

FLORIDA BUILDING COMMISSION

PRODUCT APPROVAL POC

NOVEMBER 30, 2017 TELECONFERENCE MEETING SUMMARY REPORT

THURSDAY, NOVEMBER 30, 2017

MEETING SUMMARY AND OVERVIEW

At the Thursday, November 30, 2017 teleconference meeting the POC considered regular procedural issues including product approval and entities statistics reports; a status report on conditional approvals from the August 2017 Commission meeting, all applications are now resolved and approved; review and approval of product and entity applications; and a review of DBPR approved product approval applications. Specific actions included: recommending the Commission take action on DS 2017-072 as recommended by the POC and reflected in the Facilitator's Summary Report; and, recommending the Commission take action on product and entity applications as recommended by the POC and reflected in DBPR staff's product and entity approval reports.

Background and Supporting Documents

Relevant background and supporting documents are linked to each agenda item. The Agenda URL for the November 30, 2017 meeting is as follows:

http://www.floridabuilding.org/fbc/commission/FBC_1217/Product_Approval/Product_Approval_Agenda.htm

AGENDA ITEM OUTCOMES

A. 1. STATEMENT OF TELECONFERENCE PARTICIPATION PROCESS

Jeff Blair reviewed the teleconference participation process with participants reminding them that it is important for participants to keep their phones on mute to minimize background noise, not to put their phones on hold, and to wait until invited to speak to avoid confusion and chaos. Jeff emphasized that all participants will have ample time to speak on all agenda items. Participants were reminded to state their names each time they speak.

A. 2. OPENING AND MEETING PARTICIPATION

The meeting was opened at 10:00 AM, and roll call determined a quorum of the members were present. The following POC members participated (6 of 7 members):

Jeff Stone (Chair), Jay Carlson, David Compton, Nan Dean, David Gilson, Robert Hamberger.

Members Absent:

Brian Swope.

A. 3. DBPR STAFF PARTICIPATING

Zubeyde Binici, Tom Campbell, Jim Hammers, Chris Howell, Mo Madani, and Justin Vogel.

Meeting Facilitation and Reporting

Product Approval POC meetings are facilitated and meeting reports drafted by Jeff Blair from the FCRC Consensus center at Florida State University. Information at: <http://consensus.fsu.edu/>



CONSENSUS CENTER

A. 4. AGENDA REVIEW

The POC voted unanimously, 6 - 0 in favor, to approve the agenda for the November 30, 2017 meeting as amended*. Following are the key agenda items approved for consideration:

- To Consider/Discuss Product Approval Program Issues.
- To Consider/Decide on Approval of Products and Product Approval Entities.
- To Consider and Decide on Petition for Declaratory Statement.

Amendments:

*Add: To Consider and Decide on Petition for Declaratory Statement to Meeting Objectives.

*Add: Consideration of product approval for FL 13732 R-3 (left off of the consent agenda for approval due to an administrative oversight).

The complete Agenda is included as “*Attachment 1*”.

(See *Attachment 1—Agenda*)

B. REVIEW AND APPROVAL OF THE SEPTEMBER 28, 2017 MINUTES AND FACILITATOR’S SUMMARY REPORT

MOTION—The POC voted unanimously, 6 – 0 in favor, to approve the September 28, 2017 meeting minutes and Facilitator’s Summary Reports as posted/presented.

Amendments:

*None were offered.

C. 1. PRODUCT APPROVAL AND ENTITIES STATISTICS REPORT

Zubeyde Binici reviewed the product and entities statistics reports with participants and answered members’ questions. Zubeyde reported that the total number of product approval applications approved to the 2014 Code is 6,009 (6,597 total in the System), the total number of products approved to the 2014 Code is 25,526 (28,613 total in the System), and the total number of entities approved to the 2014 Code is 127 (404 total in the System). The total number of product approval applications approved to the 2017 Code is 1,166 (2,381 total in the System), the total number of products approved to the 2017 Code is 4,165 (9,555 total in the System), and the total number of

entities approved to the 2017 Code is 127 (404 total in the System). The reports are linked to the Product Approval POC's agenda.

C. 2. REPORT ON CONDITIONAL APPROVALS FROM THE OCTOBER 10, 2017 MEETING

Commissioner Stone noted that with one exception (FL 22881) the conditions were met for all of the conditional approvals reported at the October 10, 2017 Commission meeting, and the products are now approved. It was noted that pursuant to the product manufacturer's e-mail communication, FL 22881 has been abandoned by the product manufacturer due to moving the products under other approvals. Staff noted that this application will be archived, and no further action is needed on the application.

C. 3. DS 2017-072 BY CHRIS BIRCHFIELD OF GLOBAL FIREPROOF SOLUTIONS, INC.

Global Fireproof Solutions, Inc. submitted a petition for a declaratory statement for review by the Product Approval POC. All of the relevant documentation is linked to the November 30, 2017 Product Approval POC agenda found on-line.

The Petitioner seeks a Declaratory Statement on whether fire retardant products as listed in the Petition fall outside the scope of Rule 61G20-3.

The petitioner was offered an opportunity to provide input but was not on the call, and subsequently Mo Madani reviewed the petition and provided staff's analysis as follows:

Question 1: Do the products listed above fall within the scope of Rule 61G20-3, F.A.C.?

Answer: No, the products in question are not elements of the building envelope or structural frame and, therefore, fall outside of the scope of the state product approval pursuant to Rule 61G20-3, F.A.C. However, the products in question are subject to review and approval at the local level.

Following the opportunity provided for questions and answers, public comment and POC discussion, the POC took the following action:

POC Actions:

MOTION—The POC voted unanimously, 6 – 0 in favor, to recommend that the Commission approve the Product Approval POC's recommendation on the Petition (to approve staff's analysis as presented for Q 1).

D. 1. PRODUCT AND ENTITY APPLICATIONS CONSENT AGENDA

Commissioner Stone presented the consent agenda for entities by asking if any participants wished to have any entity applications pulled from the consent agenda for individual consideration. There were no entity applications pulled for individual consideration. Commissioner Stone presented the consent agenda for approval of products by asking if any participants' wished to have any applications pulled from the consent agenda for individual consideration. There were no product approval applications pulled for individual consideration.

POC Actions:

MOTION—The POC voted unanimously, 6 - 0 in favor, to recommend the Commission approve the consent agenda of product approval entities (9) recommended for approval as posted.

MOTION—The POC voted unanimously, 6 - 0 in favor, to recommend the Commission approve the consent agenda of products (10) recommended for approval to the 2014 Code as presented/posted.

MOTION—The POC voted unanimously, 6 - 0 in favor, to recommend the Commission approve the consent agenda of products (939) recommended for approval to the 2017 Code as presented/posted.

PRODUCT APPROVAL APPLICATIONS PULLED FROM THE CONSENT AGENDA FOR INDIVIDUAL CONSIDERATION

None were pulled.

D. 2. PRODUCT APPROVAL APPLICATIONS WITH DISCUSSION OR COMMENTS

Jeff Blair presented the products with discussion and public comment. Following are the POC's recommendations on the (0) product approval applications submitted for approval to the 2014 Code with public comment:

There were no comments on product approval applications submitted for approval to the 2014 Code.

Jeff Blair presented the products with discussion and public comment. Following are the POC's recommendations on the (5) product approval applications submitted for approval to the 2017 Code with public comment:

- The POC recommends the Commission conditionally approve product FL 16294 R-3 based on the conditions requested by the applicant and recommended by DBPR staff (6 – 0 in favor).
- The POC recommends the Commission conditionally approve product FL 17010 R-3 based on the conditions requested by the applicant and recommended by DBPR staff (6 – 0 in favor).
- The POC recommends the Commission conditionally approve product FL 19266 R-1 based on the conditions requested by the applicant and recommended by DBPR staff (6 – 0 in favor).
- The POC recommends the Commission conditionally approve product FL 20378 R-1 based on the conditions requested by the applicant and recommended by DBPR staff (6 – 0 in favor).
- The POC recommends the Commission conditionally approve product FL 21146 R-2 based on the conditions requested by the applicant and recommended by DBPR staff (6 – 0 in favor).

Product FL 13732 R-3 was added to the agenda since it was left off of the consent agenda for approval due to an administrative oversight:

The POC recommends the Commission approve product FL 13732 R-3 (6 – 0 in favor).

The complete report of POC recommendations on product and entity applications is available linked to the Florida Building Commission's December 12, 2017 agenda.

D. 3. DBPR APPLICATIONS

Commissioner Stone noted that there were no applications with comments submitted for approval to the 2014 Code, and five applications with comments submitted for approval to the 2017 Code. Staff noted that the applications with comments have been resolved to staff's satisfaction (either the application was revised or no change was needed) and no further action was required for approval of the products. The balance of the DBPR applications for the cycle were approved, and no further action was required of the POC. All of the recommendations for the DBPR applications are linked to the November 30, 2017 Product Approval POC agenda posted on the BCIS.

E. 1. PUBLIC COMMENT

Commissioner Stone invited members of the public to address the Product Approval POC on any issues under the POC's purview.

Public Comments:

There were no Public comments.

E. 2. POC MEMBER COMMENT

Commissioner Stone invited POC members to offer any general comments to the POC.

- Compton: noted that he did not have the November 30, 2017 POC meeting on his schedule, and wanted to know if there is a list of future meeting dates available.
- DBPR Staff: responded that future meeting dates are provided on the BCIS using the Product Approval tab. In addition, future meeting dates are provided on the last page of each Facilitator's meeting summary report.

E. 3. STAFF MEMBER COMMENT

Commissioner Stone invited DBPR staff members to offer any general comments to the POC.

DBPR staff thanked POC members and the public for their participation.

POC RECOMMENDATIONS FOR COMMISSION ACTION

The POC recommends the following actions to the Florida Building Commission:

- 1.) The POC recommends the Commission take action on product and entity applications as recommended by the POC and reflected in DBPR staff's product and entity approval reports.
- 2.) The POC recommends the Commission take action on declaratory statement DS 2017-072 by Chris Birchfield of Global Fireproof Solutions, Inc. as recommended by the POC.

NEXT STEPS

The POC will meet February 1, 2018 to provide recommendations to the Commission on Product Approval System relevant issues for the February 13, 2017 Commission meeting.

(See Attachment 2—POC Meeting Schedule)

F. ADJOURN

After a second roll call confirmed that the POC retained a quorum, Commissioner Stone, POC Chair, thanked POC members, staff and the public for their attendance and participation, and adjourned the meeting at 10:33 AM on Thursday, November 30, 2017.

ATTACHMENT 1
MEETING AGENDA

FLORIDA BUILDING COMMISSION
PRODUCT APPROVAL PROGRAM OVERSIGHT COMMITTEE (POC)

THURSDAY, NOVEMBER 30, 2017; 10:00 AM
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
2601 BLAIR STONE ROAD—TALLAHASSEE, FLORIDA 32399

MEETING OBJECTIVES

- To Consider/Discuss Product Approval Program Issues
- To Consider/Decide on Approval of Products and Product Approval Entities
- To Consider and Decide on Petition for Declaratory Statement

PRODUCT APPROVAL POC MEMBERS

Jeff Stone-Chair, Jay Carlson, David Compton, Nanette Dean, David Gilson, Robert Hamberger, and Brian Swope.

MEETING AGENDA— THURSDAY, NOVEMBER 30, 2017

All Agenda Times—including Adjournment—are Approximate and Subject to Change

10:00AM	A)	Call to Order 1. Statement on Teleconference Participation Process 2. Roll call of POC Members 3. Identification of Staff/Attendees 4. Review and Approval of Agenda
	B)	Review & Approve <i>Sept 28th, 2017</i> Minutes and Facilitator Summary Report
	C)	Product Approval Program Issues: 1) Product Approval & Entities Statistics Report 2) Report on conditional approvals from the <i>October 10th, 2017</i> meetings. <i>As per product manufacturer's email, FL22881 has been abandoned by the product manufacturer due to moving the products under other approvals. Eventually this application will be archived; therefore no further action is needed on the application,</i> 3) DS 2017-072 by Chris Birchfield of Global Fireproof Solutions, Inc.
	D)	Department of Business and Professional Regulation Reports: 1. Review of Product Approval & Entity Applications 2. Product Approval Applications with Comments 3. DBPR Applications
	E)	Public/POC/Staff Comments
	F)	<i>Adjourn</i>

ATTACHMENT 2
PRODUCT APPROVAL POC MEETING SCHEDULE

2017 SCHEDULE	LOCATION
January 17, 2017 [Glitch Expedited]	Tallahassee/DBPR and via Teleconference/Webinar
January 26, 2017	Tallahassee/DBPR and via Teleconference/Webinar
March 30, 2017	Tallahassee/DBPR and via Teleconference/Webinar
June 1, 2017	Tallahassee/DBPR and via Teleconference/Webinar
July 27, 2017	Tallahassee/DBPR and via Teleconference/Webinar
September 28, 2017	Tallahassee/DBPR and via Teleconference/Webinar
November 30, 2017	Tallahassee/DBPR and via Teleconference/Webinar

2018 SCHEDULE	LOCATION
February 1, 2018	Tallahassee/DBPR and via Teleconference/Webinar
March 29, 2018	Tallahassee/DBPR and via Teleconference/Webinar
June 7, 2018	Tallahassee/DBPR and via Teleconference/Webinar