

State of Minnesota

State Register



**Proposed, Adopted, & Expedited Rules; Executive Orders; Appointments;
Commissioners' Orders; Revenue Notices; Official Notices;
State Grants & Loans; State Contracts; Non-State Public Bids, Contracts & Grants**
Published every Monday (Tuesday when Monday is a holiday)

**Monday 7 November 2011
Volume 36, Number 16
Pages 535 - 562**

State Register

Judicial Notice Shall Be Taken of Material Published in the *State Register*

The *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. The *State Register* contains:

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
- Vetoed Rules
- Executive Orders of the Governor
- Appointments
- Proclamations
- Commissioners' Orders
- Revenue Notices
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- State Grants and Loans
- Contracts for Professional, Technical and Consulting Services
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Printing Schedule and Submission Deadlines

| Vol. 36 Issue Number | PUBLISH DATE (BOLDFACE shows altered publish date) | Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts | Deadline for Proposed, Adopted and Exempt RULES |
|----------------------------|---|---|---|
| # 16 | Monday 7 November | Noon Tuesday 1 November | Noon Wednesday 26 October |
| # 17 | Monday 14 November | Noon Tuesday 8 November | Noon Wednesday 2 November |
| # 18 | Monday 21 November | Noon Tuesday 15 November | Noon Wednesday 9 November |
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| Secretary of State: Mark Ritchie (651) 296-2803 | | |

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

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

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

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

Rules to be Adopted Without a Hearing. Pursuant to *Minnesota Statutes* § 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing. An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public. The agency then publishes a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§ 14.14-14.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

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

Minnesota Department of Public Safety (DPS)

Division of Driver and Vehicle Services

Proposed Permanent Rules Governing Enhanced Drivers' Licenses and Enhanced Identification Cards

NOTICE OF HEARING

Proposed Rules Governing Driver Information, Licensing, and Testing, *Minnesota Rules*, 7410.0100, 7410.0400, and 7410.0410

Public Hearing. The Department of Public Safety intends to adopt rules after a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2200 to 1400.2240, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.131 to 14.20. The agency will hold a public hearing on the above-named rules in room 200, State Office Building, 100 Rev. Dr. Martin Luther King Jr. Blvd., Saint Paul, Minnesota 55155, starting at 9:00 a.m. on Tuesday, January 10, 2012, and continuing until the hearing is completed. The agency will schedule additional days of hearing if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements may be submitted without appearing at the hearing.

Administrative Law Judge. Administrative Law Judge Barbara L. Neilson will conduct the hearing. The judge can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, **telephone:** (651) 361-7845, and **fax:** (651) 361-7936. The rule hearing procedure is governed by *Minnesota Statutes*, sections 14.131 to 14.20, and by the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2000 to 1400.2240. You should direct questions about the rule hearing procedure to the administrative law judge.

Subject of Rules, Statutory Authority, and Agency Contact Person. The proposed rules are about the identity and residency requirements for application of an enhanced driver's license (EDL) or enhanced identification card (EID). The EDL or EID is a driver's license or identification document that denotes identity and citizenship. It is specifically designed for cross-border travel into the U.S. by land or sea from Mexico, Canada, and certain Caribbean countries. The proposed rules are authorized by *Laws 2010*, chapter 316, section 17. A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed.

The department contact person is: Jacqueline Cavanagh at Driver and Vehicle Services, Minnesota Department of Public Safety, 445 Minnesota Street, Suite 195, Saint Paul, Minnesota 55101-5195. **Phone:** (651) 201-7583; **E-mail:** DVS.Rules@state.mn.us. **TTY** users may call the department at (651) 282-6555.

Proposed Rules

Statement of Need and Reasonableness. The statement of need and reasonableness contains a summary of 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. The SONAR is also available on the agency's website at:

<https://dps.mn.gov/divisions/dvs/news/Pages/enhanced-drivers-licenses-and-id-cards.aspx>

Public Comment. You and all interested or affected persons, including representatives of associations and other interested groups, will have an opportunity to participate. *The administrative law judge will accept your views* either orally at the hearing or in writing at any time before the close of the hearing record. Submit written comments *to the administrative law judge at the address above or to rulecomments@state.mn.us*. All evidence that you present 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 this five-day comment period extended for a longer period but for no more than 20 calendar days. Following the comment period, there is a five-working-day rebuttal period during which the agency and any interested person may respond in writing to any new information submitted. No one may submit additional evidence during the five-day rebuttal period. The Office of Administrative Hearings must receive all comments and responses submitted to the administrative law judge no later than 4:30 p.m. on the due date. All comments or responses received are public and will be available for review at the Office of Administrative Hearings.

The agency requests that any person submitting written views or data to the administrative law judge before the hearing or during the comment or rebuttal period also submit a copy of the written views or data to the agency contact person at the address stated above.

Alternative Format/Accommodation. Upon request, this information can be made available in an alternative format, such as large print, braille, or other electronic media format. 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 agency may modify the proposed rules as a result of the rule hearing process. It must support modifications by data and views presented during the rule hearing process. The proposed modifications must comply with the requirements governing issuance and documentation of enhanced driver's licenses or enhanced identification cards in accordance with the agreement between the secretary of the United States Department of Homeland Security and the commissioner of the Minnesota Department of Public Safety pursuant to *Laws 2010, chapter 316, section 16*. The adopted rules may not be substantially different than these proposed rules, unless the agency follows the procedure under *Minnesota Rules, part 1400.2110*. If the proposed rules affect you in any way, the agency encourages you to participate.

Adoption Procedure after the Hearing. 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 when the 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 files them with the Secretary of State, or ask to register with the agency to receive notice of future rule proceedings. You may make these requests at the hearing or in writing to the agency contact person stated above.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You should direct questions regarding this requirement to the Campaign Finance and Public Disclosure Board at: Suite #190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, **telephone:** (651) 296-5148 or 1-800-657-3889.

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

Dated: October 31, 2011

Ramona L. Dohman, Commissioner
Department of Public Safety

7410.0100 DEFINITIONS.

[For text of subs 1 to 2, see M.R.]

Subp. 2a. **Enhanced driver's license or EDL.** "Enhanced driver's license" or "EDL" has the meaning given in *Minnesota Statutes*, section 171.01, subdivision 31a.

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Subp. 2b. **Enhanced identification card or EID.** “Enhanced identification card” or “EID” has the meaning given in *Minnesota Statutes*, section 171.01, subdivision 31b.

[For text of subps 3 to 11, see M.R.]

Subp. 12. **Residence address and permanent mailing address.** For purposes of drivers’ licenses, enhanced drivers’ licenses, permits, ~~and~~ identification cards, and enhanced identification cards, “residence address” and “permanent mailing address” mean the postal address of the permanent domicile within this state where an individual:

A. resides;

B. intends to reside within 30 calendar days after the date of application; or

C. intends to return whenever absent.

[For text of subps 13 and 14, see M.R.]

Subp. 14a. **Utility services.** “Utility services” includes landline telephone, mobile phone, electric light, gas or delivered fuel, garbage collection, or water for which a person receives an invoice for service on a recurring basis.

[For text of subp 15, see M.R.]

7410.0400 DOCUMENTING PROOF OF NAME, DATE OF BIRTH, IDENTITY.

Subpart 1. **In general.** At the time of application for a driver’s license, enhanced driver’s license, permit, identification card, enhanced identification card, or vehicle certificate of title or registration by an owner who is an individual, the applicant shall present a Minnesota driver’s license, permit, or Minnesota identification card if one of these has been issued to the applicant.

A. Except for an applicant for an enhanced driver’s license or an enhanced identification card, the Minnesota driver’s license, identification card, or permit must not have expired more than:

[For text of subitems (1) and (2), see M.R.]

B. If the applicant for a Minnesota driver’s license, enhanced driver’s license, identification card, enhanced identification card, or permit possesses a driver’s license, identification card, or permit from any another jurisdiction, it must be invalidated and returned to the individual.

C. As proof of full name, date of birth, and identity, the applicant for a driver’s license, permit, or identification card must present one primary document and one secondary document if the applicant cannot present:

[For text of subitems (1) and (2), see M.R.]

D. As proof satisfactory of date of birth, an applicant for an enhanced driver’s license or an enhanced identification card must present one of the following documents:

(1) original or certified copy of United States or United States territory birth certificate that bears the raised or authorized seal of the issuing jurisdiction or a protective equivalent;

(2) United States Department of State Consular Report of Birth Abroad (FS-240, DS-1350, or FS-545);

(3) valid, unexpired United States passport or United States passport card;

(4) Certificate of naturalization (Form N-550, N-570);

(5) Certificate of citizenship (N-560, N-561);

(6) American Indian card (Form I-872) or Minnesota tribal identification card that meets the requirements of *Minnesota Statutes*, section 171.072; or

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(7) United States military photo identification card issued to active, reserve, and retired military personnel only.

E. As proof satisfactory of full legal name, an applicant for an enhanced driver's license or enhanced identification card must present one document not previously presented for proof of identity from:

(1) item D, except subitems (1) and (2);

(2) item F;

(3) item G;

(4) item H, except subitems (1) and (2); or

(5) part 7410.0410, subpart 4a, except items A, B, C, F, H, I, O, and P; and

(6) in the case of an applicant whose full legal name does not match all other identity documents presented for an EDL or an EID under this part or under part 7410.0410, subpart 4a, the applicant must also present one of the following:

(a) certified marriage certificate;

(b) certified divorce decree; or

(c) certified court order specifying a name change.

F. As proof satisfactory of Social Security number, an applicant for an enhanced driver's license or an enhanced identification card must present the applicant's original Social Security card, or one of the following:

(1) federal or Minnesota income tax form W-2;

(2) federal or Minnesota income tax form SSA-1099;

(3) federal or Minnesota income tax form non-SSA-1099; or

(4) United States employment computer-printed pay stub with applicant's name, address, and full Social Security number.

G. As proof satisfactory of photographic identity, an applicant for an enhanced driver's license or an enhanced identification card must present one of the following documents:

(1) valid Minnesota driver's license, valid identification card, or valid permit;

(2) valid driver's license, valid identification card, or valid permit issued by another United States state, including the District of Columbia and any United States territory;

(3) United States military photo identification card issued to active, reserve, and retired military personnel;

(4) United States military dependent identification card;

(5) valid unexpired United States passport or United States passport card;

(6) American Indian card (Form I-872) or Minnesota tribal identification card that meets the requirements of *Minnesota Statutes*, section 171.072;

(7) valid city, county, state, or federal employee identification card;

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(8) United States high school identification card with a report card from the same school, both issued no more than 180 days before the EDL or EID application;

(9) United States college or university identification card with a transcript from the same college or university, both issued no more than 180 days before the EDL or EID application; or

(10) veterans universal access identification card.

H. As proof satisfactory of United States citizenship, an applicant for an enhanced driver's license or enhanced identification card must present one of the following documents:

(1) original, certified United States or United States territory birth certificate that bears the raised or authorized seal of the issuing jurisdiction or a protective equivalent;

(2) United States Department of State Consular Report of Birth Abroad (FS-240, DS-1350, or F-545);

(3) valid, unexpired United States passport or United States passport card;

(4) Certificate of naturalization (N-550, N-570); or

(5) Certificate of citizenship (N-560, N-561).

~~D. I.~~ The individual applicant for a vehicle certificate of title or registration shall present one primary document as proof of full name and date of birth.

Subp. 1a. **Residence address on license, permit, or identification card.** A Minnesota driver's license, enhanced driver's license, permit, or identification card, or enhanced identification card must be issued only to an individual who has a residence address, in the state, at the time of application. In the case of an application for an enhanced driver's license or an enhanced identification card, the applicant must provide proof of residency in accordance with part 7410.0410, subpart 4a.

A. The applicant must indicate on the application form for a Minnesota driver's license, enhanced driver's license, identification card, enhanced identification card, or permit, the applicant's residence address in the state.

[For text of items B to D, see M.R.]

Subp. 1b. **Physical description.** When applying for a driver's license, enhanced driver's license, identification card, enhanced identification card, or permit, the individual must indicate on the application form, the individual's height in feet and inches, weight in pounds, eye color, and sex.

[For text of subps 2 to 3a, see M.R.]

Subp. 3b. **Verification of EDL or EID documents.** The commissioner shall verify the authenticity of all identity documents presented by an applicant for an enhanced driver's license or enhanced identification card.

[For text of subps 4 and 5, see M.R.]

7410.0410 PROOF OF RESIDENCY.

[For text of subps 1 to 4, see M.R.]

Subp. 4a. **Proof of residency for enhanced driver's license or enhanced identification card.** An applicant for an enhanced driver's license or enhanced identification card must provide the commissioner with satisfactory proof of residency in the state by providing two of the different forms of documentation listed in items A to T that lists the applicant's name and address.

A. United States home utility services bill that is issued no more than 90 days before the EDL or EID application. The commissioner shall not accept a United States home utility bill if two unrelated people are listed on the bill.

B. United States home utility services hook-up work order that is issued no more than 90 days before the EDL or EID application.

Proposed Rules

The commissioner shall not accept a United States home utility services hook-up work order if two unrelated people are listed on the work order.

C. United States financial information that is issued no more than 90 days before the EDL or EID application, with account numbers redacted, including:

(1) bank account statement;

(2) canceled check; or

(3) credit card statement.

D. United States high school identification card with report card if issued no more than 90 days before EDL or EID application.

E. United States college or university identification card with transcript if issued no more than 90 days before EDL or EID application.

F. United States employment pay stub that is issued no more than 90 days before EDL or EID application and lists the employer's name, address, and telephone number.

G. Minnesota unemployment insurance benefit statement issued no more than 90 days before EDL or EID application.

H. Assisted living or nursing home statement that is issued no more than 90 days before EDL or EID application.

I. Life, health, automobile, homeowner's, or renter's insurance policy that is issued no more than 90 days before EDL or EID application. The commissioner shall not accept a proof of insurance card.

J. Federal or state income tax sent to the applicant by the Internal Revenue Service or Minnesota Department of Revenue for the most recent tax filing year.

K. Minnesota property tax statement for the current year that reflects the applicant's principal residential address both on the mailing portion and portion stating what property is being taxed.

L. Minnesota vehicle certificate of title if issued no more than 12 months before EDL or EID application.

M. A filed property deed or title for current residence if issued no more than 12 months before EDL or EID application.

N. Supplemental Security Income award statement that is issued no more than 12 months before EDL or EID application.

O. Mortgage documents for the applicant's principal residence.

P. Residential lease agreement for the applicant's principal residence that is issued no more than 12 months before EDL or EID application.

Q. Valid Minnesota driver's license or valid Minnesota identification card.

R. Minnesota professional license that is not expired.

S. Selective service card that is not expired.

T. Military orders that are still in effect at the time of application.

Subp. 4b. Verification of EDL or EID residency documents. The commissioner shall verify the address information provided by an applicant for an enhanced driver's license or enhanced identification card with the United States Postal Service.

Proposed Rules

[For text of subps 5 to 15, see M.R.]

RELETTERING INSTRUCTION. In part 7410.0410, subpart 11, the reference to “items A to C” shall be changed to “items A and B.”

Expedited Emergency Rules

Provisions exist for the Commissioners of some state agencies to adopt expedited emergency rules when conditions exist that do not allow the Commissioner to comply with the requirements for emergency rules. The Commissioner must submit the rule to the attorney general for review and must publish a notice of adoption that includes a copy of the rule and the emergency conditions. Expedited emergency rules are effective upon publication in the State Register, and may be effective up to seven days before publication under certain emergency conditions.

Expedited emergency rules are effective for the period stated or up to 18 months. Specific *Minnesota Statute* citations accompanying these expedited emergency rules detail the agency's rulemaking authority.

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

Department of Natural Resources (DNR)

Adopted Expedited Emergency Game and Fish Rules: Hunting on State Recreation Areas - LaSalle Lake State Recreation Area

NOTICE IS HEREBY GIVEN that the above entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13 (b). The statutory authority for the contents of the rules is *Minnesota Statutes*, section 97A.091.

The LaSalle State Recreation Area was recently acquired and the above entitled rules open the area to hunting, trapping and fishing and will allow the use of hunting dogs during hunting seasons when accompanied by or under control of the owner until permanent changes are in place. The changes are also consistent with the intent of the Outdoor Heritage Fund which provided a portion of the funding toward the acquisition of the property.

Dated: 31 October 2011

Tom Landwehr, Commissioner
Department of Natural Resources

Expedited Emergency Rules

6230.0400 SPECIAL PROVISIONS FOR STATE GAME REFUGES.

[For text of subp 1, see M.R.]

[For text of subp 2, see 36 SR 75]

[For text of subps 3 to 8, see M.R.]

[For text of subp 9, see 36 SR 12]

[For text of subp 10, see 36 SR 75]

[For text of subps 11 to 20, see M.R.]

[For text of subp 21, see 36 SR 75]

[For text of subps 22 to 32, see M.R.]

[For text of subps 33 and 33a, see 36 SR 75]

[For text of subp 34, see M.R.]

[For text of subp 35, see 36 SR 75]

[For text of subps 36 to 51, see M.R.]

[For text of subp 52, see 36 SR 75]

[For text of subps 53 to 59, see M.R.]

[For text of subps 60 to 62, see 36 SR 75]

Subp. 63. LaSalle State Recreation Area, Hubbard County. The LaSalle State Recreation Area in Hubbard County is open to:

A. deer and bear hunting by firearms;

B. deer and bear hunting by archery;

C. small game hunting and trapping during designated seasons for protected species;

D. use of hunting dogs during hunting seasons for protected species when accompanied by or under control of the owner; and

E. fishing.

EFFECTIVE PERIOD. The emergency amendment to Minnesota Rules, part 6230.0400, is effective retroactively from November 5, 2011. The emergency amendment to Minnesota Rules, part 6230.0400, expires January 1, 2013. After the emergency amendment expires, the permanent rule as it read prior to that amendment again takes effect, except as it may be amended by permanent rule.

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 11-30: Establishing a Vision for Health Care Reform in Minnesota

I, MARK DAYTON, GOVERNOR OF THE STATE OF MINNESOTA, by virtue of the authority vested in me by the Constitution and applicable statutes, do hereby issue this Executive Order:

WHEREAS, Minnesota's future economic and fiscal success requires a healthy population, high quality health care at lower cost, and greater efficiency in health care delivery; and

WHEREAS, Minnesota families and small businesses are faced with increasing and unsustainable health care costs; and

WHEREAS, Minnesota is a national leader in health care innovation; and

WHEREAS, Minnesota's goals for health care reform are to increase access to health insurance coverage, invest in public health, incentivize disease prevention and health care quality, and hold insurance companies accountable for our health care dollars.

NOW, THEREFORE, in order to achieve better health care in Minnesota at lower cost, I hereby order that:

1. The Health Care Reform Task Force ("Task Force") created by *Minnesota Laws 2010*, 1st Special Session, article 22, section 4 shall advise the Governor and the Legislature on health care reform consistent with enacted law and the following vision:
 - a. **Better health care:** Expand health coverage and provide a better consumer experience through effective and positive community engagement on issues related to health care, public health and insurance;
 - b. **Lower costs:** Reduce unsustainable growth in per capita health costs while improving health care quality and efficiency; and
 - c. **Healthier communities:** Improve the health of all Minnesotans and decrease health disparities.
2. The following are newly appointed members of the Task Force pursuant to the requirements of *Minnesota Laws 2010*, 1st Special Session, article 22, section 4:
 - a. The Chair shall be the Commissioner of Human Services;
 - b. The Commissioners of Human Services and Commerce, as representatives of the Governor and state agencies;
 - c. The Commissioner of Health, based on his demonstrated expertise in the area of health care financing, access and quality;
 - d. Three people who have demonstrated leadership in health care organizations, health plan companies, or health care trade or professional associations;
 - e. Three people who have demonstrated leadership in employer and group purchaser activities related to health system improvement of whom two must be from a labor organization and one from the business community;
 - f. Four people who have demonstrated expertise in the areas of health care financing, access, and quality;

Executive Orders

- g. Two legislators from the house of representatives appointed by the speaker and two legislators from the senate appointed by the Subcommittee on Committees of the Committee on Rules and Administration; and
 - h. All task force activities shall be organized and facilitated by an existing assistant commissioner, with costs shared by the Departments of Human Services, Health and Commerce.
3. The Task Force shall provide leadership and advice on the implementation of health care reforms including:
- a. Redesign of health care delivery, payment, and data systems to improve health and control costs, including integration with long-term care, behavioral health, public health and social services; and
 - b. Reform of Minnesota's health care financing mechanisms to improve health care affordability and achieve equitable sharing of costs among all payers; and
 - c. Development and oversight of work groups and task forces established by individual Commissioners on issues such as the health insurance exchange, public health, workforce needs, delivery systems, and payment reform; and
 - d. Opportunities for consumer and community engagement in health reform efforts, including creation and maintenance of a public website and speaker's bureau to engage in a dialogue with Minnesotans about health reform.
4. The Commissioner of Commerce, in consultation with the Task Force, shall:
- a. Design and develop a Minnesota health insurance exchange to ensure access to affordable, high-quality health coverage that maximizes consumer choice and minimizes adverse selection; and
 - b. Develop legislative recommendations to improve the private health insurance market in conjunction with changes to state and federal law.
5. The Commissioner of Human Services, in consultation with the Task Force, shall:
- a. Work to improve the quality, operations, and access to Minnesota's public health insurance programs through purchasing and delivery system redesign initiatives; and
 - b. Develop legislative recommendations for additional affordable health coverage options and changes to improve state long-term care, mental health and chemical dependency policies and programs.
6. The Commissioner of Health, in consultation with the Task Force, shall:
- a. Work to reduce the use and cost of the health care system through prevention and health promotion initiatives and ensure appropriate use of health care cost and quality data by consumers and purchasers; and
 - b. Develop legislative recommendations for changes in state law to ensure that Minnesota's health workforce is sufficient and properly trained to serve and improve the health of all Minnesotans.

Under *Minnesota Statutes* 2011 § 4.035, subdivision 2, this Executive Order is effective 15 days after publication in the *State Register* and filing with the Secretary of State and shall remain in effect until rescinded by proper authority or it expires in accordance with *Minnesota Statutes* 2011 § 4.035, subdivision 3.

In Testimony Whereof, I have set my hand on October 31, 2011.

Signed: **Mark Dayton**
Governor

Filed According to Law:

Signed: **Mark Ritchie**
Secretary of State

Appointments

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

Minnesota Office of Higher Education (OHE) Notice of Appointment of Director Lawrence J. Pogemiller

NOTICE IS HEREBY GIVEN, pursuant to *Minnesota Statutes*, Section 15.06, Subd. 5, that Governor Mark Dayton appointed Lawrence J. Pogemiller to the office of Director of the Minnesota Office of Higher Education effective November 8, 2011.. He replaces Sheila Wright who was appointed Director of the Minnesota Office of Higher Education January 26, 2011.

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. The laws and rules governing the Office of Higher Education are:

- *Minnesota Statutes*, Chapters 136A
- *Minnesota Rules* 4800-4880

Director Pogemiller resides at 201 University Avenue NE, Minneapolis, Minnesota 55413, Hennepin County, Congressional District Five.

He can be reached at the Minnesota Office of Higher Education, 1450 Energy Park Drive, Suite 350, St. Paul, MN 55108-5227. Telephone (651) 642-0567. **Web site:** <http://www.mheso.state.mn.us> or <http://www.getreadyforcollege.org> **E-mail:** info@ohe.state.mn.us

Proclamations

Proclamations by the Governor (*Minnesota Statutes* § 4.04) may be published in the *State Register*. All proclamations of the Governor required or authorized by law shall be filed with the Secretary of State. Extra Sessions of the Legislature are called by means of a proclamation. The Governor also proclaims one day in each year as a day of solemn and public thanksgiving and no official state business may be transacted on that day.

Governor Mark Dayton's Proclamation for Minnesotans Salute Veterans and Diversity Week

- WHEREAS,** Veterans make significant contributions to the State of Minnesota and the United States of America; and
- WHEREAS,** The active and selfless participation of members of all races, genders, creeds and national origins in the United States Army and Armed Forces contributes to the strength of our Nation and our State; and
- WHEREAS,** The United States Army wishes to honor and acknowledge the achievements and sacrifice of Veterans in Minnesota and recognize the strength that our diversity gives us as an Army, State and Nation; and
- WHEREAS,** We are a better State and Nation thanks to the innumerable contributions of those Veterans who represent Minnesotans from every walk of life; and
- WHEREAS,** The United States Army encourages participation in Service to Country for all qualified Minnesotans; and
- WHEREAS,** As part of being a "giving guest" in Minnesota high schools and colleges, the United States Army has undertaken an initiative to bring together resources and partners for events in schools and communities throughout the Twin Cities to recognize the Service of Veterans and the diversity of our Army; and
- WHEREAS,** In partnership with the Civilian Army Advisory Board, "The US Army Salutes Veterans and Diversity" will take place from 7 - 11 November, 2011;

NOW, THEREFORE, I, MARK DAYTON, Governor of the State of Minnesota, do hereby proclaim the week of 7 November, 2011 as

Minnesotans Salute Veterans and Diversity Week

in the State of Minnesota, and encourage schools, businesses, individuals, state and local governments, and the local community providers to work together to promote awareness of the many contributions of veterans and the value of diversity in our communities

In witness whereof, I have hereunder set my hand and cause the Great Seal of the State of Minnesota to be affixed at the State Capitol this 26th day of October,

Mark Dayton
Governor

Mark Ritchie
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.

Important Announcements and Meetings

The Official Notices section gives you a “heads up” on important state meetings and announcements. The *State Register* reaches a large audience of “interested eyes” every week. Remember to publish your notices here - it only costs \$10.20 per 1/10 of a page used in the *State Register* - it’s the least expensive legal advertising in the state.

All Official Notices, including the current volume as it grows, are indexed. Only subscribers can view this current index. Open the *State Register* and click on the Bookmarks icon in the upper left corner. You will see the growing index, and have fast access to all the online indices to the *State Register*. You also receive a summarized “Contracts & Grants” section showing bids and grants still open.

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Department of Human Services (DHS)

Health Care Purchasing and Delivery Systems Division

Health Care Administration

Public Notice of Maximum Allowable Costs of Medical Assistance Outpatient Prescribed Drugs

NOTICE IS HEREBY GIVEN to recipients, providers of services, and to the public of additions to the state Medical Assistance maximum allowable cost (state MAC) list for certain outpatient prescribed drugs.

At least once each calendar year, the United States Department of Health and Human Services, Centers for Medicare & Medicaid Services, publishes a federal upper limit (FUL) payment schedule for many commonly prescribed multiple-source drugs. The federal upper limit is set at a rate equal to 150 percent of the published price for the least costly therapeutic equivalent that can be purchased by pharmacists. This FUL payment schedule constitutes the federal MAC list. For many multiple-source drugs that are not on the federal MAC list, the Department establishes a state MAC list. Additionally, the Department imposes a state MAC for many multiple-source drugs that are on the federal MAC list, as long as the savings are at least as much as the savings would be using the federal MAC list.

The Department requires Medical Assistance pharmacy providers to submit their usual and customary costs. Pharmacy providers are reimbursed at the lower of: 1) the federal or state MAC, plus a dispensing fee; 2) the submitted usual and customary charge to the general public; or 3) a discount off of average wholesale price, plus a dispensing fee.

No earlier than November 15, 2011 the Department may add the following outpatient prescribed drugs to the state MAC list:

Drug Name

OLANZAPINE

These additions are made to bring Medical Assistance reimbursement to pharmacists more closely in line with the actual acquisition cost of the drugs listed above. The Department estimates that there will be a state savings of \$70,000.00 for State Fiscal Year 2011 (July 1, 2011) (Cite 36 SR 551)

Official Notices

through June 30, 2012).

This notice is published pursuant to *Code of Federal Regulations*, Title 42, section 447.205, which requires publication of a notice when there is a rate change in the methods and standards for setting payment rates for Medical Assistance services.

Written comments and requests for information may be sent to Pharmacy Program Manager Sara Drake R.Ph., Health Services and Medical Management Division, Health Care Administration, Minnesota Department of Human Services, P.O. Box 64984, St. Paul, Minnesota 55164-0984.

Office of Secretary of State

Notice of Publication of the *Fiscal Year 2011 Open Appointments Annual Compilation and Statistical Report*

The Office of the Secretary of State has published the *Fiscal Year 2011 Open Appointments Annual Compilation and Statistical Report*. The full publication is available on the OSS website at: <http://www.sos.state.mn.us/index.aspx?page=360>

Vacancies are published one time per month. Current vacancies can be found on the OSS website at:

<http://www.sos.state.mn.us/index.aspx?page=308>

You may join our e-mail list-serve by completing the subscription form at: <http://www.sos.state.mn.us/index.aspx?page=20> or submitting your e-mail address to: open.appointments@state.mn.us.

For further information please contact Nancy Breems at (651) 297-5845.

Department of Transportation (Mn/DOT) Engineering Services Division, Office of Construction and Innovative Contracting Notices of Suspension and Debarment

NOTICE OF SUSPENSION

NOTICE IS HEREBY GIVEN that the Department of Transportation ("MnDOT") has ordered that the following vendors be suspended for a period of sixty (60) days, effective October 14, 2011 until December 13, 2011:

- Marlon Louis Danner and his affiliates, South St. Paul, MN
- Danner, Inc. and its affiliates, South St. Paul, MN
- Bull Dog Leasing, Inc. and its affiliates, Inver Grove Heights, MN
- Danner Family Limited Partnership and its affiliates, South St. Paul, MN
- Ell-Z Trucking, Inc. and its affiliates, South St. Paul, MN

NOTICE OF DEBARMENT

NOTICE IS HEREBY GIVEN that the Department of Transportation ("MnDOT") has ordered that the following vendors be debarred for a period of two (2) years, effective January 4, 2010 until January 3, 2012:

- Riley Bros. Companies, Inc. and its affiliates, Morris, MN
- Riley Bros. Construction, Inc. and its affiliates, Morris, MN
- Riley Bros. Properties, LLC, and its affiliates, Morris, MN
- Riley Bros. Utilities, Inc. d/b/a Chris Riley Utilities, Inc. and its affiliates, Morris, MN

Official Notices

NOTICE IS HEREBY GIVEN that the Department of Transportation (“MnDOT”) has ordered that the following vendors be debarred for a period of three (3) years, effective February 24, 2010 until February 24, 2013:

- Joseph Edward Riley, Morris, MN
- John Thomas Riley, Morris, MN

NOTICE IS HEREBY GIVEN that the Department of Transportation (“MnDOT”) has ordered that the following vendors be debarred for a period of three (3) years, effective March 25, 2011 until March 25, 2014:

- Philip Joseph Franklin, Leesburg, VA
- Franklin Drywall, Inc. and its affiliates, Little Canada, MN
- Master Drywall, Inc. and its affiliates, Little Canada, MN

Minnesota Statute section 161.315 prohibits the Commissioner, counties, towns, or home rule or statutory cities from awarding or approving the award of a contract for goods or services to a person who is suspended or debarred, including:

- 1) any contract under which a debarred or suspended person will serve as a subcontractor or material supplier,
- 2) any business or affiliate which the debarred or suspended person exercises substantial influence or control, and
- 3) any business or entity, which is sold or transferred by a debarred person to a relative or any other party over whose actions the debarred person exercises substantial influence or control, remains ineligible during the duration of the seller’s or transfer’s debarment.

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.

Funding

The *State Register* is one of the best ways to advertise your grants - it's a required read for public works projects. And it's cost is one of the least expensive legal advertising rates in Minnesota. At \$10.20 per 1/10 of a page you cannot go wrong.

Check up on all the "active" state grants in the "Contracts & Grants" section, available only to *State Register* subscribers. Open the *State Register* and click on Bookmarks on the left. You will also see a list of all the current rules, a growing index, and previous years' indices. Subscribers also receive LINKS to the *State Register*. Subscriptions cost \$180 a year (an \$80 savings). Here's what you receive via e-mail:

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Minnesota Department of Employment and Economic Development (DEED)

Workforce Development Division

Office of Youth Development

Request for Proposals (RFP) – Minnesota Youth Workforce Development Competitive Grant Pilot Program

The Minnesota Department of Employment and Economic Development (DEED) announces the availability of \$2,705,600 in state funding to:

- Provide work experience for economically disadvantaged or at-risk youth, ages 14 through 24 (including those who are out-of-school and/or involved in the foster care and juvenile justice systems, residing in MFIP households, youth with disabilities and youth from communities of color);
- Promote mastery of work readiness competencies and 21st Century skills, as demonstrated through workplace portfolios and other assessments;
- Promote skill acquisition (academic and work readiness) through project-based instruction;
- Increase exposure to in-demand jobs important to regional economies; and
- Provide high-quality worksites and overall participant and employer satisfaction

Grant awards may range from \$50,000 to \$850,000 under this RFP. The cost per participant cannot exceed \$2,700 (except for projects targeting deaf, hard-of-hearing and/or deaf-blind students). Eligible applicants must be youth-serving organizations with significant capacity, demonstrable youth development experience and outcomes to operate a youth workforce development project during the contract period.

In awarding grants under this subdivision, consideration will be given to programs that target deaf, hard of hearing, and deaf/blind students.

DEED is requiring interested applicants to submit a Statement of Intent to apply for these funds to be received by DEED no later than close of business on Monday, January 9, 2012. The final proposal is to be received by DEED no later than 4:00 p.m. on Friday, February

State Grants and Loans

10, 2012. Late proposals will NOT be considered. Fax or e-mailed proposals will NOT be considered.

The RFP, as well as answers to Frequently Asked Questions can be downloaded from: www.positivelyminnesota.com/youth

NOTE: The RFP is available in alternative formats upon request. To receive a copy of the RFP (MS-Word or alternative format), please contact:

John Olson
Minnesota Department of Employment and Economic Development
Workforce Development Division/Office of Youth Development
First National Bank Building
332 Minnesota Street, Suite E-200
St. Paul, Minnesota 55101-1351
E-mail: John.R.Olson@state.mn.us or
Phone: (651) 259-7547

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.

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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 Web site 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

Solicitations for Consultants and Vendors

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Minnesota State Colleges and Universities (MnSCU) Metropolitan State University Request for Proposals for Executive Search Firms or Consultants

NOTICE IS HEREBY GIVEN that Metropolitan State University is requesting proposals to develop a list of qualified executive search firm or consultants for a search for its Provost & Vice President for Academic Affairs to commence in December 2011. A copy of the full Request for Proposal can be requested from the Office of Human Resources at: human.resources@metrostate.edu.

For further information, please contact:

Stephanie A. Miller
Chief Human Resource Officer
Metropolitan State University
700 East Seventh St.
St. Paul, MN 55106
Telephone: (651) 793-1278
E-mail: stephanie.miller@metrostate.edu

Sealed proposals must be received at the above address no later than **the 28th of November, 2011 4:00 p.m. CDT**. The responder shall submit two (2) copies of its RFP response. Proposals are to be sealed in mailing envelopes or packages with the responder's name and address clearly written on the outside. One copy of the proposal must be unbound and signed in blue or black ink by an authorized representative of the vendor. Proof of authority of the person signing must accompany the response. **Fax and e-mail responses will NOT be considered. Proposals received after this date and time will be returned to the responder unopened.**

This Request for Proposal (RFP) does not obligate Metropolitan State University, the Minnesota State Colleges and Universities (MnSCU) system, its Board of Trustees or the Office of the Chancellor to award a contract or complete the proposed project and each reserves the right to cancel this RFP if it is considered to be in its best interest.

Minnesota State Colleges and Universities (MnSCU) Pine Technical College Request for Proposal (RFP) for ARRA-Funded U.S. Department of Labor Healthcare Grant Program Evaluation and Sustainability Plan Development Consulting

NOTICES IS HEREBY GIVEN that Pine Technical College, directly through an award from U.S. Department of Labor Health Care and High Growth and Emerging Industries grant (American Reinvestment and Recovery Act), is seeking proposals for professional and technical services to conduct and facilitate an internal evaluation process and develop a plans for project sustainability.

Interested parties must contact Stefanie Schroeder at (320) 629-5126 or schroeders@pinetech.edu to obtain proposal specifications. Proposals submitted by parties without having obtained specifications will not be considered.

Sealed proposals must be submitted to: Stefanie Schroeder, Director of Strategic Initiatives, Pine Technical College, 900 4th Street SE, Room 85, Pine City, MN 55063 by 3:00 pm CST November 28, 2011.

Pine Technical College reserves the right to reject any or all proposals or portion thereof, to waive technicalities in bids, and to delay final award for a period of 15 days.

Minnesota State Colleges and Universities (MnSCU) Winona State University Request for Proposals for Architect / Engineering Services for Performing Arts Center HVAC Phase 2

NOTICE IS HEREBY GIVEN that Winona State University is seeking proposals for Architect/Engineering Services for Performing Arts Center (PAC) HVAC Phase 2.

Proposal specifications will be available Monday, November 7, 2011 by contacting Richard Lande Facilities Services Manager at 175 W. Mark Street, Winona, MN, **e-mail:** rlande@winona.edu **phone:** (507) 457-5045.

A Pre-Bid Informational Meeting will be held on November 14th, at 10:00 a.m., in the Facilities Conference Room, #202, 175 W. Mark Street, Winona, MN 55987.

Sealed proposals must be received by Richard Lande Facilities Services Manager, 175 West Mark Street, Winona, MN 55987, by Tuesday, November 22, 2011 at 11:00 A.M.

Winona State University reserves the right to reject any or all proposals and to waive any irregularities or informalities in proposals received.

State Contracts

Department of Commerce

Division of Energy Resources

Notice of Contract Availability for Local Government Public Buildings Enhanced Energy Efficiency Program

The Minnesota Department of Commerce, Division of Energy Resources requests qualifications for Professional Services from qualified individuals or firms that employ at least one Mechanical Professional Engineer for Energy Engineering Services for the local government Public Buildings Enhanced Energy Efficiency Program (PBEEEP).

The Request for Proposals (RFP) and required forms will be available for download on the Department's website (www.energy.mn.gov) through December 6, 2011. Responders may also request a hard copy of the RFP by mail from this office. Requests for hard copies must be received by the Division of Energy Resources no later than 12:00 p.m. Central Time on December 6, 2011.

The RFP and forms can be obtained from:

Preferred Method: www.energy.mn.gov

U.S. Postal Service: Natalie Buys
Minnesota Department of Commerce
Office of Energy Security
85 Seventh Place E, Suite 500
St. Paul, MN 55101

Qualifications submitted in response to this RFP must be received no later than **4:00 p.m., CST, Tuesday, December 6, 2011. Late or fax proposals will NOT be considered.** Instructions for submitting proposals are detailed in the RFP.

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 State Lottery

Request for Proposals for Sponsorship Agreements

Description of Opportunity

The Minnesota State Lottery develops sponsorship agreements throughout the year with organizations, events, and sports teams to create excitement for lottery players, to interest new players and increase the visibility of lottery games. The Lottery encourages and continually seeks new sponsorship agreements to help achieve current Lottery marketing goals.

Proposal Content

A sponsorship proposal presented to the Lottery should meet the following three criteria:

1. Maximize Lottery Visibility – the event, sports or tie-in proposal should draw a large number of desired participants (typically 50,000 or more) whose demographics match the Lottery player profile. The Lottery is interested in effectively delivering its message of fun and entertainment to Minnesota adults whose demographics skew primarily towards those aged 25-64, with a household income of \$35,000-\$75,000, and having an educational background of some college or higher. The Lottery does not market to those under the age of 18, and family events with high levels of children present are generally not accepted. Attendance, on-site signage visibility and paid media exposure will be critical components that will be evaluated.

2. Enhance Lottery Image – the event, sports or tie-in proposal should inherently project the attitude that the Lottery is a fun and socially acceptable part of the community. The Lottery's presence should fit well within the lineup of other sponsors. The Lottery is interested in creating opportunities whereby the sponsorship can translate into sales revenue, either via on-site sales from a Lottery booth, from sales-generating promotions with Lottery retailers or from joint programs with the sponsor's media partners.

3. Provide Promotional Extensions – the event, sports or tie-in proposal should offer exciting, value-added ways to interact with our players and have opportunities to motivate attendees, listeners and viewers to participate in and purchase Lottery games. The proposal must include proper staffing availability or other considerations to help the Lottery implement any appropriate promotional extension ideas.

Proposals should address all pertinent elements of the sponsorship and how the Lottery criteria as stated above and on the Evaluation Form are to be met. To view or print copies of the Request for Proposal go to: <http://www.mnlottery.com/vendorops.html>

This Solicitation does not obligate the state to award a contract or pursue a proposed sponsorship opportunity, and the state reserves the right to cancel the solicitation if it is considered to be in its best interest.

Questions

Questions concerning this Solicitation should be directed to:

John Mellein, Marketing Director
Minnesota State Lottery
2645 Long Lake Road
Roseville, MN 55113
Telephone: (651) 635-8230
Toll-free: (888) 568-8379 ext. 230
Fax: (651) 297-7496
TTY: (651) 635-8268
E-mail: johnm@mnlottery.com

Other personnel are not authorized to answer questions regarding this Solicitation.

Response Delivery

All responses must be in writing and delivered to the contact noted above. Proposals will be accepted on an ongoing basis.

Department of Public Safety (DPS) Division of Office of Traffic Safety (OTS) Request for Proposals (RFP) for Observational Surveys of Seat Belt Use

Professional/technical services are needed to provide the Minnesota Department of Public Safety, Office of Traffic Safety with proposals to design and conduct an observational survey of seat belt use in Minnesota that complies with the newly published National Highway Traffic Safety Administration's (NHTSA) *Uniform Criteria for State Observational Surveys of Seat Belt Use (Uniform Criteria)*.

Respondent should have experience in designing and conducting NHTSA-approved safety belt observational surveys, analyzing data, generating NHTSA-approved state safety belt use rates, and producing electronic reports that can be easily understood. Respondent should have experience in the development and application of weighting formulas. The respondent must have the staff and experience necessary to conduct the survey design work, conduct the actual observation survey, analyze the data, and provide appropriate documentation.

Details are contained in the complete RFP, which may be obtained by emailing: Hal.Campbell@state.mn.us. All questions concerning this RFP should be emailed to Hal Campbell at Hal.Campbell@state.mn.us no later than 3:00 p.m., Central Standard Time on November 17, 2011. Answers to questions will be provided to all respondents requesting a complete RFP by the end of business day on November 21, 2011. Final date for submitting proposals is 3:00 p.m., Central Standard Time on November 28, 2011. Final selection of is anticipated to be completed by November 30, 2011 and the contract start date will be December 5, 2011 with an initial ending date of September 30, 2012.

However, if funding is available beyond this date, and if OTS requires continued services on this project, OTS will retain the option, with the contractor's consent, to extend the contract for up to 3 additional 1 year periods. The value of the contract for subsequent extension periods may be adjusted.

State Contracts

Department of Transportation (Mn/DOT)

Engineering Services Division

Notice of Potential Availability of Contracting Opportunities for a Variety of General Organizational Related Activities

(This document is available in alternative formats for persons with disabilities by calling Melissa McGinnis at 651-366-4644; for persons who are hearing or speech impaired by calling the Minnesota Relay Service at 800-627-3529.)

Mn/DOT, in conjunction with the Department of Administration, have developed a streamlined approach for fast-tracking select general organization service projects. These general organizational projects may include, but are not limited to, work in the following categories: 1) Develop, implement and summarize internal and external surveys; 2) Recommend best practices in an organizational structure; 3) Assist with organizational health structure; 4) Provide marketing support; 5) Develop, implement and provide support of ad hoc forums; 6) Establish and facilitate collaborative groups, including cross-organization and public-private teams; 7) Provide project management for non-technical initiatives; and 8) Facilitate non-technical activities and events.

This streamlined approach includes developing an email list of firms that are interested in receiving direct notification of general organizational projects. Firms will be added on an on-going basis. Fast-tracked projects will have a shorter advertising period and turn-around time. Firms will be asked to submit responses within 5 business days and will be required to work diligently with Mn/DOT toward establishing a contract upon selection. All projects will be advertised to the public. Your firm will be directly notified that there is a project posted on the Consultant Services Website (www.dot.state.mn.us/consult) that requires general organizational skills. Please note that this notice is not a solicitation or request for proposals of any kind. Being placed on the list does not guarantee work nor does it obligate Mn/DOT to provide any contracting opportunities under this program.

Interested firms should send the following information to the e-mail address below: Firm name, firm contact person, phone number, and email address.

Contact: Melissa McGinnis, Contract Administrator
E-mail: melissa.mcginnis@state.mn.us
Telephone: (651) 366-4644

Department of Transportation (Mn/DOT)

Engineering Services Division

Notice of Potential Availability of Contracting Opportunities for a Variety of Highway Related Technical Activities (“Consultant Pre-Qualification Program”)

This document is available in alternative formats for persons with disabilities by calling Kelly Arneson at (651) 366-4774; for persons who are hearing or speech impaired by calling Minnesota Relay Service at (800) 627-3529.

Mn/DOT, worked in conjunction with the Consultant Reform Committee, the American Council of Engineering Companies of Minnesota (ACEC/MN), and the Department of Administration, to develop the Consultant Pre-Qualification Program as a new method of consultant selection. The ultimate goal of the Pre-Qualification Program is to streamline the process of contracting for highway related professional/technical services. Mn/DOT awards most of its consultant contracts for highway-related technical activities using this method, however, Mn/DOT also reserves the right to use Request for Proposal (RFP) or other selection processes for particular projects.

Nothing in this solicitation requires Mn/DOT to use the Consultant Pre-Qualification Program.

Mn/DOT is currently requesting applications from consultants. Refer to Mn/DOT’s Consultant Services web site, indicated below, to see which highway related professional/technical services are available for application. Applications are accepted on a continual basis. All expenses are incurred in responding to this notice will be borne by the responder. Response to this notice becomes public information under the Minnesota Government Data Practices.

State Contracts

Consultant Pre-Qualification Program information, application requirements and applications forms are available on Mn/DOT's Consultant Services web site at: <http://www.dot.state.mn.us/consult>.

Send completed application material to:

Kelly Arneson
Consultant Services
Office of Technical Support
Minnesota Department of Transportation
395 John Ireland Blvd. Mail Stop 680
St. Paul, MN 55155

Department of Transportation (Mn/DOT) Engineering Services Division Notice Concerning Professional/Technical Contract Opportunities and Taxpayers' Transportation Accountability Act Notices

NOTICE TO ALL: The Minnesota Department of Transportation (Mn/DOT) is now placing additional public notices for professional/technical contract opportunities on Mn/DOT's Consultant Services **website** at: www.dot.state.mn.us/consult

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. Mn/DOT is also posting notices as required by the Taxpayers' Transportation Accountability Act on the above referenced website.

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- ♦ **On-line orders:** www.minnesotasbookstore.com
- ♦ **Minnesota Relay Service:** 8 a.m. - 5 p.m. Monday - Friday, 1.800.627.3529 (nationwide toll-free)
- ♦ **Fax** (credit cards): 651.215.5733 (fax line available 24 hours/day)
- ♦ **Mail orders:** Orders can be sent to Minnesota's Bookstore, 660 Olive Street, St. Paul, MN 55155

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