

**COMMISSION GLITCH AMENDMENT REVIEW PROCESS—JUNE 2011  
(ADOPTED UNANIMOUSLY APRIL 5, 2011)**

### **TAC CHAIR/STAFF REVIEW PROCESS**

For each technical code area (Code Administration, Electrical, Energy, Fire, Mechanical, Plumbing, Roofing, Special Occupancy, and Structural), the respective TAC chair will individually meet with DCA staff to review and make recommendations on whether proposed amendments meet adopted Glitch amendment criteria (1 – 3 below). Amendments deemed to meet the Glitch criteria will be placed on a consent agenda titled: **“Consent Agenda: Qualifies as a Glitch Amendment”** by technical code area. Proposed amendments deemed not to meet the Glitch criteria will be placed on a consent agenda titled: **“Consent Agenda: Does Not Qualify as a Glitch Amendment”** by technical code area.

Once staff meets with each TAC chair by technical code area the recommendations will be posted to the BCIS to allow an opportunity for public review prior to the Commission’s June 7, 2011 Florida Building Code Rule Adoption Hearing\* to consider Glitch Amendments and adopt the 2010 Florida Building Code.

*\*The Florida Building Code Rule Adoption Hearing date is contingent upon the Legislature providing ratification of the Rule or an exemption from the requirement for the Rule to be ratified by the Legislature, as well as meeting any Executive Office requirements for rulemaking.*

### **COMMISSION GLITCH AMENDMENT REVIEW PROCESS**

In order for a proposed code change to be accepted as a glitch change, it must meet each of the following criteria:

- (1) The proposed code change falls within the scope of the glitch criteria (listed below a-g).
- (2) The proposed code change has a Florida specific need.
- (3) The impact is on small businesses has been considered.

### **GLITCH CRITERIA—CHAPTER 553.73(8) F.S.**

In order for a proposed code change to be accepted as a glitch change, it must fall within one of the following criteria:

- (a) Conflicts within the Updated Code;
- (b) Conflicts between the Updated Code and the Florida Fire Prevention Code;
- (c) Omissions of previously adopted Florida-specific amendments if such omission is not supported by specific recommendation of a TAC or particular action by the Commission;
- (d) Unintended results from the integration of previously adopted Florida-specific amendments with the model code;
- (e) Equivalency of standards;
- (f) Changes to or inconsistencies with federal or state law; or
- (g) 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.

In addition, the Commission may not amend to diminish criteria related to wind resistance or prevention of water intrusion.

**PROPOSED GLITCH AMENDMENTS WILL BE ON TWO CONSENT AGENDAS PER TECHNICAL CODE AREAS** {Code Administration, Electrical, Energy, Fire, Mechanical, Plumbing, Roofing, Special Occupancy, and Structural}:

**CONSENT AGENDA—QUALIFIES AS A GLITCH AMENDMENT**

Commission will vote that the amendments on the consent agendas **are** Glitch Amendments.

- Public Comment on the TAC Chair/Staff recommendations by technical code area.
- Commission will decide whether to pull any specific proposed Glitch Amendments for individual consideration by technical code area.
- Commission will vote on the Consent Agenda **“Qualifies as a Glitch Amendment”** as presented (if no amendments were pulled for individual consideration) or as amended if any amendments were pulled for individual consideration by technical code area.
- Vote is in favor of TAC Chair/Staff recommendations regarding the proposed glitch amendments (the package of proposed amendments meets the Glitch criteria and should be approved).
- Commission will individually discuss and vote on all amendments pulled for individual consideration.
- Amendment(s) pulled for individual consideration will be discussed and voted on to determine whether they qualify as Glitch Amendment(s).

**CONSENT AGENDA—DOES NOT QUALIFY AS A GLITCH AMENDMENT**

Commission will vote that the amendments on the consent agendas **are not** Glitch Amendments.

- Public Comment on TAC Chair/Staff recommendations by technical code area.
- Any Commissioner may pull any amendment for individual determination of whether it is/is not a Glitch Amendment.
- Commission will vote on the Consent Agendas of amendments **“Does Not Qualify as a Glitch Amendment”** as presented (if no amendments were pulled for individual consideration) or as amended if any amendments were pulled for determination by technical code area.
- Vote is in favor of TAC Chair/Staff recommendations regarding the proposed glitch amendments (the package of proposed amendments does not meet the Glitch criteria and should not be approved).
- Commission will individually discuss and vote on all amendments pulled for individual consideration.
- Amendment(s) pulled for individual consideration will be discussed and voted on to determine whether they qualify as Glitch Amendment(s).

## GLITCH AMENDMENT REVIEW AND CONSIDERATION PROCESS

- Facilitator will serve as the moderator.
- One person speaks at a time.
- Limit your comment and be concise.
- Do not read lengthy prepared statements; Summarize and submit complete comment text for the record.
- Offer new points or state agreement with previous speakers; Please do not repeat what has been stated.
- The Commission wants to hear all view points, but not repeats of the same views.
- Chair may limit comments to a maximum of three-minutes (3) per person, depending on the number of individuals wishing to speak.\*
- Facilitator will assist with process and groundrules.
- Facilitator will introduce consent agenda for those amendments designated as: **“Qualifies as Glitch a Amendment”** by technical code area.
- Public will speak to any amendments they wish the Commission to consider separately from TAC Chair/Staff recommendations by technical code area.
- Commissioner(s) will decide which, if any, amendments to pull for individual consideration.
- Commission will vote on Consent Agenda as presented or as amended if any amendments are pulled for individual consideration by technical code area.
- Facilitator will introduce consent agenda for those amendments designated as: **“Does Not Qualify as a Glitch Amendment”** by technical code area.
- Public will speak to any amendments they wish the Commission to consider as a Glitch Amendment.
- Commissioner(s) will decide which, if any, amendments to pull for individual consideration for qualification as a Glitch Amendment.
- Commission will vote on Consent Agenda as presented or amended by technical code area.
- Commission will consider amendments pulled for determination on whether they qualify as Glitch Amendments.
- Any Amendments determined by the Commission to qualify as a Glitch Amendment will be discussed with other Glitch Amendments pulled for individual consideration.

## AMENDMENTS PULLED FOR INDIVIDUAL CONSIDERATION

- Commission will consider individually any amendments pulled from the Consent Agendas.
- Facilitator will introduce each amendment.
- Proponents of proposed amendment will speak first.
- Opponents of proposed amendment will follow proponents.
- Proponents/Opponents will be allowed an opportunity to provide a brief counterpoint to comments offered by others.
- Groundrules for commenting apply (see above).
- Clarifying questions by Commission members only.
- Once a motion is on the floor, discussion is limited to Commission members except as allowed by the Chair.
- Motions require a 75% favorable vote for approval; those with less than a 75% favorable vote, are denied.

*\*Included as part of 2010 Code Update process adopted June 8, 2010.*