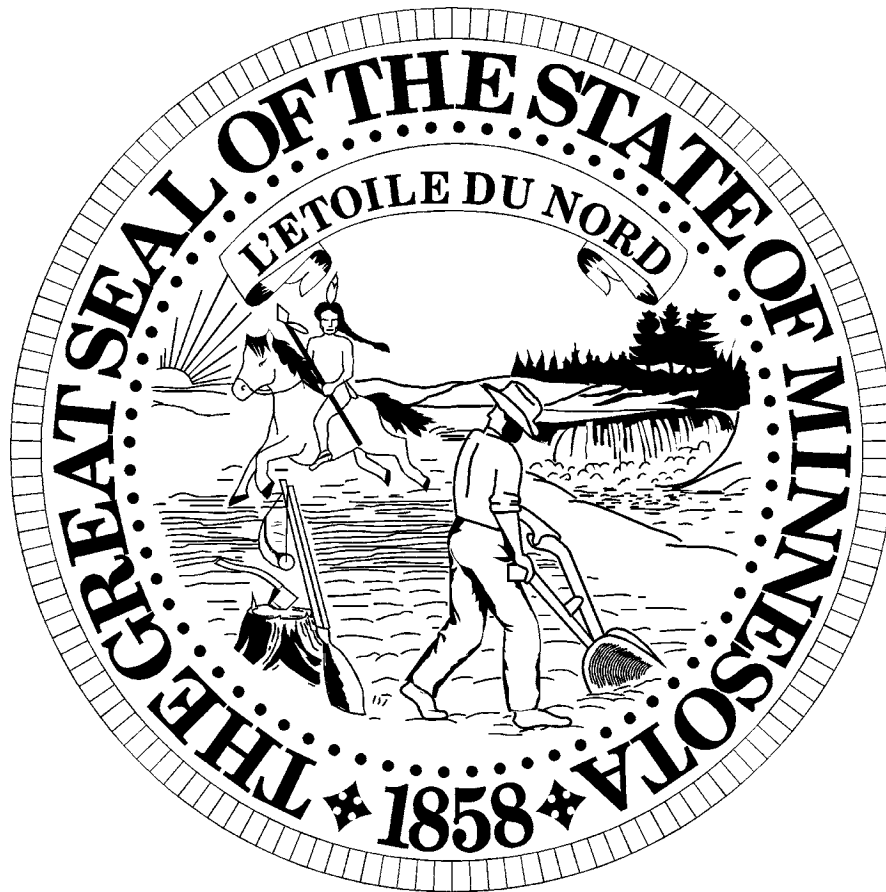


# Minnesota State Register

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**Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules;  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 22 October 2018  
Volume 43, Number 17  
Pages 457 - 488**

# 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- Withdrawn Rules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. 43 Issue Number	PUBLISH DATE ( <b>BOLDFACE</b> shows altered publish date)	Deadline for: all Short Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical- Consulting Contracts, Non-State Bids and Public Contracts	Deadline for LONG, Complicated Rules (contact the editor to negotiate a deadline)
# 18	Monday 29 October	Noon Tuesday 23 October	Noon Thursday 18 October
# 19	Monday 5 November	Noon Tuesday 30 October	Noon Thursday 25 October
# 20	Tuesday 13 November	Noon Tuesday 6 November	Noon Thursday 1 November
# 21	Monday 19 November	Noon Tuesday 13 November	Noon Thursday 8 November

**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](mailto: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 = 6/10s of a page in the State Register, or \$96. About 1.5 pages typed, double-spaced, on 8-1/2"x11" paper = one typeset page in the *State Register*. Contact editor with questions (651) 201-3204, or **e-mail**: [sean.plemmons@state.mn.us](mailto:sean.plemmons@state.mn.us).

**SUBSCRIPTION SERVICES:** Copies are available at Minnesota's Bookstore, 660 Olive Street, St. Paul, MN 55155. Order by phone: Metro area: (651) 297-3000 Toll free (800) 657-3757. TTY relay service phone number: 711. **NO REFUNDS**. E-mail subscriptions are available by contacting (651) 201-3202. Send address changes to Minnesota's Bookstore, 660 Olive Street, St. Paul, Minnesota 55155.

SEE THE Minnesota State Register free at website: <http://www.mn.gov/admin/bookstore>

- **Minnesota State Register: On-line subscription** – \$180, includes links, index, special section "CONTRACTS & GRANTS," with Sidebar Table of Contents, Early View after 4:00 pm Friday (instead of waiting for early Monday), and it's sent to you via **E-mail**.
- **Single issues** are available for a limited time: Minnesota State Register \$5.00.
- **"Affidavit of Publication"** includes a notarized "Affidavit" and a copy of the issue: \$15.00.
- **Research Services** - will look up, photocopy, and fax or send copies from past issues at \$1.00 per page.

<b>Governor:</b> Mark Dayton (651) 296-3391 <b>Commissioner:</b> Matthew J. Massman (651) 201-2555 <b>Lieutenant Governor:</b> Michelle Fischbach (651) 201-3400	<b>Facilities Management Division:</b> Christopher A. Guevin (651) 201-2350 <b>Attorney General:</b> Lori Swanson (651) 296-6196	<b>Minnesota's Bookstore:</b> Justin Patrick (651) 201-3203 <b>Auditor:</b> Rebecca Otto (651) 296-2551 <b>Secretary of State:</b> Steve Simon (651) 296-2803	<b>Subscriptions Manager:</b> Loretta J. Diaz (651) 201-3202 <a href="mailto:loretta.diaz@state.mn.us">loretta.diaz@state.mn.us</a> <b>Editor:</b> Sean Plemmons (651) 201-3204 <a href="mailto:sean.plemmons@state.mn.us">sean.plemmons@state.mn.us</a>
--	---	---	---

Copyright © 2018 Facilities Management Division, Department of Administration, State of Minnesota.

USPS Publication Number: 326-630 (ISSN: 0146-7751)

THE MINNESOTA STATE REGISTER IS PUBLISHED by Facilities Management Division, Department of Administration, State of Minnesota, pursuant to Minnesota Statutes § 14.46 and is available on-line at: <http://www.mn.gov/admin/bookstore>

### 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](http://www.access.gpo.gov/su_docs/aces/aces140.html)

<b>Minnesota Rules: Amendments and Additions</b> .....460	<b>State Grants &amp; Loans</b>
<b>Proposed Rules</b>	<b>Department of Employment and Economic Development (DEED)</b>
<b>Minnesota Gambling Control Board</b>	Notice of Grant Opportunity.....482
NOTICE OF INTENT TO ADOPT RULES WITHOUT A PUBLIC HEARING; Proposed Amendment to Rules Governing Lawful Gambling, Primarily Electronic Games, Sports-Themed Tipboards, and Other Changes; <i>Minnesota Rules</i> , Chapters 7861, 7863, and 7864; Revisor ID # RD4555 .....461	<b>Department of Human Services</b>
<b>Adopted Rules</b>	<b>Economic Assistance and Employment Supports Division</b>
<b>Professional Educator Licensing and Standards Board</b>	Notice of Request for Proposals for Qualified Grantees Interested in Integrating Home Visiting and Minnesota Family Investment Program (MFIP) Services to Teen Parents .....483
Adopted Permanent Rules Relating to Issuance, Renewal, and Validity of Teaching Licenses; Tiered Licensure; Licensure Via Portfolio; and Technical Changes to Teaching Licenses.....463	<b>State Contracts</b>
<b>Executive Orders</b>	<b>Minnesota Department of Agriculture</b>
<b>Office of the Governor</b>	Notice of Contract Opportunity for Agricultural Research and Evaluation of the Clean Water Fund.....484
Emergency Executive Order 18-14: Providing for Assistance to the State of Florida ....477	<b>Minnesota State Colleges and Universities (Minnesota State)</b>
<b>Revenue Notices</b>	<b>Bemidji State University</b>
<b>Minnesota Department of Revenue</b>	Notice of Request for Proposal (RFP) for Men’s & Women’s Hockey Equipment & Apparel Sponsor/Supplier.....485
Revenue Notice # 18-02: Property Tax – Sustainable Forest Incentive Act – Revocation and Replacement of Revenue Notice # 03-02.....478	<b>Dakota County Technical College</b>
<b>Official Notices</b>	Notice of Request for Proposals for Venue for the Aviation Maintenance Technician Annual Conference .....485
<b>Minnesota Department of Agriculture</b>	<b>Minneapolis Community and Technical College</b>
<b>Division of Pesticide and Fertilizer Management</b>	Request for Qualifications (RFQ) for Construction Manager at Risk (CM@r) for Student Affairs Remodel Project.....486
REQUEST FOR COMMENTS on Draft Stewardship Guidelines and Best Management Practices For Neonicotinoid Insecticide-Treated Seed .....480	<b>Minnesota State Colleges and Universities (Minnesota State)/ Department of Administration</b>
<b>Department of Health</b>	Notice of Availability of Request for Proposal (RFP) for Designer Selection for: CENTURY COLLEGE-18-APPLIED TECHNOLOGY CENTER CONSTRUCTION (State Designer Selection Board Project No. 18-10) .....486
<b>Division of Health Regulation – Managed Care Systems Section</b>	<b>Minnesota Historical Society (MNHS)</b>
Notice of Application for Essential Community Provider Status .....481	Request for Bid for Buildout at Kellogg Center .....487
<b>State Law Library</b>	Request for a Printing Bid.....487
Corrections to the Notice of County Law Library Fees, previously published 6 August 2018, in 43 S.R. 102 .....482	<b>Department of Military Affairs/ Department of Administration</b>
<b>Teachers Retirement Association</b>	Notice of Availability of Request for Proposal (RFP) for Designer Selection for: Construction of the Luverne Minnesota National Guard Readiness Center (SDSB Project # 18-11) (DMA PROJECT NO. 19108) .....488
Notice of Meeting .....482	<b>Minnesota Department of Transportation (MnDOT)</b>
Notice of Meeting .....482	<b>Engineering Services Division</b>
	Notices Regarding Professional/Technical (P/T) Contracting .....488

## Get the Earliest Delivery of the State Register

A subscription to the **STATE REGISTER** gets you the **EARLIEST DELIVERY**. Instead of waiting until Monday at 8:00 a.m. when the magazine is posted on our website, we’ll SEND you the magazine on Friday at close of business with the State, 4:30 pm: 2-1/2 days early.

Yes, that’s right -- 2-1/2 days ahead of normal publication schedule -- to get to know what’s coming in the next week; to prepare your plans for your submissions to grant and loan programs and RFPs, RFIs and other contracts and bids.

Subscriptions for an entire year cost \$180. The magazine is **SENT TO YOU**, as well as ONE OTHER PERSON YOU DESIGNATE, in case of vacations, or illnesses, or other absences in your office . . . and you won’t have to access our website or click, click, click to find us.

Subscriptions include the most up-to-date information, including a growing index to issues in each volume, issue by issue, including the current volume, which others do not have access to until the end of the volume year.

And a subscription gets you our Current Listing of All OPEN bids, contracts, grants, loans, and RFPs that are still open for bid, so you don’t have to hunt through each back issue to find something.

# 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 43 - Minnesota Rules

(Rules Appearing in Vol. 42 Issues #27-52 are in Vol 42, #52 - Monday 25 June 2018)

### Volume 43, #17

#### Monday 2 July - Monday 22 October

<b>Office of Administrative Hearings</b>			
1420.1850(proposed) .....	177		
<b>Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience, and Interior Design</b>			
1800 (adopted).....	89		
<b>Board of Cosmetology</b>			
2105; 2110 (adopted).....	347		
<b>Board of Dentistry</b>			
3100.1160; .3600; .8500; .8700; .9600 (proposed).....	197		
<b>Department of Employment and Economic Development (DEED)</b>			
3300.6000 – 3300.6070 (proposed).....	315		
<b>Environmental Quality Board</b>			
4410.2550 (adopted).....	162		
<b>Department of Health</b>			
4717.7860 (adopted).....	262		
4626 (adopted).....	295		
<b>Office of Higher Education</b>			
4830.0150; 4850.0011; .0012; .0013; .0017 (proposed).....	207		
<b>Department of Labor and Industry</b>			
5220.1900 (adopted).....	361		
5219.0500; 5221.4020(Exempt).....	384		
		<b>Department of Natural Resources</b>	
		6232.0200; .0300; .0400; .0800; .0900; .1000; .1300; .1600; .1750; .1800; .1970; .1980; .2100; .2500; .4700(adopted expedited).....	117
		6230.0200; .0295; .0400; 6234.0600; .1400; .1700; .2600; 6236.0700 (adopted expedited) .....	153
		6232.2550; .2560 (adopted expedited) .....	157
		6234.0300; 6237.0400; .0550 (adopted expedited).....	160
		6266.0400 (expedited emergency).....	381
		<b>Board of Optometry</b>	
		6500.0100; .2000; .2900; .3000 (adopted).....	5
		<b>Secretary of State</b>	
		8200.7200 (adopted).....	437
		<b>Pollution Control Agency</b>	
		7150 (proposed).....	212

# Proposed Rules

**Comments on Planned Rules or Rule Amendments.** An agency must first solicit Comments on Planned Rules or Comments on Planned Rule Amendments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

**Rules to be Adopted After a Hearing.** After receiving comments and deciding to hold a public hearing on the rule, an agency drafts its rule. It then publishes its rules with a notice of hearing. All persons wishing to make a statement must register at the hearing. Anyone who wishes to submit written comments may do so at the hearing, or within five working days of the close of the hearing. Administrative law judges may, during the hearing, extend the period for receiving comments up to 20 calendar days. For five business days after the submission period the agency and interested persons may respond to any new information submitted during the written submission period and the record then is closed. The administrative law judge prepares a report within 30 days, stating findings of fact, conclusions and recommendations. After receiving the report, the agency decides whether to adopt, withdraw or modify the proposed rule based on consideration of the comments made during the rule hearing procedure and the report of the administrative law judge. The agency must wait five days after receiving the report before taking any action.

**Rules to be Adopted Without a Hearing.** Pursuant to *Minnesota Statutes* § 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing. An agency must first solicit **Comments on Planned Rules or Comments on Planned Rule Amendments** from the public. The agency then publishes a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§ 14.1414.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

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

## Minnesota Gambling Control Board

### NOTICE OF INTENT TO ADOPT RULES WITHOUT A PUBLIC HEARING; Proposed Amendment to Rules Governing Lawful Gambling, Primarily Electronic Games, Sports-Themed Tipboards, and Other Changes; *Minnesota Rules*, Chapters 7861, 7863, and 7864; Revisor ID # RD4555

**Introduction.** The Minnesota Gambling Control Board intends to adopt rules without a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. You may submit written comments on the proposed rules and may also submit a written request that a hearing be held on the rules until November 21, 2018.

**Agency Contact Person.** You must submit comments or questions on the rules and written requests for a public hearing to the agency contact person. The agency contact person is Peggy Mancuso, Minnesota Gambling Control Board, 1711 West County Road B, Suite 300 South, Roseville, MN 55113; phone (651) 539-1951; fax (651) 639-4032; [peggy.mancuso@state.mn.us](mailto:peggy.mancuso@state.mn.us).

**Subject of Rules and Statutory Authority.** The proposed rules are about lawful gambling, primarily electronic games, sports-themed tipboards, and other changes. In 2012 the Legislature amended *Minnesota Statutes*, chapter 349, by passing *Minnesota Laws 2012*, chapter 299, to provide for electronic pull-tab games, electronic linked bingo games, and sports-themed tipboard games.

# Proposed Rules

---

- After six years of experience with electronic games, the board sees a need for clarification involving the electronic game format. Electronic pull-tabs have shown tremendous growth since first offered in 2012. With the evolution of electronic games along with advances in technology, the board must keep its rules current and relevant to insure the games' integrity.
- Sports-themed tipboards have been allowed in statute since 2012. However, because federal law prohibited the wagering on the outcome of sporting events, the Minnesota Gambling Control Board held off on approving any sports tipboard games. The U.S. Supreme Court recently decided in favor of states to legalize sports betting. For lawful gambling in Minnesota, that means that sports tipboards can move forward.
- There are a few other proposed rule amendments, but the main focus is to strengthen the authorized regulatory oversight as it pertains to electronic games and sports tipboards by:
  - > Standardizing electronic game terminology and point-of-sale (POS)/portal reports.
  - > Automating licensed organizations' (charities') daily reconciliation of cash with electronic game receipts.
  - > Eliminating common causes of profit carryover variances related to electronic games.
  - > Increasing efficiency and effectiveness of paddlewheel with a table regulation.
  - > Providing, as allowed in statute, standards and conduct guidelines for sports tipboards.

The statutory authority to adopt the rules is *Minnesota Statutes*, section 349.151, subdivision 4, paragraph (a), clauses (5) and (20); subdivision 4e; and subdivision 13.

A copy of the proposed rules, subject described immediately above, is published on the board's website, [www.mn.gov/gcb](http://www.mn.gov/gcb). A free copy of the rules is available upon request from the agency's contact person listed above.

**Comments.** You have until 4:30 p.m. on November 21, 2018, to submit written comment in support of or in opposition to the proposed rules and any part or subpart of the rules. Your comment must be in writing and the agency contact person must receive it by the due date. The board encourages comment. Your comment should identify the portion of the proposed rules addressed and the reason for the comment. You are encouraged to propose any change desired. Any comments that you have about the legality of the proposed rules must also be made during this comment period.

**Request for a Hearing.** In addition to submitting comments, you may also request that the board hold a hearing on the rules. Your request must be in writing and the agency contact person must receive it by 4:30 p.m. on November 21, 2018. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and the agency cannot count it when determining whether it must hold a public hearing. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

**Withdrawal of Requests.** If 25 or more persons submit a valid written request for a hearing, the board will hold a public hearing unless a sufficient number withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

**Alternative Format.** 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.

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

**Statement of Need and Reasonableness.** The statement of need and reasonableness contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. It is now available on the board's website at [www.mn.gov/gcb](http://www.mn.gov/gcb) and from the agency contact person. You may review it or obtain copies for the cost of reproduction by contacting the agency contact person.

---

---

# Proposed Rules

**Lobbyist Registration.** *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You should direct questions about this requirement to the Campaign Finance and Public Disclosure Board at: Suite 190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone (651) 539-1180 or 1 (800) 657-3889.

**Adoption and Review of Rules.** If no hearing is required, the agency may adopt the rules after the end of the comment period. The agency will then submit the rules and supporting documents to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date the Department submits the rules to the office. If you want to be so notified, or want to receive a copy of the adopted rules, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Date: October 16, 2018

Tom Barrett, Executive Director  
Minnesota Gambling Control Board

## Adopted Rules

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

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

## Professional Educator Licensing and Standards Board

### Adopted Permanent Rules Relating to Issuance, Renewal, and Validity of Teaching Licenses; Tiered Licensure; Licensure Via Portfolio; and Technical Changes to Teaching Licenses

The rules proposed and published at State Register, Volume 42, Number 45, pages 1373-1401, May 7, 2018 (42 SR 1373), are adopted with the following modifications:

#### 8710.0310 DEFINITIONS AND GENERAL RULES FOR TEACHING LICENSES.

##### Subpart 1. Definitions.

D. "Cultural competency training" means a training program that promotes self-reflection and discussion including but not limited to all of the following topics: racial, cultural, and socioeconomic groups; American Indian and Alaskan native students; religion; systemic racism; gender identity, including transgender students; sexual orientation; language diversity; and individuals with disabilities and mental health concerns. Training programs must be designed to deepen teachers' understanding of their own frames of reference, the potential bias in these frames, and their impact on expectations for and relationships with students, students' families, and the school communities, consistent with ~~Inter-~~state Teacher Assessment and Support Consortium (InTASC) standards part 8710.2000, subpart 4, and Minnesota Statutes, section 120B.30, subdivision 1, paragraph (q).

F. "Field-specific methods" means differentiated instructional strategies targeting content and pedagogy for a singular licensure area to enable student learning.

# Adopted Rules

---

---

G. “Good cause” means an applicant is unable to meet the requirements of a higher licensure tier due to the lack of a reasonable path to a higher licensure tier or the path to a higher licensure tier causes an undue burden on the applicant, as approved or denied by the board. “Good cause” means:

(1) the applicant is unable to meet the requirements of a higher licensure tier due to a lack of a board-approved teacher preparation program in the licensure area;

(2) the position is a full-time equivalency of 0.1 or less; or

(3) the applicant demonstrates to the board barriers to reaching a higher licensure tier. Barriers may include but are not limited to financial burdens to obtaining a higher tiered license, inability to pass licensure exams, or lack of geographic proximity to teacher preparation.

J. “Mentorship program” means a program that meets the following criteria:

(1) a yearlong collaborative relationship with an experienced Tier 3 or 4 mentor teacher who is not currently on an improvement plan and voluntarily agrees to mentor the mentee teacher;

(2) the mentor has access to resources or training, develops common expectations for the mentorship experience, and encourages the mentee to select areas for growth over the course of the year;

(3) consists of sessions no less than once per month that focus on building a collaborative relationship with a focus on the exchange of knowledge, skills, and experiences, including the needs and questions of the mentee; and

(4) the sessions include discussion of:

(a) effective strategies to engage students;

(b) classroom management strategies that reflect an understanding of the stages of child development;

(c) the educational rights of students and their diverse needs and experiences;

(d) school policies and practices, including appropriate boundaries and data privacy; and

(e) how student learning data can be used to improve classroom planning and instruction.

J. K. “Professional license from another state” means a professional teaching license from a state other than Minnesota that allows the individual to be a teacher of record based on completion of a state-approved conventional, nonconventional, or alternative teacher preparation program from another state or licensure via a portfolio process in another state aligned to part 8710.0330 and Minnesota Statutes, section 122A.18, subdivision 10, issued by the responsible state agency of another state and required by the law of that state for an individual to teach in a public school, but does not include an emergency, temporary, or substitute teaching license.

K. L. “Related services professional” means a teacher who holds a license issued by the board consistent with Minnesota Statutes, section 122A.06, subdivision 2, and who meets the requirements for a license issued pursuant to parts 8710.6000 to 8710.6400.

L. M. “Student teaching” means a minimum of 12 weeks full time, or the equivalent, when an individual enrolled in a teacher preparation program assumes teacher responsibilities while working with a cooperating teacher who holds a Tier 3 or 4 license or a professional license from another state in the subject area and a provider supervisor to practice and demonstrate the necessary development of the individual’s knowledge, skills, and dispositions to become a teacher. A student teaching experience includes observation, feedback, and evaluation from the cooperating teacher and provider supervisor.



---

---

# Adopted Rules

M. N. “Teacher of record” means an individual who is responsible for the planning, instruction, and assessment of students in a classroom and authorized to grant students credit for meeting standards attributed to the content taught, or is part of a co-teaching assignment and has shared responsibility for planning, instruction, and assessment of students in a classroom.

N. O. “Teacher preparation program” means a program approved by the board or the state where the program resides that trains candidates in educational pedagogy and content-specific pedagogy for any subset of the scope of licensure for students from birth to 21 years of age.

O. P. “Teaching license” or “teacher license” means a license that permits an individual to be teacher of record. This includes Tier 1, Tier 2, Tier 3, and Tier 4 licenses issued under parts 8710.0311 to 8710.0314.

## Subp. 2. **Teaching licenses, in general.**

E. All applicants for licensure and license renewals are subject to a conduct review performed by the board. The board may refuse to issue a license or deny a license renewal based on the results of the conduct review. An applicant who is denied a license or license renewal as a result of the conduct review may appeal the board’s decision pursuant to subpart 6.

Subp. 4. **Movement between tiers.** Teachers may apply to obtain a license in a higher licensure tier at any time after the requirements for the higher tier have been met. The teacher must be granted the license under a higher tier upon review and approval by the board pursuant to the rules established for the license sought. ~~Applicants may obtain a license in a lower licensure tier only if they hold a Tier 2 license in one licensure field and a district requests to hire the applicant for a different licensure field in which the applicant does not meet the requirements for a Tier 2 license. A teacher may simultaneously hold a Tier 1 and a Tier 2 license under this subpart.~~

Subp. 9. ~~**Fees.** An applicant must pay an application fee for the review of the license pursuant to Minnesota Statutes, section 122A.21. A district must pay an application fee for the review of a permission as set by the board.~~

## **8710.0311 TIER 1 LICENSE.**

Subp. 2. **Requirements.** The board must issue a Tier 1 license to an applicant upon request by the designated administrator of the hiring district. The applicant must initiate the application process and meet the requirements of this subpart.

B. The hiring district must show:

(2) a Tier 1 license for this applicant is warranted for this assignment because one of the following:

(a) no individual who holds a Tier 2, 3, or 4 licensed individuals license for the assignment applied for the position;

(b) no individual who holds a Tier 2, 3, or 4 licensed applicants license for the assignment accepted the position; or

(c) all Tier 2, 3, or 4 licensed applicants had a record of disciplinary action with the board; for each individual who holds a Tier 2, 3, or 4 license that may have accepted the assignment, the individual was unacceptable for the assignment because one or more of the following:

i. the individual was not fluent in the language required for the assignment;

ii. the individual was unwilling to abide by or unable to apply the pedagogical model of the district or school;

# Adopted Rules

---

---

iii. the individual had disciplinary action with the board or final disciplinary action in a district;

iv. the individual was unwilling to abide by culturally responsive teaching principles; or

v. the individual had references that indicated an unwillingness or ineligibility to rehire the individual, including in the applying district.

If the hiring district cannot meet the requirements of item B, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 2, 3, or 4 licensed applicant was acceptable for the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for a Tier 1 license, at the sole discretion of the board.

C. The hiring district must affirm the applicant:

(1) will participate in a mentorship program aligned to board-adopted criteria;

D. A committee of board staff designated by the board must review applications that meet board criteria ~~for to fill~~ an emergency placement position under this subpart within two business days. ~~The committee may immediately issue an interim permission for a qualified Tier 1 license based on board-adopted minimum qualifications criteria pending review by the board. The interim permission expires at the first possible review by the full board. The board must review applications after the position has been posted on the board-approved statewide job board for 15 days. An emergency position is any position opened due to exigent circumstances, including but not limited to an unexpected resignation, leave of absence, or death of a position holder, in which the position starts within five days of the emergency request; the district has no reasonable alternative to fill the position; the applicant meets the professional qualifications for a Tier 1 license pursuant to Minnesota Statutes, section 122A.181, subdivision 2; and the district has completed a background check pursuant to Minnesota Statutes, section 123B.03, subdivision 1. If all criteria for an emergency position are met, the committee must issue an interim permission within three business days of receipt of the request that expires upon any of the following, whichever occurs first:~~

(1) the district hires a Tier 2, 3, or 4 licensed teacher;

(2) the applicant is issued a short-call substitute license;

(3) the district submits a completed Tier 1 application that is denied or accepted by the board; or

(4) 30 days after issuance.

Subp. 4. **First renewal.** To renew a Tier 1 license for the first time, the applicant must initiate the renewal application process, and the hiring district must meet the requirements of this subpart.

B. The hiring district must show one of the following:

(1) no individual who holds a Tier 2, 3, or 4 licensed individuals license for the assignment applied for the position;

(2) no individual who holds a Tier 2, 3, or 4 licensed applicants license for the assignment accepted the position; or

(3) all Tier 2, 3, or 4 licensed applicants had a record of disciplinary action with the board; for each individual who holds a Tier 2, 3, or 4 license that may have accepted the assignment, the individual was unacceptable for the assignment because one or more of the following:

(a) the individual was not fluent in the language required for the assignment;

---

---

# Adopted Rules

(b) the individual was unwilling to abide by or unable to apply the pedagogical model of the district or school;

(c) the individual had disciplinary action with the board or final disciplinary action in a district;

(d) the individual was unwilling to abide by culturally responsive teaching principles; or

(e) the individual had references that indicated an unwillingness or ineligibility to rehire the individual, including in the applying district.

If the hiring district cannot meet the requirements of items A and B, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 2, 3, or 4 licensed applicant was acceptable for the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for a Tier 1 renewal, at the sole discretion of the board.

D. The hiring district must show the applicant participated in:

(1) cultural competency training aligned to board-adopted criteria;

(2) a mentorship program aligned to board-adopted criteria; and

E. A committee of board staff designated by the board must review applications requesting that meet board criteria to fill an emergency placements position under this subpart within two business days. The committee may immediately issue a Tier 1 license based on board-adopted criteria pending review by the board. The board must review applications after the position has been posted on the board-approved statewide job board for 15 days. An emergency position is any position opened due to exigent circumstances, including but not limited to an unexpected resignation, leave of absence, or death of a position holder, in which the position starts within five days of the emergency request; the district has no reasonable alternative to fill the position; the applicant meets the professional qualifications for a Tier 1 license pursuant to Minnesota Statutes, section 122A.181, subdivision 2; and the district has completed a background check pursuant to Minnesota Statutes, section 123B.03, subdivision 1. If all criteria for an emergency position are met, the committee must issue an interim permission within three business days of receipt of the request that expires upon any of the following, whichever occurs first:

(1) the district hires a Tier 2, 3, or 4 licensed teacher;

(2) the applicant is issued a short-call substitute license;

(3) the district submits a completed Tier 1 application that is denied or accepted by the board; or

(4) 30 days after issuance.

Subp. 5. **Second and third renewals.** To renew a Tier 1 license for the second or third time, the applicant must initiate the renewal application process, and the hiring district must meet the requirements of this subpart.

B. The hiring district must show one of the following:

(1) no individual who holds a Tier 2, 3, or 4 licensed individuals license for the assignment applied for the position;

(2) no individual who holds a Tier 2, 3, or 4 licensed applicants license for the assignment accepted the position; or

# Adopted Rules

---

---

~~(3) all Tier 2, 3, or 4 licensed applicants had a record of disciplinary action with the board. for each individual who holds a Tier 2, 3, or 4 license that may have accepted the assignment, the individual was unacceptable for the assignment because one or more of the following:~~

- ~~(a) the individual was not fluent in the language required for the assignment;~~
- ~~(b) the individual was unwilling to abide by or unable to apply the pedagogical model of the district or school;~~
- ~~(c) the individual had disciplinary action with the board or final disciplinary action in a district;~~
- ~~(d) the individual was unwilling to abide by culturally responsive teaching principles; or~~
- ~~(e) the individual had references that indicated an unwillingness or ineligibility to rehire the individual, including in the applying district.~~

~~If the hiring district cannot meet the requirements of items A and B, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 2, 3, or 4 licensed applicant was acceptable for the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for a Tier 1 renewal, at the sole discretion of the board.~~

C. The hiring district must show the applicant participated in:

- ~~(1) a mentorship program aligned to board-adopted criteria; and~~

~~D. A committee of board staff designated by the board must review applications requesting that meet board criteria to fill an emergency placements position under this subpart within two business days. The committee may immediately issue a Tier 1 license based on board-adopted criteria pending review by the board. The board must review applications after the position has been posted on the board-approved statewide job board for 15 days. An emergency position is any position opened due to exigent circumstances, including but not limited to an unexpected resignation, leave of absence, or death of a position holder, in which the position starts within five days of the emergency request; the district has no reasonable alternative to fill the position; the applicant meets the professional qualifications for a Tier 1 license pursuant to Minnesota Statutes, section 122A.181, subdivision 2; and the district has completed a background check pursuant to Minnesota Statutes, section 123B.03, subdivision 1. If all criteria for an emergency position are met, the committee must issue an interim permission within three business days of receipt of the request that expires upon any of the following, whichever occurs first:~~

- ~~(1) the district hires a Tier 2, 3, or 4 licensed teacher;~~
- ~~(2) the applicant is issued a short-call substitute license;~~
- ~~(3) the district submits a completed Tier 1 application that is denied or accepted by the board; or~~
- ~~(4) 30 days after issuance.~~

Subp. 6. **Additional renewals.** To renew a Tier 1 license more than three times, the applicant must initiate the renewal application process, and the hiring district must meet the requirements of this subpart.

B. The hiring district must show one of the following:

- ~~(1) no individual who holds a Tier 2, 3, or 4 licensed individuals license for the assignment applied for the position;~~
- ~~(2) no individual who holds a Tier 2, 3, or 4 licensed applicants license for the assignment accepted the posi-~~

tion; or

(3) all Tier 2, 3, or 4 licensed applicants had a record of disciplinary action with the board; for each individual who holds a Tier 2, 3, or 4 license that may have accepted the assignment, the individual was unacceptable for the assignment because one or more of the following:

(a) the individual was not fluent in the language required for the assignment;

(b) the individual was unwilling to abide by or unable to apply the pedagogical model of the district or school;

(c) the individual had disciplinary action with the board or final disciplinary action in a district;

(d) the individual was unwilling to abide by culturally responsive teaching principles; or

(e) the individual had references that indicated an unwillingness or ineligibility to rehire the individual, including in the applying district.

If the hiring district cannot meet the requirements of items A and B, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 2, 3, or 4 licensed applicant was acceptable for the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for a Tier 1 renewal, at the sole discretion of the board.

C. The hiring district must show one of the following:

(2) the Tier 1 teacher is teaching in a licensure area identified as a shortage area as defined in Minnesota Statutes, section 122A.06, subdivision 6, including licensure field shortages, economic development region shortages, and regions where there is a shortage of licensed teachers who reflect the racial or ethnic diversity of students in the region as identified in the biennial supply and demand report under Minnesota Statutes, section 127A.05, subdivision 6.

If the hiring district cannot meet the requirements of item C, the district must provide within the renewal application good cause justification for why the applicant should receive additional Tier 1 renewals. The good cause justification must include why the applicant has not obtained a license in a higher licensure tier. Failure by a district to provide good cause justification constitutes grounds for the board to deny a request for additional Tier 1 renewals, at the sole discretion of the board, pursuant to part 8710.0310, subpart 1, item G. The renewal application is reviewed pursuant to Minnesota Statutes, section 122A.181, subdivision 3. The board must issue or deny the renewal no later than 60 days after receiving the renewal application.

D. The hiring district must show the applicant participated in:

(1) a mentorship program aligned to board-adopted criteria; and

E. A committee of board staff designated by the board must review applications requesting that meet the board criteria to fill an emergency placements position under this subpart within two business days. The committee may immediately issue a Tier 1 license based on board-adopted criteria pending review by the board. The board must review applications after the position has been posted on the board-approved statewide job board for 15 days. An emergency position is any position opened due to exigent circumstances, including but not limited to an unexpected resignation, leave of absence, or death of a position holder, in which the position starts within five days of the emergency request; the district has no reasonable alternative to fill the position; the applicant meets the professional qualifications for a Tier 1 license pursuant to Minnesota Statutes, section 122A.181, subdivision 2; and the district has completed a background check pursuant to Minnesota Statutes, section 123B.03, subdivision 1. If all criteria for an emergency position are met, the committee must issue an interim permission within three business days of receipt of the request that expires upon any of the following, whichever occurs first:

# Adopted Rules

---

---

- (1) the district hires a Tier 2, 3, or 4 licensed teacher;
- (2) the applicant is issued a short-call substitute license;
- (3) the district submits a completed Tier 1 application that is denied or accepted by the board; or
- (4) 30 days after issuance.

## 8710.0312 TIER 2 LICENSE.

Subp. 4. **First renewal.** To renew a Tier 2 license for the first time, the applicant must initiate the renewal application process, and the requirements of this subpart must be met.

A. The hiring district must show the applicant participated in:

- (1) ~~cultural competency training aligned to board-adopted criteria;~~ and

Subp. 6. **Additional renewals.** To renew a Tier 2 license more than three times, the applicant must initiate the renewal application process, and the requirements of this subpart must be met. The hiring district must show:

B. ~~within the renewal application good cause justification for why the applicant should receive additional Tier 2 renewals. The good cause justification must include why the applicant has not obtained a Tier 3 license. Failure by a district to provide good cause justification constitutes grounds for the board to deny a request for additional Tier 2 renewals, at the sole discretion of the board, pursuant to part 8710.0310, subpart 1, item G. The renewal application is reviewed pursuant to Minnesota Statutes, section 122A.182, subdivision 3. The board must issue or deny the renewal no later than 60 days after receiving the renewal application.~~

## 8710.0313 TIER 3 LICENSE.

Subp. 2. **Requirements.** The board must issue a Tier 3 license if the applicant meets all of the requirements of this subpart.

C. The applicant must show one of the following:

- (1) completion of a board-approved ~~conventional, nonconventional, or alternative~~ teacher preparation program aligned to the licensure area sought. The board must accept certifications for related services professionals under parts 8710.6000 to 8710.6400 in lieu of completion of a board-approved teacher preparation program;

Subp. 4. **Renewal.** A Tier 3 license may be renewed an unlimited number of times. To renew a Tier 3 license, the applicant must complete:

A. mentorship and evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, ~~or if the statutory models are not practicable, to another identified district-aligned evaluation;~~ and

## 8710.0314 TIER 4 LICENSE.

Subp. 2. **Requirements.** The board must issue a Tier 4 license if the applicant meets all of the requirements of this subpart.

B. The applicant must have completed one of the following:

- (1) a board-approved ~~conventional, nonconventional, or alternative~~ teacher preparation program aligned to the licensure area sought. The board must accept certifications for related services professionals under parts 8710.6000 to

---

---

# Adopted Rules

8710.6400 in lieu of completion of a board-approved teacher preparation program; or

Subp. 5. **Renewal.** A Tier 4 license may be renewed an unlimited number of times. To renew a Tier 4 license, the applicant must complete:

A. mentorship and evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, ~~or if the statutory models are not practicable, to another identified district-aligned evaluation~~; and

## 8710.0320 OUT-OF-FIELD PERMISSION.

Subpart 1. **Purpose.** An out-of-field permission authorizes a teacher holding a Tier 2, 3, or 4 license, consistent with this part, to teach in a field not aligned with the ~~Tier 3 or 4 license~~ held.

### Subp. 2. Requirements.

A. The board must issue an out-of-field permission upon request by the designated administrator of the hiring district. The applicant must initiate the application process, and the hiring district must show:

- (1) the applicant holds a valid Tier 2, 3, or 4 license;
- (4) the applicant approves the request; and
- (5) the position was posted for at least 15 days on the board-approved statewide job board; and
- ~~(6) one of the following:~~
  - ~~(a) no teachers who hold Tier 3 or 4 licenses in the assignment applied for the position;~~
  - ~~(b) no teachers who hold Tier 3 or 4 licenses in the assignment accepted the position; or~~
  - ~~(c) all Tier 3 or 4 licensed teachers aligned to the assignment had a record of disciplinary action with the~~

~~board.~~

~~If the hiring district cannot meet the requirements of items E and F, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 3 or 4 licensed teacher aligned to the assignment was acceptable for the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for an out-of-field permission, at the sole discretion of the board.~~

### B. The district must show one of the following:

- (1) the licensed applicant is an internal hire with one or more years of employment within the district;
- (2) the applicant has additional qualifications that align with the requirements of the position; or
- (3) one of the following:
  - (a) no teachers who hold a Tier 2, 3, or 4 license in the assignment applied for the position;
  - (b) no teachers who hold a Tier 2, 3, or 4 license in the assignment accepted the position; or
  - (c) for each teacher who holds a Tier 2, 3, or 4 license in the assignment that may have accepted the position, one of the following:

# Adopted Rules

---

---

- i. the applicant is not fluent in the language required for the position;
- ii. the applicant was unwilling to abide by or unable to apply the pedagogical model of the district or school;
- iii. the applicant had a disciplinary action with the board or final disciplinary action in a district;
- iv. the applicant was unwilling to abide by culturally responsive teaching principles; or
- v. the applicant had references that indicated an unwillingness or ineligibility to rehire the applicant, including in the applying district.

~~B. C.~~ An applicant who holds a Tier 2, 3, or 4 license in career and technical education or career pathways fields without a baccalaureate degree may obtain an out-of-field permission for another career and technical education or career pathways field.

~~C. D.~~ A committee of board staff designated by the board must review applications requesting that meet board criteria to fill an emergency placements position under this subpart within two business days. The committee may immediately issue an out-of-field permission based on board-adopted criteria pending review by the board. The board must review applications after the position has been posted on the board-approved statewide job board for 15 days. An emergency position is any position opened due to exigent circumstances, including but not limited to an unexpected resignation, leave of absence, or death of a position holder, in which the position starts within five days of the emergency request; the district has no reasonable alternative to fill the position; the applicant meets the professional qualifications for a Tier 1 license pursuant to Minnesota Statutes, section 122A.181, subdivision 2; and the district has completed a background check pursuant to Minnesota Statutes, section 123B.03, subdivision 1. If all criteria for an emergency position are met, the committee must issue an interim permission within three business days of receipt of the request that expires upon any of the following, whichever occurs first:

- (1) the district hires a Tier 2, 3, or 4 licensed teacher;
- (2) the applicant is issued a short-call substitute license;
- (3) the district submits a completed Tier 1 application that is denied or accepted by the board; or
- (4) 30 days after issuance.

Subp. 4. **Renewal.** An out-of-field permission may be renewed four times. To renew an out-of-field permission, the applicant must initiate the application process, and the hiring district must show:

~~C.~~ one of the following:

- (1) ~~no teachers who hold Tier 3 or 4 licenses in the assignment applied for the position;~~
- (2) ~~no teachers who hold Tier 3 or 4 licenses in the assignment accepted the position; or~~
- (3) ~~all Tier 3 or 4 licensed teachers aligned to the assignment had a record of disciplinary action with the board.~~

If the hiring district cannot meet the requirements of items B and C, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 3 or 4 licensed teacher aligned to the assignment was acceptable for the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for an out-of-field permission, at the sole discretion of the board.



C. one of the following:

(1) the licensed applicant is an internal hire with one or more years of employment within the district;

(2) the applicant has additional qualifications that align with the requirements of the position; or

(3) one of the following:

(a) no teachers who hold a Tier 2, 3, or 4 license in the assignment applied for the position;

(b) no teachers who hold a Tier 2, 3, or 4 license in the assignment accepted the position; or

(c) for each teacher who holds a Tier 2, 3, or 4 license in the assignment that may have accepted the position, one of the following:

i. the applicant is not fluent in the language required for the position;

ii. the applicant was unwilling to abide by or unable to apply the pedagogical model of the district or school;

iii. the applicant had a disciplinary action with the board or final disciplinary action in a district;

iv. the applicant was unwilling to abide by culturally responsive teaching principles; or

v. the applicant had references that indicated an unwillingness or ineligibility to rehire the applicant, including in the applying district.

D. A committee of board staff designated by the board must review applications requesting that meet board criteria to fill an emergency placements position under this subpart within two business days. The committee may immediately issue an out-of-field permission based on board-adopted criteria pending review by the board. The board must review applications after the position has been posted on the board-approved statewide job board for 15 days. An emergency position is any position opened due to exigent circumstances, including but not limited to an unexpected resignation, leave of absence, or death of a position holder, in which the position starts within five days of the emergency request; the district has no reasonable alternative to fill the position; the applicant meets the professional qualifications for a Tier 1 license pursuant to Minnesota Statutes, section 122A.181, subdivision 2; and the district has completed a background check pursuant to Minnesota Statutes, section 123B.03, subdivision 1. If all criteria for an emergency position are met, the committee must issue an interim permission within three business days of receipt of the request that expires upon any of the following, whichever occurs first:

(1) the district hires a Tier 2, 3, or 4 licensed teacher;

(2) the applicant is issued a short-call substitute license;

(3) the district submits a completed Tier 1 application that is denied or accepted by the board; or

(4) 30 days after issuance.

Subp. 5. **Additional renewals.** To renew an out-of-field permission more than four times, the hiring district must provide within the renewal application good cause justification for why the applicant should receive additional out-of-field permission renewals. The good cause justification must include why the applicant has not obtained a Tier 3 or 4 license in the field for which the out-of-field permission was issued. Failure by a district to provide a good cause justification constitutes grounds for the board to deny a request for additional out-of-field permission renewals, at the sole discretion of the board, pursuant to part 8710.0310, subpart 1, item G. The renewal application is reviewed pursuant to Minnesota Statutes, section 122A.181, subdivision 3. The board must issue or deny the renewal no later than 60 days

# Adopted Rules

---

---

after receiving the renewal application.

## **8710.0330 TEACHER LICENSURE VIA PORTFOLIO APPLICATION.**

### Subp. 2. **Portfolio review process.**

D. A pedagogy portfolio must be reviewed by a panel of educators within 90 days of receiving a complete pedagogy portfolio and required fees. An applicant may present the contents of a submitted pedagogy portfolio in person to the panel on the set review date. An applicant may choose not to present the contents of the submitted pedagogy portfolio to the panel on the review date and thereby waives the right to defend the pedagogy portfolio material in person. To indicate knowledge of effective teaching dispositions under the Minnesota Code of Ethics for Teachers, the applicant must submit a completed evaluation by the individual responsible for the mentorship or supervision of the applicant for review by the panel of educators after completing one of the following:

- (1) a year-long yearlong mentorship program aligned to board-adopted criteria; or

## **8710.6000 SPEECH-LANGUAGE PATHOLOGIST.**

### Subp. 1a. **Exceptions.**

B. A speech-language pathologist is not eligible to hold a Tier 1 ~~or Tier 2~~ license issued under parts part 8710.0311 ~~and 8710.0312.~~

Subp. 1b. **Waiver Requirements for a Tier 2 license.** ~~The hiring district may request from the board a waiver of subpart 1a, item B, to obtain A Tier 2 license issued under part 8710.0312 for~~ must be issued to a speech-language pathologist if the requirements of this subpart are met.

A. The hiring district must:

- (3) provide justification for why no alternative options for having a licensed speech-language pathologist are available; and

- (4) provide the board with the applicant's credentials; and provide supervision by a licensed speech-language pathologist who holds a certificate of clinical competence from the American Speech-Language-Hearing Association, and is able to communicate with a Tier 2 licensed individual any time the individual is in direct contact with a client where the supervision includes the following:

- (a) during the first year, at least 30 percent of work includes direct, face-to-face supervision; and

- (b) during the second year, at least 20 percent of work includes direct, face-to-face supervision.

- (5) ~~detail the support and supervision the applicant will receive.~~

B. ~~The hiring district must submit its request for a waiver under this subpart at least two weeks prior to a regular board meeting. If a request is submitted less than two weeks before a regular board meeting, the request must be considered at the following month's regular board meeting. The board must review each request for a waiver received under this item at a regular board meeting and must approve or deny each request pursuant to board-adopted criteria. The applicant must:~~

- (1) have a bachelor's degree in communication disorders or speech-language-hearing sciences; or

- (2) hold a speech-language pathologist assistant certificate and a bachelor's degree in any field.

### Subp. 1c. **Tier 2 license duration; renewal.**

---

---

# Adopted Rules

A. A Tier 2 license issued under subpart 1b is valid for up to two years, expires on June 30 of the expiration year, and may be renewed three times. For each renewal, the hiring district must show the applicant participated in mentorship and evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or if the statutory models are not practicable, to another district-aligned evaluation.

B. For the first renewal, the applicant must show:

(1) meaningful progress, as defined by the provider, has been made toward completion of the program and a Tier 3 license. If no meaningful progress has been made, the board must deem the applicant to not meet renewal requirements unless the applicant provides justification to the board for failing to make meaningful progress; or

(2) the applicant applied to a speech-language pathology master's degree program but was not accepted.

C. For the second and third renewals, the applicant must show that meaningful progress, as defined by the provider, has been made toward completion of the program and a Tier 3 license. If no meaningful progress has been made, the board must deem the applicant to not meet renewal requirements unless the applicant provides justification to the board for failing to make meaningful progress.

## **8710.6200 SCHOOL PSYCHOLOGIST.**

Subp. 1b. **Requirements for Tier 2 license.** A Tier 2 license issued under part 8710.0312 must be issued to a school psychologist if the requirements of this subpart are met.

C. The hiring district must:

(3) if the applicant obtains a Tier 2 license pursuant to item A, subitem (2), assign a school psychologist who holds a Tier 3 or 4 license issued under parts 8710.0313 and 8710.0314 to have direct, day-to-day supervision of the applicant aligned to supervision standards identified by the National Association of School Psychologists, affirm the position is designed to serve as a learning experience for the applicant, and affirm that the applicant will not replace a Tier 3 or 4 licensed school psychologist.

Subp. 1c. **Tier 2 license duration; renewal.**

~~A. A Tier 2 license issued under subpart 1b, item A, subitem (1), is valid for up to two years, expires on June 30 of the expiration year, and may be renewed three times. For each renewal, the hiring district must show the applicant participated in mentorship and evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or if the statutory models are not practicable, to another district-aligned evaluation.~~

B. If the applicant holds a Tier 2 license issued under subpart 1b, item A, subitem (2), the provider must certify that the applicant has made meaningful progress, as defined by the provider, toward completion of the program and a Tier 3 license. If no meaningful progress has been made, the board must deem the applicant to not meet renewal requirements unless the applicant provides justification to the board for failing to make meaningful progress.

~~B. A Tier 2 license issued under subpart 1b, item A, subitem (2), may be used only in the requesting district, is valid for up to two school years, and expires on the June 30 following the date of issuance. The license may be renewed one time upon application to the board if the applicant must complete the equivalent of one school year of internship experience during the following school year.~~

Subp. 2. **Requirements for Tier 3 license.** A Tier 3 license issued under part 8710.0313 must be issued to a school psychologist if the applicant has completed a preparation program in school psychology accredited by the National Association of School Psychologists or holds the Nationally Certified School Psychologist (NCSP) credential from the

# Adopted Rules

---

---

National Association of School Psychologists.

## 8710.6400 SCHOOL COUNSELOR.

Subp. 1b. **Requirements for Tier 2 license.** A Tier 2 license issued under part 8710.0312 must be issued to a school counselor if the requirements of this subpart are met.

C. The hiring district must:

(3) if the applicant obtains a Tier 2 license pursuant to item A, subitem (2), assign a school counselor who holds a Tier 3 or 4 license issued under parts 8710.0313 and 8710.0314 to have direct, day-to-day supervision of the applicant, affirm the position is designed to serve as a learning experience for the applicant, and affirm that the applicant will not replace a Tier 3 or 4 licensed school counselor.

Subp. 1c. **Tier 2 license duration; renewal.**

A. A Tier 2 license issued under subpart 1b, item A, subitem (1), is valid for two years and may be renewed three times. For each renewal, the hiring district must show the applicant participated in mentorship and evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or if the statutory models are not practicable, to another district-aligned evaluation.

B. A Tier 2 license issued under subpart 1b, item A, subitem (2), is valid for two years and may be renewed one time. To renew a Tier 2 license issued under subpart 1b, item A, subitem (2), the applicant's school counselor education program provider must certify that meaningful progress, as defined by the provider, has been made toward completion of the program. If no meaningful progress has been made, the board must deem the applicant not to be enrolled in a school counselor education program unless the applicant provides justification to the board for failing to make meaningful progress. If the applicant holds a Tier 2 license issued under subpart 1b, item A, subitem (2), the provider must certify that the applicant has made meaningful progress, as defined by the provider, toward completion of the program and a Tier 3 license. If no meaningful progress has been made, the board must deem the applicant to not meet renewal requirements unless the applicant provides justification to the board for failing to make meaningful progress.

## 8710.7200 CLOCK HOURS; REQUIREMENTS FOR RENEWAL OF PROFESSIONAL LICENSES.

Subp. 2a. **Professional development requirements.** To renew a Tier 3 or 4 license, an applicant who has been employed as a teacher during the renewal period of the expiring license must demonstrate the completion of requirements of this subpart to a local continuing education/relicensure committee for verification by the Professional Educator Licensing and Standards Board.

A. The applicant must show evidence of professional reflection and growth in best practices in, including but not limited to the following areas:

(1) cultural competency training aligned to board-adopted criteria; and

(2) district-approved training in meeting the needs of English learners that has job-embedded opportunities for learning and practice and aligns with Interstate Teacher Assessment and Support Consortium (InTASC) standards for English learners.

An applicant may satisfy the requirements of ~~item A and this~~ subpart 2 by submitting the teacher's most recent summative evaluation or improvement plan aligned to the district's teacher development and evaluation process. An applicant not teaching in a Minnesota district may work with the applicant's local continuing education/relicensure committee for the purposes of providing evidence of renewal requirements.

B. The applicant must show evidence of professional development in the following areas:

(3) mental illness training under Minnesota Statutes, section 122A.187, subdivision 6, for Tier 3 or 4 licenses issued under parts 8710.0313 and 8710.0314, or their previous equivalencies, which expire on June 30, 2005, and thereafter; and

~~(4) integrating technology effectively with student learning to increase engagement and student achievement for Tier 3 or 4 licenses issued under parts 8710.0313 and 8710.0314, or their previous equivalencies, which expire on June 30, 2012, and thereafter; and~~

~~(5)~~(4) at least one hour of suicide prevention training under Minnesota Statutes, section 122A.187, subdivision 6, for Tier 3 or 4 licenses issued under parts 8710.0313 and 8710.0314, or their previous equivalencies, which expire on June 30, 2016, and thereafter.

## 8710.9010 CAREER PATHWAYS TEACHER.

Subp. 2. **Licensure requirements.** A candidate for licensure as a career pathways teacher must meet the requirements of this subpart.

B. The applicant must demonstrate ~~to the board~~ the standards of effective practice for licensing beginning teachers under part 8710.2000 have been met ~~through standards of effective practice coursework or experiences through a teacher preparation provider or through licensure via portfolio.~~

## Executive Orders

The governor has the authority to issue written statements or orders, called Executive Orders, as well as Emergency Executive Orders. The governor's authority is specified in the Constitution of the State of Minnesota, Article V, and in *Minnesota Statutes* § 4.035. Emergency Executive Orders, for protection from an imminent threat to health and safety, become effective immediately, are filed with the secretary of state, and published in the *State Register* as soon as possible after they are issued. Other Executive Orders become effective 15 days after publication in the *State Register* and filing with the secretary of state. Unless otherwise specified, an executive order expires 90 days after the date the governor who issued the order vacates office.

## Office of the Governor

### Emergency Executive Order 18-14: Providing for Assistance to the State of Florida

**I, Mark Dayton, Governor of the State of Minnesota,** by virtue of the authority vested in me by the Constitution and applicable statutes, do hereby issue this Emergency Executive Order:

**Whereas,** Hurricane Michael made landfall on Wednesday, October 10, 2018 in the panhandle region of Florida as a major hurricane and continue inland, endangering life and property;

**Whereas,** Florida and other areas of the southeast United States are expected to be severely impacted by damaging wind, torrential rains, and flooding, and these dangerous conditions will persist for an indeterminate period of time;

**Whereas,** local, county, and state governments do not have adequate resources to meet their requirements for emergency response and recovery operations, including the aerial movement of personnel and equipment; and

**Whereas,** the impacted States have requested the assistance of the Minnesota National Guard under the Emergency Management Assistance Compact (EMAC).

# Executive Orders

---

---

## Now, Therefore, I hereby order that:

1. The Adjutant General of Minnesota order to state active duty on or about October 10, 2018 in the service of the State, such personnel and equipment of the military forces of the State as required and for such period of time as necessary to support aerial movement of personnel and equipment and other response operations in the impacted states.
2. The Adjutant General is authorized to purchase, lease or contract for goods and services necessary to accomplish the mission.
3. The cost of subsistence, transportation, fuel, pay and allowances of said individuals shall be defrayed from the general fund of the State, as provided for in Minnesota Statutes, sections 192.49, subdivisions 1 and 2; 192.52; and 192.54, and as otherwise permitted by law.

Pursuant to Minnesota Statutes, section 4.035, subdivision 2, this Emergency Executive Order is effective immediately and must be filed with the Secretary of State and published in the State Register as soon as possible after its issuance. It remains in effect until the termination of the emergency conditions caused by Hurricane Michael in the impacted states.

In Testimony Whereof, I have set my hand on this 11th day of October, 2018.

**Mark Dayton**  
Governor

Filed According to Law:

**Steve Simon**  
Secretary of State

## 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.

## Minnesota Department of Revenue

### Revenue Notice # 18-02: Property Tax – Sustainable Forest Incentive Act – Revocation and Replacement of Revenue Notice # 03-02

#### Introduction

This Revenue Notice revokes and replaces Revenue Notice # 03-02, as published April 28, 2003.

This Revenue Notice provides guidance on what constitutes non-compliance with the timber harvesting and forest management guidelines adopted by the Minnesota Forest Resources Council (the guidelines), which are required to be followed in timber harvesting or forest management activities conducted on land enrolled in the Sustainable Forest Incentive Act program (SFIA). Non-compliance with the guidelines can result in a violation of the conditions of enrollment as specified in *Minnesota Statutes*, section 290C.03.

---

---

# Revenue Notices

The commissioner of revenue (commissioner) usually becomes aware of non-compliance with the guidelines by receiving notice from the commissioner of natural resources. When the commissioner of revenue determines or becomes aware of non-compliance that constitutes a violation of the conditions of enrollment, the commissioner must notify the current owner of the land of the intent to remove the tax parcel where the violation occurred from the SFIA. Upon notification, the current owner has 60 days to administratively appeal the determination. If the commissioner denies the appeal, the claimant may appeal to the Minnesota Tax Court.

## Department Position

The commissioner consults with the county assessor and the Minnesota Department of Natural Resources when determining whether non-compliance with the guidelines has occurred on land enrolled in the SFIA. The following mitigating factors may be considered in making a determination:

- The cause of non-compliance.
- The extent and severity of non-compliance.
- Whether the claimant has substantially complied with the forest management plan required to be implemented on the land while the land is enrolled in the SFIA under Minnesota Statutes, section 290C.03.
- Whether the claimant has substantially complied with the guidelines in timber harvesting and forest management activities.
  - Whether deviations from the guidelines are of an accidental or inadvertent character.
  - Whether the claimant took measures to avoid non-compliance.
  - Whether the claimant has attempted to correct any damage after non-compliance occurred.
  - Whether the claimant has taken measures to avoid future non-compliance.
  - Whether there is a pattern of non-compliance by the claimant on any other land enrolled in the SFIA.

Mitigating factors are not required to be taken into account where development activities have occurred in violation of the covenant required under Minnesota Statutes, section 290C.04.

Even if a landowner's activities do not constitute a violation due to non-compliance with the guidelines, the land can be removed from the SFIA for violations of other conditions of enrollment. One example is if there are delinquent property taxes on the property.

This Revenue Notice revokes and replaces Revenue Notice # 03-02.

Publication Date: October 22, 2018

Lee Ho, 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.

## Minnesota Department of Agriculture

### Division of Pesticide and Fertilizer Management

#### REQUEST FOR COMMENTS on Draft Stewardship Guidelines and Best Management Practices For Neonicotinoid Insecticide-Treated Seed

The Minnesota Department of Agriculture (MDA) has developed Stewardship Guidelines and Best Management Practices (BMPs) for Neonicotinoid Insecticide-Treated Seed to protect pollinators and their habitat. The MDA requests comments on the following document:

1. [Draft Stewardship Guidelines and Best Management Practices for Neonicotinoid Insecticide-Treated Seed](#), which details newly developed best management practices for neonicotinoid treated seed.

Copies of this document are available at [www.mda.state.mn.us/best-management-practices-pollinators-and-their-habitat](http://www.mda.state.mn.us/best-management-practices-pollinators-and-their-habitat) or by contacting Gurinderbir Chahal, Minnesota Department of Agriculture, [g.chahal@state.mn.us](mailto:g.chahal@state.mn.us), 651 201 6237. The comments will be received for 60 days, ending on December 20, 2018. Directions for submitting comments are given at the end of this notice.

These BMPs were developed in response to special registration review on neonicotinoid insecticides. The purpose of the BMPs in this document is to minimize the impact of neonicotinoid treated seed on insect pollinators. The MDA, in cooperation with University of Minnesota Extension and others, has developed these BMPs to address the potential risk to pollinators from the seed treatment dust during planting season.

The MDA requests comments at this time that will assist in finalizing this draft best management practice document. Comments are being sought on 1) content and format, and, 2) ways the best management practices can be made available and communicated.

Following the 60-day comment period, the MDA will consider further revisions to the BMPs based on comments received. Once finalized, the revised “Stewardship Guidelines and Best Management Practices (BMPs) for Neonicotinoid Insecticide-Treated Seed” will be made available on the MDA’s website

[www.mda.state.mn.us/best-management-practices-pollinators-and-their-habitat](http://www.mda.state.mn.us/best-management-practices-pollinators-and-their-habitat)

**Agency Contact Person.** Written comments, questions, and requests for more information on the BMP revisions can be submitted on or before December 20, 2018. Comments should be submitted by letter or e-mail to Gurinderbir (G) Chahal, Research Scientist 2, Pesticide and Fertilizer Management Unit. Contact information is provided below. “G” can also be contacted with inquiries or comments in regards to this notice.

Gurinderbir Chahal,  
Pesticide and Fertilizer Management Division  
Minnesota Department of Agriculture  
625 Robert Street North, Saint Paul, MN, 55155  
[g.chahal@state.mn.us](mailto:g.chahal@state.mn.us)  
651-201-6237



## 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 People, Incorporated. Clinical services are offered People Incorporated – Stark Outpatient Mental Health Clinic, 2120 Park Avenue S, Minneapolis; People Incorporated, Andover Elementary, 14950 Hanson Boulevard NW, Coon Rapids; People Incorporated - Armstrong High School, 10635 36th Avenue N, Plymouth; People Incorporated -- Brooklyn Junior High, 7377 Noble Avenue N, Brooklyn Park; People Incorporated – Coon Rapids Middle School, 11600 109th Street NW, Coon Rapids; People Incorporated -- Cooper High School, 8230 47th Avenue N, New Hope; People Incorporated – Day Treatment – Children and Family Services, 5555 Boone Avenue N, New Hope; People Incorporated – Early Childhood Mental Health Day Treatment – Children and Family Services, 5555 Boone Avenue N, New Hope; People Incorporated – Eisenhower Elementary, 151 Northdale Boulevard, Coon Rapids; People Incorporated – Family Life Mental Health Center 1930 Coon Rapids Boulevard, Coon Rapids; People Incorporated - Forest Elementary School 6800 47th Avenue N, Crystal; People Incorporated, Hennepin Gateway to College, 9000 Brooklyn Boulevard, Brooklyn Park; People Incorporated – Jackson Middle School, 6000 109th Avenue N, Champlin ; People Incorporated – Lakeview Elementary, 4110 Lake Drive N, Robbinsdale; People Incorporated – Madison Elementary, 650 Territorial Road NE, Blaine; People Incorporated - Maple Grove Senior High School, 9800 Fernbrook Lane N, Maple Grove; People Incorporated - Meadow Lake Elementary School, 8525 62nd Avenue N, New Hope; People Incorporated – Northdale Middle School, 11301 Dogwood Street NW, Coon Rapids; People Incorporated - North Education Center, 5530 Zealand Avenue N, New Hope; People Incorporated – Northport Elementary, 5421 Brooklyn Boulevard, Brooklyn Center; People Incorporated – Northview Junior High, 5869 69th Avenue N, Brooklyn Center; People Incorporated - Northwest Tech Center, 7008 Northland Drive, Suite 100 Brooklyn Park, Osseo; ACHIEVE 324 6th Avenue NE, Osseo; People Incorporated - Osseo Area Learning Center 7300 Brooklyn Park Blvd, Brooklyn Park; People Incorporated - Osseo Junior High, 10223 93rd Avenue N, Osseo; People Incorporated - Osseo Secondary Transition School, 7105 Northland Terrace, Suite 102, Brooklyn Park; People Incorporated - Osseo Senior High, 317 2nd Avenue NW, Osseo; People Incorporated - Oxbow Creek Elementary, 6505 109th Avenue N, Brooklyn Park; People Incorporated – Park Central International Baccalaureate, 7300 Brooklyn Boulevard, Brooklyn Park; People Incorporated – Plymouth Middle School, 1001 North 36th Avenue, Plymouth; People Incorporated - Robbinsdale Middle School, 3730 Toledo Avenue N, Robbinsdale; People Incorporated - Sonnesyn Elementary School, 3421 Boone Avenue N, New Hope; People Incorporated - Stark Mendota Heights Mental Health Clinic 2060 Centre Pointe Blvd, Suite #3, Saint Paul; People Incorporated - Stark Mental Health Services at York 317 York Avenue Saint Paul; People Incorporated - Stark Outpatient Mental Health Clinic – Northside 1309 Girard Avenue N, Minneapolis; People Incorporated - Stark Outpatient Mental Health Clinic at Safe Haven Hennepin, 1622 Hillside Avenue N, Minneapolis; People Incorporated – University Elementary, 14920 Hanson Boulevard NW, Andover; People Incorporated – Wilson Elementary, 1025 Sunny Lane, Anoka.

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

# Official Notices

---

## State Law Library

### Corrections to the Notice of County Law Library Fees, previously published 6 August 2018, in 43 S.R. 102

Pursuant to *Minnesota Statutes* 134A.09 and 134A.10, the following law library fees are to be in effect as of 7/1/2018.

County	Civil	Probate	Conc Crt	Fel.G Misd	Misd	P Misd	Parking
Hennepin	\$12.00	\$12.00	\$5.00	\$3.00	\$3.00	\$3.00	\$0.00
Olmsted	\$15.00	\$15.00	\$15.00	\$15.00	\$15.00	\$15.00	\$0.00

## Teachers Retirement Association

### Notice of Meeting

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on **Wednesday, November 14, 2018 at 9:30 a.m.** in Suite 400, 60 Empire Drive, St. Paul, MN to consider matters which may properly come before the Board. Board members may participate by telephone.

## Teachers Retirement Association

### TRA Audit Committee

### Notice of Meeting

The Minnesota Teachers Retirement Association Audit Committee will hold a meeting on **Tuesday, November 13, 2018 at 9:30 a.m.** in Room 414, 60 Empire Drive, St. Paul, MN to consider matters which may properly come before the committee. Committee members may participate by telephone.

## 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

### Economic Assistance and Employment Supports Division

#### Notice of Request for Proposals for Qualified Grantees Interested in Integrating Home Visiting and Minnesota Family Investment Program (MFIP) Services to Teen Parents

**NOTICE IS HEREBY GIVEN** that the Minnesota Department of Human Services is requesting proposals to integrate the Minnesota Family Investment Program (MFIP) and Home Visiting Services from county human services agencies, local public health/community health boards, Tribal MFIP and Tribal home visiting providers, and Tribal employment services agencies.

Work is proposed to start January 1, 2019. For more information, or to obtain a copy of the Request for Proposal, contact:

Brandon Riley  
Department of Human Services  
Economic Assistance and Employment Supports Division  
P.O. Box 64951  
St. Paul, MN 55164 0951  
Phone: (651) 431-4040  
*[brandon.riley@state.mn.us](mailto:brandon.riley@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, Monday, November 12, 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](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](http://www.mmd.admin.state.mn.us) for informal solicitation announcements.

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

**Requirements:** There are no statutes or rules requiring contracts to be advertised for any specific length of time, but the Materials Management Division strongly recommends meeting the following requirements: \$0 - \$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 Department of Agriculture

### Notice of Contract Opportunity for Agricultural Research and Evaluation of the Clean Water Fund

**PROJECT NAME:** Agricultural Research and Evaluation of the Clean Water Fund

**DETAILS:** The Minnesota Department of Agriculture, Pesticide and Fertilizer Management Division (MDA) is requesting proposals from scientists and researchers to conduct research related to clean water in agricultural areas of the State, including research to evaluate the effectiveness of agricultural conservation practices, identify underlying processes that affect water quality, and develop technologies to target critical areas of the landscape.

Proposals should quantify agricultural conservation practices effectiveness related to nutrient source reduction, off-site movement, and treatment in the State of Minnesota. Proposals should focus on the water quality effects of individual practices and/or the cumulative effects of multiple conservation practices. Proposals must include a cost effectiveness component, as well as an education and outreach plan to benefit the people of Minnesota. See the Request for Proposals (RFP) for information on the project priorities. MDA may award multiple projects from this RFP.

Work is anticipated to start after January 15, 2019.

**COPY REQUEST:** To get a copy of the RFP, please send a written request, by email, to:

Aicam Laacouri  
Clean Water Research Coordinator  
Email: [Aicam.Laacouri@state.mn.us](mailto:Aicam.Laacouri@state.mn.us)

**PROPOSAL DEADLINE:** Proposals submitted in response to the RFP in this advertisement must be received no later than **3:00 p.m. Central Time, on Thursday, November 29, 2018**. Late proposals will not be considered. Fax and email 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.

#### Completed and Current Funded Projects

For a list of Clean Water research projects supported by MDA, please visit:  
[www.mda.state.mn.us/clean-water-research-projects](http://www.mda.state.mn.us/clean-water-research-projects).

## Minnesota State Colleges and Universities (Minnesota State)

### Bemidji State University

#### Notice of Request for Proposal (RFP) for Men's & Women's Hockey Equipment & Apparel Sponsor/Supplier

Bemidji State University is requesting proposals to assist in developing a partnership to provide all types of men's and women's hockey equipment and apparel including, but not limited to, custom hockey sticks, custom goal sticks, custom hockey skates, team protective gear such as custom gloves, custom hockey pants, custom hockey pant shells, helmets, and facial protection; protective gear such as shoulder pads, elbow pads and shin pads; apparel and game wear such as game jerseys, game socks, travel suits, running shoes, workout/training shorts and shirts, performance underwear, team issued polos, sweatpants, sweatshirts, etc. The full Request for Proposal can be downloaded at: <https://www.bemidjistate.edu/offices/business-services/procurement/rfps-and-bids/>

Questions regarding this RFP should be directed to Ron Beckstrom at [ronald.beckstrom@bemidjistate.edu](mailto:ronald.beckstrom@bemidjistate.edu) by 2:00 p.m. on Monday, October 29, 2018. Responses to the questions will be posted to the BSU RFP website on Thursday, November 1, 2018.

Please submit your **original, signed, sealed proposal by NO later than 2:00 p.m., Monday, November 5, 2018 to:**

Ron Beckstrom  
Director of Business Services  
Bemidji State University  
Business Services #5  
1500 Birchmont Drive  
Bemidji, MN 56601

Late responses will not be considered. Faxed or e-mailed proposals will be rejected.

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

## Minnesota State Colleges and Universities (Minnesota State)

### Dakota County Technical College

#### Notice of Request for Proposals for Venue for the Aviation Maintenance Technician Annual Conference

Dakota County Technical College (DCTC) of Rosemount, MN is accepting proposals, including cost estimates for venue selection for the **Aviation Maintenance Technician Annual Conference to be held March 25-26, 2019 in Hennepin County, MN**. The two day conference includes meetings for approximately 600 people, vendor space for approximately 68 vendors. Each day requires a general session room, banquet rooms, registration space, meeting rooms for breakout sessions, limited audio visual equipment and services, space for exhibitors, and catering for all meals and refreshments.

DCTC desires to enter into a contract with the successful vendor effective November 30, 2018.

To receive a complete copy of the bid specifications, please contact Chris Haan by email at: [purchasing@dctc.edu](mailto:purchasing@dctc.edu)  
Sealed proposals (fax and email bids will not be accepted) must be delivered no later than **12:00pm CST Friday, October 26, 2018** to:

# State Contracts

---

Dakota County Technical College  
Attn: Purchasing – Venue Proposal  
1300 East 145th St.  
Rosemount, MN 55068  
Phone: 651.423.8405  
Email: [purchasing@dctc.edu](mailto:purchasing@dctc.edu)

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

## **Minnesota State Colleges and Universities (Minnesota State) Minneapolis Community and Technical College Request for Qualifications (RFQ) for Construction Manager at Risk (CM@r) for Student Affairs Remodel Project**

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities (Minnesota State), on behalf of Minneapolis Community and Technical College, Minneapolis, Minnesota, is soliciting qualifications from interested, qualified Construction Managers for the above referenced project.

A full Request for Qualifications (RFQ) is available on the Minnesota State website:  
<http://www.minnstate.edu/vendors/index.html>. Under FACILITIES CONSULTANT & CONTRACTOR OPPORTUNITIES.

A mandatory informational meeting is scheduled for: 10:00 AM CST, Tuesday, October 30, 2018 on the Minneapolis Community & Technical College campus, Management Education Center Building, 1300 Harmon Place, Minneapolis, MN 55403, Room M-1700.

All firms interested in this meeting should contact Roger Broz (612) 659-6805 [roger.broz@minneapolis.edu](mailto:roger.broz@minneapolis.edu) to confirm attendance. All potential or interested Responders must attend the meeting. Firms who do not attend this meeting will not be considered.

Proposals must be delivered to Roger Broz, Minneapolis Community and Technical College, 1312 Harmon Place, Basement level, Minneapolis, MN 55406-1779, not later than **2:00 PM, Tuesday, November 6, 2018**. Late responses will not be considered.

Minneapolis Community and Technical College 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 State Colleges and Universities (Minnesota State)/ Department of Administration Notice of Availability of Request for Proposal (RFP) for Designer Selection for: CENTURY COLLEGE-18-APPLIED TECHNOLOGY CENTER CONSTRUCTION (State Designer Selection Board Project No. 18-10)**

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Century College, 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 18-10).

A **mandatory** informational meeting will be held on October 25, 2018 at 2:00pm CT at the Century College, 3300 Century Avenue North, White Bear Lake, MN 55110 – East Campus Cafeteria Conference Room #2555.

Any questions should be directed by email only, to Pat Opatz at ***Patrick.Opatz@century.edu***. Project questions will be taken by this individual only. Questions regarding this RFP must be received by **Monday, October 29, 2018 no later than 12:00 PM 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 on Monday, November 5, 2018**. Late responses will not be considered.

Minnesota State Colleges and Universities 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 Historical Society (MNHS) Request for Bid for Buildout at Kellogg Center**

The Minnesota Historical Society (MNHS) is seeking bids from qualified contractors for specified interior build-out of approximately 8,500 Sq.ft. total space at its Kellogg Center facility located at 328 Kellogg Blvd West, St. Paul, Minnesota 55102. Build-out includes a first floor model space (North Corridor) composed of 2,107 Sq.ft. of office space, and 852 Sq.ft. of meeting space, new 100 sq.ft. ADA accessible Unisex bathroom on 1st. Floor, and a lower level office space composed of 5,607 Sq.ft. lofted / open warehouse space and traditional drop ceiling office spaces. This is a prevailing wage project.

The Request for Proposal is available by contacting Mary Green Toussaint, Contract Manager, Minnesota Historical Society, by e-mail only: ***mary.green-toussaint@mnhs.org***

There will be a mandatory onsite pre-bid meeting scheduled for this project at the Site on Tuesday October 30, 2018, beginning at 2:00 pm.

THIS IS A SEALED BID PROCESS. Proposals must be received by Mary Green Toussaint, MNHS Contract Manager, or her agent by **2:00 P.M. Local Time on Thursday, November 15, 2018**. Late proposals will not be accepted. Authorized agents for receipt of proposals are staff located at the Information Desk on the 1st floor of the Minnesota History Center, 345 Kellogg Boulevard West, St. Paul, Minnesota 55102

## **Minnesota Historical Society (MNHS) Request for a Printing Bid**

The Minnesota Historical Society (MNHS) is seeking bids for printing, binding, and mailing of Minnesota History, MNHS's quarterly journal. This bid is to cover two issues of the journal, to be published in December 2018 and March 2019, with the possibility to renew for four additional issues to be published every three months through the duration of the contract.

### Availability of Sample Issues

Sample issues of Minnesota History may be reviewed at most public libraries and at MNHS's Reference Library or its Publications and Research Department offices, both of which are located at the Minnesota History Center, 345 Kellogg Boulevard West in Saint Paul.

MNHS requires complete, no-surprise bids and reserves the right to reject bids that do not address the all the information. Specifications are available by email only to Mary Green Toussaint, Contract Manager at ***mary.green-toussaint@mnhs.org***.

# State Contracts

---

Sealed bid must be received by Mary Green Toussaint, Contract Manager, Minnesota Historical Society, 345 Kellogg Boulevard West, Saint Paul, Minnesota 55102-1906 by **2:00 pm CST Tuesday, November 13, 2018**. Authorized agents for receipt of bids are Society staff located at the 1st Floor Information Desk of the Minnesota History Center. **Late bids will not be considered.**

## **Department of Military Affairs/ Department of Administration Notice of Availability of Request for Proposal (RFP) for Designer Selection for: Construction of the Luverne Minnesota National Guard Readiness Center (SDSB Project # 18-11) (DMA PROJECT NO. 19108)**

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 18-11).

A **non-mandatory** informational meeting is scheduled for **Thursday, November 1, 2018 at 1:00 p.m. CT at the Luverne Readiness Center, 309 South Freeman Ave, Luverne, MN 56156-1827**. All firms interested in this meeting should contact Mr. Paul Kempton at 320.616.6163 or [paul.e.kempton.nfg@mail.mil](mailto:paul.e.kempton.nfg@mail.mil) to sign up to attend the meeting.

Any questions should be directed to Paul Kempton at [paul.e.kempton.nfg@mail.mil](mailto:paul.e.kempton.nfg@mail.mil). Project questions will be taken by this individual only. Questions regarding this RFP must be received by **Monday, November 5, 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 Tuesday, November 13, 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 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](http://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.