Florida Building Commission
Product Approval Ad Hoc Committee
and Rule Development Workshop
Minutes
Rosen Plaza Hotel
9700 International Drive
Orlando, Florida

July 10, 2001

Attendees

Raul Rodriguez	Dick Browdy	Steve Corn
Jim Mehltretter	Craig Parrino	Steve Bassett
Medard Kopczynski	George Wiggins	

Introduction

       The meeting was declared open at 1:00 p.m. (As noticed on the Committee agenda). Jeff Blair reviewed the meeting objectives and guidelines. During the meeting the Committee reviewed and approved the draft product approval document section by section. Concepts were approved with grammatical and editorial changes for consistency left up to DCA staff and legal to incorporate into the document.

- Agenda for the meeting was reviewed.
  Motion: Approve the agenda for this meeting.
  Vote: Unanimous in favor. Motion passed.

- Minutes from the May 17, 2001 meeting were reviewed.
  Motion: Approve the minutes of the May 17, 2001 meeting.
  Vote: Unanimous in favor. Motion passed.

The following action items were addressed during the meeting:

Section 1.0
- **Action Item:** Section 1.1 should read "approval valid until product changes", not "no longer complies." Check the statute to see if it addresses changes that still comply with the Code.
- **Action Item:** Section 1.3, begin sentence with "product"; change "my" to "may"; and add "granted" following "be".
- **Motion:** Approval of section 1.0 based on staff review to conform to the rest of document.
  Vote: Unanimous in favor. Motion passed.

Section 2.0

- **Action Item:** Section 2.0 - Somehow highlight the word being defined.
- **Action Item:** In definition of accreditation, change the phrase "an authoritative" to "a Commission approved".
- **Action Item:** In definition of accreditation body, change the term being defined to "approved accreditation entity". Include the phrase "pursuant to section 5.6" in the definition.
- **Action Item:** In the definition of approved product evaluation entity, replace the phrase "requirement of the Code" with the phrase "the Code or intent of the Code."
- **Action Item:** In the definition of approved validation entity, change the reference to section 5.2 to section 4.2. Add the phrase "or the intent of the Code to the end of the definition. Reference the use in statewide approval.
- **Action Item:** In the definition of certification mark, change the term "conformance" to the term "compliance." Make this change throughout the document.
- **Action Item:** In the definition of certify, add "or label or listing" following the term "statement."
- **Action Item:** There are two definitions of the term comparative analysis. Strike the first one.
- **Action Item:** In the definition of inspection, add the phrase "to the applicable Code section" following the term "evaluation" and add the phrase "or any other appropriate method for determining compliance with the Code" to the end of the definition.
- **Action Item:** Check language in the Code for the terms "labeled" and "listed" to confirm consistency.
- **Action Item:** In the definition for local product approval, for clarity, break up the first sentence into two.
- **Action Item:** Define "structural component."
- **Action Item:** Define "standardized test."
- **Motion:** Approval of section 2.0 with permission for staff to wordsmith.
  Vote: Unanimous in favor. Motion passed.

Section 3.0

- **Action Item:** Change section 3.1.1 to read, "Compliance can be demonstrated through one of the methods established in sections 3.1.3, 3.1.4, or 3.1.5 except that panel walls, exterior doors, roofing, skylights, windows, shutters and structural components must be evaluated by either section 3.1.4 or section 3.1.5."
- **Action Item:** In section 3.1.3, replace "through the building plans review" with "in accordance with building plan".
- **Action Item:** In section 3.1.4.1, delete "and submission of verifiable documentation". Make this change throughout the document.
- **Action Item:** Make sections 3.1.4.3 and 3.1.4.4 consistent with the definition of evaluation report.
- **Action Item:** In section 3.1.5.1, delete the term "independent". Make this change throughout the document.

- **Action Item:** In section 3.1.6, reword the second sentence for clarity. Change references to 3.1.2 and 3.1.3 to 3.1.4 and 3.1.5 respectively.
- **Action Item:** In section 3.1.6.1, add "approved" before "evaluation" and "testing". Make this change throughout the document. Add language for certification entity and P.E. or R.A.
- **Action Item:** Change section 3.2 to read, "Approval of a product for local use shall be performed by the building code official or his/her designee by verifying that the product complies with the Code in accordance with method 1 (section 3.1.3), method 2 (section 3.1.4), or method 3 (section 3.1.5)
- **Action Item:** In section 3.2.3, delete everything following the reference to section 3.0.
- **Motion:** Remove the validation checklist for local approval.
  Vote: Six votes in favor and two votes against. Motion passed.
- **Motion:** Remove section 3.1.2.
  Vote: Three votes in favor and five votes against. Motion fails to pass.
- **Motion:** Move to go back to the motion on the floor.
  Vote: Five votes in favor and three votes against. Motion passed.

Section 4.0
- **Action Item:** Make language in section 4.1 consistent with section 3.0.
- **Action Item:** In section 4.1.1, replace with language in section 3.1.4.
- **Action Item:** In section 4.3.1.2, put references to credit cards in fees section.
- **Motion:** Approval of section 4.0 as modified with permission for staff to wordsmith.
  Vote: Unanimous in favor. Motion passed.

Section 5.0
- **Action Item:** Reword section 5.2.2 to clarify that not a validation entity until approved.
- **Action Item:** There is a conflict between section 5.6.1.1 and section 5.3, don't let 5.6 preempt section 5.3.
- **Action Item:** Add new section 5.6.4 to preclude accreditation body from being the same as testing lab.
- **Motion:** Approval of section 5.0 as modified with permission for staff to wordsmith.
  Vote: Unanimous in favor. Motion passed.

Section 6.0
- **Action Item:** In section 6.2, delete everything after the term "labels".
- **Action Item:** Reword sections 6.3 and 6.4 for clarity.
- **Motion:** Approval of section 6.0 as modified.
  Vote: Unanimous in favor. Motion passed.

Section 7.0
- **Motion:** Approval of section 7.0.
  Vote: Unanimous in favor. Motion passed.

Sections 8.0 - 10.0

- **Action Item:** Strike section 10.1.
- **Motion:** Approval of sections 8.0 - 10.0.
  Vote: Unanimous in favor. Motion passed.

Section 11.0

- **Motion:** Approval of section 11.0.
  Vote: Unanimous in favor. Motion passed.

Section 12.0

- **Action Item:** In section 12.1, delete everything following the term "evidence".
- **Action Item:** In section 12.1.4, have legal staff review "interested party" versus "substantially affected party".
- **Motion:** Approval of section 12.0 as modified.
  Vote: Unanimous in favor. Motion passed.

Section 13.0

- **Action Item:** In section 13.2, replace the term "approve" with "approved".
- **Motion:** Approval of section 13.0 as modified.
  Vote: Unanimous in favor. Motion passed.

Section 14.0

- **Motion:** Approval of section 14.0 with addition of mention of credit card, subject to staff analysis of competitiveness of fee relative to what other charges by comparable organizations.
  Vote: Unanimous in favor. Motion passed.

Section 15.0

- **Motion:** Approval of section 15.0.
  Vote: Unanimous in favor. Motion passed.

Appendix "A"

- **Motion:** Approval of Appendix "A".
  Vote: Unanimous in favor. Motion passed.

Appendix "B"

- **Motion:** Approval of Appendix "B".
  Vote: Unanimous in favor. Motion passed.

Appendix "C"

- Appendix "C" deleted.

Appendix "D"

- **Motion:** Approval of Appendix "D".
  Vote: Unanimous in favor. Motion passed.

- **Motion:** Move to reconsider section 3.2.
- **Vote:** Motion passed.
- **Motion:** Delete sections 3.2.1 and 3.2.2.
  Vote: Unanimous in favor. Motion passed.

- **Motion:** Move to accept the entire package.
  Vote: Unanimous in favor. Motion passed.

Conclusion
The meeting was adjourned at 5:10