

**DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
DIVISION OF CODES AND STANDARDS**

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CALIFORNIA BUILDING
STANDARDS COMMISSION

June 4, 2018

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

Dear Mia Marvelli:

RE: 90-day Readoption of Emergency Regulations (HCD EF 01/18)

The Department of Housing and Community Development (HCD) is requesting to be added to the California Building Standards Commission (CBSC) July 17, 2018 regular business meeting.

HCD will be requesting a 90-day readoption of emergency regulations filed as HCD EF 01/18, which amended the 2016 California Building Code (CBC; Part 2, Title 24, California Code of Regulations) and the 2016 California Residential Code (CRC; Part 2.5, Title 24, California Code of Regulations). These emergency building standards were approved by the CBSC at the April 17, 2018, business meeting and became effective on April 18, 2018. These emergency building standards will expire in 180 days (October 15, 2018) from the effective date and one day before the October 16, 2018, CBSC meeting. Therefore, pursuant to Government Code Section 11346.1(h), it is necessary for HCD to readopt these regulations for a 90-day period. In order to avoid a second readoption request, HCD is also requesting that the readoption date be specified as October 16, 2018. This will extend the expiration date for these emergency regulations to January 14, 2019, providing sufficient time to complete the certifying rulemaking process.

The emergency regulations consist of Appendix N within the 2016 CBC and Appendix X within the 2016 CRC addressing emergency housing as it relates to residential structures. These regulations were developed by HCD to help address the immediate need for emergency housing in California and the lack of specific standards for structures used as emergency housing in the California Building Standards Code. The emergency regulations were based on several resources, including the 2018 International Residential Code, Appendix Q, for Tiny Houses; Government Code Section 8698.3(h) addressing shelter crisis; Health and Safety Code requirements for camping cabins and park trailers; and provisions in the California Code of Regulations, Title 25, addressing requirements for tents, maintenance and location of specified structures, and provisions for kitchens, bathrooms, heat, waste, and floor area.

Activities related to the emergency regulations included a focus group meeting for the 2019 CBC and 2019 CRC on April 5, 2018. Topics included discussion of the emergency regulations, as proposed, to carry forward into the 2019 codes; review and approval of the City of Los Angeles' draft emergency housing ordinance; and the release of Information

Bulletin 2018-01 on May 11, 2018, to notify subscribers of the voluntary regulations available for adoption.

HCD is concurrently initiating a certifying rulemaking process for the emergency building standards (HCD EF 01/18). HCD will be submitting the certifying rulemaking package to the CBSC prior to June 26, 2018, in anticipation of a 45-day public comment period to start July 13, 2018. HCD will also request to be added to the October 16, 2018, CBSC meeting agenda in order to request approval of the certifying rulemaking. These actions should demonstrate HCD's intent for permanent adoption of these regulations in accordance with Government Code Section 11346.1(h).

If you have any questions, please contact Emily Withers, Codes and Standards Administrator II, at (916) 263-2998 or Emily.Withers@hcd.ca.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Richard Weinert", with a long horizontal line extending to the right.

Richard Weinert
Deputy Director

cc: Michael Nearman, Deputy Executive Director
California Building Standards Commission