



CODE APPLICATION NOTICE

Health and Safety Code §129851

CAN: 2-1.10.6

SUBJECT

OSHPD 6 Chemical Dependency Recovery Hospitals

Effective: XX/XX/2024



CODE SECTIONS

2022 California Building Code, Part 2 Volume 1, Title 24, California Code of Regulations, including the 2022 Supplement effective July 1, 2024
Chapter 1 SCOPE AND ADMINISTRATION, DIVISION 1 CALIFORNIA ADMINISTRATION
Section 1.10.6 OSHPD 6

Chapter 12 INTERIOR ENVIRONMENT
Section 1229 [OSHPD 6] CHEMICAL DEPENDENCY RECOVERY HOSPITALS

Appendix – For code citations related to this Code Application Notice (CAN), see the Appendix located at the end of this document.

Acronyms and Definitions assist the user in recognizing and identifying various acronyms and terms generally used in this CAN. Please refer to the “[Master Glossary of Acronyms and Definitions – Acronyms and Definitions Used in OSHPD Published Documents](#)” which is posted on the HCAI website at <https://hcai.ca.gov/document/master-glossary-of-acronyms-and-definitions/>. Other definitions may also be found in the [California Building Standards Code](#), Title 24, California Code of Regulations.

INTRODUCTION

The Alfred E. Alquist Hospital Facilities Seismic Safety Act of 1983 (HFSSA) preempts local jurisdictions from the enforcement of all building standards published in the Title 24, California Building Standards Code (CBSC) relating to the regulation of hospital buildings, acute psychiatric hospitals, skilled nursing facilities, intermediate-care facilities and under certain circumstances, some clinics as codified in the California Health and Safety Code (HSC). The Department of Health Care Accessibility and Access’s (HCAI) Office of Statewide Hospital Planning and Development (OSHPD) is designated as the enforcing agency for these health facilities, including plan checking during design and inspection while under construction of the architectural, structural, mechanical, plumbing, electrical, fire life safety, and low voltage systems. See OSHPD [CAN 2-0 OSHPD Jurisdiction](#). A new classification of supplemental service, OSHPD 6, was added during the 2022 Intervening Code Cycle, effective July 1, 2024.

BACKGROUND

Most chemical dependency recovery (CDR) services have historically been provided in freestanding facilities that were constructed under the local jurisdiction as Chemical Dependency Recovery Hospitals. However, CDR services may also be provided in a building under OSHPD jurisdiction as a distinct part or separate unit.

INTERPRETATION

OSHPD’s jurisdiction for Chemical Dependency Recovery Hospitals [OSHPD 6] shall be limited to such services when they are provided as a distinct part or separate unit within a building under its jurisdiction. For example, if the CDR service is provided in an OSHPD 1, 2 or 5, OSHPD would be the enforcing agency. However, the local jurisdiction is responsible for enforcement of freestanding Chemical Dependency Recovery Hospitals within their jurisdiction based on standards they determine to be applicable to the occupancy and use of the building and the requirements in Section 1229 of the California Building Code (CCR, Title 24, Part 2).

Original signed _____ xx/xx/xxxx
Chris Tokas, Deputy Director Date

APPENDIX

2022 California Building Standards Code, Title 24, California Code of Regulations

2022 California Building Code, Part 2 Volume 1, including the 2022 Supplement effective July 1, 2024

Chapter 1 SCOPE AND ADMINISTRATION, DIVISION 1 CALIFORNIA ADMINISTRATION
Section 1.10.6 OSHPD 6

1.10.6 OSHPD 6. *Specific scope of application of the agency responsible for enforcement, enforcement agency and the specific authority to adopt and enforce such provisions of this code, unless otherwise stated.*

Application—*Chemical dependency recovery hospital buildings.*

Enforcing agency—*Office of Statewide Health Planning and Development (OSHPD). The office shall also enforce the Division of the State Architect – Access Compliance regulations and the regulations of the Office of the State Fire Marshal for the above-stated facility type. [Note: In the 2025 California Building Code (still under development), HCAI proposes to change the enforcing agency to Local building department.]*

1.10.6.1 Applicable administrative standards.

1. *Title 24, Part 1, California Code of Regulations: Chapter 7.*
2. *Title 24, Part 2, California Code of Regulations: Sections 1.1 and 1.10, Chapter 1, Division 1, and as indicated in the adoption matrix for Chapter 1, Division II*

1.10.6.2 Applicable building standards. *California Building Standards Code, Title 24, Parts 2, 3, 4, 5, 6, 9, 10, and 11.*

The provision of Title 24, Part 2, as adopted and amended by OSHPD, shall apply to the applications listed in Section 1.10.6.

OSHPD 6 adopts the following building standards in Title 24, Part 2:

Chapters 2 through 10, 12, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 30, 32, and 33.

1.10.6.3 Identification of amendments. *For applications listed in Section 1.10.6, amendments appear in this code preceded with the acronym [OSHPD 6].*

Chapter 12 INTERIOR ENVIRONMENT

Section 1229 [OSHPD 6] CHEMICAL DEPENDENCY RECOVERY HOSPITALS

Due to its large content, see a viewable copy on the California Building Standards Commission website (<http://www.dgs.ca.gov/en/BSC/Codes>).

The regulations include scope, functional program, definitions, and general construction requirements, similar to other OSHPD building types.