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Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules; Executive Orders; Appointments; Commissioners' Orders; Revenue Notices; Official Notices; State Grants & Loans; State Contracts; Non-State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 27 September 2021

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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- **Withdrawn Rules**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. 46 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)
#14	Monday 4 October	Noon Tuesday 28 September	Noon Thursday 23 September
#15	Monday 11 October	Noon Tuesday 5 October	Noon Thursday 30 September
#16	Monday 18 October	Noon Tuesday 12 October	Noon Thursday 7 October
#17	Monday 25 October	Noon Tuesday 19 October	Noon Thursday 14 October

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https://www.house.leg.state.mn.us/hinfo/hinfo.asp

Federal Register
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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 #1-26 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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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 Department of Revenue

Proposed Permanent Rules Relating to Sales and Use Taxes; Returns and Records; Dual Notice: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons Request a Hearing, and Notice of Hearing if 25 or More Requests for Hearing Are Received; Revisor's ID: R-04537

Proposed Rule Governing Sales and Use Tax Consolidated Returns and Recordkeeping; Repealing Minnesota Rules, part 8130.7500, Subparts 3, 6, and 8 and Replacing with Minnesota Rules, Part 8130.7501.

Introduction. The Department of Revenue intends to adopt rules without a public hearing following the procedures found at 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. However, if 25 or more persons submit a written request for a hearing by 4:30 p.m. on Friday, October 22, 2021, the Department will hold a virtual public hearing on the proposed rule changes. Office of Administrative Hearings Administrative Law Judge James E. LaFave will conduct the hearing starting at 9:30 a.m. on Friday, November 19, 2021. To find out whether the Department will adopt the rules with or without a hearing, contact the agency contact person (see immediately below) after Friday, October 22, 2021 and before Friday, November 19, 2021.

Agency Contact Person. Submit any comments or questions on the rules or written requests for a public hearing to the agency contact person:

Jim Jordan
Appeals and Legal Services Division
Minnesota Department of Revenue
600 North Robert Street
Mail Station 2220
St. Paul, MN 55146
jim.jordan@state.mn.us

You may also submit written comments via the Office of Administrative Hearings Rulemaking eComments website (***https://minnesotaoah.granicusideas.com/discussions***).

Subject of Rules and Statutory Authority. The proposed rules are about sales and use tax consolidated returns and recordkeeping. The proposed rules would replace *Minnesota Rules*, part 8130.7500, subparts 3, 6, and 8 with a new rule at *Minnesota* Rules, part 8130.7501. The statutory authority to adopt the rules is *Minnesota Statutes*, sections 296 and 297A.77, subdivision 5. A copy of the proposed rules is published in the *State Register* and attached to this notice.

Comments. You have until 4:30 p.m. on Friday, October 22, 2021, to submit written comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. You are encouraged to propose any change that you desire. Any comments that you have about the legality of the proposed rules must also be made during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that the Department hold a hearing on the rules. You must make your request for a public hearing in writing, which the agency contact person (see above) must receive by 4:30 p.m. on Friday, October 22, 2021. You must include your name and address in your written request. In addition, you must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. You are also encouraged to state the reason for the hearing request, including any requested changes to the rule proposal. Any request that does not comply with these requirements is not valid and the agency cannot count it when determining whether it must hold a public hearing.

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

Alternative Format/Accommodation. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request or if you need an accommodation to make the hearing accessible, please contact the agency contact person (see above).

Modifications. The Department might modify the proposed rules, either as a result of public comment or as a result of the rule hearing process. It must support modifications by data and views submitted to the agency or presented at the hearing. Before the Department can adopt substantially different rules, it must follow the procedures under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Department encourages you to participate in the process applicable to substantive changes to the proposed rules.

Cancellation of Hearing. The Department will cancel the hearing scheduled for November 19, 2021, if the agency does not receive requests for a hearing from 25 or more persons. If you requested a public hearing, the agency will notify you before the scheduled hearing whether the hearing will be held. You may also contact the agency contact person (see above) after Friday, October 22, 2021, to find out whether the hearing will be held.

Notice of Hearing. If 25 or more persons submit valid written requests for a public hearing, the Department will

hold a hearing using the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The Department will hold the hearing on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. As noted above, Administrative Law Judge LaFave is assigned to conduct the hearing. Judge LaFave can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, telephone (651) 361-7875, and fax (651) 539-0310.

Hearing Procedure. If the Department holds a hearing, you and all interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views orally at the hearing or in writing at any time before the hearing record closes. All evidence presented should relate to the proposed rules. You may also submit written material to the Administrative Law Judge to be recorded in the hearing record for five working days after the public hearing ends. At the hearing, the Administrative Law Judge may order an extension of the five-day comment period to no more than 20 calendar days. Following the comment period, there is a five-working-day rebuttal period when the agency and any interested person may respond in writing to any new information. New evidence may not be submitted during the five-day rebuttal period.

All post-hearing comments must be submitted to Administrative Law Judge LaFave no later than 4:30 p.m. on the due date. The Office of Administrative Hearings encourages persons submitting comments and responses to do so using the Office of Administrative Hearings' Rulemaking eComments website (***https://minnesotaoah.granicusideas.com/discussions***). If using the eComments website is not possible, you may submit post-hearing comments in person, via United States mail, or by fax addressed to Judge LaFave at the address or fax number listed in the Notice of Hearing section (see above).

All hearing-related comments will be available at the Department of Revenue or on the Department's website (***https://www.revenue.state.mn.us/minnesota-administrative-rules***). The hearing procedure is governed by *Minnesota Rules*, parts 1400.2000 to 1400.2240, and *Minnesota Statutes*, sections 14.131 to 14.20. You may direct questions about the procedures to Administrative Law Judge LaFave.

Statement of Need and Reasonableness. The statement of need and reasonableness summarizes the justification for the proposed rules, including a description of who will be affected by and an estimate of the probable cost of the proposed rules. It is now available from the agency contact person. You may review or obtain copies for the cost of reproduction by contacting the agency contact person. You may also access the statement on the Department's website (***https://www.revenue.state.mn.us/minnesota-administrative-rules***).

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

Adoption Procedure if No Hearing. If no hearing is required, the agency may adopt the rules after the comment period and after the Department submits the rules and supporting documents to the Office of Administrative Hearings for a legal review. To receive notice of when the rules are submitted to the Office of Administrative Hearings for review, to receive a copy of the adopted rules, or to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person (see above).

Adoption Procedure after a Hearing. If a hearing is held, after the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rules. You may ask to be notified of the date that the Administrative Law Judge's report becomes available, and you can make this request at the hearing or in writing to the Administrative Law Judge. You may also ask to be notified of the date the agency adopts the rules and the date the rules are filed with the Secretary of State. Please make these requests at the hearing or by writing to the agency contact person (see above).

Order. I order the rulemaking hearing be held at the date, time, and location listed above.

Date: August 26, 2021

Robert A. Doty, Commissioner
Department of Revenue

8130.7501 RETURNS AND RECORDS.

Subpart 1. **Definitions.** For purposes of this part, the following definitions apply.

A. "Accurate and complete records" means all records necessary to determine the correct tax liability under Minnesota Statutes, chapter 297A, and all records necessary for proper completion of the sales and use tax return.

B. "Electronic data processing" means any processing of data that uses an electronic format.

C. "Electronic record" means a collection of related information stored in any electronic format, and includes information stored in a point of sale system. For purposes of this item, "point of sale system" means a system that electronically records transaction data for the purpose of computing, compiling, or processing transaction data, and includes an electronic cash register as defined in Minnesota Statutes, section 289A.14, paragraph (c).

D. "Hardcopy record" means any document, record, report, or other data maintained in a tangible format.

E. "Taxpayer" means any person liable for any tax imposed by Minnesota Statutes, chapter 297A, or for the collection thereof.

Subp. 2. **Consolidated returns permitted.** Under Minnesota States, section 289A.11, subdivision 1, if the person required to file a return has two or more places of business at which the person engages in transactions subject to tax, the person may elect to file a consolidated sales and use tax return, for all such places of business under the following conditions:

A. the taxpayer has been granted a sales and use tax account number by the commissioner;

B. the taxpayer furnishes to the commissioner the business name and address and reporting information for each separate place of business; and

C. the taxpayer makes available at the address used by the taxpayer on the consolidated return the information pertinent to each separate place of business in order that the commissioner may be able to perform a proper audit with respect to the return so filed.

Subp. 3. **Records; general.**

A. A taxpayer shall maintain accurate and complete records. A taxpayer shall make such records available to the department or its authorized representative upon request. Such records include but are not limited to:

(1) a general ledger, with source references, to coincide with financial reports for sales tax reporting periods. If subsidiary ledgers are used to support general ledger accounts, then subsidiary ledgers also must be maintained;

(2) normal books of account ordinarily maintained by the average prudent business person engaged in the activity in question;

(3) bills, receipts, vouchers, invoices, cash register tapes, or other records that support entries in the books of account or that support summary accounting data;

(4) schedules or working papers used in connection with preparation of tax returns; and

(5) records that show and substantiate:

(a) gross receipts, irrespective of whether the seller or lessor regards the receipts as taxable or nontaxable;

(b) all deductions allowed by law and claimed in filed returns;

(c) total sales price, as defined in Minnesota Statutes, section 297A.61, subdivision 7; and

(d) any other information necessary to determine the correct tax liability, including but not limited to:

i. vendor name;

ii. invoice date;

iii. production description;

iv. quantity purchased;

v. amount of tax;

vi. indication of tax status (e.g., for resale); and

vii. shipping or sourcing detail.

B. A taxpayer may discard redundant information, including but not limited to duplicate records, provided the integrity of the audit trail is preserved and responsibilities under this part are met.

C. Upon department request, a taxpayer shall provide a description of the business process that created the retained records. Such description must include the relationship between the records and tax documents prepared by the taxpayer and measures employed to ensure integrity of the records. Upon department request, a taxpayer shall also demonstrate:

(1) the functions being performed as data flows through the record keeping system;

(2) internal controls used to ensure accurate and reliable processing; and

(3) internal controls used to prevent unauthorized addition, alteration, or deletion of retained records.

Subp. 4. **Electronic records and electronic data processing.**

A. Electronic records used to establish a taxpayer's compliance with this part must:

(1) contain sufficient source document and transaction-level information so that the details underlying the electronic records can be identified and made available to the department upon request; and

(2) in combination with other records related to the transaction, provide the ability to trace any transaction back to the original source or forward to a final total.

B. Requirements for the electronic data processing portion of a taxpayer's accounting system must be similar to that of a manual accounting system, in that an adequately designed accounting system must incorporate methods and records that satisfy the requirements of this part.

C. A taxpayer shall maintain records providing a general description of or documentation regarding the electronic data processing portion of the accounting system, including but not limited to the following:

(1) standard programming conventions and procedures, including but not limited to flowcharting conventions, decision table conventions, coding conventions, standard glossary and standard abbreviations, standard programming techniques, and debugging procedures and techniques;

(2) documentation of the system, including but not limited to a problem statement, systems flowcharts, operator instructions, record layouts, program flowcharts and sense switches, program listings, test data, and approval and changes log; and

(3) standard operating procedures and control procedures, including but not limited to reconciliation of electronic data processing controls to nonelectronic data processing controls, error listings and error logs, and any other controls, either electronic data processing or manual, used to ensure accurate and reliable processing.

D. A taxpayer's electronic data processing system must include a method of producing visible and legible records which provide information necessary to determine the correct tax liability. The department may require taxpayer to produce such visible and legible records in the form of hardcopy records if such records are necessary to determine the correct tax liability or provide a more efficient means of determining the correct tax liability.

Subp. 5. **Hardcopy records.**

A. Except as specifically provided in this subpart and in subpart 3, item B, taxpayers are not relieved of the responsibility to retain hardcopy records that are created or received in the ordinary course of business as required by existing law.

B. If hardcopy records are not created or received in the ordinary course of business, the department may require the taxpayer to generate hardcopy records if such records either:

(1) are necessary to determine a taxpayer's correct tax liability; or

(2) provide a more efficient means of determining the correct tax liability.

C. Hardcopy records generated at the time of a transaction must be retained unless all details necessary to determine the correct tax liability relating to the transaction are subsequently received and retained by the taxpayer in accordance with this part.

Subp. 6. **Record retention.**

A. Consistent with the generally applicable statute of limitations for department assessments of sales tax found in Minnesota Statutes, section 289A.38, subdivision 1, all records required to be retained under this part must be preserved for a period of not less than three and one-half years.

B. If a taxpayer acts in a manner that triggers an extension of the generally applicable statute of limitations for department assessments of sales tax under Minnesota Statutes, section 289A.38 (e.g., submitting a false or fraudulent return or omitting from a return an amount of taxes in excess of 25 percent of taxes reported in the return), records required to be retained under this part must be preserved for a period of not less than the applicable extension of the statute of limitations.

C. The required record retention time frames provided in this subpart apply unless the department:

(1) provides written authorization allowing destruction of the records in question within a shorter period of time; or

(2) requires, in a written communication, that the records in question be retained for a longer period.

Subp. 7. **Record-related services provided by third parties.** A taxpayer may contract with a third party to provide services related to sales tax record keeping requirements. Such a contract does not relieve a taxpayer of its compliance responsibilities under Minnesota law.

Subp. 8. **Failure to maintain records.** The department shall consider a taxpayer's failure to maintain accurate and complete records as evidence of the taxpayer's negligence or intent to evade tax.

A. Records are not accurate and complete records if they do not comply with this part, which includes failure of a taxpayer's records to:

(1) verify sales receipts;

(2) verify whether sales receipts are subject to sales tax;

(3) provide details of each individual transaction sufficient to determine the correct tax liability;

(4) verify the taxable status of purchases; or

(5) show that taxpayer purchases correlate to taxpayer sales.

B. Records are also not accurate and complete records if the:

(1) records provided by the taxpayer do not allow the department to determine the correct tax liability;

(2) taxpayer does not make available to the department records required to be made available under this part; or

(3) department's evaluation of the taxpayer's accounting system reveals the system does not provide adequate internal controls to reasonably ensure completeness and accuracy of transactions recorded in the taxpayer's books and records.

C. If a taxpayer fails to maintain accurate and complete records, the taxpayer may be subject to various consequences and penalties, including but not limited to the following:

(1) an estimated audit methodology to determine any additional tax due;

(2) an assessment of interest under Minnesota Statutes, section 289A.55, and assessment of civil penalties under Minnesota Statutes, section 289A.60, if the department finds that additional tax is due; or

(3) an imposition of criminal penalties under Minnesota Statutes, section 289A.63, if the taxpayer willfully failed to maintain proper records.

REPEALER. Minnesota Rules, part 8130.7500, subparts 3, 6, and 8, are repealed.

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 Human Services

Adopted Exempt Temporary Rules Relating to Child Care Provider Requirements for Payment from the Child Care Fund

3400.0120 ELIGIBLE PROVIDERS AND PROVIDER REQUIREMENTS.

[For text of subpart 1, see Minnesota Rules]

Subp. 1a. **Provider acknowledgment.** A provider must sign a provider acknowledgment and the county must have a signed provider acknowledgment before the provider or parent may receive payment under the child care fund. The

provider acknowledgment must include the following information:

[For text of items A to F, see Minnesota Rules]

G. a statement acknowledging that the provider is a mandated reporter of maltreatment of minors under Minnesota Statutes, ~~section 626.556~~ chapter 260E; and

[For text of item H, see Minnesota Rules]

[For text of subparts 1b to 5, see Minnesota Rules]

Subp. 6. **Legal nonlicensed child care provider capacity and age distributions.**

A. A legal nonlicensed child care provider, as defined by Minnesota Statutes, section 119B.011, subdivision 16, is eligible for payment from the child care fund for up to eight children who are 11 years of age and younger and for any additional children who are 12 years of age and older under Minnesota Statutes, section 119B.011, subdivision 4. The children must be:

(1) related to the child care provider;

(2) unrelated to the child care provider from a single family; or

(3) related to the child care provider and unrelated to the child care provider from a single family.

B. When a legal nonlicensed child care provider cares for children, the children must be within the following age distributions to be eligible for payment from the child care fund:

(1) there must be no more than two children who are at least six weeks old but less than 12 months old;

(2) there must be no more than three children who are less than 24 months old within the age limits of subitem (1); and

(3) there must be no more than six children who are five years of age or younger within the age limits of subitems (1) and (2).

C. An administering agency must consider the following factors when authorizing child care with a legal nonlicensed child care provider:

(1) Children who are 11 years of age and younger count toward the eight-child limit. An administering agency may authorize child care for children who are 12 years of age and older up to the ages allowed by Minnesota Statutes, section 119B.011, subdivision 4. Children who are 12 years of age and older do not count toward the eight-child limit.

(2) The total number of children who are 11 years of age and younger must include the legal nonlicensed child care provider's own children when the child care provider's own children are present at the child care site.

(3) The limit of eight children who are 11 years of age and younger applies at all times to the child care site.

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.

Department of Education

Adopted Permanent Rules Relating to K-12 Academic Standards in Science

The rules proposed and published at State Register, Volume 45, Number 46, pages 1233-1237, May 17, 2021 (45 SR 1233), are adopted as proposed.

Revenue Notices

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

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

Minnesota Department of Revenue

Revenue Notice # 21-03: Special Taxes – MinnesotaCare Tax – Revocation of Revenue Notice # 06-13

Introduction

This Revenue Notice revokes Revenue Notice # 06-13. Revenue Notice # 06-13 set forth the department's position on which community support and family community support program services were excluded from patient services and thus not subject to the hospital, surgical center, and provider taxes.

During the 2019 special legislative session, *Minnesota Statutes* section 295.50, subdivision 9b(b)(4) was amended to specifically list the program services that are excluded from patient services and thus not subject to the hospital, surgical center, and provider taxes. As a result, there is no need for Revenue Notice # 06-13 to remain in effect.

Publication Date: September 27, 2021 Lee Ho, Deputy Commissioner

Official Notices

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and matters of public interest.

Department of Human Services

Health Care Administration

Public Notice Regarding Changes to Payment Rates and Methodologies, and Services under the Medical Assistance Program

NOTICE IS HEREBY GIVEN to recipients, providers of services, and to the public of certain statutory changes made to the Medical Assistance (MA) Program that the 2021 Minnesota Legislature enacted during the regular session, and the First Special Session.

This notice is published pursuant to 42 United States Code §1396a(a)(13)(A) (§1902(a)(13)(A) of the Social Security Act), which requires the Department to publish final institutional payment rates, the methodologies underlying the establishment of such rates, and the justification for such rates. It is also published pursuant to *Code of Federal Regulations*, title 42, part 447, section 205 (42 CFR §447.205), which requires publication of a notice when there is any significant proposed change in the methods and standards for setting payment rates for Medicaid services.

The actual text of most of the 2021 legislative changes is contained in *Laws of Minnesota 2021,* Regular Session, Chapter 30; and *Laws of Minnesota 2021*, First Special Session, Chapter 7. These are available by calling the House of Representatives Public Information Office at (651) 296-2146 (voice) or (651) 296-9896 (TTY) or 1-800-657-3550 (Greater Minnesota) or 1-800-627-3529 (TTY); or the Senate Information Office at (651) 296-0504 (voice) or (651) 296-0250 (TTY); for Greater Minnesota call 1-888-234-1112 (voice) or 1-888-234-1216 (TTY). These laws are also available on the internet at: ***http://www.revisor.leg.state.mn.us***

It is important to note that not all changes made to these programs by the 2021 legislature are mentioned in this notice.

Information relating to implementation of these provisions will be sent to local human services agencies through bulletins and manual updates, to recipients and enrollees through written notice, and to health care providers through newsletters and updates to the *Minnesota Health Care Programs Provider Manual,* available at
http://www.dhs.state.mn.us/main/groups/business_partners/documents/pub/DHS_id_000221.hcsp

Changes were made to the following program areas:

MA Services and Payment Rates

Effective July 1, 2021 or upon federal approval, a new subdivision 8 to Minn. Stat. §256B.0653 requires the commissioner to annually adjust payments for home health agency and home care nursing services to reflect the change in the federal Centers for Medicare and Medicaid Services Home Health Agency Market Basket; and to use the indices as forecasted for the midpoint of the prior rate year to the midpoint of the current rate year. This change applies to payment rates for services on or after January 1, 2022 and has a net fiscal impact of $1.8 million in FY2022 and $3.8 million in FY2023. *Laws of Minnesota, First Special Session, chapter 7, article 13, section 11.*

Effective October 1, 2021, Minn. Stat. §§256B.69, subdivision 2 and 256B.85, subdivisions 11 and 14, are amended to apply 10.1 percent rate increase for personal care assistant (PCA) services, and 49.7 percent for qualified professionals providing PCA supervision. This change has a net fiscal impact of $36.7 million in FY2022 and $43.1 million in FY2023. *Laws of Minnesota 2021*, *First Special Session, Chapter 7, Article 13 sections 48, 49 and 55*.

Effective the later of January 1, 2022 or upon federal approval, a revision to Minn. Stat. 256B.0659, subdivision 17a, provides that the requirement for an enhanced rate to a recipient for personal care assistance services is reduced from twelve to ten hours or more hours. The change in the enhanced rate requirement also applies to Community First Services and Supports under section 256B.85 of Minnesota Statutes. This change has a net fiscal impact of $533,000 in FY2022 and $850,000 in FY2023. *Laws of Minnesota, First Special Session, chapter 7, article 13, sections 13, 14, 50 and 54.*

Effective the later of January 1, 2022 or upon federal approval, payment rates for home health services and home care nursing services under Minn. Stat. §256B.0651, subdivision 2, clauses (1) to (3) and respiratory therapy under Minn. Rules part 9505.0295, subpart 2.E, will increase by five percent from the rates in effect on December 21, 2021. This change has a net fiscal impact of $4 million in FY2022 and $9.8 million in FY2023. *Laws of Minnesota, First Special Session, chapter 7, article 13, section 74.*

Minnesota Interagency Council on Homelessness

Notice of Meeting

A meeting of the Minnesota Interagency Council on Homelessness has been scheduled for Tuesday, October 5, starting at 3:30 p.m. The meeting will be held virtually using Go To Webinar.

The Minnesota Interagency Council for Homelessness may conduct this meeting by telephone or electronic means, if the conditions of Minn. Stat. 13D.015 or 13D.021 are met. The Council will, to the extent practical, allow a person to monitor the meeting electronically and may require the person making a connection to pay for documented marginal costs that the Agency incurs as a result of the additional connection.

Minnesota Management & Budget

Budget Services Division

Notice of Rate for Provider Tax Research Credit

NOTICE IS HEREBY GIVEN that pursuant to *Minnesota Statutes* 295.53, Subdivision 4a and 4a(e), the research tax credit for companies subject to the gross earnings tax under *Minnesota Statutes* 295.52 shall be 0.5 percent of revenues for patient services used to fund expenditures for qualifying research conducted by an allowable research program in calendar year 2022.

For additional information, please call Josh Riesen, Executive Budget Officer, at (651) 201-8025.

Jim Schowalter
Commissioner

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/*

Minnesota Department of Agriculture

Pesticide and Fertilizer Management Division

Notice of Request for Proposal Agricultural Fertilizer Research and Education Council (AFREC)

The Minnesota Department of Agriculture (MDA) is requesting proposals for directing fertilizer research and outreach programs. The Minnesota Legislature established the Minnesota Agricultural Fertilizer Research and Education Program for directing fertilizer research and outreach program. The enabling legislation establishing the governing Agricultural Fertilizer Research and Education Council (AFREC) is Minnesota Statute 18C.70 and 18C.71. The Minnesota Legislature also established the funding mechanism for the program. This year, up to $1,000,000 generated by fertilizer sales from July 1, 2020, to June 30, 2021, is available for this Request for Proposals (RFP). Any organization, research entity, individual, or business with agricultural research capability is eligible to apply and receive funding. This includes farmers/farmer networks, institutions of higher education, research institutions, nonprofit organizations, urban agriculture, agricultural cooperatives, and agricultural businesses with research capabilities.

Eligible Projects

Eligible project activities include research that addresses one or more of the activities as defined by Minnesota Statute 18C.71. These activities include research, education, technology transfer related to the production and application of commercial fertilizer, soil amendments, and other plant amendments. AFREC's goal is to have projects selected and contracts executed prior to the 2022 cropping season.

RFP is available on line at ***https://www.mda.state.mn.us/business-dev-loans-grants/agricultural-fertilizer-research-and-education-council-afrec***

Please direct questions to: Margaret Wagner at the Minnesota Department of Agriculture

E-mail: ***Margaret.Wagner@state.mn.us***
Phone: 651-201-6488

Questions will be accepted until November 12, 2021 at 4:00 p.m. Answers will be posted on the ***Questions and Answers*** portion of the AFREC Grant webpage.

Questions should not be submitted through other means. MDA employees are not authorized to provide advice on any applications. Applicants who solicit or receive advice from unauthorized MDA employees may be disqualified from eligibility for a grant award

Submission of Proposal Deadline

Grant applicants are required to submit proposals through the Minnesota Department of Agriculture ***online application system***.

All applications must be received online by midnight CST, on November 24, 2021. Late applications will not be considered. The MDA is not responsible for any technical or logistical problems resulting in the MDA not receiving the application on time. It is the responsibility of the applicant to ensure that submission is received by the MDA before the

deadline.

This request does not obligate the State to award or complete the work contemplated in this notice. The State reserves the right to cancel this RFP if it is in its best interest. All expenses incurred in responding to this notice are solely the responsibility of the responders.

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 Department of Transportation (MnDOT)

Office of Civil Rights

Request for Proposals for Micro Grant

MnDOT requests responses from certified small businesses who are seeking financial assistance for eligible expenses that increase their business capacity and/or industry knowledge to assist in their pursuit of MnDOT projects/contracts.

Responses must be received no later than 2:00 p.m. Central Standard Time on April 29, 2022 or until funding is exhausted. Late responses will not be considered.

To view the RFP go to: ***https://www.dot.state.mn.us/civilrights/rfps.html***.

For more information, visit: ***https://www.dot.state.mn.us/civilrights/micro-grant.html.***

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)

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.

Department of Employment and Economic Development

Office of Broadband Development

Notice of Request for Proposals (RFP) for Broadband Data Collection and Mapping

NOTICE IS HEREBY GIVEN that the Office of Broadband Development at the Minnesota Department of Employment and Economic Development (DEED) is soliciting proposals from qualified vendors for broadband data collection and mapping services. The full Request for Proposals (RFP) is available at: ***https://mn.gov/deed/about/contracts/open-rfp.jsp***

All requirements and information, as well as proposal delivery instructions are contained in the RFP. Inquiries regarding the RFP may be directed by email to Diane Wells, Office of Broadband Development at ***diane.wells@state.mn.us*** Deadline for inquiries is Thursday, October 7, 2021 at 4:00 p.m. Other department personnel are NOT allowed to discuss the Request for Proposal with anyone, including responders, before the proposal submission deadline.

Proposals must be emailed to: Diane Wells, Office of Broadband Development, Minnesota Department of Employment and Economic Development at diane.wells@state.mn.us. Proposals must be received NO later than **4:00 PM, Wednesday, October 27, 2021**; late responses will not be considered. The Department of Employment and Economic Development reserves the right to reject any or all proposals, to waive any irregularities or informalities, and to cancel the solicitation if it is considered to be its own best interest. This Request for Proposals does not obligate DEED to award a contract.

Department of Health

Request for Proposals for Minnesota All Payer Claims Database Process Support

PROJECT NAME: Minnesota All Payer Claims Database Process Support

DETAILS: The Minnesota Department of Health is requesting proposals for the purpose of rapidly enhancing the Minnesota All Payer Claims Database (MN APCD) across a number of aspects so that it can be effectively used by a broader set of users and for novel applications, as stipulated by state statute (MS 62U.04, Minnesota Laws of 2021, 1st Special Session, chapter 7, article 3, section 42) and the federal No Surprises Act. It is the goal of this project to strengthen the MN APCD and expedite implementation of key activities by adding expertise in planning, operations, communication, legislative analysis, and information technology implementation. To support its vision, MDH is seeking proposals from qualified and cost-effective firms to provide process support services to improving timeliness, quality, functionality, technology setup, and effective use of the data. The initial tasks include but are not limited to completing environmental scans, conducting meeting facilitation, developing project plans, writing procurement documents, providing contract management support, and performing key project implementation functions under the supervision of the state.

Work is anticipated to start after November 22, 2021.

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

Karl Fernstrom, Manager
Health Policy – Health Economics Program
karl.fernstrom@state.mn.us

PROPOSAL DEADLINE: Proposals in response to the Request for Proposals in this advertisement must be received by email not later than **11:59 pm, Central Time, October 25, 2021. Late proposals will not be considered**. Mailed, couriered, hand-delivered, or faxed proposals will not be considered.

This request does not obligate the State of Minnesota to award a contract or complete the proposed program, and the State reserves the right to cancel this solicitation if it is considered in its best interest. All costs incurred in responding to this solicitation will be borne by the responder.

Minnesota Historical Society (MNHS)

Request for Proposals for Trails and Landscape Rehabilitation at Split Rock Lighthouse

The Minnesota Historical Society (MNHS) is soliciting proposals from qualified consultants to work collaboratively with MNHS to provide design services related to accessibility, trails, and landscape rehabilitation at Split Rock Lighthouse (SRL) historic site located in Two Harbors, Minnesota. Services should include, but may not be limited to, design development, structural assessments, construction and maintenance cost estimates, and preparation of construction documents. This is a prevailing wage project.

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

There will be a **MANDATORY** pre-bid meeting for all interested parties on **Thursday, October 7, 2021 at 11:30 A.M.** Local Time at Split Rock Lighthouse, 3713 Split Rock Lighthouse Road, Two Harbors, Minnesota 55616. **Masks are required and must worn while indoors during the pre-bid meeting regardless of vaccination status following MNHS making policy for site visitors as of September 1, 2021. Attendees should bring their own mask.**

Please note that to access the historic site, attendees will need to pass through the State Park.

All bids must be received by email to Mary Green Toussaint, Contract/ Purchasing Manager, at ***mary.green-toussaint@mnhs.org*** no later than **2:00 P.M. Wednesday, October 20, 2021**. Due to the ongoing pandemic, there will be no public bid opening.

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***

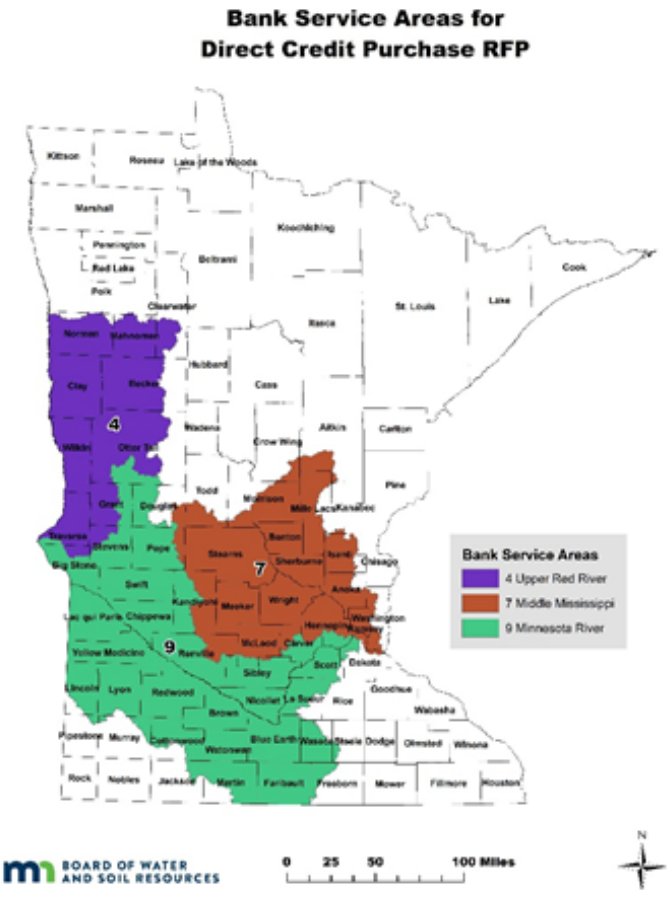
If you have any questions regarding this notice, or are having problems viewing the information on the Consultant Services website, please all the Consultant Services Help Line at 651-366-4611, Monday – Friday, 9:00am – 4:00pm.

Board of Water and Soil Resources (BWSR)

Request for Proposals for Direct Wetland Credit Purchase

Project Name: Direct Wetland Credit Purchase

Details: The Minnesota Board of Water and Soil Resources (BWSR), acting on behalf of the Minnesota Department of Transportation (MnDOT), is posting a request for proposals (RFP) to purchase wetland replacement credits from established wetland banks to offset wetland impacts resulting from public road projects in Minnesota. BWSR is requesting proposals from wetland bank account holders from project sites located in Bank Service Areas (BSA): 4, 7, and 9 as illustrated in the adjacent figure.



Proposals will only be accepted for Circular 39 wetland credit types 2, 3, 6, 1, 7, and 4, (*listed in order of preference*), that have been approved by a local government unit per the Wetland Conservation Act (WCA) and by the U.S. Army Corps of Engineers per the Federal Clean Water Act.

BWSR will verify that all credits identified in the

proposals are both state and federally approved and not currently in transfer accounts. Once the credits are verified, proposals will be evaluated based on the following criteria:

- Bank service area
- Wetland plant community type
- Credit amounts proposed
- Price per credit.

Proposal Documents: Proposal forms and additional information are available on the BWSR website at ***https://bwsr.state.mn.us/local-government-road-wetland-replacement-program***. The submission forms can also be obtained by an email request with "**RFP DCP Request**" in the subject line to ***Dennis.rodacker@state.mn.us***.

Proposal Deadline: Proposals can be received by email, U.S Mail or courier no later than 2:30 p.m. Central Time, October 18, 2021.

U.S Mail or Courier:
Minnesota Board of Water and Soil Resources
ATTN: 2021 DCP RFP
520 Lafayette Rd North
St Paul, MN 55155

Email:
Dennis.rodacker@state.mn.us
SUBJECT LINE: 2021 DCP RFP
Ensure all documents are attached

This request does not obligate the State to accept the proposals submitted in response to this notice and reserves the right to cancel this solicitation at any time. All expenses incurred in responding to this notice are solely the responsibility of the applicant.

Minnesota Zoo

Request for Proposals for Market Segmentation Model and Direct Mail Services

PROJECT NAME: Market Segmentation Model and Direct Mail Services

DETAILS: The Minnesota Zoo is soliciting proposals from qualified vendors to develop and execute marketing direct mail services for the Minnesota Zoo's membership department. The Minnesota Zoo is seeking a collaborative relationship to drive the execution of direct mail campaigns and digital campaigns to understand its current constituent base and potential supporters in order to maintain a solid constituent support system and increase revenue. Distinct goals include advisement on best channels and campaign execution, discussion of list acquisition and priorities, improve yield from all strategies, and capitalize on market potentials for members and donors in identified northwest and western counties of the Twin Cities, while maintaining a certain market penetration in the south metro.

Work is anticipated to start after November 1, 2021.

COPY REQUEST: To receive a copy of the Request for Proposals, please send a written request by email to: Melissa Warhol, Memberhip Operations, ***melissa.warhol@state.mn.us***

PROPOSAL DEADLINE: Proposals in response to the Request for Proposals in this advertisement must be received by email not later than **5:00, Central Time, October 18, 2021. Late proposals will not be considered.**

This request does not obligate the State of Minnesota to award a contract or complete the proposed program, and the State reserves the right to cancel this solicitation if it is considered in its best interest. All costs incurred in responding to this solicitation will be borne by the responder.

Non-State Public Bids, Contracts & Grants

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

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

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2021 Emergency Power Upgrades P11

Airport Location:	**Minneapolis-St. Paul International Airport**
Project Name:	**2021 Emergency Power Upgrades P11**
MAC Contract No:	**106-2-976**
Bids Close At:	**2:00 p.m. on Thursday, October 14, 2021**
Bid Opening At:	**3:00 p.m. on Thursday, October 14, 2021 via teleconference**
Teleconference Dial In #:	**+16124056798**
Conference ID #:	**681090675#**

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. The scope of work for this project includes the installation of a new feeder from Terminal 1 Valet area to the G Concourse generator distribution panel and the subsequent removal of the G Concourse generator.

Note: You can sign up on our Web site (***www.metroairports.org***) to receive email notifications of new business opportunities or go directly to ***MAC's E-News Subscription Service*** and choose this and other topics about which you are interested.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of Targeted Group Businesses on this project is 7%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Alliiance; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete digital set at ***http://www.franzrepro.com***. Click on the "Plan Rooms" tab and select the "Franz Public Plan Room". Bidders may download the complete set of digital bidding documents for $ 50.00 by entering **106-2-976-00** in the "search projects" box then click "refresh/search" button. Contact Franz at 763-503-3401 or ***support@franzrepro.com*** for assistance. Hard copy drawings and specifications are available for purchase at Bidders expense.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on September 20, 2021, at MAC's web address of ***Construction Bids Website*** (construction bids).

Metropolitan Airports Commission (MAC)
Notice of Call for Bids for 2021 Energy Savings Program P2

Airport Location:	**Minneapolis-St. Paul International Airport**
Project Name:	**2021 Energy Savings Program P2**
MAC Contract No:	**106-2-964**
Bids Close At:	**2:00 p.m. on Thursday, October 14, 2021**
Bid Opening At:	**3:00 p.m. on Thursday, October 14, 2021 via teleconference**
Teleconference Dial In #:	**+16124056798**
Conference ID #:	**681090675#**

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. The scope of work includes demolition and replacement of chilled water and DX fan coil units; installation of new and modified chilled water piping; installation of a new exhaust fan and ductwork; removal and replacement of ceiling lights

Note: You can sign up on our Web site (***www.metroairports.org***) to receive email notifications of new business opportunities or go directly to ***MAC's E-News Subscription Service*** 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.

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Alliiance; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete digital set at ***http://www.franzrepro.com***. Click on the "Plan Rooms" tab and select the "Franz Public Plan Room". Bidders may download the complete set of digital bidding documents for $ 50.00 by entering **106-2-964-00** in the "search projects" box then click "refresh/search" button. Contact Franz at 763-503-3401 or ***support@franzrepro.com*** for assistance. Hard copy drawings and specifications are available for purchase at Bidders expense.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on September 20, 2021, at MAC's web address of ***Construction Bids Website*** (construction bids).

Metropolitan Airports Commission (MAC)
Notice of Call for Bids for 2021 MAC Technology Upgrades – IVISN & TRs

Airport Location:	**Minneapolis-St. Paul International Airport**
Project Name:	**2021 MAC Technology Upgrades – IVISN & TRs**
MAC Contract No:	**106-2-970**
Bids Close At:	**2:00 p.m. on Thursday, October 14, 2021**
Bid Opening At:	**3:00 p.m. on Thursday, October 14, 2021 via teleconference**
Teleconference Dial In #:	**+16124056798**
Conference ID #:	**681090675#**

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040-28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. This project includes the build-out of two Telecommunications Rooms in Terminal 1 Concourse C and

Concourse G. The project also includes IVISN camera replacement and upgrades throughout Terminal 1, Terminal 2, Gates, and MSP campus locations.

Note: You can sign up on our Web site (***www.metroairports.org***) to receive email notifications of new business opportunities or go directly to ***MAC's E-News Subscription Service*** 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 9%.

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 Alliiance; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete digital set at ***http://www.franzrepro.com***. Click on the "Plan Rooms" tab and select the "Franz Public Plan Room". Bidders may download the complete set of digital bidding documents for $ 50.00 by entering **106-2-970-00** in the "search projects" box then click "refresh/search" button. Contact Franz at 763-503-3401 or ***support@franzrepro.com*** for assistance. Hard copy drawings and specifications are available for purchase at Bidders expense.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on September 20, 2021, at MAC's web address of ***Construction Bids Website*** (construction bids).

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2021 Plumbing Infrastructure Upgrade Program

Airport Location:	**Minneapolis-St. Paul International Airport**
Project Name:	**2021 Plumbing Infrastructure Upgrade Program**
MAC Contract No.:	**106-2-947**
Bids Close At:	**2:00 p.m., Tuesday, October 12, 2021**
Bid Opening:	**3:00 p.m., Tuesday, October 12, 2021**
Teleconference Dial in #	**+16124056798**
Conference ID #:	**681090675#**

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040-28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. This project includes mechanical, electrical, controls, and general work.

Note: You can sign up on our Web site (***www.metroairports.org***) to receive email notifications of new business opportunities or go directly to ***MAC's E-News Subscription Service*** 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.

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Michaud Cooley Erickson; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders

desiring bidding documents may secure a complete set at ***http://www.franzrepro.com***. Click on the "Plan Rooms" tab and select the "Franz Public Plan Room". Bidders may download the complete set of digital bidding documents for $50.00 by entering **106-2-947-00** in the "search projects" box then click "refresh/search" button. Contact Franz at 761-503-3401 or ***support@franzrepro.com*** for assistance. Hard copy drawings and specifications are available for purchase at Bidders expense.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on September 20, 2021, at MAC's web address of ***Construction Bids Website*** (construction bids).

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2021 Public Safety & Card Access Modifications

Airport Location:	**Minneapolis-St. Paul International Airport**
Project Name:	**2021 Public Safety & Card Access Modifications**
MAC Contract No:	**106-2-969/971**
Bids Close At:	**2:00 p.m. on Tuesday, October 12, 2021**
Bid Opening At:	**3:00 p.m. on Tuesday, October 12, 2021 via teleconference**
Teleconference Dial In #:	**+16124056798**
Conference ID #:	**681090675#**

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. The work consists of providing Secured Area Access Control Systems (SAACS) to existing doors located throughout the MSP Campus, including but not limited to Terminal 1, Terminal 2, FAA Tower and several out-buildings & Field Gates.

Note: You can sign up on our Web site (***www.metroairports.org***) to receive email notifications of new business opportunities or go directly to ***MAC's E-News Subscription Service*** and choose this and other topics about which you are interested.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of Targeted Group Businesses on this project is 7%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Alliiance; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete digital set at ***http://www.franzrepro.com***. Click on the "Plan Rooms" tab and select the "Franz Public Plan Room". Bidders may download the complete set of digital bidding documents for $ 50.00 by entering **106-2-969/971-00** in the "search projects" box then click "refresh/search" button. Contact Franz at 763-503-3401 or ***support@franzrepro.com*** for assistance. Hard copy drawings and specifications are available for purchase at Bidders expense.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on September 20, 2021, at MAC's web address of ***Construction Bids Website*** (construction bids).

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2021 Telecommunications Room Equipment and Continuity (TREC) P10

Airport Location:	**Minneapolis-St. Paul International Airport**
Project Name:	**2021 Telecommunications Room Equipment and Continuity (TREC) P10**
MAC Contract No:	**106-2-919**
Bids Close At:	**2:00 p.m. on Tuesday, October 12, 2021**
Bid Opening At:	**3:00 p.m. on Tuesday, October 12, 2021 via teleconference**
Teleconference Dial In #:	**+16124056798**
Conference ID #:	**681090675#**

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. The work consists of minor demolition, mechanical, electrical, technology, and associated architectural work for remodeling of Telecommunications Rooms in Terminal 2 Orange Ramp.

Note: You can sign up on our Web site (***www.metroairports.org***) to receive email notifications of new business opportunities or go directly to ***MAC's E-News Subscription Service*** and choose this and other topics about which you are interested.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of Targeted Group Businesses on this project is 7%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Alliiance; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete digital set at ***http://www.franzrepro.com***. Click on the "Plan Rooms" tab and select the "Franz Public Plan Room". Bidders may download the complete set of digital bidding documents for $ 50.00 by entering **106-2-919-00** in the "search projects" box then click "refresh/search" button. Contact Franz at 763-503-3401 or ***support@franzrepro.com*** for assistance. Hard copy drawings and specifications are available for purchase at Bidders expense.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on September 20, 2021, at MAC's web address of ***Construction Bids Website*** (construction bids).

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2021 Terminal 1 Miscellaneous Modifications

Airport Location:	**Minneapolis-St. Paul International Airport**
Project Name:	**2021 Terminal 1 Miscellaneous Modifications**
MAC Contract No:	**106-2-950**
Bids Close At:	**2:00 p.m. on Thursday, October 14, 2021**
Bid Opening At:	**3:00 p.m. on Thursday, October 14, 2021 via teleconference**
Teleconference Dial In #:	**+16124056798**
Conference ID #:	**681090675#**

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. The work of this project includes several small projects at Terminal 1

Note: You can sign up on our Web site (***www.metroairports.org***) to receive email notifications of new business opportunities or go directly to ***MAC's E-News Subscription Service*** and choose this and other topics about which you are interested.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of Targeted Group Businesses on this project is 7%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Alliiance; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete digital set at ***http://www.franzrepro.com***. Click on the "Plan Rooms" tab and select the "Franz Public Plan Room". Bidders may download the complete set of digital bidding documents for $ 50.00 by entering **106-2-950-00** in the "search projects" box then click "refresh/search" button. Contact Franz at 763-503-3401 or ***support@franzrepro.com*** for assistance. Hard copy drawings and specifications are available for purchase at Bidders expense.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on September 20, 2021, at MAC's web address of ***Construction Bids Website*** (construction bids).

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2021 Electrical Substation Replacement P1

Airport Location:	**Minneapolis-St. Paul International Airport**
Project Name:	**2021 Electrical Substation Replacement P1**
MAC Contract No.:	**106-2-973**
Bids Close At:	**2:00 p.m., Tuesday, October 12, 2021**
Bids Open At:	**3:00 p.m., Tuesday, October 12, 2021 via teleconference**
Dial In Number:	**+16124056798**
Conference ID:	**681090675#**

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040-28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. This project provides for demolition, general construction, and electrical construction work.

Note: You can sign up on our Web site (***www.metroairports.org***) to receive email notifications of new business opportunities or go directly to ***MAC's E-News Subscription Service*** and choose this and other topics about which you are interested.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of Targeted Group Businesses on this project is 7%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Miller Dunwiddie; at the Minnesota Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete digital set at ***http://www.questcdn.com***. Bidders may download the complete set of digital bidding documents for $25.00 by entering eBidDoc™ **#8027015** in the "Search Projects" page. Contact

Quest Construction Data Network at 952-233-1632 or ***info@questcdn.com*** for assistance. Hard copy drawings and specifications will not be made available to Bidders.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on September 27, 2021, at MAC's web address of ***Construction Bids Website*** (construction bids).

Metropolitan Airports Commission (MAC)

Notice of Call for 2021 Fire Alarm System Transition (P7)

Airport Location:	**Minneapolis-St. Paul International Airport**
Project Name:	**2021 Fire Alarm System Transition (P7)**
MAC Contract No.:	**106-3-654**
Bids Close At:	**2:00 p.m., Thursday, October 14, 2021**
Bids Open At:	**3:00 p.m., Thursday, October 14, 2021 via teleconference**
Dial In Number:	**+16124056798**
Conference ID:	**681090675#**

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. The scope includes interior and exterior work to improve reliability, redundancy, and resiliency of the fire alarm equipment, monitoring, and response functions at Minneapolis-St. Paul International Airport. pecification.

Note: You can sign up on our Web site (***www.metroairports.org***) to receive email notifications of new business opportunities or go directly to ***MAC's E-News Subscription Service*** 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 5%.

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 Michaud Cooley Erickson; 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 Park, MN 55430; PH: 763-503-3401; FX: 763-503-3409; Make checks payable to: Michaud Cooley Erickson. 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 September 27, 2021, at MAC's web address of ***Construction Bids Website*** (construction bids).

Metropolitan Airports Commission (MAC)

Request for Qualifications for Environmental Documentation Services

The Metropolitan Airports Commission (MAC) is requesting Statements of Qualifications (SOQs) from firms interested in providing environmental documentation services for planned construction projects at Airlake Airport in Lakeville, MN, Anoka County-Blaine Airport in Anoka, MN, and Flying Cloud Airport in Eden Prairie, MN. The selected firm will work closely with MAC staff and required planning services which include, but are not limited to, scoping, analyses and document preparation necessary to comply with federal and Minnesota environmental review requirements for airport projects. All submittals must be received by MAC prior to 4:00 p.m. on Tuesday, October 19,

2021. For a copy of the RFQ, please go to the following link: ***http://metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx***. Materials will be made available on the MAC website starting Tuesday, September 28, 2021. Direct questions to: Lydia I. Werner, CM, Airport Planner, Metropolitan Airports Commission, 6040 28th Ave. S., Minneapolis, MN 55450 Phone: 612.467.0532, Fax: 612.794.4407, E-mail: ***lydia.werner@mspmac.org***.

Metropolitan Airports Commission (MAC)

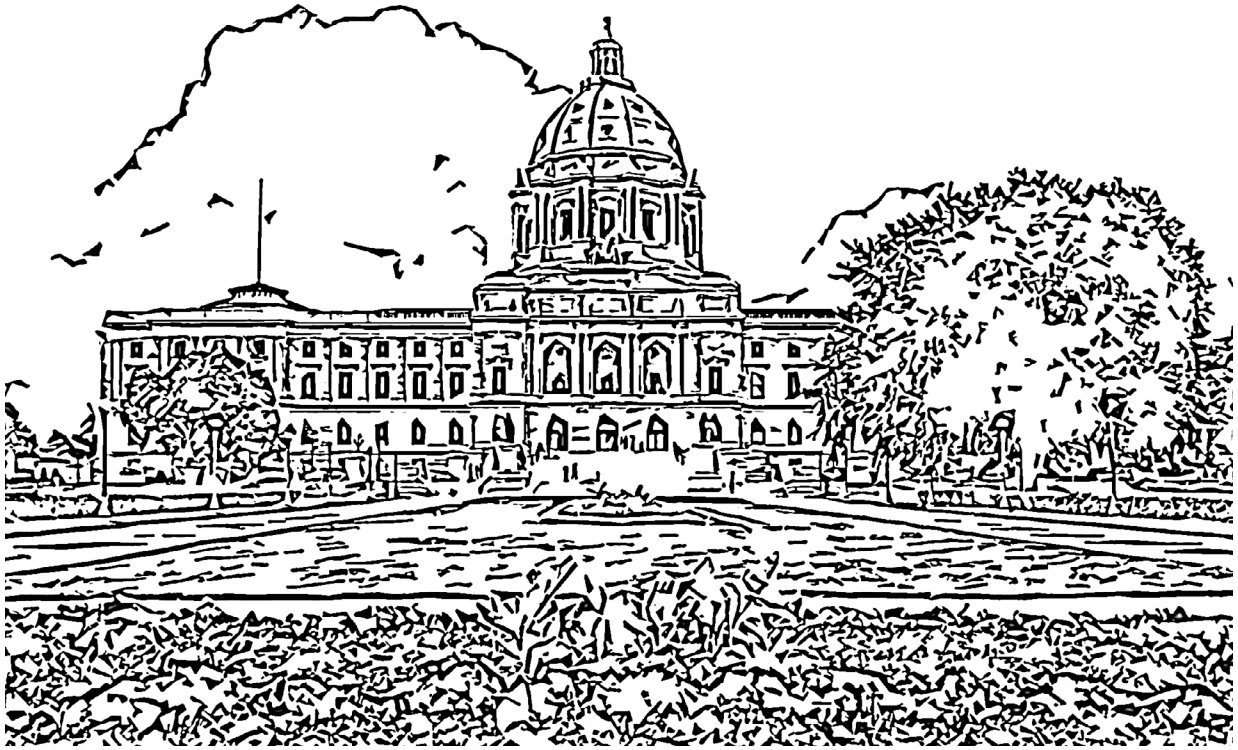
Request for Statements of Qualification for Bond Counsel Services

The Metropolitan Airports Commission ("MAC") is requesting Statements of Qualifications (SOQ) from law firms interested in assisting MAC with Bond Counsel Services.

MAC's Request for Qualifications for Bond Counsel Services is available on the following website at: ***http://www.metroairports.org/business/solicitations/default.aspx*** (Select: Solicitations/Request for Qualifications/Bond Counsel Services Request for Qualifications).

You may also contact Wendy Jo Cornelius, Manager, Legal Administration, at ***wendy.cornelius@mspmac.org*** with any questions by or before Wednesday, October 6, 2021.

The SOQs are due on or before 4:00 p.m. on Wednesday, October 20, 2021.




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MINNESOTA
STAY SAFE MN