

BUILDING STANDARDS COMMISSION

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**MEMBERS of the COMMISSION**

Secretary Marybel Batjer – Chair
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Elley Klausbruckner
Erick Mikiten
Rajesh Patel
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COMMISSION EXECUTIVE STAFF

Mia Marvelli – Executive Director
Michael Nearman – Deputy Executive Director

MEETING NOTICE AND AGENDA CALIFORNIA BUILDING STANDARDS COMMISSION

400 R STREET, FIRST FLOOR HEARING ROOM

CALIFORNIA VICTIM COMPENSATION BOARD

SACRAMENTO, CA 95811

January 15, 2019 at 10:00 am

and

January 16, 2019 at 9:00 am

Notice is hereby given that the California Building Standards Commission (CBSC) will **hear, discuss, deliberate and/or take an action** upon the agenda items listed in this notice. The public is invited to attend and provide their input or comments.

Teleconference Number: (888) 431-3632 Participant Code: 5569427

****Please see the "Teleconference Instructions" at the end of this agenda****

WEBCAST

January 15, 2019 - <https://www.youtube.com/watch?v=BqCfaiUI5Gg>

January 16, 2019 - https://www.youtube.com/watch?v=UBLN8-l_6N8

The above links are active approximately five (5) minutes prior to the meeting start time(s). When commenting on an agenda item via teleconference, please be aware of the **approximate thirty (30) second delay** in the webcast. Call 916-263-0916 if you need assistance with the teleconference line, webcast, or links to the rulemaking packages.

ACTION PLANNED BY THE COMMISSION ON BUILDING STANDARDS:

Agenda Items 4 and 5 - 2018 Triennial Code Adoption Cycle – State Adopting Agency Rulemakings:

The commission will take action to approve, disapprove, or return for amendment with recommended changes, based upon the proceedings by which the Board of State and Community Corrections and the State Lands Commission adopted the listed building standards. The commission will consider the state adopting agency's written analysis justifying the approval pursuant to [Health and Safety Code Section 18930](#), and oral and/or written comment relative to the analysis received at this meeting. Upon approval, these building standards will be codified and published into the 2019 California Building Standards Code, Title 24, California Code of Regulations. Information pertaining to these rulemaking packages may be found at:

<http://www.bsc.ca.gov/Rulemaking/adoptcycle/2018TriennialCodeAdoptionCycle/ComMtg1-2019.aspx>

Agenda Items 6 through 8, and 10 through 12 - 2018 Triennial Code Adoption Cycle – State Proposing Agency Rulemakings:

The commission will take action to approve, disapprove, further study required, or approve as amended the proposed code changes to various parts contained in the California Building Standards Code, Title 24, California Code of Regulations. Upon adoption, these building standards will be codified and published into the 2019 California Building Standards Code, Title 24, California Code of Regulations.

Commission action will be guided by the nine point criteria established in [Health and Safety Code Section 18930](#). The commission will consider each agency's proposed building standards and its justifications, Code Advisory Committee (CAC) recommendations, comments submitted during the public comment periods and oral and/or written comment received at this meeting. The public may comment on any challenges to the proposals or CAC recommendations submitted during the comment periods.

NOTE: No new issues or new information challenging the proposed code changes may be presented to the commission in the adoption of the proposed regulations. Information pertaining to these rulemaking packages may be found at:

<http://www.bsc.ca.gov/Rulemaking/adoptcycle/2018TriennialCodeAdoptionCycle/ComMtg1-2019.aspx>

Agenda Item 9 – Emergency Rulemaking: The Office of Statewide Health Planning and Development's Finding of Emergency and proposed emergency building standards allow hospitals to apply for seismic safety upgrade extensions pursuant to [AB 2190](#) (Chapter 673, Statutes of 2018). Information pertaining to this rulemaking package may be found at:

<http://www.bsc.ca.gov/Rulemaking/adoptcycle/2018TriennialCodeAdoptionCycle/ComMtg1-2019.aspx>

Agenda Item 9a - Finding of Emergency: The commission will take action to concur or not concur with the Finding of Emergency. The action will be guided by [Health and Safety Code Section 18937](#) and related provisions.

Agenda Item 9b - Emergency Building Standards: If the commission concurs with the Finding of Emergency, it will then take action on the respective proposed emergency building standards to approve, disapprove, return for further study, or approve as amended. The action will be guided by [Health and Safety Code Section 18937](#) and related provisions.

AGENDA ITEMS:

1) Call to Order/ Roll Call/ Pledge of Allegiance

Closed Session: The teleconference line and webcast will be muted during the closed session. Stay on the line.

- 2) Closed Session: Pending Litigation** - Pursuant to [Government Code Section 11126](#) subdivision (e)(1), the CBSC will conduct a closed session for the purpose of conferring or receiving advice from the Office of the Attorney General, Deputy Attorney General regarding the case of the Southern California District Council of Laborers v. the California Building Standards Commission, et al.

Resume Open Session: The teleconference line and webcast will be unmuted.

- 3) Comments from the public on issues not on this agenda** - The commission may receive comments from the public on matters not on the agenda. Matters raised may be briefly discussed by the commission and/or placed on a subsequent agenda. No action may be taken by the commission on items raised during this agenda item.

STATE ADOPTING AGENCY RULEMAKINGS

- 4) Board of State and Community Corrections (BSCC 01/18)** Proposed approval of amendments to the 2016 California Administrative Code for incorporation into the 2019 California Administrative Code, Part 1 of Title 24, and proposed approval of amendments to the 2016 California Building Code for incorporation into the 2019 California Building Code, Part 2 of Title 24.
- 5) California State Lands Commission (SLC 01/18)** Proposed approval of amendments to the 2016 California Building Code, Chapter 31F, Marine Oil Terminals for incorporation into the 2019 California Building Code, Part 2 of Title 24.

STATE PROPOSING AGENCY RULEMAKINGS

- 6) California Department of Water Resources (DWR 01/18)** Proposed adoption of amendments for incorporation into the 2019 California Plumbing Code, Part 5 of Title 24
- 7) Department of Housing and Community Development**
- a) Department of Housing and Community Development (HCD 01/17)** Proposed adoption of the 2017 edition of the National Electrical Code with amendments for incorporation into the 2019 California Electrical Code, Part 3 of Title 24.
 - b) Department of Housing and Community Development (HCD 01/18)** Proposed adoption of the 2018 edition of the Uniform Mechanical Code with amendments for incorporation into the 2019 California Mechanical Code, Part 4 of Title 24.

- c) **Department of Housing and Community Development (HCD 02/18)** Proposed adoption of the 2018 edition of the Uniform Plumbing Code with amendments for incorporation into the 2019 California Plumbing Code, Part 5 of Title 24.
- d) **Department of Housing and Community Development (HCD 06/18)** Proposed adoption of amendments to the 2016 California Green Building Standards Code, Part 11 of Title 24 for incorporation into the 2019 California Green Building Code, Part 11 of Title 24.
- e) **Department of Housing and Community Development (HCD 05/18)** Proposed adoption of the 2018 edition of the International Existing Building Code with amendments for incorporation into the 2019 California Existing Building Code, Part 10 of Title 24.

8) Office of Statewide Health Planning and Development

- a) **Office of Statewide Health Planning and Development (OSHPD 01/17)** Proposed adoption of the 2017 edition of the National Electrical Code with amendments for incorporation into the 2019 California Electrical Code, Part 3 of Title 24.
 - b) **Office of Statewide Health Planning and Development (OSHPD 04/18)** Proposed adoption of the 2018 edition of the Uniform Mechanical Code with amendments for incorporation into the 2019 California Mechanical Code, Part 4 of Title 24.
 - c) **Office of Statewide Health Planning and Development (OSHPD 05/18)** Proposed adoption of the 2018 edition of the Uniform Plumbing Code with amendments for incorporation into the 2019 California Plumbing Code, Part 5 of Title 24.
- 9) Office of Statewide Health Planning and Development (OSHPD EF 01/18)** Emergency administrative standards for hospital seismic safety upgrade extensions for the 2016 California Administrative Code, Part 1 of Title 24, California Code of Regulations.

a) **Action for Finding of Emergency**

b) **Action for the adoption of the proposed emergency building standards**

10) California Building Standards Commission

- a) **California Building Standards Commission (BSC 01/17)** Proposed adoption of the 2017 edition of the National Electrical Code with amendments for incorporation into the 2019 California Electrical Code, Part 3 of Title 24.
- b) **California Building Standards Commission (BSC 03/18)** Proposed adoption of the 2018 edition of the Uniform Mechanical Code with amendments for incorporation into the 2019 California Mechanical Code, Part 4 of Title 24.
- c) **California Building Standards Commission (BSC 04/18)** Proposed adoption of the 2018 edition of the Uniform Plumbing Code with amendments for incorporation into the 2019 California Plumbing Code, Part 5 of Title 24.

- d) **California Building Standards Commission (BSC 06/18)** Proposed adoption of amendments to the 2016 California Green Building Standards Code, Part 11 of Title 24 for incorporation into the 2019 California Green Building Code, Part 11 of Title 24.

11) Division of the State Architect- Structural Safety/Community Colleges

- a) **Division of the State Architect – Structural Safety/Community Colleges (DSA-SS/CC 01/17)** Proposed adoption of the 2017 edition of the National Electrical Code with amendments for incorporation into the 2019 California Electrical Code, Part 3 of Title 24.
- b) **Division of the State Architect – Structural Safety/Community Colleges (DSA-SS/CC 03/18)** Proposed adoption of the 2018 edition of the Uniform Mechanical Code with amendments for incorporation into the 2019 California Mechanical Code, Part 4 of Title 24.
- c) **Division of the State Architect – Structural Safety/Community Colleges (DSA-SS/CC 04/18)** Proposed adoption of the 2018 edition of the Uniform Plumbing Code with amendments for incorporation into the 2019 California Plumbing Code, Part 5 of Title 24.
- d) **Division of the State Architect – Structural Safety/Community Colleges (DSA-SS/CC 07/18)** Proposed adoption of amendments to the 2016 California Green Building Standards Code, Part 11 of Title 24 for incorporation into the 2019 California Green Building Code, Part 11 of Title 24.

12) Office of the State Fire Marshal

- a) **Office of the State Fire Marshal (SFM 01/18)** Proposed adoption of the 2018 edition of the International Building Code with amendments for incorporation into the 2019 California Building Code, Part 2 of Title 24.
- b) **Office of the State Fire Marshal (SFM 02/18)** Proposed adoption of the 2018 edition of the International Residential Code with amendments for incorporation into the 2019 California Residential Code, Part 2.5 of Title 24.
- c) **Office of the State Fire Marshal (SFM 01/17)** Proposed adoption of the 2017 edition of the National Electrical Code with amendments for incorporation into the 2019 California Electrical Code, Part 3 of Title 24.
- d) **Office of the State Fire Marshal (SFM 04/18)** Proposed adoption of the 2018 edition of the Uniform Mechanical Code with amendments for incorporation into the 2019 California Mechanical Code, Part 4 of Title 24.
- e) **Office of the State Fire Marshal (SFM 05/18)** Proposed adoption of the 2018 edition of the 2018 edition of the Uniform Plumbing Code with amendments for incorporation into the 2019 California Plumbing Code, Part 5 of Title 24.

- f) **Office of the State Fire Marshal (SFM 06/18)** Proposed adoption of the 2018 edition of the International Fire Code with amendments for incorporation into the 2019 California Fire Code, Part 9 of Title 24.
 - g) **Office of the State Fire Marshal (SFM 07/18)** Proposed adoption of the 2018 edition of the International Existing Building Code with amendments for incorporation into the 2019 California Existing Building Code, Part 10 of Title 24.
 - h) **Office of the State Fire Marshal (SFM 08/18)** Proposed adoption of amendments to the 2016 California Referenced Standards Code, Part 12 of Title 24 for incorporation into the 2019 California Referenced Standards Code, Part 12 of Title 24.
- 13) Future agenda items** - The commission may briefly discuss and set for action on future agendas, procedural and substantive items relating to state building regulatory programs, commission policy, and administrative matters.
- 14) Adjourn**

MEETING INSTRUCTIONS

- ❖ CBSC meetings operate under the requirements of the Bagley-Keene Open Meeting Act (Act) set forth in [Government Code Section 11120 through 11132](#). The Act generally requires CBSC to publicly notice meetings, prepare agendas, accept public testimony, and conduct sessions in public unless specifically authorized by the Act to meet in closed session.
- ❖ CBSC conducts public meetings to ensure adequate opportunity for public participation and to perform a technical review of code changes pursuant to [Health and Safety Code Section 18929.1](#). Materials reviewed during meetings are available for public review and comment on the commission website at www.bsc.ca.gov. Members of the public may also contact the commission to request a copy of the materials.
- ❖ Meeting facilities and restrooms are accessible to individuals with disabilities. Requests for accommodations for individuals with disabilities (assistive listening device, American Sign Language interpreters, etc.) should be made to the commission office no later than ten (10) working days prior to the day of the meeting.
- ❖ If Paratransit services are needed, they may be contacted at (916) 429-2744 or 800-956-6776, or TDD (916) 429-2568 in Sacramento. Sacramento Regional Transit (<http://www.sacrt.com/>) has public transit available the day of the meeting. For routes contact Sacramento Regional Transit at (916) 321-BUSS (2877); for hearing impaired (916) 483-HEAR (4327).
- ❖ Public parking is available at 500 R Street (entrance to the parking facility is on 5th Street between R Street and S Street) and metered on-street parking is available.
- ❖ Meetings are subject to cancellation, and agenda items are subject to being taken out of order, removal, continuance or referral. Items scheduled for a particular day may be moved to an earlier day, or vice-versa, to facilitate the commission's business.

Technical difficulties with equipment experienced prior to or during the meeting preventing or inhibiting accessibility accommodation is not cause for not holding or for terminating the scheduled meeting.

- ❖ Please contact the California Building Standards Commission with any questions concerning this meeting notice/agenda at 2525 Natomas Park Drive, Suite 130, Sacramento, California 95833, by telephone at (916) 263-0916, or visit the CBSC website at www.bsc.ca.gov.

****TELECONFERENCE INSTRUCTIONS****

All callers will begin in "Listen Only" mode.

If you wish to make a comment on a specific agenda item, **please listen for the commission chair to ask for any comments from the public.** At this time please place yourself into the queue by pressing 1 and then 0 on your keypad. The chair will take comments from participants in attendance first and then the participants on the telephone.

When you press 1 and then 0, you will hear: "You will be notified when the speaker is ready for your question; to withdraw your question press 1 and then 0."

When it is your turn to comment you will hear: "Please ask your question after the tone." A tone will sound and you are now in "Talk" mode.

The chair will continue through the call queue until there are no questions remaining.

The commission will proceed to the next agenda item.

Note: Please refrain from pressing 1 and 0 multiple times. Doing this toggles your position in and out of the call queue. **Press 1 and 0 only once** and wait for your notification to speak.

Important: Please call the teleconference from a land-line using the telephone handset only. This enhances the commission's ability to hear your comments clearly. Calling from a speaker phone or a cell phone reduces the quality of the audio and makes it much harder for your comments to be heard clearly.