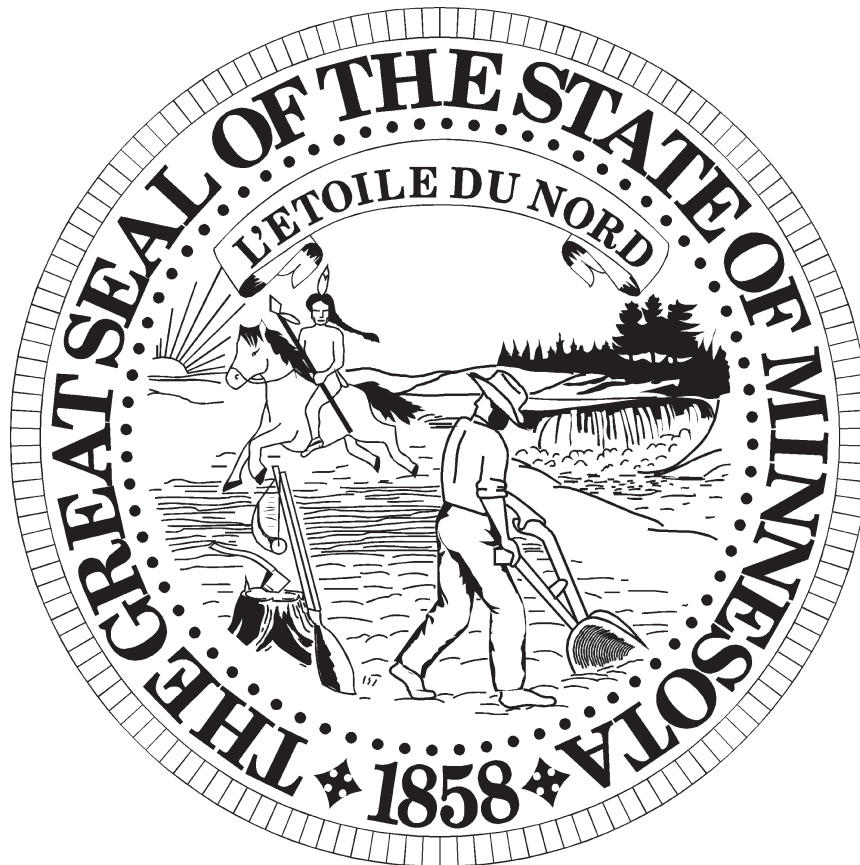


# Minnesota State Register

Published every Monday (Tuesday when Monday is a holiday)



**Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules;  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

**Monday 16 May 2016  
Volume 40, Number 46  
Pages 1531 - 1548**

# Minnesota State Register

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

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
- Executive Orders of the Governor
- Appointments
- Proclamations
- Vetoed Rules
- Commissioners' Orders
- Revenue Notices
- Official Notices
- State Grants and Loans
- Contracts for Professional, Technical and Consulting Services
- Non-State Public Bids, Contracts and Grants

### Printing Schedule and Submission Deadlines

Vol. 40 Issue Number	PUBLISH DATE ( <b>BOLDFACE</b> 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)
# 47	Monday 23 May	Noon Tuesday 17 May	Noon Thursday 28 April
# 48	Monday 30 May	Noon Tuesday 24 May	Noon Thursday 5 May
# 49	Monday 6 June	Noon Tuesday 31 May	Noon Thursday 12 May
# 50	Monday 13 June	Noon Tuesday 7 June	Noon Thursday 19 May

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# Contents

<b>Minnesota Rules: Amendments and Additions</b> ...1534	<b>Minnesota Department of Transportation (Mn/DOT)</b> Notice of Public Open House on Statewide Freight System Plan ..... 1542
<b>Expedited Emergency Rules</b> <b>Department of Natural Resources</b> Adopted Expedited Emergency Game and Fish Rules: 2016 Elk Season ..... 1535	<b>State Grants &amp; Loans</b> <b>Minnesota Housing Finance Agency</b> Notice of Request for Proposals (RFP) for Administrators for the 2016-2017 Homeownership Education, Counseling and Training Fund (HECAT)..... 1543
<b>Executive Orders</b> <b>Office of the Governor</b> Emergency Executive Order 16-03: Providing for Assistance to the Minnesota Interagency Fire Center ..... 1536	<b>Minnesota Department of Human Services</b> Notice of Request for Proposals to the Cultural and Ethnic Minority Improvement Grant to increase mental health services and clinical capacity building to members of a cultural and ethnic minority population ..... 1543
<b>Official Notices</b> <b>Minnesota Department of Employment and Economic Development (DEED)</b> Notice of Public Hearing by the Minnesota Department of Employment and Economic Development with Respect to a Proposed Project and the Provision of Funds from the Minnesota Job Creation Fund Program under Minnesota Statutes 116J.8748 ..... 1537	<b>State Contracts</b> <b>Department of Commerce</b> Notice of Request for Proposal for Lease Purchase Financing..... 1544
<b>Minnesota Housing Finance Agency</b> Single Family Master Servicing Request for Information ..... 1538	<b>Minnesota Judicial Branch</b> Request for Proposal from Texting and/or eMail Messaging Services for Electronic Hearing Reminders ..... 1545
<b>Minnesota Board of Electricity</b> Request For Comments for Possible Amendment to Rules Governing the Minnesota Electrical Code, Minnesota Rules, Chapter 1315; Revisor's ID Number R-04402 ..... 1538	<b>Minnesota Board of Medical Practice</b> Notice of Contract Opportunity for Professional and Technical Services ..... 1545
<b>Minnesota Management &amp; Budget (MMB)</b> Notice of Request for Information (RFI) to Obtain Information about Affordable Care Act Information Reporting under IRS Sections 6055 and 6056 (IRS Forms 1095-B/1094-B) ..... 1539	<b>Minnesota State Colleges and Universities (MnSCU)</b> Notice of Availability of Request for Qualifications (RFQ) for Specialty Consultant Master Roster for the System Office ..... 1546 Request for Proposals for Leadership Development Program..... 1546
<b>Minnesota Pollution Control Agency</b> Notice of Availability of the Draft Yellow Medicine River Watershed Total Maximum Daily Load (TMDL) and Watershed Restoration and Protection Strategy (WRAPS) Reports and Request for Comment ..... 1540	<b>Minneapolis Community and Technical College</b> Request for Qualifications for Designer Selection for HVAC Renovation and Roof Replacement Design Services..... 1546
<b>Public Utilities Commission</b> Notice of Permit Decision in the Matter of the Combined Application of North Star Solar PV LLC for a Site Permit and Route Permit for the North Star Solar Electric Power Generating Plant and Associated 115 kV High-Voltage Transmission Line in Chisago County, Minnesota ..... 1542	<b>Metropolitan State University</b> Request for Proposals for Delivered Catering ..... 1547
	<b>Minnesota Department of Transportation (Mn/DOT)</b> Notice of Potential Availability of Contracting Opportunities for a Variety of Highway Related Technical Activities ("Consultant Pre-Qualification Program")..... 1547 Notice Concerning Professional/Technical Contract Opportunities and Taxpayers' Transportation Accountability Act Notices ..... 1548

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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.

## Volume 40 - Minnesota Rules

(Rules Appearing in Issues #1-26 are  
in Vol 40, #26 - Monday 28 December 2015)

### Volume 40, #27 - 46

**Monday 4 January - Monday 16 May 2016**

#### Accountancy Board

1105.4000 (adopted expedited)..... 953

#### Board of Cosmetologist Examiners

2105; 2110 (proposed) ..... 1251  
2105.0010, s. 5, 8, 9, 12; .0100; .0120; .0130; .0140; .0150; .0160; .0180;  
.0185; .0190, s. 5; .0200, s. 4; .0210; .0300; .0320; .0340; .0350; .0360, s. 2;  
.0380; .0400; .0450; .0600; .0610; 2110.0010, s. 3, 5, 6, 10, 11, 13, 19; .0120;  
.0130; .0140; .0150; .0300; .0340; .0370; .0410, s. 4; .0420; .0540; .0560;  
.0570; .0620; .0700. (proposed repealer) ..... 1251

#### Gambling Control Board

7861; 7863; 7864; 7865 (proposed) ..... 1513

#### Health Department (MDH)

Division of Health Policy:  
4654.0800 (proposed expedited)..... 781

#### Environmental Health Division:

4717.1750 (proposed)..... 1015

#### Labor and Industry Department

##### Occupational Safety and Health Division:

5205.0010; .0030; 5207.0100; .1000 (proposed)..... 750  
5210.0530 (proposed) ..... 1327  
5205.0580 (proposed repealer) ..... 1417

#### Marriage and Family Therapy Board

5300.0100; .0110; .0120; .0130; .0135; .0140; .0145; .0150; .0155; .0160;  
.0170; .0175; .0180; .0190; .0200; .0230; .0240; .0250; .0260; .0270; .0280;  
.0290; .0300; .0310; .0315; .0320; .0330; .0340; .0350;  
.0355 (proposed)..... 1058  
5300.0210; .0240 s. 5 (proposed repealer)..... 1058

#### Natural Resources Department (DNR)

6106 (proposed)..... 1359  
6266.0100; (proposed expedited)..... 1199  
6230.0200; .0400; 6236.0300; .0600; .0810; .1000; .1060; 6240.2300

(adopted expedited emergency)..... 1019  
6230.0400; .0600; .0700; .0800; 6240.0200; .0250; .0610; .0630; .0640; .0950;  
.1850; .2000 (adopted expedited emergency) ..... 1487  
6232.2800 s. 1; .3000 s. 6, 6a, 9, 9c; .3055; .3200 s. 2, 3 (adopted  
emergency expedited) 6232.3000 s. 9a (repealed) ..... 1442  
6232.4300; 4500 (adopted expedited emergency) ..... 1535  
6236.0810 s. 2 (published in the State Register, Volume 39, page 1427,  
April 6, 2015) repealed..... 1019  
6264.0400 s. 4 (adopted emergency expedited) ..... 1485  
6240.0600 (adopted expedited emergency)..... 987  
6262.0575; 6264.0400 (adopted exempt)..... 826  
6264.0300 (adopted exempt)..... 750  
6264.0300 s. 47, 66, 70, 71 (repealed exempt)..... 750  
6230.0200; 6236.1060, s. 2; .1075 (adopted expedited emergency).... 1305

#### Labor and Industry Department (DLI)

7511.0090; .0102; .0104; .0105; .0109; .0202; .0304; .0307; .0308; .0315;  
.0316; .0318; .0319; .0401; .0503; .0506; .0507; .0508; .0510; .0603; .0604;  
.0605; .0611; .0806; .0807; .0901; .0903; .0904; .0905; .0906; .0907; .0908;  
.0909; .0910; .1001; .1008; .1009; .1013; .1014; .1015; .1017; .1018; .1022;  
.1023; .1025; .1028; .1029; .1030; .1101; .1103; .1104; .1106; .1408; .2206;  
.2210; .2306; .2307; .2310; .2402; .2701; .2703; .3006; .3201; .3206; .3301;  
.3308; .3404; .3406; .4600; .5001; .5003; .5306; .5501; .5601; .5608; .5609;  
.5704; .5706; .6101; .7900; .8000; .8010; .8020; .8030; .8040; .8100; .8400;  
.8410; .8420; .8430; .8440 (adopted)..... 747, 1437  
7511.0090 s. 2; .0106; .0607; .0610; .0704; .0705; .0903 s. 8; .0907 s. 1,  
12, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24; .0909 s. 1; .1002; .1019; .1026; .1027;  
.2703 s. 1; .3401; .3402; .3405; .3800; .4500; .7900 s. 1, 3, 4  
(proposed repealer)..... 747

#### Pollution Control Agency (MPCA)

7001.0050; 7050.0218; .0250; .0255; .0260; .0265; .0270; .0275;  
.0280; .0285; .0290; .0295; .0305; .0315; .0325; .0335; 7052.0300 (pro-  
posed)..... 901  
7002.0019; 7005.0100; 7007.0100; .0250; .0300; .0350; .0500; .0502;  
.0600; .0650; .0700; .0750; .0800; .0801; .0950; .1000; .1100; .1142; .1150;  
.1250; .1300; .1350; .1400; .1500; .1600; 7008.0100; .4100; .4110; 7009.0010;  
.0020; .0080; .0090; .1060; 7011.0065; .0070; .0080; .0510; .0515; .0530;  
.0535; .0610; .0615; .0620; .0710; .0715; .0720; .0905; .1105; .1115; .1130;  
.1135; .1227; .1229; .1231; .1233; .1265; .1280; .1282; .1305; .1310; .1320;  
.1400; .1405; .1410; .1425; .1905; .1910; .2005; .2010; .2300; .2375; .2450;  
.7185; .7630; 7017.1002; .1080; .1110; .1120; .1170; .1215; .2015; .2017;  
.2025; .2035; .2050; .2060; 7019.3020; 7030.0010;  
.0050 (proposed)..... 1085  
7007.0325; 7009.0070; 7011.0725; .1280 s. 8; .1400 s. 12; .1415;  
7017.1080 s. 3; .1120 s. 2; .1170 s. 1, 4, 5; .1210; .2001 s. 2; .2018  
(proposed repealer)..... 1085  
7050.0180; .0185 (proposed repealer)..... 901

# **Minnesota Rules: Amendments and Additions**

## **Public Utilities Commission**

7829.0100; .0400; .0410; .0700; .1050; .1300; .1400; .2700; .2900  
(adopted) ..... 1329

## **Minnesota Racing Commission**

7876.0130 (adopted) ..... 1515

## **Expedited Emergency Rules**

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

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

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

## **Department of Natural Resources**

### **Adopted Expedited Emergency Game and Fish Rules: 2016 Elk Season**

Notice is hereby given that the above-entitled rules have been adopted through the process prescribed by *Minnesota Statutes*, section 84.027, subdivision 13(b). The statutory authority for the contents of the rule is *Minnesota Statutes*, sections 97A.433 and 97B.515.

The conditions that do not allow compliance with Minnesota Statutes, sections 97A.0451 to 97A.0459, are that population and harvest data needed prior to setting quotas and bag limits for elk are not available until March. Quota numbers and bag limits are necessary so that harvests and populations can be managed at sustainable levels and to allow applicants to evaluate where they want to apply.

Dated: April 25, 2016  
Tom Landwehr  
Commissioner of Natural Resources

#### **6232.4300 SEASONS 2016 SEASON DATES AND OPEN AREAS QUOTAS FOR TAKING ELK.**

Subpart 1. **Taking elk.** Elk may be taken by a licensed hunter using a legal firearm or a legal bow and arrow during seasons authorized by the commissioner.

Subp. 1a. **Season date.** In 2016, licensed hunters may take elk September 10 to 18.

Subp. 2. **Open areas.**

A. ~~A license for the Grygla elk zones is valid for taking elk within~~ The Primary Grygla Elk Zone prescribed in part 6232.4600, subpart 1, and the Secondary Grygla Elk Zone ~~as described~~ prescribed in part 6232.4600, subpart 2, are closed in 2016.

B. A license for the Kittson County Central Elk Zone is valid for taking elk within the elk zone prescribed in part 6232.4600, subpart 3.

C. A license for the Kittson County Northeast Elk Zone is valid for taking elk within the elk zone prescribed in part 6232.4600, subpart 4.

Subp. 3. **Quota.** The number of available licenses for the 2016 elk hunting season is five licenses in the Kittson County Central Elk Zone and two licenses in the Kittson County Northeast Elk Zone, valid for taking legal antlered bull elk only.



# Expedited Emergency Rules

## 6232.4500 ELK LICENSE APPLICATION PROCEDURE.

Subpart 1. **General provisions.** The provisions in this part apply to the elk license application process.

A. If the number of applications for any zone and season exceeds the quota, a random selection will be conducted to determine the successful applicants.

*[For text of items B and C, see M.R.]*

D. The application deadline is the Friday nearest ~~July~~ June 15.

*[For text of items E and F, see M.R.]*

*[For text of subp 2, see M.R.]*

Subp. 3. **Drawing procedure.**

A. A random drawing from a pool consisting of general drawing applicants must be used to distribute licenses that are offered in the Kittson County Northeast Elk Zone.

~~A. B. If one or more than one qualified landowners in either zone apply, a drawing to select one landowner in the Primary and Secondary Grygla Elk Zones, combined, and one landowner in the Kittson County Central Elk Zone shall occur first. The remaining parties shall then be selected in a general drawing to finalize successful parties. If no qualified landowners apply, all licenses shall be drawn from the general pool of applicants applies, a drawing to select one landowner licensee must occur first.~~

~~B. C. There shall also be alternate parties drawn from the pool of unsuccessful parties. These parties would be offered the opportunity to purchase licenses that have been offered to a successful party, but not purchased. The pool consists of the remaining landowners, tenants, and parties from the general drawing. An alternate party shall only be notified in the event that a successful party decides not to purchase a license.~~

EFFECTIVE PERIOD. The emergency amendments to Minnesota Rules, parts 6232.4300 and 6232.4500, expire March 1, 2017. After the emergency amendments expire, the permanent rules as they read prior to the amendments again take effect, except as they may be amended by permanent rule.

## Executive Orders

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

## Office of the Governor

### Emergency Executive Order 16-03: Providing for Assistance to the Minnesota Interagency Fire Center

**I, Mark Dayton, Governor of the State of Minnesota**, by virtue of the authority vested in me by the Constitution and applicable statutes, do hereby issue this Executive Order:

**Whereas**, a wildfire is currently active in Hubbard County and is threatening property near Lake Hattie Township;

**Whereas**, approximately the northern two-thirds of the state of Minnesota have an active Red Flag Warning and elevated fire danger conditions exists for all other counties, and these conditions are expected to remain for the next several days;

**Whereas**, state agencies, the State Emergency Operations Center, the Minnesota Department of Natural Resources, and the Minnesota Interagency Fire Center ("MIFC") do not have adequate mission resources for widespread wildfire suppression; and

**Whereas**, the MIFC has requested fire suppression and support assets from the Minnesota National Guard.

**Now, Therefore,** I hereby order that:

1. The Adjutant General of Minnesota order to state active duty on or about May 6, 2016, in the service of the State, such personnel and equipment of the military forces of the State as required and for such period of time as necessary to support wildfire suppression in Minnesota.
2. The Adjutant General is authorized to purchase, lease, or contract goods and services necessary to accomplish the mission.
3. The cost of subsistence, transportation, fuel, pay, and allowances of said individuals shall be defrayed from the general fund of the State, as provided for in Minnesota Statutes, sections 192.49, subdivisions 1 and 2, 192.52, 192.54, and as otherwise permitted by law.

Pursuant to Minnesota Statutes, section 4.035, subdivision 2, this Emergency Order is effective immediately and will remain in effect until such date as elements of the military forces of the State are no longer required.

**In Testimony Whereof,** I have set my hand on this 6th day of May 2016.

**Mark Dayton**  
Governor

Filed According to Law:  
**Steve Simon**  
Secretary of State

## Official Notices

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and matters of public interest.

## Minnesota Department of Employment and Economic Development (DEED) Notice of Public Hearing by the Minnesota Department of Employment and Economic Development with Respect to a Proposed Project and the Provision of Funds from the Minnesota Job Creation Fund Program under Minnesota Statutes 116J.8748

**NOTICE IS HEREBY GIVEN** that the Minnesota Department of Employment and Economic Development (“DEED”) will conduct a public hearing on **Friday, May 27, at 1:00 p.m.**, or as soon thereafter as reasonably possible at 332 Minnesota Street, Suite E200, in Saint Paul, Minnesota, on a proposal to provide funding through the Minnesota Job Creation Fund Program pursuant to authority granted under *Minnesota Statutes* 116J.8748 and *Minnesota Rules* Chapter 4301. This hearing is conducted in accordance with *Minnesota Statutes* 116J.994, Subd. 5.

### Description of Project and Proposed JCF Funding:

Wagner SprayTech Corporation, may expand in Plymouth (Hennepin County), Minnesota. The company is a manufacturer and marketer of products for surface preparation and surface finishing applications sold nationally and internationally in the consumer and contractor markets. The project is aimed at optimizing their space and maximizing appropriate adjacencies within their business. The company expects to create 66 jobs at an average cash wage of \$26.94 per hour and have a total project cost of \$8,440,000. The project is eligible for a job creation award of up to \$360,000 and capital investment rebate of up to \$324,500. The proposed contract would be for a five (5) year term.

# Official Notices

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All interested persons may appear and be heard at the time and place set forth above. Persons interested in participating via teleconference should contact Tom Washa, Minnesota Job Creation Fund Program Manager at (651) 259-7483 or [Tom.Washa@state.mn.us](mailto:Tom.Washa@state.mn.us) prior to the date of the hearing for instructions on how to participate in the conference call.

Interested persons may mail written comments to Tom Washa at the street or e-mail address set forth above prior to the date of the hearing set forth above. All persons who appear at the meeting or participate via teleconference will be given an opportunity to express their views with respect to the proposal to award funds from the Minnesota Job Creation Fund.

## Minnesota Housing Finance Agency

### Single Family Division - Home Mortgage Programs

#### Single Family Master Servicing Request for Information

**PROJECT NAME:** Single Family Master Servicing Request for Information

**DETAILS:** The State of Minnesota, Minnesota Housing Finance Agency is requesting information regarding Single Family Home Mortgage Master Servicing Services. The State of Minnesota invites all interested parties to submit a written response to this Request for Information (RFI).

This RFI is being sought strictly for the purpose of gaining knowledge of Vendors in the Single Family Master Servicing market with an estimate of the corresponding costs and should not be construed as intent, commitment, or promise to acquire services, supplies, or solutions offered. No contract will result from any response to this RFI.

Information submitted in response to this RFI will become property of the State of Minnesota.

**COPY REQUEST:** To get the full RFI, please send a written request no later than May 18, 2016 at 4:00 p.m. Central Time to:

Agency Contact: Julie Stahl  
Address: 400 Sibley Street, Suite 300, St. Paul, MN 55101  
Telephone No.: 651-296-9811  
Fax Number: 651-296-8292  
E-Mail: [Julie.Stahl@state.mn.us](mailto:Julie.Stahl@state.mn.us)

**DEADLINE:** RFI responses must be received on or before **May 23, 2016 at 4:00 p.m.** Central Time. Faxed or e-mailed responses are permitted.

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 Board of Electricity

### Request For Comments for Possible Amendment to Rules Governing the Minnesota Electrical Code, Minnesota Rules, Chapter 1315; Revisor's ID Number R-04402

**Subject of Rules.** The Minnesota Board of Electricity requests comments on its possible amendment to rules governing the Minnesota Electrical Code. The Board is considering rule amendments that adopt the *2017 National Electrical Code*.

**Persons Affected.** The amendment to the rules would likely affect electrical contractors, master and journeymen electricians; electrical installers, maintenance electricians, electrical equipment suppliers; elevator contractors and constructors; power limited technicians; code enforcement authorities; employers of persons who perform electrical work; persons who wish to perform electrical work; engineers; residential and commercial building contractors; and building owners, in Minnesota.

**Statutory Authority.** *Minnesota Statutes*, section 326B.32 establishes the Board of Electricity and the powers and duties of the Board, among other things. Specifically, *Minnesota Statutes*, section 326B.32, subdivision 2, clause (a), subitem (3) provides powers to the Board to adopt the Minnesota Electrical Code, which must be the most current edition of the National Electrical Code and any amendments thereto, pursuant to *Minnesota Statutes*, chapter 14. *Minnesota Statutes*, Section 326B.32, subdivision 6, clauses (b) and (c) provide procedures for the Board to consider and pass amendments to be included in electrical code amendments.



**Public Comment.** Interested persons or groups may submit comments or information on these possible rules in writing until further notice is published in the *State Register* that the Board intends to adopt or to withdraw the rules. The Board will not publish a notice of intent to adopt the rules until more than 60 days have elapsed from the date of this request for comments. The Board does not plan to appoint an advisory committee to comment on the possible rules.

The National Electrical Code is adopted from time to time, generally every three years, by the National Fire Prevention Association (NFPA). NFPA is in the process of amending and adopting the final 2017 National Electrical Code and the Board intends to adopt it by reference as the Minnesota Electrical Code.

Interested persons or groups may view a draft of the 2017 National Electrical Code at the NFPA website. The website address is [www.nfpa.org](http://www.nfpa.org).

The link to all the proposals considered by the NFPA Electrical code committees, and the actions taken with respect to those proposals is:

<http://www.nfpa.org/codes-and-standards/document-information-pages?mode=code&code=70&docnum=70&tab=nextedition>. It is expected that these online resources will be available during the comment period.

A possible amendment to the Minnesota Electrical Code may require a local unit of government to adopt or amend an ordinance or other regulation. If you believe that the possible amendment of the Minnesota Electrical Code would require your local unit of government to adopt or amend an ordinance or other regulation, the Board requests that you provide information about the ordinance or regulation to the Agency Contact person listed below.

**Rules Drafts.** A draft of the rule amendments is being compiled. When the Board has approved a draft, the draft and other information about the rulemaking will be posted on the Board of Electricity rulemaking docket at:  
[http://www.dli.mn.gov/PDF/docket/1315\\_2017docket.pdf](http://www.dli.mn.gov/PDF/docket/1315_2017docket.pdf).

**Agency Contact Person.** Written comments, questions, requests to receive a draft of the rules when it has been prepared, and requests for more information on these possible rules should be directed to: Suzanne Todnem at the Department of Labor and Industry, 443 Lafayette Road North, St. Paul, MN 55155, **Phone:** (651) 284-5006, or **Email:** [dli.rules@state.mn.us](mailto:dli.rules@state.mn.us) **fax:** (651) 284-5725.

**Alternative Format.** Upon request, this Request for Comments can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request, please contact the agency contact person at the address or telephone number listed above.

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

Dated: May 5, 2016

Anthony C. Toft, Chair  
Minnesota Board of Electricity

## Minnesota Management & Budget (MMB)

### Notice of Request for Information (RFI) to Obtain Information about Affordable Care Act Information Reporting under IRS Sections 6055 and 6056 (IRS Forms 1095-B/1094-B)

NOTICE IS HEREBY GIVEN that Minnesota Management & Budget is requesting information to provide sections 6055 and 6056 information reporting services under the Affordable care Act for approximately 4,500 former state employees and their dependents. Generally, this will require reporting on IRS Forms 1095-B and 1094-B.

Questions are due **June 2, 2016**. Responses are due **June 17, 2016**.

# Official Notices

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For more information, to submit a question, or to obtain a copy of the Request for Information, contact:  
Lorna Smith at [lorna.smith@state.mn.us](mailto:lorna.smith@state.mn.us)

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

The RFI can also be obtained by visiting the MMB website at <http://mn.gov/mmb/segip/index.jsp>.

## Minnesota Pollution Control Agency

### Watershed Division

#### Notice of Availability of the Draft Yellow Medicine River Watershed Total Maximum Daily Load (TMDL) and Watershed Restoration and Protection Strategy (WRAPS) Reports and Request for Comment

Public comment period begins: **May 16, 2016**

Public comment period ends: **June 15, 2016**

The Minnesota Pollution Control Agency (MPCA) is requesting comments on the draft Yellow Medicine River Watershed Total Maximum Daily Load (TMDL) and Watershed Restoration and Protection Strategy (WRAPS) Reports (Reports). Seven lakes and sixteen sections of the river and its tributaries have been placed on the state's impaired waters list for exceeding water quality standards for excess nutrients, bacteria and turbidity. The TMDL addresses the impairments for all seven lakes and the impairments for sixteen sections of river. The draft TMDL Report is available on the MPCA website at:  
<https://www.pca.state.mn.us/water/watersheds/minnesota-river-yellow-medicine-river>.

Following the comments, the MPCA will revise the draft WRAPS Report and submit it to the MPCA Commissioner for approval. Comments must be received by the MPCA contact person by the public comment period end date shown above.

Required by the state Clean Water Legacy Act, a WRAPS is a document summarizing scientific studies of a major watershed no larger than a hydrologic unit code 8 including the physical, chemical, and biological assessment of the water quality of the watershed; identification of impairments and water bodies in need of protection; identification of biotic stressors and sources of pollution, both point and nonpoint; TMDL for the impairments; and an implementation table containing strategies and actions designed to achieve and maintain water quality standards and goals.

The Yellow Medicine River Watershed is located in southwest Minnesota, on the south side of the Minnesota River. The watershed in this Report includes portions of five counties (Lincoln, Yellow Medicine, Lyon, Lac qui Parle, and Redwood), which are included in the project area of approximately 1100 square miles. This Report summarizes the monitoring, Stressor Identification, and TMDL work that has taken place in the watershed, as well as identifies the strategies necessary to restore and protect the Yellow Medicine River Watershed.

It should be noted that the science, analysis and strategy development described in this Report began before the accountability provisions were added to the Clean Water Legacy Act in 2013 (MS114D); thus, this Report does not address all of those provisions. At the time when this watershed is revisited (according to the 10-year cycle), the information will be updated according to the statutorily required elements of a Watershed Restoration and Protection Strategy Report.

Comments on the draft Reports should be addressed to the MPCA contact person listed below and must be received by the MPCA by **4:30 p.m. on June 15, 2016**. The MPCA will review all comments received, determine possible revision to the draft TMDL and WRAPS Reports and prepare written responses to the comments. The MPCA will then submit the TMDL Report to the U. S. Environmental Protection Agency (EPA) for approval.

The following stream reaches in the Yellow Medicine River Watershed were listed as impaired for aquatic life and recreation, pursuant to Section 303(d) of the Clean Water Act, because of excessive levels of bacteria, turbidity, dissolved oxygen, and biology, and are included in the report: Stream reaches include Hazel Creek (County Ditch 9), Wood Lake Creek (County Ditch 10) outlet from Wood Lake to the Minnesota River, County Ditch 3 to Yellow Medicine River, South Branch Yellow Medicine River to Spring Creek, Mud Creek Headwaters, six reaches of the South Branch Yellow Medicine River, Spring Creek to the Yellow Medicine River, Stony Run Creek, two reaches of the North Branch-Yellow Medicine River, and Wood Lake Creek to the Minnesota River. Lakes include Lady Slipper Lake, Wood Lake, Cottonwood Lake, Steep Bank Lake, Lake Stay, Perch Lake, and Curtis Lake.

**Agency Contact Person.** Written comments and requests for more information should be directed to:

Mike Weckwerth  
Minnesota Pollution Control Agency  
504 Fairgrounds Road, Suite 200  
Marshall, Minnesota 56258  
Phone: 507-476-4267 (direct)  
Minnesota Toll Free: 800-646-6247  
Fax: 507-537-6001  
E-mail: [michael.weckwerth@state.mn.us](mailto:michael.weckwerth@state.mn.us)  
TTY users may call the MPCA teletypewriter at 651-282-5332 or 800-657-3864

**Preliminary Determination on the Draft TMDL Report.** The MPCA Commissioner has made the preliminary determination to submit this TMDL Report to the EPA for final approval. A draft TMDL Report is available for review at the MPCA office at the address listed above and on the MPCA website at: <http://www.pca.state.mn.us/index.php/water/water-types-and-programs/minnesotas-impaired-waters-and-tmdls/tmdl-projects/minnesota-river-basin-tmdl/pomme-de-terre-river-watershed.html>. Suggested changes will be considered before the TMDL Report is sent to the EPA for approval.

**Written Comments.** You may submit written comments on the conditions of the draft TMDL Report or on the Commissioner's preliminary determination. Written comments must include the following:

1. A statement of your interest in the draft TMDL Report;
2. A statement of the action you wish the MPCA to take, including specific references to sections of the draft TMDL Report that you believe should be changed; and
3. The reasons supporting your position, stated with sufficient specificity as to allow the Commissioner to investigate the merits of your position.

**Petition for Public Information Meeting.** You may request that the MPCA Commissioner hold a public information meeting. A public information meeting is an informal meeting the MPCA may hold to solicit public comment and statements on matters pertaining to the TMDL study and process, and to help clarify and resolve issues.

A petition requesting a public information meeting must include the following information:

1. A statement identifying the matter of concern;
2. The information required under items 1 through 3 of "Written Comments," identified above;
3. A statement of the reason the MPCA should hold a public information meeting; and
4. The issues that you would like the MPCA to address at the public information meeting.

**Petition for Contested Case Hearing.** A petition for a contested case hearing may be submitted. A contested case hearing is a formal evidentiary hearing before an administrative law judge. In accordance with Minn. R. 7000.1900, the MPCA will grant a petition to hold a contested case hearing if it finds that: (1) there is a material issue of fact in dispute concerning the application or draft TMDL Report; (2) the MPCA has the jurisdiction to make a determination on the disputed material issue of fact; and (3) there is a reasonable basis underlying the disputed material issue of fact or facts such that the holding of the contested case hearing would allow the introduction of information that would aid the MPCA in resolving the disputed facts in making a final decision on the draft TMDL Report. A material issue of fact means a fact question, as distinguished from a policy question, whose resolution could have a direct bearing on a final MPCA decision.

A petition for a contested case hearing must include the following information:

1. A statement of reasons or proposed findings supporting the MPCA decision to hold a contested case hearing according to the criteria in Minn. R. 7000.1900, as discussed above; and
2. A statement of the issues proposed to be addressed by a contested case hearing and the specific relief requested or resolution of the matter.

In addition and to the extent known, a petition for a contested case hearing should also include the following information:

# Official Notices

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1. A proposed list of prospective witnesses to be called, including experts, with a brief description of proposed testimony or summary of evidence to be presented at a contested case hearing;
2. A proposed list of publications, references, or studies to be introduced and relied upon at a contested case hearing; and
3. An estimate of time required for you to present the matter at a contested case hearing.

**MPCA Decision:** The written comments, requests, and petitions submitted on or before the last day of the public comment period will be considered in the final decision on this TMDL Report. If the MPCA does not receive written comments, requests, or petitions during the public comment period, MPCA staff as authorized by the Commissioner, will make the final decision on the draft TMDL Report.

## Public Utilities Commission

### Notice of Permit Decision in the Matter of the Combined Application of North Star Solar PV LLC for a Site Permit and Route Permit for the North Star Solar Electric Power Generating Plant and Associated 115 kV High-Voltage Transmission Line in Chisago County, Minnesota

Public Utilities Commission Docket No. IP-6943/GS-15-33

**NOTICE IS HERBY GIVEN** that at a meeting on January 20, 2016, and in an order issued on February 16, 2016, the Minnesota Public Utilities Commission: (i) found that the environmental assessment and the record created at the public hearing addressed the issues identified in the scoping decision, (ii) issued a site permit to North Star Solar PV LLC for the construction and operation of the 100 megawatt North Star Solar Electric Power Generating Plant in Chisago County, and (iii) issued a route permit to North Star Solar PV LLC for the construction and operation of a one-mile 115 kilovolt transmission line associated with the North Star Solar Electric Power Generating Plant in Chisago County.

Information about the project, including the site permit and route permit, can be found on the Public Utilities Commission's eDockets System at: **North Star Solar Project 15-33 eDockets**

Questions about this project may be directed to Commission staff member Scott Ek at [scott.ek@state.mn.us](mailto:scott.ek@state.mn.us) or 651-201-2255.

## Minnesota Department of Transportation (Mn/DOT)

### Notice of Public Open House on Statewide Freight System Plan

ST. PAUL, Minn. – A Public Open House on the 2016 update of the Minnesota Statewide Freight System Plan will be held **Wednesday, May 25, 2016, from 10 a.m. to 1 p.m.**, in Room G13-14 at Minnesota Department of Transportation Central Office, 395 John Ireland Blvd., St. Paul, MN, according to the Minnesota Department of Transportation.

The Freight System Plan provides a policy framework and strategies for MnDOT and other freight stakeholders to guide planning and investment in various transportation modes. The Plan affects a diverse array of transportation modes – air, water, highway, rail and pipeline – and is influenced by a number of other factors such as economics, logistics patterns, traffic flows, system capacity, condition of infrastructure, and the organizational structure and relationships that will make it all happen.

The Freight System Plan includes a Freight Action Agenda based on developed recommendations that MnDOT and other public and private sector entities can act on and implement. It identifies high-priority freight initiatives and will serve as a guide for implementation to drive freight system improvements for the next 5 to 10 years.

Details about outreach and the Freight System Plan development process are included in a 7-minute video that can be viewed at MnDOT's **Statewide Freight System Plan website: [www.dot.state.mn.us/planning/freightplan](http://www.dot.state.mn.us/planning/freightplan)**.

A draft of the Freight System Plan will be posted on the above MnDOT Freight System Plan website by May 25, 2016 for the public's review and comment, for a 30-day comment period.

Dated: 9 May 2016

Contact: Laurie Ryan, phone: (651) 366-3658

# 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/>

## Minnesota Housing Finance Agency

### Notice of Request for Proposals (RFP) for Administrators for the 2016-2017 Homeownership Education, Counseling and Training Fund (HECAT)

Minnesota Housing, Minnesota Homeownership Center, Greater Minnesota Housing Fund, and Family Housing Fund announce the availability of funds under the Homeownership Education, Counseling and Training Fund (HECAT) to provide financial support to eligible organizations to deliver a variety of homebuyer/homeowner education, counseling and training services to Minnesotans. Services include: in person homebuyer education, homebuyer counseling, home equity conversion counseling, and foreclosure prevention counseling. Proposals are solicited from community-based non-profit organizations as defined in Minn. Stat. 462A.03, subd. 22.

The RFP, Workbook, Instructions and Program Overview along with Technical Assistance information will be available May 16, 2016 on [www.mnhousing.gov](http://www.mnhousing.gov) > Lenders & Homeownership Partners > Community Development > Homeownership Education & Counseling.

All application materials must be received by Minnesota Housing no later than **3:00 p.m. CST on Thursday, June 16, 2016**. Submission instructions can be found on the Minnesota Housing website.

If you have questions please contact Ruth (Hutchins) DuBose at 651.297.3128 or [ruth.hutchins@state.mn.us](mailto:ruth.hutchins@state.mn.us)

## Minnesota Department of Human Services

### Children's Mental Health Division

### Notice of Request for Proposals to the Cultural and Ethnic Minority Improvement Grant to increase mental health services and clinical capacity building to members of a cultural and ethnic minority population

**NOTICE IS HEREBY GIVEN** that the Minnesota Department of Human Services is requesting proposals to contract with a qualified Grantee to (a) Increase the Availability of Mental Health Services for Children from Cultural and Ethnic Minorities within the State and (b) Support Members of Cultural and Ethnic Minority Communities to Qualify to Become Mental Health Practitioners, Professionals and Clinical Supervisors

Work is proposed to start July 1, 2016. For more information, or to obtain a copy of the Request for Proposal, contact:

Nelly Torori  
Department of Human Services  
Children Mental Health Division  
P.O. Box 0985  
444 Lafayette Road North, St. Paul, MN 55155-0985  
Phone: (651) 431-2337, Fax: (651) 431-7559  
[Nelly.torori@state.mn.us](mailto:Nelly.torori@state.mn.us)

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

Proposals submitted in response to this Request for Proposals must be received at the address above no later than **4:00 p.m., Central Time, June 6, 2016**. **Late proposals will not be considered**. Faxed or e-mailed proposals will **not** be considered.



# State Grants & Loans

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The RFP can be viewed by visiting the Minnesota Department of Human Services RFP web site:  
[http://www.dhs.state.mn.us/id\\_000102](http://www.dhs.state.mn.us/id_000102)

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

## State Contracts

**Informal Solicitations:** Informal solicitations for professional/technical (consultant) contracts valued at over \$5,000 through \$50,000, may either be published in the *State Register* or posted on the Department of Administration, Materials Management Division's (MMD) Web site. Interested vendors are encouraged to monitor the P/T Contract Section of the MMD Website at [www.mmd.admin.state.mn.us](http://www.mmd.admin.state.mn.us) for informal solicitation announcements.

**Formal Solicitations:** Department of Administration procedures require that formal solicitations (announcements for contracts with an estimated value over \$50,000) for professional/technical contracts must be published in the *State Register*. Certain quasi-state agency and Minnesota State College and University institutions are exempt from these requirements.

**Requirements:** There are no statutes or rules requiring contracts to be advertised for any specific length of time, but the Materials Management Division strongly recommends meeting the following requirements: \$0 - \$5000 does not need to be advertised. Contact the Materials Management Division: (651) 296-2600 \$5,000 - \$25,000 should be advertised in the *State Register* for a period of at least seven calendar days; \$25,000 - \$50,000 should be advertised in the *State Register* for a period of at least 14 calendar days; and anything above \$50,000 should be advertised in the *State Register* for a minimum of at least 21 calendar days.

## Department of Commerce

### Division of Energy Resources

#### Notice of Request for Proposal for Lease Purchase Financing

The Minnesota Department of Commerce, Division of Energy Resources ("Department") seeks responses to a Request for Proposal (RFP) to provide Lease Purchase Financing for a Minnesota Department of Commerce, Guaranteed Energy Savings Program (GESP) project at Minnesota State University, Mankato. Minnesota State University, Mankato expects to finance the purchase of approximately \$8,000,000 in equipment and installation services for the implementation of Energy Conservation Measures as part of a GESP Energy Savings Performance Contract. The Department is seeking proposals from qualified firms to provide lease purchase financing pursuant to a GESP Lease Purchase Agreement.

The RFP will be available for download on the **Request for Proposals webpage** of the Department website (<http://mn.gov/commerce/industries/rfp/index.jsp>) through Friday, May 20, 2016.

The RFP can be obtained from:

**Commerce Request for Proposals webpage** (<http://mn.gov/commerce/industries/rfp/index.jsp>)

Questions related to this RFP must be submitted to the Department by electronic means. In order to receive consideration, questions may be submitted any time after the published date of the RFP and no later than **11:59 p.m. CDT, Monday May 23, 2016**. Responses to this RFP must be submitted by electronic means and received by the Department no later than **11:59 p.m. CDT, Friday June 3, 2016**. Instructions for submitting responses 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 Judicial Branch

### 4<sup>th</sup> Judicial District

#### Request for Proposal from Texting and/or eMail Messaging Services for Electronic Hearing Reminders

The 4<sup>th</sup> Judicial District, of the Minnesota Judicial Branch (MJB), seeks to select a vendor to provide automated text messaging services and/or electronic mail messaging services for electronic hearing reminders to court parties. Although the solution will be initially implemented for hearing reminders, the goal is to implement a scalable system that can be used for other purposes, using multiple data sources and provide services to the entire State Court System.

The request for proposal does not obligate the MJB to award a contract or complete the project, and the MJB reserves the right to cancel the solicitation if it is considered to be in its best interest.

Interested party's submissions must be in writing and received by the MJB no later than **4:00 CST, May 20<sup>th</sup>, 2016**. The submission must include both five (5) paper copies and one (1) electronic PDF copy either on disc or flash drive. No facsimile submissions will be accepted. Proposals delivered in person to the Project Manager will be date/time stamped by the PM.

Sealed Proposal and Submittal Address. John Erar, Chief Information Officer, 4<sup>th</sup> Judicial District Office, 300 South Sixth Street, Court Administration C12, Minneapolis, MN 55487.

A complete copy of the Request for Proposal may be found on the Minnesota Judicial Branch website (in the News and Announcements/Public Notices section) at [www.mncourts.gov](http://www.mncourts.gov)

## Minnesota Board of Medical Practice

### Notice of Contract Opportunity for Professional and Technical Services

**PROJECT NAME:** Request for Proposals for professional and technical services

**DETAILS:** The Minnesota Board of Medical Practice is requesting proposals for the purpose of developing a master list of specialized consultants to perform the following professional/technical services; medical coordinators, medical consultants, course providers and specialized evaluators.

Work is anticipated to start on or after July 1, 2016.

**COPY REQUEST:** To get a copy of the Request for Proposals, please send a written request, by mail or email, to:

Ruth Martinez  
Executive Director  
Minnesota Board of Medical Practice  
2829 University Ave SE, Suite 500  
Minneapolis, MN 55414  
*[Medical.Board@state.mn.us](mailto:Medical.Board@state.mn.us)*

**PROPOSAL DEADLINE:** Proposals submitted in response to the Request for Proposals in this advertisement must be received by mail no later than **June 30, 2021**. Email/fax 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.

# State Contracts

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## Minnesota State Colleges and Universities (MnSCU)

### Notice of Availability of Request for Qualifications (RFQ) for Specialty Consultant Master Roster for the System Office

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of the system office, is soliciting proposals for renewal or firms interest in the Specialty Consultants Master Roster for 1) Water-proofing, 2) Exterior Masonry, 3) Exterior Windows & Curtain Walls, 4) Roofing, and 5) Industrial Hygiene Services for Hazardous Materials Abatement and indoor air sampling. The consultants will perform studies, provide reports, design reviews, designs, observations, testing or construction administration services on MnSCU renovation and/or new construction projects on behalf of MnSCU to assure that the project(s) are designed and constructed in conformance with the MnSCU Facilities Design Standards and meet the specific project requirements.

A full Request for Qualifications (RFQ) is available on the Minnesota State Colleges Universities website, <http://finance.mnscu.edu/facilities/design-construction/announcements/index.html>.

Proposals must be delivered to Karen Huiett, Minnesota State Colleges and Universities, 30 7<sup>th</sup> Street East, Suite 350, St. Paul, MN 55101, not later than **2:00 PM, Monday, May 30, 2016**. Late responses will not be considered.

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its' best interest.

## Minnesota State Colleges and Universities (MnSCU)

### Request for Proposals for Leadership Development Program

**NOTICE IS HEREBY GIVEN** that proposals are being solicited to develop and deliver a leadership development program for mid-level leaders at Minnesota State Colleges and Universities (MnSCU).

For a copy of the full Request for Proposals, please visit <http://www.hr.mnscu.edu/> or contact:

Cindy Schneider  
MnSCU System Office  
30 7<sup>th</sup> Street East, #350  
St. Paul, MN 55101  
Phone: 651/201-1849  
[cindy.schneider@so.mnscu.edu](mailto:cindy.schneider@so.mnscu.edu)

Sealed proposals must be received according the instructions appearing in the Request for Proposal no later than **Monday, June 13, 4:30 p.m. CST**. Fax and e-mail responses will not be considered. Proposals received after this date and time will be returned to the responder unopened.

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

## Minnesota State Colleges and Universities (MnSCU)

### Minneapolis Community and Technical College

### Request for Qualifications for Designer Selection for HVAC Renovation and Roof Replacement Design Services

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Minneapolis Community and Technical College, Minneapolis, Minnesota, is seeking a designer for design and construction to renovate the heating, ventilating, and air conditioning systems in the Old Harmon Building, which is part of the Management Education Center (MEC) and to replace the roof on New Harmon.

A full Request for Qualifications (RFQ) is available on the Minnesota State Colleges Universities website, <http://finance.mnscu.edu/facilities/design-construction/announcements/index.html>.

**A mandatory informational meeting is scheduled for 11:00 am CST, Wednesday, May 11, 2016, in Technology Building, Room T1400 \*street level, at Minneapolis Community and Technical College, 1501 Hennepin Avenue, Minneapolis, MN.**

Proposals must be delivered to Roger Broz, Minneapolis Community and Technical College, 1312 Harmon Place, Suite M-0200 \*Basement level, Minneapolis, MN 55406-1779, not later than **2:00 PM, Monday, May 19, 2016**. Late responses will not be considered.

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its' best interest.

## **Minnesota State Colleges and Universities (MnSCU)**

### **Metropolitan State University**

#### **Request for Proposals for Delivered Catering**

##### **ADVERTISEMENT FOR PROPOSALS**

Notice is hereby given that proposals will be received by the Director of Purchasing, Metropolitan State University, until **2:00 pm, Central Daylight Time on July 8, 2016**, for the purpose of providing delivered catering for the Minnesota State Colleges and Universities, Metropolitan State University located at the Saint Paul Campus at 700 East Seventh Street, Saint Paul, MN and the Midway Campuses at 1450 Energy Park Drive, Saint Paul, MN and 1380 Energy Lane, Saint Paul, MN according to the specifications on file at Metropolitan State University 700 East 7<sup>th</sup> Street, Saint Paul, MN 55106.

A complete copy of the Request for Proposal can be found on the Metropolitan State University web site, [www.metrostate.edu/bid-requests](http://www.metrostate.edu/bid-requests)

Institution: Metropolitan State University

Name: Aksana Belik

Title: Purchasing Coordinator/Buyer

Mailing Address: 700 East 7<sup>th</sup> Street, Founders Hall, Room 329, Saint Paul, MN 55106.

Sealed proposals can be hand delivered to the cashiers' window at Founders Hall, Room 327 on the Saint Paul Campus or mailed at the above address. Proposals received after this date and time will be rejected and returned unopened.

Faxed or electronic proposals are not accepted. This request for proposal does not obligate the State to complete the proposal project and the state reserves the right to cancel the solicitation process if it is considered to be in its best interest.

There will be a pre-award vendors conference scheduled for Thursday, June 2, 2016 from 1:00 – 3:00 pm CDT in Room Founders Hall L117 on the Saint Paul campus.

## **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

# State Contracts

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highway related professional/technical services. Mn/DOT awards most of its consultant contracts for highway-related technical activities using this method, however, Mn/DOT also reserves the right to use Request for Proposal (RFP) or other selection processes for particular projects.

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

Mn/DOT is currently requesting applications from consultants. Refer to Mn/DOT's Consultant Services web site, indicated below, to expenses are incurred in responding to this notice will be borne by the responder. Response to this notice becomes public information under the Minnesota Government Data Practices.

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

Send completed application material to:

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

## Minnesota Department of Transportation (Mn/DOT)

### Engineering Services Division

### Notice Concerning Professional/Technical Contract Opportunities and Taxpayers' Transportation Accountability Act Notices

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

New Public notices may be added to the website on a daily basis and be available for the time period as indicated within the public notice. Mn/DOT is also posting notices as required by the Taxpayers' Transportation Accountability Act on the above referenced website.



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- **Phone** (credit cards): 8 a.m. - 4 p.m. Monday - Friday, 651.297.3000 (Twin Cities) or 1.800.657.3757 (nationwide toll-free)
- **On-line orders:** [www.minnesotasbookstore.com](http://www.minnesotasbookstore.com)
- **Minnesota Relay Service:** 711
- **Fax** (credit cards): 651.215.5733 (fax line available 24 hours)
- **Mail orders:** Orders can be sent to Minnesota's Bookstore, 660 Olive Street, St. Paul, MN 55155

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