

**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, CHAPTERS 6 & 7- STRUCTURAL**

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:

STATEMENT OF SPECIFIC PURPOSE AND RATIONALE:

The purpose of this proposed action is to adopt the 2010 California Administrative Code (2010 CAC) and 2010 California Building Code (2010 CBC) based on new information since the adoption of the 2007 CAC and 2007 CBC.

TITLE 24, PART 1

Chapter 6 - Seismic Evaluation Procedures for Hospital Buildings

Table 11.1 – Footnote No. 2 of Table 11.1 is revised to make it consistent with the 2010 CBC Section 3412A.

Chapter 7 – Safety Standards for Healthcare Facilities

Section 7-104 – Revised as necessary for consistency with the 2010 CBC Section 104.11.

Section 7-111 – “Nonrequired structural alteration” is changed to “voluntary structural alteration” to make definition consistent with the 2010 CBC Chapters 34 & 34A. Definition of conforming and nonconforming buildings, which are given in Chapter 6, are added to Chapter 7 since they are now used in context not specifically related to seismic evaluation procedure of hospital buildings.

Article 20 – This article is revised to clarify that all emergencies are treated the same way as required by FEMA. In addition, earthquake repair requirements in this article are deleted because they are now addressed in the 2010 CBC Chapters 34 and 34A.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

The Office of Statewide Health Planning and Development (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).

OSHPD did not receive any objections or recommendations for this proposed action as noticed during the 45-Day Comment Period from October 2, 2009 through November 16, 2009.

DETERMINATION OF ALTERNATIVES CONSIDERED AND EFFECT ON PRIVATE PERSONS

The 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.