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**Commonwealth of Massachusetts
Division of Occupational Licensure
Office of Public Safety and Inspections
Architectural Access Board
Subcommittee on Regulations**

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Subcommittee on Regulations Meeting Minutes – March 23, 2022
Teleconference

This meeting was open to the public and began approximately 10:05 AM.

Subcommittee member attendance:

Ana Julian
Carol Steinberg
Deborah Ryan
Jeff Dougan
Mike Kennedy
Elizabeth Myska
Patricia Mendez

Division of Professional Licensure Employees attendance:

William Joyce – AAB Executive Director (WJ)
James Plotkin – Legal Counsel (JP)
Bradley Souders – Office Support Specialist (BS)

JD opened the meeting for Roll Call:

CS, MK, PM, EM, DR, AJ

1. 10:07 AM Discussion of Minutes
 - CS motions to accept minutes, MK 2nds
 - Discussion:
 - DR wants future minutes to include more information
 - Table minutes discussion

10:16 AM Discussion of ADA/AAB formatting

- DR discusses challenges of wordsmithing/process
- CS: what will final document be called?
- DR discusses various accessibility standards (Texas, ADA, etc)
- JD discusses AAB format
- CS discusses maintenance feature of ground and floor surfaces
- CS discusses slip resistance issue with cobblestone surfaces
- MK discusses access issues with cobblestone, woodchips, etc
- JD brings discussion back to formatting of new regs
- JP: will investigate including Advisory Opinions in new regs



- DR: option for standalone section of previous advisory opinions?
- CS: broaden the 'maintenance' wording of section 3
- WJ reminds everyone there is a broader maintenance requirement in new regs
- JD wants to streamline how the subcommittee deals with each section
- AJ comments on formatting of AAB vs ADA, if we're going to do lists then we might do numbers instead of sub-letters, protruding objects and circulation path
- JP references Advisory Opinions and per the reading of the rules from the Commonwealth, suggests advisory opinions should not be included in the regulations themselves
- JD: next steps discussion
- WJ: we will refer to the manual style that we must use, bullets vs paragraphs are also for Complaint notices
- DR: take ADA sentences and convert them into a list if need be, AAB should use ADA language, questions about funding for this project, suggests taking public comments on ADA standards,
- WJ: No funding for this project, discussion of previous public comments
- PM agrees with bullets vs letters, question for 302.3 grating for elevators, 304.2: 1:48 vs a percentage
- Discussion about percentages of slope
- CS: most public comments were about inconsistencies between ADA and AAB versions
- WJ: the previous subcommittee has already completed the work of harmonizing the two versions
- DR: when language is the same, adopt ADA language
- CS: when language is the same, adopt AAB language
- WJ discusses substantiative differences between two versions and how there aren't that many, its mostly wordsmithing

11:22 AM 10-minute break

- CS does not want to defer wordsmithing to one person, does not want to defer to ADA for which language to use
- DR reiterates to adopt ADA for wordsmithing issues only and not substantive differences

11:50 AM

Motion to decide that if there is a non-substantive difference in language between ADA and AAB that 521 CMR language will be used by CS

2nd by MK

Discussion:

- WJ states there would be no real difference if we adopt ADA language
- DR states if there is no real difference other than words used then ADA language should be used
- CS wants to defer to AAB language when there is a difference

By Roll Call: CS/Y, MK/Y, PM/N, EM/N, DR/N, AJ/N,

Motion Fails

11:55 AM

Motion that when there are non-substantive changes within language, that ADA language is adopted, and to bring any substantive differences before the subcommittee by DR

2nd by AJ

By Roll Call: AJ/Y, DR/Y, EM/Y, PM/Y, MK/Y, CS/N

Motion Passes

JD: Next meeting will review the new formatting style

- WJ: Add section 300, 400, 500 on the agenda for next time

12:00 PM Discussion of Illustrations

- WJ: If there are differences in illustrations, then we should defer to 521 version. If ADA has illustrations that we don't have, then use those illustrations
- MK: agrees that there should be as many illustrations as possible, and maybe the goal at the end of the day to have one universal code book
- WJ: we should focus on what illustrations to be used as the last goal for the subcommittee to tackle
- CS: what is the status of illustrations created for proposed regs
- Table discussion and adoption of Minutes until 4/27 meeting

12:10 PM Public Comments

- JD: No one in audience for public comments

12:11 PM Agenda for next meeting

12:17 Motion to Adjourn by CS

2nd by DR

By Acclamation/Carried

12:18 PM end of meeting noted