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State of Minnesota  
HOUSE OF REPRESENTATIVES  
NINETIETH SESSION

H. F. No. **2235**

03/08/2017 Authored by Metsa  
The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform

1.1 A bill for an act  
1.2 relating to construction codes; modifying compliance with elevator codes for  
1.3 fourth-class cities; amending Minnesota Statutes 2016, section 326B.188.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2016, section 326B.188, is amended to read:

1.6 **326B.188 TIMELINE AND EXEMPTION FOR COMPLIANCE WITH**  
1.7 **ELEVATOR CODE CHANGES AFFECTING EXISTING ELEVATORS AND**  
1.8 **RELATED DEVICES.**

1.9 (a) This section applies to code requirements for existing elevators and related devices  
1.10 under Minnesota Rules, chapter 1307, where the deadline set by law for meeting the code  
1.11 requirements is January 29, 2012, or later.

1.12 (b) If the department or municipality conducting elevator inspections within its  
1.13 jurisdiction notified the owner of an existing elevator or related device of the code  
1.14 requirements before August 1, 2011, the owner may submit a compliance plan by December  
1.15 30, 2011. If the department or municipality did not notify the owner of an existing elevator  
1.16 or related device of the code requirements before August 1, 2011, the department or  
1.17 municipality shall notify the owner of the code requirements and permit the owner to submit  
1.18 a compliance plan by December 30, 2011, or within 60 days after the date of notification,  
1.19 whichever is later.

1.20 (c) Any compliance plan submitted under this section shall result in compliance with  
1.21 the code requirements by the later of January 29, 2012, or three years after submission of  
1.22 the compliance plan. Elevators and related devices that are not in compliance with the code

2.1 requirements by the later of January 29, 2012, or three years after the submission of the  
2.2 compliance plan may be taken out of service as provided in section 326B.175.

2.3 (d) When approved by the local building official, an elevator is not required to comply  
2.4 with the code requirements described in paragraph (a) for phase I and II operation if the  
2.5 elevator was installed prior to January 27, 2007, and is either in a residential condominium  
2.6 property having five or fewer floors not including the basement, or in any building having  
2.7 five or fewer floors located in a fourth-class city as defined in section 410.01.