

FLORIDA BUILDING COMMISSION

PRODUCT APPROVAL POC

AUGUST 14, 2018 MEETING SUMMARY REPORT

TUESDAY, AUGUST 14, 2018

MEETING SUMMARY AND OVERVIEW

At the Tuesday, August 14, 2018 teleconference meeting the POC considered regular procedural issues including product approval and entities statistics reports; a status report on conditional approvals from the April 2018 Commission meeting, indicating that with the exception of one application (FL 22886 from April) all of the applications are now resolved and approved; review and approval of product and entity applications; and a review of DBPR approved product approval applications. In addition, the POC reviewed and considered proposed changes to the State Product Approval System as requested by a stakeholder. Specific actions included: 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 August 14, 2018 meeting is as follows:

http://www.floridabuilding.org/fbc/commission/FBC_0818/Product_Approval/Product_Approval_Agenda.htm.

AGENDA ITEM OUTCOMES

A. 1. STATEMENT OF PARTICIPATION PROCESS

The meeting was conducted in person and there was no need to review the process.

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 (5 of 6 members):

Jeff Stone (Chair), David Compton, Nan Dean, David Gilson, and Brian Swope.

Members Absent:

Robert Hamberger.

A. 3. DBPR STAFF PARTICIPATING

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, 5 - 0 in favor, to approve the agenda for the August 14, 2018 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 Consider Product Approval System Changes Proposed by a Stakeholder.

Amendments:

There were no amendments to the posted Agenda.

The complete Agenda is included as “Attachment 1”.

(See Attachment 1—Agenda)

B. REVIEW AND APPROVAL OF THE JUNE 4, 2018 MINUTES AND FACILITATOR’S SUMMARY REPORT

MOTION—The POC voted unanimously, 5 – 0 in favor, to approve the June 4, 2018 meeting minutes and Facilitator’s Summary Report as posted/presented.

Amendments:

*None were offered.

C. 1. PRODUCT APPROVAL AND ENTITIES STATISTICS REPORT

Mo Madani 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 2017 Code is 4,077 (4,678 total in the System), the total number of products approved to the 2017 Code is 16,391 (19,405 total in the System), and the total number of entities approved to the 2017 Code is 126 (403 total in the System). The reports are linked to the Product Approval POC’s agenda.

C. 2. REPORT ON CONDITIONAL APPROVALS FROM THE APRIL 10, 2018 MEETING

Commissioner Stone noted that with one exception the relevant conditions were met for each of the conditional approvals reported at the June 12, 2018 Commission meeting, and with the exception of FL 22886 (April cycle) all of the products are now approved. Mo Madani noted staff would keep the POC updated as appropriate on the status of the conditional approvals.

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 (26) recommended for approval as posted.

MOTION—The POC voted unanimously, 5 - 0 in favor, to recommend the Commission approve the consent agenda of products (146) recommended for approval to the 2017 Code as presented/posted.

PRODUCT APPROVAL APPLICATIONS PULLED FROM THE CONSENT AGENDA FOR INDIVIDUAL CONSIDERATION

None.

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 (14) product approval applications submitted for approval to the 2017 Code with public comment:

- The POC recommends the Commission approve product FL 14996 R-4 (5 – 0 in favor).
- The POC recommends the Commission approve product FL 16851 R-7 (5 – 0 in favor).
- The POC recommends the Commission approve product FL 16853 R-8 (5 – 0 in favor).
- The POC recommends the Commission approve product FL 16854 R-8 (5 – 0 in favor).
- The POC recommends the Commission approve product FL 17112 R-5 (5 – 0 in favor).
- The POC recommends the Commission approve product FL 17767 R-3 (5 – 0 in favor).
- The POC recommends the Commission conditionally approve product FL 18368 R-2 based on the conditions requested by the applicant and recommended by DBPR staff (5 – 0 in favor).
- The POC recommends the Commission approve product FL 21335 R-3 (5 – 0 in favor).
- The POC recommends the Commission approve product FL 24163 R-2 (5 – 0 in favor).
- The POC recommends the Commission conditionally approve product FL 27060 based on the conditions requested by the applicant and recommended by DBPR staff (5 – 0 in favor).
- The POC recommends the Commission approve product FL 27154 (5 – 0 in favor).
- The POC recommends the Commission approve product FL 27156 (5 – 0 in favor).

- The POC recommends the Commission conditionally approve product FL 27194 based on the conditions identified by public comment and recommended by DBPR staff (5 – 0 in favor).
- The POC recommends the Commission approve product FL 27423 (5 – 0 in favor).

The complete report of POC recommendations on product and entity applications is available linked to the Florida Building Commission’s August 14, 2018 agenda posted to the BCIS.

D. 3. DBPR APPLICATIONS

Commissioner Stone noted that there were a total of 154 DBPR applications including nine 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 Florida Building Commission’s August 14, 2018 agenda posted to the BCIS.

E. REVIEW AND CONSIDERATION OF PROPOSED CHANGES TO THE STATE PRODUCT APPROVAL SYSTEM AS REQUESTED BY WARREN SCHAEFER

Warren Schaeffer provided a presentation regarding nine issue items that he reported should be evaluated for changes to the State Product Approval System. Following an opportunity provided for public comment, the POC discussed the issues and determined that education regarding the Product Approval System and the requirements of the Rule should be evaluated opportunities for additional education.

POC Actions:

MOTION—The POC voted unanimously, 5 - 0 in favor, to recommend the Commission 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.

F. 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:

- Warren Schaefer, W.W. Schaefer Engineering and Consulting, P.A.: stated that the problem with the Product Approval System is clarity. Asked how he could present questions on the System and receive posted answers to the questions.
- Justin Vogel, DBPR: noted that the declaratory statement process would be a venue for receiving answers to questions regarding a specific set of circumstances.

F. 2. POC MEMBER COMMENT

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

- There were no member comments.

F. 3. STAFF MEMBER COMMENT

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

- There were no staff comments.

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 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.

NEXT STEPS

The POC will meet September 27, 2018 to provide recommendations to the Commission on Product Approval System relevant issues for the October 8-9, 2018 Commission meeting.

(See Attachment 2—POC Meeting Schedule)

G. ADJOURN

Commissioner Stone, POC Chair, thanked POC members, staff and the public for their attendance and participation, and adjourned the meeting at 10:45 AM on Tuesday, August 14, 2018.

ATTACHMENT 1
MEETING AGENDA

FLORIDA BUILDING COMMISSION
PRODUCT APPROVAL PROGRAM OVERSIGHT COMMITTEE (POC)

TUESDAY, AUGUST 14, 2018—9:00 AM
THE BILTMORE
1200 ANASTASIA AVENUE—CORAL GABLES, FLORIDA 33134

MEETING OBJECTIVES

- To Consider/Discuss Product Approval Program Issues
- To Consider/Decide on Approval of Products and Product Approval Entities

PRODUCT APPROVAL POC MEMBERS

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

MEETING AGENDA— TUESDAY, AUGUST 14, 2018

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

| | | |
|---------------|----|---|
| <i>9:00AM</i> | 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>March 29, 2018</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>April 10, 2018 and June 12, 2018</i> Meetings. [All Conditional Approval Requirements were met except FL22886 (April cycle) and FL26350 (June Cycle)] |
| | 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) | Review and consider proposed changes to the State Product Approval rules and process as requested by Warren Schaffer. |
| | F) | Public/POC/Staff Comments |
| | G) | <i>Adjourn</i> |

ATTACHMENT 2
PRODUCT APPROVAL POC MEETING SCHEDULE

| 2018 SCHEDULE | LOCATION |
|----------------------|---|
| February 1, 2018 | Tallahassee/DBPR and via Teleconference/Webinar |
| March 29, 2018 | Tallahassee/DBPR and via Teleconference/Webinar |
| June 4, 2018 | Tallahassee/DBPR and via Teleconference/Webinar |
| August 2, 2018 | Tallahassee/DBPR and via Teleconference/Webinar |
| September 27, 2018 | Tallahassee/DBPR and via Teleconference/Webinar |