

FLORIDA BUILDING COMMISSION
Plenary Session
DoubleTree by Hilton at the Entrance to Universal Orlando
5780 Major Blvd.
Orlando, Florida 32819

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Plenary Session

APRIL 16, 2024

8:30 A.M.

Minutes

COMMISSIONERS PRESENT:

Michael Bourré, Chairman
James Batts
Donald Brown
David Compton
Jeffery Gross
Rodney Hershberger
David John
Brian Langille

Grey Marker
Asael Marrero
Brad Schiffer
Fred Schilling
Jim Schock
Brian Swope
Tim Tolbert
Stephen Wilcox

STAFF PRESENT:

Mo Madani
Justin Vogel
Alan Burke

Jim Hammers
Sabrina Evans
Alex Ronda

MEETING FACILITATION:

The meeting was facilitated by Jeff Blair from Facilitated Solutions, LLC. Consultation, Process Design & Facilitation. Information at: facilitatedsolutions.org

Time: 8:30 a.m.

Chairman Bourré welcomed Commissioners, staff, and members of the public to Orlando, Florida and the April 16, 2024, onsite plenary session of the Florida Building Commission.

Chairman Bourré stated the primary focus of the April meeting is to consider regular procedural issues, updates, briefings, petitions, and reports. Specific actions include conducting rule development workshops on Rule 61G20-1.001 – Florida Building Code Adopted.

Chairman Bourré stated that, as always, we will provide an opportunity for public comment on each of the Commission's substantive discussion topics. He advised that if anyone wanted to comment on a specific substantive Commission agenda item, that they please wait until the facilitator invites members of the public to speak at the appropriate times throughout the meeting. Chairman Bourré stated that public input is welcome but should be offered before there is a formal motion on the floor.

Roll Call:

Mr. Blair performed roll call for the Florida Building Commission. A quorum was determined with 16 members present at roll call.

Agenda Approval:

Commissioner Schilling entered a motion to approve the agenda for today's meeting as amended. Commissioner Schock seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Approval of Previous Meeting Minutes and Facilitator Report for February 13, 2024:

Commissioner Schilling entered a motion to approve the minutes from February 13, 2024, as posted. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Chairman's Discussion Issues and Recommendations:

Chairman Bourré welcomed and introduced the Commission's new Executive Director, Alan Burke.

Mr. Alan Burke briefly introduced himself to the Commission and the public.

Chairman Bourré thanked Commissioner Schock for his outstanding job serving as the Chairman for the Commission.

Milestones:

Chairman Bourré reminded the participants the updated Commission Milestones document is linked to the agenda for today's meeting and is also on the BCIS.

Announcements and Discussions:

Chairman Bourré provided the Commission information on the upcoming meeting dates:

- June 18, 2024, Web-Based and Teleconference Virtual Meeting
- August 13, 2024, Web-Based and Teleconference Virtual Meeting
- October 15, 2024, Onsite (In conjunction with TAC meetings for I-Code changes review)
- December 10, 2024, Onsite (Commission review of I-Code changes)

Legislative Update – Bills Impacting Commission

Mr. Madani provided an update on the pending bills impacting the Commission and/or the Code.

- 1) HB 535 – Low Voltage Alarm System Projects. (Draft Code Language)
- 2) HB 1526 – Local Regulation of Nonconforming and Unsafe Structures: SB 1526 (Draft Code Language)
- 3) HB 267 – Residential Building Permits (Building Regulation) (Draft Code Language)
- 4) Exemption for Sealed Drawings. (Draft Code Language)
- 5) Research Project (HB 267) Thermal Efficiency Standards for Unvented Attic and Unvented Enclosed Rafter Assemblies Study.
- 6) HB 1021 – Community Associations – Revises Section 110.9.4 (Draft Code Language)
- 7) Research Project (HB 1021) Water Intrusion Study.
- 8) SB 812 – Expedited Approval of Residential Building Permits

Discussion:

Members of the Commission and staff members went into discussion with questions and comments.

Mr. Madani provided a comment regarding the Research project and stated the HRAC meeting takes place on April 17, 2024.

Proposed Code Language for Implementing Legislative Requirements from 2024 Legislation:

Chairman Bourré provided details on the Proposed Code Language for Implementing Legislative Requirements from 2024 Legislation.

Motion:

Commissioner Schiffer entered a motion to initiate rulemaking to Rule 61G20-1.001 – Florida Building Code Adopted, for the purpose of amending the 8th. Edition (2023), Florida Building Code, to incorporate the legislatively required amendments, and to delegate authority to Alan Burke to sign rulemaking documents on behalf of the Commission. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Florida Building Code, 8th Edition, (2023) Update- Workplan Status

Mr. Madani provided brief details on the status of the updated Workplan and schedule for the development of the 2023 Code Update Process-8th Edition.

Motion:

Commissioner Schilling entered a motion to approve the updated Workplan and Schedule for development of the 8th. Edition (2023), Florida Building Code. Commissioner Schiffer seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Florida Building Code, 9th Edition, (2026) Update- Workplan Status

Mr. Madani provided brief details on the status of the updated Workplan and schedule for the development of the 2026 Code Update Process-9th Edition.

Commissioner Schilling entered a motion to approve the updated Workplan and Schedule for development of the 9th. Edition (2026), Florida Building Code. Commissioner Schiffer seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Items 6 through 8 was moved for later discussion.

Product Approval:

Consent Agenda of Entity Approval Application:

Commissioner Hershberger stated there were 20 product approval entities on the consent agenda for approval for the 2023 code.

Motion:

Commissioner Hershberger entered a motion to approve the 20 product approval entities for the 2023 code. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Commissioner Hershberger stated there are 328 product approval applications on the consent agenda for approval with the removal of FL 18514 R9, which was withdrawn by the applicant.

Product Approval Application with Comments:

Commissioner Hershberger stated there were 10 product approval application with comments and two are recommended for approval. The two that are recommended for approval are FL 45990 and FL 46552.

Motion:

Commissioner Hershberger entered a motion to recommend approval of FL 45590 and FL 46552. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Motion:

Commissioner Hershberger entered a motion to recommend conditional approval of FL 12512, FL 41706, FL 46319, FL 46489, FL 46491, FL 46559, FL 46591, and FL 46592. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 16 to 0.

DBPR Product Approval Applications Consent Agenda:

Commissioner Hershberger stated there were 231 DBPR product approval applications and none with comments, and that there was no action needed.

Applications for Accreditor and Course Approval:

Commissioner Langille stated the Education POC did not receive for consideration any accreditor applications. The Education POC reviewed 9 advanced accredited courses, and recommended approval for courses: 1259.0, 1258.0, 1235.0, 1260.0, 1253.0, 1254.0, 1257.0, 1252.0, and 1247.0.

Motion:

Commissioner Langille entered a motion to approve 9 advanced accredited courses 1259.0, 1258.0, 1235.0, 1260.0, 1253.0, 1254.0, 1257.0, 1252.0, and 1247.0. Commissioner John seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Consent Agenda Recommended for Conditional Approval:

Commissioner Langille stated the Education POC reviewed 5 conditional approvals for compliance with Rule 61G20.-6.002 advanced accredited courses: 1248.0, 1238.0, 1234.0, 1229.0, and 1261.0.

Motion:

Commissioner Langille entered a motion to approve 5 conditional approvals for compliance with Rule 61G20.-6.002 advanced accredited courses: 1248.0, 1238.0, 1234.0, 1229.0, and 1261.0. Commissioner John seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Recommended for Denial

Commissioner Langille stated the Education POC recommend denial for 1 Advanced Accredited Course 1263.0.

Motion:

Commissioner Langille entered a motion for denial of 1 Advanced Accredited Course 1263.0. Commissioner John seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Recommended for Individual Consideration and Approval by POC Chair and Staff

Commissioner Langille stated the Education POC's chair and staff recommend approval of 1 Advanced Accredited Course 1264.0.

Motion:

Commissioner Langille entered a motion for approval of 1 Advanced Accredited Course 1264.0. Commissioner John seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Administratively Approved Self-Affirmed (One-Change) Updated Courses

Commissioner Langille stated the Education POC recommended approval of 2 Administratively self-affirmed with one change updated courses 1124.1 and 1118.1.

Motion:

Commissioner Langille entered a motion for approval of 2 Administratively self-affirmed with one change updated courses 1124.1 and 1118.1. Commissioner John seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Consent Agenda Recommended for Conditional Approval

Commissioner Langille stated the Education POC recommended Conditional Approval for compliance with Rule 61G20-6.002, administratively approved self-affirmed (one-change) updated course 686.3, 701.3, and 692.3.

Motion:

Commissioner Langille entered a motion for Conditional Approval for compliance with Rule 61G20-6.002, administratively approved self-affirmed (one-change) updated course 686.3, 701.3, and 692.3. Commissioner John seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Accessibility Waiver Applications:

- 1) Jose Andres Carmiol-Waiver 662-140 N. Krome Ave, Homestead 33030- ISSUE:**
Vertical Accessibility to the second floor.

Mr. Vogel presented the waiver and advised that the council recommended granting the waiver for vertical accessibility on the grounds of technical infeasibility.

Motion:

Commissioner Schilling entered a motion to grant the waiver for vertical accessibility on the grounds of technical infeasibility. Commissioner John seconded the motion. The motion passed unanimously with a vote of 16 to 0.

- 2) Gregori Construction Inc. -Waiver 661- 3067 US HWY 1, Mims 327754- ISSUE:**
Vertical Accessibility to the second floor.

Mr. Vogel presented the waiver and advised that the council recommended granting the waiver for vertical accessibility on the grounds of economic hardship.

Motion:

Commissioner Schilling entered a motion to grant the waiver for vertical accessibility on the grounds of economic hardship. Commissioner Schock seconded the motion. The motion passed unanimously with a vote of 16 to 0.

- 3) Community Complex at the Jimmy Graves Field Track and Field- Waiver 663-1900**
16th Street, Vero Beach 32960-**ISSUE:** Vertical Accessibility to the press box.

Mr. Vogel presented the waiver and advised that the council recommended granting the waiver on the grounds that it would cause unreasonable and unnecessary economic hardship to require vertical accessibility to the press box, since it would be eligible for the federal exception.

Motion:

Commissioner Marker entered a motion to grant the waiver on the grounds of it would be an unreasonable and unnecessary economic hardship to require vertical accessibility to the press box since it would be eligible for the federal exception. Commissioner Marker seconded the motion.

Discussion:

Members of the Commission and staff went into discussion with questions and comments.

Motion Continued:

The motion passed unanimously with a vote of 16 to 0.

Legal Report:

Mr. Vogel stated there were no legal matters to report.

Rule Workshop on Rule 61G20-1.001, F.A.C. EBIWG for SV 15 Assignment #3:

Mr. Blair provided details on the process of the Rule Workshop on Rule 61G20-1.001, F.A.C. EBIWG for SV 15 Assignment #3.

Mr. Madani provided the Commission on updates on the 61G20-1.001, F.A.C. EBIWG for SV 15 Assignment #3.

Special Guest:

Chairman Bourré introduced DBPR Secretary Melanie Griffin to the Commission and public.

Secretary Griffin addressed the Commission, thanked the Commissioners for their service, and stated she was available answer any questions.

Discussion:

Members of the Commission and staff went into discussion with questions and comments.

Public Comment:

Jamie Gascon, Miami-Dade County, spoke in support of the EBIWG recommendations.

Discussion:

Members of the Commission and staff went into discussion with questions and comments.

Motion:

Commissioner Schock entered a motion to adopt the recommendations of the Existing Building Inspection Workgroup as the starting point for establishing a Building Safety Program for implementation of Section 553.899, F.S., Mandatory Structural Inspections for Condominium and Cooperative Buildings, within the 8th. Edition, 2023 Florida Building Code, Existing Building, in fulfillment of SB 154 Assignment #3, and to proceed with the rulemaking process as outlined in the Workplan. Commission Compton seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Discussion:

Members of the Commission and staff went into discussion with questions and comments.

Rule Workshop on Rule 61G20-1.001, F.A.C. Annual Technical Amendment to the 8th Edition (2023) FBC:

Mr. Blair provided details on the process of the Rule Workshop on Rule 61G20-1.001, F.A.C. Annual Technical Amendment to the 8th Edition (2023) FBC.

Proponent:

Joe Belcher asked to hear from Mr. Eric Stafford from IBHS first.

Eric Stafford, IBHS, spoke in support of the Structural TAC's recommendation and provided a comment.

Milad Shabanian, IBHS, provided a comment.

Joe Belcher, FHBA, AAF, and FICAP, spoke in support of the Structural TAC's recommendation and provided a comment.

Support:

Mike Silver, FRSA, spoke in support of the Structural TAC's recommendation.

Stakeholders spoke and raised hands in support of the Structural TAC's recommendation.

Johnathan Pierce, PulteGroup, spoke in support of the Structural TAC's recommendation.

Jeff Schnellmann, Custom Home Builder and HRAC, spoke in support of the Structural TAC's recommendation and provided a comment.

Tom Allen, on behalf on himself, spoke in support of the Structural TAC's recommendation and provided a comment.

Gary Stafford, FAS Windows and Doors, spoke in support of the Structural TAC's recommendation and provided a comment.

Opposition:

Jaime Gascon, Miami-Dade County, spoke in opposition to the Structural TAC's recommendation and provided a comment.

Discussion:

Members of the Commission and staff went into discussion with questions and comments.

Motion:

Commissioner Compton entered a motion to amend the definition of Wind-Borne Debris Region from the 8th Edition (2023) Florida Building Code back to the definition from the 7th Edition (2020) Florida Building Code, and defer any revisions to the definition pending the results of a research study to be commissioned by the Commission for a science-based analysis of the issue to inform the Commission's decision on the definition, no later than in time for consideration during the next code update cycle, and request that DBPR evaluate whether additional funding for research could be provided for fiscal year 2024-2025. Commissioner Marker seconded the motion.

Discussion:

Members of the Commission and staff went into discussion with questions and comments.

Motion Continued:

Motion passed with a vote of 14 to 2. (Brown and Marrero)

Commissioner Gross stepped away, making the quorum 15 members present.

Motion:

Commissioner Compton entered a motion to proceed with rule adoption pursuant to Rule 61G20-1.001 – Florida Building Code Adopted, incorporating the Commission's approved annual technical amendment to the 8th Edition (2023), Florida Building Code, and to delegate authority to Alan Burke to sign rulemaking documents on behalf of the Commission. Commissioner Schiffer seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Rule Workshop on Rule 61G20-1.001, F.A.C. Errata and Glitch to the 8th Edition (2023) FBC:

Mr. Blair provided the process of the Rule Workshop on Rule 61G20-1.001, F.A.C., Errata and Glitches for the 8th Edition (2023) FBC.

Mr. Madani provided the material details Rule Workshop on Rule 61G20-1.001, F.A.C., Errata and Glitches for the 8th Edition (2023) FBC.

Accessibility TAC (2) Errata:

F/AC-FBC- B-Ch. 10 – Errata #1

Motion:

Commissioner Gross entered a motion to approve F/AC-FBC- B-Ch. 10 – Errata #1 as an Errata. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 15 to 0.

P-FBC-P – Ch. 4 – Errata #1

Motion:

Commissioner Swope entered a motion to approve P-FBC-P – Ch. 4 – Errata #1 as an Errata. Commissioner Marker seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Code Administration TAC (1) Glitch:

CA-FBC-B - Ch. 1 – Glitch #1

Motion:

Commissioner Brown entered a motion to approve CA-FBC-B - Ch. 1 – Glitch #1 as a glitch. Commissioner Marker seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Commissioner Gross returned to the meeting, making the quorum 16 members present.

Energy TAC (6) Errata:

EN-FBC-EC/C – Ch.4 – Errata #1

EN-FBC-EC/C – Ch. 4 – Errata #2

EN-FBC-EC/C – Ch. 4 - Errata #3

EN-FBC-EC/C- Ch. 4 – Errata #4

EN-FBC-EC/C – Ch. 4 - Errata #5

EN-FBC-EC/R – Ch. 6 – Errata #1

Motion:

Commissioner John entered a motion to approve EN-FBC-EC/C – Ch.4 – Errata #1, EN-FBC-EC/C – Ch. 4 – Errata #2, EN-FBC-EC/C – Ch. 4 - Errata #3, EN-FBC-EC/C- Ch. 4 – Errata #4, EN-FBC-EC/C – Ch. 4 - Errata #5, and EN-FBC-EC/R – Ch. 6 – Errata #1 as Errata.

Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Energy TAC (1) Glitch:

EN-FBC-EC/C – Ch. 4 – Glitch #1

Motion:

Commissioner Schiffer entered a motion to approve EN-FBC-EC/C – Ch. 4 – Glitch #1 as a glitch. Commissioner seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Energy TAC (1) Denial:

EN-FBC-EC/R- Ch. 4 – Glitch #1

Motion:

Commissioner John entered a motion to deny EN-FBC-EC/R- Ch. 4 – Glitch #1 as a glitch.

Commissioner Schock seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Fire TAC (8) Errata:

F-FBC-B - Ch. 1 – Errata #1

F-FBC- B-Ch. 10 – Errata #3

F-FBC- B-Ch. 35 – Errata #4

F-FBC- R-Ch. 1 – Errata #1

F-FBC- R-Ch. 3 – Errata #2

F-FBC- R-Ch. 3 – Errata #3

F/AC-FBC- R-Ch. 29 – Errata #4

F-FBC- EB-Ch. 5/10/14 – Errata #1

Motion:

Commissioner Schiffer entered a motion to approve F-FBC-B - Ch. 1 – Errata #1, F-FBC- B-Ch. 10 – Errata #3, F-FBC- B-Ch. 35 – Errata #4, F-FBC- R-Ch. 1 – Errata #1, F-FBC- R-Ch. 3 – Errata #2, F-FBC- R-Ch. 3 – Errata #3, F/AC-FBC- R-Ch. 29 – Errata #4, and F-FBC- EB-Ch. 5/10/14 – Errata #1 as Errata. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Fire TAC (1) Glitch:

F/AC-FBC- B-Ch. 10 – Errata #2

Motion:

Commissioner Batts entered a motion to approve F/AC-FBC- B-Ch. 10 – Errata #2 as a glitch. Commissioner Schiffer seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Mechanical TAC (1) Errata:

M-FBC-M - Ch. 13 – Errata #1

Motion:

Commissioner John entered a motion to approve M-FBC-M - Ch. 13 – Errata #1 as an Errata. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Mechanical TAC (1) Glitch:

M-FBC-M - Ch. 7 – Glitch #1

Motion:

Commissioner John entered a motion to approve M-FBC-M - Ch. 7 – Glitch #1 as a glitch. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Plumbing TAC (4) Errata:

P-FBC-FG – Ch. 24 – Errata #1

P-FBC-FG – Ch. 24 – Errata #2

P-FBC-FG – Ch. 24 – Errata #3

P-FBC-P – Ch. 4 – Errata #1

Public Comment:

Bronco Nowitzki provided a comment.

Gary Kozan, Plumbing Contractor, and member of the Plumbing TAC provided a comment.

Motion:

Commissioner Schilling entered a motion to approve P-FBC-FG – Ch. 24 – Errata #1, P-FBC-FG – Ch. 24 – Errata #2, P-FBC-FG – Ch. 24 – Errata #3, and P-FBC-P – Ch. 4 – Errata #1 as an Errata. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Plumbing TAC (2) Glitch:

P-FBC-P – Ch. 4 – Glitch #1

Motion:

Commissioner Schilling entered a motion to approve P-FBC-P – Ch. 4 – Glitch #1 as a glitch. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 16 to 0.

P-FBC-P– Ch. 7– Glitch #2

Proponent:

Gary Kozan, Plumbing Contractor, and member of the Plumbing TAC provided details requested on P-FBC-P– Ch. 7– Glitch #2.

Commission:

Commissioner Schilling provided a comment.

Motion:

Commissioner Schilling entered a motion to approve P-FBC-P– Ch. 7– Glitch #2 as a glitch and correlate into the Residential Code. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Roofing TAC (3) Errata:

R-FBC-B -Ch. 35 – Errata #1

R-FBC-B -Ch. 35 – Errata #2

R-FBC-EB - Ch. 7 – Errata #1

Motion:

Commissioner Swope entered a motion to approve R-FBC-B -Ch. 35 – Errata #1, R-FBC-B -Ch. 35 – Errata #2, and R-FBC-EB - Ch. 7 – Errata #1 as Errata. Commissioner Schock seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Special Occupancy TAC (1) Errata:

SP-FBC –B - Ch. 4 – Errata #1

Motion:

Commissioner Batts entered a motion to approve SP-FBC –B - Ch. 4 – Errata #1 as an Errata. Commissioner Schiffer seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Special Occupancy TAC (1) Glitch:

SP-FBC – B - Ch. 4 – Glitch #1

Motion:

Commissioner Batts entered a motion to approve SP-FBC – B - Ch. 4 – Glitch #1 as a glitch. Commissioner Schiffer seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Special Occupancy TAC (2) Denial:

SP-FBC - B - Ch. 30 – Glitch #1

SP-FBC - R - Ch. 3 – Glitch #1

Motion:

Commissioner Batts entered a motion to deny SP-FBC - B - Ch. 30 – Glitch #1 and SP-FBC - R - Ch. 3 – Glitch #1 as not being a glitch. Commissioner Schiffer seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Structural TAC (4) Errata:

S - FBC-B - Ch. 14 – Errata #1

S - FBC-B - Ch. 31 – Glitch #2

S - FBC-R - Ch. 3 – Errata #1

S - FBC-R - Ch. 3 – Errata #2

Motion:

Commissioner Compton entered a motion to approve S - FBC-B - Ch. 14 – Errata #1, S - FBC-B - Ch. 31 – Glitch #2, S - FBC-R - Ch. 3 – Errata #1, and S - FBC-R - Ch. 3 – Errata #2 as Errata. Commissioner Schock seconded the motion.

Commission:

Commissioner Brown asked a question.

Mr. Blair provided an answer to Commissioner Brown's question.

Continued Motion:

The motion passed unanimously with a vote of 16 to 0.

Structural TAC (1) Glitch:

S - FBC-B - Ch. 35 – Glitch #3

Motion:

Commissioner Compton entered a motion to approve S - FBC-B - Ch. 35 – Glitch #3 as a glitch. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Structural TAC (2) Denial:

SP-FBC - R - Ch. 3 – Glitch #1

Motion:

Commissioner Compton entered a motion to deny SP-FBC - R - Ch. 3 – Glitch #1. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 16 to 0.

S - FBC-B/R - Ch. 14/7 – Glitch #1

Proponent:

Joe Belcher, FHBA and FICAP requested to withdraw comment # 1 of the S - FBC-B/R - Ch. 14/7 – Glitch #1 and provided a comment.

Public Comment:

Frank Severino spoke in support of comment #2 of the S - FBC-B/R - Ch. 14/7 – Glitch #1 and recommended it for approval.

Mike Silvers, FRSA, spoke in support of comment #2 of the S - FBC-B/R - Ch. 14/7 – Glitch #1

Motion:

Commissioner Batts entered a motion to approve comment #2 of the S - FBC-B/R - Ch. 14/7 – Glitch #1. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Swimming Pool

Public Comment:

Bob Vincent, DOH and Swimming Pool TAC, provided a comment on SW-FBC-B - Ch. 4 – Glitch #2 and asked to pull it for individual consideration. Mr. Vincent also request to pull SW-FBC-B Ch. 4 Glitches #3, which had been withdrawn, for individual consideration.

Staff:

Mr. Vogel provided a legal comment.

Public Comment:

Dallas Theisen, FSPA, spoke in opposition to pulling SW-FBC-B - Ch. 4 – Glitch #2 for individual consideration.

Swimming Pool (4) Errata:

SW-FBC-B - Ch. 4 – Errata #1

SW-FBC-B - Ch. 4 – Errata #2

SW-FBC-B - Ch. 4 – Errata #3

SW-FBC-B - Ch. 4 – Errata #4

Motion:

Commissioner Batts entered a motion to approve SW-FBC-B - Ch. 4 – Errata #1, SW-FBC-B - Ch. 4 – Errata #2, SW-FBC-B - Ch. 4 – Errata #3, and SW-FBC-B - Ch. 4 – Errata #4 as Errata. Commissioner Schilling seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Swimming Pool (5) Glitch:

SW-FBC-B - Ch. 4 – Glitch #1

SW-FBC-B - Ch. 4 – Glitch #2

SW-FBC-B - Ch. 4 – Glitch #4

SW-FBC-B - Ch. 4 – Glitch #6

SW-FBC-B - Ch. 4 – Glitch #9

Motion:

Commissioner Batts entered a motion to approve SW-FBC-B - Ch. 4 – Glitch #1, SW-FBC-B - Ch. 4 – Glitch #2, SW-FBC-B - Ch. 4 – Glitch #4, SW-FBC-B - Ch. 4 – Glitch #6, and SW-FBC-B - Ch. 4 – Glitch #9 as Glitches. Commissioner Swope seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Swimming Pool (1) Denial:

SW-FBC-B - Ch. 4 – Glitch #7

Motion:

Commissioner Batts entered a motion to deny SW-FBC-B - Ch. 4 – Glitch #7 based on it not being a glitch. Commissioner Swope seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Swimming Pool (1) Pulled:

SW-FBC-B-Ch.4-Glitch #8

Proponent:

Bob Vincent, DOH, provided details on SW-FBC-B-Ch.4-Glitch #8.

Opposition:

Dallas Theisen, FSPA, spoke in opposition to SW-FBC-B-Ch.4-Glitch #8.

Michael Weinbaum, Martin Aquatic Design and Engineering, spoke in opposition to SW-FBC-B-Ch.4-Glitch #8.

Motion:

Commissioner Batts entered a motion to deny SW-FBC-B-Ch.4-Glitch #8. Commissioner Schilling seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Motion:

Commissioner Batts entered a motion to proceed with rule adoption pursuant to Rule 61G20-1.001 – Florida Building Code Adopted, incorporating the Commission’s approved errata and glitch amendments into the 8th Edition (2023), Florida Building Code, and to delegate authority to Alan Burke to sign rulemaking documents on behalf of the Commission. Commissioner Schiffer seconded the motion. The motion passed unanimously with a vote of 16 to 0.

Declaratory Statements:

A) DS 2024-002 by Shane Kittendorf of City of Cape Coral

Staff:

Mr. Vogel provided a brief description of the petition for declaratory statement.

Petitioner:

Shane Kittendorf of City of Cape Coral provided details on DS 2024-002 by Shane Kittendorf of City of Cape Coral.

Public Comment:

Joe Belcher, FHBA, spoke in support of Code Administration TAC's recommendation.

Commissioner Gross stepped away, making the quorum 15 members present.

Motion:

Commissioner Brown entered a motion to adopt the Code Administration TAC's recommendation that the questions presented in the Petition are too general in nature and cannot be answered as currently presented. Commissioner Schock seconded the motion.

Discussion:

Members of the Commission and staff went into discussion with questions and comments.

Motion Continued:

The motion passed unanimously with a vote of 15 to 0.

B) DS 2024 – 010 by Tatiana Gust of Elite Permits

Staff:

Mr. Vogel provided a brief description of the petition for declaratory statement.

Motion:

Commissioner Brown entered a motion to adopt the Code Administration TAC's recommendation to accept the withdrawal of the Petition. Commissioner Schock seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Binding Interpretation #267 and #269 Briefings:

Mr. Madani provided details on Binding Interpretation #267.

Mr. Madani provided details on Binding Interpretation #269.

Commissioner Wilcox stepped away, making the quorum 14 members present.

Committee Reports:

Code Administration Technical Advisory Committee:

Commissioner Brown provided a brief summary of the Code Administration TAC's April 5, 2024, meeting.

Motion:

Commissioner Brown entered a motion to accept the report from the April 5, 2024, meeting. Commissioner Swope seconded the motion. The motion passed unanimously with a vote of 14 to 0.

Education Program Oversight Committee:

Commissioner Langille provided a brief summary of the Education POC's April 8, 2024, meeting.

Motion:

Commissioner Langille entered a motion to accept the report from the April 8, 2024, meeting. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 14 to 0.

Existing Building Inspection Workgroup:

Mr. Blair provided a brief summary of the Existing Building Inspection Workgroup's February 15, 2024, meeting.

Motion:

Commissioner Schock entered a motion to accept the report from the February 5, 2024, meeting. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 14 to 0.

Fire Technical Advisory Committee:

Commissioner Schiffer provided a brief summary of the Fire TAC's February 22, 2024, meeting.

Motion:

Commissioner Schiffer entered a motion to accept the report from the February 22, 2024, meeting. Commissioner Swope seconded the motion. The motion passed unanimously with a vote of 14 to 0.

Hurricane Research Advisory Committee:

Mr. Blair provided a brief summary of the Hurricane Research Advisory Committee's March 12, 2024.

Motion:

Commissioner Batts entered a motion to accept the report from the March 12, 2024, meeting. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 14 to 0.

Mechanical Technical Advisory Committee:

Commissioner John provided a brief summary of the Mechanical TAC's February 21, 2024, meeting.

Motion:

Commissioner John entered a motion to accept the report from the February 21, 2024, meeting. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 14 to 0.

Plumbing Technical Advisory Committee:

Commissioner Schilling provided a brief summary of the Plumbing TAC's February 21, 2024, meeting.

Motion:

Commissioner Schilling entered a motion to accept the report from the February 21, 2024, meeting. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 14 to 0.

Product Approval Program Oversight Committee:

Commissioner Hershberger provided a brief summary of the Product Approval POC's April 4, 2024, meeting.

Motion:

Commissioner Hershberger entered a motion to accept the report from April 4, 2024, meeting. Commissioner Compton seconded the motion. The motion was passed unanimously with a vote of 14 to 0.

Special Occupancy Technical Advisory Committee:

Mr. Madani provided a brief summary of the Special Occupancy TAC's February 21, 2024, meeting.

Motion:

Commissioner Batts entered a motion to accept the report from the February 21, 2024, meeting. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 14 to 0.

Structural Technical Advisory Committee:

Commissioner Compton provided a brief summary of the Structural TAC's February 22, 2024, meeting.

Motion:

Commissioner Compton entered a motion to accept the report from the February 22, 2024, meeting. Commissioner Schock seconded the motion. The motion passed unanimously with a vote of 14 to 0.

Swimming Pool Technical Advisory Committee:

Commissioner Batts provided a brief summary of the Swimming Pool TAC's February 21, 2024, meeting.

Motion:

Commissioner Batts entered a motion to accept the report from the February 21, 2024, meeting. Commissioner Schilling seconded the motion. The motion passed unanimously with a vote of 14 to 0.

Commissioner Comment:

None.

Public Comment:

Dottie Mazzarella, International Code Council, provided a comment.

Adjourn Commission Plenary Session:

Chairman Bourré stated the June 18, 2024, meeting will focus on the Commission's regular procedural and substantive issues, and any needed rule development initiatives. The June meeting will be conducted as a Web-Based and Teleconference Virtual Meeting. The meeting was adjourned at 11:45 a.m.