



Petition to the California Building Standards Commission
Regarding Building Standards in Title 24, California Code of Regulations

Instructions

1. Use this form to petition the California Building Standards Commission (CBSC) for the repeal, amendment, or creation of a building standard pursuant to Sections 1-313 through 1-317, of Chapter 1, Part 1, Title 24, California Code of Regulations (reprinted on the reverse side). This form is NOT to be used to comment on proposed building standards.
2. Attach additional sheets if necessary.
3. Mail petition to the CBSC, 2525 Natomas Park Drive, Suite 130, Sacramento, CA 95833-2936. Verify address at CBSC website <http://www.bsc.ca.gov>.

Petitioner Identification and Contact Information

Last Name: First Name:

Representing:

Address: Number and Street:

City, State: Zip Code:

Telephone: () Email Address:

Purpose of Petition (Check as appropriate)

Repeal Existing Building Standard Amend Existing Building Standard Create New Building Standard

If this petition proposes the repeal or amendment of existing building standards in Title 24, identify the part number(s) and section number(s).	Part(s)
	Section(s)

Justification for Petition (Answer the following three questions.)

1. Explain the problem and rationale for this petition. See Section 1-315(b) on the reverse side.

2. Explain how the problem has statewide significance. See Section 1-315(a) on the reverse side.

3. Is the problem giving cause for emergency action because of an imminent danger to public health, safety or welfare? See Section 1-317 on the reverse side. Yes No If yes, explain:

Petition History

Have you petitioned the CBSC or other state or local agencies previously regarding this matter?
 Yes No If yes, explain below and attach a copy of the previous petition(s) and a copy all related correspondence and decisions rendered.

Identification of Attachments

Check if this petition has attachments. The number of pages attached to this petition:

Regulatory References

A response to your petition will be provided in accordance with the provisions of Sections 1-319, 1-321 or 1-323, as appropriate, of Chapter 1, of Part 1, of Title 24. These referenced regulations are available online at the Building Standards Commission website <http://www.bsc.ca.gov/>.

To assist you with completing the petition, here are provisions from Title 24, Part 1, Chapter 1:

Section 1-313:

1-313. Petitions.

- (a) Any local governmental agency, firm or member of the public may petition either the Commission or the authoritative agency for the proposal, adoption, amendment or repeal of any building standard or administrative regulation in Title 24 of the California Code of Regulations.
- (b) The Commission may refer received petitions to the state agency, or multiple agencies, having specific jurisdiction for the subject of the adopted building standard or for the subject of the proposed building standard as proposed by the petitioner. A state agency receiving a petition referred by the Commission shall process the petition as required by this Article, including the reporting of actions and decisions by the agency to the Commission.
- (c) Petitions are not to be used to address matters relating to currently proposed buildings standards. Any concerns relating to currently proposed building standards should be brought forward during the public comment period designated for the proposed building standard.

Section 1-315:

1-315. Criteria for Petition. A petition for the adoption, amendment or repeal of a building standard must meet the following criteria:

- (a) The subject issue must have statewide significance and must have implications for a whole category of projects or a broad range of project types, and:
- (b) The rationale for the petition must take the form of at least one of the following criteria:
1. A current building standard conflicts with pertinent statute(s). To substantiate this criterion, the petitioner must cite the subject building standard and the conflicting statute(s), and provide a clear written description of why the two are inconsistent.
 2. Compliance with a current building standard is routinely impossible or onerous. To substantiate this criterion, the petitioner must cite the current building standard, present written or photographic evidence of the difficulty in complying with it, and clearly show that the problem is common or potentially common to many different projects or project types in many different circumstances. This criterion shall not be used to justify a petition for the repeal or amendment of a current building standard that poses difficulty to a single project.
 3. A current building standard is inefficient or ineffective. To substantiate this criterion, the petitioner must cite the subject building standard, provide clear and concise written or photographic evidence of its ineffectiveness or inefficiency, describe a proposed alternative, and provide clear and convincing written or photographic evidence that it is more efficient or effective.
 4. A current building standard is obsolete. To substantiate this criterion, the petitioner must show at least one of the following facts:
 - A. A material or product specified in the building standards is not available, or
 - B. There is no statute authorizing the subject building standard, or
 - C. Significant developments in procedures, materials or other issues subject to the building standard have created a need for amendment or deletion of the building standard; that current state statutes permit amendment or deletion of the building standard; and that the building standard has the effect of prohibiting the use of a material or procedure that has demonstrated satisfactory performance and meets the intended purpose of building standards.
 5. There is a need for a new building standard. To substantiate this criterion, the petitioner must provide a clear written description of the proposed building standard, explain why it is necessary, and cite the statute(s) that require or authorize the new building standard.

Section 1-317

1-317. Emergency Petition.

- (a) A petitioner may assert that the petition requires immediate action because there is imminent danger to the public health, safety or welfare. To substantiate the existence of a potential danger, the petitioner must include in the petition a written description of the specific facts showing the need for immediate action.
- (b) If the emergency petition is approved by the Commission and if the petition is accepted pursuant to this Article, the proposing agency or adopting agency shall develop and/or adopt new or amended building standards necessary to satisfy the cause for the petition. The new or amended building standards shall be proposed and adopted as emergency regulations as permitted by Health and Safety Code Sections 18934.8 and 18937.

Authority: Health and Safety Code Sections 18931 and 18949.6

Reference: Health and Safety Code Sections 18931 and 18949.6