

Notice of Intent to Adopt Rules with a Hearing

Minnesota Department of Corrections

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

Introduction. The Minnesota Department of Corrections intends to adopt rules after a public hearing under Minnesota Rules, parts 1400.2200 to 1400.2240, and Minnesota Statutes, sections 14.131 to 14.20. You may submit written comments on the proposed rules until **4:30 p.m. on Thursday, April 30, 2026.**

Public hearing. The department will hold a virtual public hearing on Thursday, May 28, 2026, at 9:00 a.m. and continuing until the hearing is completed.

The hearing will be conducted by an administrative law judge from the Court of Administrative Hearings. You can participate in the virtual hearing via Webex by using the following link along with the associated access code and password:

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

- **Web link:** <https://minnesota.webex.com>
- **Meeting Number (access code):** 2490 427 7030
- **Password:** S3yNDJHbG62 (73963542 when dialing from a phone or video system)

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

- **Call:** 1-415-655-0003 (this is not a toll-free number)
- **Access code:** 2490 427 7030
- **Password:** 73963542

The department will schedule additional hearing days if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written comments, statements, or arguments. Statements may be submitted without appearing at the hearing.

If the hearing is postponed or rescheduled, the department will notify organizations listed in its additional notice plan and post the notice on its [website](https://mn.gov/doc/about/rulemaking) (<https://mn.gov/doc/about/rulemaking>).

Administrative law judge. Administrative Law Judge Moseng will conduct the hearing. The 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.

Subject of rules and statutory authority. The proposed rules concern the inspection and licensing of all jails throughout the state. The rules are being updated to reflect minimum standards that comply with best corrections practices, increase transparency among jails, strengthen public trust, and ensure a higher level of accountability for jails and the department when inspecting jails and enforcing minimum standards.

The statutory authority to adopt these rules is Minn. Stat. § 241.021, subd. 1, which states, “The commissioner shall promulgate pursuant to chapter 14, rules establishing minimum standards for these facilities with respect to their management, operation, physical condition, and the security, safety, health, treatment, and discipline of persons confined or incarcerated therein” and, as of 2021, requires the department issue specific guidance for 17 additional minimum standards (see [Minn. Stat. § 241.021](#)).

A free copy of the proposed rule is available on the [department’s rulemaking web page](#) or upon request to the agency contact person listed below. You may also review the proposed rule and submit written comments via the [Court of Administrative Hearings’ eComments website](#) (<https://mn.gov/oah/forms-and-filing/ecomments/>).

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 obtain copies for the cost of reproduction by contacting the agency contact person listed below. The SONAR may be viewed on the [department’s rulemaking web page](#).

Agency contact person. The contact person is Tara Rathman at Minnesota Department of Corrections, 1450 Energy Park Drive, St. Paul, MN, 55018, telephone 320-241-5537 and tara.rathman@state.mn.us. You may contact her with questions about the rules.

Public comment. You and all interested or affected persons, including representatives of associations and other interested groups, will have an opportunity to participate. The Administrative Law Judge will accept your views orally at the hearing or in writing at any time before the close of the hearing record.

Submit written comments to the Administrative Law Judge via the [Court of Administrative Hearings Rulemaking eComments website](#). All evidence that you present should relate to the proposed rules. If the proposed rules affect you in any way, the agency encourages you to participate.

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 during which the agency and any interested person may respond in writing to any new information submitted. No one may submit additional 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](#) 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 Moseng at the address listed above.

All comments or responses received are public data and will be available for review on the [eComments website](#) or on the [agency's website](#).

Hearing procedure. The rule hearing procedure is governed by *Minnesota Statutes*, sections 14.131 to 14.20, and by the rules of the Court of Administrative Hearings, *Minnesota Rules*, parts 1400.2000 to 1400.2240. You should direct questions about the rule hearing procedure to the Administrative Law Judge through William Moore, the CAH Rules Coordinator listed above.

Modifications. The agency 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 agency 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 procedure after the hearing. After the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rules. You may ask to be notified of the date that the Administrative Law Judge's report will become available and can make this request at the hearing or in writing to the Administrative Law Judge. You may also ask to be notified of the date that the agency adopts the rules, and the rules are filed with the Secretary of State, or register with the agency to receive notice of future rule proceedings by requesting this at the hearing or by writing to the agency contact person stated above.

Lobbyist registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You 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 agency 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: March 24, 2026

Signed by: Paul Schnell, Commissioner