

# 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- Withdrawn Rules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)
#17	Monday 27 October	Noon Tuesday 21 October	Noon Thursday 16 October
#18	Monday 3 November	Noon Tuesday 28 October	Noon Thursday 23 October
#19	Monday 10 November	Noon Tuesday 4 November	Noon Thursday 30 October
#20	Monday 17 November	Noon Tuesday 11 November	Noon Thursday 6 November

**PUBLISHING NOTICES:** We need to receive your submission ELECTRONICALLY in Microsoft WORD format. Submit ONE COPY of your notice via e-mail to: sean.plemmons@state.mn.us. State agency submissions must include a "State Register Printing Order" form, and, with contracts, a "Contract Certification" form. Non-State Agencies should submit ELECTRONICALLY in Microsoft WORD, with a letter on your letterhead stationery requesting publication and date to be published. Costs are \$14 per tenth of a page (columns are seven inches wide). One typewritten, double-spaced page = 6/10s of a page in the State Register, or \$84. About 1.5 pages typed, double-spaced, on 8-1/2"x11" paper = one typeset page in the State Register. Contact editor with questions (651) 201-3204, or e-mail: sean.plemmons@state.mn.us.

**SUBSCRIPTION SERVICES:** E-mail subscriptions are available by contacting the editor at sean.plemmons@state.mn.us. Send address changes to the editor or at the Minnesota State Register, 50 Sherburne Avenue, Suite 309, Saint Paul, MN 55155.

SEE THE Minnesota State Register free at website: <https://mn.gov/admin/government/data-info/register.jsp>

- Minnesota State Register: Online subscription – \$180, includes links, index, special section "CONTRACTS & GRANTS," with Sidebar Table of Contents, Early View after 4:00 pm Friday (instead of waiting for early Monday), and it's sent to you via E-mail.
- Single issues are available electronically via PDF for free.
- "Affidavit of Publication" includes a notarized "Affidavit" and a copy of the issue: \$15.00.

**Governor: Tim Walz**  
(651) 201-3400

**Attorney General:**  
Keith Ellison (651) 296-3353

**Department of Administration**  
**Commissioner:**  
Tamar Gronvall  
(651) 201-2560

**Minnesota State Register**  
**Editor: Sean Plemmons**  
(651) 201-3204  
sean.plemmons@state.mn.us

**Lieutenant Governor:**  
Peggy Flanagan  
(651) 201-3400

**Auditor: Julie Blaha**  
(651) 296-2551

**Secretary of State: Steve Simon**  
(651) 296-2803

**Communications and Planning**  
**Division: Curtis Yoakum**  
(651) 201-2771

Copyright © 2025 Communications Division, Department of Administration, State of Minnesota.  
USPS Publication Number: 326-630 (ISSN: 0146-7751)

THE MINNESOTA STATE REGISTER IS PUBLISHED by the Communications Division, Department of Administration, State of Minnesota, pursuant to Minnesota Statutes § 14.46 and is available on-line at: <https://mn.gov/admin/government/data-info/register.jsp>

## Minnesota Legislative Information

**Senate Public Information Office**  
(651) 296-0504

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

### Minnesota State Court System

Court Information Office (651) 296-6043  
MN Judicial Center, Rm. 135,  
25 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155  
<http://www.mncourts.gov>

**House Public Information Services**  
(651) 296-2146

State Office Building, Room 175  
100 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155  
<https://www.house.leg.state.mn.us/hinfo/hinfo.asp>

### Federal Register

Office of the Federal Register (202) 512-1530; or (888) 293-6498  
U.S. Government Printing Office – Fax: (202) 512-1262  
<https://www.federalregister.gov/>

## Minnesota Rules: Amendments and Additions....404

### Adopted Rules

#### Department of Commerce

Adopted Permanent Rules Relating to Virtual-Currency Business Activity Required Disclosures.....405

### Commissioner's Orders

#### Minnesota Department of Transportation (MnDOT)

Order for Adoption of the 11<sup>th</sup> Edition of the Minnesota Manual On Uniform Traffic Control Devices – Order No. 101226.....405

### Official Notices

#### Executive Council, State Board of Investment and the Land Exchange Board

Official Meeting Notice.....406

#### Investment Advisory Council (IAC)

Official Meeting Notice.....407

#### Minnesota Sentencing Guidelines Commission

Notice of Public Hearing to Consider Amendments to the Sentencing Guidelines and Commentary Related to the Commission's 2023–2025 Comprehensive Review of the Sentencing Guidelines .....407

## State Grants & Loans

### Department of Employment and Economic Development (DEED)

Notice of Grant Opportunity .....409

### Minnesota Department of Human Services

Notice of Grant Opportunities .....409

## State Contracts

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

Notice of Bid and Contracting Opportunities .....410

### Department of Public Safety

#### Driver and Vehicle Services Division

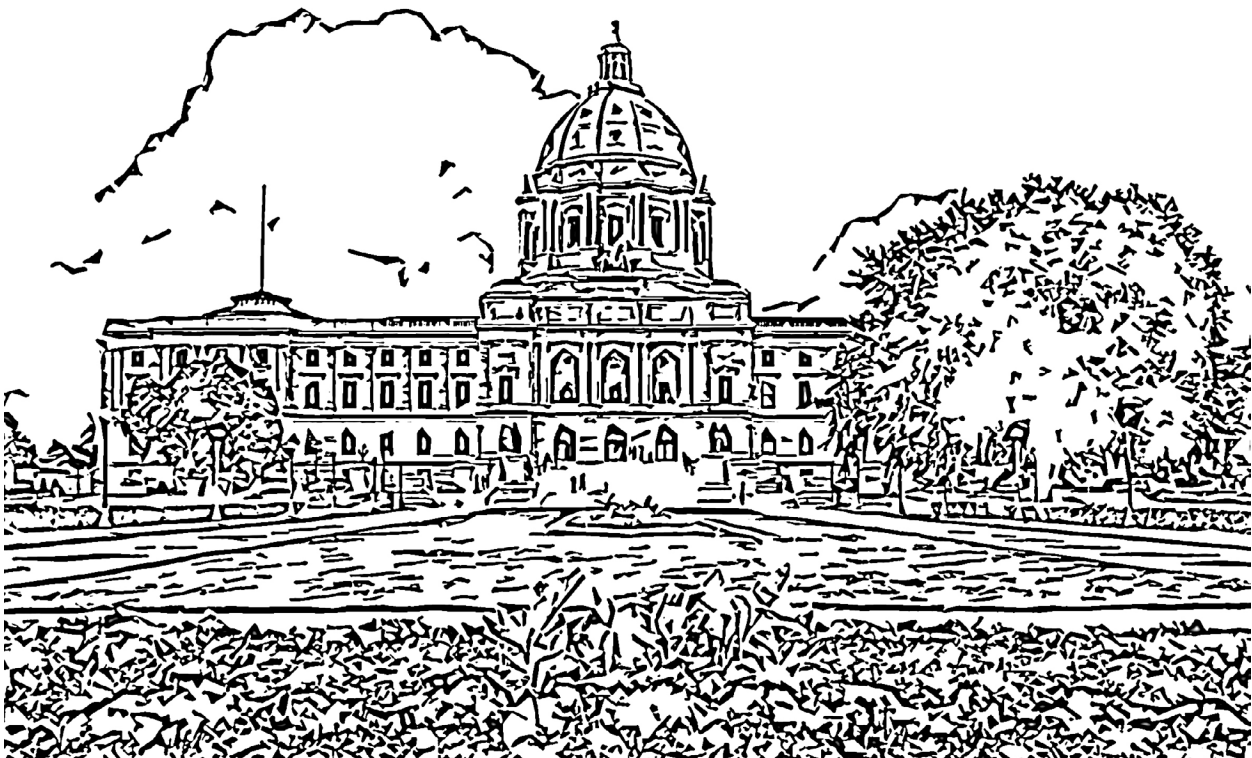
Notice of Request for Submissions for 2026 Ignition Interlock Device Program Certification Process .....410

### Minnesota Department of Transportation (MnDOT)

#### Engineering Services Division

Notices Regarding Professional/Technical (P/T) Contracting .....411

**Front Cover Artwork:** *The Rouchleau Mine Pit in Virginia, Minnesota, filled with blue water, is calm in the distance on a fall day.*  
Photo by Sean Plemmons



## Investment Advisory Council (IAC) Official Meeting Notice

The Investment Advisory Council (IAC) of the Minnesota State Board of Investment will meet on Monday, October 20, 2025 at 3:00 p.m. The meeting will be held in Room 230 of the Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King Jr. Blvd. St. Paul, Minnesota.

Some members of the Investment Advisory Council may participate in the meeting electronically. If an IAC Member calls in, in accordance with Minnesota Statutes, section 13D.015, subd. 4, the IAC shall, to the extent practical, allow a person to monitor the meeting electronically from a remote location.

## Minnesota Sentencing Guidelines Commission Notice of Public Hearing to Consider Amendments to the Sentencing Guidelines and Commentary Related to the Commission's 2023–2025 Comprehensive Review of the Sentencing Guidelines

The Minnesota Sentencing Guidelines Commission will hold a public hearing on Thursday, November 20, 2025, at 2:00 p.m., in the Minnesota Senate Building, Room 1100, 95 University Ave. W., Saint Paul, MN 55155. Remote participation will be optional. The public hearing is being held to consider proposed modifications to the 2025 Minnesota Sentencing Guidelines and Commentary resulting from the Commission's comprehensive review. By a unanimous vote, the Commission preliminarily adopted the following proposed modifications at its meeting on October 9, 2025. In brief, the nature and effect of these proposed modifications are as follows:

- A. **Changes to criminal history score calculation.** As a result of its comprehensive review of the Sentencing Guidelines, the Commission proposes changes to each of the four components of the criminal history score: prior felonies; custody status at the time of the offense; prior misdemeanors and gross misdemeanors; and prior juvenile adjudications.
  - 1. **Reduce decay period for prior felonies.** The Commission proposes to reduce the felony decay period from fifteen to ten years. This proposal amends Guidelines 2.B.1.c (felony decay factor) and Comment 2.B.113.
  - 2. **Convert custody status at the time of the offense to a durational modifier.** The Commission proposes to convert custody status from a component of the criminal history score to a durational modifier. Under the proposal, the defendant will receive the same or similar durational consequence for being on custody status at the time of the offense—indeed, for some with very high criminal history scores sentenced for serious offenses, the recommended duration will be greater than the duration now recommended. There will be no dispositional consequence, however: The prison/stayed sentence recommendation will not change due to custody status. The proposal excludes custody status arising from misdemeanors, gross misdemeanors, and low-level felonies, and implicitly includes qualifying custody status arising from stay-of-adjudication probation. This proposal deletes Guidelines 2.B.2 (custody status at the time of the offense) and associated commentary; renumbers Guidelines 2.C.2 as 2.C.1.c, with conforming changes to cross-references throughout the Guidelines; adds new Guidelines 2.C.2 (custody status at the time of the offense); and amends Guidelines 2.B, 2.G.12 (attempt or conspiracy to commit first-degree murder), 4.A (Sentencing Guidelines grid), 4.B (sex offender grid), and 4.C (drug offender grid).
  - 3. **Prior misdemeanors and gross misdemeanors.**
    - a. **Reduce decay period.** The Commission proposes to reduce the misdemeanor and gross misdemeanor decay period to seven years. This proposal amends Guidelines 2.B.3.e (decay factor) and Comment 2.B.306.

## Official Notices

- b. **Repeal two special rules for prior DWI and shorten, simplify, and merge Guidelines 2.B.6.** The Commission proposes to repeal two special rules pertaining to prior misdemeanor and gross misdemeanor DWI: The special two-unit, no-limit DWI rule; and the special rule for counting prior misdemeanor DWIs in the criminal history of a felony DWI. Guidelines 2.B.6 (felony enhancement due to prior misdemeanor or gross misdemeanor convictions) is proposed to be shortened, simplified, and merged with Guidelines 2.B.3 (prior gross misdemeanors and misdemeanors). This proposal amends Guidelines 2.B.3.a and 2.B.3.f; deletes Guidelines 2.B.3.g and Comment 2.B.304; moves Guidelines 2.B.6.a, with amendments, and Comment 2.B.601, with amendments, to be under Guidelines 2.B.3; and deletes the remainder of Guidelines 2.B.6, with associated commentary.
4. **Eliminate prior juvenile adjudications.** The Commission proposes to eliminate juvenile points from the criminal history score. Convictions resulting from extended-jurisdiction juvenile (EJJ) or adult-certification proceedings will continue to count among the adult felony points. This proposal deletes Guidelines 2.B.4 (prior juvenile adjudications) and associated commentary; and amends Guidelines 2.B and 2.B.5.e, and Comment 2.B.308.
- B. **Changes to offense severity.** As a result of its comprehensive review of the Sentencing Guidelines, the Commission proposes to increase the severity level (SL) assigned to several offenses; to replace one sentencing modifier with an increased SL ranking; and to decrease the SL assigned to one offense. Each proposal amends Guidelines 5.A (offense severity reference table) and 5.B (severity level by statutory citation); other amendments are as stated.
1. **Increase ranking from SL 6 to SL 7:** Assault 2nd Degree (Dangerous Weapon, Substantial Bodily Harm). This proposal amends Guidelines 4.A (Sentencing Guidelines grid).
2. **Increase ranking from SL 5 to SL 6:** Criminal Vehicular Operation (Great Bodily Harm; Gross Negligence or While Impaired). This proposal amends Appendix 3 (presumptive sentence durations that exceed the statutory maximum sentence reference table).
3. **Increase ranking from SL 4 to SL 5:**
- a. Assault 3rd Degree (Substantial Bodily Harm). This proposal amends Guidelines 4.A.
- b. Domestic Assault by Strangulation. This proposal amends Appendix 3.
4. **Increase ranking from SL 1 to SL 3:** Assault 4th Degree. This proposal amends Guidelines 4.A and Appendix 3.
5. **Replace a sentencing modifier with an increased ranking (from SL 8 to SL 9):** Criminal Vehicular Homicide (Qualified Prior Conviction). This proposal deletes Guidelines 2.G.11 (convictions for attempts, conspiracies, and other sentence modifiers).
6. **Reduce ranking from SL 9 to SL 8:** Assault 1st Degree (Great Bodily Harm). This proposal amends Guidelines 4.A and Appendix 3.
- C. **Other changes.** In addition to changes to criminal history score calculation and offense severity, the Commission, as a result of its comprehensive review of the Sentencing Guidelines, also proposes to make the following changes.
1. **Clarifying the Guidelines' purpose and principles.** The Commission proposes to make several changes to its statement of purpose and principles. The changes include defining what is meant by "public safety"; an explanation of proportionate sentence severity; and a discussion of the purpose of the criminal history score. This proposal amends Guidelines 1.A (statement of purpose and principles).
2. **Clarifying the burden of proving out-of-state offenses.** The Commission proposes to clarify that the burden to prove whether or how to count out-of-state offenses in criminal history is the prosecutor's,

not the probation officer's. This proposal amends Guidelines 2.B.5.a (convictions from jurisdictions other than Minnesota; in general) and comments 2.B.501 and 2.B.502.

3. **Displaying ranges in shaded cells and revising example offenses.** The Commission proposes to display the full range in all grid cells. The Commission also proposes to revise the example offenses on the grids to be more representative of the offenses sentenced at that severity level. This proposal amends Guidelines 2.C.1.b (presumptive duration); 4.A (Sentencing Guidelines grid); 4.B (sex offender grid); 4.C (drug offender grid).
4. **True first offender departure factor.** The Commission proposes an addition to the nonexclusive list of mitigating factors that judges may use when articulating substantial and compelling reasons for departing from the Sentencing Guidelines' presumptive sentence. This proposal adds new Guidelines 2.D.3.a(10) (factors that may be used as reasons for departure).

A complete copy of these proposed amendments will be posted on the Commission's web site at <https://mn.gov/sentencing-guidelines> from October 20 through November 25, 2025. Information on how to attend the public hearing, both in-person and remotely, is also posted on the same web site. The Commission will hold the record open for five calendar days after the public hearing to accept written comment. Instructions on how to submit written materials are posted on the Commission's web site. Written materials must be received no later than November 25, 2025.

After the written comment period ends, the proposed modifications are subject to final action by the Commission at its meeting on Thursday, December 18, 2025, with meeting details to be posted on the Commission's web site. If adopted, the proposed modifications will be submitted to the Legislature by January 15, 2026. Unless the Legislature by law provides otherwise, such modifications will take effect August 1, 2026, and will apply as provided in Guidelines 3.G.

For more information, please refer to the Commission's web site at <https://mn.gov/sentencing-guidelines> or call the Commission's office at (651) 296-0144.

## 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.***