

State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 878

02/16/2015 Authored by Hackbarth

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 elevators; providing an exemption from certain elevator code  
1.3 requirements; amending Minnesota Statutes 2014, section 326B.188.  
1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2014, 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  
1.10 devices under Minnesota Rules, chapter 1307, where the deadline set by law for meeting  
1.11 the code 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  
1.15 December 30, 2011. If the department or municipality did not notify the owner of an  
1.16 existing elevator or related device of the code requirements before August 1, 2011, the  
1.17 department or municipality shall notify the owner of the code requirements and permit  
1.18 the owner to submit a compliance plan by December 30, 2011, or within 60 days after  
1.19 the date of notification, 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  
1.23 code requirements by the later of January 29, 2012, or three years after the submission of  
1.24 the compliance plan may be taken out of service as provided in section 326B.175.

2.1 (d) An elevator is not required to comply with the code requirements described in  
2.2 paragraph (a) if the elevator was installed prior to January 27, 2007, in a residential common  
2.3 interest ownership property having five or fewer floors not including the basement.

2.4 **EFFECTIVE DATE.** This section is effective retroactive to January 29, 2012.