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BOARD OF BUILDING REGULATIONS AND STANDARDS
Public Minutes

February 13, 2024 @ 10 a.m. until approximately 1 p.m.

Virtual Meeting

Meeting was called to order at 10:06 AM

AGENDA

Roll Call, by BBRS Chair:

| | | | |
|------------------|---|-------------------------------|---|
| David Riquinha | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent | Tarica Leskiw | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent |
| Lisa Davey | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent | VACANT | <input type="checkbox"/> present <input checked="" type="checkbox"/> absent |
| Michael McDowell | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent | Atiya Rahim | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent |
| John Couture | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent | Sy Nguyen | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent |
| Jeffrey Clemons | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent | Sarah Wilkinson, or designee | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent |
| VACANT | <input type="checkbox"/> present <input checked="" type="checkbox"/> absent | Jon Davine, or designee | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent |
| Darien Crimmin | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent | Elizabeth Mahony, or designee | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent |

Regular Meeting Agenda

1. **Review \Vote** BBRS meeting minutes for January 9, 2024

Michael McDowell made a motion to approve the BBRS meeting minutes for January 9, 2024, pending the inclusion of the discussion regarding retracting the ESS memo being added as a future agenda item under items not reasonably anticipated. Lisa Davey second the motion. The motion passed unanimously. Tarica Leskiw abstained from the motion.

2. **Review \Vote** BOCC meeting minutes for January 2, 2024

Jeff Clemons made a motion to approve the BOCC meeting minutes for January 2, 2024. John Couture Seconded the motion. The motion passed unanimously.

3. **Review \Vote** BCAB meeting minutes for November 2, 2023, November 21, 2023, December 12, 2023, December 19, 2023, and January 4, 2024

Michael McDowell made a motion to approve the BCAB meeting minutes for November 2, 2023, November 21, 2023, December 12, 2023, December 19, 2023, and January 4, 2024. Lisa Davey second the motion. The motion passed unanimously.



4. **Review \Discuss** Public Hearings for February 14, 21, and 28, 2024.

Chair David Riquinha opened the item up to discussion of questions related to the public hearings. It was noted that board members are encouraged to ask clarifying questions during the hearings but were not to deliberate on the matters presented by the public. It was also clarified that there were no remote options to join the live meetings in Springfield and Boston. Board Counsel explained to the Board the next steps regarding reviewing submissions from the public hearings for the 10th edition of CMR 780 in the coming weeks. After the hearings and public comment period are concluded, the following regular monthly BBRS meeting will have an agenda item for the board members to discuss how they would like to act on the provided comments. It was stressed that should board members choose to act on items not already included in the redline version that was ready for review prior to the public hearing, another public hearing may need to be had or potentially another administrative review of the code changes, which would delay the adoption of the 10th edition.

5. **Review \ Discuss** Procedure for review of CSL waiver requests.

Counsel provided a description of the current process for reviewing CSL waiver requests. He noted staff review them and only place on the agenda requests which meet the code requirements for approval. He noted that historically the BBRS had not wanted to review the underlying documentation, which could include medical records and, if a closed discussion is necessary, would require additional procedural steps. He noted that the BBRS could use whatever process is desired, though currently the vote is only taken to ratify work done by staff. Michael McDowell made a motion to delegate the review of CSL Waiver Requests and Reinstatements to staff for review and approval with the forms approved during the month being provided for informational purposes. Darien Crimmin seconded the motion. A **Roll Call** vote was taken where David Riquinha voted **NO**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **NO**, Jeffrey Clemons voted **NO**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen voted **NO**, Richard Baldacci voted **NO**, Jon Davine voted **YES**, and Ian Finlayson voted **YES**. The motion passed 7 to 5.

6. **Review \Vote** C23-00048

Board Counsel reviewed this matter (C23-00048) in which an individual sought review of a disciplinary action against a CSL license. Counsel advised that if the members agreed with the hearing officer's decision, they could vote on the matter immediately, but if they wanted to deliberate and potentially amend the decision, a closed session would be necessary. Jeffrey Clemons made a motion to deny the request to review the appeal. John Couture seconded the motion. The motion passed unanimously.

7. **Review \Discuss** Board Counsel Report

All matters Counsel had to discuss with the board were addressed in previous items. Counsel inquired if Board members still had any questions related to the Hearings or CSL Waiver processes. No board members responded with questions, and no formal action was taken on this item.

8. **Review \Discuss** Report from BOCC Designee

As BBRS designee Andrew Bobola was not present, Jeffrey Clemons, member of the BOCC reported that a new Chair, Michael Giampietro, and Vice Chair, John Naff were voted at the last meeting. He

also informed the board that some forms for review by the BOCC are being updated by staff in collaboration with the BOCC to allow the review of requests to be more streamlined. He also confirmed that CEU confusion was being addressed and the website being updated with credit hours as applications were approved by the BOCC. Any discrepancies noted by a building official are recommended to be emailed bocc-ma@mass.gov utilizing forms found online for use by building officials to help rectify the discrepancy between the building officials own personal records and what staff has. John Couture encouraged those seeking credit hours to make an effort to ensure their penmanship was legible to avoid delays in updating their credit hours, and requested staff update Form A to require a building officials certification number. Acting Executive Director Andrew Bridges informed the board that Form A on the BOCC website had been updated to request certification numbers and all education groups are encouraged to utilize the new form.

9. **Review \Discuss** Executive Director Report

a. Construction Supervisor License totals for the month of January

Acting Executive Director Andrew Bridges informed the board that there were 116 initial CSLs, 1654 renewed CSLs, and 0 reinstated CSLs in the month of January.

b. Status of Subcommittees

Aside from BOCC and BCAB, any subcommittee meetings have been put on hold to accommodate the public hearings but would be resuming once the public hearings have concluded. Jeffrey Clemons asked when the CORI and Inspector Continuing Education Subcommittee would begin, and John Couture responded that these would likely begin being scheduled by the end of February or early March.

10. **Review \Vote** Construction Supervisor License Waivers

Jeffrey Clemons made a motion to accept the Construction Supervisor License Waivers as submitted. Michael McDowell seconded the motion. The motion passed unanimously.

11. **Discuss** other matters not reasonably anticipated 48 hours in advance of meeting.

A brief discussion was held regarding parking for the Boston Public Hearing on February 14th 2023. Jeffrey Clemons made a motion to adjourn the meeting. John Couture seconded the motion. The motion passed unanimously.

The meeting adjourned at 11:05 AM

Documents Used

BBRS Meeting Minutes for January 9, 2023

BOCC Meeting Minutes for January 2, 2023

BCAB meeting minutes for November 2, 2023, November 21, 2023, December 12, 2023, December 19, 2023, and January 4, 2024