DEPARTMENT OF CORRECTIONS
1450 Energy Park Drive, Ste. 200 | St. Paul, MN 55108

VIA EFILING
October 28, 2026
The Honorable Chief Judge Jessica A. Palmer-Denig
Administrative Law Judge
Court of Administrative Hearings

In the Matter of the Proposed Permanent Rules Relating to Jail Facilities; Submission to the Chief Administrative Law Judge for Changes Other Than Those Approved by the Administrative Law Judge; Revisor's ID No. R-4445; CAH Docket No. 22-9051-40960

Dear Chief Judge Palmer-Denig:

On August 24, 2026, Judge Moseng issued an Order on Review of Rules approving the Department of Corrections' proposed rules, with the exception of Minn. R. 2911.1300, subp. 4. That provision was subsequently reviewed and approved by you on September 3, 2026, resulting in full approval of the proposed rule as reflected in the revisor's draft dated June 26, 2026.

The Department of Corrections now seeks to make additional changes to the rules beyond those approved by Judge Moseng and requests that you determine whether these revisions constitute substantial changes under Minnesota Statutes, section 14.05, subdivision 2. Although Judge Moseng did not recommend these additional changes, the department concludes that they clarify terminology and more effectively address the operational issues raised by stakeholders in the rulemaking record and subsequent feedback.

In accordance with Minnesota Rules, part 1400.2240, subpart 5, the following documents are attached: (1) the rule as initially proposed, labeled Exhibit A; (2) the department's proposed Order Adopting Rules, labeled Exhibit B; (3) the rule showing the department's proposed changes, labeled Exhibit C; and (4) a document providing the rationale supporting these modifications, labeled Exhibit C1, which is also referenced in the enclosed draft of the Order Adopting Rules.

If you have any questions or concerns, please contact me at tara.rathman@state.mn.us or 651-539-6215.

Sincerely,

Tara Rathman

Tara Rathman
Rulemaking Manager