

**INITIAL STATEMENT OF REASONS
FOR PROPOSED BUILDING STANDARDS
OF THE DEPARTMENT OF HEALTH CARE ACCESS AND INFORMATION/
OFFICE OF STATEWIDE HOSPITAL PLANNING AND DEVELOPMENT
REGARDING THE 2025 CALIFORNIA ADMINISTRATIVE CODE
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 1
(OSHPD 03/24)**

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.

GENERAL INITIAL STATEMENT OF REASONS

The California Department of Health Care Access and Information (HCAI), Office of Statewide Hospital Planning and Development (OSHPD) proposes to adopt and amend Chapters 6 and 7 of the 2025 edition of the California Administrative Code, carrying forward existing amendment from the 2022 California Administrative Code. Rationale for specific amendments is itemized below.

All existing requirements from the 2022 California Administrative Code that are not amended in the Express Terms, are carried forward without any change.

OSHPD was recast and transitioned to the Department of Health Care Access and Information (HCAI) in 2021. The Divisions within HCAI were changed to Offices and OSHPD was able to retain the acronym which will not change the Title 24 banners.

ITEM 1

**CHAPTER 6 SEISMIC EVALUATION PROCEDURES FOR HOSPITAL BUILDINGS
ADMINISTRATIVE REGULATIONS FOR THE OFFICE OF STATEWIDE HOSPITAL
PLANNING AND DEVELOPMENT (OSHPD)
ARTICLE 1 DEFINITIONS AND REQUIREMENTS**

Amend Health to Hospital in the Chapter Title and carry forward existing amendments from the 2022 California Administrative Code. Specific amendments shown below.

Section 1.2 Definitions.

ADMINISTRATIVE EXTENSION The definition is repealed since the timeframe to request an extension has expired; an extension is no longer permitted.

CRITICAL COMMUNITY PROVIDER The definition is repealed since it applied to the extension process. As explained above, timeframe to request an extension has expired so this definition is no longer necessary.

DAMAGE CONTROL STRUCTURAL PERFORMANCE CATEGORY An editorial revision is proposed for proper reference to code sections. Existing text "or equivalent provisions in later editions of the CEBC" is deleted as only conformance with ASCE 41-13 is permitted for SPC-4D reclassification. The provisions of later versions of the California Existing Building Code (CEBC) do not apply as this is the current edition of the CEBC. This error has been corrected. Compliance with selected portions of later editions of ASCE 41 causes conflict as changes in those provisions also requires changes in the ground motions. Selected changes are handled on case-by-case basis.

GENERAL ACUTE CARE HOSPITAL Editorial grammatical correction. Hospitals are either licensed or not licensed. There is not a "may be" licensed condition.

PROBABILITY OF COLLAPSE Editorial revision for proper reference to code section.

STRUCTURAL PERFORMANCE CATEGORY SPC-4D An editorial revision is proposed for proper reference to code sections.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 1.3 Seismic evaluation. An editorial revision is proposed to the Exception of Section 1.3 for proper reference to code sections. Existing text "or equivalent provisions in later editions of the CEBC" is deleted as only conformance with ASCE 41-13 is permitted for SPC-4D reclassification. The provisions of later versions of the CEBC do not apply as this is the current edition of the CEBC. This error has been corrected. Compliance with selected portions of later editions of ASCE 41 causes conflict as changes in those provisions also requires changes in the ground motions. Selected changes are handled on case-by-case basis.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 1.4 Compliance plans. HCAI proposes an amendment to change the wording "must" to "shall" for proper regulatory language use. This proposed amendment does not change the regulatory requirement.

CAC Recommendation:

Approve

Agency Response:

Accept

Sections 1.4.4.4 Compliance plan schedule. The proposed amendment corrects the organization name for California Department of Public Health (CDPH) to match current organization name.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 1.4.5 Compliance plan update/change notification. A deadline is added to set a due date for owners to submit their required compliance plans if the plan was updated from the original submittal. Historically the Office has not received updated compliance plans as required per Section 1.4.5 making it necessary to for a deadline to be added to the code.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 1.4.5.1 Change in seismic performance category. An editorial amendment is proposed to use proper regulatory language.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 1.4.5.1.3 An editorial amendment is proposed for proper reference to code sections. Existing text "or equivalent provisions in later editions of the CEBC" is deleted as only conformance with ASCE 41-13 is permitted for SPC-4D reclassification. The provisions of later versions of the CEBC do not apply as this is the current edition of the CEBC. This error has been corrected. Compliance with selected portions of later editions of ASCE 41 causes conflict as changes in those provisions also requires changes in the ground motions. Selected changes are handled on case-by-case basis.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 1.5.2 Delay in compliance. Item # 1 Requirements for NPC. The proposed amendments update the NPC compliance requirements and dates and align with existing statutory mandate. Hospital buildings in Seismic Design Category (SDC) F were required to be NPC 4 by 2024. However, there are still buildings in SDC F that have not complied with this requirement. All other hospital buildings are in SDC D. Removal of SDC D now permits all hospital buildings not in compliance and will now have specified timelines by which NPC compliance is required to be met. In subsections 1.2, 1.3 and 1.4 the January 1, 2026, date is revised to March 1, 2026, to allow flexibility for owners to meet the intermediate milestones. An exception is added to 1.2. for hospital buildings that have already been removed from acute care or if a project is

submitted to remove it from acute care. In subsection 1.4, the minimum NPC rating is lowered from 4 to 3 because compliance with NPC 4D only requires buildings to be NPC 3 compliant with an operation plan. Areas not in compliance with NPC 4 or NPC 4D depending on area of work are required to be brought into compliance for remodel or renovation work within that space.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 1.5.2 Delay in compliance. Item # 2 Requirements for SPC. HCAI proposes to repeal regulations that are no longer applicable, and subsequent sections renumbered. The Senate Bill 90 (Chapter 19, Statutes of 2011) permitted SPC 1 buildings to provide acute care service until January 1, 2020. This statute has been replaced with Assembly Bill 2190 (Chapter 673, Statutes of 2018) and therefore the regulations are outdated and should be repealed from the code. AB 2190 permitted an additional extension depending on method of compliance from the January 1, 2020 deadline for buildings classified as SPC 1 to be retrofit to SPC 2 or higher or discontinue providing acute care services from those buildings. This extension also came with penalties if compliance by specified timeframes were not satisfied.

CAC Recommendation:

Approve

Agency Response:

Accept

ITEM 2

**CHAPTER 6 SEISMIC EVALUATION PROCEDURES FOR HOSPITAL BUILDINGS
ADMINISTRATIVE REGULATIONS FOR THE OFFICE OF STATEWIDE HOSPITAL
PLANNING AND DEVELOPMENT (OSHPD)
ARTICLE 11 EVALUATION OF CRITICAL NONSTRUCTURAL COMPONENTS AND
SYSTEMS**

Carry forward existing amendments from the 2022 California Administrative Code. Specific amendments shown below.

Section 11.2.3 Evaluation procedures for NPC 4 and NPC 4D. An editorial amendment is proposed within subsection f)1. to identify areas of work as there are no Level 1 areas. Level 1 is an operation requirement within NPC 3 areas. Limiting the information provided on the plans for utilities serving the NPC 3 areas to show non-exempt utilities only as no construction is required for exempted utilities.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 11.3.1 Anchors used in the seismic bracing of pipes, ducts or conduit.

Item # 1 Torque testing requirement for bolts with no tension is repealed because there is no specific test for shear and will reduce the testing requirements when not required. Acceptance for shear is based on demand capacity ratios being less than 1.0.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 11.3.2 Anchors used in the attachment of equipment and other components. Item # 1 Torque testing requirement for bolts with no tension is repealed as there is no specific test for shear and will reduce the testing requirements when not required. Acceptance for shear is based on demand capacity ratios being less than 1.0.

CAC Recommendation:

Approve

Agency Response:

Accept

Existing Section 11.3.5 Allowable shear loads. Requirements in this section are addressed by the new Section 11.4, hence Section 11.3.5 is repealed.

CAC Recommendation:

Approve

Agency Response:

Accept

New Section 11.4 Content of existing Section 11.3.5 is relocated to this section with clarification. No material change intended.

CAC Recommendation:

Approve

Agency Response:

Accept

ITEM 3

CHAPTER 7 SAFETY STANDARDS FOR HEALTH FACILITIES

ARTICLE 1 GENERAL

Carry forward existing amendments from the 2022 California Administrative Code. Specific amendments shown below.

Section 7-101 Scope. The Section is amended to add Health and Safety Code (HSC) Section 129850 that states the Office of Statewide Hospital Planning and Development (OSHDP) has broad statutory authority to make any regulations that it deems necessary, proper, or suitable to carry out the Alfred E. Alquist Hospital Facilities Seismic Safety Act of 1983 (HSSA 83). Some users are reading this section as limiting

OSHPD's regulatory authority to earthquakes, gravity and winds cited in HSC Section 129680.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 7-104 Alternate method of compliance. The Section is amended for consistency with revisions and reorganization in all International Codes, which are adopted as part of the California Building Standards Code. Additional amends to the section are required to satisfy statutory mandate to write regulations in plain language.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 7-109 Application of regulations. The Section is amended to state that additions, structural repairs, and alterations to existing health facilities are now contained within Part 10, Title 24, California Code of Regulations, California Existing Building Code. Existing item (b) which says "deleted" is deleted and remainder of the list is renumbered.

CAC Recommendation:

Approve

Agency Response:

Accept

ITEM 4

**CHAPTER 7 SAFETY STANDARDS FOR HEALTH FACILITIES
ARTICLE 2 DEFINITIONS**

Carry forward existing amendments from the 2022 California Administrative Code. Specific amendments shown below.

Article 2 The preamble in the article is amended to clarify that definitions in the Chapter 7 of the California Administrative Code apply to other parts of the California Building Standards Code (Title 24). The amendments also clarify that definitions in other parts of Title 24 apply, when not in conflict with definitions in the chapter.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 7-111. Definitions.

FREESTANDING HCAI proposes to amend the definition to clarify that a building does not have to be adjacent to another building to be free freestanding and the separation requirements apply to all adjacent buildings (and not limited to hospital buildings only). Additionally, remove “shall,” since definitions in the code are not enforceable. The amendment in item 2 revises California Building Code to the California Building Standards Code as not all fire related requirements are specified in the CBC.

OFFICE HCAI proposes to amend the definition to be consistent with the creation of the Department of Health Care Access and Information (HCAI) and the renamed Office of Statewide Hospital Planning and Development (OSHDP), formerly Facilities Development Division within the Office of Statewide Health Planning and Development (OSHDP).

CAC Recommendation:

Approve

Agency Response:

Accept

ITEM 5

**CHAPTER 7 SAFETY STANDARDS FOR HEALTH FACILITIES
ARTICLE 3 APPROVAL OF CONSTRUCTION DOCUMENTS**

Carry forward existing amendments from the 2022 California Administrative Code. Specific amendments shown below.

Section 7-113 Application for plan, report, or seismic compliance extension review. (a), (b) and (c) HCAI proposes to amend the section to satisfy statutory mandate to write regulations in plain language. In addition, editorial changes are proposed to correct proper regulatory language use.

Subsection (a) 1 Is rewritten to itemize the application content.

Subsection (a) 2 Is rewritten to itemize the documents required for submission. These are not new requirements, as they are already required for the electronic submittal process that has been active for several years. The Geotechnical/Geohazard reviews are revised for consistency with the California Building Code. Since submittal is electronic, three copies are not required.

Subsection (b) and (c) HCAI proposes to amend the section to use proper code terminology. Item (c) 1, has been broken into a list for clarity. No regulatory change is intended.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 7-115 Preparation of construction documents and reports. (a) and (b)

HCAI proposes to amend Section 7-115 (a) to allow fire protection engineers to prepare plans and specifications for fire protection systems. This change is based on petition P-02-23 that was received requesting HCAI to modify Section 7-115 of the California

Administrative Code. The petitioner requested HCAI consider the addition of fire protection engineers who may be in responsible charge. Section 7-115 is based on the requirements in HSC Section 129805 which requires hospital projects to be under the responsible charge of an architect or structural engineer. Plans and specifications that do not affect architectural or structural conditions may be prepared under the responsible charge of a professional engineer holding a valid certificate under Chapter 7 of the HSC. Chapter 7 is the Professional Engineers Act and Fire Protection Engineers are included in the definition of Professional Engineer. The HCAI amendment will be revised to include Fire Protection Engineers and align with State regulations. The proposed amendments in (a) 2 includes fire protection engineers to be included with mechanical, electrical, and civil engineers. New item 4 specifies fire protection engineers may prepare plans for fire protection systems.

Additionally, HCAI proposes to amend Section 7-115 (b) to comply with statutory mandate in HSC Section 129805 (a) "All plans and specifications shall be prepared under the responsible charge of an architect or a structural engineer, or both. A structural engineer shall prepare the structural design and shall sign plans and specifications related thereto. ..." The Business and Professions Code (B&PC) Section 5500.1 permits architects to design any building, provided they are competent to do so in accordance with B&PC Section 160.

The HSC Section 129805 (statute specific to hospital buildings) supersedes B&PC (generic California requirements for professional Architects) for hospital buildings (since an agency specific statute supersedes generic requirements in other parts of the California codes) and requires a structural engineer to prepare the structural design and to sign plans and specifications related thereto. Therefore the requirement permitting architects to prepare structural construction documents is repealed and limited to anchorage and bracing of nonstructural components.

Civil Engineers and Architects are permitted to prepare construction documents for anchorage and bracing pursuant to flexibility requirements for minor design in HSC Section 129875.

CAC Recommendation:

Further Study Required. Allowing fire protection engineers to prepare plans may conflict with Board of Registration for Professional Engineers and Land Surveyors (Title Act vs. Practice Act). CAC suggested moving new subsection (a)4. to (b)4. and modifying that proposed language from "may" to "shall be permitted to" for consistency with other editorial changes within Section 7-115 made by HCAI.

Agency Response:

Disagree. HCAI will continue to propose the code change and continue to research the allowances for a Fire Prevention Engineer title for any conflicts in law during the 45-day comment period. This is to address the statements received from the CAC to verify if a Fire Prevention Engineer can sign documents for fire prevention.

HCAI relocated the proposed language from subsection (a)4. to (b)4. This subsection was intended to be in (b) however it was misplaced. Additionally, within the new subsection (b)4., "may" was changed to "shall be permitted to" as recommended by the CAC.

Section 7-115 Preparation of construction documents and reports. (c) Editorial changes to correct proper regulatory language use.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 7-115 Preparation of construction documents and reports. (d) Sections are amended to clarify that only OSHPD Preapproved Details (OPDs) and distribution system preapprovals are required to be inserted in the construction documents, not other preapprovals, such as OSHPD Special Seismic Certification Preapproval (OSP) and OSHPD Preapproval of Manufacturer's Certification (OPM).

Statutes mandate that professional engineers shall design and OSHPD shall approve the construction documents. OSHPD's design of OPDs does not consider specific project conditions. Professional engineers need to make sure that OPDs satisfy project specific requirements.

Changes made to preapprovals that require calculations to justify the change are considered a material alteration and would void the preapproval.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 7-117 Site data. The proposed amendments to correct proper regulatory language use. It is also clarified that site data applies to geotechnical/geohazard reports. Additionally, a reference is added to assist the code user.

CAC Recommendation:

Approve

Agency Response:

Accept

ITEM 6

**CHAPTER 7 SAFETY STANDARDS FOR HEALTH FACILITIES
ARTICLE 4 CONSTRUCTION**

Carry forward existing amendments from the 2022 California Administrative Code. Specific amendments shown below.

Section 7-152 Replacement of and architect, engineering, inspector of record, approved agency, special inspector or contractor. HCAI proposes to replace "individuals" with "firms" and include "IOR and contractor". One reason for this change is an architect or engineer who worked for a firm and prepared the set of construction documents for a project, may be replaced during a project. However, the firm is the responsible party. If the architectural or engineering firm is replaced prior to plan approval or after construction document approval, then Section 7-152 would be

triggered. This change is needed to provide consistency on how the section has been applied throughout the various OSHPD regions.

The amendment also adds IOR (inspector of record) and contractor to the list of affected parties. This is consistent with the section title and the process currently in place. This change will not create cost of compliance and may reduce the amount of paperwork generated when an individual is replaced on a project.

CAC Recommendation:

Further Study Required. The CAC recommended “IOR” be spelled out to “Inspector of Record” to prevent confusion. Also consider whether the word “firm” should be replaced with “architect,” as Section 7-113(a)1.B. states the name of the Architect or Engineer who is responsible charge of the work.

Agency Response:

Disagree. After further study, HCAI is not making any changes to the proposed language based on the CAC recommendation except for spelling out the “IOR” acronym. HCAI reviewed Sections 7-113(a)1.B. and 7-152, they are for different purposes. A “registered design professional” is defined in the California Building Code Section 202 as an “individual who is registered or licensed to practice their respective profession” and must take responsibility for the construction documents and associated construction observation. This must be an architect or structural engineer licensed to practice in California in support of the requirement in Section 7-113(a).

While a design firm may hold a contract with the owner, signed by a principal or other person having signing authority, the licensed design professional stamping the documents needs to be listed in HCAI’s Accela database as the primary design professional and might be different from the person who had signed the contract for design services.

Some allowance is necessary for replacing the architect-of-record when the design firm continues to provide the contracted design services. This is different from replacing the design firm with a new design firm, where supplantation and Final Verified Reports are necessary to track the shift in responsibility. At this point the process listed in Section 7-152 is not truly appropriate. The only documentation HCAI would need is a new Form 100 showing the new architect-of-record representing the continuing design firm.

Section 7-153 Changes to the approved work. (b) Changes that do not materially alter the work. HCAI proposes to repeal items 1 and 2 from 7-153(b). Items 1 and 2 are not non-material changes; item 1 is basic clarification, and item 2 is construction means and methods. HCAI does not have authority for either of these items. Repeal of these items results in the rest of the list being renumbered.

CAC Recommendation:

Approve

Agency Response:

Accept

Section 7-155 Final approval of the work. HCAI proposes to add “final” to item (b)2 to

clarify that the final verified compliance reports and final test and inspection reports are required to be submitted prior to OSHPD scheduling a final state agency inspection of the work. On occasion tests reports were filed with the Office, but the reports are not final or verified and did not pass. This clarification will help minimize a final state agency inspection being scheduled for work that has not passed the tests.

CAC Recommendation:

Approve

Agency Response:

Accept

ITEM 7

**CHAPTER 7 SAFETY STANDARDS FOR HEALTH FACILITIES
ARTICLE 7 TESTING AND INSPECTIONS**

Carry forward existing amendments from the 2022 California Administrative Code. Specific amendments shown below.

Article 7 HCAI proposes to amend the language to mandatory and satisfy statutory mandate to write regulations in plain language. No material change intended.

CAC Recommendation:

Approve

Agency Response:

Accept

ITEM 8

**CHAPTER 7 SAFETY STANDARDS FOR HEALTH FACILITIES
ARTICLE 8 CALIFORNIA BUILDING STANDARDS**

Carry forward existing amendments from the 2022 California Administrative Code. Specific amendments shown below.

Article 8 HCAI proposes to amend the language to mandatory and to satisfy statutory mandate to write regulations in plain language. The list is clarified to include plumbing and energy regulations which are also included in the California Building Standards Code. No material change intended.

CAC Recommendation:

Approve

Agency Response:

Accept

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).

2024 IBC: International Building Code

2024 IEBC: International Existing Building Code

ASCE 7-22: Minimum Design Loads for Buildings and Other structures with Supplement No. 1

ASCE 24-14: Flood Resistant Design and Construction

ASCE 41-23: Seismic Evaluation and Retrofit of Existing Buildings

ACI 318-19: Building Code Requirements for Structural Concrete and Commentary

ACI 369.1-22: Seismic Evaluation and Retrofit of Existing Concrete Buildings—Code and Commentary

AISC 360-22: Specification for Structural Steel Buildings

AISC 341-22: Seismic Provisions for Structural Steel Buildings

AISC 342-22: Seismic Provisions for Evaluation and Retrofit of Existing Structural Steel Buildings

AISC 358-22: Prequalified Connections for Special and Intermediate Steel Moment Frames for Seismic Applications

TMS 402-22: Building Code Requirements for Masonry Structures

TMS 602-22: Specification for Masonry Structures

ANSI/AWC NDS-24: National Design Specification (NDS) for Wood Construction

ANSI/AWC SDPWS-2021: Special Design Provisions for Wind and Seismic

P-02-23 Petition from the CBSC specific to HCAI regulations.

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.

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.

The alternative to these proposed regulations would be to leave regulations as they are which will be inconsistent with HSC Section 18941 requirements.

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.

There will be no adverse impact on small business.

FACTS, EVIDENCE, DOCUMENTS, TESTIMONY, OR OTHER EVIDENCE OF NO SIGNIFICANT ADVERSE ECONOMIC 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.

The regulations proposed will have no overall cost impact on business, since they are equivalent to current requirements in the Code.

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

Government Code Sections 11346.2(b)(2) and 11346.3(b)(1)

HCAI has assessed whether and to what extent this proposal will affect the following:

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

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.

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.

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.

The proposed building standards and regulations regarding the design and construction of licensed health facilities ensure protection of the public's 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.

The proposed administrative regulations clarify existing process and will have no overall cost of compliance.

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.

These regulations do not duplicate or conflict with federal regulations.