

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
OFFICE OF THE GENERAL COUNSEL

Proposed Rule: Is a SERC Required

Division: Professions

Rule: 61G20-1.001 State Building Code Adopted

Please remember to analyze the impact of the rule, NOT the statute, when completing this form.

I. Adverse Impact Determination

a. Economic? (Check all that apply.)

- Increased fees to be paid by licensee, applicant, registrant, etc.  
 Increased costs of doing business (equipment, software, etc.)  
 Increased personnel costs (additional employees, insurance, overtime, training, etc.)  
 Decreased opportunity for profit (limits on fees, scope of business/practice, ability to partner with others, etc.)

b. Non-economic? (Check all that apply.)

- Increased time and effort to comply (forms, tests, etc.)  
 Increased need for specialized knowledge (legal, technical, etc.)

If any of the above boxes are checked, answer "Yes," then continue to the next section. If no boxes are checked, answer "No," and skip to Section III below.  Yes  No

II. Small Business Determination

a. Are any of the affected entities a "small business?" (Check all that apply.)

- 200 or less **permanent full-time** employees;  
 Net worth less than \$5 million (including value of affiliates);  
 Independently owned and operated (NOT a subsidiary of another entity); **AND**,  
 Engaged in a commercial enterprise?

If **ALL** of the preceding boxes are checked, answer "Yes," and skip to Section III below.

If you did not check **ALL** of the above boxes, check "No," then continue to the next qualification.

Yes  No

b. Small Business Certification

Does any affected entity have Small Business Administration 8(a) certification?

Yes (see, [www.ccr.gov](http://www.ccr.gov))  No

If the answers to I and II are "Yes," the agency must prepare a SERC.

III. Regulatory Cost Increase Determination

Direct:

a. Increased Regulatory Cost:

b. Number of Entities Impacted: \_\_\_\_\_

c. Multiply a. times b.: 0

d. Is c. greater than \$200,000?  Yes  X

Indirect:

e. Any ascertainable indirect costs?  Yes  X

f. Amount of Indirect Cost: 0

g. Number of Entities Impacted: \_\_\_\_\_

h. Multiply g. times f.: 0

i. Is h. greater than \$200,000?  Yes  X

j. Is h. plus c. greater than \$200,000?  Yes  No

If the answer to d., i., or j. is "Yes," the agency must prepare a SERC.

**Note:** Any individual or entity involved with the construction activity is required to comply with the Florida Building Code. The number of individuals or entities impacted by the proposed update to the FBC and the direct and indirect costs are indeterminate. The number and the cost are primarily dependent upon the decision by consumers of construction services and products whether to proceed with projects using specific design criteria selected from several performance and prescriptive options of the FBC. However, with exception of the minimal engineering cost impact of the proposed update to the wood design values for the Southern Pine, 2x4s, No.2, the agency does not foresee that this rule will have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000. In fact, majority of the proposed changes will improve enforcement and implementation of the code, thus reducing cost of compliance to building construction.

Prepared By: Mo Madani

Date: August 16, 2012

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**To be certified by the agency head, if the agency is within the purview of the Governor; otherwise, certified by the agency's legal counsel or other appropriate person.**

Is a SERC required?  Yes  No

Name: \_\_\_\_\_  
(Print Name)

\_\_\_\_\_  
(Signature)

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Phone: \_\_\_\_\_