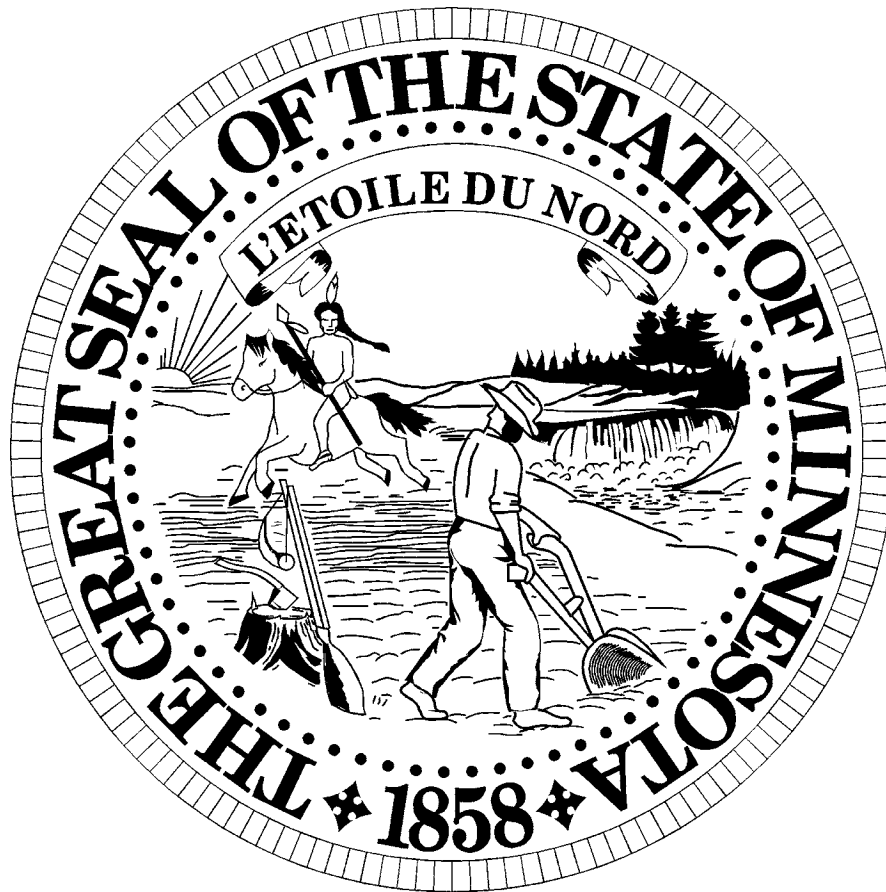


Minnesota State Register

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**Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules;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**

**Tuesday 29 May 2018
Volume 42, Number 48
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Minnesota State Register

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

The *Minnesota State Register* is the official publication of the State of Minnesota's Executive Branch of government, published weekly to fulfill the legislative mandate set forth in *Minnesota Statutes*, Chapter 14, and *Minnesota Rules*, Chapter 1400. It contains:

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
- Executive Orders of the Governor
- Appointments
- Proclamations
- Vetoed Rules
- Commissioners' Orders
- Revenue Notices
- Official Notices
- State Grants and Loans
- Contracts for Professional, Technical and Consulting Services
- Non-State Public Bids, Contracts and Grants

Printing Schedule and Submission Deadlines

| Vol. 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) |
|----------------------------|--|---|---|
| # 49 | Monday 4 June | Noon Tuesday 29 May | Noon Thursday 24 May |
| # 50 | Monday 11 June | Noon Tuesday 5 June | Noon Thursday 31 May |
| # 51 | Monday 18 June | Noon Tuesday 12 June | Noon Thursday 7 June |
| # 52 | Monday 25 June | Noon Tuesday 19 June | Noon Thursday 14 June |

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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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Expedited Emergency Rules

Provisions exist for the Commissioners of some state agencies to adopt expedited emergency rules when conditions exist that do not allow the Commissioner to comply with the requirements for emergency rules. The Commissioner must submit the rule to the attorney general for review and must publish a notice of adoption that includes a copy of the rule and the emergency conditions. Expedited emergency rules are effective upon publication in the *State Register*, and may be effective up to seven days before publication under certain emergency conditions.

Expedited emergency rules are effective for the period stated or up to 18 months. Specific *Minnesota Statute* citations accompanying these expedited emergency rules detail the agency's rulemaking authority.

KEY: Proposed Rules - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules: 2018 Bear Season

Notice is hereby given that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b). The statutory authority for the content of the rules is *Minnesota Statutes*, sections 97B.405, 97B.411, 97B.425, 97B.431.

The following conditions do not allow compliance with Minnesota Statutes, sections 97A.0451 to 97A.0459. Annual population and harvest data are used to set bag limits and allow timely adjustment of permit area boundaries to better reflect bear habitat and hunting opportunities. Additional changes clarify when certain bear licenses are valid, provide additional flexibility in management of nuisance bears in rural areas, and require successful bear hunters to submit a bear tooth sample to be eligible for future bear hunting licenses. Bear tooth samples provide critical biological data necessary to monitor population trends and maintain a sustainable bear harvest.

Dated: April 30, 2018

Tom Landwehr
Commissioner of Natural Resources

6232.2800 GENERAL REGULATIONS FOR TAKING BEARS.

Subpart 1. **Bag limit.** Except as provided in part 6232.3300, a person may not take more than one bear in quota areas and ~~two bears~~ one bear in no-quota areas during any calendar year whether by firearm or archery. Bears taken may be of either sex or any age except that bear cubs may not be taken.

[For text of subps 2 to 8, see M.R.]

6232.3000 BEAR QUOTA AREAS.

[For text of subps 1 to 5, see M.R.]

Subp. 6. **Bear Quota Area ~~26~~ 27.** Bear Quota Area ~~26~~ 27 consists of that portion of the state lying within the following described boundary:

Beginning at the junction of U.S. Highway 2 and State Trunk Highway (STH) 65; thence along STH 65 to STH 1; thence along STH 1 to STH 72; thence along STH 72 to U.S. Highway 71; thence along U.S. Highway 71 to U.S. Highway 2; thence along U.S. Highway 2 to ~~the point of beginning.~~ County State-Aid Highway (CSAH) 46, Hubbard County; thence along CSAH 46 to CSAH 4, Beltrami County; thence along CSAH 4 to CSAH 25, Beltrami County; thence along CSAH 25 to CSAH 8, Beltrami County; thence along CSAH 8 to CSAH 27, Beltrami County; thence along CSAH 27 to CSAH 12, Beltrami County; thence along CSAH 12 to CSAH 27, Beltrami County; thence along CSAH 27 to CSAH 20, Beltrami County; thence along CSAH 20 to CSAH 39, Beltrami County; thence along CSAH 39 to the intersection of the north boundary of the Leech Lake Indian Reservation; thence along the north and east boundaries of the Leech

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Lake Indian Reservation to STH 6; thence along STH 6 to U.S. Highway 2; thence along U.S. Highway 2 to the point of beginning.

Subp. 6a. **Bear Quota Area 28.** Bear Quota Area 28 consists of that portion of the state lying within the following described boundary:

Beginning at the junction of U.S. Highway 2 and State Trunk Highway (STH) 6; thence along STH 6 to the east boundary of the Leech Lake Indian Reservation; thence along the east and north boundaries of the Leech Lake Indian Reservation to the intersection of the north boundary of the Leech Lake Indian Reservation and County State-Aid Highway (CSAH) 39, Beltrami County; thence along CSAH 39 to CSAH 20, Beltrami County; thence along CSAH 20 to CSAH 27, Beltrami County; thence along CSAH 27 to CSAH 12, Beltrami County; thence along CSAH 12 to CSAH 27, Beltrami County; thence along CSAH 27 to CSAH 8, Beltrami County; thence along CSAH 8 to CSAH 25, Beltrami County; thence along CSAH 25 to CSAH 4, Beltrami County; thence along CSAH 4 to CSAH 46, Hubbard County; thence along CSAH 46 to U.S. Highway 2; thence along U.S. Highway 2 to the point of beginning.

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

Subp. 9. **Bear Quota Area 43 46.** Bear Quota Area 43 46 consists of that portion of the state lying within the following described boundary:

Beginning at the junction of U.S. Highway 59 and the northern boundary of the White Earth Indian Reservation; thence along said boundary to State Trunk Highway (STH) 92; thence along STH 92 to U.S. Highway 2; thence along U.S. Highway 2 to STH 6; thence along STH 6 to STH 18; thence along STH 18 to U.S. Highway 169; thence along U.S. Highway 169 to STH 23; thence along STH 23 to the Mississippi River; thence upstream along the easterly shore of said river to STH 27 at Little Falls; thence along STH 27 to U.S. Highway 71; thence along U.S. Highway 71 to U.S. Highway 10; thence along U.S. Highway 10 to U.S. Highway 59; thence along U.S. Highway 59 to the point of beginning. County State-Aid Highway (CSAH) 45, Hubbard County; thence along CSAH 45 to CSAH 9, Hubbard County; thence along CSAH 9 to CSAH 69, Cass County; thence along CSAH 69 to CSAH 5, Hubbard County; thence along CSAH 5 to CSAH 39, Hubbard County; thence along CSAH 39 to County Road (CR) 94, Hubbard County; thence along CR 94 to CSAH 31, Hubbard County; thence along CSAH 31 to STH 200; thence along STH 200 to U.S. Highway 371; thence along U.S. Highway 371 to the south boundary of the Leech Lake Indian Reservation; thence along the south and east boundaries of the reservation to the White Oak public access road; thence along the public access road to STH 6; thence along STH 6 to CSAH 1, Crow Wing County; thence along CSAH 1 to CSAH 2, Cass County; thence along CSAH 2 to STH 371; thence along STH 371 to STH 87; thence along STH 87 to U.S. Highway 10; thence along U.S. Highway 10 to U.S. Highway 59; thence along U.S. Highway 59 to the point of beginning.

The Tamarac National Wildlife Refuge within Area 43 46 is not open for bear hunting.

Subp. 9a. [See repealer.]

[For text of subp 9b, see M.R.]

Subp. 9c. **Bear Quota Area 47.** Bear Quota Area 47 consists of that portion of the state lying within the following described boundary:

Beginning at the junction of U.S. Highway 2 and County State-Aid Highway (CSAH) 45, Hubbard County; thence along CSAH 45 to CSAH 9, Hubbard County; thence along CSAH 9 to CSAH 69, Cass County; thence along CSAH 69 to CSAH 5, Hubbard County; thence along CSAH 5 to CSAH 39, Hubbard County; thence along CSAH 39 to County Road (CR) 94, Hubbard County; thence along CR 94 to CSAH 31, Hubbard County; thence along CSAH 31 to State Trunk Highway (STH) 200; thence along STH 200 to U.S. Highway 371; thence along U.S. Highway 371 to the south boundary of the Leech Lake Indian Reservation; thence along the south and east boundaries of the reservation to the White Oak public access road; thence along the public access road to U.S. Highway 2; thence along U.S. Highway 2 to the point of beginning.

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

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6232.3100 BEAR NO-QUOTA AREA.

Licenses for the no-quota area are not limited in number and may be purchased at an electronic licensing system (ELS) agent, ELS-Internet, or ELS-Telephone. A person may purchase a license for both a quota area and the no-quota area in the same year. No-quota licenses are valid only in the no-quota area: except when validated by a wildlife manager or conservation officer for a nuisance bear in the quota area under part 6232.3300. When a no-quota license is purchased after the start of the bear season, the license is valid only if issued before legal shooting hours on the day the license is first used.

6232.3200 BAIT STATIONS AND GARBAGE DUMPS.

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

Subp. 2. **Registration of bait station.** A person may not establish a bear bait station without registering the site as provided in this subpart.

A. The following information must be provided on a form provided by the commissioner or on an 8-1/2 inch by 11 inch sheet of paper:

(1) name, address, Minnesota DNR number, and telephone number of person who established the bear bait station; ~~and~~

(2) if being placed for someone else, name and Minnesota DNR number of the person for whom the bait is established; and

~~(2)~~(3) county, township, range, and section in which the bear bait station is established.

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

Subp. 3. **Display of sign.** A person establishing a bear bait station must display a sign at the site meeting the following requirements.

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

B. The sign must contain:

(1) for unguided hunters, the full name ~~and address~~ and either the Minnesota DNR number or the Minnesota driver's license number of both the person on whose behalf the bait is placed and the person who is placing the bait; or

[For text of subitem (2), see M.R.]

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

[For text of subps 4 to 7, see M.R.]

6232.3300 NUISANCE BEARS.

Nuisance bears may be taken under the conditions in this part by licensed bear hunters ~~from July 1 to August 31 under the conditions in this part~~ or as authorized in item C.

A. Wildlife managers or conservation officers may authorize licensed hunters to take nuisance bears after the manager or officer has verified that a nuisance problem exists. To be eligible to take a nuisance bear, a licensed hunter must indicate interest as instructed on the application form for the bear lottery. The commissioner must include hunters who indicate interest in a list of individuals eligible to take a nuisance bear. The list must include the hunters' names, addresses, telephone numbers, e-mail addresses, and Minnesota DNR numbers. The list must be used by wildlife managers and conservation officers when it is necessary to take a nuisance bear.

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

C. If no licensed hunter identified on the list under item A is available to take a nuisance bear, a hunter with a

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no-quota license may take a nuisance bear in the quota area if the hunter's license is validated by a wildlife manager or conservation officer. A no-quota license validated to take nuisance bears is valid for any area where a wildlife manager or conservation officer verifies that a nuisance-bear problem exists and is valid for taking nuisance bear during the time specified by the wildlife manager or conservation officer.

C. D. A licensee taking a nuisance bear prior to the season must register it with the authorizing wildlife manager or conservation officer within 48 hours after taking.

D. A licensee who takes a nuisance bear may not take another bear in that year.

E. Nuisance bears taken under item C do not count toward a hunter's statewide bag limit of bear.

E. F. A licensee taking a nuisance bear is subject to all provisions of parts 6232.2600 to 6232.3500 not inconsistent with this subpart and all laws relating to the taking of wild animals.

REPEALER. Minnesota Rules, part 6232.3000, subpart 9a, is repealed.

EFFECTIVE PERIOD. The expedited emergency amendments to Minnesota Rules, parts 6232.2800, 6232.3000, 6232.3100, 6232.3200, and 6232.3300, expire December 31, 2018. After the emergency amendments expire, the permanent rules as they read before the amendments again take effect, except as they may be amended by permanent rule.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules: 2018 Elk Season

Notice is hereby given that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b). The statutory authority for the content of the rules is *Minnesota Statutes*, sections *Minnesota Statutes*, sections 97A.045, subd 11; 97A.433, subd. 1, 2, and 4; 97A.535 subd. 1, 2, 3, and 4; and 97B.515 subd. 2.

The following conditions do not allow compliance with Minnesota Statutes, sections 97A.0451 to 97A.0459: Population survey data necessary for setting seasons and quotas for harvesting elk are not available until early spring. Appropriate season lengths and harvest quotas are necessary to maintain sustainable elk populations at levels acceptable to hunters and landowners. Changes in general regulations related to elk registration are necessary to provide mandatory orientation at a convenient location for hunters. Changes also provide a time interval and designated location for mandatory registration of harvested elk and collection of biological samples to screen for diseases such as Chronic Wasting Disease and other health-related issues.

Dated: April 30, 2018

Tom Landwehr
Commissioner of Natural Resources

6232.4300 SEASONS 2018 SEASON DATES AND ~~OPEN AREAS~~ QUOTAS FOR TAKING ELK.

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

Subp. 1a. **Season dates.** Licensed hunters may take elk during the following 2018 seasons:

A. season A: September 8 to 16;

B. season B: September 22 to 30; and

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C. season C: October 6 to 14.

Subp. 2. **Open areas.**

A. A license for the Grygla elk zones is valid for taking elk within The Primary Grygla Elk Zone prescribed in part 6232.4600, subpart 1, and the Secondary Grygla Elk Zone as described prescribed in part 6232.4600, subpart 2, are closed in 2018.

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

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

Subp. 3. **Quotas.** The number of available licenses for the 2018 elk-hunting season is 20 in the Kittson County Central Elk Zone and two in the Kittson County Northeast Elk Zone, distributed as follows:

A. season A: two licenses in the Kittson County Central Elk Zone valid for either-sex elk, five licenses in the Kittson County Central Elk Zone for legal antlerless elk, and two licenses in the Kittson County Northeast Elk Zone valid for legal antlered bull elk;

B. season B: one license in the Kittson County Central Elk Zone valid for either-sex elk and six licenses in the Kittson County Central Elk Zone for legal antlerless elk; and

C. season C: one license in the Kittson County Central Elk Zone valid for either-sex elk and five licenses in the Kittson County Central Elk Zone for legal antlerless elk.

Subp. 4. **Extending hunt.** If the harvest is insufficient to lower elk populations, the commissioner of natural resources may reopen the Kittson County Central Elk Zone to legal antlerless elk hunting November 17 to 25 by notifying individuals who purchased a 2018 elk license but have not yet tagged an elk.

6232.4400 GENERAL REGULATIONS FOR TAKING ELK.

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

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

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

6232.4500 ELK LICENSE APPLICATION PROCEDURE.

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

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

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

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

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

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

Subp. 3. **Drawing procedure.**

A. A random drawing from a pool consisting of general drawing applicants must be used to distribute licenses.

Expedited Emergency Rules

that are offered in the Kittson County Central and Northeast Elk Zones.

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

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

EFFECTIVE PERIOD. The emergency amendments to Minnesota Rules, parts 6232.4300, 6232.4400, and 6232.4500, expire March 1, 2019. After the emergency amendments expire, the permanent rules as they read before the amendments again take effect, except as they may be amended by permanent rule.

Department of Natural Resources

Adopted Expedited Emergency Game and Fish Rules: Southeast Minnesota Deer Feeding Ban

Notice is hereby given that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b) which authorizes the commissioner to adopt emergency rules to control wild-life disease. The statutory authority for the content of the rule is, *Minnesota Statutes*, section 97A.045, subd. 11.

The following conditions do not allow compliance with *Minnesota Statutes*, sections 84.027 subdivision 13 (b) and 97A.0451 to 97A.0459. Chronic Wasting Disease has been detected at multiple locations in southeast Minnesota. Infectious agents related to this disease are extremely resistant in the environment and transmission may be both direct and indirect. Concentrating deer by artificial means by both feeding and the use of attractants likely increases the risk of transmission between individuals. Because efforts to manage CWD are ongoing and may end if the disease is successfully eliminated, the 18-month effective time of rules under *Minnesota Statutes* 84.027 subdivision 13(b) best accommodates this situation.

To further reduce the transmission of Chronic Wasting Disease, the placement or distribution of deer feed and the use of attractants is prohibited in Fillmore, Houston, Mower, Olmsted, Wabasha, and Winona Counties.

Dated: April 25, 2018

Tom Landwehr
Commissioner of Natural Resources

6232.4800 FEEDING DEER PROHIBITED.

Subpart 1. **Definitions.** For purposes of this part:

A. “attractants” means liquid food scents, salt, minerals, or other natural or manufactured products that are capable of attracting or enticing deer, including any product that contains or purports to contain cervid urine, blood, gland oil, feces, or other bodily fluid; and

B. “feed” means grains, fruits, vegetables, nuts, hay, or other food that is capable of attracting or enticing deer.

Expedited Emergency Rules

Subp. 2. Prohibition.

A. This part applies in Fillmore, Houston, Mower, Olmsted, Wabasha, and Winona Counties.

B. Except as provided in subparts 3 and 4, a person may not place or distribute feed or attractants in the counties listed in item A or allow another person to place or distribute feed or attractants on property under the person's ownership or lease that is located in the counties listed in item A.

Subp. 3. Feeding wildlife. Feeding wildlife is allowed if:

A. the feed is placed to exclude deer from accessing the feed; or

B. the feed is placed at least six feet above the ground.

Subp. 4. Exceptions. The prohibition in subpart 2 does not include feed that is:

A. present solely as a result of normal agricultural, forest management, or wildlife food-planting practices; or

B. for agricultural or livestock purposes if the feed is:

(1) placed for domestic livestock that are present and actively consuming the feed daily;

(2) covered to deter deer from accessing the feed; or

(3) stored consistent with normal agricultural practices.

Subp. 5. Cleanup.

A. In addition to any other penalties imposed, a person violating subpart 2 must immediately remove any feed or attractants that were placed.

B. The landowner or lessee must immediately remove any feed and attractants not removed according to item A.

C. Failure to comply with this subpart is a separate violation, in addition to violation under subpart 2.

EFFECTIVE PERIOD. Minnesota Rules, part 6232.4800, is effective June 28, 2018.

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 Department of Education

Division of Academic Standards and Instructional Effectiveness

REQUEST FOR COMMENTS for Possible Amendment to Rules Governing K-12 Academic Standards in the Arts, *Minnesota Rules* 3501.0820-3501.0865; Repeal of Rules 3501.0800, 3501.0805, 3501.0810, and 3501.0815; Revisor's ID Number R-04531

Subject of Rules. The Minnesota Department of Education requests comments on its possible amendment to rules governing the K-12 academic standards in the arts. Minnesota has K-12 academic standards in several content areas, including the arts. Academic standards and the supporting benchmarks are important because they identify the knowledge and skills that all students must achieve by the end of a grade level or grade band; they help define course credit requirements for graduation; and they serve as a guide for local curriculum adoption, development and improvement. Student mastery of the academic standards is generally measured through state and local assessments; however there is no state test in the arts.

The possible K-12 academic standards in the arts will ultimately replace the state's current standards which were adopted in 2009 and implemented state-wide in 2010-2011. Since 2009 new research in arts education has emerged which created the National Core Arts Standards in 2014. The Minnesota arts standards review committee, after doing a gap analysis with the 2009 standards, made the decision to utilize the National Core Arts Standards as a foundation and made modifications according to both committee experience and discussion and stakeholder feedback.

The Department is considering rule amendments that change the existing K-12 academic standards in the arts to reflect national research. The committee has proposed rule language that fits the needs of Minnesota's students and support the goals of Minnesota's arts community. One of the major changes to the proposed rules is the move from a grade band to a grade specific model.

Persons Affected. The amendment to the rules would likely affect arts teachers, curriculum specialists, students, and parents.

Statutory Authority. *Minnesota Statutes*, section 120B.02, subd. 1 and 120B.021, subd. 3 authorizes the Department to adopt rules for statewide K-12 academic standards in the arts.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until 4:30 p.m. until further notice is published in the *State Register* that the Department intends to adopt or to withdraw the rules. The Department 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. The Department has formed an Arts Standards Committee selected from a group of qualified applicants. This Committee assists in drafting the possible K-12 academic standards in the arts. More information about the work for the Committee and the guiding assumptions the Committee used in drafting the possible rules are available on the Department's academic standards webpage.

Rules Drafts. The Department has prepared a draft of the possible K-12 academic standards in the arts rules. This rule draft is available on the MDE K-12 Academic Standards Arts Education webpage at: <http://education.state.mn.us/MDE/dse/stds/Arts/>. This draft is also available on the MDE Rulemaking Docket webpage under "K-12 Academic Standards in the Arts": <http://education.state.mn.us/MDE/about/rule/rule/arts/>.

Agency Contact Person. Written comments, questions, and requests for more information on these possible rules should be directed to: Sage Van Voorhis, at the Minnesota Department of Education, 1500 Highway 36 West, Roseville, MN 55113; 651-582-8571; or sage.vanvoorhis@state.mn.us.

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.

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.

Dated: 5/4/2018

Brenda Cassellius, Commissioner
Department of Education

Department of Health

Division of Health Regulation – 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 Kittson Memorial Clinics. Clinical services are offered at Kittson Memorial Clinic of Hallock, 1010 South Birch Avenue, Hallock, Minnesota 56728; Kittson Memorial Healthcare Center, 1010 South Birch Avenue, Hallock, Minnesota 56728; and Kittson Memorial Clinic of Karlstad, 205 Roosevelt Avenue West, Karlstad, Minnesota 56732.

An ECP is a health care provider that serves high-risk, special needs, and underserved individuals. In order 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 date of the publication 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 is complete.

For more information contact:

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

Department of Health

Division of Health Regulation – 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 Universal Medical Services, d.b.a. Axis Medical Center. Clinical services are offered at Universal Medical Services, 1801 Nicollet Avenue South, Minneapolis, MN 55403; and Axis Medical Center, 1 West Lake Street, Minneapolis, Minnesota 55403.

Official Notices

An ECP is a health care provider that serves high-risk, special needs, and underserved individuals. In order 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 date of the publication 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 is complete.

For more information contact:

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

Department of Human Services

Minnesota Board on Aging – Aging and Adult Services Division

Notice of Request for Comment on Proposed FFY 2019-2022 Minnesota State Plan on Aging

The Minnesota Board on Aging requests comments on the proposed State Plan on Aging for federal fiscal years 2019-2022. The Minnesota Board on Aging is required to submit a new State Plan on Aging to the U.S. Administration on Community Living (ACL) on July 1, 2018. The State Plan addresses the ways in which the Minnesota Board on Aging is helping to prepare the state for the aging of the population. The state plan also articulates the role of Older Americans Act core and discretionary programs in the state's long-term care system. Outlined below are the four Goals for the State Plan on Aging.

Goal 1: Leverage the experience, expertise and energy of older Minnesotans.

Goal 2: Support the rights, autonomy and informed decision making of all older Minnesotans.

Goal 3: Achieve equity in health and wellness for all older Minnesotans.

Goal 4: Promote community solutions to helping each other.

Goal 5: Support families and friends in their caregiving roles.

Goal 6: Ensure access to a range of service and housing options.

Goal 7: Ensure the rights of people receiving long-term care services including; freedom from abuse, quality of care, and autonomy through advocacy, education, and empowerment.

The public comment period begins May 29, 2018 and ends at **4:30 p.m. on June 22, 2018**. The full text of the proposed State Plan on Aging is available on the MBA website: www.mnaging.net

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) Notice of Grant Opportunity

NOTICE IS HEREBY GIVEN that the Minnesota Department of Employment and Economic Development (DEED) places notice of any available grant opportunities online at <https://mn.gov/deed/about/contracts/>

Department of Human Services Disability Services Division Notice of Request for Proposals to Provide Training for Providers of Self-Directed Services on Independent Living and Managing the Stresses of Direct Support Work

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is requesting proposals to Provide Training for Providers of Self-Directed Services on Independent Living and Managing the Stresses of Direct Support Work.

Work is proposed to start September 2018. For more information, or to obtain a copy of the Request for Proposal, contact:

Cindee Calton
Department of Human Services
Disability Services Division
444 Lafayette Road North, St. Paul, MN 55155
Phone: (651) 336-6541
dhs.dsw.training@state.mn.us

This is the only person designated to answer questions by potential responders regarding this request.

Proposals submitted in response to this Request for Proposals must be received at the address above no later than **4:00 p.m., Central Time, June 19, 2018. Late proposals will not be considered.** Faxed or e-mailed proposals will **not** be considered.

The RFP can be viewed by visiting the Minnesota Department of Human Services RFP web site:
http://www.dhs.state.mn.us/id_000102

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 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 - \$5,000 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 (Minnesota State)

Lake Superior College

Request for Proposal for Campus Security Services

NOTICE IS HEREBY GIVEN that proposals are being solicited for campus security services for Lake Superior College's campuses in Duluth, MN. Vendor would be responsible for all campus security services, including on-campus security presence, bank deposit deliveries, and responding to medical/safety concerns.

For additional information or to request a copy of the RFP packet, please contact:

Mike Francisco, Purchasing purchasing@lsc.edu
Lake Superior College
2101 Trinity Rd, Duluth MN 55811
Telephone: 218-733-5968

Proposals are due at the Lake Superior College Business Office, 2101 Trinity Road, Duluth, MN 55811 by **Friday, June 29, 2018 at 12:00pm CT.**

This notice and the Request for Proposal do not obligate the State of Minnesota, Minnesota State Colleges and Universities or Lake Superior College to award a contract; and reserves its right to withdraw from the RFB if it is considered to be in its best interest.

Minnesota State Colleges and Universities (Minnesota State)

Northeast Higher Education District – Hibbing Community College

Request for Proposal (RFP) for Public Art for Interior Spaces

Hibbing Community College is requesting proposals from interested, qualified Artists, and intends to retain one or more Artist to provide art work, hereafter referred to as the "Work." This RFP is undertaken by Northeast Higher Education District – Hibbing Community College pursuant to the authority contained in provisions of *Minnesota Statutes* §16B.35, 136F.06, 136F.581, and other applicable laws.

The estimated total value of Art contract for the Interior Spaces is \$60,000. This cost includes: all professional consultants, artist stipends, artist fees and reimbursable expenses, site investigations and surveys, insurance, labor of the Artist and Artist's assistants, studio and operating costs, all materials, installation, applicable sales tax, rental equipment, travel costs, and inflation factors.

The Work will consist of the creation and installation of a primary work that will be located within the newly created Main Entrance interior area.

Deadline for RFP proposal submission is **3:00 p.m., Thursday, June 21, 2018**. A complete copy of the RFP is available at <http://hibbing.edu/assets/sites/hibbing/uploads/pdfs/HCCARTRFP-Interior.pdf>

Minnesota State Colleges and Universities (Minnesota State) Winona State University Notice of Request for Proposal (RFP) for Predesign Services for Gildemeister and Watkins Halls Renovation/Replacement

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities (“Minnesota State”), on behalf of Winona State University, is soliciting proposals from interested, qualified designers for the above referenced project.

A full Request for Proposal (RFP and attachments) is available at the Minnesota State Colleges and University’s website: <http://www.minnstate.edu/vendors/index.html> under the FACILITIES CONSULTANT & CONTRACTOR OPPORTUNITIES menu.

A **voluntary** informational meeting is scheduled for Wednesday, May 23, at 2:00 PM Central Time at Winona State University, Facilities Services Building, Room 202, 175 West Mark Street, Winona, MN 55987. Please register your attendance **in advance** by sending an email notification to James Goblirsch at James.Goblirsch@winona.edu. Project or proposal questions will be taken by this individual only. Questions regarding this RFP must be received by noon, Central Time, Wednesday, May 30, 2018.

Proposals must be delivered to:

Winona State University
ATTN: James Goblirsch, AVP Facilities Management
175 West Mark Street
Winona, MN 55987

Proposals must be received **NO later than Monday, June 04, 2018 at 1:00 pm Central Time**; late responses will not be considered. Winona State University reserves the right to cancel this solicitation if it is considered to be in its best interest. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Minnesota State Colleges and Universities (Minnesota State) Winona State University Request for Proposals to Purchase a Commercial Dishwasher

Notice is hereby given that Winona State University is seeking proposals to purchase a Commercial Dishwasher.

Proposals are available by contacting Laura Mann, Purchasing Director, PO Box 5838, 106 Somsen Hall, Winona, MN 55987 or via email to lmann@winona.edu.

Sealed proposals must be received by Laura Mann, Purchasing Director, at Winona State University, PO Box 5838 or 175 West Mark Street, Business Office, Somsen Hall 106, Winona, MN 55987, by **3:00 PM CST, Wednesday, June 13, 2018**.

Winona State University reserves the right to reject any or all bids and to waive any irregularities or informalities in proposals received.

State Contracts

Department of Military Affairs/Department of Administration Notice of Availability of Request for Proposal (RFP) for Designer Selection for: Construction of a National Guard Vehicle Maintenance Shop, New Ulm, MN (SDSB Project # 18-03) (DMA PROJECT NO. 18129)

The State of Minnesota, acting through The Department of Military Affairs, through the State Designer Selection Board, is soliciting proposals from interested, qualified consultants for architectural and engineering design services for the above referenced project.

A full Request for Proposals is available on the Minnesota Department of Administration's website at <https://mn.gov/admin/government/construction-projects/sdsb/projects/> (click 18-03).

A **non-mandatory** informational meeting is scheduled for **Thursday, May 31, 2018 at 10:00 a.m. CT at the New Ulm National Guard Armory, 205 North Broadway Street, New Ulm, MN 56073.**

Any questions should be directed to Russ Ekholm at russell.a.ekholm.nfg@mail.mil. Project questions will be taken by this individual only. Questions regarding this RFP must be received by **Monday, June 4, 2018** no later than **4:30 p.m.** Central Time.

Proposals must be delivered to Jennifer Barber, Executive Secretary, State Designer Selection Board, Real Estate and Construction Services, Room 309, Administration Building, 50 Sherburne Ave., St. Paul, MN 55155 (651.201.2389) not later than **12:00 noon CT on Monday, June 11, 2018.** Late responses will not be considered.

The Department of Military Affairs is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

Minnesota Sports Facilities Authority (MSFA) Request for Proposals for Cleaning Services - U.S. Bank Stadium

1. Proposals - Submit proposals for Cleaning Services - U.S. Bank Stadium, Minneapolis, Minnesota, to Curtis Schmillen, Director of Operations, SMG office on or before **2:00pm (central time) on June 20, 2018.**

2. Work Includes – Provide cleaning services, including event, pre-event and post-event work, for U.S. Bank Stadium. Most of the work will be completed off-hours.

3. Examining Documents – Documents will be available for review after May 21, 2018, at the office of the SMG, 1005 4th Street South, Minneapolis, MN and on the website, **MSFA.com**. A pre-proposal walk through is scheduled for June 11, 2018 at 2:00pm (central time).

4. Affirmative Action - All proposers, applicants, prime contractors and prospective subcontractors will be subject to a pre-award compliance review to ensure the employment of minorities, women and disabled person.

The Minnesota Sports Facilities Authority and SMG reserve the right to reject any and all proposals and to waive any informalities in any proposals received without explanation.

Michael Vekich, Chair
Minnesota Sports Facilities Authority

Minnesota Sports Facilities Authority (MSFA) Request for Proposals for the Design and Installation of Restroom Gates - U.S. Bank Stadium

1. Proposals - Submit proposals for the design and installation of restroom gates - U.S. Bank Stadium, Minneapolis, Minnesota, to Curtis Schmillen, Director of Operations, SMG office on or before **1:00pm (central time) on June 22, 2018**.
2. Work Includes – Provide design and installation services to add gates at public restroom entrances to control access. The design must match the existing architecture of the building.
3. Examining Documents – Documents will be available for review after May 23, 2018, at the office of the SMG, 1005 4th Street South, Minneapolis, MN and on the website, **MSFA.com**. Pre-proposal walk throughs are by appointment only between June 6 and June 14, 2018.
4. Affirmative Action - All proposers, applicants, prime contractors and prospective subcontractors will be subject to a pre-award compliance review to ensure the employment of minorities, women and disabled person.

The Minnesota Sports Facilities Authority and SMG reserve the right to reject any and all proposals and to waive any informalities in any proposals received without explanation.

Michael Vekich, Chair
Minnesota Sports Facilities Authority

Minnesota Department of Transportation (MnDOT) Engineering Services Division Notices Regarding Professional/Technical (P/T) Contracting

P/T Contracting Opportunities: MnDOT is now placing additional public notices for P/T contract opportunities on the MnDOT's Consultant Services website. 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.

Taxpayers' Transportation Accountability Act (TTAA) Notices: MnDOT is posting notices as required by the TTAA on the MnDOT Consultant Services website.

MnDOT's Prequalification Program: MnDOT maintains a Pre-Qualification Program in order to streamline the process of contracting for highway related P/T services. Program information, application requirements, application forms and contact information can be found on MnDOT's Consultant Services website. Applications may be submitted at any time for this Program.

MnDOT Consultant Services website: www.dot.state.mn.us/consult

If you have any questions regarding this notice, or are having problems viewing the information on the Consultant Services website, please call the Consultant Services Help Line at 651-366-4611, Monday – Friday, 9:00am – 4:00pm.

State Contracts

Minnesota Zoo

Notice of Contract Opportunity for Media Buying Services

PROJECT NAME: Media Buying Services

DETAILS: The Minnesota Zoo requests proposals from media planning and buying agencies for media buying services. The requested services include planning and buying for traditional and digital media in general and multicultural markets. Sample tasks include: planning annual media calendar, requesting and presenting media availabilities, evaluating programming, negotiating, placing and trafficking the buy, proof of service, and post-evaluation of the media buy.

Work is anticipated to start after July 1, 2018.

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

Michelle Benson, Senior Director of Marketing and Communication
Minnesota Zoo
13000 Zoo Blvd.
Apple Valley, Minnesota 55124
michelle.benson@state.mn.us

PROPOSAL DEADLINE: Proposals submitted in response to the Request for Proposals in this advertisement must be received by mail or email no later than **12:00pm central time June 11, 2018**. **Late proposals will not be considered**. Faxed 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.

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 2018 Concessions Rebids Phase 2 North Terminal

Airport Location: Minneapolis-St. Paul International Airport
Project Name: 2018 Concessions Rebids Phase 2 North Terminal
MAC Contract No: 106-2-859
Bids Close At: 2:00 p.m. on Tuesday, June 19, 2018

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 Terminal 1-Lindbergh interior main mall work to include: raising floor in existing tenant area with steel beams/ joists, steel deck, and concrete floor. Renovate back corridor between tenants and replace existing elevator lift. Modify existing MEP systems. Exterior D street ceiling work in conditioned soffit above roadway. Construction coordination between tenants and construction phasing required.

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 Targeted Group Businesses 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 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 drawings and specifications 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 May 21, 2018, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).

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