

**INITIAL STATEMENT OF REASONS
FOR
PROPOSED BUILDING STANDARDS
OF THE
OFFICE OF STATEWIDE HEALTH PLANNING & DEVELOPMENT**

**REGARDING THE CALIFORNIA BUILDING CODE,
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 2**

Health Facilities Construction

The Administrative Procedure Act (APA) requires that an Initial Statement of Reasons be available to the public upon request when rulemaking action is being undertaken. The following information required by the APA pertains to this particular rulemaking action:

STATEMENT OF SPECIFIC PURPOSE AND RATIONALE:

The Office of Statewide Health Planning and Development (OSHPD) is mandated to adopt the most recent edition of model code, as amended by the Office, pursuant to Health and Safety Code Section 18928. This proposed rulemaking represents OSHPD's proposal to adopt the 2009 International Building Code published by the International Code Council carrying forward existing California amendments into the 2010 California Building Code. It was also necessary to propose editorial and minor technical modifications to the existing requirements for clarification and consistency within the code as identified below:

California Chapter 1 and Appendix Chapter 1

"California Chapter 1, General Code Provisions" is being retitled to "Chapter 1, California Administration, Division I". "Appendix Chapter 1, Administration", is being retitled as "Administration, Division II" and is being moved from the back of the code publication to the front and will follow Chapter 1, California Administration, Division I. These changes are meant to provide a more user-friendly format.

Section 308.3.2 The amendment clarifies that clinics are to comply with the structural regulations of Business Group B Occupancy. This is consistent with statute.

Section 1003.1.1 The editorial amendments and minor technical amendments in this section will provide clarification.

Section 1224.4.1.1 The editorial amendments and minor technical amendments in this section will provide clarification.

Section 1224.4.6 The amendments in this section will provide clarification. Reference to NFPA 50 is being repealed; NFPA 55 is the appropriate standard which is referenced in the California Fire Code and adopted by the Office of the State Fire Marshal.

Table 1224.2 and Footnote 6 The amendments update this table and are consistent with "2006 AIA Guidelines for Design and Construction of Health Care Facilities". Footnote 6 of this table is added to clarify how the table relates to renovation projects. Also, editorial amendments to the table will provide clarification.

Table 1224.3 and Section 1224.5 OSHPD is adopting new requirements to reduce the level of noise within patient rooms, delivery rooms and operating suites for new hospital buildings only. Reducing the noise environment is found to be conducive to patient healing. Noise is a well-documented source of stress in health care settings. Noise from personnel, equipment, and visitors impacts patient privacy and sleep patterns. In turn, noise increases stress levels for patients and caregivers. Research indicates hospitals that reduced noise levels, the patients' satisfaction with care giving increased, their sleep improved, and their blood pressure lowered; similarly, caregivers in low-noise environments were more positive about their jobs. These requirements are based on the nationally recognized standards "2006 Guidelines for Design and Construction of Health Care Facilities" by the Facility Guidelines Institute and the American Institute of Architects Academy of Architecture for Health.

Section 1224.4.18 Due to the extensive reformatting and moving of Section 420A of the 2001 CBC to Section 1224 in the 2007 CBC, the longstanding grab bar requirements were unintentionally omitted. The text as provided in the express terms document is copied exactly from the 2001 CBC Section 420A.13.1. Two separate sections are proposed to address patient toilet rooms, bathtubs, and showers within a patient bedroom; and patient toilet rooms, bathtubs, and showers that are not in a patient bedroom (accessed from the corridor).

Section 1224.5 See rationale for Table 1224.3 above.

Section 1224.14.1.10 This section was inadvertently omitted from the 2007 California Building Code. See rationale for Section 1224.4.18 above.

Section 1224.14.2.10 The existing text in this section is ambiguous; the proposed additional text clarifies that two separate sinks are required.

Section 1224.14.2.18 The amendment will provide clarification.

Section 1224.15 The amendment will provide clarification and coordinate with Title 22, Licensing and Certification requirements.

Section 1224.16 The amendment will provide clarification and coordinate with Title 22, Licensing and Certification requirements.

Section 1224.18.2.1 The amendment will provide clarification and coordinate with Title 22, Licensing and Certification requirements.

Section 1224.20.3 The amendment will provide clarification and coordinate with Title 22, Licensing and Certification requirements.

Section 1224.29.1.14.4 The amendment will provide coordination with the California Plumbing Code provisions.

Section 1224.29.2.6 The amendment will provide clarification.

Section 1224.33.2.2 The amendment is editorial. The word "be" is missing from the sentence.

Section 1226.4 The amendment is editorial and will provide clarification.

Section 1227.4.1.1 Due to the extensive reformatting and moving of Section 420A of the 2001 CBC to Section 1224 in the 2007 CBC, the longstanding oxygen, vacuum, and medical air requirements were unintentionally omitted for correctional treatment centers (OSHPD 4). In the 2001 CBC, the requirements for oxygen, vacuum, and medical air were located in Section 423A which applied to OSHPD 1, 2, 3, and 4 facilities. Those requirements are now found in Section 1224.4.6 of the 2007 CBC for application to OSHPD 1 facilities only. The corresponding sections for OSHPD 2 and OSHPD 3 cross reference back to Section 1224.4.6, but the cross reference for OSHPD 4 facilities was unintentionally omitted.

Table 1604.5 The amendment clarifies that clinics are to comply with the structural regulations of Business Group B Occupancy. This is consistent with statute.

Chapter 35 The amendment repeals standard reference for NFPA 50 which has been replaced by NFPA 55 which is found in the California Fire Code and adopted by the Office of the State Fire Marshal.

TECHNICAL, THEORETICAL, AND EMPIRICAL STUDY, REPORT, OR SIMILAR DOCUMENTS:

There are no documents to identify.

CONSIDERATION OF REASONABLE ALTERNATIVES

No reasonable alternatives exist.

REASONABLE ALTERNATIVES THE AGENCY HAS IDENTIFIED THAT WOULD LESSEN ANY ADVERSE IMPACT ON SMALL BUSINESS

No adverse impact on small business.

FACTS, EVIDENCE, DOCUMENTS, TESTIMONY, OR OTHER EVIDENCE OF NO SIGNIFICANT ADVERSE IMPACT ON BUSINESS

No adverse impact on business.

DUPLICATION OR CONFLICTS WITH FEDERAL REGULATIONS

Not applicable.