

## ADVISORY COMMITTEE COMMENT FORM FOR PROPOSED CODE CHANGES

(This form must be submitted electronically)

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### **Proposed Code Change - Language**

Please provide your proposed code change in strikeout/underline format. Provide the *specific* language you would like to see changed, with new words underlined and words to be deleted should be ~~stricken~~. Also, state whether the language contained in your proposal is from a code book or from an amendment currently found in Minnesota Rule. (You may provide the language (electronically) on a separate, attached sheet).

~~**1103.2.17 Equipment and appliances.** Controls and operating mechanisms on ATM machines, vending machines, kiosk equipment, beverage dispensing devices other than drinking fountains or required water provision devices, telephones, refrigerators, microwave ovens, ovens, cooktops, dishwashers, washing machines, and cloths dryers are not required to be accessible.~~

### **Proposed Code Change – Need and Reason**

Please provide a thorough explanation of the need for this change and why this proposed code change is a reasonable change. During the rulemaking process, the Agency must defend the need and reasonableness of all its proposed changes. The Agency must submit evidence that it has considered all aspects of the proposal. (You may provide the need and reason (electronically) on a separate attached sheet).

~~Delete the provision. Currently the controls and operating mechanisms of the equipment and appliances on the above proposed amendment are covered by state building code. It is critical for usability of the equipment and appliances that they continue to be covered by state building code. This requirement was part of ADAAG, is currently in the 2010 ADA Standards for Accessible Design and should continue to be part of the state building code.~~

### **Proposed Code Change – Cost/Benefit Analysis**

Please consider whether this proposed code change will increase/decrease costs or indicate that it will not have any cost implications and explain how it will not. If there is an increased cost, will this cost be offset somehow by a life safety or other benefit? If so, please explain. Are there any cost increases/decreases to enforce or comply with this proposed code change? If so, please

explain. (You may provide the cost/benefit analysis (electronically) on a separate, attached sheet).

It is currently in the state building code – there would be change in cost.

### **Other Factors to Consider Related to Proposed Code Change**

1. Is this proposed code change meant to:

change language contained in a published code book? If so, list section(s).

change language contained in an existing amendment in Minnesota Rule? If so, list Rule part(s).

This change is intended to reinstate language in Minnesota Rules, Chapter 1341 Minnesota Accessibility Code

delete language contained in a published code book? If so, list section(s).

delete language contained in an existing amendment in Minnesota Rule? If so, list Rule part(s).

neither; this language will be new language, not found in the code book or in Minnesota Rule.

2. Is this proposed code change required by a Minnesota Statute or new legislation? If so, please provide the citation to the Statute or legislation.

No

3. Will this proposed code change impact other sections of a published code book or of an amendment in Minnesota Rule? If so, please list the affected sections or rule parts.

Associated language that was proposed to be eliminated will need to be reinstated.

Will this proposed code change impact other parts of the Minnesota State Building Code? If so, please list the affected parts of the Minnesota State Building Code.

Associated language that was proposed to be eliminated will need to be reinstated.

4. Who are the parties affected or segments of industry affected by this proposed code change?

The disability community will greatly benefit from this proposed change to eliminate the original amendment and building code officials will have to continue to enforce this section of the accessibility code.

5. Can you think of other means or methods to achieve the purpose of the proposed code change? If so, please explain what they are and why your proposed change is the preferred method or means to achieve the desired result.

No

6. Are you aware of any federal requirement or regulation related to this proposed code change? If so, please list the regulation or requirement.

The 2010 ADA Standards for Accessible Design require that the equipment and appliances controls and operating mechanisms in question be accessible, the state building code should continue to do so as well.