

1.1 **Department of Labor and Industry**

1.2 **Proposed Permanent Rules Relating to Manufactured Home Park Storm Shelters**

1.3 **1370.0100 PURPOSE.**

1.4 The purpose of parts 1370.0100 to ~~1370.0230~~ 1370.0361 is to provide minimum
 1.5 standards of design and construction of buildings to provide protection for manufactured
 1.6 home park ~~occupants~~ residents from tornadoes and extreme winds.

1.7 **1370.0110 SCOPE.**

1.8 Parts 1370.0100 to ~~1370.0230~~ 1370.0361 apply to buildings or portions of buildings
 1.9 that are designed for use as manufactured home park storm shelters.

1.10 **1370.0120 DEFINITIONS.**

1.11 Subpart 1. **Scope.** The definitions in this part apply to parts 1370.0100 to ~~1370.0230~~
 1.12 1370.0361.

1.13 Subp. 2. **Storm shelter.** "Storm shelter" means a structure or portion of a structure
 1.14 designed in compliance with parts 1370.0100 to ~~1370.0230~~ 1370.0361.

1.15 Subp. 3. **Dual purpose storm shelter.** "Dual purpose storm shelter" means a
 1.16 structure or portion of a structure designed for use as a storm shelter and also designed for
 1.17 ~~some other secondary permitted use~~ uses.

1.18 Subp. 3a. **FEMA 361.** "FEMA 361" means the Design and Construction Guidance
 1.19 for Community Shelters, FEMA 361, July 2000.

1.20 [For text of subp 4, see M.R.]

1.21 **1370.0130 APPLICABLE REQUIREMENTS.**

1.22 Subpart 1. **Incorporation by reference.** ~~"Interim Guidelines for Building Occupant~~
 1.23 ~~Protection from Tornadoes and Extreme Winds," TR-83A January 1980, sections 1~~
 1.24 ~~and 2,~~ "Design and Construction Guidance for Community Shelters," FEMA 361, July
 2.1 2000, published by the Federal Emergency Management Agency, Washington, D.C.,

2.2 is incorporated by reference except as amended by this chapter, and must be used to
2.3 determine design loads ~~and as a guide for use in~~ designing storm shelters. The document
2.4 is not subject to frequent change and is available: (1) in the Minnesota State Law Library;
2.5 (2) from the Printing and Publications Division, Federal Emergency Management Agency,
2.6 P.O. Box 8181, Washington, D.C. 20024; and from the Minnesota Department of Public
2.7 Safety, Division of Emergency Management, 85 State Capitol, Saint Paul, Minnesota
2.8 55155.

2.9 [For text of subp 2, see M.R.]

2.10 **1370.0140 PLANS, SPECIFICATIONS, PERMITS.**

2.11 Storm shelter plans, engineering calculations, diagrams, and other required data must
2.12 be prepared by a ~~registered~~ an architect or professional engineer licensed to practice
2.13 ~~in Minnesota~~ according to the Minnesota Board of Architecture, Engineering, Land
2.14 Surveying, Landscape Architecture, Geoscience, and Interior Design laws and rules.
2.15 For permit ~~procedures~~ requirements, see ~~section 106 of the Uniform Building Code,~~
2.16 ~~incorporated by reference in part 1305.0010~~ chapter 1300.

2.17 **1370.0150 SPACE REQUIREMENTS.**

2.18 A minimum of four square feet per ~~person~~ park resident must be provided within a
2.19 storm shelter. The square footage of the storm shelter is determined by the total number
2.20 of park residents. The total number of park residents is determined by the park owner,
2.21 architect, or professional engineer and must be included in plans and specifications
2.22 required by part 1370.0140. A ceiling height of not less than seven feet must be provided
2.23 over 60 percent of the floor area.

2.24 **1370.0160 REQUIRED EXITS.**

3.1 Subpart 1. **Exits; openings.** At least two exits must be provided in compliance with
3.2 chapter 10 of the Uniform International Building Code. The second exit from a single

3.3 purpose storm shelter may have an opening of at least nine square feet with a minimum of
3.4 20 inches in width and the bottom of the opening not more than 44 inches from the floor.

3.5 ~~Openings in the exterior walls of the shelter must be protected to prevent flying~~
3.6 ~~missiles from entering the interior of the shelter.~~

3.7 Subp. 2. **Disability access.** At least one of the exits must comply with chapter 1341,
3.8 Minnesota Accessibility for buildings and facilities Code.

3.9 [For text of subp 3, see M.R.]

3.10 **1370.0170 DRY INTERIOR.**

3.11 Provisions must be made to construct storm shelters outside of flood-prone areas
3.12 and other nonwater ponding areas and so that the interiors remain interior of the storm
3.13 shelter remains reasonably dry.

3.14 **1370.0180 UTILITY LINE HAZARDS LINES.**

3.15 ~~Hazardous utility lines must not be located in or near a storm shelter. The underground~~
3.16 ~~electrical service required by part 1370.0200 is exempt from this requirement. Only utility~~
3.17 ~~lines supplying the shelter with electricity, HVAC, plumbing, and telecommunications may~~
3.18 ~~be located in the shelter. The utility lines that supply the shelter must be underground and~~
3.19 ~~installed in accordance with the applicable chapter of the Minnesota State Building Code.~~

3.20 The shelter must not be located over or under electrical transmission, distribution, or
3.21 building services lines to other buildings.

3.22 **1370.0210 ILLUMINATION.**

3.23 Subpart 1. **Minimum illumination.** At least five foot candles of illumination must
3.24 be provided at floor level inside the storm shelter and at exits.

4.1 Subp. 2. **Source.** An emergency lighting system must be supplied from storage
4.2 batteries or an on-site generator installed in accordance with the requirements of the
4.3 ~~National Electrical Code, incorporated by reference in chapter 1315.~~

4.4 **1370.0230 SANITATION FACILITIES AND DRINKING WATER.**

4.5 Sanitation facilities and water for drinking are not required for storm shelters.

4.6 **1370.0361 FEMA 361.**

4.7 Subpart 1. FEMA 361 Chapter 1. FEMA 361 Chapter 1, Introduction, is deleted
4.8 in its entirety.

4.9 Subp. 2. FEMA 361 Chapter 2. FEMA 361 Chapter 2, Protection Objectives,
4.10 is deleted in its entirety.

4.11 Subp. 3. FEMA 361 Chapter 3. FEMA 361 Chapter 3, Characteristics of Tornadoes
4.12 and Hurricanes, is amended by deleting subsections 3.2.2, Hurricanes, and 3.2.3,
4.13 Typhoons, in their entirety.

4.14 Subp. 4. FEMA 361 Chapter 7. FEMA 361 Chapter 7, Additional Considerations,
4.15 is amended by deleting section 7.2, Seismic Hazard Conditions, in its entirety.

4.16 **Subp. 5. FEMA 361 Chapter 8.**

4.17 A. FEMA 361 Chapter 8, Human Factors Criteria, is amended by deleting
4.18 section 8.2, Square Footage/Occupancy Requirements, in its entirety.

4.19 B. FEMA 361 Chapter 8 is amended by deleting Section 8.4, Lighting, in its
4.20 entirety.

4.21 C. FEMA Chapter 8 is amended by deleting Section 8.5, Occupancy Duration,
4.22 in its entirety.

4.23 D. FEMA Chapter 8 is amended by deleting Section 8.6, Emergency Provisions,
4.24 in its entirety.

5.1 Subp. 6. FEMA 361 Chapter 9. FEMA 361 Chapter 9, Emergency Management
5.2 Considerations, is deleted in its entirety.

5.3 Subp. 7. **FEMA 361 Chapter 10.** FEMA 361 Chapter 10, Design Commentary, is
5.4 amended by deleting subsections 10.2.2, Design Wind Speeds for Hurricanes, and 10.2.3,
5.5 Wind Speeds for Alaska, in their entirety.

5.6 Subp. 8. **FEMA 361 Appendix A.** FEMA 361 Appendix A, Benefit/Cost Analysis
5.7 Model for Tornado and Hurricane Shelters, is deleted in its entirety.

5.8 Subp. 9. **FEMA 361 Appendix C.** FEMA 361 Appendix C, Case Study I -
5.9 Stand-Alone Community Shelter (North Carolina), is deleted in its entirety.

5.10 Subp. 10. **FEMA 361 Appendix D.** FEMA 361 Appendix D, Case Study II - School
5.11 Shelter Design (Kansas), is deleted in its entirety.

5.12 **REPEALER.** Minnesota Rules, parts 1370.0190; and 1370.0220, are repealed.

5.13 **EFFECTIVE DATE.** These amendments are effective 180 days after filing with the
5.14 secretary of state or five working days after publication of the notice of adoption in the
5.15 State Register, whichever occurs later.