

FLORIDA BUILDING COMMISSION

PRODUCT APPROVAL POC

MAY 26, 2016 TELECONFERENCE MEETING SUMMARY REPORT

THURSDAY, MAY 26, 2016

MEETING SUMMARY AND OVERVIEW

At the Thursday, May 26, 2016 teleconference meeting the POC considered regular procedural issues including product approval and entities statistics reports; a status report on conditional approvals from the March 2016 meeting (all were resolved and are now approved); review and approval of product and entity applications; and a review of DBPR approved product approval applications. Specific actions included providing comments for the rule development workshop recommending that the Commission adopt the rule text for Rule 61G20-3.008 (Product Approval Entities), as drafted/posted for adding Underwriters Laboratories, LLC, and Intertek Testing Services NA, Inc. to the approved list of evaluation entities.

Background and Supporting Documents

Relevant background and supporting documents are linked to each agenda item. The Agenda URL for the May 26, 2016 meeting is as follows:

http://www.floridabuilding.org/fbc/commission/FBC_0616/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 once a quorum was established, and the following POC members participated (5 of 7 members):

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

Members Not Participating:

David Gilson, and Brian Swope.

A. 3. DBPR STAFF PARTICIPATING

Zubeyde Binici, Nick Duval, Jim Hammers, April Hammonds, Chris Howell, and Mo Madani.

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, 5 - 0 in favor, to approve the agenda for the May 26, 2016 meeting as posted/presented. 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 Provide Comments Regarding Amendments to Rule 61G20-3.008, F.A.C.

Amendments:

The agenda was clarified to reflect that agenda items D.4. and D.5. were removed from the agenda originally posted to the BCIS (the files were duplicates of those linked to agenda item #C.3) and subsequently removed from the agenda as displayed on the BCIS on May 26, 2016.

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

(See *Attachment 1—Agenda*)

B. REVIEW AND APPROVAL OF THE MARCH 31, 2016 MINUTES

MOTION—The POC voted unanimously, 5 - 0 in favor, to approve the March 31, 2016 meeting minutes 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 4,199 (4,801 total in the System), the total number of products approved to the 2014 Code is 17,611 (20,774 total in the System), and the total number of entities approved to the 2014 Code is 121 (389 total in the System). The report is linked to the Product Approval POC’s agenda.

C. 2. REPORT ON CONDITIONAL APPROVALS FROM THE MARCH 31, 2016 MEETING

Commissioner Stone noted that all of the conditions were met for the conditional approvals reported at the March 31, 2016 meetings, and all of the products are now approved.

C. 3. COMMENTS FOR RULE DEVELOPMENT WORKSHOP ON RULE 61G20-3.008, F.A.C.

The Commission will be conducting a rule development workshop on June 8, 2016 for the purpose of amending Rule 61G20-3.008 (Product Approval Entities), to conform with an amendment to Section 553.842, F.S., requiring the Commission to add Underwriters Laboratories, LLC, and Intertek Testing Services NA, Inc. to the approved list of evaluation entities. The preliminary text of the rule reads as follows:

61G20-3.008 Approval of Product Evaluation Entities, Product Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies.

(1) Approved Product Evaluation Entities. Approval by the Commission is limited to the scope established by Section 553.842, F.S.

(a) The following entities are approved evaluation entities:

1. The National Evaluation Service (NES);
2. The Miami-Dade County Building Code Compliance Office Product Control Division (MDCBCCOPCD);
3. The International Code Council, International Evaluation Services (IES); and
4. The International Association of Plumbing and Mechanical Officials Evaluation Service (IAPMO).
5. Underwriters Laboratories, LLC
6. Intertek Testing Services NA, Inc.

(b) No change.

(2) through (6) No change.

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

POC Actions:

MOTION—The POC voted unanimously, 5 - 0 in favor, to recommend that the Commission adopt the rule text for Rule 61G20-3.008 (Product Approval Entities), as drafted/posted regarding adding Underwriters Laboratories, LLC, and Intertek Testing Services NA, Inc. to the approved list of evaluation entities.

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, 5 - 0 in favor, to recommend the Commission approve the consent agenda of product approval entities recommended for approval as posted.

MOTION—The POC voted unanimously, 5 - 0 in favor, to recommend the Commission approve the consent agenda of products recommended for approval to the 2014 Code as amended*.

* Product FL 16543-R2 was pulled from the consent agenda at the request of the applicant.

PRODUCT APPROVAL APPLICATIONS PULLED FROM THE CONSENT AGENDA FOR INDIVIDUAL CONSIDERATION

MOTION—The POC voted unanimously, 5 - 0 in favor, to recommend that the Commission withdraw product FL 16543-R2 as a product application per the applicant's request.

D. 2. PRODUCT APPROVAL APPLICATIONS WITH DISCUSSION OR COMMENTS

There were no products with comments for the current product approval application cycle.

The complete report of POC recommendations on product and entity applications is available linked to the Commission's May 26, 2016 agenda.

D. 3. DBPR APPLICATIONS

Staff noted that the recommendations for the DBPR applications are linked to the May 26, 2016 Product Approval POC agenda found on-line. Commissioner Stone noted there were no public comments provided regarding the products submitted for approval to the 2014 Code under consideration for the May 24, 2016 meeting. All applications were approved and there was no action required of the POC.

E. 1. PUBLIC COMMENT

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

Public Comments:

There were no comments offered.

E. 2. POC MEMBER COMMENT

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

There were no comments offered.

E. 3. STAFF MEMBER COMMENT

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

There were no comments offered.

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 report.
- 2.) The POC recommends that the Commission adopt the rule text for Rule 61G20-3.008 (Product Approval Entities), as drafted/posted regarding adding Underwriters Laboratories, LLC, and Intertek Testing Services NA, Inc. to the approved list of evaluation entities.

NEXT STEPS

The POC will meet July 28, 2016 to provide recommendations to the Commission on Product Approval System relevant issues for the August 15-17, 2016 Commission meeting in Ft. Lauderdale.

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 10:17 AM on Thursday, May 26, 2016.

ATTACHMENT 1
MEETING AGENDA

FLORIDA BUILDING COMMISSION
PRODUCT APPROVAL PROGRAM OVERSIGHT COMMITTEE (POC)
THURSDAY, MAY 26, 2016 at 10:00 AM
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
2601 BLAIRSTONE ROAD. —TALLAHASSEE, FLORIDA 32399
WEB URL: <https://global.gotomeeting.com/join/545051013>

MEETING OBJECTIVES

- To Consider/Discuss Product Approval Program Issues
- To Consider/Decide on Approval of Products and Product Approval Entities
- To Provide comments for the Rule Development Workshop “Rule 61G20-3.008, F.A.C.”

PRODUCT APPROVAL POC MEMBERS

Jeffrey Stone-Chair, Brian Swope, David Compton, David Gilson, E.J. Carlson, Nanette Dean Robert Hamberger.

MEETING AGENDA—MAY 26, 2016

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

10:00 AM	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 Agenda & March 31, 2016 Minutes
	C)	Product Approval Program Issues: 1. Product Approval & Entities Statistics Report 2. Report on conditional approvals from the March 2016 meetings. (<i>All Conditional Approval and Deferral Requirements were met and completed</i>) 3. Provide comments to the Rule Development Workshop “Rule 61G20-3.008, F.A.C.” of June 8, 2016 [Review proposed rule revision]
	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>