

**INITIAL STATEMENT OF REASONS
FOR PROPOSED BUILDING STANDARDS
OF THE OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT
REGARDING THE 2019 CALIFORNIA ELECTRICAL CODE
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 3
(OSHPD 04/19)**

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, PROBLEM, RATIONALE and BENEFITS

Government Code Section 11346.2(b)(1) requires a statement of specific purpose of each adoption, amendment, or repeal and the problem the agency intends to address and the rationale for the determination by the agency that each adoption, amendment, or repeal is reasonably necessary to carry out the purpose and address the problem for which it is proposed. The statement shall enumerate the benefits anticipated from the regulatory action, including the benefits or goals provided in the authorizing statute.

ITEM 1

**CALIFORNIA ARTICLE 89
GENERAL CODE PROVISIONS**

Article 89.110.1 OSHPD 1 and OSHPD 1R

Revised OSHPD 1R definition.

Rationale: Clarified that OSHPD 1R designation could apply to SPC or freestanding buildings.

ITEM 2

**CALIFORNIA ARTICLE 89
GENERAL CODE PROVISIONS**

Article 89.110.4 OSHPD 4

Revised OSHPD 4 enforcing agency from Office of Statewide Health Planning and Development to California Department of Corrections and Rehabilitation.

Rationale: California Department of Corrections and Rehabilitation is the enforcing agency for OSHPD 4.

ITEM 3

Chapter 1 General

Article 110.2 Approval

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 110.13(C) Hospitals. Anchorage and Bracing

Removes 1R from OSHPD banner.

Rationale: Anchorage and bracing requirements are for electrical equipment hospital buildings. OSHPD 1R is a non-conforming hospital building that has been removed from acute cares services, so these requirements are not applicable.

ASSOCIATED ARTICLES TO ITEM 3

Represents articles that may be impacted by this proposed code change item – Refer to those items in parentheses for related changes.

(ITEM 4) Chapter 4 Equipment for General Use

Articles 404.4(C) and 406.9(C)(1)

(ITEM 7) Chapter 5 Special Occupancies

Article 517.2, Definitions General Care (Category 2) Space and Critical Care (Category 1) Space

(ITEM 9) Chapter 5 Special Occupancies

Articles 517.10(B)(2), 517.12(A), 517.18(B) Exc.3, 517.18(B) Exc.4, 517.18(B) Exc.5, 517.19.(B)(1) Exc., 517.22, 517.22(B)(1), 517.24, and 517.26

(ITEM 10) Chapter 5 Special Occupancies

Article 517.29(A.1)

(ITEM 11) Chapter 5 Special Occupancies

Articles 517.30(B)(1.1), 517.30(C), 517.31(B)(1)(3), 517.31(B)(3), 517.31(C)(3)(3)g, 517.31(D.1), 517.31(E), 517.34(A)(5), 517.34(A)(8), 517.34(A)(10), 517.35(A)(9) – (10), 517.35(B)(1.1) - (1.2), 517.42(E), 517.44(A)(6) Exc.1, 517.44(A)(7) – (10), and 517.44(B)(1.1)

(ITEM 12) Chapter 5 Special Occupancies

Articles 517.123

(ITEM 13) Chapter 5 Special Occupancies

Article 517.124

(ITEM 14) Chapter 7 Special Conditions

Article 700.12(B)(2) Exc's., Exc.1, Exc.2, and Exc.3

ITEM 4

Chapter 4 Equipment for General Use

Article 404.4(C) Switches in Tub or Shower Spaces

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 406.9(C)(1) Receptacles in Bathtub and Shower Space

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

ASSOCIATED ARTICLES TO ITEM 4

Represents articles that may be impacted by this proposed code change item – Refer to those items in parentheses for related changes.

(ITEM 3) Chapter 1 General

Articles 110.2 and 110.13(C)

(ITEM 7) Chapter 5 Special Occupancies

Article 517.2, Definitions General Care (Category 2) Space and Critical Care (Category 1) Space

(ITEM 9) Chapter 5 Special Occupancies

Articles 517.10(B)(2), 517.12(A), 517.18(B) Exc.3, 517.18(B) Exc.4, 517.18(B) Exc.5, 517.19.(B)(1) Exc., 517.22, 517.22(B)(1), 517.24, and 517.26

(ITEM 10) Chapter 5 Special Occupancies

Article 517.29(A.1)

(ITEM 11) Chapter 5 Special Occupancies

Articles 517.30(B)(1.1), 517.30(C), 517.31(B)(1)(3), 517.31(B)(3), 517.31(C)(3)(3)g, 517.31(D.1), 517.31(E), 517.34(A)(5), 517.34(A)(8), 517.34(A)(10), 517.35(A)(9) – (10), 517.35(B)(1.1) - (1.2), 517.42(E), 517.44(A)(6) Exc.1, 517.44(A)(7) – (10), and 517.44(B)(1.1)

(ITEM 12) Chapter 5 Special Occupancies

Articles 517.123

(ITEM 13) Chapter 5 Special Occupancies

Article 517.124

(ITEM 14) Chapter 7 Special Conditions

Article 700.12(B)(2) Exc's., Exc.1, Exc.2, and Exc.3

ITEM 5

Chapter 5 Special Occupancies

Article 517.1(A) OSHPD 1R

Adds reference pointing to general requirements for OSHPD 1R buildings found in Section 309 of California Existing Building Code.

Rationale: Section 309 of California Existing Building Code provides clarification of requirements for OSHPD 1R buildings which are non-conforming hospital buildings that have been removed from acute care service.

ITEM 6

Chapter 5 Special Occupancies

Article 517.1(B) Electrical Equipment Schedules [OSHPD 1, 2, 4, & 5]

Adds requirements to indicate on the construction documents the electrical equipment powered by the essential electrical system and the electrical equipment that will require special seismic certification.

Rationale: These details will aid in a thorough review of the construction documents by authority having jurisdiction which will ensure compliance with code requirements.

ITEM 7

Chapter 5 Special Occupancies

Article 517.2 Definitions of General Care (Category 2) Space and Critical Care (Category 1) Space

Removes 1R from OSHPD banners for these patient care spaces.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. These definitions describe patient care spaces which are not applicable to OSHPD 1R designation.

ASSOCIATED ARTICLES TO ITEM 7

Represents articles that may be impacted by this proposed code change item – Refer to those items in parentheses for related changes.

(ITEM 3) Chapter 1 General

Articles 110.2 and 110.13(C)

(ITEM 4) Chapter 4 Equipment for General Use

Articles 404.4(C) and 406.9(C)(1)

(ITEM 9) Chapter 5 Special Occupancies

Articles 517.10(B)(2), 517.12(A), 517.18(B) Exc.3, 517.18(B) Exc.4, 517.18(B) Exc.5, 517.19.(B)(1) Exc., 517.22, 517.22(B)(1), 517.24, and 517.26

(ITEM 10) Chapter 5 Special Occupancies

Article 517.29(A.1)

(ITEM 11) Chapter 5 Special Occupancies

Articles 517.30(B)(1.1), 517.30(C), 517.31(B)(1)(3), 517.31(B)(3), 517.31(C)(3)(3)g, 517.31(D.1), 517.31(E), 517.34(A)(5), 517.34(A)(8), 517.34(A)(10), 517.35(A)(9) – (10), 517.35(B)(1.1) - (1.2), 517.42(E), 517.44(A)(6) Exc.1, 517.44(A)(7) – (10), and 517.44(B)(1.1)

(ITEM 12) Chapter 5 Special Occupancies

Articles 517.123

(ITEM 13) Chapter 5 Special Occupancies

Article 517.124

(ITEM 14) Chapter 7 Special Conditions

Article 700.12(B)(2) Exc's., Exc.1, Exc.2, and Exc.3

ITEM 8

Chapter 5 Special Occupancies

Article 517.4 Services/Systems and Utilities

Add two additional references to services/systems and utilities requirements found in the California Building Code.

Rationale: There are additional California Building Code services/systems and utilities requirements which were missing from 517.4 requirement.

ITEM 9

Chapter 5 Special Occupancies

Article 517.10(B)(2) Applicability - Not Covered

Removes 1R from OSHPD banner in the “Not adopted by” statement.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.12(A) Wiring Methods

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.18(B) General Care Spaces Patient Bed Location Receptacles

Removes 1R from OSHPD banners found in exceptions 3, 4 and 5.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.19(B)(1) Critical Care Spaces Patient Bed Location Receptacles

Removes 1R from OSHPD banner found in the exception.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.22 Artificial Lighting

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is a lighting requirement so OSHPD 1R designation is not applicable.

Article 517.22(B)(1) Illumination intensity

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is lighting requirement so OSHPD 1R designation is not applicable.

Article 517.24 Mobile Medical Facilities

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.26 Application of Other Articles

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

ASSOCIATED ARTICLES TO ITEM 9

Represents articles that may be impacted by this proposed code change item – Refer to those items in parentheses for related changes.

(ITEM 3) Chapter 1 General

Articles 110.2 and 110.13(C)

(ITEM 4) Chapter 4 Equipment for General Use

Articles 404.4(C) and 406.9(C)(1)

(ITEM 7) Chapter 5 Special Occupancies

Article 517.2, Definitions General Care (Category 2) Space and Critical Care (Category 1) Space

(ITEM 10) Chapter 5 Special Occupancies

Article 517.29(A.1)

(ITEM 11) Chapter 5 Special Occupancies

Articles 517.30(B)(1.1), 517.30(C), 517.31(B)(1)(3), 517.31(B)(3), 517.31(C)(3)(3)g, 517.31(D.1), 517.31(E), 517.34(A)(5), 517.34(A)(8), 517.34(A)(10), 517.35(A)(9) – (10), 517.35(B)(1.1) - (1.2), 517.42(E), 517.44(A)(6) Exc.1, 517.44(A)(7) – (10), and 517.44(B)(1.1)

(ITEM 12) Chapter 5 Special Occupancies

Articles 517.123

(ITEM 13) Chapter 5 Special Occupancies

Article 517.124

(ITEM 14) Chapter 7 Special Conditions

Article 700.12(B)(2) Exc's., Exc.1, Exc.2, and Exc.3

ITEM 10

Chapter 5 Special Occupancies

Article 517.29(A.1) Essential Electrical Systems for Hospitals and Other Health Care Facilities – Applicability

1. Changes code reference from 517.30 to 517.35.
Rationale: Code reference inadvertently changed from 517.35 to 517.30 when 2017 NEC renumbered the hospitals essential electrical system requirements in 517.29 – 517.35. This change corrects this renumbering error.
2. Removes 1R from OSHPD banner.
Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

ASSOCIATED ARTICLES TO ITEM 10

Represents articles that may be impacted by this proposed code change item – Refer to those items in parentheses for related changes.

(ITEM 3) Chapter 1 General

Articles 110.2 and 110.13(C)

(ITEM 4) Chapter 4 Equipment for General Use

Articles 404.4(C) and 406.9(C)(1)

(ITEM 7) Chapter 5 Special Occupancies

Article 517.2, Definitions General Care (Category 2) Space and Critical Care (Category 1) Space

(ITEM 9) Chapter 5 Special Occupancies

Articles 517.10(B)(2), 517.12(A), 517.18(B) Exc.3, 517.18(B) Exc.4, 517.18(B) Exc.5, 517.19.(B)(1) Exc., 517.22, 517.22(B)(1), 517.24, and 517.26

(ITEM 11) Chapter 5 Special Occupancies

Articles 517.30(B)(1.1), 517.30(C), 517.31(B)(1)(3), 517.31(B)(3), 517.31(C)(3)(3)g, 517.31(D.1), 517.31(E), 517.34(A)(5), 517.34(A)(8), 517.34(A)(10), 517.35(A)(9) – (10), 517.35(B)(1.1) - (1.2), 517.42(E), 517.44(A)(6) Exc.1, 517.44(A)(7) – (10), and 517.44(B)(1.1)

(ITEM 12) Chapter 5 Special Occupancies

Articles 517.123

(ITEM 13) Chapter 5 Special Occupancies

Article 517.124

(ITEM 14) Chapter 7 Special Conditions

Article 700.12(B)(2) Exc's., Exc.1, Exc.2, and Exc.3

ITEM 11

Chapter 5 Special Occupancies

Article 517.30(B)(1.1) Generating Units

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.30(C) Location of Essential Electrical System Components

Removes 1R from OSHPD banner from the refer to Californian Building Code 1617A.1.40.

Rationale: Californian Building Code 1617A.1.40 is a requirement for new general acute hospitals and new buildings required for general acute services so this requirement is not applicable for OSHPD 1R buildings because these are existing building.

Article 517.31(B)(1)(3) Optional Loads

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.31(B)(3) Bypass Isolation

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.31(C)(3)(3)g Mechanical Protection of the Essential Electrical System

Removes 1R from OSHPD banner for flexible metal raceways and metal sheathed cables.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.31(D.1) Capacity of Systems

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.31(E) Receptacle Identification

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.34(A)(5) Exception Critical Branch – Nurse Call Systems

Removes 1R from OSHPD banner in the exception.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.34(A)(8) Critical Branch – Task Illumination, Receptacles and Equipment

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.34(A)(10) Critical Branch – Equipment

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.35(A)(9) – (10) Equipment Branch - Equipment for Delayed Automatic Connection

Removes 1R from OSHPD banners.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. These are electrical functional requirements so OSHPD 1R designations are not applicable.

Article 517.35(B)(1.1) – (1.2) Equipment Branch - Equipment for Delayed Automatic or Manual Connection

Removes 1R from OSHPD banners.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. These are electrical functional requirements so OSHPD 1R designations are not applicable.

Article 517.42(E) Receptacle Identification

Removes 1R from OSHPD banners.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.44(A)(6) Exception No. 1 Delayed Automatic Connections to Equipment Branch

Removes 1R from OSHPD banner in Exception No. 1.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

Article 517.44(A)(7) – (10) Delayed Automatic Connections to Equipment Branch

Removes 1R from OSHPD banners.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. These are electrical functional requirements so OSHPD 1R designations are not applicable.

Article 517.44(B)(1.1) Delayed Automatic or Manual Connection to the Equipment Branch

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. This is an electrical functional requirement so OSHPD 1R designation is not applicable.

ASSOCIATED ARTICLES TO ITEM 11

Represents articles that may be impacted by this proposed code change item – Refer to those items in parentheses for related changes.

(ITEM 3) Chapter 1 General

Articles 110.2 and 110.13(C)

(ITEM 4) Chapter 4 Equipment for General Use

Articles 404.4(C) and 406.9(C)(1)

(ITEM 7) Chapter 5 Special Occupancies

Article 517.2, Definitions General Care (Category 2) Space and Critical Care (Category 1) Space

(ITEM 9) Chapter 5 Special Occupancies

Articles 517.10(B)(2), 517.12(A), 517.18(B) Exc.3, 517.18(B) Exc.4, 517.18(B) Exc.5, 517.19.(B)(1) Exc., 517.22, 517.22(B)(1), 517.24, and 517.26

(ITEM 10) Chapter 5 Special Occupancies

Article 517.29(A.1)

(ITEM 12) Chapter 5 Special Occupancies

Articles 517.123

(ITEM 13) Chapter 5 Special Occupancies
Article 517.124

(ITEM 14) Chapter 7 Special Conditions
Article 700.12(B)(2) Exc's., Exc.1, Exc.2, and Exc.3

ITEM 12

Chapter 5 Special Occupancies

Article 517.123 Call Systems

1. Repeals OSHPD amendments Articles 517.123 (A)(5) through 517.123 (A)(5)(c) regarding requirements nurse call systems installed in psychiatric nursing units.
Rationale: This change removes the duplicate nurse call systems requirements for psychiatric nursing units currently found in 517.123 (F).
2. Removes 1R from OSHPD banner.
Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. These nurse call system requirements are based on functional use so OSHPD 1R designation is not applicable.

ASSOCIATED ARTICLES TO ITEM 12

Represents articles that may be impacted by this proposed code change item – Refer to those items in parentheses for related changes.

(ITEM 3) Chapter 1 General

Articles 110.2 and 110.13(C)

(ITEM 4) Chapter 4 Equipment for General Use

Articles 404.4(C) and 406.9(C)(1)

(ITEM 7) Chapter 5 Special Occupancies

Article 517.2, Definitions General Care (Category 2) Space and Critical Care (Category 1) Space

(ITEM 9) Chapter 5 Special Occupancies

Articles 517.10(B)(2), 517.12(A), 517.18(B) Exc.3, 517.18(B) Exc.4, 517.18(B) Exc.5, 517.19.(B)(1) Exc., 517.22, 517.22(B)(1), 517.24, and 517.26

(ITEM 10) Chapter 5 Special Occupancies

Article 517.29(A.1)

(ITEM 11) Chapter 5 Special Occupancies

Articles 517.30(B)(1.1), 517.30(C), 517.31(B)(1)(3), 517.31(B)(3), 517.31(C)(3)(3)g, 517.31(D.1), 517.31(E), 517.34(A)(5), 517.34(A)(8), 517.34(A)(10), 517.35(A)(9) – (10), 517.35(B)(1.1) - (1.2), 517.42(E), 517.44(A)(6) Exc.1, 517.44(A)(7) – (10), and 517.44(B)(1.1)

(ITEM 13) Chapter 5 Special Occupancies

Article 517.124

(ITEM 14) Chapter 7 Special Conditions

Article 700.12(B)(2) Exc's., Exc.1, Exc.2, and Exc.3

ITEM 13

Chapter 5 Special Occupancies

Article 517.124 Technology and Telecommunications Rooms

Removes 1R from OSHPD banner.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. These are electrical functional requirements so OSHPD 1R designation is not applicable.

ASSOCIATED ARTICLES TO ITEM 13

Represents articles that may be impacted by this proposed code change item – Refer to those items in parentheses for related changes.

(ITEM 3) Chapter 1 General

Articles 110.2 and 110.13(C)

(ITEM 4) Chapter 4 Equipment for General Use

Articles 404.4(C) and 406.9(C)(1)

(ITEM 7) Chapter 5 Special Occupancies

Article 517.2, Definitions General Care (Category 2) Space and Critical Care (Category 1) Space

(ITEM 9) Chapter 5 Special Occupancies

Articles 517.10(B)(2), 517.12(A), 517.18(B) Exc.3, 517.18(B) Exc.4, 517.18(B) Exc.5, 517.19.(B)(1) Exc., 517.22, 517.22(B)(1), 517.24, and 517.26

(ITEM 10) Chapter 5 Special Occupancies

Article 517.29(A.1)

(ITEM 11) Chapter 5 Special Occupancies

Articles 517.30(B)(1.1), 517.30(C), 517.31(B)(1)(3), 517.31(B)(3), 517.31(C)(3)(3)g, 517.31(D.1), 517.31(E), 517.34(A)(5), 517.34(A)(8), 517.34(A)(10), 517.35(A)(9) – (10), 517.35(B)(1.1) - (1.2), 517.42(E), 517.44(A)(6) Exc.1, 517.44(A)(7) – (10), and 517.44(B)(1.1)

(ITEM 12) Chapter 5 Special Occupancies

Articles 517.123

(ITEM 14) Chapter 7 Special Conditions

Article 700.12(B)(2) Exc's., Exc.1, Exc.2, and Exc.3

ITEM 14

Chapter 7 Special Conditions

Article 700.12(B)(2) Exceptions Internal Combustion Engines as Prime Movers

Removes 1R from OSHPD banners from all Exceptions.

Rationale: Designation OSHPD 1R is limited to the provisions applicable to the overall SPC building according to Section 309 of California Existing Building Code. These are electrical functional requirements so OSHPD 1R designations are not applicable.

ASSOCIATED ARTICLES TO ITEM 14

Represents articles that may be impacted by this proposed code change item – Refer to those items in parentheses for related changes.

(ITEM 3) Chapter 1 General

Articles 110.2 and 110.13(C)

(ITEM 4) Chapter 4 Equipment for General Use

Articles 404.4(C) and 406.9(C)(1)

(ITEM 7) Chapter 5 Special Occupancies

Article 517.2, Definitions General Care (Category 2) Space and Critical Care (Category 1) Space

(ITEM 9) Chapter 5 Special Occupancies

Articles 517.10(B)(2), 517.12(A), 517.18(B) Exc.3, 517.18(B) Exc.4, 517.18(B) Exc.5, 517.19.(B)(1) Exc., 517.22, 517.22(B)(1), 517.24, and 517.26

(ITEM 10) Chapter 5 Special Occupancies

Article 517.29(A.1)

(ITEM 11) Chapter 5 Special Occupancies

Articles 517.30(B)(1.1), 517.30(C), 517.31(B)(1)(3), 517.31(B)(3), 517.31(C)(3)(3)g, 517.31(D.1), 517.31(E), 517.34(A)(5), 517.34(A)(8), 517.34(A)(10), 517.35(A)(9) – (10), 517.35(B)(1.1) - (1.2), 517.42(E), 517.44(A)(6) Exc.1, 517.44(A)(7) – (10), and 517.44(B)(1.1)

(ITEM 12) Chapter 5 Special Occupancies

Articles 517.123

(ITEM 13) Chapter 5 Special Occupancies

Article 517.124

ITEM 15

Chapter 7 Special Conditions

Article 700.12(E) Fuel Cell System

Adds an exception regarding on-premises fuel requirements for fuel cell systems used as an alternate source of electrical power at OSHPD healthcare facilities.

Rationale: Clarifies on-premises fuel storage requirements at OSHPD healthcare facilities for fuel cell systems used as an alternate source of electrical power.

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

Government Code Section 11346.2(b)(3) requires an identification of each technical, theoretical, and empirical study, report, or similar document, if any, upon which the agency relies in proposing the regulation(s).

Response:

2019 California Electrical Code

National Fire Protection Association (NFPA) 99, Healthcare Facilities Code

STATEMENT OF JUSTIFICATION FOR PRESCRIPTIVE STANDARDS

Government Code Section 11346.2(b)(1) requires a statement of the reasons why an agency believes any mandates for specific technologies or equipment or prescriptive standards are required.

Response: The proposed changes do not mandate any specific technologies or equipment and do not require any prescriptive standards.

CONSIDERATION OF REASONABLE ALTERNATIVES

Government Code Section 11346.2(b)(4)(A) requires a description of reasonable alternatives to the regulation and the agency's reasons for rejecting those alternatives. In the case of a regulation that would mandate the use of specific technologies or equipment or prescribe specific action or procedures, the imposition of performance standards shall be considered as an alternate. It is not the intent of this paragraph to require the agency to artificially construct alternatives or describe unreasonable alternatives.

Response: There were no alternatives for consideration by the Office. The proposed amendments will provide clarification and consistency within the code and are in alignment with national standards.

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

Government Code Section 11346.2(b)(4)(B) requires a description of any reasonable alternatives that have been identified or that have otherwise been identified and brought to the attention of the agency that would lessen any adverse impact on small business.

Response: Small business will not be adversely impacted by the proposed amendments.

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

Government Code Section 11346.2(b)(5)(A) requires the facts, evidence, documents, testimony, or other evidence on which the agency relies to support an initial determination that the action will not have a significant adverse economic impact on business.

Response: The Office of Statewide Health Planning and Development did not identify any cost to comply with the proposed amendments. The proposed amendments provide clarification and repeal unnecessary outdated requirements.

ASSESSMENT OF EFFECT OF REGULATIONS UPON JOBS AND BUSINESS EXPANSION, ELIMINATION OR CREATION

Government Code Sections 11346.3(b)(1) and 11346.5(a)(10)

The OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT has assessed whether or not and to what extent this proposal will affect the following:

- A. The creation or elimination of jobs within the State of California.

Response: The proposed regulations will not create or eliminate jobs within the State of California.

- B.** The creation of new businesses or the elimination of existing businesses within the State of California.
Response: The proposed regulations will not create new businesses or eliminate existing businesses within the State of California.
- C.** The expansion of businesses currently doing business within the State of California.
Response: The proposed regulations will not cause expansion of businesses currently doing business with the State of California.
- D.** The benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment.
Response: OSHPD promulgates building standards regarding the design and construction of licensed health facilities to ensure the protection of the public's health and safety in the facilities. The proposed regulations are necessary for the continued preservation of the health, safety, and welfare of California residents through updated amendments. The regulations will not affect worker safety, or the state's environment.

ESTIMATED COST OF COMPLIANCE, ESTIMATED POTENTIAL BENEFITS, AND RELATED ASSUMPTIONS USED FOR BUILDING STANDARDS

Government Code Section 11346.2(b)(5)(B)(i) states if a proposed regulation is a building standard, the initial statement of reasons shall include the estimated cost of compliance, the estimated potential benefits, and the related assumptions used to determine the estimates.

Response: OSHPD did not identify any cost to comply with the proposed adoption and amendments. The proposal includes minor technical and editorial modifications that will provide clarification and consistency within the code.

DUPLICATION OR CONFLICTS WITH FEDERAL REGULATIONS

Government Code Section 11346.2(b)(6) requires a department, board, or commission within the Environmental Protection Agency, the Resources Agency, or the Office of the State Fire Marshal to describe its efforts, in connection with a proposed rulemaking action, to avoid unnecessary duplication or conflicts with federal regulations contained in the Code of Federal Regulations addressing the same issues. These agencies may adopt regulations different from these federal regulations upon a finding of one or more of the following justifications: (A) The differing state regulations are authorized by law and/or (B) The cost of differing state regulations is justified by the benefit to human health, public safety, public welfare, or the environment.

Response: The proposed regulations do not duplicate or conflict with federal regulations.