

**FINAL STATEMENT OF REASONS
FOR
PROPOSED BUILDING STANDARDS
OF THE
OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT

REGARDING THE CALIFORNIA ADMINISTRATIVE CODE
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 1, CHAPTER 7**

The Administrative Procedure Act requires that every agency shall maintain a file of each rulemaking that shall be deemed to be the record for that rulemaking proceeding. The rulemaking file shall include a final statement of reasons. The Final Statement of Reasons shall be available to the public upon request when rulemaking action is being undertaken. The following are the reasons for proposing this particular rulemaking action:

UPDATES TO THE INITIAL STATEMENT OF REASONS:

The Office of Statewide Health Planning and Development (OSHPD) finds that no revisions have been made which would warrant a change to the initial statement of reasons for the following proposed actions:

Section 7-111, Definitions: "Actual Construction Cost" is being added to this section to provide further definition and clarification of construction costs as the basis for OSHPD fees charged for plan review and construction observation of hospital or skilled nursing facility projects.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

The OSHPD has determined that the proposed regulatory action would not impose a mandate on local agencies or school districts.

OBJECTIONS OR RECOMMENDATIONS MADE REGARDING THE PROPOSED REGULATION(S)

The OSHPD did not receive any objections or recommendations for this proposed action as noticed during the 45-Day Comment Period from April 22, 2011, through June 6, 2011.

Code Advisory Committee Further Study Recommendation

The Health Facilities Code Advisory Committee recommended that OSHPD further study the proposed language for the definition of "construction costs". OSHPD removed the definition for "construction costs" and proposed instead a definition for "actual construction cost". The proposed "actual construction cost" definition was noticed during the 45-Day Comment Period from April 22, 2011 to June 6, 2011. No comments were received during this comment period.

DETERMINATION OF ALTERNATIVES CONSIDERED AND EFFECT ON PRIVATE PERSONS

OSHPD has determined that no alternative considered would be more effective in carrying out the purpose for which the regulation is proposed or would be as effective and less burdensome to affected private persons than the adopted regulation.

REJECTED PROPOSED ALTERNATIVE THAT WOULD LESSEN THE ADVERSE ECONOMIC IMPACT ON SMALL BUSINESSES:

No alternatives were proposed. OSHPD has determined that the proposed regulations will not have an adverse economic impact on small businesses.