

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)

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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- Withdrawn Rules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
- 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. 37 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
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# 18	Monday 29 October	Noon Tuesday 23 October	Noon Wednesday 17 October
# 19	Monday 5 November	Noon Tuesday 30 October	Noon Wednesday 24 October
# 20	Monday 12 November	Noon Tuesday 6 November	Noon Wednesday 31 October

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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. TTY relay service phone number: (800) 627-3529.

Minnesota Rules

appearing in Volume 37, #14-16

Monday 1 October - Monday 15 October 2012

Employment and Economic Development Department

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Exempt Rules

Exempt rules are excluded from the normal rulemaking procedures (*Minnesota Statutes* §§ 14.386 and 14.388). They are most often of two kinds. One kind is specifically exempted by the Legislature from rulemaking procedures, but approved for form by the Revisor of Statutes, reviewed for legality by the Office of Administrative Hearings, and then published in the *State Register*. These exempt rules are effective for two years only.

The second kind of exempt rule is one adopted where an agency for good cause finds that the rulemaking provisions of *Minnesota Statutes*, Chapter 14 are unnecessary, impracticable, or contrary to the public interest. This exemption can be used only where the rules:

- (1) address a serious and immediate threat to the public health, safety, or welfare, or
- (2) comply with a court order or a requirement in federal law in a manner that does not allow for compliance with *Minnesota Statutes* Sections 14.14-14.28, or
- (3) incorporate specific changes set forth in applicable statutes when no interpretation of law is required, or
- (4) make changes that do not alter the sense, meaning, or effect of the rules.

These exempt rules are also reviewed for form by the Revisor of Statutes, for legality by the Office of Administrative Hearings and then published in the *State Register*. In addition, the Office of Administrative Hearings must determine whether the agency has provided adequate justification for the use of this exemption. Rules adopted under clauses (1) or (2) above are effective for two years only. The Legislature may also exempt an agency from the normal rulemaking procedures and establish other procedural and substantive requirements unique to that exemption.

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

Department of Labor and Industry (DLI) Occupational Safety and Health Division Proposed Exempt Permanent Rules Regarding OSHA Workplace Accident and Injury Reduction Proposed Revision to the Occupational Safety and Health Standards and Request for Comments

NOTICE IS HEREBY GIVEN that the Department of Labor and Industry, Occupational Safety and Health Division (Minnesota OSHA), proposes to adopt the following amendment to the Department of Labor and Industry, Occupational Safety and Health Rules. Statutory authority to adopt the amendment is in *Minnesota Statutes* §182.655.

This notice proposes revisions to *Minnesota Rules* 5208.1500 "Standard Industrial Classification List for AWAIR." All interested or affected persons have 30 days from the date this notice is published in the *State Register* to submit, in writing, data and views on the proposed amendments to the rule. Comments in support of or in opposition to the proposed amendments are encouraged. Each comment should identify the portion of the proposed amendment addressed, the reason for the comment, and any change proposed.

Any person may file with the Commissioner written objections to the proposed amendments stating the grounds for those objections, and may request a public hearing. A public hearing will be held if 25 or more persons submit written requests for a public hearing on the proposed amendments within the 30-day comment period. Requests for hearing must include the name and address of the person submitting the request, define the reasons for the request, and discuss any proposed changes. If a public hearing is required, the Department will proceed according to the provisions of *Minnesota Statutes* §182.655 and *Minnesota Rules* 5210.0020 to 5210.0100.

Written comments or requests for a public hearing should be sent to: Occupational Safety and Health Division, Department of Labor and Industry, 443 Lafayette Road, St. Paul, Minnesota 55155-4307.

Ken Peterson, Commissioner
Department of Labor and Industry

SUMMARY OF CHANGES

The following is a brief summary of the proposed changes. The complete text of the proposed revisions follows this summary.

Proposed update to *Minnesota Rules* 5208.1500 "Standard Industrial Classification List for AWAIR." This proposal seeks to update the AWAIR list. "A Workplace Accident and Injury Reduction Act" (AWAIR) was passed by the Minnesota Legislature during the 1990 session (*Laws of Minnesota*, 1990, Chapter 508). The AWAIR Act, subdivision 8, requires that a covered employer establish a written work place accident and injury reduction program that promotes safe and healthful working conditions and is based on clearly stated goals and objectives for meeting those goals. Subdivision 9 of §182.653 requires the Commissioner of Labor and Industry to adopt a list of

Exempt Rules

standard industrial classifications (SIC) or North American Industrial Classifications (NAICS) of employers who must comply with subdivision 8, and the list must be updated every two years. The list must be based on the safety record or worker's compensation record of the industries. Employers within the NAICS classifications on the list must comply with subdivision 8 within six months following the date the NAICS classification that applies to them is placed on the adopted list.

To meet the mandate of §182.653, subdivision 9, Minnesota injury and illness statistics were reviewed. The proposed revisions to the list are based on the "Minnesota Occupational Injuries and Illnesses Survey, 2010" which was conducted by the Minnesota Department of Labor and Industry in cooperation with the Bureau of Labor Statistics (BLS). The survey results are reported as occupational injuries and illnesses incidence rates by industry (NAICS). For all industries combined, the 2010 Minnesota survey results includes industries with a case rate (per 100 full-time employees) for days away from work, days of restricted work activity or job transfer (DART) at or above 1.9, or a total case incidence rate (recordable injuries and illnesses per 100 full-time workers) at or above 3.9. These rates reflect the combined or "average" rates for all reporting industries. Those industries (NAICS) with an incidence rate higher than 3.9 or a DART rate higher than 1.9 are considered to have a higher-than-average rate of injuries and illnesses and, therefore, are required to comply with the AWAIR Act.

Rules as Proposed

5208.1500 STANDARD INDUSTRIAL CLASSIFICATION LIST FORAWAIR.

Employers in the North American Industry classifications listed in this part must comply with *Minnesota Statutes*, section 182.653, subdivision 8. The North American Industry classifications in this part are those defined by the Office of Management and Budget published in the North American Industry Classification System, 2002 2012 edition.

[For text of item A, see M.R.]

B. Construction:

[For text of subitems (1) to (6), see M.R.]

- (7) ~~237110, water and sewer line and related structures construction;~~
- (8) ~~237120, oil and gas pipeline and related structures construction;~~
- (9) ~~237130, power and communication line and related structures construction;~~
- (10) ~~(7) 237210, land subdivision;~~
- (11) ~~(8) 237310, highway, street, and bridge construction;~~
- (12) ~~(9) 237990, other heavy and civil engineering construction;~~
- (13) ~~(10) 238110, poured concrete foundation and structure contractors;~~
- (14) ~~(11) 238120, structural steel and precast concrete contractors;~~
- (15) ~~(12) 238130, framing contractors;~~
- (16) ~~(13) 238140, masonry contractors;~~
- (17) ~~(14) 238150, glass and glazing contractors;~~
- (18) ~~(15) 238160, roofing contractors;~~
- (19) ~~(16) 238170, siding contractors;~~
- (20) ~~(17) 238190, other foundation, structure, and building exterior contractors;~~

- (18) 238210, electrical contractors and other wiring installation contractors;
- ~~(21)~~ (19) 238220, plumbing, heating, and air-conditioning contractors;
- ~~(22)~~ (20) 238290, other building equipment contractors;
- ~~(23)~~ (21) 238310, drywall and insulation contractors;
- ~~(24)~~ (22) 238320, painting and wall covering contractors;
- ~~(25)~~ (23) 238330, flooring contractors;
- ~~(26)~~ (24) 238340, tile and terrazzo contractors;
- ~~(27)~~ (25) 238350, finish carpentry contractors; and
- ~~(28)~~ (26) 238390, other building finishing contractors;:
- (27) 238910, site preparation contractors; and
- (28) 238990, all other specialty trade contractors.

C. Manufacturing:

[For text of subitems (1) to (6), see M.R.]

- ~~(7) 311222, soybean processing;~~
- ~~(8) 311223, other oilseed processing;~~
- (7) 311224, soybean and other oilseed processing;
- ~~(9)~~ (8) 311225, fats and oils refining and blending;
- ~~(10)~~ (9) 311230, breakfast cereal manufacturing;
- ~~(11) 311311, sugarcane mills;~~
- ~~(12) 311312, cane sugar refining;~~
- ~~(13)~~ (10) 311313, beet sugar manufacturing;
- (11) 311314, cane sugar manufacturing;
- ~~(14) 311320, chocolate and confectionery manufacturing from cacao beans;~~
- ~~(15) 311330, confectionery manufacturing from purchased chocolate;~~
- ~~(16)~~ (12) 311340, nonchocolate confectionery manufacturing;
- (13) 311351, chocolate and confectionery manufacturing from cacao beans;
- (14) 311352, confectionery manufacturing from purchased chocolate;
- ~~(17)~~ (15) 311411, frozen fruit, juice, and vegetable manufacturing;

Exempt Rules

- ~~(18)~~ (16) 311412, frozen specialty food manufacturing;
- ~~(19)~~ (17) 311421, fruit and vegetable canning;
- ~~(20)~~ (18) 311422, specialty canning;
- ~~(21)~~ (19) 311423, dried and dehydrated food manufacturing;
- ~~(22)~~ (20) 311511, fluid milk manufacturing;
- ~~(23)~~ (21) 311512, creamery butter manufacturing;
- ~~(24)~~ (22) 311513, cheese manufacturing;
- ~~(25)~~ (23) 311514, dry, condensed, and evaporated dairy product manufacturing;
- ~~(26)~~ (24) 311520, ice cream and frozen dessert manufacturing;
- ~~(27)~~ (25) 311611, animal (except poultry) slaughtering;
- ~~(28)~~ (26) 311612, meat processed from carcasses;
- ~~(29)~~ (27) 311613, rendering and meat by-product processing;
- ~~(30)~~ (28) 311615, poultry processing;
- (29) 311710, seafood product preparation and packaging;
- ~~(31)~~ 311711, ~~seafood canning~~;
- ~~(32)~~ 311712, ~~fresh and frozen seafood processing~~;
- ~~(33)~~ (30) 311811, retail bakeries;
- ~~(34)~~ (31) 311812, commercial bakeries;
- ~~(35)~~ (32) 311813, frozen cakes, pies, and other pastries manufacturing;
- ~~(36)~~ (33) 311821, cookie and cracker manufacturing;
- ~~(37)~~ 311822, ~~flour mixes and dough manufacturing from purchased flour~~;
- ~~(38)~~ 311823, ~~dry pasta manufacturing~~;
- (34) 311824, dry pasta, dough, and flour mixes manufacturing from purchased flour;
- ~~(39)~~ (35) 311830, tortilla manufacturing;
- ~~(40)~~ (36) 311911, roasted nuts and peanut butter manufacturing;
- ~~(41)~~ (37) 311919, other snack food manufacturing;
- ~~(42)~~ (38) 311920, coffee and tea manufacturing;

- ~~(43)~~ (39) 311930, flavoring syrup and concentrate manufacturing;
- ~~(44)~~ (40) 311941, mayonnaise, dressing, and other prepared sauce manufacturing;
- ~~(45)~~ (41) 311942, spice and extract manufacturing;
- ~~(46)~~ (42) 311991, perishable prepared food manufacturing;
- ~~(47)~~ (43) 311999, all other miscellaneous food manufacturing;
- ~~(48)~~ (44) 312111, soft drink manufacturing;
- ~~(49)~~ (45) 312112, bottled water manufacturing;
- ~~(50)~~ (46) 312113, ice manufacturing;
- ~~(51)~~ (47) 312120, breweries;
- ~~(52)~~ (48) 312130, wineries;
- ~~(53)~~ (49) 312140, distilleries;
- ~~(54)~~ 312210, tobacco stemming and redrying;
- ~~(55)~~ 312221, cigarette manufacturing;
- ~~(56)~~ 312229, other tobacco product manufacturing;
- ~~(57)~~ 313111, yarn spinning mills;
- ~~(58)~~ 313112, yarn texturizing, throwing, and twisting mills;
- ~~(59)~~ 313113, thread mills;
- ~~(50)~~ 312230, tobacco manufacturing;
- ~~(51)~~ 313110, fiber, yarn, and thread mills;
- ~~(60)~~ (52) 313210, broadwoven fabric mills;
- ~~(61)~~ 313221, narrow fabric mills;
- ~~(62)~~ 313222, schiffli machine embroidery;
- ~~(53)~~ 313220, narrow fabric mills and schiffli machine embroidery;
- ~~(63)~~ (54) 313230, nonwoven fabric mills;
- ~~(64)~~ 313241, weft knit fabric mills;
- ~~(65)~~ 313249, other knit fabric and lace mills;
- ~~(66)~~ 313311, broadwoven fabric finishing mills;

Exempt Rules

- (67) 313312, textile and fabric finishing (except broadwoven fabric) mills;
- (55) 313240, knit fabric mills;
- (56) 313310, textile and fabric finishing mills;
- (68) (57) 313320, fabric coating mills;
- (69) (58) 314110, carpet and rug mills;
- (70) 314121, curtain and drapery mills;
- (71) 314129, other household textile product mills;
- (72) 314911, textile bag mills;
- (73) 314912, canvas and related product mills;
- (74) 314991, rope, cordage, and twine mills;
- (75) 314992, tire cord and tire fabric mills;
- (59) 314120, curtain and linen mills;
- (60) 314910, textile bag and canvas mills;
- (61) 314994, rope, cordage, twine, tire cord, and tire fabric mills;
- (76) (62) 314999, all other miscellaneous textile product mills;
- (77) 315111, sheer hosiery mills;
- (78) 315119, other hosiery and sock mills;
- (79) 315191, outerwear knitting mills;
- (80) 315192, underwear and nightwear knitting mills;
- (81) 315211, men's and boys' cut and sew apparel contractors;
- (82) 315212, women's, girls', and infants' cut and sew apparel contractors;
- (83) 315221, men's and boys' cut and sew underwear and nightwear manufacturing;
- (84) 315222, men's and boys' cut and sew suit, coat, and overcoat manufacturing;
- (85) 315223, men's and boys' cut and sew shirt (except work shirt) manufacturing;
- (86) 315224, men's and boys' cut and sew trouser, slack, and jean manufacturing;
- (87) 315225, men's and boys' cut and sew work clothing manufacturing;
- (88) 315228, men's and boys' cut and sew other outerwear manufacturing;

Exempt Rules

- (89) 315231, women's and girls' cut and sew lingerie, loungewear, and nightwear manufacturing;
- (90) 315232, women's and girls' cut and sew blouse and shirt manufacturing;
- (91) 315233, women's and girls' cut and sew dress manufacturing;
- (92) 315234, women's and girls' cut and sew suit, coat, tailored jacket, and skirt manufacturing;
- (93) 315239, women's and girls' cut and sew other outerwear manufacturing;
- (94) 315291, infants' cut and sew apparel manufacturing;
- (95) 315292, fur and leather apparel manufacturing;
- (96) 315299, all other cut and sew apparel manufacturing;
- (97) 315991, hat, cap, and millinery manufacturing;
- (98) 315992, glove and mitten manufacturing;
- (99) 315993, men's and boys' neckwear manufacturing;
- (100) 315999, other apparel accessories and other apparel manufacturing;
- (63) 315110, hosiery and sock mills;
- (64) 315190, other apparel knitting mills;
- (65) 315210, cut and sew apparel contractors;
- (66) 315220, men's and boys' cut and sew apparel manufacturing;
- (67) 315240, women's, girls', and infants' cut and sew apparel manufacturing;
- (68) 315280, other cut and sew apparel manufacturing;
- (69) 315990, apparel accessories and other apparel manufacturing;
- (101) (70) 316110, leather and hide tanning and finishing;
- (102) 316211, rubber and plastics footwear manufacturing;
- (103) 316212, house slipper manufacturing;
- (104) 316213, men's footwear (except athletic) manufacturing;
- (105) 316214, women's footwear (except athletic) manufacturing;
- (106) 316219, other footwear manufacturing;
- (107) 316991, luggage manufacturing;
- (71) 316210, footwear manufacturing;

Exempt Rules

~~(108)~~ (72) 316992, women's handbag and purse manufacturing;

~~(109)~~ 316993, personal leather good (except women's handbag and purse) manufacturing;

~~(110)~~ 316999, all other leather good manufacturing;

(73) 316998, all other leather good and allied product manufacturing;

~~(111)~~ (74) 321113, sawmills;

~~(112)~~ (75) 321114, wood preservation;

~~(113)~~ 321211, hardwood veneer and plywood manufacturing;

~~(114)~~ 321212, softwood veneer and plywood manufacturing;

~~(115)~~ 321213, engineered wood member (except truss) manufacturing;

~~(116)~~ 321214, truss manufacturing;

~~(117)~~ 321219, reconstituted wood product manufacturing;

~~(118)~~ (76) 321911, wood window and door manufacturing;

~~(119)~~ (77) 321912, cut stock, resawing lumber, and planing;

~~(120)~~ (78) 321918, other millwork (including flooring);

~~(121)~~ (79) 321920, wood container and pallet manufacturing;

~~(122)~~ (80) 321991, manufactured home (mobile home) manufacturing;

~~(123)~~ (81) 321992, prefabricated wood building manufacturing;

~~(124)~~ (82) 321999, all other miscellaneous wood product manufacturing;

~~(125)~~ (83) 322110, pulp mills;

~~(126)~~ (84) 322121, paper (except newsprint) mills;

~~(127)~~ (85) 322122, newsprint mills;

~~(128)~~ (86) 322130, paperboard mills;

~~(129)~~ (87) 322211, corrugated and solid fiber box manufacturing;

~~(130)~~ (88) 322212, folding paperboard box manufacturing;

~~(131)~~ 322213, setup paperboard box manufacturing;

~~(132)~~ 322214, fiber can, tube, drum, and similar products manufacturing;

~~(133)~~ 322215, nonfolding sanitary food container manufacturing;

~~(134) 322221, coated and laminated packaging paper and plastics film manufacturing;~~

~~(135) 322222, coated and laminated paper manufacturing;~~

~~(136) 322223, plastics, foil, and coated paper bag manufacturing;~~

~~(137) 322224, uncoated paper and multiwall bag manufacturing;~~

~~(138) 322225, laminated aluminum foil manufacturing for flexible packaging uses;~~

~~(139) 322226, surface-coated paperboard manufacturing;~~

~~(140) 322231, die-cut paper and paperboard office supplies manufacturing;~~

~~(141) 322232, envelope manufacturing;~~

~~(142) 322233, stationery, tablet, and related product manufacturing;~~

~~(89) 322219, other paperboard container manufacturing;~~

~~(90) 322220, paper bag and coated and treated paper manufacturing;~~

~~(91) 322230, stationery product manufacturing;~~

~~(143) (92) 322291, sanitary paper product manufacturing;~~

~~(144) (93) 322299, all other converted paper product manufacturing;~~

~~(145) 323110, commercial lithographic printing;~~

~~(146) (94) 323111, commercial gravure printing;~~

~~(147) 323112, commercial flexographic printing;~~

~~(148) (95) 323113, commercial screen printing;~~

~~(149) 323114, quick printing;~~

~~(150) 323115, digital printing;~~

~~(151) 323116, manifold business forms printing;~~

~~(152) (96) 323117, books printing;~~

~~(153) 323118, blankbook, looseleaf binders, and devices manufacturing;~~

~~(154) 323119, other commercial printing;~~

~~(155) 323121, tradebinding and related work;~~

~~(156) 323122, prepress services;~~

~~(97) 323120, support activities for printing;~~

Exempt Rules

- ~~(+57)~~ (98) 324110, petroleum refineries;
- ~~(+58)~~ (99) 324121, asphalt paving mixture and block manufacturing;
- ~~(+59)~~ (100) 324122, asphalt shingle and coating materials manufacturing;
- ~~(+60)~~ (101) 324191, petroleum lubricating oil and grease manufacturing;
- ~~(+61)~~ (102) 324199, all other petroleum and coal products manufacturing;
- (103) 325110, petrochemical manufacturing;
- (104) 325120, industrial gas manufacturing;
- (105) 325130, synthetic dye and pigment manufacturing;
- (106) 325180, other basic inorganic chemical manufacturing;
- (107) 325193, ethyl alcohol manufacturing;
- (108) 325194, cyclic crude, intermediate, and gum and wood chemical manufacturing;
- (109) 325199, all other basic organic chemical manufacturing;
- (110) 325211, plastics material and resin manufacturing;
- (111) 325212, synthetic rubber manufacturing;
- (112) 325220, artificial and synthetic fibers and filaments manufacturing;
- (113) 325311, nitrogenous fertilizer manufacturing;
- (114) 325312, phosphatic fertilizer manufacturing;
- (115) 325314, fertilizer (mixing only) manufacturing;
- (116) 325320, pesticide and other agricultural chemical manufacturing;
- (117) 325411, medicinal and botanical manufacturing;
- (118) 325412, pharmaceutical preparation manufacturing;
- (119) 325413, in-vitro diagnostic substance manufacturing;
- (120) 325414, biological product (except diagnostic) manufacturing;
- (121) 325510, paint and coating manufacturing;
- (122) 325520, adhesive manufacturing;
- (123) 325611, soap and other detergent manufacturing;
- (124) 325612, polish and other sanitation good manufacturing;

- (125) 325613, surface active agent manufacturing;
- (126) 325620, toilet preparation manufacturing;
- (127) 325910, printing ink manufacturing;
- (128) 325920, explosives manufacturing;
- (129) 325991, custom compounding of purchased resins;
- (130) 325992, photographic film, paper, plate, and chemical manufacturing;
- (131) 325998, all other miscellaneous chemical product and preparation manufacturing;
- ~~(162)~~ (132) 326111, plastics bag manufacturing;
- ~~(163)~~ (133) 326112, plastics packaging film and sheet (including laminated) manufacturing;
- ~~(164)~~ (134) 326113, unlaminated plastics film and sheet (except packaging) manufacturing;
- ~~(165)~~ (135) 326121, unlaminated plastics profile shape manufacturing;
- ~~(166)~~ (136) 326122, plastics pipe and pipe fitting manufacturing;
- ~~(167)~~ (137) 326130, laminated plastics plate, sheet (except packaging), and shape manufacturing;
- ~~(168)~~ (138) 326140, polystyrene foam product manufacturing;
- ~~(169)~~ (139) 326150, urethane and other foam product (except polystyrene) manufacturing;
- ~~(170)~~ (140) 326160, plastics bottle manufacturing;
- ~~(171)~~ (141) 326191, plastics plumbing fixture manufacturing;
- ~~(172) 326192, resilient floor covering manufacturing;~~
- ~~(173)~~ (142) 326199, all other plastics product manufacturing;
- ~~(174)~~ (143) 326211, tire manufacturing (except retreading);
- ~~(175)~~ (144) 326212, tire retreading;
- ~~(176)~~ (145) 326220, rubber and plastic hoses and belting manufacturing;
- ~~(177)~~ (146) 326291, rubber product manufacturing for mechanical use;
- ~~(178)~~ (147) 326299, all other rubber product manufacturing;
- ~~(179) 327111, vitreous china plumbing fixture and china and earthenware bathroom accessories manufacturing;~~
- ~~(180) 327112, vitreous china, fine earthenware, and other pottery product manufacturing;~~
- ~~(181) 327113, porcelain electrical supply manufacturing;~~

Exempt Rules

- ~~(182) 327121, brick and structural clay tile manufacturing;~~
- ~~(183) 327122, ceramic wall and floor tile manufacturing;~~
- ~~(184) 327123, other structural clay product manufacturing;~~
- ~~(185) 327124, clay refractory manufacturing;~~
- ~~(186) 327125, nonclay refractory manufacturing;~~
- (148) 327110, pottery, ceramics, and plumbing fixture manufacturing;
- (149) 327120, clay building material and refractories manufacturing;
- ~~(187)~~ (150) 327211, flat glass manufacturing;
- ~~(188)~~ (151) 327212, other pressed and blown glass and glassware manufacturing;
- ~~(189)~~ (152) 327213, glass container manufacturing;
- ~~(190)~~ (153) 327215, glass product manufacturing made of purchased glass;
- ~~(191)~~ (154) 327310, cement manufacturing;
- ~~(192)~~ (155) 327320, ready-mix concrete manufacturing;
- ~~(193)~~ (156) 327331, concrete block and brick manufacturing;
- ~~(194)~~ (157) 327332, concrete pipe manufacturing;
- ~~(195)~~ (158) 327390, other concrete product manufacturing;
- ~~(196)~~ (159) 327410, lime manufacturing;
- ~~(197)~~ (160) 327420, gypsum product manufacturing;
- ~~(198)~~ (161) 327910, abrasive product manufacturing;
- ~~(199)~~ (162) 327991, cut stone and stone product manufacturing;
- ~~(200)~~ (163) 327992, ground or treated mineral and earth manufacturing;
- ~~(201)~~ (164) 327993, mineral wool manufacturing;
- ~~(202)~~ (165) 327999, all other miscellaneous nonmetallic mineral product manufacturing;
- ~~(203) 331111, iron and steel mills;~~
- ~~(204) 331112, electrometallurgical ferroalloy product manufacturing;~~
- (166) 331110, iron and steel mills and ferroalloy manufacturing;
- ~~(205)~~ (167) 331210, iron and steel pipe and tube manufacturing from purchased steel;

- ~~(206)~~ ~~(168)~~ 331221, rolled steel shape manufacturing;
- ~~(207)~~ ~~(169)~~ 331222, steel wire drawing;
- ~~(208)~~ 331311, alumina refining;
- ~~(209)~~ 331312, primary aluminum production;
- (170) 331313, alumina refining and primary aluminum production;
- ~~(210)~~ ~~(171)~~ 331314, secondary smelting and alloying of aluminum;
- ~~(211)~~ ~~(172)~~ 331315, aluminum sheet, plate, and foil manufacturing;
- (173) 331318, other aluminum rolling, drawing, and extruding;
- (174) 331410, nonferrous metal (except copper and aluminum) rolling, drawing, and extruding;
- (175) 331420, copper rolling, drawing, extruding, and allowing;
- ~~(212)~~ 331316, aluminum extended product manufacturing;
- ~~(213)~~ 331319, other aluminum rolling and drawing;
- ~~(214)~~ 331411, primary smelting and refining of copper;
- ~~(215)~~ 331419, primary smelting and refining of nonferrous metal (except copper and aluminum);
- ~~(216)~~ 331421, copper rolling, drawing, and extruding;
- ~~(217)~~ 331422, copper wire (except mechanical) drawing;
- ~~(218)~~ 331423, secondary smelting, refining, and alloying of copper;
- ~~(219)~~ ~~(176)~~ 331491, nonferrous metal (except copper and aluminum) rolling, drawing, and extruding;
- ~~(220)~~ ~~(177)~~ 331492, secondary smelting, refining, and alloying of nonferrous metal (except copper and aluminum);
- ~~(221)~~ ~~(178)~~ 331511, iron foundries;
- ~~(222)~~ ~~(179)~~ 331512, steel investment foundries;
- ~~(223)~~ ~~(180)~~ 331513, steel foundries (except investment);
- (181) 331523, nonferrous metal die-casting foundries;
- ~~(224)~~ 331521, aluminum die-casting foundries;
- ~~(225)~~ 331522, nonferrous (except aluminum) die-casting foundries;
- ~~(226)~~ ~~(182)~~ 331524, aluminum foundries (except die-casting);
- ~~(227)~~ 331525, copper foundries (except die-casting);

Exempt Rules

- ~~(228)~~ 331528, other nonferrous foundries (except die-casting);
- ~~(183)~~ 331529, other nonferrous metal foundries (except die-casting);
- ~~(229)~~ ~~(184)~~ 332111, iron and steel forging;
- ~~(230)~~ ~~(185)~~ 332112, nonferrous forging;
- ~~(231)~~ ~~(186)~~ 332114, custom roll forming;
- ~~(232)~~ 332115, crown and closure manufacturing;
- ~~(233)~~ 332116, metal stamping;
- ~~(234)~~ ~~(187)~~ 332117, powder metallurgy part manufacturing;
- ~~(188)~~ 332119, metal crown, closure, and other metal stamping (except automotive);
- ~~(235)~~ 332211, cutlery and flatware (except precious) manufacturing;
- ~~(236)~~ 332212, hand and edge tool manufacturing;
- ~~(237)~~ 332213, saw blade and handsaw manufacturing;
- ~~(238)~~ 332214, kitchen utensil, pot, and pan manufacturing;
- ~~(189)~~ 332215, metal kitchen cookware, utensil, cutlery, and flatware (except precious) manufacturing;
- ~~(190)~~ 332216, saw blade and hand tool manufacturing;
- ~~(239)~~ ~~(191)~~ 332311, prefabricated metal building and component manufacturing;
- ~~(240)~~ ~~(192)~~ 332312, fabricated structural metal manufacturing;
- ~~(241)~~ ~~(193)~~ 332313, plate work manufacturing;
- ~~(242)~~ ~~(194)~~ 332321, metal window and door manufacturing;
- ~~(243)~~ ~~(195)~~ 332322, sheet metal work manufacturing;
- ~~(244)~~ ~~(196)~~ 332323, ornamental and architectural metal work manufacturing;
- ~~(245)~~ ~~(197)~~ 332410, power boiler and heat exchanger manufacturing;
- ~~(246)~~ ~~(198)~~ 332420, metal tank (heavy gauge) manufacturing;
- ~~(247)~~ ~~(199)~~ 332431, metal can manufacturing;
- ~~(248)~~ ~~(200)~~ 332439, other metal container manufacturing;
- ~~(249)~~ ~~(201)~~ 332510, hardware manufacturing;
- ~~(250)~~ 332611, spring (heavy gauge) manufacturing;

- (251) ~~332612, spring (light gauge) manufacturing;~~
- (202) 332613, spring manufacturing;
- (252) ~~(203)~~ 332618, other fabricated wire product manufacturing;
- (253) ~~(204)~~ 332710, machine shops;
- (254) ~~(205)~~ 332721, precision turned product manufacturing;
- (255) ~~(206)~~ 332722, bolt, nut, screw, rivet, and washer manufacturing;
- (256) ~~(207)~~ 332811, metal heat treating;
- (257) ~~(208)~~ 332812, metal coating, engraving (except jewelry and silverware), and allied services to manufacturers;
- (258) ~~(209)~~ 332813, electroplating, plating, polishing, anodizing, and coloring;
- (259) ~~(210)~~ 332911, industrial valve manufacturing;
- (260) ~~(211)~~ 332912, fluid power valve and hose fitting manufacturing;
- (261) ~~(212)~~ 332913, plumbing fixture fitting and trim manufacturing;
- (262) ~~(213)~~ 332919, other metal valve and pipe fitting manufacturing;
- (263) ~~(214)~~ 332991, ball and roller bearing manufacturing;
- (264) ~~(215)~~ 332992, small arms ammunition manufacturing;
- (265) ~~(216)~~ 332993, ammunition (except small arms) manufacturing;
- (266) ~~(217)~~ 332994, small arms manufacturing;
- (267) ~~332995, other ordnance and accessories manufacturing;~~
- (268) ~~(218)~~ 332996, fabricated pipe and pipe fitting manufacturing;
- (269) ~~332997, industrial pattern manufacturing;~~
- (270) ~~332998, enameled iron and metal sanitary ware manufacturing;~~
- (271) ~~(219)~~ 332999, all other miscellaneous fabricated metal product manufacturing;
- (272) ~~(220)~~ 333111, farm machinery and equipment manufacturing;
- (273) ~~(221)~~ 333112, lawn and garden tractor and home lawn and garden equipment manufacturing;
- (274) ~~(222)~~ 333120, construction machinery manufacturing;
- (275) ~~(223)~~ 333131, mining machinery and equipment manufacturing;
- (276) ~~(224)~~ 333132, oil and gas field machinery and equipment manufacturing;

Exempt Rules

- (277) 333210, sawmill and woodworking machinery manufacturing;
- (278) 333220, plastics and rubber industry machinery manufacturing;
- (279) 333291, paper industry machinery manufacturing;
- (280) 333292, textile machinery manufacturing;
- (281) 333293, printing machinery and equipment manufacturing;
- (282) 333294, food product machinery manufacturing;
- (283) 333295, semiconductor machinery manufacturing;
- (284) 333298, all other industrial machinery manufacturing;
- (285) 333311, automatic vending machine manufacturing;
- (286) 333312, commercial laundry, drycleaning, and pressing machine manufacturing;
- (287) 333313, office machinery manufacturing;
- (288) (225) 333314, optical instrument and lens manufacturing;
- (289) 333315, photographic and photocopying equipment manufacturing;
- (290) 333319, other commercial and service industry machinery manufacturing;
- (291) 333411, air purification equipment manufacturing;
- (292) 333412, industrial and commercial fan and blower manufacturing;
- (226) 333316, photographic and photocopying equipment manufacturing;
- (227) 333318, other commercial and service industry machinery manufacturing;
- (228) 333413, industrial and commercial fan and blower and air purification equipment manufacturing;
- (293) (229) 333414, heating equipment (except warm air furnaces) manufacturing;
- (294) (230) 333415, air-conditioning and warm air heating equipment and commercial and industrial refrigeration equipment manufacturing;
- (295) 333511, industrial mold manufacturing;
- (296) 333512, machine tool (metal cutting types) manufacturing;
- (297) 333513, machine tool (metal forming types) manufacturing;
- (298) 333514, special die and tool, die set, jig, and fixture manufacturing;
- (299) 333515, cutting tool and machine tool accessory manufacturing;
- (300) 333516, rolling mill machinery and equipment manufacturing;

- (301) 333518, other metalworking machinery manufacturing;
- (302) (231) 333611, turbine and turbine generator set units manufacturing;
- (303) (232) 333612, speed changer, industrial high-speed drive, and gear manufacturing;
- (304) (233) 333613, mechanical power transmission equipment manufacturing;
- (305) (234) 333618, other engine equipment manufacturing;
- (306) (235) 333911, pump and pumping equipment manufacturing;
- (307) (236) 333912, air and gas compressor manufacturing;
- (308) (237) 333913, measuring and dispensing pump manufacturing;
- (309) (238) 333921, elevator and moving stairway manufacturing;
- (310) (239) 333922, conveyor and conveying equipment manufacturing;
- (311) (240) 333923, overhead traveling crane, hoist, and monorail system manufacturing;
- (312) (241) 333924, industrial truck, tractor, trailer, and stacker machinery manufacturing;
- (313) (242) 333991, power-driven handtool manufacturing;
- (314) (243) 333992, welding and soldering equipment manufacturing;
- (315) (244) 333993, packaging machinery manufacturing;
- (316) (245) 333994, industrial process furnace and oven manufacturing;
- (317) (246) 333995, fluid power cylinder and actuator manufacturing;
- (318) (247) 333996, fluid power pump and motor manufacturing;
- (319) (248) 333997, scale and balance (except laboratory) manufacturing;
- (320) (249) 333999, all other miscellaneous general purpose machinery manufacturing;
- (321) 335110, electric lamp bulb and part manufacturing;
- (322) 335121, residential electric lighting fixture manufacturing;
- (323) 335122, commercial, industrial, and institutional electric lighting fixture manufacturing;
- (324) 335129, other lighting equipment manufacturing;
- (325) 335211, electric housewares and household fan manufacturing;
- (326) 335212, household vacuum cleaner manufacturing;
- (327) 335221, household cooking appliance manufacturing;

Exempt Rules

- (328) 335222, household refrigerator and home freezer manufacturing;
- (329) 335224, household laundry equipment manufacturing;
- (330) 335228, other major household appliance manufacturing;
- (331) 335311, power, distribution, and specialty transformer manufacturing;
- (332) 335312, motor and generator manufacturing;
- (333) 335313, switchgear and switchboard apparatus manufacturing;
- (334) 335314, relay and industrial control manufacturing;
- (335) 335911, storage battery manufacturing;
- (336) 335912, primary battery manufacturing;
- (337) 335921, fiber optic cable manufacturing;
- (338) 335929, other communication and energy wire manufacturing;
- (339) 335931, current-carrying wiring device manufacturing;
- (340) 335932, noncurrent-carrying wiring device manufacturing;
- (341) 335991, carbon and graphite product manufacturing;
- (342) 335999, all other miscellaneous electrical equipment and component manufacturing;
- ~~(343)~~ (250) 336111, automobile manufacturing;
- ~~(344)~~ (251) 336112, light truck and utility vehicle manufacturing;
- ~~(345)~~ (252) 336120, heavy duty truck manufacturing;
- ~~(346)~~ (253) 336211, motor vehicle body manufacturing;
- ~~(347)~~ (254) 336212, truck trailer manufacturing;
- ~~(348)~~ (255) 336213, motor home manufacturing;
- ~~(349)~~ (256) 336214, travel trailer and camper manufacturing;
- (257) 336310, motor vehicle gasoline engine and engine parts manufacturing;
- (350) 336311, carburetor, piston, piston ring, and valve manufacturing;
- (351) 336312, gasoline engine and engine parts manufacturing;
- (352) 336321, vehicular lighting equipment manufacturing;
- (353) 336322, other motor vehicle electrical and electronic equipment manufacturing;

- ~~(258)~~ 336320, motor vehicle electrical and electronic equipment manufacturing;
- ~~(354)~~ ~~(259)~~ 336330, motor vehicle steering and suspension components (except spring) manufacturing;
- ~~(355)~~ ~~(260)~~ 336340, motor vehicle brake system manufacturing;
- ~~(356)~~ ~~(261)~~ 336350, motor vehicle transmission and power train parts manufacturing;
- ~~(357)~~ ~~(262)~~ 336360, motor vehicle seating and interior trim manufacturing;
- ~~(358)~~ ~~(263)~~ 336370, motor vehicle metal stamping;
- ~~(359)~~ 336391, motor vehicle air-conditioning manufacturing;
- ~~(360)~~ 336399, all other motor vehicle parts manufacturing;
- ~~(264)~~ 336390, other motor vehicle parts manufacturing;
- ~~(361)~~ ~~(265)~~ 336411, aircraft manufacturing;
- ~~(362)~~ ~~(266)~~ 336412, aircraft engine and engine parts manufacturing;
- ~~(363)~~ ~~(267)~~ 336413, other aircraft parts and auxiliary equipment manufacturing;
- ~~(364)~~ ~~(268)~~ 336414, guided missile and space vehicle manufacturing;
- ~~(365)~~ ~~(269)~~ 336415, guided missile and space vehicle propulsion unit and propulsion unit parts manufacturing;
- ~~(366)~~ ~~(270)~~ 336419, other guided missile and space vehicle parts and auxiliary equipment manufacturing;
- ~~(367)~~ ~~(271)~~ 336510, railroad rolling stock manufacturing;
- ~~(368)~~ ~~(272)~~ 336611, ship building and repairing;
- ~~(369)~~ ~~(273)~~ 336612, boat building;
- ~~(370)~~ ~~(274)~~ 336991, motorcycle, bicycle, and parts manufacturing;
- ~~(371)~~ ~~(275)~~ 336992, military armored vehicle, tank, and tank component manufacturing;
- ~~(372)~~ ~~(276)~~ 336999, all other transportation equipment manufacturing;
- ~~(373)~~ ~~(277)~~ 337110, wood kitchen cabinet and countertop manufacturing;
- ~~(374)~~ ~~(278)~~ 337121, upholstered household furniture manufacturing;
- ~~(375)~~ ~~(279)~~ 337122, nonupholstered wood household furniture manufacturing;
- ~~(376)~~ ~~(280)~~ 337124, metal household furniture manufacturing;
- ~~(377)~~ ~~(281)~~ 337125, household furniture (except wood and metal) manufacturing;
- ~~(378)~~ ~~(282)~~ 337127, institutional furniture manufacturing;

Exempt Rules

- (379) 337129, wood television, radio, and sewing machine cabinet manufacturing;
- (380) (283) 337211, wood office furniture manufacturing;
- (381) (284) 337212, custom architectural woodwork and millwork manufacturing;
- (382) (285) 337214, office furniture (except wood) manufacturing;
- (383) (286) 337215, showcase, partition, shelving, and locker manufacturing;
- (384) (287) 337910, mattress manufacturing; and
- (385) (288) 337920, blind and shade manufacturing;.
- (386) 339111, laboratory apparatus and furniture manufacturing;
- (387) 339112, surgical and medical instrument manufacturing;
- (388) 339113, surgical appliance and supplies manufacturing;
- (389) 339114, dental equipment and supplies manufacturing;
- (390) 339115, ophthalmic goods manufacturing;
- (391) 339116, dental laboratories;
- (392) 339911, jewelry (except costume) manufacturing;
- (393) 339912, silverware and hollowware manufacturing;
- (394) 339913, jewelers' material and lapidary work manufacturing;
- (395) 339914, costume jewelry and novelty manufacturing;
- (396) 339920, sporting and athletic goods manufacturing;
- (397) 339931, doll and stuffed toy manufacturing;
- (398) 339932, game, toy, and children's vehicle manufacturing;
- (399) 339941, pen and mechanical pencil manufacturing;
- (400) 339942, lead pencil and art good manufacturing;
- (401) 339943, marking device manufacturing;
- (402) 339944, carbon paper and inked ribbon manufacturing;
- (403) 339950, sign manufacturing;
- (404) 339991, gasket, packing, and sealing device manufacturing;
- (405) 339992, musical instrument manufacturing;

(406) 339993, fastener, button, needle, and pin manufacturing;

(407) 339994, broom, brush, and mop manufacturing;

(408) 339995, burial casket manufacturing; and

(409) 339999, all other miscellaneous manufacturing.

D. Wholesale trade:

[For text of subitems (1) to (4), see M.R.]

(5) 423210, furniture merchant wholesalers;

(6) 423220, home furnishing merchant wholesalers;

(7) 423310, lumber, plywood, millwork, and wood panel merchant wholesalers;

(8) 423320, brick, stone, and related construction material merchant wholesalers;

(9) 423330, roofing, siding, and insulation material merchant wholesalers;

(10) 423390, other construction material merchant wholesalers;

(11) 423510, metal service centers and other metal merchant wholesalers;

(12) 423520, coal and other mineral and ore merchant wholesalers;

(13) 423610, electrical apparatus and equipment, wiring supplies, and related equipment merchant wholesalers;

(14) 423620, electrical and electronic appliance, television, and radio set merchant wholesalers;

(15) 423690, other electronic parts and equipment merchant wholesalers;

(16) 423710, hardware merchant wholesalers;

(17) 423720, plumbing and heating equipment and supplies (hydronics) merchant wholesalers;

(18) 423730, warm air heating and air-conditioning equipment and supplies merchant wholesalers;

(19) 423740, refrigeration equipment and supplies merchant wholesalers;

(20) 423810, construction and mining (except oil well) machinery and equipment merchant wholesalers;

(21) 423820, farm and garden machinery and equipment merchant wholesalers;

(22) 423830, industrial machinery and equipment merchant wholesalers;

(23) 423840, industrial supplies merchant wholesalers;

(24) 423850, service establishment equipment and supplies merchant wholesalers;

(25) 423860, transportation equipment and supplies (except motor vehicle) merchant wholesalers;

(26) 423910, sporting and recreational goods and supplies merchant wholesalers;

Exempt Rules

- (27) ~~423920, toy and hobby goods and supplies merchant wholesalers;~~
- (28) ~~423930, recyclable material merchant wholesalers;~~
- (29) ~~423940, jewelry, watch, precious stone, and precious metal merchant wholesalers;~~
- (30) ~~423990, other miscellaneous durable goods merchant wholesalers;~~
- (31) ~~(5) 424110, printing and writing paper merchant wholesalers;~~
- (32) ~~(6) 424120, stationery and office supplies merchant wholesalers;~~
- (33) ~~(7) 424130, industrial and personal service paper merchant wholesalers;~~
- (34) ~~(8) 424210, drugs and druggists' sundries merchant wholesalers;~~
- (35) ~~(9) 424310, piece goods, notions, and other dry goods merchant wholesalers;~~
- (36) ~~(10) 424320, men's and boys' clothing and furnishings merchant wholesalers;~~
- (37) ~~(11) 424330, women's, children's, and infants' clothing and accessories merchant wholesalers;~~
- (38) ~~(12) 424340, footwear merchant wholesalers;~~
- (39) ~~(13) 424410, general line grocery merchant wholesalers;~~
- (40) ~~(14) 424420, packaged frozen food merchant wholesalers;~~
- (41) ~~(15) 424430, dairy product (except dried or canned) merchant wholesalers;~~
- (42) ~~(16) 424440, poultry and poultry product merchant wholesalers;~~
- (43) ~~(17) 424450, confectionery merchant wholesalers;~~
- (44) ~~(18) 424460, fish and seafood merchant wholesalers;~~
- (45) ~~(19) 424470, meat and meat product merchant wholesalers;~~
- (46) ~~(20) 424480, fresh fruit and vegetable merchant wholesalers;~~
- (47) ~~(21) 424490, other grocery and related products merchant wholesalers;~~
- (48) ~~(22) 424510, grain and field bean merchant wholesalers;~~
- (49) ~~(23) 424520, livestock merchant wholesalers;~~
- (50) ~~(24) 424590, other farm product raw material merchant wholesalers;~~
- (51) ~~(25) 424610, plastics materials and basic forms and shapes merchant wholesalers;~~
- (52) ~~(26) 424690, other chemical and allied products merchant wholesalers;~~
- (53) ~~(27) 424710, petroleum bulk stations and terminals;~~

Exempt Rules

~~(54)~~ (28) 424720, petroleum and petroleum products merchant wholesalers (except bulk stations and terminals);

~~(55)~~ (29) 424810, beer and ale merchant wholesalers;

~~(56)~~ (30) 424820, wine and distilled alcoholic beverage merchant wholesalers;

~~(57)~~ (31) 424910, farm supplies merchant wholesalers;

~~(58)~~ (32) 424920, book, periodical, and newspaper merchant wholesalers;

~~(59)~~ (33) 424930, flower, nursery stock, and florists' supplies merchant wholesalers;

~~(60)~~ (34) 424940, tobacco and tobacco product merchant wholesalers;

~~(61)~~ (35) 424950, paint, varnish, and supplies merchant wholesalers; ~~and~~

~~(62)~~ (36) 424990, other miscellaneous nondurable goods merchant wholesalers;

(37) 425110, business to business electronic markets; and

(38) 425120, wholesale trade agents and brokers.

E. Retail trade:

(1) 441110, new car dealers;

(2) 441120, used car dealers;

(3) 441210, recreational vehicle dealers;

~~(4)~~ 441221, motorcycle dealers;

~~(5)~~ (4) 441222, boat dealers;

(5) 441228, motorcycle, ATV, and all other motor vehicle dealers;

~~(6)~~ 441229, all other motor vehicle dealers;

~~(7)~~ (6) 441310, automotive parts and accessories stores;

~~(8)~~ (7) 441320, tire dealers;

~~(9)~~ 442110, furniture stores;

~~(10)~~ 442210, floor covering stores;

~~(11)~~ 442291, window treatment stores;

~~(12)~~ 442299, all other home furnishings stores;

~~(13)~~ 443111, household appliance stores;

~~(14)~~ 443112, radio, television, and other electronics stores;

~~(15)~~ 443120, computer and software stores;

Exempt Rules

- ~~(16)~~ 443130, camera and photographic supplies stores;
- ~~(8)~~ 443141, household appliance stores;
- ~~(9)~~ 443142, electronic stores;
- ~~(17)~~ ~~(10)~~ 444110, home centers;
- ~~(18)~~ ~~(11)~~ 444120, paint and wallpaper stores;
- ~~(19)~~ ~~(12)~~ 444130, hardware stores;
- ~~(20)~~ ~~(13)~~ 444190, other building material dealers;
- ~~(21)~~ ~~(14)~~ 444210, outdoor power equipment stores;
- ~~(22)~~ ~~(15)~~ 444220, nursery, garden center, and farm supply stores;
- ~~(23)~~ ~~(16)~~ 445110, supermarkets and other grocery (except convenience) stores;
- ~~(24)~~ ~~(17)~~ 445120, convenience stores;
- ~~(25)~~ ~~(18)~~ 445210, meat markets;
- ~~(26)~~ ~~(19)~~ 445220, fish and seafood markets;
- ~~(27)~~ ~~(20)~~ 445230, fruit and vegetable markets;
- ~~(28)~~ ~~(21)~~ 445291, baked goods stores;
- ~~(29)~~ ~~(22)~~ 445292, confectionery and nut stores;
- ~~(30)~~ ~~(23)~~ 445299, all other specialty food stores;
- ~~(31)~~ ~~(24)~~ 445310, beer, wine, and liquor stores;
- ~~(32)~~ ~~(25)~~ 446110, pharmacies and drug stores;
- ~~(33)~~ ~~(26)~~ 446120, cosmetics, beauty supplies, and perfume stores;
- ~~(34)~~ ~~(27)~~ 446130, optical goods stores;
- ~~(35)~~ ~~(28)~~ 446191, food (health) supplement stores;
- ~~(36)~~ ~~(29)~~ 446199, all other health and personal care stores;
- ~~(30)~~ 447110, gasoline stations with convenience stores;
- ~~(31)~~ 447190, other gasoline stations;
- ~~(37)~~ ~~(32)~~ 448110, men's clothing stores;
- ~~(38)~~ ~~(33)~~ 448120, women's clothing stores;

- ~~(39)~~ (34) 448130, children's and infant's clothing stores;
- ~~(40)~~ (35) 448140, family clothing stores;
- ~~(41)~~ (36) 448150, clothing accessories stores;
- ~~(42)~~ (37) 448190, other clothing stores;
- ~~(43)~~ (38) 448210, shoe stores;
- ~~(44)~~ (39) 448310, jewelry stores;
- ~~(45)~~ (40) 448320, luggage and leather goods stores;
- (41) 451110, sporting goods stores;
- (42) 451120, hobby, toy, and game stores;
- (43) 451130, sewing, needlework, and piece goods stores;
- (44) 451140, musical instrument and supplies stores;
- ~~(46)~~ (45) 451211, book stores;
- ~~(47)~~ (46) 451212, news dealers and newsstands;
- ~~(48)~~ 451220, ~~prerecorded tape, compact disc, and record stores~~;
- ~~(49)~~ (47) 452111, department stores (except discount department stores);
- ~~(50)~~ (48) 452112, discount department stores;
- ~~(51)~~ (49) 452910, warehouse clubs and supercenters;
- ~~(52)~~ (50) 452990, all other general merchandise stores;
- ~~(53)~~ (51) 453110, florists;
- ~~(54)~~ (52) 453210, office supplies and stationery stores;
- ~~(55)~~ (53) 453220, gift, novelty, and souvenir stores;
- ~~(56)~~ (54) 453310, used merchandise stores;
- ~~(57)~~ (55) 453910, pet and pet supplies stores;
- ~~(58)~~ (56) 453920, art dealers;
- ~~(59)~~ (57) 453930, manufactured (mobile) home dealers;
- ~~(60)~~ (58) 453991, tobacco stores;
- ~~(61)~~ (59) 453998, all other miscellaneous store retailers (except tobacco stores);

Exempt Rules

- ~~(62)~~ (60) 454111, electronic shopping;
- ~~(63)~~ (61) 454112, electronic auctions;
- ~~(64)~~ (62) 454113, mail-order houses;
- ~~(65)~~ (63) 454210, vending machine operators;
- ~~(66)~~ 454311, heating oil dealers;
- ~~(67)~~ 454312, liquefied petroleum gas (bottled gas) dealers;
- ~~(68)~~ 454319, other fuel dealers; and
- ~~(64)~~ (64) 454310, fuel dealers; and
- ~~(69)~~ (65) 454390, other direct selling establishments.

F. Transportation and warehousing:

[For text of subitems (1) to (5), see M.R.]

- ~~(6)~~ (6) 482111, line-haul railroads;
- ~~(7)~~ (7) 482112, short line railroads;
- ~~(6)~~ (8) 483111, deep sea freight transportation;
- ~~(7)~~ (9) 483112, deep sea passenger transportation;
- ~~(8)~~ (10) 483113, coastal and great lakes freight transportation;
- ~~(9)~~ (11) 483114, coastal and great lakes passenger transportation;
- ~~(10)~~ (12) 483211, inland water freight transportation;
- ~~(11)~~ (13) 483212, inland water passenger transportation;
- ~~(12)~~ (14) 484110, general freight trucking, local;
- ~~(13)~~ (15) 484121, general freight trucking, long-distance, truckload;
- ~~(14)~~ (16) 484122, general freight trucking, long-distance, less than truckload;
- ~~(15)~~ (17) 484210, used household and office goods moving;
- ~~(16)~~ (18) 484220, specialized freight (except used goods) trucking, local;
- ~~(17)~~ (19) 484230, specialized freight (except used goods) trucking, long-distance;
- ~~(18)~~ (20) 485111, mixed mode transit systems;
- ~~(19)~~ (21) 485112, commuter rail systems;
- ~~(20)~~ (22) 485113, bus and other motor vehicle transit systems;

- ~~(21)~~ (23) 485119, other urban transit systems;
- ~~(22)~~ (24) 485210, interurban and rural bus transportation;
- ~~(23)~~ (25) 485310, taxi service;
- ~~(24)~~ (26) 485320, limousine service;
- ~~(25)~~ (27) 485410, school and employee bus transportation;
- ~~(26)~~ (28) 485510, charter bus industry;
- ~~(27)~~ (29) 485991, special needs transportation;
- ~~(28)~~ (30) 485999, all other transit and ground passenger transportation;
- ~~(29)~~ (31) 486110, pipeline transportation of crude oil;
- ~~(30)~~ (32) 486210, pipeline transportation of natural gas;
- ~~(31)~~ (33) 486910, pipeline transportation of refined petroleum products;
- ~~(32)~~ (34) 486990, all other pipeline transportation;
- ~~(33)~~ (35) 487110, scenic and sightseeing transportation, land;
- ~~(34)~~ (36) 487210, scenic and sightseeing transportation, water;
- ~~(35)~~ (37) 487990, scenic and sightseeing transportation, other;
- ~~(36)~~ (38) 488111, air traffic control;
- ~~(37)~~ (39) 488119, other airport operations;
- ~~(38)~~ (40) 488190, other support activities for air transportation;
- ~~(39)~~ (41) 488210, support activities for rail transportation;
- ~~(40)~~ (42) 488310, port and harbor operations;
- ~~(41)~~ (43) 488320, marine cargo handling;
- ~~(42)~~ (44) 488330, navigational services to shipping;
- ~~(43)~~ (45) 488390, other support activities for water transportation;
- ~~(44)~~ (46) 488410, motor vehicle towing;
- ~~(45)~~ (47) 488490, other support activities for road transportation;
- ~~(46)~~ (48) 488510, freight transportation arrangement;
- ~~(47)~~ (49) 488991, packing and crating;

Exempt Rules

~~(48)~~ (50) 488999, all other support activities for transportation;

~~(49)~~ (51) 491110, postal service;

~~(50)~~ (52) 492110, couriers;

~~(51)~~ (53) 492210, local messengers and local delivery;

~~(52)~~ (54) 493110, general warehousing and storage;

~~(53)~~ (55) 493120, refrigerated warehousing and storage;

~~(54)~~ (56) 493130, farm product warehousing and storage; and

~~(55)~~ (57) 493190, other warehousing and storage.

[For text of item G, see M.R.]

H. Health care and social assistance:

~~(1)~~ 621610, ~~home health care services~~;

~~(2)~~ (1) 622110, general medical and surgical hospitals;

~~(3)~~ (2) 622210, psychiatric and substance abuse hospitals;

~~(4)~~ (3) 622310, specialty (except psychiatric and substance abuse) hospitals;

~~(5)~~ (4) 623110, nursing care facilities;

~~(6)~~ (5) 623210, residential mental retardation facilities;

~~(7)~~ (6) 623220, residential mental health and substance abuse facilities;

~~(8)~~ (7) 623311, continuing care retirement communities;

~~(9)~~ (8) 623312, homes for the elderly; and

~~(10)~~ (9) 623990, other residential care facilities.

[For text of item I, see M.R.]

J. Accommodation and food services:

[For text of subitems (1) to (5), see M.R.]

~~(6)~~ 721214, recreational and vacation camps (except campgrounds); and

~~(7)~~ 721310, rooming and boarding houses;

~~(8)~~ 722310, ~~food service contractors~~;

~~(9)~~ 722320, ~~caterers~~;

~~(10)~~ 722330, ~~mobile food services~~; and

~~(11)~~ 722410, ~~drinking places (alcoholic beverages)~~.

K. Other services, except public administration:

- (1) 811111, general automotive repair;
- (2) 811112, automotive exhaust system repair;
- (3) 811113, automotive transmission repair;
- (4) 811118, other automotive mechanical and electrical repair and maintenance;
- (5) 811121, automotive body, paint, and interior repair and maintenance;
- (6) 811122, automotive glass replacement shops;
- (7) 811191, automotive oil change and lubrication shops;
- (8) 811192, car washes;
- (9) 811198, all other automotive repair and maintenance;
- (10) 811211, consumer electronics repair and maintenance;
- (11) 811212, computer and office machine repair and maintenance;
- (12) 811213, communication equipment repair and maintenance;
- (13) 811219, other electronic and precision equipment repair and maintenance;
- (14) 811310, commercial and industrial machinery and equipment (except automotive and electronic) repair and maintenance;
- (15) 811411, home and garden equipment repair and maintenance;
- (16) 811412, appliance repair and maintenance;
- (17) 811420, reupholstery and furniture repair;
- (18) 811430, footwear and leather goods repair; and
- (19) 811490, other personal and household goods repair and maintenance.

~~K~~L. Public administration:

- (1) 922110, courts;
- (2) 922120, police protection;:
- (3) 922130, legal counsel and prosecution;
- (4) 922140, correctional institutions;
- (5) 922150, parole offices and probation offices;
- (6) 922160, fire protection;
- (7) 922190, other justice, public order, and safety activities;

Exempt Rules

- (8) 923110, administration of education programs;
- (9) 923120, administration of public health programs;
- (10) 923130, administration of human resource programs (except education, public health, and veterans affairs programs);
- (11) 923140, administration of veterans affairs;
- (12) 924110, administration of air and water resources and solid waste management programs;
- (13) 924120, administration of conservation programs;
- (14) 925110, administration of housing programs;
- (15) 925120, administration of urban planning and community and rural development;
- (16) 926110, administration of general economic programs;
- (17) 926120, regulation and administration of transportation programs;
- (18) 926130, regulation and administration of communications, electric, gas, and other utilities;
- (19) 926140, regulation of agricultural marketing and commodities;
- (20) 926150, regulation, licensing, and inspection of miscellaneous commercial sectors;
- (21) 927110, space research and technology;
- (22) 928110, national security; and
- (23) 928120, international affairs.

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: Sale of Surplus Wolf Licenses

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 rule is *Minnesota Statutes*, sections 97B.601, 97B.603, 97B.605, 97B.647.

The conditions that do not allow compliance with *Minnesota Statutes*, sections 97A.0451 to 97A.0459, are that redistribution of licenses for the inaugural wolf season will be subject to modification on an annual basis as the Department of Natural Resources refines the manner by which the season is conducted.

Dated: October 2, 2012

Tom Landwehr, Commissioner
Department of Natural Resources

6234.2105 TAKING WOLF.

[For text of subps 1 to 3, see 37 SR 279]

Subp. 4. Application procedures for wolf license.

[For text of items A to E, see 37 SR 279]

F. A person selected through the wolf permit drawing must purchase the license no later than ~~the day prior to the start of the season for which the applicant is selected;~~ October 24 if selected for the early season or November 15 if selected for late season hunting or late season trapping. Any licenses not purchased by the deadlines shall be issued following the procedures in item G.

G. Wolf licenses that are not purchased by the deadlines described in item F shall be offered for sale as follows:

(1) unsuccessful wolf license applicants may purchase unsold wolf licenses on a first-come, first-served basis beginning at 12:00 p.m. on October 29 for the early season and beginning at 12:00 p.m. on November 19 for late season hunting and late season trapping. An eligible person must apply individually and in person at an ELS-POS (point of sale) agent location or individually through the ELS-Internet or ELS-Telephone system to obtain a remaining license; and

(2) any remaining available licenses not purchased by unsuccessful applicants may then be sold to any eligible person on a first-come, first-served basis beginning at 12:00 p.m. on November 1 for the early season and beginning at 12:00 p.m. on November 21 for late season hunting and late season trapping. An individual may purchase one wolf license annually.

~~G. H.~~ All applicants must furnish proof of a current or previous year hunting license as required by *Minnesota Statutes*, section 97B.647, subdivision 6, and as specified in the application instructions.

[For text of subps 5 to 13, see 37 SR 279]

EFFECTIVE PERIOD. The expedited emergency amendments to *Minnesota Rules*, part 6234.2105, expire February 1, 2013.

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.

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Minnesota Department of Health (MDH)

Division of Health Policy

Notice of Adoption of Revised Rule, Minnesota Uniform Companion Guide for the Implementation of the ASC X12N/005010X279A1 Health Care Eligibility Benefit Inquiry and Response (270/271) version 6.0

Introduction. Notice is hereby given that the Minnesota Department of Health (MDH) has adopted version 6.0 of the *Minnesota Uniform Companion Guide for the Implementation of the ASC X12N/005010X279A1 Health Care Eligibility Benefit Inquiry and Response (270/271)*, hereinafter referred to as *MUCG 270/271*.

Description of the Rules. *Minnesota Statutes, section 62J.536*, requires the Minnesota Commissioner of Health, in consultation with the Minnesota Administrative Uniformity Committee (AUC), to promulgate rules pursuant to section 62J.61 establishing and requiring group purchasers, clearinghouses, and health care providers to exchange specified health care administrative transactions electronically, using the applicable single, uniform companion guide adopted by the Commissioner of Health. Under *Minnesota Statutes, section 62J.61*, the Commissioner of Health is exempt from chapter 14, including section 14.386, in implementing sections 62J.50 to 62J.54, subdivision 3, and 62J.56 to 62J.59.

Technical Changes and Updates to Previously Adopted Rule. The Commissioner of Health, in consultation with the AUC and its Technical Advisory Groups (TAGs) determined that it was necessary to make revisions to the *MUCG (270/271)* rule previously adopted in the *Minnesota State Register*, Volume 35, Number 47, May 23, 2011, page 1816. The previously adopted *MUCG (270/271)* was "version 4.0." A proposed new version of the rule, "version 5.0," was announced in the *Minnesota State Register*, Volume 37, Number 6, August 6, 2012, page 205 and was made available for a 30 day public comment period. The public comment period concluded on September 6, 2012. The public comments were reviewed and changes were made to version 5.0. Version 6.0 incorporates and adopts into rule the changes from version 4.0 to version 5.0., as well as subsequent changes to version 5.0.

Because the Commissioner of Health has determined that it is unduly cumbersome to publish the entire text of the rule, the Commissioner is publishing this notice of the proposed revision to the adopted rules.

Version 6.0 describes the data content and other transaction specific characteristics of the *ASC12/005010X279A1 Health Care Eligibility Benefit Inquiry and Response (270/271)*, hereinafter referred to as *005010X279A1*, for use by entities subject to *Minnesota Statutes, section 62J.536*.

Version 6.0 of the *MUCG (270/271)*:

- Is to be used in conjunction with all applicable Minnesota and federal regulations, including 45 CFR Parts 160, 162, and 164 (HIPAA Administrative Simplification, including adopted federal operating rules) and related ASC X12N and retail pharmacy specifications (ASCX12N and NCPDP implementation specifications);
- Will supplement, but will not otherwise modify, the *005010X279A1* in a manner that will make its implementation by users to be out of compliance;
- Must be appropriately incorporated by reference and/or the relevant transaction information must be displayed in any companion guides provided by entities subject to *Minnesota Statutes*, section 62J.536. In particular, the applicable information in the adopted rule must be appropriately incorporated by reference and/or displayed in companion guides of covered entities to meet requirements of CFR 45 § 162.1203 for companion guide compliance with “Phase I CORE 152: Eligibility and Benefit Real Time Companion Guide Rule, version 1.1.0, March 2011, and CORE v5010 Master Companion Guide Template. (Incorporated by reference in § 162.920).”

Modifications. Version 6.0 was developed to improve the clarity and readability of the rule. As a result, the organization, content, and appearance of version 6.0 of the *MUCG (270/271)* are different than the most recently adopted version (version 4.0).

The following modifications to version 4.0 of the *MUCG (270/271)* were proposed in version 5.0 and are being adopted in version 6.0, as summarized below.

- The title page through section 4.5.2 in version 4.0 have been reorganized, revised, and in many cases shortened to provide greater clarification, ease of use, and to reflect changes in the data content tables of the rule. In some cases, sections that appeared in version 4.0 were subsequently considered to be redundant or no longer necessary, and were not included in version 6.0.
- The data content tables in sections 5.2 and 6.2 of version 4.0 have been considerably shortened and moved to sections 4.2 and 5.2 of version 6.0 as a result of:
 - o An overall reorganization of the *MUCG (270/271)*;
 - o Deleting references to and explanations of the designation “Not Considered for Processing (NCFP);” and,
 - o Listing only those loops, segments, and elements for which there are clarifications and/or instructions that are different than the *005010X279A1*.
- Appendices with examples in version 4.0 have been deleted from version 6.0.
- Other grammatical, technical, and formatting revisions were made in version 6.0 to improve readability, organization, and ease of use.

In addition, version 6.0 also corrects the instructions for obtaining copies of the *005010X279A1* reference document and includes a permission statement to use ASC X12 copyrighted materials.

How to Obtain the version 6.0 MUCG (270-271). A free copy of the revised rule as described above is available for viewing or downloading on the World Wide Web at: <http://www.health.state.mn.us/asa/>. Persons who wish to obtain a paper copy should contact Judy Edwards, Minnesota Department of Health, at:

- Minnesota Department of Health
P.O. Box 64882
St. Paul, MN 55164-0822
- **Phone:** (651) 201-3578 (voice) or (651) 201-3830 (fax); or
- **E-mail:** Judy.Edwards@state.mn.us (**email is preferred**).

Dated: October 15, 2012

Edward P. Ehlinger, MD, MSPH, Commissioner
Minnesota Department of Health
P.O. Box 64975
St. Paul, MN 55164-0975

Official Notices

Department of Human Services (DHS)

Health Care Administration

Request for Comments on Proposed Amendments to the Prepaid Medical Assistance Project Plus (PMAP+) Section 1115 Medicaid Waiver

DHS is announcing a 30-day comment period on proposed amendments to the Prepaid Medical Assistance Project Plus (PMAP+) Section 1115 Medicaid waiver, from October 8, 2012 to November 7, 2012. Under the PMAP+ waiver, the State has had the authority to provide Medical Assistance (MA) and MinnesotaCare services to people who would not otherwise have been eligible.

Several amendments to the current PMAP+ waiver are being sought as a result of actions taken by the 2011 and 2012 Minnesota Legislatures, including the creation of the Healthy Minnesota Contribution Program for adults without children with incomes from 200 percent and up to 250 percent of the federal poverty guidelines.

Following the comment period, DHS will submit the required PMAP+ waiver amendment request to the Centers for Medicare & Medicaid Services (CMS). A copy of the amendment request can be found at www.dhs.state.mn.us/PMAPwaiver. To request a paper copy of the amendment request, please contact Quitina Cook at (651) 431-2191. Written comments may be submitted via postal mail to the address below or to the following email mailbox: Section1115WaiverComments@state.mn.us.

DHS would like to be able to provide copies of comments received in a format that is accessible for people with disabilities. Therefore, please submit comments in Microsoft Word format or incorporated within the email text. If you would also like to provide a signed copy of the comment letter, you may submit a second copy in Adobe PDF format or mail it to the address below. Comments must be received by November 7, 2012.

Scott Leitz
Interim Medicaid Director
Minnesota Department of Human Services
P.O. Box 64998
St. Paul, Minnesota 55164

In addition to the opportunity to submit written comments during the 30-day public comment period, public hearings will be held to provide stakeholders and other interested people the opportunity to comment on the waiver amendments. If you would like to attend a hearing in person, the time and location for the two public hearings are provided below. If you would like to attend a hearing via telephone, please send an email request to Section1115WaiverComments@state.mn.us to obtain the call-in information. If you plan to testify by telephone or in person, please send an email to Section1115WaiverComments@state.mn.us. Please contact DHS at Section1115WaiverComments@state.mn.us if you have a disability and require a reasonable accommodation to fully and equally participate in the public hearings.

Public Hearing #1

Date: Wednesday, October 24, 2012
Time: 1:00 – 4:00 pm
Location: DHS, Elmer L. Andersen Human Services Building, Room 2370, 540 Cedar St., St. Paul, MN 55164.

Public Hearing #2

Date: Friday, October 26, 2012
Time: 9:00 am - Noon
Location: MDH, Snelling Office Park, Mississippi Room, 1645 Energy Park Drive, St. Paul, MN 55104.

**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 aggregate 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 state MAC or the estimated acquisition cost determined using wholesale acquisition cost, plus a dispensing fee; or 2) the submitted usual and customary charge to the general public.

No earlier than Oct 16, 2012 the Department may add the following outpatient prescribed drugs to the state MAC list:

Drug Name

Valsartan
Tolterodine
Rizatriptan

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 \$36,000.00 for State Fiscal Year 2013 (July 1, 2012 through June 30, 2013).

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

Official Notices

Metropolitan Council

Notice of Public Hearing on Burnsville Interceptor Improvements Project Draft Facility Plan

**Burnsville City Hall (Council Chambers)
100 Civic Center Parkway
Burnsville, Minnesota
Thursday, November 15, 2012
6:30 p.m.**

The Metropolitan Council will hold a public hearing to inform the public about and accept comments on its Draft Facility Plan for the Burnsville Interceptor Improvements Project (MCES Project No. 809058). The Draft Facility Plan for this project, prepared by the Metropolitan Council's Environmental Services Division (MCES), outlines alternatives studied and the resulting recommendations for improving the Burnsville Interceptor, the regional sanitary sewer that serves the cities of Burnsville and Savage and a portion of Lakeville.

The interceptor improvements would be scheduled for late 2013 and 2014. They would include installing linings inside approximately 5 miles of the existing sanitary sewer and rehabilitating maintenance holes as needed. The segment of the Burnsville Interceptor to be improved is approximately one-half to 1 mile south of the Minnesota River, and extends from Interstate 35W in Burnsville to approximately 1 mile east of Highway 77 (Cedar Ave.) in Eagan. The rehabilitation will serve to maintain and improve the integrity of these regional sanitary sewer facilities, reduce infiltration and inflow, and improve system reliability.

Copies of the Draft Facility Plan for the Burnsville Interceptor Improvements Project are available at:

- Burnsville City Hall, 100 Civic Center Parkway, Burnsville
- Burnhaven Library, 1101 W. County Road 42, Burnsville
- Metropolitan Council Public Information, 390 Robert St. N., St. Paul
- Metropolitan Council Website, www.metrocouncil.org/environment/ESReports

All interested persons are encouraged to attend the public hearing and provide comments. You also may submit comments, which must be **received** by the Metropolitan Council no later than November 26, 2012:

- Send written comments to: Tim O'Donnell at Metropolitan Council Environmental Services, 390 Robert St. N., St. Paul, MN 55101-1805
- Fax comments to: Tim O'Donnell at (651) 602-1477
- Record comments on: Metropolitan Council Public Comment Line at (651) 602-1500
- E-mail comments to: public.info@metc.state.mn.us
- Send TTY comments to 651-291-0904

Upon request, the Council will provide reasonable accommodations to persons with disabilities at the public hearing. Please submit such requests to Tim O'Donnell via mail or fax (see above) or by phone at (651) 602-1269 before November 8, 2012.

Metropolitan Council

Notice of Public Hearing on Minneapolis Interceptor Rehabilitation Phase 2 Project Draft Facility Plan

**Lake Nokomis Community Center
2401 E. Minnehaha Parkway
Minneapolis, Minnesota
Monday, November 19, 2012
6:30 p.m.**

The Metropolitan Council will hold a public hearing to inform the public about and accept comments on its Draft Facility Plan for the Minneapolis Interceptor Rehabilitation Phase 2 Project (MCES Project No. 807625). The Draft Facility Plan for this project, prepared by

the Metropolitan Council's Environmental Services Division (MCES), outlines alternatives studied and the resulting recommendations for rehabilitating MCES's Interceptor 1-MN-344 in south Minneapolis and seven regulators (wastewater flow control structures) in Minneapolis.

The interceptor rehabilitation would be scheduled in various stages in 2013-2015. The work would include:

- Replacement of approximately 1,200 feet of Interceptor 1-MN-344 north of Minnehaha Parkway between Minnehaha Creek and Minnehaha Ave. in southeast Minneapolis.
- Reconstruction of the regulator on the west side of Minnehaha Creek, north of Minnehaha Parkway.
- Rehabilitation of approximately 14,000 feet of Interceptor 1-MN-344, generally south of Lake Harriet between France Ave. and Freemont Ave. in southwest Minneapolis, by installing a cured-in-place lining inside the existing sewer.
- Rehabilitation of six other regulators in Minneapolis (one in downtown Minneapolis and five along the Mississippi River between 26th St. and Lake St.).

The rehabilitation will serve to maintain and improve the integrity of these regional sanitary sewer facilities, minimize overflows that could pose a threat to public safety and health, and improve system reliability.

Copies of the Draft Facility Plan for the Minneapolis Interceptor Rehabilitation Phase 2 Project are available at:

- Minneapolis Public Works Department, Minneapolis City Hall, Room 127, 350 S. 5th St., Minneapolis
- Nokomis Library, 5100 34th Ave. S., Minneapolis
- Metropolitan Council Public Information, 390 Robert St. N., St. Paul
- Metropolitan Council Website, www.metrocouncil.org/environment/ESReports

All interested persons are encouraged to attend the public hearing and provide comments. You also may submit comments, which must be **received** by the Metropolitan Council no later than November 29, 2012:

- Send written comments to: Tim O'Donnell at Metropolitan Council Environmental Services, 390 Robert St. N., St. Paul, MN 55101-1805
- Fax comments to: Tim O'Donnell at (651) 602-1477
- Record comments on: Metropolitan Council Public Comment Line at (651) 602-1500
- E-mail comments to: public.info@metc.state.mn.us
- Send TTY comments to (651) 291-0904

Upon request, the Council will provide reasonable accommodations to persons with disabilities at the public hearing. Please submit such requests to Tim O'Donnell via mail or fax (see above) or by phone at (651) 602-1269 before November 12, 2012.

Minnesota Department of Natural Resources (DNR) Division of Ecological and Water Resources REQUEST FOR COMMENTS on Possible Amendment to Rules Relating to Falconry, *Minnesota Rules*, chapter 6238

Subject of Rules. The Minnesota Department of Natural Resources requests comments on its possible amendment to rules relating to falconry and raptor propagation permits. *Minnesota Rules*, part 6238.0100, subpart 4, defines "falconry" as the taking of quarry by means of a trained raptor, and *Minnesota Rules*, part 6238.0100, subpart 6a, defines a "propagation permit" as a permit issued under part 6238.0200, subpart 1b, to breed and raise raptors in captivity. The Department is considering rule amendments that revise the Minnesota falconry and raptor propagation regulations to, at a minimum, conform to federal regulations, a requirement in federal falconry regulations in order to maintain a state falconry program.

Current Minnesota falconry and propagation regulations will be restructured to conform to the federal regulation requirements, while maintaining most of the current Minnesota standards. In order to conform to the federal regulations, language will be added into the current Minnesota regulations such as the permit requirement of signed statements, but in some instances, federal language will be adopted through the removal of state language or omission of state language. These instances will include facilities and equipment standards, eagle permits, and the use of falconry birds in abatement, rehabilitation, and education. In cases where the federal regulations leave permission up to

Official Notices

individual states, language will be included to clarify Minnesota standards. Such cases include part-year residents, hacking, and propagator take of wild raptors. Several areas of state regulation are proposed to become less restrictive than current regulations. These include reducing the age of falconers from 14 to 12 by creating a Junior Apprentice class, increasing the number of birds a master falconer may possess from 3 to 5 (wild caught possession will remain 3), and use of falconry raptors in propagation. Several areas of state regulations are proposed to become more restrictive than current regulations. These primarily include issues relating to non-native and hybrids species and to the raptor propagation program which has grown since the current regulations were initiated. The proposed propagation permit changes include language that will help structure the program. The proposed rules may also include topics or details other than those listed in this summary.

Persons Affected. The amendment to the rules would likely affect falconers and raptor propagators. Bird enthusiasts may also be interested in these rules.

Statutory Authority. *Minnesota Statutes*, section 97A.401, requires the Department to prescribe conditions and authorizes the Department to issue permits for persons to breed, propagate, and sell raptors. *Minnesota Statutes*, section 97A.418, authorizes the Department to: (1) issue a permit with reasonable conditions; and (2) deny, modify, suspend, or revoke a permit for cause, including violation of the game and fish laws or rules adopted thereunder in accordance with criteria and procedures established in rules adopted by the commissioner. Other applicable statutes include: 84D.06, 84D.08, 97A.025, 97A.045, and 97B.105.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until 4:30 p.m. on Thursday, November 15, 2012. The Department will not publish a notice of intent to adopt the rules until more than 60 days have elapsed from the date of this request for comments. The Department has already consulted with an advisory committee on the possible rules.

Rules Drafts. The Department is drafting possible rule amendments. A copy of the rules draft is posted on the department's website at <http://www.dnr.state.mn.us/input/rules/rulemaking.html>.

Agency Contact Person. Written comments, questions, requests to receive a draft of the rules, and requests for more information on these possible rules should be directed to: Heidi Cyr at Department of Natural Resources, (651) 259-5107, (651) 296-1811, and **e-mail:** heidi.cyr@state.mn.us. TTY users may call the Department at (651) 296-5484 or 1-800-657-3929.

Alternative Format. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request, please contact the agency contact person at the address or telephone number listed above.

NOTE: Comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge if and when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after they are proposed. If you submitted comments during the development of the rules and you want to ensure that the Administrative Law Judge reviews the comments, you should resubmit the comments after the rules are formally proposed.

September 27, 2012

Tom Landwehr, Commissioner
Department of Natural Resources

State Office of the Ombudsman for Mental Health and Developmental Disabilities Notice of Advisory Committee Meeting 18 October 2012

The Ombudsman for MHDD Advisory Committee will hold a meeting from 9:00 a.m. to 12:00 p.m. on October 18, 2012. The meeting will be held in Suite 420 Metro Square Bldg., 121 - 7th Place East, St. Paul. Please RSVP to Angela at (651) 757-1800.

**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 August 7, 2012 until October 6, 2012:

- 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
- Danner Environmental, 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 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.

Grant Funds and Loans

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:

- **Word Search Capability**
- **LINKS, LINKS, LINKS**
- **Easy Access to *State Register* Archives**
- **Updates to Index to Vol. 31**
- **"Contracts & Grants" Open for Bid**
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- **E-mailed to you . . . its so easy**
- **Indexes to Vols. 31, 30, 29, 28 and 27**

It's all E-mailed to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Loretta J. Diaz, our subscriptions manager, at **phone:** (651) 297-8777, or **fax:** (651) 297-8260, or **e-mail:** loretta.diaz@state.mn.us

Department of Employment and Economic Development (DEED) Notice of Availability of Contract for *Pay for Success Pilot Project Outcome Validator*

The Minnesota Department of Employment and Economic Development is requesting proposals to secure the services of a highly qualified **Outcome Validator** to enter into a partnership agreement with the Minnesota Department of Employment and Economic Development (DEED) as required under a U.S. Department of Labor / Employment and Training Administration funding opportunity. A copy of the Solicitation for Grant Awards will be included with the Request for Proposal package.

Work is expected to start after the final award of funds through the Department of Labor's Employment and Training Administration. Expected award dates are March 2013 at the earliest and September 2013 at the latest.

A Request for Proposals will be available from this office through November 7, 2012. **A written request (by direct mail or e-mail) is required to receive the Request for Proposal.**

The Request for Proposal can be obtained from:

Connie J. Christenson
Minnesota Department of Employment and Economic Development
Office of Innovation and Strategic Alliances
E200 First National Bank Building
332 Minnesota Street
St. Paul, MN 55101
E-mail: Connie.christenson@state.mn.us

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than November 7, 2012 by 4:00 p.m. CST. **Late proposals will NOT be considered.** Electronically submitted proposals will **NOT** be considered.

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 Historical Society (MHS)

Grants Office

Notice to Solicit Nominees to Historic Resources Advisory Committee

The Minnesota Historical Society seeks candidates for service on the Historic Resources Advisory Committee (HRAC). Committee members provide policy and grant-making guidance for the Minnesota Historical and Cultural Heritage Grants program, funded by the Legacy Amendment's Arts and Cultural Heritage Fund. HRAC members also make recommendations to the Society's Executive Council regarding the awarding of Minnesota Historical and Cultural Heritage grants.

The Arts and Cultural Heritage Fund (ACHF) is one of four funds created by the Legacy Amendment, passed by voters in November 2008. For the current biennium (2012-2013), the Minnesota Legislature appropriated \$24.1 million from the Arts and Cultural Heritage Fund to the Minnesota Historical Society, including \$10.5 million for Minnesota Historical and Cultural Heritage grants to be awarded during the biennium. Expectations are high for what these grants can accomplish across Minnesota – they are supporting projects of enduring value for the cause of history and historic preservation.

The Minnesota Historical Society administers the competitive Minnesota Historical and Cultural Heritage Grants program and appoints members to the Historic Resources Advisory Committee. Legislation specifies that the committee have balanced statewide membership and include representatives of local, county and statewide historic and cultural organizations and programs. It further requires that the committee include, but is not limited to, members representing the interests of historic preservation, local history, archaeology, archival programs and other cultural programs related to the history of Minnesota.

The anticipated time commitment for Historic Resources Advisory Committee (HRAC) members is substantial. There are six appointments available for two-year terms. HRAC appointments are expected to be made in December with at least two grant cycles anticipated in the next biennium which begins after July 1, 2013. HRAC work requires extensive reading prior to meetings and the ability to meet during the work week to hear public input and to deliberate on award recommendations.

To be considered, please send:

- 1) a letter of interest specifying your qualifications for serving on the HRAC
- 2) a brief resume
- 3) contact information for two references

Nomination packages should not exceed 5 pages and are due no later than November 9, 2012.

Please send to:

Grants Office
Historic Resources Advisory Committee
Minnesota Historical Society
345 Kellogg Blvd. W.
St. Paul, MN 55102
or mnshpo@mnhs.org.

Department of Labor and Industry (DLI)

Workplace Safety Consultation Unit

Notice of Safety Grants for Employers

The Department of Labor and Industry (DLI) announces continuation of its safety hazard abatement matching grant program under *Minnesota Statutes*, section 79.253, and *Minnesota Rules*, parts 5203.0010 through 5203.0070. Employers covered by workers' compensation insurance, and those approved as self-insured employers, are eligible to apply for safety/health matching grants to abate safety hazards in their workplace. The safety/health hazards must have been identified in an on-site survey conducted by one of the following:

- 1) MNOSHA safety/health investigator,
- 2) DLI Workplace Safety Consultation safety/health consultant,

State Grants & Loans

- 3) in-house employee safety/health committee,
- 4) workers' compensation underwriter,
- 5) private safety/health consultant or
- 6) a person under contract with the Assigned Risk Plan.

The on-site safety/health survey must have resulted in specifically recommended safety and/or health practices or equipment, training for purchased equipment, and/or tuition reimbursement designed to reduce the risk of injury to employees. Costs eligible for program participation are all or part of the cost of purchasing and installing recommended safety/health equipment, training for purchased equipment, tuition reimbursement, the cost of operating or maintaining safety/health equipment, and/or the cost of purchasing or renting real property, if necessary, to meet criteria established by the on-site safety/health survey. Automobiles, weapons, or personnel costs, such as salary and benefits, will not be covered by these grants.

Whether we approve your grant application or not, does not diminish, delay, or absolve you of any obligation to abate hazards as required by law. No state funds will be distributed until all grant documents are signed by all parties and the safety grant project is completed, including payments for all items in the project. Costs incurred before all parties have signed the grant document must not rely on grant approval. Invoices dated prior to your fully executed grant agreement are not eligible for this program.

Grants are limited to a total maximum match of up to \$10,000 per project. The employer must provide at least \$1.00 (one dollar) in project costs for every dollar awarded. No grant will be awarded for more than half the amount of the approved project. Grant applications postmarked by the application deadline of December 15, 2012, and February 15, 2013, respectively, will be evaluated and processed so that grant contracts or denial letters will be issued within the two months following the application deadline.

Projects will be judged according to the criteria established by law. Priority will also be given to projects in areas that are the current focus of Minnesota OSHA compliance:

- Construction Industry; Residential fall protection equipment.
- Construction Industry; Tuck pointing and other industries dealing with silica.
- Service Industry; Window washing equipment.
- General Industry; Grain handling equipment.

An employer that has received a grant for a particular worksite will not be eligible to receive another grant for that worksite during the two years after the date of the award. All applicable information requested on the grant application form is required for grant approval. Missing information will result in your application being returned to you. Less than the requested amount may be awarded if program resources are insufficient to provide full assistance to all approved applicants and if the reduced grant could still achieve safety objectives

Applicants can download a revised safety grant application from <http://www.dli.mn.gov/WSC/Grants.asp> and can submit their applications at: Workplace Safety Consultation, Attention: Safety Grants Administrator, 443 Lafayette Road N., St. Paul, MN 55155; dli.grants@state.mn.us; or on-line at <http://www.dli.mn.gov/WSC/Grants.asp>. For further information, please contact the Safety Grants Administrator at (651) 284-5162, 1-800-731-7232 or e-mail at: dli.grants@State.MN.US.

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.

On-going State Contracts

The state spends \$2-3 billion a year on contracts. The *State Register* is one of the best ways to advertise your contracts - 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 each 1/10 of a page, you cannot go wrong.

Subscribers receive a list of **all current contracts and grants**, as well as LINKS to the *State Register*; Bookmarks, and a growing INDEX to each volume, including the current issue, and previous volumes. To view, open the *State Register* and click on BOOKMARKS in the left hand corner. Here's what you receive via e-mail:

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Department of Administration (Admin)

State Designer Selection Board Project No. 12-13

Request for Proposal (RFP) for Designer Selection for: Minnesota Department of Transportation, Addition and Renovations to the Existing MNDOT Eden Prairie Truck Station, Eden Prairie, Minnesota

The State of Minnesota, Department of Administration 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 Transportation website: www.dot.state.mn.us/consult click on "P/T Notices."

Proposals must be delivered to Kathy Grochowski, State Designer Selection Board, 309 Administration Building in Real Estate and Construction Services, 50 Sherburne Ave., St. Paul, MN 55155, (651) 201-2389, not later than 12:00 noon C.D.T., Tuesday, October 29, 2012. Late responses will not be considered.

Minnesota Department of Transportation 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.

State Contracts

Department of Administration (Admin)

State Designer Selection Board Project No. 12-14

Notice of Availability of Request for Proposal (RFP) for Designer Selection for Minnesota Department of Transportation, Addition and Renovations to the Existing MNDOT Crookston District 2B Headquarters, Crookston, Minnesota

The State of Minnesota, Department of Administration 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 Transportation website: www.dot.state.mn.us/consult click on "P/T Notices."

Proposals must be delivered to Kathy Grochowski, State Designer Selection Board, 309 Administration Building in Real Estate and Construction Services, 50 Sherburne Ave., St. Paul, MN 55155; phone: (651) 201-2389 not later than 12:00 noon C.D.T., Tuesday, November 13, 2012. Late responses will not be considered.

Minnesota Department of Transportation 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 State Colleges and Universities (MnSCU)

Bemidji State University

Notice of Request for Proposals for Owner's Representative Services for Business Building Addition and Renovation, for the Renovation of Memorial and Decker Halls, the Addition to Memorial Hall and the Demolition of Sanford and Maple Halls

NOTICE IS HEREBY GIVEN that Bemidji State University is requesting proposals for Owner's Representative Services (RFP) for the above mentioned Bemidji State University capital project. To receive a copy of the full RFP, please go to the following Bemidji State University website:

http://www.bemidjistate.edu/offices/procurement_logistics/rfps_bids/

Proposals are due by 4:00 p.m. CDT, Wednesday, November 7, 2012, and are to be addressed to Bill Maki, Bemidji State University #1, 1500 Birchmont Drive NE, Bemidji, MN 56601-2699.

Any questions should be in the form of an RFI and directed to Bill Maki at e-mail: wmaki@bemidjistate.edu

Late responses will not be considered.

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel the solicitation.

**Minnesota State Colleges and Universities (MnSCU)
Normandale Community College
Formal Request for Proposals for a Website Redesign Consultation**

Normandale Community College will receive proposals to assist in consultation for the college's website redesign.

To access our RFP, please visit our website:

<http://www.normandale.edu/rfp/marketing/resources/pdfs/Normandale-CC-Web-Redesign-RFP.pdf>

Proposals are due by 5:00 p.m., CDT, Monday, October 22, 2012. Send sealed proposals to:

Normandale Community College
Matthew Crawford, Dean of Enrollment and Marketing
Normandale Community College
9700 France Avenue South
Bloomington, MN 55431-4399

This notice and the Request for Proposal do not obligate the State of Minnesota, the Minnesota State Colleges and Universities system or Normandale Community College to award a contract and each reserves its right to withdraw from the RFP if it is considered to be in its best interest.

**Minnesota State Colleges and Universities (MnSCU)
Northland Community and Technical College
Request for a Computed Radiographic System for Northland Community and
Technical College**

NOTICE IS HEREBY GIVEN that Northland Community & Technical College Request for Proposal (RFP) for a Computed Radiographic System. The vendor selected will provide the necessary equipment and installation services for a complete Computed Radiographic System to be located at the East Grand Forks campus of Northland Community and Technical College. To receive a copy of the full RFP, please contact Deb King either by telephone (218) 793-2597 or e-mail at deb.king@northlandcollege.edu.

Proposals are due by 5:00 p.m. central time, Tuesday, October 23rd, 2012 and are to be addressed to Shannon Jesme, Northland Community and Technical College, 1011 Highway 1 East, Thief River Falls, MN 56701. Any questions should be directed to Deb King at e-mail deb.king@northlandcollege.edu. Late responses will not be considered.

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel the solicitation.

**Minnesota State Colleges and Universities (MnSCU)
St. Cloud Technical and Community College
Call for Bids for 2012/13 House Project Building Materials at Westwood Parkway,
Block 1 Lot 7**

NOTICE IS HEREBY GIVEN that sealed bids will be received by the St. Cloud Technical and Community College, 1540 Northway Drive, St. Cloud, Minnesota, until 2:00 P.M. Central Daylight Time, Tuesday, October 23, 2012, for the purchase of 2012/13 HOUSE PROJECT BUILDING MATERIALS at Westwood Parkway, 1134 Parkwood Loop according to specifications on file in the Business Office, Room 1-401, St. Cloud Technical and Community College, 1540 Northway Drive, St. Cloud, Minnesota. St. Cloud Technical and

State Contracts

Community College reserves the right to reject any or all bids, or portions thereof, or to waive any irregularities or informalities, in bid received.

Bids containing any alteration or erasure will be rejected unless initialed as required by law. Bids made in pencil will be rejected. Bids must be signed and dated.

It is understood that this is NOT a purchase order but a request for bid.

Specifications may be obtained from:

Susan Meyer
St. Cloud Technical and Community College
Business Office
Room 1-401
1540 Northway Drive
St. Cloud, MN
Phone: (320) 308-5973

The complete request for bid will be available on Monday, October 8, 2012, on the website <http://www.sctcc.edu/rfp>.

Minnesota State Colleges and Universities (MnSCU) Winona State University Request for Proposals to Provide Laptops/Mobile Devices

NOTICE IS HEREBY GIVEN that Winona State University is seeking proposals from vendors/manufacturers/resellers and/or financial/lending institutions to provide laptops or Ultra Light laptops, and iPad/Slates/Android devices and flexible leasing agreements. Approximately 4,200 laptops are ordered annually. In addition to the laptops or Ultra lights, WSU is considering ordering iPads, Slates, or Android devices.

There will be an interested vendor meeting at 1:30 p.m. CST on Tuesday, October 30, 2012, in Maxwell Hall, Room 158, on the Winona State campus. If vendors are unable to attend this meeting, they may attend via conference call.

Proposal specifications are available by contacting the Purchasing Department at PO Box 5838, 205 Somsen Hall, Winona, MN 55987 or via email to dbenz@winona.edu.

Sealed proposals must be received by Deb Benz, Purchasing Director, at Winona State University, PO Box 5838 or 175 West Mark Street, Somsen Hall 205, Winona, MN 55987 by 3:00 p.m. CST on Monday, November 19, 2012.

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

Department of Commerce Notice of Availability of Contract for Services to Upgrade TeamMate, a Major Application that Supports the Work of the Insurance Division of the Minnesota Department of Commerce

The Department of Commerce requires professional/technical services to assist with the upgrade and accompanying data migration of TeamMate (R8) to TeamMate R10. The upgrade is mandatory because TeamMate version 8.2.2 is no longer supported.

A Request for Proposals will be available by email from this office through November 12, 2012.

A written request (by e-mail) is required to receive the Request for Proposal.

The Request for Proposal can be obtained from:

Lynn Morgan
Minnesota Department of Commerce
85 – 7th Place East, Suite 500
St. Paul, MN 55101-2198
E-mail: lynn.morgan@state.mn.us

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above not later than Thursday, November 15, 2012 at 3:00 p.m., Central Time.

Late proposals will not be considered. Proposals submitted by fax will **not** be considered.

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.

Department of Commerce

Notice of Request of Information (RFI) for Evaluation of Mandated Health Benefits

The Minnesota Department of Commerce is requesting information regarding the cost and feasibility of a comprehensive evaluation of all mandated health benefits that, as of June 1, 2012, were required by a Minnesota statute or rule.

The Request for Information will be available by email from this office through November 12, 2012.

A written request (by e-mail) is required to receive a copy of the Request for Information.

The Request for Information can be obtained from:

John Reich
Minnesota Department of Commerce
E-mail: john.reich@state.mn.us

Responses are due by November 15, 2012 at 4:00 p.m., Central Time. Responses received after this date will be reviewed only as time permits.

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 Historical Society (MHS)

Request for Proposals for the Fabrication of Exhibit Casework

The Minnesota Historical Society is seeking bids from qualified and experienced contractors for the fabrication of exhibit casework for the Civil War exhibition to open March 2, 2013 at the History Center Museum in Saint Paul, MN. Approximately forty (40) wood cases with acrylic vitrines, based on detailed plans from MHS.

The Request for Proposals (which will also serve as the Project Manual) is available by emailing Mary Green Toussaint, Acting Contracting Officer, at mary.green-toussaint@mnhs.org.

State Contracts

MANDATORY PRE-BID INFORMATIONAL MEETING

A mandatory pre-bid informational meeting will be held at **10:00 A.M., Central (Local) Time, Tuesday, October 23, 2012**, beginning at the **Gallery "C" Concourse on the 3rd Floor** of the Minnesota History Center. The address is 345 Kellogg Boulevard West, St. Paul, Minnesota 55102. An agenda and map are included as part of this bid package.

All bids must be received no later than **2:00 P.M., Central (Local) Time, Thursday November 1, 2012**. Authorized agents for receipt of bids are Society staff located at the 1st Floor Information Desk of the Minnesota History Center. **Late bids will not be considered.**

Minnesota Department of Human Services (DHS)

Disability Services Division

Notice of Request for Proposals to Plan and Facilitate Meetings, and Report on Input from Counties, Tribes, and Stakeholders Regarding the Status of Disability and Aging Services in Minnesota

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is requesting proposals from interested, qualified consultants for services for the above referenced project.

Work is proposed to start Wednesday, January 2, 2013. For more information, or to obtain a copy of the Request for Proposal, contact:

Jennifer M. Strei
Department of Human Services
Disability Services Division
P.O. Box 64967
540 Cedar Street
St. Paul, MN 55155
Phone: (651) 431-2400
Fax: (651) 431-7563
E-mail: Jennifer.M.Strei@state.mn.us

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

Proposals submitted in response to this Request for Proposals must be received at the address above no later than **4:00 p.m., Central Time, Friday, November 9, 2012**. **Late proposals will NOT be considered.** Faxed or e-mailed proposals will **NOT** be considered.

The RFP can be viewed by visiting the Minnesota Department of Human Services RFP web site:

http://www.dhs.state.mn.us/main/id_000102

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 Management and Budget (MMB) Request for Proposal for Actuarial and Consulting Services

Minnesota Management and Budget (MMB) is soliciting proposals from qualified vendors for actuarial, insurance, employee benefits, and health risk management consulting services. The vendor chosen to provide these services will assist MMB and its State Employee Group Insurance Program (SEGIP), the Public Employees Insurance Program (PEIP) and the Health Solutions Program. The vendor chosen must comply with all applicable laws and administrative rules governing the operation of these programs, and all specifications of the Request for Proposal.

MMB anticipates a two-year contract with a negotiable implementation date in 2013. Extensions to the contract may be considered

by the state on a year-to-year basis to a total maximum contract period of five years.

This proposal does not obligate the agency to award a contract or complete the contract, or to spend the estimated dollar amount. The state reserves the right to cancel the solicitation if it is considered to be in its best interests.

Please e-mail your request for an RFP or any questions to the RFP Coordinator:

Mary Regnier
Minnesota Management and Budget
400 Centennial Office Building
658 Cedar Street
St. Paul, MN 55155
E-mail: *mary.regnier@state.mn.us*

All correspondence and questions must be submitted in writing via e-mail.

All proposals must be received at Minnesota Management and Budget by 4:00 p.m., Friday, November 30, 2012. Late responses, or responses filed by e-mail or fax, will not be considered.

Vendors must submit one (1) original and four (4) hard copies of the proposal as well as one electronic copy via e-mail to the RFP Coordinator. Vendors must also submit a cost proposal separately from the rest of the proposal in a separate, sealed envelope and clearly marked as such.

Personnel other than the RFP Coordinator identified above are not allowed to discuss the Request for Proposal with anyone, including responders or potential vendors. Contact regarding this RFP with anyone other than the RFP Coordinator listed above may result in disqualification.

Minnesota House of Representatives

Minnesota Senate

Requests for Bids for Printing the Members Directory of the Minnesota Legislature

The Minnesota House of Representatives and the Minnesota Senate are seeking bids from qualified printers to provide printing services for the Members Directory of the Minnesota Legislature.

The size of the publication will be 4 x 6. The Members Directory of the Minnesota Legislature will contain approximately 216-pages plus cover.

All bids must be submitted on the forms accompanying the specifications in a sealed envelope and delivered to 100 Rev. Dr. Martin Luther King Jr. Blvd, Room 175, State Office Building, no later than October 29, 2012 at 2:00 p.m. Bid submittals will be opened publicly on that date and time.

A copy of the Request for Bid packet can be obtained by contacting: Paul Battaglia, 175 State Office Building, St. Paul, Minnesota 55155-1298, **phone:** (651) 296-8904, **e-mail:** *Paul.Battaglia@house.mn*.

Other department personnel are **NOT** allowed to discuss the Request for Bid with anyone, including responders, before the proposal submission deadline.

State Contracts

Minnesota Judicial Branch

Conservator Account Auditing Program

REQUEST FOR PROPOSALS for Online Conservator Accounting Project

The Minnesota Judicial Branch (State), Conservator Account Auditing Program is using a competitive selection process to select a vendor to create an Online Conservator Accounting Program (OCAP) to be used statewide. The program will include, but not be limited to, a secure web based platform utilizing state of the art technology like “smart forms”, robust report production capability, audit tools and seamless integration with commercial accounting software and online bank reports. The program will integrate with the Minnesota Court case management system (MNCIS) and Minnesota Courts new eCourt project. This is not a bid but a request for proposals (RFP) that could become the basis for negotiations leading to a contract with a vendor.

A Conservator is appointed by the court to manage the assets of a protected person. The conservator is required to file an inventory of the protected person’s assets within 60 days of appointment and then file annual account filings with the court. The annual filings must provide accurate detail of every income and expense transaction of the protected person funds throughout the filing period. Currently, Conservator’s file their inventory and annual accounts using an online System called CAMPER. Conservators are required to view a tutorial of this system prior to receiving access. The tutorial provides screenshots and directions and is available to view at **CAMPER Tutorial**.

The Conservator Account Auditing Program (CAAP) is a statewide centralized program that is responsible for safeguarding the assets of protected persons. CAAP audits the accounts filed through CAMPER. The CAMPER was developed on a limited budget for a single county and was implemented in 2007. This system, with minimal changes was expanded to mandatory statewide use in January 2011. Currently, the online reporting system has over 8,000 conservators reporting assets over \$600 million. The current system allows for conservators to report their inventory and annual accountings. There are numerous shortcomings with this system that a new enhanced system will resolve.

Proposal Timeline

1. Announcement of RFP Date: October 8th, 2012
2. State Register Posting Date: October 8th, 2012 and October 15th, 2012
3. Demonstration of CAMPER program for interested bidders on October 23rd, 2012, 2:00 PM local (i.e., Minnesota) time. Attendees will have the opportunity to ask questions at this time. These will be posted on November 2nd.
4. Questions Due: October 29th, 2012, 4PM local (i.e., Minnesota) time
5. Answers Posted: November 2nd, 2012, 5PM local (i.e., Minnesota) time
6. Proposal Submission Deadline: November 9th, 2012, 4PM local (i.e., Minnesota) time, with possible interviews and subsequent selection as soon thereafter as possible.

Questions not presented at the CAMPER Demonstration must be submitted in writing via email preferred no later than October 29th, 2012, 4PM local (i.e., Minnesota) time to the primary point of contact (POC) identified below:

Primary POC: Michael Moriarity
District Administrator
10th Judicial District
7533 Sunwood Dr NW, Suite 306
Ramsey, MN 55303-5193
E-mail: *Michael.moriarity@courts.state.mn.us*

Copy to: Cate Boyko
Conservator Account Auditing Manager
7533 Sunwood Dr NW, Suite 306
Ramsey, MN 55303-5193
E-mail: *Cate.boyko@courts.state.mn.us*

A complete Request for Proposal can be found on the Court’s website at www.mncourts.gov under Public Notices.

Minnesota Department of Transportation (Mn/DOT) Request for Proposals (RFP) on Ongoing Training for Bentley MicroStation V8i and Bentley GEOPAK V8i

Notice of availability of Contract for professional services to conduct ongoing, instructor led on-site training in the following Bentley applications: MicroStation, Iplot, Descartes, and GEOPAK based on MnDOT supplied training manuals with lab sets and run on MnDOT's ProjectWise system and/or networked environment as designated.

Responses to this advertisement become public information under the Minnesota Government Data Practices Act.

This request does not obligate MnDOT to complete the work contemplated in this notice, and MnDOT reserves the right to cancel this RFP. All expenses incurred in responding to this notice shall be borne by the responder.

The full RFP can be viewed on the Consultant Services Web Page at www.dot.state.mn.us/consult under the P/T Notices Section. If you have any questions regarding this advertisement, or are having problems viewing the RFP on the Consultant Services Web Page, you may contact:

Debbie Anderson, Contract Administrator
E-mail: debbie.k.anderson@state.mn.us
Telephone: (651) 366-4625

Note: RESPONSES WILL BE DUE ON November 6, 2012 AT 2:00PM CENTRAL STANDARD TIME.

Minnesota 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.

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

State Contracts

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

Minnesota 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.

Non-State Public Bids, Contracts & Grants

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

Vendors Needed for These Projects

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).

Metropolitan Airports Commission (MAC)**Minneapolis-St. Paul International Airport****Notice of Call for Sealed Bid Proposals for CBIS Integration Phase 3 BP #1 –
General Construction and Right-of-Way**

MAC Contract No.: 106-2-665
Bids Close At: 2:00 p.m.: November 13, 2012

Notice to Contractors: Sealed Bid Proposals for work the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040 - 28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. The work consists of limited building and site demolition, along with footings and foundations, structural steel, unit masonry wall systems, hollow metal doors and frames, temporary walls, signs, interior finishes, elevator systems, and necessary plumbing, heating, ventilation, and electrical work for remodeling for new baggage screening support facilities within the existing terminal building.

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization of DBE on this project is 2%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Architectural Alliance; at the Minneapolis and Saint Paul Builders Exchanges; McGraw Hill Construction Dodge; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from: Franz Reprographics; 2781 Freeway Boulevard, Suite 100; Brooklyn Center, MN 55430; **phone:** (763) 503-3401; **fax:** (763) 503-3409. Make checks payable to: Architectural Alliance. Deposit per set (refundable): \$150.00. Requests for mailing sets will be invoiced for mailing charges. Deposit will be refunded upon return of bidding documents in good condition within 10 days of opening of bids.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on October 15, 2012, at MAC's web address of <http://www.metroairports.org/business/solicitations> (construction bids).

Metropolitan Airports Commission (MAC)**Minneapolis Saint-Paul International Airport****Notice of Call for Sealed Bid Proposals for CBIS Integration Phase 3 BP #2 –
Conveyors and Equipment**

MAC Contract No.: 106-2-664
Bids Close At: 2:00 p.m.: November 13, 2012

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040 - 28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. The work consists of provision and installation of baggage handling system equipment (including conveyor, associated controls, platforms, ladders, etc.) to integrate into the existing Checked Baggage Inspection System (CBIS) for the use of all carriers, tie-ins to the existing legacy sortation system, demo/removal of existing baggage make-up devices, and other modifications, additions and enhancements to the Terminal's Baggage Handling Systems.

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization of DBE on this project is 2%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Architectural Alliance; at the

Non-State Public Bids, Contracts & Grants

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MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on October 15, 2012, at MAC's web address of <http://www.metroairports.org/business/solicitations> (construction bids).

Minnehaha Creek Watershed District (MCWD) Advertisement for Bids for Minnehaha Creek Restoration - Reach 20

Base Bid Schedule:	Floodplain & Channel Restoration, Canoe Landing, Stormwater BMP Ponds and Trail Grading
Alternate Bid Schedule:	Trails, Boardwalk and Pedestrian Bridge
Owner:	Minnehaha Creek Watershed District
Class of Work:	Excavation, Bio-Engineered Bank Stabilization, Fish Habitat Enhancement, RCP Storm Sewer
Project Location:	Hennepin County, Minnesota
Mandatory Pre-Bid Meeting:	1:00 PM, October 10, 2012
Bids Close At:	1:00 PM, October 31, 2012

1.1 NOTICE TO CONTRACTORS

Sealed Bid Proposals for the furnishing of all labor, materials and all other items necessary to complete the work described herewith, will be received by Minnehaha Creek Watershed District at its office located at 18202 Minnetonka Blvd., Deephaven, MN, until 1:00 PM, October 31, 2012, at which time such bids will be opened and read aloud. The work, in accordance with drawings and specifications prepared by Inter-Fluve, Inc., consists of the following major items of work:

Base Bid Schedule

- Stream Channel Excavation
- Stormwater BMP Pond Excavation
- Bio-Engineered Soil Stream Banks
- Fish Habitat Enhancement
- Clearing and Invasive Control
- RCP Storm Sewer Construction
- Stone Work
- Canoe Landings
- Trail Grading

Alternate Bid Schedule

- Bituminous Trails
- Elevated Boardwalks
- Boulder and CMU Retaining Wall
- Pedestrian Bridge and Abutments

Contractors are requested to Bid on both the Base Bid Schedule and the Alternate Bid Schedule listed in the Bid Form. **The lowest responsive and responsible bid will be determined by the sum of the Base Bid and Alternate Bid Schedules received from qualified contractors.** It is the intent to award a contract for the Base Bid Schedule within sixty (60) days. A contract may or may not be awarded for the Alternate Bid Schedule and is contingent upon development by Minnehaha Creek Watershed District of an approved funding agreement. The award of the Alternate Bid Schedule, if any, may not be made within the traditional sixty (60) days and may require

Non-State Public Bids, Contracts & Grants

up to six (6) months. Therefore, Contractors are requested to supply two bid sureties with their Bids. One bid surety shall be for the Base Bid Schedule and the other bid surety shall be for the Alternate Bid Schedule.

Contractors desiring a copy of the bid package, plans, specifications and proposal forms may obtain them from the offices of Minnehaha Creek Watershed District, the payment of a \$65.00 **non-refundable** fee for each bid package. Bid packages are also available for examination at the District office. All communications relative to this project should be addressed to the OWNER Attn: Renae Clark RClark@minnehahacreek.org, (952) 641-4510 prior to opening of the Bid.

Bid Proposals shall be submitted on forms furnished for that purpose.

Bid securities are required in the form of a certified or cashier's check made payable to Minnehaha Creek Watershed District ("OWNER") in an amount not less than five percent (5%) of the total bid, or a surety bond in the same amount, running to the OWNER, with a surety company duly authorized to do business in the state of Minnesota, such Bid Security to be a guarantee that the bidder, if awarded a contract, will enter into a contract with Minnehaha Creek Watershed District; and the amount of the certified check will be retained or the bond enforced by the OWNER in case the bidder fails to do so. The OWNER will retain the deposits for the three lowest bidders. The deposits on the Base Bid Schedule will be retained until the contract has been awarded and executed but not longer than sixty (60) days. The OWNER will retain the deposit for the Alternate Bid Schedule, **received from the successful bidder on the Base Bid Schedule**, for a maximum of one hundred eighty (180) days. All other deposits for the Alternate Bid Schedule will be held until an award has been made, but not longer than 180 days. No bid may be withdrawn for the Base Bid Schedule for a period of sixty (60) days following the bid opening. Likewise, the successful Bidder may not withdraw his/her bid for the Alternate Bid Schedule for a period of one hundred eighty (180) days following the bid opening.

A mandatory PRE-BID meeting will be held at the Minnehaha Creek Watershed District office at 1:00 PM, October 10, 2012. Plan holders must be represented at this meeting to be eligible to bid on the Work.

The bid of the lowest responsible bidder is intended to be accepted on or before the expiration of sixty (60) days after the date of the opening of bids. The OWNER, however, reserves the right to reject any or all bids, place a contingency upon the award of any Alternate Bid Schedules, and to waive any minor irregularities, informalities or discrepancies, and further reserves the right to award the contract in the best interest of Minnehaha Creek Watershed District.

Dated: September 2012

Pioneer-Sarah Creek Watershed Management Commission Request for Proposals – Technical Services for Development of a Third Generation Watershed Management Plan

Pursuant to *Minnesota Statutes*, Chapter 103B, the Pioneer-Sarah Creek Watershed Management Commission is soliciting proposals from interested, qualified consultants for technical assistance for the comprehensive review, rewriting and updating of the Commission's current Comprehensive Watershed Management Plan, resulting in development of a Third Generation Watershed Management Plan

The full Request for Proposals is available on the Commission's website, <http://www.pioneersarahcreek.org>. Click on "Commission Accepting Proposals for Third Generation Plan" on the home page.

The RFP outlines the Scope of Services, Deliverables, Submittal Requirements, Qualifications and Selection Criteria.

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

Proposals must be delivered via email no later than 12:00 noon, CST on November 2, 2012, to
Judie A. Anderson, Administrator
Pioneer-Sarah Creek Watershed Management Commission

Non-State Public Bids, Contracts & Grants

3235 Fernbrook Lane
Plymouth, MN 55447
E-mail: judie@jass.biz
(NO CALLS)

ServeMinnesota: Minnesota Commission on National and Community Service Request for Proposal Announcement for 2013-2014 AmeriCorps*State Grants

Through this RFP, organizations can apply to receive an AmeriCorps Operational Grant.

AmeriCorps Operational Grants

AmeriCorps grants are awarded to eligible organizations engaged in evidence-based interventions that utilize AmeriCorps members to strengthen communities. An AmeriCorps member is an individual who is enrolled in an approved national service position and engages in community service. Members may receive a living allowance and other benefits while serving. Upon successful completion of their service members receive a Segal AmeriCorps Education Award from the National Service Trust.

Applicants wishing to apply for either grant should follow the submission procedures outlined in the Application Instructions which can be found on ServeMinnesota's website at www.serveminnesota.org/grants

Application Deadline for Operational Grant:

A concept paper is due by 5:00 pm on October 22, 2012. A full application is due on December 12, 2012 for applicants invited to submit based on a review of the concept paper. Funding decisions for Operational Grants will be announced May 31, 2013

For more information, contact Janet Johnson, VP of Operations, at phone: (612) 333-7741 or janet@serveminnesota.org

For information about AmeriCorps and national service, visit ServeMinnesota (www.serveminnesota.org) and the Corporation for National and Community Service (www.nationalservice.org).

ServeMinnesota
431 South 7th Street, Suite 2540
Minneapolis, Minnesota 55415
(612) 333-7740

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Non-State Public Bids, Contracts & Grants

History & Biography

<i>Historic Photos of Minnesota</i>	Stock Number 841	\$39.95
<i>Tales of the Road: Highway 61</i>	Stock Number 13668	\$24.95
<i>Minnesota in 3D</i>	Stock Number 13865	\$19.99
<i>Hard-Water World</i>	Stock Number 766	\$24.95
<i>It Happened in Minnesota</i>	Stock Number 916	\$12.95
<i>Lost in the Woods</i>	Stock Number 1099	\$19.95
<i>Historic Photos of St. Paul</i>	Stock Number 13660	\$39.95
<i>State Fair</i>	Stock Number 13667	\$24.95

State Capitol Mementos

<i>Minnesota State Capitol: The Art & Politics of a Public Building</i>	Stock Number 945	\$16.95
<i>Minnesota's Capitol: A Centennial Story</i>	Stock Number 908	\$24.00

Cooking & Cookbooks

<i>Road to the Blue Ribbon Baking</i>	Stock Number 13612	\$29.95
<i>Recipes of Our Ancestors</i>	Stock Number 13963	\$37.50
<i>Minnesota Homegrown Cookbook</i>	Stock Number 13716	\$29.95
<i>Baking with the St. Paul Bread Club: Recipes, Tips & Stories</i>	Stock Number 1027	\$24.95
<i>Cooking with Wild Berries & Fruit</i>	Stock Number 13712	\$12.95
<i>Hot Dish Heaven: Classic Casseroles From Midwest Kitchens</i>	Stock Number 1034	\$16.95
<i>Potluck Paradize</i>	Stock Number 767	\$16.95
<i>The Seasonal Cabin Cookbook</i>	Stock Number 1059	\$16.95

Genealogy, Cemeteries, and Historical Names

<i>Recipes of Our Ancestors</i>	Stock Number 13963	\$37.50
<i>A Guide to Family History Resources at the Minnesota Historical Society</i>	Stock Number 940	\$11.95
<i>Six Feet Under: A Graveyard's Guide to Minnesota</i>	Stock Number 922	\$14.95
<i>Pocket Guide to Minnesota Place Names</i>	Stock Number 920	\$11.95
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