STATE OF MINNESOTA
COMMISSIONER OF COMMERCE

COMMISSIONER ORDER

APRIL 13, 2020
ORDER ISSUED BY COMMISSIONER OF COMMERCE

To: All Affected Parties pursuant to Minnesota Statutes, chapters 45 to 83, 115C, 216 to 222, 237 to 239, 325F, and 345

RE: Regulatory Flexibility Guidance

On March 28, 2020, Governor Tim Walz signed House File 4531 into law, granting the Commissioner of Commerce (hereinafter “Commissioner”) the following authority:

(a) In the event of a declaration of emergency pursuant to Minnesota Statutes, section 12.31, the commissioner of commerce may delay, stay, or waive licensing, investigative, or other deadlines related to the duties and responsibilities of the commissioner under Minnesota Statutes, chapters 45 to 83, 115C, 216 to 222, 237 to 239, 325F, and 345.

(b) Action taken by the commissioner under this section must:

(1) Treat similarly situation persons equally; and

(2) Be intended to provide relief of safe harbor from legal obligations with respect to licenses or other persons regulated by the Minnesota Department of Commerce, or to ensure continuity of department operations and processes.
(c) The authority granted under this section remains in effect until 60 days after
the peacetime emergency declared in Executive Order 20-01 is terminated or
rescinded by the proper authority.

On March 13, 2020, Governor Tim Walz signed Executive Order 20-01, declaring a peacetime
emergency related to COVID-19.

The Commissioner has the authority to delay, stay, or waive the following licensing,
investigative, and other deadlines related to the duties and responsibilities of the
Commissioner and regulated entities required to effectively continue the business of the
Department of Commerce and to assist regulated entities during the current peacetime
emergency:

- Regulatory Guidance 20-16 | Approved Deadline Extension (Minn. Stat. §§62E.23
and 62E.24).

NOW, THEREFORE, IT IS HEREBY ORDERED,

1. In order to provide relief or safe harbor from legal obligations with respect to
licensees or other persons regulated by the Department of Commerce, or to ensure continuity
of department operations and processes, the Commissioner has delayed, stayed, or waived the
deadlines and requirements set forth in Regulatory Guidance 20-16, which is incorporated into
and made part of this Order.

2. Each modification set forth in Regulatory Guidance 20-16 shall treat all similarly
situated persons equally.

3. A determination that any modification set forth in Regulatory Guidance 20-16 as
invalid will not affect the enforceability of any other modification set forth in the above
Regulatory Guidance. Rather, the invalid portion will be modified to the extent necessary so that it is enforceable.

4. The Commissioner may amend Regulatory Guidance 20-16 as needed.

This Order shall be effective upon signature by or on behalf of the Commissioner.

Date: April 13, 2020

By: STEVE KELLEY
COMMISSIONER
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