

December 20, 2023

VIA EFILING ONLY

Terri Thorson
Attorney at Law
Department of Commerce
85 Seventh PI E Ste 280
Saint Paul, MN 55105
terri.thorson@state.mn.us

**Re: *In the Matter of the Proposed Amendments to Rules Governing
Small Corporate Offering Registration Statement, Minnesota
Rules 2876.3021
OAH 65-9009-39659; Revisor R-4833***

Dear Ms. Thorson:

Enclosed herewith and served upon you by mail is the **ORDER ON REVIEW OF RULES UNDER MINN. STAT. § 14.388 AND MINN. R. 1400.2400** in the above-entitled matter. The amendments to the rule parts are exempt from the rulemaking requirements of Minn. R. ch. 1400 (2023) pursuant to the good cause exemption in Minn. Stat. § 14.388, subd. 3 (2022).

With the approval of the adopted rules, the Office of Administrative Hearings has closed this file and is returning the rule record to the Department so that the Department can maintain the official rulemaking record in this matter as required by Minn. Stat. § 14.365 (2022). Upon submission to the Office of Administrative Hearings of the Department's signed order approving the rules, the Office of Administrative Hearings will file the rules with the Secretary of State. The Department's next step is to arrange for publication of the proposed amendments in the State Register as required by Minn. Stat. § 14.388, subd. 1 (2022).

If you have any questions regarding this matter, please contact William Moore at (651) 361-7893, william.t.moore@state.mn.us or via facsimile at (651) 539-0310.

Sincerely,



NICHOLE HELMUELLER
Legal Assistant

Enclosure

cc: Legislative Coordinating Commission
Ryan Inman

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Proposed Exempt
Rules of the Department of Commerce
Governing Small Corporate Offering
Registration Statement, Minnesota Rules,
Part 2876.3021

**ORDER ON REVIEW
OF RULES UNDER
MINN. STAT. § 14.388
AND MINN. R. 1400.2400**

This matter came before Administrative Law Judge Ann C. O'Reilly upon the request of the Minnesota Department of Commerce (Department) for a legal review of the above-entitled rules under Minn. Stat. § 14.388 (2022) and Minn. R. 1400.2400 (2023).

On December 11, 2023, the Department filed required documents with the Office of Administrative Hearings seeking review and approval of its proposed rule. The public comment period closed on December 18, 2023, and the record closed on that date. No comments were received.

Based upon a review of the written submissions by the Department,

IT IS HEREBY DETERMINED THAT:

1. The Department has the statutory authority to adopt the rules using the good cause exempt rulemaking process pursuant to Minn. Stat. § 14.388, subd. 1(3).
2. The rule amendments comply with the procedural requirements of Minn. Stat. §§ 14.386(a)(1)-(4), .388 (2022), and Minn. R. 1400.2100 A, D-G, .2400 (2023).

IT IS HEREBY ORDERED THAT:

The adopted rules are **APPROVED**.

Dated: December 20, 2023



ANN C. O'REILLY
Administrative Law Judge