

**15-DAY EXPRESS TERMS  
FOR  
PROPOSED BUILDING STANDARDS  
OF THE  
DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT  
REGARDING THE 2016 CALIFORNIA EXISTING BUILDING CODE  
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 10  
(HCD 04-15)**

The Department of Housing and Community Development (HCD) proposes to make necessary changes to be included in the 2016 edition of the California Existing Building Code (CEBC), as presented on the following pages:

1. **Existing California text or language being modified:** All language is shown in normal Arial 9 point; modified language is underlined or shown in ~~strikeout~~.
2. **Existing text not being modified:** All language not displayed in full is shown as “...” (i.e., ellipsis).
3. **Repealed text:** All language appears in ~~strikeout~~.
4. **Amended, adopted or repealed language after public hearing:** All language is shown in double underline or ~~double-strikeout~~.
5. **Notation:** Authority and Reference citations are provided at the end of each section.

**SUMMARY OF REGULATORY ACTION**

**HCD PROPOSES TO:**

- Bring forward existing California Amendments from the 2013 California Building Code into the 2016 California Existing Building Code.

**1. HCD proposes to bring forward an existing amendment from the 2013 California Building Code, Section 3405.1.2 into the 2016 California Existing Building Code Chapter 4, as follows:**

**CHAPTER 4  
PRESCRIPTIVE COMPLIANCE METHOD**

**SECTION 404  
REPAIRS**

**404.1.1 (Formerly CBC 3405.1.2) Replacement, retention and extension of original materials. (HCD 1)**  
Local ordinances or regulations shall permit the replacement, retention and extension of original materials, and the use of original methods of construction, for any building or accessory structure, provided such building or structure complied with the building code provisions in effect at the time of original construction and the building or accessory structure does not become or continue to be a substandard building. For additional information, see Health and Safety Code Sections 17912, 17920.3, 17922(d), 17922.3, 17958.8 and 17958.9.

**Rationale for Change:**

As stated at the beginning of the 2015 Triennial Rulemaking Cycle, and due to the fact that ICC was no longer publishing Chapter 34, Existing Buildings, in the 2015 International Building Code (IBC), HCD's goal in coordination with the CBSC Staff, and other state agencies was to relocate existing California amendments for existing buildings from Chapter 34 into the 2016 California Existing Building Code (CEBC). During this process, HCD inadvertently omitted an existing California amendment to Section 3405.1. Repairs. To correct this oversight, HCD proposes to correctly bring forward the above referenced existing California amendment from Section 3405.1.2 of the 2013 CBC, as new California amendment Section 404.1.1 to the 2016 CEBC. There is no intended change in regulatory effect from the 2013 CBC.

**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.