

**ACCESSIBILITY CODE WORKGROUP
REPORT TO THE FLORIDA BUILDING COMMISSION**



DECEMBER 7, 2009—MEETING V

ORLANDO, FLORIDA

FACILITATION, MEETING AND PROCESS DESIGN BY



CONSENSUS CENTER

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FLORIDA BUILDING COMMISSION
FLORIDA ACCESSIBILITY CODE WORKGROUP REPORT

OVERVIEW

The scope of the Workgroup is to develop recommendations for amending the Florida Accessibility Code for Building Construction once the US Department of Justice completes its adoption of the next generation of the ADA Accessibility Standards. The task is to integrate the relevant Florida standards in ss. 553.501-553.513, F.S., into the 2004 ADAAG as adopted by 28 CFR 36 (prospective). Although DOJ's process is not complete, the Workgroup will begin with the 2004 ADAAG and modify the new draft FACBC to reflect DOJ's amendments when those are available.

The process for developing the new Accessibility Code will be divided into major tasks as follows:

Task 1:

Integration of Florida standards located in the current Florida Accessibility Code into sections of the 2004 ADAAG that have a one for one parallel section.

Task 2:

Deciding what to do with Florida standards that are in sections/subsections of 1994 SAD that do not have a one for one parallel section in the 2004 ADAAG.

Task 3:

Integration of Florida standards into new sections in the 2004 ADAAG that have no parallel in the Florida Accessibility Code (e.g., recreational facilities).

Task 4:

Revising the draft Florida Accessibility Code based on the 2004 ADAAG for changes made by DOJ in its rule making.

Workgroup Adopted Project Strategy

The Workgroup voted unanimously, 18 - 0 in favor, to integrate all current Florida Specific requirements into the Proposed DOJ SAD (Standards for Accessible Design), June 2008, and concurrently evaluate and make recommendations on the Florida Specific requirements and ancillary topics, with recommendations forwarded to the Legislature for enhancements or removal of specific Florida requirements and ancillary issues.

At Meeting I the Workgroup was asked as a threshold question whether to proceed with consideration regarding integrating the Florida Specific requirements into the DOJ SAD, June 2008 or delay pending completion of rulemaking.

Workgroup Action:

Motion—The Workgroup voted* unanimously, 18 - 0 in favor, to move forward with developing the new Florida Accessibility Code without delay.

* *At the February 2, 2009 meeting.*

MEMBERS AND REPRESENTATION

Raul L. Rodriguez, AIA, Chair of the Florida Building Commission, made the following appointments to the Florida Accessibility Code Workgroup. Members are charged with representing their stakeholder group's interests, and working with other interest groups to develop consensus package(s) of recommendations for submittal to the Commission.

Donald Dawkins, Bemie Eustace, Kiko Franco, Skip Gregory, Jeff Gross, Jon Hamrick, Jack Humburg, Diana Ibarra, Julia Kates, Chris Masal, Sharon Mignardi, John O'Conner, Barbara Page, Catherine Powell, Ben Ritter, Larry Schneider, Jim Schock, and Steve Watson.

REPORT OF THE DECEMBER 7, 2009 MEETING

Opening and Meeting Attendance

The meeting started at 1:00 PM, and the following Workgroup members were present: Bemie Eustace, Jeff Gross, Jon Hamrick, Jack Humburg, Diana Ibarra, Julia Kates, J.W. Longman, Sharon Mignardi, Ben Ritter (Angel Watson alternate), Larry Schneider, Jim Schock, Shelly Siegal (Doug Brown alternate), and Randy Vann.

Members Absent:

Donald Dawkins, Kiko Franco, Skip Gregory, Chris Masal, John O'Conner, Barbara Page, Catherine Powell, Julie Shaw, Steve Watson, and Phillip Wisely.

DCA Staff Present

Rick Dixon, Bruce Ketcham, Jim Richmond, and Mary Kathryn Smith.

Meeting Facilitation

The meeting was facilitated by Jeff Blair from the FCRC Consensus Center at Florida State University. Information at: <http://consensus.fsu.edu/>



Project Webpage

Information on the project, including agenda packets, meeting reports, and related documents may be found in downloadable formats at the project webpage below:
<http://consensus.fsu.edu/FBC/accessibility-code.html>

Agenda Review and Approval

The Workgroup voted unanimously, 12 - 0 in favor, to approve the agenda as presented including the following objectives:

- ✓ To Approve Regular Procedural Topics (Agenda and Summary Report)
- ✓ To Review Proposed Integration of Florida Specific Requirements
- ✓ To Discuss and Evaluate Level of Acceptability of Proposed Integration of Florida Specific Requirements into SAD
- ✓ To Consider Public Comment
- ✓ To Identify Needed Next Steps and Agenda Items for Next Meeting

October 12, 2009 Facilitator's Summary Report Approval

Jeff Blair, Commission Facilitator, asked if any members had corrections or additions to the October 12, 2009 Report, and none were offered. The Workgroup voted unanimously, 12 - 0 in favor, to approve the October 12, 2009 Facilitator's Summary Report as presented.

Review and Discussion of Draft Integration of Florida Specific Requirements into SAD

- Review draft integration of remaining Parking requirements, s. 553.5041, F.S. and s. 553.511, F.S.
- Review draft integration of vertical accessibility requirements, s.553.509, F.S.
- Review draft integration of Florida Specific Requirements into the 2004 ADAAG

During Meeting I (February 2, 2009), The Workgroup voted unanimously to integrate all current Florida Specific requirements into the Proposed DOJ SAD, June 2008, "Proposed ADA Standards for Accessible Design".

During Meeting II (April 6, 2009) Members were requested to identify, discuss and evaluate a range of options regarding the integration of Florida Specific Requirements into SAD. For each of the Florida Specific Requirements, member's were asked to identify a range of potential options for the Workgroup to consider. A preliminary list of options were proposed by members as a pre-meeting assignment, and the Workgroup was requested to discuss and add any additional relevant options they deemed appropriate.

During Meeting III (August 10, 2009) members continued the process of reviewing options for the integration of Florida Specific Requirements into the Proposed DOJ SAD, June 2008. Members reviewed all of the remaining Florida Specific requirements except parking and vertical accessibility requirements. Staff will propose a draft integrating these provisions for member evaluation (remaining parking and vertical accessibility requirements).

During Meeting IV (October 12, 2009) members continued the process of reviewing options for the integration of Florida Specific Requirements into the Proposed DOJ SAD, June 2008. Members reviewed staff proposal for integration of Florida vertical accessibility requirements.

During Meeting V (December 7, 2009) members focused on the review of options for the integration of Florida Specific Requirements into the Proposed DOJ SAD, June 2008 for parking requirements. In addition, the Workgroup reviewed the integration of vertical accessibility requirements to ensure the integration accurately reflected the Workgroup's intent.

At the February 1, 2010 meeting (Meeting VI) members will review the "Draft Final Draft" to ensure the Florida Specific requirements are integrated into the Proposed DOJ SAD, June 2008 as agreed by the Workgroup.

Options voted in favor of and options with 75% or greater number of 4's and 3's in proportion to 2's and 1's shall be considered consensus recommendations. Members of the public were also invited to provide feedback and options for evaluation. Between meetings Workgroup members are requested to send their proposed options to Jeff Blair for compilation in the "Florida Specific Requirement Integration Draft".

The Draft Integration Document and other relevant project documents may be viewed or downloaded at the project webpage as follows: <http://consensus.fsu.edu/FBC/accessibility-code.html>
(Attachment 3—Workgroup Revisions to Draft Integration Document)

Discussion of Project Tasks and Identification of Assignments

Members were asked to review key project tasks and to identify any needed documents/information. In addition, members of the public were invited to provide comments on same.

General Public Comment

Members of the public were invited to provide the Workgroup with comments.

There were no general public comments provided. Members of the public were provided opportunities to speak on each of the substantive discussion issues before the Workgroup.

Adoption of Recommendations for Integration of FL Specific Requirements into SAD

The Workgroup will consider adoption of the package of recommendations for the integration of Florida Specific Requirements into the Proposed DOJ SAD, June 2008, once they have concluded evaluating all of the relevant requirements. The Workgroup is expected to approve the Draft Integration Document at the February 1, 2010 meeting.

Review of Workgroup Delivery and Meeting Schedule

The Workgroup's meeting schedule for 2009 and 2010 is as follows:

2009: February 2, April 6, August 10, October 12, and December 7, 2009.

2010: February 1, 2010.

Next Steps

Staff will prepare a draft integrating the adopted Florida Specific Requirements as revised by the Workgroup.

At the next meeting the Workgroup will review, evaluate and decide on integration of the Florida Specific requirements.

Assignments

Staff to prepare revised draft integrating Florida Specific Requirements into the Proposed ADA Standards for Accessible Design, and a guide (key) to comment locations.

Adjournment

The Workgroup voted unanimously, 12 – 0 in favor, to adjourn at 5:05 PM.