

**DRAFT INITIAL STATEMENT OF REASONS  
FOR PROPOSED BUILDING STANDARDS  
OF THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT  
REGARDING THE 2022 CALIFORNIA MECHANICAL CODE  
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 4**

**(HCD XX/XX)**

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 1, ADMINISTRATION, CALIFORNIA ADMINISTRATION**

**Rationale:** HCD proposes to bring forward Chapter 1, Division 1, Sections 1.1 and 1.8, from the 2019 CMC for adoption into the 2022 CMC with modifications as follows:

**NO SIGNIFICANT CHANGES TO CHAPTER 1, DIVISION I**

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 2**

**CHAPTER 1, DIVISION II, ADMINISTRATION**

**Rationale:** HCD proposes to adopt Chapter 1, Division II, Section 104.2 (Items 1-5) only, from the 2021 UMC into the 2022 CMC without amendments.

**104.2 Exempt Work.**

**Rationale:** HCD proposes to adopt Chapter 1, Division II, Section 104.2 (Items 1-5) only, from the 2021 UMC into the 2022 CMC without amendments.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 3**  
**CHAPTER 2, DEFINITIONS**

**Rationale:** HCD proposes to adopt Chapter 2, Definitions, from the 2021 UMC into the 2022 CMC with existing California amendments. The existing amendments are being brought forward from the 2019 CMC into the 2022 CMC without modification and with no intended change in regulatory effect.

**203.0** **-A-**

***Accessory Dwelling Unit. [HCD 1 & HCD 2]***  
**Approved. *Exception***  
**Approved Testing Agency.**  
**Assembly Building.**  
**Authority Having Jurisdiction.**

**204.0** **-B-**

***Building. [HCD 1 & HCD 2]***  
**Building Code.**

**206.0** **-D-**

***Department. [HCD 1 & HCD 2]***

**207.0** **-E-**

**Electrical Code.**  
***Enforcing Agency. [HCD 1 & HCD 2]***

**208.0** **-F-**

***Family. [HCD 1]***

**214.0** **-L-**

**Labeled.**  
**Listed (Third Party Certified).**  
**Listing Agency.**

**216.0** **-N-**

***Nuisance.***

**217.0** **-O-**

**Occupancy Classification.**

**218.0** **-P-**

**Plumbing Code. [HCD 1 & HCD 2]**

**222.0** **-T-**

***Testing Agency. [HCD 1 & HCD 2]***

223.0

-U-

**UMC. [HCD 1 & HCD 2]**

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

#### **ITEM 4**

### **CHAPTER 3, GENERAL REGULATIONS**

**Rationale:** HCD proposes to adopt Chapter 3, General Regulations, from the 2021 UMC into the 2022 CMC, with new and existing California amendments. The existing amendments are being brought forward from the 2019 CMC into the 2022 CMC without modification and with no intended change in regulatory effect. HCD proposes to repeal an amendment to a section that will be amended by the California Energy Commission.

#### **303.7.1 Liquefied Petroleum Gas (LP-Gas) Appliances.**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. An abbreviated term used in the 2018 UMC for liquefied petroleum gas was added for clarification purposes.

#### **305.2 (formerly 303.13) Pit Location. Exception**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. Section 303.13 was a new 2018 UMC section, which was relocated from Section 904.3.1.3 to Chapter 3 General Regulations. The California amendment provides a specific exception for liquefied petroleum gas (LP-Gas) appliances (which are prohibited from installation in pits, basements, or other similar low locations), and references Section 303.7.1, which is an existing California amendment.

#### **311.2 Air Filters**

**Rationale:** HCD proposes to repeal the California amendment to the above referenced section. The California Energy Commission will be amending any sections requiring modification to align with the California Energy Code (Part 6). Therefore, HCD's amendment is no longer needed.

#### **316.2 Installation.**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. The amendment provides a correct reference to the California Building Code (CBC) or California Residential Code (CRC). There is no intended change in regulatory effect.

#### **316.5 Fire-Resistant Construction.**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. The amendment provides a correct reference to the California Building Code (CBC) or California Residential Code (CRC). There is no intended change in regulatory effect.

### **316.9 Structural Members.**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. The amendment provides a correct reference to the California Building Code (CBC) or California Residential Code (CRC). There is no intended change in regulatory effect.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

## **ITEM 5**

### **CHAPTER 4, VENTILATION AIR**

**Rationale:** HCD proposes to adopt Chapter 4, Ventilation Air, from the 2021 UMC into the 2022 CMC with new and existing California amendments. The existing amendments are being brought forward from the 2019 CMC into the 2022 CMC without modification and with no intended change in regulatory effect. HCD proposes a new reference to the CalGreen Code.

#### ***402.5 Bathroom Exhaust Fans.***

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. This amendment has been brought forward from the 2019 CMC into the 2022 CMC with no intended change in regulatory effect.

#### ***403.7.2.1 Alternative Exhaust Ventilation for Enclosed Parking Garages***

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. This amendment has been brought forward from the 2019 CMC into the 2022 CMC with no intended change in regulatory effect.

#### ***403.7.2.2 Minimum Exhaust Rate.***

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. This amendment has been brought forward from the 2019 CMC into the 2022 CMC with no intended change in regulatory effect.

#### ***403.7.2.3 Exhaust Inlet Distribution.***

##### ***Exception***

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. This amendment has been brought forward from the 2019 CMC into the 2022 CMC with no intended change in regulatory effect.

#### ***403.7.2.4 Exhaust System Operation.***

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification.

### **405.3 Bathroom Exhaust.**

**Rationale:** HCD proposes to adopt a reference pointing to the California Green Building Standards Code (CALGreen), Division 4.5, Environmental Quality, in efforts to align with the requirements or CALGreen.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

## **ITEM 6**

### **CHAPTER 5, EXHAUST SYSTEMS**

**Rationale:** HCD proposes to adopt Chapter 5 from the 2021 Uniform Mechanical Code into the 2022 California Mechanical Code without amendment.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

## **ITEM 7**

### **CHAPTER 6, DUCT SYSTEMS**

**Rationale:** HCD proposes to adopt Chapter 6, Duct Systems, except Section 603.9.2, from the 2021 UMC into the 2022 CMC with new and existing California amendments. The existing amendments are being brought forward from the 2019 CMC into the 2022 CMC without modification and with no intended change in regulatory effect. HCD proposes to repeal amendments to sections that will be amended by the California Energy Commission. HCD proposes to continue the non-adoption of particular sections of the UMC.

#### **601.2 Sizing Requirements**

**Rationale:** HCD proposes to repeal the California amendment to the above referenced section. The California Energy Commission will be amending any sections requiring modification to align with the California Energy Code (Part 6). Therefore, HCD's amendment is no longer needed.

#### **602.2.1 Electrical.**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification, which provides a specific reference to the California Electrical Code.

#### **603.3.1 (formerly 603.3.3) Earthquake Loads.**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. This amendment provides specific reference to the CBC and CRC.

### **603.9.2 (formerly 603.10.1) Duct Leakage Tests.**

**Rationale:** HCD proposes to continue the non-adoption of Section 603.9.2 from the UMC. Adopting Section 603.9.2 from the 2021 UMC may allow conflicts between the 2022 CMC and the 2022 California Energy Code, and would cause confusion for code users.

#### ***603.10.1.1 Duct Leakage Tests for Residential Buildings.***

**Rationale:** HCD proposes to repeal the above referenced section. The California Energy Commission will be amending any sections requiring modification to align with the California Energy Code (Part 6). Therefore, HCD's amendment is no longer needed.

### **606.1 (formerly 605.1) Smoke Dampers.**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. The amendment provides specific reference to the CBC and CRC.

### **607.1 (formerly 606.1) General.**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. The amendment provides specific reference to the CBC.

#### **CAC Recommendation (if applicable):**

TBD

#### **Agency Response:**

TBD

## **ITEM 8**

### **CHAPTER 7, COMBUSTION AIR**

**Rationale:** HCD proposes to adopt Chapter 7 from the 2021 Uniform Mechanical Code into the 2022 California Mechanical Code without amendment.

#### **CAC Recommendation (if applicable):**

TBD

#### **Agency Response:**

TBD

## **ITEM 9**

### **CHAPTER 8, CHIMNEYS AND VENTS**

**Rationale:** HCD proposes to adopt Chapter 8 from the 2021 Uniform Mechanical Code into the 2022 California Mechanical Code without amendment.

#### **CAC Recommendation (if applicable):**

TBD

#### **Agency Response:**

TBD

## ITEM 10

### CHAPTER 9, INSTALLATION OF SPECIFIC APPLIANCES

**Rationale:** HCD proposes to adopt Chapter 9, except Sections 911.2.2, 912.1, 930.0, and 930.1, from the 2021 Uniform Mechanical Code into the 2022 California Mechanical Code and bring forward existing California amendments. The existing amendments are being brought forward from the 2019 California Mechanical Code into the 2022 California Mechanical Code without modification and with no intended change in regulatory effect.

#### 911.2.2 In Manufactured Homes

**Rationale:** HCD proposes to continue non-adoption and non-publication of the above referenced section from the 2021 UMC. The California Code of Regulations, Title 25, Division 1, Chapter 3, Subchapter 2, Article 2, Subarticle 1, Section 4050, implementing the Manufactured Housing Act of 1980 (Health and Safety Code Section 18000 *et seq.*), requires all new manufactured homes (manufactured after June 15, 1976) to be subject to the federal Manufactured Home Procedural and Enforcement Regulations and Construction and Safety Standards. In addition, Health and Safety Code Section 18025 requires that all manufactured homes and mobilehomes manufactured after June 15, 1976, comply with the National Manufactured Housing and Safety Standards Act of 1974 (42 U.S.C Section 5401 *et seq.*). The Act includes references and standards incorporated by reference for construction of manufactured homes, including decorative gas appliances for installation in fireplaces.

#### 912.1 Prohibited Installations

**Rationale:** HCD proposes to continue non-adoption of the above referenced section from the 2021 UMC. This model code section is unnecessary due to the general requirement for all gas fireplaces in newly constructed residential buildings, and additions and alterations, which increase the conditioned area, volume or size, to be direct-vent sealed-combustion type as currently adopted in Section 4.503.1 of the California Green Building Standards Code (CALGreen). This proposed amendment is necessary due to the proposed HCD amendment in Section 912.2, which provides clear prescriptive requirements for the installation of gas fireplaces in California.

#### 912.2 Installation.

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. HCD originally proposed in the voluntary 2008 California Green Building Standards Code (CALGreen), Section 803, to adopt a requirement for gas fireplaces to be direct-vent, sealed-combustion type. This amendment was carried forward into Section 4.503.1 of the mandatory 2010 CALGreen and a corresponding amendment adopted in the 2016 CMC to clearly identify the requirements for gas fireplaces in California. Should the CALGreen be discontinued and incorporated into other parts of Title 24 in future rulemaking activity, this California amendment will not require additional modification or repeal.

#### 916.2.1 Prohibited Installations.

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. The existing amendment has been brought forward from the 2019 CMC into the 2022 CMC with no intended change in regulatory effect.

### **916.2.1.1 Unvented Room Heaters.**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. The existing amendment has been brought forward from the 2019 CMC into the 2022 CMC with no intended change in regulatory effect.

### **930.0 Appliances for Installation in Manufactured Housing.**

**Rationale:** HCD proposes to continue the non-adoption and non-publication of Section 930.0 from the UMC.

#### **930.1 General.**

**Rationale:** HCD proposes to continue the non-adoption of Section 930.1 from the UMC. The California Code of Regulations, Title 25, Division 1, Chapter 3, Subchapter 2, Article 2, Subarticle 1, Section 4050, implementing the Manufactured Housing Act of 1980 (Health and Safety Code Section 18000 *et seq.*) requires all new manufactured homes (manufactured after June 15, 1976) to be subject to the federal Manufactured Home Procedural and Enforcement Regulations and Construction and Safety Standards. In addition, Health and Safety Code Section 18025 requires that all manufactured homes and mobilehomes manufactured after June 15, 1976, to comply with the National Manufactured Housing and Safety Standards Act of 1974 (42 U.S.C. Section 5401 *et seq.*). The Act includes references and standards incorporated by reference for construction of manufactured homes, including appliances.

#### **CAC Recommendation (if applicable):**

TBD

#### **Agency Response:**

TBD

## **ITEM 11**

### **CHAPTER 10, BOILERS AND PRESSURE VESSELS**

**Rationale:** HCD proposes to adopt Chapter 10, Boilers and Pressure Vessels, from the 2021 Uniform Mechanical Code into the 2022 California Mechanical Code and bring forward existing California amendments. The existing amendments are being brought forward from the 2019 California Mechanical Code into the 2022 California Mechanical Code without modification and with no intended change in regulatory effect.

#### **1001.2 Boiler Rooms and Enclosures.**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. The amendment provides a correct reference to the CBC.

#### **CAC Recommendation (if applicable):**

TBD

#### **Agency Response:**

TBD



## ITEM 12 CHAPTER 11, REFRIGERATION

**Rationale:** HCD proposes to adopt Chapter 11 from the 2021 Uniform Mechanical Code into the 2022 California Mechanical Code without amendment. TBD

### 1104.6 Flammable Refrigerants.

**Rationale:** TBD

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

## ITEM 13 CHAPTER 12, HYDRONICS

**Rationale:** HCD proposes to adopt Chapter 12, Hydronics, from the 2021 Uniform Mechanical Code into the 2022 California Mechanical Code with new and existing California amendments. The existing amendments are being brought forward from the 2019 California Mechanical Code into the 2022 California Mechanical Code without modification and with no intended change in regulatory effect. HCD proposes to repeal amendments to sections that will be amended by the California Energy Commission.

### 1205.2 Pressure Testing.

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. The amendment provides a note to the code user that cross-linked polyethylene-aluminum-cross-linked polyethylene (PEX-AL-PEX) is not allowed for use in potable water supply systems pursuant to the CPC (*Table 604.1; Sections 604.13, 605.10, 605.10.1, 605.10.1.1*).

The use of PEX (cross-linked polyethylene) was approved for use in residential water supply systems in the 2007 California Plumbing Code through a formal rulemaking process, which also included significant documentation, including compliance with the California Environmental Quality Act. PEX-AL-PEX material was not considered for use or addressed by environmental documents and is still unapproved for water supply use in California.

### 1211.6 Cross-Linked Polyethylene/Aluminum/Cross-Linked Polyethylene (PEX-AL-PEX) Pipe.

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. The amendment provides a note to the code user that cross-linked polyethylene-aluminum-cross-linked polyethylene (PEX-AL-PEX) is not allowed for use in potable water supply systems, pursuant to the CPC (*Table 604.1; Sections 604.13, 605.10, 605.10.1, 605.10.1.1*).

The use of PEX (cross-linked polyethylene) was approved for use in residential water supply systems in the 2007 California Plumbing Code through a formal rulemaking process, which also included significant documentation, including compliance with the California Environmental Quality Act. PEX-AL-PEX material was not considered for use or addressed by environmental documents and is still unapproved for water supply use in California.

### **1217.5.2 Insulation**

**Rationale:** HCD proposes to repeal the amendment to the above referenced section. The California Energy Commission will be amending any sections requiring modification to align with the California Energy Code (Part 6). Therefore, HCD's amendment is no longer needed.

### **1217.7 (formerly 1217.5.4) Wall and Ceiling Panels.**

**Rationale:** HCD proposes to repeal the amendment to the above referenced section. The California Energy Commission will be amending any sections requiring modification to align with the California Energy Code (Part 6). Therefore, HCD's amendment is no longer needed.

### **1220.4.5 (formerly 1220.2.5) Insulation.**

**Rationale:** HCD proposes to repeal the amendment to the above referenced section. The California Energy Commission will be amending any sections requiring modification to align with the California Energy Code (Part 6). Therefore, HCD's amendment is no longer needed.

#### **CAC Recommendation (if applicable):**

TBD

#### **Agency Response:**

TBD

## **ITEM 14**

### **CHAPTER 13, FUEL GAS PIPING**

**Rationale:** HCD proposes to adopt Chapter 13 from the 2021 Uniform Mechanical Code into the 2022 California Mechanical Code without amendment.

#### **CAC Recommendation (if applicable):**

TBD

#### **Agency Response:**

TBD

## **ITEM 15**

### **CHAPTER 14, PROCESS PIPING**

**Rationale:** HCD proposes to NOT adopt Chapter 14 from the 2021 Uniform Mechanical Code.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 16**

**CHAPTER 15, SOLAR ENERGY SYSTEMS**

**Rationale:** HCD proposes to adopt Chapter 15, Solar Energy Systems, from the 2021 Uniform Mechanical Code into the 2022 California Mechanical Code and bring forward existing California amendments. The existing amendments are being brought forward from the 2019 California Mechanical Code into the 2022 California Mechanical Code without modification and with no intended change in regulatory effect.

**1502.0 General.**

**Rationale:** HCD proposes to bring forward the above referenced California amendment without modification. The existing amendment has been brought forward from the 2019 CMC into the 2022 CMC with no intended change in regulatory effect.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 17**

**CHAPTER 16, STATIONARY POWER PLANTS**

**Rationale:** HCD proposes to adopt Chapter 17 from the 2021 Uniform Mechanical Code into the 2022 California Mechanical Code without amendment.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 18**

**CHAPTER 17, REFERENCED STANDARDS**

**Rationale:** HCD proposes to adopt Chapter 17 from the 2021 Uniform Mechanical Code into the 2022 California Mechanical Code without amendment.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 19**

**APPENDIX A, RESIDENTIAL PLANS EXAMINER REVIEW FORM FOR HVAC SYSTEM DESIGN, (Loads, Equipment, Ducts) [ACCA]**

**Rationale:** HCD proposes to NOT adopt Appendix A from the 2021 Uniform Mechanical Code.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 20**

**APPENDIX B, PROCEDURES TO BE FOLLOWED TO PLACE GAS EQUIPMENT IN OPERATION**

**Rationale:** HCD proposes to NOT adopt Appendix B from the 2021 Uniform Mechanical Code.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 21**

**APPENDIX C, INSTALLATION AND TESTING OF OIL (LIQUID) FUEL-FIRED EQUIPMENT**

**Rationale:** HCD proposes to NOT adopt Appendix C from the 2021 Uniform Mechanical Code.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 22**

**APPENDIX D, FUEL SUPPLY: MANUFACTURED/MOBILE HOME PARKS AND RECREATIONAL VEHICLE PARKS**

**Rationale:** HCD proposes to NOT adopt Appendix D from the 2021 Uniform Mechanical Code.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 23**  
**APPENDIX E, SUSTAINABLE PRACTICES**

**Rationale:** HCD proposes to NOT adopt Appendix E from the 2021 Uniform Mechanical Code.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 24**  
**APPENDIX F, GEOTHERMAL ENERGY SYSTEMS**

**Rationale:** HCD proposes to NOT adopt Appendix F from the 2021 Uniform Mechanical Code.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 25**  
**APPENDIX G, SIZING OF VENTING SYSTEMS AND OUTDOOR COMBUSTION AND VENTILATION OPENING DESIGN**

**Rationale:** HCD proposes to continue to NOT adopt Appendix G (formerly Appendix F) from the 2021 UMC.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

**ITEM 26**  
**APPENDIX H, EXAMPLE CALCULATION OF OUTDOOR AIR RATE**

**Rationale:** HCD proposes to NOT adopt Appendix H from the 2021 Uniform Mechanical Code.

**CAC Recommendation (if applicable):**

TBD

**Agency Response:**

TBD

## **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).

TBD

## **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.

TBD

## **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.

TBD

## **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.

TBD

## **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.

TBD

## **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 Department of Housing and Community Development 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.  
TBD
- B.** The creation of new businesses or the elimination of existing businesses within the State of California.  
TBD

- C. The expansion of businesses currently doing business within the State of California.  
TBD
- D. The benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment.  
TBD

**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.

TBD

**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.

TBD