

**INITIAL STATEMENT OF REASONS
FOR PROPOSED BUILDING STANDARDS
OF THE [STATE AGENCY NAME]
REGARDING THE [YEAR & CODE NAME]
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART [PART NUMBER]
([RULEMAKING FILE #])**

The Administrative Procedure Act (APA) requires that an Initial Statement of Reasons be available to the public upon request when rulemaking action is being undertaken. The following information required by the APA pertains to this particular rulemaking action:

STATEMENT OF SPECIFIC PURPOSE, PROBLEM, RATIONALE and BENEFITS

Government Code Section 11346.2(b)(1) requires a statement of specific purpose of each adoption, amendment, or repeal and the problem the agency intends to address and the rationale for the determination by the agency that each adoption, amendment, or repeal is reasonably necessary to carry out the purpose and address the problem for which it is proposed. The statement shall enumerate the benefits anticipated from the regulatory action, including the benefits or goals provided in the authorizing statute.

ITEM 1.

CHAPTER 11B

DIVISION 2: SCOPING REQUIREMENTS

11B-249 Adult changing facilities;

CHAPTER 2, Section 202 – Definitions;

CHAPTER 11B

DIVISION 8: SPECIAL ROOMS, SPACES, AND ELEMENTS

11B-813 Adult changing facilities.

PURPOSE AND RATIONALE:

CBSC requires the proposing agency to provide a thorough purpose and rationale statement which includes any beneficial outcome from the incorporation of this proposed code change.

ASSOCIATED SECTIONS TO ITEM 1: Represents sections that may be impacted by this proposed code change item – See the other items for related changes.

(ITEM 2) CHAPTER 2, Section 202 – Definitions

(ITEM 3) CHAPTER 11B, DIVISION 8: SPECIAL ROOMS, SPACES, AND ELEMENTS

ITEM 2.

CHAPTER 2 - DEFINITIONS SECTION 202 - DEFINITIONS

- *Commercial place of public amusement*
- *District Agricultural Associations*
- *Adult changing facility*

PURPOSE AND RATIONALE:

CBSC requires the proposing agency to provide a thorough purpose and rationale statement which includes any beneficial outcome from the incorporation of this proposed code change.

ASSOCIATED SECTIONS TO ITEM 2: Represents sections that may be impacted by this proposed code change item – See the other items for related changes.

(ITEM 1) CH. 11B, SECTION 11B-249 - *Adult Changing Facility*

(ITEM 3) CHAPTER 11B, DIVISION 8: SPECIAL ROOMS, SPACES, AND ELEMENTS

ITEM 3.

FIGURE 11B-813.2.1.2

DIVISION 8: CLEARANCE AROUND ADULT CHANGING TABLE

PURPOSE AND RATIONALE:

CBSC requires the proposing agency to provide a thorough purpose and rationale statement which includes any beneficial outcome from the incorporation of this proposed code change.

ASSOCIATED SECTIONS TO ITEM 3: Represents sections that may be impacted by this proposed code change item – See the other items for related changes.

(ITEM 1) CH. 11B, SECTION 11B-249 - *Adult Changing Facility*

(ITEM 2) CHAPTER 2, Section 202 – Definitions

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

Government Code Section 11346.2(b)(3) requires an identification of each technical, theoretical, and empirical study, report, or similar document, if any, upon which the agency relies in proposing the regulation(s).

[Identification of studies, reports or similar documents relied upon]

STATEMENT OF JUSTIFICATION FOR PRESCRIPTIVE STANDARDS

Government Code Section 11346.2(b)(1) requires a statement of the reasons why an agency believes any mandates for specific technologies or equipment or prescriptive standards are required.

[Statement of reason(s) why standards are required]

CONSIDERATION OF REASONABLE ALTERNATIVES

Government Code Section 11346.2(b)(4)(A) requires a description of reasonable alternatives to the regulation and the agency's reasons for rejecting those alternatives. In the case of a regulation that would mandate the use of specific technologies or equipment or prescribe specific action or procedures, the imposition of performance standards shall be considered as an alternate. It is not the intent of this paragraph to require the agency to artificially construct alternatives or describe unreasonable alternatives.

[Describe reasonable alternatives, including alternatives proposed as less burdensome and equally effective in achieving the purposes of the regulation in a manner that ensures full compliance with statute, and reasons for rejecting those alternatives]

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

Government Code Section 11346.2(b)(4)(B) requires a description of any reasonable alternatives that have been identified or that have otherwise been identified and brought to the attention of the agency that would lessen any adverse impact on small business.

[Describe reasonable alternatives and reasons for rejecting]

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

Government Code Section 11346.2(b)(5)(A) requires the facts, evidence, documents, testimony, or other evidence on which the agency relies to support an initial determination that the action will not have a significant adverse economic impact on business.

[Describe the facts, evidence, documents, testimony or other evidence]

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

Government Code Sections 11346.3(b)(1) and 11346.5(a)(10)

The [STATE AGENCY NAME] has assessed whether or not and to what extent this proposal will affect the following:

A. The creation or elimination of jobs within the State of California.

[Insert statement]

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

[Insert statement]

C. The expansion of businesses currently doing business within the State of California.

[Insert statement]

D. The benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment.

[Insert statement]

ESTIMATED COST OF COMPLIANCE, ESTIMATED POTENTIAL BENEFITS, AND RELATED ASSUMPTIONS USED FOR BUILDING STANDARDS

Government Code Section 11346.2(b)(5)(B)(i) states if a proposed regulation is a building standard, the initial statement of reasons shall include the estimated cost of compliance, the estimated potential benefits, and the related assumptions used to determine the estimates.

[State estimated cost of compliance, potential benefits, and related assumptions]

DUPLICATION OR CONFLICTS WITH FEDERAL REGULATIONS

Government Code Section 11346.2(b)(6) requires a department, board, or commission within the Environmental Protection Agency, the Resources Agency, or the Office of the State Fire Marshal to describe its efforts, in connection with a proposed rulemaking action, to avoid unnecessary duplication or conflicts with federal regulations contained in the Code of Federal Regulations addressing the same issues. These agencies may adopt regulations different from these federal regulations upon a finding of one or more of the following justifications: (A) The differing state regulations are authorized by law and/or (B) The cost of differing state regulations is justified by the benefit to human health, public safety, public welfare, or the environment.

[Describe efforts, if applicable]