

**INITIAL STATEMENT OF REASONS
FOR
PROPOSED BUILDING STANDARDS
OF THE
CALIFORNIA BUILDING STANDARDS COMMISSION (CBSC)**

**REGARDING ADOPTION OF THE 2006 UNIFORM PLUMBING CODE (UPC),
CALIFORNIA CODE OF REGULATIONS (CCR), TITLE 24, PART 5**

The Administrative Procedure Act (APA) requires that an Initial Statement of Reasons be available to the public upon request when rulemaking action is being undertaken. The following information required by the APA pertains to this particular rulemaking action:

STATEMENT OF SPECIFIC PURPOSE AND RATIONALE:

This proposed action by the CBSC adopts the most current edition of the UPC of the International Association of Plumbing and Mechanical Officials, (IAPMO) as mandated by Health & Safety Code Section 18928.

ADOPT NEW SECTIONS AND RELOCATE SECTIONS FROM THE 2001 CBC and 2001 CPC IN CHAPTER 1, GENERAL PROVISIONS; RELOCATE IBC CHAPTER 1, ADMINISTRATION, TO APPENDIX CHAPTER 1. The specific purpose of this adoption is to separate statutory administrative provisions for state agencies from administrative provisions which can be adopted by local jurisdictions. The specific rationale for this action is clarity of administrative provisions for occupancies under the authority of state agencies and those under the authority of local jurisdictions.

TABLE 4-1 Minimum Plumbing Facilities: At the request of the Plumbing, Electrical, Mechanical, and Energy Code Advisory Committee to CBSC, Footnote 19 is added to provide local building officials adoptive language specific to allowance of alternates to Table 4-1 for minimum numbers of plumbing fixtures.

604.1 Exception: 2: CBSC is proposing to remove the exception to Section for consistency with the Department of Housing and Community Development (HCD). HCD has been given the lead agency role on regulations relating to PEX piping material. HCD has proposed to remove its amendment, which excludes PEX, and is proposing to adopt the section 604.1. HCD's rationale is as follows:

Section: (2001 CPC Section 604.1.1)

"HCD proposes to repeal the above-listed California amendment in its entirety. HCD's objective is to remove existing California restrictions on the materials approved for use in potable water distribution and supply systems. Repeal of this amendment, which set these California restrictions in place, is consistent with this objective."

Sections 604.11, 604.11.1, and 604.11.2: HCD, and therefore CBSC, are proposing to adopt these sections into Title 24, Part 5, CPC, with modification. The modification will remove the agencies' banners for consistency with the format of this code. HCD intends to complete the necessary tasks legally to adopt these sections without amendment.

TECHNICAL, THEORETICAL, AND EMPIRICAL STUDY, REPORT, OR SIMILAR DOCUMENTS:

There were no formal studies or reports used as the bases for the proposed adoption of the Uniform Plumbing Code. The Health & Safety Code, Section 18928, mandates this proposed action.

CONSIDERATION OF REASONABLE ALTERNATIVES

There are no reasonable alternatives identified by the agency. The Health & Safety Code, Section 18928, mandates this proposed action.

REASONABLE ALTERNATIVES THE AGENCY HAS IDENTIFIED THAT WOULD LESSEN ANY ADVERSE IMPACT ON SMALL BUSINESS.

No alternatives were identified to lessen the adverse impact on small businesses. The Health & Safety Code, Section 18928, mandates this proposed action.

FACTS, EVIDENCE, DOCUMENTS, TESTIMONY, OR OTHER EVIDENCE OF NO SIGNIFICANT ADVERSE IMPACT ON BUSINESS.

No facts, evidence, documents, testimony, or other evidence of any significant adverse economic impact on business have been identified. The Health & Safety Code, Section 18928, mandates this proposed action.

DUPLICATION OR CONFLICTS WITH FEDERAL REGULATIONS

There are no federal regulations related to this proposed action. The Health & Safety Code, Section 18928, mandates this proposed action.