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Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules; Executive Orders; Appointments; Commissioners' Orders; Revenue Notices; Official Notices; State Grants & Loans; State Contracts; Non-State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 23 January 2023

Volume 47, Number 30

Pages 705 - 736

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- **Withdrawn Rules**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. 47 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)
#31	Monday 30 January	Noon Tuesday 24 January	Noon Thursday 19 January
#32	Monday 6 February	Noon Tuesday 31 January	Noon Thursday 26 January
#33	Monday 13 February	Noon Tuesday 7 February	Noon Thursday 2 February
#34	Tuesday 21 February	Noon Tuesday 14 February	Noon Thursday 9 February

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

THE MINNESOTA STATE REGISTER IS PUBLISHED by the Communications Division, Department of Administration, State of Minnesota, pursuant to Minnesota Statutes § 14.46 and is available on-line at: https://mn.gov/admin/bookstore/register.jsp

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MN Judicial Center, Rm. 135,
25 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155
http://www.mncourts.gov

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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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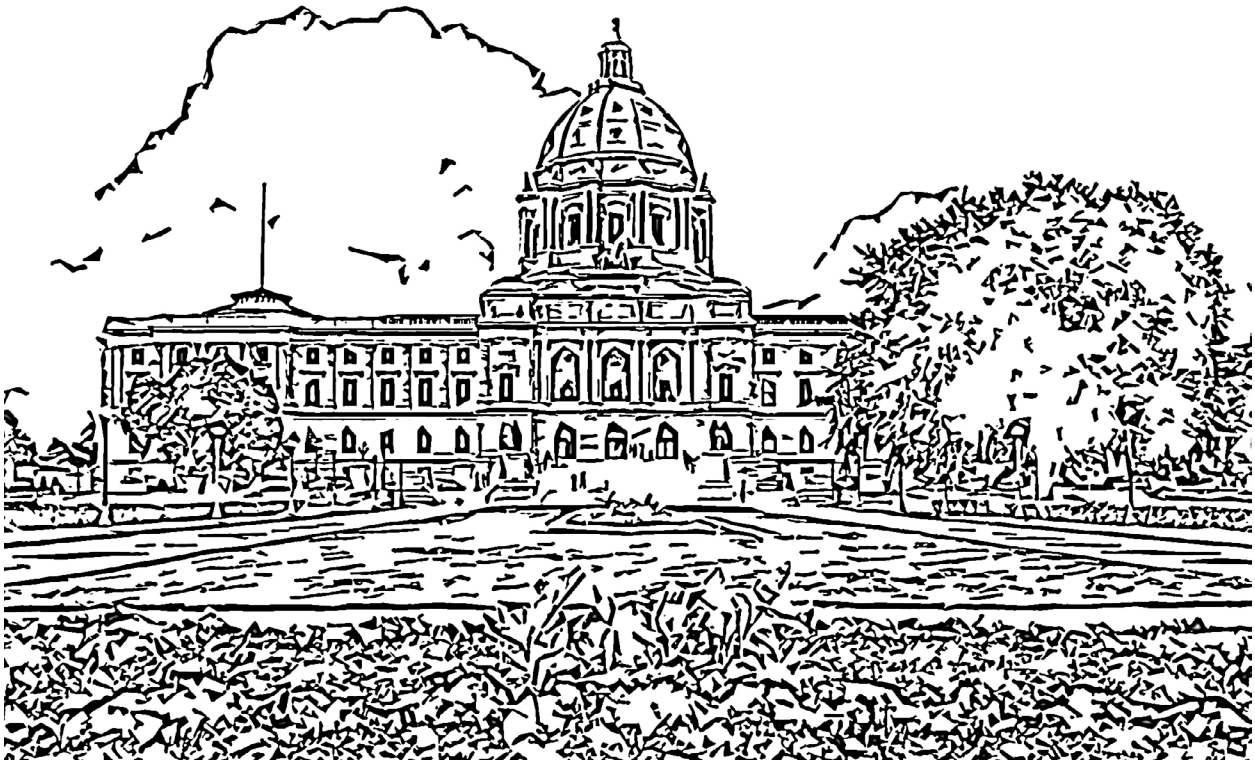
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Minnesota Rules: Amendments and Additions

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

Volume 47 - Minnesota Rules

(Rules Appearing in Vol. 47 Issues #1-26 are in Vol. 47, #26 - Tuesday 27 December 2022)

Volume 47, #30

Tuesday 3 January 2023 - Monday 23 January

Racing Commission

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Proposed Rules

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

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

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

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

Minnesota Racing Commission

Proposed Permanent Rules Relating to Horse Racing Integrity and Safety; 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 Number R-04762

Proposed Amendment to Rules Governing Horse Racing, Definitions, Stabling, Class C Licenses, TB/QH Races, Harness Races, Horse Medication, Medical Testing, Breeders' Fund and Prohibited Acts, Minnesota Rules, Chapters 7869, 7876, 7877, 7883, 7884, 7890, 7892, 7895 and 7897

Introduction. The Minnesota Racing Commission intends to adopt rules without a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. If, however, 25 or more persons submit a written request for a hearing on the rules by 4:30 p.m. on Wednesday, February 23rd, 2023, the Minnesota Racing Commission will hold a public hearing via WebEx. An Administrative Law Judge will conduct the hearing starting at 9:30 AM on Tuesday, March 14th, 2023, and continuing until the hearing is completed. To find out whether the Minnesota Racing Commission will adopt the rules without a hearing or if it will hold the hearing, you should contact the agency contact person after February 23rd, 2023, and before March 14th, 2023. If a hearing is held you may participate by using the link below.

To join through an internet connection

Enter ***https://minnesota.webex.com***
Event number (access code): 2496 276 6032, Event password: HorseRacing

Agency Contact Person. Submit any comments or questions on the rules or written requests for a public hearing to the agency contact person. The agency contact person is Chad Peterson at the Minnesota Racing Commission, 15201 Zurich Street STE 212, Columbus MN, 55025 at 651-925-3951(phone), 651-925-3953 (fax), and ***chad.peterson1@state.mn.us*** (email).

Subject of Rules and Statutory Authority. The proposed rules updates stive to keep Minnesota Racing Commission rules current and relevant as the industry evolves. This rulemaking initiative will modify, clarify, and update various existing MRC rules pertaining to licensing, animal welfare, and the safety of all participants. There is an emphasis on horse health, veterinary practices, medications, and racing rules. Many of these changes are necessitated by new Federal legislation. Following is a summary of the changes.

7869.0100 Subp. 32b. **Definitions.**
This definition is being added to define "Horseracing Integrity and Safety Act" which created the Horse Racing and Safety Authority (HISA)

7869.0100, Subp. 32c. **Definitions.**
This definition is being added to define "HorseRacing Integrity and Safety Authority (HISA)" which is used elsewhere in the rules.

7869.0100, Subp. 32d. **Definitions.**
This definition is being added to define "HorseRacing Integrity and Safety Authority (HISA) Covered Horse" which is used elsewhere in the rules.

7869.0100, Subp. 32e. **Definitions.**
This definition is being added to define "HorseRacing Integrity and Safety Authority (HISA) Covered Horse Race" which is used elsewhere in the rules.

7869.0100, Subp. 32f. **Definitions.**
This definition is being added to define "HorseRacing Integrity and Welfare Unit (HIWU)" which is used elsewhere in the rules.

7869.0100, Subp. 51a. **Definitions.**
This definition is being updated to modify what constitutes the minimum and maximum number of races required for a racing day and provides language for cancellation due to several factors.

7869.0100, Subp. 56a. **Definitions.**
This definition is being added to define "Ship in" which is used elsewhere in the rules.

7876.0100, Subp. 10. **Original Certificate of Veterinary inspection.**
This proposed rule changes the length of time a certificate of veterinary inspection (CVI) is valid, adds a requirement for an influenza vaccination, updates the method of CVI submission to the Commission, and clarifies the duration of CVI's for HISA and non-HISA covered horses for on-track stabling.

7876.0110, Subp. 4. **Original Certificate of Veterinary inspection.**
This proposed rule changes the length of time a certificate of veterinary inspection (CVI) is valid, adds a requirement for an influenza vaccination, updates the method of CVI submission to the Commission, and clarifies the duration of CVI's for HISA and non-HISA covered horses for on-track stabling.

7876.0120, Subp. 1. **Certificate of Veterinary inspection.**

This proposed rule changes the length of time a certificate of veterinary inspection (CVI) is valid, adds a requirement for an influenza vaccination, updates the method of submission to the Commission, and clarifies the duration of the CVI for HISA and non-HISA covered horses for on-and off-track stabling.

7877.0170, Subp. 2. P Trainers.

This change updates the trainer's responsibilities for providing a certificate of veterinary inspection and required vaccinations and provides the method of submission to the Commission.

7877.0170, Subp. 2. X. **Trainers.**

This rule is being added to clarify responsibilities for Standardbred trainers including-horse custody, stabling and entering horses into races.

7877.0170, Subp. 9. **Veterinarians.**

This rule is changed to require the Commission to report rulings or violations against a veterinarian to the Minnesota Board of Veterinary Medicine.

7877.0170, Subp. 10. **Pony Riders.**

This change updates responsibilities for anyone bringing a pony horse onto the grounds. It updates the days the certificate of inspection (CVI) is valid, adds a requirement for influenza vaccination, and changes the method of CVI submission to the Commission.

7877.0175, Subp. 8b. **Veterinarian's List.**

This change adds horses to the veterinarian's list that are barred from racing for the life of the horse or have been treated with shock wave therapy.

7877.0175, Subp. 8f. **Nerved horses.**

This rule change removes the list of nerved horses from use by the Commission.

7877.0175, Subp. 8g. **Pregnant mares and fillies.**

This change removes the term fillies, as its use is improper in this context.

7879.0200, Subp. 2. **Specific duties and responsibilities of stewards.**

This rule change extends the deadline for stewards to sign reports from 24 to 72 hours.

7883.0100, Subp. 2a. **Prohibited starters.**

This rule change prohibits horses that tested positive for a prohibited substance in a qualifying trial for racing in that future race and clarifies which horse will replace the prohibited horse in that future race.

7883.0100, Subp. 6. E. **Prohibited entries.**

This rule change prohibits the entry of a Thoroughbred or Quarter Horse 12 years of age of older in a race. This is a reduction from 14 years of age or older.

7883.0100, Subp. 6. K. **Prohibited entries.**

This rule is being added to prohibit the entry of racehorse that is six years old or older and has not started or won a race or that has not started a race in 3 or more years.

7883.0120, Subp. 1c. **Drawing horses into a race from also-eligible list.**

This rule is being removed.

7883.0140, Subp. 22A. **Claimed horse shall race at track claimed.**

This rule change updates the minimum number of days from 30 to 60 days before a claimed horse can race at a track other than the track where it was claimed. It also removes the requirement that a claimed horse make a subsequent start at the racetrack where it was claimed.

7884.0120, Subp. 13A. **Horses denied entry.**
This rule change is made to clarify that a horse listed on the veterinarian's list may enter a race but not participate in a race until the removal date listed on the veterinarian's list has passed.

7884.0120, Subp. 13B. **Horses denied entry.**
This section is being renumbered for clarity.

7884.0120, Subp. 13C.**Horses denied entry.**
This rule denies entry to races for any horse that is barred, suspended or ineligible for racing in other racing jurisdictions than Minnesota.

7884.0120, Subp. 18. **Declaring hobbles.**
This rule is added to give trainers the option of racing with or without hobbles in a Standardbred harness race regardless of qualification and addresses when this situation would be treated as an equipment change.

7884.0170, Subp. 1. **Stewards to approve scratches.**
This rule adds a requirement that horses on the grounds scratched for veterinary reasons be examined by a commission veterinarian and the stewards be notified prior to the scratch being made final.

7884.0170, Subp 4. **Scratched as unsound.**
This rule adds an official workout as an acceptable alternative to a horse requalifying if the horse had been scratched as unsound.

7884.0190, Subp. 2. C. **Horses required to compete in qualifying races for race meets longer than two weeks.**
This rule change clarifies that if a horse has not started for a period of 45 days, on the 45th day it becomes ineligible.

7884.0190, Subp. 2a. C. **Horses required to compete in qualifying races regardless of duration of meet.**
This rule is being reworded and shortened for clarity.

7884.0190, Subp. 8. **Medications.**
This change removes the requirement that a randomly selected horse participating in a qualifying race test negative prior to reentry. This applies only to horses not on the veterinarian's list.

7884.0190, Subp. 2. **Conduct after word "go" is given.**
This rule is being amended to shorten the length of the whip allowed and changes an allowed built-in snapper to a built-in popper as part of the total whip length.

7890.0100, Subp. 21 **Veterinarian's list.**
The rule is being updated by changing the referenced subpart from 7877.0175 Subp.8 to 7877.0175 Subp. 8b.

7890.0110, Subp. 5. **Discontinuance of treatments.**
This rule is being updated to strike language related to the use of corticosteroids as it has been changed elsewhere in the rules.

7890.0140, Subp. 1. **Examination of bleeders.**
This rule removes the reference to the bleeders list and also removes redundant language.

7890.0140, Subpart 2. **Confirmation of bleeder must be certified.**
This rule is being removed.

7890.0140, Subp. 3. **Bleeders imported from other jurisdictions.**
This rule is being renumbered from subpart "3" to "2" and removal of references to the time of transmission of the information is being removed from the rule.

7890.0140, Subp. 4. **Horses placed on bleeder list.**
This rule is being renumbered from subpart "4" to "3" and removes reference and instructions for horses placed on the bleeders list and adds references to the veterinarians list.

7890.0140, Subp. 5. **Restrictions on bleeders.**
This rule is being renumbered from subpart "5" to "4" and changes "confirmed bleeders" to "bleeders."

7890.0140, Subp. 5. A. **Restrictions on bleeders.**
This amendment is removing the words "bleeders list" from the rule.-

7892.0110, **OUT OF COMEPTITION TESTING**
This change moves rule 7892.0120 Subp. C in its entirety to 7892.0110 Subpart 2a. Taking of Samples

7892.0120, Subp. 1. B. **Horses tested.**
This rule part is being amended to change the rule reference from "7877.0175 Subpart 8" to "7877.0175 Subpart 8b."

7892.0120, Subp. 1. C. **Horses tested.**
This rule section is being renumber to 7892.0110 Subpart 2a.

7892.0120, Subp. 1. D. **Horses tested.**
This rule section is being renumber subpart "D" to "C."

7892.0120, Subp. 1. E. **Horses tested.**
This rule section is being renumber subpart "E" to "D."

7892.0120, Subp. 1. F. **Horses tested.**
This rule section is being renumber subpart "F" to "E."

7895.0100, Subp. 9. **Onsite Visit.**
This rule is being added so facility managers, breeders and owners know that commission employees visit and verify the presence broodmares and stallions each year at locations participating in the Breeders' Fund program and requires their cooperation.

7895.0100, Subp. 10. **Identification of broodmare and stallion.**
This rule is being added to ensure the proper identification of broodmares and stallions.

7895.0125, Subp. 1. A. **Broodmare registration.**
This amendment adds the requirement that a broodmare's Jockey Club physical or digital certificate and registration application be submitted electronically to the Commission by March 15th of the current breeding year.

7895.0125, Subp. 2. A. **Stallion registration.**
This amendment adds the requirement for a stallion's Jockey Club physical or digital certificate and registration application be submitted electronically to the Commission by January 31 of the current breeding year.

7895.0350, Subp. 1. **Broodmare registration.**
This amendment adds the requirement that broodmare registration be submitted electronically to the Commission by March 15th of the current breeding year.

7895.0350, Subp. 2. **Stallion registration.**
This amendment adds the requirement that Stallion Registration be submitted electronically to the Commission.

7897.0100, Subp. 11. **Nerved horses.**
This rule change prevents a person from bringing a horse on the grounds that has been nerved.

7897.0100, Subp. 21.**Prohibited Acts.**
This definition is being amended to remove the word "filly."

The Racing Commission's statutory authority to adopt the rules is set forth in Minnesota Statutes section 240.03, 240.23 and 240.24.

The Racing Commission's statutory authority to adopt the rules is set forth in Minnesota Statutes section 240.23, which provides as follows:

The Commission has the authority, in addition to all other rulemaking authority granted elsewhere in this chapter to promulgate rules governing: (1) the conduct of horse races held at licensed racetracks in Minnesota, including but not limited to the rules of racing, standards of entry, operation of claiming races, filing and handling of objections, carrying of weights, and declaration of official results;(2) wired and wireless communications between the premises of a licensed racetrack and any place outside the premises;(3) information on horse races which is sold on the premises of a licensed racetrack;(4) liability insurance which it may require of all class A, class B, and class D licensees;(5) the auditing of the books and records of a licensee by an auditor employed or appointed by the commission;(6) emergency action plans maintained by licensed racetracks and their periodic review;(7) safety, security, and sanitation of stabling facilities at licensed racetracks;(8) entry fees and other funds received by a licensee in the course of conducting racing which the commission determines must be placed in escrow accounts;(9) affirmative action in employment and contracting by class A, class B, and class D licensees;(10) procedures for the sampling and testing of any horse that is eligible to race in Minnesota for substances or practices that are prohibited by law or rule; and(11) any other aspect of horse racing or pari-mutuel betting which in its opinion affects the integrity of racing or the public health, welfare, or safety.

Also, Minnesota Statutes section 240.24 authorizes the Racing Commission to "make and enforce rules governing medication and medical testing for horses running at licensed racetracks." And Minnesota Statutes section 240.03 specifies Racing Commission powers and duties which include regulating horse racing in Minnesota to ensure that it is conducted in the public interest and to take all necessary steps to ensure the integrity of racing in Minnesota.

A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed.

Comments. You have until 4:30 p.m. on Wednesday, February 23rd, 2023, 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 Minnesota Racing Commission hold a hearing on the rules. You must make your request for a public hearing in writing, which the agency contact person must receive by 4:30 p.m. on Wednesday, February 23rd, 2023. 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. Any request that does not comply with these requirements is not valid and the agency cannot count it when determining whether it must hold a public hearing. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

Withdrawal of Requests. If 25 or more persons submit a valid written request for a hearing, the Minnesota Racing Commission 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 this hearing accessible, please contact the agency contact person at the address or telephone number listed above.

Modifications. The Minnesota Racing Commission 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. The adopted rules may not be substantially different than these proposed rules unless the Minnesota Racing Commission follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Minnesota Racing Commission encourages you to participate in the rulemaking process.

Cancellation of Hearing. The Minnesota Racing Commission will cancel the hearing scheduled for March 14th, 2023, 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 call the agency contact person at 651-925-3951 after February 23rd, 2023, to find out whether the hearing will be held. On the scheduled day, you may check for whether the hearing will be held by calling 651-925-3951or going on-line at ***https:/mn.gov/mrc/***.

Notice of Hearing. If 25 or more persons submit valid written requests for a public hearing on the rules, the Minnesota Racing Commission will hold a hearing following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The Minnesota Racing Commission 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. Administrative Law Judge James Mortenson is assigned to conduct the hearing. Judge Mortenson's Legal Assistant William Moore can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, telephone (651) 361-7900, and fax (651) 539-0310 or ***William.t.moore@state.mn.us*** .

Hearing Procedure. If the Minnesota Racing Commission 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 either 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 that this five-day comment period is extended for a longer period but not 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 submitted. No one may submit new evidence during the five-day rebuttal period.

All post-hearing comments and responses must be submitted to the Administrative Law Judge no later than 4:30 p.m. on the due date. The Office of Administrative Hearings strongly encourages all persons submitting comments and responses to do so using the ***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 facsimile addressed to Judge Mortenson at the address or facsimile number listed in the Notice of Hearing section above.

All comments or responses received will be available for review at the Minnesota Racing Committee or on the agency's website at ***https:/mn.gov/mrc/***. This rule 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 procedure to the Administrative Law Judge.

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 the proposed rules 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.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. Ask any questions about this requirement of 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 end of the comment period. The Minnesota Racing Commission will submit the rules and supporting documents to the Office of Administrative Hearings for a legal review. You may ask to be notified of the date the rules are submitted to the office. If you want to receive notice of this, 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 listed 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 will become available, and 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 that the agency adopts the rules and the rules are filed with the Secretary of State by requesting this at the hearing or by writing to the agency contact person stated above.

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

Date: 01/17/2022

Kyle Gustafson
Executive Director

7869.0100 DEFINITIONS.

[For text of subparts 1 to 31a, see Minnesota Rules]

Subp. 31b. **Horseracing Integrity and Safety Act.** "Horseracing Integrity and Safety Act" or "act" means Public Law 116-260, title XII, which created the Horseracing Integrity and Safety Authority.

Subp. 31c. **Horseracing Integrity and Safety Authority or HISA.** "Horseracing Integrity and Safety Authority" or "HISA" is an organization authorized by the Horseracing Integrity and Safety Act that is responsible for drafting and enforcing uniform safety and integrity rules in Thoroughbred racing in the United States.

Subp. 31d. **HISA-covered horse.** "HISA-covered horse" means any Thoroughbred horse or any other horse made subject to the act by election of the applicable state racing commission or the breed-governing organization for a horse under section 3054(l) of the act during the period:

A. beginning on the date of the horse's first timed and reported workout at a racetrack that participates in HISA-covered horse races or at a licensed training facility; and

B. ending on the date on which the horse is deemed retired pursuant to section 3050(b) of the act.

Subp. 31e. **HISA-covered horse race.** "HISA-covered horse race" means any horse race involving HISA-covered horses that has a substantial relation to interstate commerce, including any Thoroughbred horse race that is the subject of interstate off-track or advance deposit wagers.

Subp. 31f. **Horseracing Integrity and Welfare Unit.** "Horseracing Integrity and Welfare Unit" is a division of HISA established to provide independent antidoping and medication control.

[For text of subparts 32 to 51, see Minnesota Rules]

Subp. 51a. **Racing day.** "Racing day" means a day assigned by the commission on which racing is conducted and shall include no fewer than eight live races ~~and~~. If environmental conditions, a power or technology failure, or a shortage of horses forces the cancellation of races to the extent that fewer than eight races can be held in a single day, the day is still considered a racing day as long as the canceled races are added to one or more subsequent racing cards held within 30 days of the cancellation. For purposes of this subpart, "shortage of horses" means that one or more proposed races for the day were unable to generate at least a five-horse field and therefore could not be carded. No more than 14 live races shall be conducted in a single day unless approved by the stewards and the executive director.

[For text of subparts 52 to 56, see Minnesota Rules]

Subp. 56a. **Ship in.** "Ship in" means a horse that is not stabled on the grounds of the racetrack at which it is entered to race.

[For text of subparts 57 to 69, see Minnesota Rules]

7876.0100 ON-TRACK STABLING.

[For text of subparts 1 to 9, see Minnesota Rules]

Subp. 10. **Original certificate of veterinary inspection.** Each horse arriving on the grounds of a licensed racetrack must be accompanied by an original certificate of veterinary inspection. The certificate must include the date of inspection and date of issuance, both of which must be dated no more than ~~ten~~ five days prior to arrival. The certificate of veterinary inspection must be completed by an accredited veterinarian and must contain complete equine infectious anemia (EIA) test results, including the date, laboratory, and accession number of the most recent negative EIA test results. The certificate must also contain rectal temperature and product name and date of most recent vaccination with a Food and Drug Administration-approved modified live or killed vaccine specific for EHV-1 and influenza. The certificate of veterinary inspection must be ~~surrendered to the stable gate personnel for immediate transmittal~~ submitted electronically to the commission veterinarian. at least 24 hours prior to the horse's arrival at the racetrack. For HISA-covered horses, the certificate of inspection is valid for five days. For all other horses, the certificate of veterinary inspection ~~will remain~~ remains valid for 30 days from the date of issue, with the date of issue counted as day one. Horses leaving the facility and returning during this 30-day period do not have to be accompanied by a new certificate of veterinary inspection. Horses leaving and returning after the 30-day period ~~will need to~~ must be accompanied by a new original certificate of veterinary inspection. The certificate must include the date of inspection and date of issuance, both of which must be dated no more than ~~ten~~ five days prior to arrival.

[For text of subparts 10a to 12, see Minnesota Rules]

7876.0110 OFF-TRACK STABLING.

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

Subp. 4. **Original certificate of veterinary inspection.** Any horse arriving on the grounds of a licensed racetrack must be accompanied by an original certificate of veterinary inspection. The certificate must include the date of inspection and date of issuance, both of which must be dated no more than ~~ten~~ five days prior to arrival. The certificate of veterinary inspection must be completed by an accredited veterinarian and must contain complete equine infectious anemia (EIA) test results, including the date, laboratory, and accession number of the most recent negative EIA test. The certificate must also contain rectal temperature and product name and date of most recent vaccination with a Food and Drug Administration-approved modified live or killed vaccine specific for EHV-1 and influenza. The certificate of veterinary inspection must be ~~surrendered to the stable gate personnel for immediate transmittal~~ submitted electronically to the commission veterinarian. at least 24 hours prior to the horse's arrival at the racetrack. For HISA-covered horses, the certificate of inspection is valid for five days. For all other horses, the certificate of veterinary inspection ~~will remain~~ remains valid for 30 days from the date of issue, with the date of issue counted as day one. Horses leaving the facility and returning during this 30-day period do not have to be accompanied by a new certificate of veterinary inspection. Horses leaving and returning after the 30-day period ~~will need to~~ must be accompanied by a new original certificate of veterinary inspection. The certificate must include the date of inspection and date of issuance, both of which must be dated no more than ~~ten~~ five days prior to arrival.

[For text of subparts 4a to 6, see Minnesota Rules]

7876.0120 ON- AND OFF-TRACK STABLING OF NONRACING HORSES.

Subpart 1. **Certificate of veterinary inspection.** Any horse arriving on the grounds of a licensed racetrack must be accompanied by an original certificate of veterinary inspection. The certificate must include the date of inspection and date of issuance, both of which must be dated no more than ~~ten~~ five days prior to the arrival. The certificate of veterinary inspection must be completed by an accredited veterinarian and must contain complete equine infectious anemia (EIA) test results, including the date, laboratory, and accession number of the most recent negative EIA test. The certificate must also contain rectal temperature and product name and date of most recent vaccination with a Food

and Drug Administration-approved modified live or killed vaccine specific for EHV-1 and influenza. The certificate of veterinary inspection must be ~~surrendered to stable gate personnel for immediate transmittal~~ submitted electronically to the commission veterinarian~~.~~ at least 24 hours prior to the horse's arrival at the racetrack. For HISA-covered horses, the certificate of inspection is valid for five days. For all other horses, the certificate of veterinary inspection ~~will remain~~ remains valid for 30 days from the date of issue, with the date of issue counted as day one. Horses leaving the facility and returning during this 30-day period do not have to be accompanied by a new certificate of veterinary inspection. Horses leaving and returning after the 30-day period ~~will need to~~ must be accompanied by a new original certificate of veterinary inspection. The certificate must include the date of inspection and date of issuance, both of which must be dated no more than ~~ten~~ five days prior to arrival. The horse must also have a negative equine piroplasmosis test as prescribed in part 7876.0100, subpart 11, or 7876.0110, subpart 5.

[For text of subparts 2 and 3, see Minnesota Rules]

7877.0170 DUTIES AND RESPONSIBILITIES OF CLASS C LICENSEES.

[For text of subpart 1, see Minnesota Rules]

Subp. 2. **Trainers.** Trainers shall have the following responsibilities.

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

P. Except as provided in part 7876.0130, a trainer must ensure that at the time of arrival at a licensed racetrack, each horse in the trainer's care is accompanied by an original certificate of veterinary inspection. The certificate must include the date of inspection and date of issuance, both of which must be dated no more than ~~ten~~ five days prior to arrival. The certificate must be completed by an accredited veterinarian and must contain complete equine infectious anemia (EIA) test results, including the date, laboratory, and accession number of the most recent negative EIA test. The certificate must also contain rectal temperature and product name and date of most recent vaccination with a Food and Drug Administration-approved modified live or killed vaccine specific for EHV-1~~.~~ ~~The~~ and influenza. A copy of the certificate must be ~~surrendered to stable gate personnel for immediate transmittal~~ provided electronically to a commission veterinarian at least 24 hours prior to the horse's arrival at the racetrack. The horse must also have a negative equine piroplasmosis test as prescribed in part 7876.0100, subpart 11, or 7876.0110, subpart 5.

[For text of items Q to W, see Minnesota Rules]

X. A Standardbred trainer listed as the specified trainer for a horse must have the horse stabled on racetrack grounds under the trainer's custody, care, and control. The listed Standardbred trainer is responsible for entering the horse in a race. Stabling of any horse off the racetrack grounds must be approved in advance by the stewards and that horse must be listed as "ship in."

[For text of subparts 2a to 8a, see Minnesota Rules]

Subp. 9. **Veterinarians.** The following shall apply to veterinarians licensed by the commission:

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

L. The commission shall report any rulings or violations involving a veterinarian to the Minnesota Board of Veterinary Medicine and initiate a complaint with the Minnesota Board of Veterinary Medicine against a veterinarian determined to have acquired or administered a Class 1 substance contained in the Association of Racing Commissioners International (ARCI) Uniform Classification Guidelines for Foreign Substances and Recommended Penalty Rule or the Horseracing Integrity Welfare Unit list of prohibited substances.

[For text of items M and N, see Minnesota Rules]

[For text of subparts 9a to 9c, see Minnesota Rules]

Subp. 10. **Pony riders.** The following applies to pony riders licensed by the commission:

[For text of items A and B, see Minnesota Rules]

C. Anyone bringing any pony horse onto the grounds of the association must provide to stable gate personnel the accurate name of the animal. Each pony horse must be accompanied by an original certificate of veterinary inspection completed by an accredited veterinarian. The certificate must include the date of inspection and date of issuance, both of which must be dated no more than ~~ten~~ five days prior to arrival. It must contain complete equine infectious anemia

test results, including the date, laboratory, and accession number of the most recent negative EIA test. The certificate must also contain rectal temperature and product name and date of the most recent vaccination with a Food and Drug Administration-approved modified live or killed vaccine specific for EHV-1 and influenza. The horse must also have a negative equine piroplasmosis test as prescribed in part 7876.0100, subpart 11, or 7876.0110, subpart 5. The certificate of veterinary inspection must be ~~surrendered to stable gate personnel for immediate transmittal~~ submitted electronically to the commission veterinarian at least 24 hours prior to the horse's arrival at the racetrack. The certificate of veterinary inspection for horses leaving and returning on an ongoing basis throughout the meet must be renewed within the first five days of each month.

[For text of items D and E, see Minnesota Rules]

[For text of subpart 11, see Minnesota Rules]

7877.0175 DUTIES AND RESPONSIBILITIES OF RACING OFFICIALS.

[For text of subparts 1 to 8a, see Minnesota Rules]

Subp. 8b. **Veterinarian's list.**

A. A commission veterinarian shall maintain a list of horses that:

[For text of subitems (1) to (4), see Minnesota Rules]

(5) have received a medication or treatment invoking a mandatory stand-down time; ~~and~~

(6) are barred from racing for the life of the horse;

(7) have been treated with shock wave therapy, and

~~(6)~~ (8) are otherwise considered unfit to race in the professional judgment of a commission veterinarian.

[For text of items B to E, see Minnesota Rules]

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

Subp. 8f. [See repealer.]

Subp. 8g. **Pregnant mares ~~and fillies~~.** A commission veterinarian must post in a location accessible to all trainers a list of all mares ~~and fillies~~ registered as pregnant or "in foal."

[For text of subparts 8h to 15, see Minnesota Rules]

7879.0200 AUTHORITY AND DUTIES OF STEWARDS.

[For text of subpart 1, see Minnesota Rules]

Subp. 2. **Specific duties and responsibilities of stewards.** In addition to the duties and responsibilities necessary and pertinent to general supervision, control, and regulation of race meetings, and without limiting the authority of the stewards to perform those and all other duties listed in this part, the stewards shall have the following specific duties and responsibilities:

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

M. To maintain daily reports of actions taken and observations made during the conduct of each day's racing program. The report must contain the name of the track, the date, weather and track conditions, claims, inquiries and objections, and any unusual circumstances or conditions. The reports must be signed by all three stewards and filed with the commission within ~~24~~ 72 hours.

[For text of items N to P, see Minnesota Rules]

[For text of subpart 3, see Minnesota Rules]

7883.0100 ENTRIES AND SUBSCRIPTIONS.

[For text of subparts 1 and 2, see Minnesota Rules]

Subp. 2a. **Prohibited starters.** No horse shall be permitted to start if:

[For text of item A, see Minnesota Rules]

B. it is on the stewards' list, or veterinarian's list in any racing jurisdiction and not removed from that list; ~~or~~

C. it is on the starter's list or paddock judge's list in any racing jurisdiction and not removed from that list by the other jurisdiction or racing official in Minnesota~~.~~; or

D. it has raced in a qualifying trial for a future race and has received a positive test for any medication. In that instance, the next fastest qualifying horse shall be allowed to enter.

[For text of subparts 3 to 5, see Minnesota Rules]

Subp. 6. **Prohibited entries.** No person shall:

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

E. enter a horse that is ~~14~~ 12 years of age or older;

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

K. enter a horse that, as of January 1 of the calendar year, is a six-year-old or older maiden or a horse that has not started in three or more years.

[For text of subparts 7 to 19, see Minnesota Rules]

7883.0120 SCRATCHES AND NONSTARTERS.

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

Subp. 1c. **Drawing horses into a race from also-eligible list.**

[For text of item A, see Minnesota Rules]

~~B. For a Quarter Horse race with no turns, the horse drawing into the race from the also-eligible list must start from the post position vacated by the scratched horse.~~

~~C.~~ B. For a race with turns, the horse drawing into the race from the also-eligible list must start in the outermost post position.

[For text of subparts 1d to 7, see Minnesota Rules]

7883.0140 CLAIMING RACES.

[For text of subparts 1 to 21, see Minnesota Rules]

Subp. 22. **Claimed horse shall race at track claimed.**

A. No claimed horse shall race at any other racetrack unless:

~~(1) the claimed horse has made a subsequent start at the racetrack;~~

~~(2)~~ (1) the last scheduled overnight race for that breed at the meet has been drawn; or

~~(3)~~ (2) ~~30~~ 60 days have passed since the day the horse was claimed.

[For text of item B, see Minnesota Rules]

[For text of subparts 23 to 32, see Minnesota Rules]

7884.0120 ELIGIBILITY AND ENTERING.

[For text of subparts 1 to 12, see Minnesota Rules]

Subp. 13. **Horses denied entry.**

A. A horse that is on the qualifying list, starter's schooling list, paddock judge's list, or stewards' list~~, or veterinarian's list~~ in any racing jurisdiction and not removed from that list shall not be entered. A horse on the veterinarian's list with a specified removal date may enter but not race until the removal date has passed. Horses without a specified removal date may not be entered until removed from the list by the commission veterinarian.

B. A horse that has been treated with any bisphosphonate drug within the past six months shall not be entered.

C. Any horse that is barred, suspended, or ineligible for racing in another racing jurisdiction may not be entered.

[For text of subparts 14 to 17, see Minnesota Rules]

Subp. 18. **Declaring hobbles.** If a horse is qualified with or without hobbles, the trainer has the option of racing the horse with or without hobbles. The trainer shall designate whether the horse will race with or without hobbles at the time of entry. Changing the designation after the horse is programmed to race constitutes an equipment change and must be approved by the stewards and announced to the public.

7884.0170 SCRATCHES.

Subpart 1. **Stewards to approve scratches.** A horse entered to race shall not be scratched from a race without permission of the stewards. When a request has been made to scratch a horse on the grounds for a veterinary reason, the horse must be examined by a commission veterinarian and the stewards must be notified prior to the scratch becoming official.

[For text of subparts 2 and 3, see Minnesota Rules]

Subp. 4. **Scratched as unsound.** Any horse that is scratched by the stewards as unsound during warmup for a race in which the horse is entered must compete in a qualifying race prior to reentry. Horses scratched at other times, dependent upon placement on the official veterinarian's list, may ~~requalify~~ need to qualify or have an official timed workout prior to reentry.

[For text of subpart 5, see Minnesota Rules]

7884.0190 QUALIFYING RACES.

[For text of subpart 1, see Minnesota Rules]

Subp. 2. **Horses required to compete in qualifying races for race meets longer than two weeks.** If the meet extends longer than two weeks, the following horses shall not be eligible to enter any race until they have competed in qualifying races:

[For text of items A and B, see Minnesota Rules]

C. A horse that has not started for a period of 45 days or more. On day 45, the horse is ineligible.

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

Subp. 2a. **Horses required to compete in qualifying races regardless of duration of meet.** The following horses shall not be eligible to enter any race until they have competed in qualifying races:

[For text of items A and B, see Minnesota Rules]

C. A horse ~~finishing first, second, or third on a "fast" track and making a break in the race does not have that break counted against it in terms of eligibility for future entries unless it was a break off a qualifier. For these horses, when the break occurs in the first start after the horse qualified, the horse must requalify~~ that makes a break on its first start after a qualifying race on a track rated fast or good must qualify regardless of its finishing position. Any horse making ~~breaks~~ a break in two consecutive races ~~over fast tracks would still~~ on tracks rated as fast or good shall be required to qualify

regardless of finishing position.

[For text of item D, see Minnesota Rules]

[For text of subparts 3 to 7, see Minnesota Rules]

Subp. 8. **Medications.** ~~All horses racing in qualifying races must participate under the same medication requirements as those for race days. Horses competing in qualifying races may be selected for random postrace drug testing under chapter 7892, and if so selected, negative test results must be returned prior to reentry.~~ A horse participating in a qualifying race for any reason other than removal from the veterinarian's list may be randomly selected for testing under chapter 7892. Tests results do not need to be returned prior to entry. A positive test result reported after the horse has qualified, raced, and earned money shall result in disqualification, loss of purse, and trainer sanctions. A horse participating in a qualifying race for removal from the veterinarian's list must have testing performed and the results must be returned prior to removal from the veterinarian's list.

7884.0260 DRIVING RULES.

[For text of subpart 1, see Minnesota Rules]

Subp. 2. **Conduct after word "go" is given.** After the word "go" is given, no driver shall:

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

T. use a whip exceeding ~~3-1/2 feet~~ 36 inches in length ~~or a snapper longer than~~, including a built-in popper no longer than three inches in length, or use unreasonable or unnecessary force in the whipping of a horse, nor whip any horse causing visible injury, nor whip any horse about the head including but not limited to trailing horses, nor whip any horse after the finish line has been crossed except when it has been deemed by the board of judges necessary to control the horse. The driver is permitted to encourage the horse with the whip only one time from the start to the 3/4 mile marker, and no more than four times, if the horse is advancing, from the 3/4 mile marker to the finish line. The board of judges must notify a commission veterinarian to conduct any postrace examination on any horse deemed to have been subject to unreasonable or unnecessary force. The following actions shall be considered indiscriminate, unreasonable, or unnecessary uses of the whip:

[For text of subitems (1) to (5), see Minnesota Rules]

[For text of items U to X, see Minnesota Rules]

[For text of subparts 3 to 12, see Minnesota Rules]

7890.0100 DEFINITIONS.

[For text of subparts 1 to 20, see Minnesota Rules]

Subp. 21. **Veterinarian's list.** "Veterinarian's list" means the tabulation of horses required to be maintained by part 7877.0175, subpart ~~8~~ 8b.

7890.0110 MEDICATIONS AND PRACTICES PROHIBITED.

[For text of subparts 1 to 4, see Minnesota Rules]

Subp. 5. **Discontinuance of treatments.** The use of all NSAIDs shall be discontinued at least 48 hours before the post time for the race in which the horse is entered. ~~The use of any intra-articular corticosteroid shall be discontinued at least seven days before post time for the race in which the horse is entered. The presence of only one corticosteroid is permitted in a post-race sample.~~

[For text of subparts 6 to 13, see Minnesota Rules]

7890.0140 BLEEDERS.

Subpart 1. **Examination of bleeders.** A horse that is alleged to have bled externally from one or both nostrils in Minnesota must be physically examined by a commission veterinarian ~~in order~~ to confirm its inclusion on the ~~bleeder list and~~ veterinarian's list. The examination must be performed within 1-1/2 hours following the finish of a race or exercise in which the horse has participated.

Subp. 2. [See repealer.]

Subp. 3. **Bleeders imported from other jurisdictions.** A horse shipped into Minnesota from another jurisdiction shall be allowed to race on furosemide provided it raced on furosemide in its last start, and documentation to that effect is submitted to and accepted by the commission veterinarian at the Minnesota racetrack to which it is shipped~~; and that this transmission occurs prior to the initial entry of the horse into a race at the current race meeting~~.

Subp. 4. **Horses placed on ~~bleeder~~ the veterinarian's list.** Bleeders shall be placed on ~~a bleeder list and~~ the veterinarian's list ~~shall be kept in the commission veterinarian's office. Horses certified as having bled in Minnesota shall also be placed on the veterinarian's list at the time of the observed bleeding~~ and shall be ineligible to be entered in a race pursuant to subpart 5.

Subp. 5. **Restrictions on ~~confirmed~~ bleeders.** ~~Confirmed~~ Bleeders shall be subject to the following restrictions.

A. For the first observed bleeding, the horse shall be placed on ~~the bleeder list and~~ the veterinarian's list and shall not be removed from the veterinarian's list without the approval of the commission veterinarian. Such a horse shall be ineligible to race for at least 14 days following the observed bleeding.

[For text of items B to G, see Minnesota Rules]

[For text of subparts 6 to 10, see Minnesota Rules]

7892.0110 OUT-OF-COMPETITION TESTING.

[For text of subparts 1 and 2, see Minnesota Rules]

Subp. 2a. **Taking of samples.** Out-of-competition testing for prohibited substances, blood doping agents, gene doping agents, growth hormone, exogenous anabolic steroids, and clenbuterol may be performed at the request and under the direction of the stewards or the commission veterinarian on any horse present on the grounds of a racetrack licensed by the commission or nominated for stakes or specific racing series. Horses to be tested may be selected at random or as otherwise reasonably determined by the stewards or commission veterinarian. Split samples shall be collected in accordance with subpart 5. A positive test shall require the horse to be placed on the commission veterinarian's list under part 7877.0175, subpart 8b.

[For text of subparts 3 to 5, see Minnesota Rules]

7892.0120 TAKING OF SAMPLES.

Subpart 1. **Horses tested.**

[For text of item A, see Minnesota Rules]

B. Test samples may be taken from other horses on the grounds of a licensed racetrack as designated by the stewards or the commission veterinarian at any time. Horses to be tested may be selected at random or as otherwise reasonably determined by the stewards or commission veterinarian. A positive test shall result in the horse being placed on the commission veterinarian's list under part 7877.0175, subpart ~~8~~ 8b.

~~C. Out-of-competition testing for prohibited substances, blood doping agents, gene doping agents, growth hormone, exogenous anabolic steroids, and clenbuterol may be performed at the request and under the direction of the stewards or the commission veterinarian on any horse present on the grounds of a racetrack licensed by the commission or nominated for stakes or specific racing series. Horses to be tested may be selected at random or as otherwise reasonably determined by the stewards or commission veterinarian. Split samples shall be collected in accordance with subpart 5. A positive test shall result in the horse being placed on the commission veterinarian's list under part 7877.0175, subpart 8.~~

~~D.~~ C. The stewards or commission veterinarian may require that specimens of hair, saliva, or other body fluid or excretion may be taken from a tested horse as deemed necessary by the stewards or the commission veterinarian to determine whether a violation of chapter 7890 has occurred.

~~E.~~ D. A hair sample collected any time after a horse is entered to race at a licensed racetrack shall be deemed a post-race sample for purposes of parts 7869.0200 and 7890.0110.

~~F.~~ E. Any owner, trainer, or other person having care, custody, or control of a horse required to be tested must submit the horse immediately.

[For text of subparts 2 to 6, see Minnesota Rules]

7895.0100 GENERAL PROVISIONS.

[For text of subparts 1 to 8, see Minnesota Rules]

Subp. 9. **Onsite visit.** The presence of broodmares and stallions participating in the Breeder's Fund program is verified each spring by an employee of the commission. Owners, breeders, and facility managers must cooperate and comply with this rule.

Subp. 10. **Identification of broodmare and stallion.** Identification is made by each horse's specific physical characteristics and lip tattoo, freeze brand, or microchip. A microchip is required for broodmares and stallions when identification cannot be made using the physical characteristics or when the lip tattoo or freeze brand is illegible.

7895.0125 THOROUGHBRED REGISTRATION.

Subpart 1. **Broodmare registration.** To be eligible to receive any breeders' award payments and to make a mare's foal eligible for restricted races, the following requirements must be met:

A. Prior to foaling, a broodmare must be in Minnesota and registered with the Racing Commission on or before March 15 of the year in which the broodmare will foal and must remain in Minnesota until foaling. A copy of the broodmare's Jockey Club physical or digital certificate and the registration application must be ~~received by~~ submitted electronically to the ~~Racing~~ commission by March 15 of the current breeding year.

[For text of items B to E, see Minnesota Rules]

Subp. 2. **Stallion registration.** To be eligible to receive any stallion award payments, the following requirements must be met:

A. Stallions must be in Minnesota and registered with the Racing Commission by January 31 of the current breeding year. A copy of the stallion's Jockey Club physical or digital certificate and registration application must be ~~received by the Racing Commission~~ submitted electronically to the commission by January 31 of the current breeding year. If the stallion is leased, a copy of the lease must accompany the registration application. The lease must include a statement that the lessee is authorized to sign the breeding certificate.

[For text of items B to E, see Minnesota Rules]

[For text of subparts 3 to 6, see Minnesota Rules]

7895.0350 QUARTER HORSE REGISTRATION.

Subpart 1. **Broodmare registration.** To be eligible to receive any breeders' award payments and to make a mare's foal eligible for restricted races, the following requirements must be met:

A. Prior to foaling, a broodmare must be in Minnesota and registered with the Racing Commission on or before March 15 of the year in which the broodmare will foal and must remain in Minnesota until foaling. A copy of the broodmare's original American Quarter Horse Association (AQHA) certificate or digital certificate (or Jockey Club certificate in the case of a Thoroughbred mare in foal to a Quarter Horse stallion) and registration application must be ~~received by~~ submitted electronically to the ~~Racing~~ commission by March 15 of the current breeding year. In the event the broodmare is a recipient mare, the broodmare must be registered via a form provided by the ~~Racing~~ commission.

[For text of item B, see Minnesota Rules]

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

Subp. 2. **Stallion registration.** To be eligible to receive any stallion award payments, the following requirements must be met:

A. Stallions must be in Minnesota and registered with the Racing Commission by January 31 of the current breeding year. A copy of the stallion's original American Quarter Horse Association (AQHA) certificate or digital equivalent must be ~~received by~~ submitted electronically to the ~~Racing~~ commission. If the stallion is leased, a copy of the lease must accompany the registration application. The lease must include a statement that the lessee is authorized to sign the breeding certificate.

[For text of items B to E, see Minnesota Rules]

[For text of subparts 3 to 6, see Minnesota Rules]

7897.0100 PROHIBITED ACTS.

[For text of subparts 1 to 10, see Minnesota Rules]

Subp. 11. **Nerved horses.** No person shall bring onto the grounds of a racetrack for the purpose of racing or selling any horse which has had a nerve removed from its leg~~, other than a horse upon which a posterior digital neurectomy has been performed below the lowest aspect of the base of the proximal sesamoid bones~~.

[For text of subparts 12 to 20, see Minnesota Rules]

Subp. 21. **Pregnant ~~filly or~~ mare.** No ~~filly or~~ mare over 120 days gestation may be entered to race.

[For text of subparts 22 to 24, see Minnesota Rules]

RENUMBERING INSTRUCTION. Minnesota Rules, part 7869.0100, subpart 32, is renumbered as Minnesota Rules, part 7869.0100, subpart 31a.

REPEALER. Minnesota Rules, parts 7877.0175, subpart 8f; and 7890.0140, subpart 2, are repealed.

Appointments

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

Office of the Governor

Notice of Appointment for the Metropolitan Council Chair

NOTICE OF APPOINTMENT

Charles Zelle

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

Chair

Metropolitan Council

Effective: January 10, 2023

Expires: January 4, 2027

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

Signed and sealed January 10, 2023.

Tim Walz
Governor

Steve Simon
Secretary of State

Filed January 10, 2023
Office of the Minnesota
Secretary of State
Steve Simon

Reappointment

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 (DHS)

Health Care Administration

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

This notice is 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.

23-07 Intensive Treatment for Foster Care or Children's Intensive Behavioral Health Services Change amends the state plan to add children residing in the legal guardian's home and considered at-risk to those eligible to receive intensive behavioral health services under Minnesota's Medicaid program. This change is required by Minnesota Laws 2022, chapter 99, article 1 and will be effective July 1, 2023. It is expected to have a federal fiscal impact of $618,442 in federal fiscal year 2024 and $4,075,708 in federal fiscal year 2025.

The amendment is posted ***here***. For more information, please contact Alley Zoellner at (651) 226-7242 or e-mail: ***Alexandra.Zoellner@state.mn.us***.

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***

State Grants & Loans

Department of Human Services

Behavioral Health Division

Notice of Request for Proposals for the IRTS Modification Grant

The Minnesota Department of Human Services (DHS or State) is requesting proposals to provide Intensive Residential Treatment Services (IRTS) in locked facilities for clients who have been transferred from a jail or who have been deemed incompetent to stand trial and a judge has determined that the client needs to be in a secure facility.

DHS is seeking proposals for the grant period March 27th, 2023 through June 30th, 2024.

For more information contact:

Erin Ruiz
Department of Human Services
Behavioral Health Division
P.O. Box 64981
St. Paul, MN 55164-0981
Phone: (651) 431-6613
dhs.adultmhact_irts@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 address listed in the RFP no later than **4:00 p.m., Central Time, on February 24th, 2023. 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.

Minnesota Department of Transportation (MnDOT)

Office of Civil Rights

Request for Proposal: SFY 2023 Certified Small Business Micro Grant Program

MnDOT requests responses from Minnesota-based Certified Small Businesses to financially assist them with their eligible expenses that increases their business capacity and/or industry knowledge to assist in their pursuit of MnDOT projects/contracts.

Responses must be received no later than 02:00 p.m. Central Standard Time on April 28, 2023 or until funding is exhausted. Late responses will not be considered.

To view the RFP go to: ***mndot.gov/civilrights/requests-for-proposals.html***.

For more information, visit: ***mndot.gov/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)

Notice of Bid and Contracting Opportunities

Minnesota State is now placing additional public notices for contract opportunities, goods/commodities and related services on its Vendor and Supplier Opportunities website (***https://www.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 email the Minnesota State Procurement Unit at ***Sourcing@MinnState.edu***.

Minnesota State Colleges and Universities (Minnesota State)

Winona State University

Request for Proposals for a Licensed Boat Captain & Crew of Winona State University-Owned Vessel, "The Cal Fremling"

Notice is hereby given that Winona State University (WSU) is seeking proposals FOR A LICENSED BOAT CAPTAIN & CREW OF WINONA STATE UNIVERSITY-OWNED VESSEL, "THE CAL FREMLING". Proposal specifications are available by contacting the Purchasing Department at PO Box 5838, 106 Somsen Hall, Winona, MN 55987 or via email to ***LMann@winona.edu***. Sealed proposals must be received by Laura Mann, Purchasing Director, at Winona State University, PO Box 5838 or 175 West Mark Street, Somsen Hall 106, Winona, MN 55987 by 3:00 p.m. CST on February 15, 2023, 3:00 pm CST. Winona State University reserves the right to reject any or all proposals and to waive irregularities or informalities in proposals received.

Minnesota Judicial Branch

Human Resources and Development Division – State Court Administrators Office

Request for Proposal for host site for the Annual Conference of Judges

The Human Resources & Development Division of the State Court Administrator's Office is seeking proposals from hotels and conference venues in the Twin Cities metro area to host the Annual Conference of Judges. The venue shall include meeting rooms, catering, sleeping rooms, A/V, and free parking for the entirety of the conference.

The RFP submitted will be valid for the Annual Conference of Judge host site for the years 2023 through 2026.

The request for proposal does not obligate the Minnesota Judicial Branch to award a contract or complete the project, and the Minnesota Judicial Branch reserves the right to cancel the solicitation if it is considered to be in its best interest.

Interested party's submissions must be in writing and received by the Minnesota Judicial Branch no later than **4:30 CST, Friday, February 17, 2023**. The sealed proposal must include three (3) paper copies and sent to the following address; no electronic submissions will be accepted:

Susan Love
Judicial and Employee Education Program Manager
Minnesota Judicial Branch
25 Dr. Rev Martin Luther King Jr Blvd
Suite 120
St. Paul, MN 55155

A complete copy of the Request for Proposal may be found on the Minnesota Judicial Branch website (in the News and Announcements/Public Notices section) at ***Minnesota Judicial Branch - News and Announcements (mncourts.gov)***

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.

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/*.

MacDonald & Mack Architects

Request for Bids for Historic Hubbard County Courthouse Roof Replacement Project, 301 Court Avenue, Park Rapids, MN 56470

MacDonald & Mack Architects is seeking bids from qualified contractors to provide all labor, materials, equipment, and supplies to complete new asphalt shingle roof, new sheathing and flashings, gutter lining, downspouts, cornice repairs and metal painting at 301 Court Avenue, Park Rapids, MN. All work must be done in accordance with the Drawings, Project Manual, and the Contract, as well as this Request for Bids. This is a jobs reporting and prevailing wage project.

Availability of Bidding Documents: Bidders desiring bidding documents may secure a complete set from the Franz Reprographics Public Plan Room, available via ***https://franzrepro.com/***. Sets will be available for electronic download free of charge.

Documents will be available after **January 23, 2023**.

Prospective bidders are requested to visit the site. Contractors may view the exterior at any time, there is no interior access. There will be a non-mandatory virtual preproposal meeting held on-line at 10:00 Tuesday, January 31, 2023. Preregistration is required for participation; send a request to Rita Goodrich at ***ritag@mmarchltd.com*** and she will send an invitation to join.

All bids must be received by email to Rita Goodrich at ***ritag@mmarchltd.com***, no later than **2:00 pm, February 21, 2023**. Bids will be opened privately and evaluated based on all aspects of the bids.

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2023 Concourse G Apron, Taxiway B, & Runway 30L Deicing Pad Recon

Airport Location: **Minneapolis-St. Paul International Airport**
Project Names: **2023 Concourse G Apron, Taxiway B, & Runway 30L Deicing Pad Recon**
MAC Contract Nos.: **106-1-333/336/338**
Bids Close At: **2:00 PM on February 16, 2023**
Bid Opening Conference Call: 3:00 PM on February 16, 2023
Teleconference Dial In #: **1-612-405-6798**
Conference ID #: **681 090 675#**

Notice to Contractors: Electronic Bid Submission for the project listed above will be received by the MAC, a public corporation, via QuestCDN, ***https://questcdn.com/*** until the official time and date as displayed in QuestCDN

Online.

Note: You can sign up on our web site (***https://metroairports.org/doing-business/solicitations***) to receive email notifications of new business opportunities.

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization of Disadvantaged Business Enterprises on this project is *11.0%.*

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 available for inspection at QuestCDN Online as indicated below and at the Minnesota Builders Exchange; Rochester Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents for personal use may secure a complete digital set at ***https://www.questcdn.com***. Bidders may download the complete set of digital documents for $15.00, or other fee as determined by QuestCDN, by entering eBidDocTM #8352304 in the "Search Projects" page. Contact Quest Construction Data Network at (952) 233-1632 or info@questcdn.com for assistance. Hard copy bidding documents will not be made available to Bidders. Bid documents for this project may be viewed for no cost at QuestCDN Online. For this project, bids will ONLY be received electronically. Contractors submitting an electronic bid will be charged an additional $30.00, or other fee as determined by QuestCDN, at the time of bid submission via the online electronic bid service QuestCDN Online.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January, 2023, at MAC's web address of ***https://metroairports.org/doing-business/solicitations*** (construction bids).

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2023 MIC LED Edge Lighting Upgrade

Airport Location: **Crystal Airport**
Project Name: **2023 MIC LED Edge Lighting Upgrade**
MAC Contract No.: **109-1-048**
Bids Close At: **2:00 PM on February 14, 2023**
Bid Opening Conference Call: 3:00 PM on February 14, 2023
Teleconference Dial In #: **1-612-405-6798**
Conference ID #: **681 090 675#**

Notice to Contractors: Electronic Bid Submission for the project listed above will be received by the MAC, a public corporation, via QuestCDN, ***https://questcdn.com/*** until the official time and date as displayed in QuestCDN Online.

Note: You can sign up on our web site (***https://metroairports.org/doing-business/solicitations***) to receive email notifications of new business opportunities.

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization of Disadvantaged Business Enterprises on this project is *12%.*

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Short Elliott

Hendrickson Inc*;* at QuestCDN Online as indicated below and at the Minnesota Builders Exchange; Rochester Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents for personal use may secure a complete digital set at ***https://www.questcdn.com***. Bidders may download the complete set of digital documents for $15.00, or other fee as determined by QuestCDN, by entering eBidDoc™ 8370483 in the "Search Projects" page. Contact Quest Construction Data Network at (952) 233-1632 or info@questcdn.com for assistance. Hard copy bidding documents will not be made available to Bidders. Bid documents for this project may be viewed for no cost at QuestCDN Online. For this project, bids will ONLY be received electronically. Contractors submitting an electronic bid will be charged an additional $30.00, or other fee as determined by QuestCDN, at the time of bid submission via the online electronic bid service QuestCDN Online.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 17, 2023, at MAC's web address of ***https://metroairports.org/doing-business/solicitations*** (construction bids).

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2023 STP Vehicle Gate Replacement

Airport Location: **Saint Paul Downtown Airport**
Project Name: **2023 STP Vehicle Gate Replacement**
MAC Contract No.: **107-1-083**
Bids Close At: **2:00 PM on February 16, 2023**
Bid Opening Conference Call: 3:00 PM on February 16, 2023
Teleconference Dial In #: **1-612-405-6798**
Conference ID #: **681 090 675#**

Notice to Contractors: Electronic Bid Submission for the project listed above will be received by the MAC, a public corporation, via QuestCDN, ***https://questcdn.com/*** until the official time and date as displayed in QuestCDN Online.

Note: You can sign up on our web site (***https://metroairports.org/doing-business/solicitations***) to receive email notifications of new business opportunities.

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization of Disadvantaged Business Enterprises on this project is *13%.*

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Short Elliott Hendrickson Inc.*;* at QuestCDN Online as indicated below and at the Minnesota Builders Exchange; Rochester Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents for personal use may secure a complete digital set at ***https://www.questcdn.com***. Bidders may download the complete set of digital documents for $15.00, or other fee as determined by QuestCDN, by entering eBidDoc™ 8370477 in the "Search Projects" page. Contact Quest Construction Data Network at (952) 233-1632 or info@questcdn.com for assistance. Hard copy bidding documents will not be made available to Bidders. Bid documents for this project may be viewed for no cost at QuestCDN Online. For this project, bids will ONLY be received electronically. Contractors submitting an electronic bid will be charged an additional $30.00, or other fee as determined by QuestCDN, at the time of bid submission via the online electronic bid service QuestCDN Online.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 17, 2023, at MAC's web address of ***https://metroairports.org/doing-business/solicitations*** (construction bids).

Metropolitan Airports Commission (MAC)
Notice of Call for Bids for 2023 Air Handling Unit Replacement

Airport Location: **Minneapolis-St. Paul International Airport**
Project Name: **2023 Air Handling Unit Replacement**
MAC Contract No.: **106-2-1014**
Bids Close At: **2:00 PM on Wednesday, February 15, 2023**
Bid Opening Conference Call: 3:00 PM on Wednesday, February 15, 2023
Teleconference Dial In #: **1-612-405-6798**
Conference ID #: **681 090 675#**

Notice to Contractors: Electronic Bid Submission for the project listed above will be received by the MAC, a public corporation, via ***QuestCDN's website*** until the official time and date as displayed in QuestCDN Online.

Note: You can sign up on our web site (***https://metroairports.org/doing-business/solicitations***) to receive email notifications of new business opportunities.

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.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the QuestCDN Online indicated below and at the Minnesota Builders Exchange; Rochester Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents for personal use may secure a complete digital set at ***https://www.questcdn.com***. Bidders may download the complete set of digital documents for $15.00, or other fee as determined by QuestCDN, by entering eBidDoc™ #8369373 in the "Search Projects" page. Contact Quest Construction Data Network at (952) 233-1632 or info@questcdn.com for assistance. Hard copy bidding documents will not be made available to Bidders. Bid documents for this project may be viewed for no cost at QuestCDN Online. For this project, bids will **ONLY** be received electronically. Contractors submitting an electronic bid will be charged an additional $42.00, or other fee as determined by QuestCDN, at the time of bid submission via the online electronic bid service QuestCDN Online.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 23, 2023, at MAC's web address of ***https://metroairports.org/doing-business/solicitations*** (construction bids).

Metropolitan Airports Commission (MAC)
Notice of Call for Bids for 2023 Lighting Infrastructure Technology and Equipment

Airport Location: **Minneapolis-St. Paul International Airport**
Project Name: **2023 Lighting Infrastructure Technology and Equipment**
MAC Contract No.: **106-2-1016**
Bids Close At: **2:00 PM on February 16, 2023**
Bid Opening Conference Call: 3:00 PM on February 16, 2023
Teleconference Dial In #: **1-612-405-6798**
Conference ID #: **681 090 675#**

Notice to Contractors: Electronic Bid Submission for the project listed above will be received by the MAC, a public corporation, via ***QuestCDN's website*** until the official time and date as displayed in QuestCDN Online.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of Targeted Group Businesses on this project is *8%.*

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.

Update QuestCDN eBidDoc Number once the project has been set up in QuestCDN prior to the Ads submission.

Availability of Bidding Documents: Bidding documents are available at QuestCDN Online indicated below and at the Minnesota Builders Exchange; Rochester Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents for personal use may secure a complete digital set ***on the website here***. Bidders may download the complete set of digital documents for $15.00, or other fee as determined by QuestCDN, by entering eBidDoc™ #8368802 in the "Search Projects" page. Contact Quest Construction Data Network at (952) 233-1632 or info@questcdn.com for assistance. Hard copy bidding documents will not be made available to Bidders. Bid documents for this project may be viewed for no cost at QuestCDN Online. For this project, bids will **ONLY** be received electronically. Contractors submitting an electronic bid will be charged an additional $30.00, or other fee as determined by QuestCDN, at the time of bid submission via the online electronic bid service QuestCDN Online.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 23, 2023, at MAC's web address of ***https://metroairports.org/doing-business/solicitations*** (construction bids).

Metropolitan Airports Commission (MAC)

Notice of Call for Bids for 2023 Wayfinding Sign Backlighting Replacement

Airport Location: **Minneapolis-St. Paul International Airport**
Project Name: **2023 Wayfinding Sign Backlighting Replacement**
MAC Contract No.: **106-2-999**
Bids Close At: **2:00 PM on February 15, 2023**
Bid Opening Conference Call: 3:00 PM on February 15, 2023
Teleconference Dial In #: **1-612-405-6798**
Conference ID #: **681 090 675#**

Notice to Contractors: Electronic Bid Submission for the project listed above will be received by the MAC, a public corporation, via ***QuestCDN's website*** until the official time and date as displayed in QuestCDN Online.

Note: You can sign up on our web site (***https://metroairports.org/doing-business/solicitations***) to receive email notifications of new business opportunities.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of Targeted Group Businesses on this project is *12%.*

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 available at QuestCDN Online indicated below and at the Minnesota Builders Exchange; Rochester Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan

Room. Bidders desiring bidding documents for personal use may secure a complete digital set on the ***QuestCDN website***. Bidders may download the complete set of digital documents for $15.00, or other fee as determined by QuestCDN, by entering eBidDoc™ #8337587 in the "Search Projects" page. Contact Quest Construction Data Network at (952) 233-1632 or info@questcdn.com for assistance. Hard copy bidding documents will not be made available to Bidders. Bid documents for this project may be viewed for no cost at QuestCDN Online. For this project, bids will **ONLY** be received electronically. Contractors submitting an electronic bid will be charged an additional $30.00, or other fee as determined by QuestCDN, at the time of bid submission via the online electronic bid service QuestCDN Online.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 23, 2023, at MAC's web address of ***https://metroairports.org/doing-business/solicitations*** (construction bids).

