

DECLARATORY STATEMENT REPORT

Florida Building Commission

December 12, 2023

Webinar/Conference Call

CODE ADMIN TECHNICAL ADVISORY COMMITTEE

DS 2023-039 by Doug Sposito of Collier County, FL Building and Permitting Department

Question: If a Private Provider chooses to secure “claims-made” coverage to fulfill the insurance requirement of 553.791(17) can a Building Official require a 5-year supplemental ERP also known as “tail-coverage” to meet the 553.791(17) requirement of “maintain coverage for a minimum of 5 years subsequent to the performance of building code inspection services”?

Answer: The answer to Petitioner’s question is no; it may not require private providers who choose to secure claims-made coverage to provide a five-year supplemental extended reporting period rider.

DS 2023-040 by Carl Brown of FDS Engineering Associates, Inc. (A TSG Company) - **Withdrawn**