

# MINNESOTA STATE REGISTER

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PAGES 581 - 626



# 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- Withdrawn Rules
- 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. 50 Issue Number	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)
#26	Monday 29 December	Noon MONDAY 22 December	Noon Thursday 18 December
#27	Monday 5 January	Noon MONDAY 29 December	Noon Thursday 25 December
#28	Monday 12 January	Noon Tuesday 6 January	Noon Thursday 1 January
#29	Tuesday 20 January	Noon Tuesday 13 January	Noon Thursday 8 January

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## Minnesota Legislative Information

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(651) 296-0504

State Capitol, Room 231, St. Paul, MN 55155  
<https://www.senate.mn/>

### Minnesota State Court System

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25 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155  
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### Federal Register

Office of the Federal Register (202) 512-1530; or (888) 293-6498  
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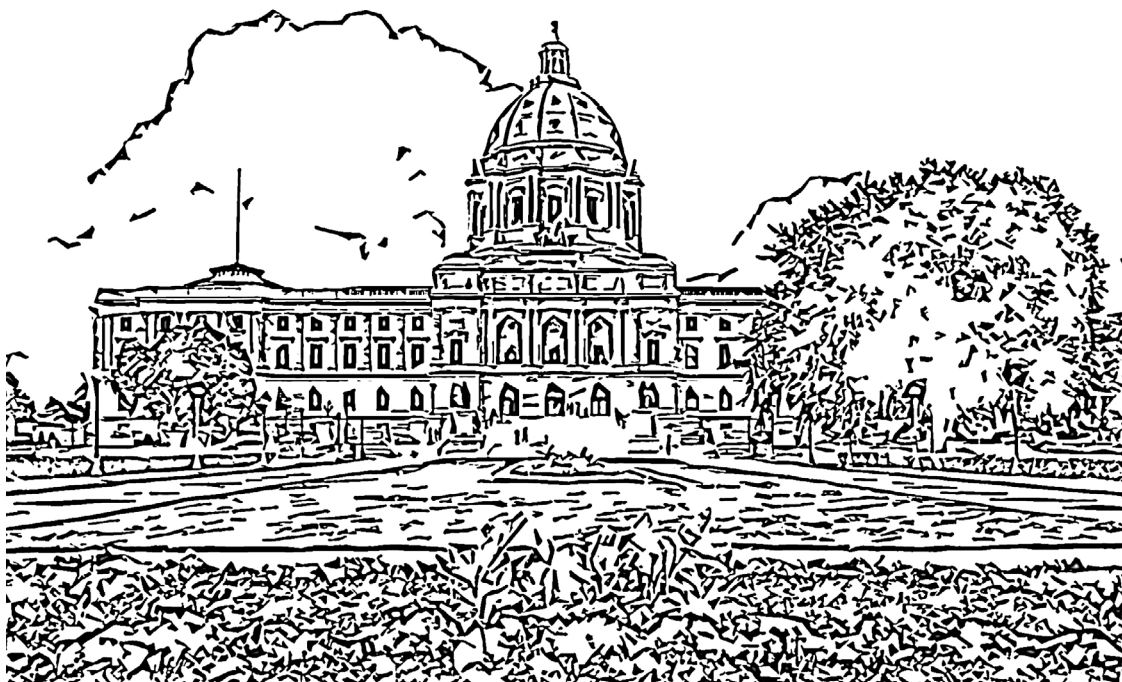
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**Front Cover Artwork:** *A wreath hangs on a brick column outside of Glensheen Mansion in Duluth, Minn.  
Photo by Sean Plemmons*





# 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 #1-26 inclusive (issue #26 cumulative for issues #1-26); issues #27-52 inclusive (issue #52, cumulative for issues #27-52 or #53 in some years). A subject matter index is updated weekly and is available upon request from the editor. For copies or subscriptions to the State Register, contact the editor at 651-201-3204 or email at sean.plemmons@state.mn.us

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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 §§ 14.1414.20, 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 Electricity

### **Proposed Permanent Rules Modifying Electrical Board Training Requirements; 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-04949**

**Proposed Amendment to Rules Relating to Licensing, *Minnesota Rules*, Chapter 3800; Revisor’s ID Number R-04949; CAH Docket # 8-9001-41253**

**Introduction.** The Minnesota Board of Electricity (“Board”) intends to adopt rules without a public hearing following the procedures in the rules of the Court of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. You may submit written comments and/or a written request that a hearing be held on the proposed rules until **4:30 p.m. on Wednesday, January 21, 2026**.

**Hearing.** If 25 or more persons submit a written request for a hearing on the rules by **4:30 p.m. on Wednesday, January 21, 2026**, the Board will hold a virtual public hearing on **Thursday, February 26, 2026, at 9:00 a.m.** You can participate in the virtual hearing, which will be conducted by an Administrative Law Judge from the Court of Administrative Hearings, via Webex by using this link along with the associated access code and password:

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For a video and audio connection, join the hearing through an internet connection:

- Web link: **Webex Meeting Link**
- Meeting Number (access code): 2489 532 4731
- Password: 1234

For audio-only connection, join the virtual hearing by telephone:

- Call: 1-855-282-6330
- Access code: 2489 532 4731
- Password: 1234

To find out whether the Board will adopt the rules without a hearing or if it will hold the hearing, you should contact the Board's contact person or check the Board website ***Rulemaking docket for Minnesota Rules Chapter 3800; R-04949 | Board of Electricity after January 21, 2026 and before February 26, 2026.***

**Subject of Rules.** The proposed rules adopt amendments that modify existing requirements for acceptable work experience for electrical license applicants and establish requirements for the approval of electrical training programs that may be used to fulfill experience credit requirements for electrical license applicants. The proposed rule parts addressing electrical training programs are substantively similar to existing rules relating to electrical training programs currently found in *Minnesota Rules*, Chapter 3801, which the Minnesota Department of Labor and Industry is concurrently proposing for repeal. See ***Rulemaking docket for Minnesota Rules Chapter 3801.***

**Statutory Authority.** The statutory authority to adopt these rules is *Minnesota Statutes*, section 326B.32, subdivision 2 (a)(5) (2025).

**Publication of proposed rules.** A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed. The proposed rules may be viewed at: ***Rulemaking docket for Minnesota Rules Chapter 3800; R-04949 | Board of Electricity.***

**Statement of Need and Reasonableness.** The statement of need and reasonableness (SONAR) contains a summary of the justification for the proposed rules, a description of who will be affected by the proposed rules, and an estimate of the probable cost of the proposed rules. You may review or obtain copies for the cost of reproduction by contacting the Board's contact person. The SONAR may also be viewed at: ***Rulemaking docket for Minnesota Rules Chapter 3800; R-04949 | Board of Electricity.***

**Board Contact Person.** The Board's contact person is Krystle Conley at the Minnesota Department of Labor and Industry, 443 Lafayette Road N., St. Paul, MN 55155, Phone: 651-284-5006, Fax: 651-284-5749, Email: [dli.rules@state.mn.us](mailto:dli.rules@state.mn.us). You may contact the Board contact person with questions about the rules.

**Public Comment.** You have until **4:30 p.m. on Wednesday, January 21, 2026**, 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 due date. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change you propose. Any comments that you have about the legality of the proposed rules must be made during this comment period. All evidence that you present should relate to the proposed rules. If the proposed rules affect you in any way, the Board encourages you to participate. All comments or responses received are public data and will be available for review.

Submit written comments to the Board's contact person listed above.

All comments or responses received are public data and will be available for review on the Board's website at ***Rulemaking docket for Minnesota Rules Chapter 3800; R-04949 | Board of Electricity.***

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**Request for a Hearing.** In addition to submitting comments, you may also request that the Board hold a public hearing on the rules. You must make your request for a public hearing in writing by **4:30 p.m. on Wednesday, January 21, 2026**. You must include your name and address in your written request for hearing. You must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules. Any request that does not comply with these requirements is not valid and the Board cannot count it when determining whether it must hold a public hearing.

**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 Board must give written notice of this to all persons who requested a hearing, explain the actions the Board took to bring about the withdrawal, and ask for written comments on this action. If the Board is required to hold a public hearing, it will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

**Cancellation of Hearing.** The Board will cancel the hearing scheduled for February 26, 2026, if the Board does not receive requests for a hearing from 25 or more persons. If you requested a public hearing, the Board will notify you before the scheduled hearing whether the hearing will be held. You may also call the Board contact person at 651-284-5006 after January 14, 2026, to find out whether the hearing will be held. On the scheduled day, you may check for whether the hearing will be held by calling 651-284-5006 or going online at ***Rulemaking docket for Minnesota Rules Chapter 3800; R-04949 | Board of Electricity***.

**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 12 p.m. or until all interested persons have been heard, whichever occurs first. Administrative Law Judge Joseph C. Meyer is assigned to conduct the hearing. Judge Joseph C. Meyer can be reached by contacting William Moore, Rules Coordinator, Court of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, telephone 651-361-7893, and [william.t.moore@state.mn.us](mailto:william.t.moore@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 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 this five-day comment period extended for a longer period but for no more than 20 calendar days.

After the comment period, there is a five-working-day rebuttal period when the Board 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 Court of Administrative Hearings must receive all comments and responses submitted to the Administrative Law Judge via the ***Court of Administrative Hearings Rulemaking eComments website*** (<https://mn.gov/oah/forms-and-filing/ecomments/>) no later than 4:30 p.m. on the due date. If using the eComments website is not possible, you may submit post-hearing comments in person or via United States mail addressed to Judge [ALJ's last name] at the address listed above. All comments or responses received are public data and will be available for review on the eComments website.

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, through William Moore, the CAH Rules Coordinator listed above.

**Modifications.** The Board may modify the proposed rules either as a result of public comment or as a result of the



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rule hearing process. It must support modifications by data and views submitted during the public comment and rule hearing process. 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 final rules are identical to the rules originally published in the *State Register*, the Board will publish a notice of adoption in the *State Register*. If the final rules are different from the rules originally published in the *State Register*, the Board must publish a copy of the changes in the *State Register*.

**Adoption Procedure if No Hearing.** If no hearing is required, the Board may adopt the rules after the end of the comment period. The Board will submit the rules and supporting documents to the Court 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 to receive notice of this, to receive a copy of the adopted rules, or to register with the Board to receive notice of future rule proceedings, submit your request to the Board 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 Board adopts the rules and the rules are filed with the Secretary of State, or register with the Board to receive notice of future rule proceedings by requesting this at the hearing or by writing to the Board 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 may direct questions about 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.

**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 Board contact person at the address or telephone number listed above.

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

Date: December 11, 2025

Trevor Turek  
Chair of Minnesota Board of Electricity

## 3800.3520 EXAMINATION; MINIMUM EXPERIENCE REQUIREMENTS FOR LICENSURE; ACCEPTABLE EXPERIENCE.

*[For text of subparts 1 to 3, see Minnesota Rules]*

Subp. 4. **Acceptable experience for certain categories in certain situations.** Experience in the categories of planning for the installation of wiring, apparatus, and equipment for light, heat, and power; laying out for the installation of wiring, apparatus, and equipment for light, heat, and power; supervising the installation of wiring, apparatus, and equipment for light, heat, and power; and wiring and installing electrical wiring, apparatus, and equipment for light, heat, and power is acceptable in the situations described in items A to E D.

*[For text of items A and B, see Minnesota Rules]*

~~C. Experience while performing electrical work in Minnesota for an employer who is exempt from licensing when the work is exempt from inspection under Minnesota Statutes, section 326B.36, or when the work is performed on federal property by a federal employee, if the department has determined in either situation that the experience is substantially equal to that acquired in performing work while in the employ of a licensed contractor. The determination shall be made after a personal inspection by not less than two department representatives on the premises where the applicable work was performed.~~

~~D. C.~~ Experience while performing electrical work outside of Minnesota, which the department has determined

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is substantially equivalent to the work performed while in the employ of a licensed contractor in Minnesota. This determination must be based on a certification by the employer for the type of work performed.

E. D. Experience while performing electrical work in the armed forces of the United States which the department has determined is substantially equivalent to work performed while in the employ of a licensed contractor in Minnesota. This determination shall be based on a certification by the military for the type of work performed.

*[For text of subpart 5, see Minnesota Rules]*

## **ELECTRICAL TRAINING PROGRAMS**

### **3800.4000 PURPOSE.**

Parts 3800.4000 to 3800.4055 establish requirements for approval of programs that must be used to fulfill the experience credit requirements for electrical license applicants.

### **3800.4005 DEFINITIONS.**

Subpart 1. **Scope.** For purposes of parts 3800.4000 to 3800.4055, the terms defined in this part have the meanings given.

Subp. 2. **Advanced standing.** “Advanced standing” means credit toward program completion for prior education recognized by a postsecondary program through a developed procedure, including transfer of credits for courses that are at least 80 percent similar to those in an approved program, and credit by examination for up to 25 percent of program courses.

Subp. 3. **Approval period.** “Approval period” means a time frame beginning with the approval beginning date and extending until the program is discontinued or commissioner approval is removed or not continued through the reapplication process.

Subp. 4. **Board.** “Board” means the Board of Electricity.

Subp. 5. **Course.** “Course” means a part of a program that consists of an individual knowledge or skill area, or part of a larger knowledge or skill area.

Subp. 6. **Electrical work.** “Electrical work” means the installing, altering, repairing, planning, or laying out of electrical wiring, apparatus, or equipment for light, heat, power, or other purposes. The installing, altering, repairing, planning, or laying out of electrical wiring apparatus or equipment for light, heat, power, or other purposes includes but is not limited to the performance of any work governed by Minnesota Statutes, section 326B.35.

Subp. 7. **Independent study.** “Independent study” means student learning effort within the specific program content that is outside of lecture, shop, or lab hours and does not require student and instructor contact.

Subp. 8. **Survey.** “Survey” means collecting and analyzing information to assess compliance with parts 3800.4000 to 3800.4055. Information must be analyzed by multiple methods, including review of requested information and materials, on-site evaluation, or interviews and conferences with program administrators, instructors, or students.

### **3800.4010 TWO-YEAR ELECTRICAL PROGRAM.**

To qualify for approval, a two-year electrical program must be a postsecondary program that awards a diploma or an associate of applied science degree at completion and meets the requirements of parts 3800.4000 to 3800.4055. Satisfactory completion of an approved two-year electrical program fulfills the 12-month experience credit allowance for a Class A journeyworker electrician, power limited technician, or maintenance electrician license applicant according to part 3800.3520, subpart 5, items B, E, and I, and Minnesota Statutes, section 326B.33, subdivisions 2, paragraph (b), and 7, paragraph (b).

# Proposed Rules

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## **3800.4015 POWER LIMITED TECHNICIAN PROGRAM.**

To qualify for approval, a power limited technician program must either be a two-year electrical program described in part 3800.4010 or other program that has at least 500 hours of student and instructor contact time meeting the program content described in part 3800.4050. Approval for experience credit for programs other than a two-year electrical program is based on increments of 100 hours, or major fraction thereof, of student and instructor contact time up to a maximum of 2,000 hours.

## **3800.4020 APPLICATION FOR PROGRAM APPROVAL.**

Subpart 1. **Content.** An application for approval of a program must meet each of the requirements in items A to G.

A. The application must be in a format provided by the commissioner and contain complete, current, and accurate information.

B. The application must include a syllabus for each program course.

C. The application must include a detailed written description of how the program meets the required program content.

D. The application must identify course instructors and their qualifications.

E. The information provided in the application must be verifiable by survey.

F. The application must identify a beginning date corresponding to an initial student enrollment date. Students enrolled after the beginning date who successfully complete an approved program within the approval period are eligible for experience credit.

G. The application must be signed by the administrator and department head of a program or another official representative of the applicant.

Subp. 2. **Processing.** The commissioner shall review all applications. Items A to E apply to all applications.

A. Incomplete applications must be immediately returned to the applicant.

B. Upon review of completed applications, including completion of a survey, any deficiencies must be noted and identified to the applicant.

C. If no deficiencies are noted or all identified deficiencies have been corrected, the commissioner shall recommend approval to the board.

D. If the applicant fails to correct identified deficiencies, the commissioner shall recommend disapproval to the board.

E. An applicant may request a hearing before the board to appeal disapproval of a program.

## **3800.4025 REPORTING AND REAPPLICATION FOR APPROVAL.**

A. By July 1 of each year, the administrator of a program approved for experience credit shall provide an annual report to the commissioner. The annual report must include a copy of course syllabi for approved programs, a detailed description of new courses or courses modified over ten percent, and identification and qualification of instructors, including instructor development. The annual report must be signed by the administrator and department head of the program or another official representative of the program provider.



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B. An approved program must be resubmitted for approval by July 1 of the fifth year from the last approval date. At the commissioner's discretion, the commissioner may modify the initial time period for resubmission to achieve review of approximately 20 percent of approved programs each year.

C. The administrator of an approved program shall provide information as part of a survey upon request of the commissioner.

D. The administrator of an approved program shall notify the commissioner when an approved program is discontinued.

## **3800.4030 REMOVAL OF APPROVAL.**

A. The board shall remove approval of a program based on a determination by survey that the program does not meet the requirements for approval.

B. The board may remove approval of a program if the administrator of an approved program fails to provide the annual report according to part 3800.4025.

C. The board may remove approval of a program if the administrator of an approved program fails to resubmit the program for reapplication by July 1 of the fifth year from the last approval date or the year assigned by the commissioner as allowed by part 3800.4025, item B.

## **3800.4035 VERIFICATION OF COMPLETION.**

Upon inquiry by the commissioner, the provider of an approved program shall provide verification that an applicant has completed an approved program.

## **3800.4040 TWO-YEAR ELECTRICAL PROGRAM CONTENT.**

Subpart 1. **Contact time.** A two-year electrical program shall consist of 2,000 or more hours of student and instructor contact time and is subject to the following:

A. up to 200 hours of independent study may be substituted for student and instructor contact time;

B. a minimum of 1,600 hours of student and instructor contact time must be technical electrical instruction;

C. at least 30 percent but not more than 40 percent of the technical electrical student and instructor contact time must be lecture hours, and the remainder shop or lab hours;

D. intern programs, whether internal or external, do not satisfy the contact time requirement under this subpart; and

E. a student may receive advanced standing credit for up to one-third of the courses of an approved program.

Subp. 2. **Attendance policy.** A two-year electrical program must include an attendance policy that requires students to attend a minimum of 95 percent of each required program course. The program must include a provision for students to retake courses or make up portions of courses when the student does not attend 95 percent or more of each required program course. Attendance records must be kept at the course level.

Subp. 3. **Technical content.** A two-year electrical program must include courses that cover the following knowledge and skill areas:

A. electrical theory;

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- B. electronic theory;
- C. lighting systems;
- D. heating and cooling systems;
- E. motors;
- F. generators;
- G. transformers;
- H. panelboards and switchboards;
- I. overcurrent devices;
- J. grounding;
- K. motor controls;
- L. electronic controls;
- M. electrical code;
- N. electrical test equipment and troubleshooting;
- O. specification and blueprint reading;
- P. installation and application of electrical materials and equipment;
- Q. wiring methods;
- R. conductors and cables;
- S. tools, materials, and handling;
- T. fire alarm systems;
- U. communication systems;
- V. alarm systems;
- W. data systems;
- X. electrical and job site safety;
- Y. related mathematics; and
- Z. related general education.

## **3800.4045 QUALIFICATIONS OF INSTRUCTORS FOR TWO-YEAR PROGRAMS.**

Subpart 1. **Generally.** An instructor for a two-year electrical program shall meet the requirements in subparts 2 and 3.

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Subp. 2. **Licensing, experience, and education.** An instructor shall:

A. hold a current license issued by the Department of Labor and Industry as a Class A master electrician or a Class A journeyworker electrician;

B. hold a current license issued by an electrical licensing authority in the state where the school is located if the state has a reciprocal agreement with the Department of Labor and Industry for either master or journeyworker licenses;

C. have a Bachelor of Science degree in electrical engineering and have 4,000 hours of experience performing electrical work;

D. have an Associate of Applied Science degree in electrical construction or maintenance, or both, and have 6,000 hours of experience performing electrical work;

E. have a two-year diploma for completing a two-year electrical construction program or maintenance program, or both, and have 6,000 hours of experience performing electrical work; or

F. for courses limited to specific technical or general education areas, other than general wiring methods or the application of electrical codes, be a technical expert based on special training or certification or accreditation in the specific knowledge or skill area.

Subp. 3. **Recent initial experience.** Except for instructors of courses in subpart 2, item F, a minimum of 2,000 hours of the required instructor experience must have been in the five years prior to the application for program approval or the instructor's employment date, whichever is later, and consist of either:

A. a minimum of 2,000 hours of experience performing electrical work; or

B. (1) up to 1,500 hours of experience credit for instruction based on a formula in which one hour of instruction equals two hours of experience credit; plus (2) a sufficient number of hours of experience performing electrical work to total 2,000 hours.

## **3800.4050 POWER LIMITED TECHNICIAN PROGRAM CONTENT.**

Subpart 1. **Contact time.** A power limited technician program shall consist of a minimum of 500 hours of student and instructor contact time and is subject to the following:

A. up to ten percent of the approved hours may be independent study;

B. a minimum of 80 percent of the approved hours must be technical electrical instruction; and

C. intern programs, whether internal or external, do not satisfy the contact time requirement under this subpart.

Subp. 2. **Attendance policy.** A power limited technician program must include an attendance policy that requires students to attend a minimum of 95 percent of each required program course. The policy must include a provision for students to retake courses or make up portions of courses when the student does not attend 95 percent or more of each required program course. Attendance records must be kept at the course level.

Subp. 3. **Technical content.** A power limited technician program must include courses that cover the following knowledge and skill areas:

A. electrical theory;

B. electronic theory;



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- C. Class 2 and Class 3 power supplies;
- D. Class 2 and Class 3 circuits;
- E. grounding;
- F. electrical code;
- G. electrical test equipment and troubleshooting;
- H. specification and blueprint reading;
- I. wiring methods;
- J. conductors and cables;
- K. tools, materials, and handling;
- L. electrical and job site safety;
- M. related mathematics;
- N. related general education; and
- O. technology circuits or systems.

A minimum of 30 percent but not more than 50 percent of the total student and instructor contact time must be on technology circuits or systems as defined in Minnesota Statutes, section 326B.31, subdivision 29.

## **3800.4055 QUALIFICATIONS OF INSTRUCTORS FOR POWER LIMITED TECHNICIAN PROGRAMS.**

Subpart 1. **Generally.** An instructor for a power limited technician program shall meet the requirements of subparts 2 and 3.

Subp. 2. **Licensing, experience, and education.** An instructor shall:

- A. hold a license as issued by the Department of Labor and Industry as a Class A master electrician, Class A journeyworker electrician, or power limited technician;
- B. hold a current license issued by an electrical licensing authority in the state where the school is located if the state has a reciprocal agreement with the Department of Labor and Industry for either master, journeyworker, or power limited technician, or equivalent licenses;
- C. have a Bachelor of Science degree in electrical or electronic engineering and have 3,000 hours of experience in engineering, planning, laying out, supervising, or installing technology system wiring;
- D. have an Associate of Applied Science degree in electrical construction or maintenance, or both, and have 4,000 hours of experience performing electrical work;
- E. have a two-year diploma for completing a two-year electrical construction or maintenance program, or both, and have 4,000 hours of experience performing electrical work;
- F. have an Associate of Applied Science degree in technology systems, and have 4,000 hours of experience performing technology system work;
- G. have a two-year diploma for completing a two-year technology systems program, and have 4,000 hours of

experience performing technology system work;

H. be a certified instructor for a nationally recognized training program; or

I. for courses limited to specific technical or general education areas, other than general wiring methods or the application of electrical codes, be a technical expert based on special training or certification or accreditation in the specific knowledge or skill area.

Subp. 3. **Recent initial experience.** Except for instructors of courses in subpart 2, item I, a minimum of 2,000 hours of the required instructor experience must have been in the five years prior to the application for program approval or the instructor's employment date, whichever is later, and consist of either:

A. a minimum of 2,000 hours of experience performing electrical work, including technology system work; or

B. (1) up to 1,500 hours of experience credit for instruction based on a formula in which one hour of instruction equals two hours of experience credit; plus (2) a sufficient number of hours of experience performing electrical work to total 2,000 hours.

## Minnesota Department of Labor and Industry

### **Proposed Permanent Rules Regulating Electrical Procedures; 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-04950**

**Proposed Amendment to Rules Relating to *Electrical Procedures*, Chapter 3801, and *Repeal of Rules Relating to Training*, Minnesota Rules, parts 3801.3820; 3801.3825; 3801.3830; 3801.3831; 3801.3840; 3801.3845; 3801.3850; 3801.3855; 3801.3860; 3801.3865; 3801.3870; 3801.3880; and 3801.3885; Revisor's ID Number R-04950; CAH docket Number 8-9001-41254**

**Introduction.** The Minnesota Department of Labor and Industry ("Department"), intends to adopt rules without a public hearing following the procedures in the rules of the Court of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. You may submit written comments and/or a written request that a hearing be held on the proposed rules until **4:30 p.m. on Wednesday, January 21, 2026.**

**Hearing:** If 25 or more persons submit a written request for a hearing on the rules by **4:30 p.m. on Wednesday, January 21, 2026**, the Department will hold a public hearing on **Thursday, February 26, 2026, at 1:30 p.m.**

You can participate in the virtual hearing, which will be conducted by an Administrative Law Judge from the Court of Administrative Hearings, via Webex by using this link along with the associated access code and password:

For a video and audio connection, join the hearing through an internet connection:

- Web link: ***Webex Meeting Link***
- Meeting Number (access code): 2483 682 3854
- Password: 1234

For audio-only connection, join the virtual hearing by telephone:

- Call: 1-855-282-6330
- Access code: 2483 682 3854
- Password: 1234

# Proposed Rules

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To find out whether the Department will adopt the rules without a hearing or if it will hold the hearing, you should contact the Department contact person or check the Department website at ***Rulemaking docket for Minnesota Rules Chapter 3801 | Minnesota Department of Labor and Industry after January 21, 2026 and before February 26, 2026.***

**Subject of Rules.** The proposed rules are about regulating electrical procedures and training, *Minnesota Rules*, Chapter 3801, and the repeal of rule parts 3801.3820 through 3801.3885, relating to the requirements for the approval of electrical training programs. The Minnesota Board of Electricity has the authority to address and adopt requirements for the approval of electrical training programs and will adopt those requirements as proposed amendments to *Minnesota Rules*, Chapter 3800, as part of a contemporaneous rulemaking. See ***Rulemaking docket for Minnesota Rules Chapter 3800.***

The proposed amendments to chapter 3801 also address changes to existing electrical procedure requirements and are about technical changes and clarifications to the requirements related to the approval of electrical equipment, electrical permits, the expiration of permits with fees of \$1000 or less, and the non-issuance of permits to delinquent applicants.

**Statutory Authority.** The statutory authority to adopt these rules is Minnesota Statutes, section 326B.02, subdivision 5 (2025).

**Publication of proposed rules.** A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed. The proposed rules may be viewed at: ***Rulemaking docket for Minnesota Rules Chapter 3801 | Minnesota Department of Labor and Industry***

**Statement of Need and Reasonableness.** The statement of need and reasonableness (“SONAR”) contains a summary of the justification for the proposed rules, a description of who may be affected by the proposed rules, and an estimate of the probable cost of the proposed rules. You may review or obtain copies for the cost of reproduction by contacting the Department contact person. The SONAR may also be viewed at ***Rulemaking docket for Minnesota Rules Chapter 3801 | Minnesota Department of Labor and Industry.***

**Department Contact Person.** The Department contact person is Krystle Conley at Minnesota Department of Labor and Industry, 443 Lafayette Road N., St. Paul, MN 55155, Phone: 651-284-5006, Fax: 651-284-5749, Email: ***dli.rules@state.mn.us***. You may contact the Department contact person with questions about the rules.

**Public Comment.** You have until **4:30 p.m. on Wednesday, January 21, 2026**, 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 due date. Your comments should identify the portion of the proposed rules addressed, the reason for the comment, and any change you propose. Any comments that you have about the legality of the proposed rules must be made during this comment period. All evidence that you present should relate to the proposed rules. If the proposed rules affect you in any way, the Department encourages you to participate.

Submit written comments to the Department contact person listed above.

All comments or responses received are public data and will be available for review at the Minnesota Department of Labor and Industry or on the Department’s website at ***Rulemaking docket for Minnesota Rules Chapter 3801 | Minnesota Department of Labor and Industry.***

**Request for a Hearing.** In addition to submitting comments, you may also request that the Department hold a public hearing on the rules. You must make your request for a public hearing in writing by **4:30 p.m. on Wednesday, January 21, 2026**. You must include your name and address in your written request for hearing. You must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules. Any request that does not comply with these requirements is not valid and the Department cannot count it when determining whether it must hold a public hearing.



**Withdrawal of Requests.** If 25 or more persons submit a valid written request for a hearing, the Department 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 Department must give written notice of this to all persons who requested a hearing, explain the actions the Department took to bring about the withdrawal, and ask for written comments on this action. If the Department is required to hold a public hearing, it will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

**Cancellation of Hearing.** The Department will cancel the hearing scheduled for February 26, 2026, if the Department does not receive requests for a hearing from 25 or more persons. If you requested a public hearing, the Department will notify you before the scheduled hearing whether the hearing will be held. You may also call the Department contact person at 651-284-5006 after January 14, 2026, to find out whether the hearing will be held. On the scheduled day, you may check for whether the hearing will be held by going online at ***Rulemaking docket for Minnesota Rules Chapter 3801 | Minnesota Department of Labor and Industry***.

**Notice of Hearing.** If 25 or more persons submit valid written requests for a public hearing on the rules, the Department will hold a hearing following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The Department will hold the hearing on the date and at the time and place listed above. The hearing will continue until 4:30 p.m. or until all interested persons have been heard, whichever occurs first. Administrative Law Judge Joseph C. Meyer is assigned to conduct the hearing. The Administrative Law Judge can be reached by contacting William Moore, Rules Coordinator, Court of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, telephone 651-361-7893, and [william.t.moore@state.mn.us](mailto:william.t.moore@state.mn.us).

**Hearing Procedure.** If the Department 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 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 this five-day comment period extended for a longer period but for no more than 20 calendar days.

After the comment period, there is a five-working-day rebuttal period when the Department 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 Court of Administrative Hearings must receive all comments and responses submitted to the Administrative Law Judge via the ***Court of Administrative Hearings Rulemaking eComments website*** (<https://mn.gov/oah/forms-and-filing/ecomments/>) no later than 4:30 p.m. on the due date. If using the eComments website is not possible, you may submit post-hearing comments in person or via United States mail addressed to the Administrative Law Judge at the address listed above. All comments or responses received are public data and will be available for review on the eComments website.

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, through William Moore, the Court of Administrative Hearings Rules Coordinator listed above.

**Modifications.** The Department may 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 during the public comment and rule hearing process. The adopted rules may not be substantially different than these proposed rules unless the Department follows the procedure under *Minnesota Rules*, part 1400.2110. If the final rules are identical to the rules originally published in the *State Register*, the Department will publish a notice of adoption in the *State Register*. If the final rules are different from the rules originally published in the *State Register*, the Department must publish a copy of the changes in the *State Register*.

# Proposed Rules

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**Adoption Procedure if No Hearing.** If no hearing is required, the Department may adopt the rules after the end of the comment period. The Department will submit the rules and supporting documents to the Court 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 to receive notice of this, to receive a copy of the adopted rules, or to register with the Department to receive notice of future rule proceedings, submit your request to the Department 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 Department adopts the rules and the rules are filed with the Secretary of State, or register with the Department to receive notice of future rule proceedings by requesting this at the hearing or by writing to the Department 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 may direct questions about 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.

**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 Department contact person at the address or telephone number listed above.

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

Date: 12/10/2025

Nicole Blissenbach  
Commissioner of Minnesota Department of Labor and Industry

## 3801.3619 DEFINITIONS.

*[For text of subpart 1, see Minnesota Rules]*

Subp. 1a. **Board.** "Board" means the Board of Electricity.

Subp. 1b. **Department.** "Department" means the Department of Labor and Industry.

*[For text of subparts 2 to 4, see Minnesota Rules]*

Subp. 5. **Testing laboratory.** "Testing laboratory" means an electrical testing laboratory that has provided a written report to the ~~board~~ department showing that it has the facilities listed in Section ~~90-6.90.7~~ of the National Electrical Code or that is accredited under the federal Occupational Safety and Health Administration Nationally Recognized Testing Laboratory program.

## 3801.3620 APPROVAL OF ELECTRICAL EQUIPMENT.

Subpart 1. **National standards.** Except as otherwise provided in subpart 2 or 3, as a condition for approval under Minnesota Statutes, section 326B.35, and ~~Section 110-2~~ of the National Electrical Code, all electrical equipment, including material, fittings, devices, apparatus, fixtures, appliances, and utilization equipment, used as part of, or in connection with, an electrical installation shall be listed and labeled by a testing laboratory.

Subp. 2. **Alternatives to listing and labeling.** With the exception of electrical equipment of types specifically required to be listed by the National Electrical Code, the ~~board~~ department shall accept one of the applicable methods described in item A, or B, or C as an alternative to listing and labeling.

A. Evaluation by a testing laboratory or by a registered or licensed electrical engineer who has no financial or other interest in the manufacture or sale of the equipment, provided that any deficiencies identified by the evaluation are

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# Proposed Rules

corrected and the equipment complies with the listed requirements. A written report of the evaluation shall be submitted directly to the board, department and shall state the standards that were applied in the evaluation. Evaluation reports by an electrical engineer acting independently of a testing laboratory shall also include an item-by-item comparison of the equipment with the requirements to be listed. If the board, department finds that the evaluation or evaluation report is incomplete or inaccurate, it retains the right to require further evidence of compliance or to reject the equipment.

B. Evaluations conducted according to the procedures in ~~this item~~ A shall be considered evidence of compliance of all identical equipment produced by that manufacturer for a period of one year from the time the evaluation was completed, or until the equipment has been listed, whichever is less, provided that the manufacturer has applied for listing of the equipment, or produces fewer than 100 such units per year. Where additional identical equipment will be produced, the manufacturer shall provide the board, department with a written statement giving the equipment model number and agreeing that all subsequent equipment will be identical to that which was evaluated and, where the equipment has not been submitted for listing, shall also provide a written report to the board, department 12 months from the date of the evaluation report which lists the serial numbers of the equipment installed in Minnesota over the preceding 12 months.

(1) Where deficiencies are identified by the initial evaluation report, those deficiencies shall be corrected for all subsequent units, the changes shall be verified by the person who performed the initial evaluation, and an amended report shall be submitted to the board, department. If the manufacturer deviates from the construction established by the evaluation report, the equipment shall be reevaluated and any noncomplying equipment that was sold brought into compliance.

(2) Where the evidence of compliance is an evaluation according to this item, the manufacturer shall affix a durable permanent label to the equipment in a readily visible location, which states: "This equipment is identical to equipment that was evaluated by (name), and found to be in compliance with the requirements to be listed. A copy of the evaluation report was filed with the Minnesota State Board of Electricity Department of Labor and Industry on (date)."

B.C. Where procedures acceptable to the testing laboratory are followed, a manufacturer of unlisted equipment shall be permitted to submit the equipment to another manufacturer of similar listed equipment for evaluation, correction of noncomplying construction, and labeling.

Subp. 3. **Equipment exempt from listing requirements.** Equipment described in items A to ~~E~~ D is exempt from the requirements in subparts 1 and 2.

A. Industrial machinery as defined by ~~Section 670-2 of~~ the National Electrical Code is not required to be listed where all electrical components of the equipment, including electrical control panels and solid-state motor controls, are in compliance with item B; or C; or D, or subpart 1 or 2, and all of the machine electrical wiring is in compliance with the National Electrical Code.

B. Electrical equipment enclosed in a listed cabinet or box suitable for the environment in which it is installed, and electrically connected only to circuits supplied from listed Class 2, ~~logic level~~, communications, or other circuits with maximum open circuit voltage of 30 volts rms AC, or DC, and overcurrent protection of eight amperes or less, or to any combination of such circuits, is not required to be listed, ~~provided further that any printed wiring boards shall be of listed material and shall be permitted to be supplied from a labeled microcomputer power supply.~~

C. Electrical control equipment constructed according to the listed requirements and enclosed in a listed cabinet or box suitable for the environment in which it is located, where the enclosed equipment consists of eight or fewer listed components, other than wires, cables, cords, terminal assemblies, nonelectrical components, and those covered under item B; ~~provided that the devices are not electrically connected to circuits on a printed wiring board other than those circuits covered under item B;~~ is not required to be listed.

~~D. Custom-made electrical equipment or related installations that are designed and manufactured to a purchaser's specifications and are not marketed to the general public are exempt from listing and labeling requirements. Equipment or installations exempt under this item are subject to the following:~~

# Proposed Rules

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(1) they must be determined to be safe for their intended use by the manufacturer on the basis of test data which the purchaser keeps and makes available to the electrical inspection authority having jurisdiction, as required by Code of Federal Regulations, title 29, section 1910.399 (1991), for equipment or installations subject to national occupational safety and health laws; or

(2) they must be inspected by the electrical inspection authority having jurisdiction for compliance with the construction requirements of the applicable electrical standards used by electrical testing laboratories to evaluate the equipment, or the National Electrical Code. Schematic wiring diagrams, component layout diagrams, and component electrical rating information shall be provided to enable evaluation under this subitem.

E. D. Utilization equipment as defined by the National Electrical Code is not required to be listed if:

(1) the equipment includes eight or fewer electrical components which are listed or are exempt from listing by item B or C; and

(2) all wiring that is part of the equipment is in compliance with the National Electrical Code.

## **3801.3770 ROUGH-IN INSPECTION OF WIRING TO BE CONCEALED.**

Where wiring is to be concealed, the inspector must be notified sufficiently in advance to permit completion of a rough-in inspection ~~before concealment of the wiring method and conductor splicing intended to be concealed~~, exclusive of Saturdays, Sundays, and holidays. In the event wiring is concealed before rough-in inspection without adequate notice having been given to the inspector, the person responsible for having enclosed the wiring shall be responsible for all costs resulting from uncovering and replacing the cover material.

## **3801.3780 REQUEST FOR ~~INSPECTION CERTIFICATES~~ ELECTRICAL PERMITS, NOTIFICATION FOR FINAL INSPECTION, AND EXPIRATION.**

Subpart 1. **Final inspection.** Installers of electrical wiring shall schedule a final inspection ~~or otherwise notify the electrical inspector that of the work associated with a specific request for inspection certificate is completed~~ an electrical permit prior to the wiring being utilized by the intended user and the associated space being occupied.

Subp. 2. **Expiration.** ~~Request for inspection certificates on installations~~ Electrical permits with inspection fees of ~~\$250~~ \$1,000 or less are void 12 months from the original filing date regardless of whether the wiring is completed. A new ~~request for inspection certificate~~ electrical permit shall be filed on all unfinished work when the work is not completed within 12 months from the filing date of the original ~~request for inspection certificate~~ electrical permit. An inspection fee calculated according to Minnesota Statutes, section 326B.37, for all unfinished work shall be submitted with the new ~~request for inspection certificate~~ electrical permit. ~~Request for inspection certificate inspection~~ Electrical permit fees of ~~\$250~~ \$1,000 or less are not refundable after 12 months from the original filing date.

Subp. 3. **Authority.** The authority to install electrical wiring associated with a ~~specific request for inspection certificate~~ an electrical permit is void at the time of a final inspection or expiration, whichever occurs first. The ~~board's~~ department's authority to inspect wiring covered by a ~~request for inspection certificate~~ an electrical permit continues until the installation is approved at a final inspection.

Subp. 4. **Nonpayment of permit fees.** The department shall not accept a permit application from an electrical contractor, registered employer, or owner that is delinquent with fees for previously issued permits.

**REPEALER.** Minnesota Rules, parts 3801.3820; 3801.3825; 3801.3830; 3801.3831; 3801.3840; 3801.3845; 3801.3850; 3801.3855; 3801.3860; 3801.3865; 3801.3870; 3801.3880; and 3801.3885, are repealed.

# Expedited Rules

Provisions exist for the Commissioners of some state agencies to adopt expedited rules when conditions exist that do not allow the Commissioner to comply with the requirements for normal 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 conditions. Expedited rules are effective upon publication in the State Register, and may be effective up to seven days before publication under certain conditions.

Expedited rules are effective for the period stated or up to 18 months. Specific *Minnesota Statute* citations accompanying these expedited 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.

## Minnesota Department of Health

### Environmental Health Division

#### Proposed Expedited Permanent Rules Governing Submerged Closed Loop Heat Exchange System; Notice of Intent to Adopt Expedited Rules Without A Public Hearing

**Proposed Amendment to Rules Relating to Submerged Closed Loop Heat Exchangers, *Minnesota Rules*, chapter 4725; Revisor's ID Number R-4953; CAH docket number: 25-9000-41378**

**Introduction.** The Minnesota Department of Health (MDH) intends to adopt rules under the expedited rulemaking process under the Administrative Procedure Act, *Minnesota Statutes*, section 14.389, and according to the rules of the Court of Administrative Hearings, *Minnesota Rules*, part 1400.2410. You may submit written comments on the proposed expedited rules until **4:30 p.m. on Friday, January 30, 2026**.

**Subject of the Expedited Rules.** Minnesota Statutes, section 103I.208, subdivision 3, directs the MDH to promulgate permanent rules for the permitting and installation of Submerged Loop Heat Exchangers (SCLHE). The adoption of these rules was published in the State Register on May 19, 2025. Minnesota Statutes, section 103I.208, subdivision 3, further authorizes MDH to use an expedited rulemaking process to amend these rules. MDH was directed to consider possible revisions to well screen configurations, isolation distances, and other requirements as needed for SCLHE systems.

MDH proposes to revise Minnesota Rules, chapter 4725, through an expedited process to:

- establish exemptions allowing wells used in SCLHE systems to be constructed with multiple screens separated by casing;
- clarify reporting requirements for SCLHE systems; and
- provide a path for use of alternative materials, joints, fittings, and connections, in addition to the existing SCLHE in-well piping requirements incorporated by reference from the International Mechanical Code; and
- expand the list of individuals authorized to witness a SCLHE system pressure test.

**Statutory Authority.** The statutory authority to adopt these rules under the expedited rulemaking process is Minnesota Statutes, section 103I.208, subdivision 3.

**Publication of proposed rules.** A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed. The proposed expedited rules may be viewed at: <https://www.health.state.mn.us/communities/environment/water/wells/rules/sclheruleexp.html>.

# Expedited Rules

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**Agency Contact Person.** The agency contact person is John Olson at Minnesota Department of Health, Environmental Health Division, PO Box 64975, St. Paul, Minnesota 55164-0975, 651-201-4614, [john.d.olson@state.mn.us](mailto:john.d.olson@state.mn.us). You may contact the agency contact person with questions about the rules.

**Public Comment.** You have until **4:30 p.m. on Friday, January 30, 2026**, to submit written comment in support of or in opposition to the proposed expedited rules and any part or subpart of the rules.

Your comment must be in writing and received by the agency contact person by the due date. Your comment should identify the portion of the proposed expedited rules addressed and the reason for the comment. In addition, you are encouraged to propose any change desired. You must also make any comments that you have on the legality of the proposed rules during this comment period. If the proposed expedited rules affect you in any way, the agency encourages you to participate in the rulemaking process.

Submit written comments via the ***Court of Administrative Hearings Rulemaking eComments website*** (<https://mn.gov/oah/forms-and-filing/ecomments/>), by U.S. Mail delivered to the Court of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, or by fax (651) 539-0310.

All comments or responses received are public data and will be available for review on the eComments website.

**Request for Hearing.** In addition to submitting comments, you may also request that the agency hold a public hearing on the rules. You must make your request for a public hearing in writing by **4:30 p.m. on Friday, January 30, 2026**. You must include your name and address in your written request for hearing. You must identify the portion of the proposed rules that you object to or state that you oppose the entire set of rules. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules. Any request that does not comply with these requirements is not valid and the agency cannot count it for determining whether it must hold a public hearing.

**Withdrawal of Requests.** If 50 or more persons submit a valid written request for a hearing, the agency 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 50, the agency must give written notice of this to all persons who requested a hearing, explain the action the agency took to bring about the withdrawal, and ask for written comments on this action. If the agency is required to hold a public hearing, it will follow the procedures in *Minnesota Statutes*, section 14.131 to 14.20.

**Modifications.** The agency may modify the proposed expedited rules using either of two avenues: The agency may modify the rules directly so long as the modifications do not make them substantially different as defined in *Minnesota Statutes*, section 14.05, subdivision 2, paragraphs (b) and (c). Or the agency may adopt substantially different rules if it follows the procedure under *Minnesota Rules*, part 1400.2110. If the final rules are identical to the rules originally published in the *State Register*, the agency will publish a notice of adoption in the *State Register*. If the final rules are different from the rules originally published in the *State Register*, the agency must publish a copy of the changes in the *State Register*.

**Adoption and Review of Expedited Rules.** If no hearing is required, the agency may adopt the rules at the end of the comment period. The agency will then submit rules and supporting documents to the Court of Administrative Hearings for review for legality. You may ask to be notified of the date that the agency submits the rules. If you want to be so notified or want to receive a copy of the adopted rules or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

**Lobbyist Registration.** *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You may direct questions about 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 18006573889.

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

number listed above.

Date: 12/15/2025

Wendy Underwood  
Deputy Commissioner

## 4725.0100 DEFINITIONS.

*[For text of subparts 1 to 41f, see Minnesota Rules]*

Subp. 41g. **Screen.** “Screen” means a wire-wrapped, gauze, shutter, slotted, or engineered perforated pipe at the bottom of a casing designed to allow water to enter a well or boring and to prevent sediment from entering the well or boring.

*[For text of subparts 41h to 47e, see Minnesota Rules]*

Subp. 47f. **Submerged closed loop heat exchanger system.** “Submerged closed loop heat exchanger system” or “SCLHE system” means one or more SCLHE ~~connected by SCLHE lateral piping and the SCLHE lateral piping connecting~~ to a building or a network of buildings exchanging thermal energy.

*[For text of subparts 47g to 48b, see Minnesota Rules]*

Subp. 48c. **Third-party testing agency.** “Third-party testing agency” means an independent organization that tests a product to specific safety, quality, or performance standards and is not involved in the product’s creation or sale.

*[For text of subparts 49 to 54, see Minnesota Rules]*

## 4725.1834 SUBMERGED CLOSED LOOP HEAT EXCHANGER SYSTEM PERMIT.

Subpart 1. **General requirements.** A person must not install or operate a SCLHE system until the commissioner issues a permit to the well contractor installing the SCLHE system, the system owner, and the property owner where a SCLHE is located, if different than the system owner.

*[For text of item A, see Minnesota Rules]*

B. If a SCLHE system permit has been issued and includes proposed wells, a system owner must provide the commissioner with a Minnesota unique well numbers number for each proposed wells on a SCLHE system-permit well before construction of the wells.

*[For text of items C and D, see Minnesota Rules]*

### Subp. 2. Permit application.

*[For text of item A, see Minnesota Rules]*

B. A SCLHE system permit application must include:

*[For text of subitems (1) to (5), see Minnesota Rules]*

(6) proposed SCLHE system specifications, including:

*[For text of unit (a), see Minnesota Rules]*

(b) SCLHE in-well piping and SCLHE lateral piping specifications, including:

i. diameters;

ii. material types and corresponding standards or information demonstrating that a proposed alternative material satisfies the requirements of part 4725.7075, subpart 3;

iii. wall thicknesses; and

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iv. pressure ratings;

*[For text of units (c) to (f), see Minnesota Rules]*

*[For text of subitems (7) and (8), see Minnesota Rules]*

(9) a cross-sectional diagram of each well in a proposed SCLHE system. One diagram may be submitted if well construction, SCLHE in-well piping, SCLHE lateral piping, and SCLHE unit installation is the same. A diagram must include:

*[For text of units (a) and (b), see Minnesota Rules]*

(c) the existing or anticipated static water level; and

*[For text of unit (d), see Minnesota Rules]*

(10) an inventory of known groundwater contamination sites and plumes within one-half mile of the proposed SCLHE system wells. The inventory must include:

(a) a list of mapped groundwater contamination sites and plumes generated from publicly available information on local, state, and federal websites. The list must include:

*[For text of subunits i to iv, see Minnesota Rules]*

v. the source of information; and

*[For text of unit (b), see Minnesota Rules]*

*[For text of subitem (11), see Minnesota Rules]*

*[For text of subparts 3 and 4, see Minnesota Rules]*

Subp. 5. **Permit modifications.** The system owner must obtain the commissioner's written approval before making changes to permitted SCLHE system specifications, including:

*[For text of item A, see Minnesota Rules]*

B. SCLHE in-well piping and SCLHE lateral piping specifications, including:

(1) material types and corresponding standards or information demonstrating that a proposed alternative material satisfies the requirements of part 4725.7075, subpart 3;

(2) wall thicknesses; or

(3) pressure ratings;

*[For text of items C to H, see Minnesota Rules]*

Subp. 6. **Installation record.** The system owner must submit a SCLHE system installation record to the commissioner within 60 days of the date of the first successful SCLHE system pressure test. The installation record must be legible and completed on a form provided by the commissioner.

A. The installation record for the SCLHE system must include:

*[For text of subitems (1) to (9), see Minnesota Rules]*

(10) the pitless unit make and model; and

(11) a plan diagram of the SCLHE system, including:

(a) all well locations where a SCLHE was installed; and

(b) distances of wells to:

i. property lines;



- ii. structures;
- iii. utilities listed in part 4725.2150;
- iv. water bodies listed in part 4725.4350, subpart 1;
- v. all other wells on the property, if applicable; and
- vi. contamination sources listed in part 4725.4450; and

(H)(12) the cross-sectional diagrams of each well in the SCLHE system.

One diagram may be submitted if the well construction, SCLHE piping, and SCLHE unit installation are the same.

*[For text of item B, see Minnesota Rules]*

**Subp. 7. SCLHE system maintenance.**

*[For text of items A to G, see Minnesota Rules]*

H. The system owner must notify the commissioner electronically ~~within 24 hours of:~~

(1) pressure loss or leakage from the SCLHE system piping that causes an alert or shut-off; within 24 hours of the event; and

(2) the product or component responsible for the pressure loss or leakage within 30 days of the event reported in subitem 1.

*[For text of items I and J, see Minnesota Rules]*

*[For text of subparts 8 and 9, see Minnesota Rules]*

**4725.2750 SCREENS; SCREEN LEADERS, RISERS, AND SUMPS.**

A. If a screen is attached or connected to the casing, the connection must be made by a threaded, solvent-welded, or welded joint, or by a nontoxic packer. Lead packers must not be used.

B. A screen riser or leader must not extend more than 21 feet above the screen. A screen sump must not extend more than ten feet below the screen. The total combined length of screen riser or leader and screen sump must not exceed 21 feet.

C. A screen riser, leader, or screen sump must comply with the confining layer requirements of part 4725.2020, subpart 1a.

D. Multiple screens separated by a screen riser, leader, or sump are not permitted.

E. A well is exempt from item D if the well:

(1) is used in a SCLHE system; and

(2) complies with part 4725.2020, subpart 1.

F. If a well constructed according to item E is completed in unconsolidated material, the well contractor must:

(1) obtain a geologic log of the bore hole from a third-party licensed professional geologist reporting geologic material in accordance with part 4725.1851, subpart 4; and

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(2) submit the geologic log with the record of well construction in accordance with part 4725.1851, subpart 1.

## **4725.3050 GROUTING.**

*[For text of subparts 1 to 8, see Minnesota Rules]*

Subp. 9. **Alternative for wells used in SCLHE system with multiple screens.** If a well is used in a SCLHE system, the well contractor may fill the annular space separating multiple screens by:

A. placing bentonite chips or bentonite pellets without voids or bridging in the annular space; and

B. filling the annular space from the top of the gravel pack for the lower screen to the bottom of the gravel pack for the upper screen.

## **4725.7075 SUBMERGED CLOSED LOOP HEAT EXCHANGER SYSTEM INSTALLATION.**

*[For text of subparts 1 and 2, see Minnesota Rules]*

### **Subp. 3. Piping and fittings.**

*[For text of items A and B, see Minnesota Rules]*

C. SCLHE in-well piping must comply with the:

(1) standards listed in IMC table 1202.4 for piping;

(2) standards listed in IMC table 1202.5 for fittings; and

(3) requirements of IMC section 1203 for joints and connections; or

(2) an alternative material, joint, fitting, or connection, according to item E.

*[For text of item D, see Minnesota Rules]*

E. An alternative material, joint, fitting, or connection for SCLHE in-well piping must:

(1) be proposed to the commissioner through a permit application according to part 4725.1834, subpart 2, or permit modification according to part 4725.1834, subpart 5, and include:

(a) pressure and tensile strength testing results by a third-party testing agency;

(b) an evaluation by a licensed professional engineer; and

(c) a recommendation from a licensed professional engineer that the proposed alternative is satisfactory for the intended use and equivalent to materials that meet the standards cited in item C, subitem (1), in quality, strength, effectiveness, durability, and safety; and

(2) meet the requirements in item D.

F. The commissioner shall deny a permit application or permit modification under part 4725.1845 and Minnesota Statutes, section 144.99, subdivision 8, if the application or modification proposes the use of an alternative material, joint, fitting, or connection that has been previously approved for use as part of a permit application and has demonstrated a persistent pattern of pressure loss or leakage, as evidenced by event notifications under part 4725.1834, subpart 7.

### **Subp. 4. Pressure test.**

*[For text of items A to E, see Minnesota Rules]*

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F. A pressure test must:

- (1) be conducted by a well contractor, bonded mechanical contractor, or licensed plumber;
- (2) be witnessed by a third party who is a ~~Department of Health inspector, licensed professional engineer, licensed plumber, or bonded mechanical contractor;~~
  - (a) Department of Health inspector;
  - (b) licensed professional engineer;
  - (c) licensed plumber;
  - (d) well contractor;
  - (e) certified building official;
  - (f) bonded mechanical contractor;
  - (g) accredited installer or certified geothermal inspector certified by the International Ground Source Heat Pump Association; or
  - (h) ground source heat pump system verification and inspection professional certified by the CSA Group;  
*[For text of subitems (3) to (5), see Minnesota Rules]*  
*[For text of items G and H, see Minnesota Rules]*

I. A pressure test record must include:

- [For text of subitems (1) to (4), see Minnesota Rules]*
- (5) the hydrostatic pressure ~~on the SCLHE unit~~ of the SCLHE system as measured at or above the ground surface; and  
*[For text of subitem (6), see Minnesota Rules]*  
*[For text of item J, see Minnesota Rules]*  
*[For text of subpart 5, see Minnesota Rules]*

## Department of Public Safety

### Adopted Expedited Permanent Rules Relating to Approved Intoxication Screening Devices

The rules proposed and published at State Register, Volume 50, Number 12, pages 302-304, September 22, 2025 (50 SR 302), are adopted as proposed.

# Executive Orders

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

## Office of the Governor

### Executive Order 25-12: Taking Steps to Reduce Gun Violence in Minnesota

I, Tim Walz, Governor of the State of Minnesota, by the authority vested in me by the Constitution and applicable statutes, issue the following executive order:

Gun violence has plagued Minnesota for too long. We have experienced tragedy after tragedy that have left our communities afraid and heartbroken. Minnesotans are losing friends, family, and our neighbors to gun violence, which disproportionately affects BIPOC communities. The victims of senseless violence and their families deserve action to protect our communities and prevent violence from happening again.

Minnesotans widely agree that comprehensive and common-sense gun legislation is essential. We need the legislature to enact meaningful changes to protect Minnesotans. I urge our legislators to pass comprehensive gun violence prevention legislation as soon as the legislative session begins. This includes a ban on assault weapons and high-capacity magazines. Minnesotans are ready – recent polling has shown that nearly seven in ten Minnesotans (69%) support an assault weapons ban, with even higher levels of support in the suburbs (79%). But until legislators act, my administration is committed to thinking creatively and using every tool available to ensure safety and security.

First, our State took a big step in the right direction with the Extreme Risk Protection Order (“ERPO”) law passed in 2024. This law allows loved ones, law enforcement, and prosecutors to petition the courts to intervene and temporarily prevent someone in crisis from accessing firearms. Since enactment, Minnesotans have already utilized the ERPO law over 400 times across the state, which has saved lives. But we can do more – the law is more effective when more people know how to use it. To this end, I am ordering the Department of Public Safety (“DPS”) to provide training, information, and best practices to law enforcement, judges, mental health crisis professionals, and the public. I am also ordering DPS to collect and report ERPO statistics so that the public can receive accurate information about the impact of these laws in our State.

Second, we know that firearms are the leading cause of death in the United States for children and young adults. Minnesota law makes it a crime to negligently store a firearm where a child is likely to gain access to it. Safe storage of firearms is an essential part of health and safety and is a common-sense measure that protects our kids. However, over half of all gun owners do not practice safe storage, which is particularly dangerous in homes where children are present. It is one of my top priorities to sign safe storage legislation into law. Until the legislature passes this measure, I am using available resources to protect as many children as possible from the risks and potentially tragic consequences of unsecured firearms. I am ordering DPS, along with the Department of Education (“MDE”), to work together to ensure that households with children have access to clear best practices about safe storage of firearms, including information about free and low-cost options for gun locks and safes, to ensure that we help stop preventable tragedies from occurring.

Finally, we need to better understand the financial impact that guns have on our community. Numerous cities and states have considered or passed legislation mandating liability or other insurance coverage for firearms. I am asking the Department of Commerce to advise on the interaction between firearms and insurance in Minnesota. As part of this work, I am ordering the Department of Commerce to work with insurance companies to understand the types and number of claims filed relating to guns, and how much firearms cost all Minnesotans, regardless of whether they own a gun. This information could help inform new avenues to pursue to save lives.

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# Executive Orders

For these reasons, I order as follows:

1. **Definitions.** For the purposes of this Executive Order, the terms below are defined as follows:
  - a. “State agencies” means the departments and agencies listed in Minnesota Statutes, section 15.06, subdivision 1, in addition to the Office of Higher Education, the Department of Military Affairs, and the Office of Cannabis Management.
  - b. “ERPO” means an extreme risk protection order, as defined in Minnesota Statutes section 624.7171.
  - c. “Firearm” means a device designed to be used as a weapon, from which is expelled a projectile by the force of any explosion or force of combustion, as defined in Minnesota Statutes, section 609.666, subdivision 1(a).
  - d. “Insurance company” means every insurer, corporation, business trust, or association engaged in insurance as principal, excluding a political subdivision providing self-insurance or establishing a pool under Minnesota Statutes, section 471.981, subdivision 3.
  - e. “Homeowner’s insurance” has the meaning as set forth in Minnesota Statutes, section 65A.27, subdivision 4.
2. **Actions by State Agencies**
  - a. All state agencies must pursue opportunities and coordinate with each other to protect Minnesotans, particularly minors and vulnerable adults, from gun violence to the fullest extent of their authority.
3. **Extreme Risk Protection Order Promotion and Best Practices**
  - a. To promote and improve the effective implementation of Minnesota’s ERPO laws, DPS will:
    - i. By April 1, 2026, develop guidance documents that describe the ERPO laws and process, including a checklist of ERPO best practices to share with law enforcement agencies and prosecutors across the State. DPS will consult with law enforcement agencies, prosecutors, judges, and victim services professionals in developing the best practices guidance documents.
    - ii. By February 1, 2026, publish on its website on a monthly basis, the following public data regarding ERPOs:
      1. The number of ERPO petitions filed in each county in the State;
      2. The number of ERPO petitions granted in each county in the State; and
      3. The number of ERPO petitions denied in each county in the State.
    - iii. By May 1, 2026, collect, host, and share training and educational resources on the requirements, procedures, and best practices of Minnesota’s ERPO laws for key ERPO partners, including law enforcement, prosecuting attorneys, judges, court personnel, victim services professionals, health care professionals, mental health crisis professionals, educators, and other professionals who regularly work with people who may be at risk of harm to self or others.
    - iv. By May 1, 2026, develop and implement a multilingual, targeted education campaign informing the public about Minnesota’s ERPO laws, including:
      1. Who is authorized to petition the courts for an ERPO;
      2. The procedural requirements for petitioning the courts for an ERPO;
      3. The standard of proof and elements that must be established to the court;

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4. The process that takes place if the court issues an ERPO; and
  5. Guidance on recognizing warning signs, supporting people in crisis, and connecting the ERPO process with other crisis services.
- v. By May 1, 2026, begin assessing the effectiveness of Minnesota’s ERPO laws, including:
1. Evaluating the court process and procedures used by system actors and community partners using feedback from key ERPO partners;
  2. Evaluating whether the ERPO laws are being applied efficiently and equitably to maximize public safety through systemic review of case outcomes;
  3. Evaluating potential inequities in the implementation of the ERPO laws, including communities that are overrepresented or underrepresented in the ERPO process and identifying any disparate impacts of the ERPO process; and
  4. Evaluating use of the ERPO laws by jurisdiction in Minnesota to identify potential underutilization to inform education and outreach efforts in those jurisdictions to promote the efficient and equitable implementation of the ERPO laws.

## 4. Promotion of Safe Storage of Firearms

- a. By March 1, 2026, DPS will develop and provide to MDE an informational notice regarding best practices for the safe storage of firearms that includes:
- i. An overview of Minnesota laws that address firearm storage;
  - ii. A description of different means for safe storage of firearms;
  - iii. Answers to frequently asked questions about firearm storage requirements; and
  - iv. Guidance on where to obtain gun locks and safes, including free or low-cost options.
- b. By May 1, 2026, MDE will:
- i. Post the informational notice developed under paragraph 4(a) on MDE’s website in English, Spanish, Hmong, and Somali;
  - ii. Provide digital copies of the informational notice developed under paragraph 4(a) to the board of each public school district in Minnesota, the board of each charter school in Minnesota, and the governing body of each nonpublic school in Minnesota;
  - iii. Instruct the governing body of each public and nonpublic school in Minnesota to post links to MDE’s webpage described in paragraph 4(a); and
  - iv. Instruct the governing body of each public and nonpublic school in Minnesota to distribute the informational notice developed under paragraph 4(a) to the parent or legal guardian of student enrolled at the school either electronically or by U.S. Mail.

## 5. Department of Commerce Data Call

- a. The Minnesota Department of Commerce will:
- i. By February 1, 2026, use its authority under Minnesota Statutes 2025, section 45.027, subdivision 1(9), to issue a data call requiring all insurance companies writing homeowner’s insurance in Minnesota to submit detailed policy and claims data involving firearms.
  - ii. By October 1, 2026, prepare and present a report to the Governor and relevant state agencies

summarizing the requested data and provide recommendations on potential changes to state law.

This Executive Order is effective fifteen days after publication in the State Register and filing with the Secretary of State. It will remain in effect until rescinded by proper authority or until it expires in accordance with Minnesota Statutes 2025, section 4.035, subdivision 3.

A determination that any provision of this Executive Order is invalid will not affect the enforceability of any other provision of this Executive Order. Rather, the invalid provision will be modified to the extent necessary so that it is enforceable.

Signed on December 16, 2025.

**Tim Walz**, GOVERNOR

Filed According to Law:

**Steve Simon**, SECRETARY OF STATE

## Office of the Governor

### Executive Order 25-13: Establishing the Governor's Statewide Safety Council

I, Tim Walz, Governor of the State of Minnesota, by the authority vested in me by the Constitution and applicable statutes, issue the following executive order:

Creating the solutions needed to address and prevent mass violence, targeted attacks, and domestic terrorism at this critical moment requires an all hands on deck approach. Minnesota is fortunate to have so many dedicated leaders committed to building a future free of this violence.

The establishment of the Governor's Statewide Safety Council brings together a multi-disciplinary group of leaders who will develop a comprehensive blueprint for prevention and preparedness by aligning policy efforts and driving meaningful action within the existing legal framework.

For these reasons, I order as follows:

1. In order to make every effort to prevent mass violence, targeted attacks, and domestic terrorism, the Governor's Statewide Safety Council ("Safety Council") is established.
2. The Safety Council's objectives are to:
  - a. Develop an immediate action plan to prevent mass violence, targeted attacks, and domestic terrorism;
  - b. Recommend strategies to combat radicalization, domestic terrorism, politically motivated violence, and extremist ideologies;
  - c. Address the intersection of mental health and gun violence;
  - d. Promote and support Threat Assessment and Threat Management Teams across Minnesota;
  - e. Coordinate with federal, state, and local partners to align efforts and share best practices;
  - f. Make policy and funding recommendations to the Governor;
  - g. Meet monthly or at the call of the chair;
  - h. Submit a preliminary report to the Governor within 90 days; and

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- i. Submit a final report to the Governor within 365 days.
3. The members of the Safety Council are:
    - a. The Commissioners of the following agencies or their designees:
      - i. Department of Public Safety, who shall serve as chair and arrange for logistical and administrative support for the Safety Council
      - ii. Department of Children, Youth, and Families
      - iii. Department of Education
      - iv. Department of Health
      - v. Department of Human Services
    - b. Chief Justice of the Minnesota Supreme Court or their designee
    - c. The Superintendent of the Minnesota Bureau of Criminal Apprehension or their designee
    - d. The Colonel of the Minnesota State Patrol or their designee
    - e. The Attorney General or their designee
    - f. One representative from the Minnesota Chiefs of Police Association
    - g. One representative from the Minnesota Sheriffs Association
    - h. The Executive Director of the Minnesota Office of Justice Programs or their designee
    - i. One representative from the Minnesota Association of School Administrators
    - j. One representative from Annunciation Hope Alliance
    - k. One representative from the National Alliance on Mental Illness Minnesota

This Executive Order is effective fifteen days after publication in the State Register and filing with the Secretary of State. It will remain in effect until rescinded by proper authority or until it expires in accordance with Minnesota Statutes 2025, section 4.035, subdivision 3.

A determination that any provision of this Executive Order is invalid will not affect the enforceability of any other provision of this Executive Order. Rather, the invalid provision will be modified to the extent necessary so that it is enforceable.

Signed on December 16, 2025.

**Tim Walz**, 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 Human Services

### Health Care Administration

#### Notice of Substance Use Disorder Demonstration Waiver Public Forum

The Minnesota Department of Human Services (DHS) invites the public to comment on the progress of the Substance Use Disorder (SUD) demonstration waiver at a public forum on January 27, 2026.

The SUD waiver is authorized under section 1115 of the Social Security Act as a demonstration waiver. This waiver is an important component of the state's larger reform effort to address the opioid crisis as well as transform the health care delivery system for Medicaid members who need SUD treatment. The waiver authorizes federal Medicaid matching funds for residential programs that have been determined as Institutions for Mental Diseases, and tests the impact of evidence-based provider referral arrangements and practices on improving health outcomes for Medicaid members with SUD.

The SUD waiver was first approved by the Centers for Medicare & Medicaid Services (CMS) on August 16, 2019, and was originally effective from July 1, 2019, through June 30, 2024. DHS submitted an extension request to CMS on December 21, 2023, to continue the waiver for a five-year period beginning July 1, 2024. CMS has provided several temporary extensions that continue the operational terms of the waiver through March 31, 2026. The temporary extensions do not impact people receiving services or providers.

For additional information about the SUD waiver, go to the **DHS website**.

Under the terms of the waiver, DHS must hold an annual forum to provide the public with an opportunity to comment on the progress of the waiver over the last year. All interested members of the public are invited to attend and provide comments. Comments will be recorded and shared publicly as part of the state's federal reporting requirements.

You may attend the forum via video conference or in-person. The next public forum is:

DATE: Tuesday, January 27, 2026  
TIME: 2:00 – 3:00 p.m.

#### Video conference option

Use this **WebEx link** to attend virtually (at the date and time above).

#### In-Person Option

If you would like to attend in-person, please send an email to **Section1115WaiverComments@state.mn.us** so we can assure sufficient room capacity.

LOCATION: Minnesota Department of Human Services  
Elmer L. Anderson Human Services Building, Room 2222  
540 Cedar Street  
St. Paul, MN 55101

Limited parking is available in the ramp adjacent to the building. Refer to the DHS **Directions and parking** webpage for more information, including additional parking options.

# Official Notices

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## Minnesota Department of Labor and Industry Notice of Certification of Commercial Prevailing Wage Rates

The Commissioner of the Department of Labor & Industry (DLI) will certify prevailing wage rates for commercial construction projects in all 87 counties on Monday, December 22, 2025. These rates were identified by annual survey of commercial construction projects in Minnesota collected by DLI.

Wage rate determinations are available online at: <https://dli.mn.gov/business/employment-practices/prevailing-wage-commercial-rates>

Questions regarding determinations may be directed to the following:

Division of Labor Standards  
443 Lafayette Road N  
St. Paul, MN 55155  
Phone: 651-284-5192  
Email: [pwsurvey.dli@state.mn.us](mailto:pwsurvey.dli@state.mn.us)

## Minnesota Department of Labor and Industry Notice of Certification of Truck Rental Rates

The Commissioner of DLI certified the minimum truck rental rates for state-funded highway projects effective Dec. 22, 2025. This certification follows the publication of the Notice of Determination of Truck Rental Rates in the *State Register* on Dec. 1, 2025, and the informal conference held pursuant to Minnesota Rules, part 5200.1105 on Dec. 12, 2025.

The minimum truck rental rate for these four types of trucks in the state's ten highway and heavy construction areas will be effective for all MnDOT highway construction work financed in whole or part with state funds advertised for bid on or after the day the notice of certification is published in the *State Register*.

Nicole Blissenbach,  
Commissioner

## Department of Natural Resources Notice of Proposed Update to the Public Waters Inventory for Benton County

The Minnesota Department of Natural Resources (DNR) is seeking public comments on its proposal to update the Public Waters Inventory (PWI) for Benton County.

In 2024, the Minnesota Legislature enacted Minn. Stat. § 103G.201 (f) which directed the DNR to update the state's PWI by correcting errors in the original inventory; adding or subtracting trout stream tributaries; adding depleted quarries, and sand and gravel pits; and adding or subtracting public waters that have been created or eliminated as a DNR permit requirement.

The DNR has prepared a map and list of preliminary corrections which will update the PWI for Benton County. The DNR is proposing a total of 4 public waters corrections including 1 addition and 4 removals in Benton County. The map and list of preliminary corrections can be viewed on the PWI Update project webpage ([mndnr.gov/pwi-update](http://mndnr.gov/pwi-update)).

The DNR will provide a 60-day public comment period and host a public meeting in the county to obtain feedback on the preliminary corrections.

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# Official Notices

The public meeting will be held at 6:00 p.m. on January 26, 2026, at the Foley High School 840 Norman Ave, Foley, MN 56329.

The DNR will accept written comments on the preliminary corrections from 8:00 a.m. December 22, 2025, until 4:30 p.m. February 21, 2026. Comments may be submitted online via the public comment tool on the PWI Update project webpage ([mndnr.gov/pwi-update](http://mndnr.gov/pwi-update)). Written comments may be submitted to Public Waters Inventory Update, Minnesota Department of Natural Resources, 500 Lafayette Road, St. Paul, MN 55155-4025, or [PWI.Update.dnr@state.mn.us](mailto:PWI.Update.dnr@state.mn.us). Comments cannot be submitted by phone. General questions about the project may be asked by email, postal mail or by calling 651-259-5416.

Any information submitted will be part of the public record. Individual comments will not receive a reply. The DNR will review feedback received during the comment period and make necessary modifications to the preliminary map. A revised map, now a provisional final map, will be submitted to the county and made available on the DNR's project webpage. Sign up for email updates on the project webpage to receive information as the project progresses.

## 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: <https://mn.gov/admin/citizen/grants/>

## Department of Employment and Economic Development (DEED) Notice of Grant Opportunity

**NOTICE IS HEREBY GIVEN** that the Minnesota Department of Employment and Economic Development (DEED) places notice of any available grant opportunities online at <https://mn.gov/deed/about/contracts/open-rfp.jsp>

## Minnesota Department of Human Services Notice of Grant Opportunities

**NOTICE IS HEREBY GIVEN** that the Minnesota Department of Human Services (DHS) places notice of any available grant opportunities on the DHS Grant Requests for Proposals website: *Open grants, RFPs and RFIs*.

## Minnesota Department of Labor and Industry Workplace Safety Consultation Unit Notice of Ergonomic Safety Grants for Covered Health Care, Warehouse and Meatpacking Employers

The Department of Labor and Industry (DLI) announces continuation of its ergonomic hazard matching grant program under *Minnesota Statutes*, section 182.677, subdivision 12, and *Minnesota Rules*, parts 5203.0010 through 5203.0070. Designated employers covered by workers' compensation insurance, and those approved as self-insured employers, are eligible to apply for safety/health matching grants to abate ergonomic related hazards in their workplace.

# State Grants & Loans

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The safety/health hazards must have been identified in an on-site survey conducted by one of the following:

- 1) MNOSHA safety/health investigator,
- 2) DLI Workplace Safety Consultation safety/health consultant,
- 3) in-house employee safety/health committee,
- 4) workers' compensation underwriter,
- 5) private safety/health consultant or
- 6) a person under contract with the Assigned Risk Plan.

The on-site safety/health survey must have resulted in specifically recommended safety and/or health practices or equipment, training for purchased equipment, and/or tuition reimbursement designed to reduce the risk of musculoskeletal disorders to employees. Costs eligible for program participation are all or part of the cost of purchasing and installing recommended equipment intended to prevent musculoskeletal disorders, training required to operate recommended equipment, tuition reimbursement related to identify ergonomic-related issues, the cost of operating or maintaining the equipment, and/or the cost of purchasing or renting real property, if necessary, to meet criteria established by the on-site safety/health survey.

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

Grants are limited to a total maximum match of up to \$10,000 per project. The employer must provide at least \$1.00 (one dollar) in project costs for every dollar awarded. No grant will be awarded for more than half the amount of the approved project. Grant applications submitted by the application deadlines of February 15, 2026, and April 15, 2026, respectively, will be evaluated and processed so that grant contracts or denial letters will be issued within the two months following each application deadline.

Projects will be judged according to the criteria established by law. Grant funds are available until June 30, 2026, to the following:

- Healthcare facilities, meaning hospitals having a North American Industrial Classification system code of 622110, 622210, or 622310; an outpatient surgical center with a North American Industrial Classification system code of 621493; and a nursing home with a North American Industrial Classification system code of 623110.
- Warehouse distribution centers, meaning a site in Minnesota with 100 or more employees and a North American Industrial Classification system code of 493110, 423110 to 423990, 424110 to 424990, 454110 and 492110.
- Meatpacking sites, meaning sites in Minnesota with 100 or more employees and a North American Industrial Classification system code of 311611 to 311615, except 311613.

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

Applicants can submit a safety grant application using the on-line application form that is accessed at: <https://secure.doli.state.mn.us/grants/>.

Additional information can be found on the Safety Grant Program web-page: <http://www.dli.mn.gov/business/workplace-safety-and-health/mnosha-wsc-safety-grant-program>, or contact the Safety Grants Administrator at: (651) 284-5229, 1-800-657-3776 or e-mail at [dli.grants@state.mn.us](mailto:dli.grants@state.mn.us).

## Minnesota Department of Labor and Industry

### Workplace Safety Consultation Unit

### Notice of Safety Grants for Employers

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

- 1) MNOSHA safety/health investigator,
- 2) DLI Workplace Safety Consultation safety/health consultant,
- 3) in-house employee safety/health committee,
- 4) workers' compensation underwriter,
- 5) private safety/health consultant or
- 6) a person under contract with the Assigned Risk Plan.

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

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

Grants are limited to a total maximum match of up to \$10,000 per project. The employer must provide at least \$1.00 (one dollar) in project costs for every dollar awarded. No grant will be awarded for more than half the amount of the approved project. Grant applications submitted by the application deadlines of February 15, 2026, April 15, 2026, June 15, 2026, August 15, 2026, October 15, 2026, and December 15, 2026, respectively, will be evaluated and processed so that grant contracts or denial letters will be issued within the two months following each application deadline.

Projects will be judged according to the criteria established by law. Priority will also be given to projects in select areas that are a current focus of Minnesota OSHA. Go on-line at <https://www.dli.mn.gov/business/workplace-safety-and-health/mnosha-wsc-safety-grant-priority-industries> to view the current list of priority industries.

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

Applicants can submit a safety grant application using the on-line application form that is accessed at: <https://secure.doli.state.mn.us/grants/>.

Additional information can be found on the Safety Grant Program web-page: <http://www.dli.mn.gov/business/workplace-safety-and-health/mnosha-wsc-safety-grant-program>, or contact the Safety Grants Administrator at: (651) 284-5229, 1-800-657-3776 or e-mail at [dli.grants@state.mn.us](mailto:dli.grants@state.mn.us).

# State Contracts

**Informal Solicitations:** Informal solicitations for professional/technical (consultant) contracts valued at over \$5,000 through \$50,000, may either be published in the *State Register* or posted on the Department of Administration, Office of State Procurement (OSP) Website. Interested vendors are encouraged to monitor the P/T Contract Section of the OSP Website at <https://mn.gov/admin/osp> 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 Office of State Procurement strongly recommends meeting the following requirements: \$0 - \$5000 does not need to be advertised; \$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.

Contact the Office of State Procurement at: (651) 296-2600

## Minnesota Office of the Attorney General

### Request for Qualifications for Outside Counsel Services Relating to: Representing the Minnesota Attorney General on a Contingency Fee basis in investigation and litigation regarding Polychlorinated Biphenyls (PCB) pollution in the State of Minnesota

*PCBs are human-made chemicals that are harmful to human health and the environment prior to being banned in 1979. For additional information, see:*

<https://www.epa.gov/pcbs/learn-about-polychlorinated-biphenyls>

*The Attorney General's Office seeks attorneys to advise on the options for recovering damages related to the impacts of PCBs in Minnesota. Representation may include both negotiation of resolutions outside of litigation, and the filing and pursuit of litigation against responsible parties.*

**SUBMITTALS DUE BY 4:00 P.M. (Central time) on January 20, 2026.**

Please email submittals to [RFQ.response@ag.state.mn.us](mailto:RFQ.response@ag.state.mn.us)

#### I. INTRODUCTION

This Request for Qualification (RFQ) has been prepared and released by the State of Minnesota Office of the Attorney General for the purpose of creating a list of qualified counsel to provide legal services under the strict supervision of the Minnesota Attorney General's Office (AGO) in the conduct of the matters for which the Attorney General has the authority to bring affirmative claims on behalf of the public interest. Specifically, the AGO is considering hiring outside counsel to investigate and evaluate potential litigation surrounding PCB contamination ("identified matter").

The AGO seeks to review responses from law firms and qualify counsel for engagement. All services contemplated in this RFQ would be provided on a contingency fee basis.

The AGO has full-time lawyers who handle the overwhelming majority of legal work, including litigation matters, for the State. Occasionally, the AGO seeks to engage attorneys with expertise in particular types of legal matters to supplement AGO resources and assist in prosecuting certain claims on behalf of the State. In order to ensure that the State is getting the highest quality legal service at the most reasonable rates, and that all law firms who wish to perform this work are able to compete for it, the AGO is issuing this RFQ as an open solicitation.

The review of qualifications and the possible engagement resulting from this RFQ may not be exclusive and the AGO reserves the right to assign litigation of the identified matter work to more than one firm. In responding to this solicitation, it is understood by all proposers that the AGO reserves the right to select none, any, or all proposers whom the AGO deems to be in the State's best interest. The AGO is not required to submit this work to a competitive bidding process. Any possible engagement letter following this RFQ will depend on the proposals received in response to this RFQ.

The anticipated engagement letter will be for the length of any investigation, litigation, and all related appeals.

## II. AGO CONTACT INFORMATION

This RFQ is being released by the AGO, which is also the sole point of contact during the review process. Any Special Attorney appointment[s] resulting from this RFQ will be administered by the AGO. The contract administrators are Assistant Attorney General Anne Kealing, and Solicitor General, Liz Kramer. If additional information is necessary to interpret the requirements of this RFQ, please direct questions to ***RFQ.response@ag.state.mn.us***.

## III. CONDITIONS OF SUBMITTING RESPONSES

Proposers responding to this RFQ understand that the following conditions apply to any proposal:

A. **RESPONSE PREPARATION.** The minimum qualifications stated in Section IV and the submission content stated in section V of this RFQ are mandatory. Failure by a respondent to respond to a specific requirement can be the basis for elimination from consideration during the comparative evaluation.

B. **RESPONSE SUBMISSION/ DEADLINE.** Response(s) should be provided in Adobe (pdf) format and submitted by email to the address on the cover of this RFQ by no later than 4:00PM (Central Time) on **January 20, 2026**. No responses submitted after this deadline will be accepted.

C. **INCURRING COSTS.** The AGO is not liable for any cost incurred by respondents in replying to this RFQ.

D. **ORAL INTERVIEWS AND FURTHER INFORMATION.** While not planned at this time, the AGO reserves a right to schedule and conduct an oral interview with any or all the respondents to this RFQ. The AGO also reserves the right to request additional data or a presentation in support of any or all proposals at any time.

E. **PROPRIETARY INFORMATION.** Any restrictions on the use of data contained within a response must be clearly stated in the response itself. Information deemed proprietary submitted in response to this RFQ will be handled in accordance with applicable State data practices law.

F. **ACCEPTANCE OF TERMS.** The proposer has reviewed and understands the RFQ process and requirements as stated in this RFQ.

G. **CONTROL BY ATTORNEY GENERAL.** The identified matter shall be strictly controlled by the Attorney General. The Attorney General shall retain control of all aspects of the representation.

H. **NO ENDORSEMENT.** Selection as outside counsel does not constitute an endorsement by the State of Minnesota or the AGO. A chosen firm may not promote or advertise its designation without permission of the AGO.

I. **RESERVED RIGHTS.** The AGO reserves the right to reject any and all proposals received in response to this RFQ when determined to be in the State's best interest, and to waive minor noncompliance in a proposal. The AGO further reserves the right to make such investigations as deemed necessary as to the qualifications of any and all firms submitting proposals in response to this RFQ. If all proposals are rejected, the AGO reserves the right to re-solicit proposals. Nothing in this RFQ is intended to limit or constrain the discretion of the AGO in exercising any authority, duty, prerogative, or power established or recognized by the Constitution, statutes, executive orders, regulations, case law, or other applicable law.

# State Contracts

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J. FEES. It is anticipated that fees for the identified matter will be based on a contingency fee percentage of the dollars recovered in the matter. The AGO will accept bid proposals as to the percentage rate of fee recovered that will constitute payment for services rendered, as described in section V. If the Attorney General decides to retain a firm, retainer fee agreements will be negotiated by the Attorney General and the firm consistent with applicable law, but in no event will the percentage rate or fee recovered by the firm be greater than the percentage provided in the firm's response to this RFQ. In no event will the fee for specific retainer be determined by the firm making a fee application to the court.

Although fees will be based on a contingency fee, monthly invoices will still be required as well as the tracking of time spent on the identified matter.

K. COSTS. Firms shall have resources sufficient to advance all costs, including the costs of preparatory work, the costs of any consulting or testifying experts, and all other costs expected to be incurred in the conduct of litigation of the identified matter. Firms are expected to take measures to control and reduce costs. Allowable costs will be determined by a retainer fee agreement and/or special attorney appointment.

## IV. RFQ PROCESS AND REQUIRED QUALIFICATIONS

A. MINIMUM QUALIFICATIONS. At a minimum, firms submitting a proposal in response to this RFQ should have substantial experience in litigation pertaining to the identified matter, should have no current or anticipated conflict of interests with representation of the State in the matter, and should have the capacity to finance lengthy, complex litigation.

B. EVALUATION CRITERIA. Responses to this RFQ meeting the minimum qualifications will be evaluated based on the following criteria:

- General Quality of Response
- Qualifications of Firm Attorneys
- Experience of Firm within Specific Area of Identified Matter
- Experience of Firm in Public Enforcement Litigation
- Fee proposal
- Cost proposal
- Resources of the Firm to Conduct Litigation of Identified Matter
- Minimum of Ethical and Business Conflicts

The AGO reserves the right to consider other factors if it deems the information relevant to the evaluation and selection process.

C. LEGISLATIVE ADVISORY COMMISSION APPROVAL MAY BE NEEDED. Proposers should be aware that Minn. Stat § 8.065 requires notice to the Legislative Advisory Commission of certain outside counsel hires, and the Commission has a right to make a recommendation on the hire.

V. SUBMITTAL CONTENT. Responses must address all the questions and requests in this section. Please also include a cover letter with an executive summary of the proposal.

A. CONTACT NAME. Name, phone number and email address of individual or individuals responsible for this RFQ response who may be contacted in the event of questions or notification. The proposer also should identify the individual who would be designated as the contact person with the AGO for billings and special attorney appointment[s] administration in the case of retention.

B. GENERAL FIRM QUALIFICATIONS. Provide or identify the following information about the firm:

1. The year the firm was established.
2. The address of each office maintained by the firm.



3. The size and composition of staff, including the number of partners, associates, law clerks and legal assistants.
4. The firm's presence or litigation experience in Minnesota, if any.
5. The firm's hiring, training, and advancing of traditionally underrepresented attorneys within their firm (including women and lawyers of color), especially in the area of the identified matter. State whether any attorneys identified in section V(C) below are from a traditionally underrepresented group, and what their anticipated role will be in representing the State in the identified matter (second chair, lead attorney, billing attorney, originating attorney, etc.).
6. The firm's approach, human resources, and technical resources to handle document intensive matters, including handling electronically-stored information. Indicate whether the firm uses a vendor for any aspect of these approaches, and if so when, for what, and to what extent. Indicate any anticipated file costs related to electronically-stored information or ediscovery.
7. The firm's intended approach to maintaining responsive communication with the AGO and keeping the AGO informed of the identified matter.
8. Any agency or department of the State of Minnesota represented by the firm during the last five years. For each matter, provide the name of the State agency or department, a description of the matter, the dates of the engagement and the name and contact information of the State employee responsible for overseeing the work of the firm on that matter.
9. A description of the financial capability and resources of the firm, including its ability to finance lengthy, complex litigation against large business entities.
10. The firm's professional liability insurance coverage. Specify the type of malpractice or errors and omissions insurance that the firm carries and the limits of coverage.

C. **QUALIFICATIONS AND EXPERIENCE OF PARTICULAR ATTORNEYS.** The proposal should identify the specific attorneys likely to be assigned to perform the requested legal services. For each of these attorneys, provide or identify the following:

1. A professional resume.
2. Their experience handling matters in the area of the identified matter and other indications of expertise (writing articles, giving presentations, etc.)
3. Their experience handling public civil law enforcement cases and other indications of expertise in public civil law enforcement.
4. The percentage of each attorney's practice dedicated to cases similar to the identified matter.
5. The office at which the attorney primarily works, if the firm has more than one office location.
6. Descriptions of representative matters.

D. **LITIGATION STRATEGY.** Please prepare a short memo (no more than ten pages double spaced) outlining your proposed legal strategy for the case, including the claims you propose bringing, the defendants you propose naming, and a general litigation strategy for achieving a successful result.

E. **NON-ATTORNEY STAFF.** Identify any key non-attorney employees or people associated with the firm that the firm likely would use in conducting litigation in the identified matter. For each such person, describe their experience in such cases and other indications of their expertise in this area.

F. **FEE AND COST PROPOSAL.** Any retention will be based on a contingency fee as a percentage of dollars

# State Contracts

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actually recovered and reimbursement of allowable costs, exclusive of attorney's fees, from dollars actually recovered. Suggest an initial proposed percentage amount of the firm's contingency fee, anticipated costs, and method of calculating cost recovery.

G. **ACTUAL OR POTENTIAL CONFLICTS OF INTEREST.** State whether any attorneys within the firm represent any clients or interests adverse to any entity of the State, including lawsuits, administrative proceedings, other legal actions, or lobbying activities. Without violating your duty of confidentiality, the proposal should describe the nature of any such representation. The proposal also must indicate whether any other activities of the firm potentially pose a conflict of interest, or the appearance of a conflict of interest, in representation of the State in litigation of the identified matter. The firm should immediately advise the AGO in writing of any real or possible conflicts that arise after the submission of the proposal.

## Minnesota State Colleges and Universities (Minnesota State) Notice of Bid and Contracting Opportunities

Minnesota State advertises contract opportunities for goods and services on its Vendor and Supplier Opportunities website (<https://www.minnstate.edu/vendors/index.html>). New notices may be added daily and will remain posted for the duration specified in each individual notice. For questions or to report any issues viewing the information on the website, please email Minnesota State at [Sourcing@MinnState.edu](mailto:Sourcing@MinnState.edu).

## Department of Military Affairs

### Facilities Management Office, Camp Ripley, Little Falls, MN Request for Proposals for Consultant Services for Miller Army Airfield Runway Lighting and Shoulder Expansion, Camp Ripley, Little Falls, Minnesota (Project No. 26106)

The State of Minnesota, Department of Military Affairs, is soliciting proposals from interested, qualified consultants for civil and electrical engineering design services for the above reference project.

**COPY REQUEST:** To request a copy of the Request for Proposals (RFP), please send a written request, by email, to:

Ms. Jill Schultz  
Contract Specialist  
Facilities Management Office, Camp Ripley  
[jill.l.schultz5.nfg@army.mil](mailto:jill.l.schultz5.nfg@army.mil)

RFP responses must be received by Email to the Department of Military Affairs, Attn: Ms. Jill Schultz, Email: [jill.l.schultz5.nfg@army.mil](mailto:jill.l.schultz5.nfg@army.mil) no later than **3:00 p.m. Central Time on January 13, 2026. Late responses will not be considered.**

A non-mandatory project site tour will be held on January 5, 2026, at 10:00 a.m. Central Time, beginning at the Facilities Management Office, Building 2-1, Camp Ripley, 15000 Highway 115, Little Falls, MN 56345.

The Department of Military Affairs is not obligated to complete the work contemplated in this notice and reserves the right to cancel the solicitation if it is considered to be in its best interest. All expenses incurred in responding to this notice are solely the responsibility of the responder.

## Minnesota Department of Transportation (MnDOT)

### Engineering Services Division

#### Notices Regarding Professional/Technical (P/T) Contracting

**P/T Contracting Opportunities:** MnDOT is now placing additional public notices for P/T contract opportunities on the MnDOT's Consultant Services website. 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.

**Taxpayers' Transportation Accountability Act (TTAA) Notices:** MnDOT is posting notices as required by the TTAA on the MnDOT Consultant Services website.

**MnDOT's Prequalification Program:** MnDOT maintains a Pre-Qualification Program in order to streamline the process of contracting for highway related P/T services. Program information, application requirements, application forms and contact information can be found on MnDOT's Consultant Services website. Applications may be submitted at any time for this Program.

**MnDOT Consultant Services website:** [www.dot.state.mn.us/consult](http://www.dot.state.mn.us/consult)

If you have any questions regarding this notice, or are having problems viewing the information on the Consultant Services website, please email the Consultant Services Helpline at [ptconsultantserviceshelpline.dot@state.mn.us](mailto:ptconsultantserviceshelpline.dot@state.mn.us).

## 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: <https://mn.gov/admin/osp> as well as the Office of Grants Management (OGM) at: <https://mn.gov/admin/citizen/grants/>.

## Metropolitan Airports Commission (MAC)

### Notice of Call for Bids for 2026 Electrical Infrastructure and Emergency Power Upgrades

<b>Airport Location:</b>	Minneapolis-St. Paul International Airport
<b>Project Name:</b>	2026 Electrical Infrastructure and Emergency Power Upgrades
<b>MAC Contract No.:</b>	106-2-1118
<b>Bids Close At:</b>	2:00 PM on January 13, 2026
<b>Bid Opening Conference Call:</b>	3:00 PM on January 13, 2026
<b>Teleconference Dial In #:</b>	1-612-405-6798
<b>Conference ID #:</b>	897 927 742#

**Notice to Contractors:** Electronic Bid Submission for the project listed above will be received by the MAC, a public corporation, via *QuestCDN's website* until the official time and date as displayed in QuestCDN Online.

# Non-State Public Bids, Contracts & Grants ==

**Note:** You can sign up on our portal (<https://metroairports.bonfirehub.com>) to receive email notifications of new business opportunities.

**Small Businesses (SB):** The goal of the MAC for the utilization of Small Businesses on this project is 12%.

**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.

**Project Labor Agreement:** This project is subject to the MAC’s Project Labor Agreement requirements. A copy of the Project Labor Agreement and Contract Riders are included in the Appendix D.

**Availability of Construction Documents:** Plans and specifications are available at QuestCDN Online indicated below and at the Minnesota Builders Exchange; Rochester Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring drawings and specifications for personal use may secure a complete digital set at the **QuestCDN website**. Bidders may download the complete set of digital documents for \$22.00, or other fee as determined by QuestCDN, by entering eBidDoc™ #9978047 in the “Search Projects” page. Contact Quest Construction Data Network at (952) 233-1632 or [info@questcdn.com](mailto:info@questcdn.com) for assistance. Hard copy drawings and specifications will not be made available to Bidders. Bid documents for this project may be viewed for no cost at QuestCDN Online. For this project, bids will **ONLY** be received electronically. Contractors submitting an electronic bid will be charged an additional \$42.00, or other fee as determined by QuestCDN, at the time of bid submission via the online electronic bid service QuestCDN Online.

**MAC Internet Access of Additional Information:** A comprehensive Notice of Call for Bids for this project will be available on December 15, 2025, at MAC’s web address of <https://metroairports.bonfirehub.com>.

## Metropolitan Airports Commission (MAC)

### Notice of Call for Bids for 2026 Passenger Boarding Bridge Replacements

<b>Airport Location:</b>	<b>Minneapolis-St. Paul International Airport</b>
<b>Project Name:</b>	<b>2026 Passenger Boarding Bridge Replacements</b>
<b>MAC Contract No.:</b>	<b>106-2-1124</b>
<b>Bids Close At:</b>	<b>2:00 PM on January 13, 2026</b>
<b>Bid Opening Conference Call:</b>	<b>3:00 PM on January 13, 2026</b>
<b>Teleconference Dial In #:</b>	<b>1-612-405-6798</b>
<b>Conference ID #:</b>	<b>897 927 742#</b>

**Notice to Contractors:** Electronic Bid Submission for the project listed above will be received by the MAC, a public corporation, via **QuestCDN’s website** until the official time and date as displayed in QuestCDN Online.

**Note:** You can sign up on our portal (<https://metroairports.bonfirehub.com>) to receive email notifications of new business opportunities.

**Small Businesses (SB):** The goal of the MAC for the utilization of Small Businesses on this project is 6%.

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

**Project Labor Agreement:** This project is subject to the MAC’s Project Labor Agreement requirements. A copy of the Project Labor Agreement and Contract Riders are included in the Appendix D.

# — Non-State Public Bids, Contracts & Grants

**Availability of Construction Documents:** Plans and specifications are on file for inspection at the QuestCDN Online indicated below and at the Minnesota Builders Exchange; Rochester Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring drawings and specifications for personal use may secure a complete digital set at the ***QuestCDN website***. Bidders may download the complete set of digital documents for \$15.00, or other fee as determined by QuestCDN, by entering eBidDoc™ #9944889 in the “Search Projects” page. Contact Quest Construction Data Network at (952) 233-1632 or info@questcdn.com for assistance. Hard copy drawings and specifications will not be made available to Bidders. Bid documents for this project may be viewed for no cost at QuestCDN Online. For this project, bids will **ONLY** be received electronically. Contractors submitting an electronic bid will be charged an additional \$42.00, or other fee as determined by QuestCDN, at the time of bid submission via the online electronic bid service QuestCDN Online.

**MAC Internet Access of Additional Information:** A comprehensive Notice of Call for Bids for this project will be available on December 15, 2025, at MAC’s web address of <https://metroairports.bonfirehub.com>.

## Metropolitan Airports Commission (MAC) Notice of Call for Bids for 2026 Tunnel Lighting LED Upgrade

<b>Airport Location:</b>	<b>Minneapolis-St. Paul International Airport</b>
<b>Project Name:</b>	<b>2026 Tunnel Lighting LED Upgrade</b>
<b>MAC Contract No.:</b>	<b>106-1-379</b>
<b>Bids Close At:</b>	<b>2:00 PM on January 13, 2026</b>
<b>Bid Opening Conference Call:</b>	<b>3:00 PM on January 13, 2026</b>
<b>Teleconference Dial In #:</b>	<b>1-612-405-6798</b>
<b>Conference ID #:</b>	<b>897 927 742#</b>

**Notice to Contractors:** Electronic Bid Submission for the project listed above will be received by the MAC, a public corporation, via ***QuestCDN’s website*** until the official time and date as displayed in QuestCDN Online.

**Note:** You can sign up on our portal (<https://metroairports.bonfirehub.com>) to receive email notifications of new business opportunities.

**Small Businesses (SB):** The goal of the MAC for the utilization of Small Businesses on this project is 10%.

**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:** Plans and specifications are at the QuestCDN Online indicated below and at the Minnesota Builders Exchange; Rochester Builders Exchange; Dodge Data and Analytics; and NAMC-UM Plan Room. Bidders desiring drawings and specifications for personal use may secure a complete digital set at the ***QuestCDN website***. Bidders may download the complete set of digital documents for \$15.00, or other fee as determined by QuestCDN, by entering eBidDoc™ #9944882 in the “Search Projects” page. Contact Quest Construction Data Network at (952) 233-1632 or info@questcdn.com for assistance. Hard copy drawings and specifications will not be made available to Bidders. Bid documents for this project may be viewed for no cost at QuestCDN Online. For this project, bids will **ONLY** be received electronically. Contractors submitting an electronic bid will be charged an additional \$42.00, or other fee as determined by QuestCDN, at the time of bid submission via the online electronic bid service QuestCDN Online.

**MAC Internet Access of Additional Information:** A comprehensive Notice of Call for Bids for this project will be available on December 15, 2025, at MAC’s web address of <https://metroairports.bonfirehub.com>.

