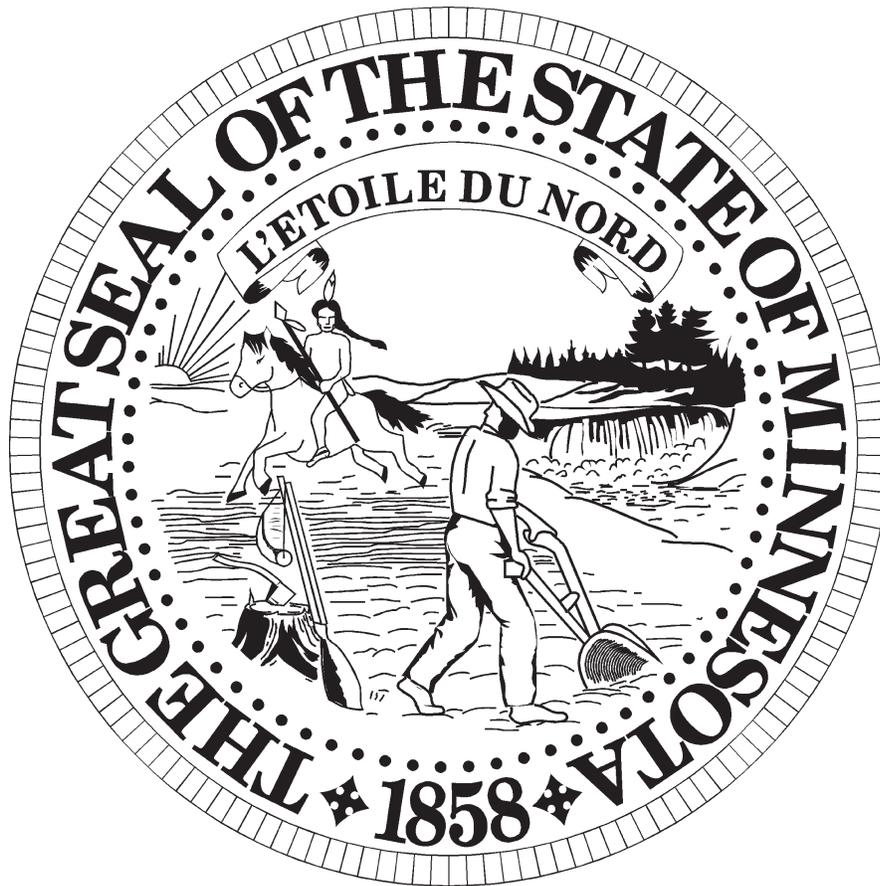


Minnesota State Register

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**Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules;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 14 January 2019
Volume 43, Number 29
Pages 821 - 872**

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- Withdrawn Rules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 (BOLDFACE shows altered publish date)	Deadline for: all Short Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical- Consulting Contracts, Non-State Bids and Public Contracts	Deadline for LONG, Complicated Rules (contact the editor to negotiate a deadline)
# 30	Tuesday 22 January	Noon Tuesday 15 January	Noon Thursday 10 January
# 31	Monday 28 January	Noon Tuesday 22 January	Noon Thursday 17 January
# 32	Monday 4 February	Noon Tuesday 29 January	Noon Thursday 24 January
# 33	Monday 11 February	Noon Tuesday 5 February	Noon Thursday 31 January

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<http://www.senate.mn>

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NOTICE: How to Follow State Agency Rulemaking in the State Register

The State Register is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the State Register. Published every Monday, the State Register makes it easy to follow and participate in the important rulemaking process. Approximately 80 state agencies have the authority to issue rules. Each agency is assigned specific Minnesota Rule chapter numbers. Every odd-numbered year the Minnesota Rules are published. Supplements are published to update this set of rules. Generally speaking, proposed and adopted exempt rules do not appear in this set because of their short-term nature, but are published in the State Register.

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

When rules are first drafted, state agencies publish them as Proposed Rules, along with a notice of hearing, or a notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules, and withdrawn proposed rules, are also published in the State Register. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the State Register as Adopted Rules. These final adopted rules are not printed in their entirety, but only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the State Register, the issue the rule appeared in as proposed, and later as adopted.

The State Register features partial and cumulative listings of rules in this section on the following schedule: issues #1-13 inclusive; issues #14-25 inclusive (issue #26 cumulative for issues #1-26); issues #27-38 inclusive (issue #39, cumulative for issues #1-39); issues #40-52 inclusive, with final index (#1-52, or 53 in some years). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the State Register, contact Minnesota's Bookstore, 660 Olive Street (one block east of I-35E and one block north of University Ave), St. Paul, MN 55155, phone: (612) 297-3000, or toll-free 1-800-657-3757. TTY relay service phone number: (800) 627-3529.

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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 Pollution Control Agency (MPCA)

Proposed Permanent Rules Relating to Waste Facility Operator Certification; Notice of Intent to Adopt Rules without a Public Hearing

Proposed Amendment to Rules Governing the Certification of Type IV Facility Operators and Inspectors, Minnesota Rules, 7048.1000; Revisor's ID Number 4566

Introduction. The Minnesota Pollution Control Agency (MPCA) 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. Until 4:30 p.m. on February 15, 2019, you may submit written comments on the proposed amendment, and may also submit a written request that a hearing be held on the amendment.

MPCA Contact Person. You must submit written comments and written requests for a public hearing to the MPCA contact person: Carol Nankivel at Minnesota Pollution Control Agency, 520 Lafayette Road, St. Paul, MN, 55155-4194, carol.nankivel@state.mn.us, telephone 651-757-2597, toll free 1-800-657-3864

Proposed Rules

Subject of Amendment. The proposed amendment will reduce the number of training hours required to maintain certification to operate or inspect Type IV facilities. Operators of Type IV facilities apply sewage biosolids and industrial or commercial by-products to land for beneficial reuse. To renew Type IV certification, operators and inspectors are currently required to attend nine hours of training every three years. The proposed amendment will reduce the required recertification training to six hours every three years.

Statutory Authority. The statutory authority to adopt the amendment is *Minnesota Statutes*, section 116.41.

Availability. A copy of the proposed amendment is published in the January 14, 2019 *State Register*. The proposed amendment, and the documents supporting the amendment, can be viewed at the MPCA's public notice webpage at <https://www.pca.state.mn.us/public-notice>. A free copy of the amendment is also available upon request from the MPCA contact person listed above.

Comments. You have until 4:30 p.m. on February 15, 2019, to submit written comment in support of or in opposition to the proposed amendment. Your comment must be in writing and the MPCA contact person must receive it by the due date. The MPCA encourages comments. Your comment should identify any change proposed and the reason for the suggested change. You are encouraged to propose any change desired. Any comments that you have about the legality of the proposed amendment must also be made during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that the MPCA hold a hearing on the amendment. Your request must be in writing and the MPCA contact person must receive it by 4:30 p.m. on February 15, 2019. Your written request for a public hearing must include your name and address. Any request that does not comply with this requirement is not valid and the MPCA 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 amendment.

Withdrawal of Requests. If 25 or more persons submit a valid written request for a hearing, the MPCA may 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 MPCA must give written notice of this to all persons who requested a hearing, explain the actions the MPCA took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the MPCA 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 MPCA contact person at the address or telephone number listed above.

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

Statement of Need and Reasonableness. The statement of need and reasonableness contains the justification for the proposed amendment, including a description of who will be affected and an estimate of the probable cost of the proposed amendment. It is now available from the MPCA contact person and can be viewed at <https://www.pca.state.mn.us/water/amendments-operator-training-requirements>.

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.

Proposed Rules

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

December 27, 2018

Michelle Beeman
Deputy Commissioner

7048.1000 CERTIFICATES.

[For text of subparts 1 to 3, see Minnesota Rules]

Subp. 4. **Required training for facility certificate renewal.** Required training for facility certificate renewal is as follows:

- A. type I, 18 contact hours;
- B. type II, 18 contact hours;
- C. type III, 6 contact hours;
- D. type IV, 96 contact hours;
- E. type V, 6 contact hours.

[For text of subparts 5 to 8, see Minnesota Rules]

Exempt Rules

Exempt rules are excluded from the normal rulemaking procedures (*Minnesota Statutes* §§ 14.386 and 14.388). They are most often of two kinds. One kind is specifically exempted by the Legislature from rulemaking procedures, but approved for form by the Revisor of Statutes, reviewed for legality by the Office of Administrative Hearings, and then published in the State Register. These exempt rules are effective for two years only.

The second kind of exempt rule is one adopted where an agency for good cause finds that the rulemaking provisions of *Minnesota Statutes*, Chapter 14 are unnecessary, impracticable, or contrary to the public interest. This exemption can be used only where the rules:

- (1) address a serious and immediate threat to the public health, safety, or welfare, or
- (2) comply with a court order or a requirement in federal law in a manner that does not allow for compliance with *Minnesota Statutes* Sections 14.14-14.28, or
- (3) incorporate specific changes set forth in applicable statutes when no interpretation of law is required, or
- (4) make changes that do not alter the sense, meaning, or effect of the rules.

These exempt rules are also reviewed for form by the Revisor of Statutes, for legality by the Office of Administrative Hearings and then published in the *State Register*. In addition, the Office of Administrative Hearings must determine whether the agency has provided adequate justification for the use of this exemption. Rules adopted under clauses (1) or (2) above are effective for two years only. The Legislature may also exempt an agency from the normal rulemaking procedures and establish other procedural and substantive requirements unique to that exemption.

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

Department of Agriculture

Plant Protection Division

Proposed Exempt Permanent Rules Relating to Repeal of Obsolete Rules; Notice of Intent to Repeal Obsolete Rules

Proposed Repeal of Obsolete Rules: 1562.0100, subpart 2 C; 1562.0300; and 1562.1700, subpart 6, governing the grain industry; 1500.0701 governing the wholesale produce dealer industry

Revisor's ID Number RD4573

Introduction

The Minnesota Department of Agriculture intends to repeal obsolete rules under the rulemaking process in the Administrative Procedure Act, *Minnesota Statutes*, section 14.3895. You may submit written comments on the proposed repeal of obsolete rules until Friday, March 15, 2019.

Agency Contact Person.

Chris McNulty, Minnesota Department of Agriculture, 625 Robert Street, St. Paul, MN 55155, (651) 201-6435; chris.mculty@state.mn.us. You may review the proposed rule and submit written comments via the Office of Administrative Hearings Rulemaking eComments website at <https://minnesotaoah.granicusideas.com/discussions>.

Subject of the Repeal of Obsolete Rules and Statutory Authority

The following rules proposed for repeal: *Minnesota Rules*, parts 1562.0100, subpart 2 C; 1562.0300; and 1562.1700, subpart 6 are related to the grain industry, a program area within the Plant Protection Division of the MDA. The MDA proposes to repeal these rules in order to align the *Minnesota Rules* with the current *Minnesota Statutes* and MDA practices to avoid confusion. Effective July 1, 2012, *Minnesota Statutes*, chapter 236 pertaining to Grain Bank was repealed. The repeal of this Chapter made reference to it in *Minnesota Rules*, part 1562.0100, subpart 2 C obsolete. *Minnesota Statutes*, section 223.16, subdivision 5 includes an exception to the definition of "grain buyer." The inclusion of this exception in statute makes the reference to exceptions in *Minnesota Rules*, part 1562.0300 obsolete. Effective July 1, 2017,

Exempt Rules

Minnesota Statutes, section 223.17, subdivision 8 pertaining to grain buyers and *Minnesota Statutes*, section 232.22, subdivision 7 pertaining to grain storage were amended to require bond disbursement to occur 200 days from the date of publication valid claim. The change to these statutes made the timeline defined in *Minnesota Rules*, part 1562.1700, subpart 6 obsolete.

The following rule proposed for repeal: *Minnesota Rules*, part 1500.0701, relates to wholesale produce dealers, a program area within the Plant Protection Division of the MDA. The MDA proposes to repeal this rule in order to align the *Minnesota Rules* with current *Minnesota Statutes*, section 27.041 and MDA practices to avoid confusion. The repeal of this rule creates the same standard for all surety forms on file with the MDA to protect sellers of produce in the event of a non-payment. Current language favors one surety form over the other, when the various types are identical in protection they provide to sellers of produce

The MDA identified the proposed obsolete rules to be repealed in its annual obsolete rules report under *Minnesota Statutes* section 14.05, subdivision 5. The statutory authority to repeal the obsolete rules is found in *Minnesota Statutes*, section 14.3895. A copy of the proposed obsolete rules to be repealed is published in the *State Register* and attached to this notice as mailed. It can also be viewed at <https://www.mda.state.mn.us/opportunities-public-involvement-mda-rules>

Comments

You have until 4:30 p.m. on Friday, March 15, 2019 to submit written comment in support of or in opposition to the proposed repeal of obsolete rules and any part or subpart of the repeal. Your comment must be in writing and received by the agency contact person by the due date. The department encourages comment. Your comment should identify the portion of the proposed obsolete rules to be repealed to which it refers and the reason for the comment. You are encouraged to object to the repeal of any part or subpart. You must also make any comments on the legality of the proposed rules during this comment period.

Request for Hearing

In addition to submitting comments, you may also request that a hearing be held on the rules. You must make your request in writing and the agency contact person must receive it by 4:30 p.m. on Friday, March 15, 2019. Your written request must include your name and address. You must identify the portion of the proposed repealed rules to which you object 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 for 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.

Effect of Requests

If 25 or more people submit a written request, the agency will have to meet the requirements of *Minnesota Statutes*, sections 14.131 to 14.20 for rules adopted after a hearing or the requirements of *Minnesota Statutes*, sections 14.22 to 14.28 for rules adopted without a hearing, including the preparation of a statement of need and reasonableness and the opportunity for a hearing.

Modifications

The agency might modify its choice of these designated rules or parts proposed for repeal (e.g. fixing a typo or deciding not to repeal a rule because the rule is discovered not to be obsolete), based on comments and information submitted to the agency. If the final rules are identical to the rules originally published in the *State Register*, the agency will publish a notice of adopting the repealers in the *State Register*. If the final rules are different from the rules originally published in the *State Register*, the agency must publish a copy of the changes in the *State Register*. If the proposed repeal of obsolete rules affects you in any way, the agency encourages you to participate in the rulemaking process.

Alternative Format

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

Lobbyist Registration

Minnesota Statutes, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You may direct questions regarding this requirement to the Campaign Finance and Public Disclosure

Exempt Rules

Board at: Suite 190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone (651) 539-1180 or 1-800-657-3889.

Repeal and Review of Obsolete Rules

If no hearing is required, the agency may repeal the obsolete rules at the end of the comment period. The agency will then submit rules and supporting documents to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date that the agency submits the rules. If you want to be so notified, or want to receive a copy of the repealed obsolete 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.

Signed By:

Andrea Vaubel
Deputy Commissioner
Minnesota Department of Agriculture
January 3, 2019

1562.0100 DEFINITIONS.

[For text of subpart 1, see Minnesota Rules]

Subp. 2. **Bond.** “Bond” means an obligation acceptable to and running to the state, as obligee, for the purpose of:

A. indemnifying producers of grain against the breach of a cash sale contract by a grain buyer licensed under Minnesota Statutes, chapter 223; or

B. indemnifying depositors of grain against the breach of a grain storage contract by a public grain warehouse operator licensed under Minnesota Statutes, chapter 232; or

~~C. indemnifying depositors of grain against the breach of a grain bank storage contract by a public or private grain warehouse operator licensed under Minnesota Statutes, chapter 236.~~

[For text of subparts 3 to 26, see Minnesota Rules]

REPEALER. Minnesota Rules, parts 1500.0701; 1562.0300; and 1562.1700, subpart 6, are repealed.

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.

Office of Higher Education

Adopted Permanent Rules Relating to Higher Education Financial Assistance and Supplemental Student Loans

The rules proposed and published at State Register, Volume 43, Number 9, pages 207-212, August 27, 2018 (43 SR 207), are adopted with the following modifications:

4830.0150 TERMINATION PROCEDURE.

Subp. 2. **Notification.** The office shall send the institution written notification of the termination of the institution's eligibility to participate in a program. Termination shall be effective 90 days from the date of the written notification or after appeal proceedings are complete, whichever is later. An appeal proceeding is complete when all appeals or rights to appeal from the commissioner's order have concluded or expired.

4850.0011 DEFINITIONS.

Subp. 24. **Late charge.** "Late charge" means a charge, not to exceed \$20, that is assessed against borrowers each time a payment of principal ~~and/or~~ interest, or both is not paid to the commissioner within 15 days after the due date.

4850.0013 CREDIT SCORE.

The commissioner may establish credit score requirements if following a written determination that the financial strength of the loan program, or the office's ability to obtain cost-effective financing options, has been affected or is anticipated to be affected by factors including requires this change. The written determination shall detail how current or projected market conditions, loan defaults, bond rating agency requirements, and credit-scoring definitions or any of these, justify the establishment of credit score requirements. The commissioner must review and, if appropriate, adjust the credit score requirements and the written determination at least every 12 months using current and projected market conditions to support any changes in the credit score requirements or determination document. The required credit scores must be available to prospective borrowers on the office's Web site.

4850.0017 REPAYMENT PROCEDURES.

Borrowers or cosigners shall make payments of principal and interest according to the following schedule.

F. The commissioner shall grant forbearances in those instances when the borrower is unable to make payment and has not exhausted the permitted number of occurrences. The forbearance shall be granted upon receipt of a written request from the borrower and the cosigner. The commissioner shall grant exceptions for obtaining waive the requirement for signatures from both the borrower and the cosigner in certain situations, such as when there is no current contact information for one of the parties or there is an affidavit or police report documents an adversarial relationship between the parties. The commissioner shall set policies for the length of a permitted forbearance and the maximum number of occurrences in a given loan repayment period. In setting policies, the commissioner shall take into consideration the financial strength of the loan program, the impact of policy changes on the office's ability to obtain cost-effective financing options, current or projected market conditions, loan defaults, and bond rating agency requirements. Forbearances are limited to four months, renewable upon receipt of further documentation for another four months.

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

Executive Order 19-01: Rescinding Executive Order 16-01 Establishing the One Minnesota Council on Diversity, Inclusion, and Equity

I, **Tim Walz, Governor of the State of Minnesota**, by the authority vested in me by the Constitution and applicable statutes, issue the following Executive Order:

In Minnesota, we know we are all better off together.

Our State must be a leader in ensuring that everyone has an opportunity to thrive. Disparities in Minnesota, including those based on race, geography, and economic status, keep our entire state from reaching its full potential. As long as inequities impact Minnesotans' ability to be successful, we have work to do. Our state will recognize its full potential when all Minnesotans are provided the opportunity to lead healthy, fulfilled lives.

Diversity, inclusion, and equity are therefore essential core values and top priorities to achieve One Minnesota.

For these reasons, I order that:

1. The One Minnesota Council on Diversity, Inclusion, and Equity ("Council") be established.
2. The Governor will serve as the Chair of the Council.
3. The Chief Inclusion Officer will serve as the Chair of the Council on behalf of the Governor.
4. The Governor's Deputy Chief of Staff for Public Engagement and Outreach will serve as the Vice Chair of the Council.
5. The Council will be comprised of Commissioners from Cabinet Agencies as selected by the Governor.
6. The Council will invite participation by members of the public to ensure that voices from the community are included.
7. The Council should involve all of the Commissioners that comprise the Governor's Cabinet in its work, as their visible strong leadership is critical to establishing and achieving the Council's diversity, inclusion, and equity goals.
8. In consultation with State agencies, boards, and commissions, as well as external partners across Minnesota, the Council will establish goals and work collaboratively to address diversity, inclusion, and equity in State government practices, including recruiting; retaining and promoting state employees; state government contracting; and civic engagement.
9. The Council will work in consultation with State agencies, boards, and commissions, as well as external partners, to design, create, and implement effective, inclusive, and equitable practices for the State to address disparities and inequities in our community.

Executives Orders

10. The Council will develop a long-range plan to identify barriers to success, metrics for measuring progress, and recommendations to achieve the Council's goals.

11. The Council may establish committees as necessary to advance its work.

12. The Council will prepare a report to the Governor and the Legislature on an annual basis. The report will provide an update on the status of the above activities.

13. Executive Order 16-01 is rescinded.

This Executive Order is effective fifteen days after publication in the State Register and filing with the Secretary of State and will remain in effect until rescinded by proper authority or until it expires in accordance with Minnesota Statutes 2018, section 4.035, subdivision 3.

Signed on January 9, 2019.

Tim Walz
Governor

Filed According to Law:

Steve Simon
Secretary of State

Appointments

Minnesota Statutes, Section 15.06, Subd. 5. requires notice of the designation of a commissioner or acting commissioner, or the assumption of office by a temporary commissioner, shall be filed with the president of the senate and the speaker of the house with a copy delivered to the secretary of state and published in the next available edition of the *State Register*.

Office of the Governor

Notice of Appointment for the Department of Administration Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Alice Roberts Davis

200 Administration Building
St. Paul, MN 55155
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF ADMINISTRATION

Effective: January 7, 2019
Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.




Governor

Secretary of State

Replacing: Matt Massman

Appointments

Office of the Governor

Notice of Appointment for the Department of Agriculture Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Thom Peterson

625 Robert Street North
St. Paul, MN 55155
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF AGRICULTURE

Effective: January 7, 2019

Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.



Governor

Secretary of State

Replacing: Dave Frederickson

Appointments

Office of the Governor

Notice of Appointment for the Department of Commerce Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Stephen Kelley

85 7th Place East, Suite 280
St. Paul, MN 55101
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF COMMERCE

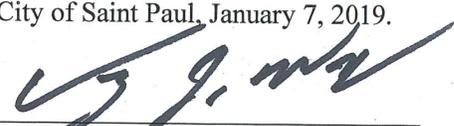
Effective: January 7, 2019

Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor



Secretary of State

Replacing: Jessica Looman

Appointments

Office of the Governor

Notice of Appointment for the Department of Corrections Acting Commissioner

STATE OF MINNESOTA



MARK DAYTON
GOVERNOR

NOTICE OF APPOINTMENT

Ron Solheid

Department of Corrections
1450 Energy Park Drive
St. Paul, Minnesota 55108
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

ACTING COMMISSIONER

DEPARTMENT OF CORRECTIONS

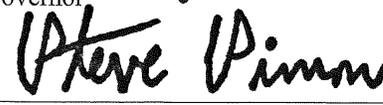
Effective: January 3, 2019

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the Capitol in the City of Saint Paul, January 2, 2019.





Governor


Secretary of State

Replacing: Thomas Roy

Appointments

Office of the Governor

Notice of Appointment for the Department of Corrections Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Paul Schnell

1450 Energy Park Drive, Suite 500
St. Paul, MN 55108
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF CORRECTIONS

Effective: January 7, 2019

Term Expires: January 2, 2023

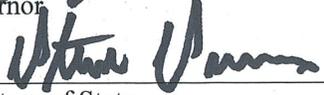
This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor



Secretary of State

Replacing: Ron Solheid

Appointments

Office of the Governor

Notice of Appointment for the Department of Education Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Mary Cathryn Ricker

1500 Highway 36 West
Roseville, MN 55113
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF EDUCATION

Effective: January 7, 2019
Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.




Governor

Secretary of State

Replacing: Brenda Cassellius

Appointments

Office of the Governor

Notice of Appointment for the Department of Employment and Economic Development Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Steve Grove

332 Minnesota Street, Suite E200
St. Paul, MN 55101
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT

Effective: January 28, 2019

Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor


Secretary of State

Replacing: Shawntera Hardy

Appointments

Office of the Governor

Notice of Appointment for the Department of Health Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Jan Malcolm

625 Robert Street North
St. Paul, MN 55164
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF HEALTH

Effective: January 7, 2019

Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor


Secretary of State

Reappointment

Appointments

Office of the Governor

Notice of Appointment for the Office of Higher Education Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Dennis Olson, Jr.

1450 Energy Park Drive, Suite 350
St. Paul, MN 55108
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA OFFICE OF HIGHER EDUCATION

Effective: January 7, 2019

Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.



Governor

Secretary of State

Replacing: Lawrence Pogemiller

Appointments

Office of the Governor

Notice of Appointment for the Minnesota Housing Finance Agency Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Jennifer Ho

400 Wabasha Street North, Suite 400
St. Paul, MN 55102
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA HOUSING FINANCE AGENCY

Effective: January 7, 2019
Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.




Governor

Secretary of State

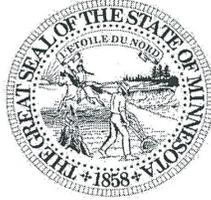
Replacing: Mary Tingerthal

Appointments

Office of the Governor

Notice of Appointment for the Department of Human Rights Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Rebecca Lucero

625 Robert Street North
St. Paul, MN 55155
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

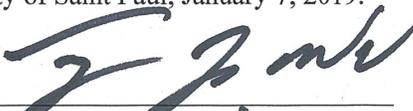
DEPARTMENT OF HUMAN RIGHTS

Effective: January 7, 2019
Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor



Secretary of State

Replacing: Kevin Lindsey

Appointments

Office of the Governor

Notice of Appointment for the Department of Human Services Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Tony Lourey

540 Cedar Street
St. Paul, MN 55155
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF HUMAN SERVICES

Effective: January 7, 2019
Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor


Secretary of State

Replacing: Emily Johnson Piper

Appointments

Office of the Governor

Notice of Appointment for the Iron Range Resources and Rehabilitation Board
Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Mark Phillips

P.O. Box 441, 4261 Highway 53 South
Eveleth, MN 55734
County of Saint Louis
Congressional District 8

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA IRON RANGE RESOURCES AND REHABILITATION BOARD

Effective: January 7, 2019
Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor


Secretary of State

Reappointment

Appointments

Office of the Governor

Notice of Appointment for the Department of Labor and Industry Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Nancy Leppink

443 Lafayette Road North
St. Paul, MN 55155
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF LABOR AND INDUSTRY

Effective: March 4, 2019

Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor


Secretary of State

Replacing: Kenneth Peterson

Appointments

Office of the Governor

Notice of Appointment for Minnesota Management and Budget Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Myron Frans

658 Cedar Street
St. Paul, MN 55155
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

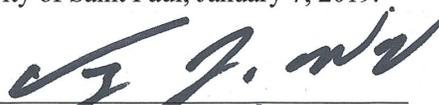
MINNESOTA MANAGEMENT AND BUDGET

Effective: January 7, 2019
Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor



Secretary of State

Reappointment

Appointments

Office of the Governor

Notice of Appointment for the Bureau of Mediation Services Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Janet Johnson

1380 Energy Lane, Suite Two
St. Paul, MN 55108
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA BUREAU OF MEDIATION SERVICES

Effective: January 7, 2019

Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.



Replacing: Todd Doncavage



Governor



Secretary of State

Appointments

Office of the Governor

Notice of Appointment for the Metropolitan Council Chair

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Nora Slawik

390 Robert Street North
St. Paul, MN 55101
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

CHAIR

METROPOLITAN COUNCIL

Effective: January 7, 2019
Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor


Secretary of State

Replacing: Harry Melander

Office of the Governor

Notice of Appointment for the Department of Natural Resources Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Sarah Strommen

500 Lafayette Road, Box 49
St. Paul, MN 55155
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF NATURAL RESOURCES

Effective: January 7, 2019

Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.



Governor

Secretary of State

Replacing: Thomas Landwehr

Appointments

Office of the Governor

Notice of Appointment for the Minnesota Pollution Control Agency Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Laura Bishop

520 Lafayette Road North
St. Paul, MN 55155
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA POLLUTION CONTROL AGENCY

Effective: January 7, 2019

Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.



Replacing: John Linc Stine


Governor

Secretary of State

Appointments

Office of the Governor

Notice of Appointment for the Department of Public Safety Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

John Harrington

445 Minnesota Street
St. Paul, MN 55101
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF PUBLIC SAFETY

Effective: January 7, 2019

Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.




Governor

Secretary of State

Replacing: Ramona Dohman

Appointments

Office of the Governor

Notice of Appointment for the Department of Revenue Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Cynthia Bauerly

600 North Robert Street
St. Paul, MN 55146
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF REVENUE

Effective: January 7, 2019
Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor


Secretary of State

Reappointment

Appointments

Office of the Governor

Notice of Appointment for the Department of Transportation Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Margaret Anderson Kelliher

395 John Ireland Boulevard
St. Paul, MN 55155
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF TRANSPORTATION

Effective: January 7, 2019

Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor


Secretary of State

Replacing: Charles Zelle

Appointments

Office of the Governor

Notice of Appointment for the Department of Veterans Affairs Commissioner

STATE OF MINNESOTA



TIM WALZ
GOVERNOR

NOTICE OF APPOINTMENT

Larry Herke

20 West 12th Street
St. Paul, MN 55155
County of Ramsey
Congressional District 4

Because of the special trust and confidence I have in your integrity, judgment, and ability, I have appointed and commissioned you to have and to hold the office of:

COMMISSIONER

MINNESOTA DEPARTMENT OF VETERANS AFFAIRS

Effective: January 7, 2019
Term Expires: January 2, 2023

This appointment carries with it all rights, powers, duties, and emoluments granted by law and pertaining to this position until this appointment is superseded or annulled by me or other lawful authority or by any law of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol in the City of Saint Paul, January 7, 2019.





Governor


Secretary of State

Replacing: Larry Shellito

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 Water Quality Best Management Practices (BMPs) for Atrazine

The Minnesota Department of Agriculture (MDA) developed voluntary Water Quality Best Management Practices for Atrazine BMPs in 2004 and revised them in 2011. Currently, the MDA is again revising these voluntary BMPs in response to current agricultural practices. The MDA requests comments on the following document: [Draft Water Quality Best Management Practices for Atrazine](#), which represents a revision of best management practices developed in 2004 and revised in 2011.

Copies of this document are available at <http://www.mda.state.mn.us/herbicidebmps> or by contacting Larry VanLieshout, Minnesota Department of Agriculture, larry.vanlieshout@state.mn.us, 651 201 6115. Comments will be received for 60 days, ending on March 15, 2019. Directions for submitting comments are given at the end of this notice.

The BMPs were revised following the process outlined in the MDA's "Pesticide Management Plan: A Plan for the Protection of Groundwater and Surface Water" (<http://www.mda.state.mn.us/protecting/waterprotection/pmp.aspx>). After seeking information from atrazine product registrants, growers' associations, and after consulting with University of Minnesota weed scientists, the BMPs were revised. Based on comments received, draft revised BMPs are now being made available for public comment. Below are some examples of editions made to the BMPs during revision process:

- Updated background information about atrazine's use in Minnesota agriculture, herbicide site-of-action and resistance management, and impact on aquatic organisms.
- Updated table of examples of atrazine containing products on the market.
- Added background information about atrazine properties which affect runoff and leaching.
- Clarified statements on reduced atrazine use versus reduced application rates (Core practice).

Following the 60-day comment period, the MDA will consider further revisions to the BMPs based on comments received. Once finalized, the revised "Water Quality Best Management Practices for Atrazine" will be made available on the MDA's website <http://www.mda.state.mn.us/herbicidebmps>.

Agency Contact Person. Written comments, questions, and requests for more information on the BMP revisions can be submitted on or before March 15, 2019. Comments should be submitted by letter or e-mail to Larry VanLieshout, Research Scientist 2, Pesticide and Fertilizer Management Division. Contact information is provided below. Larry can also be contacted with inquiries or comments in regards to this notice.

Larry VanLieshout
Pesticide and Fertilizer Management Division
Minnesota Department of Agriculture
625 Robert Street North, Saint Paul, MN, 55155
Larry.VanLieshout@state.mn.us
651-201-6115

Official Notices

Minnesota State Agricultural Society

Minnesota State Fair's Annual Meeting Scheduled for Jan. 18-20

The 160th annual meeting of the Minnesota State Agricultural Society, governing body of the Minnesota State Fair, will be held **Jan. 18-20** at the DoubleTree by Hilton Hotel Bloomington. The society's general business session is scheduled for 8 a.m. Sunday, Jan. 20, followed by a meeting of the society's board of managers. A complete schedule of meetings and events will be available at the hotel.

The 2019 Minnesota State Fair runs Aug. 22 - Labor Day, Sept. 2.

Department of Health

Health Regulation Division – Managed Care Systems Section

Notice of Application for Essential Community Provider Status

NOTICE IS HEREBY GIVEN that an application for designation as an Essential Community Provider (ECP) has been submitted to the Commissioner of Health by the Lee Carlson Center for Mental Health and Well-Being, 7954 University Avenue NE, Fridley, Minnesota. Clinical services are offered at Fridley Clinic, 7954 University Avenue, Fridley; Coon Rapids Clinic, 10091 Dogwood Avenue, Suite 110, Coon Rapids; Bridgeview, 7920 University Avenue NE, Fridley; Lee Carlson Center at North Metro Pediatrics, 10081 Dogwood Avenue, Suite 110, Coon Rapids; Brooklyn Center Clinic, 5540 Brooklyn Blvd., Brooklyn Center; ECFE at Rice Lake Elementary, 575 Birch Street, Lino Lakes; Blue Heron Elementary, 405 Elm Street, Lino Lakes; Centennial Elementary, 4657 North Road, Circle Pines; Centennial Middle School, 399 Elm Street, Circle Pines; Centennial High School, 4657 North Road, Circle Pines; Centennial Area Learning Center, 4203 Woodland Road, Circle Pines; Centerville Elementary, 1721 Westview Ave., Centerville; Golden Lake Elementary, 1 School Road, Circle Pines; Pines School, 7555 4th Avenue, Lino Lakes; Rice Lake Elementary, 575 Birch Street, Lino Lakes; Columbia Academy, 900 49th Ave. NE Columbia Heights; Columbia Heights High School, 1400 49th Avenue NE, Columbia Heights; Highland Elementary, 1440 49th Ave. NE, Columbia Heights; North Park Elementary 5575 Fillmore Street, NE, Fridley; Valley View Elementary, 800 49th Ave. NE, Columbia Heights; Fridley Early Childhood Learning Center, 6085 7th St. NE, Fridley; Hayes Elementary, 615 Mississippi St., Fridley; Stevenson Elementary, 6080 East River Road, Fridley; Fridley Middle School, 6100 Moore Lake Drive, Fridley; Fridley High School, 6000 Moore Lake Drive, Fridley; Fridley Moore Lake Area Learning Center, 1317 Rice Creek Road, Fridley; Basswood Elementary, 15425 Bass Lake Road, Maple Grove; Cedar Island Elementary, 6777 Hemlock Lane, Maple Grove; Elm Creek Elementary 9830 Revere Lane, Maple Grove; Fernbrook Elementary, 9661 Fernbrook Lane, Maple Grove; Garden City Elementary, 3501 65th Ave. N Brooklyn Center; Maple Grove Middle School, 7000 Hemlock Lane, Maple Grove; Oak View Elementary, 6710 East Fish Lake Road, Maple Grove; Palmer Lake Elementary, 7400 W. Palmer Lake Drive, Brooklyn Park; Park Brook Elementary, 7400 Hampshire Ave. N, Maple Grove; Rush Creek Elementary, 8801 County Road 101, Maple Grove; Weaver Lake Elementary, 15900 Weaver Lake Road, Maple Grove; Woodland Elementary, 4501 Oak Grove Pkwy, Brooklyn Park; North View Middle School, 5869 69th Ave. N, Brooklyn Park; Osseo Middle School, 10223 93rd Ave N, Maple Grove; Osseo High School, 317 2nd Ave. NW, Osseo; Centerview Elementary, 10365 Davenport St. NE, Blaine; Lighthouse School, 7925 Able Ct. NE, Spring Lake Park; Northpoint Elementary, 2350 124th St. NE, Blaine; Park Terrace Elementary, 8301 Terrace Rd. ND. Spring Lake Park; Spring Lake Park ELC, 1415 81st Ave. NE Spring Lake Park; Spring Lake Park High School, 1100 81st Ave. NE Spring Lake Park; Westwood Intermediate School, 701 91st Avenue NE, Blaine; Westwood Middle School, 711 91st Ave. NE, Blaine; Woodcrest Elementary, 880 Osborne Rd., Fridley; St. Anthony ELC at St. Anthony Community Center, 3301 Silver Lake Rd. NE Suite B, St. Anthony; Wilshire Park Elementary, 3600 Highcrest Rd. St. Anthony; St. Anthony Middle School, 3303 33rd Ave. NE St. Anthony; St. Anthony Village High School, 3303 33rd Ave. NE, St. Anthony; Cedar Creek Elementary, 21108 Polk St. NE, East Bethel; East Bethel Elementary 21210 Polk St. NE, East Bethel; St. Francis ALC (Saints Academy), 4111 Ambassador Blvd. St. Francis; St. Francis ELC (Lifelong Learning Center), 18900 Cedar Drive NW, Oak Grove; St. Francis Elementary, 22919 St. Francis Blvd. NW, St. Francis; St. Francis High School, 3325 Bridge St. NW, St. Francis; St. Francis Middle School, 23026 Ambassador Blvd., St. Francis; Totino-Grace High School, 1350 Gardena Ave. NE, Fridley.

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

For more information contact:

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

Department of Health

Health Regulation Division – Managed Care Systems Section

Notice of Application for Essential Community Provider Status

NOTICE IS HEREBY GIVEN that an application for designation as an Essential Community Provider (ECP) has been submitted to the Commissioner of Health by Metropolitan Community Services, 7900 Excelsior Blvd., Suite 200, Hopkins, Minnesota. Clinical services are offered at 7900 Excelsior Blvd., Hopkins.

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

For more information contact:

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

Department of Natural Resources

Lands and Minerals Division

Notice of Proposed Boundary Line Agreement

NOTICE IS HEREBY GIVEN, that the Minnesota Department of Natural Resources, Division of Lands and Minerals, under the authority of Minnesota Statutes, section 84.0273, proposes to make a boundary line agreement to correct a boundary line discrepancy affecting the ownership interests of the State and adjacent landowners, Douglas A. Anderson and Lisa Anderson, married to each other. The boundary line agreement involves land located in the Southwest Quarter of the Northwest Quarter and Government Lots 5 and 7 all in Section 5, Township 138 North, Range 43 West, Becker County, Minnesota. The reason for the boundary line agreement is to address discrepancies in the courses and distances to the monuments set in 1969 that form the common boundary line between the parcels owned by the State and the Andersons. The boundary line agreement is intended to create a definite common boundary between the parcels owned by the State and the Andersons with a description referencing the monuments. The State and the Andersons wish to make their mutual boundary definite and certain.

Official Notices

For more information about this conveyance or a copy of the proposed boundary line agreement, contact Derek Hilding, Department of Natural Resources, Division of Lands and Minerals, 500 Lafayette Road, St. Paul, MN 55155; telephone (651) 259-5388; TTY: 1-800-657-3929; fax: (651) 896-5939; email: derek.hilding@state.mn.us.

Signed January 2, 2019 by Susan E. Damon, Assistant Director, Division of Lands and Minerals.

Minnesota Pollution Control Agency (MPCA) Resource Management and Assistance Division Request for Comments on Planned Amendments to Minnesota Rules Chapters 7000, 7001, 7035, 7045, 9210 and 9215; Revisor's ID Number 04155

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (MPCA) is requesting comments on the specific additions to its previously noticed Request for Comments to amend *Minnesota Rules* chapters 7000 (Procedural Rules), 7001 (Permits and Certifications), 7035 (Solid Waste), 7045 (Hazardous Waste), 9210 (Solid Waste Grants and Loans Program) and 9215 (Solid Waste Planning; Certificate of Need). At this time, the MPCA is seeking comments on the additional areas identified in the **Subject of rules** section below. Comments should be submitted in writing in accordance with the provisions of this notice under the **Public Comment** section below.

Plain English Summary. This request for comments is the MPCA's legal notice of its intent to amend additional areas of chapters 7035, 7045, and other areas indicated under the **Subject of rules** section below. At this stage, we do not have a draft rule; we want your feedback to inform us about the ideas described under the subject of rules section below. If you have other ideas related to this rulemaking that we need to consider, please submit them in writing. For example, we recognize that costs to regulated parties can be a concern with rulemaking. If you have cost information or data related to this rulemaking that you wish to share with us to inform our decisions, please submit that information. Submitting your ideas and information at this early stage in rulemaking allows us more time to address issues that may come up, and helps to ensure informed decision-making on our part. This second notice works in conjunction with the original public notice.

Subject of Rules. The MPCA published a Request for Comments on October 21, 2013, (38 SR 534) regarding its intent to amend *Minnesota Rules* chapters 7000 (Procedural Rules), 7001 (Permits and Certifications), 7035 (Solid Waste), 7045 (Hazardous Waste), 9210 (Solid Waste Grants and Loans Program) and 9215 (Solid Waste Planning; Certificate of Need). In that request, the MPCA invited comment on planned amendments that were generally considered housekeeping in nature and outlined specific areas that were being considered related to the 2012 Legislative Report on Obsolete Rules, procedural rules, and land-related amendments. The MPCA listed the specific areas that were being considered for amendment and also stated that it would consider comments and suggestions for additional changes and corrections for any of the rules administered by the MPCA.¹

In this Request for Comments, the MPCA is providing notice of its intent to clarify, update, amend, and correct the rules it is charged with implementing and is seeking input from the public regarding these changes and the identification of additional changes that would correct or clarify existing rules. Since the original Request for Comments, the MPCA has identified the areas listed below as additional areas for amendments. The MPCA believes that these changes are necessary due to intervening federal regulatory changes, state statutory changes, and implementation of pilot hazardous waste management programs in the state that require codification in Minnesota Rules. Although this Request for Comments identifies specific changes below under items 1 and 2, the MPCA will consider other areas that come up under items 3 and 4 below, but only as we have time for any of the rules administered by the MPCA.

1. Chapter 7045 for hazardous waste:
 - a. Incorporation of new federal recycling legitimacy criteria, 80 FR 1693-1814, January 13, 2015, with alterations for existing state recycling legitimacy criteria.

¹ Comments that were submitted for the original notice are still being considered and will continue to be part of the rulemaking record. More information about the amendments covered by the original Request for Comment can be found at: <https://www.pca.state.mn.us/waste/housekeeping-rulemakings>.

- b. Incorporation of new federal generator requirements related to the Hazardous Waste Generator Improvements Rule, 81 FR 85732-85829, November 28, 2016, with alterations for existing state generator requirements and reorganization of container standards for generators.
- c. Incorporation of new federal hazardous waste manifesting requirements, including requirements for electronic manifests, 79 FR 7517-7563, February 7, 2014, and 83 FR 420-462, January 3, 2018.
- d. Incorporation of new federal hazardous waste export-import requirements, 81 FR 85696-85729, November 28, 2016.
- e. Adoption of proposed new federal allowance to manage aerosol containers as universal waste, 83 FR 11654-11667, March 16, 2018, with alteration for existing state pilot hazardous waste management program for aerosols and compressed gas cylinders.
- f. Incorporation of new Minnesota household pharmaceutical collection requirements to implement the requirements of Minnesota Laws 2016, chapter 124, which have been codified into Minn. Stat. § 151.01, subds. 2 and 27; Minn. Stat. § 151.37, subds. 2, 6, 6a, 7, and 13; and Minn. Stat. § 152.105 (2018).
- g. Repeal of obsolete used oil filter requirements and reorganization of existing used oil standards.
- h. Repeal of obsolete generator licensing conditions.
- i. Repeal of obsolete state household battery collector standards.
- j. Repeal of obsolete state transfer facility requirements.
2. Chapter 7035: The MPCA originally proposed incorporating existing approved variances for mixed-municipal solid waste (MMSW) ash testing into the rule. Now, the MPCA is proposing to do that with the exception of sampling and frequency for ash testing for mercury, which will remain as it is in the existing rule.
3. If rules in additional chapters relating to other MPCA programs are identified as being obsolete or requiring minor correction or clarification, those amendments may also be conducted with this rulemaking.
4. Other areas. The MPCA will also consider other areas that come up, but only as we have time for any of the rules.

The state rulemaking process requires agencies to consider the economic effect and also the cumulative impact of proposed amendments. The MPCA does not expect that the minor rule changes that will be proposed will result in any substantial economic effect. However, with this Request for Comments the MPCA is also providing notice that it will be addressing economic and cumulative impact as part of this rulemaking and encouraging parties who may be interested or have information pertaining to the expected economic effect and the cumulative effect of this rule to provide that information to the MPCA and to register with the MPCA to receive notice when rules are proposed. (Cumulative effect means the impact that results from incremental impact of the proposed rule in addition to other rules, regardless of what state or federal agency has adopted the other rules.)

Persons affected. The MPCA has already identified persons who generate ash in the previous notice and those persons continue to be affected by the additional amendments being considered in this notice. The MPCA is aware of three additional categories of persons who might be affected by the additional changes being considered.

1. Hazardous waste generators;
2. Hazardous waste transporters; and
3. Hazardous waste treatment, storage, and disposal facilities, and other facilities who may receive manifested shipments of hazardous waste.

The MPCA does not expect that any of the other changes being considered will result in any cost or burden on any other persons, and will likely clarify requirements and improve their understanding of the rules. The MPCA expects that the additional amendments will improve the safety of hazardous waste management in the state and will result in decreased environmental and public health risk.

Statutory authority. The statutory authority for making these corrections and changes is based on the authority granted for each of the rule chapters being amended. The MPCA has general authority to promulgate and/or revise the rules governing:

1. ch. 7000 (Procedural Rules) *Minnesota Statutes* §§ 116.07, subd. 3 and 14.06
2. ch. 7001 (Permits and Certifications) *Minnesota Statutes* §§ 116.07, subd. 4 and 115.03, subd. 1
3. ch. 7035 (Solid Waste) *Minnesota Statutes* § 116.07, subd. 4 (b)
4. ch. 7045 (Hazardous Waste) *Minnesota Statutes* § 116.07, subd. 4(g)
5. ch. 9210 (Solid Waste Grant Programs) *Minnesota Statutes* § 115A.06, subd. 2

Official Notices

6. ch. 9212 (Certificate of Need) *Minnesota Statutes* § 115A.06, subd. 2

Public comment. Interested persons or groups may submit written comments on these planned rule amendments and or other information related to this rulemaking until 4:30 p.m. on February 22, 2019. Submit written comments or information to the Office of Administrative hearings Rulemaking e-Comments website at <https://minnesotaoah.granicusideas.com>. Any questions about submitting comments via the Rulemaking e-Comments website should be directed to Denise Collins, Office of Administrative Hearings, telephone 651-361-7875 and denise.collins@state.mn.us. All comments received are public and will be available for review at the Office of Administrative Hearings. The MPCA will not publish a notice of intent to adopt the rules until more than 60 days have elapsed from the date of this additional request for comments. The MPCA does not plan to appoint an advisory committee to comment on the planned rule amendments.

With the exception of metropolitan counties (Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington) that must comply with Minn. Stat. § 473.811, subd. 5b, the MPCA does not anticipate that the rule amendments will require a local government to adopt or amend an ordinance or other regulation under *Minnesota Statutes* Section, 14.128. Local governments may submit written information to the contrary.

The MPCA requests any information pertaining to the cumulative effect of the rule amendments with other federal and state regulations related to the specific purpose of the rule. *Cumulative effect* means the impact that results from incremental impact of the proposed rule in addition to other rules, regardless of what state or federal agency has adopted the other rules.

Rules drafts. The MPCA released a preliminary draft of the rule at <https://www.pca.state.mn.us/sites/default/files/sw-rule4-01.pdf>. The MPCA does not anticipate that a draft of the proposed revisions will be available before the publication of the proposed rules. Persons interested in being notified when a draft of the rules is available and of other activities relating to this rulemakings are encouraged to register at: http://public.govdelivery.com/accounts/MNPCA/subscriber/new?topic_id=MNPCA_188.

MPCA Contact Person. Written comments, questions, and requests for more information on this possible amendment should be directed to:

Yolanda Letnes
Minnesota Pollution Control Agency
520 Lafayette Road North, St. Paul, Minnesota, 55155-4194
Telephone: 651-757-2527; Toll-free: 1-800-657-3864
TTY: 651-282-5332
Email: yolanda.letnes@state.mn.us

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

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

Date signed: 1/4/2019
John Linc Stine, Commissioner
Minnesota Pollution Control Agency

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

Behavioral Health Division

Addendum to Request for Proposals to Provide Targeted Opioid Treatment, Prevention & Recovery Services

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services through its Behavioral Health Division has published an Addendum to its Request for Proposal to Provide Targeted Opioid Treatment, Prevention & Recovery Services that was published in the December 17, 2018, State Register. In the Addendum, the due date of proposals will be changed to no later than **4:00 p.m., Central Time, February 19, 2019**. Additionally, Section II Scope of Work, 1. MAT Expansion & Recovery Resources, a. Project ECHO will be changed to remove the word “new” to say the following: Expansion of Project ECHO (Extension for Community Healthcare Outcomes) in Minnesota to include up to two multidisciplinary “hubs” to support high quality MAT for OUD in primary care settings.

To request a full text of the RFP Addendum please contact:

Faye K. Bernstein
Department of Human Services
Behavioral Health Division
444 Lafayette Road N.
St. Paul, MN 55164-0977
Faye.Bernstein@state.mn.us

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

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

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

State Contracts

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

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

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

Minnesota State Colleges and Universities (Minnesota State) Notice of Request for Qualifications (RFQ) for Architectural, Engineering, Owner's Representative, Real Estate and other Professional and Technical Services for a Master Contract

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities ("Minnesota State"), requests information of Minnesota registered consultants, as appropriate, to assist Minnesota State in providing Facilities related Professional and/or Technical services as needed for up to a five-year period. Consultants with existing master contracts are encouraged to respond to this RFQ if they wish to add additional Specialty Services. Campus projects will vary in scope and may involve professional or technical Specialty Services for Architectural Design, Predesign, Building Envelope, Commissioning, Engineering, Industrial Hygiene, Inspectors and Laboratories, Land Surveyor, Landscape Architectural Design, Owner's Representative, Real Estate, and Technology.

The Request for Qualifications documents (RFQ and attachments) are available at:
<http://www.minnstate.edu/vendors/index.html>

This RFQ is to allow a consultant to enter into master contract and be included in the Facilities Professional/Technical Consultants Master Contract database.

Responses must be delivered to:

Minnesota State Colleges & Universities
ATTN: Karen Huiett - Facilities Design and Construction
Wells Fargo Place
30 Seventh Street East, Suite 350
St. Paul, Minnesota 55101-7804

Responses must be received NO later than **Monday, February 12, 2019 at 2:00 P.M. CST**; late responses will not be considered.

Minnesota State reserves the right to cancel this solicitation if it is considered to be in Minnesota State's best interest. The RFQ is not a guarantee of work and does not obligate Minnesota State to award any contracts. Minnesota State reserves the right to discontinue the use or cancel all or any part of the Facilities Professional/Technical Consultant Master Contract database if it is determined to be in its best interest. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Minnesota State Colleges and Universities (Minnesota State)

Minnesota West Community & Technical College

Notice of Request for Proposals for a Door Security Card Access System

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Minnesota West Community and Technical College, is soliciting proposals for Door security card access system for 5 campuses with 4-5 exterior doors per campus.

Questions relating to the Door Security Card Door Access Sysatem can be directed to Trevor McMartin, Safety Director, 401 West Street, Jackson, MN 561143, 507-847-7957, trevor.mcmartin@mnwest.edu.

Proposals must be sealed with a notation on the outside of the envelope stating: Door Security Card Door Access proposal – DELIVER IMMEDIATELY.

Mail or delivered (faxes and email will not be accepted) sealed proposal must be delivered no later than January 15, 2019 at 4:00 pm to: Minnesota West Community & Technical College, 401 West Street, Jackson, MN 56143, Attn: Trevor McMartin

PROPOSAL CLOSE DATE IS **January 15, 2019 at 4:00 pm.**

Minnesota State Colleges and Universities (Minnesota State)

Minnesota West Community & Technical College

Notice of Request for Proposals for a Digital Radiographic Imaging System

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Minnesota West Community and Technical College, is soliciting proposals for an advanced digital radiographic imaging system that provides excellent image quality with a variety of image manipulation and post processing tools. The advanced digital radiographic imaging system must include a high frequency generator, a wireless digital flash pad detector, 3 AEC ion chambers, overhead suspension system, patient side touch screen, elevating table with floating table top, tilting wall stand, acquisition workstation, clip-on grid, table grid, wall stand grid, and include freight, installation, on-site applications training, removal and disposal of existing system, and a 12 month parts and labor warranty.

Questions relating to the digital radiographic imaging system can be directed to:

Falon Paluch
Program Director
311 North Spring Street
Luverne, MN 56156
507/449/2775
faon.paluch@mnwest.edu

Proposals must be sealed with a notation on the outside of the envelope stating: Radiographic Imaging System proposal – DELIVER IMMEDIATELY

Minnesota West Community and Technical College reserves the right to reject any or all proposals.

Mail or delivered (faxes and email will not be accepted) sealed proposal must be delivered no later than January 17, 2019 at 4:00 pm to: Minnesota West Community & Technical College, 311 North Spring Street, Luverne, MN 56156 Attn: Falon Paluch

PROPOSAL CLOSE DATE IS **January 17, 2019 at 4:00 pm**

State Contracts

Minnesota State Colleges and Universities (Minnesota State)/ Department of Administration

Notice of Availability of Request for Proposal (RFP) for Designer Selection for: ARCC/ CR-18 Nursing and Business Center (State Designer Selection Board Project No. 19-02)

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Anoka Ramsey Community 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 19-02).

A mandatory informational meeting is scheduled for **Wednesday, January 16, 2019 at 1:00 PM CT at the Anoka-Ramsey Community College, Coon Rapids campus, 11200 Mississippi Blvd NW, Coon Rapids MN 55433, in the Mississippi Room C-270.**

Any questions should be directed by email only, to Ken Karr at Kenneth.karr@anokaramsey.edu. Project questions will be taken by this individual only. Questions regarding this RFP must be received by **Monday, January 21, 2019 no later than 5:00 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, January 28, 2019**. 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.

Office of Ombudsman for Mental Health and Developmental Disabilities

Notice of Contract Opportunity for Plan for Multi-media Campaign to Stop Abuse

PROJECT NAME: Plan for Multi-media Campaign to Stop Abuse

DETAILS: The Minnesota Office of the Ombudsman for Mental Health and Developmental Disabilities is requesting proposals in order to contract with a responder who will develop a plan for a multimedia campaign to stop abuse. The plan deliverable include development of a toolkit of customizable materials for our partners, including a logo, tagline outreach material, public service announcements, press releases, newsletter templates and a social media content plan. The plan may be for multiple years and may include modifications or updates to the plan.

Work is anticipated to start after February 15, 2019.

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

Office of Ombudsman for Mental Health and Developmental Disabilities
121 7th Place East
Metro Square Building, Suite 420
Saint Paul, MN 55151-2117
Email: ombudsman.mhdd@state.nn.us

PROPOSAL DEADLINE: Proposals submitted in response to the Request for Proposals in this advertisement must be mailed and received no later than **January 30, 2019**. **Late proposals will not be considered.** Email or faxed proposals will not be considered.

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

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

P/T Contracting Opportunities: MnDOT is now placing additional public notices for P/T contract opportunities on the MnDOT's Consultant Services website. New public notices may be added to the website on a daily basis and be available for the time period as indicated within the public notice.

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

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

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

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

Non-State Public Bids, Contracts & Grants

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

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

Elm Creek Watershed Management Commission Request for Interest Proposals - Professional Services for Administrative, Legal, Technical and Wetland Consulting

Pursuant to Minnesota Statutes Annotated 103B.227.subd. 5., the Elm Creek Watershed Management Commission hereby solicits Letters of Interest for administrative, legal, technical and wetland consulting services for the fiscal years of 2019 and 2020. The annual budget for all services for the Commission for the year 2019 is \$ 943,296.

Non-State Public Bids, Contracts & Grants

All wetland consulting services will be performed under the direction of the Commission's Technical Advisor and may include conducting annual monitoring, preparing annual monitoring reports, preparing as-built plans, performing duties as a member of Technical Evaluation Panels, or other duties as assigned by the technical advisor on behalf of the Commission. The Consultant must identify the dollar amount of fixed and/or hourly fees and costs to be charged for providing the services to the Commission and separately identify the rate for any overhead cost items to be billed.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before **February 1, 2019**, to:

Doug Baines, chair
Elm Creek Watershed Management Commission
3235 Fernbrook Lane
Plymouth, MN 55447
(NO CALLS)

Metropolitan Airports Commission (MAC) Notice of Call for Bids for Armed Forces Service Center Relocation

Airport Location: Minneapolis-St. Paul International Airport
Project Name: Armed Forces Service Center Relocation
MAC Contract No: 106-2-873
Bids Close At: 2:00 p.m. on Tuesday, February 12, 2019

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040-28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. This work is related to the relocation of the Armed Forces Service Center from their current home on the ticketing Mezzanine to a shell space above the A-C Rotunda.

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

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

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

Project Labor Agreement: This project is subject to the MAC's Project Labor Agreement requirements. A copy of the Project Labor Agreement and Contract Riders are included in the Appendix.

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Alliance; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from: Franz Reprographics; 2781 Freeway Boulevard, Suite 100; Brooklyn Center, MN, 55430; PH: 763.503.3401; FX: 763.503.3409. Make checks payable to: Alliance. Deposit per set (refundable): \$150. Requests for mailing sets will be invoiced for mailing charges. Deposit will be refunded upon return of bidding documents in good condition within 10 days of opening of bids.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 14, 2019, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).

— Non-State Public Bids, Contracts & Grants

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2019 Pavement Rehabilitation – Taxiway D & E

Airport Location: Flying Cloud Airport
Project Name: 2019 Pavement Rehabilitation – Taxiway D & E
MAC Contract No.: 108-1-046 & 108-1-047
Bids Close At: 2:00 p.m. on Tuesday, February 12, 2019

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040-28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. Major work items include: Pavement removal, excavation, geotextile fabric, P-208 aggregate base, P-401 bituminous pavement, pavement marking, jointing, turf restoration, and airfield lights and circuitry.

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

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization of Disadvantaged Business Enterprises (DBE) on this project is 11%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Short Elliott Hendrickson Inc., 3535 Vadnais Center Drive, Saint Paul, MN 55110; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from: Northstar Imaging Services, Inc.; 1325 Eagandale Court - Suite 130; Eagan, MN, 55121; 651.686.0477. Make checks payable to: Northstar Imaging Services, Inc. Deposit per set (nonrefundable): \$65 (includes shipping).

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 14, 2019, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2019 Taxilanes Pavement Rehab and 2019 South Service Road/ East Landside Road Pavement Rehab

Airport Location: Anoka County-Blaine Airport
Project Name: 2019 Taxilanes Pavement Rehab and 2019 South Service Road/East Landside Road Pavement Rehab
MAC Contract No.: 110-1-043 & 110-1-044
Bids Close At: 2:00 p.m. on Tuesday, February 12, 2019

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040-28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. Major work items for this project include pavement reclamation, pavement removal, excavation, geotextile fabric, P-208 aggregate base, P-401 bituminous pavement, pavement marking, jointing, casting adjustment and turf restoration.

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

Non-State Public Bids, Contracts & Grants ---

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization of Disadvantaged Business Enterprises (DBE) on this project is 11%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Short Elliott Hendrickson Inc., 3535 Vadnais Center Drive, Saint Paul, MN 55110; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from: Northstar Imaging Services, Inc.; 1325 Eagandale Court - Suite 130; Eagan, MN 55121; PH: 651.686.0477. Make checks payable to: Northstar Imaging Services, Inc. Deposit per set (nonrefundable): \$65 (includes shipping).

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 14, 2019, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).

Metropolitan Airports Commission (MAC) Notice of Call for Bids for 2019 Taxiways Pavement Rehabilitation

Airport Location: Crystal Airport
Project Name: 2019 Taxiways Pavement Rehabilitation
MAC Contract No.: 109-1-042
Bids Close At: 2:00 p.m. on Tuesday, February 12, 2019

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040-28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. Major work items include: pavement removal, excavation, geotextile fabric, P-208 aggregate base, P-401 bituminous pavement, pavement marking, jointing, and turf restoration.

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

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization of Disadvantaged Business Enterprises (DBE) on this project is 11%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Short Elliott Hendrickson Inc., 3535 Vadnais Center Drive, Saint Paul, MN 55110; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from: Northstar Imaging Services, Inc.; 1325 Eagandale Court - Suite 130; Eagan, MN, 55121; PH: 651.686.0477. Make checks payable to: Northstar Imaging Services, Inc. Deposit per set (nonrefundable): \$65 (includes shipping).

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 14, 2019, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).

— Non-State Public Bids, Contracts & Grants

Middle St. Croix Watershed Management Organization (MSCWMO) Request for Letters of Interest Proposals—Professional Services for Legal and Engineering Consulting Services

NOTICE IS HEREBY GIVEN that pursuant to Minnesota Statutes Annotated 103B.227, Subd. 5, the Middle St. Croix Watershed Management Organization (MSCWMO) hereby solicits Letters of Interest Proposals for legal and engineering consulting services for fiscal years 2019 and 2020. The MSCWMO's 2019 operating budget is \$133,000 and the annual capital projects budget including state grant funding is approximately \$180,000.

Letters should include a brief description of the company and the experience of the individual(s) and hourly fee schedules by labor category. Letters of interest proposals shall be in a sealed envelope clearly marked, "MSCWMO – Letter of Interest Proposal." The Watershed Management Organization will review the letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest Proposals shall be submitted on or before **February 7** electronically to:

Administrator Mikael Isensee
MSCWMO – Letter of Interest Proposal
455 Hayward Avenue
Oakdale, MN 55128
misensee@mnwcd.org
(NO CALLS)

Pioneer-Sarah Creek Watershed Management Commission Request for Interest Proposals - Professional Services for Administrative, Legal, Technical and Wetland Consulting

Pursuant to Minnesota Statutes Annotated 103B.227.subd. 5., the Pioneer-Sarah Creek Watershed Management Commission hereby solicits Letters of Interest for administrative, legal, technical and wetland consulting services for the fiscal years of 2019 and 2020. The annual budget for all services for the Commission for the year 2019 is \$134,070.

All wetland consulting services will be performed under the direction of the Commission's Technical Advisor and may include conducting annual monitoring, preparing annual monitoring reports, preparing as-built plans, performing duties as a member of Technical Evaluation Panels, or other duties as assigned by the technical advisor on behalf of the Commission. The Consultant must identify the dollar amount of fixed and/or hourly fees and costs to be charged for providing the services to the Commission and separately identify the rate for any overhead cost items to be billed.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before **February 1, 2019**, to:

Joe Baker, chair
Pioneer-Sarah Creek Watershed Management Commission
3235 Fernbrook Lane
Plymouth, MN 55447
(NO CALLS)

Non-State Public Bids, Contracts & Grants ---

Shingle Creek Watershed Management Commission

Request for Interest Proposals - Professional Services for Legal, Engineering and Technical, and Administrative Consulting

Pursuant to Minnesota Statutes Annotated 103B.227.subd. 5., the Shingle Creek Watershed Management Commission hereby solicits Letters of Interest for legal, engineering and technical, and administrative consulting services for the fiscal years of 2019 and 2020. The annual operating budget for all services for the organization for the year 2019 is \$420,900.

The Shingle Creek Commission works in concert with the West Mississippi Watershed Management Commission. While working under separate operating budgets, the two Commissions share similar activities under a joint Watershed Management Plan.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before **February 1, 2019** to:

R. A. Polzin, chair
Shingle Creek Watershed Management Commission
3235 Fernbrook Lane
Plymouth, MN 55447
(NO CALLS)

West Mississippi Watershed Management Commission

Request for Interest Proposals - Professional Services for Legal, Engineering and Technical, and Administrative Consulting

Pursuant to Minnesota Statutes Annotated 103B.227.subd. 5., the West Mississippi Watershed Management Commission hereby solicits Letters of Interest for legal, engineering and technical, and administrative consulting services for the fiscal years of 2019 and 2020. The annual operating budget for all services for the organization for the year 2019 is \$200,600.

The West Mississippi Commission works in concert with the Shingle Creek Watershed Management Commission. While working under separate operating budgets, the two Commissions share similar activities under a joint Watershed Management Plan.

Letters should include a brief description of the company and the experience of the individual(s) proposing to perform services for the Commission. The Commission will review said letters and reserves to itself the right to take such action as it deems in its best interests. All Letters of Interest should be submitted on or before **February 1, 2019**, to:

Gerry Butcher, chair
West Mississippi Watershed Management Commission
3235 Fernbrook Lane
Plymouth, MN 55447
(NO CALLS)

