

October 21, 2024

VIA EFILING ONLY

Ian Lewenstein
Rulemaking Manager
Department of Corrections
1450 Energy Park Dr
Saint Paul, MN 55108
ian.lewenstein@state.mn.us

Re: *In the Matter of the Adopted Exempt Permanent Rules Relating to Restrictive Procedures and Searches in Juvenile Detention Facilities*
OAH 22-9051-39958; Revisor R-4862

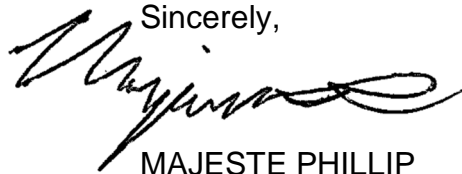
Dear Ian Lewenstein:

Enclosed herewith and served upon you is the **ORDER ON REVIEW OF RESUBMITTED RULES UNDER MINN. STAT. § 14.386 AND MINN. R. 1400.2400** in the above-entitled matter.

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. 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 's next step is to arrange for publication of the proposed amendments in the State Register as required by Minn. Stat. § 14.386(a)(4).

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,



MAJESTE PHILLIP
Legal Assistant

CLM:mp
Enclosure
cc: Legislative Coordinating Commission
Ryan Inman

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Adopted Exempt
Permanent Rules Relating to Restrictive
Procedures and Searches in Juvenile
Detention Facilities

**ORDER ON REVIEW OF
RESUBMITTED RULES UNDER
MINN. STAT. § 14.386
AND MINN. R. 1400.2400**

This matter came before Administrative Law Judge Christa L. Moseng upon the application of the Minnesota Department of Corrections (Department) for a legal review under Minn. Stat. § 14.386 (2024).

On October 7, 2024, the Department filed documents with the Office of Administrative Hearings seeking review and approval of the above-entitled rules under Minn. Stat. § 14.386 and Minn. R. 1400.2400 (2023).

On October 11, 2024, the undersigned disapproved a portion of the rules in an Order on Review of Rules Under Minn. Stat. 14.386 and Minn. R. 1400.2400 (Prior Order) and recommended changes that would comply with statute and rule.

On October 14, 2024, the Department resubmitted the rules, incorporating the changes recommended by the undersigned.

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

IT IS HEREBY DETERMINED THAT:

1. The resubmitted rules were adopted in compliance with the procedural requirements of Minnesota Statutes, Chapter 14 (2024), and Minnesota Rules, Chapter 1400 (2023).

2. According to 2023 Minn. Laws Ch. 52, Art. 11, § 34, the Department has the statutory authority to adopt these proposed rules using the exempt rulemaking process.

IT IS HEREBY ORDERED THAT:

The adopted rules are **APPROVED**.

Dated: October 21, 2024



CHRISTA L. MOSENG
Administrative Law Judge