

**FINAL STATEMENT OF REASONS
FOR PROPOSED BUILDING STANDARDS
OF THE OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT
REGARDING THE 2019 CALIFORNIA EXISTING BUILDING CODE
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 10**

(OSHPD 07/19)

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 proposed actions associated with this rulemaking.

MANDATE ON LOCAL AGENCIES OR SCHOOL DISTRICTS

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 received a comment from the State Fire Marshal and did not receive any objections or recommendations for the proposed actions as noticed during the 45-Day Comment Period of April 24, 2020 through June 8, 2020. A summary of the comments, objections, recommendations, and OSHPD responses are as follows:

Regarding Item 2, Section 1.10 OFFICE OF STATEWIDE HEALTH PLANNING AND DEVELOPMENT, 1.10.4 OSHPD 4

Commenter(s): Greg Andersen, The Office of the State Fire Marshal

Commenter(s) Recommendation: Please withdraw the OSHPD 4. It is still in error. CDCR does not have the authority to adopt regulations. Also, CDCR does not have the authority to enforce. They have to comply to your regulations. They are self-monitored, but not an enforcing agency.

Agency Response: OSHPD accepts the recommendation and has withdrawn this amendment.

DETERMINATION OF ALTERNATIVES CONSIDERED AND EFFECT ON PRIVATE PERSONS

OSHPD has determined that no alternative 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. The proposed regulations will not have a cost impact to private persons.

REJECTED PROPOSED ALTERNATIVE THAT WOULD LESSEN THE ADVERSE ECONOMIC IMPACT ON SMALL BUSINESSES:

OSHPD has determined that the proposed regulations will not have an adverse economic impact on small businesses. The proposed regulations are technical modifications that will provide clarification and consistency within the code.