

CALIFORNIA HORSE RACING BOARD

15-DAY NOTICE OF MODIFICATION TO THE TEXT OF THE PROPOSED AMENDMENT TO RULE 1927, FIRE PREVENTION; RULE 1928, FIRE REGULATIONS; RULE 2101, DEFINITIONS; AND RULE 2103, HABITABLE ROOMS

Pursuant to the requirements of Government Code (GC) section 11346.8(c) and section 44 of Title 1 of the California Code of Regulations (CCR), the California Horse Racing Board (Board) is providing notice of changes that have been made to the text of the proposed amendment to Board Rule 1927, Fire Prevention; Board Rule 1928, Fire Regulations; Board Rule 2101, Definitions; and Board Rule 2103, Habitable Rooms.

CHANGES TO THE PROPOSED TEXT

The originally proposed text was noticed to the public on July 28, 2023. The 45-day comment period ending on September 11, 2023, was extended to September 21, 2023. No public comments were received during the original 45-day comment period or the extension, and no public hearing was requested. The final rulemaking package was submitted to the Office of Administrative Law (OAL) on September 26, 2023. OAL informed the Board that the regulation did not meet the requirements of GC 11359, which requires written approval from the State Fire Marshal of any regulation intended to promote fire safety or provide fire protection and prevention. The Board then presented the regulation to the Office of the State Fire Marshal (OSFM) to seek approval. OSFM provided the Board with suggested changes to the regulation, which the Board incorporated into the modified regulatory text and subsequently proposed.

A copy of the full text of the regulations with the proposed changes indicated is attached for your review. Additions to the originally proposed text appear in double underline, and deletions are shown in ~~double strikethrough~~.

Rule 1927, Fire Prevention

The proposed amendment to Board Rule 1927 has been modified to remove the reference to National Fire Protection Association standards and, instead, reference the California Building Standards Code (California Code of Regulations, Title 24). This is necessary, as OSFM is responsible for the application of laws and regulations related to fire safety within the state and implements its fire safety standards via proposed building standards in Title 24.

WRITTEN COMMENT PERIOD

Any interested person may submit a written statement relating to the modified language or documents added to the rulemaking file during the public comment period from **January 19, 2024, through February 3, 2024**. All written comments must be submitted to the Board no later than **February 3, 2024**. The Board will consider only comments received at the Board's office by that time. Submit written comments to:

Rick Pimentel, Policy & Regulations Analyst
California Horse Racing Board
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Sacramento, CA 95825
Phone: (916) 274-6043
Email: repimentel@chrb.ca.gov

All written comments received by February 3, 2024, that pertain to the indicated text changes or any additional documents will be reviewed and responded to by the Board's staff as part of the completion of the rulemaking file. Please limit your comments to the modifications to the text. Text proposed to be added to the file during this comment period is displayed in double underline, and proposed deletions to the rulemaking during this comment period are displayed in ~~double strikethrough~~.

AVAILABILITY OF RULEMAKING DOCUMENTS ON THE INTERNET

Copies of this notice, the original Notice of Proposed Rulemaking, the Initial Statement of Reasons, the original proposed text of the regulations, additional documents and information to the record, and the revisions to the proposed text of regulations can be accessed via the CHRB website at: https://www.chrb.ca.gov/rules_law.html.

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January 19, 2024