

**BEFORE THE BOARD OF GOVERNORS
OF THE KERN COUNTY HOSPITAL AUTHORITY**

In the matter of:

Resolution No. 2019-007

**COMPLIANCE WITH HEALTH AND
SAFETY CODE SECTION 130066**


I, MONA A. ALLEN, Authority Board Coordinator for the Kern County Hospital Authority, hereby certify that the following Resolution, on motion of Director Berjis, seconded by Director Brar, was duly and regularly adopted by the Board of Governors of the Kern County Hospital Authority at an official meeting thereof on the 21st day of August, 2019, by the following vote, and that a copy of the Resolution has been delivered to the Chairman of the Board of Governors.

AYES: Alsop, Berjis, Bigler, Brar, Sistrunk

NOES: None

ABSENT: McLaughlin, Pelz

MONA A. ALLEN
Authority Board Coordinator
Kern County Hospital Authority


Mona A. Allen

RESOLUTION

Section 1. WHEREAS:

(a) The Alfred E. Alquist Hospital Facilities Seismic Safety Act of 1983 (Health & Saf. Code, § 130000 et seq.) (the "Act") was adopted to avoid the loss of life and the disruption of operations and the provision of emergency medical services that may result from structural damage sustained to hospitals resulting from an earthquake; and

(b) A series of amendments have been made to the Act since its adoption to handle additional safety concerns, such as addressing nonstructural components, and implementation issues, such as required progress reports and deadline extensions; and

(c) One such amendment, Assembly Bill 2190 (AB 2190), added Sections 130062 and 130066 to the Health and Safety Code, effective January 1, 2019; and

(d) Health and Safety Code Section 130066 states: Before January 1, 2020, the owner of an acute care inpatient hospital whose building does not substantially comply with the seismic safety regulations or standards described in [Health and Safety Code] Section 130065 shall submit to the [Office of Statewide Planning and Development] an attestation that the board of directors of that hospital is aware that the hospital building is required to meet the January 1, 2030, deadline for substantial compliance with those regulations and standards; and

(e) Health and Safety Code Section 130065 states, in relevant part, the following: No later than January 1, 2030, owners of all acute care inpatient hospitals shall either: (a) demolish, replace, or change to non-acute care use all hospital buildings not in substantial compliance with the regulations and standards developed by the [Office of Statewide Planning and Development] pursuant to the [Act]; or (b) seismically retrofit all acute care inpatient hospital buildings so that they are in substantial compliance with the regulations and standards developed by the [Office of Statewide Planning and Development] pursuant to the [Act]; and

(f) Health and Safety Code Section 130066 applies to all acute care inpatient hospitals where buildings are rated SPC-1 or SPC-2; and

(g) Kern Medical Center has one or more buildings with performance ratings less than SPC-3 (one building with SPC-1 rating; three buildings with SPC-2 rating).

Section 2. NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Governors of the Kern County Hospital Authority, as follows:

1. This Board finds the facts recited herein are true, and further finds that this Board has jurisdiction to consider, approve, and adopt the subject of this Resolution.

2. This Board hereby attests it is aware that one or more Kern Medical Center buildings are required to meet the January 1, 2030 deadline for substantial compliance with the seismic safety regulations and standards described in Health and Safety Code Section 130065.

3. The provisions of this Resolution shall be effective, in force, and operative as of the 21st day of August, 2019.

4. The Authority Board Coordinator shall provide copies of this Resolution to the following prior to January 1, 2020:

Kern Medical Center
Legal Services Department
SeismicComplianceUnit@oshpd.ca.gov