

**BUILDING STANDARDS COMMISSION**

2525 Natomas Park Drive, Suite 130  
Sacramento, California 95833  
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**MEMBERS of the COMMISSION**

*Secretary Marybel Batjer – Chair*  
*Steven Winkel – Vice-Chair*  
*James Barthman*  
*Larry Booth*  
*Elley Klausbruckner*  
*Erick Mikiten*  
*Raj Patel*  
*Peter Santillan*  
*Kent Sasaki*  
*Juvilyn Alegre*

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**COMMISSION EXECUTIVE STAFF**

*Mia Marvelli – Executive Director*  
*Michael Nearman – Deputy Executive Director*

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**MEETING NOTICE AND AGENDA  
CALIFORNIA BUILDING STANDARDS COMMISSION**

**400 R STREET, FIRST FLOOR HEARING ROOM  
CALIFORNIA VICTIM COMPENSATION BOARD  
SACRAMENTO, CA 95811**

**December 12, 2017 at 10:00 a.m.**

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) 240-3210 Participant Code: 7969397**

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

**WEBCAST**

**<https://www.youtube.com/channel/UCA1b9UV-Dt0Y-Ce9W6TLtuA/videos>**

The above link is 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.

## **ACTION PLANNED BY THE COMMISSION ON BUILDING STANDARDS:**

**Agenda Items 5a through 5c – Certification of Emergency Building Standards:** The Commission will take action to approve, disapprove, return for further study required or approve as amended the certificate of compliance ([Gov. Code, §§ 11346.2 – 11347.3.](#)) to make permanent the emergency regulations originally approved by the commission on January 27, 2017. The action will be guided by the nine point criteria established in [Health and Safety Code Section 18930](#). Information relating to this rulemaking package may be found at:

<http://www.bsc.ca.gov/Rulemaking/regrule/CertifyingRulemakingsforApprovedEmergencyBuildingStandards.aspx>

**Agenda Items 6a and 6b - Change Without Regulatory Effect (CWoRE):** The commission will take action to approve or disapprove the listed proposed change without regulatory effect. The action will be guided by the nine point criteria established in [Health and Safety Code Section 18930](#) and Section 1-421 of the California Administrative Code (Cal. Code Regs., Title 24, Part 1.). Information relating to this rulemaking package may be found at:

<http://www.bsc.ca.gov/Rulemaking/regrule/ChangesWithoutRegulatoryEffect.aspx>

## **AGENDA ITEMS:**

- 1) Call to Order/ Roll Call/ Pledge of Allegiance**
- 2) Review and approval of October 17, 2017 meeting minutes**
- 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.
- 4) Executive Director Report:** CBSC Executive Director will provide an overview of current commission business.
- 5) Certification of Emergency Building Standards** pursuant to Government Code Sections 11346.2 through 11347.3 and Health and Safety Code Section 18930:
  - a) California Building Standards Commission (BSC EF 01/17) approved by the Commission at its January 27, 2017 meeting:** CBSC is requesting certification of compliance and permanent approval of emergency building standards pertaining to exterior elevated elements in the 2016 California Building Code (Cal. Code Regs., Title 24, Part 2.) and 2016 California Existing Building Code (Cal. Code Regs., Title 24, Part 10.).
  - b) Department of Housing and Community Development (HCD EF 01/17) approved by the Commission at its January 27, 2017 meeting:** HCD is requesting certification of compliance and permanent approval of emergency building standards pertaining to exterior elevated elements in the 2016 California Building Code (Cal. Code Regs., Title 24, Part 2.) and 2016 California Existing Building Code (Cal. Code Regs., Title 24, Part 10.).

- c) **Division of the State Architect (DSA-SS/CC EF 01/17) approved by the Commission at its January 27, 2017 meeting:** DSA-SS/CC is requesting certification of compliance and permanent approval of emergency building standards pertaining to exterior elevated elements in the 2016 California Building Code (Cal. Code Regs., Title 24, Part 2.) and 2016 California Existing Building Code (Cal. Code Regs., Title 24, Part 10.).
- 6) **Change Without Regulatory Effect** pursuant to the Section 1-421 of the California Administrative Code (Cal. Code Regs., Title 24, Part 1.):
- a) **California Building Standards Commission (BSC 02/17 CWoRE):** Proposed Change without Regulatory Effect to Chapter 31, Sections 3109.4 through 3109.6 of the 2016 California Building Code (Cal. Code Regs., Title 24, Part 2.) for consistency with the Swimming Pool Safety Act ([HS. Code, §§ 115920 – 115929.](#)), which was recently amended by [SB 442 \(Chapter 670, Statutes of 2017\)](#). CBSC is required to reprint the Swimming Pool Safety Act pursuant to [Health and Safety Code Section 18942\(b\)](#).
- b) **California Building Standards Commission (BSC 03/17 CWoRE):** Proposed Change without Regulatory Effect to Appendix V, Sections AV100 through AV 100.9 of the 2016 California Residential Code (Cal. Code Regs., Title 24, Part 2.5.) for consistency with the Swimming Pool Safety Act ([HS. Code, §§ 115920 – 115929.](#)), which was recently amended by [SB 442 \(Chapter 670, Statutes of 2017\)](#). CBSC is required to reprint the Swimming Pool Safety Act pursuant to [Health and Safety Code Section 18942\(b\)](#).
- 7) **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 policies, and administrative matters.
- 8) **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](http://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 5<sup>th</sup> 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](http://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.