



California Regulatory Notice Register

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State Agency: Office of Administrative Law

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PROPOSED ACTION ON REGULATIONS

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TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission, pursuant to the authority vested in it by Sections 82011, 87303, and 87304 of the Government Code to review proposed conflict-of-interest codes, will review the proposed/amended conflict-of-interest codes of the following:

CONFLICT-OF-INTEREST CODES

AMENDMENT

STATE AGENCY: Office of Administrative Law

A written comment period has been established commencing on October 9, 2015, and closing on November 23, 2015. Written comments should be directed to the Fair Political Practices Commission, Attention Ivy Branaman, 428 J Street, Suite 620, Sacramento, California 95814.

At the end of the 45-day comment period, the proposed conflict-of-interest code(s) will be submitted to the Commission's Executive Director for her review, unless any interested person or his or her duly authorized representative requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

The Executive Director of the Commission will review the above-referenced conflict-of-interest code(s), proposed pursuant to Government Code Section 87300, which designate, pursuant to Government Code Section 87302, employees who must disclose certain investments, interests in real property and income.

The Executive Director of the Commission, upon her or its own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the pro-

posed conflict-of-interest code(s). Any written comments must be received no later than November 23, 2015. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

COST TO LOCAL AGENCIES

There shall be no reimbursement for any new or increased costs to local government which may result from compliance with these codes because these are not new programs mandated on local agencies by the codes since the requirements described herein were mandated by the Political Reform Act of 1974. Therefore, they are not "costs mandated by the state" as defined in Government Code Section 17514.

EFFECT ON HOUSING COSTS AND BUSINESSES

Compliance with the codes has no potential effect on housing costs or on private persons, businesses or small businesses.

AUTHORITY

Government Code Sections 82011, 87303 and 87304 provide that the Fair Political Practices Commission as the code-reviewing body for the above conflict-of-interest codes shall approve codes as submitted, revise the proposed code and approve it as revised, or return the proposed code for revision and re-submission.

REFERENCE

Government Code Sections 87300 and 87306 provide that agencies shall adopt and promulgate conflict-of-interest codes pursuant to the Political Reform Act and amend their codes when change is necessitated by changed circumstances.

CONTACT

Any inquiries concerning the proposed conflict-of-interest code(s) should be made to Ivy Branaman, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

AVAILABILITY OF PROPOSED CONFLICT-OF-INTEREST CODES

Copies of the proposed conflict-of-interest codes may be obtained from the Commission offices or the respective agency. Requests for copies from the Commis-

sion should be made to Ivy Branaman, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

TITLE 10. DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED ACTION AND NOTICE OF PUBLIC HEARING

Universal Life Policies Valuation

REGULATION FILE: REG-2014-00018

Subject of Proposed Rulemaking

Notice is hereby given that a public hearing will be held regarding the proposed amendments to Title 10, Chapter 5, Sections 2544, 2544.3(d)(1) and (e) of the California Code of Regulations (“CCR”) — Universal Life Policies Valuation.

One of the goals of the proposed amendments is to make the California regulations consistent with NAIC Model Regulation 585. Doing so will eliminate unnecessary work by affected insurers and the California Department of Insurance (“Department”). The proposed amendments will also prevent the accumulation of excess required reserves when insurance companies lower the minimum guaranteed crediting rates on newer policies. The proposed amendments will continue to link the valuation interest rate to the Moody’s Corporate Bond index specified in California Insurance Code (“CIC”) section 10489.4, which is the index for most life insurance policies. The proposed amendments will also remove the requirement linking the maximum valuation rate to the guaranteed accumulation rate specified in the policy form.

The proposed amendments will also remove a valuation method (CIC section 2544.3(e)) known as the “California method,” which is an approximation and is no longer necessary due to the availability of more sophisticated tools/models than were available in 1991, the year the current regulations were adopted.

Authority and Reference

The Commissioner proposes the adoption of the referenced additions pursuant to authority vested in him by California Insurance Code sections 720 and 10489.93.

The proposed amendments will implement, interpret and make specific the provisions of Insurance Code section 10489.93.

Hearing Date and Location

The Commissioner will hold a public hearing to provide all interested persons an opportunity to present

statements, either orally or in writing, with respect to the proposed regulations, as follows:

Date, Time and Location

Date: November 23, 2015

Time: 10:00 a.m. to 2:00 p.m., or as soon thereafter as all those present wishing to speak have done so. If it is necessary for the hearing to exceed two hours, there will likely be a one hour break from 12:00 noon to 1:00 p.m.

Location: California Department of Insurance
300 Capitol Mall, 16th Floor,
Room 16005
Sacramento, California 95814

Presentation of Written and/or Oral Comments; Contact Persons

All persons are invited to submit written comments regarding the proposed regulations during the public comment period. The public comment period will end at 5:00 p.m. on **November 23, 2015**. Please direct all written comments to the following contact persons:

CONTACT PERSONS

Jack K. Hom, Attorney III
California Department of Insurance
45 Fremont Street, 24th Floor
San Francisco, CA 94105
(415) 538-4129
jack.hom@insurance.ca.gov

Questions regarding procedure, comments, or the substance of the proposed regulations should be addressed to the contact person listed above. In the event the contact person is unavailable, inquiries regarding the proposed action may be directed to the backup contact person:

Ahmad Kamil, Senior Life Actuary
California Department of Insurance
300 South Spring Street
Los Angeles, CA
(213) 346-6147
Ahmad.Kamil@insurance.ca.gov

Deadline for Written Comments

All written materials must be received by the Commissioner, addressed to the contact person at the ad-

dresses listed above, by no later than **November 23, 2015**. Any written materials received after that date will not be considered.

Please note that under the California Public Records Act (Government Code section 6250, et seq.), your written and oral comments and associated contact information (e.g., your address, phone number, e-mail, etc.) become part of the public record and can be released to the public upon request.

Comments Transmitted by E-Mail or Facsimile

Written comments transmitted by e-mail will be accepted only if they are sent to the following e-mail address: jack.hom@insurance.ca.gov. The Commissioner will also accept written comments submitted by facsimile but only if they are sent to the attention of the contact person at the following **facsimile number: (415) 904-5896**. Comments sent to other e-mail addresses or other facsimile numbers will not be accepted. **Comments sent by e-mail or facsimile are subject to the 5:00 p.m., November 23, 2015 deadline.**

Access to Hearing Room

The facility to be used for the public hearing is accessible to persons with mobility impairments. Persons with sight or hearing impairments are requested to notify the contact person so that special arrangements may be made as necessary.

Informative Digest

Policy Statement Overview

The Insurance Commissioner proposes to amend Title 10, Chapter 5, sections 2544, 2544.3(d)(1) and (e) of the California Code of Regulations (“CCR”).

The proposed amendments are intended to make the California regulations consistent with the NAIC Model 585. Doing so will eliminate unnecessary work by affected insurers and the California Department of Insurance (“Department”). The proposed amendments will also prevent the accumulation of excess reserves when insurance companies lower the minimum guaranteed crediting rates on newer policies.

Existing Law

Existing law references California Insurance Code section 10489.10, which has been renumbered to 10489.93.

The proposed amendments would delete the reference to the former section and reference the renumbered section.

Existing law requires that all present values be determined by either the lesser of the interest rate(s) specified in section 10489.4 or the guaranteed accumulation rate(s) of interest specified in the policy form.

The proposed amendments would eliminate the second option and instead require that all present values

be determined by the interest rate(s) specified in section 10489.4.

Existing law permits the option of using the mean of the cash surrender value and the policy value as the reserve, which is known as the “California Method.”

The proposed amendments would eliminate this option.

Comparable Federal Law

There are no existing federal statutes or regulations comparable to the proposed regulations.

Anticipated Benefits of the Proposed Action

The proposed amendments could provide an economic benefit to California and will also help make the California requirements consistent with NAIC requirements, which will eliminate additional work for the insurance companies and the Department.

Consistency or Compatibility with Existing State Regulations

The Department has evaluated the proposed regulations for any related regulations in this area and has found that these are the only regulations concerning the valuation of Universal Life insurance policies. Therefore, the proposed regulations are neither inconsistent nor incompatible with any existing state regulations.

Mandates on Local Agencies or School Districts

The proposed amendments do not impose any mandates on local agencies or school districts. There are no costs to local agencies or school districts for which Part 7 (commencing with section 17500) of Division 4 of the Government Code would require reimbursement.

Cost Savings to Any State Agency, Local Agency or School District or in Federal Funding

The Commissioner has determined that the proposed amendments will result in no cost or savings to any state agency and no cost to any local agency or school district that is required to be reimbursed under Part 7 (commencing with section 17500) of Division 4 of the Government Code. There are no nondiscretionary costs or savings imposed on local agencies and no cost or savings in federal funding to the State.

Significant Statewide Adverse Economic Impact Directly Affecting Businesses, Including the Ability of California Businesses to Compete

The Commissioner has made an initial determination that the proposed amendments will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

The full text of the Commissioner’s assessment is set forth in the Economic Impact Assessment, which is included in the Initial Statement of Reasons.

Statement of the Results of the Economic Impact Assessment

The Commissioner is required to assess any impact the proposed amendments may have on the creation or elimination of jobs within the State of California; to assess the creation of new businesses or the elimination of existing businesses within the State of California; to assess the expansion of businesses currently doing business within the State of California.

The Commissioner projects that the proposed amendments will have a minimal effect on statewide employment but will not affect the creation of new businesses or the elimination of existing businesses or the competitive advantage of businesses currently doing business in California.

As the Department stated in the Initial Statement of Reasons, the proposed amendments to the regulations will have the following effects on the Health and Welfare of California residents; Worker Safety and Environmental Effects:

Health and Welfare Effects:

The Department has determined that the proposed regulations may have a positive minor effect on the welfare of California residents because the total benefits to California would likely be in the range of \$4.5 million to \$6.7 million and may consequently also result in job creation.

Worker Safety and Environmental Effects:

The changes in the proposed regulations will not impact worker safety. Compliance with the proposed regulations does not change the nature of existing job responsibilities of employees in affected industries. Thus, the proposed regulations will neither increase nor reduce worker safety. The Department has also concluded that there would be no effect on the state's environment.

The full text of the Commissioner's assessment is set forth in the Economic Impact Assessment, which is included in the Initial Statement of Reasons.

Cost Impact on Representative Private Person or Business

The Commissioner is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Finding of Necessity

The Commissioner finds that it is necessary for the welfare of the people of the state that the proposed amendments apply to businesses.

Impact on Housing Costs

The proposed amendments will have no significant impact on housing costs.

Alternatives

The Commissioner must determine that no reasonable alternative considered by the Commissioner or that has otherwise been identified and brought to the attention of the Commissioner would be more effective in carrying out the purpose for which the amendments are proposed or would be as effective and less burdensome to affected private persons than the proposed amendments or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

The Commissioner invites public comment on alternatives to the proposed amendments.

Impact on Small Business

The Commissioner has determined that the proposed amendments will not affect small business. The proposed amendments only affect insurance companies. Per Government Code section 11342.610(b)(2), insurance companies are not small businesses.

Text of Regulations and Statement of Reasons

The Commissioner has prepared an Initial Statement of Reasons that sets forth the reasons for the proposed action. Upon request, the Initial Statement of Reasons will be made available for inspection and copying. Requests for the Initial Statement of Reasons or questions regarding this proceeding should be directed to the contact persons listed above.

In addition, the file for this proceeding, which includes a copy of the express terms of the proposed regulations, the statement of reasons, the information upon which the proposed action is based, and any supplemental information, including any reports, documentation and other materials related to the proposed action that is contained in the rulemaking file, is available by appointment for inspection and copying at 45 Fremont Street, 24th Floor, San Francisco, California 94105, between the hours of 9:00 a.m. and 4:30 p.m., Monday through Friday. Such requests should be directed to the contact persons listed above.

Automatic Mailing

A copy of the proposed amendments and this Notice (including the Informative Digest, which contains the general substance of the proposed regulations) will be sent to all persons who have previously filed a request to receive notice of proposed rulemaking with the Commissioner.

Website Posting

Documents concerning proposed regulations are available on the CDI's website at the following link: <http://www.insurance.ca.gov/0250-insurers/0500-legal-info/0200-regulations/proposed-regulations.cfm>

Modified Language

If the Commissioner adopts regulations that differ from those that have originally been made available but are sufficiently related to the original proposed amendments, the amended regulations will be made available to the public for at least 15 days prior to the date of adoption of the amended regulations. Interested persons should request a copy of the amended regulations from the contact person listed above.

Final Statement of Reasons

After it has been prepared, and upon request, the Final Statement of Reasons (“FSOR”) will be made available for inspection and copying. Requests for the FSOR should be directed to the contact person listed above.

TITLE 11. DEPARTMENT OF JUSTICE

The Department of Justice (Department or DOJ) proposes to make permanent sections 4250, 4251, 4252, 4253, 4254, 4255, 4256, 4257, 4258, and 4259 of Title 11, Division 5, of the California Code of Regulations (CCR) after considering all comments, objections, and recommendations regarding the proposed action. In addition, the Department proposes to add section 4251.5 to Title 11 after consideration of public comment.

PUBLIC HEARING

The Department will hold a public hearing to receive public comments on the proposed regulatory action at 10:00 a.m.–12:00 noon on November 24, 2015, at the location listed below:

Resources Building Auditorium
1416 9th Street
Sacramento, California 95814

The auditorium is wheelchair accessible.

At the hearing, any person may present oral or written comments regarding the proposed regulatory action. The Department requests, but does not require, that persons making oral comments at the hearing also submit a written copy of their testimony.

WRITTEN COMMENT PERIOD

Any interested persons or their authorized representatives may submit written comments relevant to the proposed regulatory action. The written comment period closes at 12:00 noon on November 24, 2015. Only comments received by that time will be considered. Written comments must be submitted to:

Jeff Amador
Department of Justice
P.O. Box 160487
Sacramento, CA 95816–0487
Email: jeff.amador@doj.ca.gov

AUTHORITY AND REFERENCE

Authority: Sections 26710, 26850, 26853, 26856, 26859, 26860, 31625, 31635, 31640, 31645, 31650, 31655, 31660, and 31665, Penal Code.

Reference: Sections 16400, 26710, 26840, 26850, 26853, 26856, 26859, 26860, 29800–29825, 31625, 31635, 31640, 31645, 31650, 31655, 31660, and 31665, Penal Code; title 18, section 922(d) and (g), United States Code; title 27, part 178.32, Code of Federal Regulations.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Prior to taking delivery of a firearm from a licensed firearms dealer, Penal Code sections 26840, 26850, and 26860 require the recipient to present a valid Firearm Safety Certificate (FSC) and perform a safe handling demonstration with the firearm being delivered. To obtain an FSC, an individual must pass a written objective test on firearms safety administered by certified instructors.

The proposed regulations establish a comprehensive program for the firearms safety test and the issuance of FSCs. The proposed regulations also establish safe handling demonstrations for long guns and for handguns with alternative designs as statutorily mandated. As of the date of this notice, with the exception of the addition of section 4251.5, the proposed regulations are currently in effect as emergency regulations.

§4250. DOJ Certified Instructor Qualifications and Application Information

Subdivision (a) establishes the qualifications required to become a DOJ Certified Instructor. An applicant must also have and maintain a valid Certificate of Eligibility to ensure he or she is not prohibited from lawfully possessing firearms. Initial applicants must also submit a copy of prior certification to provide training from one of the specified organizations delineated in Penal Code section 31635.

Subdivision (b) establishes the Department’s authority to consider the circumstances of any prior suspension or revocation of an instructor’s DOJ certification in determining whether the applicant meets the minimum level of skill, knowledge, and competency required pursuant to Penal Code section 31635.

Subdivision (c) authorizes applicants to complete and submit their application manually on a BOF 037

form or electronically via the Firearms Certification System. The BOF 037 is incorporated by reference.

Subdivision (d) specifies that an instructor's DOJ certification is valid for five years provided a valid COE is maintained.

§4251. Firearms Certification System “Conditions of Use” and User Accounts

Subdivision (a) establishes the “Conditions of Use” to which DOJ Certified Instructor applicants must agree to establish a user account for access to the Firearms Certification System.

Subdivision (b) specifies the information that must be provided to create a user account.

Subdivision (c) requires the DOJ Certified Instructor to assume responsibility for the acquisition and maintenance of the device and software used to access the internet and interface with the Firearms Certification System.

§4251.5. DOJ Certified Instructor Suspensions and Revocations

Subdivision (a) establishes the Department's authority to suspend an instructor's DOJ certification for up to six months for a violation of the regulations or conduct deemed by the Department to be contrary to the best interests of public safety.

Subdivision (b) establishes the Department's authority to revoke an instructor's DOJ certification for a violation of Penal Code sections 27550, 31620, or 31625.

Subdivision (c) specifies all hearings related to a suspension or revocation will be conducted in accordance with Government Code section 1500 et seq.

Subdivision (d) authorizes an instructor to re-apply for DOJ certification one year after the effective date of DOJ revocation.

§4252. FSC Test Applicant Qualifications and Fee

Subdivision (a) requires FSC test applicants to present a valid California driver license or identification card issued by the Department of Motor Vehicles showing the applicant to be at least 18 years old.

Subdivision (b) establishes the FSC fee for taking the written test (twice if failed the first time) and being issued an FSC as twenty five dollars (\$25), fifteen dollars (\$15) of which is forwarded to the Department pursuant to Penal Code section 31650.

§4253. FSC Test Topics, Guidelines, Scoring, and Recordkeeping

Subdivision (a) specifies the FSC test consists of 30 questions (10 true/false, 20 multiple choice) covering, but not limited to, the following topics specified in Penal Code section 31640:

- The laws applicable to carrying and handling firearms, particularly handguns

- The responsibilities of ownership of firearms, particularly handguns
- Current law as it relates to the private sale and transfer of firearms
- Current law as it relates to the permissible use of lethal force
- What constitutes safe firearm storage
- Issues associated with bringing a firearm into the home
- Prevention strategies to address issues associated with bringing firearms into the home

Subdivisions (b) through (i) specify requirements regarding the testing process such as the allowed use of a translator and retaking the FSC test if the applicant fails on the first attempt.

Subdivision (j) requires DOJ Certified Instructors to retain all completed FSC test answer sheets for five years from the test date and make the completed answer sheets available for inspection upon request by any peace officer or authorized DOJ personnel.

§4254. FSC Issuance

This section establishes the process by which Firearm Safety Certificates (BOF 034 rev. 01/2015) are issued via the Firearms Certification System. The BOF 034 is incorporated by reference.

Subdivision (c) requires the fifteen dollar (\$15) DOJ fee must be made with a major credit/debit card prior to issuance of an FSC. Payment by cash or check is not accepted.

Subdivision (d) requires the FSC recipient's complete name, California identification type, California driver license or identification card number, and date of birth to be entered to create the FSC record. The FSC issue and expiration dates and the DOJ Certified Instructor's first name and first initial of his or her last name will be generated by the Firearms Certification System and printed on the FSC.

Subdivision (e) specifies DOJ Certified Instructors can preview the information and make changes prior to submission into the Firearms Certification System. Changes cannot be made after the information has been submitted.

Subdivision (f) specifies that each FSC will be available for reprint, without any additional fee, for 24 hours from the date and time payment is received.

Subdivision (g) requires the DOJ Certified Instructor and the recipient to sign the FSC once it is printed.

§4255. FSC Replacement

This section establishes that if an FSC is lost or destroyed, the DOJ Certified Instructor who issued the original FSC is authorized to issue a replacement FSC via the Firearms Certification System to the original FSC holder. A five dollar (\$5) fee, collected from the

FSC holder, must be paid to the Department for issuance of the replacement FSC.

§4256. Safe Handling Demonstration Steps Applicability and Definitions

This section establishes the following requirements and definitions applicable to safe handling demonstrations.

Subdivision (a) The safe handling demonstration steps specified are generally applicable to the various models of each firearm “type” (e.g. pump action long gun, break-top revolver, etc.). However, they may not be appropriate for a particular firearm model. If necessary, the DOJ Certified Instructor will inform the firearm recipient of the safe handling demonstration steps for the firearm being delivered.

Subdivision (b) If only the serialized or finished frame or receiver of a weapon is being delivered, no safe handling demonstration is required.

Subdivision (c) If the DOJ Certified Instructor determines the firearm being delivered uses a cartridge size/type for which no dummy round is available on the retail market, the safe handling demonstration may be performed without using a dummy round.

Subdivision (d) The firearm recipient must safely perform each step of the safe handling demonstration from start to finish without error. If an error is made at any time during the demonstration, the firearm recipient must start over from step number one.

Subdivision (e) The DOJ Certified Instructor must provide instruction regarding how to render the firearm safe in the event of a jam (malfunction).

Subdivision (f) Upon successful completion of the safe handling demonstration, the DOJ Certified Instructor, firearm recipient, and firearms dealer (or dealer authorized employee) must sign and date a Safe Handling Demonstration Affidavit, BOF 039 (Rev. 01/2015). The BOF 039 is incorporated by reference. If the DOJ Certified Instructor is also the licensed firearms dealer or an employee of the dealer, he or she is authorized to sign the affidavit as both the DOJ Certified Instructor and as the dealer/employee delivering the firearm.

Subdivision (g) A “dummy round” must be brightly colored orange, red, or otherwise readily identifiable. If no readily identifiable dummy round is available, an empty cartridge casing with an empty primer pocket may be used.

Subdivision (h) “Muzzle awareness” means the firearm is pointed in a safe direction, preferably down at the ground.

Subdivision (i) “Trigger discipline” means the trigger finger is outside of the trigger guard and alongside the frame or receiver, at all times.

§4257. Safe Handling Demonstration Steps for Conventional Long Guns

This section establishes the steps that comprise a safe handling demonstration for the following long guns:

- Section (a) Pump Action Long Gun
- Section (b) Break-Top Long Gun
- Section (c) Bolt Action Long Gun
- Section (d) Lever Action Long Gun
- Section (e) Semiautomatic Long Gun with a Detachable Magazine
- Section (f) Semiautomatic Long Gun with a Fixed Magazine

§4258. Safe Handling Demonstration Steps for Handguns with Alternative Designs

This section establishes the steps that comprise a safe handling demonstration for the following types of handguns with alternative designs:

- Section (a) Semiautomatic Pistol with a Non-Locking Slide
- Section (b) Semiautomatic Pistol with a Fixed Magazine
- Section (c) Semiautomatic Pistol with a Magazine Operated Toggle Lock
- Section (d) Semiautomatic Pistol with a Top-Feeding Magazine
- Section (e) Semiautomatic Pistol with a Tip-Up Barrel
- Section (f) Break-Top Revolver
- Section (g) Single Shot Pistol
- Section (h) Derringer

§4259. Comparable Training Qualifications, Course Content, and Certificates of Completion

This section establishes the following requirements for an entity to be recognized by the Department as providing comparable firearm training pursuant to Penal Code section 31635:

Section (a) Applications must be submitted on DOJ form BOF 946 (Rev. 01/2015). The BOF 946 is incorporated by reference.

Section (b) Every five years, the comparable training entity will receive a notice that requires a reply confirming the entity wants to continue being recognized by the Department as providing comparable training. Failure to reply will result in DOJ recognition being discontinued.

Section (c) The comparable training entity must be staffed with at least one DOJ Certified Instructor who has a minimum of 100 hours of verifiable experience teaching firearms safety.

Section (d) The training course must include instruction on the safe handling demonstration steps for specified types of handguns and long guns and instruction on

how to render a firearm safe in the event of a malfunction. All students must successfully perform the safe handling demonstration with the conventional firearms provided by the DOJ Certified Instructor.

Section (e) Upon successful completion of the comparable training course, each student must be issued a Certificate of Completion.

Anticipated Benefits of the Proposed Regulations

The proposed regulations establish the requirements for the firearms safety test and specify the procedures for the immediate issuance of FSCs to persons who pass the test. Rather than having to pre-pay for FSCs in blocks of ten, DOJ Certified Instructors are able to enter the FSC recipient’s personal information and pay the FSC fee electronically via the internet through the Firearms Certification System on demand. As established by the proposed regulations, the FSC program improves public safety by ensuring persons who obtain firearms have a basic familiarity with those firearms. The increased efficiency (versus a manual process) of the automated Firearms Certification System benefits firearms dealers, certified instructors, gun purchasers, and the Department.

The proposed regulations also give DOJ Certified Instructor Applicants the option of applying via the internet and Firearms Certification System reducing the processing time from 3–4 weeks to 3–4 days.

Evaluation of Inconsistency/Incompatibility with Existing State Regulations

Pursuant to Government Code 11346.5(a)(3)(D), the Department must evaluate whether the proposed regulations are inconsistent or incompatible with existing state regulations. Pursuant to this evaluation, the Department has reviewed existing regulations pertaining to firearms within California Code of Regulations (CCR) Title 11, Division 5 and determined these proposed regulations are not inconsistent or incompatible. This determination is based on the fact that there are no existing regulations that address the specific subject matter of the proposed regulations.

Duplication of State Statutes as Necessary To Satisfy Government Code Section 11349.1(a)(3)

Sections 4250 and 4253 of the proposed regulations duplicate and cite as authority California Penal Code sections 31635(b) and 31640(b), (c) respectively. The duplication provides clarity as necessary for the regulations to satisfy the requirements of Government Code section 11349.1(a)(3).

Comparable Federal Regulations:

The proposed action does not differ substantially from an existing comparable federal regulation or statute.

FORMS INCORPORATED BY REFERENCE

- Comparable Training Entity Application, BOF 946 (Rev. 01/2015)
- DOJ Certified Instructor Application, BOF 037 (Rev. 01/2015)
- Firearm Safety Certificate, BOF 034 (Rev. 01/2015)
- Safe Handling Demonstration Affidavit, BOF 039 (Rev. 01/2015)

DISCLOSURES REGARDING THE PROPOSED ACTION

The Department has made the following initial determinations:

Mandate on local agencies or school districts: None.

Cost or savings to any state agency: The Department estimates its costs (state agency) directly related to the Firearm Safety Certificate program will be approximately \$8,900,000 over the three-year period from 7/1/2014 through 6/30/2017. During that same period, the Department anticipates statutorily authorized fee revenue of \$12,000,000 from the issuance of an estimated 800,000 FSCs. Subdivisions (c) and (d) of section 31650 of the Penal Code specifically authorize use of surplus revenue from those fees to be used to cover the Department’s cost of conducting various firearms-related enforcement activities unrelated to the FSC program.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code sections 17500 through 17630: None.

Other nondiscretionary cost or savings imposed on local agencies: None.

Cost or savings in federal funding to the state: None.

Cost impacts on a representative person or businesses: An individual who intends to obtain a firearm would be subject to a \$25 fee for taking the firearm safety test and receiving an FSC. DOJ Certified Instructors would be subject to a \$71 fee the first year and a \$22 fee each year thereafter for a Certificate of Eligibility confirming they are not prohibited from possessing firearms.

Statewide adverse economic impact directly affecting businesses and individuals: Although the proposed action *will* directly affect businesses statewide, including small businesses, the Department concludes the adverse economic impact, including the ability of California businesses to compete with businesses in other states, *will not* be significant.

Business report requirement: None.

Significant effect on housing costs: None.

Other matters prescribed by statute applicable to the agency or to any specific regulation or class of regulations: None.

RESULTS OF THE ECONOMIC
IMPACT ASSESSMENT

The Department concludes it is unlikely the proposed regulations will affect (1) the creation of jobs within the State of California, (2) the elimination of any jobs within the State of California, (3) the creation of new businesses within the State of California, (4) the elimination of existing businesses within the State of California, (5) the expansion of businesses currently doing business within the State of California.

Benefits of the Proposed Regulations: The proposed regulations will increase public safety by ensuring persons who obtain a firearm have a basic familiarity with that firearm including its safe handling and storage pursuant to Penal Code sections 26840, 26850, and 26860.

Small Business Determination: The Department has determined the proposed regulations will affect small business.

CONSIDERATION OF ALTERNATIVES

The Department considered using a manual process for issuance of FSCs. However, in response to input from stakeholders within the California firearms industry, a more efficient, automated application (Firearms Certification System) was designed which allows issuance and payment of FSCs on demand.

No alternative has been identified and brought to the attention of DOJ that would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

Any person interested in presenting statements or arguments with respect to alternatives to the proposed regulations may do so at the scheduled hearing or during the written comment period.

CONTACT PERSONS

Inquiries concerning the proposed administrative action may be directed to:

Jeff Amador
Department of Justice
Bureau of Firearms
P.O. Box 160487
Sacramento, CA 95816-0487
Email: jeff.amador@doj.ca.gov
Telephone: (916) 227-4217

The back up contact person for these inquiries is:

Dee Dee Eller
Department of Justice
Bureau of Firearms
P.O. Box 160487
Sacramento, CA 95816-0487
Email: deede.eller@doj.ca.gov
Telephone: (916) 227-5419

AVAILABILITY OF RULEMAKING FILE
INCLUDING THE INITIAL STATEMENT OF
REASONS AND TEXT OF
PROPOSED REGULATIONS

DOJ will have the entire rulemaking file available for inspection and copying throughout the rulemaking process. The text of the proposed regulations (the “express terms”), the initial statement of reasons and the information upon which the proposed rulemaking is based are available on the DOJ website at <http://oag.ca.gov/firearms>. Copies may also be obtained by contacting Jeff Amador.

AVAILABILITY OF CHANGED OR
MODIFIED TEXT

After considering all timely and relevant comments received, DOJ may adopt the proposed regulations substantially as described in this notice. If DOJ makes modifications which are sufficiently related to the originally proposed text, DOJ will make the modified text (with the changes clearly indicated) available to the public for at least 15 days and accept written comments before DOJ adopts the regulations. Copies of any modified text will be available on the DOJ website at <http://oag.ca.gov/firearms>. A written copy of any modified text may be obtained by contacting Jeff Amador.

AVAILABILITY OF FINAL STATEMENT
OF REASONS

Upon completion, the Final Statement of Reasons will be available on the DOJ website at <http://oag.ca.gov/firearms>. You may also obtain a written copy of the Final Statement of Reasons by contacting Jeff Amador.

AVAILABILITY OF DOCUMENTS ON
THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations in

underline and strikethrough format, as well as the Final Statement of Reasons once completed, can be accessed through the DOJ website at <http://oag.ca.gov/firearms>.

**TITLE 15. CALIFORNIA PRISON
INDUSTRY AUTHORITY**

NOTICE IS HEREBY GIVEN that the California Prison Industry Authority (CALPIA) and the Prison Industry Board (PIB) pursuant to the authority granted by Penal Code (PC) Sections 2801 and 2808 in order to implement, interpret and make specific Penal Code Section 2801, propose to amend Section 8004.2 of Article 3, Chapter 1, of the California Code of Regulations (CCR), Title 15, Division 8, concerning CALPIA Inmate Recruitment and Hiring Processes.

PUBLIC HEARING

At this time, no public hearing has been scheduled concerning the proposed change to regulations. Anyone may request a public hearing by contacting the Contact Person set forth below. Requests for public hearings must be made no later than November 6, 2015.

PUBLIC COMMENT PERIOD

The public comment period will close, **November 23, 2015 at 5:00 p.m.** Any person may submit public comments regarding the proposed changes in writing. To be considered, comments must be received before the close of the comment period. Use one of the following to submit:

MAIL or HAND DELIVERED

CALPIA/Legal Services Unit
560 East Natoma Street
Folsom, CA 95630

FAX

(916) 358-2709

E-MAIL

PIAregs@calpia.ca.gov

CONTACT PERSON

Please direct any inquiries regarding this action or questions of substance of the proposed regulatory action to:

**Dawn Eger, Legal Analyst
California Prison Industry Authority
560 East Natoma Street, CA 95630
Telephone (916) 358-1711**

In the event the contact person is unavailable, inquiries should be directed to the following back-up person:

**John Chimienti, Assistant to General Counsel
California Prison Industry Authority
560 East Natoma Street, CA 95630
Telephone (916) 358-1711**

AUTHORITY AND REFERENCE

PC Sections 2801 and 2808 provide CALPIA with implied rulemaking authority.

PC Section 2801 provides that the purposes of the authority are:

(a) To develop and operate industrial, agricultural, and service enterprises employing prisoners in institutions under the jurisdiction of the Department of Corrections, which enterprises may be located either within those institutions or elsewhere, all as may be determined by the authority.

(b) To create and maintain working conditions within the enterprises as much like those which prevail in private industry as possible, to assure prisoners employed therein the opportunity to work productively, to earn funds, and to acquire or improve effective work habits and occupational skills.

(c) To operate a work program for prisoners which will ultimately be self-supporting by generating sufficient funds from the sale of products and services to pay all the expenses of the program, and one which will provide goods and services which are or will be used by the Department of Corrections, thereby reducing the cost of its operation.

INFORMATIVE DIGEST

Policy Statement Overview:

CALPIA proposes to amend the "CALPIA Inmate Worker Application Form IEP F002, Rev. E, 9-24-2012," (IEP Form) referenced in Section 8004.2 of Title 15. The IEP Form is similar to job applications utilized by employers in the private sector. The IEP Form is a teaching tool to prepare inmates for private industry job requirements and also collects necessary information that allows staff to determine if inmate appli-

cants meet the hiring standards for employment with CALPIA.

Forms Incorporated by Reference:

- CALPIA Inmate Worker Application Form IEP-F2002, Revised 9-24-2012
- Worker Application and Intake IEP-F002/IEP-F003, 9/15/2015 Rev. G

CALPIA will add additional requirements to the form in order to collect necessary, personal information directly from inmates rather than from another source. (Civil Code Sections 1798.14 and 1798.15). New requirements for personal information will be added to the form for the following purposes: (1) introduces and educates prisoners about the type of information that is required to obtain employment; and (2) tasks the prisoners with acquiring their official, identifying records (Social Security Card) to satisfy employment requirements; and (3) assists prisoners as they transition from CALPIA to private industry job offers upon release (via CALPIA’s Industry Employment Program); and (4) allows CALPIA to utilize the personal identifying data to measure recidivism of CALPIA participants; and (5) assists CALPIA staff when assigning inmates based on ethnic balance; and (6) identify when part-time work may be permitted. Additions to the IEP Form also include an explanatory notice to inmates who are required to produce personal information. Other amendments include a deletion of instructional information for filling out the IEP Form.

Anticipated Benefits:

The proposed regulatory action will benefit inmates by training and preparing them for private industry requirements of job applications. Inmates who are prepared with job skills upon release are less likely to re-offend which increases public safety. This action will also assist CALPIA with information to measure recidivism of CALPIA inmate participants.

The proposed amendments will be vetted through the public process of the PIB, as required in PC Section 2808 (h) and (i), and now are being promulgated through the regulatory process as specified in the APA. The PIB will vote on these proposed regulations at their Board Meeting on December 17, 2015. Upon approval, the PIB’s Record of Vote and applicable portion of the minutes will be placed in the final rulemaking file. These documents will be filed with the Office of Administrative Law (OAL) and are available to the public upon request.

EVALUATION OF INCONSISTENCY/INCOMPATIBILITY WITH EXISTING REGULATIONS

During the process of developing these regulations and amendments, CALPIA has conducted a search of any similar regulations on this topic and has concluded that these regulations are neither inconsistent nor incompatible with existing laws and regulations.

LOCAL MANDATES

This action imposes no mandates on local agencies or school districts, or a mandate which requires reimbursement pursuant to Government Code Sections 17500 through 17630.

FISCAL IMPACT STATEMENT

Cost to any local agency or school district that is required to be reimbursed in accordance with Government Code Sections 17500 through 17630:	None.
Cost or savings to any state agency:	None.
Other nondiscretionary cost or savings imposed on local agencies:	None.
Cost or savings in federal funding to the State:	None.

EFFECT ON HOUSING COSTS

The CALPIA has made an initial determination that the proposed action will have no significant effect on housing costs.

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESS

The CALPIA has initially determined that the proposed amendments will not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states because they are not affected by the internal management of inmates in the prison system.

ECONOMIC IMPACT ANALYSIS/ASSESSMENT

RESULTS OF THE ECONOMIC IMPACT ANALYSIS/ASSESSMENT

As a result of the economic impact assessment and in accordance with Government Code Section 11346.3(b), the CALPIA has made the following assessments regarding the proposed regulation:

Creation or Elimination of Jobs within the State of California

This action will not create or eliminate existing jobs within the State of California. It is determined that this

action has no significant adverse economic impact on jobs within the State of California because the jobs are not affected by the internal management of inmates in the prison system.

Creation, Expansion, or Elimination of Existing Businesses (Small or Large) within the State of California

This action will not have an effect on the creation, expansion, or elimination, of small or large businesses within California. It is determined that this action has no significant adverse economic impact on small or large businesses within the State of California because businesses are not affected by the internal management of inmates in the prison system.

Benefits of the proposed amendments to the regulations

The proposed regulatory action will benefit CALPIA staff as it uses the information collected on the IEP Form. New information can be utilized to assist inmates as they transition from CALPIA to private industry job offers upon release and assist staff to accurately measure recidivism statistics of CALPIA inmate participants. The proposed regulatory action will benefit inmates by training and preparing them for private industry requirements of job applications. Inmates who are prepared with job skills upon release are less likely to re-offend which increases public safety and reduces overall costs to jails and prisons.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

The CALPIA is not aware of any cost impacts that a representative, private person or business would necessarily incur in reasonable compliance with the proposed action.

EFFECT ON SMALL BUSINESSES

The Department has determined that this action has no significant adverse economic impact on small business because they are not affected by the internal management of inmates in the prison system.

ALTERNATIVES DETERMINATION STATEMENT

CALPIA must determine that no reasonable alternative considered by CALPIA, or that has otherwise been

identified and brought to the attention of CALPIA, would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the proposed regulatory action.

Interested persons are invited to submit written statements or arguments with respect to any alternatives to the changes proposed during the written comment period.

AVAILABILITY OF PROPOSED TEXT AND INITIAL STATEMENT OF REASONS

The CALPIA has prepared, and will make available, the text and the Initial Statement of Reasons (ISOR) of the proposed regulations. The rulemaking file for this regulatory action, which contains those items and all information on which the proposal is based (i.e., rulemaking file) is available to the public upon request directed to the CALPIA's contact person. The proposed text, ISOR, and Notice of Proposed Action will also be made available on the CALPIA website: www.calpia.ca.gov.

AVAILABILITY OF CHANGES TO PROPOSED TEXT

After considering all timely and relevant comments received, the PIB may approve the proposed regulations substantially as described in this Notice. If the CALPIA makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the PIB reviews and approves the regulations as revised. The CALPIA will accept written comments on the modified regulations for 15 days after the date on which they are made available. Requests for copies of any modified regulation text should be directed to the contact person indicated in this Notice or can be viewed by visiting the CALPIA website <http://www.calpia.ca.gov>.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Following its preparation, a copy of the Final Statement of Reasons may be obtained from the CALPIA's contact person or by visiting the CALPIA website: www.calpia.ca.gov.

TITLE 15. DEPARTMENT OF CORRECTIONS AND REHABILITATION

NOTICE IS HEREBY GIVEN that the Secretary of the California Department of Corrections and Rehabilitation (CDCR), pursuant to the authority granted by Government Code Section 12838.5 and Penal Code (PC) Section 5055, and the rulemaking authority granted by PC Section 5058, in order to implement, interpret and make specific PC Section 5054, proposes to amend Section 3140 of the California Code of Regulations (CCR), Title 15, Division 3, concerning funds enclosed in correspondence.

PUBLIC HEARING

Date and Time: **December 2, 2015 — 10:00 a.m. to 11:00 a.m.**
 Place: Department of Corrections and Rehabilitation
 Kern/Colorado Room
 1515 S Street — North Building
 Sacramento, CA 95811
 Purpose: To receive comments about this action.

PUBLIC COMMENT PERIOD

The public comment period will close **December 2, 2015 at 5:00 p.m.** Any person may submit public comments in writing (by mail, by fax, or by e-mail) regarding the proposed changes. To be considered by the Department, comments must be submitted to the CDCR, Regulation and Policy Management Branch, P.O. Box 942883, Sacramento, CA 94283-0001; by fax at (916) 324-6075; or by e-mail at RPMB@cdcr.ca.gov before the close of the comment period.

CONTACT PERSON

Please direct any inquiries regarding this action to:

**Timothy M. Lockwood, Chief
 Regulation and Policy Management Branch
 Department of Corrections and Rehabilitation
 P.O. Box 942883
 Sacramento, CA 94283-0001
 Telephone (916) 445-2269**

In the event the contact person is unavailable, inquiries should be directed to the following back-up person:

**S. Pollock
 Regulation and Policy Management Branch
 Telephone (916) 445-2308**

Questions regarding the substance of the proposed regulatory action should be directed to:

**Michael Valerio
 Inmate Accounting Branch
 (916) 255-1030**

AUTHORITY AND REFERENCE

Penal Code (PC) Section 5000 provides that commencing July 1, 2005, any reference to the Department of Corrections in this or any code, refers to the CDCR, Division of Adult Operations.

PC Section 5050 provides that commencing July 1, 2005, any reference to the Director of Corrections, in this or any other code, refers to the Secretary of the CDCR. As of that date, the office of the Director of Corrections is abolished.

PC Section 5054 provides that commencing July 1, 2005, the supervision, management, and control of the State prisons, and the responsibility for the care, custody, treatment, training, discipline, and employment of persons confined therein are vested in the Secretary of the CDCR.

PC Section 5058 authorizes the Director to prescribe and amend regulations for the administration of prisons.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Current regulations allow for funds to be mailed to an inmate in the form of a money order, certified check, personal check, or any other negotiable means except cash and traveler's checks. No provisions exist regarding receiving funds from unidentified sources, or putting the inmate's name as the sender of the funds. Receiving funds from unidentified sources can be problematic as multiple issues can arise from receiving funds from unknown sources. Some of these problems include: inability to return funds to the sender for inmates that may have paroled or transferred to another institution; violating Title 15, Section 3139, which requires another inmate, parolee, or probationer to obtain the Warden's permission in order to correspond with inmates inside the CDCR system; and furtherance of criminal profiteering activity, by inmates receiving funds from Security Threat Groups or other questionable persons, in exchange for criminal acts.

The proposed regulations will require that a sender's name and address be written on the document that is mailed in, and that the funds be from a sender other than the inmate. This will aid staff by allowing them to investigate or return funds sent from unacceptable sources, or to an incorrect address, while also providing clear direc-

tion and standardized procedures, and ensuring the safety and security of the institution.

The broad objective of the regulation is to improve efficiency, and combat criminal activity when unidentified funds are received.

This action provides the following:

- Amends Section 3140 to add “cashier’s check” as an acceptable method of funds that may be mailed to an inmate.
- Amends Section 3140 to add language requiring that funds mailed to an inmate shall be from a sender other than the inmate, and that the sender’s name and address shall be written on the document.

BENEFITS ANTICIPATED BY THE PROPOSED REGULATIONS

The proposed regulatory action will benefit CDCR staff by improving efficiency for when a sender of inmate funds is unidentified. By requiring the sender’s name and address, funds can be returned to the sender when the inmate cannot be located due to being paroled or transferred. Additionally, potential criminal activity can be thwarted if the funds are in connection to a Security Threat Group, or from someone not approved to correspond with the inmate.

EVALUATION OF CONSISTENCY/COMPATIBILITY WITH EXISTING LAWS/REGULATIONS

The Department has determined that these proposed regulations are consistent and compatible with existing state laws and regulations. The Department reached this conclusion by reviewing existing CCR, Title 15, Division 3, related to funds enclosed in correspondence, and determining that these regulations are a supplement to existing regulations pertaining to funds enclosed in correspondence.

LOCAL MANDATES

This action imposes no mandates on local agencies or school districts, or a mandate which requires reimbursement of costs or savings pursuant to Government Code Sections 17500–17630.

FISCAL IMPACT STATEMENT

- **Cost to any local agency or school district that is required to be reimbursed:** *none*

- **Cost or savings to any state agency:** *none*
- **Other nondiscretionary cost or savings imposed on local agencies:** *none*
- **Cost or savings in federal funding to the State:** *none*

EFFECT ON HOUSING COSTS

The Department has made an initial determination that the proposed action will have no significant effect on housing costs.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

The Department is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT AFFECTING BUSINESSES

The Department has initially determined that the proposed regulations will not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

EFFECT ON SMALL BUSINESSES

The Department has determined that the proposed regulations will not affect small businesses. It is determined that this action has no significant adverse economic impact on small businesses because they are not affected by the internal management of state prisons.

RESULTS OF ECONOMIC IMPACT ASSESSMENT

The Department has determined that the proposed regulations will have no impact on the creation of new, or the elimination of existing jobs or businesses within California, or affect the expansion of businesses currently doing business in California. The Department has determined that the proposed regulations will have no effect on worker safety, or the state’s environment, because the proposed regulations relate strictly to the internal management of CDCR institutions. The proposed regulations will benefit the health and welfare of California residents by promoting safety and security within the institutions.

CONSIDERATION OF ALTERNATIVES

The Department must determine that no reasonable alternative considered by the Department, or that has

otherwise been identified and brought to the attention of the Department, would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. Interested persons are accordingly invited to present statements or arguments with respect to any alternatives to the changes proposed at the scheduled hearing or during the written comment period.

AVAILABILITY OF PROPOSED TEXT AND INITIAL STATEMENT OF REASONS

The Department has prepared, and will make available, the text, and the Initial Statement of Reasons (ISOR) of the proposed regulations. The rulemaking file for this regulatory action, which contains those items and all information on which the proposal is based (i.e., rulemaking file) is available to the public upon request directed to the Department's contact person. The proposed text, ISOR, and Notice of Proposed Regulations will also be made available on the Department's website <http://www.cdcr.ca.gov>.

AVAILABILITY OF CHANGES TO PROPOSED TEXT

After considering all timely and relevant comments received, the Department may adopt the proposed regulations substantially as described in this Notice. If the Department makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for a least 15 days before the Department adopts the regulations as revised. Requests for copies of any modified regulation text should be directed to the contact person indicated in this Notice. The Department will accept written comments on the modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF FINAL STATEMENT OF REASONS

Following its preparation, a copy of the Final Statement of Reasons may be obtained from the Department's contact person.

TITLE 16. CALIFORNIA ARCHITECTS BOARD

NOTICE IS HEREBY GIVEN that the California Architects Board (Board) is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at:

**Department of Consumer Affairs
2420 Del Paso Road, Sequoia Room
Sacramento, California 95834
Monday, November 23, 2015
2:00 p.m.**

Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Board at its office not later than 5:00 p.m. on November 23, 2015 or must be received by the Board at the hearing. The Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by sections 5526 and 5552.5 of the Business and Professions Code, and to implement, interpret or make specific sections 5550 and 5552.5 of said Code, the Board is considering changes to Division 2 of Title 16 of the California Code of Regulations (CCR) as follows:

INFORMATIVE DIGEST

Section 5526 of the Business and Professions Code authorizes the Board to adopt, amend, modify, or repeal rules and regulations as are reasonably necessary to carry into effect the provisions of the Architects Practice Act. Section 5550 authorizes the Board to establish qualifications required to become eligible for examination.

Amend Title 16 CCR Section 109 — Filing of Applications

On July 1, 2015, the National Council of Architectural Registration Boards (NCARB) published a new edition of the Intern Development Program (IDP) Guidelines.

The existing regulation references a previous edition of the NCARB IDP Guidelines.

This proposal will update the version of the IDP Guidelines referenced in regulation to the July 2015 edition.

Policy Statement Overview/Anticipated Benefits of Proposal

This action will prevent any confusion as to which edition of the Guidelines candidates must adhere. The revised Guidelines reduce the required hours for completion of the program.

Consistency and Compatibility with Existing State Regulations

During the process of developing these regulations and amendments, the Board has conducted a search of similar regulations on this topic and has concluded that these regulations are neither inconsistent nor incompatible with existing state regulations.

DOCUMENT INCORPORATED BY REFERENCE

National Council of Architectural Registration Boards' Intern Development Program Guidelines, July 2015 Edition

Fiscal Impact Estimates

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None.

Nondiscretionary Costs/Savings to Local Agencies: None.

Local Mandate: None.

Cost to Any Local Agency or School District for Which Government Code Sections 17500–17630 Require Reimbursement: None.

Business Impact: The Board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

The following studies/relevant data were relied upon in making the above determination: N/A

Cost Impact on Representative Private Person or Business: The Board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None.

Effect on Small Business

The Board has determined that the proposed regulations would not affect small businesses as it only affects applicants pursuing an architect license.

Result of Economic Impact Assessment/Analysis:

Impact on Jobs/Businesses: The Board has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Benefits of Regulation: This regulatory proposal will update the requirements of architectural applicants to the nationally accepted standard thereby benefitting the health, safety, and welfare of California residents.

Consideration of Alternatives

The Board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposal described in this Notice, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

Initial Statement of Reasons and Information

The Board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

Text of Proposal

Copies of the exact language of the proposed regulations, and any document incorporated by reference, and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the California Architects Board at 2420 Del Paso Road, Suite 105, Sacramento, California 95834 or by telephoning the contact person listed below.

Availability and Location of the Final Statement of Reasons and Rulemaking File

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below (or by accessing the website listed below).

Contact Person

Inquiries or comments concerning the proposed rule-making action may be addressed to:

Name: Timothy Rodda
 Address: 2420 Del Paso Road, Suite 105
 Sacramento, CA 95834
 Telephone No.: (916) 575-7217
 Fax No.: (916) 575-7283
 E-Mail
 Address: timothy.rodde@dca.ca.gov

The backup contact person is:

Name: Marccus Reinhardt
 Address: 2420 Del Paso Road, Suite 105
 Sacramento, CA 95834
 Telephone No.: (916) 575-7212
 Fax No.: (916) 575-7283
 E-Mail
 Address: marccus.reinhardt@dca.ca.gov

Website Access: Materials regarding this proposal can be found at www.cab.ca.gov.

**TITLE 16. CALIFORNIA ARCHITECTS
 BOARD/LANDSCAPE ARCHITECTS
 TECHNICAL COMMITTEE**

**STATE OF CALIFORNIA — DEPARTMENT OF
 CONSUMER AFFAIRS
 CALIFORNIA ARCHITECTS BOARD
 LANDSCAPE ARCHITECTS TECHNICAL
 COMMITTEE
 NOTICE OF PROPOSED CHANGES IN THE
 REGULATIONS**

NOTICE IS HEREBY GIVEN that the California Architects Board (Board) is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at:

**California Architects Board
 Landscape Architects Technical Committee
 2420 Del Paso Road, Suite 105
 Sacramento, California 95834
 November 30, 2015
 11:30 a.m.**

Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Board at its office no later than 5:00 p.m. on **November 30, 2015** or must be received by the Board at the hearing. The

Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposal substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as the contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: As a result of legislative reorganization, the Landscape Architects Technical Committee (LATC), established on January 1, 1998, replaced the former Board of Landscape Architects and was placed under the purview of the Board. Pursuant to the authority vested by section 5630 of the Business and Professions Code (BPC) and to implement, interpret, or make specific section 5650 of the BPC, the Board is considering changes to Division 26 of Title 16 of the California Code of Regulations (CCR) as follows:

INFORMATIVE DIGEST

A. Informative Digest

Amend Title 16 CCR Section 2620 — Education and Training Credits

BPC section 5650 requires candidates seeking licensure in landscape architecture to have six years of training and educational experience in landscape architecture to qualify for the licensing examination.

CCR section 2620(c) requires candidates to have a minimum of two years of training/practice in landscape architecture and section 2620(a) lists the amount of credit given for various degree programs and specific training/practice settings.

This proposal would retain the Board's existing education and training credits and add subsection 2620(a)(13) to allow candidates to gain up to one year of training/practice credit for teaching in an approved or non-approved landscape architecture degree program or an associate landscape architecture degree program, under the supervision of a licensed landscape architect.

B. Policy Statement Overview/Anticipated Benefits of Proposal

By adding a setting in which training/practice credit can be earned, this proposed regulation expands eligibility opportunities for candidates for licensure which compliments the Department of Consumer Affairs' Licensing for Job Creation Initiative.

C. Consistency and Compatibility with Existing State Regulations

After conducting a review for any regulations that would relate to or affect this area, the Board has eva-

luated this regulatory proposal and it is neither inconsistent nor incompatible with existing state regulations.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Cost/Savings in Federal Funding to the State: None.

Nondiscretionary Costs/Savings to Local Agencies: None.

Local Mandate: None.

Cost to Any Local Agency or School District for Which Government Code Sections 17500–17630 Require Reimbursement: None.

Business Impact:

The Board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

The following studies/relevant data were relied upon in making the above determination: N/A

Cost Impact on Representative Private Person or Business:

The Board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None.

EFFECT ON SMALL BUSINESS

The Board has determined that the proposed regulation would not affect small businesses as it only affects landscape architect applicants.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS

Impact on Jobs/Businesses:

The Board has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Benefits of Regulation:

As stated above under the Policy Statement Overview/Anticipated Benefits of Proposal, the benefit of the regulation is that it adds a setting in which training/practice credit can be earned thus expanding eligibility opportunities for candidates for licensure.

CONSIDERATION OF ALTERNATIVES

The Board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposal described in this Notice, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

INITIAL STATEMENT OF REASONS AND INFORMATION

The Board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations, and any document incorporated by reference, and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the California Architects Board, Landscape Architects Technical Committee at 2420 Del Paso Road, Suite 105, Sacramento, California 95834 or by telephoning the contact person listed below.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below (or by accessing the website listed below).

CONTACT PERSON

Inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name: Kourtney Nation
 Address: 2420 Del Paso Road, Suite 105
 Sacramento, CA 95834
 Telephone No.: (916) 575-7237
 Fax No.: (916) 575-7285
 E-Mail
 Address: kourtney.nation@dca.ca.gov

The backup contact person is:

Name: Trish Rodriguez
 Address: 2420 Del Paso Road, Suite 105
 Sacramento, CA 95834
 Telephone No.: (916) 575-7231
 Fax No.: (916) 575-7285
 E-Mail
 Address: trish.rodriguez@dca.ca.gov

Website Access: Materials regarding this proposal can be found at www.latc.ca.gov.

TITLE 16. SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY AND HEARING AID DISPENSERS BOARD

NOTICE IS HEREBY GIVEN that the Speech-Language Pathology & Audiology & Hearing Aid Dispensers Board (Board) is proposing to take the action described in the Informative Digest. No public hearing has been scheduled on the proposed action. However, any interested person or such person’s duly authorized representative may request, no later than 15 days prior to the close of the written comment period, a public hearing pursuant to Section 11346.8. Written comments, including those sent by mail or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Board at its office no later than 5 p.m. on November 23, 2015. The Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by Business and Professions Code Sections 2531.06 and 2531.95 to implement, interpret or make specific Sections 2538.24, 2538.26, 2538.27, 2538.28, 2538.29, 2538.30, 2538.53, 2538.57, and 2539.1, of the Business and Professions Code, the Board is consider-

ing changes to Division 13.3 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The Speech-Language Pathology & Audiology & Hearing Aid Dispensers Board (“Board”) is authorized by Business and Professions Code Sections 2531.06 and 2531.95 to adopt regulations necessary to implement the Hearing Aid Dispenser Regulations.

Current statute provides for the collection of fees for the application, licensure and maintenance of hearing aid dispenser applications and licenses. This proposed regulation will re-establish the fees in regulation and provide a fee schedule for applicants and licensees.

The following substantive changes are being proposed:

Section 1399.129: Amends this section of law to re-establish the fee regulation that was repealed in April 1996. The regulation consolidates and makes specific the fees that have been set forth in statute. The fees listed in the proposed regulation are the fees currently being collected from hearing aid dispenser applicants and licensees by the Board.

CONSISTENCY AND COMPATIBILITY WITH EXISTING STATE REGULATIONS

After conducting a review for any regulations that would relate to or affect this area, the Board evaluated this regulatory proposal and it is not inconsistent or incompatible with existing state regulations.

BENEFITS OF THE PROPOSED REGULATION

This proposed regulation will benefit applicants and licensees by re-establishing the fees and providing a fee schedule in regulation.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Cost/Savings in Federal Funding to the State: None.

Nondiscretionary Costs/Savings to Local Agencies: None.

Local Mandate: None.

Cost to Any Local Agency or School District for Which Government Code Sections 17500-17630 Requires Reimbursement: None.

Business Impact: The Board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact

directly affecting business, including the ability of California businesses to compete with businesses in other states.

Impact on Jobs/New Businesses: Under current laws and regulations, the Board has determined that the proposed regulatory action will have no significant impact on jobs and businesses.

Cost Impact on Representative Private Persons or Business: The following provides detail regarding any cost impact that a representative private person or business would necessarily incur in reasonable compliance with the proposed action:

The fees set forth in this proposed regulatory action are currently being collected from hearing aid dispenser and dispensing audiology applicants and licensees by the Board.

Effect on Housing Costs: None.

EFFECT ON SMALL BUSINESS

The Board has determined that this regulatory proposal will not have an effect on small businesses. The proposed changes do not place additional requirements on small businesses.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS

Impact on Jobs/Businesses:

The Board has determined that this regulatory proposal will not have a significant impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State's Environment:

The Board has determined that this regulatory proposal will not have a significant benefit to the health and welfare of California residents because the proposal re-establishes the fees in regulation that are currently being collected from hearing aid dispenser and dispensing audiology applicants and licensees by the Board.

CONSIDERATION OF ALTERNATIVES

The Board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposal described in this Notice, or would be more cost ef-

fective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

INITIAL STATEMENT OF REASONS AND INFORMATION

The Board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF THE PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained upon request from the Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board at 2005 Evergreen Street, Suite 2100, Sacramento, CA 95815.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below or by accessing the website listed below.

CONTACT PERSON

Any inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name: Karen Robison
Address: 2005 Evergreen Street, Suite 2100
Sacramento, CA 95815
Telephone No.: (916) 263-2291
E-Mail
Address: Karen.robison@dca.ca.gov

The backup contact person is:

Name: Breanne Humphreys
Address: 2005 Evergreen Street, Suite 2100
Sacramento, CA 95815
Telephone No.: (916) 561-8779
E-Mail
Address: Breanne.humphreys@dca.ca.gov

Website Access: Materials regarding this proposal can be found at www.speechandhearing.ca.gov.

TITLE 16. SPEECH–LANGUAGE PATHOLOGY AND AUDIOLOGY AND HEARING AID DISPENSERS BOARD

NOTICE IS HEREBY GIVEN that the Speech–Language Pathology & Audiology & Hearing Aid Dispensers Board (Board) is proposing to take the action described in the Informative Digest. No public hearing has been scheduled on the proposed action. However, any interested person or such person’s duly authorized representative may request, no later than 15 days prior to the close of the written comment period, a public hearing pursuant to Section 11346.8. Written comments, including those sent by mail or e–mail to the addresses listed under Contact Person in this Notice, must be received by the Board at its office no later than 5 p.m. on November 23, 2015. The Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by Business and Professions Code Sections 2531.95 and 2538.1, to implement, interpret or make specific Section 2538.1(b), of the Business and Professions Code, the Board is considering changes to Division 13.4 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The Speech–Language Pathology & Audiology & Hearing Aid Dispensers Board (“Board”) is authorized by Business and Professions Code Section 2531.95 to adopt regulations necessary to implement the Speech–Language Pathology and Audiology Licensure Act. Section 2532.2 and Section 2538.1 set forth provisions for the training, registration, scope of responsibility, and supervision requirements for speech–language pathology assistants (SLPAs) and audiology assistants. Specifically Section 2538.1(b) provides standards for approval of SLPA training programs and mandates the Board to develop regulations regarding the supervision of the SLPA by a speech–language pathologist who shall remain responsible and accountable for the clinical judgments and services of the SLPA. As such, the

Board is authorized to define the requirements and qualifications for an individual approved to supervise a SLPA.

The following substantive changes are being proposed:

Section 1399.152.2: The proposed amendment adds to the supervised clinical experience qualifications two years of experience providing services as fully licensed speech–language pathologists (SLP) or audiologists. The proposed language includes a provision to allow experience gained in settings or states which do not require licensure, but where they are legally allowed to provide these services, to the qualifications.

The amendment will allow clinical supervisors to gain experience providing services, in their field, prior to being approved to supervise speech–language pathology or audiology assistants.

Section 1399.153: The proposed amendment adds two years of experience providing services in their field and includes a provision addressing settings or states which do not license these professions but where they are legally allowed to provide the services to the definition of a Required Professional Experience supervisor (RPE supervisor).

Section 1399.170: Amend the definition of “direct supervision” to include observation and guidance provided via live electronic means.

The amendment will allow an RPE Supervisor, if they choose, to observe an SLPA providing clinical services that require direct supervision in real–time via live electronic means without the burden of having to be in the same room.

Section 1399.170.4: Amends the standard for approval of an SLPA training program (program) by requiring the director of the program to hold a valid and clear license or equivalent credential in speech–language pathology.

Specifying qualifications a director of a program must meet ensures programs are managed and coordinated by individuals who possess the knowledge and have the professional credentials to support and mentor the students enrolled in a program.

Section 1399.170.6: Makes technical changes to the reference of the American Speech–Language–Hearing Association’s (ASHA’s) guidelines regarding SLPAs.

In 2000, when the initial regulations governing the paraprofessional category of SLPA were adopted, the Board relied upon the national guidelines established by ASHA in 1996. Later in 2004, ASHA amended its guidelines to remove “credentialing” standards and to make technical changes regarding the terminology of the proposed educational and clinical training. The Board reviewed the updated AHSA 2004 document, “Guidelines for the Training, Use, and Supervision of Speech–Language Pathology Assistants,” (Guideline)

and found it to be consistent with the initial training standards documented in the ASHA 1996 guideline and, reflective of the registration, training, and supervision regulations adopted by the Board. In 2013, the Guideline was rescinded and replaced with the Speech–Language Pathology Assistant Scope of Practice.

Section 1399.170.10: Makes technical changes to the reference of the ASHA guidelines regarding SLPAs as noted in the changes to section 1399.170.6 and also increases the required field work clock hours from a minimum of seventy (70) hours to one hundred (100) hours.

The increase in field work clock hours is consistent with the training standards recommended by ASHA and currently offered by approved SLPA training programs.

Section 1399.170.11: Provides for the same amendments being proposed in Section 1399.170.10.

Section 1399.170.15: Adds provisions to the supervisor qualifications requiring a supervisor of an SLPA to possess two years of full–time practice prior to assuming a supervisory role. Also, the proposed changes would require that an individual interested in supervising an SLPA must first complete six (6) hours of continuing professional development (CPD) training in supervision prior to serving in a supervisory role. Current provisions allow the supervisor to complete the CPD training within the first two years of becoming an SLPA supervisor.

The changes to the supervisor qualifications are consistent with ASHA guidelines and are well accepted as a necessary professional standard. It is vitally important that individuals, who assume the role of supervisor, have the clinical and professional experience to direct, coach, and monitor an SLPA in their responsibilities. In addition, supervision training provides the necessary tools an SLP needs in order to properly coach, train, mentor, and assess the clinical activities of an SLPA.

CONSISTENCY AND COMPATIBILITY WITH EXISTING STATE REGULATIONS

After conducting a review for any regulations that would relate to or affect this area, the Board evaluated this regulatory proposal and it is not inconsistent or incompatible with existing state regulations.

BENEFITS OF THE PROPOSED REGULATION

The proposed regulation will benefit the health and safety of the public by adding two years of experience providing services, in their field, to the supervised clinical experience qualifications and will benefit speech–language pathology or audiology assistants by assuring those approved to supervise have experience in provid-

ing services as fully licensed practitioners before they are approved as clinical experience supervisors.

In addition, the amendment allows SLPs and audiologists use the experience gained working in jurisdictions that do not require licensure but, where they hold the legal authorization to provide these services, qualify to become clinical experience supervisors.

The amendment will benefit those being supervised by ensuring supervisors have the experience to properly coach, train, mentor, and/or assess the clinical activities of speech–language pathology or audiology assistants.

The amendment will enhance public protection by broadening the experience base of clinical experience supervisors so they can effectively mentor, coach, train and assess the clinical activities of speech–language pathology or audiology assistants.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Cost/Savings in Federal Funding to the State:

None.

Nondiscretionary Costs/Savings to Local Agencies: None.

Local Mandate: None.

Cost to Any Local Agency or School District for Which Government Code Sections 17500–17630 Require Reimbursement: None.

Business Impact: The Board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Impact on Jobs/New Businesses: Under current laws and regulations, the Board registers SLPAs and approves SLPA training programs. The proposed amendments make changes to the requisite qualifications of an SLPA training program director of an approved institution, and therefore, may limit the job opportunity of an individual who does not possess the necessary professional credentials. The Board currently approves seven (7) SLPA training programs, all of which employ a director who possesses a professional credential/license as a speech–language pathologist (SLP). At one point, there was one approved SLPA training program which employed a training program director who was licensed in a health care field other than Speech–Language Pathology. This particular SLPA training program, however, is no longer in operation.

Cost Impact on Representative Private Persons or Business: The following provides detail regarding any cost impact that a representative private person or busi-

ness would necessarily incur in reasonable compliance with the proposed action:

Existing regulations require SLPs and audiologists to obtain CPD from Board-approved providers. As such, the Board does not believe requiring CPD in supervision will result in a cost impact to the licensee. In addition, CPD providers are already required to submit course approval applications and fees to the Board for any course offered to licensees. The proposed changes do not place additional requirements on the Board-approved providers.

Effect on Housing Costs: None.

EFFECT ON SMALL BUSINESS

The Board has determined that this regulatory proposal will not have an effect on small businesses. The proposed changes do not place additional requirements on small business. As stated above, licensees are already required to take CPD courses from Board-approved providers and CPD providers are already required to submit course approval applications and fees.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS

Impact on Jobs/Businesses:

The Board has determined that this regulatory proposal will not have a significant impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State's Environment:

The Board has determined that this regulatory proposal will benefit the health and welfare of California residents by ensuring RPE supervisors have the experience and knowledge to properly train, coach and mentor SLPAs and audiology aids. The proposal will have no direct effect on worker safety or the State's environment.

CONSIDERATION OF ALTERNATIVES

The Board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposal described in this Notice, or would be more cost effective to affected private persons and equally effective

in implementing the statutory policy or other provision of law.

INITIAL STATEMENT OF REASONS AND INFORMATION

The Board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF THE PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained upon request from the Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board at 2005 Evergreen Street, Suite 2100, Sacramento, CA 95815.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below or by accessing the website listed below.

CONTACT PERSON

Any inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name: Karen Robison
 Address: 2005 Evergreen Street, Suite 2100
 Sacramento, CA 95815
 Telephone No.: (916) 263-2291
 E-Mail
 Address: Karen.robison@dca.ca.gov

The backup contact person is:

Name: Breanne Humphreys
 Address: 2005 Evergreen Street, Suite 2100
 Sacramento, CA 95815
 Telephone No.: (916) 561-8779
 E-Mail
 Address: Breanne.humphreys@dca.ca.gov

Website Access: Materials regarding this proposal can be found at www.speechandhearing.ca.gov.

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE
OFFICE OF STATEWIDE HEALTH PLANNING
AND DEVELOPMENT**

**REGARDING THE CALIFORNIA
ELECTRICAL CODE
CALIFORNIA CODE OF REGULATIONS,
TITLE 24, PART 3**

**ADOPTION OF THE 2014 NATIONAL
ELECTRICAL CODE**

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of Office of Statewide Health Planning and Development (OSHPD) proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 3. The OSHPD is proposing building standards related to the adoption of the 2014 National Electrical Code (NEC).

PUBLIC COMMENT PERIOD

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m. on November 23, 2015**. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

**POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS**

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Section 18949.3. The purpose of these building standards is to implement, interpret, and make specific the provisions of Health and Safety Code Sections 1226, 1275, and 129790. The OSHPD is proposing this regulatory action based on Health and Safety Code Sections 1226, 1275, 18928, 129790 and 129850 and Government Code Section 11152.5.

INFORMATIVE DIGEST

Summary of Existing Laws

Health and Safety Code Section 1226 authorizes the Office to prescribe, in consultation with the Community Clinics Advisory Committee, minimum building standards for the physical plant of clinics, for adoption in the California Building Standards Code.

Health and Safety Code Section 1275 authorizes the Office to adopt and enforce building standards for the physical plant of health facilities including hospitals, skilled nursing facilities and correctional treatment centers.

Health and Safety Code Section 18928 authorizes state agencies to adopt the most recent edition of model code, as amended or proposed to be amended by the agency, within one year of the publication date of the model code.

Health and Safety Code Section 129790 authorizes the Office to propose building standards for correctional treatment centers in cooperation with the Department of Corrections, Board of Corrections and Department of Youth Authority.

Health and Safety Code Section 129850 authorizes the Office to propose building standards, as necessary,

in order to carry out the requirements of the Alfred E. Alquist Hospital Facilities Seismic Safety Act. The Office is also authorized to submit to the California Building Standards Commission for approval and adoption of building standards related to the seismic safety of hospital buildings.

Government Code Section 11152.5 authorizes a state department to adopt regulations pursuant to the Government Code. Regulations which are building standards, must be adopted pursuant to State Building Standards Law of the Health and Safety Code (commencing with 18901).

Summary of Existing Regulations

Title 24, Part 3, 2013 California Electrical Code (CEC) contains regulations pertaining to electrical system requirements for hospitals, skilled nursing and intermediate care facilities, licensed clinics and correctional treatment centers.

Summary of Effect

The OSHPD is adopting the 2014 National Electrical Code which will be the basis for the 2016 California Electrical Code and is proposing amendments that will provide clarification and consistency within the code. Articles 352.12, 517.19(B), and 517.33(A)(7) are being repealed because these amendments are no longer necessary due to changes in the model code. The definitions for “General Care Area” and “Critical Care Area” are being amended to clarify changes in the model code definitions for these areas. Adding a requirement to prohibit transfer switches from being installed in the same room with the normal service equipment, where the service equipment is rated over 150 volts to ground and equal to or greater than 1000 amps. This is in compliance with the national standards of NFPA 110 for life safety branch. Additional amendments will update references to NFPA standards and make editorial and minor technical changes for clarity.

Comparable Federal Statute or Regulations

There are no comparable federal statutes or regulations related to this proposed action.

Policy Statement Overview

The OSHPD develops and promulgates building standards for hospitals, skilled nursing facilities, clinics and correctional treatment centers. The Office’s proposed action adopts the most recent model code, as mandated by statute. It also repeals outdated language and requirements that are no longer necessary. Additional amendments are in alignment with the national standards and will provide consistency within the code.

Evaluation of consistency

The proposed regulation is not inconsistent or incompatible with existing state regulations.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

There are no other matters prescribed by statute that are applicable to OSHPD, specific regulation or class of regulations.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

The OSHPD has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts.

ESTIMATE OF COST OR SAVINGS

- A. Cost or Savings to any state agency: **No**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **No**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **No**
- D. Other nondiscretionary cost or savings imposed on local agencies: **No**
- E. Cost or savings in federal funding to the state: **No**

INITIAL DETERMINATION OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES

The OSHPD has made an initial determination that the adoption/amendment/repeal of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE

This proposal will repeal outdated requirements that are no longer applicable and will amend requirements for clarity within the code. The OSHPD has determined there was no record of facts, evidence, documents, testimony, or other evidence that the agency relied upon to support its initial determination of no effect.

FINDING OF NECESSITY FOR THE PUBLIC’S HEALTH, SAFETY, OR WELFARE

The OSHPD has made an assessment of the proposal regarding the economic impact of recordkeeping and

reporting requirements and has determined that a report pursuant to Government Code Section 11346.3(d) is not required.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The OSHPD is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

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

The OSHPD 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.**
The proposed regulations will not create or eliminate jobs within the State of California.
- **The creation of new businesses or the elimination of existing businesses within the State of California.**
The proposed regulations will not create new businesses, or eliminate existing businesses within the State of California.
- **The expansion of businesses currently doing business with the State of California.**
The proposed regulations will not cause 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.**
The OSHPD promulgates building standards regarding the design and construction of licensed health facilities to ensure the protection of the public's health and safety in the facilities. The proposed regulations are necessary for the continued preservation of the health, safety, and welfare of California residents through updated amendments. The regulations will not affect worker safety, or the state's environment.

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING

The proposed action relates to health facility construction and will not have a cost impact on housing.

CONSIDERATION OF ALTERNATIVES

The OSHPD must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that OSHPD shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL AND ADMINISTRATIVE QUESTIONS

General questions regarding procedural and administrative issues should be addressed to:

Laurie O'Brien, Architectural Associate
or back-up person
Enrique Rodriguez
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959

PROPOSING STATE AGENCY CONTACT
PERSON FOR SUBSTANTIVE AND/OR
TECHNICAL QUESTIONS ON THE PROPOSED
CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Glenn S.A. Gall, AIA, Supervisor, Health Facilities Review
Office of Statewide Health and Development
Facilities Development Division
400 R Street, Suite 200
Sacramento, CA 95811
regsunit@oshpd.ca.gov
Phone (916) 440-8300
FAX (916) 324-9188

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE OFFICE
OF STATEWIDE HEALTH PLANNING AND
DEVELOPMENT**

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

Adoption of 2015 Uniform Mechanical Code

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of the Office of Statewide Health Planning and Development (OSHPD) proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 4. The OSHPD is proposing building standards related to the adoption of the 2015 Uniform Mechanical Code.

PUBLIC COMMENT PERIOD
(Government Code Section 11346.5(a)(1))
(Government Code Section 11346.5(a)(17))

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m. on November 23, 2015**. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

**POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS**
(Government Code Section 11346.5(a)(18)),
(Government Code Section 11346.8(c))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Section 18949.3. The purpose of these building standards is to implement, interpret, and make specific the provisions of Health and Safety Code Sections 1226, 1275, 129790 & 129850. OSHPD is proposing this regulatory action based on Health and Safety Code Sections 1226, 1275, 18928, 129790 & 129850 and Governmental Code Section 11152.5.

INFORMATIVE DIGEST

An informative digest drafted in plain English in a format similar to the Legislative Counsel’s Digest shall include the following:

Summary of Existing Laws

Health and Safety Code Section 1226 authorizes the Office to prescribe, in consultation with the Community Clinics Advisory Committee, minimum building standards for the physical plant of clinics, for adoption in the California Building Standards Code.

Health and Safety Code Section 1275 authorizes the Office to adopt and enforce building standards for the physical plant of health facilities including hospitals, skilled nursing facilities and correctional treatment centers.

Health and Safety Code Section 18928 authorizes state agencies to adopt the most recent edition of model code, as amended or proposed to be amended by the agency, within one year of the publication date of that model code.

Health and Safety Code Section 18949.3 mandates that the responsibilities of the Office to adopt building standards, including but not limited to, the responsibilities specified under the Alfred E. Alquist Hospital Facilities Seismic Safety Act (commencing with Section 129765) be transferred to the California Building Standards Commission.

Health and Safety Code Section 129790 authorizes the Office to propose building standards for correctional treatment centers in cooperation with the Department of Corrections, Board of Corrections and Department of Youth Authority.

Health and Safety Code Section 129850 authorizes the Office to propose building standards, as necessary, in order to carry out the requirements of the Alfred E. Alquist Hospital Facilities Seismic Safety Act. The Office is also authorized to submit to the California Building Standards Commission for approval and adoption of building standards related to the seismic safety of hospital buildings.

Government Code Section 11152.5 authorizes a state department to adopt regulations pursuant to the Government Code. Regulations, which are building standards, must be adopted pursuant to State Building Standards Law of the Health and Safety Code (commencing with 18901).

Summary of Existing Regulations

Title 24, Part 4, 2013 California Mechanical Code (CMC), is based on the 2012 Uniform Mechanical Code with California amendments. The CMC contains mechanical system requirements for design and construction of hospitals, skilled nursing facilities, licensed clinics and correctional treatment centers.

Summary of Effect

The proposed action is to adopt the 2015 Uniform Mechanical Code for incorporation, by reference, into the 2016 California Mechanical Code and to carry forward existing California amendments related to the design and construction of hospitals, skilled nursing facilities, licensed clinics, and correctional treatment centers.

Additionally, the proposal makes minor editorial and technical modifications for clarification, repeals outdated unnecessary requirements, and provides consistency within Title 24.

Comparable Federal Statute or Regulations

There is no federal statute or regulation related to this proposed action.

Policy Statement Overview

OSHPD is responsible for the development of regulations regarding the physical plant for hospitals, skilled nursing facilities, licensed clinics and correctional treatment centers. The intent of this proposal is to adopt the most recent model code requirements for health facility construction, pursuant to Health and Safety Code Section 18928 and propose amendments that will provide editorial and minor technical modifications for clarification and consistency with the code.

Evaluation of consistency

The proposed action is consistent and compatible with existing state regulations.

OTHER MATTERS PRESCRIBED BY STATUTE
APPLICABLE TO THE AGENCY OR TO ANY
SPECIFIC REGULATION OR CLASS
OF REGULATIONS

There are no other matters to identify.

MANDATE ON LOCAL AGENCIES OR
SCHOOL DISTRICTS

OSHPD has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts.

ESTIMATE OF COST OR SAVINGS

- A. Cost or Savings to any state agency: **NO**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- D. Other nondiscretionary cost or savings imposed on local agencies: **NO**

- E. Cost or savings in federal funding to the state: **NO**
Estimate: N/A

INITIAL DETERMINATION OF NO
SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT ON BUSINESSES

OSHPD has made an initial determination that the adoption/amendment/ repeal of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE

OSHPD has not relied on any other facts, evidence, documents, testimony or other evidence to make its final determination of no statewide adverse economic impact. The scope of the proposed action is to adopt the most recent model code pursuant to statutory requirements and to carry forward existing California amendments from the 2013 California Mechanical Code and to make necessary technical modifications.

FINDING OF NECESSITY FOR THE PUBLIC'S
HEALTH, SAFETY, OR WELFARE

OSHPD has made an assessment of the proposal regarding the economic impact of recordkeeping and reporting requirements and has determined that a report pursuant to Government Code Section 11346.3(d) is not required.

COST IMPACT ON REPRESENTATIVE PRIVATE
PERSON OR BUSINESS

OSHPD is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

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

The Office of Statewide Health Planning and Development 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.**
The proposed regulations will not create or eliminate jobs within the State of California.

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

The proposed regulations will not create new businesses, or eliminate existing businesses within the State of California.

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

The proposed regulations will not cause 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.**

The proposed regulations are necessary for the continued preservation of the health, safety, and welfare of California residents through updated amendments associated with the design and construction of health facilities that reflect current construction practice and current practice of medicine. The regulations will not affect worker safety, or the state's environment.

ESTIMATED COST OF COMPLIANCE OF
STANDARDS THAT WOULD IMPACT HOUSING

These regulations will not result in any cost of compliance that would impact housing.

CONSIDERATION OF ALTERNATIVES

The OSHPD must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF
RULEMAKING DOCUMENTS

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that OSHPD shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

**CBSC CONTACT PERSON FOR PROCEDURAL
AND ADMINISTRATIVE QUESTIONS**

General questions regarding procedural and administrative issues should be addressed to:

Laurie O'Brien, Architectural Associate
or back-up person
Enrique Rodriguez,
Associate Construction Analyst
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959

**PROPOSING STATE AGENCY CONTACT
PERSON FOR SUBSTANTIVE AND/OR
TECHNICAL QUESTIONS ON THE PROPOSED
CHANGES TO BUILDING STANDARDS**

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Glenn S.A. Gall, Supervisor,
Building Standards Unit
Office of Statewide Health Planning
and Development
Facilities Development Division
400 R Street, Suite 200
Sacramento, CA 95811
(916) 440-8300
FAX (916) 324-9188
regsunit@oshpd.ca.gov

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE OFFICE
OF STATEWIDE HEALTH PLANNING AND
DEVELOPMENT**

**REGARDING THE CALIFORNIA
PLUMBING CODE
CALIFORNIA CODE OF REGULATIONS,
TITLE 24, PART 5**

Adoption of 2015 Uniform Plumbing Code

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of Office of Statewide Health Planning and Development (OSHPD) proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 5. The OSHPD is proposing building standards related to the adoption of the 2015 Uniform Plumbing Code.

PUBLIC COMMENT PERIOD

(Government Code Section 11346.5(a)(1)),
(Government Code Section 11346.5(a)(17))

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m. on November 23, 2015**. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

**POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS**

Following the public comment period, the CBSC may adopt the proposed building standards substantial-

ly as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Section 18949.3. The purpose of these building standards is to implement, interpret, and make specific the provisions of Health and Safety Code Sections 1226, 1275, 129790 & 129850. OSHPD is proposing this regulatory action based on Health and Safety Code Sections 1226, 1275, 18928, 129790 & 129850 and Government Code Section 11152.5.

INFORMATIVE DIGEST

An informative digest drafted in plain English in a format similar to the Legislative Counsel’s Digest shall include the following:

Summary of Existing Laws

Health and Safety Code Section 1226 authorizes the Office to prescribe, in consultation with the Community Clinics Advisory Committee, minimum building standards for the physical plant of clinics, for adoption in the California Building Standards Code.

Health and Safety Code Section 1275 authorizes the Office to adopt and enforce building standards for the physical plant of health facilities including hospitals, skilled nursing facilities and correctional treatment centers.

Health and Safety Code Section 18928 authorizes state agencies to adopt the most recent edition of model code, as amended or proposed to be amended by the agency, within one year of the publication date of that model code.

Health and Safety Code Section 18949.3 mandates that the responsibilities of the Office to adopt building standards, including but not limited to, the responsibilities specified under the Alfred E. Alquist Hospital Facilities Seismic Safety Act (commencing with Section 129765) be transferred to the California Building Standards Commission.

Health and Safety Code Section 129790 authorizes the Office to propose building standards for correctional treatment centers in cooperation with the Department of Corrections, Board of Corrections and Department of Youth Authority.

Health and Safety Code Section 129850 authorizes the Office to propose building standards, as necessary, in order to carry out the requirements of the Alfred E. Alquist Hospital Facilities Seismic Safety Act. The Office is also authorized to submit to the California Building Standards Commission for approval and adoption of building standards related to the seismic safety of hospital buildings.

Government Code Section 11152.5 authorizes a state department to adopt regulations pursuant to the Government Code. Regulations, which are building standards, must be adopted pursuant to State Building Standards Law of the Health and Safety Code (commencing with Section 18901).

Summary of Existing Regulations

Title 24, Part 5, 2013 California Plumbing Code (CPC), is based on the 2012 Uniform Plumbing Code with California amendments. The CPC contains plumbing system requirements for design and construction of hospitals, skilled nursing facilities, licensed clinics and correctional treatment centers.

Summary of Effect

The proposed action is to adopt the 2015 Uniform Plumbing Code for incorporation, by reference, into the 2016 California Plumbing Code and to carry forward existing California amendments related to the design and construction of hospitals, skilled nursing facilities, licensed clinics, and correctional treatment centers.

Health facilities will be required to connect the essential plumbing equipment (domestic water booster pumps, hot water circulating pumps, sewage ejector pumps, sump and drainage pumps, water heating equipment, etc.) to the essential electrical system.

ABS and PVC will be allowable materials for pipe, tube, and fittings used for water supply and distribution, sanitary drainage, and storm drainage for health facilities.

Waterless urinals will be allowed for health facilities.

Additionally, the proposal makes minor editorial and technical modifications for clarification and provides consistency within Title 24.

Comparable Federal Statute or Regulations

There is no federal statute or regulation related to this proposed action.

Policy Statement Overview

OSHPD is responsible for the development of regulations regarding the physical plant for hospitals, skilled nursing facilities, licensed clinics and correctional treatment centers. The intent of this proposal is to adopt

the most recent model code requirements for health facility construction, pursuant to Health and Safety Code Section 18928 and propose amendments that will provide editorial and minor technical modifications for clarification and consistency with the code.

Evaluation of consistency

The proposed action is consistent and compatible with existing state regulations.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

There are no other matters to identify.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

OSHPD has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts.

ESTIMATE OF COST OR SAVINGS

- A. Cost or Savings to any state agency: **Yes**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **Yes**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **No**
- D. Other nondiscretionary cost or savings imposed on local agencies: **No**
- E. Cost or savings in federal funding to the state: **No**

Estimate: The new provision in Section 321.0 will require that domestic water booster pumps, hot water circulation pumps, sewage ejector pumps, sump and drainage pumps, domestic water heating equipment, and fuel oil pumps be connected to the essential electrical system in a health facility. The estimated cost of compliance to hospitals, skilled nursing facilities, licensed clinics, correctional treatment centers will be negligible. Connecting the plumbing equipment to the essential electrical system involves wiring the equipment to the system. The estimated cost is approximately \$100 to \$500 per piece of equipment required for the project. This new provision would apply to projects for new construction, additions, and replacements.

INITIAL DETERMINATION OF SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES

OSHPD has made an initial determination that the adoption/amendment/repeal of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE

OSHPD has not relied on any other facts, evidence, documents, testimony or other evidence to make its final determination of no statewide adverse economic impact. The scope of the proposed action is to adopt the most recent model code pursuant to statutory requirements and to carry forward existing California amendments from the 2013 California Plumbing Code and to make necessary technical modifications.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE

OSHPD has made an assessment of the proposal regarding the economic impact of recordkeeping and reporting requirements and has determined that a report pursuant to Government Code Section 11346.3(d) is not required.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

OSHPD is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

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

The Office of Statewide Health Planning and Development 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.**

The proposed regulations will not create or eliminate jobs within the State of California.

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

The proposed regulations will not create new businesses, or eliminate existing businesses within the State of California.

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

The proposed regulations will not cause 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.**

The proposed regulations are necessary for the continued preservation of the health, safety, and welfare of California residents through updated amendments associated with the design and construction of health facilities that reflect current construction practice and current practice of medicine. The regulations will not affect worker safety, or the state's environment.

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING

These regulations will not result in any cost of compliance that would impact housing.

CONSIDERATION OF ALTERNATIVES

The OSHPD must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and

initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that OSHPD shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL AND ADMINISTRATIVE QUESTIONS (Government Code Section 11346.5(a)(14))

General questions regarding procedural and administrative issues should be addressed to:

Laurie O'Brien, Architectural Associate
or back-up person Enrique Rodriguez,
Associate Construction Analyst
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959

PROPOSING STATE AGENCY CONTACT PERSON FOR SUBSTANTIVE AND/OR TECHNICAL QUESTIONS ON THE PROPOSED CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Glenn S.A. Gall, Supervisor, Building Standards Unit
Office of Statewide Health Planning and Development
Facilities Development Division
400 R Street, Suite 200
Sacramento, CA 95811
(916) 440-8300
FAX (916) 324-9188
regsunit@oshpd.ca.gov

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE STATE
FIRE MARSHAL**

**REGARDING THE 2013 CALIFORNIA
ELECTRICAL CODE
CALIFORNIA CODE OF REGULATIONS,
TITLE 24, PART 3**

2015 TRIENNIAL CODE ADOPTION CYCLE

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of Office of the State Fire Marshal (OSFM) proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 3. The OSFM is proposing building standards related to 2015 Triennial Code Adoption Cycle.

PUBLIC COMMENT PERIOD

A public hearing has not been scheduled; however, written comments will be accepted from October 9, 2015 until 5:00 p.m. on November 23, 2015. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

**POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS**
(Government Code Section 11346.5(a)(18)),
(Government Code Section 11346.8(c))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE
(Government Code Section 11346.5(a)(2))

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code (HSC) Section 18949.2. The purpose of these building standards is to implement, interpret, and make specific the provisions of HSC Section 18928. The Office of the State Fire Marshal is proposing this regulatory action based on HSC Sections 13108, 13211, 13113, 13113.5, 13114, 13132.7, 13133, 13135, 13143, 13143.1, 13143.6, 13143.9, 13146, 17921 and 18897.3 Government Code (GOV) Section 11152.5.

INFORMATIVE DIGEST
(Government Code Section 11346.5(a)(3))

An informative digest drafted in plain English in a format similar to the Legislative Counsel's Digest shall include the following:

Summary of Existing Laws

HSC Section 13108(a) The State Fire Marshal shall prepare and adopt building standards related to the means of egress, the installation of fire alarms and fire extinguishing systems in any state-owned building or in any state-occupied building.

HSC Section 13113 A automatic sprinkler system shall be installed in all 24-hour institutional type occupancies, and homes for the care of aged or senile persons.

HSC Section 13113.5 The State Fire Marshal Shall adopt regulations requiring the installation of automatic smoke detectors in all facilities which provide 24-hour per day care, which house six or fewer persons, and which do not have automatic sprinkler systems.

HSC Section 13114(a) The State Fire Marshal shall adopt regulations and standards to control the quality and installation of fire alarm systems and fire alarm devices marketed, distributed, offered for sale, or sold in this state, and that no person shall market, distribute, offer for sale, or sell any fire alarm system or fire alarm device in this state unless the system or device has been approved and listed by the State Fire Marshal.

HSC Section 13132 Every person, firm, or corporation maintaining or operating any facility for the care of the mentally handicapped shall file a statement with the fire authority having jurisdiction within five days of the admission or readmission of a patient stating that such patient is an ambulatory or a nonambulatory person and enumerating the reasons for such classification. Such a statement shall also be filed for each existing patient within 30 days of the effective date of this section.

Any statement required to be filed pursuant to this section shall be certified as to its correctness by the person attending such patient.

It shall be unlawful for any person, firm, or corporation required to file a statement pursuant to this section to include false statements therein. Any such act shall be in violation of this section and subject to the provisions of Section 13112.

HSC Section 13132.7 Mandates fire retardant roof coverings in fire hazard severity zones.

HSC Section 13133(a) The State Fire Marshal shall develop and adopt regulations establishing new occupancy classifications and specific fire safety standards appropriate for residential facilities, and residential care facilities for the elderly. These fire safety standards shall apply uniformly throughout the state.

HSC Section 13135 The State Fire Marshal shall adopt regulations for alcoholism or drug abuse recovery or treatment facilities based on whether the residents or patients of the facilities are nonambulatory.

HSC Section 13143 grants the State Fire Marshal authority to prepare and adopt regulations establishing minimum requirements for the prevention of fire and for the protection of life and property against fire and panic in any building or structure used or intended for use as an asylum, jail, mental hospital, hospital, home for the elderly, children's nursery, children's home or institution not otherwise excluded from the coverage of this subdivision, school, or any similar occupancy of any capacity, and in any assembly occupancy where 50 or more persons may gather together in a building, room, or structure for the purpose of amusement, entertainment, instruction, deliberation, worship, drinking or dining, awaiting transportation, or education.

HSC Section 13143.1(a) The State Fire Marshal shall prepare, adopt, and submit building standards for establishing minimum requirements for the prevention of fire and for the protection of life and property against

fire and panic in any motion picture or television production facility.

HSC Section 13143.6(a) The State Fire Marshal shall prepare and adopt regulations establishing minimum standards for the prevention of fire and for the protection of life and property against fire in any building or structure used intended for use as a home or institution for the housing of any person of any age for protective social care and supervision services by any governmental agency, certified family care homes, out-of-home placement facilities, and halfway houses.

HSC Section 13143.9(a) The State Fire Marshal shall prepare, adopt, and submit building standards and other fire and life safety regulations establishing minimum requirements for the storage, handling, and use of hazardous materials.

HSC Section 13211 The State Fire Marshal shall prepare and adopt building standards relating to fire and panic safety in high-rise structures.

HSC Section 17921(b) The State Fire Marshal shall adopt, amend, or repeal and submit building standards for approval pursuant to the provisions of Chapter 4 (commencing with Section 18935) of Part 2.5, and the State Fire Marshal shall adopt, amend, and repeal other rules and regulations for fire and panic safety in all hotels, motels, lodging houses, apartment houses and dwellings, buildings, and structures accessory thereto. These building standards and regulations shall be enforced pursuant to Sections 13145 and 13146; however, this section is not intended to require an inspection by a local fire agency of each single-family dwelling prior to its occupancy.

HSC Section 18928(a) requires each state agency adopting or proposing adoption of a model code, national standards, or, specification shall reference the most recent edition of applicable model codes, national standards, or specifications.

HSC Section 18897.3 Except as provided in Section 18930, the State Fire Marshal shall adopt minimum fire safety regulations for organized camps in accordance with the provisions of Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code. The State Fire Marshal shall adopt and submit building standards for approval pursuant to Chapter 4 (commencing with Section 18935) of Part 2.5 of this division for the purposes described in this section.

HSC Section 18949.2(b) The State Fire Marshal shall remain the state agency responsible for developing building standards to implement the state's fire and life safety policy. In its role as the fire and life safety standard developing agency, the State Fire Marshal shall continue its existing activities and forums designed to facilitate compromise and consensus among

the various individuals and groups involved in development of the state’s codes related to fire and life safety.

(c) The state’s fire and life safety building standards, as developed by the State Fire Marshal and as adopted by the commission, shall continue to be based on the state’s fire and life safety policy goals and mandates as they existed prior to the enactment of this chapter and as they are amended.

Summary of Existing Regulations

The OSFM currently adopts by reference the California Code of Regulations, Title 24, Part 3, 2013 California Electrical Code with OSFM amendments relating to regulations that establish minimum requirements for the prevention of fire and for the protection of life and property against fire and in any building or structure used or intended for use as defined in each of the Health and Safety Code references shown above.

Summary of Effect

The general purpose of this proposed action is principally intended to update and codify a new edition of the California Electrical Code (California Code of Regulations, Title 24, Part 3) based upon a more current edition of a model code. The current California Electrical Code in effect is the 2013 California Electrical Code which is based upon the 2011 National Electrical Code of the National Fire Protection Association. This proposed action:

- Repeal the adoption by reference of the 2011 National Electrical Code and incorporate and adopt by reference in its place the 2014 National Electrical Code for application and effectiveness in the 2016 California Electrical Code.
- Repeal certain amendments to the 2011 National Electrical Code and/or California Building Standards not addressed by the model code that are no longer necessary.
- Adopt new building standards or necessary amendments to the 2014 National Electrical Code that address inadequacies of the 2014 National Electrical Code as they pertain to California laws.
- Bring forward previously existing California building standards or amendments, which represent no change in their effect from the 2013 California Building Standards Code.
- Codify non–substantive editorial and formatting amendments from the format based upon the 2011 National Electrical Code to the format of the 2014 National Electrical Code.

Comparable Federal Statute or Regulations

The OSFM has determined that there are no comparable federal regulations or statutes addressing the fire and life safety requirements as presented in this notice.

Policy Statement Overview

The broad objectives of these proposed regulations is to specifically comply with HSC Section 18928 that requires each proposing state agency to take action on the model code within one year after its publication.

The intent of this proposed action is to adopt by reference the 2014 National Electrical Code and amend said document with new and existing 2013 OSFM amendments. The OSFM further proposes to offer new amendments where necessary to ensure that the regulations of the California Electrical Code, establish and or maintain minimum requirements for the prevention of fire and for the protection of life and property against fire and in any building or structure used or intended for use as defined in each of the Health and Safety Code references shown above in the summary of existing laws.

Evaluation of consistency

The OSFM has determined that the proposed regulations are not inconsistent or incompatible with existing state regulations addressing the fire and life safety requirements as presented in this notice.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

(Government Code Section 11346.5(a)(4))

The OSFM has determined that there are no other prescribed statutes or to any specific regulation or class of regulation applicable to the adoption by reference and the amendments relating to the 2011 National Electrical Code.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

(Government Code Section 11346.5(a)(5))

The OSFM has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts; and therefore, does not mandate state reimbursement pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

ESTIMATE OF COST OR SAVINGS

(Government Code Section 11346.5(a)(6))

An estimate, prepared in accordance with instructions adopted by Department of Finance, of cost or savings to any state agency, local agency, or school district. Provide a copy of the “Economic and Fiscal Impact Statement” (Form 399).

A. Cost or Savings to any state agency: **No**

- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **No**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **No**
- D. Other nondiscretionary cost or savings imposed on local agencies: **No**
- E. Cost or savings in federal funding to the state: **No**
Estimate: N/A

INITIAL DETERMINATION OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES
(Government Code Section 11346.5(a)(8))

If the agency makes an initial determination that the adoption/amendment/peal of this regulation will not have a significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states, it shall make a declaration to that effect.

The OSFM has made an initial determination that the adoption/amendment/peal of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE

(Government Code Section 11346.5(a)(8)) The declaration the agency shall provide in the record of facts, evidence, documents, testimony, or other evidence that the agency relies upon to support its initial determination of no effect.

The OSFM affirms that this rulemaking action complies specifically with the mandates of HSC Sections 13143, 18928, 18949.2(b), 18949(c) and the mandates of the statutory authority of the OSFM as shown in the Informative Digest.

Therefore, the SFM's initial determination of no significant, statewide adverse economic impact directly affecting business in California and their ability to compete with businesses in other states does not require any additional evidence, documents or other evidence to support this action.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE
(Government Code Section 11346.3(d))

Any regulation that requires a report shall not apply to businesses, unless the agency makes a finding that it is necessary for the health, safety, or welfare of the public that the regulations apply to businesses.

The OSFM has made an assessment of the proposed code changes and has determined that these changes would not require a report; therefore, a finding is not necessary for the health, safety, or welfare of the people of the state that the regulation is applicable to businesses.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS
(Government Code Section 11346.5(a)(9))

Describe all cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. If no cost impact provide the following statement:

The OSFM is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

ASSESSMENT OF EFFECT OF REGULATIONS UPON JOBS AND BUSINESS EXPANSION, ELIMINATION OR CREATION
(Government Code Section 11346.5(a)(10),
Government Code Section 11346.3(b)(1))

The Office of the State Fire Marshal 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.
These regulations will not affect the creation, or cause the elimination, of jobs within the State of California.
- The creation of new businesses or the elimination of existing businesses within the State of California.
These regulations will not affect the creation or the elimination of existing business within the State of California.
- The expansion of businesses currently doing business with the State of California.
These regulations will not affect the expansion of businesses currently doing business within 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 improve minimum building standards, which will provide increased protection of public health and safety, worker safety and the environment.

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING

The OSFM has made an initial determination that this proposal would not have a significant effect on housing costs.

CONSIDERATION OF ALTERNATIVES (Government Code Section 11346.5(a)(13))

The OSFM must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS (Government Code Section 11346.5(a)(20)), (Government Code Section 11346.5(a)(19))

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at

the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that OSFM shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL AND ADMINISTRATIVE QUESTIONS (Government Code Section 11346.5(a)(14))

General questions regarding procedural and administrative issues should be addressed to:

Michael Nearman, Deputy Executive Director
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959

PROPOSING STATE AGENCY CONTACT PERSON FOR SUBSTANTIVE AND/OR TECHNICAL QUESTIONS ON THE PROPOSED CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Andrew Henning, Deputy State Fire Marshal III
(Specialist)
Office of the State Fire Marshal, Code Development and Analysis Division
(916) 445-8527
andrew.henning@fire.ca.gov
(916) 445-8459 FAX

Back-up:

Greg Andersen, Division Chief
Office of the State Fire Marshal, Code Development and Analysis Division
(916) 445-8200
Greg.Andersen@fire.ca.gov
(916) 445-8459 FAX

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE OFFICE
OF THE STATE FIRE MARSHAL**

**REGARDING THE 2013 CALIFORNIA
MECHANICAL CODE
CALIFORNIA CODE OF REGULATIONS,
TITLE 24, PART 4**

2015 TRIENNIAL CODE ADOPTION CYCLE

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of Office of the State Fire Marshal (OSFM) proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 4. The OSFM is proposing building standards related to 2015 Triennial Code Adoption Cycle.

PUBLIC COMMENT PERIOD

A public hearing has not been scheduled; however, written comments will be accepted from October 9, 2015 until 5:00 p.m. on November 23, 2015. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

**POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS**
(Government Code Section 11346.5(a)(18)),
(Government Code Section 11346.8(c))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE
(Government Code Section 11346.5(a)(2))

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code (HSC) Section 18949.2. The purpose of these building standards is to implement, interpret, and make specific the provisions of HSC Section 18928. The Office of the State Fire Marshal is proposing this regulatory action based on HSC Sections 13108, 13211, 13113, 13113.5, 13114, 13132.7, 13133, 13135, 13143, 13143.1, 13143.6, 13143.9, 13146, 17921 and 18897.3 Government Code (GOV) Section 11152.5.

INFORMATIVE DIGEST
(Government Code Section 11346.5(a)(3))

An informative digest drafted in plain English in a format similar to the Legislative Counsel's Digest shall include the following:

Summary of Existing Laws

HSC Section 13108(a) The State Fire Marshal shall prepare and adopt building standards related to the means of egress, the installation of fire alarms and fire extinguishing systems in any state-owned building or in any state-occupied building.

HSC Section 13113 An automatic sprinkler system shall be installed in all 24-hour institutional type occupancies, and homes for the care of aged or senile persons.

HSC Section 13113.5 The State Fire Marshal shall adopt regulations requiring the installation of automatic smoke detectors in all facilities which provide 24-hour per day care, which house six or fewer persons, and which do not have automatic sprinkler systems.

HSC Section 13114(a) The State Fire Marshal shall adopt regulations and standards to control the quality and installation of fire alarm systems and fire alarm devices marketed, distributed, offered for sale, or sold in this state, and that no person shall market, distribute, offer for sale, or sell any fire alarm system or fire alarm device in this state unless the system or device has been approved and listed by the State Fire Marshal.

HSC Section 13132 Every person, firm, or corporation maintaining or operating any facility for the care of the mentally handicapped shall file a statement with the fire authority having jurisdiction within five days of the admission or readmission of a patient stating that such patient is an ambulatory or a nonambulatory person and enumerating the reasons for such classification. Such a statement shall also be filed for each existing patient within 30 days of the effective date of this section.

Any statement required to be filed pursuant to this section shall be certified as to its correctness by the person attending such patient.

It shall be unlawful for any person, firm, or corporation required to file a statement pursuant to this section to include false statements therein. Any such act shall be in violation of this section and subject to the provisions of Section 13112.

HSC Section 13132.7 Mandates fire retardant roof coverings in fire hazard severity zones.

HSC Section 13133(a) The State Fire Marshal shall develop and adopt regulations establishing new occupancy classifications and specific fire safety standards appropriate for residential facilities, and residential care facilities for the elderly. These fire safety standards shall apply uniformly throughout the state.

HSC Section 13135 The State Fire Marshal shall adopt regulations for alcoholism or drug abuse recovery or treatment facilities based on whether the residents or patients of the facilities are nonambulatory.

HSC Section 13143 Grants the State Fire Marshal authority to prepare and adopt regulations establishing minimum requirements for the prevention of fire and for the protection of life and property against fire and panic in any building or structure used or intended for use as an asylum, jail, mental hospital, hospital, home for the elderly, children's nursery, children's home or institution not otherwise excluded from the coverage of this subdivision, school, or any similar occupancy of any capacity, and in any assembly occupancy where 50 or more persons may gather together in a building, room, or structure for the purpose of amusement, entertainment, instruction, deliberation, worship, drinking or dining, awaiting transportation, or education.

HSC Section 13143.1(a) The State Fire Marshal shall prepare, adopt, and submit building standards for establishing minimum requirements for the prevention of fire and for the protection of life and property against

fire and panic in any motion picture or television production facility.

HSC Section 13143.6(a) The State Fire Marshal shall prepare and adopt regulations establishing minimum standards for the prevention of fire and for the protection of life and property against fire in any building or structure used intended for use as a home or institution for the housing of any person of any age for protective social care and supervision services by any governmental agency, certified family care homes, out-of-home placement facilities, and halfway houses.

HSC Section 13143.9(a) The State Fire Marshal shall prepare, adopt, and submit building standards and other fire and life safety regulations establishing minimum requirements for the storage, handling, and use of hazardous materials.

HSC Section 13211 The State Fire Marshal shall prepare and adopt building standards relating to fire and panic safety in high-rise structures.

HSC Section 17921(b) The State Fire Marshal shall adopt, amend, or repeal and submit building standards for approval pursuant to the provisions of Chapter 4 (commencing with Section 18935) of Part 2.5, and the State Fire Marshal shall adopt, amend, and repeal other rules and regulations for fire and panic safety in all hotels, motels, lodging houses, apartment houses and dwellings, buildings, and structures accessory thereto. These building standards and regulations shall be enforced pursuant to Sections 13145 and 13146; however, this section is not intended to require an inspection by a local fire agency of each single-family dwelling prior to its occupancy.

HSC Section 18928(a) requires each state agency adopting or proposing adoption of a model code, national standards, or specification shall reference the most recent edition of applicable model codes, national standards, or specifications.

HSC Section 18897.3 Except as provided in Section 18930, the State Fire Marshal shall adopt minimum fire safety regulations for organized camps in accordance with the provisions of Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code. The State Fire Marshal shall adopt and submit building standards for approval pursuant to Chapter 4 (commencing with Section 18935) of Part 2.5 of this division for the purposes described in this section.

HSC Section 18949.2(b) The State Fire Marshal shall remain the state agency responsible for developing building standards to implement the state's fire and life safety policy. In its role as the fire and life safety standard developing agency, the State Fire Marshal shall continue its existing activities and forums designed to facilitate compromise and consensus among

the various individuals and groups involved in development of the state's codes related to fire and life safety.

(c) The state's fire and life safety building standards, as developed by the State Fire Marshal and as adopted by the commission, shall continue to be based on the state's fire and life safety policy goals and mandates as they existed prior to the enactment of this chapter and as they are amended.

Summary of Existing Regulations

The OSFM currently adopts by reference the California Code of Regulations, Title 24, Part 4, 2013 California Mechanical Code with OSFM amendments relating to regulations that establish minimum requirements for the prevention of fire and for the protection of life and property against fire and in any building or structure used or intended for use as defined in each of the Health and Safety Code references shown above.

Summary of Effect

The general purpose of this proposed action is principally intended to update and codify a new edition of the California Mechanical Code (California Code of Regulations, Title 24, Part 4) based upon a more current edition of a model code. The current California Mechanical Code in effect is the 2013 California Mechanical Code which is based upon the 2012 Uniform Mechanical Code of the International Association of Plumbing and Mechanical Officials. This proposed action:

- Repeal the adoption by reference of the 2012 Uniform Mechanical Code and incorporate and adopt by reference in its place the 2015 Uniform Mechanical Code for application and effectiveness in the 2016 California Mechanical Code.
- Repeal certain amendments to the 2012 Uniform Mechanical Code and/or California Building Standards not addressed by the model code that are no longer necessary.
- Adopt new building standards or necessary amendments to the 2015 Uniform Mechanical Code that address inadequacies of the 2015 Uniform Mechanical Code as they pertain to California laws.
- Bring forward previously existing California building standards or amendments, which represent no change in their effect from the 2013 California Building Standards Code.
- Codify non-substantive editorial and formatting amendments from the format based upon the 2012 Uniform Mechanical Code to the format of the 2015 Uniform Mechanical Code.

Comparable Federal Statute or Regulations

The OSFM has determined that there are no comparable federal regulations or statutes addressing the fire and life safety requirements as presented in this notice.

Policy Statement Overview

The broad objectives of these proposed regulations is to specifically comply with HSC Section 18928 that requires each proposing state agency to take action on the model code within one year after it's publication.

The intent of this proposed action is to adopt by reference the 2015 Uniform Mechanical Code and amend said document with new and existing 2013 OSFM amendments. The OSFM further proposes to offer new amendments where necessary to ensure that the regulations of the California Mechanical Code, establish and or maintain minimum requirements for the prevention of fire and for the protection of life and property intended against fire and in any building or structure used or intended for use as defined in each of the Health and Safety Code references shown above in the summary of existing laws.

Evaluation of consistency

The OSFM has determined that the proposed regulations are not inconsistent or incompatible with existing state regulations addressing the fire and life safety requirements as presented in this notice.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

(Government Code Section 11346.5(a)(4))

The OSFM has determined that there are no other prescribed statutes or to any specific regulation or class of regulation applicable to the adoption by reference and the amendments relating to the 2012 Uniform Mechanical Code.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

(Government Code Section 11346.5(a)(5))

The OSFM has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts. Therefore, does not mandate state reimbursement pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

ESTIMATE OF COST OR SAVINGS
(Government Code Section 11346.5(a)(6))

An estimate, prepared in accordance with instructions adopted by Department of Finance, of cost or savings to any state agency, local agency, or school district. Provide a copy of the "Economic and Fiscal Impact Statement" (Form 399).

- A. Cost or Savings to any state agency: **No**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **No**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **No**
- D. Other nondiscretionary cost or savings imposed on local agencies: **No**
- E. Cost or savings in federal funding to the state: **No**
Estimate: N/A

INITIAL DETERMINATION OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES
(Government Code Section 11346.5(a)(8))

If the agency makes an initial determination that the adoption/amendment/repeal of this regulation will not have a significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states, it shall make a declaration to that effect.

The OSFM has made an initial determination that the adoption/amendment/ repeal of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE
(Government Code Section 11346.5(a)(8))

The declaration the agency shall provide in the record of facts, evidence, documents, testimony, or other evidence that the agency relies upon to support its initial determination of no effect.

The OSFM affirms that this rulemaking action complies specifically with the mandates of HSC Sections 13143, 18928, 18949.2(b), 18949(c) and the mandates of the statutory authority of the OSFM as shown in the Informative Digest.

Therefore, the SFM's initial determination of no significant, statewide adverse economic impact directly affecting business in California and their ability to compete with businesses in other states does not require any

additional evidence, documents or other evidence to support this action.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE
(Government Code Section 11346.3(d))

Any regulation that requires a report shall not apply to businesses, unless the agency makes a finding that it is necessary for the health, safety, or welfare of the public that the regulations apply to businesses.

The OSFM has made an assessment of the proposed code changes and has determined that these changes would not require a report; therefore, a finding is not necessary for the health, safety, or welfare of the people of the state that the regulation is applicable to businesses.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS
(Government Code Section 11346.5(a)(9))

Describe all cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. If no cost impact provide the following statement:

The OSFM is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

ASSESSMENT OF EFFECT OF REGULATIONS UPON JOBS AND BUSINESS EXPANSION, ELIMINATION OR CREATION
(Government Code Section 11346.5(a)(10),
Government Code Section 11346.3(b)(1))

The Office of the State Fire Marshal 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.
These regulations will not affect the creation, or cause the elimination, of jobs within the State of California.
- The creation of new businesses or the elimination of existing businesses within the State of California.
These regulations will not affect the creation or the elimination of existing business within the State of California.
- The expansion of businesses currently doing business with the State of California.
These regulations will not affect the expansion of businesses currently doing business within 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 improve minimum building standards, which will provide increased protection of public health and safety, worker safety and the environment.

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING

The OSFM has made an initial determination that this proposal would not have a significant effect on housing costs.

CONSIDERATION OF ALTERNATIVES (Government Code Section 11346.5(a)(13))

The OSFM must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS (Government Code Section 11346.5(a)(20)), (Government Code Section 11346.5(a)(19))

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at

the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that OSFM shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL AND ADMINISTRATIVE QUESTIONS (Government Code Section 11346.5(a)(14))

General questions regarding procedural and administrative issues should be addressed to:

Michael Nearman, Deputy Executive Director
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959

PROPOSING STATE AGENCY CONTACT PERSON FOR SUBSTANTIVE AND/OR TECHNICAL QUESTIONS ON THE PROPOSED CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Andrew Henning, Deputy State Fire Marshal III
(Specialist)
Office of the State Fire Marshal,
Code Development and Analysis Division
(916) 445-8527
andrew.henning@fire.ca.gov
(916) 445-8459 FAX

Back-up:

Greg Andersen, Division Chief
Office of the State Fire Marshal,
Code Development and Analysis Division
(916) 445-8200
Greg.Andersen@fire.ca.gov
(916) 445-8459 FAX

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE OFFICE
OF THE STATE FIRE MARSHAL**

**REGARDING THE 2016 CALIFORNIA
PLUMBING CODE
CALIFORNIA CODE OF REGULATIONS,
TITLE 24, PART 5**

2015 TRIENNIAL CODE ADOPTION CYCLE

[**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 1612 (Chapter 471, Statutes of 2012) effective January 1, 2013. New directions are shown in underline.)

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of Office of the State Fire Marshal (OSFM) proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 5. The OSFM is proposing building standards related to 2015 Triennial Code Adoption Cycle.

PUBLIC COMMENT PERIOD

A public hearing has not been scheduled; however, written comments will be accepted from October 9, 2015 until 5:00 p.m. on November 23, 2015. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

**POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS**
(Government Code Section 11346.5(a)(18)),
(Government Code Section 11346.8(c))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE
(Government Code Section 11346.5(a)(2))

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code (HSC) Section 18949.2. The purpose of these building standards is to implement, interpret, and make specific the provisions of HSC Section 18928. The Office of the State Fire Marshal is proposing this regulatory action based on HSC Sections 13108, 13211, 13113, 13113.5, 13114, 13132.7, 13133, 13135, 13143, 13143.1, 13143.6, 13143.9, 13146, 17921 and 18897.3 and Government Code (GOV) Section 11152.5.

INFORMATIVE DIGEST
(Government Code Section 11346.5(a)(3))

An informative digest drafted in plain English in a format similar to the Legislative Counsel's Digest shall include the following:

Summary of Existing Laws

HSC Section 13108(a) The State Fire Marshal shall prepare and adopt building standards related to the means of egress, the installation of fire alarms and fire extinguishing systems in any state-owned building or in any state-occupied building.

HSC Section 13113 An automatic sprinkler system shall be installed in all 24-hour institutional type occupancies, and homes for the care of aged or senile persons.

HSC Section 13113.5 The State Fire Marshal Shall adopt regulations requiring the installation of automatic smoke detectors in all facilities which provide 24-hour per day care, which house six or fewer persons, and which do not have automatic sprinkler systems.

HSC Section 13114(a) The State Fire Marshal shall adopt regulations and standards to control the quality and installation of fire alarm systems and fire alarm devices marketed, distributed, offered for sale, or sold in this state, and that no person shall market, distribute, offer for sale, or sell any fire alarm system or fire alarm device in this state unless the system or device has been approved and listed by the State Fire Marshal.

HSC Section 13132 Every person, firm, or corporation maintaining or operating any facility for the care of the mentally handicapped shall file a statement with the fire authority having jurisdiction within five days of the admission or readmission of a patient stating that such patient is an ambulatory or a nonambulatory person and enumerating the reasons for such classification. Such a statement shall also be filed for each existing patient within 30 days of the effective date of this section.

Any statement required to be filed pursuant to this section shall be certified as to its correctness by the person attending such patient.

It shall be unlawful for any person, firm, or corporation required to file a statement pursuant to this section to include false statements therein. Any such act shall be in violation of this section and subject to the provisions of Section 13112.

HSC Section 13132.7 Mandates fire retardant roof coverings in fire hazard severity zones.

HSC Section 13133(a) The State Fire Marshal shall develop and adopt regulations establishing new occupancy classifications and specific fire safety standards appropriate for residential facilities, and residential care facilities for the elderly. These fire safety standards shall apply uniformly throughout the state.

HSC Section 13135 The State Fire Marshal shall adopt regulations for alcoholism or drug abuse recovery or treatment facilities based on whether the residents or patients of the facilities are nonambulatory.

HSC Section 13143 grants the State Fire Marshal authority to prepare and adopt regulations establishing minimum requirements for the prevention of fire and for the protection of life and property against fire and panic in any building or structure used or intended for use as an asylum, jail, mental hospital, hospital, home for the elderly, children's nursery, children's home or institution not otherwise excluded from the coverage of this subdivision, school, or any similar occupancy of any capacity, and in any assembly occupancy where 50 or more persons may gather together in a building, room, or structure for the purpose of amusement, entertainment, instruction, deliberation, worship, drinking or dining, awaiting transportation, or education.

HSC Section 13143.1(a) The State Fire Marshal shall prepare, adopt, and submit building standards for establishing minimum requirements for the prevention of fire and for the protection of life and property against

fire and panic in any motion picture or television production facility.

HSC Section 13143.6(a) The State Fire Marshal shall prepare and adopt regulations establishing minimum standards for the prevention of fire and for the protection of life and property against fire in any building or structure used intended for use as a home or institution for the housing of any person of any age for protective social care and supervision services by any governmental agency, certified family care homes, out-of-home placement facilities, and halfway houses.

HSC Section 13143.9(a) The State Fire Marshal shall prepare, adopt, and submit building standards and other fire and life safety regulations establishing minimum requirements for the storage, handling, and use of hazardous materials.

HSC Section 13211 The State Fire Marshal shall prepare and adopt building standards relating to fire and panic safety in high-rise structures.

HSC Section 17921(b) The State Fire Marshal shall adopt, amend, or repeal and submit building standards for approval pursuant to the provisions of Chapter 4 (commencing with Section 18935) of Part 2.5, and the State Fire Marshal shall adopt, amend, and repeal other rules and regulations for fire and panic safety in all hotels, motels, lodging houses, apartment houses and dwellings, buildings, and structures accessory thereto. These building standards and regulations shall be enforced pursuant to Sections 13145 and 13146; however, this section is not intended to require an inspection by a local fire agency of each single-family dwelling prior to its occupancy.

HSC Section 18928(a) requires each state agency adopting or proposing adoption of a model code, national standards, or specification shall reference the most recent edition of applicable model codes, national standards, or specifications.

HSC Section 18897.3 Except as provided in Section 18930, the State Fire Marshal shall adopt minimum fire safety regulations for organized camps in accordance with the provisions of Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code. The State Fire Marshal shall adopt and submit building standards for approval, pursuant to Chapter 4 (commencing with Section 18935) of Part 2.5 of this division for the purposes described in this section.

HSC Section 18949.2(b) The State Fire Marshal shall remain the state agency responsible for developing building standards to implement the state's fire and life safety policy. In its role as the fire and life safety standard developing agency, the State Fire Marshal shall continue its existing activities and forums designed to facilitate compromise and consensus among

the various individuals and groups involved in development of the state's codes related to fire and life safety.

(c) The state's fire and life safety building standards, as developed by the State Fire Marshal and as adopted by the commission, shall continue to be based on the state's fire and life safety policy goals and mandates as they existed prior to the enactment of this chapter and as they are amended.

Summary of Existing Regulations

The OSFM currently adopts by reference the California Code of Regulations, Title 24, Part 5, 2013 California Plumbing Code with OSFM amendments relating to regulations that establish minimum requirements for the prevention of fire and for the protection of life and property against fire and in any building or structure used or intended for use as defined in each of the Health and Safety Code references shown above.

Summary of Effect

The general purpose of this proposed action is principally intended to update and codify a new edition of the California Plumbing Code (California Code of Regulations, Title 24, Part 5) based upon a more current edition of a model code. The current California Plumbing Code in effect is the 2013 California Plumbing Code which is based upon the 2012 Uniform Plumbing Code of the International Association of Plumbing and Mechanical Officials. This proposed action:

- Repeal the adoption by reference of the 2012 Uniform Plumbing Code and incorporate and adopt by reference in its place the 2015 Uniform Plumbing Code for application and effectiveness in the 2016 California Plumbing Code.
- Repeal certain amendments to the 2012 Uniform Plumbing Code and/or California Building Standards not addressed by the model code that are no longer necessary.
- Adopt new building standards or necessary amendments to the 2015 Uniform Plumbing Code that address inadequacies of the 2015 Uniform Plumbing Code as they pertain to California laws.
- Bring forward previously existing California building standards or amendments, which represent no change in their effect from the 2013 California Building Standards Code.
- Codify non-substantive editorial and formatting amendments from the format based upon the 2012 Uniform Plumbing Code to the format of the 2015 Uniform Plumbing Code.

Comparable Federal Statute or Regulations

The OSFM has determined that there are no comparable federal regulations or statutes addressing the fire and life safety requirements as presented in this notice.

Policy Statement Overview

The broad objectives of these proposed regulations is to specifically comply with Health and Safety Code Section 18928 that requires each proposing state agency to take action on the model code within one year after its publication.

The intent of this proposed action is to adopt by reference the 2015 Uniform Plumbing Code and amend said document with new and existing 2013 OSFM amendments. The OSFM further proposes to offer new amendments where necessary to ensure that the regulations of the California Plumbing Code, establish and or maintain minimum requirements for the prevention of fire and for the protection of life and property against fire and in any building or structure used or intended for use as defined in each of the Health and Safety Code references shown above in the summary of existing laws.

Evaluation of consistency

The OSFM has determined that the proposed regulations are not inconsistent or incompatible with existing state regulations addressing the fire and life safety requirements as presented in this notice.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

(Government Code Section 11346.5(a)(4))

The OSFM has determined that there are no other prescribed statutes or to any specific regulation or class of regulation applicable to the adoption by reference and the amendments relating to the 2012 Uniform Plumbing Code.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

(Government Code Section 11346.5(a)(5))

The OSFM has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts. Therefore, does not mandate state reimbursement pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

ESTIMATE OF COST OR SAVINGS

(Government Code Section 11346.5(a)(6))

An estimate, prepared in accordance with instructions adopted by Department of Finance, of cost or savings to any state agency, local agency, or school district. Provide a copy of the "Economic and Fiscal Impact Statement" (Form 399).

- A. Cost or Savings to any state agency: **No**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **No**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **No**
- D. Other nondiscretionary cost or savings imposed on local agencies: **No**
- E. Cost or savings in federal funding to the state: **No**
Estimate: N/A

INITIAL DETERMINATION OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES
(Government Code Section 11346.5(a)(8))

If the agency makes an initial determination that the adoption/amendment/repeal of this regulation will not have a significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states, it shall make a declaration to that effect.

The OSFM has made an initial determination that the adoption/amendment/ repeal of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE
(Government Code Section 11346.5(a)(8))

The declaration the agency shall provide in the record of facts, evidence, documents, testimony, or other evidence that the agency relies upon to support its initial determination of no effect.

The OSFM affirms that this rulemaking action complies specifically with the mandates of HSC Sections 13143, 18928, 18949.2(b), 18949(c) and the mandates of the statutory authority of the OSFM as shown in the Informative Digest.

Therefore, the OSFM's initial determination of no significant, statewide adverse economic impact directly affecting business in California and their ability to compete with businesses in other states does not require any additional evidence, documents or other evidence to support this action.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE
(Government Code Section 11346.3(d))

Any regulation that requires a report shall not apply to businesses, unless the agency makes a finding that it is necessary for the health, safety, or welfare of the public that the regulations apply to businesses.

The OSFM has made an assessment of the proposed code changes and has determined that these changes would not require a report; therefore, a finding is not necessary for the health, safety, or welfare of the people of the state that the regulation is applicable to businesses.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS
(Government Code Section 11346.5(a)(9))

Describe all cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. If no cost impact provide the following statement:

The OSFM is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

ASSESSMENT OF EFFECT OF REGULATIONS UPON JOBS AND BUSINESS EXPANSION, ELIMINATION OR CREATION
(Government Code Section 11346.5(a)(10),
Government Code Section 11346.3(b)(1))

The Office of the State Fire Marshal 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.
These regulations will not affect the creation, or cause the elimination, of jobs within the State of California.
- The creation of new businesses or the elimination of existing businesses within the State of California.
These regulations will not affect the creation or the elimination of existing business within the State of California.
- The expansion of businesses currently doing business with the State of California.
These regulations will not affect the expansion of businesses currently doing business within 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 improve minimum building standards, which will provide increased protection of public health and safety, worker safety and the environment.

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING

The OSFM has made an initial determination that this proposal would not have a significant effect on housing costs.

CONSIDERATION OF ALTERNATIVES (Government Code Section 11346.5(a)(13))

The OSFM must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS (Government Code Section 11346.5(a)(20)), (Government Code Section 11346.5(a)(19))

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at

the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that OSFM shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL AND ADMINISTRATIVE QUESTIONS (Government Code Section 11346.5(a)(14))

General questions regarding procedural and administrative issues should be addressed to:

Michael Nearman, Deputy Executive Director
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959

PROPOSING STATE AGENCY CONTACT PERSON FOR SUBSTANTIVE AND/OR TECHNICAL QUESTIONS ON THE PROPOSED CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Andrew Henning, Deputy State Fire Marshal III
(Specialist)
Office of the State Fire Marshal,
Code Development and Analysis Division
(916) 445-8527
andrew.henning@fire.ca.gov
(916) 445-8459 FAX

Back-up:

Greg Andersen, Division Chief
Office of the State Fire Marshal,
Code Development and Analysis Division
(916) 445-8200
Greg.Andersen@fire.ca.gov
(916) 445-8459 FAX

TITLE 24. BUILDING STANDARDS COMMISSION

NOTICE OF PROPOSED ACTION TO BUILDING STANDARDS OF THE DIVISION OF THE STATE ARCHITECT (DSA-SS AND DSA-SS/CC)

REGARDING THE CALIFORNIA ELECTRICAL CODE CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 3

2016 CALIFORNIA ELECTRICAL CODE

[**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 1612 (Chapter 471, Statutes of 2012) effective January 1, 2013. New directions are shown in underline.]

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of the Division of the State Architect proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 3. The DSA-SS and DSA-SS/CC is proposing building standards related to 2016 California Electrical Code.

PUBLIC COMMENT PERIOD
(Government Code Section 11346.5(a)(1)),
(Government Code Section 11346.5(a)(17))

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m. on November 23, 2015**. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Pursuant to Government Code Section 11346.5(a)(17), any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Com-

mission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

POST-HEARING MODIFICATIONS TO THE TEXT OF THE REGULATIONS
(Government Code Section 11346.5(a)(18))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE
(Government Code Section 11346.5(a)(2))

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Section 18928.

The purpose of these building standards is to implement, interpret, and make specific the provisions of Education Code Sections 17280 through 17317, and 81130 through 81149 and Health and Safety Code Sections 16000-16023. The DSA-SS is proposing this regulatory action based on Education Code Sections 17310 and 81142, and Health and Safety Code Section 16022.

For DSA-SS/CC the purpose of these building standards is to implement, interpret, and make specific the provisions of Education Code Sections 81052, 81053 and 81130 through 81149. DSA-SS/CC is proposing this regulatory action based on Education Code Section 81053.

INFORMATIVE DIGEST
(Government Code Section 11346.5(a)(3))

An informative digest drafted in plain English in a format similar to the Legislative Counsel's Digest shall include the following:

Summary of Existing Laws

Section 16022 of the Health and Safety Code authorizes the State Architect to establish building standards

for the design, construction and inspection of electrical systems for state-owned or state-leased essential services buildings. Sections 17310, 81142 and 81053 of the Education Code authorize the State Architect to establish building standards for the design, construction and inspection of electrical systems for public elementary and secondary schools, and community colleges.

Summary of Existing Regulations

Existing building standards which prescribe requirements for the design, construction and inspection of electrical systems for state-owned or state-leased essential services buildings, and public elementary schools, secondary schools and community colleges are promulgated by the Division of the State Architect. These regulations are contained in the California Electrical Code (Part 3, Title 24).

Summary of Effect

The proposed action would update Part 3 of Title 24 by repealing the adoption of the 2011 edition National Electrical Code, and adopting the 2014 edition National Electrical Code (published by the National Fire Protection Association) for effectiveness as the 2016 California Electrical Code

Comparable Federal Statute or Regulations

There are no comparable federal regulations or statutes.

Policy Statement Overview

The broad objective of the proposed action is to maintain building regulations in conformance with current state law, by adopting the most current edition of the model electrical code

Evaluation of consistency

There are no inconsistent or incompatible regulations proposed

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

(Government Code Section 11346.5(a)(4))

There are no other matters prescribed by statute applicable to the Division of the State Architect, or to any specific regulation or class of regulations.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

(Government Code Section 11346.5(a)(5))

The Division of the State Architect has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts.

ESTIMATE OF COST OR SAVINGS
(Government Code Section 11346.5(a)(6))

An estimate, prepared in accordance with instructions adopted by Department of Finance, of cost or savings to any state agency, local agency, or school district. Provide a copy of the "Economic and Fiscal Impact Statement" (Form 399).

- A. Cost or Savings to any state agency: **NO**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- D. Other nondiscretionary cost or savings imposed on local agencies: **NO**
- E. Cost or savings in federal funding to the state: **NO**
Estimate: None

INITIAL DETERMINATION OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES
(Government Code Section 11346.5(a)(8))

If the agency makes an initial determination that the adoption/amendment/repeal of this regulation will not have a significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states, it shall make a declaration to that effect.

The DSA has made an initial determination that the adoption/amendment/ repeal of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE
(Government Code Section 11346.5(a)(8))

The declaration the agency shall provide in the record of facts, evidence, documents, testimony, or other evidence that the agency relies upon to support its initial determination of no effect.

No facts, evidence, documents, testimony or other evidence has been relied upon to support the initial determination of no effect.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE
(Government Code Section 11346.3(d))

Any regulation that requires a report shall not apply to businesses, unless the agency makes a finding that it is

necessary for the health, safety, or welfare of the public that the regulations apply to businesses.

The proposed action does not require a report by any business or agency, so the Division of the State Architect has not made a finding of necessity for public's health, safety or welfare.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

(Government Code Section 11346.5(a)(9))

Describe all cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. If no cost impact provide the following statement:

The DSA is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

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

(Government Code Section 11346.5(a)(10), Government Code Section 11346.3(b)(1))

The DSA 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.
The DSA has determined that the proposed action has no effect.
- The creation of new businesses or the elimination of existing businesses within the State of California.
The DSA has determined that the proposed action has no effect.
- The expansion of businesses currently doing business with the State of California.
The DSA has determined that the proposed action has no effect.
- The benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment.

The DSA has determined that the proposal establishes minimum requirements to safeguard the public health, safety and general welfare through structural strength, means of egress facilities, stability, access to persons with disabilities, sanitation, adequate lighting and ventilation, and energy conservation; safety to life and property from fire and other hazards attributed to the built environment; and to provide safety to fire fighters and emergency responders during emergency operations.

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING
(Government Code Section 11346.5(a)(12))

Requires that an action that would impact housing shall include the estimated cost of compliance and potential benefits of a building standard, if any, that were included in the initial statement of reasons. In addition the agency officers shall make available to the public upon request, the agency's evaluation, if any, of the effect of the proposed regulatory action on housing costs.

The DSA has made an initial determination that this proposal would not have a significant effect on housing costs.

CONSIDERATION OF ALTERNATIVES
(Government Code Section 11346.5(a)(13))

The DSA must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS

(Government Code Section 11346.5(a)(20)),
(Government Code Section 11346.5(a)(19))

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that the Division of the State Architect shall provide, upon request, a description of proposed changes, included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

**CBSC CONTACT PERSON FOR PROCEDURAL
AND ADMINISTRATIVE QUESTIONS
(Government Code Section 11346.5(a)(14))**

General questions regarding procedural and administrative issues should be addressed to:

Laurie O'Brien, Architectural Associate
or backup person
Enrique Rodriguez,
Associate Construction Analyst
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959

**PROPOSING STATE AGENCY CONTACT
PERSON FOR SUBSTANTIVE AND/OR
TECHNICAL QUESTIONS ON THE PROPOSED
CHANGES TO BUILDING STANDARDS**

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

James P. Hackett, Principal Structural Engineer
Division of the State Architect
Ph. 916-322-4699
jim.hackett@dgs.ca.gov
Fax. 916-445-3521

James J. Gibbons, Construction Supervisor II
Division of the State Architect
Ph. 916-322-2250
james.gibbons@dgs.ca.gov
Fax. 916-323-5589

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE
DEPARTMENT OF HOUSING AND
COMMUNITY DEVELOPMENT (HCD)
REGARDING THE 2016 CALIFORNIA GREEN
BUILDING STANDARDS CODE
CALIFORNIA CODE OF REGULATIONS,
TITLE 24, PART 11**

(HCD 07/15)

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of the Department of Housing and Community Development (HCD) proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 11. HCD is proposing green building standards.

**PUBLIC COMMENT PERIOD
(Government Code Section 11346.5(a)(17))**

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m., on November 23, 2015.** Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Com-

mission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

**POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS**
(Government Code Section 11346.5(a)(18)),
(Government Code Section 11346.8(c))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE
(Government Code Section 11346.5(a)(2))

The CBSC proposes to adopt these building standards under the authority granted by Health and Safety Code Sections 18949.5. The purpose of these building standards is to implement interpret, and make specific the provisions of Health and Safety Code Sections 17000–17062.5, 17910–17995.5, 18200–18700, 18860–18874, and 19960–19998; and Government Code Sections 12955.1 and 12955.1.1. HCD is proposing this regulatory action based on Health and Safety Code Sections 17040, 17921, 17922, 18300, 18670, 18865, 18873.2 and 19990; and Government Code Section 12955.1.

INFORMATIVE DIGEST
(Government Code Section 11346.5(a)(3))

Summary of Existing Laws

Section 17921 of the Health and Safety Code and Section 12955.1 of the Government Code requires HCD to propose the adoption, amendment, or repeal of building standards by the CBSC.

Section 17922 of the Health and Safety Code requires that the building standards be essentially the same as the most recent editions of the uniform industry codes. The CBSC is authorized to adopt these building standards

under the authority granted by Health and Safety Code Section 18949.5.

Health and Safety Code Section 17922 states that the most recent editions of the uniform codes referred to in the section shall be considered to be adopted one year after the date of publication of the uniform codes.

Health and Safety Code Section 17040 requires HCD to adopt building standards for employee housing for “. . . the protection of the public health, safety, and general welfare of employees and the public, governing the erection, construction, enlargement, conversion, alteration, repair, occupancy, use, sanitation, ventilation, and maintenance of all employee housing.”

Health and Safety Code Section 19990 requires HCD to adopt building standards for factory-built housing.

Summary of Existing Regulations

The 2010 California Green Building Standards Code, Title 24, Part 11, of the California Code of Regulations (CCR), also known as the California Building Standards Code, became effective on January 1, 2011.

The purpose of the California Green Building Standards Code, also known as CALGreen, is to improve public health, safety and general welfare by enhancing the design and construction of buildings through the use of building concepts having a positive environmental impact and encouraging sustainable construction practices in the following categories: planning and design; energy efficiency; water efficiency and conservation; material conservation and resource efficiency; and environmental air quality. CALGreen also includes standards designed to address unique California conditions.

Summary of Effect

HCD proposes to adopt the 2013 edition of the California Green Building Standards Code (CALGreen) into Title 24, Part 11 of the California Code of Regulations for the following programs:

- a) State Housing Law: relative to residential occupancies, buildings or structures accessory thereto.
- b) Employee Housing Act: relative to the occupancy of any buildings or structures on the property in accordance with Health and Safety Code Section 17040.
- c) Factory-Built Housing Law: relative to residential buildings, dwellings or portions thereof, or building components, or manufactured assemblies in accordance with Health and Safety Code Section 19990.

The standards provide consistency with model code format, state and federal laws and regulations, and address unique California conditions. In addition, the regulations provide clarity and specificity, and give direction for the code user.

A discussion of the effect of the regulations may be found in the Initial Statement of Reasons.

Comparable Federal Statute or Regulations

None.

Policy Statement Overview

The purpose of the adoption of the California Green Building Standards Code is to improve public health, safety and general welfare by enhancing the design and construction of buildings through the use of building concepts having a positive environmental impact and encouraging sustainable construction practices in the following categories: planning and design; energy efficiency; water efficiency and conservation; material conservation and resource efficiency; and environmental air quality.

The proposed regulations will adopt building standards that will affect the following: residential occupancies and buildings or structures accessory thereto, as provided for by federal and state accessibility requirements; and the use of General Design, Structural, and Fire and Life Safety Requirements in housing construction, buildings and structures accessory thereto.

Evaluation of consistency

HCD has determined that the proposed regulations are not inconsistent or incompatible with existing state regulations.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

(Government Code Section 11346.5(a)(4))

None.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

(Government Code Section 11346.5(a)(5))

HCD has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts and therefore, does not mandate state reimbursement pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

ESTIMATE OF COST OR SAVINGS
(Government Code Section 11346.5(a)(6))

A. Cost or Savings to any state agency: Health and Safety Code Section 17921 requires HCD to propose the adoption, amendment or repeal of building standards by the California Building Standards Commission (CBSC). At the direction of the Governor, HCD collaborated with the CBSC and other state agencies to develop green

building standards. This action will result in a minimal cost to HCD which will be absorbed in the current budget.

- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **None.**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **None.**
- D. Other nondiscretionary cost or savings imposed on local agencies: **None.**
- E. Cost or savings in federal funding to the state: **None.**

Estimate: HCD believes that any additional expenditure resulting from this proposed action will be minimal and will be able to be absorbed within existing budgets and resources.

INITIAL DETERMINATION OF SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES

(Government Code Section 11346.5(a)(8))

HCD has made an initial determination that the proposed action will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states. (See *Economic Impact of the Proposed California Green Building Standards Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

DECLARATION OF EVIDENCE

(Government Code Section 11346.5(a)(8))

HCD has determined that there are minimal facts, evidence, documents, testimony, or other evidence upon which the agency relied to support its initial determination of no effect pursuant to Government Code Section 11346.5(a)(8). The public is welcome to submit any information, facts or documents either supporting HCD's initial determination or finding to the contrary.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE

(Government Code Section 11346.3(d))

HCD has made an assessment of the proposal regarding the economic impact of recordkeeping and reporting requirements and has determined that a report pursuant to Government Code Section 11346.3(c) is not required.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS
(Government Code Section 11346.5(a)(9))

HCD is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

ASSESSMENT OF EFFECT OF REGULATIONS UPON JOBS AND BUSINESS EXPANSION, ELIMINATION OR CREATION
(Government Code Section 11346.5(a)(10), Government Code Section 11346.3(b)(1))

HCD 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.
These regulations will not affect the creation, or cause the elimination, of jobs within the State of California.
- The creation of new businesses or the elimination of existing businesses within the State of California.
These regulations will not affect the creation or the elimination of businesses within the State of California.
- The expansion of businesses currently doing business with the State of California.
These regulations will not affect the expansion of businesses currently doing business within 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 improve green building standards, which will provide increased protection of public health and safety, worker safety and the environment.

(See *Economic Impact of the Proposed California Green Building Standards Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING
(Government Code Section 11346.5(a)(12))

HCD has made an initial determination that this proposal would not have a significant effect on housing

costs. The CBSC contact person designated below will make HCD's initial evaluation of the effect of the proposed regulatory action on housing costs available upon request. (See *Economic Impact of the Proposed California Building Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

CONSIDERATION OF ALTERNATIVES
(Government Code Section 11346.5(a)(13))

HCD must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS
(Government Code Section 11346.5(a)(20)),
(Government Code Section 11346.5(a)(19))

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov>; in addition, the rulemaking documents will be posted on HCD's website: http://www.hcd.ca.gov/codes/state-housing-law/2015codeadoptproj_par11.html.

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website or HCD's website.

Government Code Section 11346.5(a)(21) states that the Department of Housing and Community Development shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

**CBSC CONTACT PERSON FOR PROCEDURAL
AND ADMINISTRATIVE QUESTIONS**
(Government Code Section 11346.5(a)(14))

General questions regarding procedural and administrative issues should be addressed to:

CBSC Contact: Enrique Rodriguez,
Associate Architect

CBSC Back-up: If the contact person is unavailable, please contact Yara Farr-Ohanian, Architectural Associate, at the phone number or fax number provided below.

CBSC
Address: California Building Standards
Commission
2525 Natomas Park Drive,
Suite 130
Sacramento, CA 95833

CBSC
Telephone: (916) 263-0916
CBSC Fax: (916) 263-0959
CBSC
E-mail: CBSC@dgs.ca.gov

**PROPOSING STATE AGENCY CONTACT
PERSON FOR SUBSTANTIVE AND/OR
TECHNICAL QUESTIONS ON THE PROPOSED
CHANGES TO BUILDING STANDARDS**

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Kyle Krause
State Housing Law Programs Manager
Department of Housing and Community
Development
Division of Codes and Standards
Telephone: (916) 263-4719
E-mail: kyle.krause@hcd.ca.gov
Fax: (916) 327-4712

Back-up:

Shawn Huff
Assistant Deputy Director
Department of Housing and Community
Development
Division of Codes and Standards
Telephone: (916) 263-3124
E-mail: shawn.huff@hcd.ca.gov
Fax: (916) 327-4712

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE
DEPARTMENT OF HOUSING AND
COMMUNITY DEVELOPMENT (HCD)
REGARDING THE ADOPTION BY
REFERENCE OF THE 2015 UNIFORM
MECHANICAL CODE (UMC)
WITH PROPOSED AMENDMENTS INTO THE
2016 CALIFORNIA MECHANICAL CODE
(CMC)
CALIFORNIA CODE OF REGULATIONS,
TITLE 24, PART 4
(HCD 05/15)**

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of the Department of Housing and Community Development (HCD) proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 4. HCD is proposing building standards related to the Uniform Mechanical Code (UMC).

PUBLIC COMMENT PERIOD
(Government Code Section 11346.5(a)(17))

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m. on November 23, 2015.** Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS
(Government Code Section 11346.5(a)(18)),
(Government Code Section 11346.8(c))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE
(Government Code Section 11346.5(a)(2))

The CBSC proposes to adopt these building standards under the authority granted by Health and Safety Code Section 18949.5. The purpose of these building standards is to implement, interpret, and make specific the provisions of Health and Safety Code Sections 17000–17062.5, 17910–17995.5, 18200–18700, 18860–18874, and 19960–19998; and Government Code Sections 12955.1 and 12955.1.1. HCD is proposing this regulatory action based on Health and Safety Code Sections 17040, 17921, 17922, 18300, 18670, 18865, 18873.2 and 19990; and Government Code Section 12955.1.

INFORMATIVE DIGEST
(Government Code Section 11346.5(a)(3))

Summary of Existing Laws

Section 17921 of the Health and Safety Code and Section 12955.1 of the Government Code require HCD to propose the adoption, amendment, or repeal of building standards by the CBSC.

Section 17922 of the Health and Safety Code requires that the building standards be essentially the same as the most recent editions of the uniform industry codes. The CBSC is authorized to adopt these building standards under the authority granted by Health and Safety Code Section 18949.5.

Health and Safety Code Section 17922 states that the most recent editions of the uniform codes referred to in the section shall be considered to be adopted one year after the date of publication of the uniform codes.

Health and Safety Code Section 17040 requires HCD to adopt building standards for employee housing for “. . . the protection of the public health, safety, and general welfare of employees and the public, governing the erection, construction, enlargement, conversion, alteration, repair, occupancy, use, sanitation, ventilation, and maintenance of all employee housing.”

Health and Safety Code Section 19990 requires HCD to adopt building standards for factory-built housing.

Health and Safety Code Sections 18300 and 18865 require HCD to adopt building standards for mobile-home parks and special occupancy parks.

Summary of Existing Regulations

The California Mechanical Code, Part 4 of Title 24 of the California Code of Regulations (CCR), also known as the California Building Standards Code, adopted by reference the 2012 Uniform Mechanical Code (UMC) with California amendments, effective on January 1, 2014.

Summary of Effect

HCD proposes to adopt by reference the 2015 edition of the UMC, with California amendments, into the 2016 CMC, Title 24, Part 4 of the California Code of Regulations for the following programs:

(a) State Housing Law: relative to residential occupancies, buildings or structures accessory thereto and as provided for through the Federal Fair Housing Amendment Act’s and state law accessibility requirements, except where the application is for public use only.

(b) Employee Housing Act: relative to the use of any buildings or structures on the property in accordance with Health and Safety Code Section 17040.

(c) Mobilehome Parks and Special Occupancy Parks: relative to the design or construction of permanent buildings and accessory buildings and structures within the park in accordance with Health and Safety Code Sections 18300 and 18865.

(d) Factory-built Housing Law: relative to residential buildings, dwellings or portions thereof, or building component, or manufactured assemblies in accordance with Health and Safety Code Section 19990.

The amendments provide consistency with model code format, state and federal laws and regulations, and conditions unique to California. In addition, the amendments provide clarity and specificity, and give direction for the code user.

Comparable Federal Statute or Regulations

None.

Policy Statement Overview

The proposed regulations will adopt, amend or repeal existing building standards and establish new building standards, which will affect residential occupancies and buildings or structures accessory thereto, as provided for by federal and state accessibility requirements; the

use of General Design, Structural, and Fire and Life Safety Requirements in housing construction, buildings and structures accessory thereto; and permanent buildings in mobilehome parks and special occupancy parks.

The benefits anticipated from this proposed regulatory action include updating building standards, which will result in the protection of public health and safety, worker safety, the environment and general welfare of California residents. Also, providing the most recent methods and applying those building standards on a statewide basis, as required by statute, results in uniformity and promotes affordable costs.

Evaluation of consistency

HCD has determined that the proposed regulations are not inconsistent or incompatible with existing state regulations.

OTHER MATTERS PRESCRIBED BY STATUTE
APPLICABLE TO THE AGENCY OR TO ANY
SPECIFIC REGULATION OR CLASS
OF REGULATIONS

(Government Code Section 11346.5(a)(4))

None.

MANDATE ON LOCAL AGENCIES OR
SCHOOL DISTRICTS

(Government Code Section 11346.5(a)(5))

The HCD has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts; and therefore, does not mandate state reimbursement pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

ESTIMATE OF COST OR SAVINGS
(Government Code Section 11346.5(a)(6))

An estimate, prepared in accordance with instructions adopted by Department of Finance, of cost or savings to any state agency, local agency, or school district. Provide a copy of the "Economic and Fiscal Impact Statement" (Form 399).

A. Cost or Savings to any state agency:

Health and Safety Code Section 17921 requires HCD to propose the adoption, amendment or repeal of building standards to the Commission pursuant to the provisions of Chapter 4 (commencing with Section 18935) of Part 2.5 of the Government Code. Part 2.5 of the Government Code requires state agencies to ensure that regulatory language meets the requirements of clarity and non-duplication. This proposed rulemaking incorporates specific provisions into one location with the California Building Standards Code to meet these requirements. This action will result in a minimal cost to HCD which will be absorbed in the current budget.

B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **None.**

C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **None.**

D. Other nondiscretionary cost or savings imposed on local agencies: **None.**

E. Cost or savings in federal funding to the state: **None.**

Estimate: HCD believes that any additional expenditure resulting from this proposed action will be minimal and will be able to be absorbed within existing budgets and resources.

INITIAL DETERMINATION OF NO
SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT ON BUSINESSES
(Government Code Section 11346.5(a)(8))

HCD has made an initial determination that the proposed action will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states. (See *Economic Impact of the Proposed California Building Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

DECLARATION OF EVIDENCE

HCD has determined that there are minimal facts, evidence, documents, testimony, or other evidence upon which the agency relied to support its initial determination of no effect pursuant to Government Code Section 11346.5(a)(8). The public is welcome to submit any information, facts or documents either supporting HCD's initial determination or finding to the contrary.

FINDING OF NECESSITY FOR THE PUBLIC'S
HEALTH, SAFETY, OR WELFARE
(Government Code Section 11346.3(d))

HCD has made an assessment of the proposal regarding the economic impact of recordkeeping and reporting requirements and has determined that a report pursuant to Government Code Section 11346.3(c) is not required.

COST IMPACT ON REPRESENTATIVE PRIVATE
PERSON OR BUSINESS
(Government Code Section 11346.5(a)(9))

HCD is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

ASSESSMENT OF EFFECT OF REGULATIONS
UPON JOBS AND BUSINESS EXPANSION,
ELIMINATION OR CREATION
(Government Code Section 11346.5(a)(10),
Government Code Section 11346.3(b)(1))

HCD 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.
These regulations will not affect the creation, or cause the elimination, of jobs within the State of California.
- The creation of new businesses or the elimination of existing businesses within the State of California.
These regulations will not affect the creation or the elimination of businesses within the State of California.
- The expansion of businesses currently doing business with the State of California.
These regulations will not affect the expansion of businesses currently doing business within 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 improve green building standards, which will provide increased protection of public health and safety, worker safety and the environment.

(See *Economic Impact of the Proposed California Green Building Standards Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

ESTIMATED COST OF COMPLIANCE OF
STANDARDS THAT WOULD IMPACT HOUSING
(Government Code Section 11346.5(a)(12))

HCD has made an initial determination that this proposal would not have a significant effect on housing costs. The CBSC contact person designated below will make HCD's initial evaluation of the effect of the proposed regulatory action on housing costs available upon request. (See *Economic Impact of the Proposed California Building Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

CONSIDERATION OF ALTERNATIVES
(Government Code Section 11346.5(a)(13))

HCD must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF
RULEMAKING DOCUMENTS
(Government Code Section 11346.5(a)(20)),
(Government Code Section 11346.5(a)(19))

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by, contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov>; In addition, the rulemaking documents will be posted on HCD's website: http://www.hcd.ca.gov/codes/state-housing-law/2015-codeadoptproj_part4.html.

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that the Department of Housing and Community Development shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate

a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL
AND ADMINISTRATIVE QUESTIONS
(Government Code Section 11346.5(a)(14))

General questions regarding procedural and administrative issues should be addressed to:

CBSC Contact: Laurie O'Brien,
Architectural Associate

CBSC Back-up: If the contact person is unavailable, please contact **Enrique Rodriguez, Associate Construction Analyst** at the phone number or fax number provided below.

CBSC

Address: California Building Standards
Commission
2525 Natomas Park Drive,
Suite 130
Sacramento, CA 95833

CBSC

Telephone: (916) 263-0916

CBSC Fax: (916) 263-0959

CBSC

E-mail: CBSC@dgs.ca.gov

PROPOSING STATE AGENCY CONTACT
PERSON FOR SUBSTANTIVE AND/OR
TECHNICAL QUESTIONS ON THE PROPOSED
CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Kyle Krause
State Housing Law Programs Manager
Department of Housing and Community
Development
Division of Codes and Standards
Telephone: (916) 263-4719
E-mail: kyle.krause@hcd.ca.gov
Fax: (916) 327-4712

Back-up:

Shawn Huff
Assistant Deputy Director
Department of Housing and Community
Development
Division of Codes and Standards
Telephone: (916) 263-3124
E-mail: shawn.huff@hcd.ca.gov
Fax: (916) 327-4712

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE
CALIFORNIA BUILDING STANDARDS
COMMISSION (CBSC)**

**REGARDING THE ADOPTION OF THE 2014
NATIONAL ELECTRICAL CODE (NEC)
CALIFORNIA CODE OF REGULATIONS,
TITLE 24, PART 3**

**AMEND 2014 NATIONAL ELECTRICAL CODE
(NEC)**

[**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 1612 (Chapter 471, Statutes of 2012) effective January 1, 2013. New directions are shown in underline.]

Notice is hereby given that the California Building Standards Commission (CBSC) proposes to repeal the 2011 NEC and adopt, approve, codify, and publish changes to building standards contained in the 2014 NEC for use as the 2016 Part 3, Title 24, CCR.

PUBLIC COMMENT PERIOD

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m. on November 23, 2015**. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov. Pursuant to Government Code Section 11346.5(a)(17), any interested person or his or her duly authorized representative may request, no later than 15

days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

POST-HEARING MODIFICATIONS TO THE TEXT OF THE REGULATIONS

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Sections (H&SC) 18928 and 18934.5. The purpose of these building standards is to implement, interpret, and make specific the provisions of H&SC Section 18928 and 18928.1. The California Building Standards Commission is proposing this regulatory action based on Health and Safety Code Section (H&SC) 18928.

INFORMATIVE DIGEST

An informative digest drafted in plain English in a format similar to the Legislative Counsel’s Digest shall include the following:

Summary of Existing Laws

Health & Safety Code Section 18928. Model code, national standard, or specification; adoption of and reference to the most recent addition; date of publication; committee

Authorizes the commission to adopt the most recent edition of the National Electrical Code.

Health & Safety Code Section 18928(b). Model code, national standard, or specification; adoption of and reference to the most recent addition; date of publication; committee

Sets forth that each state agency adopting or proposing adoption of a model code, national standard, or specification shall adopt or propose adoption of the most recent edition of the model code, as amended or proposed to be amended by the adopting agency, within one (1) year after the date of publication of the model code, national standard, or specification.

Health & Safety Code Section 18934.5. Standards or administrative regulations for state buildings; adoption, approval, codification and publication

Sets forth that where no state agency has the authority to adopt building standards applicable to state buildings, the commission shall adopt, approve, codify, and publish building standards providing the minimum standards for the design and construction of state buildings.

Summary of Existing Regulations

The existing 2016 California Electric Code is a part of the California Code of Regulations, Title 24, also referred to as the California Building Standards Code and incorporates, by adoption, by the California Building Standards Commission, the 2014 National Electric Code of the National Fire Protection Association (NFPA) without amendments for state owned buildings and buildings constructed by the University of California and California State Universities.

Summary of Effect

This proposed action will make effective the 2014 NEC of NFPA with necessary amendments to state owned buildings and to all occupancies identified pursuant to Health and Safety Code 18938, 180 days after the publication of the next triennial edition of the California Electric Code (CEC). This proposed action by the California Building Standards Commission will also make the 2016 CEC, inoperative for state owned buildings, and for persons applying for a building permit upon the effective date of the next triennial edition of the CEC.

Comparable Federal Statute or Regulations

There are no comparable Federal Statutes or regulations related to the proposed action by the California Building Standards Commission.

Policy Statement Overview

This proposed adoption of the most current edition of the NEC, makes it applicable to state owned building projects, or any person seeking a building permit at the local level, the most current edition of the NEC by reference through the California Code of Regulations, Title 24. The adoption of the most current edition of the NEC provides an up to date reference document for new

building projects and existing buildings to be remodeled or otherwise altered under the next triennial edition of the California Electrical Code.

Evaluation of consistency

The proposed regulation is not inconsistent or incompatible with existing state regulations.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

The California Building Standards Commission has determined that there are no other matters prescribed by statute applicable to the agency or to any specific regulation or class of regulations.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

The California Building Standards Commission has determined that the proposed regulatory action would impose a mandate on local agencies or school districts. However, the mandate does not require reimbursement pursuant to Part 7 (commencing with section 17500) of Division 4, Government Code. H&SC section 18928 requires the CBSC to adopt the most current edition of the model codes. H&SC 18938(b) makes applicable the most current edition of the model electrical code to all occupancies throughout the State of California as prescribed.

ESTIMATE OF COST OR SAVINGS

- A. Cost or Savings to any state agency: **NO**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- D. Other nondiscretionary cost or savings imposed on local agencies: **NO**
- E. Cost or savings in federal funding to the state: **NO**
Estimate: **NONE**

INITIAL DETERMINATION OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES

The CBSC has made an initial determination that the adoption/amendment/ repeal of this regulation will not

have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE

The CBSC affirms that the rulemaking action complies with the mandates set forth by the Health & Safety Code, Section 18928, & 18934.5.

Therefore, the CBSC's initial determination of no significant, statewide adverse economic impact directly affecting business in California and their ability to compete with businesses in other states does not require any additional evidence, documents or other evidence to support this action.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE

The CBSC has made an assessment of the proposed code changes and has determined that these changes do not require a report.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The CBSC is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

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

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.**
These regulations will not affect the creation of 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.**
These regulations will not affect the creation of or the elimination of existing business within the State of California.
- The expansion of businesses currently doing business with the State of California.**
These regulations will not affect the expansion of businesses currently doing business within 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 not affect the expansion of businesses currently doing business within the State of California

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING

The CBSC has made an initial determination that this proposal would not have a significant effect on housing costs.

CONSIDERATION OF ALTERNATIVES

The CBSC must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that [STATE AGENCY NAME] shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL AND ADMINISTRATIVE QUESTIONS

General questions regarding procedural and administrative issues should be addressed to:

Michael L. Nearman, Deputy Executive Director
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959
Michael.Nearman@dgs.ca.gov

PROPOSING STATE AGENCY CONTACT PERSON FOR SUBSTANTIVE AND/OR TECHNICAL QUESTIONS ON THE PROPOSED CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Laurie O'Brien, Architectural Associate
California Building Standards Commission
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959
Laurie.obrien@dgs.ca.gov

Back-up

Mia Marvelli, Associate Architect
California Building Standards Commission
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959
Mia.Marvelli@dgs.ca.gov

TITLE 24. BUILDING STANDARDS COMMISSION

NOTICE OF PROPOSED ACTION TO BUILDING STANDARDS OF THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD) REGARDING THE ADOPTION BY REFERENCE OF THE 2014 EDITION OF THE NATIONAL ELECTRICAL CODE (NEC) WITH PROPOSED AMENDMENTS INTO THE 2016 CALIFORNIA ELECTRICAL CODE (CEC) CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 3

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of the De-

partment of Housing and Community Development (HCD) proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 3. HCD is proposing building standards related to the National Electrical Code (NEC).

PUBLIC COMMENT PERIOD

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015**, until **5:00 p.m.** on **November 23, 2015**. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, California 95833
Attention: Jim McGowan, Executive Director

Written comments may also be faxed to (916) 263-0959 or e-mailed to CBSC@dgs.ca.gov.

Pursuant to Government Code Section 11346.5(a)(17), any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period, that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

POST-HEARING MODIFICATIONS TO THE TEXT OF THE REGULATIONS

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). The CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written and/or oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE

The CBSC proposes to adopt these building standards under the authority granted by Health and Safety Code Section 18949.5. The purpose of these building standards is to implement, interpret, and make specific the provisions of Health and Safety Code Sections 17000-17062.5, 17910-17995.5, 18200-18700, 18860-18874, and 19960-19998; and Government Code Sections 12955.1 and 12955.1.1. HCD is proposing this regulatory action based on Health and Safety Code Sections 17040, 17921, 17922, 18300, 18670, 18865, 18873.3 and 19990; and Government Code Section 12955.1.

INFORMATIVE DIGEST

Summary of Existing Laws

Section 17921 of the Health and Safety Code and Section 12955.1 of the Government Code require HCD to propose the adoption, amendment, or repeal of building standards by the CBSC.

Section 17922 of the Health and Safety Code requires that the building standards be essentially the same as the most recent editions of the uniform industry codes. The CBSC is authorized to adopt these building standards under the authority granted by Health and Safety Code Section 18949.5.

Health and Safety Code Section 17922 states that the most recent editions of the uniform codes referred to in the section shall be considered to be adopted one year after the date of publication of the uniform codes.

Health and Safety Code Section 17040 requires HCD to adopt building standards for employee housing for “. . . the protection of the public health, safety, and general welfare of employees and the public, governing the erection, construction, enlargement, conversion, alteration, repair, occupancy, use, sanitation, ventilation, and maintenance of all employee housing.”

Health and Safety Code Section 19990 requires HCD to adopt building standards for factory-built housing.

Health and Safety Code Sections 18300, 18670, 18865 and 18873.3 requires HCD to adopt building standards for mobilehome parks and special occupancy parks.

Summary of Existing Regulations

The California Electrical Code, Part 3 of Title 24 of the California Code of Regulations (CCR), also known as the California Building Standards Code, adopted by reference the 2011 National Electrical Code (NEC) with California amendments, effective on January 1, 2014.

Summary of Effect

HCD proposes to adopt by reference the 2014 edition of the NEC, with California amendments, into Part 3, Title 24, CCR for the following programs:

(a) State Housing Law: relative to residential occupancies, buildings or structures accessory thereto and as provided for through the Federal Fair Housing Amendment Act’s accessibility requirements, except where the application is for public use only.

(b) Employee Housing Act: relative to the use of electrical equipment and systems in or on any building or structure or outdoors on premises or property in accordance with Health and Safety Code Section 17040.

(c) Mobilehome Parks and Special Occupancy Parks: relative to the use of electrical equipment and systems in or on any permanent buildings within the park in accordance with Health and Safety Code Sections 18300, 18670, 18865 and 18873.3.

(d) Factory–built Housing Law: relative to residential buildings, dwellings or portions thereof, or building component, or manufactured assembly in accordance with Health and Safety Code Section 19990.

These amendments provide consistency with model code format, state and federal law and regulations, and conditions unique to California. In addition, the amendments provide clarity and specificity, and give direction for the code user.

Comparable Federal Statute or Regulations

None.

Policy Statement Overview

The proposed regulations will reenact or amend existing electrical standards and establish new electrical standards which will affect the residential occupancies, buildings or structures accessory thereto; the use of electrical equipment and systems in or on any building or structure or outdoors on premises or property; the use of electrical equipment and systems in or on any park permanent buildings, accessory buildings or structures, residential buildings, dwellings or portions thereof, or building components, or manufactured assemblies.

Evaluation of consistency

HCD has determined that the proposed regulations are not inconsistent or incompatible with existing state regulations.

OTHER MATTERS PRESCRIBED BY STATUTE
APPLICABLE TO THE AGENCY OR TO ANY
SPECIFIC REGULATION OR CLASS
OF REGULATIONS

None.

MANDATE ON LOCAL AGENCIES OR
SCHOOL DISTRICTS

HCD has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts; and therefore, does not mandate state reimbursement pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

ESTIMATE OF COST OR SAVINGS

- A. Cost or Savings to any state agency: Health and Safety Code Section 17921 requires HCD to propose the adoption, amendment or repeal of building standards to the Commission pursuant to the provisions of Chapter 4 (commencing with Section 18935) of Part 2.5 of the Government Code. Part 2.5 of the Government Code requires state agencies to ensure that regulatory language meets the requirements of clarity and non–duplication. This proposed rulemaking incorporates specific provisions into one location with the California Building Standards Code to meet these requirements. This action will result in a minimal cost to HCD which will be absorbed in the current budget.
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NONE.**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NONE.**
- D. Other nondiscretionary cost or savings imposed on local agencies: **NONE.**
- E. Cost or savings in federal funding to the state: **NONE.**

Estimate: HCD believes that any additional expenditure resulting from this proposed action will be minimal and will be able to be absorbed within existing budgets and resources.

INITIAL DETERMINATION OF NO
SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT ON BUSINESSES

HCD has made an initial determination that the proposed action will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states. (See *Economic Impact of the Proposed California Electrical Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

DECLARATION OF EVIDENCE

HCD has determined that there are minimal facts, evidence, documents, testimony, or other evidence upon which the agency relied to support its initial determination of no effect pursuant to Government Code Section 11346.5(a)(8). The public is welcome to submit any information, facts or documents either supporting HCD's initial determination or finding to the contrary.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE

HCD has made an assessment of the proposal regarding the economic impact of recordkeeping and reporting requirements and has determined that a report pursuant to Government Code Section 11346.3(c) is not required.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

HCD is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

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

HCD 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.
These regulations will not affect the creation, or cause the elimination, of jobs within the State of California.
- The creation of new businesses or the elimination of existing businesses within the State of California.
These regulations will not affect the creation or the elimination of existing business within the State of California.
- The expansion of businesses currently doing business within the State of California.
These regulations will not affect the expansion of businesses currently doing business within the State of California.

(See *Economic Impact of the Proposed California Electrical Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING

HCD has made an initial determination that this proposal would not have a significant effect on housing costs. The CBSC contact person designated below will make HCD's initial evaluation of the effect of the proposed regulatory action on housing costs available upon request. (See *Economic Impact of the Proposed California Electrical Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

CONSIDERATION OF ALTERNATIVES

HCD must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This Notice, the Express Terms and Initial Statement of Reasons can also be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov>; in addition, the rulemaking documents will be posted on HCD's website: <http://www.hcd.ca.gov/codes/shl/2015codeadoptproj-part3.html>.

Interested parties may obtain a copy of the Final Statement of Reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website or HCD's website.

CBSC CONTACT PERSON FOR PROCEDURAL AND ADMINISTRATIVE QUESTIONS

General questions regarding procedural and administrative issues should be addressed to:

CBSC Contact: Laurie O'Brien, Architectural Associate

CBSC Back-up: If the contact person is unavailable, please contact **Enrique Rodriguez, Associate**

Construction Analyst at the phone number or fax number provided below.

CBSC

Address: California Building Standards
Commission
2525 Natomas Park Drive,
Suite 130
Sacramento, CA 95833

CBSC

Telephone: (916) 263-0916
CBSC Fax: (916) 263-0959
CBSC
E-mail: CBSC@dgs.ca.gov

PROPOSING STATE AGENCY CONTACT
PERSON FOR SUBSTANTIVE AND/OR
TECHNICAL QUESTIONS ON THE PROPOSED
BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Kyle Krause
State Housing Law Programs Manager
Department of Housing and Community
Development
Division of Codes and Standards
Telephone: (916) 263-4719
E-mail: kyle.krause@hcd.ca.gov
Fax: (916) 327-4712

Back-up:

Shawn Huff
Assistant Deputy Director
Department of Housing and Community
Development
Division of Codes and Standards
Telephone: (916) 263-3124
E-mail: shawn.huff@hcd.ca.gov
Fax: (916) 327-4712

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE
CALIFORNIA BUILDING STANDARDS
COMMISSION (CBSC)**

**REGARDING THE ADOPTION OF THE 2015
UNIFORM MECHANICAL CODE (UMC)
CALIFORNIA CODE OF REGULATIONS,
TITLE 24, PART 4**

**AMEND 2015 UNIFORM MECHANICAL CODE
(UMC)**

[**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 1612 (Chapter 471, Statutes of 2012) effective January 1, 2013. New directions are shown in underline.]

Notice is hereby given that the California Building Standards Commission (CBSC) proposes to repeal the 2012 UMC and adopt, approve, codify, and publish changes to building standards contained in the 2015 UMC for use as the 2016 California Mechanical Code, Part 4, Title 24, CCR.

PUBLIC COMMENT PERIOD

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m. on November 23, 2015**. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Pursuant to Government Code Section 11346.5(a)(17), any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written and/or oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Sections (H&SC) 18928 and 18934.5. The purpose of these building standards is to implement, interpret, and make specific the provisions of H&SC Section 18928 and 18928.1. The California Building Standards Commission is proposing this regulatory action based on Health and Safety Code Section (H&SC) 18928.

INFORMATIVE DIGEST

An informative digest drafted in plain English in a format similar to the Legislative Counsel's Digest shall include the following:

Summary of Existing Laws

Health & Safety Code Section 18928. Model code, national standard, or specification; adoption of and reference to the most recent addition; date of publication; committee

Authorizes the commission to adopt the most recent edition of the Uniform Mechanical Code.

Health & Safety Code Section 18928(b). Model code, national standard, or specification; adoption of and reference to the most recent addition; date of publication; committee

Sets forth that each state agency adopting or proposing adoption of a model code, national standard, or specification shall adopt or propose adoption of the most recent edition of the model code, as amended or proposed to be amended by the adopting agency, within

one (1) year after the date of publication of the model code, national standard, or specification.

Health & Safety Code Section 18934.5. Standards or administrative regulations for state buildings; adoption, approval, codification and publication

Sets forth that where no state agency has the authority to adopt building standards applicable to state buildings, the commission shall adopt, approve, codify, and publish building standards providing the minimum standards for the design and construction of state buildings.

Summary of Existing Regulations

The existing 2013 California Mechanical Code is a part of the California Code of Regulations, Title 24, also referred to as the California Building Standards Code and incorporates, by adoption, by the California Building Standards Commission, the 2012 UMC of the International Association of Plumbing and Mechanical Officials (IAPMO) without amendments for state owned buildings & buildings constructed by the University of California and California State Universities.

Summary of Effect

This proposed action will make effective the 2015 UMC of IAPMO with necessary amendments to state owned buildings and to all occupancies identified pursuant to Health and Safety Code 18938, 180 days after the publication of the next triennial edition of the California Mechanical Code (CMC). This proposed action by the California Building Standards Commission will also make the 2013 CMC, inoperative for state owned buildings, and for persons applying for a building permit upon the effective date of the next triennial edition of the CMC.

Comparable Federal Statute or Regulations

There are no comparable Federal statutes or regulations related to the proposed action by the California Building Standards Commission.

Policy Statement Overview

This proposed adoption of the most current edition of the UMC, makes it applicable to state owned building projects, or any person seeking a building permit at the local level, the most current edition of the UMC by reference through the California Code of Regulations, Title 24. The adoption of the most current edition of the UMC provides an up to date reference document for new building projects and existing buildings to be remodeled or otherwise altered under the next triennial edition of the California Mechanical Code.

Evaluation of consistency

The proposed regulation is not inconsistent or incompatible with existing state regulations.

**OTHER MATTERS PRESCRIBED BY STATUTE
APPLICABLE TO THE AGENCY OR TO ANY
SPECIFIC REGULATION OR CLASS
OF REGULATIONS**

The California Building Standards Commission has determined that there are no other matters prescribed by statute applicable to the agency or to any specific regulation or class of regulations.

**MANDATE ON LOCAL AGENCIES OR
SCHOOL DISTRICTS**

The California Building Standards Commission has determined that the proposed regulatory action would impose a mandate on local agencies or school districts. However, the mandate does not require reimbursement pursuant to Part 7 (commencing with section 17500) of Division 4, Government Code. H&SC section 18928 requires the CBSC to adopt the most current edition of the model codes. H&SC 18938(b) makes applicable the most current edition of the model Mechanical code to all occupancies throughout the State of California as prescribed.

ESTIMATE OF COST OR SAVINGS

- A. Cost or Savings to any state agency: **NO**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- D. Other nondiscretionary cost or savings imposed on local agencies: **NO**
- E. Cost or savings in federal funding to the state: **NO**
Estimate: **NONE**

**INITIAL DETERMINATION OF SIGNIFICANT
STATEWIDE ADVERSE ECONOMIC IMPACT
ON BUSINESSES**

The CBSC has made an initial determination that the adoption of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

**INITIAL DETERMINATION OF NO
SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT ON BUSINESSES**

The CBSC has made an initial determination that the adoption of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE

The CBSC affirms that the rulemaking action complies with the mandates set forth by the Health & Safety Code, Section 18928, & 18934.5.

Therefore, the CBSC's initial determination of no significant, statewide adverse economic impact directly affecting business in California and their ability to compete with businesses in other states does not require any additional evidence, documents or other evidence to support this action.

**FINDING OF NECESSITY FOR THE PUBLIC'S
HEALTH, SAFETY, OR WELFARE**

The CBSC has made an assessment of the proposed code changes and has determined that these changes do not require a report.

**COST IMPACT ON REPRESENTATIVE PRIVATE
PERSON OR BUSINESS**

The CBSC is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

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

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.**
These regulations will not affect the creation of 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.**
These regulations will not affect the creation of or the elimination of existing business within the State of California.

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

These regulations will not affect the expansion of businesses currently doing business within 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 not affect the expansion of businesses currently doing business within the State of California

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING

The CBSC has made an initial determination that this proposal would not have a significant effect on housing costs.

CONSIDERATION OF ALTERNATIVES

The CBSC must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that CBSC shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL AND ADMINISTRATIVE QUESTIONS

General questions regarding procedural and administrative issues should be addressed to:

Michael L. Nearman, Deputy Executive Director
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959

PROPOSING STATE AGENCY CONTACT PERSON FOR SUBSTANTIVE AND/OR TECHNICAL QUESTIONS ON THE PROPOSED CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Laurie O'Brien, Architectural Associate
California Building Standards Commission
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959
Laurie.obrien@dgs.ca.gov

Back-up:

Mia Marvelli, Associate Architect
California Building Standards Commission
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959
Mia.Marvelli@dgs.ca.gov

TITLE 24. BUILDING STANDARDS COMMISSION

NOTICE OF PROPOSED ACTION TO BUILDING STANDARDS OF THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD) REGARDING THE ADOPTION BY REFERENCE OF THE 2015 UNIFORM PLUMBING CODE (UPC) WITH PROPOSED AMENDMENTS INTO THE 2016 CALIFORNIA PLUMBING CODE (CPC) CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 5

(HCD 06/15)

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of the Department of Housing and Community Development proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 5. HCD is proposing building standards related to Uniform Plumbing Code (UPC).

PUBLIC COMMENT PERIOD
(Government Code Section 11346.5(a)(17))

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m. on November 23, 2015**. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

POST-HEARING MODIFICATIONS TO THE TEXT OF THE REGULATIONS
(Government Code Section 11346.5(a)(18)),
(Government Code Section 11346.8(c))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE
(Government Code Section 11346.5(a)(2))

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Sections 18949.5. The purpose of these building standards is to implement, interpret, and make specific the provisions of Health and Safety Code Sections 17000-17062.5, 17910-17995.5, 18200-18700, 18860-18874, and 19960-19998; and Government Code Sections 12955.1 and 12955.1.1. HCD is proposing this regulatory action based on Health and Safety Code Sections 17040, 17921, 17922, 18300, 18670, 18865, 18873.2 and 19990; and Government Code Section 12955.1.

INFORMATIVE DIGEST
(Government Code Section 11346.5(a)(3))

Summary of Existing Laws

Section 17921 of the Health and Safety Code and Section 12955.1 of the Government Code require HCD to propose the adoption, amendment, or repeal of building standards by the CBSC.

Section 17922 of the Health and Safety Code requires that the building standards be essentially the same as the most recent editions of the uniform industry codes. The CBSC is authorized to adopt these building standards under the authority granted by Health and Safety Code Section 18949.5.

Health and Safety Code Section 17922 states that the most recent editions of the uniform codes referred to in the section shall be considered to be adopted one year after the date of publication of the uniform codes.

Health and Safety Code Section 17040 requires HCD to adopt building standards for employee housing for

“. . . the protection of the public health, safety, and general welfare of employees and the public, governing the erection, construction, enlargement, conversion, alteration, repair, occupancy, use, sanitation, ventilation, and maintenance of all employee housing.”

Health and Safety Code Section 19990 requires HCD to adopt building standards for factory–built housing.

Health and Safety Code Sections 18300 and 18865 require HCD to adopt building standards for mobile-home parks and special occupancy parks.

Summary of Existing Regulations

The California Mechanical Code, Part 5 of Title 24 of the California Code of Regulations (CCR), also known as the California Building Standards Code, adopted by reference the 2012 Uniform Plumbing Code (UPC) with California amendments, effective on January 1, 2014.

Summary of Effect

HCD proposes to adopt by reference the 2015 edition of the UPC, with California amendments, into the 2016 CPC, Title 24, Part 5 of the California Code of Regulations for the following programs:

(a) State Housing Law: relative to residential occupancies, buildings or structures accessory thereto and as provided for through the Federal Fair Housing Amendment Act’s and state law accessibility requirements, except where the application is for public use only.

(b) Employee Housing Act: relative to the use of any buildings or structures on the property in accordance with Health and Safety Code Section 17040.

(c) Mobilehome Parks and Special Occupancy Parks: relative to the design or construction of permanent buildings and accessory buildings and structures within the park in accordance with Health and Safety Code Sections 18300 and 18865.

(d) Factory–built Housing Law: relative to residential buildings, dwellings or portions thereof, or building component, or manufactured assemblies in accordance with Health and Safety Code Section 19990.

The amendments provide consistency with model code format, state and federal laws and regulations, and conditions unique to California. In addition, the amendments provide clarity and specificity, and give direction for the code user.

Comparable Federal Statute or Regulations

None.

Policy Statement Overview

The proposed regulations will adopt, amend or repeal existing building standards and establish new building standards, which will affect residential occupancies and buildings or structures accessory thereto, as provided for by federal and state accessibility requirements; the use of General Design, Structural, and Fire and Life Safety Requirements in housing construction, buildings and structures accessory thereto; and permanent buildings in mobilehome parks and special occupancy parks.

The benefits anticipated from this proposed regulatory action include updating building standards, which will result in the protection of public health and safety, worker safety, the environment and general welfare of California residents. Also, providing the most recent methods and applying those building standards on a statewide basis, as required by statute, results in uniformity and promotes affordable costs.

Evaluation of consistency

HCD has determined that the proposed regulations are not inconsistent or incompatible with existing state regulations.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

(Government Code Section 11346.5(a)(4))

None.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

(Government Code Section 11346.5(a)(5))

The HCD has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts; and therefore, does not mandate state reimbursement pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

ESTIMATE OF COST OR SAVINGS
(Government Code Section 11346.5(a)(6))

An estimate, prepared in accordance with instructions adopted by Department of Finance, of cost or sav-

ings to any state agency, local agency, or school district. Provide a copy of the “Economic and Fiscal Impact Statement” (Form 399).

A. Cost or Savings to any state agency:

Health and Safety Code Section 17921 requires HCD to propose the adoption, amendment or repeal of building standards to the Commission pursuant to the provisions of Chapter 4 (commencing with Section 18935) of Part 2.5 of the Government Code. Part 2.5 of the Government Code requires state agencies to ensure that regulatory language meets the requirements of clarity and non-duplication. This proposed rulemaking incorporates specific provisions into one location with the California Building Standards Code to meet these requirements. This action will result in a minimal cost to HCD which will be absorbed in the current budget.

B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **None.**

C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **None.**

D. Other nondiscretionary cost or savings imposed on local agencies: **None.**

E. Cost or savings in federal funding to the state: **None.**

Estimate: HCD believes that any additional expenditure resulting from the proposed action will be minimal and will be able to be absorbed within existing budgets and resources.

INITIAL DETERMINATION OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES (Government Code Section 11346.5(a)(8))

HCD has made an initial determination that the proposed action will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states. (See *Economic Impact of the Proposed California Building Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

DECLARATION OF EVIDENCE (Government Code Section 11346.5(a)(8))

HCD has determined that there are minimal facts, evidence, documents, testimony, or other evidence upon

which the agency relied to support its initial determination of no effect pursuant to Government Code Section 11346.5(a)(8). The public is welcome to submit any information, facts or documents either supporting HCD’s initial determination or finding to the contrary.

FINDING OF NECESSITY FOR THE PUBLIC’S HEALTH, SAFETY, OR WELFARE (Government Code Section 11346.3(d))

HCD has made an assessment of the proposal regarding the economic impact of recordkeeping and reporting requirements and has determined that a report pursuant to Government Code Section 11346.3(c) is not required.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS (Government Code Section 11346.5(a)(9))

HCD is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

ASSESSMENT OF EFFECT OF REGULATIONS UPON JOBS AND BUSINESS EXPANSION, ELIMINATION OR CREATION (Government Code Section 11346.5(a)(10), Government Code Section 11346.3(b)(1))

HCD 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.
These regulations will not affect the creation, or cause the elimination, of jobs within the State of California.
- The creation of new businesses or the elimination of existing businesses within the State of California.
These regulations will not affect the creation or the elimination of businesses within the State of California.
- The expansion of businesses currently doing business with the State of California.
These regulations will not affect the expansion of businesses currently doing business within 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 improve green building standards, which will provide increased protection of public health and safety, worker safety and the environment.

(See *Economic Impact of the Proposed California Green Building Standards Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING
(Government Code Section 11346.5(a)(12))

HCD has made an initial determination that this proposal would not have a significant effect on housing costs. The CBSC contact person designated below will make HCD's initial evaluation of the effect of the proposed regulatory action on housing costs available upon request. (See *Economic Impact of the Proposed California Building Standards Code Regulations on Private Persons and Businesses in the State of California* in the rulemaking file.)

CONSIDERATION OF ALTERNATIVES
(Government Code Section 11346.5(a)(13))

HCD must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS
(Government Code Section 11346.5(a)(20)),
(Government Code Section 11346.5(a)(19))

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website: <http://www.bsc.ca.gov/>. In addition, the rulemaking documents will be posted on HCD's website: http://www.hcd.ca.gov/codes/state-housing-law/2015codeadoptproj_par5.html.

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that the Department of Housing and Community Development shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL AND ADMINISTRATIVE QUESTIONS
(Government Code Section 11346.5(a)(14))

General questions regarding procedural and administrative issues should be addressed to:

CBSC Contact: Laurie O'Brien, Architectural Associate

CBSC Back-up: If the contact person is unavailable, please contact **Enrique Rodriguez, Associate Construction Analyst** at the phone number or fax number provided below.

CBSC

Address: California Building Standards Commission
2525 Natomas Park Drive,
Suite 130
Sacramento, CA 95833

CBSC

Telephone: (916) 263-0916

CBSC Fax: (916) 263-0959

CBSC

E-mail: CBSC@dgs.ca.gov

PROPOSING STATE AGENCY CONTACT PERSON FOR SUBSTANTIVE AND/OR TECHNICAL QUESTIONS ON THE PROPOSED CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Kyle Krause
State Housing Law Programs Manager
Department of Housing and Community Development
Division of Codes and Standards
Telephone: (916) 263-4719
E-mail: kyle.krause@hcd.ca.gov
Fax: (916) 327-4712

Back-up:

Shawn Huff
 Assistant Deputy Director
 Department of Housing and Community
 Development
 Division of Codes and Standards
 Telephone: (916) 263-3124
 E-mail: shawn.huff@hcd.ca.gov
 Fax: (916) 327-4712

**TITLE 24. BUILDING STANDARDS
 COMMISSION**

**NOTICE OF PROPOSED ACTION
 TO BUILDING STANDARDS OF THE
 CALIFORNIA BUILDING STANDARD
 COMMISSION (CBSC)**

**REGARDING THE ADOPTION OF THE 2015
 UNIFORM PLUMBING CODE (UPC)
 CALIFORNIA CODE OF REGULATIONS,
 TITLE 24, PART 5**

**AMEND 2015 NATIONAL PLUMBING CODE
 (UPC)**

[**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 1612 (Chapter 471, Statutes of 2012) effective January 1, 2013. New directions are shown in underline.]

Notice is hereby given that the California Building Standards Commission (CBSC) proposes to repeal the 2012 UPC and adopt, approve, codify, and publish changes to building standards contained in the 2015 UPC for use as the 2016 California Plumbing Code, Part 5, Title 24, CCR.

PUBLIC COMMENT PERIOD

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015**, until **5:00 p.m.** on **November 23, 2015**. Please address your comments to:

California Building Standards Commission
 2525 Natomas Park Drive, Suite 130
 Sacramento, CA 95833
 Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Pursuant to Government Code Section 11346.5(a)(17), any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

**POST-HEARING MODIFICATIONS TO THE
 TEXT OF THE REGULATIONS**

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Sections (H&SC) 18928 and 18934.5. The purpose of these building standards is to implement, interpret, and make specific the provisions of H&SC Section 18928 and 18928.1. The California Building Standards Commission is proposing this regulatory action based on Health and Safety Code Section (H&SC) 18928.

INFORMATIVE DIGEST

An informative digest drafted in plain English in a format similar to the Legislative Counsel's Digest shall include the following:

Summary of Existing Laws

Health & Safety Code Section 18928. Model code, national standard, or specification; adoption of and reference to the most recent addition; date of publication; committee

Authorizes the commission to adopt the most recent edition of the Uniform Plumbing Code.

Health & Safety Code Section 18928(b). Model code, national standard, or specification; adoption of and reference to the most recent addition; date of publication; committee

Sets forth that each state agency adopting or proposing adoption of a model code, national standard, or specification shall adopt or propose adoption of the most recent edition of the model code, as amended or proposed to be amended by the adopting agency, within one (1) year after the date of publication of the model code, national standard, or specification.

Health & Safety Code Section 18934.5. Standards or administrative regulations for state buildings; adoption, approval, codification and publication

Sets forth that where no state agency has the authority to adopt building standards applicable to state buildings, the commission shall adopt, approve, codify, and publish building standards providing the minimum standards for the design and construction of state buildings.

Summary of Existing Regulations

The existing 2013 California Plumbing Code is a part of the California Code of Regulations, Title 24, also referred to as the California Building Standards Code and incorporates, by adoption, by the California Building Standards Commission, the 2012 UPC of the International Association of Plumbing and Mechanical Officials (IAPMO) without amendments for state owned buildings and buildings constructed by the University of California and California State Universities.

Summary of Effect

This proposed action will make effective the 2015 UPC of IAPMO with necessary amendments to state owned buildings and to all occupancies identified pursuant to Health and Safety Code 18938, 180 days after the publication of the next triennial edition of the California Plumbing Code (CPC). This proposed action by the California Building Standards Commission will also make the 2013 CPC, inoperative for state owned buildings, and for persons applying for a building permit upon the effective date of the next triennial edition of the CPC.

Comparable Federal Statute or Regulations

There are no comparable Federal Statutes or regulations related to the proposed action by the California Building Standards Commission.

Policy Statement Overview

This proposed adoption of the most current edition of the UPC, makes it applicable to state owned building projects, or any person seeking a building permit at the local level, the most current edition of the UPC by reference through the California Code of Regulations, Title 24. The adoption of the most current edition of the UPC provides an up to date reference document for new building projects and existing buildings to be remodeled or otherwise altered under the next triennial edition of the California Plumbing Code.

Evaluation of consistency

The proposed regulation is not inconsistent or incompatible with existing state regulations.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

The California Building Standards Commission has determined that there are no other matters prescribed by statute applicable to the agency or to any specific regulation or class of regulations.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

The California Building Standards Commission has determined that the proposed regulatory action would impose a mandate on local agencies or school districts. However, the mandate does not require reimbursement pursuant to Part 7 (commencing with section 17500) of Division 4, Government Code. H&SC section 18928 requires the CBSC to adopt the most current edition of the model codes. H&SC 18938(b) makes applicable the most current edition of the model plumbing code to all occupancies throughout the State of California as prescribed.

ESTIMATE OF COST OR SAVINGS

- A. Cost or Savings to any state agency: **NO**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**

- D. Other nondiscretionary cost or savings imposed on local agencies: **NO**
- E. Cost or savings in federal funding to the state: **NO**
Estimate: **NONE**

INITIAL DETERMINATION OF SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES

The CBSC has made an initial determination that the adoption of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

INITIAL DETERMINATION OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES

The CBSC has made an initial determination that the adoption of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE

The CBSC affirms that the rulemaking action complies with the mandates set forth by the Health & Safety Code, Section 18928, & 18934.5.

Therefore, the CBSC's initial determination of no significant, statewide adverse economic impact directly affecting business in California and their ability to compete with businesses in other states does not require any additional evidence, documents or other evidence to support this action.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE

The CBSC has made an assessment of the proposed code changes and has determined that these changes do not require a report.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The CBSC is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

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

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.**
These regulations will not affect the creation of 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.**
These regulations will not affect the creation of or the elimination of existing business within the State of California.
- The expansion of businesses currently doing business with the State of California.**
These regulations will not affect the expansion of businesses currently doing business within 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 not affect the expansion of businesses currently doing business within the State of California

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING

The CBSC has made an initial determination that this proposal would not have a significant effect on housing costs.

CONSIDERATION OF ALTERNATIVES

The CBSC must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS

All of the information upon which the proposed regulations are based is contained in the rulemaking file,

which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

**CBSC CONTACT PERSON FOR PROCEDURAL
AND ADMINISTRATIVE QUESTIONS**

General questions regarding procedural and administrative issues should be addressed to:

Michael L. Nearman, Deputy Executive Director
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959

**PROPOSING STATE AGENCY CONTACT
PERSON FOR SUBSTANTIVE AND/OR
TECHNICAL QUESTIONS ON THE PROPOSED
CHANGES TO BUILDING STANDARDS**

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Laurie O'Brien, Architectural Associate
California Building Standards Commission
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959
Laurie.obrien@dgs.ca.gov

Back-up:

Mia Marvelli, Associate Architect
California Building Standards Commission
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959
Mia.Marvelli@dgs.ca.gov

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE
DIVISION OF THE STATE ARCHITECT —
STRUCTURAL SAFETY (DSA-SS AND
DSA-SS/CC)**

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

2016 CALIFORNIA MECHANICAL CODE

Notice is hereby given that the California Building Standards Commission (CBSC), on behalf of the Division of the State Architect (DSA), proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 4. The DSA is proposing building standards related to the design construction and inspection of mechanical systems for public elementary and secondary schools, community colleges and state-owned or state-leased essential services buildings.

PUBLIC COMMENT PERIOD

(Government Code Section 11346.5(a)(1))
(Government Code Section 11346.5(a)(17))

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015**, until **5:00 p.m.** on **November 23, 2015**. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Pursuant to Government Code Section 11346.5(a)(17), any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS
(Government Code Section 11346.5(a)(18))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE
(Government Code Section 11346.5(a)(2))

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Section 18928, 18930, 18941 and 18949.1. The purpose of these building standards is to implement, interpret, and make specific the provisions of Health & Safety Code Sections 16000–16023, and Education Code Sections 17280–17317, 81130–81147 and 81052–81053. The Division of the State Architect is proposing this regulatory action based on Health & Safety Code Section 16022, and Education Code Sections 17310, 81142, and 81053.

INFORMATIVE DIGEST
(Government Code Section 11346.5(a)(3))

Summary of Existing Laws

Section 16022 of the Health and Safety Code authorizes the State Architect to establish building standards for the design, construction and inspection of mechanical systems for state-owned or state-leased essential services buildings. Sections 17310, 81142 and 81053 of the Education Code authorize the State Architect to establish building standards for the design, construction and inspection of mechanical systems of public elementary and secondary schools, and community colleges.

Summary of Existing Regulations

Existing building standards which prescribe requirements for the design, construction and inspection of mechanical systems for state-owned or state-leased essential services buildings, and public elementary schools,

secondary schools and community colleges are promulgated by the Division of the State Architect. These regulations are contained in the California Mechanical Code (Part 4, Title 24).

Summary of Effect

The proposed action would update Part 4 of Title 24 by repealing the 2012 edition Uniform Mechanical Code, and adopting the 2015 edition Uniform Mechanical Code (published by the international Association of Plumbing and Mechanical Officials), for effectiveness as the 2016 California Mechanical Code.

Comparable Federal Statute or Regulations

There are no comparable federal regulations or statutes.

Policy Statement Overview

The broad objective of the proposed action is to maintain building regulations in conformance with state law by adopting the current edition of the model mechanical code.

Evaluation of consistency

There are no inconsistent or incompatible regulations proposed.

OTHER MATTERS PRESCRIBED BY STATUTE
APPLICABLE TO THE AGENCY OR TO ANY
SPECIFIC REGULATION OR CLASS
OF REGULATIONS

(Government Code Section 11346.5(a)(4))

There are no other matters prescribed by statute applicable to the Division of the State Architect, or to any specific regulation or class of regulations.

MANDATE ON LOCAL AGENCIES OR
SCHOOL DISTRICTS

(Government Code Section 11346.5(a)(5))

The Division of the State Architect has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts.

ESTIMATE OF COST OR SAVINGS

- A. Cost or Savings to any state agency: **NO**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- D. Other nondiscretionary cost or savings imposed on local agencies: **NO**
- E. Cost or savings in federal funding to the state: **NO**

Estimate: 0

INITIAL DETERMINATION OF NO
SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT ON BUSINESSES
(Government Code Section 11346.5(a)(8))

The DSA has made an initial determination that the adoption/amendment/repeal of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE
(Government Code Section 11346.5(a)(8))

No facts, evidence, documents, testimony or other evidence has been relied upon to support the initial determination of no effect.

FINDING OF NECESSITY FOR THE PUBLIC'S
HEALTH, SAFETY, OR WELFARE
(Government Code Section 11346.3(d))

The proposed action does not require a report by any business or agency, so the Division of the State Architect has not made a finding of necessity for public's health, safety or welfare.

COST IMPACT ON REPRESENTATIVE PRIVATE
PERSON OR BUSINESS
(Government Code Section 11346.5(a)(9))

The DSA is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

ASSESSMENT OF EFFECT OF REGULATIONS
UPON JOBS AND BUSINESS EXPANSION,
ELIMINATION OR CREATION
(Government Code Section 11346.5(a)(10),
Government Code Section 11346.3(b)(1))

The DSA 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.
The DSA has determined that the proposed action has no effect.
- The creation of new businesses or the elimination of existing businesses within the State of California.

The DSA has determined that the proposed action has no effect.

- The expansion of businesses currently doing business with the State of California.
The DSA has determined that the proposed action has no effect.
- The benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment.
The Division of the State Architect has determined that proposed regulatory action would have no adverse effect on the health and welfare of California residents, worker safety, and the state's environment.

ESTIMATED COST OF COMPLIANCE OF
STANDARDS THAT WOULD IMPACT HOUSING
(Government Code Section 11346.5(a)(12))

The Division of the State Architect has determined that this proposed action has no effect on housing.

CONSIDERATION OF ALTERNATIVES
(Government Code Section 11346.5(a)(13))

The DSA must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF
RULEMAKING DOCUMENTS
(Government Code Sections 11346.5(a)(19),
(20) and (21))

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that the Division of the State Architect shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6 to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL
AND ADMINISTRATIVE QUESTIONS
(Government Code Section 11346.5(a)(14))

General questions regarding procedural and administrative issues should be addressed to:

Laurie O'Brien, Architectural Associate
or back-up person
Enrique Rodriguez,
Associate Construction Analyst
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Ph: (916) 263-0916
Fax: (916) 263-0959

PROPOSING STATE AGENCY CONTACT
PERSON FOR SUBSTANTIVE AND/OR
TECHNICAL QUESTIONS ON THE PROPOSED
CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

James P. Hackett, Principal Structural Engineer
Division of the State Architect
Ph. 916-322-4699
jim.hackett@dgs.ca.gov
Fax. 916-445-3521

James J. Gibbons, Construction Supervisor II
Division of the State Architect
Ph. 916-322-2250
james.gibbons@dgs.ca.gov
Fax. 916-323-5589

TITLE 24. BUILDING STANDARDS COMMISSION

NOTICE OF PROPOSED ACTION TO BUILDING STANDARDS OF THE DIVISION OF THE STATE ARCHITECT — STRUCTURAL SAFETY (DSA-SS AND DSA-SS/CC)

REGARDING THE CALIFORNIA PLUMBING CODE CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 5

2016 CALIFORNIA PLUMBING CODE

Notice is hereby given that the California Building Standards Commission (CBSC), on behalf of the Division of the State Architect (DSA), proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 5. The DSA is proposing building standards related to the design construction and inspection of plumbing systems for public elementary and secondary schools, community colleges and state-owned or state-leased essential services buildings.

PUBLIC COMMENT PERIOD
(Government Code Section 11346.5(a)(1))
(Government Code Section 11346.5(a)(17))

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m. on November 23, 2015**. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov. Pursuant to Government Code Section 11346.5(a)(17), any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the cur-

rent adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

**POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS**
(Government Code Section 11346.5(a)(18))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE
(Government Code Section 11346.5(a)(2))

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Section 18928, 18930, 18941 and 18949.1. The purpose of these building standards is to implement, interpret, and make specific the provisions of Health & Safety Code Sections 16000–16023, and Education Code Sections 17280–17317, 81130–81147 and 81052–81053. The Division of the State Architect is proposing this regulatory action based on Health & Safety Code Section 16022, and Education Code Sections 17310, 81142, and 81053.

INFORMATIVE DIGEST
(Government Code Section 11346.5(a)(3))

Summary of Existing Laws

Section 16022 of the Health and Safety Code authorizes the State Architect to establish building standards for the design, construction and inspection of plumbing systems for state-owned or state-leased essential services buildings. Sections 17310, 81142 and 81053 of the Education Code authorize the State Architect to establish building standards for the design, construction and inspection of plumbing systems of public elementary and secondary schools, and community colleges.

Summary of Existing Regulations

Existing building standards which prescribe requirements for the design, construction and inspection of plumbing systems for state-owned or state-leased essential services buildings, and public elementary schools, secondary schools and community colleges are promulgated by the Division of the State Architect. These regulations are contained in the California Plumbing Code (Part 5, Title 24).

Summary of Effect

The proposed action would update Part 5 of Title 24 by repealing the 2012 edition Uniform Plumbing Code, and adopting the 2015 edition Uniform Plumbing Code (published by the International Association of Plumbing and Mechanical Officials), for effectiveness as the 2016 California Plumbing Code.

The proposed action also amends the 2015 edition of the Uniform Plumbing Code to include flow rate reductions for plumbing fixtures and fixture fittings mandated by the Governor's Executive Order (B-29-15) and in alignment with California Energy Commission — Appliance Efficiency Regulations (4/2015) and California Green Code — CALGreen (7/1/15 Supplement).

Comparable Federal Statute or Regulations

There are no comparable federal regulations or statutes.

Policy Statement Overview

The broad objective of the proposed action is to maintain building regulations in conformance with state law by adopting the most current edition of the model plumbing code.

Evaluation of consistency

There are no inconsistent or incompatible regulations proposed.

**OTHER MATTERS PRESCRIBED BY STATUTE
APPLICABLE TO THE AGENCY OR TO ANY
SPECIFIC REGULATION OR CLASS
OF REGULATIONS**

(Government Code Section 11346.5(a)(4))

There are no other matters prescribed by statute applicable to the Division of the State Architect, or to any specific regulation or class of regulations.

**MANDATE ON LOCAL AGENCIES OR
SCHOOL DISTRICTS**

(Government Code Section 11346.5(a)(5))

The Division of the State Architect has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts.

ESTIMATE OF COST OR SAVINGS

- A. Cost or Savings to any state agency: **NO**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- D. Other nondiscretionary cost or savings imposed on local agencies: **NO**
- E. Cost or savings in federal funding to the state: **NO**
Estimate: 0

INITIAL DETERMINATION OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES
(Government Code Section 11346.5(a)(8))

The DSA has made an initial determination that the adoption/amendment/repeal of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE
(Government Code Section 11346.5(a)(8))

No facts, evidence, documents, testimony or other evidence has been relied upon to support the initial determination of no effect.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE
(Government Code Section 11346.3(d))

The proposed action does not require a report by any business or agency, so the Division of the State Architect has not made a finding of necessity for public's health, safety or welfare.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS
(Government Code Section 11346.5(a)(9))

The DSA is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

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

(Government Code Section 11346.5(a)(10),
Government Code Section 11346.3(b)(1))

The DSA 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
The DSA has determined that the proposed action has no effect.
- The creation of new businesses or the elimination of existing businesses within the State of California.
The DSA has determined that the proposed action has no effect.
- The expansion of businesses currently doing business with the State of California.
The DSA has determined that the proposed action has no effect.
- The benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment.

The Division of the State Architect has determined that proposed regulatory action would have no adverse effect on the health and welfare of California residents, worker safety, and the state's environment.

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING
(Government Code Section 11346.5(a)(12))

The Division of the State Architect has determined that this proposed action has no effect on housing.

CONSIDERATION OF ALTERNATIVES
(Government Code Section 11346.5(a)(13))

The DSA must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF
RULEMAKING DOCUMENTS
(Government Code Sections 11346.5(a)(19),
(20) and (21))

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that the Division of the State Architect shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL
AND ADMINISTRATIVE QUESTIONS
(Government Code Section 11346.5(a)(14))

General questions regarding procedural and administrative issues should be addressed to:

Laurie O'Brien, Architectural Associate
or back-up person
Enrique Rodriguez,
Associate Construction Analyst
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Ph: (916) 263-0916
Fax: (916) 263-0959

PROPOSING STATE AGENCY CONTACT
PERSON FOR SUBSTANTIVE AND/OR
TECHNICAL QUESTIONS ON THE PROPOSED
CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

James P. Hackett, Principal Structural Engineer
Division of the State Architect
Ph: (916) 322-4699
Jim.hackett@dgs.ca.gov
Fax: (916) 445-3521

James J. Gibbons, Construction Supervisor II
Division of the State Architect
Ph. 916-322-2250
james.gibbons@dgs.ca.gov
Fax. 916-323-5589

**TITLE 24. BUILDING STANDARDS
COMMISSION**

**NOTICE OF PROPOSED ACTION
TO BUILDING STANDARDS OF THE
DIVISION OF THE STATE ARCHITECT
(DSA-AC)**

**REGARDING CHANGES TO
THE CALIFORNIA PLUMBING CODE
CALIFORNIA CODE OF REGULATIONS,
TITLE 24, PART 5**

**2016 CALIFORNIA PLUMBING CODE
TRIENNIAL CODE CYCLE**

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of the Division of the State Architect (DSA-AC) proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 5. The DSA-AC is proposing building standards related to the accessibility provisions of the 2016 California Plumbing Code.

PUBLIC COMMENT PERIOD

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m. on November 23, 2015**. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

POST-HEARING MODIFICATIONS TO THE TEXT OF THE REGULATIONS

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Section 18928.

For DSA-AC, the purpose of these building standards is to implement, interpret, and make specific the provisions of Government Code Sections 4450 through 4461, and 12955.1; and Health and Safety Code Sections 18949.1 and 19952 through 19959. The Division of the State Architect is proposing this regulatory action based on Government Code Section 4450.

INFORMATIVE DIGEST

An informative digest drafted in plain English in a format similar to the Legislative Counsel’s Digest shall include the following:

Summary of Existing Laws

Government Code Section 4450 authorizes the State Architect to develop regulations for making buildings, structures, sidewalks, curbs, and related facilities accessible to and usable by persons with disabilities.

Summary of Existing Regulations

Existing regulations promulgated by the DSA-AC are contained in the California Plumbing Code (Title 24, Part 5). These regulations are applicable to:

- 1) Publicly funded buildings, structures, sidewalks, curbs and related facilities;
- 2) Privately funded public accommodations and commercial facilities;
- 3) Public housing and private housing available for public use;
- 4) Any portable buildings leased or owned by a school district; and
- 5) Temporary and emergency buildings and facilities.

Summary of Effect

The proposed action would update the California Code of Regulations, Title 24, Part 5 by:

- Adopting existing California accessibility amendments carried forward from the 2013 CPC and incorporated into the 2016 CPC.
- Amending existing California accessibility amendments from the 2013 CPC and incorporating into the 2016 CPC.

Comparable Federal Statute or Regulations

Comparable federal statutes and regulations include:

- Regulations for Title II and Title III of the Americans with Disabilities Act of 1990, as adopted by the US Department of Justice. The regulations provide enforceable standards for accessible design, known as the 2010 ADA Standards for Accessible Design, in three parts:
 - 1) 2010 Standards for State and Local Government Facilities: Title II Regulations at 28 CFR Part 35.151;
 - 2) 2010 Standards for Public Accommodations and Commercial Facilities: Title III Regulations at 28 CFR Part 36, Subpart D; and
 - 3) 2010 Standards for Title II and III Facilities: 2004 ADAAG.
- Fair Housing Amendments Act of 1988.

Policy Statement Overview

The proposed building standards are intended to clarify existing accessibility provisions contained in the 2016 California Plumbing Code to ensure that publicly funded buildings, structures, sidewalks, curbs, and related facilities shall be accessible to and usable by persons with disabilities; privately funded public accommodations and commercial facilities shall be accessible to and usable by persons with disabilities; and public housing and private housing available for public use shall be accessible to and usable by persons with disabilities.

Evaluation of consistency

There are no inconsistent or incompatible regulations proposed.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

There are no other matters prescribed by statute applicable to the DSA-AC, or to any specific regulation or class of regulations.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

The DSA-AC has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts.

ESTIMATE OF COST OR SAVINGS

- A. Cost or Savings to any state agency: **NO**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- D. Other nondiscretionary cost or savings imposed on local agencies: **NO**
- E. Cost or savings in federal funding to the state: **NO**

INITIAL DETERMINATION OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES

The DSA-AC has made an initial determination that the proposed regulatory action will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE

No facts, evidence, documents, testimony or other evidence has been relied upon to support the initial determination of no effect.

FINDING OF NECESSITY FOR THE PUBLIC'S HEALTH, SAFETY, OR WELFARE

The proposed action does not require a report by any business or agency, so the DSA-AC has not made a finding of necessity for the public's health, safety or welfare.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The DSA-AC is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

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

The DSA-AC 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.
The DSA-AC has determined that the proposed action has no effect.
- The creation of new businesses or the elimination of existing businesses within the State of California.
The DSA-AC has determined that the proposed action has no effect.
- The expansion of businesses currently doing business with the State of California.
The DSA-AC has determined that the proposed action has no effect.
- The benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment.
The DSA-AC has determined that the proposal establishes minimum requirements to safeguard the public health, safety and general welfare through access to persons with disabilities.

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING

The DSA-AC has made an initial determination that this proposal would not have a significant effect on housing costs.

CONSIDERATION OF ALTERNATIVES

The DSA-AC has determined that no reasonable alternative considered by DSA-AC or that has otherwise

been identified and brought to the attention of DSA–AC would be more effective in carrying out the purpose for which the action is proposed, or would be as effective as and less burdensome to affected private persons than the proposed action, or would be more cost–effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF RULEMAKING DOCUMENTS

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that the DSA–AC shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL AND ADMINISTRATIVE QUESTIONS

General questions regarding procedural and administrative issues should be addressed to:

Enrique M. Rodriguez, Associate
Construction Analyst
Michael Nearman, Deputy Executive Director
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263–0916
Facsimile No.: (916) 263–0959

PROPOSING STATE AGENCY CONTACT PERSON FOR SUBSTANTIVE AND/OR TECHNICAL QUESTIONS ON THE PROPOSED CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Dennis J. Corelis, Deputy State Architect
Ph. (916) 445–4167
Dennis.Corelis@dgs.ca.gov

Derek M. Shaw, Associate Architect
Ph. (916) 324–7178
Derek.Shaw@dgs.ca.gov

Division of the State Architect — Headquarters
1102 Q Street, Suite 5100
Sacramento, CA 95811
DSA–AC Facsimile No: (916) 445–7658

TITLE 24. BUILDING STANDARDS COMMISSION

NOTICE OF PROPOSED ACTION TO BUILDING STANDARDS OF THE CALIFORNIA BUILDING STANDARDS COMMISSION (CBSC) REGARDING AMENDMENTS TO THE 2015 CALIFORNIA BUILDING STANDARDS CODE, TITLE 24, CALIFORNIA CODE OF REGULATIONS (CCR), PART 11, CALIFORNIA GREEN BUILDING STANDARDS CODE

(BSC 04/15)

[**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 1612 (Chapter 471, Statutes of 2012) effective January 1, 2013. New directions are shown in underline.)

Notice is hereby given that CBSC proposes to adopt, approve, codify, and publish amendments to mandatory and voluntary green building standards in CCR, Title 24, Part 11.

PUBLIC COMMENT PERIOD (Government Code Section 11346.5(a)(17))

A public hearing has not been scheduled; however, written comments will be accepted from **October 9, 2015, until 5:00 p.m. on November 23, 2015**. Please address your comments to:

Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Pursuant to Government Code Section 11346.5(a)(17), any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS
(Government Code Section 11346.5(a)(18))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE
(Government Code Section 11346.5(a)(2))

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code (H&SC) Sections 16600, 18928, 18930.5, 18934.5, 18934.6, and 18938(b) and Government Code Section 14617. The purpose of these building standards is to implement, interpret, and make specific the provisions of H&SC, Sections 16600 through 16604 and Division 13, Part 2.5, commencing with Section 18901; and Government Code Section 14617.

INFORMATIVE DIGEST
(Government Code Section 11346.5(a)(3))

An informative digest drafted in plain English in a format similar to the Legislative Counsel's Digest shall include the following:

Summary of Existing Laws

H&SC Section 16600 authorizes the commission and the Division of the State Architect to develop and adopt building seismic retrofit guidelines for state buildings.

H&SC Section 18928 authorizes the commission to adopt the most recent edition of model codes, national standards, or specifications.

H&SC Section 18934.5 sets forth that, where no state agency has the authority to adopt building standards applicable to state buildings, the commission shall adopt, approve, codify, and publish building standards providing the minimum standards for the design and construction of state buildings.

H&SC Section 18934.6 mandates that the commission shall adopt, approve, codify, and publish by reference Appendix Chapter 1 of the International Existing Building Code for providing the minimum standards for unreinforced masonry buildings.

H&SC 18930.5 grants CBSC the authority, if no state agency has the authority or expertise to propose green building standards applicable to a particular occupancy, the commission shall adopt, approve, codify, update, and publish green building standards for those occupancies.

H&SC Section 18938(b) provides that model code standards as referenced in the California Building Standards Code (CCR, Title 24) shall apply to all occupancies throughout the state, and shall become effective 180 days after publication in the California Building Standards Code by CBSC, or on a later date after publication established by CBSC.

H&SC 18940.5 sets forth that agencies that propose green building standards for inclusion in Part 11 shall reference or reprint the green building standards in other relevant portions.

H&SC 18941.10(a)(1) mandates that the commission shall adopt, approve, codify, and publish mandatory building standards for the installation of future electric vehicle charging infrastructure for parking spaces in nonresidential development.

H&SC Section 38500 et seq. (AB 32, Stats 2006, c. 488) requires a cap on greenhouse gas (GHG) emissions by 2020, mandatory emissions reporting, and a market-based compliance program.

Government Code Section 14617 authorizes the commission and the Division of State Architect to establish a standard of lighting for parking lots at the Uni-

versity of California, California State University, and California Community Colleges.

Government Code Sections 65601 through 65607 regulate use of recycled water in landscaping.

Public Resources Code Sections 42900 through 42911 provide for access in development projects to adequate areas for collection and loading of recyclable materials, and include a model ordinance for local agency adoption.

Summary of Existing Regulations

California Code of Regulations (CCR), Title 24, also referred to as the 2013 California Building Standards Code incorporates the following:

- Part 1, the California Administrative Code, with administrative regulations for CBSC and the California Energy Commission (CEC)
- Part 5, the California Plumbing Code, Chapter 16 and 17 for graywater and rainwater, respectively, being adopted simultaneously for the 2013 edition;
- Part 6, the California Energy Code, which contains minimum energy efficiency standards for non-residential buildings in California promulgated by the CEC
- Part 11, the California Green Building Standards Code (CGBSC), also known as the CALGreen Code, which contains mandatory and voluntary green building standards for residential and nonresidential occupancies.

Other relevant CCR titles:

- Title 17 includes regulations for air quality promulgated by the California Air Resources Board
- Title 20, Article 4, Appliance Efficiency regulations, contains CEC standards for water consumption of widely used plumbing fixtures.
- Title 23 includes the Model Water Efficient Landscape Ordinance recently updated by Department of Water Resources.

Summary of Governor's Executive Orders

- **B-16-12**, March 23, 2012, directs state government to help accelerate the market for zero emission vehicles (ZEVs) in California. This executive order established several milestones including an interim target requiring California's ZEV infrastructure to support up to 1 million vehicles by 2020.
- **B-18-12**, April 25, 2012, instructs state entities to design, construct, and operate all new and renovated state-owned buildings paid for with state funds as Zero Net Energy facilities by 2025 and, with those over 10,000 square feet being "LEED Silver" or higher certified buildings.

- **S-3-05**, June 1, 2005, establishes targets for limiting GHG emissions to 2000 levels by 2010, to 1990 levels by 2020, and to 80% of 1990 levels by 2050. It directs the Secretary of the Environmental Protection Agency (EPA) to coordinate this effort with the Secretary of the Business, Transportation and Housing Agency, Secretary of the Department of Food and Agriculture, Secretary of the Resources Agency, Chairperson of the Air Resources Board, Chairperson of the Energy Commission, and the President of the Public Utilities Commission. These agencies formed a Climate Action Team (CAT) to report to the governor by January, 2006 and periodically thereafter on strategies and progress in meeting the goals.
- **S-20-06**, October 17, 2006, directs CalEPA to continue coordinating reduction of GHG emissions and development of market-based strategies for achievement, mandated by AB 32.
- **B-30-15**, April 29, 2015, establishes targets to reduce statewide GHG emissions 40% by 2030 and 80% by 2050; measured against 1990 levels.

Summary of Effect

This proposed action will make effective mandatory and voluntary green building standards available in Title 24, Part 11 for buildings under authority of CBSC, on a date commensurate with the 2010 annual code adoption cycle, either 180 days after publication in Title 24 or at a later date determined by CBSC.

Comparable Federal Statute or Regulations

There are no known applicable Federal Statutes or regulations.

Policy Statement Overview

Working with its green building focus group made up of state agencies, building officials, industry representatives, model code publishers, and environmental organizations, CBSC is currently proposing modifications to the 2013 mandatory and voluntary standards. To be published in the 2016 codes, the changes are intended to clarify and improve the code for its various users and to enhance specific requirements meant to the state in reaching its energy and greenhouse gas emission goals.

One overall goal of these regulations is to increase diversion of both organic and construction and demolition wastes from California landfills and to increase demand for recycled content materials to support that diversion. Benefits include reduced disposal and the associated greenhouse gases generated with the decomposition of organic wastes in a landfill environment. Greenhouse gas emission reductions are also realized through the increased use of recycled content building materials.

Another overall goal of these regulations is to increase the percent of electric vehicle charging infrastructure in new buildings. These standards should facilitate large scale deployment of zero emission vehicles, which will sustain California’s natural resources by the reduction of energy use reduction in greenhouse gas emissions, and less dependency on fossil fuels. CBSC’s proposed action will support the implementation of the Governor’s Executive Order B–16–12 to achieve an interim target to provide infrastructure to support 1 million ZEVs by 2020.

Additionally, the proposed increased water efficiency for certain commercial food service equipment would respond to California’s drought emergency.

Evaluation of consistency

The proposed action is consistent with both building standards regulations and with enabling statute.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

(Government Code Section 11346.5(a)(4))

CBSC has determined that there are no other matters prescribed by statute applicable to the agency or to any specific regulation or class of regulations.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

(Government Code Section 11346.5(a)(5))

CBSC has determined that projects following the Green Building Code would impose a mandate on local agencies in the form of verification. However, the mandate does not require reimbursement pursuant to Part 7 (commencing with section 17500) of Division 4, Government Code. No mandate is imposed on school districts.

ESTIMATE OF COST OR SAVINGS

(Government Code Section 11346.5(a)(6))

An estimate, prepared in accordance with instructions adopted by Department of Finance, of cost or savings to any state agency, local agency, or school district. Provide a copy of the “Economic and Fiscal Impact Statement” (Form 399).

- A. Cost or Savings to any state agency: **NO**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**

- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- D. Other nondiscretionary cost or savings imposed on local agencies: **NO**
- E. Cost or savings in federal funding to the state: **NO**
Estimate: **NONE**

INITIAL DETERMINATION OF NO SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESSES
(Government Code Section 11346.5(a)(8))

If the agency makes an initial determination that the adoption/amendment/repeal of this regulation will not have a significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states, it shall make a declaration to that effect.

The CBSC has made an initial determination that the adoption/amendment/ repeal of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE
(Government Code Section 11346.5(a)(8))

The declaration the agency shall provide in the record of facts, evidence, documents, testimony, or other evidence that the agency relies upon to support its initial determination of no effect.

CBSC’s initial determination of no significant, statewide adverse economic impact directly affecting business in California and their ability to compete with businesses in other states does not require any additional evidence, documents or other evidence to support this action over and above the Initial Statement of Reasons and the Economic and Fiscal Impact Statement which are part of this rulemaking.

FINDING OF NECESSITY FOR THE PUBLIC’S HEALTH, SAFETY, OR WELFARE
(Government Code Section 113463(d))

Any regulation that requires a report shall not apply to businesses, unless the agency makes a finding that it is necessary for the health, safety, or welfare of the public that the regulations apply to businesses.

CBSC has made an assessment of the proposed code changes and has determined that these changes do not require a report.

CBSC finds that the proposed regulations are necessary for the public’s health, safety, or welfare because they will directly result in:

- Increased diversion of materials from California landfills,
- Increased demand for recycled content products,
- Increased electric vehicle charging infrastructure,
- Reduced generation of greenhouse gas emissions, and
- Reduced use of potable water in commercial food service equipment.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS
(Government Code Section 11346.5(a)(9))

Describe all cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. If no cost impact provide the following statement:

CBSC is aware of initial cost impacts that a representative private person or business could incur in reasonable compliance with the proposed action. However, it is also anticipated that such costs would be recouped in long-range savings expressed in utility and transportation costs, worker productivity, health costs, and goodwill. The Initial Statement of Reasons and the Economic and Fiscal impact Statement support this statement.

ASSESSMENT OF EFFECT OF REGULATIONS UPON JOBS AND BUSINESS EXPANSION, ELIMINATION OR CREATION
(Government Code Section 11346.5(a)(10),
Government Code Section 11346.3(b)(1))

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.
These regulations, employing emerging green building technologies, products, and services, should create jobs within the State of California. CBSC has determined that this regulatory action would have no significant adverse economic impact on jobs in California, but may have indirect and induced benefits of new jobs related to increased California-based manufacturing that uses recycled content materials.
- The creation of new businesses or the elimination of existing businesses within the State of California.

These regulations, employing emerging green building technologies, products, and services should create new business and should expand opportunities for existing business within the State of California.

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

These regulations will position California in the lead for statewide green building guidelines, and should provide opportunities for businesses currently doing business within the State of California.

CBSC has determined that this regulatory action would have no significant adverse impact on businesses. The number of businesses within California is not expected to change, but the number of persons employed may show a small net increase due to indirect and induced benefits of the proposed regulation.

- 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 improve green building standards, which will provide increased protection of public health and safety, worker safety and the environment.

ESTIMATED COST OF COMPLIANCE OF STANDARDS THAT WOULD IMPACT HOUSING
(Government Code Section 11346.5(a)(12))

Requires that an action that would impact housing shall include the estimated cost of compliance and potential benefits of a building standard, if any, that were included in the initial statement of reasons. In addition, the agency officers shall make available to the public, upon request, the agency's evaluation, if any, of the effect of the proposed regulatory action on housing costs.

The CBSC has made an initial determination that this proposal would not have a significant effect on housing costs.

CONSIDERATION OF ALTERNATIVES
(Government Code Section 11346.5(a)(13))

The CBSC determined that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-

effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

AVAILABILITY OF
RULEMAKING DOCUMENTS
(Government Code Section 11346.5(a)(20)),
(Government Code Section 11346.5(a)(19))

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that [STATE AGENCY NAME] shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

CBSC CONTACT PERSON FOR PROCEDURAL
AND ADMINISTRATIVE QUESTIONS
(Government Code Section 11346.5(a)(14))

General questions regarding procedural and administrative issues should be addressed to:

Michael Nearman, Deputy Executive Director
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No.: (916) 263-0916
Facsimile No.: (916) 263-0959
Michael.Nearman@dgs.ca.gov

PROPOSING STATE AGENCY CONTACT
PERSON FOR SUBSTANTIVE AND/OR
TECHNICAL QUESTIONS ON THE PROPOSED
CHANGES TO BUILDING STANDARDS

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to:

Enrique M. Rodriguez, Associate Construction Analyst

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No: (916) 263-0916
Facsimile No: (916) 263-0959
Enrique.Rodriguez@dgs.ca.gov

Back-up:

Yara Farr-Ohanian, Architectural Associate

2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Telephone No:
(916) 263-0916
Facsimile No: (916) 263-0959
Yara.FarrOhanian@dgs.ca.gov

TITLE 24. BUILDING STANDARDS COMMISSION

NOTICE OF PROPOSED ACTION FOR PROPOSED BUILDING STANDARDS OF THE DIVISION OF THE STATE ARCHITECT — STRUCTURAL SAFETY (DSA-SS)

REGARDING PROPOSED CHANGES TO THE CALIFORNIA GREEN BUILDING STANDARDS CODE (CALGreen Code) CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 11 2015 CALGreen Triennial Code Cycle

(DSA-SS 07/15)

Notice is hereby given that the California Building Standards Commission (CBSC) on behalf of the Division of the State Architect proposes to adopt, approve, codify, and publish changes to building standards contained in the California Code of Regulations (CCR), Title 24, Part 11. The DSA-SS is proposing building standards related to the 2013 California Green Building Standards Code (CALGreen Code).

PUBLIC COMMENT PERIOD
(Government Code Section 11346.5(a)(1))

A public hearing has not been scheduled; however, written comments will be accepted from October 9, 2015, until 5:00 p.m. on November 23, 2015. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Attention: Jim McGowan, Executive Director

Written Comments may also be faxed to (916) 263-0959 or E-mailed to CBSC@dgs.ca.gov.

Pursuant to Government Code Section 11346.5(a)(17), any interested person or his or her duly authorized representative may request, no later than 15 days prior to the close of the written comment period that a public hearing be held.

The public will have an opportunity to provide both written and/or oral comments regarding the proposed action on building standards at a public meeting to be conducted by the California Building Standards Commission to be scheduled at a date near the end of the current adoption cycle. A meeting notice will be issued announcing the date, time and location of the public meeting.

**POST-HEARING MODIFICATIONS TO THE
TEXT OF THE REGULATIONS**
(Government Code Section 11346.5(a)(18))

Following the public comment period, the CBSC may adopt the proposed building standards substantially as proposed in this notice or with modifications that are sufficiently related to the original proposed text and notice of proposed changes. If modifications are made, the full text of the proposed modifications, clearly indicated, will be made available to the public for at least 15 days prior to the date on which the CBSC adopts, amends, or repeals the regulation(s). CBSC will accept written comments on the modified building standards during the 15-day period.

NOTE: To be notified of any modifications, you must submit written/oral comments or request that you be notified of any modifications.

AUTHORITY AND REFERENCE
(Government Code Section 11346.5(a)(2))

The California Building Standards Commission proposes to adopt these building standards under the authority granted by Health and Safety Code Section

18928. The purpose of these building standards is to implement interpret, and make specific the provisions of Education Code Sections 17280 through 17317, and 81130 through 81147 and Health and Safety Code Section 16000-16023. The DSA-SS is proposing this regulatory action based on Education Code Section 17310 and 81142, and Health and Safety Code 16022.

INFORMATIVE DIGEST
(Government Code Section 11346.5(a)(3))

An informative digest drafted in plain English in a format similar to the Legislative Counsel's Digest shall include the following:

Summary of Existing Laws

Section 16022 of the Health and Safety Code authorizes the State Architect to establish building standards for the design, construction and inspection of building systems for state-owned or state-leased essential services buildings. Sections 17310, 81142 and 81053 of the Education Code authorize the State Architect to establish building standards for the design, construction and inspection of building systems for public elementary and secondary schools, and community colleges.

Summary of Existing Regulations

Existing green building standards apply to the planning, design, operation, construction, use and occupancy of every newly constructed building or structure throughout the State of California. It is not the intent that the green building standards substitute or be identified as meeting the certification requirements of any green building program. The green building standards are promulgated by the Division of the State Architect. These regulations are contained in the California Green Building Standards Code (CALGreen Code, Part 11, Title 24) and incorporate the following:

Part 5, the California Plumbing Code, with Chapter 16 for alternate water sources for non-potable applications authored by Department of Water Resources

Part 6, the California Energy Code, which contains minimum energy efficiency standards for non-residential buildings in California promulgated by the California Energy Commission (CEC)

Part 11, the California Green Building Standards Code (CALGreen Code), which contains mandatory green building standards for residential, nonresidential, and medical facilities.

Other relevant CCR titles:

Title 17 includes regulations for air quality promulgated by the California Air Resources Board

Title 20, Article 4, Appliance Efficiency regulations, contains CEC standards for water consumption of widely used plumbing fixtures.

Title 23 includes the Model Water Efficient Landscape Ordinance recently updated by Department of Water Resources.

Summary of Governor’s Executive Orders

S–20–04, December 14, 2004, instructs state entities to design, construct, and operate all new and renovated state–owned facilities paid for with state funds as “LEED Silver” or higher certified buildings.

S–3–05, June 1, 2005, establishes targets for limiting GHG emissions to 2000 levels by 2010, to 1990 levels by 2020, and to 80% of 1990 levels by 2050. It directs the Secretary of the Environmental Protection Agency (EPA) to coordinate this effort with the Secretary of the Business, Transportation and Housing Agency, Secretary of the Department of Food and Agriculture, Secretary of the Resources Agency, Chairperson of the Air Resources Board, Chairperson of the Energy Commission, and the President of the Public Utilities Commission. These agencies formed a Climate Action Team (CAT) to report to the governor by January, 2006 and periodically thereafter on strategies and progress in meeting the goals.

S–20–06, October 17, 2006, directs EPA to continue coordinating reduction of GHG emissions and development of market–based strategies for achievement, mandated by AB 32.

Summary of Effect

These proposed regulations will amend the 2013 edition of the California Green Building Standards Code (CALGreen Code) for application by DSA–SS to public elementary and secondary schools, and community colleges. The proposed action would update Part 11 of Title 24 by:

- Updating the existing measures for clarification to specific requirements in order to coordinate with the application for public schools and community colleges, and make proposed revisions based on input by the California Department of Education and other stakeholders.
- Incorporating measures promulgated by the California Buildings Standards Commission for non–residential buildings and to align with the requirements for public schools and community colleges.

Comparable Federal Statute or Regulations

The Environmental Protection Agency (EPA) defines “Brownfield Development”, an option proposed for site planning and design. EPA also regulates ozone–depleting and climate warming chemicals, as well as other air pollutants like wood smoke in updates to the 1970 Clean Air Act. The Federal Water Pollution Control Act (33 U.S.C. 1251 et seq., also known as the Clean Water Act) is adopted in California by the State

Water Resources Control Board for management of storm water during construction.

Policy Statement Overview

The broad objective of the proposed action is to maintain green building standards in conformance with current state law, by updating the 2013 California Green Building Standards Code (CALGreen Code).

Evaluation of consistency

There are no inconsistent or incompatible regulations proposed.

OTHER MATTERS PRESCRIBED BY STATUTE APPLICABLE TO THE AGENCY OR TO ANY SPECIFIC REGULATION OR CLASS OF REGULATIONS

(Government Code Section 11346.5(a)(4))

There are no other matters prescribed by statute applicable to the Division of the State Architect, or to any specific regulation or class of regulations.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

(Government Code Section 11346.5(a)(5))

The DSA–SS has determined that projects following the California Green Building Standards Code would impose a mandate on local agencies in the form of verification. However, the mandate does not require reimbursement pursuant to Part 7 (commencing with section 17500) of Division 4, Government Code. No mandate is imposed on school districts.

ESTIMATE OF COST OR SAVINGS

(Government Code Section 11346.5(a)(6))

An estimate, prepared in accordance with instructions adopted by Department of Finance, of cost or savings to any state agency, local agency, or school district. Provide a copy of the “Economic and Fiscal Impact Statement” (Form 399).

- A. Cost or Savings to any state agency: **NO**
- B. Cost to any local agency required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- C. Cost to any school district required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4: **NO**
- D. Other nondiscretionary cost or savings imposed on local agencies: **NO**
- E. Cost or savings in federal funding to the state: **NO**
Estimate: Not applicable.

**INITIAL DETERMINATION OF NO
SIGNIFICANT STATEWIDE ADVERSE
ECONOMIC IMPACT ON BUSINESSES**
(Government Code Section 11346.5(a)(7))

If the agency makes an initial determination that the adoption/amendment/repeal of this regulation may have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states, it shall make a declaration to that effect.

The DSA–SS has made an initial determination that the adoption/amendment/ repeal of this regulation will not have a significant statewide adverse economic impact on businesses, including the ability of California businesses to compete with business in other states.

DECLARATION OF EVIDENCE
(Government Code Section 11346.5(a)(8))

The declaration the agency shall provide in the record of facts, evidence, documents testimony or other evidence that the agency relies upon to support its initial determination of no effect.

No facts, evidence, documents, testimony or other evidence has been relied upon to support the initial determination of no effect.

**FINDING OF NECESSITY FOR THE PUBLIC’S
HEALTH, SAFETY, OR WELFARE**
(Government Code Section 11346.3(d))

Any regulation that requires a report shall not apply to businesses, unless the agency makes a finding that it is necessary for the health, safety, or welfare of the public that the regulations apply to businesses.

The proposed action does not require a report by any business or agency, so the Division of the State Architect has not made a finding of necessity for public’s health, safety or welfare.

**COST IMPACT ON REPRESENTATIVE PRIVATE
PERSON OR BUSINESS**
(Government Code Section 11346.5(a)(9))

Describe all cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. If no cost impact, provide the following statement:

The DSA–SS is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

**ASSESSMENT OF EFFECT OF REGULATIONS
UPON JOBS AND BUSINESS EXPANSION,
ELIMINATION OR CREATION**
(Government Code Section 11346.5(a)(10),
Government Code Section 11346.3(b)(1))

The DSA–SS 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.

The DSA has determined that the proposed action has no effect.

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

The DSA has determined that the proposed action has no effect

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

The DSA has determined that the proposed action has no effect

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

The DSA has determined that the proposal is to improve public health, safety and general welfare by enhancing the design and construction of buildings through the use of building concepts having a reduced negative impact or positive environmental impact and encouraging sustainable construction practices in the following categories:

1. Planning and design
2. Energy efficiency
3. Water efficiency and conservation
4. Material conservation and resource efficiency
5. Environmental quality

**ESTIMATED COST OF COMPLIANCE OF
STANDARDS THAT WOULD IMPACT HOUSING**
(Government Code Section 11346.5(a)(12))

Requires that an action that would impact housing shall include the estimated cost of compliance and potential benefits of a building standard, if any, that were included in the initial statement of reasons. In addition, the agency officers shall make available to the public, upon request, the agency’s evaluation, if any, of the effect of the proposed regulatory action on housing costs.

DSA–SS has determined that this proposal would not have a significant effect on housing costs.

CONSIDERATION OF ALTERNATIVES
(Government Code Section 11346.5(a)(13))

The DSA–SS must determine that no reasonable alternative considered by the state agency or that has otherwise been identified and brought to the attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons and equally effective in implementing the statutory policy or other provisions of law.

**AVAILABILITY OF
RULEMAKING DOCUMENTS**
(Government Code Section 11346.5(a)(20)),
(Government Code Section 11346.5(a)(19))

All of the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public review, by contacting the person named below. This notice, the express terms and initial statement of reasons can be accessed from the California Building Standards Commission website:

<http://www.bsc.ca.gov/>

Interested parties may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or at the California Building Standards Commission website.

Government Code Section 11346.5(a)(21) states that DSA–SS shall provide, upon request, a description of proposed changes included in the proposed action, in the manner provided by Section 11346.6, to accommodate a person with a visual or other disability for which effective communication is required under state or federal law and that providing the description of proposed changes may require extending the period of public comment for the proposed action.

**CBSC CONTACT PERSON FOR PROCEDURAL
AND ADMINISTRATIVE QUESTIONS**
(Government Code Section 11346.5(a)(14))

General questions regarding procedural and administrative issues should be addressed to:

Michael Nearman, Deputy Executive Director
(916) 263–0916
Michael.Nearman@dgs.ca.gov

Enrique Rodriguez, Assoc. Construction Analyst
(916) 263–0845
Enrique.Rodriguez@dgs.ca.gov

Department of General Services/California
Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833
Facsimile No.: (916) 263–0959

**PROPOSING STATE AGENCY CONTACT
PERSON FOR SUBSTANTIVE AND/OR
TECHNICAL QUESTIONS ON THE PROPOSED
CHANGES TO BUILDING STANDARDS**

Specific questions regarding the substantive and/or technical aspects of the proposed changes to the building standards should be addressed to the Division of the State Architect:

Dennis Corelis, Deputy State Architect
(916) 445–4167
Dennis.Corelis@dgs.ca.gov
Theresa Townsend, Supervising Architect
(916) 445–1304
Theresa.Townsend@dgs.ca.gov

GENERAL PUBLIC INTEREST

**DEPARTMENT OF TOXIC SUBSTANCES
CONTROL**

**AGREEMENT AND COVENANT NOT TO SUE
BETWEEN DTSC AND
DEL AMO NEIGHBORHOOD PARK LLC
30–DAY PUBLIC COMMENT PERIOD:
THROUGH NOVEMBER 9TH, 2015**

Para información en español por favor comuníquese con Jesus Cruz al número (916) 255–3315.

WHAT IS BEING PROPOSED: The California Department of Toxic Substances Control (DTSC) invites public comment on the Prospective Purchaser Agreement and Covenant Not to Sue (“Agreement”) between DTSC and Del Amo Neighborhood Park LLC (“Park LLC”) which addresses the Del Amo Park Site located at 1043, 1051, 1055 W. 204th Street in Torrance, CA (the “Site”), approximately 0.5 acres in size and identified as Los Angeles County Assessor Parcel Numbers:

7350–015–048 and 7350–015–049,
7350–015–050 and 7350–015–051,
7350–015–052 and 7350–015–053

DTSC, pursuant to its authority under Health and Safety Code Sections 25300 et seq., 58009 and 58010, proposes to enter into the Agreement with Park LLC regarding the Site. The purpose of the Agreement is to settle and resolve the potential liability of Park LLC for existing contamination at the Site related to and by extension part of the Montrose Superfund Site, which would otherwise result from Park LLC becoming the property owner and operator of the Site. The execution of the Agreement and the actions undertaken by Park LLC in accordance with the Agreement would not constitute an admission of liability by Park LLC.

Under the Agreement, DTSC and Park LLC covenant not to sue each other. DTSC agrees not to sue Park LLC for claims relating to existing contamination at the Site and arising from Park LLC ownership or possession or operation of the Site, subject to certain conditions and reservations. Park LLC covenants not to sue DTSC for claims including suits for reimbursement from the Hazardous Waste Control Account, Hazardous Substance Account, or Hazardous Substance Cleanup Fund, claims under sections 107 or 113 of CERCLA or section 7003 of RCRA, or any other claims arising out of response activities at the Site. The prior sentence, notwithstanding, Park LLC's eligibility for remedial grant funds from DTSC or any other regulatory agency shall not be limited.

The Site was previously residential. The subject property consists of 6 adjoining parcels encompassing a total of approximately 0.5 acres in a residential area located at 1043, 1051, 1055 W. 204th Street in Torrance, CA. The subject property is privately owned by Triton Diagnostics, Inc., a wholly owned subsidiary of Shell Oil Company (collectively, "Triton"). When purchased in the late 1990's the parcels contained approximately 3 residential structures. Subsequently, these structures were razed leaving the Site in its current vacant condition. The Site is currently covered with low-lying vegetation. Hazardous substances currently exist in soil at the Site at low levels potentially including: pesticides, arsenic, cadmium, lead; and volatile organic compounds in groundwater and in soil gas.

Among other environmental analysis, Triton has evaluated environmental metal conditions at the Site, under the direction of DTSC. DTSC has determined that remedial action is required to reduce contact to elevated lead concentration in shallow soils. Triton and Park LLC will implement the selected remedial option as part of Site redevelopment. Triton and Park LLC have insured through their agreements that necessary action

is taken to remediate the Site and remain in compliance with applicable laws, regulations and DTSC agreements.

The Site is a portion of a larger Site that is being developed as an 8.2-acre park, comprised of a softball field, a basketball court, three futsal courts, walking trails, play and picnic areas, as well as restroom facilities and maintenance yard. The project includes two area parking lots to support these recreational activities.

Redevelopment of the Site will expedite remediation. The remedial action may include some lead hot spot removal, and will provide for a comprehensive cover on the Site using existing cover soil where possible, enhancing existing cover with suitable, clean soil to achieve desired grading and protection. To provide an additional level of protection the Site will be subject to a land use restriction prohibiting residential, school, day-care and hospital use.

Development activities on the Site are subject to a Soil Management Plan and an Excavation Management Plan to ensure that workers' contact with impacted soil is minimized. Taken together, this comprehensive remediation of the entire Site offers a unique opportunity to improve the environmental conditions, improve the economic benefit of the Site and creating outdoor recreation opportunities for an underserved community.

Why This Notice and How You Can Participate: A copy of the Agreement is available at the County of Los Angeles Public Library in Carson, which is located at 151 E. Carson St., Carson, CA 90745. Call (310) 830-0901 for library hours.

The documents are also available at the DTSC file room at 5796 Corporate Avenue, Cypress, CA 90630. Monday-Friday, 8 a.m. to 5 p.m., contact Jone Barrio, phone: (714) 484-5337, or visit the DTSC EnviroStor website at: <http://www.envirostor.dtsc.ca.gov/public/>.

Where To Send Comments: Comments concerning the Response Plan may be submitted in writing to Safouh Sayed, Project Manager (PM) at DTSC, 5796 Corporate Avenue, Cypress California 90630, e-mail ssayed@dtsc.ca.gov. All comments must be post-marked or e-mailed by November 9th, 2015.

For more information, please contact Safouh Sayed at (714) 484-5478 or Stacey Lear, Public Participation Specialist at DTSC, at stacey.lear@dtsc.ca.gov or (714) 484-5354.

For media inquiries, contact Sandy Nax, (916) 327-6114. For more information about DTSC, please visit www.dtsc.ca.gov.

**AVAILABILITY OF INDEX OF
PRECEDENTIAL DECISIONS**

BOARD OF PHARMACY

**ANNUAL NOTICE OF AVAILABILITY OF
PRECEDENTIAL DECISIONS INDEX**

NOTICE IS HEREBY GIVEN that the California State Board of Pharmacy (Board), pursuant to section 11425.60 of the Government Code, the Board maintains an index of precedential decisions, which is annually made available by the Board to the public by e-mail subscription. To join the Board's e-mail list, go to www.pharmacy.ca.gov. The index and the text of the precedent decisions are continuously available on the Board's website at <http://www.pharmacy.ca.gov/enforcement/precedential.shtml>.

For additional information, contact:

Lori Martinez
California State Board of Pharmacy
1625 N. Market Blvd., Suite N219
Sacramento, CA 95834
Telephone: (916) 574-7917
Fax: (916) 574-7918
E-mail: Lori.Martinez@dca.ca.gov

**SUMMARY OF REGULATORY
ACTIONS**

**REGULATIONS FILED WITH
SECRETARY OF STATE**

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

File# 2015-0917-03
BOARD OF FORESTRY AND FIRE PROTECTION
SRA Fire Prevention Fee Exemption (Self-Certification of Home Loss), 2015

This emergency readopt action by the Board of Forestry and Fire Protection (BOFFP) amends section 1665.7 of title 14 of the California Code of Regulations

to allow for an exemption from the State Responsibility Area (SRA) fire prevention fee for any habitable structure that is deemed uninhabitable as a result of a natural disaster. This action also readopts Request for Exemption forms to be used in order to apply for the SRA fire prevention fee exemption.

Title 14
AMEND: 1665.7
Filed 09/24/2015
Effective 09/29/2015
Agency Contact: Thembi Borrás (916) 653-9633

File# 2015-0922-01
BOARD OF PHARMACY
Naloxone Hydrochloride

The Board of Pharmacy submitted this action for the emergency readoption of title 16, California Code of Regulations, section 1746.3 pursuant to Business and Professions Code section 4052.01(e). Section 1746.3 was originally adopted in OAL file no. 2015-0409-03EFP. Section 1746.3 provides the protocol for pharmacists to furnish naloxone hydrochloride pursuant to Business and Professions Code section 4052.01.

Title 16
ADOPT: 1746.3
Filed 09/29/2015
Effective 10/08/2015
Agency Contact: Lori Martinez (916) 574-7917

File# 2015-0917-02
CALIFORNIA PRISON INDUSTRY AUTHORITY
CALPIA Conflict-of-Interest Code

This is a Conflict-of-Interest code that has been approved by the Fair Political Commission and is being submitted for filing with the Secretary of State and printing only.

Title 15
AMEND: 8199
Filed 09/28/2015
Effective 10/28/2015
Agency Contact: Dawn Eger (916) 358-1612

File# 2015-0914-04
CALIFORNIA STATE TRANSPORTATION
AGENCY
Conflict-of-Interest Code

This is a Conflict-of-Interest code that has been approved by the Fair Political Commission and is being submitted for filing with the Secretary of State and printing.

Title 21
 AMEND: 7000
 Filed 09/23/2015
 Effective 10/23/2015
 Agency Contact:
 Augustin R. Jimenez (916) 327-2820

File# 2015-0825-02
 COMMISSION ON STATE MANDATES
 General Cleanup Provisions

This is a file and print action by the Commission on State Mandates (the "Commission") pursuant to Government Code section 17527, subdivision (g), which states that the Commission has the power "[t]o adopt, promulgate, amend, and rescind rules and regulations, which shall not be subject to the review and approval of the Office of Administrative Law pursuant to the provisions of the Administrative Procedure Act provided for in Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2." The purpose of this rule-making, which amends several sections in title 2 of the California Code of Regulations, is to clarify and streamline Commission regulations, eliminate duplicative language, and update authority and reference citations.

Title 2
 AMEND: 1181.1, 1181.2, 1181.3, 1181.4, 1181.6, 1181.7, 1181.8, 1181.9, 1181.10, 1181.11, 1181.12, 1181.13, 1182.1, 1182.2, 1182.3, 1182.4, 1182.5, 1182.6, 1182.7, 1182.8, 1182.10, 1182.12, 1182.13, 1183.1, 1183.2, 1183.4, 1183.5, 1183.7, 1183.8, 1183.9, 1183.11, 1183.12, 1183.13, 1183.14, 1183.15, 1183.16, 1183.17, 1183.18, 1184.1, 1185.1, 1185.2, 1185.3, 1185.4, 1185.5, 1185.6, 1185.7, 1185.8, 1185.9, 1186.1, 1186.2, 1186.3, 1186.4, 1186.5, 1186.6, 1186.7, 1187.1, 1187.2, 1187.3, 1187.4, 1187.5, 1187.6, 1187.7, 1187.8, 1187.9, 1187.10, 1187.11, 1187.12, 1187.13, 1187.14, 1187.15, 1188.1, 1188.2, 1190.1, 1190.2, 1190.3, 1190.4, 1190.5
 Filed 09/24/2015
 Effective 10/01/2015
 Agency Contact: Heidi Palchik (916) 323-3562

File# 2015-0914-01
 DEPARTMENT OF FOOD AND AGRICULTURE
 Asian Citrus Psyllid Interior Quarantine

This Certificate of Compliance by the Department of Food and Agriculture (the "Department") makes permanent the prior emergency rulemaking action (OAL File No. 2015-0319-02E) that expanded the quarantine area for the Asian Citrus Psyllid ("ACP") (*Diaphorina citri*) by approximately 79 square miles in the Bona-delle Ranchos-Madera area of Madera County. This

amendment provides authority for the state to perform quarantine activities against ACP within this additional area.

Title 3
 AMEND: 3435(b)
 Filed 09/30/2015
 Agency Contact: Sara Khalid (916) 403-6625

File# 2015-0915-01
 DEPARTMENT OF FOOD AND AGRICULTURE
 Standard Containers

The California Department of Food and Agriculture amended sections 1380.19, 1430.10, 1430.12, 1430.14, 1430.26, 1430.27, and 1430.45 of title 3 of the California Code of Regulations to increase the amount of allowable size of two fruit containers and to add a new container for retail display.

Title 3
 AMEND: 1380.19, 1430.10, 1430.12, 1430.14, 1430.26, 1430.27, 1430.45
 Filed 09/30/2015
 Effective 09/30/2015
 Agency Contact:
 Danielle Chapman (916) 900-5030

File# 2015-0902-03
 FISH AND GAME COMMISSION
 Upland Game Bird Hunting Regulations

The Fish and Game Commission amended section 310.5 of title 14 of the California Code of Regulations to extend the end of shooting hours for spring wild turkey season from 4:00 p.m. to 5:00 p.m.

Title 14
 AMEND: 310.5
 Filed 09/28/2015
 Effective 11/14/2015
 Agency Contact: Caren Woodson (916) 653-4899

**CCR CHANGES FILED
 WITH THE SECRETARY OF STATE
 WITHIN April 29, 2015 TO
 September 30, 2015**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulations titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

Title 2

09/24/15 AMEND: 1181.1, 1181.2, 1181.3, 1181.4, 1181.6, 1181.7, 1181.8, 1181.9, 1181.10, 1181.11, 1181.12, 1181.13, 1182.1,1182.2, 1182.3, 1182.4, 1182.5, 1182.6, 1182.7, 1182.8, 1182.10, 1182.12, 1182.13, 1183.1, 1183.2, 1183.4, 1183.5, 1183.7, 1183.8, 1183.9, 1183.11, 1183.12, 1183.13, 1183.14, 1183.15, 1183.16, 1183.17, 1183.18, 1184.1, 1185.1, 1185.2, 1185.3, 1185.4, 1185.5, 1185.6, 1185.7, 1185.8, 1185.9, 1186.1, 1186.2, 1186.3, 1186.4, 1186.5, 1186.6, 1186.7, 1187.1, 1187.2, 1187.3, 1187.4, 1187.5, 1187.6, 1187.7, 1187.8, 1187.9, 1187.10, 1187.11, 1187.12, 1187.13, 1187.14, 1187.15, 1188.1, 1188.2, 1190.1, 1190.2, 1190.3, 1190.4, 1190.5

09/21/15 AMEND: 35101

09/16/15 AMEND: 54100

09/14/15 AMEND: 55200

09/10/15 AMEND: 60000, 60010, 60510, 60550, 60560

09/09/15 ADOPT: 59750

09/08/15 AMEND: 560

08/13/15 AMEND: 1859.163.1

08/06/15 AMEND: 18420.1, 18901.1

07/30/15 REPEAL: 547.80, 547.82, 547.83, 547.84, 547.85, 547.86, 547.87

07/30/15 ADOPT: 599.980, 599.981, 599.982, 599.983, 599.984, 599.985, 599.986
 AMEND: 599.980 (renumbered to 599.987), 599.981 (renumbered to 599.988), 599.982 (renumbered to 599.989), 599.985 (renumbered to 599.990), 599.986 (renumbered to 599.991), 599.987 (renumbered to 599.992), 599.988 (renumbered to 599.993), 599.990 (renumbered to 599.994), 599.992 (renumbered to 599.995), 599.993 (renumbered to 599.996), 599.994 (renumbered to 599.997), 599.995 (renumbered to 599.998)

07/16/15 AMEND: 548.42, 548.124

07/15/15 AMEND: 59640

07/15/15 AMEND: 18404.2

07/10/15 AMEND: 18700, 18700.1, 18700.3, 18701, 18702, 18702.2, 18702.4, 18747

06/22/15 ADOPT: 18700.3, 18707 AMEND: 18704 REPEAL: 18704.1, 18704.2, 18704.3, 18704.4, 18704.5, 18704.6

06/22/15 AMEND: 18361.7

06/16/15 AMEND: 39000, 39001, 39002

06/02/15 AMEND: 10001, 10002, 10005, 10006, 10007, 10008, 10009, 10011, 10012, 10013, 10015, 10021, 10022, 10024, 10025, 10029, 10030, 10031, 10033, 10035, 10037, 10038, 10039, 10041, 10042, 10046, 10047, 10050, 10053, 10054, 10056, 10057, 10061, 10062, 10063, 10065

05/27/15 ADOPT: 61100, 61101, 61102, 61103, 61104, 61105, 61106, 61107, 61108, 61109, 61120, 61121, 61122, 61130, 61131, 61132, 61140

05/18/15 AMEND: 18703 REPEAL: 18703.2, 18703.4, 18703.5, 18707, 18707.1, 18707.2, 18707.4, 18707.5, 18707.6, 18707.7, 18707.9, 18707.10

05/04/15 ADOPT: 1701, 1702 AMEND: 1700

Title 3

09/30/15 AMEND: 3435(b)

09/30/15 AMEND: 1380.19, 1430.10, 1430.12, 1430.14, 1430.26, 1430.27, 1430.45

09/16/15 AMEND: 3435(b)

08/27/15 AMEND: 3435

08/26/15 AMEND: 6502

08/20/15 AMEND: 3435(b)

08/17/15 AMEND: 2100

08/14/15 ADOPT: 450, 450.1, 450.2, 450.3, 450.4, 451, 452

08/10/15 AMEND: 6148, 6148.5, 6170, 6216

08/10/15 AMEND: 3435(b)

08/10/15 AMEND: 3435(b)

08/06/15 AMEND: 3435(b)

08/04/15 AMEND: 3435(b)

07/21/15 AMEND: 3439(b)

07/08/15 AMEND: 3435(b)

07/01/15 AMEND: 4603(i)

06/24/15 AMEND: 3435(b)

06/24/15 AMEND: 2751(b)

06/22/15 AMEND: 3435(b)

06/02/15 AMEND: 3591.11(a)

05/28/15 AMEND: 3435(b)

05/19/15 ADOPT: 3441

05/13/15 AMEND: 3435(b)

05/08/15 AMEND: 3435(b)

05/06/15 AMEND: 3435(b)

05/06/15 AMEND: 6400

04/30/15 AMEND: 3435(b)

04/30/15 AMEND: 3435

Title 4

09/08/15 ADOPT: 8130, 8131, 8132, 8133, 8134, 8135, 8136, 8137, 8138

09/08/15 ADOPT: 10091.1, 10091.2, 10091.3, 10091.4, 10091.5, 10091.6, 10091.7,

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	10091.8, 10091.9, 10091.10, 10091.11, 10091.12, 10091.13, 10091.14, 10091.15		1810.223.5, 1810.224, 1810.230, 1810.236, 1810.237, 1810.239, 1810.246, 1810.252, 1810.355, 1810.380, 1810.425, 1820.110, 1820.115, 1820.200, 1830.115, 1840.100, 1840.210, 1840.302, 1840.312, 1850.210, 1850.213, 1850.505, 1850.515, 1850.520, 1850.530, 1850.535 REPEAL: 1810.214.1
08/31/15	AMEND: 1844		
08/19/15	AMEND: 1433		
07/31/15	ADOPT: 1866.1 AMEND: 1844		
07/28/15	AMEND: 10325		
07/23/15	AMEND: 1632		
07/22/15	AMEND: 400, 401, 402, 403, 404, 405, 406		
07/15/15	AMEND: 1588		
07/02/15	AMEND: 5205, 5230, 5170	07/16/15	ADOPT: 3200.182, 3200.183, 3200.184, 3510.020, 3580, 3580.010, 3580.020, 3900, 3905, 3910, 3910.010, 3910.015, 3910.020, 3915, 3925, 3930, 3935
06/04/15	ADOPT: 1891.1		
05/19/15	ADOPT: 8130, 8131, 8132, 8133, 8134, 8135, 8136, 8137, 8138		
05/07/15	AMEND: 10325	06/15/15	AMEND: 4210
05/07/15	AMEND: 10315, 10322, 10325, 10327	06/01/15	ADOPT: 4530, 4530.1, 4530.2, 4530.3, 4530.4, 4530.5, 4530.6, 4530.7, 4530.8, 4530.9, 4530.10, 4530.11, 4530.12
05/04/15	AMEND: 8035(e)-(f)		
Title 5		05/27/15	AMEND: 7400
09/10/15	AMEND: 19810		
07/30/15	ADOPT: 71105, 71105.5, 71410, 71471, 71775, 71775.5, 74240, 74250, 75140 AMEND: 70000, 71400, 71650, 75150	Title 10	
07/20/15	ADOPT: 80054.1 AMEND: 80054	09/17/15	ADOPT: 6408, 6410, 6450, 6452, 6454, 6470, 6472, 6474, 6476, 6478, 6480, 6482, 6484, 6486, 6490, 6492, 6494, 6496, 6498, 6500, 6502, 6504, 6506, 6508, 6510, 6600, 6602, 6604, 6606, 6608, 6610, 6612, 6614, 6616, 6618, 6620, 6622
05/21/15	AMEND: 19810		
05/18/15	AMEND: 19810	08/19/15	AMEND: 1422.6.1, 1422.6.3, 1950.122.5.1, 1950.122.5.3
Title 8		08/11/15	ADOPT: 80.125.10, 80.129, 80.158.10, 80.166.10, 80.4100.10, 80.4105.10, 80.4105.11, 80.4118.10, 80.4118.11, 80.4305, 80.5100, 80.5200.1, 80.5210, 80.5304.1, 80.5305, 95.600 AMEND: 80.1, 80.2, 80.3, 80.4, 80.5, 80.6, 80.7, 80.8, 80.9, 80.100, 80.125, 80.126, 80.150, 80.151, 80.152, 80.153, 80.154, 80.155, 80.156, 80.157, 80.158, 80.159, 80.160, 80.161, 80.162, 80.163, 80.164, 80.165, 80.166, 80.167, 80.168, 80.169, 80.170, 80.172, 80.173, 80.174, 80.175, 80.176, 80.177, 80.3000, 80.3001, 80.3002, 80.4000, 80.4100, 80.4101, 80.4102, 80.4103, 80.4104, 80.4105, 80.4106, 80.4107, 80.4108, 80.4109, 80.4111, 80.4113, 80.4115, 80.4117, 80.4118, 80.4119, 80.4120, 80.4121, 80.4123, 80.4124, 80.4125, 80.4126, 80.4127, 80.4200, 80.4201, 80.4300, 80.4301, 80.4302, 80.4303, 80.4304, 80.4308, 80.4309, 80.4310, 80.4311, 80.4312, 80.4313, 80.5000, 80.5200, 80.5201, 80.5300, 80.5301, 80.5302, 80.5303, 80.5304, 95.5025, 95.5030
09/21/15	ADOPT: 14006.1 AMEND: 14003, 14007		
09/21/15	ADOPT: 9785.2.1, 9785.3.1, 9785.4.1, AMEND: 9770, 9785, 9785.4, 9792.5.1		
09/15/15	AMEND: 3437, 3441, 3664(b)		
08/28/15	AMEND: 3411		
08/27/15	AMEND: 8397.4		
08/27/15	AMEND: 1710		
08/24/15	AMEND: 9810, 9811, 9812, 9814, 9815, 9881.1, 10139 REPEAL: 9813		
08/20/15	AMEND: 14300.2		
08/12/15	AMEND: 30, 30.5, 31.1, 100, 104, 105, 106, 109		
08/10/15	AMEND: 333, 336		
07/30/15	ADOPT: 5184 AMEND: 5185		
07/06/15	AMEND: 5530, 5568, 5572, 5574, 5575, 5621, 2540.7, 2540.8		
04/30/15	ADOPT: 9980, 9981, 9982, 9983 AMEND: 9990, 9992, 10208.7 REPEAL: 9994		
04/30/15	AMEND: 4345, 4351, 4352, 4354		
04/30/15	AMEND: 1618.1(e)		
Title 9			
08/31/15	AMEND: 881		
08/26/15	AMEND: 513, 524, 530, 541, 553, 620, 620.1, 1900, 1901, 1904, 1913, 1921		
08/24/15	AMEND: 1810.110, 1810.214, 1810.215, 1810.218, 1810.219,		

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REPEAL: 80.127, 80.171, 80.4110, 80.4112, 80.4114, 80.4037, 80.5202, 95.2, 95.3, 95.5010

07/29/15 AMEND: 5350, 5353, 5354, 5354.1, 5356, 5357.1, 5357.2, 5358.6, 5358.7, 5358.10 REPEAL: 5358.1

07/29/15 AMEND: 5350, 5357.1

07/27/15 ADOPT: 2240.15, 2240.16, 2240.6, 2240.7 AMEND: 2240, 2240.1, 2240.4, 2240.5

07/06/15 ADOPT: 6850, 6852, 6854, 6856, 6858, 6860, 6862, 6864, 6866, 6868

06/29/15 ADOPT: 2194.18, 2194.19, 2194.20, 2194.21, 2194.22, 2194.23, 2194.24, 2194.25, 2194.26

06/15/15 ADOPT: 6432

05/26/15 ADOPT: 2563

05/11/15 ADOPT: 6408, 6410, 6450, 6452, 6454, 6470, 6472, 6474, 6476, 6478, 6480, 6482, 6484, 6486, 6490, 6492, 6494, 6496, 6498, 6500, 6502, 6504, 6506, 6508, 6510, 6600, 6602, 6604, 6606, 6608, 6610, 6612, 6614, 6616, 6618, 6620, 6622

Title 11

08/31/15 ADOPT: 4250, 4251, 4252, 4253, 4254, 4255, 4256, 4257, 4258, 4259

08/26/15 AMEND: 1011

08/17/15 AMEND: 1009

06/24/15 AMEND: 1005, 1007, 1008

06/02/15 AMEND: 999.5

05/13/15 AMEND: 51.14

05/13/15 AMEND: 51.17

05/13/15 AMEND: 51.22

Title 13

09/21/15 AMEND: 1.00

08/12/15 AMEND: 268.12, 285.06, 330.08

07/29/15 AMEND: 125.00, 125.02, 125.12, 125.16, 125.18, 125.20, 126.00, 127.00, 127.08 REPEAL: 126.02

06/19/15 ADOPT: 16.00, 16.02, 16.04, 16.06, 16.08, 16.10, 16.12, 16.14

05/29/15 ADOPT: 1153 AMEND: 1150.1, 1150.2, 1151.1, 1151.2, 1151.3, 1151.4, 1151.5, 1151.5.1, 1151.6, 1151.7, 1151.8, 1151.8.1, 1151.8.2, 1151.8.3, 1151.8.4, 1151.9, 1151.9.1, 1151.10, 1151.10.1, 1152.1, 1152.2, 1152.2.1, 1152.3, 1152.3.1, 1152.4, 1152.4.1, 1152.4.2, 1152.5, 1152.6, 1152.6.1, 1152.7, 1152.7.1 REPEAL: 1152.8

Title 14

09/28/15 AMEND: 310.5

09/24/15 AMEND: 1665.7

09/22/15 AMEND: 502

09/21/15 AMEND: 18419

09/04/15 AMEND: 916.2, 936.2, 956.2

09/03/15 ADOPT: 798 AMEND: 791, 791.6, 791.7, 792, 793, 794, 795, 796, 797

09/03/15 ADOPT: 820.02

09/03/15 ADOPT: 817.04 AMEND: 790

08/31/15 AMEND: 4800

08/21/15 AMEND: 18660.5, 18660.6, 18660.21, 18660.22, 18660.23, 18660.24

08/04/15 AMEND: 13055

07/31/15 ADOPT: 662

07/29/15 AMEND: 27.65, 28.38

07/23/15 AMEND: 816.03

07/21/15 ADOPT: 18959, 18960, 18961, 18962, 18963, 18964, 18965, 18966, 18967, 18968, 18969, 18970, 18971

07/13/15 AMEND: 1038, 1052.1

07/10/15 ADOPT: 748.5

07/02/15 ADOPT: 8.01

07/01/15 AMEND: 7.50

06/26/15 ADOPT: 250.1 AMEND: 311, 353, 464, 465, 475, 485 REPEAL: 355

06/24/15 AMEND: 165

06/22/15 ADOPT: 364.1 AMEND: 360, 361, 362, 363, 364, 702, 708.5, 708.11, 713

06/22/15 AMEND: 1665.7

06/22/15 AMEND: 895.1, 1038, 1038.2

06/04/15 AMEND: 7.50

05/28/15 AMEND: 3550.14

05/21/15 AMEND: 708.3, 708.10, 708.11

05/01/15 AMEND: 27.80

Title 15

09/28/15 AMEND: 8199

09/15/15 AMEND: 3375.1, 3377

09/01/15 AMEND: 8113

09/01/15 ADOPT: 3999.19

08/26/15 ADOPT: 8115, 8116, 8116.1, 8117

08/06/15 ADOPT: 8005 AMEND: 8004, 8004.2, 8004.3

07/31/15 AMEND: 3043, 3044

07/27/15 ADOPT: 3410.2 AMEND: 3000, 3173.2, 3287, 3410.1

07/15/15 ADOPT: 1830.1, 1840.1, 1847.1, 1848.5, 1849.1, 1850.1 AMEND: 1800, 1806, 1812, 1814, 1830, 1831, 1840, 1847, 1848, 1849, 1850, 1851, 1852, 1853, 1854, 1856, 1860, 1866, 1867, 1868, 1870, 1872, 1876, 1878, 1888, 1890, 1892 REPEAL: 1857

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