



# **Code Administration**

## **Proposed Code Modifications**

### **Glitch Modifications**

**This document created by the Florida Department of Business and Professional Regulation -  
850-487-1824**

Total Mods for **Code Administration** in **Pending Review**: 6

Total Mods for report: 6

**Sub Code: Building**

<b>Date Submitted</b>	4/18/2013	<b>Section</b>	105	<b>Proponent</b>	Ken Cureton
<b>Chapter</b>	1	<b>Affects HVHZ</b>	No	<b>Attachments</b>	Yes
<b>TAC Recommendation</b>	Pending Review				
<b>Commission Action</b>	Pending Review				

**Related Modifications**

None

**Summary of Modification**

Add Section 105.16 per Section 553.79(17), Florida Statutes

**Rationale**

The proposed modification incorporates Section 553.79(17), Florida Statutes into the Florida Building Code as directed by law.

**Fiscal Impact Statement****Impact to local entity relative to enforcement of code**

None

**Impact to building and property owners relative to cost of compliance with code**

None

**Impact to industry relative to the cost of compliance with code**

None

**Requirements****Has a reasonable and substantial connection with the health, safety, and welfare of the general public**

Yes

**Strengthens or improves the code, and provides equivalent or better products, methods, or systems of construction**

Yes

**Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities**

Does not discriminate

**Does not degrade the effectiveness of the code**

Does not degrade the effectiveness of the code

**Is the proposed code modification part of a prior code version? No**

- (a.) Conflicts within the updated code;
- (b.) Conflicts between the updated code and the Florida Fire Prevention Code adopted pursuant to chapter 633;
- (c.) Unintended results from the integration of previously adopted Florida-specific amendments with the model code;
- (d.) Equivalency of standards;
- (e.) Changes to or inconsistencies with federal or state law;
- (f.) Adoption of an updated edition of the National Electrical Code if the commission finds that delay of implementing the updated edition causes undue hardship to stakeholders or otherwise threatens the public health, safety, and welfare.

**FBC, Building****Add Section 105.16 to read as follows:**

(a) A local enforcing agency, and any local building code administrator, inspector, or other official or entity, may not require as a condition of issuance of a one- or two-family residential building permit the inspection of any portion of a building, structure, or real property that is not directly impacted by the construction, erection, alteration, modification, repair, or demolition of the building, structure, or real property for which the permit is sought.

(b) This subsection does not apply to a building permit sought for:

1. A substantial improvement as defined in s. 161.54, Florida Statutes or as defined in the Florida Building Code.

2. A change of occupancy as defined in the Florida Building Code.

3. A conversion from residential to nonresidential or mixed use pursuant to <sup>1</sup>s. 553.507(2)(a), Florida Statutes or as defined in the Florida Building Code.

4. A historic building as defined in the Florida Building Code.

(c) This subsection does not prohibit a local enforcing agency, or any local building code administrator, inspector, or other official or entity, from:

1. Citing any violation inadvertently observed in plain view during the ordinary course of an inspection conducted in accordance with the prohibition in paragraph (a).

2. Inspecting a physically nonadjacent portion of a building, structure, or real property that is directly impacted by the construction, erection, alteration, modification, repair, or demolition of the building, structure, or real property for which the permit is sought in accordance with the prohibition in paragraph (a).

3. Inspecting any portion of a building, structure, or real property for which the owner or other person having control of the building, structure, or real property has voluntarily consented to the inspection of that portion of the building, structure, or real property in accordance with the prohibition in paragraph (a).

4. Inspecting any portion of a building, structure, or real property pursuant to an inspection warrant issued in accordance with ss. 933.20-933.30, Florida Statutes.

**GLITCH MOD NO. 6075 ATTACHMENT A1****Section 553.79(17), Florida Statutes**

(17)(a) A local enforcing agency, and any local building code administrator, inspector, or other official or entity, may not require as a condition of issuance of a one- or two-family residential building permit the inspection of any portion of a building, structure, or real property that is not directly impacted by the construction, erection, alteration, modification, repair, or demolition of the building, structure, or real property for which the permit is sought.

(b) This subsection does not apply to a building permit sought for:

1. A substantial improvement as defined in s. 161.54 or as defined in the Florida Building Code.
2. A change of occupancy as defined in the Florida Building Code.
3. A conversion from residential to nonresidential or mixed use pursuant to <sup>4</sup>s. 553.507(2)(a) or as defined in the Florida Building Code.
4. A historic building as defined in the Florida Building Code.

(c) This subsection does not prohibit a local enforcing agency, or any local building code administrator, inspector, or other official or entity, from:

1. Citing any violation inadvertently observed in plain view during the ordinary course of an inspection conducted in accordance with the prohibition in paragraph (a).
2. Inspecting a physically nonadjacent portion of a building, structure, or real property that is directly impacted by the construction, erection, alteration, modification, repair, or demolition of the building, structure, or real property for which the permit is sought in accordance with the prohibition in paragraph (a).
3. Inspecting any portion of a building, structure, or real property for which the owner or other person having control of the building, structure, or real property has voluntarily consented to the inspection of that portion of the building, structure, or real property in accordance with the prohibition in paragraph (a).
4. Inspecting any portion of a building, structure, or real property pursuant to an inspection warrant issued in accordance with ss. 933.20-933.30.

(d) This subsection is repealed upon receipt by the Secretary of State of the written certification by the chair of the Florida Building Commission that the commission has adopted an amendment to the Florida Building Code which substantially incorporates this

subsection, including the prohibition in paragraph (a), as part of the code and such amendment has taken effect.

<b>Date Submitted</b>	4/18/2013	<b>Section</b>	107	<b>Proponent</b>	Ken Cureton
<b>Chapter</b>	1	<b>Affects HVHZ</b>	No	<b>Attachments</b>	No
<b>TAC Recommendation</b>	Pending Review				
<b>Commission Action</b>	Pending Review				

**Related Modifications**

none

**Summary of Modification**

Revise 107.1 for consistency with Florida Law.

**Rationale**

Modify for consistency with Florida Law.

**Fiscal Impact Statement****Impact to local entity relative to enforcement of code**

None

**Impact to building and property owners relative to cost of compliance with code**

None

**Impact to industry relative to the cost of compliance with code**

None

**Requirements****Has a reasonable and substantial connection with the health, safety, and welfare of the general public**

Yes

**Strengthens or improves the code, and provides equivalent or better products, methods, or systems of construction**

Yes

**Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities**

Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities.

**Does not degrade the effectiveness of the code**

Does not degrade the effectiveness of the code.

**Is the proposed code modification part of a prior code version?**

YES

**The provisions contained in the proposed amendment are addressed in the applicable international code?**

NO

**The amendment demonstrates by evidence or data that the geographical jurisdiction of Florida exhibits a need to strengthen the foundation code beyond the needs or regional variation addressed by the foundation code and why the proposed amendment applies to the state?**

OTHER

**Explanation of Choice**

For consistency with Florida Law

**The proposed amendment was submitted or attempted to be included in the foundation codes to avoid resubmission to the Florida Building Code amendment process?**

NO

- (a.) Conflicts within the updated code;
- (b.) Conflicts between the updated code and the Florida Fire Prevention Code adopted pursuant to chapter 633;
- (c.) Unintended results from the integration of previously adopted Florida-specific amendments with the model code;
- (d.) Equivalency of standards;
- (e.) Changes to or inconsistencies with federal or state law;
- (f.) Adoption of an updated edition of the National Electrical Code if the commission finds that delay of implementing the updated edition causes undue hardship to stakeholders or otherwise threatens the public health, safety, and welfare.

**FBC, Building****Revise 107.1 to read as follows:**

**[A] 107.1 General.** Submittal documents consisting of *construction documents*, statement of *special inspections*, geotechnical report and other data shall be submitted in two or more sets with each *permit* application. The *construction documents* shall be prepared by a *registered design professional* where required by Chapter 471, Florida Statutes or Chapter 481, Florida Statutes ~~the statutes of the jurisdiction in which the project is to be constructed.~~ Where special conditions exist, the *building official* is authorized to require additional *construction documents* to be prepared by a *registered design professional*.

Exception: (No change)

<b>Date Submitted</b> 4/27/2013	<b>Section</b> 110.3.9	<b>Proponent</b> T Stafford
<b>Chapter</b> 1	<b>Affects HVHZ</b> No	<b>Attachments</b> No
<b>TAC Recommendation</b> Pending Review		
<b>Commission Action</b> Pending Review		

**Related Modifications****Summary of Modification**

Corrects a conflict within the updated code.

**Rationale**

Corrects a conflict within the updated code. Sections 1704 and 1705 have been deleted.

**Fiscal Impact Statement****Impact to local entity relative to enforcement of code**

No impact to local entities.

**Impact to building and property owners relative to cost of compliance with code**

No impact to building and property owners.

**Impact to industry relative to the cost of compliance with code**

No impact to industry.

**Requirements****Has a reasonable and substantial connection with the health, safety, and welfare of the general public**

Corrects a conflict within the updated code.

**Strengthens or improves the code, and provides equivalent or better products, methods, or systems of construction**

Corrects a conflict within the updated code.

**Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities**

Corrects a conflict within the updated code.

**Does not degrade the effectiveness of the code**

Corrects a conflict within the updated code.

Is the proposed code modification part of a prior code version?

YES

The provisions contained in the proposed amendment are addressed in the applicable international code?

NO

The amendment demonstrates by evidence or data that the geographical jurisdiction of Florida exhibits a need to strengthen the foundation code beyond the needs or regional variation addressed by the foundation code and why the proposed amendment applies to the state?

YES

The proposed amendment was submitted or attempted to be included in the foundation codes to avoid resubmission to the Florida Building Code amendment process?

NO

- (a.) Conflicts within the updated code;
- (b.) Conflicts between the updated code and the Florida Fire Prevention Code adopted pursuant to chapter 633;
- (c.) Unintended results from the integration of previously adopted Florida-specific amendments with the model code;
- (d.) Equivalency of standards;
- (e.) Changes to or inconsistencies with federal or state law;
- (f.) Adoption of an updated edition of the National Electrical Code if the commission finds that delay of implementing the updated edition causes undue hardship to stakeholders or otherwise threatens the public health, safety, and welfare.

**110.3.9 Special inspections. Reserved.**

<b>Date Submitted</b>	4/27/2013	<b>Section</b>	110	<b>Proponent</b>	T Stafford
<b>Chapter</b>	1	<b>Affects HVHZ</b>	No	<b>Attachments</b>	No
<b>TAC Recommendation</b>	Pending Review				
<b>Commission Action</b>	Pending Review				

**Related Modifications****Summary of Modification**

Corrects a conflict within the updated code.

**Rationale**

Corrects a conflict within the updated code. These inspections are already covered by Section 110.3 and is consistent with the 2010 FBCB.

**Fiscal Impact Statement****Impact to local entity relative to enforcement of code**

No impact to local entities.

**Impact to building and property owners relative to cost of compliance with code**

No impact to building and property owners.

**Impact to industry relative to the cost of compliance with code**

No impact to industry.

**Requirements****Has a reasonable and substantial connection with the health, safety, and welfare of the general public**

Corrects a conflict within the updated code.

**Strengthens or improves the code, and provides equivalent or better products, methods, or systems of construction**

Corrects a conflict within the updated code.

**Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities**

Corrects a conflict within the updated code.

**Does not degrade the effectiveness of the code**

Corrects a conflict within the updated code.

Is the proposed code modification part of a prior code version?

YES

The provisions contained in the proposed amendment are addressed in the applicable international code?

NO

The amendment demonstrates by evidence or data that the geographical jurisdiction of Florida exhibits a need to strengthen the foundation code beyond the needs or regional variation addressed by the foundation code and why the proposed amendment applies to the state?

YES

The proposed amendment was submitted or attempted to be included in the foundation codes to avoid resubmission to the Florida Building Code amendment process?

NO

- (a.) Conflicts within the updated code;
- (b.) Conflicts between the updated code and the Florida Fire Prevention Code adopted pursuant to chapter 633;
- (c.) Unintended results from the integration of previously adopted Florida-specific amendments with the model code;
- (d.) Equivalency of standards;
- (e.) Changes to or inconsistencies with federal or state law;
- (f.) Adoption of an updated edition of the National Electrical Code if the commission finds that delay of implementing the updated edition causes undue hardship to stakeholders or otherwise threatens the public health, safety, and welfare.

**110.3.1 Footings and foundation inspection. Reserved.**

**110.3.2 Concrete slab and under-floor inspection. Reserved.**

**110.3.3 Lowest floor elevation. Reserved.**

**110.3.4 Framing inspection. Reserved.**

**110.3.10 Final inspection. Reserved.**

**110.3.10.1 Flood hazard documentation. Reserved.**



Date Submitted 4/28/2013  
Chapter 15

Section 15  
Affects HVHZ No

Proponent John Farinelli  
Attachments No

TAC Recommendation Pending Review  
Commission Action Pending Review

#### Related Modifications

#### Summary of Modification

Revise the language used to identify the specific code volumes adopted and referenced within the Florida Building Code, Mechanical Volume.

#### Rationale

To remove conflicts with and for consistency with other Florida Building Code Volumes.

#### Fiscal Impact Statement

**Impact to local entity relative to enforcement of code**  
None

**Impact to building and property owners relative to cost of compliance with code**  
None

**Impact to industry relative to the cost of compliance with code**  
None

#### Requirements

**Has a reasonable and substantial connection with the health, safety, and welfare of the general public**  
Consistency with other code volumes provided.

**Strengthens or improves the code, and provides equivalent or better products, methods, or systems of construction**  
Consistency with other code volumes provided.

**Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities**  
Does not discriminate; provides consistency with other code volumes.

**Does not degrade the effectiveness of the code**  
Does not.

Is the proposed code modification part of a prior code version? No

- (a.) Conflicts within the updated code;
- (b.) Conflicts between the updated code and the Florida Fire Prevention Code adopted pursuant to chapter 633;
- (c.) Unintended results from the integration of previously adopted Florida-specific amendments with the model code;
- (d.) Equivalency of standards;
- (e.) Changes to or inconsistencies with federal or state law;
- (f.) Adoption of an updated edition of the National Electrical Code if the commission finds that delay of implementing the updated edition causes undue hardship to stakeholders or otherwise threatens the public health, safety, and welfare.

**Florida Codes Florida Building Commission****c/o Florida Department of Business and Professional Regulation Building Codes and Standards****1940 North Monroe Street****Tallahassee, Florida 32399.**

Standard Referenced in code

reference number Title section number

**FBC-B 2013 Florida Building Code, Building**

201.3, 202, 301.2, 301.7, 301.13, 302.1, 302.2, 303.3, 304.10, 306.4.1, 306.5, 308.8, 308.10, ~~312.1~~, 401.4, 401.6, 403, ~~501.3~~, 404.1, 501.2.1, 502.10, 502.10.1, 504.2, 506.3.12.2, 506.4.1, 509, 510.6, 510.6.2, 510.7, 511.1.5, 513.1, 513.3, 513.5, 513.5.2, 513.5.2.1, 513.6.2, 513.2, 513.10.5, 513.11, 513.12.1, 513.12.2, 513.20, 514.1, 602.2.1.1, 602.2.1.5.1, 602.2.1.5.2, 602.3, 602.4, 603.7, 603.10, 603.13, ~~604~~, 607.1.1, 607.3.2.1, 607.5.1, 607.5.3, 607.5.4, 607.5.4.1, 607.5.5, 607.5.5.1, 801.3, 801.18.4, 902.1, 908.3, 908.4, 910.3, 926.1, 926.2, 927.1, 1004.6, 1105.1, 1204.1, 1204.2, 1206.4, 1402.4, 1402.4.1

**FBC-EC 2013 Florida Building Code, Energy Conservation**

202, 312.1, 403.1, 501.3, 603.1.8, 603.5.2, 603.8, 603.10, Table 603, 604.1,

**FBC FG 2013 Florida Building Code, Fuel Gas**

201.3, 901.1, 906.1, 1101.5

**FBC-P 2013 Florida Building Code, Plumbing**

201.3, 301.8, 512, 908.5, 1002.2, 1002.3, 1005.2, 1006.6, 1008.2, 1009.3, 1101.4, 1201.1, 1206.2, 1206.3, 1401.2

**FFPC 2013 Florida Fire Prevention Code**

201.3, 310.1, 311, 502.5, 502.7.2, 502.8.1, 502.9.5, 502.9.5.2, 502.9.5.3, 502.9.8.2, 502.9.8.3, 502.9.8.5, 502.9.8.6, 502.10, 502.10.3, 502.16.2, 509, 510.2.1, 510.2.2, 510.4, 513.12.3, 513.15, 513.16, 513.17, 513.18, 513.20.2, 513.20.3, 606.2.1, 908.7, 1101.9, 1105.3, 1106.5, 1106.6, 1301.1, 1301.2



Date Submitted 4/28/2013  
Chapter 14

Section 14  
Affects HVHZ No

Proponent John Farinelli  
Attachments No

TAC Recommendation Pending Review  
Commission Action Pending Review

#### Related Modifications

#### Summary of Modification

Correct the language used to identify the specific code volumes adopted and referenced within the Florida Building Code, Plumbing Volume.

#### Rationale

To remove conflicts within the code and for consistency within the code and with other Florida Building Code Volumes.

#### Fiscal Impact Statement

**Impact to local entity relative to enforcement of code**  
None

**Impact to building and property owners relative to cost of compliance with code**  
None

**Impact to industry relative to the cost of compliance with code**  
None

#### Requirements

**Has a reasonable and substantial connection with the health, safety, and welfare of the general public**  
Carried over from previous field tested code. Proven to be effective.

**Strengthens or improves the code, and provides equivalent or better products, methods, or systems of construction**  
Carried over from previous field tested code. Proven to be effective.

**Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities**  
Carried over from previous field tested code. Proven to be effective.

**Does not degrade the effectiveness of the code**  
Carried over from previous field tested code. Proven to be effective.

Is the proposed code modification part of a prior code version?

YES

The provisions contained in the proposed amendment are addressed in the applicable international code?

OTHER

#### Explanation of Choice

To be consistent with FS and to implement FBC approved plan for 2013 code.

The amendment demonstrates by evidence or data that the geographical jurisdiction of Florida exhibits a need to strengthen the foundation code beyond the needs or regional variation addressed by the foundation code and why the proposed amendment applies to the state?

NO

The proposed amendment was submitted or attempted to be included in the foundation codes to avoid resubmission to the Florida Building Code amendment process?

NO

- (a.) Conflicts within the updated code;
- (b.) Conflicts between the updated code and the Florida Fire Prevention Code adopted pursuant to chapter 633;
- (c.) Unintended results from the integration of previously adopted Florida-specific amendments with the model code;
- (d.) Equivalency of standards;
- (e.) Changes to or inconsistencies with federal or state law;
- (f.) Adoption of an updated edition of the National Electrical Code if the commission finds that delay of implementing the updated edition causes undue hardship to stakeholders or otherwise threatens the public health, safety, and welfare.

**Florida Codes Florida Building Commission**

**c/o Florida Department of Business and Professional Regulation**

**Building Codes and Standards**

1940 North Monroe Street

Tallahassee, Florida 32399.

Standard Referenced in code

<u>reference number</u>	<u>Title</u>	<u>section number</u>
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<u>Ch. 11 FBC-A 2013 Florida Building Code, Building</u>	<u>Accessibility</u>	<u>404.1.1, 315.1</u>
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<u>FBC-EC 2013 Florida Building Code, Energy Conservation</u>	<u>313.1, 607.2, 607.2.1</u>	
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<u>FEBC-EB 2013 Florida Building Code, Existing Building Code</u>	<u>101.2</u>	
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<u>FRBC-R 2013 Florida Building Code, Residential Code</u>		<u>101.2</u>
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