

**Florida Building Commission**  
**Product Approval Ad Hoc Committee**  
**Minutes**

Rosen Plaza Hotel  
9700 International Drive, Orlando, Florida  
December 3, 2001

**Attendees**

James Mehlretter, Acting Chair	Nick D'Andrea	Richard Browdy
Craig Parrino	Steven Corn	Nick D'Andrea
Steve Bassett	George Wiggins	Frank Quintana

**Objectives**

- To Identify and Discuss Remaining Product Approval System Issues in Proposed Rule 9B-72 and Florida Statute
- To Develop Recommendations to the Commission for Any Further Changes to the Proposed Rule
- To Receive Public Comment

**Overview**

The meeting was declared open at 3:10 p.m by Mr. Mehlretter, acting chair. Rick Dixon reviewed the meeting objectives and remaining product approval system issues. During the meeting, the Committee and attendees reviewed time lines for the product approval rule making process. Bulk submittal of certification agency listings, which was one of three remaining issues regarding the rule, was discussed at length. Discussions on the issue were not completed and the issue will need to be re-addressed, along with two other remaining issues.

**Committee Actions**

1. The meeting agenda and minutes from the November 5, 2001 were approved.
2. Time lines for the remaining rule making process were reviewed.

Comments:

- Hold a 9B-72 rule hearing in January 2002;
- Develop a matrix of comments from October, December, and January hearings after January hearing;
- Review comments at February Commission meeting;

**Motion:** A notice of proposed rule change should be noticed for a hearing at the February, 2002 Commission meeting. Parrino/Browdy

**Vote:** Two in favor, six against, the motion failed.

**Motion:** Staff should provide a draft of all proposed approved changes in a matrix tracking chart by the January meeting on the Monday prior to the Commission meeting. Time lines include an

additional rule adoption hearing in January; a matrix of changes and Commission

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review and approval in February; and a notice of proposed rule change hearing in March.

Bassett/Wiggins

**Vote:** Six in favor, one against, the motion carries.

3. There were lengthy discussions regarding how the Commission will include products listed by approved certification agencies for statewide use.

**Motion:** Include in the report to the Legislature a request for authority for the Commission to immediately approve listings as approved by approved certification agencies. Have legal staff research issue to determine if this is legally possible. Bassett/Corn

**Vote:** Three in favor, five against, motion fails.

**Motion:** Manufacturer or their designee to make application submittal to the Commission for approval of products (product line) for state-wide use. Parrino/Browdy

**Vote:** Three in favor, five against, the motion fails.

**Motion:** Revise rule language to approve certification agency listings approved by submittal date by electronic format. Bassett/

Lack of a second, motion dies.

**Motion:** Recommend the Commission request legislative authority to amend requirement for validation and submittal of listings for products listed by certification agencies. Bassett/Wiggins  
Motion withdrawn by Mr. Bassett.

**Motion:** Move to have the Commission reconsider the issue of certification agency submittals. Browdy/Parrino

**Vote:** Unanimously approved.

**Motion:** Recommend the Commission request legislative authority to amend requirement for validation and submittal of listings for products listed by certification agencies. Bassett/Corn

**Vote:** Five in favor, three against, the motion fails.

**Conclusion**

The meeting was adjourned at 5:55 p.m.