

## **Exhibit K: Other Documents**

1. Minnesota Management and Budget review of Proposed Permanent Rules Relating to Jail Facilities as required by Minn. Stat. § 14.131
  2. Notice to Legislators - Letter & Transmittal
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# **Exhibit K-1**

MMB Fiscal Analysis

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**Date:** March 3, 2026

**To:** Amy Lauricella  
Director, Policy and Rulemaking  
Minnesota Department of Corrections

**From:** Abby Mock  
Executive Budget Officer  
Minnesota Management & Budget

**Subject:** M.S. 14.131 Review of Proposed Permanent Rules Relating to Jail Facilities; Rules Chapter 2911, Rule Draft 4445

## Background

The Minnesota Department of Corrections (DOC) proposes to amend Minnesota Rules, Chapter 2911, to improve the standards of confinement in jails and ensure basic levels of care. The existing rules have not been substantially revised since 2013 and don't reflect the current correctional environment and societal changes, especially around healthcare. These changes are in response to 2021 legislative goals to update minimum standards to comply with best corrections practices, increase transparency among jails, and ensure a higher level of accountability when inspecting jails and enforcing minimum standards. These changes further stem from jails continuing to see deaths and suicide attempts. This rulemaking is required under Minn. Stat. § 241.021, subd. 1(a), created by the 1976 Minnesota Legislature (Chapter 299, Section 1). Pursuant to Minn. Stat. § 14.131, the DOC has requested Minnesota Management and Budget (MMB) evaluate the proposed amendments for fiscal impact and benefits on units of local government.

## Evaluation

On behalf of the Commissioner of Minnesota Management and Budget, I have reviewed the proposed changes and the draft of the Statement of Need and Reasonableness to help evaluate the fiscal impact these rules may have on local governments.

### Fiscal Impact on Local Governments

The proposed rulemaking will have a fiscal impact on local governments. Considerations in this evaluation included impact on costs for local jail facilities. There are 85 local jail facilities across Minnesota's 87 counties which are primarily funded through local county property taxes supplemented by different types of state and federal funding (i.e. grants, subsidies, reimbursements, etc.). Thus, any identified cost to the jail facilities assumes a fiscal impact on local governments.

Jails vary significantly across each facility by factors such as size, supervision style, classification, location, and make up of incarcerated population (i.e. health care needs, length of stay, alternative sentence) which makes it difficult to assess the cost impact of each rule change on each facility. The fiscal impacts are broadly outlined in

the following paragraph but are not quantified as the rules will impact each facility differently and could not be calculated with accuracy without significant time and effort.

The following are identified as potential costs to jail facilities as a result of the rule changes: increased staff resources and workloads; small equipment costs (i.e. two-way radio devices) and supplies (i.e. emergency delivery kits); additional training costs (i.e. first aid and CPR training); increase to health care personnel and/or contracts for health care services; increased costs for contracts with a dietician or nutritionist as well as additional food item costs; transportation costs for incarcerated persons; and, healthcare supplies (i.e. Narcan, long acting injectables).

The rules are developed with flexibility to allow jails to manage costs within their budgets while meeting the intent of the proposed rule. In many instances, jails are given flexibility to write their policies and procedures in response to a rule change. Jails may also apply for variances for any rule requirement that is cost prohibitive or burdensome. The rules establish minimum standards for basic care which are intended to prevent injury and death and therefore may reduce costs to local governments regarding litigation and settlements (e.g., In 2022, Hennepin County paid \$3.4 million to settle a lawsuit for death in its jail, the jail has a current budget of approximately \$183 million). To the extent these changes improve treatment and quality of life and reduce a client's likelihood to reoffend, overall costs for reincarceration may decrease, also potentially reducing local jail costs.

#### **Other Notes on Fiscal Impacts**

The proposed amendments are not expected to have any effect on local ordinances or regulations. The DOC has not proposed any conflicting requirements.

The proposed rule is not expected to have any impact on state revenues.

The DOC will be the sole Minnesota government agency responsible for implementing, administering, and enforcing the proposed rule. The estimated impact for compliance with the proposed rules will vary by jail facility though is expected to have some fiscal impact on all facilities. The DOC may experience an increase in administrative costs due to increased variance requests as well as additional time for inspections based on the revised rules.

Sincerely,  
Abby Mock  
Executive Budget Officer (MMB)

Cc: Paul Schnell, Commissioner (DOC)  
Nick Lardino, Budget Policy and Analysis Director (MMB)

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# Exhibit K-2

Notice to Legislators

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March 26, 2026

**Via Email**

Representative Kelly Moller, Cochair  
Public Safety Finance and Policy Committee  
[rep.kelly.moller@house.mn.gov](mailto:rep.kelly.moller@house.mn.gov)

**Via Email**

Representative Paul Novotny, Cochair  
Public Safety Finance and Policy Committee  
[rep.paul.novotny@house.mn.gov](mailto:rep.paul.novotny@house.mn.gov)

**Via Email**

Representative Jamie Long  
Chief Author of Hardel Sherrell Act  
[rep.jamie.long@house.mn.gov](mailto:rep.jamie.long@house.mn.gov)

**Via Email**

Senator Ron Latz, Chair  
Judiciary and Public Safety Committee  
& Chief Author of Hardel Sherrell Act  
[ronl@senate.mn](mailto:ronl@senate.mn)

**Via Email**

Senator Warren Limmer  
Ranking Minority Member  
Judiciary and Public Safety Committee  
[sen.warren.limmer@mnsenate.gov](mailto:sen.warren.limmer@mnsenate.gov)

**Via Email**

Legislative Coordinating Commission  
[lcc@lcc.leg.mn](mailto:lcc@lcc.leg.mn)

**In the Matter of the Proposed Permanent Rules Relating to Jail Facilities; Revisor's ID No. R-4445; CAH Docket No. 22-9051-40960**

Dear Legislators:

The Minnesota Department of Corrections intends to adopt rules relating to jail facilities. Since the passage of the Hardel Sherrell Act in 2021, the department has worked with advisory committees, stakeholders, and members of the public to update our rules on jail facilities. These updates are intended to reflect the Legislature's directive to improve the standards of confinement in jails and to ensure that all justice-involved populations are treated with dignity and provided basic levels of care. The current rule draft reflects years of work updating a rule that carries out the Legislature's intent, while meeting public expectations for ongoing licensing and inspection of jails, and ensuring the safety of both jail staff and justice-involved individuals.

On March 30, 2026, we will publish a Notice of Intent to Adopt Rules with a Public Hearing in the *State Register*. As required under section 14.116, we are sending you a copy of the notice and the Statement of Need and Reasonableness. We are also enclosing a copy of the proposed rules.



If there are any questions or concerns, please contact me at [tara.rathman@state.mn.us](mailto:tara.rathman@state.mn.us).

Sincerely,

A handwritten signature in black ink that reads "Tara Rathman". The signature is written in a cursive, flowing style.

Tara Rathman  
Rulemaking Manager

**Enclosures:**

- Notice of Intent to Adopt Rules
- Statement of Need and Reasonableness
- Proposed Rules

cc: Legislative Coordinating Commission

**From:** [Haff, Kelly \(She/Her/Hers\) \(DOC\)](#)  
**To:** [Kelly Moller](#); [Paul Novotny](#); [ronl@senate.mn](mailto:ronl@senate.mn); [Sen. Warren Limmer](#); [rep.jamie.long@house.mn.gov](mailto:rep.jamie.long@house.mn.gov)  
**Cc:** [lcc@lcc.leg.mn](mailto:lcc@lcc.leg.mn); [Rathman, Tara \(DOC\)](#); [Khan, Safia \(DOC\)](#); [Schnell, Paul \(DOC\)](#); [John Hultquist](#); [Isaac Pilon](#); [Christian Lohrenz](#); [Ellen McDaniel](#); [Mary McNamara](#); [Zach Meinerts](#); [Ben Johnson](#); [Jeffrey.Diebel@house.mn.gov](mailto:Jeffrey.Diebel@house.mn.gov); [Angela Cook](#); [Linnea Michaelson](#); [Nicole Kaplan](#); [Jacquelyn Clinton](#); [Kenneth Backhus](#)  
**Subject:** Notice: Proposed Chapter 2911 Rules Relating to Jail Facilities  
**Date:** Thursday, March 26, 2026 1:45:19 PM  
**Attachments:** [Letter from the Legislature.pdf](#)  
[Notice of Hearing.pdf](#)  
[Rule 2911.pdf](#)  
[SONAR.pdf](#)  
[Outlook screenshot.png](#)

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Dear Legislators,

Attached for your review is a letter notifying you of the Minnesota Department of Corrections' intent to adopt permanent rules relating to jail facilities (Revisor's ID No. R-4445; CAH Docket No. 22-9051-40960).

In addition to the letter, I have included the Notice of Hearing, the Statement of Need and Reasonableness (SONAR), and a copy of proposed Rule 2911 to accompany this notification.

If you have any questions or would like additional information, please reach out to me or DOC Rulemaking Manager [Tara Rathman](#).

Thank you,

**Kelly Haff**

Legislative Director | Government Affairs

Pronouns: she/her/hers

**Minnesota Department of Corrections**

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