

**INITIAL STATEMENT OF REASONS
FOR
PROPOSED BUILDING STANDARDS
OF THE
DIVISION OF THE STATE ARCHITECT - STRUCTURAL SAFETY (DSA-SS)**

**REGARDING THE CALIFORNIA MECHANICAL CODE,
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 4**

The Administrative Procedure Act (APA) requires that an Initial Statement of Reasons (ISOR) 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 FOR PROPOSED CHANGES

DSA proposes to repeal the 2006 edition of the Uniform Mechanical Code (UMC), and adopt the 2009 edition of the Uniform Mechanical Code (published by the International Association of Plumbing and Mechanical Officials) for codification and effectiveness as the 2010 California Mechanical Code. DSA proposes this action in order to comply with state law requiring state agencies to adopt the latest edition model codes within one year of the publication date.

Building standards proposed by DSA-SS for adoption would be applicable to public elementary and secondary schools, community colleges, and state-owned or state-leased essential services buildings.

This proposal will also make effective the 2009 edition of the UMC as the 2010 edition California Mechanical Code, for application by DSA-SS/CC (Division of the State Architect – Structural Safety/Community Colleges) to community colleges, which a community college district may elect to use in lieu of standards promulgated by DSA-SS per Education Code Section 81053.

No amendments to the 2009 edition UMC are being proposed by DSA-SS or DSA-SS/CC. State administrative amendments contained in CMC Chapter 1 are being continued with editorial changes proposed as noted below.

CHAPTER 1 - Administration

Section 1.1

Renumbering of existing state administrative provisions (Section 101 in the 2007 CMC) is being proposed to accommodate the proposed relocation of UPC chapter 1 (Administration) from Appendix chapter 1 into Division II of CMC chapter 1.

Section 1.9.2 (DSA-SS and DSA-SS/CC Application)

Editorial revisions are proposed for Section 1.9.2 to address the requirements of Education Code Section 81053, which requires DSA to promulgate building standards for application to community colleges as an alternate to the Field Act (i.e. DSA-SS adoption of building standards).

These standards are required to be based on standards applicable to CA State Universities (i.e. BSC-adopted building standards), while retaining amendments necessary to achieve seismic performance levels of the Field Act.

Proposed Section 1.9.2.2 clarifies the DSA-SS/CC acronym, which is proposed to distinguish the alternate building standards adopted by DSA for application to community colleges as prescribed by Ed. Code Sec. 81053.

The DSA-SS/CC acronym is being proposed in the 2009 rulemaking cycle by DSA for use in Title 24 Parts 2, 3, 4 and 5, and would appear in the matrix adoption tables used in each of these Parts of Title 24.

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

No technical, theoretical, or empirical studies or reports were used, as Section 18928 of the Health & Safety Code mandates this proposed action.

CONSIDERATION OF REASONABLE ALTERNATIVES

The Division of the State Architect has not considered any reasonable alternatives to the proposed action, as this action is required by law.

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

The Division of the State Architect has not identified any reasonable alternatives to the proposed action, and no adverse impact to small business due to these proposed changes is expected.

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

The Division of the State Architect has no evidence indicating any potential significant adverse impact on business with regard to the proposed action.

DUPLICATION OR CONFLICTS WITH FEDERAL REGULATIONS

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