



**SUBJECT**

Requests for Seismic Compliance Extension Under Senate Bill 90

**PIN:** 52

**Effective:** 11/9/2011

**Revised:** 7/24/2012



**PURPOSE**

This Policy Intent Notice (PIN) provides a policy for implementation of the seismic compliance extension provisions of Senate Bill 90 (Chapter 19, Statute of 2011) and Assembly Bill 1467 (Chapter 23, Statutes of 2012).

**BACKGROUND**

Senate Bill 90 added Health and Safety Code Section 130060(g) which authorizes the Office of Statewide Health Planning and Development (OSHPD) to grant a hospital an additional extension of up to seven years for an SPC-1 hospital building that it owns or operates if the hospital meets specified criteria and milestones; the first milestone deadline being March 31, 2012. This seismic compliance provision of the bill became operative on June 22, 2012; consequently, the emergency regulations implementing this statute became effective on the same date.

On June 27, 2012, Assembly Bill 1467 (Chapter 23, Statutes of 2012) was enacted amending Health and Safety Code Section 130060(g) by extending the March 31, 2012, milestone deadline to September 30, 2012.

**POLICY**

This OSHPD policy clarifies that the emergency regulations implementing the seismic compliance extension provisions of Senate Bill 90 became effective and enforceable on June 22, 2012. OSHPD, therefore, has commenced review of SB 90 extension requests received from hospitals. The emergency regulations which contain the process, criteria and milestones for extension requests may be accessed on the OSHPD website: [www.oshpd.ca.gov/FDD/regulations/index.html](http://www.oshpd.ca.gov/FDD/regulations/index.html).

In addition, this policy implements the Assembly Bill 1467 statutory change which extends the first milestone for SB 90 extension requests from March 31, 2012 to September 30, 2012. Hospitals seeking an extension must submit to OSHPD, no later than September 30, 2012, an application for extension; a letter of intent stating whether the SPC-1 building will be rebuilt, replaced, retrofitted or all acute care beds and services removed from the building and the amount of time necessary to complete the construction; and all substantiating documents and information as required by regulations.

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| Original signed | 7/24/12 |
| Paul Coleman    | Date    |