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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. **4252**

03/26/2018   Authored by Howe and Theis
              The bill was read for the first time and referred to the Committee on Job Growth and Energy Affordability Policy and Finance
04/09/2018   Adoption of Report: Amended and re-referred to the Committee on Public Safety and Security Policy and Finance

1.1   A bill for an act

1.2   relating to the State Fire Code; requiring inspections by the state fire marshal of
1.3   places of public accommodation; creating a dedicated account in the special revenue
1.4   fund; appropriating money; amending Minnesota Statutes 2016, section 299F.391,
1.5   subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapter
1.6   299F.

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

1.8   Section 1. Minnesota Statutes 2016, section 299F.391, subdivision 1, is amended to read:

1.9   Subdivision 1. **Definitions.** For purposes of this section, the following definitions ~~shall~~

1.10   apply:

1.11   (a) "Lodging house" means any building or portion thereof containing not more than

1.12   five guest rooms which are used or intended to be used for sleeping purposes by guests and

1.13   where rent is paid in money, goods, labor or otherwise.

1.14   (b) "Hospital" has the meaning given it in section 144.50.

1.15   (c) "Hotel" means any building or portion thereof containing six or more guest rooms

1.16   intended or designed to be used, or which are used, rented, hired out to be occupied, or

1.17   which are occupied for sleeping purposes by guests, and which is required to be licensed

1.18   pursuant to chapter 157.

1.19   (d) "Nursing home" has the meaning given it in section 144A.01.

1.20   (e) "Place of public accommodation" means any publicly or privately owned facility

1.21   that is:

1.22   (1) designed for occupancy by 200 or more people;

Section 1.   1

2.1   (2) serves alcohol; and

2.2   (3) is not a lodging house, hospital, hotel, nursing home, school, place of worship, or

2.3 property owned or operated by a congressionally chartered veterans service organization.

2.4   ~~(e)~~ (f) "School" means any public or private school or educational institution.

2.5   Sec. 2. Minnesota Statutes 2016, section 299F.391, subdivision 2, is amended to read:

2.6   Subd. 2. **Requirements.** All hospitals, nursing homes, schools, lodging houses ~~and~~,

2.7 hotels, and places of public accommodation shall be operated and maintained in compliance

2.8 with the State Fire Code as promulgated pursuant to section 326B.02, subdivision 6.

2.9   Sec. 3. **[299F.48] INSPECTIONS OF PLACES OF PUBLIC ACCOMMODATION.**

2.10   Subdivision 1. **Definition.** For the purposes of this section, "place of public

2.11 accommodation" has the meaning given in section 299F.391, subdivision 1.

2.12   Subd. 2. **Inspections; fees.** The state fire marshal shall develop a plan to inspect every

2.13 place of public accommodation once every three years. The state fire marshal shall charge

2.14 the owner of each place of public accommodation a triennial inspection fee of $0.14 per

2.15 square foot for each building inspected. This fee includes two follow-up inspections or

2.16 on-site consultations. For each additional follow-up inspection conducted in the same

2.17 three-year cycle that is necessary to bring the place of public accommodation into compliance

2.18 with the State Fire Code, the state fire marshal shall charge the owner a fee of $0.05 per

2.19 square foot for each building inspected.

2.20   Subd. 3. **Special account; appropriation.** Money received by the State Fire Marshal

2.21 Division for this program must be deposited in the state treasury and credited to a state fire

2.22 marshal places of public accommodation inspection dedicated account in the special revenue

2.23 fund. All money in the state fire marshal places of public accommodation inspection

2.24 dedicated account is annually appropriated to the commissioner of public safety to operate

2.25 and administer this program.