EXHIBIT 88

NCB Coordination Sheet Department of General

Document Identificat	ion .			
EO Assignment Number:		on/ Assistant/ Phone Number: ng Standards Commission		
Subject: Program/Contact Person/Phone Number: NCB's for Publishing Title 24 Code Books 916-263-1350				
		blishing Contracts of the 2016 Trie CB process is renewed every 4.5 y		
	tifications, Con	tract Adverting Exemption Reques Triennial Title 24, California Code		
Regulations. Routing & Approvals By signing this form, I do		have no direct or indirect inve		
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Rev.10-09 Use this for NCB Routing only



For PD Use only NCB#:

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 mus			ignature, as app		ransaction.		
		Reque	sting Depar	rtment Infori	nation			
Agency:				Department: DGS -				
Governmental Operation	ns		C	California Building Standards Commission (CBSC) ("Includes Boards, Commissions, and Associations)				
Institution (if applicable):				:			:	
		Depa	rtment Cor	ntact Informa	ition	200000000		
Contact/Buyers Name:				treet Addres				
Molly Lovett			1	525 Natomas		Suite 130)	
Telephone:				acramento C		,		
(916) 376-1844								
FAX:	~		N	falling Addre	ess:			
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Technical Contact Name	, a		Т	elephone:	V	E-mail:	put Austrian Constant and a constant	
Katrina Benny				916) 263-135	0	Katrina.	benny@dgs.ca.gov	
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Jim McGowan					reserved by			
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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

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.

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?

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.

B. PRICE ANALYSIS

 How was the price offered determined to be fair and reasonable? (Explain what the basis was for comparison and include cost analyses as applicable.)

There is no cost involved in this contract. The publisher recoups its publication costs in sales of the codes.

2. Describe any cost savinge realized or costs avoided by acquiring the goods/services from this supplier

There is no cost involved in this contract. The publisher recoups its publication costs in sales of the codes.

Non-Competitively Bid (NCB) Contract Justification Corrective Action Plan

This section must be completed for any NCB that could have been competitively bid but was not due to insufficient time to complete the competitive acquisition process. This does not apply to emergency procurements in accordance with PCC Sections 10302, 10340(b)(1) and 12102(a)(2).

Complete responses must be provided for all of the following questions:						
	1.	Why is the submission of a NCB necessary and what are the determining factors that caused the problem? Explain why your department has not conducted a competitive bid. Provide the background of events (timeline) leading to the submission of this NCB. Identify any critical time delays or issues that prevented your department from completing this acquisition using a competitive process (i.e., budget, approvals, and/or appropriate analysis).				
	2.	What are the consequences of not having this NCB approved? Describe in detail the impact to the department and to the program(s) if the NCB is not approved.				

3. How will your department ensure adequate planning to prevent submittal of NCB's for goods or services that should have been competitively bid?

Provide a detailed plan of your department's efforts to improve your acquisition planning to maximize the use of competition to meet your needs. This plan must include how the department will provide for a tracking system to ensure timely review of upcoming requirements. Departments acknowledge that submission of a corrective action plan is the basis for how the department will provide for sufficient time to use competition in the acquisition process. Failure to follow the Corrective Action Plan may result in the loss of your department's delegated procurement authority. This plan must be kept on file for future auditing purposes.

STATE OF CALIFORNIA - GENERAL SERVICES PROCUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST (IN CALIFORNIA STATE CONTRACTS REGISTER)

STD, 821 (REV. 10/2006)

TELEPHONE NUMBER

CALNET

SEND TO:

ADDRESS:

CITY, STATE, ZIP:

DEPARTMENT: DEPARTMENT OF GENERAL SERVICES

707 THIRD ST., Second Floor

WEST SACRAMENTO, CA 95605

DIVISION: PROCUREMENT DIVISION

Government Code Section 14825 (et seq.) requires that all agreements entered into by state agencles 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.

TYPE OF REQUEST (Check one) NON-COMPETITIVELY BID (NO CONTRACT JUSTIFICATION (a)		SERVICE TYPE NON-IT/TELECOM RELATED SERVICE	IT/TELECOM RELATED SERVICES			
DEPARTME	NTAL CONTACT INFORMATION PLEASE TYPE IMS CODE		30140 ablication of the 2016 triennial of Regulations, Title 24, Parts 1, 6, 7			
		TELEPHONE NUMBER (Not CALMET-Inch 916-263-1350				
CONTRACT NUMBER	AMENDMENT NUMBER (#Applicable) CONTRACT AMOUN	\$ 0.00	O7/01/2015 - 12/31/2019			
PROVIDE CONTRACTOR'S	CONTRACTOR'S NAME International Code Council (ICC)	3 0.00	FEDERAL EMPLOYER IDENTIFICATION NUMBER			
NAME AND ADDRESS ONLY IF A NON- COMPETITIVELY BID (NCB) CONTRACT IS PROPOSED	CONTRACTOR'S ADDRESS (Number, Street) 5203 Leesburg Pike, Suite 600 (City, State, ZIP Code) Falls Church, VA, 22041-3405					
The second secon	emption from advertising in the California	State Contracts Register is not	an exemption from			
	Disabled Veteran Business Enterpri	se (DVBE) participation goal atta	inment.			
The California Building S Code of Regulations, Title (California Code of Regul	The California Building Standards Administrative Code (California Code of Regulations, Title 24, Part 1), California Energy Code (California Code of Regulations, Title 24, Part 1), California Energy Code (California Code of Regulations, Title 24, Part 7 - Vacant), California Historical Building Code (California Code of Regulations, Title 24, Part 8), California Green Building Standards Code (California Code of Regulations, Title 24, Part 11), and the California Referenced Standards Code (California Code of Regulations, Title 24, Part 12) are not based on model building codes.					
	er dated June 6, 2001, from the Department Building Standards] Commission may arran is."					
	hat it may be more cost effective and there odel code publishers publishing the model c		n-model code based parts were			
AUTHORIZED SIGNATURE		ACTION TAKEN ON REQUEST APPROVED	DENIED (See Below)			

APPROVED

AUTHORIZED SIGNATURE

B

COMMENTS

Department: Retain Last Copy

DATE SIGNED

5-28-15

IMS CODE

DENIED (See Below)

DATE SIGNED

CONTRACT ADVERTISING EXEMPTION REQUEST

(IN CALIFORNIA STATE CONTRACTS REGISTER)

STD, 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.

- 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.
- 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.



MEMORANDUM

Date:

May 18, 2015

To:

DGS - OBAS 707 3rd Street

West Sacramento, CA 95605

From:

Katrina Benny, Staff Services Manager I

Building Standards Commission

Subject: Certification Requirement - NCB, ICC Part 1, 6, 7 (vacant), 8, 11 and 12

I certify that this purchase is vital and mission critical for the Building Standards Commission.

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.

Katrina Benny, Staff Services Manager I

Building Standards Commission

STATE OF CALIFORNIA - Office of State Publishing SERVICE RELEASE REQUEST SPECIFICATIONS OSP 550, NEW (07/2012)

All fields are required (enter "N/A" if not applicable).
Fax this completed form to: 916.323.4305 or
email it to your OSP Customer Service Representative:

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DATS OF REQUEST		OSP ESTIMATE NUMBER (If available)				
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Katrina Benny		ż	ž			
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916-263-1350	916-263-0959	*	katrina.benny@dgs.ca.gov			
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STATE OF CALIFORNIA - Office of State Publishing SERVICE RELEASE DETERMINATION

OSP 551 REV: (1/2013)

The Office of State Publishing has reviewed the specifications and delivery time frames for the project below. Please keep this notice with related contracting information as your documentation.

	RVICE RELEASE INFORMATI	
REQUEST FOR PRINTING SERVICES NUMBER	DATE OF REQUEST	EXPIRATION DATE OF SERVICE RELEASE
05-21-404-50-06188	5/20/15	
REVIEWED BY		
Noel Soliz)6	
AGENCY	CONTACT NAME	
DGS	Katrina Benny	
AGENCY CODE	CONTACT PHONE	
404	263-1350	
PROJECT TITLE		**************************************
Publication of CA Code of Regulations, Title 24, B	Building Gode Volumes 1 - 12	
PROJECT SPECIFICATIONS		R. Carlotte and Car
COMMENTS		######################################
DSP GUSTOMER SERVICE REPRESENTATIVE	GSR PHONE	
James Griffin	916-322-1006	
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	STATEMENT OF FACTS	
	STATEMENT OF FACTS	OSP VEND-OUT
CHECK APPLICABLE JUSTIFICATION STATEMENT(S):.		∵ Yes ⊠No
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(B) OSP does not have the equipment no	ecessary to produce the requeste	ed product Yes No
- Lungard	4	
(C) OSP does not have the expertise to	successiony produce the request	ed product.
(D) OSP cannot accommodate the requi	red turnaround time. (less than 5	working days)
(E) The customer's location/shipping add	drace does not make it feasible fo	or OSP to accept the work
	areas does not make it leading to	OSP to accept the work.
(F) Other Copyrighted Materials		
	والمراجعة	
DETAILS		
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For PD Use only NCB #:

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.

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Institution (if applicable)	1:							
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Contact/Buyers Name:		рера		Street Addres				
Molly Lovett				2525 Natomas		un Quito 42	n	
Telephone:				Sacramento (ve, oune to	J.	
(916) 375-1844				Sacramento (M 20000			
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International Code Coun	cil (ICC	:)						
Contractor Address:								
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Jim McGowan		4					Α	
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See next page instruc				ige instructions	1-1-1-			
**Excluding sales and use tax, file	*Excluding sales and use tax, finance charges, postage and handling. Remit completed form to: Procurement 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

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

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

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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:

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 cource 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?)

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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?

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B. PRICE ANALYSIS

 How was the price offered determined to be fair and reasonable? (Explain what the basis was for comparison and include cost analyses as applicable.)

There is no cost involved in this contract. The publisher recoups its publication costs in sales of the codes.

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Complete rest	ponses must be	provided for all	of the following	questions:
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This plan must be kept on file for future auditing purposes.

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STATE OF CALIFORNIA - GENERAL SERVICES PROCUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST (IN CALIFORNIA STATE CONTRACTS REGISTER)

STD. 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.

TYPE OF REQUEST (Check one)			SERVICE TY	PE	
NON-COMPETITIVELY BID (NO.		ON OVERTISING	✓ NON-	IT/TELECOM RELATED SERVICE	IT/TELECOM RELATED SERVICES
DEPARTMEN	NTAL CONTACT INFORMA	ATION	Ae	ENCY BILLING CODE	30140
	PLEASE TYPE		CONTR	ACT DESCRIPTION	
DIVISION:	Building Standards Commi	ission C-1)		n of the California Code of	ication of the 2016 triennial Regulations, Title 24, Parts 2, 2.5.
	mas Park Dr. Ste 130				
CITY, STATE ZIP: Sacramente	o, CA 95833		TELEP	HONE NUMBER (Not CALNET-Include A	vrea Code)
Amount		-	916-2	263-1350	
CONTRACT NUMBER	AMENDMENT NUMBER (HAPPROSDIS)	CONTRACT AMOUNT		AMENDMENT AMOUNT (# Applicable)	CONTRACT PERIOD
			\$ 0.00		07/01/2015 - 12/31/2019
PROVIDE CONTRACTOR'S	CONTRACTOR'S NAME International Code Counc	il (ICC)			FEDERAL EMPLOYER IDENTIFICATION NUMBER
NAME AND ADDRESS	CONTRACTOR'S ADDRESS (Number,	,		**************************************	
ONLY IF A NON-	5203 Leesburg Pike, Suite	600			
(NCB) CONTRACT IS PROPOSED	(City, State, ZIP Code) Falls Church, VA, 22041-	3405		MINISTER H. 1844 AND ST. 1944 A	
An exe	imption from advertising Disabled Veteran Bu			ntracts Register is not en participation goal attainr	
EXEMPTION JUSTIFICATION (Attach a			· · · · · · · · · · · · · · · · · · ·		<u></u>
Title 24, Part 2.5), Californ Code of Regulations, Title	nia Fire Code (California C 24, Part 10), are based on	ode of Regulation four model codes	ns, Title 2 s, the Inter	4, Part 9), and California E mational Building Code, In	te (California Code of Regulations, xisting Building Code (California ternational Residential Code,

codes 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, California's amendments to the model codes cannot be published with the model codes provisions adopted by California. The building industry found the latter to be unworkable.

AUTHORIZED SIGNATURE	:	ACTION TAKEN ON REQUEST APPROVED	DENIED (See Below)
TELEPHONENUMBER	DATE SIGNED	AUTHORIZED SIGNATURE	DATE SIGNED
CALNET 263-0916	5-29-15	2	
		COMMENTS	
SEND TO:	IMS CODE	N.	
NAME:	Z-1		
DEPARTMENT: DEPARTMENT OF GENERAL SER	VICES		
DIVISION: PROCUREMENT DIVISION			
ADDRESS: 707 THIRD ST., Second Floor			
CITY, STATE, ZIP: WEST SACRAMENTO, CA 95605			
L			

STATE OF CALIFORNIA - GENERAL SERVICES PROCUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST

(IN CALIFORNIA STATE CONTRACTS REGISTER)

STD. 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.

- 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.
- 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.
- 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.



MEMORANDUM

Date:

May 18, 2015

To:

DGS - OBAS 707 3rd Street

West Sacramento, CA 95605

From:

Katrina Benny, Staff Services Manager I

Building Standards Commission

Subject: Certification Requirement - NCB, ICC Part 2, 2.5, 9 and 10

I certify that this purchase is vital and mission critical for the Building Standards Commission.

The California Building Code (CBC), California Residential Code (CRC), California Fire Code (CFC), and California Existing Building Code (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.

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Katrina Benny, Staff Services Manager I

Building Standards Commission

STATE OF CALIFORNIA - Office of State Publishing SERVICE RELEASE REQUEST SPECIFICATIONS OSP 550, NEW (07/2012)

All fields are required (enter "N/A" if not applicable).
Fax this completed form to: 916.323.4305 or
email it to your OSP Customer Service Representative

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Katrina Benny	,		7
TELEPHONE	FAX		EMALADDRESS
916-263-1350	916-263-0959		kamna.benny@dgs.ca.gov
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STATE OF CALIFORNIA - Office of State Publishing SERVICE RELEASE DETERMINATION

OSP 551 REV: (1/2013)

The Office of State Publishing has reviewed the specifications and delivery time frames for the project below. Please keep this notice with related contracting information as your documentation.

	ICE RELEASE INFORMATION	
REQUEST FOR PRINTING SERVICES NUMBER	DATE OF REQUEST	EXPIRATION DATE OF SERVICE RELEASE
05-21-404-50-06188	5/20/15	
REVIEWED BY		
Noel Soliz		
AGENCY	CONTACT NAME	
DGS	Katrina Benny	
AGENCY CODE 404	CONTACT PHONE 263-1350	
PROJECT TITLE	200-1000	
Publication of CA Code of Regulations, Title 24, Bu	ilding Code Volumes 1 - 12	
PROJECT SPECIFICATIONS		A PERSONAL SERVICE AND A SERVICE AS A SERVIC
COMMENTS	,	
OSP CUSTOMER SERVICE REPRESENTATIVE	CSR PHONE	
James Griffin	916-322-1006	
(A) OSP does not have production time av (B) OSP does not have the equipment nec	essary to produce the requested pro	oduct Yes No
(D) OSP cannot accommodate the require	d turnaround time. (less than 5 work	ing days)
(E) The customer's location/shipping addre	ess does not make it feasible for OS	P to accept the work.
(F) Other Copyrighted Materials		
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DETAILS		
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For PD Dee only	
NCB#	

NON-COMPETITIVELY BID (NCB) CONTRACT JUSTIFICATION For use on all information technology (IT) and non-IT goods and services ecquisitions. Attach to Std. 85, Std. 85 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 Approvate"

section must include a date for each signature, as appropriate for the transaction.									
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Molly Lovett					Natoma		dwy.	Sulta 131)
Telephone:					ramento (W 0078 D. 1 W 0	,
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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.

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STD, 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.

TYPE OF REQUEST (Check one)	W		SERVICE TYP	27			
NON-COMPETITIVELY BID (NC. CONTRACT JUSTIFICATION (at		1	mh.	T/TELECOM RELATED SERVICE	IT/TELECOM RELATED SERVICES		
DEPARTME	NTAL CONTACT INFORMA	пои	AGE	ENCY BILLING CODE	30140		
	PLEASE TYPE		CONTRA	ACT DESCRIPTION .			
NAME: Katrina Be DEPARTMENT: California DIVISION: ADDRESS: 2525 Nato: CITY, STATE, ZIP: Sacrament	lication of the 2016 triennial of Regulations, Title 24, Part 3.						
CONTRACT NUMBER	AMENDMENT NUMBER (If Applicable)	CONTRACT AMOUNT	11. 3.10	63-1350 AMENDMENT AMOUNT (II Applicable)	CONTRACT PERIOD		
			\$ 0.00		07/01/2015 - 12/31/2019		
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An exemption from advertising in the California State Contracts Register is not an exemption from Disabled Veteran Business Enterprise (DVBE) participation goal attainment.							
EXEMPTION JUSTIFICATION (Attach to	additional sheets if necessary)						
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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 unworkable.

AUTHORIZEO SIGNATURE		PROCUREMENT	IVISION USE ONLY
A 75		ACTION TAKEN ON REQUEST	
		APPROVED	DENIED (See Below)
TELEPHONE NUMBER	DATE SIGNED	AUTHORIZED SIGNATURE	DATE SIGNED
CALNET 263/09/8	5-13-15		
A CONTRACTOR OF THE PROPERTY O		COMMENTS	Management of the second secon
SEND TO:	ME CODE		
NAME:	Z-1		
DEPARTMENT OF GENERAL SER	VICES	A CONTRACTOR OF THE CONTRACTOR	
DIVISION: PROCUREMENT DIVISION			
ADDRESS: 707 THIRD ST., Second Floor			
CITY, STATE, ZIP: WEST SACRAMENTO, CA 95605			

STATE OF CALIFORNIA - GENERAL SERVICES PROCUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST

(IN CALIFORNIA STATE CONTRACTS REGISTER)

STD. 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.

- 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.
- 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.



MEMORANDUM

Date:

May 18, 2015

To:

DGS - OBAS 707 3rd Street

West Sacramento, CA 95605

From:

Katrina Benny, Staff Services Manager I

Building Standards Commission

Subject: Certification Requirement - NCB, NFPA

I certify that this purchase is vital and mission critical for the Building Standards Commission.

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.

Katrina Benny, Staff Services Manager I

Building Standards Commission

STATE OF CALIFORNIA - Office of State Publishing SERVICE RELEASE REQUEST SPECIFICATIONS OSP 550,NEW (07/2012)

All fields are required (enter "NVA" If not applicable), Fax this completed form to: 916.323.4305 or email it to your OSP Customer, Service Representative.

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DATE OF REQUEST	v	OSP ESTIMATE NUMBER	(if available)					
5/20/2015		N. C.						
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Building Standards Commission								
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916-263-1350	916-263-0959	·	katrina.benny@dgs.ca.gov					
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STATE OF CALIFORNIA - Office of State Publishing SERVICE RELEASE DETERMINATION

OSP 551 REV: (1/2013)

The Office of State Publishing has reviewed the specifications and delivery time frames for the project below. Please keep this notice with related contracting information as your documentation.

	ICE RELEASE INFORMATION	
REQUEST FOR PRINTING SERVICES NUMBER	DATE OF REQUEST	EXPIRATION DATE OF SERVICE RELEASE
05-21-404-50-06188	5/20/15	
REVIEWED BY		
Noel Soliz	The second of	
AGENCY	CONTACT NAME	
DGS	Katrina Benny	
AGENCY CODE	CONTACT PHONE	
404	263-1350	
PROJECT TITLE		
Publication of CA Code of Regulations, Title 24, Bui	lding Code Volumes 1 - 12	
PROJECT SPECIFICATIONS		
COMMENTS		
DSP CUSTOMER SERVICE REPRESENTATIVE	CSR PHONE	
James Griffin	916-322-1006	
	12	-
*		
ST	ATEMENT OF FACTS	
CHECK APPLICABLE JUSTIFICATION STATEMENT(S):		OSP VEND-OUT
		Yes No
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	•	NVan DNa
(B) OSP does not have the equipment nec	essary to produce the requested pro	duct.
(C) OSP does not have the expertise to su	ocessfully produce the requested pro	oduct.
(D) OFF count accommodate the require	turneround time (Ince then Ewerki	na daval
(D) OSP cannot accommodate the required	turnaround time. (less triair 5 work	ng days)
(E) The customer's location/shipping address	ess does not make it feasible for OSI	to accept the work.
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For PD Use only NCB#:

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.

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Institution (if applicable):										
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Contact/Buyers Name:					et Addres					
Molly Lovett				2525	Natoma	s Park D	rive.	Suite 130)	
Telephone:					amento (
(916) 376-1844			1							
FAX:				Maili	ng Addre	ess:		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
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Molly.lovett@dgs.ca.gov	,								·	
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Katrina Benny					263-135	50			enny@dgs.ca.gov	
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unless the shipping charge is included in the evaluation such as Free 707 Third Street, 2 nd Floor, MS201 On Board (FOB) Origin, Freight Collect or FOB Destination West Sacramento, CA 95605										

West Sacramento, CA 95605

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 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.

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 considered?

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.

B. PRICE ANALYSIS

 How was the price offered determined to be fair and reasonable? (Explain what the basis was for comparison and include cost analyses as applicable.)

There is no cost involved in this contract. The publisher recoups its publication costs in sales of the codes.

2. Describe any cost savings realized or costs avoided by acquiring the goods/services from this supplier

There is no cost involved in this contract. The publisher recoups its publication costs in sales of the codes.

Non-Competitively Bid (NCB) Contract Justification Corrective Action Plan

This section must be completed for any NCB that could have been competitively bid but was not due to insufficient time to complete the competitive acquisition process. This does not apply to emergency procurements in accordance with PCC Sections 10302, 10340(b)(1) and 12102(a)(2).

Complete responses n	must be provided	for all of the	following auestions:
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1.	Why is the submission of a NCB necessary and what are the determining factors that caused the problem? Explain why your department has not conducted a competitive bid. Provide the background of events (timeline) leading to the submission of this NCB. Identify any critical time delays or issues that prevented your department from completing this acquisition using a competitive process (i.e., budget, approvals, and/or appropriate analysis).	

What are the consequences of not having this NCB approved?
 Describe in detail the impact to the department and to the program(s) if the NCB is not approved.

3. How will your department ensure adequate planning to prevent submittal of NCB's for goods or services that should have been competitively bid?

Provide a detailed plan of your department's efforts to improve your acquisition planning to maximize the use of competition to meet your needs. This plan must include how the department will provide for a tracking system to ensure timely review of upcoming requirements. Departments acknowledge that submission of a corrective action plan is the basis for how the department will provide for sufficient time to use competition in the acquisition process. Failure to follow the Corrective Action Plan may result in the loss of your department's delegated procurement authority. This plan must be kept on file for future auditing purposes.

STATE OF CALIFORNIA- GENERAL SERVICES PROCUREMENT DIVISION CONTRACT ADVERTISING EXEMPTION REQUEST (IN CALIFORNIA STATE CONTRACTS REGISTER)

STO. 621 (REV. 10/2006)

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

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An exemption from advertising in the California State Contracts Register is not an exemption from Disabled Veteran Business Enterprise (DVBE) participation goal attainment.						
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The California Mechanical Code (California Code of Regulations, Title 24, Part 4), and the California Piumbing 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, respectively. The California codes include both provisions of the model codes and amendments to those codes adopted by California.

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TELEPHONE NUMBER CALNET COMMENTS COMMENTS	AUTHORIZED SIGNATURE		ACTION TAKEN ON REQUEST APPROVED	DENIED (See Below)
SEND TO: NAME: DEPARTMENT OF GENERAL SERVICES DEPARTMENT DIVISION ADDRESS: 707 THIRD ST., Second Floor	TELEPHONE NUMBER	DATE BIGNED	AUTHORIZED SIGNATURE	DATE SIGNED
SEND TO: NAME: DEPARTMENT OF GENERAL SERVICES DEPARTMENT DEPARTMENT DIVISION ADDRESS: 707 THIRD ST., Second Floor	CALNET 263-0916	=======================================		
	DEPARTMENT OF GENERAL SER OFFICE PROCUREMENT DIVISION ADDRESS: 707 THIRD ST., Second Floor	iMs CODE	COMMENTS	

Department: Retain Last Copy

STATE OF CALIFORNIA -- GENERAL SERVICES PROCUREMENT DIVISION

CONTRACT ADVERTISING EXEMPTION REQUEST

(IN CALIFORNIA STATE CONTRACTS REGISTER)

STD. 821 (REV. 10/2005) REVERSE

INSTRUCTIONS

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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.



MEMORANDUM

Date:

May 18, 2015

To:

DGS - OBAS 707 3rd Street

West Sacramento, CA 95605

From:

Katrina Benny, Staff Services Manager I

Building Standards Commission

Subject: Certification Requirement - NCB, IAPMO

I certify that this purchase is vital and mission critical for the Building Standards Commission.

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.

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Katrina Benny, Staff Services Manager I

Building Standards Commission

STATE OF CALIFORNIA - Office of State Publishing
SERVICE RELEASE REQUEST SPECIFICATIONS
OSP 560, NEW (07/2012)

All fields are required (enter "N/A" if not applicable).
Fax this completed form to: 916.323,4305 or
email it to your OSP Customer Service Representative.

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Katrina Benny		• 7	,	
TELEPHONE	IFAX	**************************************	EMAIL ACORESS	Cold Harmonian American Street Cold Street
916-263-1350	916-263-0959		katrina.benny@dgs.c	on distance
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OSP CUSTOMER SERVICE REPRESENTATIVE			******	
James Griffin	·			
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STATE OF CALIFORNIA – Office of State Publishing SERVICE RELEASE DETERMINATION

OSP 551 REV: (1/2013)

The Office of State Publishing has reviewed the specifications and delivery time frames for the project below. Please keep this notice with related contracting information as your documentation.

	VICE RELEASE INFORMATIC	
REQUEST FOR PRINTING SERVICES NUMBER	DATE OF REQUEST	EXPIRATION DATE OF SERVICE RELEASE
05-21-404-50-06188	5/20/15	
REVIEWED BY		
Noel Soliz	-	
AGENCY	CONTACT NAME	
DGS	Katrina Benny	
AGENCY CODE	CONTACT PHONE	
404	263-1350	
PROJECT TITLE		
Publication of CA Code of Regulations, Title 24, Bu	uilding Code Volumes 1 - 12	
PROJECT SPECIFICATIONS		
COMMENTS		
DSP CUSTOMER SERVICE REPRESENTATIVE	ICSR PHONE	
James Griffin	916-322-1006	
Dalies Chill	010-022-1000	
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CHECK APPLICABLE JUSTIFICATION STATEMENT(S):		OSP VEND-OUT
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(B) OSP does not have the equipment ne	cessary to produce the requested	product. Yes No
(C) OSP does not have the expertise to si	uccessfully produce the requested	product.
(D) OSP cannot accommodate the require	ed turnaround time. (less than 5 w	orking days)
(E) The customer's location/shipping add	ress does not make it feasible for	OSP to accept the work.
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