

# FACT SHEET: MN ACCESSIBILITY CODE ENFORCEMENT

## MINNESOTA DEPARTMENT OF LABOR AND INDUSTRY

### THE MINNESOTA ACCESSIBILITY CODE IS REQUIRED TO BE ENFORCED STATEWIDE

- See Minnesota Statute § 326B.16 [www.revisor.mn.gov/statutes/?id=326B.16](http://www.revisor.mn.gov/statutes/?id=326B.16).

### RESPONSIBILITY FOR MINNESOTA ACCESSIBILITY CODE ENFORCEMENT

- The municipal building official is responsible for enforcement of the Minnesota Accessibility Code in code-enforced areas.
- Statutory or Home Rule Charter Cities that have not adopted the State Building Code are responsible for enforcement of the Minnesota Accessibility Code.
- The county is responsible for enforcement of the Minnesota Accessibility Code in all other towns and townships that have not adopted the State Building Code.



### QUALIFICATIONS REQUIRED

Persons enforcing the Minnesota Accessibility Code must be certified as a Minnesota building official, limited building official or accessibility specialist. The municipality must identify a person certified to administer and enforce the Accessibility Code, either by:

- Entering into a joint powers agreement with another municipality that has adopted the State Building Code;
- Contracting with a properly certified individual; or
- Hiring properly certified staff.

### DUTIES OF ACCESSIBILITY CODE ENFORCEMENT

- Review applications, issue permits and maintain records;
- Verify plans are certified by Minnesota-licensed design professionals;
- Review plans and specifications to verify code compliance; and
- Inspect and approve construction for code compliance.

### EXAMPLES WHERE ACCESSIBILITY IS REQUIRED

- Routes to, into, through and between areas of buildings, facilities and site amenities
- Parking spaces and building entrances
- Restrooms, bathing rooms, changing rooms and locker rooms
- Service and check-out counters, information/ticket/registration counters
- Dwelling units and sleeping units in lodging and apartment facilities
- Seating in assembly spaces such as theaters, movies, grandstands etc.
- Pools, recreational boating facilities/docks, fishing piers/platforms

View the Minnesota Accessibility Code at <https://codes.iccsafe.org/content/MNAC2020P1>.