

**EXPRESS TERMS
FOR
PROPOSED BUILDING STANDARDS
OF THE
DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
REGARDING AN AMENDMENT TO THE FOLLOWING CALIFORNIA CODES:
2010 CALIFORNIA BUILDING CODE (CBC)
2010 CALIFORNIA RESIDENTIAL CODE (CRC)
2010 CALIFORNIA ELECTRICAL CODE (CEC)
2010 CALIFORNIA MECHANICAL CODE (CMC)
2010 CALIFORNIA PLUMBING CODE (CPC)
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PARTS 2, 2.5, 3, 4 AND 5, RESPECTIVELY
(HCD 03/10)**

The Department of Housing and Community Development (HCD) proposes to make necessary changes to the 2010 editions of the CBC, CRC, CEC, CMC and CPC as presented below:

LEGEND FOR EXPRESS TERMS:

1. **Existing California amendments or code language being modified:** *All such language shown in italics; modified language is underlined or shown in ~~strikeout~~.*
 2. **Repealed text:** All language appears in ~~strikeout~~.
 3. **Notation:** Authority and Reference citations are provided at the end of each section.
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1. HCD proposes to amend Section 1.8.8.1 (2010 CBC, 2010 CMC and 2010 CPC), Section 1.8.7.1 (2010 CRC) and Section 89.108.8.1 (2010 CEC) “Appeals Board – General” as follows:

*Section 1.8.8 [1.8.7, Article 89.108.8]
Appeals Board*

1.8.8.1 [1.8.7.1, 89.108.8.1] General. ~~Every city, county or city and county shall establish a local appeals board and a housing appeals board. The local appeals board and housing appeals board shall each be comprised of at least five voting members that shall serve at the pleasure of the city, county or city and county. Appointees shall not be employees of the jurisdiction and shall be qualified and specifically knowledgeable in the California Building Standards Code and applicable local ordinances.~~

Every city, county, or city and county shall establish a process to hear and decide appeals of orders, decisions, and determinations made by the enforcing agency relative to the application and interpretation of this code and other regulations governing use, maintenance and change of occupancy. The governing body of any city, county, or city and county may establish a local appeals board and a housing appeals board to serve this purpose. Members of the appeals board(s) shall not be employees of the enforcing agency and shall be knowledgeable in the applicable building codes, regulations and ordinances as determined by the governing body of the city, county, or city and county.

Where no such appeals boards or agencies have been established, the governing body of the city, county, or city and county shall serve as the local appeals board or housing appeals board as specified in California Health and Safety Code Sections 17920.5 and 17920.6.

NOTE: Authority cited: Health and Safety Code Sections 17040, 17050, 17920.9, 17921, 17921.3, 17921.6, 17921.10, 17922, 17922.6, 17922.12, 17927, 17928, 17959.6, 18300, 18552, 18554, 18620, 18630, 18640, 18670, 18690, 18691, 18865, 18871.3, 18871.4, 18873, 18873.1, 18873.2, 18873.3, 18873.4, 18873.5, 18938.3, 18944.11 and 19990; and Government Code Section 12955.1. Reference: Health and Safety Code Sections 17000 through 17062.5, 17910 through 17995.5, 18200 through 18700, 18860 through 18874 and 19960 through 19997; and Government Code Sections 12955.1 and 12955.1.1.