

Monday 13 January 2014 Volume 38, Number 29 Pages 997 - 1016

Minnesota State Register =

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

• Revenue Notices

Noon Tuesday

The Minnesota State Register is the official publication of the State of Minnesota's Executive Branch of government, published weekly to fulfill the legislative mandate set forth in Minnesota Statutes, Chapter 14, and Minnesota Rules, Chapter 1400. It contains:

- Proposed Rules Adopted Rules
- Exempt Rules Vetoed Rules · Executive Orders of the Governor
- Commissioners' Orders

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- Expedited Rules
- Withdrawn Rules Proclamations

Noon Thursday 30

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• Non-State Public Bids, Contracts and Grants

- Appointments • Official Notices
 - State Grants and Loans

- Contracts for Professional, Technical and Consulting Services
- Printing Schedule and Submission Deadlines PUBLISH Deadline for: all Short Rules, Executive and Vol. 38 DATE Commissioner's Orders, Revenue and Official Notices, Deadline for LONG, Complicated Issue (BOLDFACE shows State Grants, Professional-Technical-Consulting Rules (contact the editor to Number altered publish date) Contracts, Non-State Bids and Public Contracts negotiate a deadline #30 **TUESDAY 21 JANUARY** Noon Tuesday 14 January Noon Thursday 9 Januarv #31 Monday 27 January Noon Tuesday 21 Noon Thursday 16 January January #32 Monday 3 February Noon Tuesday 28 January Noon Thursday 23 January

PUBLISHING NOTICES: We need to receive your submission ELECTRONICALLY in Microsoft WORD format. Submit ONE COPY of your notice via e-mail to: robin.panlener@state.mn.us. State agency submissions must include a "State Register Printing Order" form, and, with contracts, a "Contract Certification" form. Non-State Agencies should submit ONE COPY in Microsoft WORD, with a letter on your letterhead stationery requesting publication and date to be published. Costs are \$10.20 per tenth of a page (columns are seven inches wide). One typwritten, double-spaced page = 4/10s of a page in the State Register, or \$40.80. About 2-1/2 pages typed, double-spaced, on 8-1/2"x11" paper = one typeset page in the State Register. Contact editor if you have questions (651) 297-7963, or e-mail: robin.panlener@state.mn.us.

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Minnesota State Court System

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- litional contracts go to: ://www.mmd.admin.state.mn.us/solicitations.htm
- For additional grants go to the Office of Grants Management (OGM) at: http://www.grants.state.mn.us/public/

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

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Adopted Rules

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

KEY: Proposed Rules - <u>Underlining</u> 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** - <u>Underlining</u> indicates additions to proposed rule language. Strikeout indicates deletions from proposed rule language.

Minnesota Pollution Control Agency (MPCA) Adopted Permanent Rules Making Minor Corrections to Miscellaneous Water-Related Rules

The rules proposed and published at *State Register*, Volume 38, Number 14, pages 435-443, September 30, 2013 (38 SR 435), are adopted as proposed.

Executive Orders

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

Office of the Governor

Emergency Executive Order 14-01: Extending Relief from Regulations to Motor Carriers and Drivers Operating in the State of Minnesota

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

WHEREAS, the entire upper Midwest is experiencing colder than average temperatures, and such weather is expected to continue; and

WHEREAS, #1 fuel oil is a refined distillate that is needed for emergency service vehicles, buses, generators, diesel vehicles, and home heating; and

Executive Orders

WHEREAS, power companies may require nursing homes and hospitals to use generators because of the extremely high demand for electricity related to the low temperature; and

WHEREAS, Minnesota pipelines and terminal locations have extremely low volumes of #1 fuel oil and licensed petroleum distributors are finding it very difficult to secure #1 fuel oil; and

WHEREAS, extremely low volumes of #1 fuel oil are forcing fuel suppliers to travel to terminals around the state; and

WHEREAS, drivers and carriers who are transporting #1 fuel oil, will also need to simultaneously transport gasoline, diesel fuel, ethanol and biodiesel.

NOW, THEREFORE, I hereby order that:

1. A state of emergency exists in Minnesota that requires relief from regulations incorporated in Minnesota Statues, section 221.0314, subdivision 9, pertaining to hours of service for motor carriers and drivers providing direct assistance in emergency relief efforts.

2. Motor carriers and drivers transporting #1 fuel oil, gasoline, diesel fuel, ethanol and biodiesel to affected areas of the state and providing direct assistance for emergency relief efforts, are exempted from the regulations incorporated in Minnesota Statutes, section 221.0314, subdivision 9, pertaining to hours of service.

3. Nothing in this order shall be construed to relieve motor carriers and drivers transporting supplies and materials and providing direct assistance for emergency relief efforts from regulations pertaining to driver qualifications; driving of commercial motor vehicles; commercial drivers' licenses; drug and alcohol testing for drivers; or equipment, parts, and accessories necessary for the safe operation of vehicles.

4. No motor carrier or driver operating under the terms of this order shall require or allow an ill or fatigued driver to operate a motor vehicle. Any driver who informs a carrier that he or she needs immediate rest shall be given at least ten consecutive off-duty hours before the driver is required to return to service.

5. Upon the expiration of this order, or when a motor carrier or driver ceases to provide direct assistance to the emergency relief effort, a driver that has had at least thirty-four consecutive hours off-duty must be permitted to start his or her on-duty status hours and 60/70-hour clock at zero.

Pursuant to *Minnesota Statutes*, section 4.035, subdivision 2, this Emergency Executive Order is effective immediately and must be filed with the Secretary of State and published in the *State Register* as soon as possible after its issuance. Emergency relief from regulations for motor carriers and drivers transporting #1 fuel oil, gasoline, diesel fuel, ethanol and biodiesel to affected areas of the state, shall remain in effect for 30 days or until the commercial motor carrier or driver ceases direct assistance in providing emergency relief, whichever occurs first. For purposes of this Emergency Executive Order, direct assistance is defined in *Minnesota Statutes*, section 221.0269, subdivision 3, paragraph (c). This Emergency Executive Order may be extended in accordance with *Minnesota Statutes*, section 221.0269, subdivision 2.

IN TESTIMONY WHEREOF, I have set my hand on this 6th day of January, 2014.

Signed:	Mark Dayton
	Governor

Filed According to Law

Signed: Mark Ritchie Secretary of State

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 says 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, state grants and loans, and state contracts

Minnesota State Agricultural Society Minnesota State Fair's 155th Annual Meeting Scheduled for Jan. 16-19

MINNESOTA STATE FAIRGROUNDS — The 155th annual meeting of the Minnesota State Agricultural Society, governing body of the Minnesota State Fair, will be held Jan. 16-19 at the DoubleTree by Hilton Hotel Bloomington. The society's general business session is scheduled for 8 a.m. Sunday, Jan. 19, followed by a meeting of the society's board of managers. A complete schedule of meetings and events will be available at the hotel.

The 2014 Minnesota State Fair runs Aug. 21 - Labor Day, Sept. 1.

Minnesota Comprehensive Health Association (MCHA) Notice of Enrollee Appeal Meeting 27 January 2014

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA) Enrollee Appeal will be held at 2:00 p.m. on Monday, January 27th, 2014

The meeting will be initiated at the MCHA Executive Office, 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN; it should be noted that some attendees will participate telephonically.

If anyone wishes to attend or participate in this meeting please contact MCHA's Executive Office (952) 593-9609 for additional information.

Minnesota Board of Dentistry

Request for Comments on Proposed Amendments to Permanent Rules Relating to Dentists, Dental Therapists, Dental Hygienists, and Licensed Dental Assistants, *Minnesota Rules* 3100.0100, 3100.0300, 3100.1100, 3100.1150, 3100.1160, 3100.1200, 3100.1300, 3100.1400, 3100.1850, 3100.3300, 3100.3400, 3100.3500, 3100.3600, 3100.5100, 3100.5300, 3100.7000, 3100.8500, 3100.8700, and 3100.9600

Subject of Rules. The Minnesota Board of Dentistry requests comments on its proposed amendments to rules governing dentists, dental therapists, dental hygienists, and dental assistants. The Board is considering rule amendments in the following areas: advanced cardiac life support; CPR; reinstatement of license; nitrous oxide form from dental therapists; audit fee; new duties regarding informed consent and retraction material for dental hygienists and licensed dental assistants; and record keeping. In addition, there are various housekeeping changes in certain rules.

Persons Affected. The amendments to the rules would affect dentists, dental therapists, dental hygienists, and dental assistants.

Statutory Authority. *Minnesota Statutes*, section 150A.04, subdivision 5, authorizes the Board to adopt rules to carry out and make effective the provisions and purposes of sections 150A.01 to 150A.12, in accordance with Chapter 14.

Public Comment. Interested persons or groups may submit comments or information to the Board's contact person listed below on these possible rules in writing until 4:30 p.m. on March 14, 2014. The contact person shall direct all comments to the Board's Executive Committee for review. Any open meetings held by the Board's Executive Committee will be properly announced to the public prior to the meeting.

Rules Draft. The Minnesota Board of Dentistry has prepared and posted a draft of the possible rule changes on the Board's official website. The website address is *www.dentalboard.state.mn.us*. Persons interested in a paper copy of the draft of rule changes should contact the Board's contact person directly.

Board Contact Person. Written comments, questions, or requests to receive a draft of the rules and requests for more information on these possible rules should be directed to: Kathy Johnson at Minnesota Board of Dentistry, University Park Plaza, 2829 University Avenue SE, Suite 450, Minneapolis, Minnesota 55414-3249, **phone:** (612) 548-2134 or (888) 240-4762 (outside metro), **fax:** (612) 617-2260, or directed by **e-mail:** *kathy.t.johnson@state.mn.us*. Minnesota Relay Service for hearing impaired: (800) 627-3529.

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 Board 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 Board is required to submit to the Judge only those written comments received in response to the rules after they are proposed. If you submit 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.

Dated: January 6, 2014

Marshall Shragg, Executive Director Minnesota Board of Dentistry

Minnesota Department of Health (MDH) Division of Compliance Monitoring Managed Care Systems Section Notice of Application for Essential Community Provider Status by Lee Carlson Center for Mental Health and Well-Being

NOTICE IS HEREBY GIVEN that an application for designation as an Essential Community Provider (ECP) has been submitted to the Commissioner of Health by Lee Carlson Center for Mental Health and Well-Being, 7954 University Avenue NE, Fridley, MN 55432. Clinical services are offered at Lee Carlson Center for Mental Health and Well-Being, 7954 University Avenue NE, Fridley, MN 55432; Bridgeview, 7920 University Avenue NE, Fridley, MN 55432, Lee Carlson Center for Mental Health and Well-Being – satellite, 1201 89th Avenue NE, Blaine, MN 55434; Centennial High School, 4757 North Road, Circle Pines, MN 55014; Fridley High School, 6000 Moore Lake Drive, Fridley, MN 55432; Mental health services will be offered in 2014 at the following schools: Columbia Heights High School, 1400 49th Avenue NE, Columbia Heights, MN 55421; Columbia Academy, 900 49th Avenue NE, Columbia Heights, MN 55421; Centennial Middle School, 399 Elm Street, Lino Lakes, MN 55014.

An ECP is a health care provider that serves high-risk, special needs, and underserved individuals. In order to be designated as an ECP, a provider must demonstrate that it meets the requirements of *Minnesota Statutes* Section 62Q.19 and *Minnesota Rules* Chapter 4688. The public is allowed 30 days from the date of the publication of this notice to submit written comments on the application. The commissioner will approve or deny the application once the comment period and compliance review is complete.

For more information contact:

Michael McGinnis Managed Care Systems Section Division of Compliance Monitoring

Minnesota State Register, Monday 13 January 2014

Department of Health P.O. Box 64882 St. Paul, MN 55164-0882 **Phone:** (651) 201-5174

Minnesota Department of Human Services (DHS) Continuing Care Administration Notice of Public Comment Period, Community First Services and Supports, 1915 (k)

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is holding a 30-day public comment period from January 13, 2014 to February 11, 2014 to provide an opportunity for the public to comment on the proposed State Plan Amendment.

The Department of Human Services is seeking public comment to the State Plan Amendment that will replace the current Personal Care Assistance (PCA) service with a different service called Community First Services and Supports (CFSS). CFSS will be a service available as part of the Medical Assistance benefit set to persons who meet the current PCA access criteria. Like PCA services, CFSS will assist a person with accomplishing activities of daily living (ADLs) instrumental activities of daily living (IADLs), and health related tasks. In addition, CFSS will assist a person with acquiring, maintaining, or enhancing the skills necessary for the person to accomplish ADLs, IADLs, and health-related tasks and will allow the purchase of goods that replace the need for human assistance or increase independence.

DHS has submitted a Section 1915 (k) State Plan Amendment to Centers for Medicare and Medicaid Services. A copy of the State Plan Amendment can be viewed by visiting: *CFSS State Plan Amendment* at http://www.dhs.state.mn.us/dhs16_181281.pdf.

Comments in response to this State Plan Amendment must be received at the following address: *DSD.PublicComments@state.mn.us* no later than **4:00 p.m., Central Time, February 11, 2014.**

Minnesota Department of Human Services (DHS) Health Care Administration Public Notice Regarding Changes to Payment Rates and Methodologies, and Services under the Medical Assistance Program and the MinnesotaCare Program

This notice is published pursuant to *Code of Federal Regulations*, title 42, part 447, section 205 (42 CFR § 447.205), which requires publication of a notice when there is any significant proposed change in the methods and standards for setting payment rates for Medicaid services.

Effective January 14, 2014, the Department will implement the Medicare resource based relative value scale calculated values for 2014. The Department will also adjust the resource based relative value conversion factors as follows:

- The evaluation and management services conversion factor will adjust to \$27.92;
- The obstetric services conversion factor will adjust to \$27.92; and
- The all other physician services conversion factor will adjust to \$25.25.

For more information, please contact Liz Backe at (651) 431-2481 or e-mail: liz.backe@state.mn.us.

Metropolitan Council Notice of Public Hearing on Amendment to the 2030 Regional Parks Policy Plan to Revise the Park Acquisition Opportunity Fund Grant Rules

A public hearing will be held on an amendment to the 2030 Regional Parks Policy Plan to revise the existing Park Acquisition Opportunity Fund Grant rules to better reflect changing conditions.

The hearing is scheduled for:	4:30 p.m., February 18, 2014		
	Metropolitan Council Chambers,		
	390 North Robert St, St. Paul, MN		

All interested persons are encouraged to attend the public hearing and offer comments. People may register in advance to speak by calling Michele Wenner at (651) 602-1456 or (612) 291-0904 (TTY). Upon request, the Council will provide reasonable accommodations to persons with disabilities.

In addition to the public hearing, you may also provide oral or written comments as follows:

Written comments to: Metropolitan Council Public Information

390 North Robert St, St. Paul, MN 55101-1805

ATTN: 2030 Regional Parks Policy Plan Amendment

- Fax comments to Public Information at 651-602-1464
- · Record comments on the Metropolitan Council's Public Comment Line at 651-602-1500
- Send TTY comments to: (651) 291-0904
- E-mail comments to: public.info@metc.state.mn.us

Comments will be accepted until 4:30 p.m., February 28, 2014.

Copies of the 2030 Regional Parks Policy Plan and the proposed amendment are available at the Council's website: http://www.metrocouncil.org/Parks/Planning/Parks-Policy-Plan.aspx

or by contacting the Council's Public Information at (651) 602-1140 or (612) 291-0904 (TTY).

Minnesota Pollution Control Agency (MPCA)

Joint Notice of [1] the Draft 2014 TMDL List of Impaired Waters for Stream Segments and Lakes Which Have Impaired Uses and the Guidance Manual, and [2] revisions to Appendix A of the Statewide Mercury TMDL – *30 Day Formal Written Comment Period*

Every two years, the Minnesota Pollution Control Agency (MPCA) is required by the US Environmental Protection Agency (EPA), through the Clean Water Act, to submit a list of impaired waters to EPA for their review and approval. Impaired waters are those that do not fully support their beneficial uses, such as recreation, fishing, or supporting healthy aquatic ecosystems, due to one or more pollutants.

[1] The draft 2014 List of Impaired Waters and Guidance Manual

In accordance with the requirements of Section 303(d) of the Federal Clean Water Act (CWA), the MPCA is required to list, prioritize, and attach a schedule that estimates starting dates and completion dates for developing the Total Maximum Daily Load (TMDL) for each impaired stream reach or lake. A TMDL is the maximum amount of a pollutant that a water body can receive and still fully support its beneficial uses. The TMDL process identifies all of the sources of the pollutant and determines how much each source must reduce in order to support the beneficial use. TMDL development schedules are estimated because pollutants vary in complexity and schedules must be consistent with watershed planning and management. Please note this is not a schedule of when the water body will no longer be impaired.

The 2014 Draft Impaired Waters List is an Excel file on the MPCA website that contains many spreadsheet tabs. The three most pertinent tabs are as follows:

• The **2014 draft TMDL List** – These waters are not meeting water quality standards and need a TMDL pollution reduction study.

• The **2014 Inventory of Impaired Waters** – This is a compilation of all impaired waters, including the draft TMDL List, those waters for which a TMDL has already been approved by EPA but are not yet meeting water quality standards, and those waters not requiring a TMDL plan.

• The 2014 Appendix A Hg TMDL – This tab shows changes to the water bodies included in the statewide mercury TMDL.

Also on the MPCA website for public comment is the <u>Guidance Manual for Assessing the Quality of Minnesota Surface Waters for</u> <u>Determination of Impairment 305(b) Report and 303(d) List</u>. This document describes state water quality standards, the data collection and quality requirements, and the assessment methods used when developing the 303(d) TMDL List and the Inventory of Impaired Waters.

[2] Revisions to Appendix A of the approved statewide mercury TMDL

Every two years the MPCA updates Appendix A of the approved statewide mercury TMDL. Appendix A, included in the draft Impaired Waters List, contains the list of lakes and river segments covered by the statewide mercury TMDL. Fish tissue impairments identified in Appendix A have mercury concentrations greater than 0.2 mg/kg and less than or equal to 0.572 mg/kg. Greater concentrations are not fully addressed by the statewide mercury TMDL and therefore are still included on the TMDL List as needing additional TMDL work. Originally approved on March 27, 2007, it is important to note that the statewide mercury TMDL documentation and reduction goals are not being changed with Appendix A revisions. Previous revisions to Appendix A were approved on April 3, 2008, September 28, 2010, and May 31, 2012.

Public Notice and Contact Information

Minnesota's proposed [1] 2014 Draft Impaired Waters List and 2014 Guidance Manual for Assessing the Quality of Minnesota Surface Waters and [2] revisions to Appendix A to the approved statewide mercury TMDL are all located at the MPCA website at http://www.pca.state.mn.us/lupg1125

Note that the removal of water bodies from the 2014 Draft Impaired Waters List because of TMDL report approval by EPA could occur up to the submittal of the List to EPA for their review and approval, on or around April 1, 2014.

This notice is being published today to provide opportunity for public notice and comment for [1] the new stream reaches and lakes being proposed in the 2014 Draft Impaired Waters List, [2] the removal of stream reaches and lakes from the List that have been restored to fully supporting beneficial uses, [3] the removal of or changes to stream reach and lake listings due to new or more comprehensive data, [4] the Guidance Manual for Assessing the Quality of Minnesota Surface Waters, and [5] the revisions to Appendix A of the statewide mercury TMDL. The comment period will end at 4:30 pm CST on **February 11, 2014**. Please submit written comments to Miranda Nichols by this date by any one of these methods:

- E-mail: miranda.nichols@state.mn.us
- Fax: Attn. Miranda Nichols, (651) 297-8324
- Mail: Miranda Nichols, Minnesota Pollution Control Agency, 520 Lafayette Rd N, St Paul, MN 55155 (A return postal address must be included.)

If you have further questions, please contact Miranda at (651) 757-2614, 1-800-657-3864, or *miranda.nichols@state.mn.us*. Other contacts are Doug Hansen at (651) 757-2406 and Mark Tomasek at (651) 757-2788 if Miranda is not available.

Minnesota Department of Transportation (MnDOT) Engineering Services Division, Office of Construction and Innovative Contracting Notices of Suspension and Debarment

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 thirty (30) months, effective August 22, 2011 until February 22, 2014:

- 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 IS HEREBY GIVEN that 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

NOTICE IS HEREBY GIVEN that MnDOT has ordered that the following vendors be debarred for a period of three (3) years, effective May 6, 2013 until May 6, 2016:

- Gary Francis Bauerly and his affiliates, Rice, MN
- Gary Bauerly, LLC and its affiliates, Rice, MN
- · Watab Hauling Co. and its affiliates, Rice, 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
- 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 Contracts

In addition to the following listing of state contracts, readers are advised to check the Statewide Integrated Financial Tools (SWIFT) Supplier Portal at: http://supplier.swift.state.mn.us as well as the Office of Grants Management (OGM) at:

http://www.grants.state.mn.us/public/

Informal Solicitations: Informal soliciations for professional/technical (consultant) contracts valued at over \$5,000 through \$50,000, may either be advertised in the Supplier Portal (see link above) or posted on the Department of Administration, Materials Management Division's (MMD) Web site at: *http://www.mmd.admin.state.mn.us/solicitations.htm*.

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 advertised in the SWIFT Supplier Portal or alternatively, in the *Minnesota State Register* if the procuments is not being conducted in the SWFT system.

Minnesota Department of Administration (Admin) Multistate Contracting Alliance for Pharmacy (MMCAP) Notice of Request for Proposals for Drugs and Alcohol Screening Products and Services

The Department of Administration, on behalf of the Minnesota Multistate Contracting Alliance for Pharmacy (MMCAP), is requesting responses to establish contract(s) to service members' needs for Drugs and Alcohol Screening Products and Services. In the best interest of its members, MMCAP reserves the right to make multiple awards.

MMCAP is a voluntary group purchasing organization made up of governmental entities which contracts for pharmaceuticals and medical supplies. MMCAP members currently purchase over \$1billion per year. For more information, go to *www.mmcap.org* (no password necessary).

To request a copy of the RFP, go to http://www.mmd.admin.state.mn.us/MMCAP/Vendors/OpenRFPs.aspx

Drugs and Alcohol Screening Products and Services

Proposals submitted in response to the Request for Proposals in this notice must be received at the address specified in the Request for Proposals no later than February 18, 2014, 2 p.m. Central Time

Late proposals will NOT be considered.

The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice is solely the responsibility of the responder.

Minnesota Department of Employment and Economic Development (DEED)

Notice of Request for Information on Providing and Implementing Software to Support Talent Communities

Project Overview

The Department of Employment and Economic Development (DEED) is seeking information on how an interested vendor could provide and implement software to support talent communities.

Goal

It is the goal of this project to offer social media capabilities, via talent communities, within Minnesota's labor exchange services in order to expand the number of channels available to connect job seekers, employers and economic developers.

State Contracts -

The Department is investigating adding a multi-tenant talent community and other social media features to Minnesota's labor exchange application, www.MinnesotaWorks.net, with the goal of supporting the regional economic development initiatives as well as all job seekers, employers and economic developers in Minnesota.

Background

1. This RFI is issued solely for information and planning purposes – it does not constitute a Request for Proposal (RFP) or a promise to issue an RFP in the future. This request for information does not commit the State to contract for any product or service whatsoever. Further, the State is not at this time seeking proposals and will not accept unsolicited proposals.

2.	Prospective responders who have any questions regarding this request for information may contact:
	Mike Ellsworth, Program Director
	First National Bank Building, Suite E200
	332 Minnesota Street
	St. Paul, MN 55101-1351
	E-mail: michael.ellsworth@state.mn.us

Other personnel are **NOT authorized** to discuss this request for information with responders before the submission deadline. Contact regarding this RFI with any personnel not listed above could result in disqualification.

Response Content

Responders must submit an RFI Evaluation Spreadsheet, with all sections filled out in the format indicated. There are instructions in the spreadsheet itself on how to fill out the spreadsheet. Responders may request a full copy of this solicitation and the RFI Evaluation Spreadsheet by e-mailing: *michael.ellsworth@state.mn.us*. Such requests must be via e-mail. No phone or in-person requests will be honored.

Response Instructions

All responses must be sent via e-mail to: michael.ellsworth@state.mn.us

All responses must be received not later than 5:00 pm, Central Standard Time, January 24, 2013, as indicated by the date time stamp of the e-mail. The Department is not responsible for responses not received by the stated date and time due to difficulty accessing the Internet, service outages, excessive network traffic, computer malfunctions or other technical difficulties.

Late information will not be considered.

All costs incurred in responding to this RFI will be borne by the responder. Fax responses and responses sent via postal mail will not be accepted or considered.

Minnesota Historical Society (MHS) Request for Proposals for Master Planning for Historic Fort Snelling

The Minnesota Historical Society requests proposals from highly-qualified architects, engineers, or other experienced consultants who can help the Society conduct a Master Planning Study for Historic Fort Snelling in Saint Paul, MN. The project comprises Historic Fort Snelling's entire site and its buildings, including the Visitor Center, Buildings 17, 18, 22, and 30, as well as the buildings within the fort walls. The primary goal of the Study is accommodate newly developed public programs, expanded visitor services and amenities, and earned revenue development.

Request for Bids are available by emailing Mary Green Toussaint, Acting Contracting Officer at mary.green-toussaint@mnhs.org

Bids must be received by Mary Green Toussaint, Acting Contracting Officer, for the Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, Minnesota 55102, or an authorized agent (Society staff located at the first floor Information Desk of the Minnesota History Center) no later **than 2:00 p.m. Local Time, on Friday, January 31, 2014.** Late bids will not be considered.

Office of MN.IT Services Innovation Program Notice of Request for Information

The State of Minnesota Office of MN.IT Services (MN.IT) Innovation Program (hereafter referred to as the Innovation Program) is a new function within the State's enterprise IT agency. This new program is a direct result of the MN.IT Services Strategy and IT Cloud Programs tied to the Tactical Plan FY2013 - 2014.

A major activity of the Innovation Program has been about creating a first of its kind ideation campaign for the 2,100 agency IT employees to seek their input and ideas on how to deliver new value to Minnesota's businesses and citizens. 217 ideas were submitted by agency IT staff. Each idea went through a review process to produce 16 short project proposals, each with a defined opportunity to pursue.

While certain criteria were used to select these 16 project proposals, the expertise to implement each one is not readily available, nor is there a clear perspective on cost, complexity, and time to implement. The Innovation Program is in need of partners to research and collaborate on expanding these project proposals into more detailed project plans that reveal this critical missing information.

For this reason, the Innovation Program acknowledges the expertise and potential of the vendor community and seeks to obtain assistance in the form of a Request for Information (RFI). We hope this will create new partnerships and insight about how to execute these citizen-facing project proposals.

This partnership would involve development resources, business and IT specialists, mobile application and GIS experts, or any other resources at the disposal of the vendor to help define and shape these innovative project proposals into more detailed and tangible project plans to be funded and executed. Vendor's experience in accomplishing equivalent projects elsewhere are of value in assisting with establishing stable models for utilization and pragmatic "lesson's learned" to lend toward a smooth delivery.

This collaboration may be a co-partnering with several different agencies as the enterprise is anxious to provide better services to the public it serves. Where more than one agency is involved partnerships will be identified as the solutions take shape. For this reason MN.IT will manage these partnerships.

These project proposals would each have a set of partners to facilitate the creation of the solution.

This RFI does not obligate the state to award a contract or complete the projects. Furthermore, the state reserves the right to cancel this request if it is in the state's best interest.

The Request for Proposals can be requested via email from: Mindy Duvernet, at Mindy.Duvernet@state.mn.us

The deadline for this RFI is January 31, 2014 at 5 P.M. CST. Late responses will not be considered. Late 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 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 (Cite 38 SR 1011) *Minnesota State Register*, Monday 13 January 2014 Page 1011

State Contracts -

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 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 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 websit

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 futher details.

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

Metropolitan Airports Commission (MAC) Airlake Airport Notice of Call for Bids for 2014 Maintenance Building Improvements MAC Contract No.: 113-3-015 Bids Close at: 2:00 PM on Tuesday February 11, 2014

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. Major items of work include: Building interior restroom and kitchenette renovations including carpentry, mechanical, electrical, plumbing & finishes improvements. Building exterior improvements including structural masonry & window improvements.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of TGB on this project is 4.6%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Short Elliott Hendrickson, Inc.; at the Minnesota Builders Exchange; McGraw Hill Construction Dodge; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from and make checks payable to Northstar Imaging Services, Inc.; 1325 Eagandale Court-Suite 130; Eagan, MN, 55121; phone: (651) 686-0477. Deposit per set (non-refundable): \$50.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 13, 2014, at MAC's web address of *http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx* (construction bids).

Metropolitan Airports Commission (MAC) Saint Paul Downtown Airport - Holman Field Notice of Call for Bids for 2014 Electrical Vault Improvements MAC Contract No.: 107-1-063 Bids Close at: 2:00 pm on Tuesday February 11, 2014

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. Major items of work include Airfield electrical improvements including the supply and installation of constant current regulators, airfield lighting control systems, circuitry, and signs.

Non-State Public Bids, Contracts & Grants =

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization DBE on this project is 4%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Short Elliott Hendrickson, Inc.; at the Minnesota Builders Exchange; McGraw Hill Construction Dodge; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from and make checks payable to Northstar Imaging Services, Inc.; 1325 Eagandale Court-Suite 130; Eagan, MN, 55121; phone: (651) 686-0477. Deposit per set (non-refundable): \$50.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 13, 2014, at MAC's web address of *http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx* (construction bids).

Metropolitan Airports Commission (MAC)

Saint Paul Downtown Airport - Holman Field Notice of Call for Bids for 2014 Pavement Rehabilitation-Taxiway C & 2014 Joint and Crack Repairs

MAC Contract Nos.: Bids Close at:

107-1-064 & 107-1-065 2:00 pm on Tuesday February 11, 2014

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. Major items of work include Pavement removal, excavation, P-209 aggregate base, P-401 bituminous pavement, pavement marking, pavement jointing, airfield lights, signs & circuitry, turf restoration, joint & crack repairs.

Disadvantaged Business Enterprises (DBE): The goal of the MAC for the utilization of DBE on this project is 8%.

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

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Short Elliott Hendrickson, Inc.; at the Minnesota Builders Exchange; McGraw Hill Construction Dodge; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from and make checks payable to: Northstar Imaging Services, Inc.; 1325 Eagandale Court-Suite 130; Eagan, MN, 55121; **phone:** (651) 686-0477. Deposit per set (non-refundable): \$50.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids for this project will be available on January 13, 2014, at MAC's web address of *http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx* (construction bids).

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Cosmetology Laws - NEW

Published by the Cosmetology Board, 6" x 9", Soft binding, 17pages, Stock No. 110, \$11.00 + tax

Cosmetology Rules - NEW

Published by the Minnesota Board of Cosmetology 6"x9", saddle stitched, 45-pages, Stock No. 147, \$13.00 + tax

Criminal Code/Traffic Laws - NEW

Published by the Dept. of Public Safety, 6"x9", Loose leaf, threehole punch, 730-pages, Stock No. 111, \$38.95 + tax.

Data Practices Laws & Rules - NEW

Published by the Department of Administration, 6"x9", perfect bound, 196-pages, Stock No. 99, \$21.95 + tax

Dentistry Laws & Rules - NEW

Published by the Board of Dentistry, 8 1/2" x 11", Perfect bound, 146-pages, Stock No. 151, \$16.95 + tax

Family In-Home Day Care Laws and Rules - NEW

Published by the Department of Human Services, 6"x9", perfect bound, 193-pages, Stock No. 148, \$19.95 + tax

Gambling Laws - NEW

Published by the Gambling Control Board, 8.5" x 11", 3-hole punched, shrink wrapped, 63-pages, Stock No. 96, \$12.95 + tax

Home & Community-Based Services Standards - NEW

(formerly known as Developmentally Disabled Laws & Rules) Published by the Department of Human Services, 6" x 9", Perfect bound, 261-pages, Stock No. 750, \$21.95 + tax

(Cite 38 SR 1015)

Minnesota State Register, Monday 13 January 2014

Home Care Laws & Rules - new edition

Published by the Department of Health, 6"x 9", Perfect bound, 235-pages, Stock No. 97, \$20.95 + tax

Lawful Gambling Manual - NEW

Published by the Gambling Control Board, 8.5" x 11", Loose leaf, shrink-wrapped, 3-hole punched, 304-pages, Stock No. 13964, \$34.95 + tax

Liquor Laws and Rules - NEW

Published by the Department of Public Safety, 6"x9", perfect bound, 102-pages, Stock No. 126, \$18.95 + tax

MOTOR VEHICLE & TRAFFIC LAWS - NEW EDITION

Published by the Department of Public Safety, 6"x9", loose leaf, three-hole punched, 408-pages, Stock No. 116, \$32.95 + tax

NURSING LAWS - NEW EDITION

Published by the Board of Nursing, 6"x9", Saddle Stitched, 32pages, Stock No. 119, \$11.00 + tax

PHARMACY LAWS - NEW EDITION

Published by the Pharmacy Board, 6"x9", perfect bound, 160-pages, Stock No. 114, \$18.95+ tax.

..... AND THESE AS WELL...... Minnesota Session Laws - NEW

Set is two volumes (3,193 pages) and includes laws passed during the 2013 regular session as well as the 2012 first special session. A set (state copy) is now on display in the store. NO QUAN-TITY DISCOUNTS. **Stock No. 989. Cost:** *\$52 + tax, includes shipping.*

Health Care Facilities Directory - NEW

This new directory updates the 2012 edition. Features comprehensive listing of hospitals, nursing homes, supervised living facilities, outpatient clinics, home health agencies, hospices, etc. within the state of Minnesota. Lists are organized both by county and alphabetically. **Stock Number:** 72. **Price:** \$28.95. **Binding:** Plastic Spiral Binding. 554-pages.

Learning Objectives for Professional Peace Officer Education

Features techniques of criminal investigation and testifying to include traffic, law enforcement, use of firearms, interrogation tactics, and more. Produced by the P.O.S.T Board. **Stock Number:** 414. **Price:** \$18.95. **Pages:** 109. **Binding:** Looseleaf-no binder. Fits in this binder (Stock No. 398).





Several convenient ways to order:

- Retail store Open 8 a.m. 5 p.m. Monday Friday, 660 Olive Street, St. Paul
- Phone (credit cards): 8 a.m. 5 p.m. Monday Friday, 651.297.3000 (Twin Cities) or 1.800.657.3757 (nationwide toll-free)

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- Minnesota Relay Service: 8 a.m. 5 p.m. Monday Friday, 1.800.627.3529 (nationwide toll-free)
- Fax (credit cards): 651.215.5733 (fax line available 24 hours/day)
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