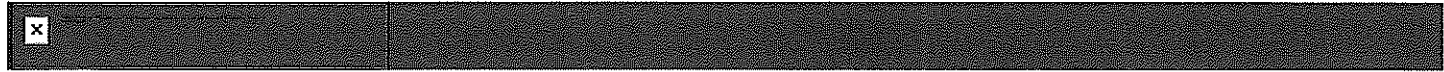


**From:** noreply@formstack.com  
**Sent:** Thursday, March 24, 2016 2:17 PM  
**To:** RegReform (ANF)  
**Subject:** A Clearer Code: Regulatory Reform



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

Submitted at 03/24/16 2:17 PM

**Name (optional)::**

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

**Address (optional)::**

**Primary Phone (optional)::**

**Email (optional)::**

**CMR Number (If known): :** 239

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

**Please list the Agency or Agencies affiliated with this regulation::** Board of Registration in Embalming and Funeral Directing  
Architectural Access Board

**Describe the regulatory issue or observation::** The Board of registration in Embalming and Funeral Direction has a provision in Section 3.06(1)(a) that requires funeral homes to be accessible to persons with disabilities according to the rules and regulations of the Architectural Access Board. Under what authority does this board have to regulate handicapped accessibility?

If you to go the Architectural Access Board regulations, they are only triggered when you do construction work. So.. the AAB has no jurisdiction to require a funeral home to be accessible unless work is performed, and yet, the Board of Regulation in Embalming requires them to comply. If an existing funeral home cannot comply with a particular provision who grants relief? AAB cannot as they do not have jurisdiction and the Board of Embalming cannot as they have not authority???

Under the ADA, an existing funeral home has an obligation to remove barriers if it is readily achievable to do so. Enforcement is through private lawsuits or the DOJ. I don't see any authority for the Board of Registration in Embalming to require this.

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

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