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LARRY S. FISHER
CHAIRMAN

BOARD OF FIRE PREVENTION REGULATIONS
MINUTES OF BOARD MEETING
March 7, 2024 1:00 p.m.
Microsoft Teams Meeting

The following Board Members were present:

Larry Fisher
Jon Davine
Deputy Chief Edward Williams
Alfonso Ibarreta
Keith Pogarian
Paul Scheiner, Ph. D.
Kenneth Smith
Paul Kennedy
Patty Sheehan
Johnathan M. Eisenberg, P.E.

Chair, BFPR
State Fire Marshal
Deputy Chief Brockton Fire Department
Registered Professional Mechanical Engineer
Registered Professional Electrical Engineer
Graduate Fire Chemist
Blasting Association Member
Inspector of Wires
Building Official
Registered Professional Fire Protection Engineer

The following Board Members were absent:

Patrick Ellis
Chief Joseph Jackson

Chief Michael Newbury

Chief Richard Arruda

John Cox
John Correia

Boston Fire Commissioner
Fire Chief from a community with a population of more than 50,000
Fire Chief from a community with a population of 25,000 to 50,000
Fire Chief from a community with a population of less than 25,000
Chemical Engineer
Member of the Public

DFS Staffing were present:

Maribel Fournier
Mary Ann Smith
Brian Ingram
John Wood III
Glenn Rooney

Deputy Fire Marshal
Code Administrator, Fire Safety Division
Director, Division of Fire Safety
Code Compliance Officer, Fire Safety Division
General Counsel

Guests were present:

Jen Hoyt, Code Red Consultants
Chris Lizewski, Code Red Consultants
Janna Serafim, Code Red Consultants
Chief Justin Woodside
Steve Connolly, Tesla
Brian Hayes

Monthly Board Meeting

Meeting was opened at 1:01 p.m. by Larry Fisher, Chair.

Introductions, Mary Ann Smith called upon BFPR Members and DFS Staff to introduce themselves for the record.

1. Minutes from the February 1, 2024 meeting of BFPR submitted for approval.

Motion to approve the February 1, 2024, meeting minutes made by Paul Scheiner, Ph. D., seconded by Jonathan Eisenberg. All in favor. Motion Carries.

2. The Board has filled all vacant seats and is pleased to welcome Johnathan M. Eisenberg, P.E. who will fill the position of Registered Professional Fire Protection Engineer and Keith Pogarian who will fill the position of Registered Professional Electrical Engineer.

New Business

1. Code Change Proposal for 527 CMR 1.00: 52.9.4.1 submitted by Justin Woodside received on February 16, 2024 was reviewed by the Equipment Committee on January 29, 2024. The Committee requested that the Energy Storage Work Group review this document.

Mary Ann Smith, DFS Staff will work pull together members for the Energy Storage Work Group. She will reach out to past members of a previously established Energy Storage Work Group and pull new members to ensure proper representation from industry.

2. Code Change Proposal on 527 CMR 1.00: 13.7.4.3, submitted by Jake Nunnemacher on February 26, 2024 will be sent to the General Requirements Committee for review.
3. Code Change Proposal submitted by Chris Towski on February 26, 2024, Proposal 19, 527 CMR 1.00: 11.12.3.2.4.2.1 and Proposal 20, 527 CMR 1.00: Annex 11.3.2 will be sent to the General Requirements Committee for review.
4. Code Change Proposal submitted by Chris Towski on February 26, 2024, 527 CMR 1.00: 29.1.1.1 will be sent to the Occupancy Committee
5. Code Change Proposal submitted by Chris Towski on February 28, 2024, Proposal 22, 527 CMR 1.00, 41 will be sent to the Processing Committee.
6. Code Change Proposal submitted by Chris Towski on February 29, 2024, Proposal 23, 527 CMR 1.00: 11.3, Proposal 24, 527 CMR 1.00: 11.3, Proposal 25, 527 CMR 1.00: 11.3 will be sent to the General Requirements Committee

7. Code Change Proposal submitted by Jennifer Hoyt, P.E. on February 29, 2024, Proposal 1, 527 CMR 1.00: 16.2.17, Proposal 2, 527 CMR 1.00: 16.13.4, Proposal 3, 527 CMR 1.00: 16.24.3, Proposal 4, 527 CMR 1.00: 16.13.4 will be sent to the General Requirements Committee
8. Code Change Proposal for 527 CMR 1.00: 26.1.1 submitted by Janna Serafim on February 29, 2024 will be sent to the Occupancy Committee.
9. Code Change Proposal submitted by Abid Anwar on February 29, 2024, Proposal 1, 527 CMR 1.00: 11.12.3.1.3 will be sent to the General Requirements Committee.
10. Code Change Proposal submitted by Abid Anwar on February 29, 2024, Proposal 2, 527 CMR 1.00: 52.1.1.1 will be sent to the Equipment Code Committee.
11. Code Change Proposal for 527 CMR 1.00: 26.1.1.1 submitted by Mark Dunnigan on March 1, 2024 will be sent to the Occupancy Committee.

Old Business

Committee/ Reports

1. Administrative Code Committee

- a. *Meeting, January 17, 2024, Next Meeting, March 25, 2024*

No Action

2. General Requirements Code Committee

- a. **Minutes January 25, 2024**, Next Meeting, March 27, 2024

Motion to approve minutes from January 25, 2024 made by Jon Eisenberg, P.E., seconded by Paul Kennedy. All in favor. Motion Carries.

- b. Response to Code Change Proposal for 527 CMR 1.00: 11.12, from SEBANE, submitted by Nick d'Arbeloff on November 7, 2023.

Motion to accept code change proposal with changes from the General Requirements Committee made by Deputy Chief Ed Williams, seconded by Jon Eisenberg, P.E. All in favor. Motion Carries.

- c. Response to 527 CMR 1.00: 10.23.1 submitted by Chris Lizewski's on January 23, 2024.

Motion to accept the response to Chris Lizewski's request for interpretation made by Jon Eisenberg, P.E., seconded by Alfonso Ibarreta, 3 in favor, 1 abstain (Keith Pogarian), 6 not in favor (Patty Sheehan, Ken Smith, Paul Kennedy, Jon Eisenberg, P.E., Paul Scheiner, Ph. D., and Larry Fisher) Motion does not carry. This will go back to the Equipment Committee for further review.

- d. Response to Code Change Proposal submitted by Christopher Faucher on January 23, 2024.

- i. **Proposal 1**, 527 CMR 1.00: 11.5.1.10.5 (a)(b), 11.5.1.10.10.1(3)(4)

No Action – Withdrawn

- ii. **Proposal 2**, 527 CMR 1.00: 11.5.1.10.5(d)

Motion to approve the proposed language made by Paul Scheiner, Ph. D., seconded by Paul Kennedy, All in favor. Motion Carries.

- iii. **Proposal 3**, 527 CMR 1.00: 11.5.1.10.5(4)

No Action – Withdrawn

- iv. **Proposal 4**, 527 CMR 1.00: 1.13.4.1.13, Table 1.13.13

No Action – Sent to Administrative Committee for Review

- e. Response to Code Change Proposal for 527 CMR 1.00: 11.12.2.1.5, submitted by David Beaudin on January 20, 2024

Motion to approve the proposed language made by Paul Kennedy seconded by Alfonso Ibarreta, All in favor. Motion Carries.

- f. Response to Code Change Proposal for 527 CMR 1.00: 18.2.3.2, submitted by Paul Scheiner on February 1, 2024.

No Action – Withdrawn

- g. Response to Code Change Proposal for 527 CMR 1.00: 10.10.6, submitted by Rona Gregory on February 10, 2024.

No Action – Proposal Denied by Committee

- h. Response to Code Change Proposal 527 CMR 1.00: 10.11.12, submitted by Donald Fess on February 15, 2024.

No Action – Proposal Denied by Committee

- i. Response to Code Change Proposal submitted by Chris Towski on February 18, 2024
 - i. **Proposal 1**, 527 CMR 1.00: 10.11.2.1

Motion to approve the proposed language made by Paul Scheiner, Ph. D., seconded by Paul Kennedy, All in favor. Motion Carries.

- ii. **Proposal 2**, 527 CMR 1.00, 10.11.2.3

Motion to approve the proposed language made by Paul Kennedy, seconded by Paul Scheiner, Ph. D., All in favor. Motion Carries.

- iii. **Proposal 3**, 527 CMR 1.00, 11.7.4.1

Motion to approve the proposed language made by Paul Kennedy, seconded by Marshal Jon Davine., All in favor. Motion Carries.

- iv. **Proposal 4**, 527 CMR 1.00, 11.1.7.1.1

Motion to send the proposed language back to the requestor for clarity made by Paul Kennedy, seconded by Paul Scheiner, Ph. D., 1 Abstain (Keith Polgarian), 9 in favor. Motion Carries.

v. **Proposal 5, 527 CMR 1.00, 11.3**

Motion to not accept the proposal language made by Paul Scheiner, Ph. D, seconded by Paul Kennedy. All in favor. Motion Carries.

vi. **Proposal 6 527 CMR 1.00, 11.3.1**

Motion to not accept the proposal language made by Paul Scheiner, Ph. D, seconded by Paul Kennedy. All in favor. Motion Carries.

vii. **Proposal 7 527 CMR 1.00, 11.3.2**

Motion to not accept the proposal language made by Paul Scheiner, Ph. D, seconded by Paul Kennedy. All in favor. Motion Carries. Board states that this language belongs in the Elevator Code.

3. *Occupancy Code Committee*

No Action

4. *Processing Code Committee*

- a. **Minutes January 17, 2024**, Meeting February 21, 2024, Next meeting March 19, 2024.

Motion to approve minutes from January 17, 2024 made by Marshal Jon Davine, seconded by Paul Kennedy. All in favor. Motion Carries.

5. *Equipment Code Committee*

- a. **Minutes January 29, 2024**, Meeting February 20, 2024, Next meeting March 21, 2024
- i. Response to Code Change Proposal for 527 CMR 1.00: 50.2 submitted by Paul Scheiner received on January 29, 2024.

No Action – Withdrawn

- ii. Response to Code Change Proposal for 527 CMR 1.00: 52.9.4.1 submitted by Justin Woodside received on February 16, 2024

No Action – Sent to Energy Storage Work Group

6. *Hazardous Code Committee*

No Action

7. *Electrical Code Committee*

- a. **Motion to approve minutes from January 23, 2024 made by Paul Kennedy, seconded by Marshal Jon Davine. All in favor. Motion Carries.**

b. *Meeting, January 23, 2024*

- i. Response to 527 CMR 12.00, 110.26 received from Stephen C. McCarthy, on January 19, 2024.

Motion to accept response made by Paul Kennedy, seconded by Paul Scheiner, Ph. D., All in favor. Motion Carries.

- ii. Response to 527 CMR 12.00, received from Joseph D. Curley, on January 23, 2024.

Motion to accept response made by Paul Kennedy, seconded by Marshal Jon Davine. All in favor. Motion Carries.

- iii. Response to 527 CMR 12.00, Rule 8 received from Chris Polny, on February 5, 2024.

Motion to accept response for question 1 made by Jon Eisenberg, seconded by Keith Polgarian. All in favor. Motion Carries.

Motion to accept response for question 2 made by Paul Kennedy, seconded by Marshal Jon Davine. All in favor. Motion Carries.

Motion to accept response for question 3 made by Marshal Jon Davine, seconded by Paul Kennedy. All in favor. Motion Carries.

- iv. Response to 527 CMR 12.00, 700.2(A)(B) received from Stephen C. McCarthy, on February 8, 2024.

Motion to accept response made by Paul Kennedy, seconded by Keith Polgarian. All in favor. Motion Carries.

8. *Massachusetts Electrical Advisory Committee*

No Action

9. *BFPR/BSEE Work Group*

- a. **Minutes January 19, 2024**, Meeting February 23, 2024. Next meeting TBA

Motion to approve minutes from January 19, 2024 made by Marshal Jon Davine, seconded by Paul Kennedy. All in favor. Motion Carries.

10. *Flame Effects Work Group*

- a. Meeting, January 16, 2024, Next meeting March 5, 2024

No Action

Items not reasonably anticipated by the Chair

The Board plans to hold the May 4, 2024 meeting in person at DFS, Stow.

Adjournment

A motion to adjourn the meeting was made by Marshal Jon Davine, seconded by Paul Kennedy. Motion passed unanimously. Meeting ended at 3:00 p.m.

Approved: Larry S. Fisher Date: 4/4/24