

**UPDATED INFORMATIVE DIGEST
FOR
PROPOSED MECHANICAL STANDARDS
OF THE
DIVISION OF THE STATE ARCHITECT – ACCESS COMPLIANCE

REGARDING THE 2010 CALIFORNIA MECHANICAL CODE (CMC)
CALIFORNIA CODE OF REGULATIONS (CCR), TITLE 24, PART 4**

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 for DSA-AC repeal of accessibility mechanical provisions and all provisions in the 2007 edition of the CMC.

DSA-AC does not adopt Mechanical standards in Part 4. An 'X' in the Matrix Adoption Table for DSA-AC is intended to show the code user which adopted and/or amended Mechanical standards are applicable to DSA-AC primary authority under Government Code Section 4450. It is redundant for DSA-AC to have an 'X' in the Matrix Adoption Table and a Note under 109.1, since DSA-AC does not adopt Mechanical standards. Therefore, DSA-AC is repealing the 'X' from the Matrix Adoption Table and Note under Section 109.1. DSA-AC access compliance provisions are in the California Code of Regulations (CCR), Title 24, Part 2 (California Building Code).

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

In the 2007 California Mechanical Code, an 'X' in the Matrix Adoption Table for DSA-AC is intended to show the code user which adopted and/or amended Mechanical standards are applicable to DSA-AC primary authority under Government Code Section 4450. It is redundant for DSA-AC to have an 'X' in the Matrix Adoption Table and a Note under 109.1, since DSA-AC does not adopt Mechanical standards. Therefore, DSA-AC is repealing the 'X' from the Matrix Adoption Table and Note under Section 109.1. DSA-AC access compliance provisions are in the California Code of Regulations (CCR), Title 24, Part 2 (California Building Code). DSA-AC does not adopt Mechanical standards in the existing 2007 edition of the California Mechanical Code (CMC).

Summary of Effect

The repeal of these accessibility mechanical standards would remove unnecessary and redundant language which indicated that DSA-AC did not adopt mechanical standards however, cross referenced accessibility provisions in CCR, Title 24, Part 2. DSA-AC does not adopt any mechanical standards in the CCR, Title 24, Part 4. DSA-AC access compliance provisions are in the California Code of Regulations, Title 24, Part 2 (California Building Code).