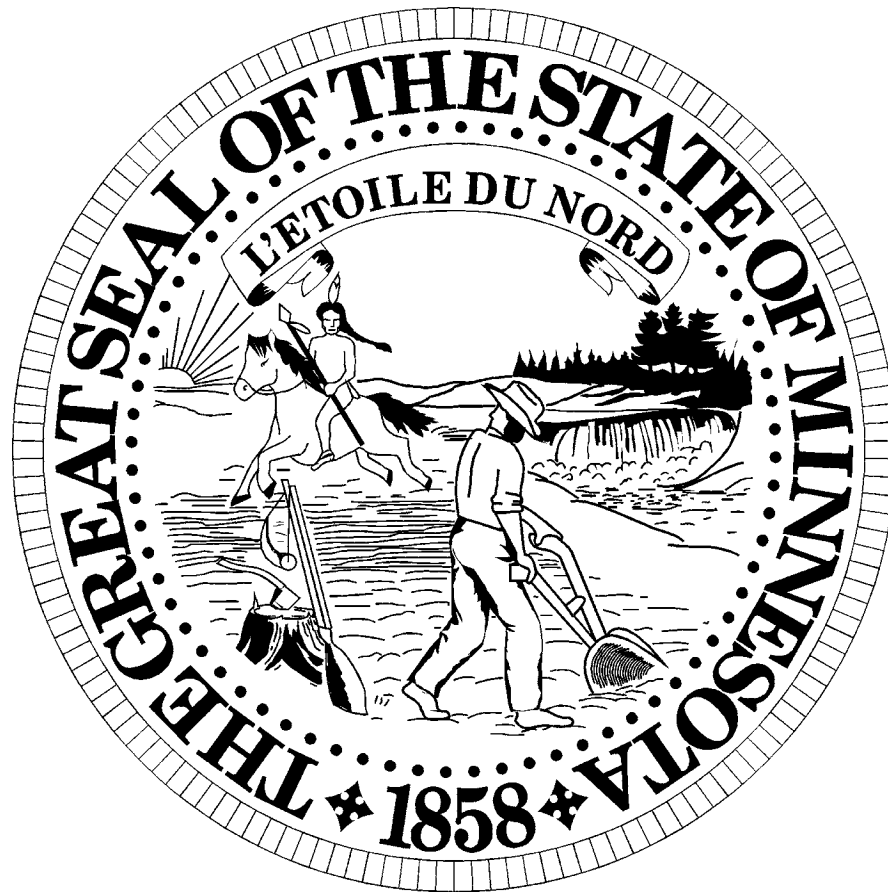


Minnesota State Register

Published every Monday (Tuesday when Monday is a holiday)



**Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules;
Executive Orders; Appointments; Commissioners' Orders; Revenue Notices;
Official Notices; State Grants & Loans; State Contracts; Non-State Public Bids,
Contracts and Grants**

Monday 14 August 2023

Volume 48, Number 7

Pages 151 - 170

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- Withdrawn Rules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. 48 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)
#8	Monday 21 August	Noon Tuesday 15 August	Noon Thursday 10 August
#9	Monday 28 August	Noon Tuesday 22 August	Noon Thursday 17 August
#10	Tuesday 5 September	Noon Tuesday 29 August	Noon Thursday 24 August
#11	Monday 11 September	Noon Tuesday 5 September	Noon Thursday 31 August

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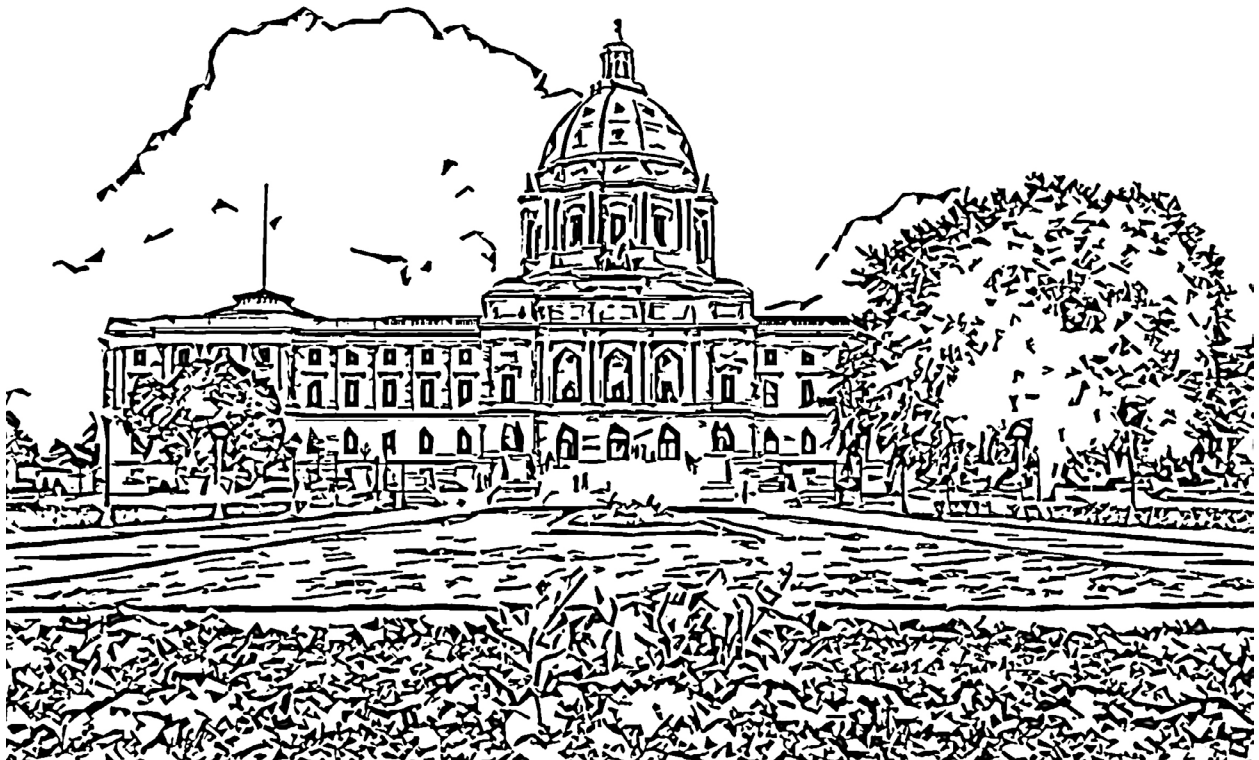
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NOTICE: How to Follow State Agency Rulemaking in the State Register

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

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

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

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

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in Vol. 47, #52 - Monday 26 June 2023)

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

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

Minnesota Department of Transportation Adopted Permanent Rules Relating to Transportation for Elderly, Disabled

The rules proposed and published at State Register, Volume 47, Number 27, pages 611-630, January 03, 2023 (47 SR 611), are adopted with the following modifications:

8840.5100 DEFINITIONS.

Subp. 22. **Wheelchair.** “Wheelchair” means a mobility aid, whether manual or motorized, belonging to any class of three- or four-wheeled devices and that is usable indoors and designed for and used by individuals with mobility impairments, ~~whether operated manually or powered.~~

8840.5300 SCOPE.

Subpart 1. **Service criteria.** Except as provided in Minnesota Statutes, sections 174.29 to 174.315, the standards in parts 8840.5100 to 8840.6400 apply to special transportation service as defined in part 8840.5100 and provided by an entity ~~or person~~ receiving grants or other financial assistance from the state or federal government, or both, to provide or assist in providing the service.

8840.5400 CERTIFICATE OF COMPLIANCE, GENERAL REQUIREMENTS.

Subp. 1a. **Wheelchair certification.** The commissioner shall issue a certificate of compliance to a provider who transports an occupied wheelchair in a vehicle only if the vehicle has been issued a current, numbered certificate by the commissioner pursuant to Minnesota Statutes, section 174.30, subdivisions 3 and 4.

Subp. 1b. **Protected transport certification.** The commissioner shall issue a certificate of compliance to a provider who provides protected transport only after ensuring the safety provisions in Minnesota Statutes, section 256B.0625, subdivision 17, are in working order.

8840.5450 RESTRICTIONS ON NAME AND DESCRIPTION OF SERVICE.

Subpart 1. **Advertising as ambulance service prohibited.** A special transportation service provider subject to Minnesota Statutes, section 174.30, shall not use, in its name or in advertisements or information describing the service, the words “medical,” “emergency,” “life support,” “ambulance,” or other forms of those words or any other similar words that offer, suggest, or imply the availability of ambulance service, as defined in Minnesota Statutes, section 144E.001, subdivision 3, unless it is licensed as an ambulance service under Minnesota Statutes, section 144E.10.

Subp. 2. **Permitted phrase.** A special transportation service provider may use the phrase “nonemergency medical transportation” in its name or advertisements or information describing the service.

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8840.5500 CERTIFICATE OF COMPLIANCE APPLICATION.

Subpart 1. **Forms.** Application for a certificate of compliance or for renewal of an existing certificate of compliance must be made on forms provided by the commissioner. Application forms for certificates of compliance may be obtained from the Department of Transportation. Applications must be delivered, ~~mailed, or delivered electronically in person, electronically, or by mail~~ to the Minnesota Department of Transportation.

Subp. 5. **Information on certificate.** When a certificate is granted, the commissioner shall issue to the provider a numbered certificate of compliance that shows the month and year in which the certification expires. This certificate may be stored physically or electronically but must be producible upon ~~demand~~ request from the commissioner.

8840.5640 INITIAL SPECIAL TRANSPORTATION SERVICE PROVIDER EDUCATION.

Subp. 2. **Initial education sources and topics.** The initial education materials must be approved by the commissioner under part 8840.6200 and detail applicable statutes, rules, and regulations, including the following topics:

8840.5700 INSPECTION AND AUDIT.

Subpart 1. **Commissioner shall inspect vehicles.** The commissioner shall inspect or provide for the inspection of each vehicle at least annually and may inspect a vehicle on receipt of a complaint about the condition of the vehicle or its equipment. The commissioner may conduct an unannounced inspection for compliance with parts 8840.5100 to 8840.6300 but must not do so in a way that ~~unduly~~ interferes with the transportation of a passenger. The commissioner may inspect the vehicle, its equipment, or any documents required to be in the vehicle or the driver's possession for compliance with parts 8840.5100 to 8840.6300 and state or federal law.

Subp. 1a. **Incorporation by reference.** "Minnesota Vehicle Requirements for Special Transportation Services and Limousines," dated February 3, 2023, is incorporated by reference. The document is written and published by the Minnesota Department of Transportation. The document is not subject to frequent change and is available at the department's office, located at 395 John Ireland Boulevard, St. Paul, MN 55155, and online at https://edocs-public.dot.state.mn.us/edocs_public/DMResultSet/download?docId=32497137. This document, and the provisions of Minnesota Statutes, sections 169.46 to 169.75, must be followed when conducting an inspection and determining whether a vehicle is in a condition that is likely to cause an accident or break down.

Subp. 1b. **Inspection results; removal from service.** The results of an inspection of vehicles or records must be documented and a copy given to the provider. The commissioner shall direct a provider to immediately remove a vehicle from service on determining the vehicle is in a condition that is in violation of a provision of Minnesota Statutes, sections 169.46 to 169.75, and is likely to cause an accident or break down. The Department of Transportation's "Minnesota Vehicle Requirements for Special Transportation Services and Limousines" must be followed in determining whether a vehicle is likely to cause an accident or break down. If the vehicle is equipped with a wheelchair securement device, the inspection form must state whether the device is certified by the commissioner. If the vehicle is designated as protected transportation, the inspection form must state whether the safety provisions in Minnesota Statutes, section 256B.0625, subdivision 17, are in working order. The commissioner shall direct a provider to immediately remove a vehicle from service on determining the vehicle is in a condition that is in violation of a provision of Minnesota Statutes, sections 169.46 to 169.75, and is likely to cause an accident or break down.

Subp. 1c. **Provider responsibility; defective equipment.** Providers directed to repair or replace defective equipment shall provide written evidence of compliance to the commissioner of transportation. When the provider has taken the required corrective action, the provider may return the vehicle to service.

Subp. ~~1a~~ 1d. **Commissioner shall audit records.** The commissioner may examine any documents or records required by parts 8840.5100 to 8840.6300 or Minnesota Statutes, section 174.30. The commissioner shall examine vehicle inspection, repair, and maintenance records for each vehicle operated under the provider's certificate of compliance at least annually. The commissioner shall examine driver and attendant records at least annually. The results of an audit of records shall be documented and given to the provider.

8840.5800 ENFORCEMENT: VIOLATIONS, SUSPENSIONS, REVOCATIONS, AND CANCELLATIONS.

Subpart 1. **Notice and opportunity for correction.** When a provider is found in violation of parts 8840.5100 to 8840.6300 or Minnesota Statutes, section 174.30, and the violation is not likely to cause a breakdown or accident, the provider must be given a 15-day written notice to correct the violation.

C. ~~If~~ The commissioner shall direct a provider that is found to be using a driver or attendant who has not completed the training required by part 8840.5910 or a driver or attendant who does not meet the standards provided in part 8840.5900 and Minnesota Statutes, section 174.30, ~~the commissioner shall direct the provider to stop cease doing so,~~ and the provider shall stop using the driver or attendant immediately. Before returning the driver or attendant to service, a provider must give the commissioner written evidence that the driver or attendant meets the requirements of parts 8840.5900 and 8840.5910.

D. ~~If~~ The commissioner shall direct a provider that is found to be using any other person associated with the organization in a way that violates parts 8840.5100 to 8840.6300 or Minnesota Statutes, section 174.30, ~~the commissioner shall direct the provider to stop cease doing so,~~ and the provider shall stop using that person immediately. Before returning the person to service, the provider must give the commissioner written evidence that the person meets the requirements of parts 8840.5100 to 8840.6300 and Minnesota Statutes, section 174.30.

~~D. E.~~ When a provider is found to be using a vehicle equipped with a wheelchair lift, ramp, or securement system that does not meet the requirements of part 8840.5925, the provider shall not use that vehicle to provide transportation of passengers that require the use of such equipment until the provider submits written evidence to the department that the vehicle meets the requirements of part 8840.5925.

Subp. 3. **Suspension.**

A. No provider may provide special transportation service or operate a special transportation service vehicle without correcting a violation of parts 8840.5100 to 8840.6300 or Minnesota Statutes, section 174.30, as provided in subpart 1 or providing notice that a defective vehicle has been removed from service as provided in subpart 2. The commissioner may suspend a provider's certificate of compliance until the provider complies with parts 8840.5100 to 8840.6300 and Minnesota Statutes, section 174.30, if the commissioner determines a provider has:

{For text of items A to C, see Minnesota Rules}

A. ~~(1)~~ failed to correct a violation within 15 days of receiving written notice;

B. ~~(2)~~ operated a special transportation vehicle after the provider has been directed to remove the vehicle from service unless the defect has first been corrected;

C. ~~(3)~~ used a driver or attendant after the provider has been directed by the commissioner to stop using the driver or attendant;

D. ~~(4)~~ failed to permit an inspection as provided in part 8840.5700;

E. ~~(5)~~ failed to maintain insurance as provided in part 8840.6000; or

F. ~~(6)~~ failed to pay a decal fee after the commissioner has sent notice.

B. In determining whether to suspend a provider's certificate of compliance under this subpart, the commissioner shall consider the severity of the violations, the ease or burden of remedying the violations, the number of violations found, the provider's history of the same types of violations, and the provider's ~~general~~ history of other violations. The commissioner shall develop violation history review criteria and guidelines and post them on the department's website.

Adopted Rules

8840.5900 DRIVER QUALIFICATIONS.

Subp. 15a. **Provider responsibility; review of physical qualification.** The provider must periodically review a copy of each driver's valid medical examiner's certificate or other evidence of physical qualification listed in subpart 5 or 6 as required in subpart 1. This review must be performed in such a way as to ensure the driver is not used to perform services without a current and valid medical examiner's certificate or other evidence of physical qualification. The provider must keep a record of this review in the driver's file under part 8840.6100.

8840.5910 DRIVER AND ATTENDANT TRAINING REQUIREMENTS.

Subpart 1. **Training required before providing special transportation service.** Before providing special transportation service, each driver and attendant must complete:

A. orientation to ~~common~~ issues and instructions related to transporting passengers;

F. instruction in maintaining the cleanliness of the vehicle, sanitization of the vehicle, and ~~proper~~ use of the body fluids cleanup kit under part 8840.5925, subpart 1, item C; and

Subp. 2. **Additional training required.** Within 45 days after beginning to provide special transportation service, each driver and attendant shall complete:

D. the passenger assistance training described in ~~subpart subparts 5 or, 5a, 6, and 5a or 6a if the driver or attendant will transport passengers in stretchers or child seats, as applicable.~~

Subp. 5. **Passenger assistance training.** Each driver and attendant who transports passengers seated in wheelchairs or who assists passengers in transferring from a wheelchair to a vehicle shall complete a minimum of eight hours of training in the techniques of transporting and assisting the elderly and passengers with physical disabilities. Passenger assistance training must include:

B. description of the uses, functions, and limitations of ~~common~~ assistive devices used by the elderly and persons with disabilities and the ~~proper~~ means of providing assistance to persons using those devices as well as securing those devices and ~~common~~ periphery items such as baggage, oxygen tanks, and other medical equipment;

I. discussion and demonstration of placing the assistive devices, operating the lifts, ramps, and wheelchair securement devices, and using them ~~properly~~ if the vehicle to be operated is equipped with them;

L. discussion of ~~properly~~ communicating safety concerns related to assistive and mobility devices during transportation.

{For text of subpart 6, see Minnesota Rules}

Subp. 6. **Ambulatory passenger assistance training.** Each driver and attendant who transports the elderly and passengers with physical disabilities who do not use stretchers or wheelchairs, or who transports passengers who do not transfer from a wheelchair to a seat in the vehicle, shall complete a minimum of four hours of training in the techniques of transporting and assisting the elderly and passengers with physical disabilities. The training must include instruction in the elements listed in subpart 5, items A to ~~D~~, ~~G~~, ~~I~~, E and ~~J~~ H to L.

Subp. 6a. **Child seat passenger restraint system training.** Each driver and attendant who transports passengers that require a child passenger restraint system shall complete a minimum of three hours of training in the techniques of the use of child passenger restraint systems and ~~proper~~ securement of child passengers.

Subp. 9. **Refresher course and continuing education.** Each driver and attendant shall successfully complete within three years from the date the driver or attendant completed the training required in subpart 2, and every three-year period thereafter:

Adopted Rules

C. two hours of training in ~~proper~~ securement for the modes of transportation the driver or attendant provide;

Subp. 11. **Course content.** All training courses described in this part must include ~~some form of~~ proficiency testing. ~~When possible, Courses must be taught in person. Distance learning and online learning are permitted but must first be approved unless preapproved by the commissioner pursuant to the procedures under part 8840.6200.~~

8840.5925 VEHICLE EQUIPMENT.

Subpart 1. **Safety equipment.** When in use, each vehicle must carry the following safety equipment:

G. When necessary for ~~proper~~ securement of passengers, the vehicle must include a seat belt extender that meets the specifications of the manufacturer.

8840.5950 STANDARDS FOR OPERATION OF VEHICLES.

Subpart 1. **Operation.** Standards for vehicle operation are as follows:

B. Providers shall conduct or cause to be conducted, a daily visual safety inspection. The provider shall maintain a record that shows the date and mileage at each safety inspection and a notation of needed repairs and replacements. The record must be maintained on a form prescribed by the commissioner or on a form that ~~is substantially~~ contains the same information. The safety inspection must include inspection of the:

(10) ~~if applicable,~~ wheelchair ramps and lifts and lift electrical systems, lubrication points, and fluid reservoirs; ~~if applicable;~~ and

(11) ~~if applicable,~~ wheelchair securement or stretcher securement device; ~~if applicable.~~

Subp. 3. **Seat belts.** Drivers and passengers shall use seat belts at all times. Drivers shall instruct each passenger to use the seat belt. Before pulling away from a stop, drivers shall make sure that passengers are seated with seat belts ~~properly~~ secured. Children under the age of eight and that are shorter than four feet nine inches shall use approved child-restraint systems at all times. This subpart does not apply to persons exempted by Minnesota Statutes, sections 169.685, subdivision 6, paragraph (b), and 169.686, subdivision 2, clause (3).

Subp. 3a. **Heating and ~~air conditioning~~ air-conditioning.** All heating and ~~air conditioning~~ air-conditioning units the vehicle is equipped with must be ~~fully~~ functional.

8840.6100 RECORDS.

Subpart 1. **Availability to commissioner.** A provider shall keep the records required in this chapter and in Minnesota Statutes, section 174.30. The records must be kept on a form prescribed by the commissioner or on a form substantially that contains the same information as the commissioner's prescribed form. Records may be kept electronically but must be kept in such a manner that they may be presented upon request by the commissioner at the provider's principal place of business.

8840.6200 CERTIFICATION OF TRAINING COURSES AND INSTRUCTORS.

Subp. 7. **Certificate of course completion.** For each training course given under part 8840.5910, a certificate of course completion must be completed by the instructor or the sponsoring organization for each driver and attendant who successfully completed the training course. ~~The commissioner shall withdraw an instructor's certification for issuing a materially false or fraudulent certificate of course completion.~~

8840.6250 AUDIT OF COURSES.

Subp. 2. **~~Withdrawing~~ Rescinding certification.** ~~If, after auditing a course, the commissioner determines that the~~

Adopted Rules

~~course materials or instruction do not meet the standards in parts 8840.5910 and 8840.6200; The commissioner must immediately withdraw shall rescind certification of the course, the instructor, or both: if:~~

~~A. The commissioner shall withdraw certification if a trainer an instructor refuses to allow an audit of a course approved under part 8840.6200;~~

~~B. after auditing a course, the commissioner determines the course materials or instructions do not meet the standards in parts 8840.5910 and 8840.6200; or~~

~~C. the instructor issues a false or fraudulent certificate of course completion.~~
{For text of subpart 3, see Minnesota Rules}

Subp. 3. **Appeal of certification ~~withdrawal rescission~~.** An instructor who wants to contest a ~~withdrawal rescission~~ of certification must follow the procedures in part 8840.6400.

8840.6300 VARIANCE.

Subpart 1. **Elements.** The commissioner may grant a variance from parts 8840.5100 to 8840.6300, except part 8840.5400. To request a variance, an applicant must submit a petition ~~according to the requirements of~~ containing all information required by Minnesota Statutes, section 14.056, subdivision 1, and demonstrate that ~~the applicant meets the criteria in item A or B;~~

~~A. If the commissioner finds that the rule's requirements, as applied to the circumstances of the applicant, would not serve any of the rule's purposes, the commissioner must grant a variance: the rationale for the rule or rules in question can be met or exceeded by the specific alternative practice which the applicant proposes to substitute;~~

~~B. If the commissioner finds that failure to grant the variance would result in hardship or injustice to the applicant, the variance would be consistent with the public interest, and the variance would not prejudice the substantial legal or economic rights of any person or entity, the commissioner may grant a variance according to Minnesota Statutes, section 14.055, subdivision 4: the application of the rule in question would impose an excessive burden on the applicant; and~~

~~C. the granting of the variance will not adversely affect the public health and safety.~~

Executive Orders

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

Office of the Governor

Executive Order 23-09: Creating a Task Force to Ensure Nation-Leading Health Professions Education

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

Minnesota is a national leader in delivering quality health care; providing patient-centered, community-based primary care; and ensuring health care access, equity, and affordability. Maintaining these high standards depends on

Executive Orders

Minnesota's ability to train the next generation of health care professionals.

The University of Minnesota's Health Sciences Programs ("Health Sciences Programs") provide essential education and clinical training for the majority of the health professionals who serve Minnesotans. The Health Sciences Programs consist of the six schools of graduate education in medicine, nursing, public health, dentistry, pharmacy, and veterinary medicine. Upon completion of that education and training, these health professionals practice in health care settings across Minnesota, serving individuals with a wide variety of health care needs.

The ability of the Health Sciences Programs and, in particular, the University of Minnesota Medical School, to advance the goals of the State related to primary care, rural care, and health equity requires a financially sustainable model for support and clinical partnerships. Recent trends in the health care market have driven a need to reexamine the funding and governance structures for the delivery of academic health by the University of Minnesota.

For these reasons, I order as follows:

1. The Governor's Task Force on Academic Health at the University of Minnesota ("Task Force") is established.
2. The Task Force will develop recommendations to support world-class academic health professions education, research, and care delivery by the Health Sciences Programs that advance equity, center primary care, and ensure that Minnesotans can continue to receive the highest-quality care in a financially sustainable way. In meeting that charge, the Task Force will:
 - a. Review examples from other states to identify options for potential public funding of academic health and for partnerships (financial and clinical) with non-academic health systems.
 - b. Consider collaborative financial support and partnership models for academic health that recognize both the costs of, and benefits to, health professions education for Minnesota patients, health care systems, and residents.
 - c. Examine potential options for governance and oversight of any publicly funded health professions education at the Health Sciences Programs.
 - d. Discuss short-, medium-, and long-term funding needs to support the vision for academic health and the role of the State of Minnesota and various clinical partners in meeting these funding needs.
 - e. Develop goals and expectations for academic health performance related to equity, workforce diversity, geographic accessibility, and primary care and prevention that align with One Minnesota goals for Minnesota health care.
3. By January 15, 2024, provide recommendations to the Governor for state policy and legislative changes.
4. The members of the Task Force are:
 - a. The Governor's designee, who will act as Chair of the Task Force
 - b. One member of the Minnesota House of Representatives, appointed by the Speaker of the House
 - c. One member of the Minnesota Senate, appointed by the Majority Leader of the Senate
 - d. One representative from the following agencies:
 - i. Department of Health
 - ii. Office of Higher Education
 - e. Up to 10 additional members appointed by the Governor:

Executive Orders

- i. Two members representing the University of Minnesota, including one representing the University of Minnesota Medical School
 - ii. Two members with expertise in health professions education or health care workforce issues
 - iii. Two members with expertise in delivering primary care or care in rural areas
 - iv. Two members with expertise in hospital or health system finances, state/federal health care reimbursement issues, health care spending, or health economics
 - v. Two members with expertise in health disparities or health equity, particularly as they relate to health professions education and access to health care
5. The Minnesota Department of Health will provide staff and administrative support for the Task Force. Other state agencies, including but not limited to the Department of Human Services, the Department of Commerce, Minnesota Management and Budget, and the Office of Higher Education, will provide subject matter expertise to the Task Force as needed.
6. The duties of the Task Force are as follows:
- a. Meet at least twice per month and more often as necessary.
 - b. Identify and engage leaders, experts, health care practitioners and clinicians, health professions educators, and consumers to inform discussion of strategies and plans necessary to achieve the Task Force's objectives.
 - c. Provide regular updates to the Governor, at frequencies determined by the Chair, on progress toward achieving the Task Force's objectives.
 - d. By January 15, 2024, submit a written summary of recommendations to the Governor.

This Executive Order is effective fifteen days after publication in the State Register and filing with the Secretary of State. It will remain in effect until rescinded by proper authority or through June 1, 2024, whichever occurs first.

A determination that any provision of this Executive Order is invalid will not affect the enforceability of any other provision of this Executive Order. Rather, the invalid provision will be modified to the extent necessary so that it is enforceable.

Signed on August 10, 2023.

Tim Walz
Governor

Filed According to Law:

Steve Simon
Secretary of State

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.

Executive Council, State Board of Investment, and Land Exchange Board Official Meeting Notice

The Executive Council, State Board of Investment and the Land Exchange Board will meet on Wednesday, August 23, 2023 at 10:00 a.m. in G23 Senate Committee Room, State Capitol, 75 Rev. Dr. Martin Luther King Jr. Boulevard, St. Paul, MN.

Some members of the Executive Council, State Board of Investment and Land Exchange Boards may participate in the meeting electronically. If a Board Member calls in, in accordance with Minnesota Statutes, section 13D.015, subd. 4, the Executive Council, State Board of Investment and Land Exchange Board shall, to the extent practical, allow a person to monitor the meeting electronically from a remote location.

Minnesota Department of Health Health Policy Division, Health Economics Program Notice of Intent to Establish a New Hospital

NOTICE IS HEREBY GIVEN that the Minnesota Department of Health (MDH) has received a letter of intent from Allina Health based in Minneapolis, Minnesota pursuant to *Minnesota Statutes 144.553* to seek a hospital license for a 100-bed inpatient rehabilitation hospital to be constructed in the Twin Cities metropolitan area.

Under this statute, any other organization seeking a hospital license to serve the same or similar service area has 30 days following this register notice (or through September 13, 2023) to notify MDH of their intent. MDH will notify Allina Health that it will initiate a public interest review of a full proposal if no other letters of intent are received during that time or initiate the process established in Minnesota Statutes if competing interests exist.

Any notification or questions about this letter of intent may be sent by electronic mail to Health.PIR@state.mn.us.

All documents submitted to MDH about this proposal, and other public interest reviews, will be posted on the Health Economics Program website: [Hospital Public Interest Reviews \(health.state.mn.us\)](https://www.health.state.mn.us/hospital-public-interest-reviews) when available. All alternative proposals that MDH receives from other organizations will also be posted to this website. Questions about the public interest review process may be directed to Alisha Simon at 651-201-3557 (Alisha.Simon@state.mn.us).

Minnesota Pollution Control Agency (MPCA) Notice of Intent to Solicit Comments and Reissue a National Pollutant Discharge Elimination System (NPDES) and State Disposal System (SDS) General Permit – MNG585000 Wastewater Pond General Permit

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (MPCA) proposes to issue an NPDES/SDS Wastewater Pond General Permit to cover facilities discharging to waters of the state of Minnesota. This is the reissuance of an existing general permit, which expires at midnight on November 30, 2023. This general permit covers facilities within the boundary of the state of Minnesota that have existing stabilization and/or aerated pond systems

Official Notices

with a controlled discharge; predominantly treat domestic sewage; discharge during predefined, allowed discharge windows; meet predetermined effluent limitations; and is Agency-classified as a Class D facility. This Permit provides coverage for facilities with a design flow of less than one million gallons per day and meet all other specified Permit conditions for coverage.

The duration of this Permit is five years. The facilities that the MPCA intends to issue notices of coverage to immediately upon issuance are listed in a table placed on public notice with the Permit. Any facility that meets the abovementioned requirements may apply during the permit term.

Facilities that do not meet all specific requirements for this Permit will be required to obtain coverage under an individual NPDES/SDS permit.

Minn. R. 7001.0210 provides authority to the MPCA to issue a single permit to a category of Permittees that are the same or substantially similar. This single NPDES/SDS permit can apply to numerous facilities and is known as a general permit. This general permit will provide for timely discharge authorization without the delay associated with individual permit issuance procedures and will cover more than two hundred facilities.

The Permit includes monitoring and reporting requirements and general conditions consistent with those established for individual permits. Those facilities not currently under consideration for general permit coverage may submit a Notice of Intent to request consideration for coverage.

The Commissioner's determination that the General Permit should be reissued is tentative. Interested persons are invited to submit written comments upon the proposed permit action. The public comment period commences August 14, 2023 and terminates at 4:30 p.m. on October 13, 2023. Any comments received no later than 4:30 p.m. on the last day of the comment period will be considered in the formulation of final determination.

Comments on the draft general permit should include the following information, pursuant to Minn. R. 7001.0110:

1. A statement of the person's interest in the permit application or the draft permit;
2. A statement of the action the person would like the Agency to take, including specific references to sections in the draft permit; and
3. Reasons supporting the person's position, stated with sufficient specificity as to allow the Commissioner to investigate the merits of the person's position.

Comments should be submitted in writing to:

Stephanie Lyons
Minnesota Pollution Control Agency
525 Lake Ave S, Ste 400
Duluth, MN 55802
generalpondpermit.pca@state.mn.us

A copy of the draft general permit, fact sheet, and public notice are available on the MPCA's website at: <https://www.pca.state.mn.us/get-engaged/public-comments>

If you have questions on this draft permit, the public notice or the Commissioner's preliminary determination, please contact Stephanie Lyons via telephone at 218-302-6643 or via email at generalpondpermit.pca@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: <https://mn.gov/admin/citizen/grants/>

Department of Employment and Economic Development (DEED) Notice of Grant Opportunity

NOTICE IS HEREBY GIVEN that the Minnesota Department of Employment and Economic Development (DEED) places notice of any available grant opportunities online at <https://mn.gov/deed/about/contracts/open-rfp.jsp>

Minnesota Housing Finance Agency Notice of Request for Proposals for Manufactured Housing Community Redevelopment to Manufactured Home Parks for Infrastructure or Acquisition

Minnesota Housing Finance Agency (MHFA) is requesting proposals from eligible manufactured home park owners, or non-profit intermediaries applying on behalf of a park owner, to receive grants for infrastructure improvements or acquisition of manufactured home parks, as described in Minn. Stat. §462A.2035, Subd. 1b for the Manufactured Housing Community Redevelopment Program. Proposals will be scored based on projects that focus on health, safety and critical need improvements, as well as affordability of lot rents, project support from the local community, project leverage, and project feasibility.

The application will open Monday, August 14, 2023. The required Intent to Apply is due 12:00 p.m. Friday, September 1, 2023. Proposals submitted in response to this Request for Proposals must be received no later than **12:00 p.m., Central Time, September 21, 2023.**

The Manufactured Housing Community Redevelopment program guide, application, instructions and materials can be found by visiting the Minnesota Housing website at: <https://www.mnhousing.gov/homeownership/community-initiatives-programs/manufactured-home-community-redevelopment-.html>.

For more information or questions regarding the Manufactured Housing Community Redevelopment Program or the application submission process, contact:

Annie Reiersen
Minnesota Housing Finance Agency
Manufactured Housing Program Manager
Phone (651) 296-3495
Annie.Reierson@state.mn.us

Colleen Meier
Minnesota Housing Finance Agency
Manufactured Housing Program Officer
Phone (651) 296-9811
colleen.meier@state.mn.us

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

State Grants & Loans

Department of Human Services

Contracts and Legal Compliance Division

Notice of Changes to Grant Request for Proposal noticing in the State Register for the Department of Human Services

The Minnesota Department of Human Services (DHS) will no longer publish individual grant RFP notices to the State Register effective March 27, 2023. The RFPs and RFIs can be viewed by visiting the Minnesota Department of Human Services Grants, Requests for Proposals (RFP) and Requests for Information (RFI) website: <https://mn.gov/dhs/partners-and-providers/grants-rfps/open-rfps/>.

The RFPs and RFIs do not obligate the State to complete the work contemplated in the respective notices. The State reserves the right to cancel solicitations. All expenses incurred in responding to the RFPs and RFIs are solely the responsibility of the responder.

Department of Public Safety

Office of Justice Programs

Request for Proposals – Community Crime Intervention and Prevention Competitive Grant Program

The Department of Public Safety Office of Justice Programs (DPS-OJP) requests proposals to fund community-based programs that operate crime or violence prevention and intervention programs that provide direct services to community members. This grant program can fund a wide variety of programs such as pretrial programs, probation programs, youth intervention services, truancy programs, elder abuse prevention, neighborhood watch, resident engagement, community and faith-based organization projects, and programs of local government agencies to address the factors that contribute to the identified community's crime, delinquency, and disorder. All applications must be submitted using the *e-grants* web-based grants management system by 4:00 pm CST on September 25, 2023. To view the RFP go to: *DPS-OJP Grants Website*. For more information contact Greg Herzog: greg.herzog@state.mn.us or Mike Hreha: michael.hreha@state.mn.us.

Department of Public Safety

Office of Justice Programs

Request for Proposals – Minnesota Heals Family Support Fund Competitive Grant Program

The Department of Public Safety Office of Justice Programs (DPS-OJP) requests proposals for funding to one applicant to administer the Minnesota Heals Family Support Fund. The Minnesota Heals Family Support Fund will provide financial support for families of individuals who were killed in law enforcement deadly-use-of force incidents. Eligible financial expenses through the Minnesota Heals Family Support Fund include funeral, burial, and mental health services. Non-profit entities and tribal governments are eligible to apply. All applications must be submitted using the *e-grants* web-based grants management system by 4:00 pm CST on August 28, 2023. To view the RFP go to: *DPS-OJP Grants Website*. For more information contact Rachel Peterson at Rachel.Peterson@state.mn.us.

Department of Public Safety

Office of Justice Programs

Request for Proposals – Violent Crime Enforcement Team (VCET) Grant Program

The Department of Public Safety, Office of Justice Programs (DPS-OJP) requests proposals for the Violent Crime Enforcement Team (VCET) grant program. This program provides grants to support coordinated regional investigation and prosecution of narcotics, gangs, and associated violent crimes. VCETs are multi-jurisdictional entities that operate

State Grants & Loans

under a Joint Powers Agreement, with oversight by local advisory boards, compliance with statutory certification requirements and adherence to the Multijurisdictional Task Force Operating Procedures and Guidelines Manual. Tribal government and local units of government including cities and counties are eligible to apply. All applications must be submitted using the *e-grants* web-based grants management system by 4:00 pm CST on Thursday, September 21, 2023. To view the RFP go to: *DPS-OJP Grants Website*. For more information contact Kristin Lail at Kristin.lail@state.mn.us.

Department of Public Safety

Office of Justice Programs

Request for Proposals – Youth Intervention Program Competitive Grant Program

The Department of Public Safety Office of Justice Programs (DPS-OJP) requests proposals to fund Youth Intervention Programs (YIP). YIP grants are designed to meet the goals specified under Minnesota Statute §299A.73: “[YIP is] an early intervention, nonresidential, community-based program providing advocacy, education, counseling, mentoring, and referral services to youth and their families experiencing personal, familial, school, legal, or chemical problems with the goal of resolving the present problems and preventing the occurrence of problems in the future. Public and private non-profit agencies and tribal governments are eligible to apply. All applications must be submitted using the *e-grants* web-based grants management system by 4:00 pm CST on September 25, 2023. To view the RFP go to: *DPS-OJP Grants Website*. For more information contact Greg Herzog: greg.herzog@state.mn.us or Mike Hreha: michael.hreha@state.mn.us.

Minnesota Department of Transportation (MnDOT)

Office of Freight and Commercial Vehicle Operations

Notice of Applications for third round of Minnesota Highway Freight Program funding

\$64 million available for local road, rail, ports and air freight projects

Minnesota cities, counties, ports, waterways, railroads, and airports, as well as Tribal governments and MnDOT districts, can apply to MnDOT’s Minnesota Highway Freight Program (MHFP) for funding for highway and intermodal projects that benefit freight movement, intermodal connections or efficiency across modes. The Minnesota Highway Freight Program is a statewide competitive program designed to help meet the state’s freight transportation needs through funding projects that improve freight transportation safety, mobility, efficiency, and access to freight facilities.

MHFP funding can be used on any public road, railroad crossing, or intermodal facility if the project provides a public freight benefit. Up to \$64.8 million may be available for this round of MHFP funding.

Some examples of freight projects that may be funded through the program are:

- Railroad at grade crossings improvements
- Truck parking
- Weigh station improvements
- Freight mobility projects, such as interchanges or bypass lanes to address freight bottlenecks
- Improving access to freight-generating facilities or industrial areas
- Intermodal projects such as airport transfer stations and ports and waterways

Applications must be received by 11:59PM Central Time on Friday, October 13, 2023. Applications can be submitted electronically to FreightPlans.DOT@state.mn.us. A public informational webinar will be held online on August 21st, 2023 at 1PM via Microsoft Teams to introduce the program and provide a space for potential applicants to ask questions. Applications, the link for the informational webinar, and more information are online at www.mndot.gov/ofrw/mhfp.

Projects will be selected and awards announced in January 2024. Contact the Program Manager, Robert Clarksen,

State Grants & Loans

with questions about the solicitation at Robert.clarksen@state.mn.us.

The Minnesota Highway Freight Program is a statewide competitive program designed to help meet the state's freight transportation needs through funding projects that improve freight transportation safety, mobility, efficiency and access to freight facilities. The funding comes from the federal National Highway Freight Program, which supports states in making freight movement improvements. Overall, up to \$64 million may be available for state fiscal years 2026-2028. Freight improvements that are funded will help to meet the investment goals identified in the State Freight Plan.

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, Office of State Procurement (OSP) Website. Interested vendors are encouraged to monitor the P/T Contract Section of the OSP Website at <https://mn.gov/admin/osp> 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 Office of State Procurement strongly recommends meeting the following requirements: \$0 - \$5000 does not need to be advertised; \$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.

Contact the Office of State Procurement at: (651) 296-2600

Department of Administration

Notice of Availability of Request for Proposal (RFP) for Designer Selection for: Minnesota Department of Veteran Affairs (MDVA) Hastings Campus Redevelopment (RECS Project # 75HA0057) (SDSB Project # 23-11)

The State of Minnesota, acting through Department of Veterans Affairs through the State Designer Selection Board, is soliciting proposals from interested, qualified consultants for architectural and engineering design services for the above referenced project.

A full Request for Proposals is available on the Minnesota Department of Administration's website at <https://mn.gov/admin/government/construction-projects/sdsb/projects/> (click SDSB Project #23-11).

A **mandatory** informational meeting is scheduled for **August 17, 2023, at 10:00 am** at the MDVA Hasting's Campus at 1200 18th St E, Hastings, MN 55033. The meeting will include a tour of the proposed project areas and a review of the scope of work. Firms will meet at Building 24 and will be escorted around the campus as a group.

Any questions should be directed to Heather Nelson at heather.a.nelson@state.mn.us. Project questions will be taken by this individual only. Questions regarding this RFP must be received by **August 21, 2023, no later than 4:00 p.m.** Central Time.

Proposals must be delivered to SDSB.Proposals.ADM@state.mn.us not later than **Monday, August 28, 2023, by 12:00 noon CT**. Late responses will not be considered.

The Department of Veterans Affairs is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

Minnesota Amateur Sports Commission Requests for Proposals for Minnesota Non-Profit Consultants with Expertise in Public Skate Park Development

The Minnesota Amateur Sports Commission (MASC) requests proposals to assist in developing and applying criteria for awarding grants from the MN Skate Park Grant Program under Minnesota Statutes, section 240A.20, subdivision 3.

The contractor will develop evaluation criteria for the program to be considered in tandem with eligibility and other criteria as defined by the MASC.

Sample Tasks and Deliverables:

- Develop criteria for evaluating the quality of design, construction plans, budget, and qualification of proposed contractors for submissions to the MN Skate Park Grant Program.
- Utilize expertise to evaluate designated sections of grant submissions according to the criteria developed as described above.
- Assist the MASC in developing an outreach plan to promote the grant opportunity throughout the state of Minnesota.

The contractor will work closely with MASC staff and the MASC Skate Park Grant Committee.

How to submit a proposal

The full request for proposals is located at <https://www.mnsports.org/rfp/>

All proposals must be received no later than 5:00 PM central time on Tuesday, September 5, 2023.

Agency Contact

Minnesota non-profit consultants interested in submitting a proposal, or responders who have questions regarding this request may contact:

Karah Lodge
klodge@mnsports.org

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) Riverland Community College Request for Bids for Robotics Training System

Sealed bids will be received by the Riverland Community College Business Office, Austin, MN 55912 until 1:00 p.m. on Tuesday, August 29, 2023, at which time bids will be opened and read.

Bidding shall be for: Base Robotics Training System for Automation

State Contracts

Specifications:

- Mobile Aluminum Frame to accommodate 2 application panels.
- Hinged Expanding Work Surface
- Integrated Power Strip
- Silent Air Compressor with Manifold
- Operator Control Station
- Multicolor LED Indicator Light
- Base Applications-Drawing and Writing, Pick and Place, Palletizing and Warehousing
- 2 Blank Application Panels
- Pneumatic 2 – Finger Gripper and Finders
- Adjustable Robot Mounting Plate
- I/O Interface Cables for Application Connections
- UNIVERSAL ROBOTS UR5e Robotic Training System to include Controller, Teach Pendant, Cables, Base Flange Connector (19ft)

Riverland Community College reserves the right to accept or reject any or all bids, to waive technicalities in bids, and to delay the final awarding of contract for a period of fifteen days after opening bids.

Sealed bids shall be addressed to:

Riverland Community College
Attn: Page Petersen, Business Office
1900 NW 8 Ave, West Bldg.
Austin, MN 55912

And endorsed: Robotics Trainer

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

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

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

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

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

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

