

**DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
DIVISION OF CODES AND STANDARDS**

2020 W. El Camino Avenue, Suite 200, Sacramento, CA 95833
P.O. Box 1407, Sacramento, CA 95812-1407
(916) 445-9471 / FAX (916) 263-3383
From TDD Phones 1-800-735-2929
www.hcd.ca.gov



May 30, 2017

Mia Marvelli, Executive Director
California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833

Dear Ms. Marvelli:

Subject: 90-day Re-Adoption of Emergency Regulations (HCD EF 01/17)

The Department of Housing and Community Development (HCD) is requesting a 90-day Re-Adoption of Emergency Regulations filed as HCD EF 01/17, which amend the California Building Code (Part 2, Title 24, California Code of Regulations) and the California Existing Building Code (Part 10, Title 24, California Code of Regulations). The proposal modifies sections of these codes specific to the enhancement of design, construction and inspection for exterior elevated elements for buildings and structures under the authority of HCD. These regulations were developed in coordination with the California Building Standards Commission (CBSC) and the Division of State Architect (DSA). The emergency regulations were partially based on the 2018 draft edition of the International Building Code and the International Existing Building Code. This re-adoption is being submitted to the CBSC to extend the emergency adoption approved January 27, 2017, and that were effective upon filing with the Secretary of State on January 30, 2017.

The CBSC Exterior Elevated Elements Subcommittee met May 25, 2017, to solicit technical expertise from representatives of the CBSC staff, HCD, DSA, Office of the State Fire Marshal, local building officials, design professionals, property owners and managers, the building industry, the wood, steel and concrete industries, and any other interested parties. In addition, the International Code Council indicated the 2018 edition of the International Building Code and the International Existing Building Code will be released in September or October of this year. To accommodate one or more public/private stakeholder meetings and the release of the 2018 model code language, HCD and the other state agencies will likely request two 90-day extensions of the approved emergency regulations, as allowed by Government Code Section 11346.1.

The HCD EF 01/17 emergency building standards will expire July 29, 2017, without continuation or completion of the certification of compliance submitted to the CBSC. Due to the time required to facilitate a 45-day public comment period (as well as other regulatory requirements pursuant to Government Code Sections 11346.2 and 11347.3), HCD will be unable to conclude the certification of compliance phase by the October 17, 2017, BSC meeting. Pursuant to Government Code Section 11346.1(h), HCD requests a 90-day re-approval and re-adoption on an emergency basis the HCD EF 01/17 emergency rulemaking that was approved by the CBSC on January 27, 2017. This will extend the expiration date for these emergency regulations to October 27, 2017. HCD will likely request the second 90-day extension allowed by state law at a future CBSC meeting.

Sincerely,

A handwritten signature in red ink, appearing to read 'Richard Weinert', with a long horizontal flourish extending to the right.

Richard Weinert
Deputy Director