



MINNESOTA DEPARTMENT OF  
**LABOR & INDUSTRY**



# Quick Reference Guide To Care Facilities in Minnesota

**2007 Minnesota State Building Code &  
2007 Minnesota State Fire Code**

**2007 MSBC & MSFC  
Table 1.1**

**Quick Reference Guide to Day Care Facilities in Minnesota**

See the Minnesota State Building Code and the Minnesota State Fire Code for verification of applicable construction requirements.

Type of Licensed Facility	MN Rule (MR) Or Statute (Ms)	Number of Occupants	2007 MSBC Occupancy Classification	State Regulatory Agency	Fire Sprinkler Requirements (5)	Accessibility MN Rule 1341	
<b>Child Care (Day Care)</b> < 24 hours per day	<b>Family Child Care Home(6)</b>	MS 245A & MR 9502.0300-9502.0445	10 occupants maximum with ≤ 6 below school age	R-3	DHS	> 9250 sq. ft. (3) (7)	Not Required
	<b>Group Child Care Home(6)</b>	MS 245A & MR 9502.0300-9502.0445	11-14 occupants maximum	R-3	DHS	> 9250 sq. ft. (3) (7)	Not Required
	<b>Child Care Center</b>	MS 245A & MR 9503.0005-9503.0170	>5 but ≤ 100 children ≤ 2.5 yrs. of age & each room at, and with, an exit at the level of exit discharge	E	DHS	Fire Area > 20,000 sq. ft. (1) (8)	Required
	<b>Child Care Center</b>	MS 245A & MR 9503.0005-9503.0170	More than 5 children > 2.5 yrs of age	E	DHS	Fire Area > 20,000 sq. ft. (1) (8)	Required
	<b>Child Care Center</b>	MS 245A & MR 9503.0005-9503.0170	More than 5 children ≤ 2.5 yrs. of age	I-4	DHS	Required (1)	Required
<b>Adult Day Care</b> < 24 hours per day	<b>Family Adult Day Services(6)</b>	MS 245A.143	≤ 8 impaired adults	R-3	DHS	> 9250 sq. ft. (3) (7)	Not Required
	<b>Adult Daycare Center</b>	MS 245A & MR 9555.9600-9555.9730	6 or more occupants, all may – or may not be capable of self-preservation	I-4	DHS	Required (1)	Required
	<b>Adult Daycare Center</b>	MS 245A & MR 9555.9600-9555.9730	6 or more occupants – but having no more than 50% of the occupants who are not capable of self-preservation	E	DHS	Required when any Fire Area exceeds 20,000 Sq. Ft. (1) (8)	Required

**Footnotes:**

- (1) An NFPA 13 fire sprinkler system is required per code.
- (2) A NFPA 13 or 13-R fire sprinkler system is required per code
- (3) An NFPA 13, 13-R or 13-D fire sprinkler system is required per code.
- (4) No 'Personal Care Service' provided
- (5) Refer to license for special sprinkler installation requirements
- (6) Usually within the caregivers residence
- (7) Combined area on all floors, including mezzanines
- (8) See MN Rules, Chapter 1306 Special Fire Protection Systems for more restrictive thresholds if adopted by municipality

**Additional Resources**

For MN Statute or MN Rule see: [www.revisor.leg.state.mn.us/pubs/](http://www.revisor.leg.state.mn.us/pubs/)

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**Key:**

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Table 1.2

Quick Reference Guide to **Supervised Living Facilities (SLF)** in Minnesota

See the Minnesota State Building Code and the Minnesota State Fire Code for verification of applicable construction requirements.

Type of Facility	MN Rule (MR) Or Statute (Ms)	Number of Residents	2007 MSBC Occupancy Classification	State Regulatory Agency	Fire Sprinkler Requirements (5)	Accessibility MN Rule 1341	
<b>Supervised Living Facilities</b>	<b>Class A-1</b>	MS 144.56 & MR 4665	6 or fewer residents – all of whom are capable of self-preservation	R-3	MDH	> 9250 sq. ft. (3) (7)	Required > 3 resident sleeping units
	<b>Class A-2</b>	MS 144.56 & MR 4665	7 - 16 residents – all of whom are capable of self-preservation	R-4	MDH	> 9250 sq. ft. (3) (7)	Required
	<b>Class A-2</b>	MS 144.56 & MR 4665	More than 16 residents – all of whom are capable of self-preservation	I-1	MDH	Required (2)	Required
	<b>Class B-1</b>	MS 144.56 & MR 4665	6 or fewer residents – all of whom may not be capable of self-preservation	R-3	MDH	Required (3)	Required > 3 resident sleeping units
	<b>Class B-2</b>	MS 144.56 & MR 4665	7 - 16 residents – all of whom may not be capable of self-preservation	R-4	MDH	Required (3)	Required
	<b>Class B-3</b>	MS 144.56 & MR 4665	More than 16 residents – all of whom may not be capable of self-preservation	I-2	MDH	Required (1)	Required

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- (2) A NFPA 13 or 13-R fire sprinkler system is required per code
- (3) An NFPA 13, 13-R or 13-D fire sprinkler system is required per code.
- (4) No 'Personal Care Service' provided
- (5) Refer to license for special sprinkler installation requirements
- (6) Usually within the caregivers residence
- (7) Combined area on all floors, including mezzanines

**Key:**

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### Table 1.3

## Quick Reference Guide to **Hospice & Foster Care Facilities** in Minnesota

See the Minnesota State Building Code and the Minnesota State Fire Code for verification of applicable construction requirements.

Type of Facility	MN Rule (MR) Or Statute (Ms)	Number of Residents	2007 MSBC Occupancy Classification	State Regulatory Agency	Fire Sprinkler Requirements (5)	Accessibility MN Rule 1341	
<b>Hospice</b>	<b>Residential Hospice Facility(8)</b>	MS 144A.75 & MR 4664	1 - 5 terminally ill persons	R-3	MDH	Required (3)	Required > 3 sleeping units, exception for resident bathrooms
	<b>Residential Hospice Facility(8)</b>	MS 144A.75 & MR 4664	6 - 12 terminally ill persons	R-4	MDH	Required (3)	Required, exception for resident bathrooms
<b>Adult Foster Care</b>	<b>Family Adult Foster Care Home(6)</b>	MS 245A & MR 9555.5105-9555.6265	1 – 5 Impaired Adults	R-3	DHS	>9250 sq. ft. (3) (7)	Required > 3 resident sleeping units
<b>Child Foster Care</b>	<b>Foster Care(6)</b>	MS 245A & MR 2960.3000 – 2960.3340	1-6 Foster children w/o severe disability or assisted medical technology	R-3	DHS	Not Required	Not Required
	<b>Foster Care(6)</b>	MS 245A & MR 2960.3000-2960.3340	1 - 4 Foster children w/medical or special care services	R-3	DHS	>9250 sq. ft. (3) (7)	Not Required

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- (3) An NFPA 13, 13-R or 13-D fire sprinkler system is required per code.
- (4) No 'Personal Care Service' provided
- (5) Refer to license for special sprinkler installation requirements
- (6) Usually within the caregivers residence
- (7) Combined area on all floors, including mezzanines
- (8) If federally-certified shall also meet NFPA 101 chapters 18 & 19 as applicable.

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Table 1.4**

**Quick Reference Guide to Assisted Living & Housing with Services in Minnesota**

See the Minnesota State Building Code and the Minnesota State Fire Code for verification of applicable construction requirements.

Type of Facility	MN Rule (MR) Or Statute (Ms)	Number of Residents	2007 MSBC Occupancy Classification	State Regulatory Agency	Fire Sprinkler Requirements (5)	Accessibility MN Rule 1341	
<b>Assisted Living</b>	<b>Assisted Living Facility (See IBC 310)</b>	MS 144G	17 or more occupants all capable of self-preservation	I-1	Registered with MDH, Services Provided by MDH Licensed Class A or F Home Care Provider	Required (2)	Required
	<b>Assisted Living Facility (See IBC 310)</b>	MS 144G	6 – 16 occupants all capable of self-preservation	R-4	Registered with MDH, Services Provided by MDH Licensed Class A or F Home Care Provider	>9250 sq. ft. (3) (7)	Required
	<b>Assisted Living Facility (See IBC 310)</b>	MS 144G	1 – 5 occupants all capable of self-preservation	R-3	Registered with MDH, Services Provided by MDH Licensed Class A or F Home Care Provider	>9250 sq. ft. (3) (7)	Required > 3 resident sleeping units
<b>Housing with Services</b>	<b>Housing with Services</b>	MS 144D	1 - 5 Adults residents ≥ 80% 55 yrs of age unless registered under 144D.025	R-3	MDH	>9250 sq. ft. (3) (7)	Required > 3 resident sleeping units
	<b>Housing with Services</b>	MS 144D	6-16 Adults residents ≥ 80% 55 yrs of age unless registered under 144D.025	R-4	MDH	>9250 sq. ft. (3) (7)	Required
	<b>Housing with Services</b>	MS 144D	> 16 Adults residents ≥ 80% 55 yrs of age unless registered under 144D.025	I-1	MDH	Required (2)	Required

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- (5) Refer to license for special sprinkler installation requirements
- (6) Usually within the caregivers residence
- (7) Combined area on all floors, including mezzanines

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### Table 1.5

#### Quick Reference Guide to Boarding Care & Boarding and Lodging Facilities in Minnesota

See the Minnesota State Building Code and the Minnesota State Fire Code for verification of applicable construction requirements.

Type of Facility	MN Rule (MR) Or Statute (Ms)	Number of Residents	2008 MSBC Occupancy Classification	State Regulatory Agency	Fire Sprinkler Requirements (5)	Accessibility MN Rule 1341	
<b>Boarding Care</b>	<b>Boarding Care Home(6)</b>	MS 144.50 & MR 4655	5 Residents	R-3	MDH	>9250 sq. ft. (3) (7)	Required > 3 resident sleeping units
	<b>Boarding Care Home</b>	MS 144.50 & MR 4655	6-16 Residents	R-4	MDH	>9250 sq. ft. (3) (7)	Required
	<b>Boarding Care</b>	MS 144.50 & MR 4655	> 16 Residents	I-1	MDH	>9250 sq. ft. (2) (7)	Required
<b>Boarding and Lodging</b>	<b>Boarding &amp; Lodging</b>	MS 157 & MR 4625	≤ 5	R-3	MDH	>9250 sq. ft. (3) (7)	Required > 3 resident sleeping units
	<b>Boarding and Lodging</b>	MS 157.15 & MR 4625	6 or more	R-2	MDH	> 9250 sq. ft. (2) (7)	Required > 3 resident sleeping units
	<b>Boarding and Lodging</b>	MS 157.15 & MR 4625	< 30 Days or Bed & Breakfast with 6 or more guest rooms	R-1	MDH	> 9250 sq. ft. (2) (7)	Required
	<b>Boarding and Lodging</b>	MS 157.15 & MR 4625	< 30 Days or Bed and Breakfast with 5 or fewer guest rooms	R-3	MDH	> 9250 sq. ft. (3) (7)	If owner's residence, then not required. Otherwise, required > 3 guest rooms.

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## 2007 MSBC MSFC

### Table 1.6

**Quick Reference Guide to Senior Housing & Congregate Residence Facilities in Minnesota**  
See the Minnesota State Building Code and the Minnesota State Fire Code for verification of applicable construction requirements.

Type of Facility		MN Rule (MR) Or Statute (Ms)	Number of Residents	2008 MSBC Occupancy Classification	State Regulatory Agency	Fire Sprinkler Requirements (5)	Accessibility MN Rule 1341
<b>Senior Housing</b>	<b>Senior Housing (See IBC 310)</b>		Under the scope of the 2006 IBC and having more than 2 dwelling units	R – 2		>9250 sq. ft. <b>(2) (7)</b>	Required > 3 resident sleeping units
	<b>Senior Housing (See IBC 310)</b>		1 or 2 family dwelling units under the scope of the 2006 IBC	R – 3		>9250 sq. ft. <b>(3) (7)</b>	Required > 3 resident sleeping units
<b>Congregate Residence</b>	<b>Congregate Residence (4)</b>		≤ 16	R-3		>9250 sq. ft. <b>(3) (7)</b>	Required > 3 resident sleeping units
	<b>Congregate Residence (4)</b>		17 or more	R-2		> 9250 sq. ft. <b>(2) (7)</b>	Required > 3 resident sleeping units

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