

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**Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules;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 3 July 2017
Volume 42, Number 1
Pages 1 - 18**

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- Withdrawn Rules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. 42 Issue Number | PUBLISH DATE (BOLDFACE shows altered publish date) | Deadline for: all Short Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical- Consulting Contracts, Non-State Bids and Public Contracts | Deadline for LONG, Complicated Rules (contact the editor to negotiate a deadline) |
|----------------------------|--|---|---|
| # 2 | Monday 10 July | Noon Tuesday 4 July | Noon Thursday 29 June |
| # 3 | Monday 17 July | Noon Tuesday 11 July | Noon Thursday 6 July |
| # 4 | Monday 24 July | Noon Tuesday 18 July | Noon Thursday 13 July |
| # 5 | Monday 31 July | Noon Tuesday 25 July | Noon Thursday 20 July |

PUBLISHING NOTICES: We need to receive your submission **ELECTRONICALLY in Microsoft WORD format**. Submit ONE COPY of your notice via e-mail to: sean.plemmons@state.mn.us. State agency submissions must include a "State Register Printing Order" form, and, with contracts, a "Contract Certification" form. Non-State Agencies should submit **ELECTRONICALLY in Microsoft WORD**, with a letter on your letterhead stationery requesting publication and date to be published. Costs are \$16 per tenth of a page (columns are seven inches wide). One typewritten, double-spaced page = 4/10s of a page in the State Register, or \$64. About 2-1/2 pages typed, double-spaced, on 8-1/2"x11" paper = one typeset page in the *State Register*. Contact editor with questions (651) 297-7963, or **e-mail:** sean.plemmons@state.mn.us.

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Minnesota Legislative Information

Senate Public Information Office

(651) 296-0504
State Capitol, Room 231, St. Paul, MN 55155
<http://www.senate.mn>

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
<http://www.mncourts.gov>

House Public Information Services

(651) 296-2146
State Office Building, Room 175
100 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155
<https://www.house.leg.state.mn.us/hinfo/hinfo.asp>

Federal Register

Office of the Federal Register (202) 512-1530; or (888) 293-6498
U.S. Government Printing Office – Fax: (202) 512-1262
http://www.access.gpo.gov/su_docs/aces/aces140.html

Minnesota Rules: Amendments and Additions ...4

Revenue Notices

Department of Revenue

| | |
|--|---|
| Revenue Notice # 17-01: Corporate Franchise Tax – Apportionment of Income – Revocation of Revenue Notice # 08-04 | 5 |
| Revenue Notice # 17-02: Individual Income and Corporate Franchise Tax – <i>Nadler v. Commissioner</i> – Minnesota Allocation Policy | 5 |
| Revenue Notice # 17-03: Sales and Use Tax – Exemptions – Hospitals, Outpatient Surgical Centers and Critical Access Dental Providers; Revocation of Revenue Notice # 98-02 | 6 |

Official Notices

Department of Health

| | |
|--|---|
| REQUEST FOR COMMENTS for Proposed Amendment to Rules Governing Fluoridation of Municipal Water Supplies, <i>Minnesota Rules</i> , 4720.0030, Subp. 2, Revisor’s ID Number R-4458 | 7 |
| Notice of Application for Essential Community Provider Status | 8 |

Minnesota Higher Education Facilities Authority

| | |
|---|---|
| Notice of Public Hearing on Revenue Obligations | 9 |
|---|---|

Teachers Retirement Association

| | |
|-------------------------|----|
| Notice of Meeting | 10 |
|-------------------------|----|

Minnesota Department of Transportation (MnDOT)

| | |
|---|----|
| Notice of Solicitation for Public Review and Comment on the Draft State Transportation Improvement Program (STIP) for State Fiscal Years 2018-2019-2020-2021 (July 1, 2017 through June 30, 2021) | 10 |
|---|----|

State Grants & Loans

Department of Agriculture

Agriculture Marketing and Development Division

| | |
|---|----|
| Notice of Availability of Grant Funds for Dairy Profitability Enhancement Teams | 11 |
|---|----|

State Contracts

Minnesota State Colleges and Universities (MnSCU)

| | |
|--|----|
| Request for Proposals for Qualified Vendors to Develop Style Guide for Minnesota State Transfer Pathways Program | 12 |
|--|----|

Century College

| | |
|--|----|
| Notice of Request for Proposals for Child Care | 13 |
|--|----|

Legislative Reference Library

| | |
|---|----|
| Request for Proposal for Legislative Reference Library audiotape digitization | 13 |
|---|----|

Minnesota State Lottery

| | |
|--|----|
| Request for Proposals for Sponsorship Agreements | 14 |
|--|----|

Department of Minnesota Management & Budget

| | |
|--|----|
| Notice of Contract Opportunity for Pre-Tax Administrator | 15 |
|--|----|

Minnesota Department of Transportation (Mn/DOT)

| | |
|--|----|
| Notice of Potential Availability of Contracting Opportunities for a Variety of Highway Related Technical Activities (“Consultant Pre-Qualification Program”) | 15 |
| Notice Concerning Professional/Technical Contract Opportunities and Taxpayers’ Transportation Accountability Act Notices | 16 |

Non-State Public Bids, Contracts & Grants

Metropolitan Airports Commission (MAC)

| | |
|--|----|
| Notice of Call for Bids for 2017 Runway 12R-30L Tunnel Drainage Improvements... .. | 16 |
| Notice of Call for Bids for 2017 Roof Replacement Administration Building | 17 |

Metropolitan Emergency Services Board (MESB)

| | |
|--|----|
| Request for Proposals for Lobbying Services for the 2018 Legislative Session | 18 |
|--|----|

Get the Earliest Delivery of the State Register

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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.

Volume 42 - Minnesota Rules (Rules Appearing in Vol. 41 Issues #27-52 are in Vol 41, #52 - Monday 26 June 2017) Volume 42, #1

Monday 3 July -

Revenue Notices

The Department of Revenue began issuing Revenue Notices in July of 1991. Revenue Notices are statements of policy made by the department that provide interpretation, detail, or supplementary information concerning a particular statute, rule, or departmental practice. The authority to issue Revenue Notices is found in *Minnesota Statutes*, Section 270C.07.

KEY: Underlining indicates additions to existing language. ~~Strikeouts~~ indicate deletions from existing language.

Department of Revenue

Revenue Notice # 17-01: Corporate Franchise Tax – Apportionment of Income – Revocation of Revenue Notice # 08-04

This Revenue Notice revokes Revenue Notice # 08-04, which was published on February 25, 2008. Revenue Notice # 08-04 provided for the apportionment of income for certain taxpayers using less than three factors to apportion income. Revenue Notice # 08-04 is obsolete. During taxable years beginning after December 31, 2013, *Minnesota Statutes* section 290.191 requires taxpayers to apportion income to Minnesota using a single sales factor.

Effective for taxable years beginning after December 31, 2013.

Publication Date: July 3, 2017

Ryan Church, Deputy Commissioner

Department of Revenue

Revenue Notice # 17-02: Individual Income and Corporate Franchise Tax – *Nadler v. Commissioner* – Minnesota Allocation Policy

Introduction

This Revenue Notice, promulgated pursuant to *Minnesota Statutes*, section 270C.07, advises non-resident individuals that the department does not administer the income allocation provisions in Chapter 290 of the *Minnesota Statutes* identified below using the Minnesota Tax Court's reasoning in *Nadler v. Commissioner*, No. 7736 R, 2006 WL 1084260 (Minn. Tax Ct.). See *Kmart Corp. v. County of Stearns*, 710 N.W.2d 761, 769 (Minn. 2006).

Department Position

Classification of Income

The department recognizes only two categories of income for the purpose of determining the correct method of allocation under Chapter 290:

- 1) Business income – that must be apportioned to Minnesota.
- 2) Nonbusiness income – that cannot be apportioned to Minnesota because of limitations on state taxing authority set forth in the Minnesota and United States Constitutions. Nonbusiness income must be assigned.

The *Nadler* opinion reaches the conclusion that three categories of income are necessary to give full effect to the relevant statutes. Accordingly, the decision recognizes three types of income:

- 1) Business income – subject to apportionment.
- 2) Nonbusiness income that is income derived from a trade or business.
- 3) Nonbusiness income that is not income derived from a trade or business – that the court ruled was subject to allocation under *Minnesota Statutes*, section 290.17, subdivision 2.

The department does not recognize a distinction between types of nonbusiness income. In accordance with the plain meaning of *Minnesota Statutes*, section 290.17, subdivision 6, the department requires that all business income be apportioned to Minnesota under section 290.191, and all nonbusiness income be assigned in accordance with section 290.17, subdivision 2.

Revenue Notices

Fixed Limitation on Allocation of Gain from the Sale of Goodwill

The proper method for calculating allocable gains following a sale of goodwill under *Minnesota Statutes*, section 290.17, subdivision 2(c), is to multiply the taxpayer's gain by the business's prior year apportionment factor.

The *Nadler* opinion construes *Minnesota Statutes*, section 290.17, subdivision 2(c), to impose a fixed cap on the allocation of gains from the sale of goodwill. Specifically, the court ruled that there is a cap on allocation fixed at "the actual amount of the income apportioned to Minnesota in the preceding year." *Nadler v. Commissioner of Revenue*, No. 7736 R, 2006 WL 1084260, at *9 (Minn. Tax Ct.). This interpretation is not consistent with the plain meaning of the statute. Additionally, placing a fixed limitation on assignment distorts the relationship between economic activity and the calculation of taxable income. Accordingly, the department does not recognize a fixed limitation on the assignment of gains from the sale of goodwill.

Publication Date: July 3, 2017

Ryan Church, Deputy Commissioner

Department of Revenue

Revenue Notice # 17-03: Sales and Use Tax – Exemptions – Hospitals, Outpatient Surgical Centers and Critical Access Dental Providers; Revocation of Revenue Notice # 98-02

Introduction

Nonprofit hospitals, nonprofit outpatient surgical centers, and critical access dental providers as defined in *Minnesota Statutes* section 256B.76, subdivision 4(b), do not qualify for the sales tax exemption under *Minnesota Statutes* section 297A.70, subdivision 4. This exemption applies only to nonprofit organizations organized and operated exclusively for charitable, educational or religious purposes.

As described below, nonprofit hospitals, nonprofit outpatient surgical centers, and nonprofit critical access dental providers qualify for the sales tax exemption under *Minnesota Statutes* section 297A.70, subdivision 7, for qualifying purchases.

Department Position

Minnesota Statutes section 297A.70, subdivision 7, allows a sales tax exemption for qualifying purchases made by the following nonprofits:

- hospitals,
- outpatient surgical centers, and
- critical access dental providers.

Qualifying purchases are purchases made to provide services that these nonprofits are authorized or required by law to provide, including any related administrative functions.

All other purchases made to provide non-qualifying services are taxable. For example, purchases made for the operation of a gift shop, fitness center, restaurant, cafe, cafeteria, or equipment leasing or facility leasing not used principally by the hospital, outpatient surgical center, or critical access dental provider to provide qualifying services do not qualify for exemption.

Non-eligible entities

This exemption does not apply to purchases made by clinics, physicians' offices, or any other medical facility not operating as a nonprofit hospital, nonprofit outpatient surgical center, or critical access dental provider. This exemption does not apply to any other medical facility.

Hospital-owned clinics are eligible entities under certain circumstances

A hospital-owned clinic that is approved as charitable under section 501(c)(3) of the Internal Revenue Code, and licensed as a hospital under *Minnesota Statute* chapter 144, is considered a nonprofit hospital for purposes of this exemption if the hospital that owns this clinic qualifies for either the exemption under *Minnesota Statutes* section 297A.70, subdivision 7, or the exemption under *Minnesota Statutes* section 297A.70, subdivision 2(a)(3).

Rural health clinics are eligible entities under certain circumstances

Rural health clinics, as defined in *Code of Federal Regulations*, Title 42, section 405.2401(b), may qualify for this exemption if approved by Centers for Medicare and Medicaid Services as provider-based under *Code of Federal Regulations*, Title 42, section 413.65(a)(2).

Note: Hospitals and rural health clinics that do not qualify for the exemption under *Minnesota Statutes* section 297A.70, subdivision 7, do qualify for the exemption under *Minnesota Statutes* section 297A.70, subdivision 2(a)(3), if the hospital or rural health clinic is owned and operated by a political subdivision of the state.

This Revenue Notice revokes and replaces Revenue Notice # 98-02.

Publication Date: July 3, 2017

Ryan Church, Deputy 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.

Department of Health

Division of Environmental Health

REQUEST FOR COMMENTS for Proposed Amendment to Rules Governing Fluoridation of Municipal Water Supplies, *Minnesota Rules*, 4720.0030, Subp. 2, Revisor's ID Number R-4458

Subject of Rules. The Minnesota Department of Health (MDH) requests comments on its possible amendment to rules governing fluoridation of municipal water supplies. MDH will propose lowering target fluoride concentration standards based on those recommended by the U.S. Centers for Disease Control and Prevention (CDC) according to its current evidence-based research. The rule amendments will improve the balance between maintaining tooth decay prevention and reducing the risks associated with receiving too much fluoride.

Specifically, the possible changes will affect minimum, maximum, and average fluoride levels in municipal public water systems. The proposed amendment will set the fluoride levels for municipal public water systems when fluoride is not naturally present as follows:

- 1) an average fluoride concentration of 0.7 milligrams per liter (mg/L);
- 2) a minimum fluoride concentration of 0.5 mg/L;
- 3) a maximum fluoride concentration of 0.9 mg/L

Persons Affected. The amendment to the rule will likely affect local government, public water systems and their customers, and water treatment chemical distributors.

Statutory Authority. *Minnesota Statutes*, section 144.145, authorizes MDH to prescribe the quantities of fluoride in

Official Notices

municipal water supplies “for the purpose of promoting public health through prevention of tooth decay.” It also requires MDH to adopt rules “relating to the fluoridation of public water supplies which shall include, but not be limited to the following: (1) the means by which fluoride is controlled; (2) the methods of testing the fluoride content; and (3) the records to be kept relating to fluoridation.”

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until further notice is published in the *State Register* that MDH intends to adopt or to withdraw the rules. MDH will not publish a notice of intent to adopt the rules until more than 60 days have elapsed from the date of this request for comments. MDH does not plan to appoint an advisory committee to comment on the possible rules.

Rules Drafts. MDH has drafted the possible rules amendments, which are available on MDH’s website at www.health.state.mn.us/divs/eh/water/com/fluoride/rulemaking/.

Agency Contact Person. Written comments, questions, and requests for more information on these possible rules should be directed to David Rindal: by email to health.dwp-rules@state.mn.us, by mail to P.O. Box 64975, St. Paul, MN 55164-0975, by telephone to (651) 201-4660, or by FAX to (651) 201-4701.

In addition to seeking general or technical comments on the proposed amendments, MDH is asking for comment on the expected economic effect and cumulative effect of the proposed changes. Cumulative effect means the impact that results from incremental impact of the proposed rule in addition to other rules, regardless of what state or federal agency has adopted the other rules. (Minnesota Statutes, section 14.131). MDH is also interested in whether local governments might be required to adopt or amend an ordinance or other regulation in response to the changes (Minnesota Statutes, section 14.128) and therefore requests that affected entities provide us with relevant information about their local ordinances.

All comments received will be available for public review on the Minnesota Fluoridation Rule Revision web site, <http://www.health.state.mn.us/divs/eh/water/com/fluoride/rulemaking>.

Rule Updates. MDH will publish rule drafts and updates on the Minnesota Fluoridation Rule Revision web site, <http://www.health.state.mn.us/divs/eh/water/com/fluoride/rulemaking>.

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 MDH contact person at the address or telephone number listed above.

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

Signed by Director Tom Hogan on June 7, 2017.

Tom Hogan,
Director
Environmental Health Division
Minnesota Department of Health

Department of Health

Health Regulation Division - Managed Care Systems Section

Notice of Application for Essential Community Provider Status

NOTICE IS HEREBY GIVEN that an application for designation as an Essential Community Provider (ECP) has been submitted to the Commissioner of Health by NUWAY House, Inc., 2217 Nicollet Avenue South, Minneapolis, Minnesota 55404. Clinical services are offered at NUWAY 1, 2200 1st Avenue South, Minneapolis, MN; NUWAY 2, 2518 1st Avenue South, Minneapolis, MN; NUWAY Blaisdell Clinic, 2118 Blaisdell Avenue South, Minneapolis, MN; NUWAY 3Rs Clinic, 2220 Central Avenue South, Minneapolis, MN; and NUWAY St. Paul Clinic, 545 7th Street West, St. Paul, MN.

An ECP is a health care provider that serves high-risk, special needs, and underserved individuals. To be designated as an ECP, a provider must demonstrate that it meets the requirements of Minnesota Statutes Section 62Q.19 and Minnesota Rules Chapter 4688. The public is allowed 30 days from the publication date of this notice to submit written comments on the application. The commissioner will approve or deny the application once the comment period and compliance review are complete.

For more information contact:

Anne Kukowski
Managed Care Systems Section
Health Regulation Division
Department of Health
P.O. Box 64882
St. Paul, MN 55164-0882
651-201-5173

Minnesota Higher Education Facilities Authority Notice of Public Hearing on Revenue Obligations

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Minnesota Higher Education Facilities Authority (the "Authority") with respect to a proposal to issue revenue bonds or other obligations on behalf of Gustavus Adolphus College (the "College"), as owner and operator of Gustavus Adolphus College, in Room 100 of the Oren Gateway Center, 610 22nd Avenue South, Minneapolis, Minnesota, located on the campus of Augsburg College in Minneapolis, Minnesota, on **July 19, 2017 at 2:00 p.m.**

Under the proposal, the Authority would issue its revenue bonds or other obligations in an original principal amount of up to approximately \$67,000,000 to finance a project (the "Project") consisting of (a) the refunding of the Authority's outstanding Revenue Bonds, Series Seven-B (Gustavus Adolphus College), dated August 5, 2010, which were issued in the original principal amount of \$41,680,000 (the "Series Seven-B Bonds"); and (b) the expansion, renovation, acquisition, construction, improvement and equipping of approximately 182,000 square feet (92,000 square feet expansion and 90,000 square feet renovation) to the Nobel Hall of Science and the Schaefer Fine Arts Center.

The Series Seven-B Bonds were issued to provide funds to finance (a)(i) site preparation for and construction, equipping and furnishing of a new, approximately 125,000 square foot academic building on the west mall area of the College's campus to house certain social science and other departments of the College, now known as the Warren and Donna Beck Academic Hall; and (ii) design and construction of the west mall area of the College's campus, and (b) the refunding of the Authority's outstanding Revenue Bonds, Series Four X (Gustavus Adolphus College) dated November 1, 1998, which were issued in the original principal amount of \$11,695,000 to finance the expansion and remodeling of the College's Campus Center for dining and other student services and the construction, furnishing and equipping of the College View Apartments for student housing.

All the facilities and improvements to be financed or refinanced by the Project are or will be owned and operated by the College and located on the College's main campus, the principal street address of which is 800 West College Avenue, St. Peter, Minnesota.

At said time and place the Authority shall give all parties who appear or have submitted written comments an opportunity to express their views with respect to the proposal to undertake and finance the Project.

Dated: July 3, 2017.

By Order of the
Minnesota Higher Education Facilities Authority
Barry W. Fick
Executive Director

Official Notices

Teachers Retirement Association

TRA Board Executive Director Search Committee

Notice of Meeting

The Minnesota Teachers Retirement Association Board of Trustees will hold a meeting on **Thursday, July 20, 2017 at noon**, in Suite 400, 60 Empire Drive, St. Paul, MN. The committee will discuss the process to be used to establish an Executive Director Search. Committee members may participate by telephone.

Minnesota Department of Transportation (MnDOT)

Office of Transportation System Management (OTSM)

Notice of Solicitation for Public Review and Comment on the Draft State Transportation Improvement Program (STIP) for State Fiscal Years 2018-2019-2020-2021 (July 1, 2017 through June 30, 2021)

The Minnesota Department of Transportation is offering an opportunity for public review and comment on a draft list of projects to be included in the *State Transportation Improvement Program* (STIP) for state fiscal years 2018-2019-2020-2021 (July 1, 2017 through June 30, 2021).

The regular program of transportation projects annually utilizes approximately \$680 million federal funds, \$292 million of state trunk highway funds, plus trunk highway bonds, local agency funds, and other funding sources. This does not include 2017 Special Session Number One (1) funding.

The program includes local road and bridge projects; transit capital investments; state highway road and bridge projects; national highway road, bridge, and freight projects, Highway Safety Improvement Program (HSIP) projects; Congestion Mitigation and Air Quality (CMAQ) projects; and Surface Transportation Alternatives Program (TAP) projects.

The draft list of projects in the STIP is available for review at the Department of Transportation District Offices:

District 1 – Duluth, 1123 Mesaba Avenue, Duluth, MN 55811 (Phone 218-725-2700)

District 2 – Bemidji, 3920 Highway 2 West, Bemidji, MN 56601 (Phone 218-755-6500)

District 3 – Baxter, 7694 Industrial Park Road, Baxter, MN 56425-8096 (Phone 800-657-3971)

District 4 – Detroit Lakes, 1000 Hwy. 10 West, Detroit Lakes, MN 56501 (Phone 800-657-3984)

District 6 – Rochester, 2900 48th Street NW, Rochester, MN 55901-5848 (Phone 507-286-7500)

District 7 – Mankato, 2151 Bassett Dr, Mankato, MN 56001-6888 (Phone 800-657-3747)

District 8 – Willmar, 2505 Transportation Road, Willmar, MN 56201 (Phone 800-657-3792)

Metro District – Water's Edge Building, 1500 W. Co. Rd. B-2, Roseville, MN 55113-3174 (Phone 651-234-7500)

Office of Transportation System Management, Mail Stop 440, 395 John Ireland Boulevard, Third Floor South, St. Paul, MN 55155.

You have 30 calendar days to submit written comments. Comments must be received by **4:30 p.m. on July 25, 2017**. Comments are encouraged and should identify the portion of the STIP addressed, reason for the comment, and any change proposed.

Please direct all correspondence to:

Deb Peña

Office of Transportation System Management

Minnesota Department of Transportation

Mail Stop 440

395 John Ireland Boulevard

St. Paul, MN 55155

Email: debbie.pena@state.mn.us

Phone: (651) 366-3775

Office Phone: (651) 366-3798

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 Agriculture

Agriculture Marketing and Development Division

Notice of Availability of Grant Funds for Dairy Profitability Enhancement Teams

Grants to Dairy Profitability and Enhancement Teams are available from the Minnesota Department of Agriculture, as authorized by the MN Session Laws, 2017 Chapter 88 Subdivision 3C, for regional or statewide organizations to administer one-on-one educational delivery teams to provide appropriate new technologies, including rotational grazing and other sustainable agriculture methods, applicable to small and medium sized dairy farms to enhance the financial success and long-term sustainability of dairy farms in the state. Dairy development and profitability enhancement teams are encouraged to engage in activities including, but not limited to, improving milk quality, comprehensive financial analysis, risk management education, enhanced milk marketing tools and technologies, five-year business plans, and design and engineering costs. Activities must be spread throughout the dairy producing regions of the state. Applicants are strongly encouraged to coordinate risk management education and use of milk marketing tools and technologies.

These teams must consist of farm business management instructors, dairy extension specialists, and dairy industry partners to deliver the informational and technological services. These teams must report semiannually to the program director on the aggregate changes in producer financial stability, productivity, product quality, animal health, environmental protection, and other performance measures attributable to the program. Information reported must be sufficient to establish regional and statewide performance benchmarks for the dairy industry a format that maintains the confidentiality of business information related to any single dairy producer. Grants to individual producers must not be used for capital improvements.

Grants will be awarded August 1, 2017 to June 30, 2018. There is approximately \$480,000 in grant funds available.

To receive an application for grant funds contact:

David Weinand
Minnesota Department of Agriculture
625 North Robert St.
St. Paul, MN 55155
David.Weinand@state.mn.us
Phone: 651-201-6646
Fax: 651-201-6120

Questions concerning the grant application should be directed to Mr. Weinand. Two copies of the application must be received by Mr. Weinand **4:00 pm C. D. T. on July 21, 2017**. Faxed and emailed applications will be accepted. At the department's discretion, applicants may be asked to meet with the department or submit clarification.

Grant funds will be withheld from grantees that fail to submit reports. Applicants must include participants from the areas of extension and farm business management on the diagnostic teams. Preference will be given to those applicants whose proposals are aimed at small and medium sized farms, show low administrative cost versus services delivered to dairy producers and also for innovative ideas for delivering information and technology to dairy producers.

State Contracts

Informal Solicitations: Informal solicitations for professional/technical (consultant) contracts valued at over \$5,000 through \$50,000, may either be published in the *State Register* or posted on the Department of Administration, Materials Management Division's (MMD) Web site. Interested vendors are encouraged to monitor the P/T Contract Section of the MMD Website at www.mmd.admin.state.mn.us for informal solicitation announcements.

Formal Solicitations: Department of Administration procedures require that formal solicitations (announcements for contracts with an estimated value over \$50,000) for professional/technical contracts must be published in the *State Register*. Certain quasi-state agency and Minnesota State College and University institutions are exempt from these requirements.

Requirements: There are no statutes or rules requiring contracts to be advertised for any specific length of time, but the Materials Management Division strongly recommends meeting the following requirements: \$0 - \$5000 does not need to be advertised. Contact the Materials Management Division: (651) 296-2600 \$5,000 - \$25,000 should be advertised in the *State Register* for a period of at least seven calendar days; \$25,000 - \$50,000 should be advertised in the *State Register* for a period of at least 14 calendar days; and anything above \$50,000 should be advertised in the *State Register* for a minimum of at least 21 calendar days.

Minnesota State Colleges and Universities (MnSCU)

System Office, Marketing and Communications

Request for Proposals for Qualified Vendors to Develop Style Guide for Minnesota State Transfer Pathways Program

Request for Proposals for identifying a vendor to assist in developing a mark and supplemental style guide for Minnesota State Transfer Pathways program, as well as provide design services to develop initial marketing tools.

Minnesota State Colleges and Universities (Minnesota State) is in the process of rolling out its Transfer Pathways, which are curriculum plans created by teams of educators from around Minnesota to ensure Minnesota State students who complete certain associate degrees can transfer to any of the seven Minnesota State universities to obtain a bachelor's degree without losing time and money, and without generating excess credits. The first of the Transfer Pathways programs will roll out in fall 2017, and a larger wave is set to roll out in fall 2018.

As part of the launch, the Minnesota State system office is seeking proposals to assist in developing a mark and supplemental style guide for the Transfer Pathways program that can be used by the colleges, universities, and system office, as well as provide design services to develop initial marketing tools. The objective of this work will be to create clear, consistent materials that can be used by all colleges and universities to aid in marketing the Transfer Pathways program, but also provide the flexibility to customize information to their individual college or university.

The selected vendor will work with the Minnesota State marketing and communications division and academic and student affairs division, as well as select marketing professionals and Transfer Pathways experts from member colleges and universities, to develop the tools outlined. The vendor will also be provided with the Minnesota State brand identity standards and necessary information regarding the Transfer Pathways program to guide the development of the marketing materials. The style guide and final mark/symbols must be delivered by Oct. 20, 2017.

Minnesota State must receive All responses to this RFP no later than **5:00 P.M. Central Time on Monday, July 17, 2017** and should be delivered to:

Minnesota State Colleges and Universities, System Office
Margie Takash, Administrative Project Support
Marketing and Communications Division
30 7th Street East, Suite 350
St. Paul, MN 55101

Inquiries about this RFP must be directed to:

Erin Edlund, Director of Marketing
Telephone: 651-201-1832
E-mail: erin.edlund@minnstate.edu

For a complete copy of the RFP and required submission materials, please visit the RFP website at <http://www.mnscu.edu/vendors/index.html> (following Transfer Pathways Style Guide link).

Minnesota State Colleges and Universities (MnSCU)

Century College

Notice of Request for Proposals for Child Care

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

The full Request for Proposal (RFP) will be available Monday, June 12, 2017 at the following website:

<http://www.mnscu.edu/vendors/index.html>.

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

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

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

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

Legislative Reference Library

Minnesota Legislature

Request for Proposal for Legislative Reference Library audiotope digitization

The Minnesota Legislative Reference Library is requesting proposals from vendors that can convert approximately 28,200 audio tapes (2,900 reel-to-reel tapes and 25,300 cassette tapes) to digital format.

The full text of the Request for Proposal can be obtained from the Legislative Reference Library web site at <https://www.leg.state.mn.us/webcontent/lrl/pdf/rfp.pdf> or by contacting:

Elizabeth Lincoln
Legislative Reference Library
645 State Office Building
100 Rev. Dr. Martin Luther King, Jr. Blvd
St. Paul, Minnesota 55155
Phone: (651) 296-0594 (Voice)
Email: *elincoln@lrl.leg.mn*

Proposals must be received by **Friday, July 14, 2017 at 4:30 p.m., CDT**. Late proposals may not be accepted. All expenses incurred in responding to this notice shall be borne by the responder.

State Contracts

Minnesota State Lottery

Request for Proposals for Sponsorship Agreements

Description of Opportunity

The Minnesota State Lottery develops sponsorship agreements throughout the year with organizations, events, and sports teams to create excitement for lottery players, to interest new players and increase the visibility of lottery games. The Lottery encourages and continually seeks new sponsorship agreements to help achieve current Lottery marketing goals.

Proposal Content

A sponsorship proposal presented to the Lottery should meet the following three criteria:

1. Maximize Lottery Visibility – the event, sports or tie-in proposal should draw a large number of desired participants (typically 50,000 or more) whose demographics match the Lottery player profile. The Lottery is interested in effectively delivering its message of fun and entertainment to Minnesota adults whose demographics skew primarily towards those aged 25-64, with a household income of \$35,000-\$75,000, and having an educational background of some college or higher. The Lottery does not market to those under the age of 18, and family events with high levels of children present are generally not accepted. Attendance, on-site signage visibility and paid media exposure will be critical components that will be evaluated.

2. Enhance Lottery Image- – the event, sports or tie-in proposal should inherently project the attitude that the Lottery is a fun and socially acceptable part of the community. The Lottery's presence should fit well within the lineup of other sponsors. The Lottery is interested in creating opportunities whereby the sponsorship can translate into sales revenue, either via on-site sales from a Lottery booth, from sales-generating promotions with Lottery retailers or from joint programs with the sponsor's media partners.

3. Provide Promotional Extensions – the event, sports or tie-in proposal should offer exciting, value-added ways to interact with our players and have opportunities to motivate attendees, listeners and viewers to participate in and purchase Lottery games. The proposal must include proper staffing availability or other considerations to help the Lottery implement any appropriate promotional extension ideas.

Proposals should address all pertinent elements of the sponsorship and how the Lottery criteria as stated above and on the Evaluation Form are to be met. To view or print copies of the Request for Proposal go to <http://www.mnlottery.com/vendorops.html>

This Solicitation does not obligate the state to award a contract or pursue a proposed sponsorship opportunity, and the state reserves the right to cancel the solicitation if it is considered to be in its best interest.

Questions

Questions concerning this Solicitation should be directed to:

Jason LaFrenz, Marketing Director
Minnesota State Lottery
2645 Long Lake Road
Roseville, MN 55113
Telephone: (651) 635-8230
Toll-free: 1-888-568-8379 ext. 230
Fax: (651) 297-7496
TTY: (651) 635-8268
E-mail: jasonla@mnlottery.com

Other personnel are not authorized to answer questions regarding this Solicitation.

Response Delivery

All responses must be in writing and delivered to the contact noted above. Proposals will be accepted on an ongoing basis.

Department of Minnesota Management & Budget Notice of Contract Opportunity for Pre-Tax Administrator

PROJECT NAME: Pre-Tax Administrator

DETAILS: Minnesota Management & Budget (MMB) is soliciting proposals from qualified vendors to administer a pre-tax medical/dental, dependent care, and transportation expense account; and healthcare reimbursement accounts (HRAs) for Minnesota State (formerly Minnesota State Colleges and Universities), and state employees as applicable. This program will be administered for the State Employee Group Insurance Program (SEGIP), the health plan serving state employees. The vendor chosen must comply with all applicable laws and administrative rules governing the operation of these programs, and with all specification of the Request for Proposal.

MMB anticipates a two-year contract with the chosen vendor beginning January 1, 2018. Extensions to the contract may be considered by the state on a year-to-year basis to a total maximum contract period of five years.

COPY REQUEST: To get a copy of the Request for Proposals, please send a written request, by email, to:

Linda Schmidt
Contracts & Networks
Linda.schmidt@state.mn.us

PROPOSAL DEADLINE: Proposals submitted in response to the Request for Proposals in this advertisement must be received at MMB no later than **Tuesday, August 1, 2017 at 4:00 pm. Late proposals will not be considered.** Emailed and faxed proposals will **not** be considered.

Other personnel are not allowed to discuss the Request for Proposal with anyone, including responders or potential vendors, before the proposal submission deadline. Contact regarding this RFP with any personnel not listed above may result in disqualification.

This request does not obligate the State to award a contract or to complete the work contemplated in this notice, or to spend the estimated dollar amount. 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 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>.

State Contracts

Send completed application material to:

Kelly Arneson
Consultant Services
Office of Technical Support
Minnesota Department of Transportation
395 John Ireland Blvd. - Mail Stop 680
St. Paul, MN 55155

Minnesota Department of Transportation (Mn/DOT)

Engineering Services Division

Notice Concerning Professional/Technical Contract Opportunities and Taxpayers' Transportation Accountability Act Notices

NOTICE TO ALL: The Minnesota Department of Transportation (Mn/DOT) is now placing additional public notices for professional/technical contract opportunities on Mn/DOT's Consultant Services **website** at: www.dot.state.mn.us/consult

New Public notices may be added to the website on a daily basis and be available for the time period as indicated within the public notice. Mn/DOT is also posting notices as required by the Taxpayers' Transportation Accountability Act on the above referenced website.

Non-State Public Bids, Contracts & Grants

The State Register also serves as a central marketplace for contracts let out on bid by the public sector. The *State Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector. It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of commodity, project or tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from the date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact editor for further details.

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

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2017 Runway 12R-30L Tunnel Drainage Improvements

Project Location: Minneapolis-St. Paul International Airport
Project Name: 2017 Runway 12R-30L Tunnel Drainage Improvements
MAC Contract No. 106-1-282
Bids Close At: 2:00 PM on July 25, 2017

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040 28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. This project provides for drainage improvements and repair of leaking tunnel joints in the Runway 12R-30L Vehicular Tunnel.

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

Non-State Public Bids, Contracts & Grants

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization of (DBE) on this project is 10%.

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 TKDA, the Minnesota Builders Exchange, Dodge Data and Analytics, and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from: TKDA; 444 Cedar Street, Suite 1500; St. Paul, MN, 55101; PH: (651) 292-4400; FX: (651) 292-0083. Make checks payable to: TKDA. Deposit per set (refundable): \$50.00. 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 June 26, 2017, 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 2017 Roof Replacement Administration Building

Airport Location: St. Paul Downtown Airport/Holman Field
Project Name: 2017 Roof Replacement Administration Building
MAC Contract No.: 107-3-065
Bids Close At: 2:00 p.m. July 18, 2017

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by 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 general, mechanical, and electrical construction.

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

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of TGB on this project is 6%.

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: Miller Dunwiddie Architecture, Inc.; 123 North Third Street, Suite 104; Minneapolis, Minnesota 55401; PH: (612) 337-0000; FX: (612) 337-0031. Make checks payable to: Miller Dunwiddie Architecture, Inc. Deposit per set (refundable): \$100.00. Deposit will be refunded upon return of bidding documents in good condition within 10 days of opening of bids.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on July 3, 2017, 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 Emergency Services Board (MESB)

Request for Proposals for Lobbying Services for the 2018 Legislative Session

The Metropolitan Emergency Services Board (MESB) is soliciting proposals from qualified firms to research and provide the MESB with lobbying services for the 2018 legislative session.

To see full Request for Proposals document, go to www.mn-mesb.org. All questions and correspondence should be directed to Jill Rohret, Executive Director, in writing at 2099 University Ave. W., St. Paul, MN 55104 or via telephone at (651) 643-8394.

Proposals are due by **4:00 p.m. on Friday, July 28, 2017.**



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
- **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

Minnesota's Bookstore accepts VISA, MasterCard, American Express & Discover for all purchases.

PREPAYMENT REQUIRED. *Prices and availability subject to change.* **Fax and phone orders** require credit card.

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.