

# FLORIDA BUILDING COMMISSION

## PRODUCT APPROVAL POC

### JULY 27, 2017 TELECONFERENCE MEETING SUMMARY REPORT

**THURSDAY, JULY 27, 2017**

#### **MEETING SUMMARY AND OVERVIEW**

At the Thursday, July 27, 2017 teleconference meeting the POC considered regular procedural issues including product approval and entities statistics reports; a status report on conditional approvals from the June 2017 meeting, all applications, with the exception of FL 17490 (December 2016 cycle), are now resolved and approved; review and approval of product and entity applications; and a review of DBPR approved product approval applications. 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; and recommendation to the Commission regarding declaratory statements DS 2017-030 and DS 2017-036.

#### **Background and Supporting Documents**

Relevant background and supporting documents are linked to each agenda item. The Agenda URL for the July 27, 2017 meeting is as follows:

[http://www.floridabuilding.org/fbc/commission/fbc\\_0817/Product\\_Approval/Product\\_Approval\\_Agenda.htm](http://www.floridabuilding.org/fbc/commission/fbc_0817/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, and roll call determined a quorum of the members were present. The following POC members participated (5 of 7 members):

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

*Members Absent:*

Jay Carlson and David Gilson.

### **A. 3. DBPR STAFF PARTICIPATING**

Zubeyde Binici, Joe Bigelow, Jim Hammers, Chris Howell, Mo Madani, Marlita Peters, 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 July 27, 2017 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 Petitions for Declaratory Statements.

#### *Amendments:*

Add to the Objectives: To Consider Petitions for Declaratory Statements.

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

(See *Attachment 1—Agenda*)

### **B. REVIEW AND APPROVAL OF THE JUNE 1, 2017 MINUTES AND FACILITATOR’S SUMMARY REPORT**

**MOTION**—The POC voted unanimously, 5 – 0 in favor, to approve the June 1, 2017 meeting minutes and Facilitator’s Summary Reports as posted/presented.

#### *Amendments:*

\*None were offered.

### **PRODUCT APPROVAL POC MEETING CONCURRENTLY WITH STRUCTURAL TAC**

#### **C.1.A. CONSIDERATION OF DS 2017-030 BY ANGELO RIVERA OF FAOUR GLASS TECHNOLOGIES**

Faour Glass Technologies submitted a petition for a declaratory statement for review by the Product Approval POC and the Structural TAC. All of the relevant documentation is linked to the July 27, 2017 Product Approval POC agenda found on-line. The petitioner provided input, and subsequently Mo Madani reviewed the petition and provided staff’s analysis. Following questions and answers and an opportunity for public comment, the POC took the following action:

#### *POC Actions:*

**MOTION**—The POC voted unanimously, 5 - 0 in favor, to recommend the Commission approve the POC’s recommendation on the Petition (to approve staff’s analysis as amended by the POC and Structural TAC).

*Overview:*

Petitioner seeks to determine if testing to TAS 201 would require impact testing at the structural silicone joint. The Petitioner requests clarification to the following question:

*Staff Analysis:*

**Question 1:** For future testing to be compliant with TAS 201 and sections 1609.1.2, 1625.2.5 and 1626.2.5.2 of the 5th Edition (2014) Florida Building Code, Building, are large missile impacts required at the structural silicone joint?

**Answer:** Yes\*, as per Sections 1626.2.5 of the 5<sup>th</sup> Edition (2014) Florida Building Code, Building, large missile impacts are required on the structural silicone joint.

*\*As revised by the Structural TAC and Product Approval POC and reflected in the answer above.*

Original Answer: Yes, as per Sections 1626.2.5 and ~~1626.2.5.2~~ of the 5<sup>th</sup> Edition (2014 ~~2017~~) Florida Building Code, Building, large missile impacts are required on the structural silicone joint, ~~as it is the weakest component of the system.~~

**Note:** The Structural TAC adjourned after consideration of DS 2017-030.

## **C. 2.A. 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 5,815 (6,517 total in the System), the total number of products approved to the 2014 Code is 24,689 (28,043 total in the System), and the total number of entities approved to the 2014 Code is 128 (402 total in the System). The total number of product approval applications approved to the 2017 Code is 104 (207 total in the System), the total number of products approved to the 2017 Code is 522 (1,105 total in the System), and the total number of entities approved to the 2017 Code is 128 (402 total in the System). The reports are linked to the Product Approval POC’s agenda.

## **C. 2.B. REPORT ON CONDITIONAL APPROVALS FROM THE JULY 1, 2016 MEETING**

Mo Madani noted that with one exception the conditions were met for the conditional approvals reported at the July 1, 2017 meeting, and the products are now approved. DBPR Staff reported that the conditions for the approval of FL 17490 (from the December 2016 cycle) have not yet been met, but the applicant has recently submitted documents to complete the application, and staff will evaluate the application in due course.

## **C.2.C. CONSIDERATION OF DS 2017-036 BY JANICE LITTLER FINSETH OF STRUCTA WIRE CORP.**

Structa Wire Corp. submitted a petition for a declaratory statement for review by the Product Approval POC. All of the relevant documentation is linked to the July 27, 2017 Product Approval POC agenda found on-line. The petitioner provided input, and subsequently Mo Madani reviewed the petition and provided staff's analysis. Following questions and answers and an opportunity for public comment, the POC took the following action:

### ***POC Actions:***

**MOTION**—The POC voted unanimously, 5 - 0 in favor, to recommend the Commission approve the POC's recommendation on the Petition (to approve staff's analysis as presented/posted).

### ***Overview:***

Petitioner seeks a Declaratory Statement on whether Rule 61G20-3 State Product Approval applies to Structa Wire. The Petitioner requests clarification to the following question:

### ***Staff Analysis:***

**Question 1:** Does Structa Wire require a separate Florida Building Report# to meet Florida Building requirements as per Rule 61G20 -3?

**Answer:** No, as per Rule 61G-3.001 Scope and Rule 61G-3.002 Definitions, Structa Wire product is not a structural component and therefore does not fall within the scope of Rule 61G20-3 State Product Approval. However, the product in question is subject to approval by the local authority having jurisdiction.

## **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 (34) recommended for approval as posted.

**MOTION**—The POC voted unanimously, 5 - 0 in favor, to recommend the Commission approve the consent agenda of products (84) recommended for approval to the 2014 Code as presented/posted.

**MOTION**—The POC voted unanimously, 5 - 0 in favor, to recommend the Commission approve the consent agenda of products (29) recommended for approval to the 2017 Code as presented/posted.

## **PRODUCT APPROVAL APPLICATIONS PULLED FROM THE CONSENT AGENDA FOR INDIVIDUAL CONSIDERATION**

None were pulled.

## **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 (8) product approval applications submitted for approval to the 2014 Code with public comment:

- The POC recommends the Commission conditionally approve product FL 3915 R-23 based on the conditions requested by the applicant and recommended by DBPR staff (5 – 0 in favor).
- The POC recommends the Commission conditionally approve product FL 18320 R-1 based on the conditions identified by public comment, accepted by the applicant, and recommended by DBPR staff (5 – 0 in favor).
- The POC recommends the Commission conditionally approve product FL 21892 based on the conditions requested by the applicant and recommended by DBPR staff (5 – 0 in favor).
- The POC recommends the Commission conditionally approve product FL 22227 R-1 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 22334 (5 – 0 in favor).
- The POC recommends the Commission approve product FL 22404 (5 – 0 in favor).
- The POC recommends the Commission conditionally approve product FL 22551 based on the conditions requested by the applicant and recommended by DBPR staff (5 – 0 in favor).
- The POC recommends the Commission conditionally approve product FL 22560 based on the conditions requested by the applicant and recommended by DBPR staff (5 – 0 in favor).

Jeff Blair presented the products with discussion and public comment. Following are the POC's recommendations on the (2) product approval applications submitted for approval to the 2017 Code with public comment:

- The POC recommends the Commission conditionally approve product FL 15551 R-3 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 16315 R-2 (5 – 0 in favor).

The complete report of POC recommendations on product and entity applications is available linked to the Florida Building Commission's July 27, 2017 agenda.

### **D. 3. DBPR APPLICATIONS**

Commissioner Stone noted that there were 15 applications with comments. 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 July 27, 2017 Product Approval POC agenda posted on the BCIS.

### **E. 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:*

Mike Steele: commented on DBPR FL 15769-R3. Stated there is a need to clarify limits of use on the application.

Mo Madani (DBPR): this product is a DBPR expedited approval, and comments must be made in writing by a specified date and must be technically substantiated. The application complies with the requirements for approval. Staff review is an administrative review and relies on the approved entities for evaluation and documentation of their products.

Mike Steele (Greenheck Fan Corporation): commented on DBPR FL 21829. Application does not list on the application the specific testing standards that correspond to the specific products.

Ted Berman (Ted Berman and Associates) (validated the product): all of the products comply with the corresponding standards and to list them all in the manner requested by the commenter (Mike Steele) would make the application confusing. The way that the application was submitted is a clearer way to convey the information.

Ted Berman (Ted Berman and Associates): indicated that he had comments regarding certain DBPR approvals, but indicated that he did not submit comments pursuant to the comment submittal timeframes, and noted that he would comment to staff off-line as appropriate.

### **E. 2. POC MEMBER COMMENT**

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

There were no POC comments.

### **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 reports.
- 2.) The POC recommends the Commission take action on DS 2017-030 as recommended by the POC and Structural TAC.
- 3.) The POC recommends the Commission take action on DS 2017-036 as recommended by the POC.

## **NEXT STEPS**

The POC will meet October 3, 2017 to provide recommendations to the Commission on Product Approval System relevant issues for the October 10, 2017 Commission meeting.

*(See Attachment 2—POC Meeting Schedule)*

## **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 11:15 AM on Thursday, July 27, 2017.

**ATTACHMENT 1**  
**MEETING AGENDA**

**FLORIDA BUILDING COMMISSION**  
**PRODUCT APPROVAL PROGRAM OVERSIGHT COMMITTEE (POC)**

THURSDAY, JULY 27, 2017; 10:00 AM  
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
2601 BLAIR STONE ROAD. —TALLAHASSEE, FLORIDA 32399

**MEETING OBJECTIVES**

- To Consider/Discuss Product Approval Program Issues
- To Consider/Decide on Approval of Products and Product Approval Entities
- To Consider Petitions for Declaratory Statements

**PRODUCT APPROVAL POC MEMBERS**

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

**MEETING AGENDA— THURSDAY, JULY 27, 2017**

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

<b>10:00AM</b>	<b>A)</b>	<b>Call to Order</b> 1. Statement on Teleconference Participation Process 2. Roll call of POC Members 3. Identification of Staff/Attendees 4. Review and Approval of Agenda
	<b>B)</b>	<b>Review &amp; Approve June 1, 2017 Minutes</b>
	<b>C)</b>	<b>Product Approval Program Issues:</b> 1) <b>Product Approval Program Oversight Committee (POC)-Concurrently Structural Technical Advisory Committee.</b> a) To consider and discuss the following Declaratory Statement: <i>DS 2017-030 by Angelo Rivera of Faour Glass Technologies</i> 2) <b>Product Approval Program Oversight Committee (POC) (Separately)</b> a) <b>Product Approval &amp; Entities Statistics Report</b> b) <b>Report on conditional approvals from the June 1<sup>st</sup>, 2017 meetings.</b> <i>(All Conditional Approval Requirements were met and completed except FL17490 from December cycle)</i> c) To consider and discuss the following Declaratory Statement: <i>DS 2017-036 by Janice Littler Finseth of Structa Wire Corp.</i>
	<b>D)</b>	<b>Department of Business and Professional Regulation Reports:</b>



		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>

**ATTACHMENT 2**  
**PRODUCT APPROVAL POC MEETING SCHEDULE**

<b>2017 SCHEDULE</b>	<b>LOCATION</b>
January 17, 2017 [Glitch Expedited]	Tallahassee/DBPR and via Teleconference/Webinar
January 26, 2017	Tallahassee/DBPR and via Teleconference/Webinar
March 30, 2017	Tallahassee/DBPR and via Teleconference/Webinar
June 1, 2017	Tallahassee/DBPR and via Teleconference/Webinar
July 27, 2017	Tallahassee/DBPR and via Teleconference/Webinar
October 3, 2017	Tallahassee/DBPR and via Teleconference/Webinar
December 1, 2017	Tallahassee/DBPR and via Teleconference/Webinar