

BUILDING STANDARDS COMMISSION

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September 25, 2017

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

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

Dear Ms. Marvelli,

The Building Standards Commission (BSC) is requesting a second 90-day re-adoption of emergency regulations filed as BSC EF 01/17, which amend the California Building Standards Code (Part 2, Title 24, California Code of Regulations), and the California Existing Building Standards Code (Part 10, Title 24, California Code of Regulations). The regulations modified sections of these Codes specific to the enhancement of design, construction and inspection for exterior elevated elements for specified nonresidential buildings, including provisions in Chapters 1, 16, and 23 of Part 2 and Chapter 1 of Part 10. These regulations were developed in coordination with the Department of Housing and Community Development (HCD), and the Division of the 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 second re-adoption is being submitted to the Commission, to continue the emergency adoption approved January 27, 2017, (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 BSC 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 any additional public/private stakeholder meetings, the 2018 model code language release, and completion of a 45-day public comment period, BSC requests this second 90-day re-adoption of the approved emergency regulations, as allowed by Government Code Section 11346.1.

With the first re-adoption in place (approved by the Commission June 20, 2017), the BSC EF 01/17 emergency building standards will expire October 27, 2017, without further continuation or completion of the certification of compliance submitted to the BSC. 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), BSC will be unable to conclude the certification of compliance phase by the October 17, 2017 CBSC meeting. Pursuant to Government Code Section 11346.1(h), BSC requests a 90-day re-approval and re-adoption on an emergency basis, of the BSC EF 01/17 emergency rulemaking that was approved by the commission on January 27, 2017. This will extend the expiration date for these emergency regulations to January 26, 2018.

Enclosed for your consideration are the original emergency rulemaking documents.

Thank you,



Michael L. Nearman
Deputy Executive Director

Attachments:

BSC Face Sheet
Finding of Emergency
Emergency Express Terms
Nine Point Criteria Analysis