TATE OF CALIFORNIA - GENERAL SERVICES PROGUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST IN CALIFORNIA STATE CONTRACTS REGISTER)

TD. 821 (REV. 10/2006)

Government Code Section 14825 (et seq.) requires that all agreements entered into by state agencies for services shall be published in the California State Contracts Register (CSCR), unless exempted. Agreements which have been exempted by Department of General Services shall be listed in the CSCR.

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YPE OF REQUEST (Check one) NON-COMPETITIVELY BID (M CONTRACT JUSTIFICATION (NON-	PE IT/TELECOM RELATED SERVICE	IT/TELECOM RELATED SERVICES
DEPARTME	ENTAL CONTACT INFORM	ATION	AG	ENCY BILLING CODE	30140
	PLEASE TYPE		CONTRA	ACT DESCRIPTION	
NAME: Katrina Benny DEPARTMENT: California Building Standards Commission DIVISION: NAME: Katrina Benny C-11 Publication contract for the publication of the 2016 to edition of the California Code of Regulations, Title 2					
ADDRESS: 2525 Nato	omas Park Dr. Ste 130				
CITY, STATE, ZIP. Sacramen	to, CA 95833		1	IONE NUMBER (Not CALNET-Include	Area Code)
ONTRACT NUMBER	AMENDMENT NUMBER (II Applicable)	CONTRACT AMOUNT	\$ 0.00	AMENDMENT AMOUNT (# Applicable)	CONTRACT PERIOD 07/01/2015 - 12/31/2019
PROVIDE CONTRACTOR'S	CONTRACTOR'S NAME National Fire Protection A	Association			FEDERAL EMPLOYER IDENTIFICATION NUMBER
NAME AND ADDRESS ONLY IF A NON- COMPETITIVELY BID	CONTRACTOR'S ADDRESS (Number 1 Batterymarch Park	r, Street)			
NCB) CONTRACT IS PROPOSED	(City, State, ZIP Code) Quincy, MA 02169-747	1			
An ex	emption from advertising Disabled Veteran Bu			tracts Register is not ar participation goal attain	
EXEMPTION JUSTIFICATION (Attach					-

The California Electrical Code (California Code of Regulations, Title 24, Part 3), is based on a model code, the National Electrical Code, NEC). The California Electrical Code includes both provisions of the NEC and amendments to the NEC.

The National Fire Protection Association (NFPA) owns the copyrights to the NEC; therefore, NFPA must be the publisher of the California Electrical Code, if it is going to contain both NEC provisions and California's amendments to the NEC. If NFPA is not the publisher, California's amendments to the NEC cannot be published with the provisions adopted by California. The building industry found the latter to be inworkable.

UTHORIZEÓ SIGNATURE		PROCUREMENT DIVISION USE ONLY			
9		ACTION TAKEN ON REQUE APPROVED		(See Below)	
ELEPHONE NUMBER	DATE SIGNED	ANTHURIZED SIGNATURE	***********	DATE SIGNED ,	
CALNET 26-31-09/6	प्रतिहास के प्रतिकार के प	CHREWENT	and the second	7/22/15	
SEND TO:		COMMENTS	*		
NAME:	IMS CODE				
DEPARTMENT OF GENERAL SER	IVICES Z-1	2 6 2015			
DIVISION: PROCUREMENT DIVISION					
ADDRESS: 707 THIRD ST., Second Floor					
CITY, STATE, ZIP- WEST SACRAMENTO, CA. 95605	RE(EIVED			
L.	Lawrence and the second		ı		

040

For PD Use only NCB #: 6370

NON-COMPETITIVELY BID (NCB) CONTRACT JUSTIFICATION

For use on all information technology (iT) and non-iT goods and services acquisitions. Attach to Std. 65, Std. 66 or Std. 821, as applicable.

This justification document consists of two (2) pages. All information must be provided and all questions must be answered. The "Required Approvals" section must include a date for each signature, as appropriate

						ent Infor	nation	, transaction,	
Agency:					Department: DGS -				
Governmental Operation	is				California Building Standards Commission (CBSC)				
Institution (if annih-alt-)	-				(*Includes Boards, Commissions, and Associations)				
Institution (if applicable)	1								
			Depa	rtment C	onta	ct Informa	ation		
Contact/Buyers Name:						et Addres		•	
Molly Lovett						e, Suite 13	0		
Telephone:			Sacramento CA 95833						
(916) 375-1844									
FAX:						ing Addre		The strain and	
(916)					Sam	e as abov	/e		
E-Mail:									
Technical Contact Name	•				Tele	phone:		E-mail:	
Katrina Benny	•					5) 263-135	0		benny@dgs.ca.gov
		·	Regi	uired Co		t informat		1.000111101	zomy@ago.oa.gov
Contractor Name:					· · · · · · · · · · · · · · · · · · ·				
National Fire Protection	Assoc	iation	(NFPA)						
Contractor Address:									
1 Batterymarch Park, Qu									
Original Contract		Origin		Amend			-,	Has work	
Amount Excluding:**	Contr	ract An	nount:*	Amoun	t:* (if a	applicable)	Amount:*		commenced?
\$ 0.00	\$ 0.00	n					\$ N/A		Yes No
¥ 0.00	φ υ. υυ	,		\$ N/A			→ N/A (*Includes or	iginal	Have goods been acquired?
(*Includes original contract		des origin		(*Current	amendment only) contract and a		all	Yes No	
and previously approved amendments)		ot and pro ed amen			amendmer		amendments		Attach explanations for any
			· · · · · · · · · · · · · · · · · · ·	م ما المرا	current amendm				"Yes" answers.
Provide a brief description NFPA will provide services	for the	acy	ation of th	e 2016 to	ienni	oous and al edition o	of California	Code of D	ractor will provide:
(California Electrical Code)), and a	all supp	lements a	ind errata	to th	is Part	n Camorria	Code of Re	symations, Title 24, Part 3
	<u>,</u>					and Term			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
Contract Type:		Contra	ct Term:			Type of		Will this	s transaction be
Select One: Non-IT God								finance	d?
⊠ Non-IT Ser ☐ IT Goods		Begin: 0)7/01/2015 /31/2019			CMAS:		NoX	Yes
IT Service			late contra	at authorité	mi .	Master:	-	16	took the Ctatage of at
☐ IT Goods &		(service		Ct Submitt	aı	Competiti Form 42:	ve: 📋		tach the Statement of nce to the State Financial
Services	'					1 01111 42.	اسا		ace to this form
				Require	d Ap	provals		= 1 = 1	- X
Department			4		gency	/			f General Services
(/ ⊠Approved) ↑□ Denied ☑ Approved				Approved		☐ Denjed	man is a fine	🔲 Аррг	oved Denied
FILK	_	0	2/1	ufor	0	Ilas .	6/25 -	(Interest	3/28/13
Signature of Director or Desi	gnee/Da	ite	Signature of	of Agency S	ecreta	ry or Design		164	irector or Designee/Date
Esteban Almanza, Acting [Nironto:	·	100	111100-	10	DIM	-	Rical	c M. A.
Type Name of Directo		t				Secretary of			e of Director or Designee
See next page instruct	ions			See next p				TANG FACILITY	o or our or
**Excluding sales and use tax, fir	iance ch	arges, pr	ostage and l	nandling.		Remit com	pleted form to:	Procureme	nt Division

Shipping charges are also excluded from the dollar threshold limits unless the shipping charge is included in the evaluation such as Free On Board (FOB) Origin, Freight Collect or FOB Destination

Intake and Analysis Unit 707 Third Street, 2nd Floor, MS201 West Sacramento, CA 95605

Department of General Services
Procurement Division
GCPD-09-007 (New 11/09)

Signature Instructions for Agencies with an Agency Secretary

This form requires approval by Agency Secretary or Agency Undersecretary and the department director or designee. The Agency Secretary may designate one person, in addition to Agency Undersecretary, to sign on his/her behalf, of cabinet officer level (e.g., Assistant Undersecretary, Deputy Secretary, etc., the actual title is dependent upon the Agency's organizational structure). The department director may delegate review and approval authority to his/her deputy directors and/or the Procurement and Contracting Officer. The director's designee shall send ratification notification to their director upon the designee's approval of the NCB transaction. The typed name and signature must match for both signatures.

Signature instructions for Agencies that do not have an Agency Secretary

This form requires approval by the highest ranking executive officer or designee. The highest ranking officer may designate one person to sign on his/her behalf subject to DGS approval. The highest ranking officer may delegate review and approval authority to his/her deputy directors and/or the Procurement and Contracting Officer. The designee shall send ratification notification to their highest ranking executive officer upon their approval of the NCB. The typed name and signature must match.

Complete responses must be provided for all of the following items.

A. THE GOOD/SERVICE REQUESTED IS RESTRICTED TO ONE SUPPLIER FOR THE REASONS STATED BELOW:

Why is the acquisition restricted to this good/service/supplier?
 (Explain why the acquisition cannot be competitively bid. Explain if this is an emergency purchase or how the supplier is the only source for the acquisition and reference the PCC that applies, i.e., 12102, 10301/10302, or 10340.

The California Electrical Code is based on a model building code, the National Electrical Code (NEC). The California Electrical Code includes both provisions of the NEC and amendments to the NEC adopted by California.

NFPA owns the copyright to the NEC; therefore, NFPA must be the publisher of the California Electrical Code if it is going to contain both NEC provisions and California's amendments to the NEC. If NFPA is not the publisher, California's amendments to the NEC could not be published with the provisions of the NEC adopted by California.

2. Provide the background of events leading to this acquisition.

Throughout most of the 1980s, California published only the amendments it made to model building codes, using the Office of State publishing as the publisher. The building industry did not like having to refer back-and-forth between model code books and books containing California's amendments to model codes. Therefore, in 1989, publication agreements were entered into, pursuant to Health and Safety Code Section 18928.1, so that California's amendments could be published with the model codes they amended.

3. Describe the uniqueness of the acquisition (why was the good/service/supplier chosen?)

NFPA owns the copyright to the model building code upon which the California Electrical Code is based. Therefore, NEC must be the publisher of the California Electrical Code if it is going to contain both NEC provisions and California's amendments to the NEC.

4. What are the consequences of not purchasing the good/service or contracting with the proposed supplier?

If the commission does not contract with NFPA to publish the California Electrical Code, it will not be able to have the NEC provisions adopted by California published with California's amendments to the NEC. The publishing situation will return to that which existed in the 1980s where California's amendments to model codes were not published with the model codes they amended. This was something the building industry found problematic.

5. What market research was conducted to substantlate no competition, including evaluation of other items considered?

NEPA owns the copyright to the NEC, which is the model building code upon which the California Electrical Code is based. Therefore, NEPA must be the publisher of the California Electrical Code if it is going to contain both NEC provisions and California's amendments to the NEC. If the commission does not contract with NEPA, it will not be able to have the NEC provisions adopted by California published with California's amendments to the NEC. The building industry found the latter to be unworkable.

STATE OF CALIFORNIA- GENERAL SERVICES PROCUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST IN CALIFORNIA STATE CONTRACTS REGISTER)

ITD, 821 (REV. 10/2006)

Government Code Section 14825 (et seq.) requires that all agreements entered into by state agencies for services shall be published in the California State Contracts Register (CSCR), unless exempted. Agreements which have been exempted by Department of General Services shall be listed in the CSCR.

YPE OF REQUEST (Check one) NON-COMPETITIVELY BID (NO CONTRACT JUSTIFICATION (s	EXEMP		SERVICE TY	PE IT/TELECOM RELATED SERVICE	IT/TELECOM RELATED SERVICES
DEPARTME	NTAL CONTACT INFORM	IATION	AGI	ENCY BILLING CODE	30140
DIVISION;	Building Standards Comm mas Park Dr. Ste 130	ission C-11	Public edition 9 and	n of the California Code (10. ONE NUMBER (Not CALNET-Include	olication of the 2016 triennial of Regulations, Title 24, Parts 2, 2.5,
ONTRACT NUMBER	AMENDMENT NUMBER (# Applicable)	CONTRACT AMOUNT	\$ 0.00	63-1350 AMENDMENT AMOUNT (# Applicable)	CONTRACT PERIOD 07/01/2015 ~ 12/31/2019
PROVIDE CONTRACTOR'S NAME AND ADDRESS ONLY IF A NON- COMPETITIVELY BID	International Code Counce CONTRACTOR'S ADDRESS (Number 5203 Leesburg Pike, Suit	r, Street)			FEDERAL EMPLOYER IDENTIFICATION NUMBER
NCB) CONTRACT IS PROPOSED	(City, State, ZIP Code) Falls Church, VA, 22041	-3405			-
An exe	emption from advertising Disabled Veteran Bu dditional sheets if necessary)	in the California S siness Enterprise	tate Con (DVBE)	tracts Register is not ar participation goal attain	n exemption from ment.

The California Building Code (California Code of Regulations, Title 24, Part 2), California Residential Code (California Code of Regulations, litle 24, Part 2.5), California Fire Code (California Code of Regulations, Title 24, Part 9), and California Existing Building Code (California Code of Regulations, Title 24, Part 10), are based on four model codes, the International Building Code, International Residential Code, nternational Fire Code and the International Existing Building Code, respectively. The California codes include both provisions of the model odes and amendments to those codes adopted by California.

The International Code Council (ICC) owns the copyrights to these model codes; therefore, ICC must be the publisher of these California codes, if they are each going to contain model code provisions and California amendments to the model codes. If ICC is not the publisher, alifornia's amendments to the model codes cannot be published with the model codes provisions adopted by California. The building industry ound the latter to be unworkable.

UTHORIZED SIGNATURE	•		EMENT DIVISION USE ONLY
		ACTION TAKEN ON REQUEST APPROVED	DENIED (See Below)
ELEPHQNE-NUMBER	DATE SIGNED	AUZHORIZED SIGNATURE	DATE SIGNED
CALNET 263-0916	5-63-45-	No.	7/22/15
SEND TO:	DGS-PR	DEMENSIEN	A
NAME:	IMS CODE		
DEPARTMENT OF GENERAL S	ERVICES Z-1	a e sair	
DIVISION: PROCUREMENT DIVISION	JUN	2 6 2015	
ADDRESS: 707 THIRD ST., Second Floor			
CITY, STATE, ZIP: WEST SACRAMENTO, CA 956	05 RE	CEIVED	
No. of the second secon			•

STATE OF CALIFORNIA - GENERAL SERVICES PROCUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST

(IN CALIFORNIA STATE CONTRACTS REGISTER)

3TD, 821 (REV. 10/2006) REVERSE

INSTRUCTIONS

An exemption from advertising in the California State Contracts Register is not an exemption from Disabled Veteran Business Enterprise (DVBE) participation goal attainment.

- 1. Submit the original and one copy of the completed form and all supporting documents to the Department of General Services, Procurement Division for review and action. (Attach completed, NCB Contract Justification form as applicable.)
- 2. All applicable elements of the Justification form must be completed or the request may be denied.
- 3. Do not provide the name and address of the proposed contractor unless the request is to enter into a contract on a non-competitively bid basis.
- 4. All requests must include comprehensive justification.
- 5. Non-competitively bid contract justifications must include a narrative of the efforts made to secure similar services from other sources. Refer to the State Contracting Manual Section 5.70.

GENERAL INFORMATION

It is required by statute that State agencies advertise and bid all contracts for services over \$5,000. It is the agency's responsibility to develop and adopt contracting procedures which maximize competition and effect timely and proper contract award and execution.

The STD. 821, Contract Advertising Exemption Request, allows the Department of General Services to exempt agencies from these requirements when such action is justified.

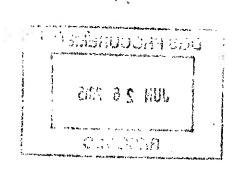
Exemption is granted by either an approved request to be exempt from advertising in the California State Contracts Register or by an approved request to enter into a contract on a non-competitively bid basis.

Definitions of Requests:

REQUEST TO BE EXEMPT FROM ADVERTISING - A bid is going to be conducted. Request is made to be exempt from the requirement of advertising in the California State Contracts Register, which is required by Government Code Section 14827 et seq. The request is made because: (1) the exemption is necessary to preserve life or state property, or (2) there is an interest to the State that is so compelling that the agency believes an exemption is warranted.

REQUEST FOR NCB CONTRACT - Request is made to be exempt from competitive bidding because: (1) there is only one supplier that can perform the service, or (2) there is an interest to the State that is so compelling that the agency believes it warrants forgoing the competitive process per Public Contract Code Sections 10348 and 10380.

Refer to the State Contracting Manual for additional information.



04j

For PD Use only NCB #: 63

NON-COMPETITIVELY BID (NCB) CONTRACT JUSTIFICATION

For use on all information technology (IT) and non-IT goods and services acquisitions.

Attach to Std. 65, Std. 66 or Std. 821, as applicable.

This justification document consists of two (2) pages. All information must be provided and all questions must be answered. The "Required Approvals" section must include a date for each signature, as appropriate for the transaction.

	Requesting Department Information												
Agency:				Department: DGS -									
Governmental Operation	ns			California Building Standards Commission (CBSC)									
				(*Includes Boards, Commissions, and Associations)									
Institution (if applicable):													
		Depa	ertment C	ontact inform									
Contact/Buyers Name:				Street Address									
Molly Lovett				2525 Natoma)						
Telephone:				Sacramento CA 95833									
(916) 375-1844													
FAX:				Mailing Addre									
(916)				Same as above	ve								
E-Mail:													
Technical Contact Name				T-lambana.		1							
Katrina Benny	ļē			Telephone:	-0	E-mail:							
Nagina Denny		Dog		(916) 263-135 tract informa		Katrina.t	enny@dgs.ca.gov						
Contractor Name:		Keq	uirea Con	itraet intorma	tion								
International Code Coun	eil (ICC)												
Contractor Address:	ca (ICC)												
5203 Leeburg Pike, Suite	600 Falls (Shurch Vi	rainia 226	M1 240E									
ozoo zoobarg i ixo, care	, doo, i allo c	viiureii, vi	I SIIII E E E	/ + 1-3403									
Original Contract	Total Origin	nai	Amendn	aont	Amand	ed Contract	Line						
Amount Excluding:**	Contract A			* (if applicable)	Amount	1	Has work						
This daily Excidentify.	OOIIII BULA	mount.	Ainount	(ii abbiicabie)	Amoun	L.	commenced? ☐ Yes ⊠ No						
\$ 0.00	\$ 0.00		è NI/A	ļ	\$ N/A								
	7 0.00		\$ N/A		(*Includes	original	acquired?						
(*Includes original contract	(*Includes origi		(*Current a	mendment only)	contract a	nd all	☐ Yes ☒ No						
and previously approved amendments)	contract and property approved american					nts, including nendment)	Attach explanations for any						
<u> </u>		.,	Later Property Const.			, ,	"Yes" answers.						
Provide a brief description	on or the acc	uisition,	ncluding	all goods and	l/or servi	ces the contr	actor will provide:						
ICC will provide services for	or the publica	tion of the	2016 trien	inial edition of	California	Code of Regu	ıl a tions, Title 24, Parts 2						
(CA Building Code), 2.5 (Cerrata to these Parts.	A Residentia	i Code), 9	(CA Fire (30de), 10 (CA	Existing E	Building), and a	all supplements and						
circle to these raits.			ontroot T	una and Tarre									
Contract Type:	Contr	act Term:	Officact	ype and Term		\$4,2212 412	47						
Select One: Non-IT God	nds	act renni.		Type of	Award:	1	transaction be						
Non-IT Ser		07/01/2015		CMAS:	[7]	finance							
☐ IT Goods	- 0	2/31/2019		Master:	H	No_X_	Yes						
☐ IT Service	Explain	late contra	ct submitta		ve:	If ves. att	ach the Statement of						
☐ IT Goods &		es only):		Form 42:	H		Compliance to the State Financial						
Services							ace to this form						
				Approvals									
Department				ency			General Services						
Approved C	Denled	X	Approved	Denied		★ Approx	ved Denied						
Catal. 1 1	~ ~	1011	1816	Mary 6	1150		1261						
Signature of Director or Desi	gnee/Date			ecretary or Designe		Signature of Dis	ector or Designee/Date						
			/\			Signature of Diff	errol of Designations(6						
Esteban Almanza, Acting [Jel	11/11/6	CSDIM		17,000s	G. Mandina						
Type Name of Directo See next page instruct				gency Secretary o	г	Type Name	of Director or Designee						
		netane and i	See next pag		lated form	B	See next page instructions See next page instructions See next page instructions Requirement Division Requirement Division						

Shipping charges are also excluded from the dollar threshold limits unless the shipping charge is included in the evaluation such as Free On Board (FOB) Origin, Freight Collect or FOB Destination

Procurement Division Intake and Analysis Unit 707 Third Street, 2nd Floor, MS201 West Sacramento, CA 95605



Department of General Services Procurement Division GSPD-09-007 (New 11/09)

Signature Instructions for Agencies with an Agency Secretary

This form requires approval by Agency Secretary or Agency Undersecretary and the department director or designee. The Agency Secretary may designate one person, in addition to Agency Undersecretary, to sign on his/her behalf, of cabinet officer level (e.g., Assistant Undersecretary, Deputy Secretary, etc., the actual title is dependent upon the Agency's organizational structure). The department director may delegate review and approval authority to his/her deputy directors and/or the Procurement and Contracting Officer. The director's designee shall send ratification notification to their director upon the designee's approval of the NCB transaction. The typed name and signature must match for both signatures.

Signature Instructions for Agencies that do not have an Agency Secretary

This form requires approval by the highest ranking executive officer or designee. The highest ranking officer may designate one person to sign on his/her behalf subject to DGS approval. The highest ranking officer may delegate review and approval authority to his/her deputy directors and/or the Procurement and Contracting Officer. The designee shall send ratification notification to their highest ranking executive officer upon their approval of the NCB. The typed name and signature must match.

Complete responses must be provided for all of the following items.

A. THE GOOD/SERVICE REQUESTED IS RESTRICTED TO ONE SUPPLIER FOR THE REASONS STATED BELOW:

1. Why is the acquisition restricted to this good/service/supplier?
(Explain why the acquisition cannot be competitively bid. Explain if this is an emergency purchase or how the supplier is the only source for the acquisition and reference the PCC that applies, i.e., 12102, 10301/10302, or 10340.

The California Building Code (CBC), California Residential Code (CRC), California Fire Code (CFC), and California Existing Building (CEBC) will be based on four model building codes, the International Building Code (IBC), the International Residential Code (IRC), the International Fire Code (IFC), and the International Existing Building Code (IEBC), respectively. The California codes include both provisions of the model codes and amendments to those codes adopted by California.

ICC owns the copyrights to these model codes; therefore, ICC must be the publisher of the CBC, CRC, CFC, and CEBC if they are each to going to contain model code provisions and California's amendments to the model codes. If ICC is not the publisher, California's amendments to the IBC, IFC, and IEBC could not be published with the IBC, IFC, and IEBC provisions adopted by California.

2. Provide the background of events leading to this acquisition.

Throughout most of the 1980s, California published only the amendments it made to the model building codes, using the Office of State Publishing as the publisher. The building industry did not like having to refer back-and-forth between model code books and books containing California's amendments to the model codes. Therefore, in 1989, publication agreements were entered into, pursuant to Health and Safety Code Section 18928.1, so that California's amendments could be published with the model codes they amended.

3. Describe the uniqueness of the acquisition (why was the good/service/supplier chosen?)

ICC owns the copyrights to the model building codes upon which the CBC, CRC, CFC, and CEBC are based. Therefore, ICC must be the publisher of these California building codes if they are each going to contain model code provisions and California's amendments to the model codes.

4. What are the consequences of not purchasing the good/service or contracting with the proposed supplier?

If the commission does not contract with ICC to publish the CBC, CRC, CFC, and CEBC, it will not be able to have the model codes adopted by California published with California's amendments to those model codes. The publishing situation will return to that which existed in the 1980s when California's amendments to the model codes were not published with the model codes they amended. This was something the building industry found problematic.

5. What market research was conducted to substantiate no competition, including evaluation of other items considered?

ICC owns the copyrights to the model building codes upon which the CBC, CRC, CFC, and CEBC are based. Therefore, ICC must be the publisher of the CBC, CFC, and CEBC if they are each to going to contain model code provisions and California's amendments to the model codes. If the commission does not contract with ICC, it will not be able to have the model codes adopted by California published with California's amendments to these model codes. The building industry found the latter to be unworkable.

ITATE OF CALIFORNIA- GENERAL SERVICES PROCUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST IN CALIFORNIA STATE CONTRACTS REGISTER)

TD. 821 (REV. 10/2006)

Government Code Section 14825 (et seq.) requires that all agreements entered into by state agencies for services shall be published in the California State Contracts Register (CSCR), unless exempted. Agreements which have been exempted by Department of General Services shall be listed in the CSCR.

YPE OF REQUEST (Check one) NON-COMPETITIVELY BID (NO CONTRACT JUSTIFICATION (a			SERVICE TV	PE IT/TELECOM RELATED SERVICE	NOSTUS72
	NTAL CONTACT INFORM			ENCY BILLING CODE	30140
	PLEASE TYPE		CONTR	ACT DESCRIPTION	
NAME: Katrina Bo	enny Building Standards Commi	ission MS CODE C-11	editio	cation contract for the pub on of the California Code on t), 8, 11, and 12.	plication of the 2016 triennial of Regulations, Title 24, Parts 1, 6, 7
ADDRESS: 2525 Nato	mas Park Dr. Ste 130		1		
CITY, STATE, ZIP: Sacrament	to, CA 95 833			HONE NUMBER (Not CALNET-Include 263-1350	Area Code)
ONTRACT NUMBER	AMENDMENT NUMBER (II Applicable)	CONTRACT AMOUNT	\$ 0.00	AMENDMENT AMOUNT (# Applicable)	CONTRACT PERIOD 07/01/2015 - 12/31/2019
ROVIDE	CONTRACTOR'S NAME	1400			FEDERAL EMPLOYER IDENTIFICATION
ONTRACTOR'S NAME AND ADDRESS ONLY IF A NON- COMPETITIVELY BID NCB) CONTRACT IS	International Code Counci CONTRACTOR'S ADDRESS (Number, 5203 Leesburg Pike, Suite (City, State, ZIP Code)	Street)			NUMBER
PROPOSED	Falls Church, VA, 22041-	3405			
	emption from advertising I Disabled Veteran Bus	in the California S siness Enterprise	tate Cor (DVBE)	itracts Register is not an participation goal attain	exemption from
XEMPTION JUSTIFICATION (Attach a	additional sheets if necessary)				
California Code of Regulations, The California Code of Regulation, and the California Ref	ations, Title 24, Part 8), California Cod erenced Standards Code (Co	le of Regulations, ifornia Green Build alifornia Code of R	l'itle 24, ding Star Regulation	Part 7 - Vacant), Californi Idards Code (California C Ins, Title 24, Part 12) are r	ode of Regulations, Title 24, Part not based on model building codes.
nowever, in an advice lette	r dated June 6, 2001, from	the Department of	Justice.	it was stated that, "if it obt	ains the appropriate administrative

lowever, in an advice letter dated June 6, 2001, from the Department of Justice, it was stated that, "if it obtains the appropriate administrative pprovals, the [California Building Standards] Commission may arrange for publication of [all parts of] the [California] Building Standards Code on a sole-source basis."

The reasoning given was that it may be more cost effective and there would be more uniformity if the non-model code based parts were sublished by one of the model code publishers publishing the model code based parts.

UTHORIZED SIGNATURE		PROCUF ACTION TAKEN ON REQUEST APPROVED	DENIED	USE ONLY (See Below)
CALNET 263-0314	DATE SIGNED	AUTHORIZED SIGNATURE		DATE SIGNED
DEPARTMENT OF GENERAL SER DIVISION: PROCUREMENT DIVISION ADDRESS: 707 THIRD ST., Second Floor WEST SACRAMENTO, CA 95605	VICES Z-1	6 2015		

STATE OF CALIFORNIA- GENERAL SERVICES PROCUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST

(IN CALIFORNIA STATE CONTRACTS REGISTER)

9TD. 821 (REV. 10/2006) REVERSE

INSTRUCTIONS

An exemption from advertising in the California State Contracts Register is not an exemption from Disabled Veteran Business Enterprise (DVBE) participation goal attainment.

- 1. Submit the original and one copy of the completed form and all supporting documents to the Department of General Services, Procurement Division for review and action. (Attach completed, NCB Contract Justification form as applicable.)
- 2. All applicable elements of the Justification form must be completed or the request may be denied.
- 3. Do not provide the name and address of the proposed contractor unless the request is to enter into a contract on a non-competitively bid basis.
- 4. All requests must include comprehensive justification.
- 5. Non-competitively bid contract justifications must include a narrative of the efforts made to secure similar services from other sources. Refer to the State Contracting Manual Section 5.70.

GENERAL INFORMATION

It is required by statute that State agencies advertise and bid all contracts for services over \$5,000. It is the agency's responsibility to develop and adopt contracting procedures which maximize competition and effect timely and proper contract award and execution.

The STD. 821, Contract Advertising Exemption Request, allows the Department of General Services to exempt agencies from these requirements when such action is justified.

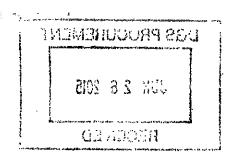
Exemption is granted by either an approved request to be exempt from advertising in the California State Contracts Register or by an approved request to enter into a contract on a non-competitively bid basis.

Definitions of Requests:

REQUEST TO BE EXEMPT FROM ADVERTISING - A bid is going to be conducted. Request is made to be exempt from the requirement of advertising in the California State Contracts Register, which is required by Government Code Section 14827 et seq. The request is made because: (1) the exemption is necessary to preserve life or state property, or (2) there is an interest to the State that is so compelling that the agency believes an exemption is warranted.

REQUEST FOR NCB CONTRACT - Request is made to be exempt from competitive bidding because: (1) there is only one supplier that can perform the service, or (2) there is an interest to the State that is so compelling that the agency believes it warrants forgoing the competitive process per Public Contract Code Sections 10348 and 10380.

Refer to the State Contracting Manual for additional information.



042

For PD Use only NCB #: 63 13.

NON-COMPETITIVELY BID (NCB) CONTRACT JUSTIFICATION

For use on all information technology (IT) and non-IT goods and services acquisitions.

Attach to Std. 65, Std. 66 or Std. 821, as applicable.

This justification document consists of two (2) pages. All information must be provided and all questions must be answered. The "Required Approvals" section must include a date for each signature, as appropriate for the transaction.

		Reque		rtment Infor				
Agency:	•		C	Department: DGS -				
Governmental Operation	ns		0	California Building Standards Commission (CBSC)				
			(*	*Includes Boards	, Commis	sions, and Ass	sociations)	
Institution (if applicable):								
		Dane	-ton-out Co.		-4!			
Contact/Buyers Name:		Depa		ntact Informa			<u> </u>	
Molly Lovett			1.	Street Addres		Anisam Casida	400	
Telephone:				2525 Natomas Park Drive, Suite 130 Sacramento CA 95833				
(916) 376-1844			3	oacramento (-W 9000	3		
FAX:				lailing Addre				
(916)				Same as abov				
E-Mail:				aille de abut	<i>,</i> c			
E WICH.								
Technical Contact Name):		Т	elephone:		E-ma	nil:	
Katrina Benny				916) 263-135	0		na.benny@dgs.ca.gov	
		Reg		ract Informat				
Contractor Name:		··········					7,000	
International Code Coun	cil (ICC)							
Contractor Address:								
5203 Leeburg Pike, Suite	600, Falls C	hurch, Vi	rginia 2204	11-3405				
-								
Original Contract	Total Origin	al	Amendme	ment Amended Con			ct Has work	
Amount Excluding:**	Contract Ar	nount:*	Amount:*	(if applicable)	Amoui	nt:*	commenced?	
							☐ Yes ☒ No	
\$ 0.00	\$ 0.00		\$ N/A		\$ N/A		Have goods been	
(*Includes original contract	(*lestudes estat	1				s original	acquired?	
and previously approved	(*Includes origicontract and pr		(*Current am	endment only)	contract	and all ents, including	, │□ Yes	
amendments)	approved amer					mendment)	Attach explanations for any "Yes" answers.	
Provide a brief description	on of the acq	ulsition.	ncluding a	U goods and	or sen	lces the ci		
ICC will provide services for	or the publica	ion of the	2016 trienn	ial edition of	Californi	a Code of F	Regulations, Title 24, Parts 1	
(CA Building Standards Ac	ministrative C	ode), 6 (CA Energy (Code). 7 (Vac	ant). 8 (CA Historic	al Building Code) Part 11	
(CA Green Building Standa	ards Code), 1	2 (CA Rel	erenced Sta	andards Code	e), and a	Il suppleme	ents and errata these Parts.	
		C	ontract Ty	pe and Term	/ <u>/</u>			
Contract Type:	Contra	ct Term:		Type of	Award:	Will	this transaction be	
Select One: Non-IT God					·		nced?	
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☐ !T Service ☐ iT Goods &			ct submittal	Competiti	ve: 🔲		s, attach the Statement of	
Services	(service	s only):		Form 42:	L,J	Com	pliance to the State Financial etplace to this form	
			Required	Approvals	· · · · · · · · · · · · · · · · · · ·	IVIAIN	erplace to this form	
Department		**	Age			Dani	t. of General Services	
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				- Table 1973				
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Signature of Director or Desi	gnee/Date	Signature	of Agency Sec	retary or Designa	ee/Date	Signature	of Director or Designee/Date	
Esteban Almanza, Acting [lirector	100	mifer	Colotri	203		00114	
Type Name of Directo		***************************************		ency Secretary o			lame of Director or Designee	
See next page instruct	ions		See next page		•	i ype i	varie of Director of Designee	
**Excluding sales and use tax, fir	ance charges, p	ostage and	nandling.	Remit comp	leted form	nto: Procur	ement Division	

**Excluding sales and use tax, finance charges, postage and handling.

Shipping charges are also excluded from the dollar threshold limits unless the shipping charge is included in the evaluation such as Free On Board (FOB) Origin, Freight Collect or FOB Destination

Intake and Analysis Unit 707 Third Street, 2nd Floor, MS201 West Sacramento, CA 95605



Department of General Services Procurement Division GSPD-09-007 (New 11/09)

Signature Instructions for Agencies with an Agency Secretary

This form requires approval by Agency Secretary or Agency Undersecretary and the department director or designee. The Agency Secretary may designate one person, in addition to Agency Undersecretary, to sign on his/her behalf, of cabinet officer level (e.g., Assistant Undersecretary, Deputy Secretary, etc., the actual title is dependent upon the Agency's organizational structure). The department director may delegate review and approval authority to his/her deputy directors and/or the Procurement and Contracting Officer. The director's designee shall send ratification notification to their director upon the designee's approval of the NCB transaction. The typed name and signature must match for both signatures.

Signature Instructions for Agencies that do not have an Agency Secretary

This form requires approval by the highest ranking executive officer or designee. The highest ranking officer may designate one person to sign on his/her behalf subject to DGS approval. The highest ranking officer may delegate review and approval authority to his/her deputy directors and/or the Procurement and Contracting Officer. The designee shall send ratification notification to their highest ranking executive officer upon their approval of the NCB. The typed name and signature must match.

Complete responses must be provided for all of the following items.

A. THE GOOD/SERVICE REQUESTED IS RESTRICTED TO ONE SUPPLIER FOR THE REASONS STATED BELOW:

Why is the acquisition restricted to this good/service/supplier?
 (Explain why the acquisition cannot be competitively bid. Explain if this is an emergency purchase or how the supplier is the only source for the acquisition and reference the PCC that applies, i.e., 12102, 10301/10302, or 10340.

The California Building Standards Administrative Code (CBSAC), California Energy Code (CEC), California Historical Building Code (CHBC), California Green Building Standards Code (CGBSC) and California Referenced Standards Code (CRSC) are not based on model building codes. However, in an advice letter dated June 6, 2001, from the Department of Justice (DOJ), it was stated that, "If it obtains the appropriate administrative approvals, the [California Building Standards] Commission may arrange for publication of [all parts of] the [California] Building Standards Code on a sole-source basis." The reasoning given was that it may be more cost effective and there would be more uniformity if the non-model code based parts were published by one of the model code publishers publishing the model code based parts.

2. Provide the background of events leading to this acquisition.

The publication of the CBSAC, CEC, CHBC, CGBSC and CRSC was competitively bid, prior to DOJ's letter. No publisher could outbid the model code publishing organization, which bid to publish these codes for no money. After a few years, the model code publishing organization became the only bidder.

3. Describe the uniqueness of the acquisition (why was the good/service/supplier chosen?)

In an advice letter dated June 6, 2001, from DOJ, it was stated that, "if it obtains the appropriate administrative approvals, the [California Building Standards] Commission may arrange for publication of [all parts of] the [California] Building Standards Code on a sole-source basis." The reasoning was that it may be more cost effective and there would be more uniformity if the non-model code based parts were published by one of the model code publishers publishing and selling the model code based parts.

4. What are the consequences of not purchasing the good/service or contracting with the proposed supplier?

If the commission does not contract with ICC to publish the CBSAC, CEC, CHBC, CGBSC and CRSC, it will cost the state to have them published, uniformity would be lost in the publication of the California Building Standards Code, and potentially the commission would have to enter into another contract for the sale of the CBSAC, CEC, CHBC, CGBSC and CRSC, if the publisher would not also sell them.

5. What market research was conducted to substantiate no competition, including evaluation of other items considered?

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珠江E OF CALIFORNIA- GENERAL SERVICES PROCUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST IN CALIFORNIA STATE CONTRACTS REGISTER)

(TD. 821 (REV. 10/2006)

Government Code Section 14825 (et seq.) requires that all agreements entered into by state agencies for services shall be published in the California State Contracts Register (CSCR), unless exempted. Agreements which have been exempted by Department of General Services shall be listed in the CSCR.

					NO2+16373			
YPE OF REQUEST (Check one) NON-COMPETITIVELY BID (M.	CB) EXEMPT		RVICE TY					
CONTRACT JUSTIFICATION (stlach NCB) FROM AI	DVERTISING	NON	IT/TELECOM RELATED SERVICE	IT/TELECOM RELATED SERVICES			
DEPARTME	ENTAL CONTACT INFORM	ATION	AG	ENCY BILLING CODE	30140			
	PLEASE TYPE		CONTR	ACT DESCRIPTION				
NAME: Katrina Benny DEPARTMENT: California Building Standards Commission OIVISION: OVER 1 D. C. 100				Publication contract for the publication of the 2016 triennial edition of the California Code of Regulations, Title 24, Parts 4 and 5.				
	omas Park Dr. Ste 130							
CITY, STATE, ZIP: Sacramen	to, CA 95833			HÖNE NUMBER (Not CALNET-Include) 163-1350	Area Code)			
XONTRACT NUMBER	AMENDMENT NUMBER (II Applicable)	CONTRACT AMOUNT		AMENDMENT AMOUNT (# Applicable)	CONTRACT PERIOD			
		3	0.00		07/01/2015 - 12/31/2019			
PROVIDE CONTRACTOR'S NAME AND ADDRESS	International Association CONTRACTOR'S ADDRESS (Number,		Mechanical Officials (IAPMO) FEDERAL EMPLOYER IDENTIFICATION NUMBER					
ONLY IF A NON-	5001 E. Philadelphia Street							
NCB) CONTRACT IS	(City, State, ZIP Code)	1 · · · · · · · · · · · · · · · · · · ·						
PROPOSED	Ontario, CA 91761							
	emption from advertising i Disabled Veteran Bu	in the California Sta siness Enterprise (I	te Cor DVBE)	ntracts Register is not an participation goal attains	exemption from nent.			
EXEMPTION JUSTIFICATION (Attach								
The California Mechanical Code (California Code of Regulations, Title 24, Part 4), and the California Plumbing Code (California Code of Regulations, Title 24, Part 5) are based on two model building codes, the Uniform Mechanical Code, and the Uniform Plumbing Code, espectively. The California codes include both provisions of the model codes and amendments to those codes adopted by California.								
he model codes. If IAPM	sher of these California code	es, if it they are going ornia's amendments t	z to co	ntain model code provision	e two model codes; therefore, as and California's amendments to lished with the provisions adopted			

UTHORIZED SIGNATURE		*	DIVISION USE ONLY
		ACTION TAKEN ON REQUEST APPROVED	DENIED (See Below)
ELEPHONE NUMBER	DATE SIGNED	AUTHORIZED SIGNATURE	DATE SIGNED
CALNET ZGS -CST'6		8	> 2/22/15
SEND TO:	DGS PRQ	COMPEMENT	
NAME:	MS CODE		
DEPARTMENT OF GENERAL	SEDVICES		
DIVISION: PROCUREMENT DIVISION	JUN J	6 2015	
ADDRESS: 707 THIRD ST., Second Floor			
CITY, STATE, ZIP: WEST SACRAMENTO, CA 95	605	1	
	REC	LIVED	

STATE OF CALIFORNIA- GENERAL SERVICES PROCUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST (IN CALIFORNIA STATE CONTRACTS REGISTER)

3TD. 821 (REV. 10/2006) REVERSE

INSTRUCTIONS

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043

For PD Use only NCB #: 6373

NON-COMPETITIVELY BID (NCB) CONTRACT JUSTIFICATION

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		Reque	sting De	partn	nent infor	mation	_		
Agency:			i		artment:				
Governmental Operation	ns			California Building Standards Commission (CBSC) ("Includes Boards, Commissions, and Associations)					
Institution (if applicable):									
		Depa	rtment C		ct Inform				
Contact/Buyers Name:					et Addre				
Molly Lovett					5 Natoma			Suite 13	0
Telephone: (916) 376-1844			i	Sac	ramento	CA 95 83	33		
FAX:				Mail	ling Addr		-		
(916)					e as abo				
E-Mail:									
Molly.lovett@dgs.ca.gov					<u> </u>				
Technical Contact Name	1				phone:			E-mail:	
Katrina Benny	 				6) 263-13			Katrina.	benny@dgs.ca.gov
Contractor Name:		Req	uired Co	ntrac	t Informa	tion			
International Association	of Plumbin	a and Ma	abanical	Offic	iale (IADI	40)			
Contractor Address:	t Of Fidinois	g and me	Chambai	Onic	iasa (IAFT)	viO)			
5001 E. Philadelphia Stre	et, Ontario,	California	91761						
Original Contract	Total Origin		Amendr			Amend	ded C	ontract	Has work
Amount Excluding:**	Contract A	mount:*	Amount	:* (if a	applicable)	Amoui	nt:*		commenced?
\$ 0.00	\$ 0.00		d but a			\$ N/A			☐ Yes ☐ No
	4 0100		\$ N/A			(*include	s origin	al	Have goods been acquired?
(*Includes original contract and previously approved	(*Includes origi		(*Current a	amendment only) contract ar			and all		☐ Yes
amendments)	contract and pa approved ame					amendm current a			Attach explanations for any
Provide a brief description	on of the acc	uisition	ncludina	all n	oode and			,	"Yes" answers.
IAPMO will provide service	s for the pub	lication of	the 2016	trienr	nial edition	of Califo	ornia (Code of R	equiations Title 24
Parts 4 (California Mechan	ical Code) ar	nd 5 (Califo	ornia Plum	nbing	Code), ar	nd all su	pplem	ents and	errata to these Parts.
		C	ontract T	уре	and Term				
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Select One: Non-IT God Non-IT Ser		07 <i>1</i> 0412045			01140	Ė		finance	1
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☐ IT Service	Explain	late contra	ct submitte	al	Competiti			If yes att	ach the Statement of
☐ IT Goods &		es only):			Form 42:				ice to the State Financial
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Department Approved	Denied	\71		jency					General Services
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Signature of Director or Desi	gnee/Date	and the second second			ry or Design		Sign	ature of Di	rector or Designee/Date
Esteban Almanza, Acting D		Jo	riviles	0	SOUTH	,	r	الاصلا	G. Manhouse
Type Name of Directo See next page instruct		Тур	Name of A	gency	Secretary of			Type Name	of Director or Designee
**Excluding sales and use tax, fin	ance charges, p	ostage and	See next pa nandling.	ige ins	Remit comp	oleted form	n to:	Procuremer	nt Division
Shipping charges are also exclu	ided from the do	llar threshold	limits						Analysis Linit

-5515

unless the shipping charge is included in the evaluation such as Free On Board (FOB) Origin, Freight Collect or FOB Destination

Intake and Analysis Unit 707 Third Street, 2nd Floor, MS20.1 West Sacramento, CA 95605 Department of General Services Procurement Division GSPD-09-007 (New 11/09)

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Complete responses must be provided for all of the following items.

A. THE GOOD/SERVICE REQUESTED IS RESTRICTED TO ONE SUPPLIER FOR THE REASONS STATED BELOW:

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 (Explain why the acquisition cannot be competitively bid. Explain if this is an emergency purchase or how the supplier is the only source for the acquisition and reference the PCC that applies, i.e., 12102, 10301/10302, or 10340.

The California Mechanical Code (CMC) and California Plumbing Code (CPC) are based on two model building codes, the Uniform Mechanical Code (UMC) and the Uniform Plumbing Code (UPC) respectively. The California codes include both provisions of the model codes and amendments to those codes adopted by California.

IAPMO owns the copyrights to these model codes; therefore, IAPMO must be the publisher of the CMC and CPC if they are each going to contain model code provisions and California's amendments to the model codes. If IAPMO is not the publisher, California's amendments to the UMC and UPC could not be published with the provisions of the UMC and UPC adopted by California.

2. Provide the background of events leading to this acquisition.

Throughout most of the 1980s, California published only the amendments it made to the model building codes, using the Office of State Publishing as the publisher. The building industry did not like having to refer back-and-forth between model code books and books containing California's amendments to the model codes. Therefore, in 1989, publication agreements were entered into, pursuant to Health and Safety Code Section 18928.1, so that California's amendments could be published with the model codes they amended.

3. Describe the uniqueness of the acquisition (why was the good/service/supplier chosen?)

IAPMO owns the copyrights to the model building codes upon which the CMC and CPC are based. Therefore, IAPMO must be the publisher of these California building codes if they are each going to contain model code provisions and California's amendments to the model codes.

4. What are the consequences of not purchasing the good/service or contracting with the proposed supplier?

If the commission does not contract with IAPMO to publish the CMC and CPC, it will not be able to have the model codes adopted by California published with California's amendments to those model codes. The publishing situation will return to that which existed in the 1980s where California's amendments to the model codes were not published with the model codes they amended. This was something the building industry found problematic.

5. What market research was conducted to substantiate no competition, including evaluation of other items

IAPMO owns the copyrights to the model building codes upon which the CMC and CPC are based. Therefore, IAPMO must be the publisher of the CMC and CPC, if they are each going to contain model code provisions and California's amendments to the model codes. If the commission does not contract with IAPMO, it will not be able to have the model codes adopted by California published with California's amendments to these model codes. The building industry found the latter to be unworkable.