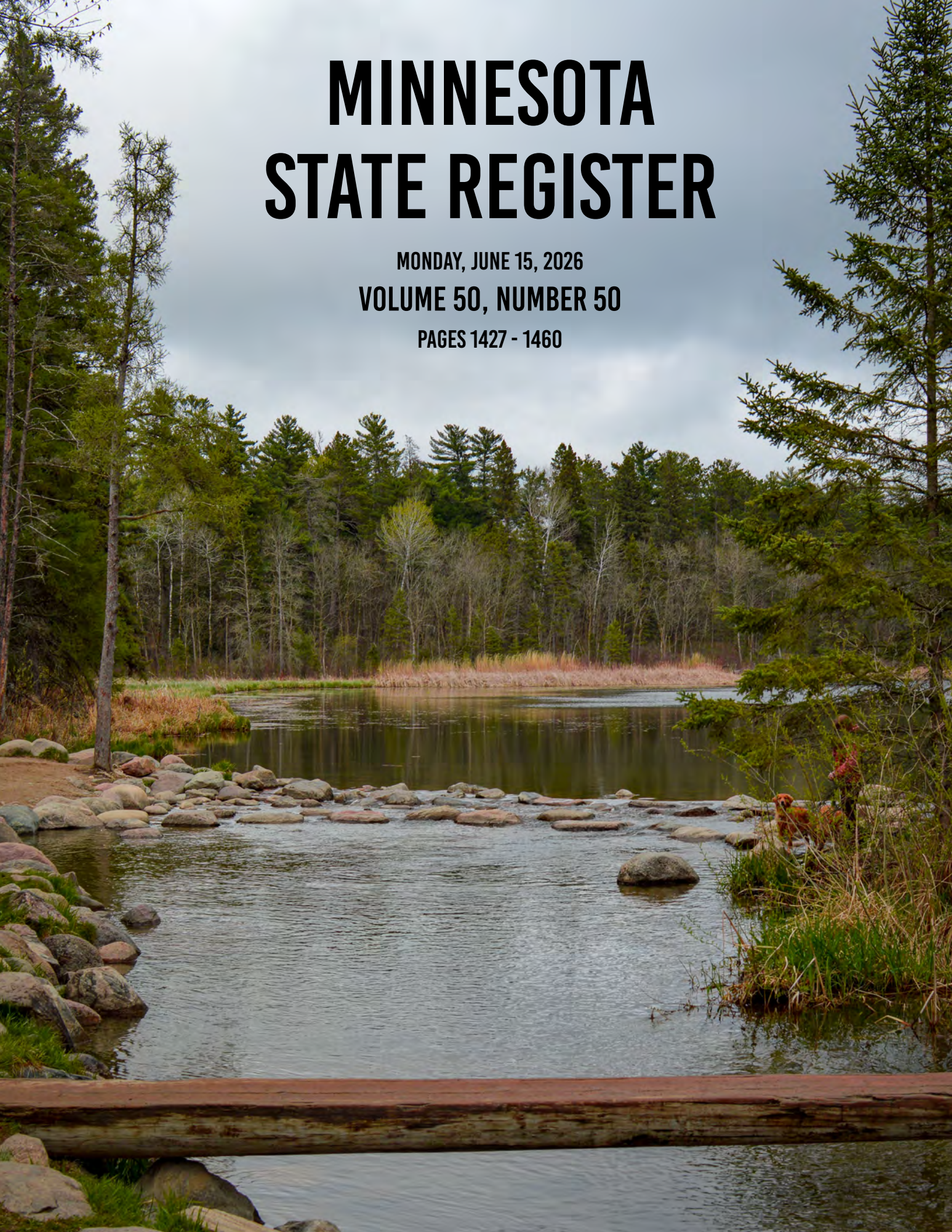


MINNESOTA STATE REGISTER

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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- Withdrawn Rules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)
#51	Monday 22 June	Noon Tuesday 16 June	Noon Thursday 11 June
#52	Monday 29 June	Noon Tuesday 23 June	Noon Thursday 18 June
#1	Monday 6 July	Noon Tuesday 30 June	Noon Thursday 25 June
#2	Monday 13 July	Noon Tuesday 7 July	Noon Thursday 2 July

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

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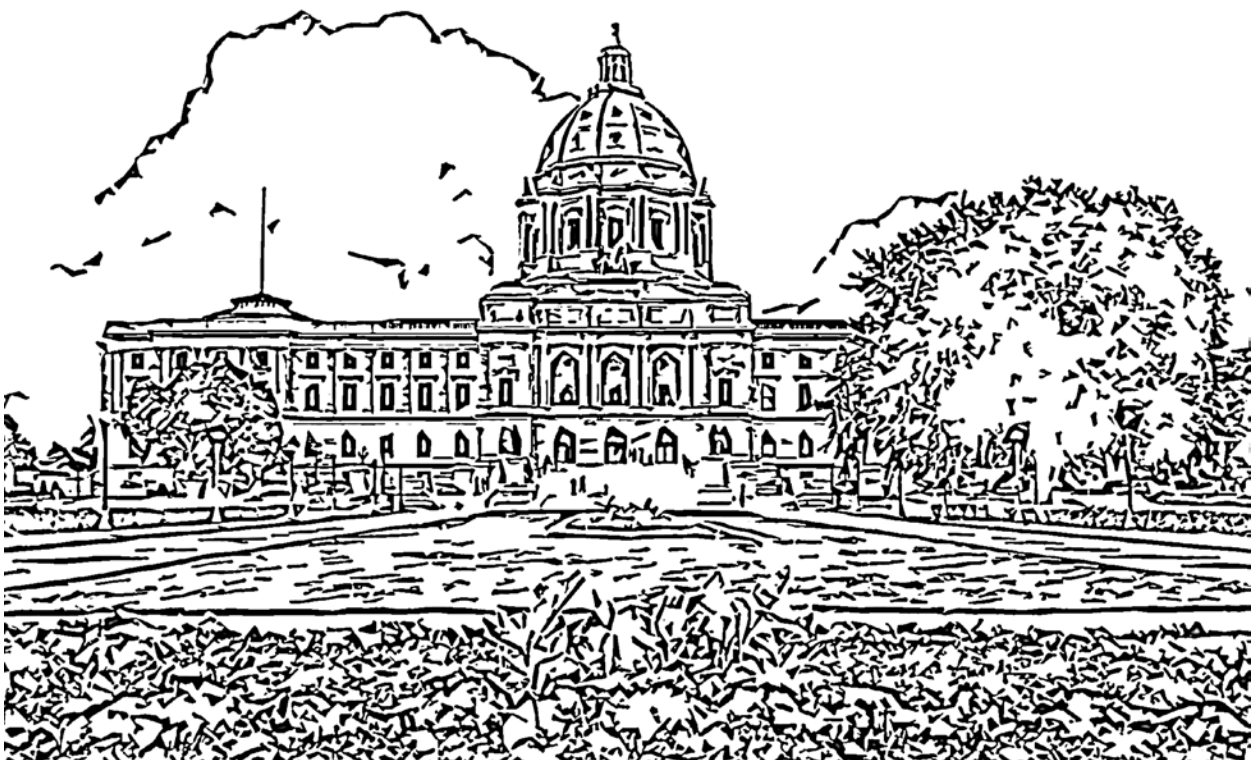
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Front Cover Artwork: *The headwaters of the Mississippi River gently flows out of Lake Itasca in Itasca State Park.*
Photo by Sean Plemmons



Official Notices

7. pipeline operators, vessel operators, rail carriers, and industries transporting hazardous materials.

Statutory authority. The department has the statutory authority to amend and adopt rules on implementing a statewide hazardous materials incident response plan under Minnesota Statutes, section 299A.50, subdivision 1.

Public comment. Interested individuals or groups may email or mail comments or information on the possible rules until the department publishes a notice of intent to adopt the rules. The department will not publish a notice of intent to adopt the rules until more than 60 days have elapsed from this notice's publication date.

Rules drafts. The department has not yet drafted the possible rules, but rule drafts will be posted on its website (<https://dps.mn.gov/about-dps/programs-and-legislative-requirements/rulemaking#search=rulemaking>) when drafts become available.

Agency contact person. Written comments, questions, requests to receive rule drafts, and requests for more information on the possible rules should be directed to Ian Lewenstein, dps.rulemaking@state.mn.us, 651-201-7180, or the Department of Public Safety, 445 Minnesota Street, St. Paul, Minnesota 55101.

Alternative format. Upon request, the information in this notice can be made available in an alternative format such as large print, braille, or audio. To make a request, please contact Ian Lewenstein.

Note: If the department starts a proceeding to adopt rules, comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge.

The department must submit to the administrative law judge only written comments received in response to the rules after they are formally proposed in a notice of intent to adopt rules published in the *State Register*. If you submit comments before the notice is published and you want to ensure that the administrative law judge reviews your comments, you should resubmit your comments after the rules are formally proposed.

June 15, 2026

Bob Jacobson, Commissioner
Department of Public Safety

Minnesota Sentencing Guidelines Commission Notice of Public Hearing to Consider Amendments to the Sentencing Guidelines and Commentary Related to 2026 Regular Session Laws and Technical Modifications

The Minnesota Sentencing Guidelines Commission will hold a public hearing on Thursday, July 16, 2026, at 1:30 p.m., in the Afton Room at the Department of Corrections headquarters, ETC Building, 1450 Energy Park Drive, Saint Paul, MN 55108. 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 review of the 2026 Regular Session Laws and technical modifications to improve the Sentencing Guidelines. In brief, the nature and effect of these proposed modifications are as follows:

A. Legislative amendments to crime laws affecting the Sentencing Guidelines – 2026 Regular Session – Eff.

Aug. 1, 2026. As a result of its review of 2026 Regular Session Laws, the Commission, at its meeting on June 4, 2026, proposed the following new and conforming modifications to sections 2.A.2, 2.D.3, 2.G, 5.A and 5.B, 6 and 7; and Appendix 3. The Commission proposes a 12-month penalty modifier for Committing a Felony While Impersonating a Peace Officer, and a 6-month penalty modifier for an attempt or conspiracy (section 2.G). The Commission proposes to rank Coercion by Private Sexual Image Threat Resulting in Death at severity level (SL) 9; to rank Coercion by Private Sexual Image Threat Resulting in Great Bodily Harm at SL 8; to rank Medical Assistance Fraud (Over \$1,000,000) and Theft From a Vulnerable Adult (Over \$35,000) at SL 7; to rank Impersonating a Peace Officer with a Firearm and Medical Assistance Fraud (\$100,001–\$1,000,000) at SL 6; to rank Impersonating a Peace Officer as a Second Violation and Theft From

a Vulnerable Adult (Over \$5,000) at SL 5; to rank Impersonating a Peace Officer with a Vehicle or While Exercising Authority and Theft From a Vulnerable Adult (\$5,000 or Less) at SL 4; to rank Assault in the Fourth Degree against a hospital or clinic security guard and Committing a Gross Misdemeanor While Impersonating a Peace Officer at SL 3; to rank Impersonating a Peace Officer, Medical Assistance Fraud (\$100,000 or Less), and Theft From a Vulnerable Adult (enhanced from a misdemeanor or gross misdemeanor) at SL 2; to rank Sexual Solicitation of a Child by Grooming, Sexual Solicitation of a Minor While in a Position of Authority, and Sexual Solicitation of a Student on the Sex Offender Grid at SL G; and to add Operating, Facilitating, or Advertising a Prediction Market to the list of unranked offenses (Section 5.A & 5.B). The Commission proposes to add new Sexual Solicitation crimes and the new Assault in the Fourth Degree against a hospital or clinic security guard to the list of offenses eligible for permissive consecutive sentences (Section 6). The Commission proposes to add Impersonating a Peace Officer under Minn. Stat. § 609.4751, subd. 1, to, and to remove Impersonating a Peace Officer under subd. 3 from, the non-exhaustive list that includes offenses in which the presumptive duration exceeds the statutory maximum sentence (Appendix 3). While making conforming amendments regarding Theft from Vulnerable Adults, the Commission proposes technical and corrective amendments to the section on Offense Severity; Theft Creating a Risk of Harm (Section 2.A.2). The Commission proposes a new aggravating factor that may be used as a reason for departure: intentionally deceiving a minor victim into believing the offender was also a minor to facilitate the commission of the offense as described in new Minn. Stat. § 609.099. To conform to amendments related to Medical Assistance Fraud, the Commission proposes to amend the Theft Offense List (Section 7). The Commission proposes other technical and conforming amendments and offense-name updates.

- B. Technical amendments to the Sentencing Guidelines – Effective August 1, 2026.** As a result of its review of technical issues and errors in the 2025 Sentencing Guidelines and technical issues and errors in proposed 2026 Guidelines Modifications submitted to the Legislature on January 15, 2026, related to a comprehensive review of the Sentencing Guidelines, the Commission proposed the following modifications at its meeting on June 4, 2026. The Commission proposes to update the definition of “Presumptive Range” to include shaded cells; in the context of the new durational increase for custody status at the time of the offense, include first-degree murders, including attempts and conspiracies, in the definition of “qualifying offense”; delete an erroneous example in Comment 2.C.06; and delete references to repealed chapter 297D (marijuana and controlled substance taxation).

A complete copy of these proposed amendments will be posted on the Commission’s web site at <https://mn.gov/sentencing-guidelines> from June 15 through July 21, 2026. 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 July 21, 2026.

After the written comment period ends, the proposed modifications are subject to final action by the Commission at its meeting on Thursday, July 23, 2026, with meeting details to be posted on the Commission’s web site. If adopted, modifications will take effect August 1, 2026, unless otherwise specified, and will apply as provided in Guidelines section 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.