

**UPDATED INFORMATIVE DIGEST
FOR
PROPOSED BUILDING STANDARDS
OF THE
DIVISION OF THE STATE ARCHITECT – ACCESS COMPLIANCE (DSA-AC)
REGARDING 2010 CALIFORNIA BUILDING CODE (CBC)
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 2**

The Division of the State Architect – Access Compliance (DSA-AC) finds that NO REVISIONS have been made which would warrant a change to the informative digest contained in the Notice.

The Division of the State Architect - Access Compliance (DSA-AC) proposes to adopt, amend or repeal provisions of the 2010 California Building Code (CBC). DSA-AC further proposes to adopt USDOJ Americans with Disabilities Act (ADA) Certification related accessibility standards. These proposed amendments are intended to provide clarity, specificity and direction to the code user and to implement and make specific existing state laws. These proposed amendments are a result of recommendations for amendment developed during the public participation period prior to submittal to the California Building Standards Commission (CBSC).

Post-Hearing Modifications to the Text of the Regulations

DSA-AC provided a notice of the proposed changes made to the 2010 CBC, Chapters 2 and 11B, which were the subject of the initial 45-day public comment period which began on May 13, 2011 and ended on June 27, 2011. During this period, DSA-AC received public comments and revised its proposed changes in response.

DSA-AC provided a notice of the revised proposed changes to the 2010 CBC, Chapters 2 and 11B, which were the subject of the subsequent 15-day public comment period which began on September 17, 2011 and ended on October 2, 2011. During this period, DSA-AC received public comments.

Summary of the Immediately Preceding Laws

GC§ 4450 authorizes the State Architect to establish building standards for making buildings, structures, sidewalks, curbs, and related facilities accessible to and usable by persons with disabilities. GC§ 12955.1(d) authorizes the State Architect to establish building standards for public housing.

H&SC§ 19952 through 19954 require publicly and privately owned facilities or structures to provide access to places of public amusement and resort by persons with disabilities. H&SC§ 19952 specifically requires accessible seating or accommodations in various locations within a facility.

H&SC§ 19955 through 19959 require access by persons with disabilities to public accommodations constructed with private funds. Such privately funded facilities must adhere to regulations promulgated by the State Architect pursuant to GC§ 4450.

GC§ 14679(c) and VC§ 22511.8(b) authorize the DSA to develop, pursuant to GC§ 4450, as appropriate, conforming regulations to ensure compliance for accessible parking.

Summary of the Immediately Preceding Regulations

Existing building standards which prescribe requirements for accessibility to public buildings, public accommodations, commercial buildings and publicly housing are promulgated by the DSA-AC. These regulations are contained in Title 24, Part 2, and are based on provisions within the adopted model Building Code (2009 International Building Code).

Summary of Effect

The proposed action would ensure that the State Architect's regulations and building standards published in CCR, Title 24, Part 2, would not prescribe a lesser standard of accessibility or usability than provided by the Federal Accessibility Guidelines prepared by the federal Access Board as adopted by the United States Department of Justice to implement the Americans with Disabilities Act of 1990 (Public Law 101-336), consistent with GC§ 4450(c).