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Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules; Executive Orders; Appointments; Commissioners' Orders; Revenue Notices; Official Notices; State Grants & Loans; State Contracts; Non-State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 7 June 2021

Volume 45, Number 49

Pages 1283 - 1294

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- **Withdrawn Rules**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. 45 Issue Number	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)
#50	Monday 14 June	Noon Tuesday 8 June	Noon Thursday 3 June
#51	Monday 21 June	Noon Tuesday 15 June	Noon Thursday 3 June
#52	Monday 28 June	Noon Tuesday 22 June	Noon Thursday 10 June
#1	Tuesday 6 July	Noon Tuesday 29 June	Noon Thursday 17 June

PUBLISHING NOTICES: We need to receive your submission ELECTRONICALLY in Microsoft WORD format. Submit ONE COPY of your notice via e-mail to: sean.plemmons@state.mn.us. State agency submissions must include a "State Register Printing Order" form, and, with contracts, a "Contract Certification" form. Non-State Agencies should submit ELECTRONICALLY in Microsoft WORD, with a letter on your letterhead stationery requesting publication and date to be published. Costs are $13.50 per tenth of a page (columns are seven inches wide). One typewritten, double-spaced page = 6/10s of a page in the State Register, or $81. About 1.5 pages typed, double-spaced, on 8-1/2"x11" paper = one typeset page in the State Register. Contact editor with questions (651) 201-3204, or e-mail: sean.plemmons@state.mn.us.

SUBSCRIPTION SERVICES: E-mail subscriptions are available by contacting (651) 201-3204. Send address changes to Minnesota's Bookstore, 50 Sherburne Avenue, Suite 309, Saint Paul, MN 55155 .

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

- Minnesota State Register: On-line subscription – $180, includes links, index, special section "CONTRACTS & GRANTS," with Sidebar Table of Contents, Early View after 4:00 pm Friday (instead of waiting for early Monday), and it's sent to you via E-mail.
- Single issues are available for a limited time: Minnesota State Register $5.00.
- "Affidavit of Publication" includes a notarized "Affidavit" and a copy of the issue: $15.00.

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Minnesota Legislative Information

Senate Public Information Office
(651) 296-0504
State Capitol, Room 231, St. Paul, MN 55155
https://www.senate.mn/

Minnesota State Court System
Court Information Office (651) 296-6043
MN Judicial Center, Rm. 135,
25 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155
http://www.mncourts.gov

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

Federal Register
Office of the Federal Register (202) 512-1530; or (888) 293-6498
U.S. Government Printing Office – Fax: (202) 512-1262
https://www.federalregister.gov/

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Minnesota Rules: Amendments and Additions

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

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

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

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

The State Register features partial and cumulative listings of rules in this section on the following schedule: issues #1-26 inclusive (issue #26 cumulative for issues #1-26); issues #27-52 inclusive (issue #52, cumulative for issues #27-52 or #53 in some years). A subject matter index is updated weekly and is available upon request from the editor. For copies or subscriptions to the State Register, contact the editor at 651-201-3204 or email at sean.plemmons@state.mn.us

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(Rules Appearing in Vol. 45 Issues #1-26 are in Vol. 45, #26 - Monday 28 December 2020)

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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 State Agricultural Society (Minnesota State Fair)

Board of Managers Meeting Notice

The Minnesota State Agricultural Society board of managers will meet at 9 a.m. Friday, June 11 on the State Fairgrounds. The session opens with a meeting of the board's sales committee. A general business meeting will follow. The Society is the governing body of the Minnesota State Fair. Please email ***fairinfo@mnstatefair.org*** with any questions.

The 2021 Minnesota State Fair runs Aug. 26 - Labor Day, Sept. 6.

Department of Human Services

Minnesota Health Care Programs (MHCP)

Notice of MHCP Provider Participation List Online Availability

Notice is hereby given that the MHCP Provider Participation List for the 2021 first quarter is now available online. This is a change from how the Department of Human Services (DHS) distributed the list previously. In the past, DHS sent the list to providers by U.S. mail. Going forward, DHS will only be publishing the MHCP Provider Participation List online. We will post this list quarterly on the ***Minnesota Health Care Programs: News, initiatives, reports and advisory committees*** website in the Reports and studies section.

The Provider Participation List is a compilation of health care providers who comply with ***Rule 101*** (Minnesota Statutes, 256B.044 and Minnesota Rules, 9505.5200 – 9505.5240). If a provider name is not on the list, DHS considers the provider noncompliant with Rule 101. We organize the list by provider type. Each provider type section is in alphabetical order by the provider's last name. The list provides the provider's name, provider type, and license number.

State Board of Investment

Notice to Institutional Investment Management Firms for consideration to potentially Manage a Portion of the Pension Assets and Other Accounts

The Minnesota State Board of Investment (MSBI) retains institutional investment management firms to manage a portion of the pension assets and other accounts under its control. Periodically, the MSBI will conduct a search for institutional investment management firms on an as needed basis. For additional information on the domestic stock, international stock, or domestic bond portfolio programs for the MSBI, firms are asked to write to the following address for additional information:

External Manager Program
Minnesota State Board of Investment
60 Empire Drive, Suite 355
St. Paul, MN 55103-3555

Tel.: (651) 296-3328
Fax: (651) 296-9572
E-mail: ***minn.sbi@state.mn.us***

Please refer to this notice in your written request.

Official Notices

Minnesota Pollution Control Agency

Watershed Division

Notice of Availability of the Draft Lac qui Parle River Watershed Total Maximum Daily Load (TMDL) and Watershed Restoration and Protection Strategies (WRAPS) reports and Request for Comment

The MPCA produced these reports to set pollution reduction goals and strategies for the watershed, and is requesting written comments during the public comment period:

- Public comment period begins: June 7, 2021
- Public comment period ends: 4:30 on July 7, 2021

Agency contact person: Written comments and requests for more information should be directed to:

Katherine Pekarek-Scott
Watershed Division
504 Fairgrounds Rd, Ste 200
Marshall, MN 56258-1688
Phone: 320-444-7186; 800-657-3864
Email: ***katherine.pekarek-scott@state.mn.us***

The draft reports are available for review at: ***https://www.pca.state.mn.us/water/watersheds/lac-qui-parle-river***

The official public notice for the reports and information on public notice procedures is available for review at the MPCA public notices webpage: ***https://www.pca.state.mn.us/public-notices*** – find it located under public notices issued on June 7, 2021.

Department of Transportation (MnDOT)

Modal Planning and Program Management Division – Office of Transportation System Management

Notice of Public Comment Period for the Public Participation Plan for the 20-Year Minnesota State Highway Investment Plan Update

NOTICE IS HEREBY GIVEN that the public is invited to review and provide comments through July 22nd on the Public Participation Plan for the 20-Year Minnesota State Highway Investment Plan Update. The Minnesota State Highway Investment Plan creates a fiscally constrained, performance-based investment direction for the state highway system.

Public engagement is key to ensuring the investment direction reflects Minnesotans' priorities for investment on the state highway system. The Public Participation Plan outlines how MnDOT plans to connect with the public, stakeholders and partners to update the 20-Year Minnesota State Highway Investment Plan.

The Public Participation Plan can be accessed electronically at ***http://www.minnesotago.org***. A hard copy is available by mail with written request to the contact shared below.

Written comments will be accepted through July 22nd and should be addressed to:

Josh Pearson
Email: ***joshua.pearson@state.mn.us***
651-366-3773

For more information, contact Josh Pearson at 651-366-3773 or ***joshua.pearson@state.mn.us***, or visit ***http://www.minnesotago.org***. Follow the planning process on Twitter, @MnDOT, or Facebook, ***www.facebook.com/MnDot***.

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/open-rfp.jsp***

Minnesota Housing

Homework Starts with Home Request for Proposals Announcement

Minnesota Housing announces the availability of up to $3.5 million in Homework Starts with Home (HSWH) program funding. These funds are intended to support collaborative efforts between schools, housing organizations, and local governments to identify, engage, and stabilize students and their families experiencing homelessness. Note that if additional funds become available before awards are made, Minnesota Housing may award the added funds through this request for proposals (RFP).

Eligible Applicants for Homework Starts with Home Program Grants:

- In the seven county metro area, only counties are eligible to apply
- In Greater Minnesota, a county, a group of contiguous counties jointly acting together, a tribe, a group of tribes, or a community-based nonprofit organization with a sponsoring resolution from each of the county boards of the counties located within its operating jurisdiction
- Current Housing Trust Fund (HTF) administrators (If you do not have an HTF Administrator in your region, please contact Erin Menne at Minnesota Housing at 651.296.9953 or ***erin.menne@state.mn.us*** to explore options

This RFP specifically requests collaborative responses from multiple organizations or entities operating within the same geographic area, each of which are named as collaborators on a single application.

Applications are due to Minnesota Housing by Tuesday, August 10, 2021 at 12:00 p.m. (noon) CT.

More program information and application materials are anticipated to be available on the Minnesota Housing website on Monday, June 7, 2021 at: ***www.mnhousing.gov*** (Home > Multifamily Rental Partners > Apply for Funding > Getting Started > What's available now > Grant Programs).

Questions about the program should be directed to Erin Menne at ***erin.menne@state.mn.us*** or Nancy Urbanski at ***nancy.urbanski@state.mn.us***.

Department of Human Services

Economic Assistance and Employment Support Division

Notice of Request for Proposals to Provide Services to Families Experiencing Homelessness in Accessing the Childcare Assistance Program

The Minnesota Department of Human Services (DHS or State) is requesting proposals from qualified Responders to deliver services that improve access to the Child Care Assistance Program (CCAP) for families experiencing homelessness.

DHS is seeking proposals for the grant period Sep 01, 2021 through June 30, 2023.

For more information, contact Andrea Simonett at ***andrea.simonett@state.mn.us***.

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

To obtain this information in a different format, please email ***Emily.Waymire@state.mn.us***.

Proposals submitted in response to this Request for Proposals (RFP) must be received at the email listed in the RFP no later than **4:00 p.m., Central Time, on July 22nd. Late proposals will not be considered.** Proposals received via other methods will not be considered.

The RFP can be viewed by visiting the Minnesota Department of Human Services Grants, Requests for Proposals (RFP) and Requests for Information (RFI) web site: ***https://mn.gov/dhs/partners-and-providers/grants-rfps/open-rfps/***

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.

Department of Administration (Admin)

Notice to Contractors, Vendors, and Grantees Regarding the Potential Suspension of State Contract Performance

This is a notice to contractors, vendors, and grantees that have contractual relationships with the State of Minnesota. It concerns both current contracts with an expiration date after June 30, 2021, as well as any new contracts that are to become effective on or after July 1, 2021.

The State of Minnesota operates on a biennial budget. Funds are appropriated by the Minnesota Legislature every two years, with each fiscal year beginning on July 1 and ending on June 30 of the following calendar year. Our current biennial budget is due to end after June 30, 2021.

The Minnesota State Legislature adjourned on May 17, 2021. The Legislature has not appropriated funds for the biennium beginning July 1, 2021. While we hope the Legislature will come to an agreement before July 1, at this time, the executive branch of the State of Minnesota is preparing contingency plans in the event of a possible shutdown of state government commencing on July 1, 2021.

In the absence of legislation specifically appropriating funds for the continuing operations of the State of Minnesota for the next biennium, state authority to expend or release funds to pay for goods or services will be limited after June 30, 2021. Details of those critical services that may continue to operate on an emergency basis after July 1, 2021 have yet to be determined.

Although it is possible that the Legislature will appropriate funds in time to avoid a disruption in state operations, the state must advise all contractors, vendors, and grantees that in the absence of legislatively authorized appropriations, work activity under the contracts must be suspended as of midnight on June 30, 2021, pending authorized appropriations, unless the contractor is specifically told otherwise. Payments required of the State of Minnesota under those contracts will be suspended.

Please note that the state is not invoking cancellation or termination clauses in state contracts at this time. The state is simply providing notice to contractors, vendors, and grantees that a suspension of work and payments may occur on July 1, 2021. If cancellation or termination of contracts becomes necessary as circumstances change, the affected parties would be contacted directly by the state.

We sincerely appreciate the work you do with and on behalf of the State of Minnesota and recognize the difficulties that the potential shutdown could cause for you.

State Contracts

We will make every effort to provide timely information as matters progress and also suggest that you monitor ***mn.gov/bereadymn*** for developments.

Alice Roberts-Davis, Commissioner
Department of Administration
State of Minnesota

Minnesota State Colleges and Universities (Minnesota State)

Non-Construction Related Bid and Contracting Opportunities

Minnesota State is now placing additional public notices for P/T contract opportunities, goods/commodities, and non-construction related services on its Vendor and Supplier Opportunities website (***http://minnstate.edu/vendors/index.html***). 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.

If you have any questions regarding this notice, or are having problems viewing the information on the Vendor and Supplier Opportunities website, please call the Minnesota State Procurement Unit at 651-201-1444, Monday-Friday, 9:00 am – 4:00 pm.

Minnesota State Colleges and Universities (Minnesota State)

Central Lakes College

Request for Bids for a Shear

Central Lakes College is soliciting bids for a Shear. Detail specifications may be obtained by contacting Dave Otto at 218-855-8086. Bids will be accepted at the Brainerd Campus until 10:00 AM on Monday June 14, 2021.

All bids must be sealed and marked "BID FOR SHEAR".

Submit bids to:

Central Lakes College
ATTN: Kari Christiansen
501 W College Drive
Brainerd, MN 56401

The college reserves the right to reject any or all proposals, to waive any information or irregularities in the bidding and to make the award serving the best interest of the college.

Central Lakes College is an affirmative action/equal opportunity employer and educator. These materials are available in alternative formats to individuals with disabilities upon request. If you use a TTY, call the Minnesota Relay Service at 800-627-3529 and request to contact Central Lakes College.

Department of Corrections

Notice of Two Contract Opportunities: Minnesota Juvenile Justice and Mental Health Collaboration Program Evaluator and Program Coordinator

PROJECT NAMES: MJJMHCP Evaluator and Coordinator

DETAILS: The DOC is requesting proposals for the Minnesota Juvenile Justice and Mental Health Collaboration Program (MJJMHCP). MJJMHCP is an interagency and cross-system collaboration to improve responses and outcomes

for youth with mental illness (MI) or co-occurring MI and substance abuse (CMISA) who encounter the juvenile justice system. Some of the tasks and deliverables for the two contract opportunities are as follows:

- **MJJMHCP Evaluator:** Providing leadership and consultation to project staff and the MJJMHCP Planning Team for designing and implementing an appropriate and effective process and outcome evaluation plan for "OJJDP FY 20 Juvenile Justice and Mental Health Collaboration Program", a U.S. Department of Justice funded grant project; designing/conducting evaluation interviews and/or surveys; providing recommendations for process and outcome improvements; and producing finalized 6, 12, and 18-month performance reports on Juvenile Mental Health Wellness Court Sites along with a finalized comprehensive evaluation report of all grant activities.

- **MJJMHCP Coordinator:** The Project Coordinator is responsible for planning, coordinating and implementing the Minnesota Juvenile Justice and Mental Health Collaboration Program (MJJMHCP). This consists of participating in ongoing Planning Team meetings; supporting the development of at least one to three Juvenile Mental Health Wellness Courts in districts across Minnesota; increasing access to mental health resources via the State procurement process using Federal funding through The Office of Juvenile Justice and Delinquency Prevention (OJJDP); supporting the utilization of mental health services for youth through education; and, working with the other contracted position (outlined above) in coordinating program evaluation.

These services are not exclusive to the metro area. It is anticipated that the majority of the evaluation and coordination work will be conducted remotely; therefore, the contractors can be based from anywhere within Minnesota. Work is anticipated to start on, or after, August 16, 2021

COPY REQUEST: To get a copy of the Request for Proposals, please send a written request, by email to ***jana.carr-weerts@state.mn.us*** or follow this link: ***https://mn.gov/doc/staff-partners/doing-business-doc/request-proposals/***

Legislative Coordinating Commission

Minnesota Legislature

Request for Proposal for Financial Audit for Fiscal Year 2021

The Minnesota Legislative Coordinating Commission (LCC) is requesting proposals to audit the financial statements of the Commission for the fiscal year ending June 30, 2021. The audit is to be performed by an independent certified public accounting firm licensed to do business in the State of Minnesota. The LCC's expenditures for fiscal year 2021 were approximately $13 million.

The full text of the Request for Proposals can be obtained from the LCC Web site at ***http://www.lcc.leg.mn/RFPs.htm*** or by contacting:

Diane Henry-Wangensteen, Deputy Director
Legislative Coordinating Commission
State Office Building, STE G-72
100 Rev. Dr. Martin Luther King, Jr. Blvd
St. Paul, Minnesota 55155
Phone: (651) 296-1121 (Voice)
Email: ***diane.henry@lcc.leg.mn***

Proposals must be received by Monday July 12, 2021 at 4:00 p.m., CDT. Late proposals may not be accepted. All expenses incurred in responding to this notice shall be borne by the responder.

State Contracts

Lessard-Sams Outdoor Heritage Council

Notice of Request for Proposal for Outdoor Heritage Fund Web Programming and Maintenance Services

The Lessard-Sams Outdoor Heritage Council (LSOHC) is requesting proposals from a consulting firm or team requesting proposals for web development programming, GIS mapping, and maintenance services for web vendor services for a custom-web based project management tracking site.

For a copy of the full text of the RFP, go to ***www.lsohc.leg.mn*** or contact:

Sandy Smith
Lessard-Sams Outdoor Heritage Council
Room 95 State Office Building
100 Rev. Dr. Martin Luther King, Jr. Blvd.
St. Paul, MN 55155
Phone: (651) 297-7141 (voice)
Email: ***sandy.smith@lsohc.leg.mn***

All proposals must satisfy the criteria as outlined in the full text of the RFP. **Proposals must be received by 12:00 (noon), Wednesday, June 30, 2021. Late applications will not be accepted.** All expenses incurred in responding to this notice shall be borne by 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 all the Consultant Services Help Line at 651-366-4611, Monday – Friday, 9:00am – 4:00pm.