

AMENDED IN ASSEMBLY MAY 27, 2005

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 1297

Introduced by Assembly Member Evans

February 22, 2005

An act to add and repeal Part 2.8 (commencing with Section 18970) of Division 13 of the Health and Safety Code, relating to buildings.

LEGISLATIVE COUNSEL'S DIGEST

AB 1297, as amended, Evans. Buildings: rehabilitation.

Existing law establishes the California Building Standards Commission, provides for the adoption of the California Building Standards Code, and contains various provisions relating to the safety and reuse of buildings.

This bill would, until January 1, 2009, establish the California Building Rehabilitation Code Advisory Council, which would be required to recommend whether development of a California building rehabilitation guideline would improve the reuse and safety of existing buildings and whether it should be adopted as an appendix to the California Building Standards Code.

The bill would require specified reports and recommendations to be made to the commission, advisory panels appointed by the commission, and the Legislature by prescribed dates.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Part 2.8 (commencing with Section 18970) is
- 2 added to Division 13 of the Health and Safety Code, to read:

1 PART 2.8. BUILDING REHABILITATION

2
3 18970. There is hereby established the California Building
4 Rehabilitation Code Advisory Council.

5 18971. (a) Members of the council shall be appointed by the
6 executive director of the California Building Standards
7 Commission by March 31, 2006.

8 (b) The members shall include, but not be limited to,
9 ~~representatives from~~ *one representative from each of the*
10 *following:* the California Building Standards Commission, the
11 Department of Housing and Community Development, the
12 Division of the State Architect, the office of the State Fire
13 Marshal, the State Energy Resources Conservation and
14 Development Commission, the Seismic Safety Commission, the
15 League of California Cities, the California State Association of
16 Counties, the California Building Industry Association, the
17 Building Owners and Managers Association, the County
18 Building Officials Association of California, the California
19 Building Officials, the American Institute of Architects
20 California Council, the California Apartment Association, the
21 Structural Engineers Association of California, the Concrete
22 Masonry Association of California and Nevada, the California
23 Hotel and Motel Association, the Consulting Engineers and Land
24 Surveyors of California, the California Business Properties
25 Association, the California Foundation for Independent Living
26 Centers, the California Professional Firefighters, an organization
27 that represents low-income tenants, and the California
28 Association of Realtors.

29 (c) The members of the council shall serve without
30 compensation and shall not be reimbursed by the state for
31 expenses.

32 18972. (a) The council shall recommend to the appropriate
33 advisory panels of the commission established pursuant to
34 Section 18927 whether development of a California building
35 rehabilitation guideline would improve the reuse and safety of
36 existing residential and nonresidential buildings, and whether this
37 guideline should be adopted as a separate appendix to the
38 California Building Standards Code that may be adopted at the
39 discretion of local governments.

1 (b) In making those recommendations, the council shall
2 consider national and state rehabilitation codes and guidelines.

3 (c) The commission shall assist the council in carrying out its
4 duties pursuant to this section. The commission shall ~~absorb any~~
5 ~~costs related to the implementation of this section and, to the~~
6 ~~extent feasible, shall seek in-kind~~ *seek* service assistance related
7 to the implementation of this section from the ~~private sector~~
8 organizations represented on the council.

9 (d) The council *and funding from nonstate sources to provide*
10 *for the implementation of this section* shall make its
11 recommendations to the advisory panels by June 30, 2007.

12 (e) After a public hearing process, the advisory panels shall
13 report to the commission by September 30, 2007, on whether the
14 commission should adopt a California building rehabilitation
15 guideline.

16 (f) On or before March 31, 2008, the commission shall
17 consider the following:

18 (1) The reports and recommendations of the advisory panels
19 completed pursuant to subdivision (e).

20 (2) The adoption of a California building rehabilitation
21 guideline.

22 (g) If the commission adopts a California building
23 rehabilitation guideline, the commission shall report to the
24 Legislature within six months on the contents of the guideline
25 and the expected impact on the rehabilitation of existing
26 buildings.

27 18973. This part shall remain in effect only until January 1,
28 2009, and as of that date is repealed, unless a later enacted
29 statute, that is enacted on or before January 1, 2009, deletes or
30 extends that date.