



**FLORIDA
BUILDING
COMMISSION**

"STRONGER CODES THROUGH SCIENCE AND CONSENSUS"



**FACILITATOR'S SUMMARY REPORT OF THE
20 JUNE 2023 FLORIDA BUILDING COMMISSION MEETING
WEB-BASED AND TELECONFERENCE VIRTUAL MEETING**

PROCESS DESIGN, CONSENSUS-BUILDING AND FACILITATION BY



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FLORIDA BUILDING COMMISSION
JUNE 20, 2023 FACILITATOR’S MEETING SUMMARY REPORT

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Florida Peninsula – From Space



FLORIDA BUILDING COMMISSION

JUNE 20, 2023 FACILITATOR'S MEETING SUMMARY REPORT



OVERVIEW OF COMMISSION'S KEY ACTIONS AND DECISIONS

TUESDAY, JUNE 20, 2023

I. PLENARY SESSION SUMMARY AND OVERVIEW

The Commission conducted their June 20, 2023 meeting virtually via webinar and teleconference. At the June meeting the Commission considered and decided on Chair's issues and recommendations, Executive Director's announcements, product and entity approvals, applications for accreditor and course approvals, accessibility waiver applications, and recommendations from the Commission's various committees. Specific actions included voting to: **1)** Approve the updated Workplan and Schedule for development of the 8th Edition (2023), Florida Building Code; **2)** Adopt the Commission's Fiscal Year 2022 – 2023 Annual Report (Report to 2024 Legislature), including Commission actions taken during the June 20, 2023 meeting, and to charge the Chair with reviewing and approving the Final Report prior to submittal to the Legislature and Governor; **3)** Accept the withdrawal of Modification #SP10413 and to retain the existing language in Chapter 4, Section 464.4.2.2 in the 7th Edition (2020) for inclusion in the 8th Edition (2023), Florida Building Code; **4)** Proceed with rule adoption for Rule 61G20-1.001(1), Florida Building Code Adopted, incorporating all approved amendments, and to delegate authority to Thomas Campbell to sign rulemaking documents on behalf of the Commission; **5)** Approve the 2023 - 2024 Annual Regulatory Plan as presented, and to authorize publication of the Plan by DBPR; and **6)** Accept the University of Florida's final report for the research project titled: *Survey and Investigation of Buildings Damaged by Hurricane Ian*.

(Attachment 1 — Meeting Evaluation Results)

II. CHAIR'S WELCOME

Chairman Schock welcomed the Commission, DBPR staff, and the public to the June 20, 2023 plenary session of the Florida Building Commission.

The Chair noted that in addition to considering regular procedural issues, updates, and reports, the primary task for the June 20, 2023 meeting was to conduct a rule workshop for Rule 61G20-1.001, F.A.C.

The Chair explained, as always the Commission would provide an opportunity for public comment on each of the Commission's substantive discussion topics. Chairman Schock expressed that if one wants to comment on a specific substantive Commission agenda item, they should wait until the

facilitator requests public comment and stacks a list of names at the appropriate times during the meeting. The Chair noted that public input is welcome, but should be offered before the Commission begins discussion or there is a formal motion on the floor.

III. COMMISSION ATTENDANCE

The following Commissioners participated in the June 20, 2023 web-based and teleconference virtual meeting:

Jim Schock (Chair), James Batts, Michael Bourré (Vice Chair), David Brown, David Compton, Jeff Gross, Rodney Hershberger, David John, Brian Langille, Grey Marker, Brad Schiffer, Fred Schilling, Brian Swope, Tim Tolbert, and Stephen Wilcox.

(15 of the 16 seated Commissioners attended — 94%).

Absent Commissioners:

Asael Marrero.

DBPR STAFF PARTICIPATING

Thomas Campbell, Sabrina Evans, Jim Hammers, Mo Madani, and Justin Vogel.

MEETING FACILITATION

Meetings are facilitated, and meeting reports prepared by Jeff Blair from Facilitated Solutions, LLC. Information at: <http://facilitatedsolutions.org>.



PROJECT WEBPAGE

Information on the Florida Building Commission project, including agenda packets, meeting reports, and related documents may be found at the Commission Webpage. Located at the following URL: <http://floridabuilding.org/c/default.aspx>

IV. AGENDA REVIEW AND APPROVAL

Following are the key agenda items approved for consideration:

- To Approve Regular Procedural Topics (Agenda and Minutes).
- To Consider/Decide on Chair’s Discussion Issues/Recommendations.
- To Consider/Decide on Executive Director Announcements and Discussions.
- To Receive Update Regarding the Florida Building Code, 8th Edition, (2023), Workplan.
- To Provide Comments for the Commission’s Rule Development Workshop for Rule 61G20-1.001, Florida Administrative Code.
- To Consider/Decide on Product Approval, DBPR, and Entity Approval.
- To Consider/Decide on Applications for Accreditor and Course Applications.
- To Consider/Decide on Accessibility Waiver Applications.
- To Receive a Legal Report Briefing.
- To Review and Approve 2023-2024 Annual Regulatory Plan.
- To Review and Accept the Final Draft Report for the Research Project titled “Survey and Investigation of Buildings Damaged by Hurricane Ian.”
- To Receive/Decide on Reports and Recommendations from Committees.
- To Hear Public Comment.
- To Identify Needed Next Steps, Assignments, and Agenda Items for Next Meeting (August 15, 2023 Web-Based and Teleconference Virtual Meeting).

Commission Action:

MOTION — The Commission voted unanimously, 15 - 0 in favor, to approve the agenda for the June 20, 2023 meeting as presented and posted.

Amendments to the Posted Agenda: There were no amendments offered to the posted agenda.

(Attachment 2 — June 20, 2023 Commission Agenda)

V. APPROVAL OF THE APRIL 11, 2023 MEETING MINUTES AND FACILITATOR’S SUMMARY REPORT AND MAY 10, 2023 MEETING MINUTES

The Chair asked whether there were any corrections or additions to the posted April 11, 2023 Meeting Minutes and/or Facilitator’s Summary Report and the May 10, 2023 Meeting Minutes that were posted electronically in advance of this meeting. There were none offered, and the Commission took the following action:

Commission Action:

MOTION — The Commission voted unanimously, 15 - 0 in favor, to approve the April 11, 2023 Meeting Minutes and Facilitator’s Summary Report and May 10, 2023 Meeting Minutes as posted/presented.

Amendments: There were no amendments offered to the meeting minutes.

VI. CHAIR'S DISCUSSION ISSUES AND RECOMMENDATIONS

TAC Appointments

- Chairman Schock appointed Commissioner Tolbert to the Code Administration TAC. The Chair thanked Tim for agreeing to serve.
- Chairman Schock appointed Commissioner Marrero to the Fire, Roofing, and Special Occupancy TACs. The Chair thanked Ace for agreeing to serve.

Updated Commission Milestones

The Chair reminded participants that the Updated Commission Milestones document (updated as of May 10, 2023) is linked to the June 20, 2023 FBC Agenda on the BCIS.

VII. EXECUTIVE DIRECTOR ANNOUNCEMENTS AND DISCUSSIONS

Tom Campbell, FBC Executive Director, briefed the Commission on the following issues:

A) Legislative Update – Bills Impacting Commission

Tom reported on Legislation from the 2023 Legislative Session signed into law and requiring the Commission to implement their provisions as follows:

HB 89 (Amending Section 553.79) Requiring local building code administrators, plans examiners, or inspectors to provide certain information identifying specific plan features not complying with the applicable codes, and prohibits the local enforcing agency from requiring substantive changes to the plans or specification after a permit has been issued.

SB 154 (Condominium and Cooperative Associations). By December 31, 2024, the Commission shall establish a building safety program for the implementation of this section in the Florida Building Code, Existing Building. The building inspection program must at minimum, include inspection criteria, testing protocols, standardized inspection and reporting forms that are adaptable to an electronic format, and record maintenance requirements for the local authority.

HB 327 (Fire Sprinkler System Projects) Provides for a simplified permitting process for certain fire sprinkler system projects.

HB 799 (Residential Wind-Loss Mitigation Study) Requires the Office of Insurance Regulation to conduct a Residential Wind-Loss Mitigation Study in consultation with DBPR and the Commission for FY 2023-2024 with a July 1, 2024 due date for the report. The report shall include evaluating the windstorm loss relativities for construction features, including, but not limited to, wind uplift prevention, methods and devices to prevent water intrusion through the tracks of sliding glass doors, and those that enhance roof strength; roof covering performance; roof-to-wall strength; wall-to-floor-to-foundation strength; opening protections; and window, door, and skylight strength. The study must include single-family and multifamily homes, mobile homes, and manufactured housing. In addition, the study must include, but need not be limited to, an analysis of developed hurricane loss data for hurricanes since June 1, 2018.

HB 869 (Energy Code Compliance Software) Amends Section 553.73 Section 8(e)(7) to provide if energy code compliance software is not approved by the Commission at least 3 months before the effective date of the Florida Building Code, the Commission may delay the effective date of the energy provisions of the Code for up to 3 additional months.

SB 1068 (Unmanned Aircraft Systems Act). Exemption for drone ports from the requirements of the Florida Building Code.

Tom noted that draft Code language for implementation of Legislative assignments was linked to the Agenda item, and explained that the plan is for the relevant TACs to meet and make recommendations to the Commission prior to the August Commission meeting. The Commission will conduct a rule workshop during the October meeting to adopt Code language for implementation of the 2023 Legislation.

B) Commission’s Annual Report to the Legislature

Chairman Schock reminded the Commission that each June the Commission reviews and approves the Commission’s Annual Report, and the plan as is done annually, with the Commission’s support and approval, is for the Chair to review and approve the final draft of the Annual Report including actions taken during the June 20, 2023 meeting, ensure completeness and accuracy, and approve the Final Report for submittal to the Legislature and Governor. Tom Campbell, FBC Executive Director, provided the Commission with an overview of the FY 2022-2023 Annual Report and responded to questions.

Following the opportunity provided for questions and answers, public comment, and Commission discussion, the Commission took the following actions:

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to adopt the Commission’s Fiscal Year 2022 – 2023 Annual Report (Report to 2024 Legislature), including Commission actions taken during the June 20, 2023 meeting, and to charge the Chair with reviewing and approving the Final Report prior to submittal to the Legislature and Governor.

C) Statement of Financial Interests Form 1 Reminder

Tom explained that Commissioners are required to annually file a Form 1 Statement of Financial Interests with the Commission on Ethics by July 1. Tom noted that commissioners should complete and send in the Form according to the instructions provided on the Form.

D) Future Commission Meeting Dates

Tom reported that the Commission’s next meeting will be August 15, 2023, and will be conducted as a web-based and teleconference virtual meeting. Following are the dates for the regular bimonthly Commission meetings scheduled for the remainder of 2023:

- October 17, 2023, Onsite, Marriott Courtyard Cocoa Beach/Cape Canaveral, Florida
- December 12, 2023, Web-Based and Teleconference Virtual Meeting

VIII. 8TH. EDITION (2023), FLORIDA BUILDING CODE WORKPLAN UPDATE

Mo Madani provided the Commission with an update on the Workplan and Schedule for development of the 2023 Code Update Process—8th. Edition (2023), Florida Building Code, and answered member questions. In addition, Mo noted that ICC Code prices for the 8th. Edition (2023), Florida Building Code were available and the list linked to the BCIS.

Following the opportunity provided for questions and answers, public comment, and Commission discussion, the Commission took the following action:

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to approve the updated Workplan and Schedule for development of the 8th Edition (2023), Florida Building Code.

(Attachment 5 — 2023 Code Update Workplan and Schedule)

IX. RULE DEVELOPMENT WORKSHOP ON THE 8TH EDITION (2023) FLORIDA BUILDING CODE

The Chair indicated that the Commission conducted a Rule Development Workshop on the 8th Edition (2023), Florida Building Code on March 14, 2023 and decided on the TACs' recommendations on public comments submitted regarding the Commission's adopted 8th Edition (2023), and voted to proceed with rule adoption for Rule 61G20-1.001(1), Florida Building Code Adopted, incorporating all approved amendments. On May 10, 2023 the Commission conducted an additional rule workshop on the Code and voted to update ICC 500 and ICC 600 to the 2020 editions in the 8th Edition (2023) Florida Building Code.

The Chair explained that during the June 20, 2023 Workshop the Commission was asked to accept the proponent's request to withdraw Modification #SP10413 on the basis that it conflicts with Chapter 59A-36.025 (ACHA Rules for Emergency Environmental Control for Assisted Living Facilities) and to retain the existing language in Chapter 4, Section 464.4.2.2 in the 7th Edition (2020) for inclusion in the 8th Edition (2023), Florida Building Code.

The Special Occupancy TAC met on June 12, 2023 and recommended the Commission accept the withdrawal and retain the existing language of Chapter 4, Section 464.4.2.2 from the 7th Edition (2020).

The Chair stated that the Commission was strongly advised for procedural, logistical, and legal reasons to only consider comments that are editorial or correlation fixes, or correct conflicts between codes, rules, or statutes for the Draft 8th Edition. The requested withdrawal of the modification is consistent with this restriction on whether to consider making changes to the Draft Code during the rule workshop.

Following the opportunity provided for questions and answers, public comment, and Commission discussion, the Commission took the following actions:

Commission Actions:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to accept the withdrawal of Modification #SP10413 and to retain the existing language in Chapter 4, Section 464.4.2.2 in the 7th Edition (2020) for inclusion in the 8th Edition (2023), Florida Building Code.

MOTION — The Commission voted unanimously, 15 – 0 in favor, to proceed with rule adoption for Rule 61G20-1.001(1), Florida Building Code Adopted, incorporating all approved amendments, and to delegate authority to Thomas Campbell to sign rulemaking documents on behalf of the Commission

X. CONSIDERATION OF APPLICATIONS FOR PRODUCT AND ENTITY APPROVAL

Commissioner Hershberger presented the Product Approval Oversight Committee's recommendations for entities and product approvals on the consent agenda for approval.

Commission Actions on the Consent Agendas for Approval:

MOTION — The Commission voted unanimously, 15 - 0 in favor, to approve the consent agenda of product approval entities (6) as posted/presented.

MOTION — The Commission voted unanimously, 15 - 0 in favor, to approve the consent agenda of products (163) recommended for approval to the 2020 Code as posted/presented.

Commission Actions Regarding Product Approval Applications With Comments — 2020 Code:

MOTION — The Commission voted unanimously, 15 - 0 in favor, to approve FL 41967, FL 42039, and FL 42076.

MOTION — The Commission voted unanimously, 15 - 0 in favor, to conditionally approve FL 18397 to allow the applicant to add a note to clarify the typical anchor type on sheet 7A of the drawing of SMI and LM.

Commission Actions Regarding DBPR Applications:

There was no Commission action required regarding the June 2023 DBPR Applications. The complete results of Commission decisions regarding applications for product and entity approvals are available on the BCIS. (*See BCIS Website for Linked Committee Report*)

XI. CONSIDER APPLICATIONS FOR ACCREDITOR AND COURSE APPROVAL

Commissioner Bourré presented the applications, and the Commission reviewed and decided on the accreditor and course applications submitted for their consideration as follows:

Commission Actions:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to approve advanced accredited course numbers: 1127.0, 1132.0, and 1133.0.

MOTION — The Commission voted unanimously, 15 – 0 in favor, to conditionally approve advanced accredited course number: 1128.0.

XII. ACCESSIBILITY WAIVER APPLICATIONS

Justin Vogel, Accessibility Advisory Council legal advisor, presented the Accessibility Advisory Council's recommendations for the waiver applications, and the Commission reviewed and decided on the waiver application submitted for their consideration.

Commission Actions Regarding Accessibility Waiver Applications:

A. Alami New Generation 2 LLC -Waiver 609- 24 S Orange Ave, Orlando 32801

MOTION — The Commission voted unanimously, 15 – 0 in favor, to grant the waiver for vertical accessibility to second floor to the extent it has been made necessary.

B. Arena Properties LLC- Waiver 605- 532 N. Miami Ave., Miami 33136

MOTION — The Commission voted unanimously, 15 – 0 in favor, to grant the waiver for vertical accessibility to the second floor on the grounds of technical infeasibility.

C. Americano Studio- Waiver 592- 2920 NW 7 ST, Miami 33125

MOTION — The Commission voted unanimously, 15 – 0 in favor, to grant the waiver for vertical accessibility to the second floor on the grounds of economic hardship.

XIII. LEGAL REPORT

Justin Vogel, Commission Legal Counsel, updated the Commission on outstanding legal matters relevant to the Commission.

Annual Regulatory Plan

The Annual Regulatory Plan is a list of the statutory provisions impacting the Commission’s duties or authorities, and indicates whether rulemaking is required in order to implement the provisions, and if so indicating whether a notice of development and/or notice of proposed rulemaking has been published, and the corresponding schedule. For FY 2023 – 2024 the following will be included in the Annual Regulatory Plan:

- Development of the 8th Edition (2023), Florida Building Code requires rulemaking (Rule 61G20-1.001);
- HB 89 requires rulemaking (Rule 61G20-1.001);
- HB 327 requires rulemaking (Rule 61G20-1.001);
- HB 799 no rulemaking required;
- HB 869 no rulemaking required;
- SB 154 requires rulemaking (Rule 61G20-1.001); and
- SB 1068 requires rulemaking (Rule 61G20-1.001).

Following the opportunity provided for questions and answers, public comment, and Commission discussion, the Commission took the following action:

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to approve the 2023 - 2024 Annual Regulatory Plan as presented, and to authorize publication of the Plan by DBPR.

XIV. FINAL REPORT FOR THE RESEARCH PROJECT TITLED: SURVEY AND INVESTIGATION OF BUILDINGS DAMAGED BY HURRICANE IAN

Chairman Schock stated that the Florida Building Commission has continuously assessed building systems and component failures identified after major storms since its inception in 1998, and in response has funded research to strengthen the Code’s effectiveness against wind and water intrusion based on these assessments. Each year the Commission’s Hurricane Research Advisory Committee evaluates research proposals related to enhancing the wind and water intrusion provisions of the Code and provides the Commission with their recommended research project priorities for funding. The Commission remains committed to this effort.

Hurricane Ian made landfall in Florida on September 29, 2022 along the southwestern coast of Florida near Cayo Costa as a powerful Category 4 storm. In order to evaluate the Code's effectiveness against wind and water intrusion, the Commission has an ongoing contract with the University of Florida (UF) to conduct building damage assessment surveys of hurricanes impacting Florida.

At the October 2022 meeting Dr. David Prevatt from the University of Florida provided an update regarding UF's preliminary assessment of building damage caused by Hurricane Ian. At the December 2022 meeting David provided further details regarding UF's assessment of building damage caused by Hurricane Ian, and at the May 10, 2023 meeting he provided an overview of the interim report for the research project.

During the June 20, 2023 meeting Dr. David Prevatt from the University of Florida and Dr. David Roueche from Auburn University provided the Commission with an overview of the final report for the research project titled: *Survey and Investigation of Buildings Damaged by Hurricane Ian*.

Following the opportunity provided for questions and answers, public comment, and Commission discussion, the Commission took the following action:

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to accept the University of Florida's final report for the research project titled: *Survey and Investigation of Buildings Damaged by Hurricane Ian*.

XV. COMMITTEE REPORTS AND RECOMMENDATIONS

Chairman Schock requested TAC and POC chairs to confine their reports to a brief summary of any key recommendations, emphasizing any issues requiring an action from the Commission. The Chair requested if the TAC/POC requires Commission action, to frame the needed action in the form of a proposed motion to ensure that the Commission understands exactly what the TACs' and/or POCs' are recommending, and the specific action requested of the Commission. Acceptance of a committee report does not approve any recommendations contained within the report, and all specific recommendations must be considered by separate motions. Committee reports are linked to the Commission's June 20, 2023 Agenda on the BCIS.

Education POC

Commissioner Bourré presented the POC's report and any recommendations.

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to accept the POC's report as presented/posted (June 7, 2023).

Existing Building Inspection Workgroup

Jeff Blair presented the Workgroup's reports and any recommendations.

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to accept the Workgroup's reports as presented/posted (April 27, 2023 and June 6, 2023).

Hurricane Research Advisory Committee

Jeff Blair presented the HRAC's report and any recommendations.

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to accept the HRAC's report as presented/posted (June 16, 2023).

Product Approval POC

Commissioner Hershberger presented the TAC's report and any recommendations.

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to accept the POC's report and Facilitator's Summary Report as presented/posted (June 8 2023).

Residential Construction Cost Impact Workgroup

Mo Madani presented the Workgroup's report and any recommendations.

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to accept the Workgroup's report as presented/posted (May 10, 2023).

Roofing TAC

Commissioner Swope presented the TAC's report and any recommendations.

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to accept the TAC's report as presented/posted (May 10, 2023).

Special Occupancy TAC

Mo Madani presented the TAC's reports and any recommendations.

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to accept the TAC's reports as presented/posted (May 10, 2023 and June 12, 2023).

Structural TAC

Commissioner Compton presented the TAC's reports and any recommendations.

Commission Action:

MOTION — The Commission voted unanimously, 15 – 0 in favor, to accept the TAC's reports as presented/posted (May 10, 2023 and June 16, 2023).

XVI. COMMISSION MEMBER COMMENTS AND ISSUES

Chair Schock invited Commission members to offer any general comments to the Commission, or identify any issues or agenda items for the next Commission meeting.

Commissioner Comments:

- None were offered.

XVII. GENERAL PUBLIC COMMENT

Members of the public were offered an opportunity to provide comment during each of the Commission's substantive discussion agenda items. In addition, Chair Schock invited members of the public to address the Commission on any issues under the Commission's purview.

Public Comments:

- Arleen Stewart, Energy Code Circuit Rider: Asked whether staff will be communicating with approved Energy Code compliance software vendors to notify them of the deadline for having their software available for the Updated Code? She noted there may be funding to assist them from the Inflation Reduction Act.
- Arleen Stewart further requested that staff communicate with the State of Florida Energy Office regarding further funding allocations to potentially assist the Energy Code compliance software vendors.
- Mo Madani, DBPR Staff: Stated that since January, staff has been and continues to be, in close communication and coordination with the approved Florida Energy Code compliance software vendors.

XVIII. NEXT COMMISSION MEETING OVERVIEW AND ASSIGNMENTS

The August 15, 2023 meeting will focus on the Commission's regular procedural and substantive issues, any rule development initiatives, and if requested a Rule Adoption Hearing (Rule 61G20-1.001) on the Commission's Draft 8th Edition (2023), Florida Building Code. The August meeting will be conducted as a web-based and teleconference virtual meeting.

(Attachment 5 — Commission Meeting Schedule)

STAFF ASSIGNMENTS FROM THE JUNE 20, 2023 COMMISSION MEETING

There were no specific assignments not handled through the meeting's agenda items.

ADJOURNMENT

The Chair thanked Commission members, staff and the public for their participation, and adjourned the meeting at 10:18 am on Tuesday, June 20, 2023.

ATTACHMENT 1
FLORIDA BUILDING COMMISSION MEETING EVALUATION RESULTS

JUNE 20 2023 — VIRTUAL WEBINAR TELECONFERENCE MEETING

Average rank using a 0 to 10 scale, where 0 means totally disagree and 10 means totally agree.

Number of Respondents: 9 of 15 (60% response rate) Commissioners participating in the meeting completed meeting evaluations.

1. OVERALL MEETING ASSESSMENT.

- 9.90 The background information was very useful.
- 9.90 The agenda packet was very useful.
- 10.0 The objectives for the meeting were stated at the outset.
- 10.0 Overall, the objectives of the meeting were fully achieved.

2. COMMISSIONERS LEVEL OF AGREEMENT THAT THE MEETING OBJECTIVES WERE ACHIEVED.

- 10.0 Chair's Discussion Issues/Recommendations.
- 9.90 Executive Director's Announcements and Discussions including FBC Annual Report.
- 9.90 8th Edition (2022) Workplan Approval.
- 10.0 Rule Development Workshop for Rule 61G20-1.001 Decisions.
- 10.0 Applications for Products and Product Approval Entities Approvals.
- 10.0 Applications for Accreditor and Course Approvals.
- 10.0 Accessibility Waiver Applications.
- 9.80 Legal Report.
- 9.90 Annual Regulatory Plan Approval.
- 9.70 Survey and Investigation of Buildings Damaged by Hurricane Ian Report Approval.
- 9.90 TAC, POC, Committee, and Workgroup Reports and Recommendations.

3. HOW WELL THE FACILITATOR HELPED THE COMMISSIONERS ENGAGE IN THE MEETING.

- 10.0 The members followed the direction of the Facilitator.
- 10.0 The Facilitator made sure the concerns of all members were heard.
- 10.0 The Facilitator helped us arrange our time well.
- 10.0 Commission actions were documented accurately in previous meeting's Facilitator's Report.

4. COMMISSIONERS LEVEL OF SATISFACTION WITH THE MEETING.

- 9.90 Overall, I am very satisfied with the meeting.
- 9.90 I was very satisfied with the services provided by the Facilitator.
- 9.90 I am satisfied with the outcome of the meeting.

5. HOW WELL THE NEXT STEPS WERE COMMUNICATED.

- 10.0 I know what the next steps following this meeting will be.
- 10.0 I know who is responsible for the next steps.

6. WHAT COMMISSIONERS LIKED BEST ABOUT THE MEETING.

- Good meeting.
- The Hurricane Ian Report.
- Everything. Extremely well run meeting. Very professional.
- As always, I really appreciate how Jeff ran the meeting and was cognizant of our time. Even with the technical difficulties, I like the way the Ian Report was handled and was given. Job well done!
- Flows very smoothly.

7. COMMENTS REGARDING HOW THE MEETING COULD HAVE BEEN IMPROVED.

- Presentation from UF on Hurricane Ian. Even though they got through the technical issues, the presenter went over many items they covered the last time they were before us.
- It's perfect the way it is!
- For future meetings, I would suggest that if there is an outside presenter, communications are checked before the meeting starts (i.e., the Hurricane Ian report). Not sure why a PhD from UF couldn't get his audio to work lol!
- I have been in meetings that were nowhere as organized as this is. I am happy with it.

ATTACHMENT 2
JUNE 20, 2023 MEETING AGENDA

FLORIDA BUILDING COMMISSION
PLenary Session
WEB-BASED AND TELECONFERENCE VIRTUAL MEETING

MEETING OBJECTIVES

- To Approve Regular Procedural Topics (Agenda and Minutes).
- To Consider/Decide on Chair’s Discussion Issues/Recommendations.
- To Consider/Decide on Executive Director Announcements and Discussions.
- To Receive Update Regarding the Florida Building Code, 8th Edition, (2023), Workplan.
- To Provide Comments for the Commission’s Rule Development Workshop for Rule 61G20-1.001, Florida Administrative Code.
- To Consider/Decide on Product Approval, DBPR, and Entity Approval.
- To Consider/Decide on Applications for Accreditor and Course Applications.
- To Consider/Decide on Accessibility Waiver Applications.
- To Receive a Legal Report Briefing.
- To Review and Approve 2023-2024 Annual Regulatory Plan.
- To Review and Accept the Final Report for the Research Project titled “Survey and Investigation of Buildings Damaged by Hurricane Ian.”
- To Receive/Decide on Reports and Recommendations from Committees.
- To Hear Public Comment.
- To Identify Needed Next Steps, Assignments, and Agenda Items for Next Meeting (August 15, 2023 Web-Based and Teleconference Virtual Meeting).

COMMISSION & COMMITTEES — ON SITE & WEBINAR/TELECONFERENCE MEETINGS

April 25, 2023	10:00am	Structural TAC
April 27, 2023	10:00am	Existing Building Inspection Workgroup
May 10, 2023	1:00pm	Residential Construction Cost Impact Workgroup
May 10, 2023	1:00pm	Roofing TAC
May 10, 2023	1:00pm	Special Occupancy TAC
May 10, 2023	1:00pm	Structural TAC
May 10, 2023	2:30pm	Florida Building Commission
June 6, 2023	8:30am	Existing Building Inspection Workgroup
June 7, 2023	9:00am	Education Program Oversight Committee
June 8, 2023	10:00am	Product Approval Program Oversight Committee
June 8, 2023	2:00pm	Accessibility Advisory Council
June 12, 2023	10:00am	Special Occupancy TAC
June 16, 2023	10:00am	Structural TAC

June 16, 2023	1:00pm	Hurricane Research Advisory Committee

MEETING AGENDA — JUNE 20, 2023

All Agenda Times—Including Adjournment—Are Approximate and Subject to Change

8:30a.m.	1.)	Welcome and Opening, Roll Call
	2.)	Review and Approval of Meeting Agenda
	3.)	Review and Approval of the March 14, 2023 Meeting Minutes and Facilitator’s Summary Report and May 10, 2023 Meeting Minutes
	4.)	Chair’s Discussion Issues TAC Appointments: Updated Commission Milestones:
	5.)	Executive Director Announcements and Discussions Draft Annual Report Bills: HB 89, SB 154, HB 327, HB 799, HB 869, SB 1068, Draft Code Language. Future Meetings: August 15, 2023-Virtual Meeting October 17, 2023-Onsite, TBD December 12, 2023-Virtual Meeting
	6.)	Florida Building Code, 8th Edition, (2023) Update – Workplan Status
	7.)	Rule Workshop for Rule 61G20-1.001, Florida Administrative Code
	8.)	Applications for Product (2020) and Entity Approval
	9.)	Applications for Accreditor and Course Approval
	10.)	Applications for Waiver from Accessibility Requirements 1) Alami New Generation 2 LLCC -Waiver 609- 24 S Orange Ave, Orlando 32801-Issue: Vertical Accessibility to the second floor. Staff Analysis 2) Arena Properties LLC- Waiver 605- 532 N. Miami Ave., Miami 33136- Issue: Vertical Accessibility to the second floor. Staff Analysis 3) Americano Studio- Waiver 592- 2920 NW 7 ST, Miami 33125- Issue: Vertical Accessibility to the second floor. Staff Analysis
	11.)	Legal Report 2023-2024 Annual Regulatory Plan
	12.)	Final Report for the Research Project Titled: <i>Survey and Investigation of Buildings Damaged by Hurricane Ian</i>
	13.)	Committee Reports A. Education Program Oversight Committee (June 7, 2023) B. Existing Building Inspection Workgroup (April 27, 2023 and June 6, 2023) C. Hurricane Research Advisory Committee (June 16, 2023) D. Product Approval Program Oversight Committee Facilitators Report (June 8, 2023) E. Residential Construction Cost Impact Workgroup (May 10, 2023) F. Roofing Technical Advisory Committee (May 10, 2023) G. Special Occupancy Technical Advisory Committee (May 10, 2023 and June 12, 2023) H. Structural Technical Advisory Committee (April 25, May 10, 2023 and June 16, 2023)
	14.)	Commissioner Comment
	15.)	Public Comment
	16.)	Adjourn Commission Plenary Session

ATTACHMENT 3
KEY TO COMMON ACRONYMS

ACRONYM	DEFINITION
ADA	Americans With Disabilities Act
ADAAG	ADA Accessibility Guidelines for Buildings and Facilities
BCSA	Florida Building Code System Assessment
BOAF	Building Officials Association of Florida
DACS or FDACS	Florida Department of Agriculture and Consumer Services
DBPR	Department of Business and Professional Regulations
DCA	Department of Community Affairs (Abolished 2011)
DEP or FDEP	Florida Department of Environmental Protection
DOH or FDOH	Florida Department of Health
DOJ	U.S. Department of Justice
EPA	U.S. Environmental Protection Agency
FACBC	Florida Accessibility Code for Building Construction
FAR	Florida Administrative Register (previously FAW)
FBC	Florida Building Code
FBC	Florida Building Commission
FECC	Florida Energy and Conservation Code
IBC	International Building Code
ICC	International Code Council
POC	Program Oversight Committee (Education and Product Approval)
SAD	ADA Standards for Accessibility Design
TAC	Technical Advisory Committee

ATTACHMENT 4

FLORIDA BUILDING COMMISSION HISTORY AND OVERVIEW

HISTORY

Following Hurricane Andrew in 1992 and Hurricane Opal in 1995, Florida experienced record-breaking insurance losses resulting in a crisis affecting every homeowner in the state. The Governor appointed a Building Code Study Commission, and the Florida Conflict Resolution Consortium designed and facilitated a two-year study and deliberation process with the 28 members representing a range of interests in the public and private sectors, through which the Commission evaluated the building code system.

The study revealed that building code adoption and enforcement was inconsistent throughout the state and even local codes thought to be the strongest proved inadequate when tested by major hurricane events. The consequences were devastation to lives and economies and a statewide property insurance crisis. The Commission recommended reform of the state building construction system which placed emphasis on uniformity and accountability. The Study Commission recommended a Florida Building Code System comprised of *Five Foundations for a Better Built Environment* described as: I. The Code; II. The Commission; III. Local Administration of the Code; IV. Strengthening Compliance and Enforcement; and, V. Product Approval.

The Legislature enacted the consensus recommendations into law in 1998. In late 1998, the FCRC Consensus Center at Florida State University was asked by the Commission's chair to assist the newly created Florida Building Commission in its effort to build consensus for a uniform building code proposal. A comprehensive and transparent consensus building process was put in place that included designing and facilitating meetings of 12 balanced technical advisory groups of 11 members each appointed by the Commission, as well as the Commission's meetings. Facilitated Solutions, LLC continues to work with the Commission by providing facilitation and consensus-building services using the same process and facilitator.

OVERVIEW

COMMISSION REPRESENTATION. The Florida Building Commission has consisted of as many as 27 members, and since January 1, 2021 is a 19-member building construction industry representative stakeholder group who successfully created, implemented, maintains, and updates the new statewide Florida Building Code. The Commission is comprised of 19 members appointed by the Governor to represent specific stakeholder groups. They are as follows: three municipal, county, or district code officials; an architect; a persons with disabilities representative; a structural engineer; an air conditioning or mechanical contractor, or mechanical engineer; an electrical contractor or electrical engineer; a manufactured buildings industry representative; a building products manufacturing industry representative; an insurance industry representative; a certified general or building contractor; a certified residential contractor; a plumbing contractor; a roofing or sheet metal contractor; a swimming pool contractor; a building products manufacturing industry representative; a natural gas system distribution representative; and the Governor's Chief Resilience Officer or designee.

CONSENSUS PROCESS. The Florida Building Commission (FBC) seeks to develop consensus decisions on its recommendations and policy decisions. General consensus is a participatory process whereby, on matters of substance, the members strive for agreements which all of the members can accept, support, live with or agree not to oppose. In instances where, after vigorously exploring possible ways to enhance the members' support for the final decision on substantive decisions, and the Commission finds that 100 percent acceptance or support is not achievable, final decisions require at least 75 percent favorable vote of all members present and voting. This super majority decision rule underscores the importance of actively developing consensus throughout the process on substantive issues with the participation of all members and which all can live with and support.

The Commission's consensus process is conducted as an open public process with multiple opportunities for the public to provide input to the Commission on substantive issues. At each Commission meeting, the public is invited to speak during the public comment opportunity provided for each substantive issue under consideration, as well as general public comment periods provided at the end of each meeting. In addition, most substantive issues before the Commission go through a technical advisory committee review or workgroup process where consensus recommendations are developed by appointed representative stakeholder interests, providing extensive opportunities for public input. In addition many of the Commission's decisions require rule development to implement, affording additional entry points for public input.

Since its formation in July of 1998, the Commission has demonstrated a commitment to working with affected interests to build consensus on complex issues. The adoption of the first edition of the Florida Building Code (2001 Edition), developed from September 1998 through January of 2001, involved 27 Commission meetings, dozens of facilitated public workshops and hundreds of TAC meetings. The Commission has consistently worked with all affected interests to build the best possible consensus-based decisions for the citizens of Florida. Through its committees and workgroups comprised of experts, the Commission has always developed its decisions based on the results of the best engineering and science available. Since 1999 the Commission has convened 70 special issue stakeholder workgroups to develop broad based consensus recommendations on issues of concern to stakeholders. Although the Code is by law a minimum building code, the Florida Building Code is the strongest consensus and science based building code in the country. The Insurance Institute for Business and Home Safety (IBHS) ranked the Florida Building Code as number one in their 2012, 2018, and 2021 assessments of residential building code enforcement systems for life safety and property protection in hurricane prone regions.

In summary, the Florida Building Commission provides a forum for stakeholders representing key interests to participate in a consensus-building process where issues affecting the construction industry are discussed and evaluated on their technical merits and cost-benefits to the citizens of the State of Florida. In addition, as a result of the Commission's proven consensus-building process and success in developing consensus on tough issues, the Florida Legislature frequently assigns policy issues to the Commission for evaluation and implementation.

ATTACHMENT 5
COMMISSION’S UPDATED MEETING SCHEDULE AND
2023 CODE UPDATE WORKPLAN
UPDATED JUNE 20, 2023

COMMISSION MEETING DATES FOR 2023

1) February 7, 2023	Web-Based and Teleconference Virtual Meeting
2) March 14, 2023	Onsite, Westin Lake Mary, Florida
3) April 11, 2023	Web-Based and Teleconference Virtual Meeting
4) June 20, 2023	Onsite or Virtual, TBD
5) August 15, 2023	Web-Based and Teleconference Virtual Meeting
6) October 17, 2023	Onsite, Marriott Courtyard Cocoa Beach/Cape Canaveral, Florida
7) December 12, 2023	Web-Based and Teleconference Virtual Meeting

COMMISSION’S 2023 CODE UPDATE DEVELOPMENT WORKPLAN

8TH EDITION (2023) FBC CODE UPDATE DEVELOPMENT TASKS

8TH EDITION (2023) UPDATE TO THE FLORIDA BUILDING CODE—	
TASKS	SCHEDULE
<i>Selection of the model codes:</i>	
2020 NEC published and available to the public;	08/25/2019
2021 International Codes published and available to the public;	January 2021
Commission selects 2021 I Codes “model codes” and 2020 NEC to conduct its review	2/9/2021 Completed
<i>Review of the model code changes:</i>	
In coordination with ICC, staff post complete listing of the code changes to the I Codes online	2/25/2021 Completed
Staff post on Commission website/Building Code Information System (BCIS) analysis of the 2021 I-Code change to provide for identification of the following: <ul style="list-style-type: none"> • Provisions which overlap with the provisions of the FBC • Provisions which correlate directly with the provisions of the FBC • Provisions which provide for energy efficiency standards that meet or exceed the national energy standards mandated by Title III of the Energy Conservation and Protection Act • Provisions which are necessary to maintain eligibility for federal funding and discounts from the National Flood Insurance Program, the Federal Emergency management Agency, or the United States Department of Housing and Urban Development 	5/17/2021 Completed
Residential Construction Cost Impact Workgroup (RCCIWG) reviews the 2021 changes to the International Residential Code (IRC) and provides comments to the Commission’s TACs on impactful code changes.	6/29/2021 Completed
RCCIWG meeting – Conference call/Webinar	
45 day public review and comment period ends (By Rule -45 day min before TAC review)	7/1/2021 Completed

Staff post on Commission website analysis of the 2021 I-Code changes with public comments (Tracking Charts and code change monographs)	8/2/2021 Completed
TACs review the 2021 changes to the I Codes and make recommendations to the Commission regarding those changes as follows: That the Commission rejects certain model code provisions by consent agenda. <ul style="list-style-type: none"> (Due to such issues as being unnecessary, negatively impacting the level of public health, safety, or general welfare provided by an existing Florida Building Code provision, diminishing the requirements of provisions related to wind resistance or water intrusion, unnecessarily imposing additional costs, or potentially requiring modification or further investigation before being adopted for use in this state) That the Commission approves certain model code provisions by consent agenda. <ul style="list-style-type: none"> (When considering whether to recommend inclusion on a consent agenda for approval, the TACs shall consider such criteria as whether the model code provisions are editorial or organizational in nature, correct an error, provide clarification, provide for alternative design methods, improve the effectiveness of the code, are uncontroversial to affected stakeholders, or are required by law.) That the Commission approve or reject certain model code provisions after considering them individually. <ul style="list-style-type: none"> (When recommending individual consideration of model code updates, the TACs shall consider such criteria as whether the update has the potential to impose significant costs, cause confusion or regulatory difficulty, may be unnecessary, is highly controversial to affected stakeholders, or requires further evaluation.) TACs meetings – on site - TBD	9/22-30/2021 and 10/1-7/2021 Completed
Staff post TACs' recommendations online for further public review	10/15/2021 Completed
Deadline for requesting amendments (2021 I-Codes changes) to be pulled of the consent agenda for individual consideration	11/19/2021 Completed
Commission considers TACs' recommendations regarding the latest changes to the model codes - on site meeting (TBD)	12/14-15/2021 Completed
Staff post Commission's recommendations online	1/3/2022 Completed
<i>Proposed modification to the foundation code and Commission's approved I-Codes changes</i>	
Period for public to propose modifications to the 7 th Edition (2020) FBC and the Commission's approved I-Codes changes	1/4/2022 – 2/15/2022 Completed
Proposed amendments reviewed by staff and posted to the Commission website	3/3/2022 Completed
1 st 45 day comment period ends (<i>By law -45 day min before TAC review</i>)	4/17/2022
Staff post on Commission website proposed code changes (Tracking Charts and Detail Reports) Staff assign TAC members specific proposed code change for review in advance of the TAC meetings in June	5/2/2022 Completed Completed
TACs consider proposed modifications (1 st 45 day comment period) TACs meetings - 4-day on-site meetings	6/20-24/2022 Completed
TACs recommendations posted to the website Starting date for the 2 nd 45 day comment period	7/13/2022 Completed
Residential Construction Cost Impact Workgroup (RCCIWG) reviews the TACs'	08/17/22

recommendations with regard to the proposed modifications to the Florida Residential Code (FRC) and provides comments to the <u>TACs</u> /Commission on impactful code changes. RCCIWG Virtual Meeting	Completed
2 nd 45 day comment period ends (<i>by law – 45 day min before Commission review</i>)	8/26/2022
Staff post on Commission website proposed code changes with comments (Tracking Chats and Details Reports)	9/21/2022 Completed
TACs consider public comments on their actions on the proposed mods TACs meetings – 6-day meetings [5-day on-site and 1 – day via conference/webinar]	10/6-13/2022 Completed
Staff post on Commission website TACs consideration of public comments	11/10/2022 Completed
Deadline for requesting amendments to be pulled off consent agendas for individual consideration	11/22/2022 Completed
Commission considers TAC recommendations (2 nd 45 day comment period) Commission – 1-day meeting	12/13/2022 Completed
8 th Edition (2023) FBC (7 th Edition (2020) FBC, Florida Supplement and Commission’s approved I Codes) posted online	12/20/2022
Provide Supplements to ICC for integration into the 7th Edition (2020) FBC	
Deadline for submitting comments on the Draft 8th. Edition (2023) update to the FBC (Supplements plus 7th. Edition (2020) FBC)	January 31, 2023
TACs review comments to Rule Development Workshop of March 14, 2023 and make recommendations to the Commission TACs meetings - 3-days of conference call/webinar meetings	2/21 - 24/2023 Completed
Rule Development Workshop Commission – 1-day meeting	March 14, 2023 Completed
Rule Development Workshop To review comment requesting consideration of the latest editions of ICC 500 and ICC 600 for inclusion in the 2023 update to the FBC Meetings - Conference call/webinar/concurrently – in the afternoon Appropriate TACs (Roofing, Structural and Special Occupancy) Residential Construction Cost Impact Workgroup (RCCIWG) Florida Building Commission – Conference call/webinar – in the afternoon	May 10, 2023 Completed
Integrated Draft 8 th . Edition (2023) FBC – Posted online	May 22, 2023
Rule Development Workshop To review comment requesting withdrawal of Modification # SP10413 to retain the existing language of Chapter 4, Section 464.4.2.2 in the 7 th . Edition (2020) for inclusion in the 8 th . Edition (2023), Florida Building Code. Special Occupancy TAC meeting – June 12, 2023 (Conference call/webinar)	June 20, 2023
Hearing on 8 th . Edition (2023) FBC to consider received comments	TBD
Final Rule Hearing on 8 th . Edition (2023) FBC/Commission approves final version of Code 8 th . Edition (2023) Florida Fire Prevention Code available in final format	TBD
Rule Submitted to Secretary of State and Supplement/Integrated posted online – subject to addressing all JAPC’s concerns	TBD
Final FBC -PDF posted	TBD
Printed Code available - subject to negotiation with ICC	TBD
2023 FBC (8th. Edition) effective date (6 – months after publication)	12/31/2023
553.73(7)(e) A rule updating the Florida Building Code in accordance with this subsection shall take effect no sooner than 6 months after publication of the updated code. Any amendment to the Florida Building Code which is adopted upon a finding by the commission that the amendment is necessary to protect the public from immediate threat of harm takes effect immediately.	