



FLORIDA BUILDING COMMISSION

"STRONGER CODES THROUGH SCIENCE AND CONSENSUS"



**FACILITATOR'S SUMMARY REPORT OF THE
AUGUST 15, 2018
FLORIDA BUILDING COMMISSION MEETING
CORAL GABLES, FLORIDA**

PROCESS DESIGN, CONSENSUS-BUILDING AND FACILITATION BY



CONSENSUS CENTER

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FLORIDA BUILDING COMMISSION

AUGUST 15, 2018 FACILITATOR’S MEETING SUMMARY REPORT

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FLORIDA BUILDING COMMISSION
AUGUST 15, 2018 FACILITATOR'S SUMMARY REPORT



OVERVIEW OF COMMISSION'S KEY ACTIONS AND DECISIONS

WEDNESDAY, AUGUST 15, 2018

I. PLENARY SESSION SUMMARY AND OVERVIEW

At the August 15, 2018 meeting conducted in Coral Gables the Commission considered and decided on Chair's issues and recommendations, Executive Director's announcements and discussions, product and entity approvals, applications for accreditator and course approvals, accessibility waivers, petitions for declaratory statements, and recommendations from the Commission's various committees. Specific actions included voting to: 1.) Approve the 2018-2019 Annual Regulatory Plan, and to authorize publication of the Plan by DBPR; 2.) Approve the Commission's Review Process for 2018 I-Code Changes and the Revised Scope of Work for the 2020 Code Update Process, 7th Edition Florida Building Code; and, 3.) Approve funding the research projects for fiscal year 2018 - 2019 as recommended by the Committee of TAC Chairpersons on the basis that the proposed projects evaluated meet the definition of "research" and/or "technical enrichment", and are approved for funding based on the TAC Chairs' recommendations, and staff administering and overseeing the research, and to charge staff with negotiating scoping, funding levels, and contracting as appropriate.

(Attachment 1—Meeting Evaluation Results)

II. CHAIRMAN'S WELCOME

Chairman Carlson welcomed the Commission, DBPR staff and the public to Coral Gables and the August 15, 2018 plenary session of the Florida Building Commission. The Chair noted that in addition to considering regular procedural issues including product and entity approvals, applications for accreditator and course approvals, accessibility waivers, petitions for declaratory statements, and recommendations from the Commission's various committees, the primary focus of the August meeting was to approve the Commission's process for review of 2018 I-Codes changes; and to decide on the funding of proposed research projects for fiscal year 2018-2019.

The Chair explained that if one wished to address the Commission on any of the issues before the Commission they should sign-in on the appropriate sheet(s), and as always, the Commission will provide an opportunity for public comment on each of the Commission's substantive discussion topics. The Chair explained that if one wants to comment on a specific substantive Commission agenda item, they

should come to the speaker's table at the appropriate time so the Commission knows they wish to speak. The Chair noted that public input is welcome, but should be offered before there is a formal motion on the floor.

III. COMMISSION ATTENDANCE

The following Commissioners attended the Wednesday, August 15, 2018 meeting in Coral Gables:

Jay Carlson (Chair), Hamid Bahadori, Steve Bassett, Bob Boyer, Don Brown, Oscar Calleja, Dave Compton, Nan Dean, Kevin Flanagan, Shane Gerwig, David Gilson, Richard Goff, Jeff Gross, Brian Langille, Brad Schiffer, Fred Schilling, Jim Schock, Drew Smith, Jeff Stone, Brian Swope, and Don Whitehead.

(21 of the 25 currently seated Commissioners attended—84%).

Absent Commissioners:

James Batts, Kelly Smith Burk, Robert Hamberger, and Diana Worrall.

DBPR STAFF PRESENT

Thomas Campbell, Jim Hammers, Chris Howell, Mo Madani, and Justin Vogel.

MEETING FACILITATION

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



CONSENSUS CENTER

PROJECT WEBPAGE

Information on the Florida Building Commission project, including agenda packets, meeting reports, and related documents may be found at the Commission Webpage. Located at the following URL: <http://floridabuilding.org/c/default.aspx>

IV. AGENDA REVIEW AND APPROVAL

The Commission voted unanimously, 21 - 0 in favor, to approve the agenda for the August 15, 2018 meeting as posted/presented. Following are the key agenda items approved for consideration:

- To Approve Regular Procedural Topics (Agenda and Minutes).
- To Consider/Decide on Chair's Discussion Issues/Recommendations.
- To Consider/Decide on Executive Director Announcements and Discussions.
- To Consider/Decide on Accessibility Waiver Applications.
- To Consider/Decide on Approvals and Revocations of Products and Product Approval Entities.
- To Consider Applications for Accreditor and Course Approval.
- To Receive a Briefing Regarding Legal Report.
- To Consider/Decide on Petitions for Declaratory Statements.

- To Review and Approve The Commission Review Process for the 2018 I-Code Changes and to Provide Update on the Scope of Work for the Development of the 2020 Code Update Process – 7th Edition Florida Building Code.
- To Review and Approve Potential Research Projects from the Technical Advisory Committees.
- To Receive/Decide on Reports and Recommendations from Committees.
- To Hear Public Comment.
- To Review Needed Next Steps, Assignments, and Agenda Items for the Next Meeting—October 8 - 9, 2018 in Sarasota, Florida.

Amendments to the Posted Agenda:

There were no amendments to the posted agenda.

(Attachment 4—August 15, 2018 Commission Agenda)

V. APPROVAL OF THE JUNE 12, 2018 FACILITATOR’S SUMMARY REPORT AND MEETING MINUTES

MOTION—The Commission voted unanimously, 21 - 0 in favor, to approve the June 12, 2018 Facilitator’s Summary Report and Meeting Minutes as posted/presented.

Amendments: There was no amendment offered to the meeting minutes:

VI. CHAIR’S DISCUSSION ISSUES AND RECOMMENDATIONS

Chairman Browdy Update

Chairman Carlson provided an update regarding immediate past Commission Chair Dick Browdy’s health. The Chair noted that Dick was undergoing treatment and was feeling optimistic.

Appointments

Residential Construction Cost Impact Workgroup

The Chair reported that on June 18, 2018 he appointed Commissioner Smith to serve on the Residential Construction Cost Impact Workgroup.

Accessibility Advisory Council Appointment

The Chair noted that DBPR Secretary Jonathan Zachem appointed Paul Martell to the Accessibility Advisory Council to serve as the representative for the Division of Vocational Rehabilitation.

Updated Commission Milestones

The Chair reminded participants that the Updated Commission Milestones document is linked to the August 15, 2018 FBC Agenda on the BCIS.

VII. EXECUTIVE DIRECTOR ANNOUNCEMENTS AND DISCUSSIONS

Tom Campbell, FBC Executive Director, briefed the Commission on the following issues:

October 2018 Meeting Reminder

Tom reminded participants that the Commission's October 8 – 9, 2018 meeting would be at the Embassy Suites Sarasota.

December 2018 Meeting Date and Location

Tom reported that the Commission's December 11, 2018 meeting would be at the Embassy Suites USF in Tampa.

February 2019 Meeting Date

Tom reported that the Commission's February 2019 meeting would be on February 12, 2019 at a location to be determined.

VIII. CONSIDERATION OF ACCESSIBILITY WAIVER APPLICATIONS

Justin Vogel, Accessibility Advisory Council legal advisor, presented the Accessibility Advisory Council's recommendations for all applications, and the Commission reviewed and decided on the Waiver applications submitted for their consideration.

Commission Actions Regarding Accessibility Waiver Applications:

1. Bengal Properties, INC d/b/a The Park Apartments – Waiver 323 - 11110 56th St, Temple Terrace 33617

MOTION—The Commission voted unanimously, 21 – 0 in favor, to grant the waiver for vertical accessibility to the second floor to the extent a waiver is necessary, and on the grounds that a waiver for vertical accessibility is not required for this project.

2. 2150 Park Ave Suite Hotel – Waiver 146 - 2150 Park Avenue, Miami Beach 33139

MOTION—The Commission voted unanimously, 21 – 0 in favor, to grant the waiver for vertical accessibility to the second floor on the grounds of historical significance, technical infeasibility, and economic hardship.

3. Carlota at South Beach – Waiver 328 - 511 16th Street, Miami Beach 33139

MOTION—The Commission voted unanimously, 21 – 0 in favor, to grant the waiver for vertical accessibility to the entrance and second floor on the grounds of economic hardship.

4. Nexx Calle Ocho – Waiver 327 - 2340 SW 8th Street, Miami 33135

MOTION—The Commission voted unanimously, 21 – 0 in favor, to grant the waiver for vertical accessibility to the second floor on the grounds of economic hardship.

5. Queens Of Egypt – Waiver 318 - 313-A Macomb Street, Tallahassee 32301

MOTION—The Commission voted unanimously, 21 – 0 in favor, to grant* the waiver for vertical accessibility to the second floor on the grounds of economic hardship.

* The Commission recommends the applicant provide signage indicating the lack of accessibility to the second floor where the business is located.

6. Monsieur Touton Distribution Center – Waiver 335 - 2805 NW 75th Avenue, Miami 33122

MOTION—The Commission voted unanimously, 21 – 0 in favor, to grant the waiver for vertical accessibility to the second floor on the grounds of economic hardship.

IX. CONSIDERATION OF APPLICATIONS FOR PRODUCT AND ENTITY APPROVAL

Commissioner Stone presented the Product Approval Oversight Committee’s recommendations for entities and product approvals on the consent agenda for approval, and Jeff Blair presented the recommendations for product approvals with comments and/or discussion.

Commission Actions on the Consent Agendas for Approval:

MOTION—The Commission voted unanimously, 21 - 0 in favor, to approve the consent agenda of product approval entities (26) as posted/presented.

MOTION—The Commission voted unanimously, 21 - 0 in favor, to approve the consent agenda of products (146) recommended for approval to the 2017 Code as posted/presented.

Commission Actions Regarding Product Approval Applications With Comments—2017 Code:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve product FL 14996 R-4.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve product FL 16851 R-7.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve product FL 16853 R-8.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve product FL 16854 R-8.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve product FL 17112 R-5.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve product FL 17767 R-3.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to conditionally approve product FL 18368 R-2 based on the conditions requested by the applicant and recommended by DBPR staff.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve product FL 21335 R-3.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve product FL 24163 R-2.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to conditionally approve product FL 27060 based on the conditions requested by the applicant and recommended by DBPR staff.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve product FL 27154.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve product FL 27156.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to conditionally approve product FL 27194 based on the conditions requested by the applicant and recommended by DBPR staff.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve product FL 27423.

Commission Actions Regarding DBPR Applications:

There was no Commission action required regarding the August 2018 DBPR Applications. The complete results of Commission decisions regarding applications for product and entity approvals are available on the BCIS.

(See BCIS Website for Linked Committee Report)

X. CONSIDER APPLICATIONS FOR ACCREDITOR AND COURSE APPROVAL

Commissioner Dean presented the applications, and the Commission reviewed and decided on the accreditor and course applications submitted for their consideration as follows:

Commission Actions:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve advanced accredited course numbers: 911.0, 913.0, 914.0, 912.0, and 915.0.

MOTION—The Commission voted unanimously, 21 – 0 in favor, to conditionally approve advanced accredited course: 900.0

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve administratively self-affirmed courses with one change, number: 725.1

MOTION—The Commission voted unanimously, 21 – 0 in favor, to conditionally approve administratively self-affirmed courses with one change, numbers: 821.1, and 772.1.

(See Committee's Next Agenda for Linked Committee Report)

XI. LEGAL REPORT

Rule Challenge Decision Appeal

Justin Vogel noted that as previously reported, in December of 2017 the Florida Association of American Institute of Architects, Inc. (FAAIA) filed a rule challenge to the Commission's adoption of Rule 61G20-2.002 (Statewide Amendments to the Florida Building Code) regarding the Code Update Process for development of the 7th Edition (2020) Florida Building Code. In February of 2018 the Division of Administrative Hearings' (DOAH) assigned Administrative Law Judge (ALJ) ruled that the challenged provisions of Rule 61G20-2.002(2) were a valid exercise of delegated authority as to the objections raised, and the Petition (Rule challenge) was dismissed. Justin reported that the FAAIA subsequently filed an appeal to the District Courts of Appeals (1st DCA) as reported at the last meeting. The current update is that FAAIA submitted their reply brief and a request for oral arguments on July 23, 2018. Justin noted that he would provide updates on the status of the appeal as the process proceeds.

Annual Regulatory Plan

Justin Vogel reported that the Annual Regulatory Plan is a list of the statutory provisions impacting the Commission's duties or authorities, and indicating whether rulemaking is required in order to implement the provisions, and if so indicating whether a notice of development and/or notice of proposed rulemaking has been published, and the corresponding schedule.

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

Commission Actions:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve the 2018-2019 Annual Regulatory Plan as presented, and to authorize publication of the Plan by DBPR.

(Attachment 7—Annual Regulatory Plan)

XII. CONSIDERATION OF PETITIONS FOR DECLARATORY STATEMENTS

Justin Vogel, Commission Legal Counsel, presented each declaratory statement in turn. Following are the actions taken by the Commission regarding the petitions for declaratory statements.

1. DS 2018-040 by Samuel A. Liberatore of G.B. Collins Engineering, P.A.

Motion—The Commission voted unanimously, 21 - 0 in favor, to approve the Swimming Pool TAC's recommendation on the Petition (to approve staff's analysis (Option 2) as presented/posted for Q1).

2. DS 2018-043 by Allen R. Finfrock of Finfrock DMC

Motion—The Commission voted unanimously, 21 - 0 in favor, to withdraw the Petition at the request of the Petitioner.

3. DS 2018-051 by Clark M. Stranahan of C4 Architecture, L.L.C.

Motion—The Commission voted unanimously, 21 - 0 in favor, to approve the Accessibility TAC's recommendation on the Petition (to approve staff's analysis (Option 2) for Q1).

XIII. COMMISSION REVIEW PROCESS FOR 2018 I-CODES CHANGES AND UPDATE FOR SCOPE OF WORK FOR THE 2020 CODE UPDATE PROCESS, 7TH EDITION FLORIDA BUILDING CODE

Chairman Carlson reported that ten of the Commission's Technical Advisory Committees (TACs) met in June 2018 to review and make recommendations regarding whether the Commission should include specific 2018 I-Code amendments into the 7th Edition (2020) FBC. The TACs' recommendations were posted to the BCIS in July 2018. In addition, the Residential Construction Cost Impact Workgroup (RCCIWG) met on July 30, 2018 to provide comments to the Commission regarding the costs/impacts of the I-Code amendments that the TACs recommended for approval relevant to the Residential Building Code (amendments identified as impactful). These comments have been incorporated into the TACs' matrices of recommendations for approval.

The Chair remarked that the Commission will be reviewing and deciding on 2018 I-Code changes during the October 8-9, 2018 meeting. Jeff Blair reviewed the process proposed for the Commission's review of the TAC's recommendations regarding 2018 I-Code changes recommended for inclusion in the I-Code change into the 7th Edition (2020) FBC. In addition, Mo Madani provided an update regarding the scope of work for the development of the 2020 Code Update Process, the 7th Edition (2020) Florida Building Code.

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

Commission Actions:

MOTION—The Commission voted, 20 – 1* in favor, to approve the Commission's Review Process for 2018 I-Code Changes and the Revised Scope of Work for the 2020 Code Update Process, 7th Edition Florida Building Code.

*Commissioner Schiffer voted in opposition, preferring to wait for the resolution of the Rule challenge.

(Attachment 5—2020 FBC Workplan)

(Attachment 6—FBC I-Code Review Process)

XIV. SELECTION OF RESEARCH PROJECTS FOR FY 2017-18 FUNDING

Chairman Carlson reported that the Commission has been funding hurricane resistance research based on legislatively approved spending authority since the formation of the Commission's Hurricane Research Advisory Committee in January of 2005. At the August 2013 meeting the Commission voted to expand the funding of research projects to topics beyond the scope of hurricane resistance research and to fund research into other Code related topical areas based on recommendations from the Commission's TACs, and has done so since that time. For fiscal year 2018 - 2019 the TACs met during July 2018 to discuss research needs and developed recommendations for the Commission's consideration. Subsequently, the TAC chairs met on August 14, 2018 and developed recommendations for the Commission's consideration regarding the funding of proposed research projects.

Jeff Blair, Commission Facilitator, reported that at the Tuesday, August 14, 2018 meeting the TAC chairs considered and decided on whether the proposed projects met the three criteria for funding: 1.) definition of research and/or technical enrichment, 2.) urgency/immediacy, and needed for the 2020 FBC and/or legislative directive, and 3.) funding available (full or partial); and decided which met the requirements, and recommended them for approval by the Commission for funding based on the recommended priorities. The TAC Chairs' voted to recommend the Commission approve funding the research projects for fiscal year 2018 - 2019 as recommended by the TAC chairs on the basis that the proposed projects evaluated meet the definition of "research" and/or "technical enrichment," and the three criteria for funding, and are approved for funding based on the funding levels recommended by the TAC chairs (\$400,000 total), and staff administering and overseeing the research, and negotiating scoping, funding levels, and contracting as appropriate.

Following the opportunity provided for questions and answers, public comment and Commission discussion, the Commission took the following actions:

Commission Actions:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to approve funding the research projects for fiscal year 2018 - 2019 as recommended by the Committee of TAC Chairs on the basis that the proposed projects evaluated meet the definition of "research" and/or "technical enrichment", and are approved for funding based on the TAC chairs' recommendations, and staff administering and overseeing the research, and to charge staff with negotiating scoping, funding levels, and contracting as appropriate.

(Attachment 8—Research Project Funding for FY 2018-19)

XV. COMMITTEE REPORTS AND RECOMMENDATIONS

Chairman Carlson requested TAC and POC chairs to confine their reports to a brief summary of any key recommendations, emphasizing any issues requiring an action from the Commission. The Chair requested if the TAC/POC requires Commission action, to frame the needed action in the form of a proposed motion. This will ensure that the Commission understands exactly what the TAC/POC's are recommending, and the subsequent action requested of the Commission. Acceptance of a committee report does not approve any recommendations contained within the report, and specific recommendations must be considered by separate motions. Committee reports are linked to the following URL (linked to Commission's August 15, 2018 Agenda):

http://www.floridabuilding.org/fbc/commission/FBC_0818/index.htm.

Accessibility TAC

Commissioner Gross presented the TAC's report and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the TAC's report as presented/posted (July 26, 2018). *(See Agenda for Linked Committee Report)*

Code Administration TAC

Commissioner Gerwig presented the TAC's reports and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the TAC's reports as presented/posted (June 12, 2018 and July 26, 2018). *(See Agenda for Linked Committee Report)*

Education POC

Commissioner Dean presented the POC's report and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the POC's report as presented/posted (July 27, 2018). *(See Agenda for Linked Committee Report)*

Electrical TAC

Commissioner Flanagan presented the TAC's reports and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the TAC's reports as presented/posted (June 11, 2018, June 25, 2018 and July 23, 2018). *(See Agenda for Linked Committee Report)*

Energy TAC

Commissioner Smith presented the TAC's reports and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the TAC's reports as presented/posted (June 18, 2018 and July 23, 2018). *(See Agenda for Linked Committee Report)*

Fire TAC

Commissioner Bahadori presented the TAC's reports and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the TAC's reports as presented/posted (June 21, 2018, June 25, 2018 and July 23, 2018). *(See Agenda for Linked Committee Report)*

Mechanical TAC

Commissioner Bassett presented the TAC's reports and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the TAC's reports as presented/posted (June 19, 2018 and July 23, 2018). *(See Agenda for Linked Committee Report)*

Plumbing TAC

Commissioner Schilling presented the TAC's reports and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the TAC's reports as presented/posted (June 20, 2018 and July 24, 2018). (*See Agenda for Linked Committee Report*)

Product Approval POC

Commissioner Stone presented the POC's report and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the POC's report as presented/posted (August 14, 2018).

MOTION—The Commission voted unanimously, 21 – 0 in favor, to charge staff with reviewing existing education courses and information regarding the Product Approval System, and to determine whether there are additional opportunities to enhance education on the System.

(*See Agenda for Linked Committee Report*)

Residential Construct Cost Impact Workgroup

Jeff Blair presented the Workgroup's reports and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the Workgroup's reports as presented/posted (July 9, 2018, and July 30, 2018). (*See Agenda for Linked Workgroup Report*)

Roofing TAC

Commissioner Swope presented the TAC's reports and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the TAC's reports as presented/posted (June 15, 2018, June 25, 2018 and July 25, 2018). (*See Agenda for Linked Committee Report*)

Special Occupancy TAC

Commissioner Whitehead presented the TAC's reports and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the TAC's reports as presented/posted (June 8, 2018 and July 25, 2018). (*See Agenda for Linked Committee Report*)

Structural TAC

Commissioner Schock presented the TAC's reports and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the TAC's reports as presented/posted (June 13, 2018, June 25, 2018 and July 25, 2018). (*See Agenda for Linked Committee Report*)

Swimming Pool TAC

Mo Madani presented the TAC's reports and recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 21 – 0 in favor, to accept the TAC's reports as presented/posted (June 11, 2018 and July 25, 2018). (*See Agenda for Linked Committee Report*)

OTHER COMMISSION ACTIONS

There were no additional Commission actions taken during the August 15, 2018 meeting.

STAFF ASSIGNMENTS FROM THE AUGUST 15, 2018 MEETING

There were no staff assignments resulting from the August 15, 2018 Commission meeting.

XVI. GENERAL PUBLIC COMMENT

Members of the public were offered an opportunity to provide comment during each of the Commission's substantive discussion agenda items. In addition, Chairman Carlson invited members of the public to address the Commission on any issues under the Commission's purview.

Public Comments:

- Carlos Hernandez, Miami-Dade County: provided a presentation regarding FOG in sewer systems in Miami-Dade County.

XVII. COMMISSION MEMBER COMMENTS AND ISSUES

Chairman Carlson invited Commission members to offer any general comments to the Commission, or identify any issues or agenda items for the next Commission meeting.

Commission Member Comments:

None were offered.

XVIII. NEXT COMMISSION MEETING OVERVIEW AND ISSUES

The October 8-9, 2018 meeting in Sarasota will focus on the Commission's regular procedural and substantive issues, any needed rule development initiatives, and the Commission's decisions regarding 2018 I-Code changes proposed for inclusion in the 7th Edition (2020) Florida Building Code.

(*Attachment 5—Commission Meeting Schedule*)

ADJOURNMENT

The Chair thanked Commission members, staff and the public for their attendance and participation, and adjourned the meeting at 10:18 A.M. on Wednesday, August 15, 2018.

ATTACHMENT 1
FLORIDA BUILDING COMMISSION MEETING EVALUATION RESULTS

AUGUST 15, 2018—CORAL GABLES, FLORIDA

Average rank using a 0 to 10 scale, where 0 means totally disagree and 10 means totally agree.

Number of Respondents: 12 of 21 (57%) Commissioners present completed meeting evaluations.

1. OVERALL MEETING ASSESSMENT.

- 9.9 The background information was very useful.
- 9.9 The agenda packet was very useful.
- 9.9 The objectives for the meeting were stated at the outset.
- 9.9 Overall, the objectives of the meeting were fully achieved.

2. MEMBERS LEVEL OF AGREEMENT THAT THE MEETING OBJECTIVES WERE ACHIEVED.

- 9.9 Chair's Issues and Recommendations.
- 9.9 Executive Director Announcements and Discussions.
- 9.9 Applications for Accessibility Waiver Applications Approvals.
- 9.9 Applications for Products and Product Approval Entities Approvals.
- 9.9 Applications for Accreditor and Course Approvals.
- 9.9 Legal Report Briefing.
- 9.9 Petitions for Declaratory Statements.
- 9.9 FBC Review Process for the 2018 I-Code Changes, and Updated 2020 FBC SOW Approval.
- 9.9 Research Projects for Fiscal Year 2018 - 2019 Funding Approval.
- 9.9 TAC, POC, Committee, and Workgroup Reports and Recommendations.

3. HOW WELL THE FACILITATOR HELPED THE MEMBERS ENGAGE IN THE MEETING.

- 9.9 The members followed the direction of the Facilitator.
- 9.9 The Facilitator made sure the concerns of all members were heard.
- 9.9 The Facilitator helped us arrange our time well.
- 9.9 Participant input was documented accurately in Facilitator's Report (previous meeting).

4. MEMBERS LEVEL OF SATISFACTION WITH THE MEETING.

- 9.9 Overall, I am very satisfied with the meeting.
- 9.9 I was very satisfied with the services provided by the Facilitator.
- 9.9 I am satisfied with the outcome of the meeting.

5. HOW WELL THE NEXT STEPS WERE COMMUNICATED.

- 9.9 I know what the next steps following this meeting will be.
- 9.9 I know who is responsible for the next steps.

6. WHAT MEMBERS LIKED BEST ABOUT THE MEETING.

- I very much appreciate that the Chair was very organized and kept the meeting moving forward at a good pace.
- On time.

7. COMMENTS REGARDING HOW THE MEETING COULD HAVE BEEN IMPROVED.

None were offered.

8. OTHER GENERAL COMMENTS.

- Great job Jeff Blair.
- Fantastic Hotel, lets come back here.
- Great location and facility.

COMMENTS ON SPECIFIC AGENDA ITEMS

None were offered.

PUBLIC-MEETING EVALUATION AND COMMENT RESULTS

None were offered.

ATTACHMENT 2
KEY TO COMMON ACRONYMS

ACRONYM	DEFINITION
ADA	Americans With Disabilities Act
ADAAG	ADA Accessibility Guidelines for Buildings and Facilities
BCSA	Florida Building Code System Assessment
BOAF	Building Officials Association of Florida
DACS or FDACS	Florida Department of Agriculture and Consumer Services
DBPR	Department of Business and Professional Regulations
DCA	Department of Community Affairs (Abolished 2011)
DEP or FDEP	Florida Department of Environmental Protection
DOH or FDOH	Florida Department of Health
DOJ	U.S. Department of Justice
EPA	U.S. Environmental Protection Agency
FACBC	Florida Accessibility Code for Building Construction
FAR	Florida Administrative Register (previously FAW)
FBC	Florida Building Code
FBC	Florida Building Commission
FECC	Florida Energy and Conservation Code
IBC	International Building Code
ICC	International Code Council
POC	Program Oversight Committee (Education and Product Approval)
SAD	ADA Standards for Accessibility Design
TAC	Technical Advisory Committee

ATTACHMENT 3

FLORIDA BUILDING COMMISSION HISTORY AND OVERVIEW

HISTORY

Following Hurricane Andrew in 1992, Florida experienced record-breaking insurance losses resulting in a crisis affecting every homeowner in the state. The Governor appointed a Building Code Study Commission, The Florida Conflict Resolution Consortium designed and facilitated a two-year study and deliberation process with the 28 members representing a range of interests in the public and private sectors, through which the Commission evaluated the building code system.

The study revealed that building code adoption and enforcement was inconsistent throughout the state and even local codes thought to be the strongest proved inadequate when tested by major hurricane events. The consequences were devastation to lives and economies and a statewide property insurance crisis. The Commission recommended reform of the state building construction system which placed emphasis on uniformity and accountability.

The legislature enacted the consensus recommendations into law in 1998. In late 1998, the Consortium was asked by the Commission's chair to assist the newly created Florida Building Commission in its effort to build consensus for a uniform building code proposal. A complex consensus building process was put in place that included designing and facilitating meetings of 12 balanced technical advisory groups of 11 members each appointed by the Commission, as well as the Commission's meetings. The FCRC Consensus Center at FSU continues to work with the Commission by providing facilitation and consensus-building services.

OVERVIEW

COMMISSION REPRESENTATION. The Florida Building Commission is a 27-member representative stakeholder group who successfully created, implemented, and maintains the new statewide Florida Building Code. The Commission is comprised of the Chair, and 26 members appointed to represent specific stakeholder groups. They are as follows: four code officials, two state government representatives, a local government representative, a representative of persons with disability, a structural engineer, a mechanical engineer, representatives of fire protection technology, the building management industry, and the insurance industry, a general contractor, residential contractor, mechanical contractor, plumbing contractor, electrical contractor, roofing/sheet metal/air conditioning contractor, a manufactured building representative, a building product manufacturer, a swimming pool contractor, a representative of the green building industry, a natural gas system distribution representative, and a member representing the Department of Agriculture and Consumer Services' Office of Energy.

CONSENSUS PROCESS. The Florida Building Commission (FBC) seeks to develop consensus decisions on its recommendations and policy decisions. General consensus is a participatory process whereby, on matters of substance, the members strive for agreements which all of the members can accept, support, live with or agree not to oppose. In instances where, after vigorously exploring possible ways to enhance the members' support for the final decision on substantive decisions, and the Commission finds that 100 percent acceptance or support is not achievable, final decisions require at least 75 percent favorable vote of all members present and voting. This super majority decision rule underscores the importance of actively developing consensus throughout the process on substantive issues with the participation of all members and which all can live with and support.

The Commission's consensus process is conducted as an open public process with multiple opportunities for the public to provide input to the Commission on substantive issues. At each Commission meeting, the public is welcome to speak during the public comment period provided for each substantive issue under consideration, as well as general public comment periods provided at the end of each day's meeting. In addition to these opportunities for public input, most complex substantive issues before the Commission go through a consensus process where recommendations are developed by appointed representative stakeholder groups.

Since its formation in July of 1998, the Commission has demonstrated a commitment to working with affected interests to build consensus on complex issues. The adoption of the first edition of the Florida Building Code (2001 Edition), developed from September 1998 through January of 2001, involved 27 Commission meetings, dozens of facilitated public workshops and hundreds of TAC meetings. The Commission has consistently worked with all affected interests to build the best possible consensus-based decisions for the citizens of Florida. Through its committees and workgroups comprised of experts, the Commission has always developed its decisions based on the results of the best engineering and science available. Since 1999 the Commission has convened 64 special issue stakeholder workgroups to develop broad based consensus recommendations on issues of concern to stakeholders. Although the Code is by law a minimum building code, the Florida Building Code is the strongest consensus and science based building code in the country.

ATTACHMENT 4
AUGUST 18, 2018 MEETING AGENDA

FLORIDA BUILDING COMMISSION
PLENARY SESSION
AUGUST 15, 2018
BILTMORE HOTEL
1200 ANASTASIA AVENUE
CORAL GABLES, FLORIDA 33134

MEETING OBJECTIVES

- To Approve Regular Procedural Topics (Agenda and Minutes).
- To Consider/Decide on Chair's Discussion Issues/Recommendations.
- To Consider/Decide on Executive Director Announcements and Discussions.
- To Consider/Decide on Accessibility Waiver Applications.
- To Consider/Decide on Approvals and Revocations of Products and Product Approval Entities.
- To Consider Applications for Accreditor and Course Approval.
- To Receive a Briefing Regarding Legal Report.
- To Consider/Decide on Petitions for Declaratory Statements.
- To Review and Approve The Commission Review Process for the 2018 I-Code Changes and to Provide Update on the Scope of Work for the Development of the 2020 Code Update Process – 7th Edition Florida Building Code.
- To Review and Approve Potential Research Projects from the Technical Advisory Committees.
- To Receive/Decide on Reports and Recommendations from Committees.
- To Hear Public Comment.
- To Identify Needed Next Steps, Assignments, and Agenda Items for Next Meeting.

Committee and Workgroup Meetings held in conjunction with the Plenary Session

Meetings are held by teleconference and webinar unless otherwise indicated

June 8, 2018	9:00 a.m.	Special Occupancy Technical Advisory Committee
June 11, 2018	8:00 a.m.	Electrical Technical Advisory Committee concurrently with Swimming Pool Technical Advisory Committee
June 12, 2018	1:30 p.m.	Code Administration Technical Advisory Committee
June 13, 2018	8:00 a.m.	Structural Technical Advisory Committee
June 15, 2018	8:00 a.m.	Roofing Technical Advisory Committee
June 18, 2018	8:00 a.m.	Energy Technical Advisory Committee
June 19, 2018	8:00 a.m.	<u>Mechanical Technical Advisory Committee</u>
June 20, 2018	8:00 a.m.	Plumbing Technical Advisory Committee
June 21, 2018	8:00 a.m.	Fire Technical Advisory Committee
July 9, 2018	1:30 p.m.	Residential Construction Cost Impact Workgroup
June 25, 2018	10:00 a.m.	Electrical Technical Advisory Committee concurrently with Fire Technical Advisory Committee
June 25, 2018	2:00 p.m.	Roofing Technical Advisory Committee concurrently with Structural Technical Advisory Committee
July 23, 2018	10:00 a.m.	Energy Technical Advisory Committee concurrently with Mechanical

		Technical Advisory Committee
July 23, 2018	2:00 p.m.	Electrical Technical Advisory Committee concurrently with Fire Technical Advisory Committee
July 24, 2018	10:00 a.m.	Plumbing Technical Advisory Committee
July 25, 2018	10:00 a.m.	Special Occupancy Technical Advisory Committee concurrently with Swimming Pool Technical Advisory Committee
July 25, 2018	2:00 p.m.	Roofing Technical Advisory Committee concurrently with Structural Technical Advisory Committee
July 26, 2018	10:00 p.m.	Accessibility Technical Advisory Committee concurrently with Code Administration Technical Advisory Committee
July 26, 2018	2:00 p.m.	Accessibility Advisory Council
July 27, 2018	10:00 a.m.	Education Program Oversight Committee
July 30, 2048	9:00 a.m.	Residential Construction Cost Impact Workgroup
August 14, 2018	9:00 a.m.	Product Approval Program Oversight Committee
August 14, 2018	1:30 p.m.	Technical Advisory Chairperson

MEETING AGENDA—AUGUST 15, 2018

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

8:30 a.m.	1.)	Welcome and Opening, Roll Call
	2.)	Review and Approval of Meeting Agenda
	3.)	Review and Approval of Previous Meeting Minutes and Facilitator Report for (June 12, 2018)
	4.)	Chair’s Discussion Issues: TAC Appointments:
	5.)	Executive Director Announcements and Discussions: Future Meetings:
	6.)	Accessibility Waiver Applications (Accessibility Advisory Council Report) <ol style="list-style-type: none"> 1. Bengal Properties, INC d/b/a The Park Apartments – Waiver 323 - 11110 56th St, Temple Terrace 33617 - Issue: Vertical accessibility to the second floor. 2. 2150 Park Ave Suite Hotel – Waiver 146 - 2150 Park Avenue, Miami Beach 33139 - Issue: Vertical accessibility to the second floor. 3. Carlota at South Beach – Waiver 328 - 511 16th Street, Miami Beach 33139 - Issue: Vertical accessibility to the entrance and second floor. 4. Nexx Calle Ocho – Waiver 327 - 2340 SW 8th Street, Miami 33135 - Issue: Vertical accessibility to the second floor. 5. Queens Of Egypt – Waiver 318 - 313-A Macomb Street, Tallahassee 32301 - Issue: Vertical accessibility to the second floor. 6. Monsieur Touton Distribution Center – Waiver 335 - 2805 NW 75th Avenue, Miami 33122 3 - Issue: Vertical accessibility to the second floor.
	7.)	Applications for Product (2014) (2017) and Entity Approval

8.)	Applications for Accreditor and Course Approval
9.)	Legal Report
10.)	<p>Declaratory Statements: Legal Report</p> <ol style="list-style-type: none"> 1. DS 2018-040 by Samuel A. Liberatore of G.B. Collins Engineering, P.A. 2. DS 2018-043 by Allen R. Finfrock of Finfrock DMC (withdrawal requested) 3. DS 2018-051 by Clark M. Stranahan of C4 Architecture, L.L.C.
11.)	To Review and Approve The Commission Review Process for the 2018 I-Code Changes and to Provide Update on the Scope of Work for the Development of the 2020 Code Update Process – 7 th Edition Florida Building Code.
12.)	To Review and Approve Potential Research Projects from the Technical Advisory Committees.
13.)	<p>Committee Reports:</p> <ol style="list-style-type: none"> a.) Accessibility Technical Advisory Committee: July 26, 2018 b.) Code Administration Technical Advisory Committee: June 12, 2018 and July 26, 2018 c.) Education Program Oversight Committee: July 27, 2018 d.) Electrical Technical Advisory Committee: June 11, 2018, June 25, 2018 and July 23, 2018 e.) Energy Technical Advisory Committee: June 18, 2018 and July 23, 2018 f.) Fire Technical Advisory Committee: June 21, 2018, June 25, 2018 and July 23, 2018 g.) Mechanical Technical Advisory Committee: June 19, 2018 and July 23, 2018 h.) Plumbing Technical Advisory Committee: June 20, 2018 and July 24, 2018 i.) Product Approval Program Oversight Committee: August 14, 2018 j.) Residential Construction Cost Impact Workgroup: July 9, 2018 k.) Roofing Technical Advisory Committee; June 15, 2018: June 25, 2018 and July 25, 2018 l.) Special Occupancy Technical Advisory Committee: June 8, 2018 and July 25, 2018 m.) Structural Technical Advisory Committee: June 13, 2018, June 25, 2018 and July 25, 2018 n.) Swimming Pool Technical Advisory Committee: June 11, 2018 and July 25, 2018
14.)	Public Comment
15.)	Commissioner Comment
16.)	Adjourn

ATTACHMENT 5
COMMISSION’S UPDATED MEETING SCHEDULE AND CODE UPDATE WORKPLAN

(UPDATED AUGUST 15, 2018)

COMMISSION APPROVED MEETING SCHEDULE

DATE	LOCATION
August 7-8, 2017	Deerfield Beach (Embassy Suites)
October 10, 2017	Tallahassee (Doubletree)
December 12, 2017	Stuart (Marriott Resort Hutchison Island)
February 13, 2018	Jacksonville (Embassy Suites Jacksonville Baymeadows)
April 10, 2018	Lake Mary (Orlando Marriott Lake Mary)
June 10 - 15, 2018	Altamonte Springs [June 12 Plenary] (Embassy Suites Orlando N.)
August 14 -15, 2018	Coral Gables [August 15 Plenary] (Biltmore Hotel)
October 8 - 9, 2018	Sarasota (Embassy Suites)
December 11, 2018	Tampa (Embassy Suites USF)

COMMISSION’S 2020 CODE UPDATE DEVELOPMENT WORKPLAN

7TH EDITION (2020) FBC CODE UPDATE DEVELOPMENT TASKS

7TH EDITION (2020) UPDATE TO THE FLORIDA BUILDING CODE—	
TASK	SCHEDULE
<i>Primary Code Development Phase:</i>	
2017 NEC published and available to the public;	10/2016
2018 International Codes published and available to the public;	09/2017
Commission selects 2018 I Codes “model codes” and 2017 NEC to conduct its review	10/10/2017
Staff post complete listing of the code changes to the I Codes online	1/2/2018
Staff post on Commission website analysis of the 2018 I-Code change (Tracking Charts and code change monographs)	5/1/2018
TACs review the 2018 changes to the I Codes and make recommendations to the Commission regarding those changes that are needed to accommodate the specific needs of this state. TACs meetings - 11-day on-site meetings – for more detail see TAC meeting schedule	06/7-22/2018
Staff post TACs’ recommendations online for further public review	7/7/2018
Residential Construction Cost Impact Workgroup (RCCIWG) review the TACs’ recommendations with regard to the 2018 changes to the International Residential Code (IRC) and provide comments to the Commission on impactful code changes.	7/30/2018

RCCIWG meeting – on-site meeting (Orlando Marriott Lake Mary)	
Deadline for requesting amendments (2018 I-Codes changes) to be pulled of the consent agenda for individual consideration	9/3/2018
Commission considers TACs’ recommendations regarding the latest changes to the model codes that are needed to accommodate the specific needs of this state – on site meeting (Embassy Suites - Sarasota)	10/8-9/2018
Staff post Commission’s recommendations online	11/1/2018
Period for public to propose modifications to the 6 th Edition (2017) FBC and the Commission’s approved changes to the model codes needed to accommodate the specific needs of this state	11/2/2018 – 12/15/2018
Proposed amendments reviewed by staff and posted to the Commission website	1/2/2019
1 st 45 day comment period ends (<i>By law -45 day min before TAC review</i>)	2/18/2019
Staff post on Commission website proposed code changes (Tracking Charts and Detail Reports)	3/1/2019
TACs consider proposed modifications (1 st 45 day comment period)	3/18-21/2019
TACs meetings - 4-day on-site meetings	
TACs recommendations posted to the website	4/12/2019
2 nd 45 day comment period ends (<i>by law – 45 day min before Commission review</i>)	6/14/2019
Staff post on Commission website proposed code changes with comments (Tracking Chats and Details Reports)	6/21/2019
TACs consider public comments on their actions on the proposed mods	7/8-12/2019
TACs meetings – 4-day meetings [2-day on-site and 2 – day via conference/webinar]	
Staff post on Commission website TACs consideration of public comments	7/22/2019
Residential Construction Cost Impact Workgroup (RCCIWG) reviews the TACs’ recommendations with regard to the proposed modifications to the Florida Residential Code (FRC) and provides comments to the Commission on impactful code changes.	8/1/2019
RCCIWG meeting – on-site meeting (TBD)	
Commission considers TAC recommendations (2 nd 45 day comment period)	8/12-13/2019
Commission – 2-day meeting	
7 th Edition (2020) FBC (6 th Edition (2017) FBC, Florida Supplement and Commission’s approved I Codes) posted online	9/19/2019
Provide Supplements to ICC for integration into the 6th Edition (2017) FBC	
Rule development Workshops	February 4, 2020 April 7, 2020
Integrated Draft 7 th Edition (2020) FBC – Posted online	April 20, 2020
Final Rule Hearing on 7 th Edition (2020) FBC/Commission approves final version of Code	June 8, 2020

7 th Edition (2020) Florida Fire Prevention Code available in final format	
Rule Submitted to Secretary of State and Supplement/Integrated posted online – subject to addressing all JAPC’s concerns	TBD
Printed Code available - subject to negotiation with ICC	TBD
2020FBC (7th edition) effective date (6 – months after publication)	12/31/2020
553.73(7)(e) A rule updating the Florida Building Code in accordance with this subsection shall take effect <u>no sooner than 6 months</u> after publication of the updated code. Any amendment to the Florida Building Code which is adopted upon a finding by the commission that the amendment is necessary to protect the public from immediate threat of harm takes effect immediately.	

ATTACHMENT 6
COMMISSION 2018 I-CODES CHANGES REVIEW PROCESS
ADOPTED AUGUST 15, 2018

CONSENT AGENDAS RECOMMENDED FOR APPROVAL. The TACs' recommendations for approval of specific 2018 I-Code amendments are on "Consent Agendas Recommended for Approval" one per TAC consisting of multiple matrices containing amendments reflective of the topical Code areas within the TAC's purview. These recommendations are posted to the BCIS and labeled: Chart #1: "Tracking Charts with TAC Actions—Accommodate Florida Specific Need." The matrices of amendments recommended for approval relevant to each TAC will be considered by the Commission as a single consent agenda per TAC.

MATRICES OF I-CODE CHANGES WITH NO ACTION. In addition, there are matrices for each TAC representing the 2018 I-Code changes that the TAC took no affirmative action on ("Matrices of I-Code Changes With No Action"). These matrices are posted to the BCIS and labeled: Chart #2: "Tracking Charts with TAC Actions—No Action."

COMMISSION MEETING TO CONSIDER 2018 I-CODE AMENDMENTS. The Commission will consider the TACs recommendations and the RCCIWG's comments during the October 8-9, 2018 Commission meeting.

REQUESTING AN AMENDMENT TO BE PULLED FOR INDIVIDUAL CONSIDERATION. Commissioners or members of the public requesting for amendments to be pulled for individual consideration ("Consent Agenda Recommended for Approval", or "Matrices of I-Code Changes With No Action") should submit their request in writing by September 3, 2018. Requests should be sent to Mo Madani at DBPR. The Commission will decide which if any amendments to pull for individual consideration at their October 8-9, 2018 meeting.

Any Commissioner may pull any amendment off of a "Consent Agenda Recommended for Approval" or off of the "Matrices of I-Code Changes With No Action", for individual consideration based on public comment (submitted in writing or verbally). If another Commissioner objects, the full Commission will vote on whether to pull the subject amendment for individual consideration after the public and Commissioners have had an opportunity to offer their comments.

COMMISSION'S 2018 I-CODE AMENDMENTS CONSIDERATION SEQUENCING. The TACs' recommendations for approval regarding proposed 2018 I-Codes changes for inclusion in the 7th Edition (2020) FBC are arranged on a consent agenda by TAC. Each TAC Consent Agenda consists of multiple matrices by Code area. The Commission will consider TAC recommendations in the following sequence:

1. **"Consent Agenda Recommended for Approval":** Approval of consent agenda of TAC's recommendations regarding proposed amendments recommended for approval (Chart #1: "Tracking Charts with TAC Actions—Accommodate Florida Specific Need"). The Commission votes to approve the TAC's recommendations on the amendments, as posted or as amended incorporating the TAC's findings pursuant to Rule 61G20-2.002 and the RCCIWG's comments. Commissioners should pull-off any amendment(s) that would prevent them from voting to approve the consent agenda of matrices recommended for approval by TAC and as posted to the BCIS.

2. **Matrices of I-Code Changes Not Recommended for Approval:** There is no action required regarding Chart #2: “Tracking Charts with TAC Actions—“No Action”. If a Commissioner wishes to consider any of the 2018 I-Codes amendments on the “Matrices of I-Code Changes With No Action” they should pull these amendment(s) for individual consideration. There will be no action taken on these matrices with the exception of any amendments pulled for individual consideration.

3. **Amendments Pulled for Individual Consideration:** Amendments pulled for individual consideration for the purpose of approval require a motion to approve and a second. The Commissioner making the motion to recommend inclusion of a specific 2018 I-Code change shall identify why the 2018 I-Code change is needed to accommodate the specific needs of this state (Florida) by identifying the relevant criteria used for the determination pursuant to Rule 61G20-2.002 including the following:
 - a. Establish minimum life safety construction requirements to protect buildings and their occupants from fire, wind, flood, and storm surge using the latest technical research and engineering standards for buildings and materials products.
 - b. Provide for flood protection provisions that are consistent with the latest flood protection requirements of the National Flood Insurance Program.
 - c. Maintain eligibility for federal funding and discounts from the National Flood Insurance Program, the Federal Emergency Management Agency, and the United States Department of Housing and Urban Development.
 - d. Provide for energy efficiency standards for buildings that meet or exceed the national energy standards as mandated by Title III of the Energy Conservation and Protection Act.
 - e. Maintain coordination with the Florida Fire Prevention Code.
 - f. Provide for the latest industry standards and design.

Amendments pulled for individual consideration for the purpose of “no action” require no motion or affirmative action by the Commission unless the Commission decides to approve the amendment. Additionally, the comments provided by the Residential Construction Cost Impact Workgroup should be considered regarding amendments that are considered impactful by the Workgroup.

Pursuant to Section 553.73 (7)(f), F.S., the Commission shall not recommend approval of any 2018 I-Code changes, including those contained in referenced standards and criteria, that would diminish the provisions of the Florida Building Code relating to wind resistance or the prevention of water intrusion.

Facilitator will serve as moderator and assist with the Commission’s adopted process and groundrules.

PUBLIC COMMENT PROCESS

GENERAL PROVISIONS

- One person speaks at a time.
- Limit your comment and be concise.
- Public comments will be limited to a maximum of three-minutes (3) per person. However, a Commissioner may request clarification of public comments through the Chair.
- Do not read lengthy prepared statements. Summarize, and if you have a lengthy prepared statement submit the complete text of your comment in writing for the record.
- Offer new points and/or state agreement with previous speakers. Please do not repeat what has been stated.
- Facilitator in consultation with the Chair may terminate a comment if it is repeating previous comments, and not simply stating agreement or offering new points.
- The Commission wants to hear all viewpoints to ensure all perspectives are considered, and not repeats of the same views.

PUBLIC COMMENT PROCESS

- Facilitator will introduce 2018 I-Code changes by “Consent Agendas Recommended for Approval” by TAC in turn (each consent agenda reflects multiple matrices with amendments within the TAC’s purview).
- The public will be invited to speak on any of the I-Code changes (“Consent Agenda Recommended for Approval” or “Matrices of I-Code Changes With No Action”) by TAC in turn as introduced by the Facilitator, with a 3-minute time limit. The commenter should address why they think the Commission should or should not recommend including the change into the 7th Edition (2020) FBC.
- A member of the public requesting individual consideration of an I-Codes change, either for or against, should address why the 2018 I-Code change is or is not needed to accommodate the specific needs of this state (Florida) by identifying the relevant criteria used for the determination pursuant to Rule 61G20-2.002 and provided in the previous section.
- If there is public comment requesting approval of an I-Code change not on a “Consent Agenda Recommended for Approval”: proponents in favor of including the I-Code change into the 7th Edition (2020) FBC will speak first.
- Opponents of including the I-Code change into the 7th Edition (2020) FBC will follow proponents.
- If there is public comment requesting denial of an I-Code change on a “Consent Agenda Recommended for Approval”: opponents of including the I-Code change into the 7th Edition (2020) FBC will speak first.
- Proponents of including the I-Code change into the 7th Edition (2020) FBC will follow opponents.
- There will be no rebuttal opportunities for this Phase.

FBC 2018 I-CODE REVIEW PROCESS—PROCESS SUMMARY AND SEQUENCING

- Facilitator will serve as the moderator, and assist with adopted process and groundrules.
- One person speaks at a time.
- Limit your comment and be concise.
- Proponents should identify the specific amendment they want the Commission to consider removing from the “Consent Agenda Recommend for Approval” or the “Matrices of I-Code Changes With No Action” and address why they believe the amendment should be approved or denied based on the criteria in Rule 61G20.2002.
- Comments are limited to a maximum of three-minutes (3) per person.
- Do not read lengthy prepared statements; Summarize and submit complete text of the comment for the record.
- Offer new points and/or state agreement with previous speakers. Please do not repeat what has been stated.
- Chair/Facilitator may terminate a comment if it is repeating previous comments, and not simply stating agreement or offering new points.
- The FBC wants to hear all viewpoints to ensure all perspectives are considered, and not repeats of the same views.
- Facilitator will introduce each “Consent Agenda Recommends for Approval” consisting of matrices of 2018 I-Code changes recommended for approval by TAC.
- Public will speak to any amendments they wish the Commission to consider individually from the “Consent Agenda Recommended for Approval” or “Matrices of I-Code Changes With No Action” by TAC in turn.
- Commissioner(s) will decide which, if any, amendment to pull for individual consideration.
- Any Commissioner may pull an amendment for individual consideration, unless there is objection by another Commissioner. If there is objection then the full Commission will vote on whether to pull the subject amendment.
- Clarifying questions by FBC members only.
- FBC will vote in favor of each “Consent Agenda Recommended for Approval” in turn by TAC as posted or as amended by the removal of specific amendments recommended for approval.
- Once a motion is on the floor, discussion is limited to FBC members except as allowed by the Chair.
- A Commissioner must move approval of an amendment and receive a second prior to discussion.
- All amendments pulled for individual consideration must be voted on individually.
- Any amendment considered individually that does not receive a second is deemed denied due to failure to receive a second.
- Motions require a 75% favorable vote for approval; those with less than a 75% favorable vote are deemed denied.

ATTACHMENT 7
COMMISSION'S ANNUAL REGULATORY PLAN

Section 1—Laws Enacted or Amended within the previous 12 months which create or modify the duties or authority of the Department.

Law	Mandatory rulemaking?	Is rulemaking necessary?	Notice of development published	Expected publication date of NPRM	If rulemaking necessary, explain
	Yes/No	Yes/No	Yes/No, If yes citation		
N/A					

Section 2—Laws not listed above that the agency expects to implement by rulemaking by the following July 1.

Law	Rulemaking intended to:	Simplify	Clarify	Increase efficiency	Improve coordination with other agencies	Reduce regulatory costs	Delete unnecessary or redundant rules
N/A							

Section 3—Updates to 2017-2018 Annual Regulatory Plan—2017-2018 Laws Enacted or Amended within the previous 12 months - NPRM Has Not Been Published.

Law	Notice of Rule Development Citation	(If agency determined that rulemaking is unnecessary) Explanation of reason why the law may be implemented without rulemaking.
N/A		

Other updates to 2017-2018 Annual Regulatory Plan

In order to begin the triennial update process for the next edition of the Florida Building Code (7th Edition, 2020), a Notice of Development for Rule 61G20-1.001 was published on 5/23/2018, in F.A.R. Vol. 44/101.

ATTACHMENT 8
RESEARCH PROJECT FUNDING FY 2018-2019

COMMITTEE OF TAC CHAIRS RECOMMENDATIONS FOR COMMISSION ACTION

The TAC chairs' voted to recommend the Commission approve funding the research projects for fiscal year 2018 - 2019 as recommended by the TAC chairs on the basis that the proposed projects evaluated meet the three criteria for funding: 1.) definition of research and/or technical enrichment, 2.) urgency/immediacy, and needed for the 2020 FBC and/or legislative directive, and 3.) funding available (full or partial), and should be approved for funding based on the funding levels recommended by the TAC chairs (\$400,000), and staff administering and overseeing the research, and negotiating contracting, funding levels, and scoping as appropriate.

TAC CHAIRS RESEARCH PROJECT FUNDING RECOMMENDATIONS FOR FY 2018 - 2019			
	PROJECT	FUNDING	COMMENTS
1	Energy TAC	\$53,500	Needed for 2020 Code
TOTAL		\$53,500	

TAC CHAIRS RESEARCH PROJECT FUNDING RECOMMENDATIONS FOR FY 2018 - 2019			
	PROJECT	FUNDING	COMMENTS
1	Structural P2: Water resistance of envelope	0	Technical Enrichment (Workgroup)
2	Accessibility P1: Bed height	\$5,000	
3	Mechanical P2: Dehumidifier configuration	\$31,000	
3	Structural P3: Sea level rise	\$127,883	
5	Accessibility P1: Adult changing tables	\$9,000	
6	Mechanical P1: Removing attic ventilation	\$53,705	
8	Structural P1: Vinyl siding and soffit	\$119,912	
TOTAL		\$346,500	
GRAND TOTAL		\$400,000	