.

A firm is exempt from the peer review requirement specified in part 1105.4000 if it annually represents to the board that it has not issued attest or compilation reports, that it does not intend to engage in such practices during the following year, and that it shall immediately notify the board in writing if it engages in such practices.

The representation must be made in writing, under oath, and upon forms provided by the board. The representation must be made annually at the time the firm applies for renewal of its permit.

If a firm under exemption notifies the board that it has issued attest or compilation reports, it must undergo a peer review during the first full year after its initial acceptance of an engagement. The peer review is due 18 months from the report date of the initial attest or compilation service, or sooner at the request of the firm.

1105.5100 FIRM PEER REVIEW REQUIREMENT.

A. As a condition to renewal of a firm permit, a new firm shall:

(1) undergo a peer review during the first year after it becomes subject to the requirements for peer review; and

(2) ~~report submit~~ the material in part 1105.5400 to the board no later than ~~15~~ 18 months after ~~from~~ the end of the first-year report date of the initial attest or compilation service.

After the due date of the initial peer review report, the firm shall be required to ~~report~~ undergo a peer review and submit the material every three years.

A new firm is one that has not previously been issued a permit in Minnesota or has not had a peer review completed in the three-year period prior to application. It does not include the firms described in items B to E.

[For text of items B to E, see M.R.]

1105.5600 GROUNDS FOR ENFORCEMENT ACTION.

Subpart 1. **Grounds for disciplinary action.** The grounds for revocation and suspension of certificates, registrations, and permits, and other disciplinary action against licensees, certificate holders, applicants, and individuals with privileges under Minnesota Statutes, section 326A.14, are specified in Minnesota Statutes, section 326A.08. In addition, the grounds include the following particular grounds for disciplinary action:

[For text of items A to D, see M.R.]

E. A licensee, applicant, certificate holder, registrant, individual with practice privileges under Minnesota Statutes, section 326A.14, or ~~person specified in nonlicensee owner under~~ Minnesota Statutes, section 326A.05, subdivision 3, paragraph (c), who is subject to the actions, or has engaged in activities, described in Minnesota Statutes, section 326A.08, subdivision 5, paragraph (a), clause (6) or (7), or has been convicted of, has pled guilty or nolo contendere to, or has been sentenced as a result of the commission of a felony or crime, an element of which is dishonesty or fraud, shall, within 30 days of being subject to or engaging in such actions or activities, notify the board in writing and provide the details of the activities. The notification may be used as a basis for initiating an investigation against the licensee, applicant, certificate holder, registrant, individual with practice privileges under Minnesota Statutes, section 326A.14, or ~~person specified in nonlicensee owner under~~ Minnesota Statutes, section 326A.05, subdivision 3, paragraph (c), the results of which could result in disciplinary action specified in Minnesota Statutes, section 326A.08.

[For text of item F, see M.R.]

[For text of subp 2, see M.R.]

1105.6300 MISLEADING CPA FIRM NAMES.

[For text of items A and B, see M.R.]

C. The following types of CPA firm names are not misleading and are permissible so long as they do not violate Minnesota Statutes, section ~~326.05~~ 326A.05:

[For text of subitems (1) to (4), see M.R.]

[For text of items D to F, see M.R.]

1105.7100 RAP FIRM APPLICATION.

A. Applications by RAP firms for initial issuance and for renewal of RAP firm permit must be made on a form provided by the board and, in the case of applications for renewal, shall be filed no later than December 31. Applications are not considered filed until the applicable fee prescribed in Minnesota Statutes, section 326A.04, and all required documents prescribed in this chapter are received. Applicants who do not supply all required supporting documents and applicable fees for initial issuance of a RAP firm permit within ~~four~~ three years of the date the application was received by the board shall submit a new application with the required fee. If an application for permit renewal is filed late, it must also be accompanied by the delinquency fee prescribed in Minnesota Statutes, section 326A.04. In addition, the reinstatement fee prescribed in Minnesota Statutes, section 326A.04, shall be paid if the renewal is filed more than two years late.

[For text of items B to H, see M.R.]

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1105.7450 MISLEADING RAP FIRM NAMES AND FICTITIOUS RAP FIRM NAMES.

[For text of items A and B, see M.R.]

C. The following types of RAP firm names are not misleading and are permissible so long as they do not violate Minnesota Statutes, section ~~326.05~~ 326A.05:

[For text of subitems (1) to (4), see M.R.]

[For text of items D to G, see M.R.]

1105.7500 COMPILATION REPORTS.

[For text of items A and B, see M.R.]

C. Registrants must comply with Statements on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants and incorporated by reference when performing compilation services except as specified in part 1105.6500, item C. ~~The statements are in AICPA Professional Standards, Volume 2, published by the American Institute of Certified Public Accountants, which are incorporated by reference.~~

1105.7800 CODE OF PROFESSIONAL CONDUCT.

[For text of items A to H, see M.R.]

I. A licensee or individual with practice privileges under Minnesota Statutes, section 326A.14, shall not render services that do not follow the standards, as applicable under the circumstances and at the time the services are provided, specified in the documents in part 1105.0250. In addition to these applicable standards, and to the extent other provisions of this chapter and Minnesota Statutes do not modify or conflict with them, a licensee or individual with practice privileges under Minnesota Statutes, section 326A.14, shall follow standards issued by other professional or governmental bodies including international standards setting bodies with which a licensee is required by law, regulation, or the terms of engagement to comply.

J.

(1) A licensee or individual with practice privileges under Minnesota Statutes, section 326A.14, shall not for a commission recommend or refer to a client any product or service, or for a commission recommend or refer any product or service to be supplied by a client, or receive a commission, when the licensee or individual with practice privileges under Minnesota Statutes, section 326A.14, also performs for that client:

(a) an audit or review of a financial statement;

(b) a compilation of a financial statement when the licensee expects, or reasonably might expect, that a third party will use the financial statement and the licensee's compilation report does not disclose a lack of independence; or

(c) an examination of prospective financial information.

This prohibition applies during the period in which the licensee is or individual with practice privileges under Minnesota Statutes, section 326A.14, engaged to perform any of the services listed under this item and the period covered by any historical financial statements involved in these services.

(2) A licensee or individual with practice privileges under Minnesota Statutes, section 326A.14, who is not prohibited by this item from performing services for or receiving a commission and who is paid or expects to be paid a commission shall disclose that fact to any person or entity to whom the licensee or individual with practice privileges under Minnesota Statutes, section 326A.14, recommends or refers a product or service to which the commission relates.

(3) Any licensee or individual with practice privileges under Minnesota Statutes, section 326A.14, who accepts a referral fee for recommending or referring any service of a licensee or individual with practice privileges under Minnesota Statutes, section 326A.14, to any person or entity or who pays a referral fee to obtain a client shall disclose any acceptance or payment to the client.

K.

(1) A licensee or individual with practice privileges under Minnesota Statutes, section 326A.14, shall not:

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(a) perform for a contingent fee any professional services for, or receive any fee from a client for whom the licensee or the licensee's firm, or an individual with practice privileges under Minnesota Statutes, section 326A.14, performs:

i. an audit or review of a financial statement;

ii. a compilation of a financial statement when the licensee expects, or reasonably might expect, that a third party will use the financial statement and the licensee's compilation report does not disclose a lack of independence; or

iii. an examination of prospective financial information; or

(b) prepare an original or amended tax return or claim for a tax refund for a contingent fee for any client.

(2) The prohibition in subitem (1) applies during the period in which the licensee or individual with practice privileges under Minnesota Statutes, section 326A.14, is engaged to perform any of the services listed in this item and the period covered by any historical financial statements involved in any listed services.

(3) A contingent fee is a fee established for the performance of any service pursuant to an arrangement in which no fee will be charged unless a specified finding or result is attained, or in which the amount of the fee is otherwise dependent upon the finding or result of such service. For purposes of this item, fees are not regarded as being contingent if fixed by courts or other public authorities, or, in tax matters, if determined based on the results of judicial proceedings or the findings of governmental agencies. A licensee's fees may vary depending, for example, on the complexity of services rendered.

1105.7850 RETENTION AND CONTENT OF AUDIT DOCUMENTATION.

A. Firms granted permits under Minnesota Statutes, section 326A.05, shall prepare, according to professional standards contained in AICPA Professional Standards, ~~Volume 1~~, and retain for a period of not less than six years from the report date audit documentation in sufficient detail to support the conclusions reached in any report issued by the firm on the financial statements audited.

[For text of items B to H, see M.R.]

REPEALER. Minnesota Rules, parts 1105.0100, subpart 9e; 1105.0200, subpart 3; and 1105.5700, are repealed.

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 Natural Resources

Adopted Expedited Emergency Game and Fish Rules: 2017 Elk Season

Notice is hereby given that the above entitled rules have been adopted through the process prescribed by Minnesota Statutes, section 84.027, subdivision 13 (b). The statutory authority for the content of the rules is Minnesota Statutes, sections 97A.433, 97A.535 and 97B.515.

The following conditions do not allow compliance with Minnesota Statutes, sections 97A.0451 to 97A.0459: Population survey data necessary for setting seasons and quotas for harvesting elk are not available until early spring. Appropriate season lengths and harvest quotas are necessary to maintain sustainable elk populations at levels acceptable to hunters and landowners. Changes in general regulations related to elk registration are necessary to allow flexibility in locating the mandatory orientation conveniently for hunters and to correct an oversight by providing a clear time interval for when harvested elk must be registered.

Dated: May 11, 2017

Tom Landwehr
Commissioner of Natural Resources

6232.4300 SEASONS 2017 SEASON DATES AND ~~OPEN AREAS QUOTAS~~ FOR TAKING ELK.

[For text of subp 1, see M.R.]

Subp. 1a. **Season dates.** Licensed hunters may take elk during the following 2017 seasons:

A. season A: September 9 to 17; and

B. season B: October 7 to 15.

Subp. 2. **Open areas.**

A. A license for the Grygla elk zones is valid for taking elk within The Primary Grygla Elk Zone prescribed in part 6232.4600, subpart 1, and the Secondary Grygla Elk Zone as described ~~prescribed~~ in part 6232.4600, subpart 2, are closed in 2017.

[For text of item B, see M.R.]

C. A license for the Kittson County Northeast Elk Zone is valid for taking elk within the elk zone prescribed in part 6232.4600, subpart 4.

Subp. 3. **Quotas.** The number of available licenses for the 2017 elk-hunting season is eight in the Kittson County Central Elk Zone and five in the Kittson County Northeast Elk Zone, distributed as follows:

A. season A: three licenses in the Kittson County Central Elk Zone valid for legal antlered bull elk, one license in the Kittson County Central Elk Zone for a legal antlerless elk, and two licenses in the Kittson County Northeast Elk Zone valid for legal antlered bull elk; and

B. season B: three licenses in the Kittson County Central Elk Zone valid for legal antlered bull elk, one license in the

Expedited Emergency Rules

Kittson County Central Elk Zone for a legal antlerless elk, and three licenses in the Kittson County Northeast Elk Zone valid for legal antlered bull elk.

6232.4400 GENERAL REGULATIONS FOR TAKING ELK.

[For text of subs 1 to 6, see M.R.]

Subp. 7. **Orientation required.** A successful applicant may only obtain an elk license by attending an orientation session at the Thief Lake Wildlife Management Area headquarters a location designated by the commissioner of natural resources.

Subp. 8. **Registration.** Within 24 hours of taking an elk, a person must present and register the elk in person at an elk-registration station designated by the commissioner of natural resources.

6232.4500 ELK LICENSE APPLICATION PROCEDURE.

Subpart 1. **General provisions.** The provisions in this part apply to the elk license application process.

A. If the number of applications for any zone and season exceeds the quota, a random selection will be conducted to determine the successful applicants.

[For text of items B and C, see M.R.]

D. The application deadline is the Friday nearest ~~July~~ June 15.

[For text of items E and F, see M.R.]

[For text of subp 2, see M.R.]

Subp. 3. **Drawing procedure.**

A. A random drawing from a pool consisting of general drawing applicants must be used to distribute licenses that are offered in the Kittson County Central and Northeast Elk Zones.

~~A. B. If one or more than one qualified landowners in either zone apply, a drawing to select one landowner in the Primary and Secondary Grygla Elk Zones, combined, and one landowner in the Kittson County Central and Northeast Elk Zone shall occur first. The remaining parties shall then be selected in a general drawing to finalize successful parties. If no qualified landowners apply, all licenses shall be drawn from the general pool of applicants. Zones applies, a drawing to select one landowner licensee for each zone must occur first.~~

~~B. C. There shall also be alternate parties drawn from the pool of unsuccessful parties. These parties would be offered the opportunity to purchase licenses that have been offered to a successful party, but not purchased. The pool consists of the remaining landowners, tenants, and parties from the general drawing. An alternate party shall only be notified in the event that a successful party decides not to purchase a license.~~

EFFECTIVE PERIOD. The emergency amendments to Minnesota Rules, parts 6232.4300, 6232.4400, and 6232.4500, expire March 1, 2018. After the emergency amendments expire, the permanent rules as they read before the amendments again take effect, except as they may be amended by permanent rule.

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

Emergency Executive Order 17-03: Declaring an Emergency and Providing Assistance for Search and Rescue

I, **Mark Dayton, 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, three canoeists have been missing for four days in the Boundary Waters Canoe Area (BWCA) and sent a distress text message the evening of June 1, 2017;

Whereas, the St. Louis County Sheriff is conducting search and rescue operations for the lost persons;

Whereas, the Minnesota State Patrol is providing an aircraft to help with the search; and

Whereas, the St. Louis County Sheriff has requested the assistance of the Minnesota National Guard to provide additional aerial support for the search and rescue operation.

Now, Therefore, I hereby order that:

The Adjutant General of Minnesota was ordered to state active duty on or about June 1, 2017, in the service of the State and to provide such personnel and equipment of the military forces of the State as required and for such period of time as necessary to provide assistance and emergency relief services.

The Adjutant General is authorized to purchase, lease or contract for goods and services necessary to accomplish the mission.

The cost of subsistence, transportation, fuel, pay and allowances of said individuals shall be defrayed from the general fund of the State, as provided for in Minnesota Statutes, sections 192.49, subdivisions 1 and 2; 192.52; and 192.54, and as otherwise permitted by law.

Pursuant to Minnesota Statutes, section 4.035, subdivision 2, this Peacetime Emergency Executive Order is effective immediately and must be filed with the Secretary of State and published in the State Register as soon as possible after its issuance. It remains in effect until such date as elements of the military forces of the State are no longer required.

In Testimony Whereof, I have set my hand on this 2nd day of June, 2017.

Mark Dayton
Governor

Filed According to Law:

Steve Simon
Secretary of State

Commissioner's Orders

Various agency commissioners are authorized to issue "commissioner's orders" on specified activities governed by their agency's enabling laws. See the *Minnesota Statutes* governing each agency to determine the specific applicable statutes. Commissioners' orders are approved by assistant attorneys general as to form and execution and published in the *State Register*. These commissioners orders are compiled in the year-end subject matter index for each volume of the *State Register*.

Department of Natural Resources (DNR)

Commissioner's Order – SNA Order #250: Blanket Flower Scientific and Natural Area

Date: June 5, 2017

Statutory authority: *Minnesota Statutes*, sections 84.033, 86A.05, subd. 5, and 97A.093

Supersedes: SNA Order #243

BACKGROUND

WHEREAS, certain lands in Clay County, Minnesota, described as:

The North Half of the Northeast Quarter, the Southwest Quarter of the Northeast Quarter, the Southwest Quarter of the Northwest Quarter, the Northeast Quarter of the Northwest Quarter, and the North 650.00 feet of the Southeast Quarter of the Northwest Quarter of Section 14, Township 137 North, Range 44 West, Clay County, Minnesota;

AND

The Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter, Section 14, Township 137 North, Range 44 West, Clay County, Minnesota, lying northerly of the existing Township Road (also designated as 147th Avenue South);

AND

The South Half of the South Half of Section 11, Township 137 North, Range 44 West;

AND

The North One-Half (N1/2) of the Northwest Quarter (NW1/4) of Section 23, Township 137 North, Range 44 West, Clay County, Minnesota, EXCEPTING THEREFROM, the North 450 feet of the West 580 feet of the Northeast Quarter (NE1/4) of the Northwest Quarter (NW1/4) of said Section 23.

AND

The East One-Half (E1/2) of the Southwest Quarter (SW1/4) lying south of the centerline of existing township road in Section 14, Township 137 North, Range 44 West, Clay County, Minnesota, EXCEPTING THEREFROM the West 580 feet of the said East One-Half (E1/2) of the Southwest Quarter (SW1/4); and the West One-Half (W1/2) of the West One-Half (W1/2) of the Southeast Quarter (SE1/4), lying south of the centerline of existing township road in said Section 14.

Also, unto the grantee, its employees and their agents only, a 33 foot wide perpetual easement for ingress and egress across the following described property: The West 580 feet of the East One-Half of the Southwest Quarter lying south of the centerline of existing township road in Section 14 and the North 450 feet of the West 580 feet of the Northeast Quarter of the Northwest Quarter of Section 23, all in Township 137 North, Range 44 West, Clay County, Minnesota. Centerline of said easement being described as follows:

Commencing at the northwest corner of said Section 23; thence on an assumed bearing of North 89 degrees 47 minutes 40 seconds East along the north line of said Northwest Quarter of the Northwest Quarter a distance of 1336.14 feet to the northeast corner of the Northwest Quarter of the Northwest Quarter of said Section 23; thence South 03 degrees 02 minutes 24 seconds East along the west line of the Northeast Quarter of the Northwest Quarter of said Section 23 a distance of 341.22 feet to the point of beginning of the easement centerline to be described; thence North 51 degrees 42 minutes 43 seconds East a distance of 55.43

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feet; thence North 50 degrees 40 minutes 27 seconds East a distance of 103.89 feet; then North 61 degrees 27 minutes 40 seconds East a distance of 72.09 feet; thence North 62 degrees 00 minutes 54 seconds East a distance of 40.64 feet; thence North 03 degrees 20 minutes 59 seconds East a distance of 62.79 feet; thence North 03 degrees 03 minutes 15 seconds East a distance of 83.22 feet; thence North 01 degrees 10 minutes 45 seconds West a distance of 45.39 feet; thence North 04 degrees 12 minutes 55 seconds East a distance of 81.40 feet; thence North 02 degree 22 minutes 00 seconds West a distance of 82.80 feet; thence North 18 degrees 32 minutes 45 seconds West a distance of 75.35 feet ; thence North 25 degrees 20 minutes 53 seconds West a distance of 38.89 feet; thence North 21 degrees 43 minutes 39 seconds West a distance of 66.40 feet; thence North 15 degrees 59 minutes 22 seconds West a distance of 85.50 feet; thence North 11 degrees 29 minutes 31 seconds West a distance of 92.20 feet; thence North 07 degrees 28 minutes 25 seconds West a distance of 65.54 feet; thence North 02 degrees 03 minutes 35 seconds West a distance of 69.89 feet; thence North 02 degrees 32 minutes 44 seconds East a distance of 116.95 feet; thence North 03 degrees 16 minutes 29 seconds East a distance of 204.57 feet; thence North 02 degrees 53 minutes 57 seconds East a distance of 212.51 feet; thence North 02 degrees 33 minutes 11 seconds East a distance of 143.04 feet; thence North 06 degrees 48 minutes 19 seconds West a distance of 79.14 feet to the centerline of existing township road and said easement centerline there terminating.

The sidelines of said easement are to be shortened or prolonged to terminate at the west line of the Northeast Quarter of the Northwest Quarter of said Section 23.

AND

A perpetual access easement over, along, and across real property located in Township 137 North, Range 44 West, Clay County Minnesota, described as follows:

The West 33 feet of the Southwest Quarter of the Southwest Quarter (SW1/4 SW1/4) of Section 12 and the West 33 feet of the Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) of Section 13.

AND

All that part of the Southeast Quarter of the Northwest Quarter, Section 14, Township 137 North, Range 44 West of the Fifth Principal Meridian, Clay County, Minnesota, lying westerly of line "A" described below; EXCEPT the north 650 feet of said Southeast Quarter of the Northwest Quarter.

AND

All that part of the Northeast Quarter of the Southwest Quarter, Section 14, Township 137 North, Range 44 West of the Fifth Principal Meridian, Clay County, Minnesota, lying northwesterly of the Township Road centerline as it exists in 2016, and lying westerly and southwesterly of line "A" described below;

Line "A":

Commencing at the southwest corner of said Southeast Quarter of the Northwest Quarter;

Thence on a bearing based on the 1983 Clay County Coordinate System (1996 Adjustment), of North 01 degree 44 minutes 32 seconds West, along the west line of said Southeast Quarter of the Northwest Quarter, a distance of 668.64 feet, more or less, to an iron monument; thence North 89 degrees 54 minutes 31 seconds East along the south line of said North 650 feet of the Southeast Quarter of the Northwest Quarter, a distance of 125.00 feet to the point of beginning of line "A" to be described; thence South 01 degree 44 minutes 32 seconds East, a distance of 800.00 feet; thence South 25 degrees 19 minutes 05 seconds East, a distance of 260.29 feet; thence South 25 degrees 58 minutes 36 seconds East, a distance of 354.64 feet; thence South 35 degrees 07 minutes 42 seconds East, a distance of 373.79 feet, more or less, to the centerline of the township road as it exists in 2016 and said line there terminating.

containing 574.6, more or less, acres is under the control and possession of the Department of Natural Resources;

and

WHEREAS, such lands contain native plant communities including high-quality native Dry Sand-Gravel Prairie (Southern) and habitat for rare plant and animal species including blanket flower (*Gaillardia aristata*), Hill's thistle (*Cirsium hillii*), greater prairie chicken (*Tympanuchus cupido*), and regal fritillary (*Speyeria idalia*);

Commissioner's Orders

and

WHEREAS, the most effective means by which such lands can be protected and perpetuated in their natural state and used for educational and research purposes in such a manner as will leave them conserved for future generations is by designation as a Scientific and Natural Area.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, sections 84.033; 86A.05, subd. 5; and 97A.093; that the above-described lands are designated as the Blanket Flower Scientific and Natural Area.

FURTHERMORE, the Blanket Flower Scientific and Natural Area is designated as a Public Use unit, open to the public for nature observation and general educational and research activities.

IT IS FURTHER ORDERED that Scientific and Natural Area Order no. 243 is hereby superseded.

IT IS FURTHER ORDERED that the provisions of *Minnesota Rules* 6136.0100 through 6136.0600 shall apply to the above-designated area.

This order takes effect upon publication in the State Register.

Tom Landwehr, Commissioner, Department of Natural Resources, June 5, 2017

Department of Natural Resources (DNR) Commissioner's Order – SNA Order #251: Lawrence Creek Scientific and Natural Area

Date: June 5, 2017

Statutory authority: *Minnesota Statutes*, sections 84.033, 86A.05, subd. 5, and 97A.093

BACKGROUND

WHEREAS, certain lands in Chisago County, Minnesota, described as:

Lots 5, 6 and 7, Block 1, Cowles Farm Plat 3, Chisago County, Minnesota.

AND

That part of Outlot 3, Franconia, Chisago County, Minnesota, that lies Northwesterly of the Northeasterly projection of the Southeasterly line of Outlot 4, said Franconia

AND

Outlot 4, Franconia, Chisago County, Minnesota.

AND

That part of Outlot 5, Franconia, lying northerly of the northerly shoreline of Lawrence Creek and lying E'ly of the following described line:

Commencing at the most northerly corner of Outlot 5; thence southeasterly, along the northeasterly line of said Outlot 5, a distance of 20.00 feet to the point of beginning of the line to be described; thence S'y, deflecting to the right 25 degrees 00 minutes 00 seconds, to the northwesterly shoreline of Lawrence Creek and there terminating.

AND

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That part of Outlot 6, Franconia, which lies southeasterly of an extension of the southeasterly line of Frances Street in said Village of Franconia excepting that part of Outlot 6 described as follows:

Commencing at the most northerly corner of Outlot 5, Franconia; thence North 43 degrees 49 minutes 54 seconds East, assumed bearing along the extension of the southeasterly line of Frances Street of Franconia, 2.12 feet to the point of beginning of the parcel to be described; thence continuing North 43 degrees 49 minutes 54 seconds East, along said extension 53.20 feet; thence South 46 degrees 10 minutes 06 seconds East, 22.38 feet; thence South 66 degrees 38 minutes 55 seconds West 57.22 feet to the point of beginning, Chisago County, Minnesota.

Containing 71.8 acres, more or less, is under the control and possession of the Department of Natural Resources;

and

WHEREAS, such lands contain native plant communities including Red Oak-Basswood Forest (Noncalcareous Till), Southern Mesic Oak-Basswood Forest, and Northern Dry-Bedrock Pine (Oak Woodland) including the state imperiled type Red Pine-White Pine Woodland (Eastcentral Bedrock), habitat for rare plant and animal species including Louisiana water thrush (*Parkesia motacilla*), Acadian flycatcher (*Epidonax virescens*), red-shouldered hawk (*Buteo lineatus*), and cerulean warbler (*Setophaga cerulea*), undisturbed habitat along upper stretches of Lawrence Creek, springs, and exposures of Cambrian-Ordovician rock formations.

WHEREAS, the most effective means by which such lands can be protected and perpetuated in their natural state and used for educational and research purposes in such a manner as will leave them conserved for future generations is by designation as a Scientific and Natural Area;

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, sections 84.033; 86A.05, subd. 5; and 97A.093; that the above-described lands are designated as the Lawrence Creek Scientific and Natural Area.

FURTHERMORE, the Lawrence Creek Scientific and Natural Area is designated as a Public Use unit, open to the public for nature observation and general educational and research activities, except that a portion of the site is designated as a sanctuary for research and educational purposes with access only by Scientific and Natural Area permit.

IT IS FURTHER ORDERED that the provisions of *Minnesota Rules* 6136.0100 through 6136.0600 shall apply to the above-designated area, except that the following uses will be allowed with such limitations as the Commissioner determines are necessary for protection of the values for which the site was designated: fishing without live bait and outside of the sanctuary, archery hunting is permitted during the regular season.

This order takes effect upon signature publication in the State Register.

Tom Landwehr, Commissioner, Department of Natural Resources, June 5, 2017

Department of Natural Resources (DNR)

Commissioner's Order – SNA Order #252: Cannon River Turtle Preserve Scientific and Natural Area

Date: June 5, 2017

Statutory authority: *Minnesota Statutes*, sections 84.033, 86A.05, subd. 5, and 97A.093

Supersedes: SNA Order #107

BACKGROUND

WHEREAS, certain lands in Goodhue County, Minnesota, described as:

The South Half of the Southeast Quarter (S1/2 SE1/4), except that part lying southerly of the railroad right-of-way, the South Half of the Southeast Quarter of the Southwest Quarter (S1/2 SE1/4 SW1/4), the Southwest Quarter of the Southwest

Commissioner's Orders

Quarter (SW1/4 SW1/4) and the South Half of the South Half of the Northwest Quarter of the Southeast Quarter (S1/2 S1/2 NW1/4 SE1/4) ALL IN Section Nineteen (19), Township One Hundred Thirteen (113) North, Range Fifteen (15) West, except for railroad right-of-way.

AND

The Northeast Quarter of the Northeast Quarter of the Southeast Quarter and the South Half of the Northeast Quarter of the Southeast Quarter of Section 19, Township 113 North, Range 15 West, Goodhue County, Minnesota, lying southwest of the southwest line of Parcel 304 on MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 25-21 on file and of record in the office of the County Recorder in and for Goodhue County, Minnesota.

AND

That part of the Southwest Quarter of the Southwest Quarter of Section 20, Township 113 North, Range 15 West, Goodhue County, Minnesota, that lies northerly of the northerly right of way line of the 100.00 foot wide strip of land formerly owned by the Chicago, Great Western Railroad and westerly of the southwesterly right of way boundary line of State Trunk Highway Number 61, as designated and platted in MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 25-21, according to the recorded plat thereof, on file in the office of the County Recorder, Goodhue County, Minnesota.

AND

That part of the South Half of the Southwest Quarter of Section 20, Township 113 North, Range 15 West, Goodhue County, Minnesota, that lies northerly of the northerly right of way line of the 100.00 foot wide strip of land formerly owned by the Chicago, Great Western Railroad and easterly of the northeasterly right of way boundary line of State Trunk Highway Number 61, as designated and platted in MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 25-21, according to the recorded plat thereof, on file in the office of the County Recorder, Goodhue County, Minnesota.

AND

The North Half of the Southwest Quarter (N1/2 SW1/4) of Section Twenty (20), Township One Hundred Thirteen (113) North, Range Fifteen (15) West, except that part lying East of the Red Wing and Cannon Falls Road and except for highway right-of-way.

AND

The Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) lying north of the railroad right-of-way of Section Thirty (30), Township One Hundred Thirteen (113), Range Fifteen (15).

AND

The Southeast Quarter of the Southeast Quarter (SE1/4 SE1/4), the South Half of the Southwest Quarter of the Southeast Quarter (S1/2 SW1/4 SE1/4) of Section 24, Township 113 North, Range 16 West, Goodhue County, Minnesota.

AND

That part of the North Half of the Southwest Quarter (N1/2 SW1/4) and that part of the Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4) of Section Twenty-five (25), Township One Hundred Thirteen (113) North, Range Sixteen (16) West, lying west of the railroad right-of-way.

AND

Three (3) acres of the Southwest Quarter of the Southwest Quarter (SW1/4 SW1/4) of Section Twenty-five (25), Township One Hundred Thirteen (113) North, Range Sixteen (16) West, lying north and west of the railroad right-of-way (part of Lot 10).

AND

That part of the Northeast Quarter (NE1/4) of Section Twenty Five (25), Township One Hundred Thirteen (113) North,

Commissioner's Orders

Range Sixteen (16) West, lying north of the railroad right-of-way.

AND

The Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4), together with a non-exclusive easement for ingress and egress over the South 100 feet of the North 500 feet of the Northwest Quarter of the Southeast Quarter (NW1/4 SE1/4) and the Southeast Quarter of the Southeast Quarter (SE1/4 SE1/4) of Section 26, Township One Hundred Thirteen (113) North, Range Sixteen (16), except therefrom the railroad right of-way.

AND

That part of the East Half of the Northeast Quarter (E1/2 NE1/4) of Section Thirty five (35), Township One Hundred Thirteen (113) North, Range Sixteen (16) West, lying north of the railroad right-of-way.

AND

That part of the West Half of the Northeast Quarter (W1/2 NE1/4) lying South of the Cannon River, the East Half of the Northwest Quarter (E1/2 NW1/4) lying South of the Cannon River, of Section Thirty--five (35), Township One Hundred Thirteen (113) North, Range Sixteen (16) West.

AND

That part of the Northwest Quarter of the Southwest Quarter (NW1/4 SW1/4) and the West Half of the Northeast Quarter of the Southwest Quarter (W1/2 NE1/4 SW1/4) of Section Thirty--five (35), Township One Hundred Thirteen (113) North, Range Sixteen (16) West, which lies below the 900 foot contour, North American Vertical Datum of 1988.

AND

That part of the West Half of the Northwest Quarter (W1/2 NW1/4) of Section Thirty-six (36), Township One Hundred Thirteen (113) North, Range Sixteen (16) West, lying west of the railroad right-of-way (part of lot 1).

AND

A perpetual easement for public pedestrian access and for State management access over that part of the South Half of the Southwest Quarter and that part of the North Half of the Southwest Quarter of the Southeast Quarter of Section 24, Township 113 North, Range 16 West, Goodhue County Minnesota, described as follows:

Commencing at the west quarter corner of said Section 24; thence on an assumed bearing of South 00 degrees 25 minutes 06 seconds West along the west line of the Southwest Quarter of said Section 24 a distance of 1458.42 feet; thence South 89 degrees 34 minutes 54 seconds East 1318.37 feet to the POINT OF BEGINNING; thence South 09 degrees 35 minutes 07 seconds East 59.53 feet; thence South 89 degrees 50 minutes 53 seconds East 125.26 feet; thence North 57 degrees 52 minutes 23 seconds East 209.07 feet; thence North 79 degrees 05 minutes 13 seconds East 159.72 feet; thence North 89 degrees 20 minutes 01 second East 127.85 feet; thence North 65 degrees 31 minutes 34 seconds East 103.60 feet; thence North 00 degrees 45 minutes 15 seconds East 31.89 feet to the north line of said South Half of the Southwest Quarter; thence South 89 degrees 50 minutes 56 seconds East along said north line 610.25 feet to the northeast corner of said South Half of the Southwest Quarter and the northwest corner of said North Half of the Southwest Quarter of the Southeast Quarter; thence South 89 degrees 29 minutes 18 seconds East along the north line of said North Half of the Southwest Quarter of the Southeast Quarter 66.00 feet; thence South 00 degrees 02 minutes 13 seconds East 647.31 feet to the south line of said North Half of the Southwest Quarter of the Southeast Quarter; thence North 89 degrees 24 minutes 48 seconds West along said south line 66.00 feet to the southwest corner of said North Half of the Southwest Quarter of the Southeast Quarter; thence North 00 degrees 02 minutes 17 seconds West along the west line of said North Half of the Southwest Quarter of the Southeast Quarter 615.33 feet; thence North 89 degrees 50 minutes 56 seconds West 538.70 feet; thence South 65 degrees 31 minutes 34 seconds West 175.37 feet; thence South 89 degrees 20 minutes 01 second West 131.48 feet; thence South 79 degrees 05 minutes 13 West 157.99 feet; thence South 43 degrees 32 minutes 19 seconds West 189.26 feet; thence South 61 degrees 20 minutes 02 seconds West 61.75 feet; thence North 68 degrees 16 minutes 13 seconds West 404.36 feet; thence North 81 degrees 38 minutes 42 seconds West 141.17 feet to the centerline of Circle Drive, as now located and established; thence northeasterly along said centerline 50.6 feet, more or less, to the intersection with a line bearing North 81 degrees 38 minutes 42 seconds West from the point of beginning; thence South 81 degrees 38 minutes 42 seconds East 341.80 feet to the

Commissioner's Orders

point of beginning.

(ALL OF THE ABOVE DESCRIBED PROPERTY IS SHOWN ON ATTACHED EXHIBIT "A")

Containing 909.7 acres, more or less, is under the control and possession of the Department of Natural Resources;

and

WHEREAS, such lands contain native plant communities including Black Oak - White Oak Woodland (Sand), Oak - Shag-bark Hickory Woodland, Silver Maple - Green Ash - Cottonwood Terrace Forest, Silver Maple - (Virginia Creeper) Floodplain Forest, Red Oak - White Oak Forest, Red Oak - White Oak (Sugar Maple) Forest, Sugar Maple - Basswood - (Bitternut Hickory) Forest, Sugar Maple - Basswood - Red Oak - (Blue Beech) Forest, Northern Bulrush-Spikerush Marsh, Sand Beach/Sandbar (River), Permanent Stream Subtype, and Dry Bedrock Bluff Prairie (Southern) and habitat for rare plant and animal species including state threatened wood turtle (*Clemmys insulpta*); special concern species red-shouldered hawk habitat (*Buteo lineatus*), cerulean warbler (*Setophaga cerulea*), green dragon (*Arisaema dracontium*), and Gray's Sedge (*Carex grayi*);

WHEREAS, the most effective means by which such lands can be protected and perpetuated in their natural state and used for educational and research purposes in such a manner as will leave them conserved for future generations is by designation as a Scientific and Natural Area;

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, sections 84.033; 86A.05, subd. 5; and 97A.093; that the above-described lands are designated as the Cannon River Turtle Preserve Scientific and Natural Area.

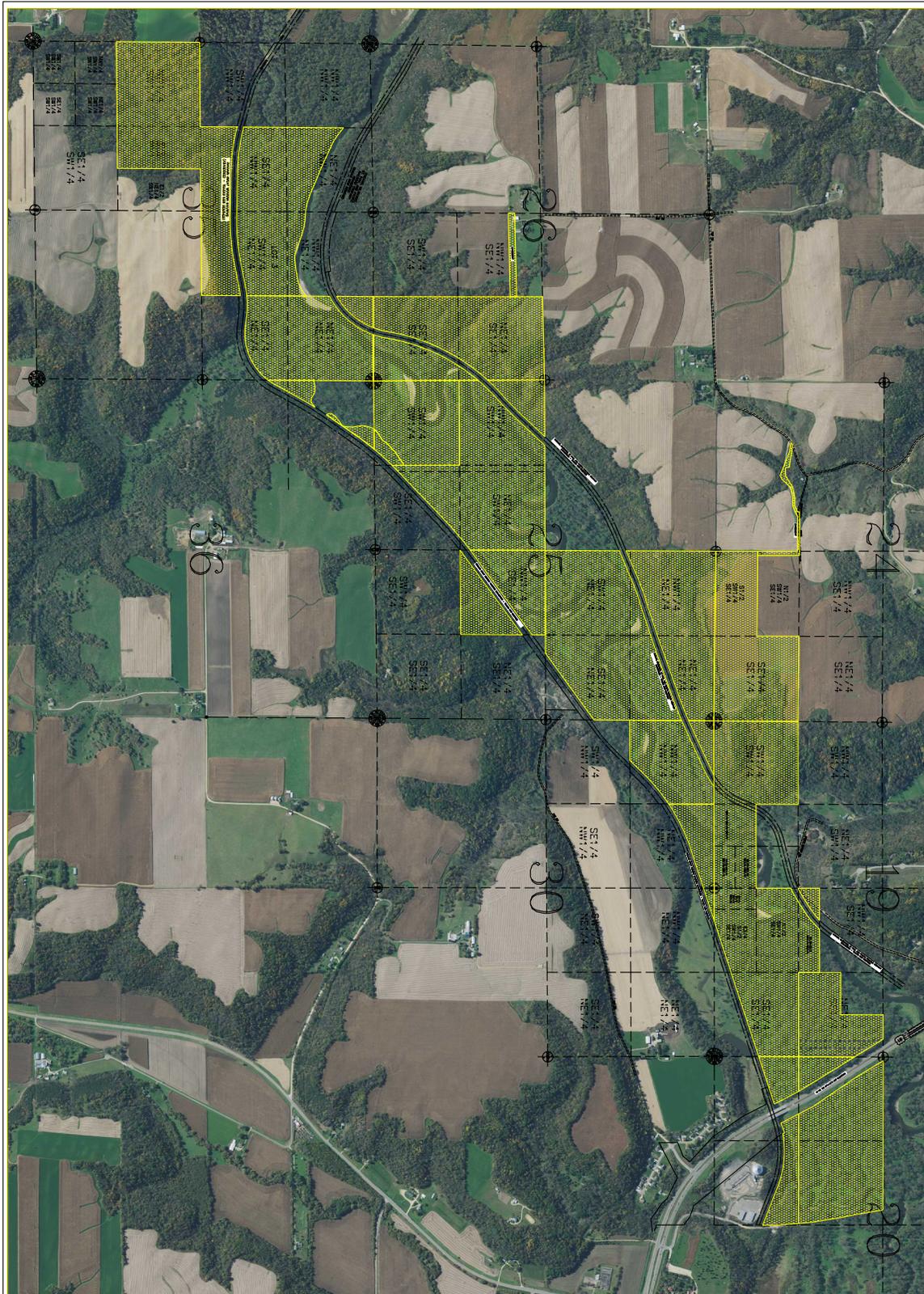
FURTHERMORE, the Cannon River Turtle Preserve Scientific and Natural Area is designated as a Public Use unit, open to the public for nature observation and general educational and research activities.

IT IS FURTHER ORDERED that the provisions of *Minnesota Rules* 6136.0100 through 6136.0600 shall apply to the above-designated area, except that the following uses will be allowed with such limitations as the Commissioner determines are necessary for protection of the values for which the site was designated: dogs and hunting during the regular season except that hunting is prohibited on the sandbars posted as closed from May 1 to October 1 to protect breeding and nest sites of turtles.

This order takes effect upon signature publication in the State Register.

Tom Landwehr, Commissioner, Department of Natural Resources, June 5, 2017

Commissioner's Orders



MINNESOTA DEPARTMENT OF NATURAL RESOURCES			
Survey:		DIVISION OF ECOLOGICAL AND WATER RESOURCES	
Drawn: MARCH 2017		EXHIBIT A	
J.R. HENDRICKS			
Checked: MARCH 2017		CANNON RIVER TURTLE PRESERVE	
B.W. SHEPPERD			
Horz Datum:		SCIENTIFIC NATURAL AREA	
Sec. 24,25,26,35,36,19,20,30		GOODHUE COUNTY NEAR WELCH	
T 113 N	R 15,16 W	Req. File	SNA01030.00.00.01
			Sheet

Commissioner's Orders

Department of Natural Resources (DNR)

Commissioner's Order – SNA Order #253 : Harry W. Cater Homestead Prairie Scientific and Natural Area

Date: June 5, 2017

Statutory authority: *Minnesota Statutes*, sections 84.033, 86A.05, subd. 5, and 97A.093

BACKGROUND

WHEREAS, certain lands in Sherburne County, Minnesota, described as:

The South 2/3 of the North Half of the Northeast Quarter (N ½ NE ¼) AND the South Half of the South Half of the Northeast Quarter (S ½ S ½ NE ¼) AND the North Half of the South Half of the Northeast Quarter (N ½ S ½ NE ¼), Section Twenty-Two (22), Township Thirty-five (35), Range Thirty (3), according to the United States Government Survey thereof

containing 133.3, more or less, acres is under the control and possession of the Department of Natural Resources;

and

WHEREAS, such lands contain native plant communities including Southern Wet Prairie, Southern Dry Sand – Gravel Oak Savanna, Southern Dry Savanna, Southern Floodplain Forest and habitat for rare plant and animal species including state special concern red-shouldered hawk (*Buteo lineatus*);

and

WHEREAS, the most effective means by which such lands can be protected and perpetuated in their natural state and used for educational and research purposes in such a manner as will leave them conserved for future generations is by designation as a Scientific and Natural Area;

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, sections 84.033; 86A.05, subd. 5; and 97A.093; that the above-described lands are designated as the Harry W. Cater Homestead Prairie Scientific and Natural Area.

FURTHERMORE, the Harry W. Cater Homestead Prairie Scientific and Natural Area is designated as a Public Use unit, open to the public for nature observation and general educational and research activities.

IT IS FURTHER ORDERED that the provisions of *Minnesota Rules* 6136.0100 through 6136.0600 shall apply to the above-designated area.

This order takes effect upon publication in the State Register.

Tom Landwehr, Commissioner, Department of Natural Resources, June 5, 2017

Department of Natural Resources (DNR)

Commissioner's Order – SNA Order #254: River Terrace Prairie Scientific and Natural Area

Date: June 5, 2017

Statutory authority: *Minnesota Statutes*, sections 84.033, 86A.05, subd. 5, and 97A.093

BACKGROUND

WHEREAS, certain lands in Goodhue County, Minnesota, described as:

Commissioner's Orders

That part of the Northeast Quarter, the East Half of the Northwest Quarter and the Northeast Quarter of the Southwest Quarter of Section 1, Township 112 North, Range 17 West, Goodhue County, Minnesota, which lies northerly of the railroad right-of-way; southerly and easterly of a Township Road; easterly of a dry wash located in said East Half of the Northwest Quarter and said Northeast Quarter of the Southwest Quarter; and westerly of a ravine located in the East Half of the Northeast Quarter;

containing 83.48, more or less, acres is under the control and possession of the Department of Natural Resources;

and

WHEREAS, such lands contain native plant communities including high-quality, state imperiled native UPS13b Southern Dry Sand – Gravel Prairie and habitat for rare plant and animal species including state threatened kitten-tails (*Besseyia bullii*) and state special concern gophersnake (*Pituophis catenifer*);

and

WHEREAS, the most effective means by which such lands can be protected and perpetuated in their natural state and used for educational and research purposes in such a manner as will leave them conserved for future generations is by designation as a Scientific and Natural Area;

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, sections 84.033; 86A.05, subd. 5; and 97A.093; that the above-described lands are designated as the River Terrace Prairie Scientific and Natural Area.

FURTHERMORE, the River Terrace Prairie Scientific and Natural Area is designated as a Public Use unit, open to the public for nature observation and general educational and research activities.

IT IS FURTHER ORDERED that the provisions of *Minnesota Rules* 6136.0100 through 6136.0600 shall apply to the above-designated area.

This order takes effect upon publication in the State Register.

Tom Landwehr, Commissioner, Department of Natural Resources, June 5, 2017

Department of Natural Resources (DNR)

Commissioner's Order – SNA Order #255: Big Island Scientific and Natural Area

Date: June 5, 2017

Statutory authority: Minnesota Statutes 84.033, 86A.05, Subd. 5, and 97A.093

Supersedes: SNA Order #120

BACKGROUND

WHEREAS, certain lands in St. Louis County, Minnesota, described as:

Government Lots 3, 4, 5, 6, 7, 8 and 9 of Section Thirty-two (32) and Government Lots 1 and 2 of Section Thirty-three (33), and Government Lot 2 of Section Thirty-one (31) ALL IN Township Sixty-five (65) North, Range Twenty (20) West;

AND

Government Lot Ten (10), Section Six (6), Township Sixty-four (64) North, Range Twenty (20) West;

containing 214.4 acres, more or less, is under the control and possession of the Department of Natural Resources;

Commissioner's Orders

and

WHEREAS, such lands contain native plant communities including undisturbed examples of Northern Wet-Mesic Boreal Hardwood-Conifer Forest, Northern Rich Tamarack Swamp, old-growth Sugar Maple - Basswood Forest, old growth Aspen - Birch Forest, and old growth Northern Very Wet Ash Swamp, potential habitat for rare plants and animals, and habitat for sensitive animal species, such as bald eagle (*Haliaeetus leucocephalus*), osprey (*Pandion haliaetus*), and the American white pelican (*Pelecanus erythrorhynchos*) and undeveloped shoreline;

WHEREAS, the most effective means by which such lands can be protected and perpetuated in their natural state and used for educational and research purposes in such a manner as will leave them conserved for future generations is by designation as a Scientific and Natural Area;

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to authority vested in me by law, including but not limited to *Minnesota Statutes*, sections 84.033; 86A.05, subd. 5; and 97A.093; that the above-described lands are designated as the Big Island Scientific and Natural Area.

FURTHERMORE, the Big Island Scientific and Natural Area is designated as a Public Use unit, open to the public for nature observation and general educational and research activities.

IT IS FURTHER ORDERED that the provisions of Minn. Rules 6136.0100 through 6136.0600 shall apply to the above-designated area, except that the following uses will be allowed with such limitations as Commissioner determines are necessary for protection of the values for which the site was designated: public waterfowl hunting (using dogs) and shore fishing during the regular season.

This order takes effect upon signature publication in the State Register.

Tom Landwehr, Commissioner, Department of Natural Resources, June 5, 2017

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.

Department of Employment and Economic Development (DEED) Notice of Public Hearing by the Minnesota Department of Employment and Economic Development with Respect to a Provision of Sales Tax Refunds pursuant to the Greater Minnesota Job Expansion Program under Minnesota Statutes 116J.8738

NOTICE IS HEREBY GIVEN that the Minnesota Department of Employment and Economic Development (“DEED”) will conduct a public hearing on **Monday, June 26, at 10:00 a.m.**, or as soon thereafter as reasonably possible at 332 Minnesota Street, Suite E200, in Saint Paul, Minnesota, on a proposal to provide sales tax refunds through the Greater Minnesota Job Expansion Program pursuant to authority granted under *Minnesota Statutes* 116J.8738 and 2017 Minnesota Session Laws, Chapter 1, H.F. No. 1, Article 3, Section 2. This hearing is conducted in accordance with *Minnesota Statutes* 116J.994, Subd. 5.

Description of Project:

Digi-Key Corporation is expanding in Thief River Falls (Pennington County), Minnesota. The expansion project includes building a second product distribution center, a facility that will be approximately 1 million square feet. The company plans to create a minimum of 318 new jobs at an average cash wage of \$16.00 per hour. The project may be awarded potential sales tax

Official Notices

refunds of up to \$40 million over a ten year period, with no more than \$5 million in any one year.

All interested persons may appear and be heard at the time and place set forth above. Persons interested in participating via teleconference should contact Jeff Nelson, Greater Minnesota Job Expansion Program Manager at (651) 259-7523 or Jeff.M.Nelson@state.mn.us prior to the date of the hearing for instructions on how to participate in the conference call.

Interested persons may mail written comments to Jeff Nelson at the street or e-mail address set forth above prior to the date of the hearing set forth above. All persons who appear at the meeting or participate via teleconference will be given an opportunity to express their views with respect to the proposal to provide sales tax refunds through the Greater Minnesota Job Expansion Program.

Department of Health

Health Regulation Division

Notice of Request for Information for Complaint Categories, Outcomes and Quality of Care Reporting

NOTICE IS HEREBY GIVEN that the Minnesota Department of Health is requesting information from interested stakeholders on recommendations for complaint categories, outcomes and quality of care reporting pursuant to Minnesota Statutes, §62D.08, subd.3(f).

The Request for Information directions and form can be found at the Minnesota Department of Health – Managed Care Systems web site at: <http://www.health.state.mn.us/divs/hpsc/mcs/qualityreporting.htm>

If questions contact Tricia Van Eschen at (651) 201-5175 or health.mcs@state.mn.us

Department of Human Services

Direct Care and Treatment

Public Notices of the Disproportionate Population Adjustment and Proposed/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 proposed/final changes concerning the 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 proposed/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 2018 (July 1, 2017 through June 30, 2018), the inpatient payment rate for the Anoka Metro Regional Treatment Center and the Child and Adolescent Behavioral Health Services program will be adjusted by 58.45 and 53.32 percent respectively.

The following MA payment rates are based on existing state law and current funded bed capacity and shall be effective July 1, 2017.

Mental Health Services

Anoka-Metro Regional Treatment Center	\$1,390
Child and Adolescent Behavioral Health Services	\$3,933
Community Behavioral Health Hospitals	\$1,465

Please refer to the Department of Human Services Bulletin (#17-77-00) for information on rates for Forensic Services and the Minnesota Sex Offender Program.

Questions and comments may be directed to Lynn Glancey, Minnesota Department of Human Services, Direct Care and Treatment Services, 444 Lafayette Road North, St. Paul, MN 55155-0979, **Phone** (651) 431-3690 or **Email:** *Lynn.Glancey@state.mn.us*.

State Board of Investment

Notice to Institutional Investment Management Firms for Consideration to Potentially Manage a Portion of the Pension Assets and Other Accounts

The Minnesota State Board of Investment (MSBI) retains institutional investment management firms to manage a portion of the pension assets and other accounts under its control. Periodically, the MSBI will conduct a search for institutional investment management firms on an as needed basis. For additional information on the domestic stock, international stock, or domestic bond portfolio programs for the MSBI, firms are asked to write to the following address for additional information:

External Manager Program
Minnesota State Board of Investment
60 Empire Drive, Suite 355
St. Paul, MN 55103-3555

Tel.: (651) 296-3328
Fax: (651) 296-9572
E-mail: *minn.sbi@state.mn.us*

Please refer to this notice in your written request.

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 Website 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.

Minnesota State Colleges and Universities (MnSCU)

System Office

Request for Proposals for Financial Advising Services - Revenue Fund

Minnesota State Colleges and Universities, on behalf of the system office, is seeking financial advising for debt issuance services and non-debt issuance activities for its Revenue Fund. Detailed information is contained in the Request for Proposal, which is found here: <http://www.minnstate.edu/system/finance/facilities/design-construction/announcements/index.html>

Written proposals are due no later than **4:00 pm Central Daylight Time (CDT) on July 19, 2017** to the following:

Gregory Ewig, Director, Capital Development
30 E. 7th Street, Suite 350
St. Paul, Minnesota 55101

Faxes are not acceptable. Late responses will not be considered.

Minnesota State will be hosting a pre-proposal conference call for interested firms on **June 28, 2017 at 1:00 p.m.** To register for the call, please email kay.buhl@so.mnscu.edu.

Minnesota State Colleges and Universities (MnSCU)

Request for Proposals for Bids for Printing and Fulfillment of Three Related but Separate Projects for the Minnesota State System Office Marketing and Communications Division

NOTICE IS HEREBY GIVEN that proposals are being requested from qualified vendors for the printing and fulfillment of three related but separate projects. Vendors may submit bids for one, two, or all three of the projects.

For a copy of the full Request for Proposal, please visit <http://www.minnstate.edu/vendors/index.html> or contact:

Erin Edlund, Director of Marketing
Minnesota State System Office
Marketing and Communications Division
30 7th Street East
Suite 350
St. Paul, MN 55101
Phone: 651-201-1832
Erin.Edlund@minnstate.edu

Sealed proposals must be received according to the instructions appearing in the Request for Proposal no later than Monday, **June 26, 2017 4:00 p.m. CST**. Fax and e-mail responses will not be considered. Proposals received after this date and time will be returned to the responder unopened.

This Request for Proposal (RFP) does not obligate the Minnesota State Colleges and Universities (Minnesota State) system, its Board of Trustees or Minnesota State system office to award a contract or complete the proposed project and each reserves the right to cancel this RFP if it is considered to be in its best interest. Proposals must be clear and concise. Proposals that are difficult to follow or that do not conform to the RFP format or binding specifications may be rejected. Responding vendors must include the required information called for in this RFP. Minnesota State reserves the right to reject a proposal if required information is not provided or is not organized as directed. Minnesota State also reserves the right to change the evaluation criteria or any other provision in this RFP by posting notice of the change(s) on <http://www.minnstate.edu/vendors/index.html> For this RFP, posting on the captioned web site above constitutes written notification to each vendor. Vendors should check the site daily and are expected to review information on the site carefully before submitting a final proposal.

Minnesota State Colleges and Universities (MnSCU)

Century College

Notice of Request for Proposals for Child Care

NOTICE IS HEREBY GIVEN that Century College is soliciting proposals from qualified vendors for Child Care.

The full Request for Proposal (RFP) will be available Monday, June 12, 2017 at the following website:
<http://www.mnscu.edu/vendors/index.html>.

All requirements and information, as well as proposal delivery instructions will be contained in the RFP.

Deadline for proposal response is **2:00 pm Central Time Monday, July 10, 2017**. Submit proposals to:

Sue Wennen, Purchasing & Auxiliary Services Supervisor
Business Office, West Campus
Room 2350, Main Entrance
Century College
3300 Century Avenue North
White Bear Lake, MN 55110
651.773.1714
Suzanne.wennen@century.edu

Century College reserves the right to reject any or all proposals, to waive any irregularities or informalities in proposals received, and to cancel the solicitation if it is considered to be in its own best interest. This Request for Proposal does not obligate Century College to award a contract.

Minnesota State Colleges and Universities (MnSCU)

Dakota County Technical College

Notice of Request for Proposals for the purchase of Brazing and Soldering Instructional Services

Dakota County Technical College (DCTC) of Rosemount, MN is accepting proposals for the purchase of Brazing and Soldering Instructional Training Services. DCTC desires to enter into a contract with the successful vendor effective July 1, 2017. The length of such contract shall be (1) one year, with the option to extend up to (4) four additional, (1) year terms, up to a total of five years.

To receive a complete copy of the bid specifications, please contact Chris Haan by email at: purchasing@dctc.edu

Sealed proposals (fax and email bids will not be accepted) must be delivered no later than **2:00pm CST Monday, June 19, 2017** to:

Dakota County Technical College
Attn: Purchasing – Brazing and Soldering Proposal
1300 East 145th St.
Rosemount, MN 55068
Phone: 651.423.8405
Email: purchasing@dctc.edu

State Contracts

This RFP does not obligate the Minnesota State system, its Board of Trustees or the System Office to award a contract or complete the proposed project. The Minnesota State system, its Board of Trustees or the System Office and each reserves the right to cancel this RFP if it is considered to be in its best interest.

Minnesota Sports Facilities Authority Advertisement for Qualifications & Proposals

1. Proposals – Submit qualifications & proposals for Temporary perimeter fence to Billy Langenstein Director of Event Services, SMG, at the SMG Offices on or before **5:00 p.m., on June 19, 2017**.
2. Work Includes – Temporary perimeter fence for U.S. Bank Stadium.
3. Pre-Proposal Conference - Pre-proposal conferences will be held on June 15, 2017 by appointment only. Please contact Billy Langenstein to schedule. Contact information is in the RFP which is available at www.msfa.com.
4. Obtaining & Examining Documents – Documents will be available for review, by emailing Billy Langenstein. All maps can be emailed to bidding company.
5. Affirmative Action – All proposers, applicants, prime contractors and prospective subcontractors will be subject to a pre-award compliance review to ensure the employment of minorities, women and disabled person. SMG reserves the right to reject all proposals and to waive any information in any proposals received without explanation.

Minnesota Sports Facilities Authority Advertisement for Qualifications & Proposals

1. Proposals – Submit qualifications & proposals for Temporary exterior tents to Billy Langenstein Director of Event Services, SMG, at the SMG Offices on or before **5:00 p.m., on June 19, 2017**.
2. Work Includes – Temporary Tents for U.S. Bank Stadium.
3. Pre-Proposal Conference - Pre-proposal conferences will be held on June 15, 2017 by appointment only. Please contact Billy Langenstein to schedule. Contact information is located in the RFP which is available at www.msfa.com.
4. Obtaining & Examining Documents – Documents will be available for review, by emailing Billy Langenstein. All maps can be emailed to bidding company.
5. Affirmative Action – All proposers, applicants, prime contractors and prospective subcontractors will be subject to a pre-award compliance review to ensure the employment of minorities, women and disabled person. SMG reserves the right to reject any and all proposals and to waive any information in any proposals received without explanation.

Minnesota Sports Facilities Authority Advertisement for Sale of Equipment

1. Bids – Submit sealed bids to Minnesota Sports Facilities Authority (MSFA) for the purchase of used equipment, Minneapolis, MN, to Richard Evans, at U.S. Bank Stadium by **4:00pm on June 20, 2017**.
2. Equipment includes construction gang boxes and tools used at the Metrodome or during construction of U.S. Bank Stadium; Daktronics game clocks; ladders; air compressors; 1999 Ford F150 truck; scissor lifts; commercial vacuum, many other items. A complete equipment list, photos & bid specifications can be found at www.MSFA.com, under the About tab/RFP's link.
3. Pre-bid inspection – Items will be available for inspection June 15 & 16, 2017, go to www.MSFA.com, then the About tab/RFP's link for inspection location & times.
4. Items must be claimed by June 30, 2017.

5. The MSFA reserves the right to reject or accept any bid without comment. MSFA will act in a manner that expedites the sale of equipment and maximizes the value to the MSFA.

Richard G. Evans, Executive Director
Minnesota Sports Facilities Authority
1005 4th Street South
Minneapolis, MN 55415

Minnesota 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 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

Minnesota 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.

Besides the following listing, readers are advised to check: <http://www.mmd.admin.state.mn.us/solicitations.htm> as well as the Office of Grants Management (OGM) at: <http://www.grants.state.mn.us/public/>.

Metropolitan Airports Commission (MAC) Notice of Call for Bids for 2017 General Office Building Improvements

Airport Location: Proximate to the Minneapolis-St. Paul International Airport
Project Name: 2017 General Office Building Improvements
MAC Contract No.: 106-3-569
Bids Close At: 2:00 p.m. June 20, 2017

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040-28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. This project includes general, mechanical, and electrical construction.

Note: You can sign up on our Web site (www.metroairports.org) to receive email notifications of new business opportunities or go directly to https://public.govdelivery.com/accounts/MNORGMAC/subscriber/topics?gsp-CODE_RED and choose this and other topics about which you are interested.

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

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Miller Dunwiddie Architecture, Inc.; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from Franz Reprographics; 2781 Freeway Blvd.; Brooklyn Center, MN 55430; PH: 763-503-3401; FX: 763-503-3409; www.franzrepro.com. Make checks payable to: Miller Dunwiddie Architecture, Inc. Deposit per set (refundable): \$100.00. Deposit will be refunded upon return of bidding documents in good condition within 10 days of opening of bids.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on June 5, 2017, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).

