

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM: 3.7
(ID # 13885)

MEETING DATE:

Tuesday, December 08, 2020

FROM : FIRE DEPARTMENT;

SUBJECT: FIRE DEPARTMENT: Reporting of Compliance of Annual Inspections of certain Occupancies pursuant to Health & Safety Code 13146.4 of Unincorporated County of Riverside and City Contracted Partners served by the Fire Department; All Districts; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve Resolution No. 2020-259. A Resolution of the Board of the County of Riverside acknowledging receipt of a report made by the Fire Chief of the Cal Fire/Riverside County Fire Department regarding compliance with the annual inspection of certain occupancies pursuant to sections 13146.2 and 13146.3 of the California Health and Safety Code; and
2. Waive further reading and adopt Resolution No. 2020-259, compliance with the annual inspection of certain occupancies pursuant to section 13146.2 and 13146.3 of the Health and Safety Code.

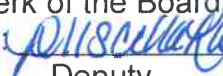
ACTION:


Bill Weiser, Fire Department Chief 11/19/2020

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Spiegel, seconded by Supervisor Perez and duly carried by unanimous vote, IT WAS ORDERED that the above resolution is approved as recommended with waiver of the reading.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: December 8, 2020
xc: Fire

Kecia R. Harper
Clerk of the Board
By: 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: N/A			Budget Adjustment:	No
			For Fiscal Year:	19/20

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

In 2018, California Health and Safety Code Section 13146.4 was added and became effective January 1, 2019. Section 13146.4 requires all fire departments, that provide fire protection services, to report annually to their administering authority on their compliance with Health and Safety Code Sections 13146.2 and 13146.3. Sections 13146.2 and 13146.3 require annual inspections of every building used as a public or private school, hotel, motel, lodging house, apartment house and certain residential care facilities for compliance with building standards. The Department is reporting 100% compliance of the annual inspections of the identified facilities. The Department bills each organization for the required inspection, based upon fees outlined in Ordinance 671 Establishing Consolidated Fees for Land Use and Related Functions.


Impact on Residents and Businesses

This resolution will provide residents and businesses reasonable fire protection for life and property through the annual inspections of certain occupancies.

Additional Fiscal Information

There is no additional fiscal impact associated with the approval of this resolution as these are statutory requirements for the annual inspection of certain structures including hotels, motels, lodging houses, apartment houses, as well as private and public schools.

SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA


Bruce G. Fordon 11/25/2020 
Diane Sinclair, Deputy Director-Fire Admin 11/30/2020


Jeff Van Wageningen, Assistant CEO / Public Safety 11/30/2020 
Cheryl Williams 11/30/2020


Gregory V. Priamos, Director County Counsel 11/25/2020

Senate Bill No. 1205

CHAPTER 854

An act to add Section 13146.4 to the Health and Safety Code, relating to fire protection.

[Approved by Governor September 27, 2018. Filed with Secretary of State September 27, 2018.]

LEGISLATIVE COUNSEL'S DIGEST

SB 1205, Hill. Fire protection services: inspections: compliance reporting. Existing law requires the chief of any city or county fire department or district providing fire protection services and his or her authorized representatives to inspect every building used as a public or private school within his or her jurisdiction, for the purpose of enforcing specified building standards, not less than once each year, as provided. Existing law requires every city or county fire department or district providing fire protection services that is required to enforce specified building standards to annually inspect certain structures, including hotels, motels, lodging houses, and apartment houses, for compliance with building standards, as provided.

This bill would require every city or county fire department, city and county fire department, or district required to perform the above-described inspections to report annually to its administering authority, as defined, on the department's or district's compliance with the above-described inspection requirements, as provided. The bill would require the administering authority to acknowledge receipt of the report in a resolution or a similar formal document. To the extent this bill would expand the responsibility of a local agency, the bill would create a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

The people of the State of California do enact as follows:

SECTION 1. Section 13146.4 is added to the Health and Safety Code, to read:

13146.4. (a) Every city or county fire department, city and county fire department, or district required to perform an annual inspection pursuant

to Sections 13146.2 and 13146.3 shall report annually to its administering authority on its compliance with Sections 13146.2 and 13146.3.

(b) The report made pursuant to subdivision (a) shall occur when the administering authority discusses its annual budget, or at another time determined by the administering authority.

(c) The administering authority shall acknowledge receipt of the report made pursuant to subdivision (a) in a resolution or a similar formal document.

(d) For purposes of this section, “administering authority” means a city council, county board of supervisors, or district board, as the case may be.

SEC. 2. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

2 RESOLUTION NO. 2020-259

3
4 RESOLUTION OF THE BOARD OF THE COUNTY OF RIVERSIDE
5 ACKNOWLEDGING RECEIPT OF A REPORT MADE BY THE FIRE CHIEF
6 OF THE CAL FIRE/RIVERSIDE COUNTY FIRE DEPARTMENT
7 REGARDING COMPLIANCE WITH THE ANNUAL INSPECTION OF
8 CERTAIN OCCUPANCIES PURSUANT TO SECTIONS 13146.2 AND
9 13146.3 OF THE CALIFORNIA HEALTH AND SAFETY CODE

10 **WHEREAS**, California Health & Safety Code (“Health & Safety Code”) section 13146.4 was
11 added in 2018, and became effective on January 1, 2019; and

12 **WHEREAS**, Health & Safety Code section 13146.4 requires all fire departments, including the
13 CAL FIRE/Riverside County Fire Department, that provide fire protection services to report annually to its
14 administering authority on its compliance with Health & Safety Code sections 13146.2 and 13146.3; and

15 **WHEREAS**, Health & Safety Code sections 13146.2 and 13146.3 requires all fire departments,
16 including the CAL FIRE/Riverside County Fire Department, that provide fire protection services to perform
17 annual inspections in every building used as a public or private school, hotel, motel, lodging house,
18 apartment house, and certain residential care facilities in the unincorporated areas of Riverside County and
19 the contract cities/agencies of: Banning, Beaumont, Canyon Lake, Coachella, Desert Hot Springs, Eastvale,
20 Indian Wells, Indio, Jurupa Valley, La Quinta, Lake Elsinore, Menifee, Moreno Valley, Norco, Palm
21 Desert, Rancho Mirage, Rubidoux Community Services District, San Jacinto, Temecula, and Wildomar for
22 compliance with building standards, as provided; and

23 **WHEREAS**, the Board of Supervisors of the County of Riverside (“Board”) intends this Resolution
24 to fulfill the requirements of the Health & Safety Code section 13146.4 regarding acknowledgment of the
25 CAL FIRE/Riverside County Fire Department’s compliance with Health & Safety Code sections 13146.2
26 and 13146.3.

FORM APPROVED COUNTY COUNSEL
BY: BRUCE G. GORDON DATE: 11-25-20

DEC 08 2020 3.7


1 **NOW, THEREFORE, BE IT RESOLVED** that the Board expressly acknowledges the measure
2 of compliance of the CAL FIRE/Riverside County Fire Department with Health and Safety Code sections
3 13146.2 and 13146.3 in the area encompassed by the County of Riverside for the time period of July 3,
4 2019 to July 2, 2020, as follows:

5 **Section 1.** Educational Group E occupancies, for the purposes of this Resolution, are generally
6 those public and private schools, used by more than six persons at any one time for educational purposes
7 through the 12th grade. The CAL FIRE/Riverside County Fire Department completed 100% of the annual
8 inspections of the identified Group E occupancies, buildings, structures and/or facilities in the
9 unincorporated areas of Riverside County, the above listed contract cities/agencies and the City of Perris.

10 **Section 2.** Residential Group R occupancies, for the purposes of this Resolution, are generally those
11 occupancies containing sleeping units, and include hotels, motels, apartments (three units or more), etc. as
12 well as other residential occupancies (including a number of residential care facilities). These residential
13 care facilities have a number of different sub-classifications, and they may contain residents or clients that
14 have a range of needs, including those related to custodial care, mobility impairments, cognitive disabilities,
15 etc. The residents may also be non-ambulatory or bedridden. The CAL FIRE/Riverside County Fire
16 Department completed 100% of the annual inspections of the identified Group R occupancies, buildings,
17 structures and/or facilities in the unincorporated areas of Riverside County and the above listed contract
18 cities/agencies. The City of Perris conducts the annual inspections of Group R occupancies within its
19 jurisdiction.

20 ROLL CALL:

21 Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
22 Nays: None
23 Absent: None

24
25 The foregoing is certified to be a true copy of a
26 resolution duly adopted by said Board of Super-
27 visors on the date therein set forth.
28 KECIA R. HARPER - Clerk of said Board
 By  Deputy