

FLORIDA BUILDING COMMISSION



FACILITATOR'S SUMMARY REPORT OF THE MARCH 7, 2011 TELECONFERENCE MEETING

TALLAHASSEE, FLORIDA

FACILITATION, MEETING AND PROCESS DESIGN BY



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FLORIDA BUILDING COMMISSION

MARCH 7, 2011 TELECONFERENCE MEETING SUMMARY REPORT

MONDAY, MARCH 7, 2011

OPENING AND MEETING ATTENDANCE

The meeting was opened at 10:00 AM, and the following Commissioners participated:

Raul L. Rodriguez, AIA, Chair, Bob Boyer, Ed Carson, Kiko Franco, Herminio Gonzalez, Jim Goodloe, Ken Gregory, Dale Greiner, Jon Hamrick, Scott Mollan, Nick Nicholson, Rafael Palacios, Jim Schock, Chris Schulte, Jeff Stone, Tim Tolbert, Mark Turner, and Randall Vann.

DCA Staff Present

Rick Dixon, Ila Jones, Mo Madani, Marlita Peters, and Jim Richmond.

Meeting Facilitation

The meeting was facilitated by Jeff Blair from the FCRC Consensus center at Florida State University. Information at: <http://consensus.fsu.edu/>



Project Webpage

Information on the project, including agenda packets, meeting reports, and related documents may be found in downloadable formats at the project webpage below:

<http://consensus.fsu.edu/FBC/index.html>

AGENDA REVIEW AND APPROVAL

The Commission considered the following objectives during the March 7, 2011 meeting:

- To Hear a Legislative Update
- To Discuss Relevant Legislative Issues

LEGISLATIVE ISSUES UPDATE

Jim Richmond, Commission Attorney, provided an update on legislative issues of interest to the Commission regarding the upcoming 2011 Florida Legislative Session, and answered member's questions. Jim provided the Commission with a status update on SB 396 (Bennett: Commission's recommendations and Building Code related legislation) and HB 849 (Davis: House companion bill to SB 396). Jim reported that SB 396 provides an exemption from the Legislative ratification requirements for the Building Code Rule.

(See Attachment 1—Senate Bill 396)

Jim reported that there is a proposed amendment to SB 396 that would require the Commission to publish the Florida Building Code as supplements to the International Building Code (I-Codes) and not to publish the fully integrated Florida Building Code (Florida Specific requirements integrated into the respective I-Code volumes) as is currently the policy. The Commission discussed this proposed amendment and voted to provide the Legislature with feedback as follows:

Commission Actions:

Motion—The Commission voted 16 - 2 to charge legal staff (Jim Richmond) with conveying to the 2011 Legislature the Commission’s support for continuing with the fully integrated Code publication format and continue to evaluate the Code publication format issue through the Commission’s existing Building Code System Assessment Ad Hoc Committee that is reviewing changes to the Code system and Code development processes. The Commission also affirmed their commitment to continue eliminating unnecessary Florida Specific amendments through the development of subsequent Code Editions, and to maintain as much consistency as practical with the I-Codes.

The Commission also discussed possible relocation to a different agency if the Department of Community Affairs is dismantled. Mr. Dixon advised there are several issues of concern regarding where the Commission would best fit including similarity of business processes and protection of budget. Chairman Rodriguez asked staff to assemble a document identifying the salient issues and potential options the Commission could consider supporting for discussion at its next teleconference meeting.

NEXT STEPS

Unless cancelled, the Commission will conduct teleconference meetings each Monday of the 2011 Florida Legislative Session as follows:

March 7, 14, 21, 28, April 11, 18, 25 and May 2, 2011. The calls will start at 10:00 AM and Commissioners will be notified prior to each teleconference meeting.

ADJOURN

The Chair adjourned the meeting at 11:20 AM.

ATTACHMENT 1

SENATE BILL 396

Florida Senate - 2011 SB 396

A bill to be entitled:

An act relating to building construction and inspection; amending s. 255.252, F.S.; conforming provisions to changes made by the act; amending s. 255.253, F.S.; redefining the term “sustainable building rating” to include the International Green Construction Code; amending ss. 255.257 and 255.2575, F.S.; conforming provisions to changes made by the act; amending s. 468.8314, F.S.; expanding the categories of persons who may be certified as qualified for a license by endorsement as a home inspector; amending s. 553.74, F.S.; revising requirements for selecting a member of the Florida Building Commission; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsections (3) and (4) of section 255.252, Florida Statutes, are amended to read: 255.252 Findings and intent.—

(3) In order for that such energy-efficiency and sustainable materials considerations to become a function of building design and a model for future application in the private sector, it is shall be the policy of the state that buildings constructed and financed by the state be designed and constructed to comply with a sustainable building rating the United States Green Building Council (USGBC) Leadership in Energy and Environmental Design (LEED) rating system, the Green Building Initiative’s Green Globes rating system, the Florida Green Building Coalition standards, or a nationally recognized, high-performance green building rating system as approved by the department. It is further the policy of the state, if when economically feasible, to retrofit existing state-owned buildings in a manner that minimizes which will minimize the consumption of energy used in the operation and maintenance of such buildings.

(4) In addition to designing and constructing new buildings to be energy-efficient, it is shall be the policy of the state to operate and maintain state facilities in a manner that minimizes which will minimize energy consumption and maximizes maximize building sustainability, and to operate as well as ensure that facilities leased by the state are operated so as to minimize energy use. It is further the policy of the state that the renovation of existing state facilities be in accordance with a sustainable building rating the United States Green Building Council (USGBC) Leadership in Energy and Environmental Design (LEED) rating system, the Green Building Initiative’s Green Globes rating system, the Florida Green Building Coalition standards, or a nationally recognized, high-performance green building rating system as approved by the department. State agencies are encouraged to consider shared savings financing of such energy-efficiency and conservation projects, using contracts that which split the resulting savings for a specified period of time between the state agency and the private firm or cogeneration contracts and that which otherwise permit the state to lower its net energy costs. Such energy contracts may be funded from the operating budget.

Section 2. Subsection (7) of section 255.253, Florida Statutes, is amended to read:
255.253 Definitions; ss. 255.251-255.258.—

(7) “Sustainable building rating” means a rating established by the United States Green Building Council (USGBC) Leadership in Energy and Environmental Design (LEED) rating system, the International Green Construction Code (IGCC), the Green Building Initiative’s Green Globes rating system, the Florida Green Building Coalition standards, or a nationally recognized, high performance green building rating system as approved by the department.

Section 3. Subsection (4) of section 255.257, Florida Statutes, is amended to read:
255.257 Energy management; buildings occupied by state agencies.—

(4) ADOPTION OF STANDARDS.— (a) All state agencies shall adopt a sustainable building rating system the United States Green Building Council (USGBC) Leadership in Energy and Environmental Design (LEED) rating system, the Green Building Initiative’s Green Globes rating system, the Florida Green Building Coalition standards, or a nationally recognized, high-performance green building rating system as approved by the department for all new buildings and renovations to existing buildings.

(b) No state agency shall enter into new leasing agreements for office space that does not meet Energy Star building standards, except when determined by the appropriate state agency head determines that no other viable or cost-effective alternative exists. (c) All state agencies shall develop energy conservation measures and guidelines for new and existing office space where state agencies occupy more than 5,000 square feet. These conservation measures shall focus on programs that may reduce energy consumption and, when established, provide a net reduction in occupancy costs.

Section 4. Subsection (2) of section 255.2575, Florida Statutes, is amended to read:
255.2575 Energy-efficient and sustainable buildings.—

(2) All county, municipal, school district, water management district, state university, community college, and Florida state court buildings shall be constructed to comply with a sustainable building rating system meet the United States Green Building Council (USGBC) Leadership in Energy and Environmental Design (LEED) rating system, the Green Building Initiative’s Green Globes rating system, the Florida Green Building Coalition standards, or a nationally recognized, high performance green building rating system as approved by the 105 Department of Management Services. This section applies shall apply to all county, municipal, school district, water management district, state university, community college, and 108 Florida state court buildings the architectural plans of which are commenced after July 1, 2008.

Section 5. Subsection (3) of section 468.8314, Florida Statutes, is amended to read:
468.8314 Licensure.—

(3) The department shall certify as qualified for a license by endorsement an applicant who:

(a) Is of good moral character as determined in s. 468.8313; holds a valid license to practice home inspection services in another state or territory of the United States, whose educational requirements are substantially equivalent to those required by this part; and has passed a national, regional, state, or territorial licensing examination that is substantially equivalent to the examination required by this part;

(b) Possesses a one and two family dwelling inspector certification issued by the International Code Council or the Southern Building Code Congress International;

(c) Has been certified as a one and two family dwelling inspector by the Florida Building Code Administrators and Inspectors Board under part XII of chapter 468; or

(d) Possesses a Division I contractor license of chapter 489.under part I

Section 6. Paragraph (v) of subsection (1) of 553.74, Florida Statutes, is amended to read:

553.74 Florida Building Commission.—

(1) The Florida Building Commission is created and shall be located within the Department of Community Affairs for administrative purposes. Members shall be appointed by the Governor subject to confirmation by the Senate. The commission shall be composed of 25 members, consisting of the following:

(v) One member who is a representative of the green building industry and who is a third-party commission agent, a Florida board member of the United States Green Building Council or Green Building Initiative, a professional who is accredited under the International Green Construction Code (IGCC), or a professional who is accredited under Leadership in Energy and Environmental Design (LEED) LEED-accredited professional.

Any person serving on the commission under paragraph (c) or paragraph (h) on October 1, 2003, and who has served less than two full terms is eligible for reappointment to the commission regardless of whether he or she meets the new qualification.

Section 7. This act shall take effect July 1, 2011.