

**INITIAL STATEMENT OF REASONS**  
**FOR**  
**PROPOSED BUILDING STANDARDS**  
**OF THE**  
**OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT**  
  
**REGARDING THE**  
**2007 CALIFORNIA PLUMBING CODE**  
**CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 5**  
  
**HEALTH FACILITIES CONSTRUCTION**

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:**

**CHAPTER 2 – DEFINITIONS**

**Section 210**

The current definition for handwashing fixture states that the fixture cannot be equipped with an aerator. The definition is modified to follow the current practice of allowing the fixture to be equipped with a non-aerating laminar flow device.

**CHAPTER 4 – PLUMBING FIXTURES AND FIXTURE FITTINGS**

**Table 4-2**

Several modifications are made to the Table to coordinate fixture requirements and room names with the 2007 California Building Code.

**Footnote 2**

The footnote is modified to follow the current practice of allowing the fixture to be equipped with a non-aerating laminar flow device.

**Footnote 9**

The words were repealed in the 2006 Annual Code Adoption Cycle but were inadvertently printed in the code.

**Footnote 15**

The footnote is clarified and modified to follow the current practice of allowing the fixture to be equipped with a non-aerating laminar flow device.

**Footnote 20**

The word was repealed in the 2006 Annual Code Adoption Cycle but was inadvertently printed in the code.

**Footnotes 27, 28, and 29**

These footnotes are added to clarify items in the table and to make the table consistent with the 2007 California Building Code.

## **CHAPTER 6 – WATER SUPPLY AND DISTRIBUTION**

### **Sections 604.1, Exception 2; 604.11; 604.11.1; and 604.11.2**

These model code sections allow the use of cross-linked polyethylene (commonly abbreviated “PEX”) tubing for potable water supply distribution in health facilities under OSHPD jurisdiction. At this time, OSHPD proposes to adopt these model code sections with modifications stating that the installation must comply with manufacturer’s installation standards and the use shall not violate any provisions of the California Building Standards Code. The California Building Standards Commission is the lead agency for the preparation of an environmental impact report (EIR) for statewide regulations that would allow the use of PEX tubing. The Commission has anticipated the completion of the report within one year. Based on the findings of the report, OSHPD will determine whether to allow or prohibit the use of PEX in health facilities.

### **Section 605.8**

The modification to Section 605.8 makes the requirement consistent with Section 612.8.

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

There are no technical, theoretical and empirical studies, reports or other documents to be identified regarding the development of these proposed regulations.

### **CONSIDERATION OF REASONABLE ALTERNATIVES**

There were no alternatives considered by the Office. The proposed code changes are editorial and technical modifications that provide clarification.

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

The proposed regulations will not adversely impact small businesses.

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

The scope of the proposed code changes is to make editorial and technical modifications for clarity. These regulations will have no significant adverse impact of businesses.

### **DUPLICATION OR CONFLICTS WITH FEDERAL REGULATIONS**

The proposed code changes do not duplicate or conflict with federal regulations.