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Subcommittee on Regulations**

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**Subcommittee on Regulations Meeting Minutes – April 27, 2022**  
**Teleconference**

This meeting was open to the public and began approximately 10:04 AM.

Subcommittee member attendance:

Ana Julian  
Carol Steinberg  
Deborah Ryan  
Jeff Dougan  
Mike Kennedy  
Elizabeth Myska  
Paul Logan

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, PL, EM, DR, AJ

1. 10:04 AM Opening Remarks
  - Opening remarks by Mary Mohon McCauley from MOD
  
2. 10:09 AM Review of Section 300 draft
  - JD opens review of Chapter 300 building blocks
  - Review of 302.1 General
  - DR: remove “including but not limited to” language but leave “maintained with materials” language
  - MK: Agrees with DR
  - CS: Disagrees with removing “including but not limited to” language
  - PL: Agrees with CS, wants DR to clarify her reasoning
  - DR: Remove “including but not limited to” and have “floor and ground surfaces” be a general definition
  - WJ: Pros and Cons of both arguments, but points out many do not read definitions
  - CS: Wants to move to accept draft language



- WJ: Is this for legal enforcement or for public consumption, this could influence whether to take it out or not
- JD: Sees both sides of arguments, but current language lets people know what falls under floor and ground surfaces
- PL: Agrees that people may not think ramps and curb cuts are ground and floor surfaces and errs on leaving it
- JD: Discussion about process: should we vote per item or on the whole document
- PL: Vote by section
- WJ: section by section makes most sense
- JD: opens the floor to motions for 302.1 General

3. 10:23 AM 302.1 General

Motion to Accept 302.1 General AS WRITEN BY CS

2ND BY PL

By Roll Call AJ/N, DR/N, EM/N, PL/Y, MK/Y, CS/Y, JD/Y

Motion passes

4. 10:26 AM Continued review of Section 300

- JD: 302.2 Carpet discussion, comparing two versions of the section
- WJ: reviews differences between the two versions
- CS: AAB version should be used due to it is more stringent than ADA
- DR: How is the edge of a carpet different than other edges
- WJ: Why is a quarter inch different for carpet than it is for hardwood floors
- CS: carpet is harder to use than other surfaces
- MK: Agrees with beveled language, even the smallest change in level can stop wheelchair user
- JD: discussion about edge of carpets, ADA uses standard change in level
- MK: Keeping language that is there now and ensuring that it applies to carpet
- JD: What is the big difference between the two
- WJ: goes over various differences between the two versions
- DR: only major difference is the 3/8 edge bevel, otherwise they are identical. Type of carpet: ADA language is easier to identify on a cut sheet, believes ADA language should be used as there is no major difference between the two
- AJ: Question for WJ about edging heights
- WJ: Major differences are edge strips and carpet padding
- CS: We agreed to choose AAB if its more stringent, perhaps we should add section B from ADA into the AAB section. Expresses importance of edging requirements for carpet edging
- WJ: Universal rules are easier to understand if they're standard across the board, worthwhile to say carpets are fundamentally different than most other surfaces because wheelchairs are harder to use on them, but there is value in one set of rules for everything
- PL: Agrees with WJ about universal rules but reiterates carpet is different than most surfaces and differences in height are major
- JD: ADA "B" is better than ADA's version of "A"
- WJ: discussion about padding requirements: AAB is 1/2 inch, ADA does not address
- PL: leave padding requirement in
- MK: agrees with padding requirement
- CS: discusses differences between "and" and "or" between different carpet types
- WJ: ADA carpet types are high density/non-absorbent
- WJ: Use ADA language, strike ADA A and E, add AAB D and E
- WJ: overview of ADA language with AAB trim and padding requirements



- CS: Reiterates choosing AAB over ADA
- DR: highlights two differences being edging trim and padding
- JD: Keeping the universal ½ edging rule but require it to be beveled: is that usable for someone in a wheelchair
- WJ: issue between the height of the carpet and beveling

5. 11:12 AM 302.2 Carpet language

Motion to adopt ADA language with universal ½ inch but beveled for carpet (red box in draft) by PL  
2nd by DR

By roll call CS/N, MK/Y, PL/Y, EM/Y, DR/Y, AJ/Y

Motion passes

6. 11:17 AM Continued discussion of Section 300

- CS: question about which AAB version we are reviewing
- WJ: Discussion about harmonization between 521 and other code standards, how we got to where we are today
- WJ: Paver section in 521, not in ADA
- DR: Placeholder for this section, let's move on to other sections

11:22 10-minute break

7. 11:32 AM Continued discussion of Section 300

- JD: introduces 303, changes in level
- WJ: 303 versions are effectively identical, except for paver section and differences in how changes in level greater than ½ inch are dealt with
- WJ: for changes greater than ½ inch, ADA says it needs to be ramped, AAB says curb cut walkway ramp elevator or platform lift

8. 11:35 303.4

Motion to adopt AAB language for 303.4 by DR

2nd by CS

By Acclamation/Carried

9. 11:36 AM Continued discussion of Section 300

- WJ: 304 Turning space, ADA says 1:48, AAB says 1:50
- WJ: main difference is change in level is minimal, question is how do we measure it
- CS: Defer to MK for questions about manual wheelchair users
- MK: differences are miniscule
- WJ: hard to detect difference between the two, it's a question of which is better for a measuring standard
- PL: Defer to ADA for this but unsure from an engineering perspective
- DR: 1:48 is 2%
- WJ: 1:48 is 2.08%, 1:50 is 2%
- JD: 1:50 would be easier for those actually measuring things in the field

10. 11:43 AM 304.2

Motion to use 1:50 by CS

2nd by MK

By roll call AJ/N, DR/N, EM/N, PL/N, MK/Y, CS/Y



Motion fails

11. 11:50 AM 304.2  
Motion to use 1:48 as a standard by PL  
2nd by DR  
By Acclamation/Carried
12. 11:50 AM Continued discussion of Section 300
  - WJ: 304.3.1, AAB utilizes “unless otherwise indicated”
13. 11:53 AM 304.3.1  
Motion to Accept AAB language by CS  
2nd by PL  
By Acclamation/Carried
14. 11:52 AM 305.4  
WJ: 305.4 AAB utilizes “unless otherwise indicated”
15. 11:53 AM 305.4  
Motion to Accept AAB language by CS  
2nd by PL  
By Acclamation/Carried
16. 11:53 AM 307 Protruding objects
  - WJ: AAB has exceptions for areas of sport activity
  - DR: might be talked about in scoping section
  - WJ: exception is drawn from scoping section, therefore there is no substantive difference
  - AJ: should we keep the exception in this section
  - DR: Agrees we should keep the exception in this section
  - AJ: 307.2 Protrusion limits: exception is not included
  - BS: That was a cut and copy mistake, it should be in the document
  - WJ: 308 is all the same but out of order
  - WJ: ADA 309 says little about operable parts, AAB has all of the exceptions in place
  - DR: 309.1, do we include all of these exceptions?
  - WJ: it may be worth including because something like a sink handle needs to comply with operable parts section
  - CS: it states it needs to comply with other sections
  - JD: Are we going to refer back to this section or will we keep it in the section
  - CS: you can't comply with clear floor space for operable parts for plumbing
17. 12:10 PM 309.1 operable parts language  
Motion to Accept AAB language by CS  
2nd by PL  
By Acclamation/Carried
18. 12:14 PM 309.2
  - WJ: 309.2 points you back to clear floor and ground space in ADA, in AAB it has a “unless otherwise specified” exception, it points to shower and tub controls
19. 12:16 PM 309.2



Motion to Accept “unless otherwise specified” language by CS

2nd by AJ

By Acclamation/Carried

20. 12:16 PM Location for operable parts

- WJ: ADA does not have 18 inch from corner rule
- JD: this may be presented as a warning in ADA
- WJ: do we need an exception for light switches
- WJ: Discussion of exemptions for light switches
- MK: What about electrical outlets on counters?
- JD: Discussion of Location section in operable parts
- WJ: No equivalent for the 18 inch rule in AAB
- CS: Advisory exempts some light switches?
- WJ: we exempted the ones that can't comply with both codes at the same time

21. 12:30 PM 309 Location

Motion to table until staff can identify light switch advisory opinion by CS

2nd by AJ

By Acclamation/Carried

22. 12:30 PM 309 Windows

- WJ: unclear if we are going to have a scoping section, so we should keep this section
- JD: Deal with last two items next meeting along with section 400

23. 12:33 PM Advisory Opinion

- JP: while there is no legal prohibition, the state does not want them included
- WJ: Could be a second book
- JD: could they be an appendix
- JP: Keep them completely separate, link to them if needed
- CS: Are we changing AAB jurisdiction?
- WJ: No
- CS: Agreed with JD that advisory opinions need to be a separate book
- AJ: ADA has advisory opinions children for sinks/toilet rooms?
- WJ: it's a guidance piece because in ADA its all included in the same section

24. 12:42 PM Minutes

Motion to Accept minutes by MK

2nd by EM

By Roll Call: CS/Y, MK/Y, PL/A, EM/Y, AJ/Y, DR/Y

25. 12:44 PM Public Comments

- Michael Muehe, BCIL: General comments agreeing with WJ for the need for people to refer to definitions and having words within the body of the text bold and italicized that these are defined words in the definition section, and the online version is hyperlinked to the definition section

12:52 PM

Motion to Adjourn by PL



2nd by CS  
By Acclamation/Carried

Respectfully submitted,  
Bradley Souders, Office Support Specialist