

CHAPTER 1360
DEPARTMENT OF ADMINISTRATION
MINNESOTA STATE BUILDING CODE
PREFABRICATED BUILDINGS

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1360.0100 TITLE AND SCOPE.

Subpart 1. [Repealed, 20 SR 2290(NO. 43)]

Subp. 2. **Purpose.** The purpose of this chapter is to govern the construction of, and provide for the certification of, prefabricated buildings for those manufacturers who construct not more than three prefabricated buildings for permanent installation in Minnesota in a calendar year. Manufacturers of prefabricated buildings other than those regulated by this chapter or that produce more than three prefabricated buildings for permanent installation in Minnesota in a calendar year, must comply with the industrial/modular buildings rules, chapter 1361.

Statutory Authority: *MS s 16B.61*

History: *20 SR 2290(NO. 43)*

1360.0200 DEFINITIONS.

[For text of subpart 1, see M.R.]

Subp. 2. **Approved.** "Approved" as it applies to off-site construction of prefabricated buildings means approved by the state building inspector.

Subp. 3. [Repealed, 20 SR 2290(NO. 43)]

Subp. 4. [Repealed, 20 SR 2290(NO. 43)]

[For text of subs 5 to 8, see M.R.]

Subp. 9. [Repealed, 20 SR 2290(NO. 43)]

Subp. 10. [Repealed, 20 SR 2290(NO. 43)]

Subp. 11. [Repealed, 20 SR 2290(NO. 43)]

[For text of subs 12 and 14, see M.R.]

Subp. 14a. **Manufacturer.** "Manufacturer" means any person or firm engaged in the manufacturing of not more than three prefabricated buildings per single location for permanent installation in Minnesota in a calendar year.

Subp. 15. **Prefabricated building.** "Prefabricated building" means any building or building module intended for use as an R-3, one- or two-family dwelling, or a U-1, accessory building, which is of closed construction and which is constructed, on or off the building site, for installation, or assembly and installation, on the building site, but does not include relocatable contractors offices or storage buildings that are 1,500 square feet or less in floor area, that are designed for temporary use by a contractor at a construction site, that are not to be used by the general public or as a sales office, and that will be removed prior to or upon completion of the construction project.

[For text of subp 16, see M.R.]

Subp. 17. [Repealed, 20 SR 2290(NO. 43)]

Subp. 18. [Repealed, 20 SR 2290(NO. 43)]

[For text of subp 19, see M.R.]

Statutory Authority: *MS s 16B.61*

History: *20 SR 2290(NO. 43)*

1360.0300 APPROVAL.

Subpart 1. Responsibility; plan review. The state building inspector has the responsibility for approving prefabricated buildings for compliance with the code. This responsibility may be delegated to approved local enforcement agencies.

Approvals expire when there are revisions to the code under which the approval was granted. At that time the manufacturer must submit entire new documentation for evaluation and approval, or submit evidence that the plans as approved are in compliance with the code as revised.

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

Statutory Authority: *MS s 16B.61*

History: *20 SR 2290(NO. 43)*

1360.0400 INSPECTION.

The state building inspector reserves the responsibility for inspecting prefabricated buildings and building components for compliance with the code. The state building inspector may delegate such responsibility to approved local enforcement agencies.

Statutory Authority: *MS s 16B.61*

History: *20 SR 2290(NO. 43)*

1360.0600 [Repealed, 20 SR 2290(NO. 43)].**1360.0800 TESTING.**

The state building inspector may require that specific components, systems, or processes be tested. Tests must be performed by a qualified testing agency. The tests and procedures must be reviewed by the state building inspector to assure compliance with the code.

Statutory Authority: *MS s 16B.61*

History: *20 SR 2290(NO. 43)*

1360.0900 INSPECTION.

[For text of subpart 1, see M.R.]

Subp. 2. [Repealed, 20 SR 2290(NO. 43)]

Subp. 3. [Repealed, 20 SR 2290(NO. 43)]

Subp. 4. Damaged prefabricated buildings. Prior to the installation of a damaged prefabricated building, the installer, transporter, building official, owner, or manufacturer shall notify the state building inspector who shall inspect, or cause to be inspected, prefabricated buildings which have been damaged and take action with regard to those buildings.

The state building inspector shall require prefabricated buildings which are so damaged as to no longer comply with the code to be brought into compliance promptly. If those buildings are not brought into compliance with the code within a reasonable time, or if they are so damaged that they cannot be brought into compliance, the state building inspector shall order that the seals be removed from the buildings. Irreparably damaged buildings must be disposed of in accordance with applicable law.

Subp. 5. [Repealed, 20 SR 2290(NO. 43)]

Subp. 6. [Repealed, 20 SR 2290(NO. 43)]

Statutory Authority: *MS s 16B.61*

History: *20 SR 2290(NO. 43)*

1360.1300 BUILDING PERMITS.

Subpart 1. Application for permit. An application for a building permit to a local building official for the installation of prefabricated buildings pursuant to this code must in addition to any other requirements contain:

A. a statement that application is made for permission to install prefabricated buildings in accordance with the provisions of the code, signed by the applicant or the applicant's agent with the appropriate address;

B. a copy of the site and building plans and specifications and evidence of plan approval by the state building inspector; and

C. the information required on the data plate (part 1360.2400).

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

Statutory Authority: *MS s 16B.61*

History: 20 SR 2290(NO. 43)

1360.1500 CHANGES TO APPROVED PLANS.

A manufacturer who proposes or is required to change approved plans or installation instructions shall request approval of the changes in writing and work may not commence until written approval is received.

Statutory Authority: *MS s 16B.61*

History: 20 SR 2290(NO. 43)

1360.1600 CHANGE OF OWNERSHIP, NAME, OR ADDRESS.

In the event of a change in the ownership, name, or office address of any manufacturer, the manufacturer shall notify the state building inspector or the local enforcement agency in writing within ten days.

Statutory Authority: *MS s 16B.61*

History: 20 SR 2290(NO. 43)

1360.1700 [Repealed, 20 SR 2290(NO. 43)]

1360.1800 NONCOMPLIANCE.

Noncompliance with the provisions of the code or unauthorized deviation from the approved plans or production procedures may be cause for revocation of the plan approval.

Statutory Authority: *MS s 16B.61*

History: 20 SR 2290(NO. 43)

1360.1900 SEALS.

Subpart 1. **R-3 and U-1 occupancies.** For R-3 and U-1 occupancies, each prefabricated building manufactured pursuant to the code must have permanently attached in a location shown on the approved plans a state seal evidencing certification of compliance with the code by the manufacturer.

Subp. 2. [Repealed, 20 SR 2290(NO. 43)]

Statutory Authority: *MS s 16B.61*

History: 20 SR 2290(NO. 43)

1360.2000 ISSUANCE.

A seal must be issued by the state building inspector to the manufacturer upon final inspection approval. All seals must be serially numbered.

Statutory Authority: *MS s 16B.61*

History: 20 SR 2290(NO. 43)

1360.2100 [Repealed, 20 SR 2290(NO. 43)]

1360.2200 [Repealed, 20 SR 2290(NO. 43)]

1360.2300 [Repealed, 20 SR 2290(NO. 43)]

1360.2500 PLAN APPROVAL PROCEDURES.

Plan approval must be obtained from the state building inspector for all prefabricated buildings.

Applications, plans, specifications, and other documentation must be submitted in sufficient copies as required. Applications must be made in letter form. All documentations and plans must indicate the manufacturer's name, office address, and address of manufacturing facility.

Manufacturers shall submit plans showing all elements relating to specific systems on properly identifiable sheets. Each plan must bear the signature and seal of an approved regis-

tered architect or professional engineer where required. The plan must indicate the method of evaluation and inspection for all required on-site testing of the systems. Plans must designate all work to be performed on site, including connections of all systems, equipment, and appliances and all work performed in the plant. A three-inch by four-inch clear rectangular space must be provided on all sheets of plans near the title box for the stamp of approval.

The design of plumbing, electrical, heating, and mechanical systems or any structural design or method of construction and data must be in accordance with the Minnesota State Building Code. Grade, quality, and identification of all materials must be specified. Design calculations and test reports must be submitted when required. Plans must be drawn to scale and indicate the location of the approved seal and data plate.

Statutory Authority: *MS s 16B.61*

History: 20 SR 2290(NO. 43)

1360.2600 PRODUCTS MANUFACTURED IN MORE THAN ONE LOCATION.

If the manufacturer produces the same products at more than one facility, the manufacturer shall provide such additional copies of documentation as may be required.

Statutory Authority: *MS s 16B.61*

History: 20 SR 2290(NO. 43)

1360.2700 NONCONFORMING APPLICATION AND PLANS.

In the event that an application is determined to be unsuitable for processing prior to plan check, the applicant must be notified in writing of the unsuitability and the reason for the unsuitability within 30 days of the date the application is received by the state building inspector.

Statutory Authority: *MS s 16B.61*

History: 20 SR 2290(NO. 43)

1360.2800 EVIDENCE OF PLAN APPROVAL.

Plan approvals must be evidenced by the stamp of approval of the state building inspector or the approved local enforcement agency if delegated as authorized by part 1360.0300, subpart 1. One copy of all approved documentation must be returned to the manufacturer.

Statutory Authority: *MS s 16B.61*

History: 20 SR 2290(NO. 43)

1360.2900 [Repealed, 20 SR 2290(NO. 43)]

1360.2910 [Repealed, 20 SR 2290(NO. 43)]

1360.3000 [Repealed, 20 SR 2290(NO. 43)]

1360.3100 REQUIREMENTS FOR MANUFACTURER.

Subpart 1. [Repealed, 20 SR 2290(NO. 43)]

Subp. 2. [Repealed, 20 SR 2290(NO. 43)]

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

Statutory Authority: *MS s 16B.61*

History: 20 SR 2290(NO. 43)

1360.3200 [Repealed, 20 SR 2290(NO. 43)]

1360.3300 [Repealed, 20 SR 2290(NO. 43)]

1360.3400 [Repealed, 20 SR 2290(NO. 43)]

1360.3500 [Repealed, 20 SR 2290(NO. 43)]

1360.3600 FEES.

Subpart 1. **Form and amount of payment.** All fees must be in the form of checks or money orders payable to "Minnesota State Treasurer," and addressed to: State of Minnesota

Department of Administration, Building Codes and Standards Division, 408 Metro Square Building, Seventh and Robert Streets, Saint Paul, Minnesota 55101.

The seal fee is \$30 per seal. The replacement seal fee for damaged or lost seals is \$10 per seal. For all other work performed by the Minnesota Building Codes and Standards Division such as, but not limited to, the review of plans, specifications, and inspection, fees must be charged based on the fee schedule in part 1302.0600. Travel expense must be charged at the rates established for state employees by the commissioner of administration.

Subp. 2. [Repealed, 20 SR 2290(NO. 43)]

Statutory Authority: *MS s 16B.61*

History: *20 SR 2290(NO. 43)*