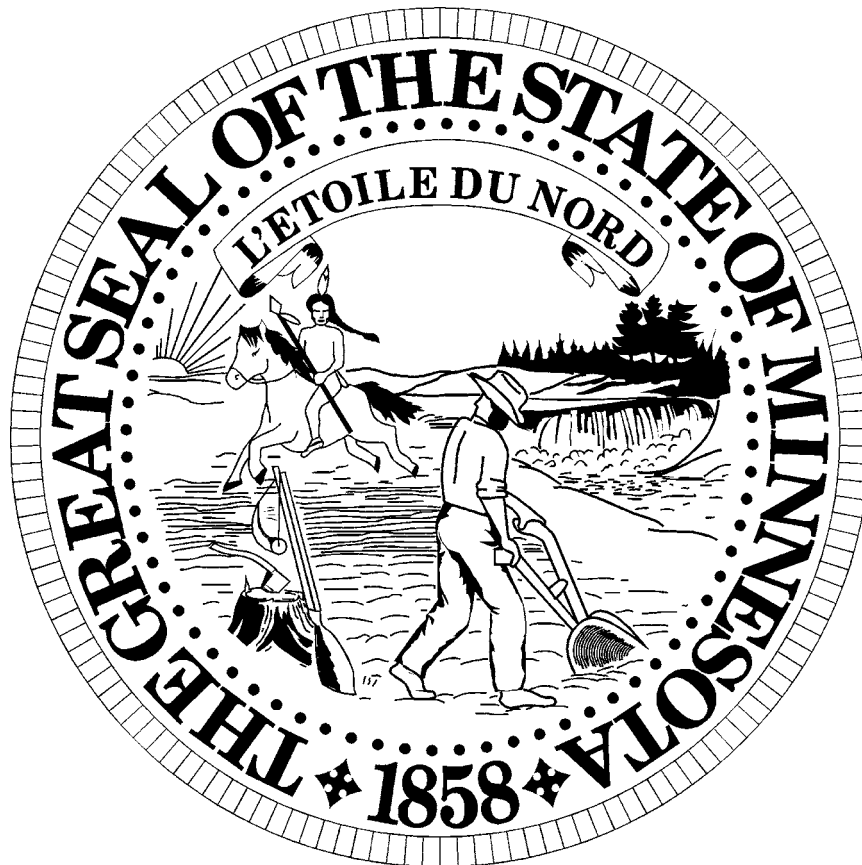


# Minnesota State Register

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**Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules;  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 29 August 2016  
Volume 41, Number 9  
Pages 267 - 300**

# 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- Withdrawn Rules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 ( <b>BOLDFACE</b> 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)
# 10	Tuesday 6 September	Noon Tuesday 30 August	Noon Thursday 25 August
# 11	Monday 12 September	Noon Tuesday 6 September	Noon Thursday 1 September
# 12	Monday 19 September	Noon Tuesday 13 September	Noon Thursday 8 September
# 13	Monday 26 September	Noon Tuesday 20 September	Noon Thursday 15 September

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State Capitol, Room 231, St. Paul, MN 55155  
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#### Minnesota State Court System

Court Information Office (651) 296-6043  
MN Judicial Center, Rm. 135,  
25 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155  
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100 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155  
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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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**Tuesday 5 July - Monday 29 August**

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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.

## Department of Human Services

### Office of Inspector General, Financial Fraud & Abuse Investigation

#### Proposed Exempt Permanent Rules Repealing Obsolete Rules Governing Publishing Notices in a Local Newspaper

*Minnesota Rules, part 9505.2240, Subpart 1, Item B, Last Half of the First Sentence; Revisor's ID Number 4154*

The Notice of Intent to Repeal Obsolete Rules was published at State Register, Volume 41, Number 5, pages 115-117, August 1, 2016 (41 SR 115). The proposed exempt permanent rules repeal is included here:

#### **9505.2240 NOTICE TO THIRD PARTIES.**

Subpart 1. **Notice about vendors.** After the department has taken an action against a vendor as specified in part 9505.2210, subpart 2, item A or B, and the right to appeal has been exhausted or the time to appeal has expired, the department shall issue the notices required in items A to C.

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

B. The department shall notify the general public about action taken under part 9505.2210, subpart 2, item A, subitem (1), (2), (4), or (5); ~~by publishing the notice in a general circulation newspaper in the geographic area of Minnesota generally served by the vendor in the majority of its health services to Minnesota program recipients.~~ The notice shall include the vendor's name and service type, the action taken by the department, and the effective date or dates of the action.

*[For text of item C, see M.R.]*

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

# Proposed Rules

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## Minnesota Racing Commission

### Proposed Expedited Permanent Rules Relating to Advance Deposit Wagering; Notice of Intent to Adopt Expedited Rules Without a Public Hearing

**Proposed Amendments to Minnesota Rules Governing Horse Racing, Chapters 7869; Definitions, and Chapter 7877; Class C Licenses. Addition of a new Chapter 7880; Advance Deposit Wagering.**

**Revisor's ID Number RD4428**

**Introduction.** The Minnesota Racing Commission intends to adopt rules under the expedited rulemaking process following the rules of the Office of Administrative Hearings, Minnesota Rules, part 1400.2410, and the Administrative Procedure Act, Minnesota Statutes, section 14.389. You may submit written comments on the proposed expedited rules until September 29, 2016.

**Agency Contact Person.** You must submit comments or questions on the rules to:

Patricia M. Sifferle  
General Counsel  
Minnesota Racing Commission  
15201 Zurich Street, Suite 212  
Columbus, MN 55025  
  
Phone: (651) 925-3956  
Fax: (651) 925-3953  
e-mail: [patricia.m.sifferle@state.mn.us](mailto:patricia.m.sifferle@state.mn.us)

You may also review the proposed rule and submit written comments via the Office of Administrative Hearings Rulemaking e-comments website at <https://minnesotaoah.granicusideas.com/discussions>.

**Subject of the Expedited Rules and Statutory Authority.** New legislation, Laws of Minnesota 2016, Chapter 183, effective July 1, 2016, authorizes advance deposit wagering on horse races conducted outside of Minnesota. This legislation also provides that the Minnesota Racing Commission may adopt rules to implement advance deposit wagering using the expedited process in Minnesota Statutes, section 14.389.

The proposed expedited rules will provide licensing standards for advance deposit wagering providers as well as other basic requirements for handling accounts and conducting wagering. The ultimate goals are to protect the integrity of racing and pari-mutuel wagering in Minnesota and to ensure fairness for Minnesota consumers and horsepersons. A copy of the proposed rules is published in the State Register and is attached to this notice as mailed. The proposed rules may also be viewed on the website of the Minnesota Racing Commission at <https://www.mrc.state.mn.us/>. A free copy of the rules is available upon request from the agency contact person listed above.

**Comments.** You have until **4:30 p.m. on September 29, 2016**, to submit written comments in support of or in opposition to the proposed expedited rules and any part or subpart of the rules. Your comments must be in writing and received by the agency contact person by the due date. The Department encourages comment. Your comment should identify the portion of the proposed expedited rules addressed and the reason for the comment. In addition, you are encouraged to propose any change desired. You must also make any comments that you have on the legality of the proposed rules during this comment period.

**Modifications.** The agency may modify the proposed expedited rules using either of two avenues: The agency may modify the rules directly so long as the modifications do not make them substantially different as defined in *Minnesota Statutes*, section 14.05, subdivision 2, paragraphs (b) and (c), or the agency may adopt substantially different rules if it follows the procedure under *Minnesota Rules*, part 1400.2110. If the final rules are identical to the rules originally published in the State Register, the agency will publish a notice of adoption in the State Register. If the final rules are different from the rules originally published in the State Register, the agency must publish a copy of the changes in the State Register. If the proposed expedited rules affect you in any way, the agency encourages you to participate in the rulemaking process.

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# Proposed Rules

**Alternative Format.** Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request, please contact the agency contact person at the address or telephone number listed above.

**Lobbyist Registration.** *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You may direct questions regarding this requirement to 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 and Review of Expedited Rules.** The agency may adopt the rules at the end of the comment period. The agency will then submit rules and supporting documents to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date that the agency submits the rules. If you want to be so notified, or want to receive a copy of the adopted rules, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

August 23, 2016

Patricia M. Sifferle  
General Counsel  
Minnesota Racing Commission

## 7869.0100 DEFINITIONS.

*[For text of subps 1 to 6a, see M.R.]*

Subp. 6b. **Amount wagered by a Minnesota resident.** “Amount wagered by a Minnesota resident,” as used in Minnesota Statutes, section 240.01, subdivision 20a, means all pari-mutuel wagers, pooled or community wagers, and contest entry fees.

*[For text of subps 7 and 8, see M.R.]*

Subp. 8a. **Beneficial owner.** “Beneficial owner” means persons or entities holding at least five percent ownership or voting interest in a vendor, racing or gaming-related vendor, applicant, or license holder.

*[For text of subps 9 to 32a, see M.R.]*

Subp. 32b. **Key employee.** “Key employee” means officers, directors, partners, sales representatives, sole proprietors, and signatories on agreements with licensed racetracks.

*[For text of subps 33 to 51a, see M.R.]*

Subp. 51b. **Racing or gaming-related vendor.** “Racing or gaming-related vendor” means a person that manufactures, sells, provides, or distributes equipment or supplies used at a Class A facility, or provides services to a Class A facility or Class B license holder, that are directly related to simulcasting, pari-mutuel wagering, or card club operations. Racing or gaming-related vendor includes an advance deposit wagering provider.

*[For text of subps 52 to 69, see M.R.]*

## 7877.0100 GENERAL REQUIREMENTS.

Subpart 1. **Scope.** Except as otherwise provided by rule, an individual who serves on the association board of directors, an association officer, a racing or gaming-related vendor, and any person whose work, in whole or in part, is conducted at a licensed racetrack shall first obtain a Class C license from the commission.

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

## 7877.0110 PROCEDURE FOR OBTAINING CLASS C LICENSE.

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

Subp. 2. **Individual application content.** An application from an individual for a Class C license must include the following information with respect to the applicant:

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

Subp. 2a. **Racing or gaming-related vendor application content.** An application for a Class C racing or gaming-related vendor license must be on a form prescribed by the commission and must include, at minimum, the following:

# Proposed Rules

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- A. name and address of entity, including physical address and Web site or e-mail address;
- B. name, title, and contact information of an individual authorized to communicate with the commission on matters relating to the application and license;
- C. type of goods or services offered to a Class A or Class B license holder;
- D. executive summary of current business plan;
- E. a description of the applicant's anti-money-laundering policies and procedures;
- F. details of the applicant's corporate structure and copies of current corporate filings and certificate of good standing in jurisdiction where the entity is registered or incorporated;
- G. tax identification number or Social Security number;
- H. identity of all key employees and beneficial owners;
- I. list of all criminal, civil, and regulatory actions where the applicant, any key employee or beneficial owner, or any business that had a key employee or beneficial owner in common with the applicant, was the subject of the action;
- J. details of racing or gaming-related licenses that have been denied, suspended, or revoked by any racing or gaming jurisdiction, including licenses where any key employee or beneficial owner of the applicant was a key employee or beneficial owner of the entity whose license was denied, suspended, or revoked;
- K. copies of all contracts with Minnesota licensed racetracks and an assurance that the commission will be notified of any other agreements or understandings between the licensed racetrack and the vendor, whether oral or written;
- L. surety bond or other form of financial security as required by Minnesota statutes or rules;
- M. consent to submit to the jurisdiction of Minnesota courts and agencies in any action relating to the subject matter of the license, application, or business with a Class A or Class B license holder; and
- N. any other information the commission determines is necessary to evaluate the fitness of the applicant under applicable laws or rules.

Subp. 3. **Application submission.** An application shall not be considered filed until the application form has been filled out completely ~~and~~, all information requested by the commission has been supplied, ~~and the license fee has been paid.~~ Failure to file a complete application, or knowingly filing an application that contains false or misleading information, shall be grounds for denial of the application.

*[For text of subp 4, see M.R.]*

## 7877.0120 FEES.

Subpart 1. **License fees.** Each application for a Class C license, or its renewal, shall be accompanied by the payment of an annual fee according to the following schedule:

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

BB. owner/trainer/driver, \$100; ~~and~~

CC. with the exception of owner/trainer/driver, all applicants to participate at a Class B or D licensed facility where the meet to be conducted is seven or fewer days, \$10; ~~and~~

DD. advance deposit wagering provider, \$10,000 for the first year and \$2,500 for each year thereafter.

*[For text of subs 2 to 4, see M.R.]*



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# Proposed Rules

## **7877.0125 CRITERIA FOR DETERMINING ELIGIBILITY.**

Subpart 1. **Age.** An individual applicant for a Class C license, except an individual owner's license, shall be at least 14 years of age unless an older age is required by statute or rule; however individual Class C licensees who work in proximity to horses shall be at least 16 years of age.

Subp. 2. **Burden of proof.** If an applicant for a Class C license, a key employee or beneficial owner of the applicant, or an entity with a key employee or beneficial owner in common with the applicant, has had a license denied or had his or her license, suspended or revoked or been excluded by in Minnesota or another racing jurisdiction, or has engaged in conduct that the commission determines would adversely affect the public health, welfare, and safety or the integrity of racing in Minnesota, the commission shall consider such fact as prima facie evidence that the applicant is unfit to be granted a Class C license, and the burden of proof shall rest upon the applicant to establish his or her fitness. In reviewing such applications, the commission shall consider the factors provided in part 7877.0100, subpart 2.

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

## **7877.0160 DURATION AND EXTENT OF CLASS C LICENSES.**

Subpart 1. **Duration.** A Class C license shall expire at midnight on December 31 of the calendar year after its issuance. A license to conduct advance deposit wagering issued after October 15 of any calendar year shall expire on December 31 of the following calendar year.

*[For text of subps 2 to 4, see M.R.]*

### **CHAPTER 7880** **ADVANCE DEPOSIT WAGERING**

#### **7880.0010 SCOPE.**

This chapter applies to advance deposit wagering providers licensed by the commission under Minnesota Statutes, section 240.131. Advance deposit wagering providers shall not accept wagers from Minnesota residents on races conducted in Minnesota. The activities of a licensed advance deposit wagering provider are deemed to be relevant to the integrity of horse racing activities in Minnesota for purposes of Minnesota Statutes, sections 240.03 and 240.08.

#### **7880.0020 LICENSING OF ADVANCE DEPOSIT WAGERING PROVIDERS.**

Subpart 1. **License required.** No person shall offer or accept advance deposit wagers from Minnesota residents after November 1, 2016, unless the person holds a license in good standing as an advance deposit wagering provider under chapter 7877 and complies with all requirements of this chapter and applicable laws or rules.

Subp. 2. **Information required at time of application.** In addition to the information required in part 7877.0110, an applicant for a Class C license to provide advance deposit wagering shall provide the following information to the commission at the time of application:

A. the names, addresses, and dates of birth of all key employees and beneficial owners;

B. if an owner is a corporation, the date and place of its incorporation and an organization chart showing all related business entities;

C. evidence of approval to conduct advance deposit wagering from the appropriate regulatory authority in the state where the principal office of the advance deposit wagering provider is located;

D. fingerprints of any key employee or beneficial owner if required by the commission;

E. written agreements between the applicant and Class A or Class B license holders that meet the requirements of Minnesota Statutes, section 240.131, subdivision 3, including written documentation of approval by the applicable horsepersons' groups;

F. a description of the processes and procedures implemented to identify and report possible odds manipulation;

# Proposed Rules

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G. a description of the security measures used to protect account holder information and the integrity of the wagering process;

H. a complete list of licenses held by the applicant with other racing jurisdictions;

I. total wagers accepted from Minnesota residents during the two years preceding the application, broken down by zip code if possible; and

J. any other information the commission determines is necessary to establish the applicant's suitability for licensure and to fulfill its duties under Minnesota Statutes, chapter 240.

Subp. 3. **Granting of license.** If an applicant for a Class C license to conduct advance deposit wagering submits a complete application that meets all criteria in applicable laws and rules, the commission may grant a license. Licensure is a privilege and the commission shall not be required to grant any license to conduct advance deposit wagering.

Subp. 4. **Changes.** The commission may require changes or additions to the application, or changes to the proposed plan of operation, as a condition of granting a license if necessary to carry out its duties under Minnesota Statutes, chapter 240, or to ensure compliance with applicable laws or rules.

Subp. 5. **Notification.** After a license is granted, the commission must be notified in writing of any material changes to the information provided during the application process.

Subp. 6. **Denial of license.** The commission may deny a license to conduct advance deposit wagering if any of the following conditions exist:

A. the applicant does not submit a complete application or supply all additional information requested by the commission;

B. the commission determines the applicant has intentionally withheld relevant information or provided false or misleading information in connection with the application;

C. the commission determines the bond or other evidence of financial responsibility provided by the applicant is inadequate to ensure the protection of Minnesota account holders and racetracks;

D. the applicant, or any entity with a key employee or owner in common with the applicant, has had a license revoked or denied in Minnesota or another jurisdiction;

E. the key employees or owners cannot sign the affidavit required in Minnesota Statutes, section 240.08, subdivision 2; or

F. the commission determines that licensure would not be in the public interest or would negatively impact the integrity of racing in Minnesota.

Subp. 7. **License not transferable.** A license to conduct advance deposit wagering shall not be transferable. An advance deposit wagering provider shall inform the commission any time there is a change in its controlling interest or when any key employee or beneficial owner listed on its original application is no longer a key employee or beneficial owner.

## **7880.0030 PLAN OF OPERATION.**

Subpart 1. **Submission of plan.** An advance deposit wagering provider shall have a plan of operation approved by the commission which addresses the following issues in addition to those listed in Minnesota Statutes, section 240.131, subdivision 5:

A. types of wagering and contests offered and the manner in which wagering and contests will be conducted;

B. methods to be used for pooling wagers;

C. a complete description of the totalizator, transmission, and data processing programs and equipment to be used;

D. methods for detecting and deterring the use of accounts for illegal activity;

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# Proposed Rules

E. methods for accurately verifying an account holder's identity, age, and residence prior to establishing an account;

F. processes for account holders to make deposits to, and withdrawals from, their accounts;

G. a plan for reporting dormant accounts and unclaimed funds that complies with Minnesota Statutes, section 345.39 and 345.41; and

H. any other issues as required by the commission.

After the plan of operation has been approved by the commission, the licensee may amend the plan of operation only with the commission's approval. The commission may withdraw its approval of a plan of operation, if the license holder fails to follow the plan or makes material changes that do not meet the requirements of applicable laws or rules. A violation of an approved plan of operation is deemed to be a violation of Minnesota Statutes, section 240.22.

## **7880.0040 ESTABLISHMENT OF ACCOUNTS.**

Subpart 1. **Requirement.** An individual customer of an advance deposit wagering provider must establish an account prior to placing an advance deposit wager. An account may only be established with a licensed advance deposit wagering provider.

Subp. 2. **Natural persons.** Accounts shall only be established by natural persons and shall not be transferable between persons.

Subp. 3. **Procedure.** To establish an account, an application must be signed or otherwise authorized in a manner acceptable to the commission and must contain the following information.

A. the applicant's full legal name;

B. the applicant's primary residence address;

C. the applicant's telephone number;

D. proper identification or certification demonstrating that the applicant is at least 18 years old; and

E. any other information the commission determines is necessary to carry out its duties under applicable laws and rules.

Subp. 4. **Account holder information.** An advance deposit wagering provider may not sell or share an applicant or account holder's information unless required by law or court order. An advance deposit wagering provider may not use an applicant or account holder's information for any purpose not related to authorized advance deposit wagering.

Subp. 5. **Verification of information.** Each application for an account shall be verified with respect to name, primary residence address, and date of birth either by an independent service provider or another means adequate to ensure the accuracy of the information. If the applicant's information cannot be reliably verified, the account shall not be established.

Subp. 6. **Notice to applicants.** An advance deposit wagering provider must provide the following information to each applicant when an account is established:

A. the process for funding accounts and making withdrawals from accounts;

B. wagering rules and procedures, methods, and timing of crediting and debiting accounts, and other information that is pertinent to the operation of the account;

C. notice that the account holder may place wagers only on races authorized for pari-mutuel wagering under Minnesota Statutes, chapter 240;

D. a unique account number;

# Proposed Rules

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E. notice that an account holder must be at least 18 years old and that individuals under the age of 18 shall not have access to the account;

F. information on responsible wagering and how to obtain assistance with problem gambling, including the contact information for at least one problem gambling assistance program; and

G. procedures for resolving disputes between the account holder and the advance deposit wagering provider.

Subp. 7. **Personal identification code.** An account holder shall be required to supply a secure unique personal identification code when establishing an account. The account holder must be required to supply the code when making deposits or withdrawals from the account and when placing a wager. The account holder has the right to change the code at any time.

Subp. 8. **Denial of accounts.** An advance deposit wagering provider may refuse to open an account for what it deems good and sufficient reason.

## **7880.0050 OPERATION OF ACCOUNTS.**

Subpart 1. **Deposits.** An account holder may make deposits to the account in the following forms:

A. cash, which may be deposited at financial or retail outlets designated by the advance deposit wagering provider;

B. check, money order, or negotiable order of withdrawal sent to an advance deposit wagering provider;

C. charges made to an account holder's credit or debit card upon authorization of the account holder; and

D. electronic funds transfer from an account owned by the account holder, in which case the account holder shall be responsible for any fees imposed by the remitting entity.

Subp. 2. **Credits.** The following credits shall be posted to an account by the advance deposit wagering provider as soon as practicable after the race is declared official:

A. credit for winnings from wagers; and

B. credit for wagers for entries that were declared nonstarters.

Subp. 3. **Debit.** Upon receipt of a wager, the advance deposit wagering provider may debit the account in the amount of the wager.

Subp. 4. **Suspension or refusal.** An advance deposit wagering provider may suspend or refuse deposits to an account for what it deems good and sufficient reason.

Subp. 5. **Disputes.** Disputes between an account holder and an advance deposit wagering provider shall be administered under the dispute resolution procedures contained in the plan of operation approved by the commission. If the advance deposit wagering provider fails to resolve the dispute, the commission may take appropriate action under chapter 7897, or may make claims against the bond or other form of financial security if the commission determines funds are owed to an account holder.

## **7880.0060 CONDUCT OF WAGERING.**

Subpart 1. **Acceptance of wagers.** An advance deposit wagering provider may accept wagers via any wired or wireless communications device, subject to applicable laws or rules and the approved plan of operation.

Subp. 2. **No extension of credit.** An advance deposit wagering provider shall not accept wagers from an account holder in excess of the account balance. No credit shall be extended by an advance deposit wagering provider to an account holder.

Subp. 3. **Refusal.** An advance deposit wagering provider may at any time refuse to accept a wager for what it deems to be good and sufficient reason.

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# Proposed Rules

Subp. 4. **Information of account holders.** No employee of an advance deposit wagering provider shall divulge any information related to the placing of any wager or the operation of any account, except to the account holder or as authorized by law. No employee may use any such information for personal benefit.

## **7880.0070 CLOSING OF ACCOUNTS.**

Subpart 1. **Account holders.** An account holder has the right to close an account at any time for any reason.

Subp. 2. **Providers.** An advance deposit wagering provider may close an account for what it deems good and sufficient reason.

Subp. 3. **Inactivity.** An advance deposit wagering provider may close an account on which there has been no activity for at least six months.

Subp. 4. **Requirement to close account.** An advance deposit wagering provider shall close an account if it determines:

- A. the information used to open the account was false;
- B. the account has been used in furtherance of any illegal activity; or
- C. the account has been used in violation of any state or federal law or rule.

An advance deposit wagering provider shall provide a written report to the commission within 30 days whenever an account is closed pursuant to this subpart.

Subp. 5. **Procedures.** Except as provided in subpart 6, whenever an account is closed, an advance deposit wagering provider shall, within seven calendar days:

- A. ensure that all required debits and credits have been made; and
- B. return to the account holder all money then on deposit by sending a check to the primary residence address of the account holder.

Subp. 6. **Account holder deceased.** In the event an account holder is deceased, unclaimed cash balances in the account shall be released to the decedent's legal representative upon receipt of a copy of a valid death certificate, after which the account shall be closed.

## **7880.0080 RECORD KEEPING AND REPORTING.**

Subpart 1. **Maintenance of records.** An advance deposit wagering provider shall maintain the following information on each account for a minimum of two years:

- A. a record of all deposits, credits, and debits; and
- B. a record of all wagers made.

Subp. 2. **Information to be available.** An advance deposit wagering provider shall make available to each account holder the information listed in subpart 1 as well as current account balances.

Subp. 3. **Records.** Upon request of the account holder, an advance deposit wagering provider shall provide any records it maintains on the account or the account holder. Records may be provided in paper or electronic format.

Subp. 4. **Audit.** An advance deposit wagering provider shall allow the commission and its designees to review and audit all records related in any way to its licensure, financial solvency, accounts, and the conduct of wagering by Minnesota residents. This information shall be made available to the commission or its designees quarterly or upon request and in a format required by the commission.

Subp. 5. **Annual financial statement.** A licensed advance deposit wagering provider shall provide an annual audited financial

# Proposed Rules

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statement to the commission.

Subp. 6. **Report.** A licensed advance deposit wagering provider shall report to the commission quarterly all source market fees and other payments made to licensed racetracks, the pari-mutuel activity on which the source market fees were paid, and the number of accounts held by Minnesota residents that were opened and closed during the reporting period.

## **7880.0090 PAYMENTS TO THE STATE.**

Subpart 1. **Agreement.** A licensed racetrack must negotiate a separate agreement, with the horsepersons organization representing a majority of horsepersons racing at the licensed racetrack, for the apportionment of source market fees set aside for purse accounts and the breeders' fund pursuant to Minnesota Statutes, section 240.131, subdivision 6, paragraph (d). The agreement must be approved by the commission.

Subp. 2. **Payment to state.** A licensed racetrack shall remit source market fees set aside for the breeders' fund pursuant to Minnesota Statutes, section 240.131, subdivision 6, paragraph (d), to the state no later than seven days after the end of the month in which it receives the fees from the advance deposit wagering provider.

## **7880.0100 VARIANCES.**

The commission, its executive director, or its director of pari-mutuels may grant a variance to any part of this chapter if it determines there are equivalent alternative measures in place to ensure the integrity of wagering and the protection of accounts held by Minnesota residents.

## **7880.0110 PENALTIES.**

Subpart 1. **Suspension or revocation.** The commission may suspend or revoke a license to provide advance deposit wagering, issue a fine, or deny or withdraw approval of a contract between a licensed racetrack and an advance deposit wagering provider if:

- A. the licensee violates applicable laws or rules;
- B. the bond or other form of financial security is canceled or expired and not replaced by another form of financial security approved by the commission;
- C. the licensee has knowingly provided false or misleading information to the commission or withheld information required to be provided;
- D. the licensee has had a license denied, suspended, or revoked in another state;
- E. the licensee fails to comply with any conditions on the license imposed by the commission; or
- F. the licensee poses a threat to the public interest or the integrity of racing or wagering in Minnesota.

Subp. 2. **Contested case hearing.** If the commission suspends or revokes a Class C racing and gaming-related license to provide advance deposit wagering, the license holder shall have the right to request a contested case hearing under Minnesota Statutes, chapter 14, to be held as set forth in parts 1400.8505 to 1400.8612. The request must be made in writing to the commission by certified mail or personal service. A request sent by certified mail must be postmarked within ten days after the license holder receives the suspension or revocation order from the commission. An appeal sent by personal service must be received by the commission within ten days after the license holder receives the order from the commission.

# Adopted Rules

A rule becomes effective after the requirements of *Minnesota Statutes* §§ 14.05-14.28 have been met and five working days after the rule is published in the *State Register*, unless a later date is required by statutes or specified in the rule. If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed. If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

**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 Health

### Division of Health Policy

#### Adopted Exempt Permanent Rules Relating to Health Care Quality; Notice of Intent to Adopt Expedited Rules Without a Public Hearing

##### Proposed Expedited Amendments to Permanent Rules Relating to Health Care Quality Measures, *Minnesota Rules*, Chapter 4654

**Introduction.** The Department of Health intends to adopt rules under the expedited rulemaking process following the rules of the Office of Administrative Hearings, *Minnesota Rules*, part 1400.2410, and the Administrative Procedure Act, *Minnesota Statutes*, section 14.389. Interested persons or groups may submit written comments on the proposed expedited rules until **September 28, 2016**.

**Agency Contact Person.** Interested persons or groups must submit comments or questions on the rules to: Denise McCabe, Minnesota Department of Health, P.O. Box 64882, St. Paul, MN 55164-0882, (651) 201-5530, fax: (651) 201-201-5179, and [health.reform@state.mn.us](mailto:health.reform@state.mn.us).

**Subject of Rules and Statutory Authority.** The Minnesota Department of Health adopted *Minnesota Rules* Chapter 4654 in December 2009 and amended it in 2010 and each subsequent year to implement part of the comprehensive 2008 state health reform law. Consistent with *Minnesota Statutes* 62U.02, these rules established a standardized set of quality measures that the Department uses to assess the quality of services offered by health care providers. These measures include the specific details for the data that physician clinics and hospitals must submit annually to the Minnesota Department of Health or to the Commissioner's designee for public reporting. The rules also specify:

- requirements for physician clinics and hospitals to submit quality data to the Minnesota Department of Health or its designee;
- obligations for physician clinics and hospitals to cooperate with data validation procedures;
- a restriction on health plans prohibiting them from requiring providers to use and report data on quality measures not included in the standardized set; and
- annual review by the Minnesota Department of Health of existing quality measures and evaluation and adoption of new measures into the standardized set.

The Commissioner is required to review the adopted quality measures annually and propose any additions, deletions, or modifications annually through expedited rulemaking. Consequently, the Commissioner is proposing several amendments to the existing rules, including its appendices:

- an updated reference to the appendices incorporated into the rule by reference in Part 4654.0800; and
- modifications and clarifications to existing measures for physician clinics and hospitals.

The statutory authority to adopt this rule is *Minnesota Statutes* §62U.02. The statutory authority to adopt this rule under the expedited rulemaking process is *Minnesota Statutes* §62U.06, subd. 3. A copy of the proposed rule is published in the *State Register* and attached to this notice as mailed. The proposed expedited rule and appendices may be viewed at: [www.health.state.mn.us/healthreform/measurement/ProposedRule2016](http://www.health.state.mn.us/healthreform/measurement/ProposedRule2016). A free copy of the appendices related to this proposed rule is also available upon request from the agency contact person listed above.

**Comments.** Interested persons or groups have until **4:30 p.m. on September 28, 2016**, to submit written comment in support of or in opposition to the proposed expedited rules and any part or subpart of the rules. Comments must be in writing and received

# Adopted Rules

by the agency contact person by the due date. Comments should identify the portion of the proposed expedited rules addressed and the reason for the comment. In addition, commenters are encouraged to propose any change desired. Interested persons or groups must also make any comments about the legality of the proposed rules during this comment period.

**Modifications.** The Department may modify the proposed rules as a result of public comment. The modifications must be supported by comments and information submitted to the agency, and the adopted rules may not be substantially different than these proposed rules, unless the agency follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Department encourages you to participate in the rulemaking process. The Department will publish any changes in the State Register.

**Alternative Format.** Upon request, this information can be made available in an alternative format, such as large print, Braille, or audio. To make such a request, please contact the agency contact person at the address or telephone number listed above.

**Lobbyist Registration.** *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. Interested persons or groups may direct questions regarding this requirement to 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 and Review of Rules.** The agency may adopt the rules after the end of the comment period. The agency will then submit the rules and supporting documents to the Office of Administrative Hearings for review for legality. Interested persons or groups may ask to be notified of the date the Department submits the rules to the office. If interested persons or groups want to be so notified, or want to receive a copy of the adopted rules, or want to register with the agency to receive notice of future rule proceedings, submit a request to the agency contact person listed above.

Edward P. Ehlinger, MD, MSPH  
Commissioner, Department of Health

## 4654.0800 INCORPORATION BY REFERENCE.

“Minnesota Statewide Quality Reporting and Measurement System: Appendices to Minnesota Administrative Rules, Chapter 4654,” issued by the Minnesota Department of Health, ~~December 2015~~ August 2016, is incorporated by reference. It is available through the Minitex interlibrary loan system and the Minnesota Department of Health Web site at <http://www.health.state.mn.us/healthreform/measurement/index.html>. They are not subject to frequent change.

## 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*.

## Minnesota Department of Natural Resources (DNR)

### Commissioner's Order #1 ML 2016: Amend walleye limits to make adjustments to manage fisheries in the 1837 Ceded Territory (Mille Lacs)

**Effective Date:** September 6, 2016

**Statutory authority:** *Minnesota Statute*, section 97C.005, subd. 3

**Supersedes:** Expedited Emergency Game and Fish Rule part 6264.0400, subp.4, item E, referring to the possession and size limits for walleye: Mille Lacs Lake Fishing as published in the 2 May 2016 State Register (40 SR 1485).

#### BACKGROUND

Each year a harvestable surplus is set for walleye in Mille Lacs Lake pursuant to the procedures set forth in the 1996



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# Commissioner's Orders

Stipulated Settlement and Federal Consent Decree adopted by the Minnesota Federal District Court in 1997 and affirmed by the U.S. Supreme Court in 1999. The harvestable surplus is the volume of fish that can be harvested safely from Mille Lacs Lake while ensuring sufficient remaining walleye in the lake for a healthy fishery. The harvestable surplus is then divided between the state of Minnesota and the eight Chippewa Tribal Bands.

During the first seven months of December 2015 through June 2016, harvest rates were consistently at or below predicted levels due to tight regulations adopted for both the winter and open water seasons. Based upon those results, the total harvest was expected to be below the state's 28,600-pound limit for this twelve-month period.

The state's creel report by the Minnesota Department of Natural Resources that estimates walleye harvests, releases, and mortality showed drastic increases in the state's angler kill beginning in the July 1-15, 2016, creel period and persisting through the July 16-31, 2016, creel period. This unexpected spike is believed to be due to unusual circumstances, including unusually high catch rates and rapidly warming water temperatures. Warm water greatly increases mortality of walleye that must be released by anglers because of the catch and release only regulation. The so-called "hooking mortality" of walleyes that die after being released counts towards the state quota. Based on these recent angler survey results, modification of the existing walleye harvest regulations needs to be put in place as soon as possible.

The state of Minnesota has surpassed its annual harvest limit of 28,600. Pursuant to the 1999 U.S. Federal Court decision, the state is closing the Mille Lacs walleye fishing season.

## ORDER

**Now, Therefore,** It is hereby ordered that:

The Mille Lacs Lake state recreational walleye fishing season will close until further notice. Beginning at 12:01 AM on Tuesday, September 6, 2016, no walleye may be taken from or possessed on Mille Lacs Lake. The DNR will provide public notice of this walleye fishing closure on Mille Lacs Lake by issuing a statewide news release, and posting information at Mille Lacs Lake and on the DNR's website at least 24 hours before the walleye fishing closure becomes effective.

Fishing for all other species, including muskellunge, northern pike, bass, perch, and panfish, and the existing regulations for all other species, continue unaffected by this order.

August 23, 2016

TOM LANDWEHR  
Tom Landwehr, Commissioner

## Official Notices

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and matters of public interest.

## Minnesota Interagency Council on Homelessness Notice of meeting

A meeting of the Minnesota Interagency Council on Homelessness has been scheduled for **Wednesday, September 21 at 12:30 p.m.** The meeting will be held in the first floor State Street conference room at Minnesota Housing, 400 N. Sibley Street, Saint Paul, MN, 55101.

If you would like to attend the meeting or would like more information or to be notified of potential changes to the meeting location or time, please send an email to [tristy.a.auger@state.mn.us](mailto:tristy.a.auger@state.mn.us) with your name, organization (if applicable), email address and day time telephone number.

# Official Notices

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## Executive Council, State Board of Investment and Land Exchange Board Meeting Notice

The Executive Council, State Board of Investment and the Land Exchange Board will meet on **Thursday, September 8, 2016 at 10:00 A.M.** in Room 106 (Main Floor), Retirement Systems Building, 60 Empire Drive, St. Paul, MN.

Some members of the Executive Council, State Board of Investment and Land Exchange Boards may participate in the meeting electronically. If a Board Member calls in, in accordance with Minnesota Statutes, section 13D.015, subd. 4, the Executive Council, State Board of Investment and Land Exchange Board shall, to the extent practical, allow a person to monitor the meeting electronically from a remote location. The person making a connection may be required to pay for documented marginal costs that the entity incurs as a result of the additional connection.

### Minnesota Pollution Control Agency

#### Environmental Analysis and Outcomes Division

#### **TIME EXTENSION – REQUEST FOR COMMENTS on the 2016 Draft Impaired Waters List and Guidance Manual, and Revisions to Appendix A of the Statewide Mercury TMDL**

**Extension of comment period.** The Minnesota Pollution Control Agency (MPCA) is extending its request for comments on the 2016 Impaired Waters List and Guidance Manual, and revisions to Appendix A of the statewide mercury TMDL. The MPCA published a request for comments in the August 1, 2016, *State Register*. That comment period, which was set to end August 31, 2016, is being extended until September 30, 2016, in order to provide additional opportunity for public comment.

**Public notice.** Minnesota's 2016 Draft Impaired Waters List, which includes revisions to Appendix A to the statewide mercury TMDL, and 2016 Guidance Manual for Assessing the Quality of Minnesota Surface Waters are available on the MPCA website at <https://www.pca.state.mn.us/water/minnesotas-impaired-waters-list>.

Interested persons or groups may submit comments or information on the 2016 Draft Impaired Waters List, the 2016 Guidance Manual, and Appendix A of the statewide mercury TMDL until **4:30 pm CST on September 30, 2016**, to the contact person listed below. If you submitted comments in response to the previous notice, it is not necessary to resubmit comments or to re-notify the MPCA of your interest. The MPCA will consider all comments before submitting these documents to the US Environmental Protection Agency for approval.

#### **Contact person.**

Miranda Nichols

Minnesota Pollution Control Agency

• Email: [miranda.nichols@state.mn.us](mailto:miranda.nichols@state.mn.us),

• Fax: 651-297-8324, or

• Mail: 520 Lafayette Rd N, St. Paul, MN 55155

• If comments are submitted by mail, you must provide a return postal address.

## Minnesota Pollution Control Agency

### Watershed Division

#### Notice of Availability of the Draft Redeye River Watershed Restoration and Protection Strategy (WRAPS) Report and Request for Comment

**Public comment period begins:** *August 29, 2016*

**Public comment period ends:** *September 28, 2016*

The Minnesota Pollution Control Agency (MPCA) is requesting comments on the draft Report for the Redeye River Watershed Restoration and Protection Strategy (WRAPS) Report (Report). The draft WRAPS Report for the Redeye River Watershed is available for review at, <https://www.pca.state.mn.us/sites/default/files/wq-ws4-17a.pdf>. Following the comments, the MPCA will revise the draft WRAPS Report and submit it to the MPCA Commissioner for approval. Comments must be received by the MPCA contact person by the public comment period end date shown above.

Required by the state Clean Water Legacy Act, a WRAPS is a document summarizing scientific studies of a major watershed no larger than a hydrologic unit code 8 including: the physical, chemical, and biological assessments of the water quality of the watershed; identification of water body impairments and water bodies in need of protection; identification of biotic stressors and sources of pollution; Total Maximum Daily Loads (TMDL) for the impairments; and an implementation table containing strategies and actions designed to achieve and maintain water quality standards and goals.

The Redeye River Watershed covers 899 square miles in the northern part of the Upper Mississippi River Basin in central Minnesota. The watershed includes parts of Becker, Douglas, Otter Tail, Todd and Wadena Counties. This Report summarizes the monitoring, stressor identification, and TMDL work that has taken place in the watershed, and identifies the strategies necessary to restore and protect the Redeye River Watershed. The WRAPS Report is a follow up to the Redeye River Watershed TMDL, which went through its own public comment period in June-July 2016.

Much of the watershed is in good condition, so protection strategies will be key to maintaining water quality. Areas with identified impairments and in need of restoration strategies include South Bluff Creek, Wing River, Union Creek, and tributaries to East Leaf Lake and the Leaf River. The main concerns in these waters include low dissolved oxygen levels, excess sediment, increased drainage and flow alterations, and high bacteria levels.

It should be noted that the science, analysis and strategy development described in this Report began before the accountability provisions were added to the Clean Water Legacy Act in 2013 (MS114D); thus, this Report does not address all of those provisions. When this watershed is revisited (according to the 10-year cycle), the information will be updated according to the statutorily required elements of a WRAPS Report.

**Written Comments:** You may submit written comments on the draft WRAPS Report or on the MPCA Commissioner's preliminary determination. Written comments must include the following:

1. A statement of your interest in the draft WRAPS Report;
2. A statement of the action you wish the MPCA to take, including specific references to sections of the draft WRAPS Report that you believe should be changed; and
3. The reasons supporting your position, stated with sufficient specificity as to allow the MPCA Commissioner to investigate the merits of your position.

Written comments on the draft WRAPS Report must be sent to the MPCA contact person listed below and received by **4:30 p.m. on September 28, 2016**. The MPCA will prepare responses to comments received make any necessary revisions of the draft WRAPS Report and submit it to the MPCA Commissioner for approval.

# Official Notices

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**Agency Contact Person:** Written comments and requests for more information should be directed to:

Bonnie Finnerty  
Minnesota Pollution Control Agency  
7678 College Road, Suite 105  
Baxter, Minnesota 56425  
Phone: 218-316-3897 (direct)  
Minnesota Toll Free: 800-657-3864  
Fax: 651-297-8676  
E-mail: [bonnie.finnerty@state.mn.us](mailto:bonnie.finnerty@state.mn.us)

TTY users may call the MPCA teletypewriter at 651-282-5332 or 800-657-3864.

**Petition for Public Informational Meeting:** You may request that the MPCA Commissioner hold a public informational meeting. A public informational meeting is an informal meeting the MPCA may hold to solicit public comment and statements on matters pertaining to the WRAPS study and process, and to help clarify and resolve issues.

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

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

**Petition for Contested Case Hearing:** You also may submit a petition for a contested case hearing. A contested case hearing is a formal evidentiary hearing before an administrative law judge. In accordance with Minn. R. 7000.1900, the MPCA will grant a petition to hold a contested case hearing if it finds that: 1) there is a material issue of fact in dispute concerning the draft TMDL Report; 2) the MPCA has the jurisdiction to make a determination on the disputed material issue of fact; and 3) there is a reasonable basis underlying the disputed material issue of fact or facts such that the holding of the contested case hearing would allow the introduction of information that would aid the MPCA in resolving the disputed facts in making a final decision on the draft WRAPS Report. A material issue of fact means a fact question, as distinguished from a policy question, whose resolution could have a direct bearing on a final MPCA decision.

A petition for a contested case hearing must include the following information:

1. A statement of reasons or proposed findings supporting an MPCA decision to hold a contested case hearing according to the criteria in Minn. R. 7000.1900, as discussed above; and
2. A statement of the issues to be addressed by a contested case hearing and the specific relief requested or resolution of the matter.

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

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

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

# State Grants & Loans

In addition to requests by state agencies for technical/professional services (published in the State Contracts Section), the *State Register* also publishes notices about grants and loans available through any agency or branch of state government. Although some grant and loan programs specifically require printing in a statewide publication such as the State Register, there is no requirement for publication in the *State Register* itself. Agencies are encouraged to publish grant and loan notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

SEE ALSO: Office of Grants Management (OGM) at: <http://www.grants.state.mn.us/public/>

## Department of Employment and Economic Development (DEED)

### Office of Business and Community Development – Small Business Assistance Office Request for Information and Comments on a Grant Program to Increase the Supply of Quality Child Care Providers Outside the Metropolitan Area

#### Issued by

Department of Employment and Economic Development

#### Purpose

The Department of Employment and Economic Development seeks input on a new program to make grants to communities to increase the supply of quality child care providers in order to support regional economic development outside the metro area. We invite comments from interested and affected parties. We especially encourage feedback from child care resource and referral organizations, child care professional associations, regional planning agencies, regional economic development partnerships, regional community foundations, local/regional business associations and childcare business development assistance organizations, and units of local government.

#### Background

2016 Minnesota Laws, Chapter 189, Article 12, Section 2, Subdivision 2(f) authorizes \$500,000 in fiscal year 2017 for grants to communities to increase the supply of quality child care providers in order to support regional economic development outside the metro area.

Grant recipients must match state funds on a dollar-for-dollar basis. Grant funds must be used to implement solutions to reduce the child care shortage in the state, including but not limited to funding for child care business start-up or expansion, training, facility modifications or improvements required for licensing, and assistance with licensing and other regulatory requirements. In awarding grants, the commissioner must give priority to communities in greater Minnesota that have documented a shortage of child care providers in the area. This is a onetime appropriation and is available until June 30, 2019.

#### Information Requested

This Request for Information (RFI) seeks to obtain public comments on the following items:

1. The law identifies the following activities as potential solutions for reducing child care shortage in the state: business start-up or expansion, training, facility modifications or improvements required for licensing, and assistance with licensing and other regulatory requirements. Of these activities what are the highest priority for your communities? Are there other strategies you would recommend?
2. Please describe your community's efforts around documenting childcare shortages in your community and any past or ongoing planning efforts to address the shortage. Where are the shortages? How big are the shortages? What factors have contributed to the shortages?
3. What are the organizations in your communities that are leading planning and implementation efforts related to expanding access to quality child care?
4. What are the organization that are providing financial support for efforts related to expanding access to quality child care?
5. What are the types of technical assistance or financial resources do your communities need to successfully implement solutions to reduce the child care shortage in your community?

#### How to Submit a Response

Responses to this RFI must be submitted electronically by **September 23** via email to [Brandon.toner@state.mn.us](mailto:Brandon.toner@state.mn.us).

This RFI is for planning purposes only and should not be construed as a solicitation or as an obligation on the part of the

# State Grants & Loans

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Department of Employment and Economic Development or the State of Minnesota. DEED does not intend to make any type of award based on responses to this RFI or to pay for either the preparation of information submitted or the State's use of such information. The department may use the information collected from this RFI in the preparation of a formal Request for Proposals.

DEED will use the information submitted in response to the RFI at its discretion. Respondents are advised that the State is under no obligation to acknowledge receipt of the information provided and will not provide feedback to respondents. The information submitted will be analyzed and may be shared internally as appropriate and at the State's discretion. Proprietary, classified, confidential, or sensitive information should not be included in your response.

## **Inquiries**

Please direct all inquiries to:

Brandon Toner  
*Brandon.toner@state.mn.us*  
651-259-7218

## **Department of Employment and Economic Development (DEED) Notice of Contract Opportunity for Minnesota Organizations Providing Support Services Grant SFY2017**

**PROJECT NAME:** Minnesota Organizations Providing Support Services Grant SFY2017

**DETAILS:** The Minnesota Department of Employment and Economic Development is requesting proposals for the Minnesota Organizations Providing Support Services Grant. DEED is pleased to announce up to \$2,000,000 million dollars in available funds in state fiscal year 2017 for a competitive grant program for organizations to provide support services for individuals engaged in activities such as: job training; employment preparation; internships; job assistance to fathers; financial literacy; academic and behavioral interventions for low-performing students; and youth intervention activities.

**COPY REQUEST:** To get a copy of the Request for Proposals, please go to DEED contracts webpage at <https://mn.gov/deed/about/contracts/> or send a written request, by email, to:

Steve Erbes  
Employment and Training Coordinator  
*Steve.Erbes@state.mn.us*

## **PROPOSAL DEADLINE:**

Provide Ten (10) original copies via mail to DEED:  
Minnesota Department of Employment and Economic Development  
Workforce Development Division – Attn: Dana Dumbacher  
First National Bank Building  
332 Minnesota Street, Suite E200  
Saint Paul, Minnesota 55101

Proposals must be received by DEED **no later than 4:30 p.m. on Friday, September 30, 2016.**

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

## **Department of Employment and Economic Development (DEED) Notice of Contract Opportunity for Southeast Asian Competitive Grant SFY2017**

**PROJECT NAME:** Southeast Asian Competitive Grant SFY2017

**DETAILS:** The Minnesota Department of Employment and Economic Development is requesting proposals for the Minnesota Southeast Asian Competitive Grant. DEED is pleased to announce up to \$2 million dollars in available funds in fiscal year

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# State Grants & Loans

2017 for a competitive grant program for grants to organizations providing services to eliminate economic disparities in Southeast Asian community through: workforce recruitment and development; job creation; capacity-building assistance to smaller organizations; and outreach. The Southeast Asian Competitive Grant with DEED will help ensure economic equity in the Southeast Asian community. The overarching goal is to address racial disparities and to reduce the long-running achievement gaps between white Minnesotans and Minnesotans of color.

**COPY REQUEST:** To get a copy of the Request for Proposals, please go to the DEED contracts webpage at <https://mn.gov/deed/about/contracts/> or send a written request, by email, to:

John Vo  
Adult Career Pathways Coordinator  
*John.Vo@state.mn.us*

**PROPOSAL DEADLINE:**

Provide Ten (10) original copies via mail to DEED:  
Minnesota Department of Employment and Economic Development  
Workforce Development Division – Attn: Dana Dumbacher  
First National Bank Building  
332 Minnesota Street, Suite E200  
Saint Paul, Minnesota 55101

Proposals must be received by DEED **no later than 4:30 p.m. on Friday, September 30, 2016.**

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

## **Department of Employment and Economic Development (DEED) Notice of Contract Opportunity for Minnesota Pathways to Prosperity (P2P) SFY2017**

**PROJECT NAME:** Minnesota Pathways to Prosperity (P2P) SFY2017

**DETAILS:** The Minnesota Department of Employment and Economic Development (DEED) is requesting proposals for the Minnesota Pathways to Prosperity (P2P) Grant Program. DEED is pleased to announce up to \$1,000,000 million dollars in available funds in fiscal year 2017. P2P funding will support increased participation of enrollees in career pathway programming that will help them develop increased career awareness; acquire basic skills education; participate in skills-training programs; and place into employment in high growth, high demand industries with long-term employment opportunities at wages permitting family self-sufficiency. Grantees will use their award to support job-driven approaches in programs within career pathway systems and programs to equip individuals with the skills, competencies, and credentials necessary to help them obtain in-demand jobs, increase earnings, and advance in their careers.

**COPY REQUEST:** To get a copy of the Request for Proposals, please go to the DEED contracts webpage at <https://mn.gov/deed/about/contracts/> or send a written request, by email, to:

Dana Dumbacher  
Adult Career Pathways Coordinator  
*Dana.Dumbacher@state.mn.us*

**PROPOSAL DEADLINE:**

Provide Ten (10) original copies via mail to DEED:  
Minnesota Department of Employment and Economic Development  
Workforce Development Division – Attn: Dana Dumbacher  
First National Bank Building  
332 Minnesota Street, Suite E200  
Saint Paul, Minnesota 55101

# State Grants & Loans

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Proposals must be received by DEED **no later than 4:30 p.m. on Friday, September 30, 2016.**

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

## **Department of Employment and Economic Development (DEED) Notice of Contract Opportunity for WESA - Women and High-Wage, High-Demand, Nontraditional Jobs Grant Program SFY2017**

**PROJECT NAME:** WESA - Women and High-Wage, High-Demand, Nontraditional Jobs Grant Program SFY2017

**DETAILS:** The Minnesota Department of Employment and Economic Development is requesting proposals for the WESA - Women and High-Wage, High-Demand,

Nontraditional Jobs Grant Program State. DEED is pleased to announce up to \$1,500,000 million dollars in available funds in state fiscal year 2017 to establish the women and high-wage, high-demand, nontraditional jobs grant program to increase the number of women in high-wage, high-demand, nontraditional occupations. The commissioner shall make grants to eligible organizations for programs that encourage and assist women to enter high-wage, high-demand, nontraditional occupations including but not limited to those in the skilled trades, science, technology, engineering, and math (STEM) occupations.

**COPY REQUEST:** To get a copy of the Request for Proposals, please go to DEED contracts webpage at <https://mn.gov/deed/about/contracts/> or send a written request, by email, to:

Taryn Galehdari  
Adult Career Pathways Coordinator  
*Taryn.Galehdari@state.mn.us*

### **PROPOSAL DEADLINE:**

Provide Ten (10) original copies via mail to DEED:  
Minnesota Department of Employment and Economic Development  
Workforce Development Division – Attn: Dana Dumbacher  
First National Bank Building  
332 Minnesota Street, Suite E200  
Saint Paul, Minnesota 55101

Proposals must be received by DEED **no later than 4:30 p.m. on Friday, September 30, 2016.**

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

## **Department of Employment and Economic Development (DEED) Notice of Contract Opportunity for Community Based Organizations Serving Somali Youth SFY2017**

**PROJECT NAME:** Community Based Organizations Serving Somali Youth SFY2017

**DETAILS:** The Minnesota Department of Employment and Economic Development (DEED) is requesting proposals for the Community Based Organizations Serving Somali Youth Program. DEED is pleased to announce up to one million dollars (\$1,000,000) in available funds in State Fiscal Year 2017. Community Based Organizations Serving Somali Youth will provide Somali youth with positive development and engagement activities, youth prevention and intervention services, and legal services. The program will provide the Somali community with engagement and capacity building activities, while building the resiliency of the Somali community. Activities will also be provided to address challenges facing Somali youth. Eligible applicants are Community Based Organizations serving Somali youth.

**COPY REQUEST:** To get a copy of the Request for Proposals, please go to the DEED contracts webpage at <https://mn.gov/deed/about/contracts/> or send a written request, by email, to:



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# State Grants & Loans

Larry Eisenstadt  
Youth Program Coordinator  
*Larry.Eisenstadt@state.mn.us*

**PROPOSAL DEADLINE:**

Provide ten (10) original copies via mail to DEED:  
Minnesota Department of Employment and Economic Development  
Workforce Development Division – Attn: Larry Eisenstadt  
First National Bank Building  
332 Minnesota Street, Suite E200  
Saint Paul, Minnesota 55101

Proposals must be received by DEED **no later than 4:30 p.m. on Friday, September 30, 2016.**

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

## **Department of Employment and Economic Development (DEED) Notice of Contract Opportunity for Youth at Work Competitive Grant Program SFY2017**

**PROJECT NAME:** Youth at Work Competitive Grant Program SFY2017

**DETAILS:** The Minnesota Department of Employment and Economic Development (DEED) is requesting proposals for the Youth at Work Competitive Grant Program. DEED is pleased to announce up to one million dollars (\$1,000,000) in available funds in State Fiscal Year 2017. Youth at Work funding will provide students with information about education and training requirements for careers in high-growth, in-demand occupations; and/or serve youth from communities of color who are underrepresented in the workforce; and/or serve youth with disabilities. Eligible applicants are specifically defined as being either a local government unit, nonprofit organization, community action agency, or a public school district.

**COPY REQUEST:** To get a copy of the Request for Proposals, please go to the DEED contracts webpage at <https://mn.gov/deed/about/contracts/> or send a written request, by email, to:

John R. Olson  
Youth Program Coordinator  
*John.R.Olson@state.mn.us*

**PROPOSAL DEADLINE:**

Provide ten (10) original copies via mail to DEED:  
Minnesota Department of Employment and Economic Development  
Workforce Development Division – Attn: John R. Olson  
First National Bank Building  
332 Minnesota Street, Suite E200  
Saint Paul, Minnesota 55101

Proposals must be received by DEED **no later than 4:30 p.m. on Friday, September 30, 2016.**

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

# State Grants & Loans

## Minnesota Department of Health

### Office of Rural Health and Primary Care – Community Clinic Grant Program Notice of Grant Opportunity to Improve Minnesota’s Clinic-based Safety Net Providers

The Minnesota Department of Health, Office of Rural Health and Primary Care (ORHPC) is seeking applications from eligible community clinics through the Community Clinic Grant Program. The purpose of these grants is to improve the ongoing viability of Minnesota’s clinic-based safety net providers. Grants help clinics serve people with low incomes, reduce current or future uncompensated care burdens, or improve care delivery infrastructure.

The level of funding for the community clinic grant program is approximately \$561,000 for fiscal year 2016. An eligible community clinic means a nonprofit clinic, government entity, Indian tribal government or Indian health service unit; or a consortium of these entities. Applicants must provide or plan to provide clinical services and use a sliding fee scale or other procedure to determine eligibility for charity care or to ensure that no person will be denied services because of inability to pay. The Office of Rural Health and Primary Care expects that successful applicants will be able to begin their grant projects by April 2017.

Because of limited funding, applicants will be required to submit pre-applications and only the strongest of these will be invited to submit a final application. Prospective applicants who have questions may contact Debra Jahnke at 651-201-3845 or 800-366-5424 or at [debra.jahnke@state.mn.us](mailto:debra.jahnke@state.mn.us).

Copies of the complete Pre-Application Guidance and the Final Application Guidance, including required forms, are available to download from the ORHPC website at <http://www.health.state.mn.us/divs/orhpc/funding/index.html#community>. Pre-Applications must be received by ORHPC by **4:00 PM on October 7, 2016**. Final Applications must be received by ORHPC by **4:00 PM on January 9, 2017**. Applications postmarked prior to these dates but not received by ORHPC by the stated deadline will be considered late. Late applications will not be considered for review.

## 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](http://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.

## Department of Administration

### Notice of Contract for Minnesota Multistate Contracting Alliance for Pharmacy

The Minnesota Department of Administration is soliciting proposals for a conference coordinator on behalf of its pharmaceutical group purchasing organization (Minnesota Multistate Contracting Alliance for Pharmacy (MMCAP)). Annually, MMCAP hosts a conference for its membership and is seeking the assistance of a professional conference coordinator to help manage the National Member Conference (NMC) to be held in April 2017. The goal of this solicitation is to award a multiple-year, for no more than five years, contract to one vendor that is a professional conference coordinator, to ensure a smooth, well-organized conference and to serve up to five National Member Conferences (2017, 2018, 2019, 2020 and 2021). Each National Member Conference (NMC) is a four-day, three-night conference with attendees from 49 states in the United States, and a leadership team meeting with the MMCAP Advisory Board on pre-conference day. Estimated annual conference attendance is approximately 150-180. For more information on MMCAP, visit: [www.mmcap.org](http://www.mmcap.org).

MMCAP is a voluntary group purchasing organization for government facilities that provide healthcare services. MMCAP membership extends across nearly every state in the nation, and members receive access to a full range of pharmaceuticals and other healthcare products and services.

To request a copy of the RFP, send an e-mail to: [mn.multistate@state.mn.us](mailto:mn.multistate@state.mn.us)

Or write to:

MMCAP Annual Conference Coordinator Solicitation  
c/o Minnesota Department of Administration  
50 Sherburne Avenue, Suite 112  
St. Paul, MN 55155

Proposals submitted in response to the Request for Proposals in this notice must be received at the address above no later than **3:30 p.m. Central Standard Time, September 6, 2016.**

**Late proposals will not be considered.**

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

## **Minnesota State Colleges and Universities (MnSCU)**

### **Anoka-Ramsey Community College**

#### **Request for Proposal - 48 month lease of Fitness Center Equipment**

NOTICE IS HEARBY GIVEN that Anoka-Ramsey Community College, located at 11200 Mississippi Blvd NW, Coon Rapids, MN 55433, is requesting to receive bids for the leasing of fitness center equipment. Copies of the specifications can be obtained from <http://www.csc.mnscu.edu/sourcing/RFP.html>. Signed in ink, sealed bids must be received by the Business Office of Anoka Technical College by **3 p.m. on Monday, September 12th, 2016.** Please note that the address to send bids, **1355 W Highway 10, Anoka MN 55303**, is different than the location where the equipment will be placed.

Anoka-Ramsey Community College reserves the right to reject any or all bids, or portions thereof, or to waive any irregularities or informalities, in bids received.

## **Minnesota State Colleges and Universities (MnSCU)**

### **Minnesota West Community and Technical College**

#### **Request for Proposals for On-Campus Student Housing Development**

Minnesota West Community and Technical College is seeking applications from eligible parties to award one (1) grant of up to \$500,000 to develop student housing in Worthington, Minnesota, subject to the terms and conditions outlined in this request and subject to a competitive process. Applicants must meet the minimum requirements in order to be fully considered for this grant opportunity. They include, but are not limited to:

- A project that delivers between 100-125 beds of student housing on the Worthington campus of Minnesota West Community and Technical College.
- The grant shall be used to reimburse eligible development expenses, such as design and construction costs for the project, up to a maximum amount of \$500,000.
- The grant funds must be committed for use on the project no later than June 30, 2017.
- The award recipient must have committed funds to complete the entire project; the grant funds shall make up no more than half the total project cost of the development.

# State Contracts

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Requests for the full RFP document should be made to:

Lori Voss  
Vice President of Administration  
1011 1<sup>st</sup> Street West  
Canby, MN 56220  
*Lori.voss@mnwest.edu*  
(507)223-1331

## Department of Health Intent to Award a Contract

**NOTICE IS HEREBY GIVEN** that the Minnesota Department of Health intends to award a contract to Dr. John Hick for the project outlined below.

**PROJECT NAME:** Minnesota Crisis Standards of Care Contractor

**NATURE OF CONTRACT:** The MDH Emergency Preparedness and Response Section is in need of a specialized physician consultant to provide subject matter expertise for Medical Surge Planning components relevant to the practice of medicine in Minnesota. Specifically, physician subject matter expertise is needed in two subset medical surge plan areas:

1. Statewide Crisis Standards of Care (CSC) Plan
2. Statewide Burn Surge Plan

**LENGTH OF CONTRACT:** Work is anticipated to start after September 1<sup>st</sup>, 2016 with a one-year term.

**VALUE OF CONTRACT:** \$50,000.00

For more information contact:

Erin McLachlan  
Minnesota Department of Health  
625 North Robert Street  
PO Box 64975  
Saint Paul, MN 55164-0975  
(651) 201-5731  
*Erin.McLachlan@state.mn.us*

## 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](http://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/>.

## Dakota County

### Notice Of Request For Proposal (RFP) For MN Family Investment Program (MFIP) Employment Services

**Notice is hereby given** that Dakota County Community Services Administration is soliciting proposals from interested and qualified parties for the purpose of providing MN Family Investment Program (MFIP) participants with assistance in overcoming barriers to employment and other relevant services that lead to independence from public assistance and result in long term self-sufficiency.

Dakota County will be selecting up to two providers that will be eligible for renewal of their contracts. Funding levels for program year 2017 have not yet been established, however, Dakota County expects to have approximately \$908,244 with an addi-

# Non-State Public Bids, Contracts & Grants

tional up to \$100,000 for support services for the period of January 1, 2017 – December 31, 2017.

To access the complete RFP online, or to acquire additional information about Dakota County visit our website at:  
<http://www.co.dakota.mn.us/Government/DoingBusiness/BidProposalsInformation/Pages/default.aspx>

Contact: Luke Van Horn, Contract Specialist  
Dakota County Community Services Division  
1 Mendota Road West, Suite 500  
West St. Paul, MN 55118-4773  
**Phone:** 651-554-5794  
**Email:** [Luke.VanHorn@co.dakota.mn.us](mailto:Luke.VanHorn@co.dakota.mn.us)

Currently the Proposer's Conference is scheduled from 11:00 a.m. – 12:00 p.m. CST on Thursday, September 8<sup>th</sup>, 2016 at the Dakota County Northern Service Center in West St. Paul, Room 370 located on the 3<sup>rd</sup> floor. See proposal for details and updates.

**Deadline for proposals is 4:00 p.m. CST on Thursday, September 22<sup>nd</sup>, 2016.** No late proposal will be considered.

## Metropolitan Airports Commission (MAC) Notice of Call for Bids for 2016 Plumbing Infrastructure Rehabilitation

**Airport Location:** Minneapolis-Saint Paul International Airport  
**Project Name:** 2016 Plumbing Infrastructure Rehabilitation  
**MAC Contract No.:** 106-2-798  
**Bids Close At:** 2:00 p.m. September 13, 2016

**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. Work includes replacement of piping, valves, lift pumps and other miscellaneous plumbing upgrades.

**Note:** You can sign up on our Web site ([www.metroairports.org](http://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](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 2%.

**Bid Security:** Each bid shall be accompanied by a "Bid Security" in the form of a certified check made payable to the 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 of Michaud Cooley Erickson; 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 Boulevard, Suite 100; Brooklyn Park, MN 55430; PH: 763-503-3401; FX: 763-503-3409. **Make checks payable to: Michaud Cooley Erickson.** Deposit per set (refundable): \$150.00. Requests for mailing sets will be invoiced for mailing charges. 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 August 22, 2016, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).

# Non-State Public Bids, Contracts & Grants

## Metropolitan Airports Commission (MAC)

### Notice of Call for Bids for 2016 Concessions Program Infrastructure

**Airport Location:** Minneapolis-St. Paul International Airport  
**Project Name:** 2016 Concessions Program Infrastructure  
**MAC Contract No:** 106-2-830  
**Bids Close At:** 2:00 p.m. on Tuesday, September 13, 2016

**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 consists of adding or modifying existing base building infrastructure in MSP International Airport's Terminal 1-Lindbergh for various tenant fit-up projects. Infrastructure work includes plumbing, electrical, and low voltage systems.

**Note:** You can sign up on our Web site ([www.metroairports.org](http://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](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 the 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 Alliance; 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 Boulevard, Suite 100; Brooklyn Center, MN 55430; PH: 763.503.3401; FX: 763.503.3409. Make checks payable to: Alliance. Deposit per set (refundable): \$150. Requests for mailing sets will be invoiced for mailing charges. 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 August 22, 2016, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).

## Metropolitan Airports Commission (MAC)

### Notice of Call for Bids for 2016 MACNet Upgrade (P5)

**Airport Location:** Minneapolis-St. Paul International Airport  
**Project Name:** 2016 MACNet Upgrade (P5)  
**MAC Contract No:** 106-2-782  
**Bids Close At:** 2:00 p.m. on Tuesday, September 13, 2016

**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. The scope of the this project is to secure accessibility, improve environmental monitoring, rebalance the electrical power load, provide physical hardening against accidental crash, and associated technology work for remodeling. The work consists of the following: Biometric card readers, water detection system, bollards at the exterior walls, technology equipment, redistribute power and UPS relocation.

**Note:** You can sign up on our Web site ([www.metroairports.org](http://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](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 7%.

**Bid Security:** Each bid shall be accompanied by a "Bid Security" in the form of a certified check made payable to the 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

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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 Alliance; 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 Boulevard, Suite 100; Brooklyn Center, MN 55430; PH: 763.503.3401; FX: 763.503.3409. Make checks payable to: Alliance. Deposit per set (refundable): \$150. Requests for mailing sets will be invoiced for mailing charges. 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 August 22, 2016, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).

## Metropolitan Airports Commission (MAC)

### Notice of Call for Bids for 2016 Telecommunications Room Equipment Continuity (TREC) (P6)

**Airport Location:** Minneapolis-St. Paul International Airport  
**Project Name:** 2016 Telecommunications Room Equipment Continuity (TREC) (P6)  
**MAC Contract No:** 106-2-777  
**Bids Close At:** 2:00 p.m. on Tuesday, September 13, 2016

**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. The work consists of minor demolition, hollow metal doors and frames, interior finishes, and associated mechanical, electrical, and technology work for remodeling.

**Note:** You can sign up on our Web site ([www.metroairports.org](http://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](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 the 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 Alliance; 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 Boulevard, Suite 100; Brooklyn Center, MN 55430; PH: 763.503.3401; FX: 763.503.3409. Make checks payable to: Alliance. Deposit per set (refundable): \$150. Requests for mailing sets will be invoiced for mailing charges. 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 August 22, 2016, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).



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## Metropolitan Airports Commission (MAC)

### Notice of Call for Bids for 2016 Maintenance Building Improvements and 2016 Roof Repairs

**Airport Location:** Anoka County-Blaine Airport  
**Project Name:** 2016 Maintenance Building Improvements and 2016 Roof Repairs  
**MAC Contract No's.:** 110-3-022 and 110-3-023  
**Bids Close At:** 2:00 p.m. September 13, 2016

**Notice to Contractors:** Sealed Bid Proposals for the work indicated 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. This project includes general, mechanical, and electrical construction.

**Note:** You can sign up on our Web site ([www.metroairports.org](http://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](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 (TGBs):** The goal of the MAC for the utilization of TGBs 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 the 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](http://www.franzrepro.com). Make checks payable to: Miller Dunwiddie Architecture, Inc. Deposit per set (refundable): \$50.00. 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 August 29, 2016, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).

## Midwestern Higher Education Compact (MHEC)

### Higher Education Information Technology Solutions (HEITS) for Complex Hybrid Administrative Systems

**Agency:** The Midwestern Higher Education Compact (MHEC)

**Sealed Proposals for:** Higher Education Information Technology Solutions (HEITS) for Complex Hybrid Administrative Systems

**Solicitation Posting:** <http://www.mhec.org/rfps>

**Proposals Due:** Thursday, October 6, 2016, 10:00 A.M. CDT

#### NOTICE TO INFORMATION TECHNOLOGY VENDORS

The Midwestern Higher Education Compact (MHEC) through its Technologies Committee is competitively soliciting proposals on behalf of MHEC. The purpose of this Request for Proposal is to establish one or more MHEC Master Price Agreement(s) with qualified vendor(s).

The Midwestern Higher Education Compact (MHEC) is an instrumentality of twelve Midwestern states (Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin). The Compact was established in 1991 through a common statute enacted into law by each of the member states. *Minnesota – Section 135A.20*. The purpose of the Compact is to promote higher education through interstate cooperation and resource sharing.

MHEC has determined that developing a region-wide acquisition strategy for Higher Education Information Technology Solution to Complex Hybrid Administrative Systems through one or more providers will benefit both the higher education community

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and the provider(s). MHEC is seeking one or more solutions' for addressing the following challenges:

- Facilitating, tracking, planning, predicting, and reporting on the educational status and educational progress of applicants, students, and graduates;
- Facilitating, tracking, planning, predicting, and reporting on the financial operations of the institution or system; and
- Facilitating, tracking, planning, predicting, and reporting on all the human resource functions of the institution or system.
- Facilitating, tracking, planning, predicting, and reporting on all campus operations, facilities and infrastructures.

For a complete copy of the RFP and required submission materials, please visit our website at <http://www.mhec.org/rfps>. If you experience difficulty locating or downloading the RFP, you may call Nathan Sorensen at 612-677-2767.

For further information about the Compact's Technologies Committee, visit <http://www.mhetectech.org>.

Inquiries about this RFP must be directed to:

Mr. Nathan Jay Sorensen,  
Strategic IT Procurement Officer  
Midwestern Higher Education Compact  
105 Fifth Avenue South, Suite 450  
Minneapolis, MN 55401  
Phone: (612) 677-2767  
E-mail: [nathans@mhec.org](mailto:nathans@mhec.org)

All responses to this RFP must be received no later than **Thursday, October 6, 2016, 10:00 A.M. CDT**



## Several convenient ways to order:

- **Retail store** Open 8 a.m. - 3 p.m. Monday - Friday, 660 Olive Street, St. Paul
- **Phone** (credit cards): 8 a.m. - 4 p.m. Monday - Friday, 651.297.3000 (Twin Cities) or 1.800.657.3757 (nationwide toll-free)
- **On-line orders:** [www.minnesotasbookstore.com](http://www.minnesotasbookstore.com)
- **Minnesota Relay Service:** 711
- **Fax** (credit cards): 651.215.5733 (fax line available 24 hours)
- **Mail orders:** Orders can be sent to Minnesota's Bookstore, 660 Olive Street, St. Paul, MN 55155

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Please allow 1-2 weeks for delivery. For **mail orders**, complete order blank and send to address above.

Enclose payment - for security reasons, we do not recommend mailing credit card information.

Please allow 2-3 weeks for delivery.

Please make checks payable to "Minnesota's Bookstore."

A \$20.00 fee will be charged for returned checks.