

MEMORANDUM OF UNDERSTANDING
NON-EXCLUSIVE DISTRIBUTION AGREEMENT
Guide to the 2016 California Green Building Standards Code – Nonresidential

I. INTRODUCTION AND BACKGROUND

The California Code of Regulations, Title 24, Part 11, contains the California Green Building Standards Code, commonly known as CALGreen. CALGreen is a first-in-the nation state-adopted green building code. The 2008 CALGreen was a voluntary code approved by the California Building Standards Commission (CBSC) in January 2008 with an effective date of August of 2009. During the 2009-10 Fiscal Year, the CBSC approved the 2010 version to be mandatory throughout the state. The CALGreen works in harmony with California's other mandatory construction codes in Title 24 to improve public health, safety and general welfare by enhancing the design and construction of homes and buildings in California. The regulations in CALGreen mandate the use of building concepts which reduce negative environmental impact and encouraging sustainable construction practices in the areas of planning and design, energy efficiency, water efficiency and conservation, material conservation and resource efficiency and environmental quality. Substantial rulemaking cycles have occurred in 2013 and currently in 2016 which resulted in enhanced CALGreen regulations.

To assist local governments, design professionals and the building industry to implement and enforce the CALGreen requirements, CBSC, in cooperation with ICC produces a CALGreen Guide as a companion to the CALGreen Code. A CALGreen Guide has been produced for each edition of the CALGreen Code; 2008, 2010 and 2013. The content of the guide provides information as to the application and use of the California Green Building Standards Code. It is critical to understand that this code is enforceable throughout California and applies to most new building design and construction beginning on January 1, 2017.

II. PARTIES

The Publication Agreement (contract 3187607) for the 2016 California Building Standards Codes including CALGreen was entered into by and between CBSC, 2525 Natomas Park Drive, Suite 130, Sacramento, Ca and the International Code Council (ICC), 3060 Saturn Street, Suite 100, Brea CA on May 1, 2016.

III. PURPOSE

The purpose of this MOU is to authorize ICC a license to make available the 2016 CALGreen Guide both electronically and in printed form to the public. The guide is a derivative product of the CALGreen Code, published to assist in the implementation of CALGreen, as stated in the publishing agreement; Exhibit A, section 4. Performances, subsection A. Grant of Licenses; Ownership. This Memorandum of Understanding (MOU) supports the publication of the 2016 CALGreen Guide.

IV. AGREEMENT

The parties agree as follows:

1. CBSC grants to ICC a license to:
 - (a) Make the 2016 CALGreen Guide available electronically as a download, free of charge, free of charge on ICC's website www.iccsafe.org;
 - (b) Make printed versions of the 2016 CALGreen Guide available for a nominal fee; and
 - (c) Utilize content from the 2016 CALGreen Code to create derivative products (CALGreen Guide) to further support the distribution and the effective use of CALGreen.
2. ICC shall provide CBSC with 20 printed copies of the 2016 CALGreen Guide to the following address:

California Building Standards Commission
2525 Natomas Park Drive, Ste. 130
Sacramento, CA 95833

V. CONTACTS

The primary points of contact for carrying out the provisions of this MOU are:

- California Building Standards Commission, Executive Director:
Mia Marvelli
- International Code Council, Executive Vice President & Director of Business Development: Mark A. Johnson

VI. APPROVALS

IN WITNESS WHEREOF, the parties have executed this MOU as the date first above written.

Signature _____ Date: _____

Mark A. Johnson, Executive Vice President & Director of Business Development, ICC

Signature _____ Date: _____

Mia Marvelli, Executive Director, CBSC