

INITIAL STATEMENT OF REASONS
FOR
PROPOSED BUILDING STANDARDS
OF THE
CALIFORNIA BUILDING STANDARDS COMMISSION

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

[Note to agencies: Directions below which, like this note, are not intended to be shown in your submittal, have been updated to reflect requirements of AB 1711 (Chapter 779, Statutes of 2014) effective January 1, 2015. New directions are shown in underline.]

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, PROBLEM, RATIONALE and BENEFITS:

(Government Code Section 11346.2(b)(1) requires a statement of specific purpose of each adoption, amendment, or repeal and the problem the agency intends to address and the rationale for the determination by the agency that each adoption, amendment, or repeal is reasonably necessary to carry out the purpose and address the problem the agency intends to address for which it is proposed. The statement shall enumerate the benefits anticipated from the regulatory action, including the benefits or goals provided in the authorizing statute.)

General purpose, problem, rationale and benefits: The California Building Standards Commission (CBSC) proposes to repeal the adoption of the 2013 California Building Code (CBC), which is based on the 2012 International Building Code (IBC). CBSC proposes to adopt the 2015 IBC, most recent edition of the model code, for codification and effectiveness into the 2016 edition of the CBC. This action is to meet the requirements of Health and Safety Code (H&SC) §18928 assuring adoption of the most recent edition of model code within one year of its publication. In addition, H&SC § 18934.5 assures that the commission shall adopt, approve, codify and publish building standards for those occupancies under CBSC's authority. These actions meet criteria (3), in the public interest, and (7), incorporation of model codes, of H&SC §18930(a).

CBSC proposes to carry forward existing amendments from the 2013 California Building Code for inclusion in the 2016 California Building Code, unless specifically modified below.

A statement of specific purpose, problem, rationale and benefit for each item is as follows:

ITEM 1. CHAPTER 1 – SECTION 1.1 GENERAL

Section 1.1.1 Title. This proposed action is an editorial revision to specify there are thirteen parts of the California Building Standards Codes rather than twelve. The 2010 California Residential Code, Part 2.5 was added in the 2009 triennial code adoption cycle, the "Parts" increased from twelve to thirteen. Twelve parts are actually published, with Part 7 being vacant.

Section 1.1.3.2 State-regulated buildings, structures and applications. This proposed action is editorial in nature:

- 1.1.3.2 (2)** correct the Board of State and Community Corrections
- 1.1.3.2 (4)** remove pointer to Section 1.5 for the California Energy Commission (CEC) and clarify Section 1.5 is reserved for the CEC.
- 1.1.3.2 (7)** editorial corrections per the Department of Housing and Community Development
- 1.1.3.2 (8)** editorial corrections per the Department of Housing and Community Development
- 1.1.3.2 (16)** remove pointer to Section 1.13 for the California Department of Water Resources (DWR) and clarify Section 1.13 is reserved for DWR

Section 1.1.7.3 Conflicts. Exception. CBSC is proposing to add this amendment as HCD is including

this Exception in their rulemaking. CBSC will continue to coordinate with HCD.

Section 1.1.8.1 Findings and filings. (3) This proposed action is editorial in nature to correct the department of Housing and Community Development's mailing address.

Section 1.1.8.2 Findings and filings for the California Energy Code, Part 6. This proposed language would add clarity for the code user by including a pointer to the California Energy Code, Part 6 regulations pertaining to local amendments of energy related items. The California Energy Commission has authority to approve local amendments pertaining to energy related items in the Public Resources Code 25402.1. In addition to approval by the Energy Commission, the local amendment must be filed with CBSC per *Health and Safety Code Section 18941.5*

Section 1.1.10 Availability of codes. This proposed action is an editorial revision to correct the Health and Safety code reference 18942 (e) (1) and (2).

ITEM 2. CHAPTER 1 – SECTION 1.2 BUILDING STANDARDS COMMISSION

Section 1.2.1 Add BSC to the beginning of the section for clarity. Section 1.2.1 outlines the authority and reference of the BSC banner.

Section 1.2.1(1) Include abbreviations for California State University and University of California.

Section 1.2.1(4) Correct the Health and Safety Code reference for unreinforced masonry-bearing wall buildings.

Section 1.2.1.2 Spell out California Department of Corrections and Rehabilitation for clarity.

Section ~~1.2.3~~ 1.2.1.4 Renumber this section to allow room for the following section and maintain organization of the sections.

Section 1.2.2 BSC-CG CBSC proposes this new section which amends the scope and application section to add a new **BSC-CG** [Building Standards Commission–California Green Building Standards Code (CALGreen)] banner.

Currently in Parts 2, 3, 4, 5, and 10 of Title 24, the BSC banner indicates code amendments which are applicable to the BSC occupancies defined in Chapter 1, Division 1, Section 1.2 of Part 2, 4, 5, 10 and Article 89 of Part 3. In summary, the BSC scope and application applies to State Buildings, trustees of the California State University and Regents at the University of California where no state agency has the authority to adopt building standards applicable to such buildings; standards for parking lot lighting and primary campus walkways at the University of California, California State Universities and California Community Colleges; building seismic retrofit standards including abating falling hazards of structural and nonstructural components and strengthening of building structures; minimum seismic strengthening standards for buildings specified in Appendix Chapter A1 of the California Existing Building Code.

Currently in the California Green Building Standards Code (CALGreen), Part 11, Title 24, the BSC banner applies to all occupancies for which no state agency has the authority or expertise to propose green building standards; essentially non-residential occupancies.

Assembly Bill 341 (Chapter 585, Statutes of 2013) authored by Assembly Member Dickinson, amended H&SC §18940.5 to direct state agencies that propose green building standards to reference the California Green Building Standards Code (CALGreen) in other relevant portions of the Codes. In order for CBSC to provide references to the CALGreen code in the various other codes, CBSC must distinguish between the appropriate occupancies.

Creating a specific banner for CBSC's CALGreen provisions will aid the code user to disseminate whether a code provision applies to the general BSC occupancies or to the CALGreen occupancies.

Section ~~1.2.2~~ 1.2.3, ~~1.2.2.1~~ 1.2.3.1 and ~~1.2.2.2~~ 1.2.3.2 These sections are renumbered to allow for the insertion of the BSC-CG scope and application language discussed above.

ITEM 3. CHAPTER 1 – DIVISION II SCOPE AND ADMINISTRATION

Note: CBSC proposes to amend an existing note by removing the *Matrix Adoption Table* reference in the sentence. As written, the code user may interpret this note to mean the Matrix Adoption Table indicates whether or not a state agency adopts a specific code section. This is incorrect. The Matrix Adoption Tables are non-regulatory, intended only as an aid to the code user.

ITEM 4. CHAPTER 2 DEFINITIONS

CBSC proposes to adopt Chapter 2 of the 2015 IBC without amendment for inclusion in the 2016 CBC.

ITEM 5. CHAPTERS 3 USE AND OCCUPANCY CLASSIFICATION, CHAPTER 4 SPECIAL DETAILED REQUIREMENTS ON USE AND OCCUPANCY, CHAPTER 5 GENERAL BUILDING HEIGHTS AND AREAS, CHAPTER 6 TYPES OF CONSTRUCTION, and CHAPTER 7 FIRE AND SMOKE PROTECTION FEATURES

CBSC proposes to adopt Chapters 3, 4, 5, 6, and 7 of the 2015 IBC without amendment, for inclusion in the 2016 CBC. See Item 26 for existing editorial amendments being carried forward.

ITEM 6. CHAPTER 8 INTERIOR FINISHES

CBSC proposes to adopt Chapter 8 of the 2015 IBC with new amendments, for inclusion in the 2016 CBC.

Section 801.1 CBSC proposes to amend Section 801 to direct the code user to CALGreen for additional finish material pollution control requirements. Assembly Bill 341 (Chapter 585, Statutes of 2013) authored by Assembly Member Dickinson, amended H&SC §18940.5 to direct state agencies that propose green building standards to reference the California Green Building Standards Code (CALGreen) in other relevant portions of the Codes. In order for CBSC to provide references to the CALGreen code in the various other codes, CBSC must distinguish between the appropriate occupancies as described in Item 2.

ITEM 7. CHAPTER 9 FIRE PROTECTION SYSTEMS and CHAPTER 10 MEANS OF EGRESS

CBSC proposes to adopt Chapters 9 and 10 of the 2015 IBC without amendment for inclusion in the 2016 CBC.

ITEM 8. CHAPTER 11 ACCESSIBILITY

CBSC does not adopt Chapter 11 of the 2015 IBC.

ITEM 9. CHAPTER 12 INTERIOR ENVIRONMENT

CBSC proposes to adopt Chapter 12 of the 2015 IBC with new amendments and carry forward existing California amendments to **Section 1205.6 Campus lighting for parking facilities and primary walkways at California state universities, colleges and community colleges** and its sub-sections for inclusion in the 2016 CBC. See Item 26 for existing editorial amendments being carried forward.

Section 1205.6 CBSC proposes this new section to direct the code user to CALGreen for additional light pollution reduction requirements. This amendment is a result of AB 341 as described in Item 2.

Sections 1205.7 & 1205.7.1 (formerly 1205.6 & 1205.6.1) CBSC proposes to renumber this section to incorporate section 1205.6 above. CBSC also amends this section to include a BSC banner for clarity for the code user.

Section 1207.5 CBSC proposes this new section to direct the code user to CALGreen for additional sound transmission requirements. This amendment is a result of AB 341 as described in Item 2.

ITEM 10. CHAPTER 13 ENERGY EFFICIENCY

CBSC does not adopt Chapter 13 of the 2015 IBC.

ITEM 11. CHAPTER 14 EXTERIOR WALLS

CBSC proposes to adopt Chapter 14 of the 2015 IBC with amendments for inclusion in the 2016 CBC.

Section 1403.2.1 CBSC proposes to amend Section 1403.2 by adding new subsection 1403.2.1 directing the code user to CALGreen for additional weather protection requirements. This amendment is a result of AB 341 as described in Item 2.

ITEM 12. CHAPTER 15 ROOF ASSEMBLIES AND ROOF TOP STRUCTURES

CBSC proposes to adopt Chapter 15 of the 2015 IBC with amendments for inclusion in the 2016 CBC.

Section 1509.7.1 Wind resistance. CBSC is proposing to carry forward amendments from the 2013 CBC Section 1509.7.1 Wind resistance, to the 2015 IBC model code language. The IBC renumbered Section 1509.7 to Section 1510.7. CBSC will renumber the 1509.7.1 amendment to 1510.7.1.

ITEM 13. CHAPTER 16 STRUCTURAL DESIGN

CBSC proposes to adopt Chapter 16 2015 IBC and carry forward existing California amendments. See Item 26 for existing amendments being carried forward.

Section 1603.1.9 CBSC proposes to repeal the California amendment which includes a pointer to Chapter 1, Division II. The IBC repealed Section 1603.1.9; therefore no California amendment is necessary.

Section 1613.1.2. CBSC proposes to amend this section to include a **[BSC]** banner. This amendment is intended to clarify for the code user that Section 1613.1.2 applies to BSC regulated occupancies.

Section 1613.1.3 Existing state buildings. CBSC proposes to amend this section to correct the location of the existing building standards. Chapter 34 of the IBC was deleted and the regulations are in the 2015 International Existing Building Code. CBSC is adopting the 2015 International Existing Building Code for inclusion in the 2016 California Existing Building Code (CEBC). CBSC is relocating the California amendments to the CEBC. In addition CBSC proposes to amend this section to include a **[BSC]** banner.

Sections 1613.5, 1613.5.1 and 1613.5.2 Modifications to ASCE 7.

CBSC proposes to repeal the existing California amendment from the 2013 California Building Code, Section 1613.5. This amendment was approved during the 2012 Triennial Code Adoption Cycle. The amendment was developed by the Structural Engineers Association of California – Solar Photovoltaic Systems Committee, and was co-adopted by CBSC and the Department of Housing and Community Development in response to a request from the Code Advisory Committee, Structural Design/Lateral Forces. This section provides building officials with additional criteria under which a ballasted solar system can be permitted. This modification was based on recently approved Item S72-12 at the ICC Code Development Hearing. All provisions currently published in Section 1613.5 have been incorporated into the 2015 International Building Code, Section 1613.6. Therefore, CBSC proposes to adopt the new model code language in Section 1613.5 and repeal the California amendment. There is no intended change in regulatory effect.

ITEM 14. CHAPTER 17 SPECIAL INSPECTIONS AND TESTS

CBSC proposes to adopt Chapter 17 of the 2015 IBC without new amendment. Carry forward existing California amendments. See Item 26 for existing amendments being carried forward.

ITEM 15. CHAPTER 18 SOILS AND FOUNDATION

CBSC proposes to adopt 2015 IBC Chapter 18 without new amendment. Carry forward existing California amendment Section 1810.3.10.4.3 Seismic Reinforcement. See Item 26 for existing amendments being carried forward.

ITEM 16. CHAPTER 19 CONCRETE

CBSC proposes to adopt Chapter 19 of the 2015 IBC with amendments and carry forward existing amendments to section 1905.1.2. See Item 26 for existing amendments being carried forward.

The California Building Standards Commission (CBSC) currently adopts Chapter 19 Concrete with various California amendments. CBSC coordinates adoption and amendments with the Division of the State Architect-Structural Safety Division (DSA-SS) for application to State owned buildings, Colleges, Universities, and Community Colleges.

Section 1905.1.3 CBSC proposes to repeal California amendment to ACI Section 18.5.2.4 and adopt model code language in Section 1905.1.3.

Section 1905.1.8 (formerly 1905.1.9) CBSC proposes to repeal the amendment to the 2013 CBC, Section 1905.1.9 American Concrete Institute (ACI), Section D.3.3 and adopt the 2015 IBC Section 1905.1.8, ACI 318, Section 17.2.3 with a minor amendment specifying a code section in the Exception.

ITEM 17. CBSC proposes to adopt 2015 IBC Chapters 20 ALUMINUM, 21 MASONRY, 22 STEEL, 23 WOOD, 24 GLASS AND GLAZING, 25 GYPSUM BOARD, GYPSUM PANEL PRODUCTS AND PLASTER, and 26 PLASTIC

CBSC proposes to adopt Chapters 20, 21, 22, 23, 24, 25 and 26 of the 2015 IBC without new amendments, for inclusion in the 2016 CBC. Carry forward existing California amendments. See Item 26 for existing editorial amendments being carried forward.

ITEM 18. CBSC does not adopt Chapter 27 ELECTRICAL, Chapter 28 MECHANICAL SYSTEMS, and Chapter 29 PLUMBING SYSTEMS. CBSC does not adopt Chapters 27, 28, and 29 of the 2015 IBC. Carry forward existing California amendments. See Item 26 for existing editorial amendments being carried forward.

ITEM 19. CHAPTER 30 ELEVATORS AND CONVEYING SYSTEMS CBSC proposes to adopt 2015 IBC Chapter 30 without amendment.

ITEM 20. CHAPTER 31 SPECIAL CONSTRUCTION

CBSC does not adopt Chapter 31; however, CBSC proposes to carry forward existing statutory amendments to Chapter 31 Special Construction. Sections 3109.4.4 through 3109.6 contain provisions for private swimming pools (statewide). These amendments are not adopted by CBSC, but by statute CBSC must reprint the Swimming Pool Safety Act per H&SC 18942(b). See Item 26 for existing California amendments being carried forward.

ITEM 21. CHAPTER 32 ENCROACHMENTS INTO THE PUBLIC RIGHT-OF-WAY

CBSC proposes to adopt 2015 IBC Chapter 32 without amendment. See Item 26 for editorial amendments being carried forward.

ITEM 22. CHAPTER 33 SAFEGUARDS DURING CONSTRUCTION

CBSC proposes to adopt 2015 IBC Chapter 33 without amendment.

ITEM 23. CHAPTER 34 EXISTING STRUCTURES

CBSC proposes to repeal existing amendments to Chapter 34 as the International Building Code moved the provisions for Existing Structures to the 2015 International Building Code. CBSC will relocate the amendments to the 2016 California Existing Building Code (CEBC), Part 10.

CBSC proposes to repeal the adoption of Chapter 34 Existing Structures and the existing amendments shown below in Chapter 34. Chapter 34 was deleted by the International Code Council from the 2015 International Building Code (IBC) in its entirety, and existing building provisions were relocated into the 2015 International Existing Building Code (IEBC). CBSC proposes to adopt and amend specific provisions of the 2015 IEBC, which will be proposed in the California Existing Building Code, Part 10.

ITEM 24. CHAPTER 35 REFERENCE STANDARDS

CBSC proposes to adopt 2015 IBC Chapter 35 Reference Standards without amendment.

ITEM 25. APPENDIX CHAPTERS

CBSC does not adopt the Appendix Chapters of the 2015 IBC. CBSC proposes to amend the existing note provided under each appendix title. The model code appendices are not mandatory unless adopted by a state agency, or by a local governing body (jurisdiction). The Department of Housing and Community Development received many comments from stakeholders expressing concern that the note below the appendices title is misleading. The note does not indicate if the Commission or a state agency adopts the appendix. To provide clarity to the code users, CBSC proposes to amend this informational note. There is no intended change in regulatory effect.

ITEM 26. EXISTING AMENDMENTS (existing amendments and non-regulatory amendments)

CBSC proposes to carry forward existing CBSC amendments, non-substantive editorial and formatting amendments from the 2013 California Building Code for inclusion in the 2016 California Building Code. **Sections 101.2 Exceptions, 101.4.1 through 101.4.6.** CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Section 102.4 Referenced Codes and Standards. CBSC proposes to carry forward existing section reference amendment.

Section 102.4.2. CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Section 102.4.6. CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Section 307.1. and 301.1.1 CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Table 307.1(1) and Table 307.1(2). CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Section 310.1. CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Sections 403.4.5 and 404.2. CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Sections 1001.3, 1001.4, 1006.2.2.3 (formerly 1015.5), and 1006.2.2.3. CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Sections 1203.1, 1203.2.1, 1203.5.2 (formerly 1203.4.2), 1203.6 (formerly 1203.5), 1205.4.1, 1206.3.3, 1209.3, and 1210.1. CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Sections 1503.4, 1503.4.1, and 1507.16, CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Section 1603.1.9 CBSC proposes to carry forward existing California amendment which includes a pointer to Chapter 1, Division II.

Table 1604.5 CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Section 1612.5 CBSC proposes to carry forward existing California amendment which includes a pointer to Chapter 1, Division II.

Section 1704.2.3 CBSC proposes to carry forward existing California amendment which includes a pointer to Chapter 1, Division II.

Section 1707.1 CBSC proposes to carry forward existing California amendment which includes a pointer to Chapter 1, Division II. In addition CBSC proposes to carry forward its existing regulatory amendment to Section 1707.1

Section 1805.4.3. CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Section 1810.3.10.4 CBSC proposes to carry forward existing California amendment which includes a pointer to Chapter 1, Division II.

Section 1905.1.2 CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Missing 1905.1.5 CBSC proposes to carry forward existing California amendments which correct the International code references to California.

Section 2109.1.1 CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Section 2304.5 and 2308.1. CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Section 2603.4.1.12. CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Section 2701.1, 2702.1, 2702.2.11, 2702.2.12, 2702.2.13 and 2703.4. CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Section 2801.1. CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Chapter 29. CBSC proposes to carry forward existing California note directing the code user to the California Plumbing Code.

Section 3102.1. CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Section 3103.1. CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Sections 3109.4.4 through 3109.6. As stated in Item 20, CBSC is mandated by statute to reprint the Swimming Pool Safety Act.

Chapter 31A. CBSC proposes to carry forward existing note directing the code user Title 8.

Sections 3302.3, 3303.7, 3305.1 and 3309.2. CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Appendix A Section A101.2. CBSC proposes to correct the inaccurate code reference.

Appendix G Sections G102.1, G201.1, G301.2 (4), G1001.1, G1001.3, and G1101 Reference Standards CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Appendix H102.1, H115 Referenced Standards CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Appendix I I102.1. CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Appendix J J102.1 and J105.1. CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

Appendix M M101.2, CBSC proposes to carry forward existing California amendment which corrects the International code reference to California.

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

(Government Code Section 11346.2(b)(3) requires an identification of each technical, theoretical, and empirical study, report, or similar document, if any, upon which the agency relies in proposing the regulation(s).

There were no formal studies or reports used as the basis for the proposed amendment to the California Building Code.

STATEMENT OF JUSTIFICATION FOR PRESCRIPTIVE STANDARDS:

(Government Code Section 11346.2(b)(4) requires a statement of the reasons why an agency believes any mandates for specific technologies or equipment or prescriptive standards are required.)

CBSC is statutorily required to adopt by reference model building codes, which contain prescriptive standards.

Prescriptive standards provide the following: explicit guidance for certain mandated requirements; consistent application and enforcement of building standards while also establishing clear design parameters; and ensure compliance with minimum health, safety and welfare standards for owners, occupants and guests.

Performance standards are permitted by state law; however, they must be demonstrated to the satisfaction of the proper enforcing agency.

CONSIDERATION OF REASONABLE ALTERNATIVES

(Government Code Section 11346.2(b)(5)(A) requires a description of reasonable alternatives to the regulation and the agency's reasons for rejecting those alternatives. In the case of a regulation that would mandate the use of specific technologies or equipment or prescribe specific action or procedures, the imposition of performance standards shall be considered as an alternate. It is not the intent of this paragraph to require the agency to artificially construct alternatives or describe unreasonable alternatives.)

None. There were no alternatives available to CBSC. CBSC is required by statute to adopt model codes by reference.

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

(Government Code Section 11346.2(b)(5)(B) requires a description of any reasonable alternatives that have been identified or that have otherwise been identified and brought to the attention of the agency that would lessen any adverse impact on small business.)

No alternatives were identified that would lessen any adverse impact on small business. Adoption of the latest edition of the model code is mandated by H&SC §18928.

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

(Government Code Section 11346.2(b)(6)(A) requires the facts, evidence, documents, testimony, or other evidence on which the agency relies to support an initial determination that the action will not have a significant adverse economic impact on business)

CBSC did not identify facts, evidence, documents, testimony, or other evidence to make an initial determination of significant adverse economic impact on businesses.

**ASSESSMENT OF EFFECT OF REGULATIONS UPON JOBS AND BUSINESS EXPANSION,
ELIMINATION OR CREATION**

(Government Code Sections 11346.3(b)(1) and 11346.5(a)(10))

The CBSC has assessed whether or not and to what extent this proposal will affect the following:

- The creation or elimination of jobs within the State of California.

This regulation will not affect the creation or elimination of jobs within the State of California.

- The creation of new businesses or the elimination of existing businesses within the State of California.

This regulation will not affect the creation or elimination of existing businesses within the State of California.

- The expansion of businesses currently doing business with the State of California.

This regulation will not affect the expansion of businesses currently doing business with the State of California.

- The benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment.

These regulations will update and clarify minimum building standards, which will provide increased protection of public health and safety, worker safety and the environment.

ESTIMATED COST OF COMPLIANCE, ESTIMATED POTENTIAL BENEFITS, AND RELATED ASSUMPTIONS USED FOR BUILDING STANDARDS

(Government Code Section 11346.2(b)(6)(B) states if a proposed regulation is a building standard, the initial statement of reasons shall include the estimated cost of compliance, the estimated potential benefits, and the related assumptions used to determine the estimates.)

CBSC did not identify any costs to comply with the proposed amendments. The amendments provide clarity and regulatory consistency for the code user.

DUPLICATION OR CONFLICTS WITH FEDERAL REGULATIONS

(Government Code Section 11346.2(b)(7) requires a department, board, or commission within the Environmental Protection Agency, the Resources Agency, or the Office of the State Fire Marshal to describe its efforts, in connection with a proposed rulemaking action, to avoid unnecessary duplication or conflicts with federal regulations contained in the Code of Federal Regulations addressing the same issues. These agencies may adopt regulations different from these federal regulations upon a finding of one or more of the following justifications: (A) The differing state regulations are authorized by law and/or (B) The cost of differing state regulations is justified by the benefit to human health, public safety, public welfare, or the environment.)

There are no federal regulations concerning state agency adoption and amendment of model codes. Those provisions are found in H& SC §§18928 and 18929.1.