89.111.4.4 Fire Clearance Preinspection. *Pursuant to Health and Safety Code Section 13235, Fire Clearance Preinspection, fee; upon receipt of a request from a prospective licensee of a community care facility, as defined in Section 1502, of a residential-care facility for the elderly, as defined in Section 1569.2, or of a child day-care facility, as defined in Section 1596.750, the local fire enforcing agency, as defined in Section 13244, or state fire marshal, whichever has primary jurisdiction, shall conduct a preinspection of the facility prior to the final fire clearance approval. At the time of the preinspection, the primary fire enforcing agency shall price consultation and interpretation of the fire safety regulations, and shall notify the prospective licensee of the facility in writing of the specific fire safety regulations which shall be enforced in order to obtain fire clearance approval. A fee of not more than $50.00 may be charged for the preinspection of a facility with a capacity to serve 25 or fewer persons. A fee of not more than $100.00 may be charged for a preinspection of a facility with a capacity to serve 26 or more persons.*

89.111.4.5 Care Facilities. *The primary fire enforcing agency shall complete the final fire clearance inspection for a community care facility, residential-care facility for the elderly, or child day-care facility within 30 days of receipt of the request for the final inspection, or as of the date the prospective facility requests the final prelicensure inspection by the State Department of Social Services, whichever is later.*

Pursuant to Health and Safety Code Section 13235, a preinspection fee of not more than $50 may be charged for a facility with a capacity to serve 25 or less clients. A fee of not more than $100 may be charged for a preinspection of a facility with a capacity to serve 26 or more clients.

Pursuant to Health and Safety Code Section 13131.5, a reasonable final inspection fee, not to exceed the actual cost of inspection services necessary to complete a final inspection may be charged for Occupancies classified as residential care facilities for the elderly (RCFE).

Pursuant to Health and Safety Code Section 1569.84, neither the state fire marshal nor any local public entity shall charge any fee for enforcing fire inspection regulations pursuant to state law or regulation or local ordinance, with respect to residential-care facilities for the elderly (RCFE) which service six or fewer persons.

89.111.4.6 Requests of the Office of the State Fire Marshal Requests. *Whenever a local authority having jurisdiction requests that the State Fire Marshal perform plan review and/or inspection services related to a building permit, the applicable fees for such shall be payable to the Office of the State Fire Marshal.*

89.111.5 Inspections.

89.111.5.1 Existing Group I-1 or R occupancies. *Licensed 24-hour care in a Group I-1 or R occupancy in existence and originally classified under previously adopted state codes be reinspected under the appropriate previous code provided there is no change in the use or character which would place the facility in a different occupancy group.*

89.111.6 Certificate of Occupancy. *A Certificate of Occupancy shall be issued as specified in Title 24, Part 2, California Building Code, Appendix Chapter 1, Section 110.*

Exception: *Group R-3 and Group U Occupancies.*

89.111.7 Temporary Structures and Uses. *See Title 24, Part 2, California Building Code, Appendix Chapter 1, Section 107.*

89.111.8 Service Utilities. *See Title 24, Part 2, California Building Code, Appendix Chapter 1, Section 111.*

89.111.9 Stop Work Order. *See Title 24, Part 2, California Building Code, Appendix Chapter 1, Section 114.*

89.111.10 Unsafe Buildings, Structures and Equipment. *See Title 24, Part 2, California Building Code, Appendix Chapter 1, Section 115.*

SECTION 89.112

RESERVED FOR THE STATE LIBRARIAN

SECTION 89.113

RESERVED FOR THE DEPARTMENT OF WATER RESOURCES

SECTION 89.114

RESERVED FOR THE CALIFORNIA STATE LANDS COMMISSION