

BUILDING STANDARDS COMMISSION

2525 Natomas Park Drive, Suite 130
Sacramento, California 95833-2936
(916) 263-0916 FAX (916) 263-0959

Memorandum

Date: June 18, 2019

To: Mia Marvelli, Executive Director
Department of General Services
California Building Standards Commission

From: Kevin Day, Staff Services Manager I (Specialist)
Department of General Services
California Building Standards Commission

**SUBJECT: BSC 01/19 and BSC 02/19 – CHANGE WITHOUT REGULATORY EFFECT –
2016 and 2019 CALIFORNIA PLUMBING and GREEN BUILDING STANDARDS
CODES**

The California Building Standards Commission (BSC) is proposing amendments to the 2016 and 2019 California Plumbing and Green Building Standards Codes (Parts 5 and 11, Title 24, California Code of Regulations). These amendments constitute a “change without regulatory effect” and are necessary to align with the Peremptory Writ of Mandate issued by the Superior Court of California, County of Los Angeles (Case No. BS171958—see Building Standards Commission Information Bulletin 19-02: Invalidated AB 2282 Recycled Water Building Standards). This court order invalidated specified recycled water building standards for outdoor landscape irrigation adopted during the 2016 Intervening Code Adoption Cycle pursuant to AB 2282 (Gatto, Chapter 606, Statutes of 2014). As such, BSC is deleting these provisions from the 2016 and 2019 editions of Parts 5 and 11, Title 24, in coordination with the Department of Housing and Community Development.

This proposed change meets the requirements of the Administrative Procedure Act, Building Standards Law, and the California Administrative Code, Section 1-421(c), Item 3, for a “change without regulatory effect,” which references deletion of a regulatory provision held invalid in a judgment that has become final, entered by a California court of competent jurisdiction and/or various courts of law, as specified.

If you have any questions regarding this submittal, please contact me at (916) 263-0916 or kevin.day@dgs.ca.gov.

Enclosure