

**NINE-POINT CRITERIA ANALYSIS
OF
PROPOSED BUILDING STANDARDS
OF THE
CALIFORNIA BUILDING STANDARDS COMMISSION

REGARDING THE CALIFORNIA MECHANICAL CODE
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 4**

Building standards submitted to the California Building Standards Commission for approval are required, by Health and Safety Code Subsection 18930(a), to be accompanied by an analysis which will, to the satisfaction of the Commission, justify their approval. The approval of these proposed building standards is justified as follows:

1) The proposed building standards do not conflict with, overlap, or duplicate other building standards.

The proposed building standards do not conflict with, overlap or duplicate other building standards. The California Building Standards Commission (CBSC) is proposing only the adoption of the Uniform Mechanical Code (UMC) unamended as part of Title 24 Part 4.

2) The proposed building standards are within the parameters established by enabling legislation, and are not expressly within the exclusive jurisdiction of another agency.

CBSC is the state agency enabled by legislation to adopt model codes for state owned and leased buildings.

3) The public interest requires the adoption of the building standards. The public interest includes, but is not limited to, health and safety, resource efficiency, fire safety, seismic safety, building and building system performance, and consistency with environmental, public health, and accessibility statutes and regulations.

The adoption of these regulations is required in order for CBSC to fulfill the legislative mandate requiring the adoption of the most recent edition of model codes.

4) The proposed building standards are not unreasonable, arbitrary, unfair, or capricious, in whole or in part.

No proposed regulations are unreasonable, arbitrary, unfair or capricious, in whole or in part. The CBSC is proposing the adoption of the most recent edition of the UMC for use in Title 24 Part 4.

5) The cost to the public is reasonable, based on the overall benefit to be derived from the building standards.

These proposed changes to the regulations do not impose a mandatory cost to the public.

6) The proposed building standards are not unnecessarily ambiguous or vague, in whole or in part.

The CBSC is proposing only the adoption of model code for use as Title 24 Part 4. This action is not unnecessarily ambiguous or vague, in whole or in part.

7) The applicable national specifications, published standards, and model codes have been incorporated therein as provided in this part, where appropriate.

(A) If a national specification, published standard, or model code does not adequately address the goals of the state agency, a statement defining the inadequacy shall accompany the proposed building standard when submitted to the commission.

(B) If there is no national specification, published standard, or model code that is relevant to the proposed building standard, the state agency shall prepare a statement informing the commission and submit that statement with the proposed building standard.

The CBSC is proposing only the adoption of model code for use as Title 24 Part 4. No national specification, published standard or model code provision is related to the proposed editorial changes.

8) The format of the proposed building standards is consistent with that adopted by the Commission.

The format of the proposed building standards is consistent with the format adopted by the CBSC for Title 24 Part 4.

9) The proposed building standards, if they promote fire and panic safety as determined by the State Fire Marshal, have the written approval of the State Fire Marshal.

The proposed building standards have been sent to the State Fire Marshal for review and approval. CBSC understands that these proposed regulations do not promote fire and panic safety. Written approval by the State Fire Marshal to these proposed amendments has been received.