

**NINE-POINT CRITERIA ANALYSIS
OF
PROPOSED BUILDING STANDARDS
OF THE
DIVISION OF THE STATE ARCHITECT (DSA-AC)

REGARDING PROPOSED CHANGES TO
THE CALIFORNIA BUILDING CODE
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 2

2016 CALIFORNIA BUILDING CODE
TRIENNIAL CODE CYCLE**

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.

Building standards proposed for adoption by the Division of the State Architect-Access Compliance (DSA-AC) do not conflict with, overlap or duplicate other building design and construction standards.

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

The building standards proposed by the DSA-AC are within the parameters established by Government Code Section 4450, and will be applicable to (1) publicly funded buildings, structures, sidewalks, curbs and related facilities; (2) privately funded public accommodations, and commercial facilities; (3) any portable buildings leased or owned by a school district; and (4) temporary and emergency buildings and facilities.

The building standards proposed by the DSA-AC are within the parameters established by Government Code Section 12955.1, and will be applicable to public housing and housing available for public use. Building standards proposed by the Department of Housing and Community Development for adoption per Government Code Section 12955.1 will be applicable to all other residential occupancies.

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.

Building standards proposed by the DSA-AC will fulfill the legislative mandate requiring the adoption of appropriate building design and construction regulations to implement the Access to Public Buildings by Physically Handicapped Persons Law (Government Code Section 4450) and the Discrimination, Disabled Persons, Design and Construction of Multifamily Dwellings, Building Standards and Adoption of Regulations Law (Government Code Section

12955.1). The proposed building standards will help to ensure that (1) publicly funded buildings, structures, sidewalks, curbs, and related facilities, (2) privately funded public accommodations and commercial facilities, and (3) public housing and private housing available for public use are accessible to and usable by persons with disabilities.

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

Building standards proposed by the DSA-AC for adoption are not unreasonable, arbitrary, unfair or capricious, in whole or in part.

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

Building standards proposed by the DSA-AC for adoption do not impose a mandatory cost to the public, beyond what the Federal Americans with Disabilities Act (ADA), the Federal Fair Housing Amendments Act of 1988, California statutes, and the 2016 California Building Code require.

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

Building standards proposed by the DSA-AC for adoption are not unnecessarily ambiguous or vague, in whole or in part. The proposed amendments will provide clarity and consistency for code users.

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

DSA-AC proposes to amend various portions of the 2010 ADAS, as applicable for use in California.

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

The format of the building standards proposed by the DSA-AC for adoption is consistent with the format of the 2015 Edition of the International Building Code, the model code selected by the California Building Standards Commission for Title 24, Part 2.

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.

Building standards proposed by the DSA-AC for adoption were developed in coordination with the State Fire Marshal (SFM). The final express terms have been sent to the SFM for review and written approval.