

**State of California
Office of Administrative Law**

In re:
Office of the State Fire Marshal

Regulatory Action:

Title 14, California Code of Regulations

Adopt sections: 2200, 2201

Repeal sections: 1280.1

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11349.3

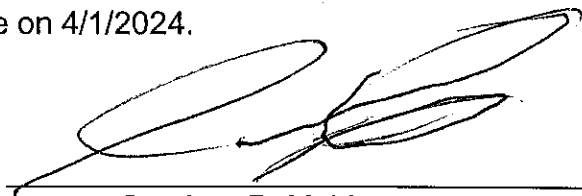
OAL Matter Number: 2023-1215-03

OAL Matter Type: Regular (S)

This action by the Office of the State Fire Marshal repeals Section 1280.01 of Title 14 of the California Code of Regulations and adopts similar regulatory provisions in Section 2201 of Title 19 of the California Code of Regulations. This action also adopts definitions that apply to Article 1 (commencing with Section 2200) of Chapter 15 of Division 1 of Title 19 of the California Code of Regulations and revises the "State Responsibility Area Fire Hazard Severity Zones" map, previously incorporated by reference within the regulation text of Section 1280.01 of Title 14 of the California Code of Regulations.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 4/1/2024.

Date: January 31, 2024



**Stephen P. Mehlert
Senior Attorney**

**For: Kenneth J. Pogue
Director**

**Original: Daniel Berlant, Acting State Fire
Marshal**

Copy: Jamie Sammut

NOTICE PUBLICATION/REGULATIONS SUBMISSION

REGULAR

STD. 400 (REV. 10/2019)

For use by Secretary of State only

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2022-1122-02	REGULATORY ACTION NUMBER 2023-1215-03S	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

JAN 31 2024
3:20 PM

OFFICE OF ADMIN. LAW
2023 DEC 15 PM 3:23

AGENCY WITH RULEMAKING AUTHORITY
Office of the State Fire Marshal

AGENCY FILE NUMBER (if any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER 2022, 50-2	PUBLICATION DATE 12/16/2022

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Fire Hazard Severity Zones	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)
ADOPT (see attachment)
AMEND
REPEAL (see attachment)
TITLE(S) 14 and 19

3. TYPE OF FILING			
<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Other (Specify)	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)
JUNE 26, 2023, THROUGH AUGUST 9, 2023; OCTOBER 13, 2023, THROUGH OCTOBER 30, 2023
5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)
<input checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) <input type="checkbox"/> Effective on filing with Secretary of State <input type="checkbox"/> \$100 Changes Without Regulatory Effect <input type="checkbox"/> Effective other (Specify)

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY
<input checked="" type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660) <input type="checkbox"/> Fair Political Practices Commission <input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify)

7. CONTACT PERSON Jamie Sammut	TELEPHONE NUMBER (916) 594-6192	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) jamie.sammut@fire.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE 	DATE 12/15/2023
TYPED NAME AND TITLE OF SIGNATORY Daniel Berlant, State Fire Marshal	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

JAN 31 2024

Office of Administrative Law

PER AGENCY REQUEST SPM

ATTACHMENT

B. 2. SECTION(S) AFFECTED

(List all section number(s) individually).

ADOPT

Title 19. Public Safety Code, Division 1. State Fire Marshal, Chapter 15. Fire Hazard Severity Zone, Article 1. Fire Hazard Severity Zone Classifications

Sections 2200, 2201.

REPEAL

Title 14. Natural Resources Code, Division 1.5. Department of Forestry and Fire Protection, Chapter 7. Fire Protection, Subchapter 3. Fire Hazard, Article 1. Fire Hazard Severity

Section 1280.01.

Final Regulation Text Title 14 and Title 19

Title 14. Natural Resources Division 1.5. Department of Forestry and Fire Protection* (Refs & Annos) Chapter 7. Fire Protection* (Refs & Annos) Subchapter 3. Fire Hazard Article 1. Fire Hazard Severity Section 1280.01

~~1280.01. Fire Hazard Severity Zones in the SRA.~~

~~The fire hazard severity zones and the rating reflecting the degree of severity of fire hazard that is expected to prevail in those zones, shall be designated by the Director and delineated on a series of maps on file in the Sacramento Office of the Department of Forestry and Fire Protection, Fire and Resources Assessment Program, 1300 U St. The official maps are also filed electronically on the Department's web site, <https://osfm.fire.ca.gov/divisions/community-wildfire-preparedness-and-mitigation/wildland-hazards-building-codes/fire-hazard-severity-zones-maps/>. The maps are entitled "Fire Hazard Severity Zones in [State Responsibility Area] SRA," dated November 7, 2007, and are incorporated by reference.~~

Credits

~~NOTE: Authority cited: Sections 4202, 4203 and 4204, Public Resources Code.
Reference: Sections 4201, 4202, 4203 and 4204, Public Resources Code; and Section 51179, Government Code.~~

Title 19 Public Safety
Division 1. State Fire Marshal
Chapter 15. Fire Hazard Severity Zone
Article 1. Fire Hazard Severity Zone Classification

Section 2200. Definitions
Section 2201. Fire Hazard Severity Zones in the SRA

2200. Definitions.

The following definitions apply to Title 19 of the California Code of Regulations (19 CCR), Division 1, Chapter 15, Article 1.

State Fire Marshal: The State Fire Marshal or their designee.

Local responsibility area (LRA): Those areas of land classified by the Board of Forestry and Fire Protection (Board) where the financial responsibility of preventing and suppressing wildfires is not that of the state or federal government, pursuant to Public Resources Code (PRC) section 4125.

Portable document format (PDF): file format used to present and exchange documents reliably, independent of software, hardware, or operating system. PDF is an open standard maintained by the International Organization for Standardization (ISO).

State Responsibility Area (SRA): As defined in Public Resources Code section 4102.

Very high fire hazard severity zone (VHFHSZ): as defined in Government Code section 51177(i).

Credits

NOTE: Authority cited: Sections 4202, 4203 and 4204, Public Resources Code.
Reference: Sections 4125, 4201, 4202, 4203 and 4204, Public Resources Code; and Section 51178, Government Code.

2201. Fire Hazard Severity Zones in the SRA.

The fire hazard severity zones and the rating reflecting the degree of severity of fire hazard that is expected to prevail in those zones, shall be designated by the State Fire Marshal and delineated on a map on file in the Sacramento Office of the Department of Forestry and Fire Protection, Office of the State Fire Marshal, Fire and Resources Assessment Program, 715 P Street.

The map, approved by the Office of the State Fire Marshal, is hereby incorporated by reference and entitled "State Responsibility Area Fire Hazard Severity Zones," dated September 29, 2023.

The official map is also filed electronically on the following website:

<https://osfm.fire.ca.gov/fire-hazard-severity-zones>

Credits

NOTE: Authority cited: Sections 4202, 4203 and 4204, Public Resources Code.

Reference: Sections 4201, 4202, 4203 and 4204, Public Resources Code; and Section 51178, Government Code.