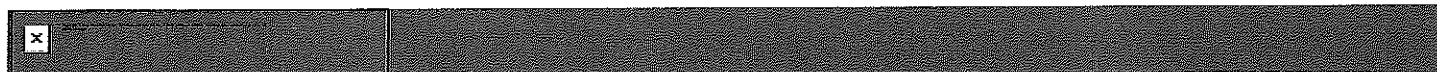


[REDACTED]

---

**From:** [REDACTED] <noreply+c4660422710d56f9@formstack.com>  
**Sent:** Friday, July 10, 2015 11:50 AM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category



## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 11:49 AM

**Name (optional)::** zachary aubut

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

[REDACTED]  
fa [REDACTED]

**Primary Phone (optional)::**

[REDACTED]

**Email (optional)::**

[REDACTED]

**CMR Number (If known): :**

The AGs regulation is 950 CMR 16.00

**General Regulatory Themes::**

Public Safety

**Please list the Agency or Agencies affiliated with this regulation::**

Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.

**Describe the regulatory issue or observation::**

Political considerations, and not public safety, and prevented the repeal of 950 CMR 16.00

**Suggestions for easing regulatory compliance::**

repeal.

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**From:** noreply@formstack.com  
**Sent:** Friday, July 10, 2015 3:19 PM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 3:19 PM

**Name (optional)::**

**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies  
affiliated with this regulation::** Office of the Attorney General

**Describe the regulatory issue or  
observation::** The AGs regulation is 940 CMR 16.00

The EOPS regulation that renders the AG's regulation redundant is  
501 CMR 7.00

The enabling legislation for 501 CMR 7.00 is MGL Ch 140 section 123  
and 131 3/4

I suggest that any commentary go soft on the 2nd amendment, and  
concentrate on :

1. The AG's regulations were enacted prior to the above law and 501 CMR 7.00
2. As such, 940 CMR 16.00 is redundant and unnecessary
3. Political considerations, and not public safety, and prevented the repeal of 950 CMR 16.00
4. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 940 CMR 16.00
5. Due to redundancy and ambiguity, 940 CMR 16.00 should be repealed.

**Suggestions for easing regulatory  
compliance::**

Eliminate the EOPSS



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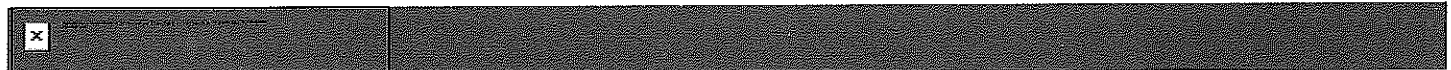
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**From:** [REDACTED] <noreply+1a4d420afc4db82c@formstack.com>  
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**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category



## Formstack Submission for form A Clearer Code: Regulatory Reform

*Submitted at 07/10/15 11:37 AM*

<b>Name (optional)::</b>	Robert Boudrie
<b>Company/Organization (if applicable) (optional)::</b>	
<b>Address (optional)::</b>	[REDACTED] 60
<b>Primary Phone (optional)::</b>	(508) [REDACTED] 7
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	950 CMR 16.00
<b>General Regulatory Themes::</b>	Public Safety
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	Attorney General
<b>Describe the regulatory issue or observation::</b>	<p>950 CMR 16.00 was enacted prior to the establishment of laboratory testing standards for handguns in MA, and has been rendered obsolete by 501 CMR 7.00. The AG's office has none the less continued to defend 950 CMR 16.00 and declined to repeal it because of the political baggage associated with doing anything that is not "tough on guns".</p> <p>Unlike the statutory lab testing requirement, 950 CMR 16.00 is ambiguous, and this ambiguity is further complicated by the inability of a vendor to obtain an a-priori determination as to compliance.</p>
<b>Suggestions for easing regulatory compliance::</b>	<p>In addition to suffering from vagueness, 950 CMR 16.00 is rendered completely redundant by 501 CMR 7.00 and it's enabling statute (MGL ch 140, sections 123 and 131 3/4).</p> <p>Due to the redundancy and vagueness, 950 CMR 16.00 should be repealed.</p>



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**Sent:** Friday, July 10, 2015 11:57 AM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 11:56 AM

**Name (optional)::**

**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Licensing and Permitting

**Please list the Agency or Agencies  
affiliated with this regulation::** EOPSS

**Describe the regulatory issue or  
observation::** They infringe daily on every Massachusetts resident that elects to use a Natural right to keep and bear arms as enumerated in the US and Massachusetts Constitution. Abolish it.

**Suggestions for easing regulatory  
compliance::** Abolish the regulating board and return the revenue they waste to the already overburdened taxpayers of the Commonwealth.

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**Categories:** Red Category

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Submitted at 07/10/15 12:05 PM

**Name (optional)::**

**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 950 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies  
affiliated with this regulation::** Attorney General's Office

**Describe the regulatory issue or  
observation::** 501 CMR 7.00 is in place and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00

**Suggestions for easing regulatory  
compliance::** Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 12:08 PM

**Name (optional)::**

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General

**Describe the regulatory issue or observation::** 950 CMR 16.00  
EOPS regulation that renders the AG's regulation redundant is 501 CMR 7.00  
The enabling legislation for 501 CMR 7.00 is MGL Ch 140 section 123 and 131 3/4

**Suggestions for easing regulatory compliance::** Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed

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**Categories:** Red Category

 [REDACTED]

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Submitted at 07/10/15 12:30 PM

**Name (optional)::** Dennis McClain

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 950 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General

**Describe the regulatory issue or observation::** This is a duplicate regulation of 501 CMR 7.00.

**Suggestions for easing regulatory compliance::** Eliminate this regulation as well as 501 CMR 7.00  
The regulations are an undue burden on FFL's and reduce the market choices for firearm owners in MA.

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**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category

 [REDACTED]

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 12:31 PM

**Name (optional)::** Robert Matos

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::**

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** EOPS, AG's Office

**Describe the regulatory issue or observation::**

501 CMR 7.00 is the EOPS regulation that provides for safety and compliance testing of firearms sold in the Commonwealth and the governance of same by the inclusion of firearms, rifles and shotguns on approved rosters as per M.G.L. c. 140, section 123 and 131 3/4. This regulation is clear as it provides a roster of approved firearms that is well understood by consumers and FFL Firearms dealers.

However, the AG's office has added consumer protection regulations under 940 CMR 16.00. These regulations are redundant given the existence of 501 CMR 7.00. The regulations are also very unclear, subjective and were politically motivated. The regulation has been used by the AG's office to arbitrarily block the sale of popular, commonly available and inherently safe firearms widely sold and in common use in other states.

**Suggestions for easing regulatory compliance::**

For all the reasons stated above "940 CMR 16.00 Handgun Sales" should be repealed.

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 12:40 PM

**Name (optional)::** Robert Linehan Jr

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Doing Business in MA

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General's Office

**Describe the regulatory issue or observation::** redundant and ambiguous rule subject to capricious application

**Suggestions for easing regulatory compliance::**

1. The AG's regulations were enacted prior to 501 CMR 7.00
2. As such, 940 CMR 16.00 is redundant and unnecessary
3. Political considerations, and not public safety, prevented the repeal of 940 CMR 16.00
4. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 940 CMR 16.00
5. Due to redundancy and ambiguity, 940 CMR 16.00 should be repealed.

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**Categories:** Red Category

**Formstack Submission for form A Clearer Code: Regulatory Reform**

Submitted at 07/10/15 1:37 PM

**Name (optional)::** Robert Boudrie

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::** [REDACTED]

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 940 CMR 16

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::** I submitted comments earlier today and used 950 CMR 16 rather than the correct CMR 940 CMR 16. Please update my original comments. Thanks.

**Describe the regulatory issue or observation::**

**Suggestions for easing regulatory compliance::**

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 1:49 PM

**Name (optional)::** Aaron Pasteris

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::** [REDACTED]

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** EOPS  
Mass Attorney Generals Office

**Describe the regulatory issue or observation::** 940 CMR 16.00 is ambiguous in implementation and has been superseded by 501 CMR 7.00

501 CMR 7.00 describes clear, objective and scientific methods for a vendor or manufacturer to determining the salability of firearm. A manufacturer or vendor can clearly determine before hand if a specific product meets the testable standards proscribed, unlike 940 CMR 16.00 where a determination can only be made by guess or by provoking expensive legal action from the AG's office.

**Suggestions for easing regulatory compliance::** Repeal 940 CMR 16.00 as it is both ambiguous and redundant.

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**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 2:06 PM

**Name (optional)::** Andy Stevenson

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Other

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General

**Describe the regulatory issue or observation::**

1. The AG's regulations were enacted prior to the above law and 501 CMR 7.00
2. As such, 950 CMR 16.00 is redundant and unnecessary
3. Political considerations, and not public safety, and prevented the repeal of 950 CMR 16.00
4. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00
5. Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.

**Suggestions for easing regulatory compliance::**

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**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 2:11 PM

**Name (optional)::**

**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** regulation 940 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated  
with this regulation::** Attorney Generals office.

**Describe the regulatory issue or observation::** This entire set or regulations are allegedly for safety, but are simply a backdoor way to ban fire arms.

**Suggestions for easing regulatory  
compliance::** Get rid of them. They are unnecessary.

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**Categories:** Red Category

 [REDACTED]

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 2:50 PM

**Name (optional)::** John MacCumascaigh

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Licensing and Permitting

**Please list the Agency or Agencies affiliated with this regulation::** EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

**Describe the regulatory issue or observation::** The EOPS regulation, 501 CMR 7.00, renders the Attorney General's regulation 940 CMR 16.00 redundant and ambiguous.

501 CMR 7.00 serves the public well

**Suggestions for easing regulatory compliance::** 940 CMR 16.00 should be repealed.

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**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 3:06 PM

**Name (optional)::** Jason Levesque

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::** [REDACTED]

**CMR Number (If known): :**

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** EOPPS, Attorney General's Office

**Describe the regulatory issue or observation::**

Attorney General should have no say over firearms laws under "consumer safety." The point of consumer safety is to protect consumers from fraud or unsafe items, not to prevent law-abiding citizens from purchasing firearms because said Attorney General doesn't like firearms.

EOPPS has limited the variety of firearms for sale in Mass based on some firearms being "unsafe." The only thing unsafe about a firearm is the manner in which the user handles it.

**Suggestions for easing regulatory compliance::**

Nix the Attorney General's self-perceived authority over firearms regulations.

Commonly available firearms for public safety officials are deemed unfit for use by the measly peasant serfs (citizens) of the Commonwealth. EOPPS should not have the authority to create a list of "approved" firearms for sale to the general public of MA.

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 4:00 PM

**Name (optional)::**

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Other

**Please list the Agency or Agencies affiliated with this regulation::** EOPS, Attorney General Regulations, and all existing regulations related to firearms

**Describe the regulatory issue or observation::**

1. The AG's regulations were enacted prior to the above law and 501 CMR 7.00
2. As such, 940 CMR 16.00 is redundant and unnecessary
3. Political considerations, and not public safety, prevented the repeal of 950 CMR 16.00
4. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00
5. Due to redundancy and ambiguity, 940 CMR 16.00 should be repealed.

The lawful exercise of the right of good people to purchase, own and use firearms and ammunition in Massachusetts has been trampled on over the years by a confusing, fraudulent and ineffective patchwork of very poorly written laws and regulations, implemented for political reasons, and not the public safety, and which hurt the good people of this State.

**Suggestions for easing regulatory compliance::**

940 CMR 16.00 should be repealed.

See here for GOAL's assessment:  
<http://www.goal.org/regulationpages/fraudreport.html>

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**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category

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Submitted at 07/10/15 4:00 PM

**Name (optional)::**

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Other

**Please list the Agency or Agencies affiliated with this regulation::** EOPS, Attorney General Regulations, and all existing regulations related to firearms

**Describe the regulatory issue or observation::**

1. The AG's regulations were enacted prior to the above law and 501 CMR 7.00
2. As such, 940 CMR 16.00 is redundant and unnecessary
3. Political considerations, and not public safety, and prevented the repeal of 950 CMR 16.00
4. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00
5. Due to redundancy and ambiguity, 940 CMR 16.00 should be repealed.

The lawful exercise of the right of good people to purchase, own and use firearms and ammunition in Massachusetts has been trampled on over the years by a confusing, fraudulent and ineffective patchwork of very poorly written laws and regulations, implemented for political reasons, and not the public safety, and which hurt the good people of this State.

**Suggestions for easing regulatory compliance::**

940 CMR 16.00 should be repealed.

See here for GOAL's assessment:  
<http://www.goal.org/regulationpages/fraudreport.html>

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**Categories:** Red Category

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Submitted at 07/10/15 4:35 PM

**Name (optional)::**

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General

**Describe the regulatory issue or observation::**

The AGs regulation is 940 CMR 16.00

The EOPS regulation that renders the AG's regulation redundant is 501 CMR 7.00

The enabling legislation for 501 CMR 7.00 is MGL Ch 140 section 123 and 131 3/4

501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00

**Suggestions for easing regulatory compliance::**

Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.

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**Categories:** Red Category

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Submitted at 07/10/15 4:47 PM

**Name (optional)::**

**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (if known): :** 950, CMR , 16.00

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated  
with this regulation::** Attorney Generals Office

**Describe the regulatory issue or observation::** The Ag's regulation is 940 CMR, 16.00 .501 CMR is MGL140, section 123 and 131 3/4. The AG's regulations were enacted prior to the above law and 501 CMR 7.00. As such 950 cmr 16.00 is redundant and unnecessary. 501 CMR has served the public well and does not suffer from the ambiguity and inability to get an advance determination of compliance that problematic with 950 CMR 16.00.

**Suggestions for easing regulatory  
compliance::**

Due to the redundancy and ambiguity of 950 CMR 16.00, it should be repealed.

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[REDACTED]

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**From:** [REDACTED] <noreply+eb7573622ac9f745@formstack.com>  
**Sent:** Friday, July 10, 2015 5:01 PM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 5:00 PM

**Name (optional)::** Michael LaBossiere

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::** [REDACTED]

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General

**Describe the regulatory issue or observation::** 940 CMR 16.00 is redundant given that handgun safety is covered by EOPSS regulation 501 CMR 7.00 which is enabled by MGL ch 140 sec 123 and 131 3/4. Having handguns covered by two different sets of regulations leads to confusion and difficulty with compliance.

**Suggestions for easing regulatory compliance::** Eliminate 940 CMR 16.00.

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**Subject:** A Clearer Code: Regulatory Reform  
  
**Categories:** Red Category

**Formstack Submission for form A Clearer Code: Regulatory Reform**

*Submitted at 07/10/15 5:00 PM*

**Name (optional)::** Michael LaBossiere

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::** [REDACTED]

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General

**Describe the regulatory issue or observation::** 940 CMR 16.00 is redundant given that handgun safety is covered by EOPSS regulation 501 CMR 7.00 which is enabled by MGL ch 140 sec 123 and 131 3/4. Having handguns covered by two different sets of regulations leads to confusion and difficulty with compliance.

**Suggestions for easing regulatory compliance::** Eliminate 940 CMR 16.00.

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**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies  
affiliated with this regulation::**

**Describe the regulatory issue or  
observation::**

**Suggestions for easing regulatory  
compliance::**

1. The AG's regulations were enacted prior to the above law and 501 CMR 7.00
2. As such, 940 CMR 16.00 is redundant and unnecessary
3. Political considerations, and not public safety, and prevented the repeal of 940 CMR 16.00
4. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 940 CMR 16.00
5. Due to redundancy and ambiguity, 940 CMR 16.00 should be repealed.

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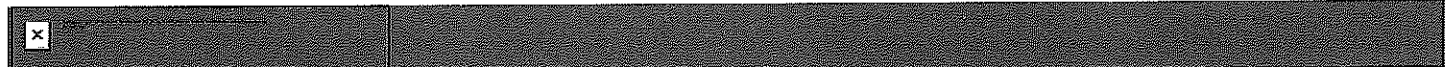
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**Categories:** Red Category



## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 5:39 PM

Name (optional)::	
Company/Organization (if applicable) (optional)::	
Address (optional)::	
Primary Phone (optional)::	
Email (optional)::	
CMR Number (If known): :	940 CMR 16.00
General Regulatory Themes::	Other
Please list the Agency or Agencies affiliated with this regulation::	Office of the Attorney General
Describe the regulatory issue or observation::	Firearms regulation
Suggestions for easing regulatory compliance::	This CMR is made redundant by 501 CMR 7.00. It is unnecessary and ambiguous. 501 CMR 7.00 accomplishes the regulation appropriately, and therefore 940 CMR 16.00 should be removed in its entirety.

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Submitted at 07/10/15 6:17 PM

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**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Other

**Please list the Agency or Agencies  
affiliated with this regulation::** EOPS & AG

**Describe the regulatory issue or  
observation::**

The EOPS regulation that renders the AG's regulation redundant is 501 CMR 7.00

The enabling legislation for 501 CMR 7.00 is MGL Ch 140 section 123 and 131 3/4

**Suggestions for easing regulatory  
compliance::**

1. The AG's regulations were enacted prior to the above law and 501 CMR 7.00
2. As such, 950 CMR 16.00 is redundant and unnecessary
3. Political considerations, and not public safety, and prevented the repeal of 950 CMR 16.00
4. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00
5. Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 6:49 PM

**Name (optional)::** Yang LI

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16

**General Regulatory Themes::** Other

**Please list the Agency or Agencies affiliated with this regulation::** Office of the Attorney General

**Describe the regulatory issue or observation::**

940 CMR 16 is redundant due to the following reasons:

1. MGL Ch 140 section 123 and 131 3/4 enabled 501 CMR 7.00
  2. 940 CMR 16 was created before the above mentioned law and regulation
  3. As such, 950 CMR 16.00 is redundant and unnecessary
  4. Political considerations, and not public safety, and prevented the repeal of 950 CMR 16.00
  5. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00
  6. In addition, 940 CMR 16 was enacted in a manner that was opaque and lacked inputs from the public:
- <http://www.goal.org/regulationpages/fraudreport.html>

**Suggestions for easing regulatory compliance::**

Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.

**From:** [REDACTED] <noreply+b4bde32e25305dc7@formstack.com>  
**Sent:** Friday, July 10, 2015 7:05 PM  
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**Categories:** Red Category

**Formstack Submission for form A Clearer Code: Regulatory Reform**

*Submitted at 07/10/15 7:04 PM*

<b>Name (optional)::</b>	Mark Welzel
<b>Company/Organization (if applicable) (optional)::</b>	
<b>Address (optional)::</b>	[REDACTED]
<b>Primary Phone (optional)::</b>	[REDACTED]
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	940 CMR 16.00
<b>General Regulatory Themes::</b>	Public Safety
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	AG
<b>Describe the regulatory issue or observation::</b>	940 CMR 16 is redundant and makes following the law extremely confusing.
<b>Suggestions for easing regulatory compliance::</b>	Repealing 940 CMR 16 would not significantly alter other regulations but would make existing laws and regulations easier to understand and abide by.

Thank you

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**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 8:39 PM

**Name (optional)::** Matthew Brooks

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::**

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 940

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General's Office  
Executive Office of Public Safety

**Describe the regulatory issue or observation::**

The AGs regulation is CMR 940. The EOPS regulation that renders the AG's regulation redundant is 501 CMR 7.00

The AG's regulations were enacted prior to the above law and 501 CMR 7.00. As such, 940 CMR 16.00 is redundant and unnecessary.

Political considerations, and not public safety, prevented the repeal of 940 CMR 16.00

501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance (has resulted in litigation) that is problematic with 940 CMR 16.00.

**Suggestions for easing regulatory compliance::**

Due to redundancy and ambiguity 940 CMR 16.00 should be repealed. I think repeal of the AG regulation is a very reasonable request. It won't substantively alter any safety issues, it would just make the laws easier to follow and end the overlap between EOPS and the AG's office on the subject.

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**Categories:** Red Category

**Formstack Submission for form A Clearer Code: Regulatory Reform**

*Submitted at 07/10/15 9:11 PM*

**Name (optional)::** patrick Martunas

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::**

**Describe the regulatory issue or observation::** Redundant and overly complicates existing legislation.

**Suggestions for easing regulatory compliance::** Repeal 940 CMR 16.

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**Categories:** Red Category



## Formstack Submission for form A Clearer Code: Regulatory Reform

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**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies  
affiliated with this regulation::** pepper spray

**Describe the regulatory issue or  
observation::** We are still the only state that requires a permit to buy pepper spray.

**Suggestions for easing regulatory  
compliance::** Women (and men) in every state, including MA should have the right to buy and carry pepperspray for their personal protection. It is 100% non-lethal.

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 10:45 PM

**Name (optional)::** Andrew

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 950 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::**

**Describe the regulatory issue or observation::**

1. The AG's regulations were enacted prior to the above law and 501 CMR 7.00
2. As such, 950 CMR 16.00 is redundant and unnecessary
3. Political considerations, and not public safety, and prevented the repeal of 950 CMR 16.00
4. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00
5. Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.

**Suggestions for easing regulatory compliance::**

1. The AG's regulations were enacted prior to the above law and 501 CMR 7.00
2. As such, 950 CMR 16.00 is redundant and unnecessary
3. Political considerations, and not public safety, and prevented the repeal of 950 CMR 16.00
4. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00
5. Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.

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**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform  
**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/11/15 12:40 AM

<b>Name (optional)::</b>	Michael Davine
<b>Company/Organization (if applicable) (optional)::</b>	G.O.A.L Member, Commonwealth Second Amendment Supporter
<b>Address (optional)::</b>	[REDACTED]
<b>Primary Phone (optional)::</b>	
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	940 CMR 16
<b>General Regulatory Themes::</b>	Public Safety
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	Office of The Attorney General
<b>Describe the regulatory issue or observation::</b>	The Massachusetts Executive Office of Public Safety's regulation 501 CMR 7.00 renders the Attorney General's regulations redundant. 940 CMR 16 was enacted prior to 501 CMR 7.00 for political considerations, not for the sake of public safety. Political considerations prevented any prior repeals of 940 CMR 16, therefore should be reviewed and repealed.
<b>Suggestions for easing regulatory compliance::</b>	<p>501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00. Due to the redundancy and ambiguity of 940 CMR 16, it should be repealed.</p> <p>As a law abiding citizen, I feel the whole scope of our firearm regulations should be reviewed with consultants from the Gun Owners Action League. We are a group of responsible and lawful gun owners that strongly feel that unreasonable regulations are not useful for preventing violent or accidental actions. Education and training serve a greater good for public safety than stronger regulations. Criminals do not obey laws, and stiff regulations do absolutely nothing to stop criminals. Harsher penalties for breaking the law would serve a greater good than unreasonable regulations against law abiding citizens that are qualified to own a firearm. Thank you for the opportunity to</p>

**From:**  
**Sent:**  
**To:**  
**Subject:**

[REDACTED] <noreply+46ec8d81c72e3b34@formstack.com>  
Friday, July 10, 2015 2:27 PM  
RegReform (ANF)  
A Clearer Code: Regulatory Reform

**Categories:**

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 2:26 PM

**Name (optional)::**

John Veit

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

[REDACTED]  
[REDACTED]  
[REDACTED] 0140

**Primary Phone (optional)::**

[REDACTED]

**Email (optional)::**

[REDACTED]

**CMR Number (If known): :**

501 CMR 7.00

**General Regulatory Themes::**

Licensing and Permitting

**Please list the Agency or Agencies affiliated with this regulation::**

Police, Attorney General

**Describe the regulatory issue or observation::**

The "Approved Firearms Roster" is somewhat misleading. At first glance, it would lead the reader to understand that he or she may own, if lawfully permitted, any firearm on this roster. However, this roster refers only to a specific section in MGL and misleads the reader. It should clearly denote on these lists that it does not determine what firearms may legally be owned, but which firearms may be sold pursuant to MGL.

Further, I would strongly urge the governor to evaluate which firearms are approved (and denied) for sale in Massachusetts. For example, Glocks are unavailable to lawfully licensed citizens based on a very vague decision by the attorney general related to the loaded chamber indicator on the firearm. As a citizen of this state and a fully licensed individual, I believe that this distinction is arbitrary in nature as the loaded indicator is similar in form and function as those of other firearms currently available for purchase.

Lastly, while this may not be the appropriate venue, I would strongly urge Governor Baker to consider reciprocity of Concealed Carry Permits with other states. There are a number of states who, when another state recognizes their citizens' licenses, they will recognize that state. In essence, a mutual

reciprocity agreement. Unfortunately, as a Massachusetts resident, I am limited in my ability to carry my firearm in a number of states for personal protection. For example, Colorado will recognize the concealed carry permit of any state that allows their citizen to carry under a Colorado Concealed Carry Permit.

**Suggestions for easing  
regulatory compliance::**

1st, I would clearly indicate at the top of the Approved weapons roster the specific purpose for the roster, as well as include verbiage that would prevent the misunderstanding of the roster's use.

2nd, I would urge the Governor to consider the criteria that determine legal sale of firearms in MA, and to consider allowing MA citizens to have certain firearms (like Glock) available to them.

Lastly, I would urge the Governor to consider Reciprocity with those states what would offer Massachusetts residents reciprocity if such an agreement were engaged.

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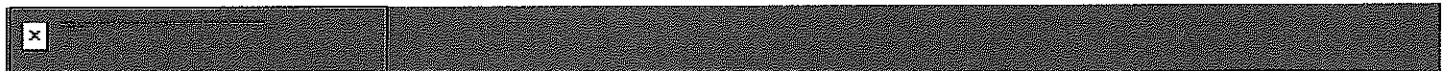
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**Black & Veatch (ANF)**

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**Categories:** Red Category



## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 12:58 PM

**Name (optional)::** Steven Paulin

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

[REDACTED]  
[REDACTED]  
[REDACTED]

**Primary Phone (optional)::**

[REDACTED]

**Email (optional)::**

[REDACTED]

**CMR Number (If known): :**

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** EOPS, Attorney General

**Describe the regulatory issue or observation::**

I would like to see firearms suppressors be legal in MA. There is no good reason for this ban on "NFA" items. Suppressors help diminish (not eliminate) much of the noise associated with firearms use. One of the principle complaints about people who live near gun ranges is the noise factor. Allowing suppressor use (after paying for NFA license, etc.) will help protect shooters' hearing, as well as reduce noise complaints from abbutors.

I would also like to see an end to the "lists" of guns that licensed gun owners may purchase. I see no reason why we cannot buy perfectly good, SAFE firearms from companies such as Glock, Springfield Armory, Colt, and many other companies who make perfectly good products, but choose not to sell them here because of the AG regs. People in the other 49 states can acquire these guns, new, and they're not having any problems. We CAN have them. Just can't buy them new from an FFL. If someone moves here with a (e.g. Kimber) 1911, he can sell it to another licensed gun owner. Heck, the police can buy a new Glock. Why not we "normal" people? If Glocks are SO BAD, then the police shouldn't have them, either. The thing is, they're not SO BAD. The AG regs are unnecessary, and annoying.

I'd also like to see MA get on board with LTC reciprocity. Our MA LTC is

accepted in many other states. I see no reason why licensed gun owners from other states shouldn't have the same courtesy. Criminals carry here anyway. Law-abiding tourists or people traveling here on business shouldn't necessarily be disarmed. If they are licensed in their home state, we should accept that here.

**Suggestions for easing  
regulatory compliance::**

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To: RegReform (ANF)  
Subject: A Clearer Code: Regulatory Reform

Categories: Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/10/15 4:16 PM

Name (optional):: David O'Connor

Company/Organization (if applicable) (optional)::

Address (optional):: [REDACTED]  
[REDACTED] 21

Primary Phone (optional)::

Email (optional):: [REDACTED]

CMR Number (If known): : 940 CMR 16.00

General Regulatory Themes:: Building Codes/Accessibility Standards

Please list the Agency or Agencies affiliated with this regulation:: Attorney General

Describe the regulatory issue or observation::

This regulation is redundant to 501 CMR 7.00.

As a gun owner in Massachusetts, I understand that regulations have been instituted and that they are supported by the majority of citizens. This request is not a request to substantively alter current regulatory requirements.

However, 940 CMR 16.00 is redundant to the EOPS regulation and makes it extremely difficult for firearm manufacturers to understand and comply with MA regulations on gun safety. This has further been complicated by the fact that the AG has never been willing to issue clarification on the matter. This regulation has no effect whatsoever on the number of guns sold in Massachusetts or the safety features required for those guns, it only creates confusion and prevents firearms dealers from selling certain brands of firearms since their manufacturers are not willing to risk running afoul of this vague regulation.

MA is a state which supports gun control and I am comfortable with that. However, I do not believe it is unreasonable or, in fact, against the interest of maintaining sensible gun control laws to require legislation that is clear and straightforward. Everyone affected by this \*\*tentative\*\* desires compliance

with MA law, what we are asking for is to make that law easier to understand and consistent.

**Suggestions for easing  
regulatory compliance::**

Repeal 940 CMR 16.00 leaving 501 CMR 7.00 in place, which will have the effect of clarifying safety requirements for firearms sold in the state, but will not in any way alter those requirements.

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**Subject:** A Clearer Code: Regulatory Reform

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/11/15 4:33 PM

**Name (optional)::** John Cadrette

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 940 CMR 16

**General Regulatory Themes::** Licensing and Permitting

**Please list the Agency or Agencies affiliated with this regulation::** Office of the Attorney General  
Consumer Safety Board

**Describe the regulatory issue or observation::** Every style and variation of a handgun that a manufacturer wishes to sell in MA has to be submitted for testing and approval for sale in MA. Each different change/variation (caliber, barrel length, barrel profile, type of sights, color of finish, grip style, etc...) has to be submitted for testing which is costly for the manufacturer and ultimately limits choices for the consumer.

**Suggestions for easing regulatory compliance::** If a manufacturers handguns all use the same fire control/safety parts for a given series allow all the variations to be covered under the testing provided of course that the variation doesn't violate other laws (threaded barrel, capacity limits).  
Example: Ruger makes the MKIII .22lr pistols in 3-4 different barrel lengths, different finishes, different barrel profiles. They all use the same fire control and safety systems. Yet some versions were not allowed in MA only because Ruger didn't submit them for testing due to costs and they all function exactly the same.

Another example: A company makes revolvers, they have a series that all use the same frame, fire control and safety systems. They offer various calibers and barrel lengths that are all made on the exact same frame. There is no functional difference between their .38special with a 4" barrel and the same gun with a 6" barrel or the same model in say .45colt. The only difference is

the bore diameter and cylinder for the different caliber the fire control and safety systems all use the exact same parts so why should each variation have to be tested.

Right now the system is so messed up that even if the ONLY difference between two handguns from a manufacturer is the COLOR they both have to be tested.

Frankly the entire "approved handgun" roster system needs to be dumped. If a handgun meets the states size, weight, and ammunition capacity guidelines that should be enough.

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**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/13/15 11:13 AM

**Name (optional)::** R A Lichtensteiger

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Licensing and Permitting

**Please list the Agency or Agencies affiliated with this regulation::** Office of the Attorney General

**Describe the regulatory issue or observation::**

Under the current regime, both the EOPS and the AG's office regulate the sale of firearms in the Commonwealth.

The EOPS regulations, 501 CMR 7.00, which are enabled by MGL Ch 140 section 123 and 131 3/4 expressly to provide a list of firearms that are deemed safe and acceptable for retail purchase. The statutes and regulations provide for independent testing to confirm acceptability. It also provides for a PUBLISHED roster of acceptable firearms so all parties have clear and ready access to the information without doubt and uncertainty.

The AG's regulation of firearms sales in the state under the "Consumer Protection" powers of the office are both redundant and ambiguous. There is no independent testing, no document that indicates what is required for a firearm to be approved, no public list of acceptable firearms. This cloud of doubt hampers both citizens and retailers.

**Suggestions for easing regulatory compliance::**

940 CMR 16.00 was put in place prior to legislative action (MGL Ch 140 section 123 and 131 3/4) and served a purpose at the time. Since the enactment of these laws and 501 CMR 7.00, the AG's regulations no longer serve any reasonable purpose that is not already better served by 501 CMR

7.00

Put simply, 940 CMR 16.00 should be retired.

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**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/11/15 7:16 AM

**Name (optional)::**

**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated  
with this regulation::**

**Describe the regulatory issue or observation::** Regulatory Fraud - Unconstitutional gun control in the guise of "public safety"  
Extremely poorly written, and confusing.  
Many manufacturers refuse to comply due to the extremely complex and undefined requirements.

**Suggestions for easing regulatory  
compliance::** repeal.

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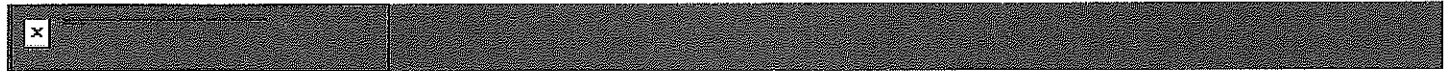
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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/11/15 8:47 AM

<b>Name (optional)::</b>	Kevin Moran
<b>Company/Organization (if applicable) (optional)::</b>	Worthington Police Department
<b>Address (optional)::</b>	[REDACTED]
<b>Primary Phone (optional)::</b>	[REDACTED]
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	940 CMR 16
<b>General Regulatory Themes::</b>	Public Safety
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	Attorney General Executive Office of Public Safety
<b>Describe the regulatory issue or observation::</b>	The AGs 940 CMR 16 "Handgun Sales" regulation was a good initial effort in improving consumer safety for handguns in Massachusetts, but was made redundant with the introduction of EOPS 501 CMR 7.00 "Approved Weapon Rosters". The EOPS CMR executes the legislature's specific intent with regards to handgun safety issues found in MGL C.140 S 123 and S 131-3/4; and serves the Commonwealth well without suffering from the ambiguities, lack of specific standards and inability to determine compliance issues in advance that plague the AGs 940 CMR 16. Public safety in the Commonwealth is better served by 501 CMR 7.00.
<b>Suggestions for easing regulatory compliance::</b>	Repeal 940 CMR 16, due to it's redundancy and conflict with 501 CMR 7.00.

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**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Other

**Please list the Agency or Agencies affiliated with this regulation::** The AG

**Describe the regulatory issue or observation::** Political considerations, and not public safety, prevented the repeal of 940 CMR 16.00

**Suggestions for easing regulatory compliance::** Repeal 940 CMR 16.00

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/11/15 11:16 AM

**Name (optional)::** Dan Normand

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 950 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::**

**Describe the regulatory issue or observation::** 950 CMR 16.00 is redundant and was left for political considerations ,not public safety.501CMR 7.00 was enacted after and serves the public well, is less ambiguous. 950 CMR16 is problematic.

**Suggestions for easing regulatory compliance::** Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.

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**Name (optional)::** JD Gill

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::**

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 940 CMR 16

**General Regulatory Themes::** Licensing and Permitting

**Please list the Agency or Agencies affiliated with this regulation::** A/G  
EOPS

**Describe the regulatory issue or observation::**

The EOPS regulation that renders the AG's regulation redundant is 501 CMR 7.00

As such, 950 CMR 16.00 is redundant and unnecessary

Political considerations, and not public safety, and prevented the repeal of 950 CMR 16.00

501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00

**Suggestions for easing regulatory compliance::** Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.

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**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (if known): :** 940 CMR 16

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General

**Describe the regulatory issue or observation::** This law is redundant due to the EOPS regulation 501 CMR 7.00. It simply makes it impossible as a citizen in Mass to obtain firearms that are perfectly functional and safe. The attorney general also fails to provide any input or guidance leaving it ambiguous and no laws in place should have ambiguity. They should be clear cut and easy to understand by the common person.

**Suggestions for easing regulatory compliance::** Repeal 940 CMR 16 as it is not necessary.

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**Categories:** Red Category

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Submitted at 07/12/15 5:41 PM

**Name (optional)::** Matthew Farrell

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** attorney general, law enforcement

**Describe the regulatory issue or observation::** 940 CMR is redundant with current state EOPS list. and also prohibits selling via dealers of a firearm most commonly used by law enforcement in the state due to safety. why do you want law enforcement walking around with a safety hazard? (glock family of pistols)

**Suggestions for easing regulatory compliance::** remove attorney generals authority to play politics with a basic human right?

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**To:** RegReform (ANF)  
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**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/14/15 3:37 PM

<b>Name (optional)::</b>	Thomas Crowley
<b>Company/Organization (if applicable) (optional)::</b>	Arco Welding Supply Co. Inc.
<b>Address (optional)::</b>	[REDACTED]
<b>Primary Phone (optional)::</b>	[REDACTED]
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	City of Boston ordinance 17-15-2 , DOT396.67
<b>General Regulatory Themes::</b>	Other
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	Boston Police Department truck team
<b>Describe the regulatory issue or observation::</b>	City of Boston ordinance 17-15-2 states the there will be no transportation of hazardous materials through the City or Boston between the hours of 6AM and 8PM Monday through Friday unless the carrier has a destination or place or origin in the City of Boston. BPD has issued many tickets to local business owner stating a total ban on the movement of any hazardous materials in the city between the hours of 7AM and 9AM.Monday through Friday. On the tickets they reference Boston ordinance17-15-2 and DOT 396.67. There is no language anywhere in 17-15-2 and DOT 396.67 to that effect.
<b>Suggestions for easing regulatory compliance::</b>	Follow and obey the current laws as stated, and allow local businesses to supply products to their customers when they need them.

Thank You for trying to streamline business regulations in the state of Mass where we have operated our business for the last 65 years.

Sincerely  
Thomas Crowley VP

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**Categories:** Red Category

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Submitted at 07/14/15 3:53 PM

<b>Name (optional)::</b>	Matthew Teague
<b>Company/Organization (if applicable) (optional)::</b>	REEF Ltd. / <a href="http://www.Capecodbuilder.com">www.Capecodbuilder.com</a>
<b>Address (optional)::</b>	[REDACTED]
<b>Primary Phone (optional)::</b>	[REDACTED]
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	780
<b>General Regulatory Themes::</b>	Building Codes/Accessibility Standards
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	Department of Public Safety / BBRS Town Building Departments
<b>Describe the regulatory issue or observation::</b>	Multiple, dramatic changes to the building code over the last 4-5 years, with potential adoption of a new building code in 2015 or 2016  Multiple changes have increased cost of construction - Specifically - Wind-borne debris zone on Cape Cod Means and methods of construction are more expensive due to high-wind zone on Cape Cod Energy code - increased cost per home of 3-5% and it continues to increase based on new requirements for high efficiency building envelopes and energy systems. It also has high potential for mold and air quality issues Multiple changes in building code has caused enforcement issues, as individual inspectors are not trained or may not interpret new codes properly
<b>Suggestions for easing regulatory compliance::</b>	Limit building code updates to specific time period (every 5 years or 10 years) and only allow emergency changes to code as dictated by the BBRS

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**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/15/15 7:00 AM

**Name (optional)::** Len Bicknell

**Company/Organization (if applicable) (optional)::** Alvin Hollis Co

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::** [REDACTED]

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 248CMR10 and 271CMR3

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::** Dept of Public Safety

**Describe the regulatory issue or observation::** Five year apprenticeship required to become a licensed plumber  
Five year apprenticeship required to become a licensed sheet metal mechanic  
These time and training requirements are way beyond what is necessary to train a young person in their trade. It makes it very difficult for a young person to enter these trades, limiting their employment opportunities. It also restrains the number of licensed mechanics available, making it difficult for contractors to grow their businesses.

**Suggestions for easing regulatory compliance::** Return to original 3 year requirement for plumbing and require only one year for sheet metal

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**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/15/15 2:50 PM

**Name (optional)::** Christine Noyes

**Company/Organization (if applicable) (optional)::** Grrr Gear Inc.

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::** [REDACTED]

**Email (optional)::** [REDACTED]

**CMR Number (If known): :**

**General Regulatory Themes::** Other

**Please list the Agency or Agencies affiliated with this regulation::** Department of Public Safety & MA Attorney General

**Describe the regulatory issue or observation::**

The Department of Public Safety updates and publishes the Massachusetts Approved Firearms Roster. If you look at the roster there is a large amount of Glock handguns that are "approved" for sale in Massachusetts. However, the MA Attorney Generals Office has an "unpublished" list of firearms that are "not approved" for sale in Massachusetts, including the glocks on the Approved Roster list.

Because the list is unpublished, and the Attorney Generals Office will not give firearms dealers any verbal or written confirmation of this list, the law surrounding the sale of Glocks in Massachusetts is not clear and could be considered "entrapment" if ever enforced.

**Suggestions for easing regulatory compliance::** We need to get rid of the "Unpublished" Attorney Generals list, thereby removing any grey area in the sale of handguns in this State.

**From:** [REDACTED] <noreply+20c5b8799c1d52ce@formstack.com>  
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**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/20/15 9:34 AM

**Name (optional)::** James Berish

**Company/Organization (if applicable) (optional)::** Berish Properties

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 780 CMR Section 107 Construction Control

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::** Commonwealth Building Commissioner  
Local City and Town Building Departments

**Describe the regulatory issue or observation::** Construction Control is a burden for small construction jobs designed to repair and alter property. Even the very smallest jobs can trigger construction control which places undue additional time and expense to very simple jobs that can be managed by the licensed contractor and inspected by local building inspectors.

**Suggestions for easing regulatory compliance::** Increase the threshold for Construction Control from 35,000 cubic feet to 150,000 cubic feet in cases of non-structural refurbishment of existing property.

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/20/15 10:36 PM

**Name (optional)::**

**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 950 CMR 16.00, 501 CMR 7.00

**General Regulatory Themes::** Other

**Please list the Agency or Agencies  
affiliated with this regulation::** Attorney General  
EOPS

**Describe the regulatory issue or  
observation::**

The legislation for 501 CMR 7.00 is MGL Ch 140 section 123 and 131 3/4

The AG regulations were enacted before the above law and 501 CMR 7.00

Therefore, 940 CMR 16.00 is redundant and unneeded.

Politics, not public safety, prevented the repeal of 940 CMR 16.00

501 CMR 7.00 works OK, and isn't ambiguous or unable to determine compliance, which is the problem with 940 CMR 16.00

Due to redundancy, ambiguity, and its outdated nature, 940 CMR 16.00 should be repealed.

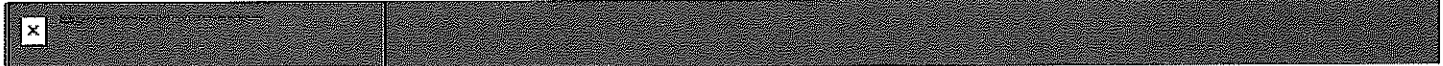
**Suggestions for easing regulatory  
compliance::** Repeal in full.

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Submitted at 07/21/15 9:10 AM

**Name (optional)::**

**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies  
affiliated with this regulation::** Attorney General

**Describe the regulatory issue or  
observation::**

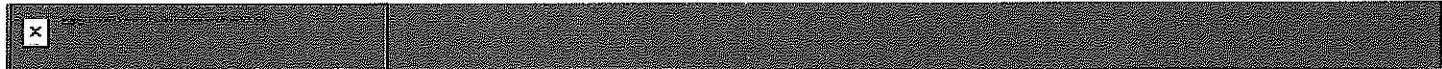
1. 940 CMR 16.00 was enacted prior to 501 CMR 7.00
2. As such, 950 CMR 16.00 is redundant and unnecessary
3. Political considerations, and not public safety, prevented the repeal of 950 CMR 16.00
4. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00
5. Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.

**Suggestions for easing regulatory  
compliance::** Repeal 940 CMR 16.00

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<b>Company/Organization (if applicable) (optional)::</b>	
<b>Address (optional)::</b>	
<b>Primary Phone (optional)::</b>	
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	940 CMR 16.00
<b>General Regulatory Themes::</b>	Public Safety
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	AG Office EOPS
<b>Describe the regulatory issue or observation::</b>	1. The AG's regulations were enacted prior to the above law and 501 CMR 7.00 2. As such, 950 CMR 16.00 is redundant and unnecessary 3. Political considerations, and not public safety, and prevented the repeal of 950 CMR 16.00 4. 501 CMR 7.00 serves the public well, and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00 5. Due to redundancy and ambiguity, 950 CMR 16.00 should be repealed.
<b>Suggestions for easing regulatory compliance::</b>	950 CMR 16.00 should be repealed

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**To:** RegReform (ANF)  
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**Formstack Submission for form A Clearer Code: Regulatory Reform**

*Submitted at 07/22/15 3:10 PM*

**Name (optional)::** Adam Koblentz

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::** [REDACTED]

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General's Office

**Describe the regulatory issue or observation::** This is the seemingly arbitrary requirements from the AG's office relative to which handguns can be sold by Federally Firearms Licensed people (FFLs) to non-FFL LTC holders in the Commonwealth. The list of issues with this regulation are remunerated here: <http://www.goal.org/regulationpages/fraudreport.html>

**Suggestions for easing regulatory compliance::** I think this should be abolished. The EOPS list and tests already ensure "safety" and the AG list has been used as a political weapon in the past.

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**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/22/15 4:00 PM

**Name (optional)::** John Magee

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::**

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 940 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General (AG), Executive Office of Public Safety (EOPS)

**Describe the regulatory issue or observation::** 940 CMR 16.00 was enacted prior to, and made effectively redundant, by 501 CMR 7.00 (MGL Ch 140 section 123 and 131 3/4).

There is no public safety reason for 940 CMR 16.00 to still exist: it is ambiguous and confusing. The public has no way of knowing in advance if they can comply with it. The more recent 501 CMR 7.00 serves the public well and does not suffer from the same ambiguity.

**Suggestions for easing regulatory compliance::**

Due to redundancy and ambiguity, 940 CMR 16.00 should be repealed.

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**Categories:** Red Category



## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/16/15 2:22 PM

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**Company/Organization (if applicable) (optional)::** DDS

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::** all state facilities open to the public or for public use.

**Describe the regulatory issue or observation::** As a former provider of service to individuals with disabilities, it became readily apparent that if one requires a "bed like" space to be attended in regard to toileting and supply change, there are no such facilities available. Current ADA standards do not address this need for individuals who unable to stand and pivot a traditional handicapped stall. They need a room or larger stall with a bed sized area where one could be assisted to be properly attended to. The lack of this situation results in limited ability to access ones government and daily living activities.

**Suggestions for easing regulatory compliance::**

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**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

**Formstack Submission for form A Clearer Code: Regulatory Reform**

*Submitted at 07/29/15 4:33 PM*

**Name (optional)::** Lynn Scanlon

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::**

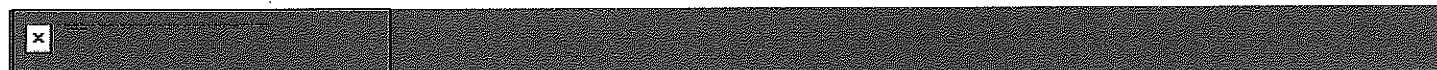
**Describe the regulatory issue or observation::**

**Suggestions for easing regulatory compliance::**

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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/29/15 4:16 PM

**Name (optional)::** Jessica Mingoelli

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::**

Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::**

**Describe the regulatory issue or observation::**

**Suggestions for easing regulatory compliance::**

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**Subject:** A Clearer Code: Regulatory Reform  
**Categories:** Red Category

 [REDACTED]

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/22/15 4:18 PM

**Name (optional)::** John Andrews  
**Company/Organization (if applicable) (optional)::** Law Office of John ANDrews, PC

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 940 CMR 16:00

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::**

**Describe the regulatory issue or observation::** The regulation conflicts with statutes and creates unnecessary burdens on both sellers and consumers. The regulation is simply not needed as the statutory framework provides ample protections.

**Suggestions for easing regulatory compliance::** Truthfully, the only way to ease compliance with the firearms laws in Massachusetts is to repeal this regulation.

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**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 07/22/15 10:26 PM

**Name (optional)::** Mike Armstrong

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::**

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** possibly c.m.r. 940

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies affiliated with this regulation::** Attorney General Office/EEOPS

**Describe the regulatory issue or observation::** Part of the Attorney General's regulations regarding firearms sold in Massachusetts requires a heavy trigger pull above the industry standard for firearms to be sold in the Commonwealth. This practice is contrary to the idea that it promotes a safer firearm. Accuracy is a product of trigger control. A heavy trigger pull causes many problems with shooting accuracy. This can mean bullets striking far from the target being aimed at. It would seem counterintuitive to require a device be made harder to use and made in a way that would be more dangerous than is routinely made by industry standards.

**Suggestions for easing regulatory compliance::** Allow the standard trigger pull manufacturers use for firearms manufactured for all the other states.

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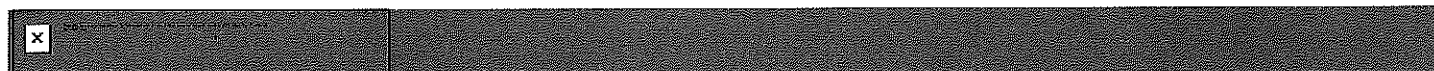
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**Categories:** Red Category



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Submitted at 07/31/15 9:07 AM

**Name (optional)::** GEORGE BOGUE

**Company/Organization (if applicable)  
(optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 950 CMR 16.00

**General Regulatory Themes::** Public Safety

**Please list the Agency or Agencies  
affiliated with this regulation::** AG's regulation is 950 CMR 16.00

**Describe the regulatory issue or  
observation::** The EOPS regulation that renders the AG's regulation is redudent is 501 CMR 7.00  
The enabling legislation for 501CMR 7.00 is MGL Ch 140 section 123 & 131 3/4

**Suggestions for easing regulatory  
compliance::**

1. The AG's regulations were enacted prior to the above law and 501 CMR 7.00
2. As such , 950 CMR 16.00 is redundant and unnecessary
3. Political considerations , and not public safety , and prevented the repeal of 950 CMR 16.00
4. 501 CMR 7.00 serves the public well , and does not suffer from the ambiguity and inability to get an advance determination of compliance that is problematic with 950 CMR 16.00
5. Due to redundancy and ambiguity , 950 CMR 16.00 should be repealed

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**Sent:** Tuesday, August 18, 2015 12:44 PM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 08/18/15 12:44 PM

<b>Name (optional)::</b>	Patricia Crowe
<b>Company/Organization (if applicable) (optional)::</b>	National Grid
<b>Address (optional)::</b>	[REDACTED]
<b>Primary Phone (optional)::</b>	
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	520
<b>General Regulatory Themes::</b>	Public Safety
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	Department of Public Safety
<b>Describe the regulatory issue or observation::</b>	Hoisting Machinery regulation on Crane Operator Certifications and Derricks in Construction should conform to OSHA.
<b>Suggestions for easing regulatory compliance::</b>	<p>National Grid recommends that 520 CMR (Hoisting Machinery) conform to the latest revision (2010) of OSHA's rule 29 CFR 1926.1400, Sub Part CC Cranes &amp; Derricks in Construction with respect to Crane Operator Certifications and Exemptions for Digger Derricks. The 2010 revision to the federal regulations expanded the exclusions for Crane Operator Certifications and Exemptions for Digger Derricks to include not only lifting and setting poles in the electric utility and telecommunications industries but to include the placement of transformers and other equipment on the poles as well as to include general lifting at the worksites. The federal rule at 29 CFR 1400 expands the exclusions for crane operator certifications and exemptions as follows:</p> <p>(c) Exclusions. This subpart does not cover:</p> <p>... (4) Digger derricks when used for augering holes for poles carrying electric or telecommunication lines, placing and removing the poles, and for handling associated materials for installation on, or removal from, the poles, or when used for any other work subject to subpart V of this part. To be eligible for this exclusion, digger-derrick use in work subject to subpart V of this part must comply with all of the provisions of that subpart, and digger-derrick use in construction work for telecommunication service (as defined at §1910.268(s)(40)) must comply with all of the provisions of §1910.268.</p>

**From:** [REDACTED] <noreply+844a0ef2456e6c99@formstack.com>  
**Sent:** Tuesday, August 18, 2015 12:55 PM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

## Formstack Submission for form A-Clearer Code: Regulatory Reform

Submitted at 08/18/15 12:55 PM

<b>Name (optional)::</b>	Patricia Crowe
<b>Company/Organization (if applicable) (optional)::</b>	National Grid
<b>Address (optional)::</b>	[REDACTED]
<b>Primary Phone (optional)::</b>	[REDACTED]
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	520
<b>General Regulatory Themes::</b>	Public Safety
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	Department of Public Safety
<b>Describe the regulatory issue or observation::</b>	Hoisting Machinery regulation on Crane Operator Certifications and Derricks in Construction should conform to OSHA.
<b>Suggestions for easing regulatory compliance::</b>	<p>National Grid recommends that 520 CMR (Hoisting Machinery) conform to the latest revision (2010) of OSHA's rule 29 CFR 1926.1400, Sub Part CC Cranes &amp; Derricks in Construction with respect to Crane Operator Certifications and Exemptions for Digger Derricks. The 2010 revision to the federal regulations expanded the exclusions for Crane Operator Certifications and Exemptions for Digger Derricks to include not only lifting and setting poles in the electric utility and telecommunications industries but to include the placement of transformers and other equipment on the poles as well as to include general lifting at the worksites. The federal rule at 29 CFR 1400 expands the exclusions for crane operator certifications and exemptions as follows:</p> <p>(c) Exclusions. This subpart does not cover:</p> <p>... (4) Digger derricks when used for augering holes for poles carrying electric or telecommunication lines, placing and removing the poles, and for handling associated materials for installation on, or removal from, the poles, or when used for any other work subject to subpart V of this part. To be eligible for this exclusion, digger-derrick use in work subject to subpart V of this part must comply with all of the provisions of that subpart, and digger-derrick use in construction work for telecommunication service (as defined at §1910.268(s)(40)) must comply with all of the provisions of §1910.268.</p>

[REDACTED]

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**To:** RegReform (ANF)  
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## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 08/18/15 1:14 PM

<b>Name (optional)::</b>	Patricia Crowe
<b>Company/Organization (if applicable) (optional)::</b>	National Grid
<b>Address (optional)::</b>	[REDACTED]
<b>Primary Phone (optional)::</b>	
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	454.21 Right to Know
<b>General Regulatory Themes::</b>	Public Safety
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	Division of Occupational Safety
<b>Describe the regulatory issue or observation::</b>	454.21 Right to Know should conform to the latest revision of OSHA rule 29 CFR 19120.1200 Hazard Communication Standards
<b>Suggestions for easing regulatory compliance::</b>	National Grid recommends that 454.21.00 (Right to Know) conform to the latest revision (May 2010) of OSHA's rule 29.CFR 19120.1200 in which the federal rule on Hazard Communications Standard (HCS) was changed to conform to the United Nations Globally Harmonized System of Classification and Labelling of Chemicals (GHS). OSHA determined that the modification to its rule would significantly reduce costs and burdens while also improving the quality and consistency of information provided to employers and employees regarding chemical hazards and associated protective measures.

OSHA concluded that the improved information would enhance the effectiveness of the HCS in reducing the incidence of chemical-related occupational illnesses and injuries. OSHA's modifications to the standard included revised criteria for classification of chemical hazards; revised labelling provisions that include requirements for use of standardized signal words, pictograms, hazard statements, and precautionary statements; a specific format for safety data sheets; and related revisions to definitions of terms used in the standard, and requirements for employee training on labels, and safety data sheets.

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**Subject:** A Clearer Code: Regulatory Reform  
**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 09/30/15 2:06 PM

<b>Name (optional)::</b>	Bill Rennie
<b>Company/Organization (if applicable) (optional)::</b>	Retailers Association of Massachusetts
<b>Address (optional)::</b>	
<b>Primary Phone (optional)::</b>	[REDACTED]
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	520 CMR 6.00
<b>General Regulatory Themes::</b>	Doing Business in MA
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	Dept. of Public Safety
<b>Describe the regulatory issue or observation::</b>	<p>We are hearing from many of our retail members that they are having difficulty complying with the new hoisting licensure regulations. There is also an opinion that the regulation as it applies to forklifts is preempted by the federal OSHA regulation.</p> <p>The regulation goes way beyond what is required in any other state.</p>
<b>Suggestions for improvements to the regulation::</b>	<p>A state license for a forklift operator is an extra burden on employers for the following reasons:</p> <p>If in-house program is not approved, employer is managing two programs to cover all the requirements.</p> <p>If an in-house program is approved, employer is managing two programs for the trainers. Companies report that they would need at least 10 trainers per location to cover shifts. Perhaps more to cover sick calls and vacation time.</p> <p>The regulation is burdensome on the employee; fees (\$175.00) and unpaid time away from work to get a physical, take exam and submit paperwork for license.</p>

Companies that only operate forklifts before and after open hours should be exempt.

Also, the regulations restrictions on rental programs are overly burdensome and need to be reviewed.

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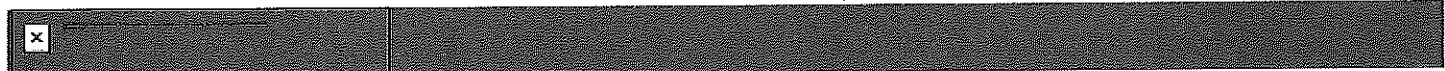
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**Categories:** Red Category



## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 09/30/15 2:07 PM

**Name (optional)::**

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Doing Business in MA

**Please list the Agency or Agencies affiliated with this regulation::** Dept. of Public Safety

**Describe the regulatory issue or observation::** We are hearing from many of our retail members that they are having difficulty complying with the new hoisting licensure regulations. There is also an opinion that the regulation as it applies to forklifts is preempted by the federal OSHA regulation.

The regulation goes way beyond what is required in any other state.

**Suggestions for improvements to the regulation::** A state license for a forklift operator is an extra burden on employers for the following reasons:

If in-house program is not approved, employer is managing two programs to cover all the requirements.

If an in-house program is approved, employer is managing two programs for the trainers. Companies report that they would need at least 10 trainers per location to cover shifts. Perhaps more to cover sick calls and vacation time.

The regulation is burdensome on the employee; fees (\$175.00) and unpaid time away from work to get a physical, take exam and submit paperwork for license.

Companies that only operate forklifts before and after open hours should be exempt.

Also, the regulations restrictions on rental programs are overly burdensome and need to be reviewed.

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**Formstack Submission for form A Clearer Code: Regulatory Reform**

*Submitted at 10/23/15 9:55 AM*

**Name (optional)::** Martha Holden

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::** [REDACTED]

**Email (optional)::** [REDACTED]

**CMR Number (If known): :**

**General Regulatory Themes::** Licensing and Permitting

**Please list the Agency or Agencies affiliated with this regulation::** Elevator

**Describe the regulatory issue or observation::**

Applicants are required to pay for state inspection in advance of expiration of permit. Penalty for non-payment is significant.

Elevators are typically inspected 3-6 months after expiration of permit resulting in nervous passengers who observe the expired certificate and frustration on the part of the building manager, who is trying to comply with "safety" guidelines.

After the elevator is inspected several months later (at significant cost to the building manager), the inspection is nearly due again, and the inefficient cycle begins again.

Although safety should be the compelling issue, the fact that the inspectors are extremely slow to respond to applications underscores the fact that the Commonwealth doesn't consider safety paramount at all. The process appears to residents to be a money-grabbing scheme with no real benefit to taxpayers.

This is burdensome, expensive and wasteful.

**Suggestions for improvements to the regulation::** Two-year inspection cycle.

Timely inspections.

Realistic penalties for unintentional non-compliance.

Permit fee relief for municipal buildings.

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**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

**Formstack Submission for form A Clearer Code: Regulatory Reform**

*Submitted at 09/03/15 9:16 PM*

**Name (optional)::** Amy Conrad

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::**

**Email (optional)::** [REDACTED]

**CMR Number (If known): :**

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::**

**Describe the regulatory issue or observation::**

**Suggestions for easing regulatory compliance::**

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**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 09/09/15 9:51 AM

**Name (optional)::**

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::**

**Describe the regulatory issue or observation::**

I find it really hard to have such a license requirement, which is not broken down a little better. This allows a trainer..to be under a huge umbrella. I feel IF you are going to continue to require licensing it should be very specific to the LEVEL of instruction that individual should be able to teach.

**Suggestions for easing regulatory compliance::**

An online test possibly? Very difficult for some to take time out of there days to travel in to take a test.

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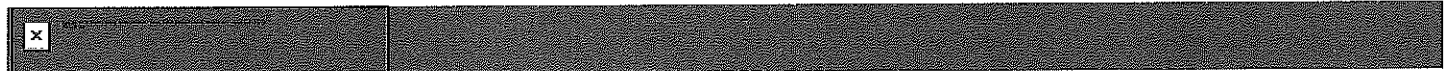
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**Subject:** A Clearer Code: Regulatory Reform  
**Categories:** Red Category



## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 09/27/15 3:54 PM

<b>Name (optional)::</b>	Wayne Feiden
<b>Company/Organization (if applicable) (optional)::</b>	City of Northampton
<b>Address (optional)::</b>	[REDACTED]
<b>Primary Phone (optional)::</b>	[REDACTED]
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	321 CMR
<b>General Regulatory Themes::</b>	Building Codes/Accessibility Standards
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	Architectural Access Board
<b>Describe the regulatory issue or observation::</b>	The AAB standard is stricter than and not always consistent with the federal Americans with Disabilities Act when it comes to trails.
<b>Suggestions for improvements to the regulation::</b>	Revise the AAB regulations so that the slopes for backcountry trails and bike paths does not exceed that required by ADA for the same kind of situation.

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**Sent:** Wednesday, September 30, 2015 9:03 AM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

**Categories:** Red Category

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 09/30/15 9:03 AM

<b>Name (optional)::</b>	Peter Romano
<b>Company/Organization (if applicable) (optional)::</b>	Independent Oil Marketers Association of New England
<b>Address (optional)::</b>	[REDACTED]
<b>Primary Phone (optional)::</b>	[REDACTED]
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	527
<b>General Regulatory Themes::</b>	Building Codes/Accessibility Standards
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	DFS
<b>Describe the regulatory issue or observation::</b>	Self Service Requirements
<b>Suggestions for improvements to the regulation::</b>	<p>The Massachusetts Department of Fire Services (DFS) regulates Self Service Gasoline Stations under 527 CMR 1. Currently there is a requirement that any facility of more than 1,000 square feet of retail sales area and less than eight fueling positions shall be operated by more than one employee.</p> <p>The National Fire Protection Association (NFPA) Code 1, which is the National Standard, does not require more than one attendant on duty at Self Service Facilities, regardless of the number of fueling positions and the size of the store. According to industry data, the total gross profit per convenience store/gas facility was \$65,021 through 9/13. The total Direct Store Operating Expense through the same period was \$39,039. Wages and Benefits represent \$19,967 and this statistic represents USA averages where most states allow for one attendant. The requirement for more than one attendant on duty significantly raises the costs for Massachusetts's station owners. The requirement for two attendants is a significant and unnecessary burden on station owners in Massachusetts.</p>

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**Sent:** Tuesday, October 27, 2015 9:03 AM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/27/15 9:02 AM

**Name (optional)::**

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::** Department of Fire Services

**Describe the regulatory issue or observation::** The non-uniformity of enforcement and interpretation of the Fire Code varies greatly from municipality to municipality. Also, the fact that an electrician has 5 days to pull an electrical permit due to emergency repairs is not applicable to fire permits where it needs to be in hand first before the repair can be done, potentially leaving an unsafe, off line system, until a permit can be obtained. Fire prevention officers often over step their authority in regards to the code and make up code as they would like to have it rather than how it is.

**Suggestions for improvements to the regulation::** I think there should be a five day period to pull a fire permit to match the electrical permit. I think there should be mandated certification classes for Fire Prevention officer's if they are doing fire inspections and plan reviews so they understand the fire codes in the State Building Code so as to improve uniform enforcement across the state as intended when the state building code was written in 1975. the Electrical Inspectors are required to have 15 hours of continuing education every three years to keep abreast of changes in the code, so should fire prevention officers.

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**From:** [REDACTED] <noreply+e6e7fe7eb93ea733@formstack.com>  
**Sent:** Friday, October 30, 2015 3:09 PM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

**Formstack Submission for form A Clearer Code: Regulatory Reform**

Submitted at 10/30/15 3:08 PM

**Name (optional)::** Grey Lee

**Company/Organization (if applicable) (optional)::** U.S. Green Building Council, Massachusetts Chapter

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::** [REDACTED]

**Email (optional)::** [REDACTED]

**CMR Number (If known): :** 780

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::** BBRS

**Describe the regulatory issue or observation::** The state building code supports strong energy efficiency goals.

**Suggestions for improvements to the regulation::** We support a strong and aggressive building code which improves the performance of buildings in the Commonwealth in terms of safety, energy efficiency, and health for the occupants and surrounding community. We support a strong stretch code to continue to raise the performance of buildings in designated green communities in Massachusetts.

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**From:** noreply@formstack.com  
**Sent:** Thursday, November 12, 2015 1:47 PM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/12/15 1:46 PM

**Name (optional)::**

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 521

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::** Architectural Access Board

**Describe the regulatory issue or observation::** The regulation is applicable to new construction and renovation of public buildings in the Commonwealth and if confusing and conflicts with out codes and is less than the National Standard

**Suggestions for improvements to the regulation::** The AAB should adopt the ADA Standards and make specific amendments where they feel that the Standards are inadequate and justify the reason for the change. In addition, the AAB pre dated the ADA and now it is time for the AAB to come in line with the nation's accessibility code. This standard is based upon research, is easier to understand and is widely known throughout the country. Practicing architects not familiar with the unique requirements in Massachusetts often find it confusing and difficult to understand. This causes buildings to be built in noncompliance and resulting is costly retrofits.

In addition, you should look at the Plumbing Code as well as the Board of Registration of Funeral Homes which also require accessibility and in my opinion not within their authority or expertise. Funeral Home Board for example, requires when a change of owner occurs, you must comply with 521 CMR HOWEVER, 521 CMR doesn't apply unless you are doing renovations - so... who do you see relief from if you cannot comply?? AAB has no jurisdiction to grant a waiver since no work is being performed, and the Funeral Home Board cannot grant a variance to 521 CMR - you go around in a circle.

[REDACTED]

---

**From:** Dennis Polselli [REDACTED]  
**Sent:** Wednesday, November 18, 2015 1:25 PM  
**To:** RegReform (ANF)  
**Subject:** Executive Order 562

I'm sending written comments on Governor Baker's Executive Order 562 as it pertains to Disability. Because I am unable to attend the listening session. My only comment concerns the Massachusetts Architectural Access Board and the rules governing access codes as it relates to buildings, and the Federal Americans with Disabilities Act (ADA.) Often building inspectors and facilities directors at our public institutions have to deal with two sets of regulations and which set of regulations are stricter since the ADA requires that you implement the stricter one. So, these two sets of Regulations should be combined into one set of regulations and in addition, Employment should be included in the regulations since under the ADA, employers are required to follow the Federal ADA codes while the State is not. A good example of this discrepancy is parking. Under the Massachusetts Architectural Access rules, the first designation of Disability parking spaces started at 15 spaces, while the Federal ADA starts at 1. One is the strictest yet many facilities in Massachusetts and building inspectors tell businesses to adopt the State's 15 spaces. We, in the disability community has been filing and refiling this bill combining the two regulations for nearly 25 years. This is the time to make the necessary reform and make this issue right for building inspectors, facilities managers and the Disability community.

Regards,

Dennis Polselli Chair Fall River Commission on Disability and form Disability Director at Framingham State University.

**From:** noreply@formstack.com  
**Sent:** Wednesday, November 25, 2015 10:13 AM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/25/15 10:12 AM

**Name (optional)::**

**Company/Organization (if applicable) (optional)::**

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :**

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::**

Fire Dept Code- uneven enforcement  
Building Code Bubblers and slop sinks required for office space?  
Liquor to cumbersome Crowd Control? TIP, Food Service, allergies, grease traps, too many sinks, sprinklers, no smoking, per se, .08 and other ineffective drinking and driving laws. Road blocks

On recent office renovation had to change all doors to 36 from 32 from 2010 renovation and add fire doors at \$1500 each

**Describe the regulatory issue or observation::**

**Suggestions for improvements to the regulation::**

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**From:** [REDACTED] 3a4d53abf98707ff@formstack.com>  
**Sent:** Thursday, November 19, 2015 2:40 PM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/19/15 2:40 PM

<b>Name (optional)::</b>	Robert Sneirson
<b>Company/Organization (if applicable) (optional)::</b>	Town of Brookline, Massachusetts
<b>Address (optional)::</b>	[REDACTED]
<b>Primary Phone (optional)::</b>	[REDACTED]
<b>Email (optional)::</b>	[REDACTED]
<b>CMR Number (If known): :</b>	529
<b>General Regulatory Themes::</b>	Building Codes/Accessibility Standards
<b>Please list the Agency or Agencies affiliated with this regulation::</b>	Architectural Access Board, Executive Office of Public Safety
<b>Describe the regulatory issue or observation::</b>	In Massachusetts, there are two building codes which architects must comply with: The Massachusetts Architectural Access Board Code (AAB) and the Americans with Disabilities Act Architectural Guidelines(ADAAG). These codes in certain places in 529 CMR most notably in the areas of doors and assembly areas where the codes clash such as the AAB's requirement that there be kick plates on all doors and the silence of the ADAAG's insistence that they are not needed. In my work for the Town of Brookline, I have had architects in my office crying and pulling their hair out and vowing never to design another building because they are confused, Can we do better for the architects of the Commonwealth?
<b>Suggestions for improvements to the regulation::</b>	Can we merge the two codes into one Architectural Access Code? This, I think, would have two benefits, One would be the easing of frustration and anxiety in the architectural and construction communities over whether a building is accessible for persons with disabilities. The other is that the Commonwealth could submit their Architectural Access Code to the Federal Department of Justice for Certification as being "fundamentally equivalent" to the ADAAG which could make it easier for the Commonwealth to get Federal Monies into the State and it would allow local building inspectors to enforce the ADAAG perhaps getting rid of the need for an AAB. NOTE: We will never be able to get the US Justice Department to certify fundamental eqivelence if the Massachusetts Legislature does not pass a bill giving the AAB jurisdiction



over "employee" only areas. Bills have been filed to do this since 1990 but they have never made it through the process.

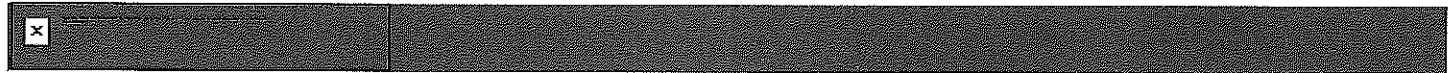
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**From:** [REDACTED] <noreply+263f4858d389d4cc@formstack.com>  
**Sent:** Sunday, November 29, 2015 9:58 PM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform



## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/29/15 9:58 PM

Name (optional)::	Bert DuVernay
Company/Organization (if applicable) (optional)::	
Address (optional)::	[REDACTED]
Primary Phone (optional)::	[REDACTED]
Email (optional)::	[REDACTED]
CMR Number (If known): :	515 CMR 6.03 (5) (c)
General Regulatory Themes::	Public Safety
Please list the Agency or Agencies affiliated with this regulation::	Department of State Police
Describe the regulatory issue or observation::	<p>The cited section of the Law Enforcement Officers Safety Act Qualification Standards and Instructor Certification regulation requires that the retired officer, the "student," possess a valid Massachusetts License to Carry a Firearm.</p> <p>18USC926C(a) specifically states that the section is "Notwithstanding any other provision of the law of any State or any political subdivision thereof."</p> <p>515CMR6.03(5)(c) seeks to supersede federal law by requiring retired officers to have a LTC when the clear intent of federal law is to exempt them from any such requirement.</p> <p>While certainly not binding, Wikipedia has a very thorough and extensively footnoted discussion of this issue on its website. <a href="https://en.wikipedia.org/wiki/Law_Enforcement_Officers_Safety_Act">https://en.wikipedia.org/wiki/Law_Enforcement_Officers_Safety_Act</a></p>
Suggestions for improvements to the regulation::	Delete subsection (c) requiring the LTC. No other provision would have to be changed, other than renaming subsections d-g.

**From:** [REDACTED] <noreply+c34a50bdbdbaad96@formstack.com>  
**Sent:** Monday, November 30, 2015 9:49 AM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform

## Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/30/15 9:48 AM

**Name (optional)::** Jean Batty

**Company/Organization (if applicable) (optional)::**

**Address (optional)::** [REDACTED]

**Primary Phone (optional)::** [REDACTED]

**Email (optional)::** [REDACTED]

**CMR Number (If known): :**

**General Regulatory Themes::** Building Codes/Accessibility Standards

**Please list the Agency or Agencies affiliated with this regulation::** MAAB

**Describe the regulatory issue or observation::**

Please apply accessibility standards to employee work spaces!

My son who uses a wheelchair is shut out of so many entry level jobs because employers do not have to accommodate his wheelchair in employee work space.

This is ridiculous in 2015!

**Suggestions for improvements to the regulation::**

The state accessibility code must align with the ADA for work parity reasons. We spend all this money educating disabled children and then completely drop the ball when they get ready to enter the workplace.

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# STAVROS

CENTER FOR INDEPENDENT LIVING, INC.



October 29, 2015

Dear Committee Members,

As the Stavros Director of Services (an independent living center located in Hampden, Hampshire, and Franklin counties and serving 55,000 consumers I'm requesting your support for the proposed legislation in SB 1323.

For years the disability community has presented language attempting to change the Massachusetts Architectural Access Board (AAB) regulations to make them "substantially equivalent" to the Americans with Disabilities Act Access Guidelines (ADAAG). Unfortunately the proposed regulatory changes have not moved forward. This year we have another opportunity to present this proposed legislation.

Currently the Massachusetts access codes do not cover employment spaces. SB 1323 would do so by mirroring the ADAAG. People with disabilities have historically been living below the poverty level due to lack of education and employment. This change will eliminate at least one of the barriers to employment. Furthermore SB 1323 would also affect housing for people with disabilities. In Massachusetts economics have been a barrier to creating new large housing projects. However developers have used old factories, warehouses, and schools to create residential facilities. Under the current codes developers are not required to include accessible units or adaptable units. However if SB 1323 is enacted developers will have to include accessible units (5%) and an additional (2%) for the deaf. Furthermore the remaining units would have to be built "adaptable" meaning someone with a disability could move into one of the units and find the appropriate square footage to accommodate a wheelchair and accessible path of travel as well as solid walls in the bathroom to allow for grab bars. These additional units will go a long way towards alleviating the huge housing waiting list people with disabilities are experiencing in nursing homes as well as housing authority lists...

Stavros also believes the changes brought about by SB 1323 would be welcomed by developers in Massachusetts and may attract other construction projects. It's not unusual for a developer to shy away from building in Massachusetts because of our complicated architectural access codes. Adopting a "substantially equivalency" to the ADAAG would ease the developers hesitancy to bring projects into Massachusetts as they would be working in familiar language and scoping requirements.

Currently enforcing accessibility violations are hit or miss. Building inspectors can enforce local and state codes however have no jurisdiction over federal building requirements such as ADAAG. Unfortunately the disabled community has to be the watchdog. This enforcement is



# STAVROS

CENTER FOR INDEPENDENT LIVING, INC.



limited because its enforcement is dependent on individuals living in the community who know access codes. For the most part that's unusual and is a further burden on people with disabilities. Some of us who know access violations will file complaints with the Department of Justice but for others, building violations go unnoticed or unreported. SB 1323 will put the enforcement responsibilities back onto the building inspectors where they belong.

Stavros urges the House to support SB 1323 and we are sure this legislation will create a friendlier environment for our elders and other citizens with disabilities.

Thank you,

Joseph Tringali/Director of Services

