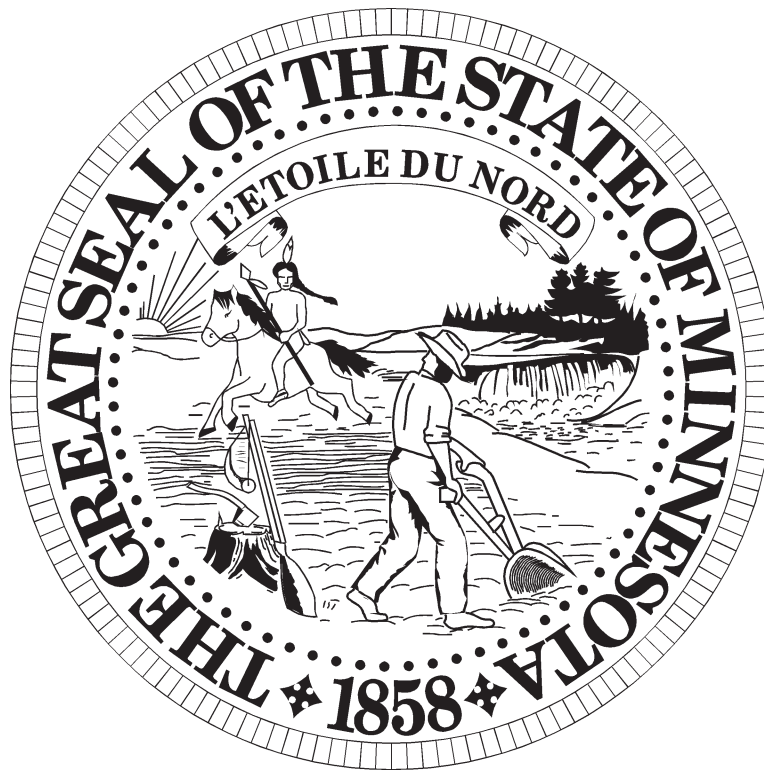


Minnesota

State Register

(Published every Monday (Tuesday when Monday is a holiday.)



**Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules;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

**Monday 1 June 2015
Volume 39, Number 48
Pages 1635 - 1672**

Minnesota State Register

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

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

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
- 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. 39 Issue Number	PUBLISH DATE (BOLDFACE shows altered publish date)	Deadline for: all Short Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts	Deadline for LONG, Complicated Rules (contact the editor to negotiate a deadline)
# 49	Monday 8 June	Noon Tuesday 2 June	Noon Thursday 28 May
# 50	Monday 15 June	Noon Tuesday 9 June	Noon Thursday 4 June
# 51	Monday 22 June	Noon Tuesday 16 June	Noon Thursday 11 June
# 52	Monday 29 June	Noon Tuesday 23 June	Noon Thursday 18 June

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Governor: Mark Dayton (651) 296-3391	Administration Commissioner: Matthew J. Massman (651) 201-2555	Editor: Robin PanLener (651) 297-7963, robin.panlener@state.mn.us
Lieutenant Governor: Tina Smith (651) 296-3391	Plant Management Division: Christopher A. Guevin (651) 201-2350	Assistant editor: John Mikes (651) 297-4616, john.mikes@state.mn.us
Attorney General: Lori Swanson (651) 296-6196	Minnesota's Bookstore: Mary Mikes (651) 297-3979	Subscriptions Manager: Loretta J. Diaz (651) 297-8777, loretta.diaz@state.mn.us
Auditor: Rebecca Otto (651) 296-2551		
Secretary of State: Steve Simon (651) 296-2803		

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For additional grants go to the Office of Grants Management (OGM) at:

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Revisor of Statutes - RULES STATUS:

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Statewide Integrated Financial Tools (SWIFT) Supplier Portal:

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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

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

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

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

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

Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience, and Interior Design Proposed Permanent Rules Relating to Expedited Licensing for Veterans; Housekeeping Updates

DUAL NOTICE: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons Request a Hearing, and Notice of Hearing if 25 or More Requests for Hearing Are Received; Revisor's ID Number R-04312

Proposed New Rules Governing Temporary Military Certificates, *Minnesota Rules*, 1800.0450; Proposed Amendment to Rules Relating to Housekeeping Updates, *Minnesota Rules*, 1800.0300, 1800.0400, 1800.0600, 1800.0800, 1800.1000, 1800.2100, 1800.2200, 1800.3505 and 1800.5200; and Proposed Repeal of Rules Relating to Land Surveying Housekeeping Updates, *Minnesota Rules* 1800.3800 and 1800.3850

Introduction. The Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design ("Board") intends to adopt rules without a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. If, however, 25 or more persons submit a written request for a hearing on the rules by 4:30 p.m. on July 1, 2015, the Board will hold a public hearing in Suite 295, Golden Rule Building, 85 E. 7th Place, St. Paul, Minnesota 55101, starting at 9:30 a.m. on Friday, July 17, 2015. To find out whether the Board will adopt the rules without a hearing or if it will hold the hearing, you should contact the agency contact person after July 1, 2015, but before July 17, 2015.

Agency Contact Person. Submit any comments or questions on the rules or written requests for a public hearing to the agency contact person. The agency contact person is: Andrea Barker at Board of AELSLAGID, 85 East 7th Place, Suite 160, St. Paul, Minnesota 55101; **phone:** (651) 757-1511; **fax:** (651) 297-5310; **e-mail:** andrea.barker@state.mn.us. **TTY** users may call the Board of AELSLAGID at 1-800-627-3529.

Subject of Rules and Statutory Authority. The proposed rules are about issuing temporary military licenses and housekeeping updates. The statutory authority to adopt the rules is *Minnesota Statutes*, section 197.4552 and *Minnesota Statutes*, section 326.06. A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed.

Proposed Rules

Comments. You have until 4:30 p.m. on Wednesday, July 1, 2015, to submit written comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed. You are encouraged to propose any change that you desire. Any comments that you have about the legality of the proposed rules must also be made during this comment period.

Request for a Hearing. In addition to submitting comments, you may also request that the Board hold a hearing on the rules. You must make your request for a public hearing in writing, which the agency contact person must receive by 4:30 p.m. on Wednesday, July 1, 2015. You must include your name and address in your written request. In addition, you must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and the agency cannot count it when determining whether it must hold a public hearing. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

Withdrawal of Requests. If 25 or more persons submit a valid written request for a hearing, the Board will hold a public hearing unless a sufficient number of persons withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to affect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

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

Modifications. The Board might modify the proposed rules, either as a result of public comment or as a result of the rule hearing process. It must support modifications by data and views submitted to the agency or presented at the hearing. The adopted rules may not be substantially different than these proposed rules unless the Board follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Board encourages you to participate in the rulemaking process.

Cancellation of Hearing. The Board will cancel the hearing scheduled for July 17, 2015, if the agency does not receive requests for a hearing from 25 or more persons. If you requested a public hearing, the agency will notify you before the scheduled hearing whether the hearing will be held. You may also call the agency contact person at (651) 757-1511 after July 1, 2015, to find out whether the hearing will be held.

Notice of Hearing. If 25 or more persons submit valid written requests for a public hearing on the rules, the Board will hold a hearing following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The Board will hold the hearing on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge Ann O'Reilly is assigned to conduct the hearing. Judge O'Reilly's Legal Assistant, Denise Collins, can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, **telephone:** (651) 361-7900, and **fax:** (651) 539-0300 or **e-mail:** denise.collins@state.mn.us.

Hearing Procedure. If the Board holds a hearing, you and all interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time before the hearing record closes. All evidence presented should relate to the proposed rules. You may also submit written material to the Administrative Law Judge to be recorded in the hearing record for five working days after the public hearing ends. At the hearing, the Administrative Law Judge may order that this five-day comment period is extended for a longer period but not more than 20 calendar days. Following the comment period, there is a five-working-day rebuttal period when the agency and any interested person may respond in writing to any new information submitted. No one may submit new evidence during the five-day rebuttal period. The Office of Administrative Hearings must receive all comments and responses submitted to the Administrative Law Judge no later than 4:30 p.m. on the due date. All comments or responses received will be available for review at the Board office. This rule hearing procedure is governed by *Minnesota Rules*, parts 1400.2000 to 1400.2240, and *Minnesota Statutes*, sections 14.131 to 14.20. You may direct questions about the procedure to the Administrative Law Judge.

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

Proposed Rules

Statement of Need and Reasonableness. The statement of need and reasonableness summarizes the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. It is now available from the agency contact person. You may review or obtain copies for the cost of reproduction by contacting the agency contact person. The SONAR is also available on the Board's website at www.aelslagid.state.mn.us.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. Ask any questions about this requirement of the Campaign Finance and Public Disclosure Board at: Suite #190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone: (651) 539-1180 or 1-800-657-3889.

Adoption Procedure if No Hearing. If no hearing is required, the agency may adopt the rules after the end of the comment period. The Board will submit the rules and supporting documents to the Office of Administrative Hearings for a legal review. You may ask to be notified of the date the rules are submitted to the office. If you want either to receive notice of this, to receive a copy of the adopted rules, or to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Adoption Procedure After a Hearing. If a hearing is held, after the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rules. You may ask to be notified of the date that the Administrative Law Judge's report will become available, and can make this request at the hearing or in writing to the Administrative Law Judge. You may also ask to be notified of the date that the agency adopts the rules and the rules are filed with the Secretary of State by requesting this at the hearing or by writing to the agency contact person stated above.

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

Dated: 13 May 2015

Doreen Frost, Executive Director

1800.0300 IN-TRAINING CLASSIFICATIONS.

There shall be a classification of engineer-in-training, a classification of land surveyor-in-training, a classification of geologist-in-training, and a classification of soil scientist-in-training. For examination of engineer-in-training see parts 1800.2500 to 1800.2900, for examination of land surveyor-in-training see parts 1800.3505 to ~~1800.3850~~ 1800.3750, for examination of geologist-in-training see parts 1800.3900 to 1800.3930, and for examination of soil scientist-in-training see parts 1800.3900 to 1800.3930.

1800.0400 APPLICATION FOR EXAMINATION, LICENSURE, AND CERTIFICATION.

Subpart 1. **Forms and filing.** Applications for examination, licensure, or certification shall be under oath and made on forms prescribed and furnished by the board and shall be filed with the Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience, and Interior Design and accompanied by payment of the application fee as specified in *Minnesota Statutes*, section 326.105. Applications for certification as a certified interior designer shall be filed following passage of the applicant's National Council for Interior Design Qualification (~~NCIDQ~~) (CIDQ) examination or meeting the requirements outlined in part 1800.0800 or 1800.2100, subpart 5. Applications for licensure as a landscape architect shall be filed following the applicant's successful passage of the Council of Landscape Architectural Registration Board (CLARB) professional examination or meeting the requirements in part 1800.0800.

Subp. 1a. **Information required.** The applicant shall submit to the board, on a form prescribed by the board, the following information:

[For text of items A to F, see M.R.]

G. for certified interior designer applicants, whether the written examination administered by the National Council for Interior Design Qualification (~~NCIDQ~~) (CIDQ) has been successfully completed;

[For text of items H and I, see M.R.]

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

1800.0450 TEMPORARY MILITARY LICENSE OR CERTIFICATE.

Subpart 1. **Information required.** An applicant shall submit an application for a temporary military license or certificate under *Minnesota Statutes*, section 197.4552, accompanied by payment of the license fee as specified in *Minnesota Statutes*, section 326.10, subdivision 10. The application must be made under oath on a form provided by the board and must include one signed copy of a statement that the applicant has read the Board Rules of Professional Conduct. The applicant shall supply the board with evidence of all of the following:

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A. military status:

(1) active duty military member;

(2) spouse of an active duty military member; or

(3) confirmation of an honorable or general discharge status within the two years preceding the date of temporary military certificate application;

B. verification of current licensure or certification in another state; and

C. a current criminal background study.

Subp. 2. Evaluation of information. The board shall evaluate the information required by subpart 1. If the board finds the applicant is eligible for licensure or certification, the board shall issue a temporary license or certificate and notify the applicant in writing. If the board finds the applicant is ineligible for a temporary military license or certificate, the board shall notify the applicant in writing and give the reasons for ineligibility.

Subp. 3. Temporary license or certificate period. A temporary military license or certificate is valid for not more than six months from the date of issuance and expires on the date listed on the temporary license or certificate, upon the board's determination that the applicant is ineligible for licensure or certification, or upon issuance of a license or certificate under part 1800.4100, whichever occurs first.

Subp. 4. Application required. During the temporary license or certificate period, the individual shall complete the full application required for licensure as an architect, professional engineer, land surveyor, landscape architect, or geoscientist or for certification as a certified interior designer. If the board finds an applicant is eligible for licensure, the board shall issue a certificate of licensure as provided under part 1800.4100 and notify the applicant. If the board finds the applicant is eligible for certification, the board shall issue a certificate as provided under part 1800.4100, subpart 7, and notify the applicant. If the board finds the applicant is ineligible for licensure or certification, the board shall notify the applicant in writing and give the reasons for ineligibility.

Subp. 5. Limitations. The board shall not issue a temporary military license or certificate to an applicant who has previously received a temporary license or certificate. A temporary military license or certificate shall not be renewed.

1800.0600 CERTIFICATE OF REGISTRATION.

Certification of an applicant's technical qualifications by the National Council of Architectural Registration Boards (NCARB), the National Council of Examiners for Engineering and Surveying (NCEES), the Council of Landscape Architectural Registration Boards (CLARB), or the National Council for Interior Design Qualification (NCIDQ/CIDQ) may be accepted by the board as establishing such qualifications, and the applicant, in such instances, will not be required to pass further examination.

1800.0800 PROOF OF QUALIFICATION TO PRACTICE.

An applicant shall submit evidence to the board indicating that the applicant is qualified to practice in the profession or field of major practice in which the applicant seeks licensure or certification. The burden of proof is upon the applicant who should make every effort to present qualifications fully and clearly. Qualifications shall be established by one or more of the following methods:

[For text of items A to E, see M.R.]

F. for licensure by comity as an architect, engineer, or landscape architect, by submitting documentation of completion of the requirements in Minnesota Statutes, section 326.10, subdivision 1, ~~paragraph (a)~~, clause (2);

G. for licensure by comity as a land surveyor, by submitting documentation of completion of the requirements in Minnesota Statutes, section 326.10, subdivision 1, ~~paragraph (a)~~, clause (2). In addition, the applicant is required to successfully complete the local professional practice examination;

H. for certification by comity as a certified interior designer, by submitting documentation of completion of the requirements in Minnesota Statutes, section 326.10, subdivision 1, ~~paragraph (a)~~, clause (2). Applicants who were certified in other states prior to August 1, 1992, shall meet the requirements of part 1800.2100; or

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I. for licensure within a professional geoscience discipline by comity, by submitting documentation of completion of the requirements in Minnesota Statutes, sections 326.10, subdivision 1, ~~paragraph (a)~~; clause (2).

1800.1000 EDUCATION AND EXPERIENCE.

[For text of subs 1 to 5, see M.R.]

Subp. 6. **Experience and training requirement.** An applicant for licensure must present evidence of completion of the experience and training requirement. Qualifying credits for experience and training shall be granted as described in items A and B.

A. The applicant's total experience must meet the requirements for qualifying experience in subpart 7.

B. Training must comply with either:

(1) the Intern Development Program Guidelines (NCARB-IDP) published by the National Council of Architectural Registration Boards, July 2000-2001 2015, which is incorporated by reference, is available at the State Law Library and the board office, and is not subject to frequent change; or

(2) the Minnesota Intern Development Program if the candidate began the program prior to March 1, 1997.

A candidate is responsible for the establishment of the candidate's National Council of Architectural Registration Boards - Intern Development Program (NCARB-IDP) record.

Subp. 7. **Qualifying experience defined.** As used in this part, qualifying experience consists of value units as required to satisfy the Intern Development Program (IDP) training requirements as defined in ~~Appendix H~~ of the National Council of Architectural Registration Boards - Intern Development Program (NCARB-IDP) guidelines.

Subp. 8. [Repealed, 21 SR 1427]

1800.2100 EDUCATION AND EXPERIENCE.

Subpart 1. **Written examination requirement.** An applicant for certification as a certified interior designer shall pass a written examination administered by the National Council for Interior Design Qualification (~~NCIDQ~~ CIDQ) except that a written examination is not required of an applicant certified under subpart 5 or part 1800.0800, item H.

Subp. 2. **Education and experience requirement.** To qualify for certification as a certified interior designer, an applicant shall present evidence that the applicant has completed the education and experience requirements in items A and B.

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

B. Experience must be under the direct supervision of a certified interior designer, ~~NCIDQ~~ CIDQ certificate holder, licensed architect, or, prior to June 1, 2013, an interior designer.

(1) If the applicant meets the educational requirements of item A, subitem (1), the experience required is completion of the Interior Design Experience Program (IDEP), as provided by ~~NCIDQ~~ CIDQ or its successor, or a minimum of two years of qualifying interior design experience;

[For text of subitems (2) and (3), see M.R.]

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

[For text of subs 3 to 5, see M.R.]

1800.2200 PROCEDURES.

Subpart 1. **Written examinations.** The written examination shall be the examination as provided by the National Council for Interior Designer Qualification (~~NCIDQ~~ CIDQ).

Subp. 2. **Admission to examination.** The applicant shall apply for examination directly to the National Council for Interior Designer Qualification (~~NCIDQ~~ CIDQ) and follow the procedures outlined by the ~~NCIDQ~~ CIDQ.

[For text of subp 3, see M.R.]

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1800.3505 EDUCATION AND EXPERIENCE.

Subpart 1. **Examination requirements.** An applicant for licensure as a land surveyor is required to pass written examinations as provided in this part and parts 1800.3600 to ~~1800.3800~~ 1800.3750. An applicant for licensure under part 1800.0800, item G, shall satisfy the Minnesota licensing requirements that were in effect at the time of the applicant's original licensure in the other state.

[For text of subs 2 and 3, see M.R.]

1800.5200 GENERAL REQUIREMENT AND EXCEPTIONS.

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

Subp. 2. **Statutory exception.** Building components or classes of buildings enumerated in *Minnesota Statutes*, sections 326.02, subdivision 5, and 326.03, subdivision 2, clauses ~~(a)~~ (1) to ~~(d)~~ (4).

[For text of subs 3 and 4, see M.R.]

REPEALER. *Minnesota Rules*, parts 1800.3800; and 1800.3850, are repealed.

Minnesota Department of Education (MDE) Division of Equity and Innovation Proposed Permanent Rules Relating to Desegregation and Integration in Schools

NOTICE OF HEARING

Proposed Rule Amendment Brought by the Petitioner, City of Brooklyn Center, Under *Minnesota Statutes* Section 14.091 on Rules Governing Integration, *Minnesota Rules*, Chapter 3535; Revisor's ID Number 4338

Public Hearing. A public hearing on the above-named rules will be held under Minnesota Statutes section 14.091 at the Office of Administrative Hearings located in the Stassen Building, 600 North Robert Street, Saint Paul, MN 55101, starting at 9:30 am on July 8, 2015, and will continue as necessary on July 9 and 10, 2015, until the hearing is completed. The hearing will follow the applicable procedures and rules of the Office of Administrative Hearings. The agency will schedule additional days of hearing if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements may be submitted without appearing at the hearing.

Administrative Law Judge. Chief Administrative Law Judge Tammy L. Pust will conduct the hearing. The judge can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, **phone:** (651) 361-7830, **fax:** (651) 361-7936 and **e-mail:** Tammy.Pust@state.mn.us. You should direct questions about the rule hearing procedure to the administrative law judge.

Subject of Rules, Statutory Authority, and Agency Contact Person. The petitioner's proposed rule amendment is about public school desegregation and integration. The petitioner's proposed rule amendment is authorized under *Minnesota Statutes*, section 14.091. A copy of the petitioner's proposed rule is published in the *State Register* and is attached to this notice as mailed. The petitioner's proposed rule is also available on the agency's website at: <http://education.state.mn.us/MDE/Welcome/Rule/ActiveRule/SchDesegInteg/index.htm>. A free copy of the rules is available upon request from the agency contact person. The agency contact person is: Kerstin Forsythe Hahn at the Minnesota Department of Education, 1500 Highway 36 West, Roseville, MN 55113, **phone:** (651) 582-8583, **fax:** (651) 582-8248 and **e-mail:** Kerstin.forsythe@state.mn.us.

Public Comment. You and all interested or affected persons, including representatives of associations and other interested groups, will have an opportunity to participate. The administrative law judge will accept your views either orally or in writing at the hearing. Submit written comments to the administrative law judge at the email or mailing address above or submit to rulecomments@state.mn.us. All evidence that you present should relate to the proposed rules. The Office of Administrative Hearings must receive all comments and responses submitted to the administrative law judge no later than 4:30 p.m. on the date of the hearing unless the comment period is extended by the judge. All comments or responses received are public and will be available for review at the Office of Administrative Hearings.

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The agency requests that any person submitting written views or data to the administrative law judge before the hearing also submit a copy of the written views or data to the agency contact person at the contact information listed above.

Alternative Format/Accommodation. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request or if you need an accommodation to make this hearing accessible, please contact the agency contact person at the address, email or telephone number listed above.

Modifications. The administrative law judge may modify the current rule or the rule as proposed by the petitioner or in another manner that the administrative law judge has determined is needed and reasonable. These amendments may be adopted under the expedited rulemaking process in section 14.389. If a hearing is held and amendment of the rule is required the agency must complete the amendment of the rule within 180 days of the administrative law judge's decision following the petitioner's hearing. If the proposed rules affect you in any way, the agency encourages you to participate.

Adoption Procedure after the Hearing. After the close of the hearing record, the administrative law judge will issue a report on the petitioner's proposed rules. The administrative law judge must issue a decision on the petition within 120 days of receiving the petition at the Office of Administrative Hearings. You may ask to be notified of the date when the judge's report will become available, and can make this request at the hearing or in writing to the administrative law judge. You may also ask to be notified of the date that the agency adopts the rules and files them with the Secretary of State, or ask to register with the agency to receive notice of future rule proceedings. You may make these requests at the hearing or in writing to the agency contact person stated above.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You should direct questions regarding this requirement to the Campaign Finance and Public Disclosure Board at: Suite #190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, **telephone:** (651) 539-1180 or 1-800-657-3889.

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

Dated: 27 May 2015

Steve Dibb, Deputy Commissioner
Minnesota Department of Education

3535.0100 PURPOSE.

The purpose of parts 3535.0100 to 3535.0180 is to recognize that:

The United States Supreme Court has Declared:

Segregation of white and nonwhite children in public schools has a detrimental effect on nonwhite children. The impact is greater when it has the sanction of law, for the policy of separating the races is usually interpreted as denoting the inferiority of the nonwhite group. A sense of inferiority affects the motivation of a child to learn. Segregation with the sanction of law, therefore, has a tendency to retard the educational and mental development of nonwhite children and to deprive them of the benefits they would receive in a racially integrated school system.

To separate children from others of similar age and qualifications solely because of their race generates a feeling of inferiority as to their status in the community that may affect their hearts and minds in a way unlikely to be ever undone.

In the field of public education, the doctrine of separate but equal has no place. Separate education facilities are inherently unequal.

Earl Warren, *Brown v. Board of Education (1954)*.

The nation has a moral and ethical obligation to fulfill its historic commitment to creating an integrated society that ensures equal opportunity for all of its children. A compelling interest therefore exists both in avoiding racial isolation and achieving a diverse student population.

State and local authorities can consider the racial makeup of schools and adopt general policies to encourage a diverse student body, one aspect of which is its racial composition. In so doing, they are free to devise race-conscious measures to address the problem of segregation in a general way and without treating each student in a different fashion solely on the basis of a systematic, individual typing by race.

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The state and local school boards may pursue the goal of bringing together students of diverse backgrounds and races through strategic site selection of new schools; drawing attendance zones with general recognition of the demographics of neighborhoods; allocating resources for special programs; recruiting students and faculty in a targeted fashion; and tracking enrollments, performance, and other statistics by race. These mechanisms are race conscious but do not lead to different treatment based on a classification that tells each student that the student is to be defined by race.

Anthony Kennedy, *Parents Involved v. Community Schools* (2007).

Given the foregoing, the purpose of this rule is to fulfill the duty of the state to:

- ~~A.~~ recognize that the primary goal of public education is to enable all students to have opportunities to achieve academic success;
- ~~B.~~ reaffirm the state of Minnesota's commitment to the importance of integration in its public schools;
- ~~C.~~ recognize that while there are societal benefits from schools that are racially balanced, there are many factors which can impact the ability of school districts to provide racially balanced schools, including housing, jobs, and transportation;
- ~~D.~~ recognize that providing parents a choice regarding where their children should attend school is an important component of Minnesota's education policy;
- ~~E.~~ recognize that there are parents for whom having their children attend integrated schools is an essential component of their children's education;
- ~~F.~~A. prevent segregation by law, as defined in part 3535.0110, subpart 9, in public schools;
- ~~G.~~B. encourage districts to provide opportunities for students to attend schools that are racially ~~balanced~~ diverse when compared to other schools within the district;
- ~~H.~~C. provide a system that identifies the presence of racially isolated districts and encourage adjoining districts to work cooperatively to improve cross-district integration, while giving parents and students meaningful choices; and
- ~~I.~~D. work with rules that address academic achievement, including graduation standards under chapter 3501 and inclusive education under part 3500.0550, by providing equitable access to resources.

3535.0110 DEFINITIONS.

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

Subp. 5. **Racial ~~balance~~ diversity.** "Racial ~~balance~~ diversity" means the increased interaction of protected students and white students within schools and between districts that is consistent with the purposes of parts 3535.0160 to 3535.0180.

[For text of subp 6, see M.R.]

Subp. 7. **Racially isolated school district.** "Racially isolated school district" means a district where the districtwide enrollment of protected students ~~exceeds is greater or less than~~ the regionwide enrollment of protected students ~~of any adjoining district~~ by more than 20 percentage points.

Subp. 8. **School.** "School" means a site in a public school district serving any of kindergarten through grade 12. For purposes of parts 3535.0160 to 3535.0180 only, school does not mean:

- ~~A.~~ charter schools under Minnesota Statutes, section 124D.10;
- ~~B.~~A. area learning centers under *Minnesota Statutes*, section 123A.05;
- ~~C.~~B. public alternative programs under *Minnesota Statutes*, section 126C.05, subdivision 15;
- ~~D.~~C. contracted alternative programs under *Minnesota Statutes*, section 124D.69;

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~~E. D.~~ school sites specifically designed to address limited English proficiency;

~~F. E.~~ school sites specifically designed to address the needs of students with an individualized education program (IEP); and

~~G. F.~~ secure and nonsecure treatment facilities licensed by the Department of Human Services or the Department of Corrections.

Subp. 9. **Segregation by law.** ~~“Segregation by law” means the intentional act or acts by the state or a school district that has the discriminatory purpose of causing a student to attend or not attend particular programs or schools within the district on the basis of the student’s race and that causes a concentration of protected students at a particular school. have, at least in part, the discriminatory purpose of causing racial segregation within or among school districts. A finding of segregation by law can be made based upon one or more of the following factors:~~

~~A. It is not segregation for a concentration of protected students or white students to exist within schools or school districts:~~

~~(1) if the concentration is not the result of intentional acts motivated by a discriminatory purpose;~~

~~(2) if the concentration occurs at schools providing equitable educational opportunities based on the factors identified in part 3535.0130, subpart 2; and~~

~~(3) if the concentration of protected students has occurred as the result of choices by parents, students, or both.~~

~~A. the creation or modification of school attendance areas, or school district boundaries, that could foreseeably cause or increase segregation;~~

~~B. optional attendance areas, or transfer and recruitment policies and practices, that disproportionately allow white students to avoid racially integrated schools serving the white students’ neighborhood;~~

~~C. a clear and substantial pattern of segregated faculty assignments;~~

~~D. construction or expansion of school facilities that have the foreseeable effect of increasing segregation;~~

~~E. in a school district with a history of segregation by law, the existence of single race schools or schools substantially disproportionate in their racial composition; and~~

~~B. F.~~ in addition to the factors in ~~item items~~ A to E, it is not segregation by law for concentrations of enrolled American Indian students to exist within schools or school districts:

(1) if the concentration exists as a result of attempting to meet the unique academic and culturally related educational needs of enrolled American Indian students through programs developed pursuant to the federal government’s trust relationship with American Indian tribes or through an agreement with an American Indian tribal government; and

(2) the concentration exists as the result of voluntary choices made by American Indian parents, enrolled American Indian students, or both.

Subp. 10. **Racial isolation or segregation.** ~~“Racial isolation or segregation” occurs in a public school district when the minority composition of the pupils in any school building exceeds the minority racial composition of the student population of the entire district for the grade levels being served by that school building by more than 20 percent.~~

Subp. 11. **Integration.** ~~“Integration” occurs when children of different races attend school together. Efforts to achieve integration by the use of rigid racial quotas or racially balancing for its own sake are prohibited. However, the legislature has determined that in racially diverse districts and racially diverse metropolitan areas, a context-appropriate flexible mathematical ratio requiring, for example, that no school can be more than 71 percent and no less than 29 percent nonwhite, or alternatively, no more than 50 percent and no less than ten percent nonwhite, can be used as a flexible starting point to determine whether the school or a school district is racially integrated.~~

Subp. 12. **Sector area collaboration councils.** In order to carry out this rule, the state establishes the sector area collaboration councils in items A to E.

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A. Council 1 includes the following entire school districts: Bloomington, Burnsville-Eagan-Savage, Eastern Carver County, Eden Prairie, Edina, Lakeville, Prior Lake-Savage area schools, Richfield, Shakopee, and St. Louis Park. It also includes the Minneapolis-St. Paul International Airport-Fort Snelling area.

It also includes an area with a portion of the Minneapolis school district described as follows:

starting at intersection of Western Minneapolis school district boundary line and I-394, counterclockwise following the school district line South, following the school district boundary line East to Minnesota Highway 55 (Hiawatha Avenue), North and West on Minnesota Highway 55 (Hiawatha Avenue) to I-94, West and North on I-94 to I-394, West on I-394 to Western Minneapolis school district boundary line (point of the beginning).

B. Council 2 includes the following entire school districts: Brooklyn Center, Hopkins, Minnetonka, Orono, Osseo, Robbinsdale, Wayzata, and Westonka.

It also includes an area with a portion of the Minneapolis school district described as follows:

starting at intersection of Western Minneapolis school district boundary line and I-394, East on I-394 to I-94, North on I-94 to Northern Minneapolis school district boundary line, following the school district boundary line counterclockwise to I-394 (point of the beginning).

C. Council 3 includes the following entire school districts: Anoka-Hennepin, Centennial, Columbia Heights, Fridley, Mounds View, Roseville, Spring Lake Park, and St. Anthony-New Brighton.

It also includes an area with a portion of the Minneapolis and St. Paul school districts:

starting at intersection of Northern Minneapolis school district boundary line and I-94, South and East on I-94 counterclockwise to I-35E in St. Paul, North on I-35 to Northern St. Paul school district boundary line, following the school district boundary lines of St. Paul and Minneapolis counterclockwise to I-94 (point of the beginning).

D. Council 4 includes the following entire school districts: Forest Lake, Mahtomedi, North St. Paul-Maplewood, South Washington County, Stillwater area, and White Bear Lake.

It also includes an area with a portion of the St. Paul school district:

starting at intersection of I-35E and Northern St. Paul school district boundary line, South on I-35E to I-94, East on I-94 to U.S. Highway 52 (Lafayette Freeway), South on U.S. Highway 52 (Lafayette Freeway) to Mississippi River, South on Mississippi River to Southernmost St. Paul school district boundary line, following St. Paul school district boundary line counterclockwise to I-35E (point of the beginning).

E. Council 5 includes the following entire school districts: Farmington, Hastings, Inver Grove Heights community schools, Rosemount-Apple Valley-Eagan, South St. Paul, and West St. Paul-Mendota Heights-Eagan.

It also includes an area with a portion of Minneapolis and St. Paul school districts:

starting at intersection of I-94 and Minnesota Highway 55 (Hiawatha Avenue) in Minneapolis, South and East on Minnesota Highway 55 (Hiawatha Avenue) to Southern Minneapolis school district boundary line, East following Minneapolis school district boundary line to St. Paul school district boundary line, following St. Paul school district boundary line counterclockwise and East to U.S. Highway 52 (Lafayette Freeway) North on U.S. Highway 52 (Lafayette Freeway) to I-94, West on I-94 to Minnesota Highway 55 (Hiawatha Avenue) in Minneapolis (point of the beginning).

Subp. 13. **Membership of sector area collaboration council.** Each district in a sector area shall appoint individuals to participate in the sector area collaboration council. Each district shall have voting power based on the proportional number of students the district serves. The council shall reflect the diversity of the students in the participating districts. If any of the participating districts have an American Indian parent committee formed under *Minnesota Statutes*, section 124D.78, a representative of those committees shall also be appointed.

3535.0130 DUTIES OF COMMISSIONER.

Subpart 1. **Review of data.** The commissioner shall review the data provided by a school district under part 3535.0120 within 60 days of its receipt. If the commissioner determines that there is a racially identifiable school within a district, or if the commissioner receives a complaint alleging that a district is engaged in acts of segregation by law, the commissioner shall request further information to determine

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whether the racial composition at the school or schools in question results from acts motivated at least in part by a discriminatory purpose. ~~The commissioner's finding of a discriminatory purpose must be based on one or more of the following except that the commissioner shall not rely solely on item D or E, or both~~ First, the commissioner shall review items A to E:

A. the historical background of the acts which led to the racial composition of the school, including whether the acts reveal a series of official actions taken for discriminatory purposes;

B. whether the specific sequence of events resulting in the school's racial composition reveals a discriminatory purpose;

C. departures from the normal substantive or procedural sequence of decision making, as evidenced, for example, by the legislative or administrative history of the acts in question, especially if there are contemporary statements by district officials, or minutes or reports of meetings that demonstrate a discriminatory purpose;

D. whether the racial composition of the school is the result of acts which disadvantage one race more than another, as evidenced, for example, when protected students are bused further or more frequently than white students; ~~and~~

E. whether the racially identifiable composition of the school was predictable given the policies or practices of the district; and

F. if upon reviewing the evidence in items A to E, the commissioner determines that the district, motivated in part by a discriminatory purpose, engaged in one or more of the following practices:

(1) created or modified school attendance areas, or school district boundaries, in a manner that could foreseeably cause or increase segregation;

(2) employed optional attendance areas, or transfer and recruitment policies and practices, that disproportionately allow white students to avoid racially integrated schools serving the white students' neighborhood;

(3) demonstrated a clear and substantial pattern of segregated faculty assignments;

(4) constructed or expanded school facilities in a way that had the foreseeable effect of increasing segregation; or

(5) in a school district with a history of segregation by law, operated single race schools or school substantially disproportionate in their racial composition, the commissioner shall find that the district is segregated by law.

[For text of subs 2 and 3, see M.R.]

3535.0150 DEVELOPMENT OF PLAN FOR MANDATORY DESEGREGATION; ENFORCEMENT.

Subpart 1. **District plan.** If the commissioner determines that segregation by law exists and affects a substantial portion of the district, the district will be declared to be operating a dual system. In response to this finding, the district shall provide a plan within 60 days that proposes how it shall remedy the segregation. The plan shall address the specific actions that were found by the commissioner to contribute to the segregation and will describe how segregation by law will be eliminated "root and branch" and district returned to unitary status. This plan will address how district schools will become racially integrated and how each school within the district will be substantially equivalent in its faculty, staff, transportation, extracurricular activities, and facilities.

If the discrimination does not affect a substantial portion of the district, or if the discrimination involves only segregated faculty assignments, a more narrowly tailored remedy may be proposed.

In either case, the plan shall be developed in consultation with the commissioner. If the commissioner rejects any or all of the plan, the commissioner shall provide technical assistance to help the district revise the plan. However, if the district and the commissioner cannot agree on a plan within 45 days after the original plan was rejected, the commissioner shall develop a revised plan to remedy the segregation by law that the district shall implement in the time frame specified by the commissioner. A finding of segregation by law, or a finding that the district's initial plan is inadequate, shall be based on written findings of fact and conclusions of law issued by the commissioner.

Subp. 2. **Remedy.** If the commissioner has made a finding of segregation by law, student assignments based on race that are made to remedy the finding of segregation by law are permissible in a plan for mandatory desegregation, so long as they are narrowly tailored to remedy the act of segregation by law.

[For text of subp 3, see M.R.]

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Subp. 4. **Enforcement of desegregation.** If the district fails to submit data required by the commissioner, fails to provide or implement a plan to remedy the segregation by law, or fails to implement a plan developed by the commissioner as provided in subpart 1, the commissioner must:

A. notify the district that its aid shall be reduced pursuant to *Minnesota Statutes*, section 127A.42;

B. refer the finding of segregation by law to the Department of Human Rights for investigation and enforcement; and

C. report the district's actions to the education committees of the legislature by March 15 of the next legislative session with recommendations for financial or other appropriate sanctions.

3535.0160 INTEGRATION OF RACIALLY IDENTIFIABLE SCHOOLS NOT THE RESULT OF SEGREGATION BY LAW.

Subpart 1. Notice to district of plan including voluntary measures.

A. If a racially identifiable school reviewed under part 3535.0130 is not the result of segregation by law, the district shall be notified that it must develop and submit a plan to the commissioner for review that provides options to ~~help~~ integrate the racially identifiable school. The format of the plan shall be determined by the commissioner.

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

Subp. 2. **Community collaboration council.** The district shall establish and use a community collaboration council to assist in developing the district's plan under this part. The council shall ~~be reasonably representative of~~ reflect the racial diversity of the ~~district~~ district's students and shall include parents' representatives that also reflect the diversity of the district's students. In communities with ten or more American Indian students, representation from the American Indian parent committee under Minnesota Statutes, section 124D.78, is required on the community collaboration council. If a district has an existing committee whose composition reasonably reflects the diversity of the district, for example, school site councils or district curriculum advisory councils, that committee may be used to provide the planning required by this part. The community collaboration council shall identify ways of creating increased opportunities for interracial contact, and establish goals for meeting this objective. After identifying these opportunities and goals, the council shall develop a plan for integration at each school that may include, for example, options under subpart 3.

Subp. 3. District plan.

A. After receiving the plan required under subpart 2 from its community collaboration council, the district shall provide a plan to the commissioner that describes how the goal of ~~increased opportunities for interracial contact between students~~ integrated schools will be met, and the integration efforts the district plans to implement at each racially identifiable school. The plan shall be written and adopted by the end of the academic year in which the district received notice under subpart 1, or six months later, whichever is longer. The plan shall include:

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

B. All plans under this part must be educationally justifiable and contain options for intradistrict integration that may include, for example:

(1) ~~duplicating programs that have demonstrated success in improving student learning at schools that are racially identifiable;~~

(2) (1) providing incentives to help ~~balance~~ diversify racially identifiable schools, for example, providing:

(a) incentives to low-income students to transfer to schools that are not racially identifiable;

(b) transportation; and

(c) interdistrict opportunities and collaborative efforts with other districts;

(3) (2) providing incentives to teachers to improve the distribution of teachers of all races at schools across the district, including:

(a) staff development opportunities;

(b) strategies for attracting and retaining staff who serve as role models; and

(c) strategies for attracting and retaining staff who have a record of success in teaching protected students, low-income students, or both;

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~~(4)~~ (3) greater promotion of programs provided at racially identifiable schools designed to attract a wide range of students; and

~~(5)~~ (4) providing smaller class sizes, greater counseling and support services, and more extracurricular opportunities and other resources at racially identifiable schools as compared to schools that are not racially identifiable or at schools with a higher concentration of low-income students; and.

~~(6) providing programs promoting instruction about different cultures, including options uniquely relevant to American Indian students, including, for example, American Indian language and culture programs under *Minnesota Statutes*, section 124D.74.~~

The format of the integration plan shall be consistent with, and if possible included into, a district's comprehensive plan.

[For text of subs 4 to 6, see M.R.]

3535.0170 INTEGRATION OF RACIALLY ISOLATED SCHOOL DISTRICTS.

Subpart 1. Evaluation.

A. The commissioner shall annually evaluate the enrollment of protected students in each district to determine whether the district as a whole is racially isolated. If the commissioner determines that a district is racially isolated, as defined in part 3535.0110, subpart 7, the commissioner shall immediately notify the district and its adjoining sector area districts and sector district council. The commissioner may also send notice to other districts that are not adjoining if the commissioner determines that it would be geographically feasible for such districts to participate in cross-district planning. Districts that are not adjoining may choose whether to participate in the cross-district planning.

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

Subp. 2. [See repealer.]

Subp. 3. [See repealer.]

Subp. 4. [See repealer.]

Subp. 5. **Council cooperation and plan.** The ~~multidistrict collaboration~~ sector area council shall identify ways of creating increased opportunities for ~~interracial contact~~ the racial integration of students and establish goals for meeting this objective. After identifying these opportunities and goals, the council shall develop a joint collaboration plan for cross-district integration that may include the incentives contained in subpart 6, item B.

Subp. 6. District plan.

A. After receiving the plan required in subpart 5 from its council, each district shall review, modify if necessary, and ratify the integration plan. Each district shall provide a plan to the commissioner that describes how the goal of greater opportunities for ~~interracial contact between~~ racial integration of students will be met and that describes the interdistrict integration efforts the district plans to implement. The plan shall be completed and ratified no longer than 12 months after the district receives notice under part 3535.0180, subpart 1. The plan shall include:

- (1) the extent of community outreach that preceded the interdistrict plan;
- (2) cross-district integration issues identified;
- (3) goals of the integration effort; and
- (4) how the goals will be or are being accomplished.

B. All collaboration plans under this part must be educationally justifiable and contain options for interdistrict integration that may include, for example:

- (1) providing cooperative transportation that helps ~~balance~~ diversify racially isolated districts;
- (2) providing incentives for low-income or nonwhite students to transfer to districts that are not racially isolated;
- (3) developing cooperative magnet programs or schools designed to increase racial ~~balance~~ diversity in the affected districts;

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~~(4)~~ (5) designing interdistrict shared schools with attendance boundaries that cross current district boundaries in order to promote integrated schools;

~~(4)~~ (5) designing cooperative programs to enhance the experience of students of all races and from all backgrounds and origins;

~~(5)~~ (6) providing cooperative efforts to recruit teachers of color, and encouraging teacher exchanges, parent exchanges, and cooperative staff development programs;

~~(6)~~ (7) encouraging shared extracurricular opportunities, including, for example, community education programs that promote understanding, respect, and interaction among diverse community populations; and

~~(7)~~ (8) documenting, in districts with ten or more American Indian students, how American Indian students are able to participate in program options uniquely relevant to American Indian students, including, for example, language and culture programs under *Minnesota Statutes*, section 124D.74, and how the students may participate in the district's voluntary integration efforts.

Subp. 7. [See repealer.]

Subp. 8. **Timeline for reports.** Once a ~~multidistrict sector area~~ collaboration plan has been filed with the commissioner, it does not need to be renewed for a period of four years from the date of filing.

3535.0180 EVALUATION OF COLLABORATIVE EFFORTS.

The commissioner shall biennially evaluate the results of collaborative efforts under part 3535.0170 to determine whether the collaboration plan was implemented and whether the action goals have been substantially met. After reviewing the results, the commissioner shall report to the house and senate education committees whether a district implemented its collaboration plan and substantially met its action goals. The commissioner may also make recommendations for appropriate legislative action. If the commissioner determines that the district has not met its goals, the commissioner will notify the district that it shall be ineligible for integration aid and that its state aid may be reduced pursuant to *Minnesota Statutes*, section 127A.42.

REPEALER. *Minnesota Rules*, part 3535.0170, subparts 2, 3, 4, and 7, are repealed.

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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.

Minnesota Comprehensive Health Association (MCHA) Notice of Annual Meeting of Members & Annual Board Meeting Tuesday 9 June 2015

NOTICE IS HEREBY GIVEN that the **Annual Meeting of Members** of the Minnesota Comprehensive Health Association (MCHA) will be held at 1:00 p.m. on Tuesday, June 9th, 2015; to be immediately followed by the **Annual Meeting of the Board of Directors**.

For additional information and location of this meeting, please call Susan Goedderz at (952) 593-9609.

Minnesota Department of Health (MDH) Division of Health Policy

Notice of Adoption of Revised Rules:

Minnesota Uniform Companion Guide for the Implementation of the ASC X12N/005010X222A1 Health Care Claim: Professional (837), version 10.0;

Minnesota Uniform Companion Guide for the Implementation of the ASC X12N/005010X223A2 Health Care Claim: Institutional (837), version 10.0;

Minnesota Uniform Companion Guide for the Implementation of the ASC X12N/005010X224A2 Health Care Claim: Dental (837), version 10.0

NOTICE IS HEREBY GIVEN that the Minnesota Department of Health (MDH) has adopted into rule version 10.0 of the Minnesota Uniform Companion Guides (MUCGs) for the implementation of the following ASC X12N transactions:

ASC X12N/005010X222A1 Health Care Claim: Professional (837);
ASC X12N/005010X223A2 Health Care Claim: Institutional (837); and
ASC X12N/005010X224A2 Health Care Claim: Dental (837).

For brevity and ease of reference, the MUCGs for the three transactions above are hereinafter referred to as:

MUCG 837 Professional (or 837P);
MUCG 837 Institutional (or 837I); and
MUCG 837 Dental (or 837D).

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.

Because the Commissioner of Health has determined that it is unduly cumbersome to publish the entire text of the rules, the Commissioner is publishing this notice adopting version 10.0 (v10.0) of the above referenced MUCGs. The v10.0 rules:

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- Describe the data content and other transaction specific characteristics of the transactions listed above, for use by entities subject to *Minnesota Statutes*, section 62J.536;
- Supersede all previous versions and are effective 30 days after the publication of this notice of adoption in the *State Register*;
- Are known as Minnesota Uniform Companion Guides (MUCGs) because they are to be used in conjunction with and as companions to all applicable Minnesota and federal regulations, including 45 CFR Parts 160, 162, and 164 (HIPAA Administrative Simplification, including adopted federal operating rules and requirements for use of ICD-10) and related ASC X12N and retail pharmacy specifications (ASC X12N and NCPDP implementation specifications);
- Supplement, but do not otherwise modify, the ASC X12N and NCPDP implementation specifications in a manner that will make their implementation by users to be out of compliance; and
- 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.

Changes and Updates to Previously Adopted Rules. MDH periodically reviews and revises the rules described above as needed with the assistance of the AUC, to ensure that the rules remain up-to-date, correct, and as clear and useful as possible. The versions of the above-referenced MUCGs most recently adopted into rule were published as version 8.0 (v8.0) and were posted at

<http://www.health.state.mn.us/asa/rules.html> .

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 v8.0 rules to ensure that they remained current, accurate, and clear.

Proposed revised versions of the rules were published as version 9.0 (v9.0) and were announced December 22, 2014 in the *Minnesota State Register*, Volume 39, Number 25. The *State Register* notice also announced the start of a 30-day public comment period regarding the proposed revisions that concluded on January 22, 2015.

All changes proposed in v9.0 are being adopted. MDH collected and reviewed the comments submitted in response to v9.0 with the assistance of the AUC and is adopting the following changes to the health care claims companion guides noted above.

The following changes are being made in the v10.0 MUCGs 837P, 837I, and 837D:

- The header identifying the document has been moved to a footer;
- The version number, dates of rule adoption, and other document identifying information have been updated as needed throughout;
- The cover page has been revised to clarify that MUCGs must be used in conjunction with all applicable Minnesota and federal regulations, including federal requirements for use of the International Classification of Diseases, tenth revision (ICD-10) for diagnosis and inpatient procedure coding;
- The Table of Contents has been revised to reflect changes in the documents;
- Section 1.1 was corrected with the removal of the word “proposed;”
- Section 1.6.2, “*Document Revision History*,” was updated to reflect the most recent revisions;
- Section 2.2 was clarified to include a reference to federal requirements for use of ICD-10, which as of the date of this publication has a federally mandated compliance date of October 1, 2015;
- In section 3.2.3.2, the definition and instructions for Appeal were corrected and clarified;
- In section 3.2.5, “*Claims Attachments and Notes*,” the entries for PWK01 and PWK06 were modified at the request of the national standards setting organization, ASC X12; and

- Formatting and grammatical corrections were made throughout.

The following changes are being made in the v10.0 MUCGs 837P and 837I:

- Section A.5.2.1, “*Mental Health-Related Modifiers Appearing in Table A.5.2*” was modified as follows:

The definition of the modifier HN was clarified with the addition of the word “level;”

Four new modifiers were added to the table to ensure that it remained up-to-date and accurate, including:

HS	Family/couple without client present;
TF	Intermediate level of care;
TG	Complex/high tech level of care;
TS	Follow up service;

The definition of the U5 modifier was clarified with the addition of the word “specialist;”

A note was added to clarify that the U modifiers in Table A.5.2.1 are specific to mental health.

- Section A.5.2.2, “*Behavioral Health Programs Listed in Table A.5.2*” was modified with the addition of “Intensive Treatment in Foster Care” and “Mental Health Family Psychoeducation Services” to ensure that the list remained up-to-date and correct.

- Table A.5.2, “*Behavioral Health Procedure Code/Modifier Combinations: For Specific Benefit Packages Unique To Minnesota Government Programs*” was updated as follows:

“Children’s Mental Health Residential Treatment Services” was clarified to better distinguish provisions related to PMAP/Commercial/County-based Purchasing (CBP) and Department of Human Services (DHS)/ Fee for Service;

“Intensive Residential Treatment Services (IRTS)” was clarified to better distinguish provisions related to PMAP/Commercial/County-based Purchasing (CBP) and Department of Human Services (DHS)/ Fee for Service;

“Children’s Therapeutic Services and Supports (CTSS)” coding provisions were reorganized in numerical order and two additional explanatory notes were added for clarification;

The abbreviation for “Dialectical Behavior Therapy” was corrected to DBT;

A new entry was added for “Intensive Treatment in Foster Care” as a result of *Minnesota Statutes* §256B.0946. The definition of the entry is: “Intensive treatment services to children with mental illness residing in foster family settings. (*Minnesota Statutes* 256B.0946 Intensive Treatment in Foster Care)

- (1) Psychotherapy provided by a mental health professional;
- (2) Crisis assistance provided according to standards for children’s therapeutic services and supports;
- (3) Individual, family, and group psychoeducation services by a mental health professional or a clinical trainee;
- (4) Clinical care consultation provided by a mental health professional or a clinical trainee; and
- (5) Service delivery payment requirements as provided under subdivision 4.”

The codes and related instructions for “Intensive Treatment in Foster Care” are:

S5145 – Foster care, therapeutic, child; per diem
HE – Mental health program

Bill only one per diem code per day regardless of the number of services or who provides services.

A new entry was added for “Mental Health Psychoeducational Services.” The definition of the entry is: “Family psycho-education services provided to a child up to age 21 with a diagnosed MH condition and provided by licensed mental health professional or a clinical trainee, as defined in *Minnesota Rules*, part 5 9505.0371, subpart 5, item C. Information or demonstration provided to an individual, family, multifamily group, or peer group session to explain, educate, and support the child and family in:

understanding a child’s symptoms of mental illness;
the impact on the child’s development;

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needed components of treatment; and skill development.”

Codes for Mental Health Psychoeducational Services include:

H2027 - Individual;
H2027 HQ - Group (peer group);
H2027 HR - Family with client present;
H2027 HS - Family without client present;
H2027 HQ HR - Multiple different families with clients present;
H2027 HQ HS - Multiple different families without clients present;
H2027 HN - Individual, clinical trainee;
H2027 HQ HN - Group (peer group), clinical trainee;
H2027 HR HN - Family with client present, clinical trainee;
H2027 HS HN - Family without client present, clinical trainee;
H2027 HQ HR HN - Multiple different families with clients present, clinical trainee; and
H2027 HQ HS HN - Multiple different families without clients present, clinical trainee.

- Table A.5.3.c.i, “*Substance Abuse Services: Outpatient Services – Claim Type 837P*” was modified with the addition of a clarifying note stating: “NOTE: Take-home doses place of service guide: The POS for directly observed administration would be 11 or 22. Additional days where the patient self-administers the doses should be reported with POS 12.”

- Table A.5.3.c.ii, “*Substance Abuse Services: Outpatient Services – Claim Type 837P*” was modified with the addition of a clarifying note stating: “NOTE: Take-home doses place of service guide: The POS for directly observed administration would be 11 or 22. Additional days where the patient self-administers the doses should be reported with POS 12.”

The following additional changes are being made to the MUCG 837P:

- Section 3.1, “*Classification and display of Minnesota-specific requirements*” was revised to list three appendices rather than the previous four. The section shows that a previous “Appendix D, Examples – Data Previously Submitted in the NTE Segment Now Submitted in the SV, LIN, or HI Segments,” was deleted. The appendix was included in previous versions of the MUCG to help draw attention to differences between version 4010 and version 5010 of the ASC X12 reference document. However, the 5010 version has been required for nearly two years and users of the transaction have had sufficient time to incorporate the changes and so the appendix is being deleted from v10.0.

- In Table 4.2, “Transaction Specific Information,” the following changes were made to address errors or to provide additional information and clarification:

In the entry for Loop 2330B, “Other payer name,” the segment name has been corrected to “NM1 Other Payer Name” and the data element name has been corrected to “NM109 Identification Code.”

In the entry for Loop 2400, “Service Line Number,” segment SV1 “Professional Service,” data element SV104 “Quantity,” the words “Minnesota specific note” was added to the Value Definition and Notes column.

- In section 5, “*List of Appendices*,” entry D references Appendix D which was deleted, and so entry D has been deleted as well.

- Section A.5.1 “*Table A.5.1 — Minnesota Coding Specifications: When to Use Codes Different From Medicare*” has been modified with the addition of a clarifying bullet explaining abbreviated references used in the document for the “ASC X12/005010X223A2 Health Care Claim: Institutional (837).”

- Table A.5.1 “*Minnesota Coding Specifications: When to use codes different from Medicare*” has been modified as follows:

The entry for “Chapter Number 12, Physicians/Nonphysician Practitioners, Modifier 50” was revised for clarity and accuracy with the deletion of the second sentence and the addition of a new sentence stating: “Bilateral services are to be reported with the 50 modifier on one line with one unit.”

The entry for “Chapter Number 12, Physicians/Nonphysician Practitioners, Collaborative psychiatric consultation” was revised for clarity and accuracy by: adding a reference to state statute in the “coding topic” column; changes in the “*Minnesota Rule*” column clarifying

that the provision applies to “Coding for a consultation initiated by the primary care practitioner/provider to psychiatrist, APRN (certified in psychiatric mental health) or psychologist;” and adding the following four new codes:

- Consulting APRN (certified in psychiatric mental health) – 99499 HE AM
- Consulting APRN (certified in psychiatric mental health) – 99499 HE AM U4 (non-face-to-face)
- Consulting psychologist – 99499 HE AM
- Consulting psychologist – 99499 HE AM U4 (non-face-to-face)

The entry for “Chapter Number 16, Laboratory Services, Repeat services” was deleted. After review of the provision it became apparent that the intended instructions to the reader were no different than “follow Medicare.” Because Table A.5.1 is used primarily to describe differences from Medicare coding, the entry was not needed and was deleted.

The code for Child Mental Health Screening in “Chapter Number 18, Preventive and Screening Services, C&TC” was corrected with the replacement of “96110 UC” with “96127.”

A note following the entry for “Chapter 38” was expanded to include reference to “Doula Services” as a result of *Minnesota Statutes* §256B.0625, Subd. 28B.

A new entry was added to the table for the Specific Coding Topic of “Doula Services *Minnesota Statutes* 256B.0625, Subd. 28B Doula Services.” The *Minnesota Rule* for the new entry states that: “Coverage of Doula services applies to both DHS fee-for-service and managed care. Doula services are limited to six sessions. Prior authorization with medical necessity documentation is required for any additional sessions beyond the six. Doula services must be provided under a supervising practitioner (must be a physician, nurse practitioner, or certified nurse midwife) and billed on behalf of the doulas under the supervising practitioner’s NPI.”

Coding and billing instructions for these services on the 837P are as follows:

- S9445 U4 – ante-partum and post –partum Doula services
- 99199 U4 – Doula attendance at labor and delivery.

The Minnesota Rule entry in the table for the Specific Coding Topic of “Licensed Traditional Midwife Services (Not Certified Nurse Midwives)” was revised to clarify that it applies to “Free-Standing Birthing Center.”

- Section A.5.2.2, “*Behavioral Health Programs Listed in Table A.5.2*” was amended to include a new entry for “Mental Health Clinical Care Consultation” to assure that the listings in the MUCG remained complete and clear.

- TABLE A.5.2, “*Behavioral Health Procedure Code/Modifier Combinations: For Specific Benefit Packages Unique To Minnesota Government Programs*” was revised to include a new entry for “Mental Health Clinical Care Consultation” for completeness and clarity. The Description/Definition of the entry states: “MH clinical care consultation services provided to patients up to age 21 and provided by mental health professional or clinical trainee to other providers or educators not under their supervision. Services may take place in, but are not limited to, school, community, office or clinic.”

The codes and instructions for the entry include:

- 90899-U8 (5-10 minutes)
- 90899-U9 (11-20 minutes)
- 90899-UB (21-30 minutes)
- 90899-UC (31+ minutes)

Additional modifiers could be appended, such as U4 for phone and/or HN for clinical trainee.

- Table A.5.4.b, “*MATERNAL & CHILD HEALTH VISITS*,” was revised to clarify that the entry for Home or Place of Residence (Use appropriate POS) for Birthing Classes is “N/A.”

- Table A.5.4.c., “*OTHER SERVICES and MISCELLANEOUS (Miscellaneous)*,” was corrected to show the place of service codes for Child Mental Health Screenings with the correct value of “96127.”

- Appendix D, “*Examples – Data Previously Submitted in the NTE Segment Now Submitted in the SV, LIN, or HI Segments*” was deleted as no longer needed.

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The following additional changes are being made to the MUCG 837I:

- Section 3.1, “*Classification and display of Minnesota-specific requirements*” has been modified to reference three appendices, including a new appendix B for K3 Segment Usage Instructions.

- Table 4.2, “*005010X223A2 (837) Institutional Transaction Specific Information*,” was modified to correct the listing for the Data Element (if applicable) column for the row 2010BB PAYER NAME, to “REF01 Reference Identification Qualifier.”

- Section 5, “*List of Appendices*,” was modified with a reference to a new “Appendix B: K3 Segment Usage Instructions” and the reordering of the appendix for “Reporting MNCare Tax” to Appendix C.

- In section A.5.1, “*Table A.5.1 — Minnesota Coding Specifications: When to Use Codes Different From Medicare*,” the first bullet was corrected to refer to the institutional claim, and a new second bullet was added for “ASCX12/005010X222A1 Health Care Claim: Professional (837), referred to in Table A.5.1 as ‘professional claim type’ or ‘837P’ or ‘Professional claim.’”

- Table A.5.1, *Minnesota Coding Specifications: When to use codes different from Medicare*” was modified as follows:

The entry for “Chapter 4, Part B Hospital (Including Inpatient Hospital Part B and OPPS), Modifiers 76 or 91” was deleted. On review it was determined that the intended instructions to the reader are no different than Medicare. Because Table A.5.1 is used primarily to describe differences from Medicare coding, the entry was not needed and was deleted;

The entry for “Chapter 12, Physician/Non-physician practitioner, In-reach Community Based Coordination” was intended for the MUCG 837P and was removed from the MUCG 837I;

The entry “Claim type” was added to clarify the “Specific coding topic” for row “Chapter 14, Ambulatory Surgical Centers;”

A clarifying note was added in the final row of the table that “There is no room and board charge for the mother and/or the baby,” beneath the “Revenue Code” reference in the Minnesota Rule column.

- Appendix B, “*K3 Segment Usage Instructions*” was added for completeness and clarity.

The following additional changes are being made in the MUCG 837D:

- Section 3.1., “*Classification and display of Minnesota-specific requirements*,” was corrected to reference two appendices.

- Section A.2, “*Basic Concepts on HIPAA Code Sets*” clarifies the acronym CDT as “Current Dental Terminology.”

- The note in Section A.4, “Units (basis for measurement),” was clarified with the deletion of the last sentence, and replacing it with the new sentence that reads: “CDT codes are evaluated and updated annually by the Code maintenance Committee of the ADA.”

For questions on codes contact the ADA at 1-800-621-8099 or dentalcode@ada.org for information on the HCPCS annual release of alpha-numeric medical codes visit: www.cms.gov or e-mail: hcpcs@cms.hhs.gov.”

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

Minnesota State Lottery Request for Proposals for Sponsorship Agreements

Description of Opportunity

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

Proposal Content

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

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

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

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

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

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

Questions

Questions concerning this Solicitation should be directed to:

Jason LaFrenz, Marketing Director
Minnesota State Lottery
2645 Long Lake Road
Roseville, MN 55113
Telephone: (651) 635-8230
Toll-free: 1-888-568-8379 ext. 230
Fax: (651) 297-7496
TTY: (651) 635-8268
E-mail: jasonla@mnlottery.com

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

Response Delivery

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

Minnesota Department of Natural Resources (DNR) DNR Adopts Administrative Penalty Order Plan, *Minnesota Statutes* Chapter 103G.299

The Department of Natural Resources (DNR) has adopted the plan for using administrative penalty order for water appropriation activities without a required permit. The DNR plan is available on the agency website at: mndnr.gov/apoplan.

Subject of Plan. The DNR can only use this APO authority to address illegal appropriation of water without a permit. The goal of APO is to reach compliance with the law so that Minnesota's water resources are protected for current and future needs. APO will only be administered to knowing violators who choose not to comply with the law despite contact from DNR. The DNR sought public

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comment on its Draft Administrative Penalty Order (APO) Plan during the period November 12-December 19, 2014 and carefully considered suggestions received. The plan outlines a set of actions DNR may take to ensure that water users comply with water appropriation laws.

Statutory Authority. *Minnesota Statutes*, Chapter 103G.299 directs the DNR to prepare a plan for using the administrative penalty order authority in this section.

Alternative Format and Agency Contact Person. Upon request, the DNR will make this information available in an alternative format, such as large print, braille, or audio. Questions and requests to receive a copy of the Administrative Penalty Order Plan should be directed to: Minnesota Department of Natural Resources, Attn: APO Coordinator, 500 Lafayette Road, St. Paul, MN 55155-4025 or apoplan.dnr@state.mn.us.

Teachers Retirement Association (TRA) Notice of Meeting of the Board of Directors on Wednesday 17 June 2015

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on Wednesday, June 17, 2015 at 9:30 a.m. in Suite 400, 60 Empire Drive, St. Paul, MN to consider matters which may properly come before the Board. Board members may participate by telephone.

Minnesota Department of Transportation (Mn/DOT) Notice to Bidders: Suspensions/Debarments as of January 12, 2015

NOTICE OF DEBARMENT

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

NOTICE IS HEREBY GIVEN that MnDOT has ordered that the following vendors be debarred for a period of three (3) years, effective September 17, 2014 until September 17, 2017:

- Jeffrey Plzak and his affiliates, Loretto, MN
- Laurie Plzak and her affiliates, Loretto, MN
- Honda Electric Incorporated and its affiliates, Loretto, MN
- Jeffrey and Laurie Plzak doing business as Honda Electric Logistics, and its affiliates, Loretto, MN

NOTICE IS HEREBY GIVEN that MnDOT has ordered that the following vendors be debarred for a period of three (3) years, effective January 12, 2015 until January 12, 2018:

- Marlin Dahl, Granada, MN
- Dahl Trucking, Elmore, MN
- Elmore Truck and Trailer, Inc., Elmore, 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.

SEE ALSO: Office of Grants Management (OGM) at: <http://www.grants.state.mn.us/public/>

Judicial Branch

Notice to Applicants: Court Technology Fund Awards for 2015

The 2013 Legislature, per *Minnesota Statute* §357.021, created a technology fund intended to assist justice partners with technology needs including acquisition, development, support, maintenance, and upgrades to computer systems, equipment and devices, network systems, electronic records, filings and payment systems, interactive video teleconferencing, and online services, to be used by the state courts and their justice partners.

The justice partners that may submit applications to request technology funds are:

- Judicial Branch
- County and City Attorney Offices
- The Board of Public Defense
- Qualified Legal Services Programs as defined under M.S. 480.24
- Correction Agencies
- Part-Time Public Defender Offices

The Application and Information Sheet regarding the 2015 award criteria and application process are located on the MN Judicial Branch website at www.MNCOURTS.gov under Public Notices. Applications are due to Dan Ostdiek at the MN Judicial Branch, Dan.Ostdiek@courts.state.mn.us, by July 17, 2015.

Minnesota Department of Transportation (MnDOT) Request for Proposals (RFP) for Working Capital Loan Fund Administration

MnDOT requests proposals from non-profit organizations to manage and administer a revolving Working Capital Loan Fund (WCLF) to assist certified Disadvantaged Business Enterprises (DBE's) by providing short term financing.

The goal of the project is to administer the loan fund for DBE's as needed so they have the working capital they need in order to bid on MnDOT State funded highway projects.

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 Civil Rights Website: <http://www.dot.state.mn.us/civilrights/bidding.html>

OR you may request an electronic copy by e-mailing George Costilla at the website below. If you have any questions regarding this advertisement, or are having problems viewing the RFP on the Web Page, you may contact:

E-mail: George Costilla, Project Manager
GEORGE.COSTILLA@STATE.MN.US
Telephone: (651) 366-3332

Note: RESPONSES WILL BE DUE ON **JUNE 5, 2015** BY 2:00 PM CENTRAL STANDARD TIME.
(Cite 39 SR 1661)

Minnesota State Register, Monday 1 June 2015

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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 solicitations 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 procurement is not being conducted in the SWIFT system.

Minnesota Department of Administration (Admin) State Designer Selection Board Project No. 15-08 Notice of Availability of Request for Proposal (RFP) for Designer Selection for: Pillsbury Hall Rehabilitation – University of Minnesota, Twin Cities

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 Administration's website at <http://mn.gov/admin/government/construction-projects/sdsb/sdsb-projects.jsp> (click 15-08).

A **MANDATORY** informational meeting will be held on **Wednesday, June 10, 2015 at 1:30 – 3:00 PM CT** at the University of Minnesota's Pillsbury Hall, 310 Pillsbury Drive SE, Minneapolis, MN 55455 in classroom 110. Visitor information is available on the University's website at <http://campusmaps.umn.edu/tc/building/PillsH/>. The meeting will include a review of the scope of work and a tour of the proposed project areas.

There is only one person authorized to respond to questions regarding this RFP. Questions concerning the project RFP should be referred to **Anika Carlsted**. **Submit questions by e-mail only to: carlsted@umn.edu**. When emailing questions, please include the subject line, "Pillsbury Hall RFP questions from (firm name)".

Questions regarding this RFP must be received by **Friday, June 12, 2015**, no later than **12:00 noon CT**. Only Prime Firms responding to this RFP should send inquiries on behalf of themselves and of their Sub-Consultants.

Proposals must be delivered to Charlye McMillan, Executive Secretary, State Designer Selection Board, Real Estate and Construction Services, Room 309, Administration Building, 50 Sherburne Ave., St. Paul, MN 55155 not later than **12:00 noon on Monday, June 22, 2015**. Late responses will not be considered.

The University of Minnesota 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) Ridgewater College, Hutchinson & Willmar MN Notice of Request for Proposals for Development of Web Presence Design and Implementation

NOTICE IS HEREBY GIVEN that The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Ridgewater College is requesting proposals to assist in developing and implementing a new website presence. This RFP is undertaken by Ridgewater College pursuant to the authority contained in provisions of *Minnesota Statutes* § 136F.581 and other applicable laws.

Selection of vendors shall be based on Ridgewater College's evaluation of responses. Ridgewater College intends to enter into a contract with the selected vendor, and this contract will contain all the terms and conditions required by this request for proposals (RFP), as well as further terms and conditions negotiated between Ridgewater College, the Office of the Chancellor's General Counsel and/or the Office of the Attorney General, and the selected vendor.

Accordingly, Ridgewater College shall select the vendor(s) whose proposal(s), and oral presentation(s) if requested, demonstrate in Ridgewater College's sole opinion, the clear capability to best fulfill the purposes of this RFP in a cost effective manner. Ridgewater College reserves the right to accept or reject proposals, in whole or in part, and to negotiate separately as necessary in order to serve the best interests of Ridgewater College. This RFP shall not obligate the Ridgewater College to award a contract or complete the proposed project and it reserves the right to cancel this RFP if it is considered to be in its best interest.

Ridgewater College's agent for purposes of requesting a copy of the RFP and for responding to inquiries about the RFP is:

Name: Elizabeth VanDerBill
Title: Director of Communications and Marketing
Address: 2101 15th Avenue NW, Willmar, MN 56201
Telephone: (320) 222-6090
Fax: (320) 222-5212
E-mail address: liz.vanderbill@ridgewater.edu

Other persons are not authorized to discuss RFP requirements before the proposal submission deadline and Ridgewater College shall not be bound by and responders may not rely on information regarding RFP requirements obtained from non-authorized persons. Questions must include the name of the questioner and his/her telephone number, fax number and e-mail address. Anonymous inquiries will not be answered. All answers to any inquiries will be sent via e-mail to the e-mail addresses of interested parties.

Proposals must be delivered to Elizabeth VanDerBill, Ridgewater College, 2101 15th Avenue N.W., Willmar, MN 56201, not later than 3:00 pm, July 1, 2015.

Minnesota State College and Universities (MnSCU) South Central College Notice of Request for Proposal (RFP) for Public Workforce System

NOTICE IS HEREBY GIVEN that South Central College, of North Mankato, MN is accepting proposals from the public workforce system to provide services for the TAACCCT Minnesota Advanced Manufacturing Partnership (MnAMP) Learn, Work, Earn grant. Services are requested for both of SCC's service regions (Mankato and Faribault communities).

Bids

Interested parties must contact Kelcey Woods-Nord at Kelcey.woods-nord@southcentral.edu to obtain proposal specifications. Proposals submitted by parties without having obtained specifications will not be considered.

Sealed proposals must be submitted by 3:00 pm CST, June 15, 2015.

Address sealed bids to:

Kelcey Woods-Nord
MnAMP Project Coordinator
South Central College
1920 Lee Blvd
North Mankato, MN 56003

South Central College reserves the right to reject any or all proposals or portion thereof, to waive technicalities in bids, and to delay final award for a period of 15 days. This RFP does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

State Contracts

Minnesota State Colleges and Universities (MnSCU)

Southeast Technical

Notice of Request for Proposals for Trucks for Diesel Maintenance Program

Southeast Technical is soliciting sealed proposals from qualified vendors to purchase three trucks.

Sealed bids will be accepted until 3:00 P.M. CDT on Wednesday, June 17, 2015. All proposals must be submitted to Minnesota State College Southeast Technical, Attention to Vice President of Finance and Administration, located at 1250 Homer Road, Winona, MN 55987. Proposals received after 3:00 P.M. CDT on June 17, 2015 will **NOT** be accepted.

To receive a copy of the RFP, send an email to: mkroening@southeastmn.edu

This request for proposal does not obligate the Minnesota State College and University System (MNSCU) to make the purchase and MNSCU reserves the right to cancel this solicitation. All expenses incurred in response to this notice are the responsibility of the responder.

Minnesota State Colleges and Universities (MnSCU)

Winona State University

Notice of Request for Proposals for Designer for Laird Norton Building Renovation

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Winona State University, Winona, Minnesota, through its Facilities Services Department is seeking a designer for the LAIRD NORTON BUILDING RENOVATION

A full Request for Proposal, along with existing building drawings, facility evaluation report, assessment documentation with existing photos of the current conditions and space and an initiative file for the building are available on the Owner's website at the following address: <http://www.winona.edu/facilities/Advertised-Bids-or-Proposals.asp>

Any questions regarding the RFP shall be submitted to Michael Pieper via email at mpieper@winona.edu. All questions, answers and additional information or changes to the RFP will be posted as an addendum to the RFP on the Owner's website.

Sealed proposals must be received by Candi McKeeth, at Winona State University, PO Box 5838 or 175 West Mark Street, Facilities Building 203, Winona, MN 55987 by 2:00 PM CDT, Friday, June 26, 2015.

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

Minnesota Department of Commerce (COMM)

Division of Energy Resources - Energy, Environmental Review and Analysis (EERA)

Notice of Contract Availability for Preparation of Environmental Review Documents for Two Large Curde Oil Pipeline Projects

The Minnesota Department of Commerce, Division of Energy Resources, Energy, Environmental Review and Analysis unit (EERA) seeks proposals from organizations or individuals for assistance in the preparation of environmental review documents for two large crude oil pipeline projects, Sandpiper and Line 3, in Minnesota. The selected contractor will work under direct supervision and control of EERA,

pursuant to a contract between the contractor and the Minnesota Department of Commerce, consistent with the State of Minnesota contracting requirements, the Minnesota Environmental Policy Act and its implementing regulations, and *Minnesota Rules* 7852. Each of the proposed pipeline projects requires a Certificate of Need (CN) and a route permit from the Minnesota Public Utilities Commission (Commission).

A Request for Proposals (RFP) and required forms will be available for download on the Department's website:

<http://mn.gov/commerce/> through Monday, June 22, 2015.

Potential responders may also request a hard copy of the RFP by mail from this office. Requests for hard copies must be received by the Department no later than 10:00 a.m. Central Time (CT) on Friday, June 19, 2015.

The RFP and forms can be obtained from:

Preferred Method: <http://mn.gov/commerce/>
Hover over "BUSINESSES", then click on "Request for Proposals"

U.S. Postal Service: Energy Grants & Contracts
Minnesota Department of Commerce
Division of Energy Resources
85 7th Place East, Suite 500
St. Paul, MN 55101-2198

Proposals submitted in response to this RFP must be received electronically and no later than 11:59 p.m., CT, June 22, 2015. **Late proposals will NOT be considered.** Instructions for submitting proposals are detailed in the RFP.

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

Minnesota Department of Education (MDE)

Charter Center

Notice of Request for Proposals for an Evaluator to Review Performance of Authorizers in Cohorts Two, Three and Four Using the Minnesota Authorizer Performance Evaluation System (MAPES)

The Minnesota Department of Education is requesting proposals for the purpose of conducting a five-year performance evaluation of charter school authorizers in cohorts two, three and four (up to 17 authorizers in total). The external evaluator will use the methods and measures identified within MAPES to complete the performance evaluation of authorizers and produce performance reports by established due dates.

Work is proposed to start August 1, 2015 and conclude in January 2017. The Department estimates the project to cost up to \$85,000. Question and answer due dates are identified in the full request for proposal.

The due date for proposal submissions is identified in the full request for proposal.

The Request for Proposal can be obtained from:

Jodi Brenden Amir
Charter Center
E-mail: mde.charterschools@state.mn.us
Phone: (651) 582-8297

State Contracts

Proposals submitted in response to the Request for Proposals in this advertisement must be received no later than the due date specified in the RFP.

Late proposals will NOT be considered. Fax or emailed 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 Health (MDH) Health Economics Program Contract for Recent Trends in Minnesota Prescription Drug Utilization and Spending

Based on conversations with stakeholders and ongoing changes in the composition of prescription drugs, MDH recognizes the importance of developing a better understanding of Minnesota spending trends for prescription drugs and variations across payers and over time.

Using the directive to study variations in cost, quality, access and disease burden (*Minnesota Statutes* 62U.04 subd. 11), the State of Minnesota is seeking a contractor that will use the Minnesota All-Payer Claims Database (MN APCD) to assess the completeness and fidelity of the prescription drug data and analyze prescription drug utilization and spending trends in Minnesota. The analysis will include the impact of changes in composition of prescription drug use, including through the broader use of specialty drugs, on total prescription drug utilization and spending. For the purpose of this solicitation, specialty drugs are defined as drugs and biologics that have high monthly costs and are often associated with complex manufacturing and administration processes. The selected contractor will provide the Minnesota Department of Health (MDH) with a written report that includes (1) an analysis of changes in prescription drug utilization and spending by drug class, care setting, disease state, and payer; (2) an analysis of trends in specialty drug utilization and spending in Minnesota; and (3) a preliminary analysis of completeness and quality of prescription drug claims data in the MN APCD, including recommendations for improvements. This report will inform an issue brief to be written by MDH.

Work is proposed to start on July 23, 2015.

A Request for Proposals will be available from this office on June 1, 2015. A copy of the Request for Proposals can be requested by contacting the Health Economics Program of the Minnesota Department of Health by **telephone** at (651) 201-5957, or by **e-mail** at: mike.burian@state.mn.us

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address below no later than 3:00 p.m., Central Time, on June 22, 2015. **Late proposals will NOT be considered.** Fax or emailed proposals will **NOT** be considered.

Mike Burian
Health Economics Program
Minnesota Department of Health
Golden Rule Building
85 East 7th Place, Suite 220
St. Paul, MN 55101

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 (MNHS)

REQUEST FOR BIDS for Oliver Kelley Farm Various Construction Projects

**15788 Kelley Farm Rd. NW
Elk River, MN 55330**

The Minnesota Historical Society (hereinafter called the Society) is seeking bids from qualified firms to provide building and associated site construction for a new visitor center, multi-purpose building, guest animal building, animal husbandry building, and maintenance building at the Oliver Kelley Farm, located at 15788 Kelley Farm Rd. NW, Elk River, MN 55330. The work consists of, but is not limited to, building and associated site work. All work must be done in accordance with the Drawings, Technical Specifications, Instructions to Bidders, General Conditions, Supplementary Conditions, and the Contract, as well as this Request for Bids.

The project manual is available by emailing Mary Green Toussaint, Acting Contracting Officer at mary.green-toussaint@mnhs.org.

A complete digital copy of the Project Manual and Drawings are available at www.questcdn.com. Documents may be downloaded for a non-refundable fee of \$10.00 by inputting Quest project #3840787 on the web site's Project Search page. Please contact QuestCDN at (952) 233-1632 or info@questcdn.com for assistance in registration and downloading the digital project information. An optional paper set of Project Manual and Drawings may be obtained from QuestCDN's printing partner, Docunet Corporation, phone (763) 475-9600.

There will be a pre-bid meeting for all interested parties on Monday, June 15, 2015 at 11:00 a.m., Local Time at the Site. The meeting shall take place in the temporary facility.

All bids must be received no later than **2:00 P.M. Local Time on Tuesday, June 23, 2015** by Mary Green Toussaint, Acting Contracting Officer, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, MN 55102, or an authorized agent (Society staff located at the 1st floor Information Desk of the Minnesota History Center). Each bidder must use the bid form included here and submit its bid in a sealed envelope or package with the bidder's name, address, and the project name, "Oliver Kelley Farm Revitalization" clearly written on the outside. **Late bids will NOT be accepted.**

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 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>.

State Contracts

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 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.

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) Minneapolis-Saint Paul International Airport Notice of Call for Bids for Conveyance System Upgrades 2015 (P6)

MAC Contract No: 106-2-736
Bids Close At: 2:00 p.m. June 16, 2015

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. This work includes building a new elevator, elevator shaft, and elevator equipment room on Concourse E that connects a Ground Level, Main Level, and Penthouse Level.

Note: You can sign up on our Web site (www.metroairports.org) to receive e-mail notifications of new business opportunities or go directly to https://public.govdelivery.com/accounts/MNORGMAC/subscriber/topics?gsp-CODE_RED and choose this and other topics about which you are interested.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of TGB 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 Alliance, at the Minnesota Builders Exchange; Dodge Data and Analytics; 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: Alliance. Deposit per set (refundable): \$150. 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 May 26 & June 1, 2015, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids.)

Metropolitan Airports Commission (MAC) Minneapolis-Saint Paul International Airport Notice of Call for Bids for Terminal 1-Lindbergh Tram System Upgrades 2015 (P1)

MAC Contract No.: 106-2-739
Bids Close At: 2:00 p.m., Tuesday, June 16, 2015

Notice to Contractors: Sealed Bid Proposals for work indicated below at the Minneapolis-Saint Paul International Airport, Hennepin County, Minnesota, will be received by the Metropolitan Airports Commission (MAC), a public corporation, at the office thereof located

Non-State Public Bids, Contracts & Grants

at 6040 - 28th Avenue South, Minneapolis, Minnesota 55450, until the date and hour indicated. This project includes Civil (Sitework) Construction and Electrical Construction work for the Terminal 1-Lindbergh Tram System Upgrades.

NOTE: You can sign up on our Web site (www.metroairports.org) to receive email notifications of new business opportunities or go directly to https://public.govdelivery.com/accounts/MNORGMAC/subscriber/topics?qsp=CODE_RED and choose this and other topics about which you are interested.

Targeted Group Businesses (TGB): The goal of the MAC for the utilization of TGB 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 Construction Documents: Bidding documents are on file for inspection at the office of Michaud Cooley Erickson; at the Minnesota Builders Exchange; Dodge Data & Analytics; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from Michaud Cooley Erickson; Suite 1200, 333 South Seventh Street; Minneapolis, MN 55402. Make checks payable to: Michaud Cooley Erickson. Deposit per set (refundable): \$100. 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 June 1, 2015, at MAC's web address of <http://www.metroairports.org/Airport-Authority/Business-Opportunities/Solicitations.aspx> (construction bids).

Minneapolis Institute of Arts (MIA) Public Notice of Request for Proposals for Conservation/Restoration Services for Purcell-Cutts House Art Glass Windows

The Minneapolis Institute of Arts ("MIA") is requesting bids from qualified firms interested in the conservation project for Purcell-Cutts House art glass windows, at 2328 Lake Place, Minneapolis, MN, 55405.

To obtain a copy of the Request for Proposals, please request from jolivare@artsmia.org, or call (612) 870-3101.

The RFP was released on May 15, 2015. Contact for the RFP is Jennifer Olivarez at jolivare@artsmia.org or (612) 870-3115, or Jennifer Olivarez, MIA, 2400 3rd Avenue South, Minneapolis, MN 55404.

Project site visits for potential bidders should be coordinated with the contact listed above.

Proposals are due by **5:00 p.m. CT on June 15, 2015.**

Minnesota's Bookstore

660 Olive Street (Williams Hill Business Development), St. Paul, MN 55155

(1 block east of I-35E Bridge, 1 block north of University Ave.) **FREE PARKING**

Phone: (651) 297-3000; Fax: (651) 215-5733

E-mail: <http://www.minnesotasbookstore.com>

Order Online at: www.minnesotasbookstore.com

Annual Compilation & Statistical Report of Multi -Member Agencies

Published: Secretary of State, 8-1/2"x11", loose leaf, no binder, 287-pages, Stock No. 403, hard copy or PDF: \$19-95 + tax

Architects & Engineering Laws & Rules

Published by the Architects & Engineering Board, 6" x 9", Saddle stitched, 61-pages, Stock No. 179, \$14.00 + tax

Barber Laws & Rules - NEW

Published by the Barber Examiner's Board, 6"x9", saddle stitched, 38-pages, Stock No. 92, \$15.00

Boiler Laws & Rules - REPRINT

Published by the Department of Labor and Industry, 6"x9", saddle stitched, 56-pages, Stock No. 136, \$14.00 + tax

Campaign Finance Laws & Rules - NEW

Published by the Campaign Finance & Public Disclosure Board, 8.5" x 11", Spiral bound, 106-pages, Stock No. 150, \$15.95 + tax

Child Care Center Laws & Rules - NEW

Published by the Department of Human Services, 6" x 9", perfect bound, 205-pages, Stock No. 149, \$19.95 + tax

Cosmetology Laws - NEW

Published by the Cosmetology Board, 6" x 9", Soft binding, 17-pages, 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 - NEW

Published by the Dept. of Public Safety, 6"x9", Loose leaf, three-hole 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 & Rules - NEW

Published by the Department of Human Services, 6"x9", perfect bound, 199-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

Health Care Facilities Directory 2013

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