### Sub Code: Building

#### CA6467

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<th>Section</th>
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**Comments**

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**Related Modifications**

**Summary of Modification**

553.73 (7) (d) FS - Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

**Rationale**

553.73 (7) (d) FS - Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

- See Attached DS2015-085

**Fiscal Impact Statement**

- **Impact to local entity relative to enforcement of code**
  
  No impact - Clarify code and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

- **Impact to building and property owners relative to cost of compliance with code**
  
  No impact - Clarify code and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

- **Impact to industry relative to the cost of compliance with code**
  
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- **Impact to small business relative to the cost of compliance with code**
  
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**Requirements**

- **Has a reasonable and substantial connection with the health, safety, and welfare of the general public**
  
  No impact - Clarify code and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

- **Strengthens or improves the code, and provides equivalent or better products, methods, or systems of construction**
  
  No impact - Clarify code and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

- **Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities**
  
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- **Does not degrade the effectiveness of the code**
  
  Improves enforcement and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

**Is the proposed code modification part of a prior code version?** No
[RB] REGISTERED DESIGN PROFESSIONAL. An individual who is registered or licensed to practice their respective design profession as defined by the statutory requirements of the professional registration laws of the state or jurisdiction in which the project is to be constructed. This includes any registered design professional so long as they are practicing within the scope of their license, which includes those licensed under Chapter 471 and 481, Florida Statutes.
STATE OF FLORIDA  
BUILDING COMMISSION  

In the Matter of  

AMERICAN SOCIETY OF INTERIOR DESIGNERS  

Petitioner.  

/  

DECLARATORY STATEMENT  

The foregoing proceeding came before the Florida Building Commission (Commission) by a Petition from Martin R. Dix, Esquire, for the American Society of Interior Designers (ASID) and Lucille McKey (Petitioners), which was received July 9, 2015. Based on the statements in the petition submitted by the Petitioner, the Commission states the following:  

Findings of Fact  

1. The petition is filed pursuant to, and must conform to the requirements of Rule 28-105.002, Florida Administrative Code.  

2. Petitioner's representative in this matter is Martin R. Dix, Esquire of Akerman LLP, 106 East College Avenue, Suite 1200, Tallahassee, Florida 32301.  

3. Petitioner ASID is a professional organization which represents and advocates for interior designers registered pursuant to Section 481.213(1), Florida Statutes (2014). Petitioner Lucille McKey is an interior designer registered pursuant to Section 481.213(1), Fla. Stat.  

4. Petitioner seeks clarification regarding the applicability of Sections 107.1 and 202 of the Florida Building Code, Building, 5th Edition (2014) as to whether registered interior designers are included in the definition of "registered design professionals" and may sign and seal interior design plans for building permits for interior construction.
5. Specifically, the Petitioner requests answers to the following questions:

A. Does the Florida Building Code's definition for "registered design professionals" include Florida registered interior designers who may sign and seal interior design plans, drawings, specifications and reports?

B. Does the Florida Building Code's definition for "registered design professionals" include Florida registered interior designers who may sign and seal interior design plans, drawings, specifications, or reports which may, in some instances, be submitted for the issuance of building permits for interior construction?

**Conclusions of Law**

6. The Commission has the specific statutory authority pursuant to Section 553.775(3)(a), Florida Statutes (2014) to interpret the provisions of the Florida Building Code by entering a declaratory statement.

7. Section 553.73(2) of the Florida Statutes (2015) states:

The Florida Building Code shall contain provisions or requirements for public and private buildings, structures, and facilities relative to structural, mechanical, electrical, plumbing, energy, and gas systems, existing buildings, historical buildings, manufactured buildings, elevators, coastal construction, lodging facilities, food sales and food service facilities, health care facilities, including assisted living facilities, adult day care facilities, hospice residential and inpatient facilities and units, and facilities for the control of radiation hazards, public or private educational facilities, swimming pools, and correctional facilities and enforcement of and compliance with such provisions or requirements. Further, the Florida Building Code must provide for uniform implementation of ss. 515.25, 515.27, and 515.29 by including standards and criteria for residential swimming pool barriers, pool covers, latching devices, door and window exit alarms, and other equipment required therein, which are consistent with the intent of s. 515.23. Technical provisions to be contained within the Florida Building Code are restricted to requirements related to the types of materials used and construction methods and standards employed in order to meet criteria specified in the Florida Building Code. Provisions relating to the personnel, supervision or training of personnel, or any other professional
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[A] REGISTERED DESIGN PROFESSIONAL. An individual who is registered or licensed to practice their respective design profession as defined by the statutory requirements of the professional registration laws of the state or jurisdiction in which the project is to be constructed.


General.
Submittal documents consisting of construction documents, statement of special inspections, geotechnical report and other data shall be submitted in two or more sets with each permit application. The construction documents shall be prepared by a registered design professional where required by Chapter 471, Florida Statutes or Chapter 481, Florida Statutes. Where special conditions exist, the building official is authorized to require additional construction documents to be prepared by a registered design professional.

10. In response to Petitioner’s question A, the term "registered design professional," as defined in the 5th Edition (2014) Florida Building Code, Building includes any registered design professional so long as they are practicing within the scope of their license, which includes those licensed under Chapters 471 and 481, Florida Statutes.

11. In response to Petitioner’s question B, the term "registered design professional," as defined in the 5th Edition (2014) Florida Building Code, Building includes any registered design
professional so long as they are practicing within the scope of their license, which includes those licensed under Chapters 471 and 481, Florida Statutes.

DONE AND ORDERED this ___ day of ____________, 2015 in Jacksonville,
Duval County, State of Florida.

______________________________
RICHARD S. BROWDY
Chairman, Florida Building Commission

NOTICE OF RIGHT TO APPEAL

Petitioner and all other interested parties are hereby advised of their right to seek judicial review of this Order in accordance with Section 120.68(2)(a), Florida Statutes (2014), and Florida Rules of Appellate Procedure 9.110(a) and 9.030(b)(1)(C). To initiate an appeal, a Notice of Appeal must be filed with Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000 and with the appropriate District Court of Appeal not later than thirty (30) days after this Order is filed with the Clerk of the Department of Business and Professional Regulation. A Notice of Appeal filed with the District Court of Appeal shall be accompanied by the filing fee specified by Section 35.22(3), Florida Statutes (2014).
CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing order has been filed with the undersigned and furnished by U. S. Mail to the persons listed below this ___ day of ______________________, 2015.

Agency Clerk’s Office
Department of Business and Professional Regulation
& Florida Building Commission
1940 North Monroe Street
Tallahassee, Florida 32399-1000

---

American Society of Interior Designers
Att: Jim Brewer
718 7th Street Northwest
4th Floor
Washington, DC 20001

Lucille McKey
4615 Ponce de Leon Boulevard
Coral Gables, Florida 33146

Martin R. Dix, Esquire
Akerman LLP
106 East College Avenue
Suite 1200
Tallahassee, Florida 32301

Mo Madani, Planning Manager
Codes and Standards Section
Department of Business and Professional Regulation
1940 North Monroe Street
Tallahassee, Florida 32399
Mo.Madani@myfloridacpsc.com

Marjorie Holladay
Joint Administrative Procedures Committee
Pepper Building, Room 680
Tallahassee, Florida 32399-1300
The proposed code modification would add a definition for Interior Designer in the definition section that would be consistent with the proposed definitions for Architect, Engineer, and Landscape Architect.

**Rationale**
The proposed code modification would add a definition for Interior Designer in the definition section that would be consistent with the proposed definitions for Architect, Engineer, and Landscape Architect. This would provide consistency with the definitions of these other registered design professionals that are licensed in Florida.

**Fiscal Impact Statement**

- **Impact to local entity relative to enforcement of code**
  The proposed modification will have no fiscal impact.

- **Impact to building and property owners relative to cost of compliance with code**
  The proposed modification will have no fiscal impact.

- **Impact to industry relative to the cost of compliance with code**
  The proposed modification will have no fiscal impact.

- **Impact to small business relative to the cost of compliance with code**
  The proposed modification will have no fiscal impact.

**Requirements**

- **Has a reasonable and substantial connection with the health, safety, and welfare of the general public**
  The proposed definition will clarify that an interior designer is a registered interior designer licensed by the state of Florida to conduct commercial design services as specified by Chapter 481, Florida Statutes.

- **Strengthens or improves the code, and provides equivalent or better products, methods, or systems of construction**
  The proposed definition will strengthen the code because it will clarify that an interior designer is a registered interior designer licensed by the state of Florida to conduct commercial design services as specified by Chapter 481, Florida Statutes.

- **Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities**
  The proposed definition does not discriminate because it will clarify that an interior designer is a registered interior designer licensed by the state of Florida to conduct commercial design services as specified by Chapter 481, Florida Statutes.

- **Does not degrade the effectiveness of the code**
  The proposed definition will not degrade the effectiveness of the code because it will clarify that an interior designer is a registered interior designer licensed by the state of Florida to conduct commercial design services as specified by Chapter 481, Florida Statutes.

**Is the proposed code modification part of a prior code version?** No
INTERIOR DESIGNER. A Florida-registered interior designer.
## CA6469

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### Comments

#### General Comments
No

#### Alternate Language
No

### Related Modifications

### Summary of Modification

553.73(7)(d) FS Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

### Rationale

553.73(7)(d) FS Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC - See attached DS2015-085

### Fiscal Impact Statement

**Impact to local entity relative to enforcement of code**
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**Does not degrade the effectiveness of the code**
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### Is the proposed code modification part of a prior code version?
No
REGISTERED DESIGN PROFESSIONAL. An individual who is registered or licensed to practice their respective design profession as defined by the statutory requirements of

the professional registration laws of the state or jurisdiction in which the project is to be constructed. This includes any registered design professional so long as they are practicing within the scope of their license, which includes those licensed under Chapter 471 and 481, Florida Statutes.
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553.73(7)(d) FS Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC - See attached DS2015-085

Rationale

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STATE OF FLORIDA
BUILDING COMMISSION

In the Matter of

AMERICAN SOCIETY OF INTERIOR DESIGNERS DS 2015-085

Petitioner.

____________________ /

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Conclusions of Law

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professional so long as they are practicing within the scope of their license, which includes those licensed under Chapters 471 and 481, Florida Statutes.

DONE AND ORDERED this _____ day of ____________, 2015 in Jacksonville, Duval County, State of Florida.

RICHARD S. BROWDY
Chairman, Florida Building Commission

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DS 2015-085
Page 5 of 5

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing order has been filed

with the undersigned and furnished by U. S. Mail to the persons listed below this ___ day of

_______________, 2015.

_________________________________
Agency Clerk’s Office
Department of Business and Professional Regulation
& Florida Building Commission
1940 North Monroe Street
Tallahassee, Florida 32399-1000

Via U.S. Mail

American Society of Interior Designers
Attn: Jim Brewer
718 7th Street Northwest
4th Floor
Washington, DC 20001

Lucille McKay
4615 Ponce de Leon Boulevard
Coral Gables, Florida 33146

Martin R. Dix, Esquire
Akerman LLP
106 East College Avenue
Suite 1200
Tallahassee, Florida 32301

Via Inter-Office or Email Delivery

Mo Madani, Planning Manager
Codes and Standards Section
Department of Business and Professional Regulation
1940 North Monroe Street
Tallahassee, Florida 32399
Mo.Madani@myfloridahouse.com

Marjorie Holladay
Joint Administrative Procedures Committee
Pepper Building, Room 680
Tallahassee, Florida 32399-1300
### Summary of Modification

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### Rationale

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BUILDING COMMISSION

In the Matter of

AMERICAN SOCIETY OF INTERIOR DESIGNERS DS 2015-085

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DS 2015-085
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DONE AND ORDERED this ____ day of ____________, 2015 in Jacksonville, Duval County, State of Florida.

RICHARD S. BROWDY
Chairman, Florida Building Commission

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CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing order has been filed with the undersigned and furnished by U. S. Mail to the persons listed below this ___ day of __________________, 2015.

________________________________________
Agency Clerk’s Office
Department of Business and Professional Regulation
& Florida Building Commission
1940 North Monroe Street
Tallahassee, Florida 32399-1000

**Via U.S. Mail**

American Society of Interior Designers
Att: Jim Brewer
718 7th Street Northwest
4th Floor
Washington, DC 20001

Lucille McKey
4615 Ponce de Leon Boulevard
Coral Gables, Florida 33146

Martin R. Dix, Esquire
Akerman LLP
106 East College Avenue
Suite 1200
Tallahassee, Florida 32301

**Via Inter-Office or Email Delivery**

Mo Madani, Planning Manager
Codes and Standards Section
Department of Business and Professional Regulation
1940 North Monroe Street
Tallahassee, Florida 32399
Mo.Madani@myfloridlicensure.com

Marjorie Holladay
Joint Administrative Procedures Committee
Pepper Building, Room 680
Tallahassee, Florida 32399-1300
**Sub Code: Residential**

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**Comments**

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**Summary of Modification**

553.73(7)(d) FS Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

**Rationale**

553.73(7)(d) FS Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC - see attached DS2015-085

**Fiscal Impact Statement**

**Impact to local entity relative to enforcement of code**

No impact - Clarify code and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

**Impact to building and property owners relative to cost of compliance with code**

No impact - Clarify code and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

**Impact to industry relative to the cost of compliance with code**

No impact - Clarify code and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

**Impact to small business relative to the cost of compliance with code**

55No impact - Clarify code and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

**Requirements**

- **Has a reasonable and substantial connection with the health, safety, and welfare of the general public**
  
  No impact - Clarify code and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

- **Strengthens or improves the code, and provides equivalent or better products, methods, or systems of construction**
  
  No impact - Clarify code and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

- **Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities**
  
  No impact - Clarify code and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

- **Does not degrade the effectiveness of the code**
  
  Improves enforcement and Implement FS which requires the Commission to include Declaratory Statements in the updated edition of the FBC

**Is the proposed code modification part of a prior code version?** No
[RB] REGISTERED DESIGN PROFESSIONAL. An individual who is registered or licensed to practice their respective design profession as defined by the statutory requirements of the professional registration laws of the state or jurisdiction in which the project is to be constructed.

This includes any registered design professional so long as they are practicing within the scope of their license, which includes those licensed under Chapter 471 and 481, Florida Statutes.
STATE OF FLORIDA
BUILDING COMMISSION

In the Matter of

AMERICAN SOCIETY OF INTERIOR DESIGNERS DS 2015-085

Petitioner.

/ 

DECLARATORY STATEMENT

The foregoing proceeding came before the Florida Building Commission (Commission) by a Petition from Martin R. Dix, Esquire, for the American Society of Interior Designers (ASID) and Lucille McKey (Petitioners), which was received July 9, 2015. Based on the statements in the petition submitted by the Petitioner, the Commission states the following:

Findings of Fact

1. The petition is filed pursuant to, and must conform to the requirements of Rule 28-105.002, Florida Administrative Code.

2. Petitioner’s representative in this matter is Martin R. Dix, Esquire of Akerman LLP, 106 East College Avenue, Suite 1200, Tallahassee, Florida 32301.

3. Petitioner ASID is a professional organization which represents and advocates for interior designers registered pursuant to Section 481.213(1), Florida Statutes (2014). Petitioner Lucille McKey is an interior designer registered pursuant to Section 481.213(1), Fla. Stat.

4. Petitioner seeks clarification regarding the applicability of Sections 107.1 and 202 of the Florida Building Code, Building, 5th Edition (2014) as to whether registered interior designers are included in the definition of “registered design professionals” and may sign and seal interior design plans for building permits for interior construction.
5. Specifically, the Petitioner requests answers to the following questions:

   A. Does the Florida Building Code’s definition for “registered design professionals” include Florida registered interior designers who may sign and seal interior design plans, drawings, specifications and reports?

   B. Does the Florida Building Code’s definition for “registered design professionals” include Florida registered interior designers who may sign and seal interior design plans, drawings, specifications, or reports which may, in some instances, be submitted for the issuance of building permits for interior construction?

Conclusions of Law

6. The Commission has the specific statutory authority pursuant to Section 553.775(3)(a), Florida Statutes (2014) to interpret the provisions of the Florida Building Code by entering a declaratory statement.

7. Section 553.73(2) of the Florida Statutes (2015) states:

   The Florida Building Code shall contain provisions or requirements for public and private buildings, structures, and facilities relative to structural, mechanical, electrical, plumbing, energy, and gas systems, existing buildings, historical buildings, manufactured buildings, elevators, coastal construction, lodging facilities, food sales and food service facilities, health care facilities, including assisted living facilities, adult day care facilities, hospice residential and inpatient facilities and units, and facilities for the control of radiation hazards, public or private educational facilities, swimming pools, and correctional facilities and enforcement of and compliance with such provisions or requirements. Further, the Florida Building Code must provide for uniform implementation of ss. 515.25, 515.27, and 515.29 by including standards and criteria for residential swimming pool barriers, pool covers, latching devices, door and window exit alarms, and other equipment required therein, which are consistent with the intent of s. 515.23. Technical provisions to be contained within the Florida Building Code are restricted to requirements related to the types of materials used and construction methods and standards employed in order to meet criteria specified in the Florida Building Code. Provisions relating to the personnel, supervision or training of personnel, or any other professional
qualification requirements relating to contractors or their workforce may not be included within the Florida Building Code, and subsections (4), (6), (7), (8), and (9) are not to be construed to allow the inclusion of such provisions within the Florida Building Code by amendment. This restriction applies to both initial development and amendment of the Florida Building Code.


[A] REGISTERED DESIGN PROFESSIONAL. An individual who is registered or licensed to practice their respective design profession as defined by the statutory requirements of the professional registration laws of the state or jurisdiction in which the project is to be constructed.


General.
Submittal documents consisting of construction documents, statement of special inspections, geotechnical report and other data shall be submitted in two or more sets with each permit application. The construction documents shall be prepared by a registered design professional where required by Chapter 471, Florida Statutes or Chapter 481, Florida Statutes. Where special conditions exist, the building official is authorized to require additional construction documents to be prepared by a registered design professional.

10. In response to Petitioner’s question A, the term "registered design professional," as defined in the 5th Edition (2014) Florida Building Code, Building includes any registered design professional so long as they are practicing within the scope of their license, which includes those licensed under Chapters 471 and 481, Florida Statutes.

11. In response to Petitioner’s question B, the term "registered design professional," as defined in the 5th Edition (2014) Florida Building Code, Building includes any registered design
professional so long as they are practicing within the scope of their license, which includes those licensed under Chapters 471 and 481, Florida Statutes.

DONE AND ORDERED this ____ day of ____________ , 2015 in Jacksonville, Duval County, State of Florida.

__________________________
RICHARD S. BROWDY
Chairman, Florida Building Commission

NOTICE OF RIGHT TO APPEAL

Petitioner and all other interested parties are hereby advised of their right to seek judicial review of this Order in accordance with Section 120.68(2)(a), Florida Statutes (2014), and Florida Rules of Appellate Procedure 9.110(a) and 9.030(b)(1)(C). To initiate an appeal, a Notice of Appeal must be filed with Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000 and with the appropriate District Court of Appeal not later than thirty (30) days after this Order is filed with the Clerk of the Department of Business and Professional Regulation. A Notice of Appeal filed with the District Court of Appeal shall be accompanied by the filing fee specified by Section 35.22(3), Florida Statutes (2014).
CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing order has been filed with the undersigned and furnished by U. S. Mail to the persons listed below this ___ day of _______________________, 2015.

Agency Clerk’s Office
Department of Business and Professional Regulation & Florida Building Commission
1940 North Monroe Street
Tallahassee, Florida 32399-1000

Via U.S. Mail

American Society of Interior Designers
Att: Jim Brewer
718 7th Street Northwest
4th Floor
Washington, DC 20001

Lucille McKey
4615 Ponce de Leon Boulevard
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Marjorie Holladay
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Pepper Building, Room 680
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STATE OF FLORIDA
BUILDING COMMISSION

In the Matter of

AMERICAN SOCIETY OF INTERIOR DESIGNERS DS 2015-085

Petitioner.

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[A] REGISTERED DESIGN PROFESSIONAL. An individual who is registered or licensed to practice their respective design profession as defined by the statutory requirements of the professional registration laws of the state or jurisdiction in which the project is to be constructed.


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10. In response to Petitioner’s question A, the term "registered design professional," as defined in the 5th Edition (2014) Florida Building Code, Building includes any registered design professional so long as they are practicing within the scope of their license, which includes those licensed under Chapters 471 and 481, Florida Statutes.

11. In response to Petitioner’s question B, the term "registered design professional," as defined in the 5th Edition (2014) Florida Building Code, Building includes any registered design
DS 2015-085
Page 4 of 5

professional so long as they are practicing within the scope of their license, which includes those licensed under Chapters 471 and 481, Florida Statutes.

DONE AND ORDERED this _____ day of ______________, 2015 in Jacksonville, Duval County, State of Florida.

RICHARD S. BROWDY
Chairman, Florida Building Commission

NOTICE OF RIGHT TO APPEAL

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CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing order has been filed

with the undersigned and furnished by U. S. Mail to the persons listed below this ____ day of

_____________________, 2015.

Agency Clerk’s Office
Department of Business and Professional Regulation
& Florida Building Commission
1940 North Monroe Street
Tallahassee, Florida 32399-1000

Via U.S. Mail
American Society of Interior Designers
Attn: Jim Brewer
718 7th Street Northwest
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Codes and Standards Section
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Tallahassee, Florida 32399
Mo.Madani@myfloridlicense.com

Marjorie Holladay
Joint Administrative Procedures Committee
Pepper Building, Room 680
Tallahassee, Florida 32399-1300
The proposed code modification would add a definition for Interior Designer in the definition section that would be consistent with the proposed definitions for Architect, Engineer, and Landscape Architect. This would provide consistency with the definitions of these other registered design professionals that are licensed in Florida.

Fiscal Impact Statement

Impact to local entity relative to enforcement of code
The proposed modification will have no fiscal impact.

Impact to building and property owners relative to cost of compliance with code
The proposed modification will have no fiscal impact.

Impact to industry relative to the cost of compliance with code
The proposed modification will have no fiscal impact.

Impact to small business relative to the cost of compliance with code
The proposed modification will have no fiscal impact.

Requirements

Has a reasonable and substantial connection with the health, safety, and welfare of the general public
The proposed definition will clarify that an interior designer is a registered interior designer licensed by the state of Florida to conduct commercial design services as specified by Chapter 481, Florida Statutes.

Strengthens or improves the code, and provides equivalent or better products, methods, or systems of construction
The proposed definition will strengthen the code because it will clarify that an interior designer is a registered interior designer licensed by the state of Florida to conduct commercial design services as specified by Chapter 481, Florida Statutes.

Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities
The proposed definition does not discriminate because it will clarify that an interior designer is a registered interior designer licensed by the state of Florida to conduct commercial design services as specified by Chapter 481, Florida Statutes.

Does not degrade the effectiveness of the code
The proposed definition will not degrade the effectiveness of the code because it will clarify that an interior designer is a registered interior designer licensed by the state of Florida to conduct commercial design services as specified by Chapter 481, Florida Statutes.

Is the proposed code modification part of a prior code version? No
INTERIOR DESIGNER. A Florida-registered interior designer.
**Sub Code: Building**

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**General Comments**

- No

**Alternate Language**

- No

**Summary of Modification**

Add section on approval of alternate materials to specify that use of the Florida Product Approval system is permitted to be used as a method of approving products.

**Rationale**

The Florida Product Approval system is used by many manufacturers and code officials to verify that products comply with the Code. However, that system is not referenced in the Code anywhere. This proposal is intended to codify the use of the Florida Product Approval system, and also to specify what standards are to be used for Evaluation Reports written for the Product Approval System.

**Fiscal Impact Statement**

- **Impact to local entity relative to enforcement of code**
  - Local enforcement entities will be able to be confident in the Florida Product Approval system.

- **Impact to building and property owners relative to cost of compliance with code**
  - No cost. This mainly just codifies the system already most commonly used to approve products, but leaves open other options. Building and property owners will be able to be confident in the Florida Product Approval system.

- **Impact to industry relative to the cost of compliance with code**
  - No cost. This mainly just codifies the system already most commonly used to approve products, but leaves open other options. Industry will be able to be confident in the Florida Product Approval system.

- **Impact to small business relative to the cost of compliance with code**
  - No cost. This mainly just codifies the system already most commonly used to approve products, but leaves open other options. Small businesses will be able to be confident in the Florida Product Approval system. Manufacturers will have a level playing field.

**Requirements**

- **Has a reasonable and substantial connection with the health, safety, and welfare of the general public**
  - Products evaluated by the Florida Product Approval System are critical to the wind resistance of structures. This proposal ensures that products will perform as indicated by the approvals, and levels the playing field for manufacturers.

- **Strengthens or improves the code, and provides equivalent or better products, methods, or systems of construction**
  - Improves the code by ensuring that Product Approvals are based on standards in the Code or on consensus-developed Acceptance Criteria or Evaluation Criteria.

- **Does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities**
  - Does not discriminate. Will level playing field for manufacturers.

- **Does not degrade the effectiveness of the code**
  - Does not degrade effectiveness of code.

**Is the proposed code modification part of a prior code version? No**
104.11.1 Research reports.
Supporting data, where necessary to assist in the approval of materials or assemblies not specifically provided for in this code, shall consist of valid research reports from approved sources.

104.11.2 Florida Product Approval.

The Florida Product Approval system shall be permitted to be used as a method for approval of materials and systems that are within the scope of that system. Evaluation reports for Florida Product Approval shall be based on standards referenced in this Code, where applicable. In addition, evaluation reports shall be based on applicable Acceptance Criteria, Evaluation Criteria, or Approval Checklists from Approved Evaluation Entities when they exist.

104.11.3 Tests.
Whenever there is insufficient evidence of compliance with the provisions of this code, or evidence that a material or method does not conform to the requirements of this code, or in order to substantiate claims for alternative materials or methods, the building official shall have the authority to require tests as evidence of compliance to be made at no expense to the jurisdiction. Test methods shall be as specified in this code or by other recognized test standards. In the absence of recognized and accepted test methods, the building official shall approve the testing procedures. Tests shall be performed by an approved agency. Reports of such tests shall be retained by the building official for the period required for retention of public records.