

EXECUTIVE SUMMARY

Florida Building Code Administrators and Inspectors Board

I. General Information

Meeting Type: Probable Cause Panel, Application Committee, Examination and Continuing Education Committee, Legislation and Rules Committee, and General Business Meeting

Meeting Date: Wednesday, December 7, 2011, through Friday, December 9, 2011

Meeting Location: Floridays Resort
12550 Floridays Resort Drive
Orlando, Florida 32821

Attendees:

Bob McCormick, Chair
Richard Gathright, Vice Chair
Art Barthlow
Fred Dudley (Wednesday, December 7, 2011, and Thursday, December 8, 2011)
Wayne Francis
Orlando Lamas

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)
Elise Rice, Government Analyst, DBPR
Clark Jennings, Assistant Attorney General, Office of the Attorney General (OAG)
LeChea Parson, Assistant General Counsel, Office of the General Counsel (OGC), DBPR
Doug Harvey, Building Officials Association of Florida (BOAF)
Joe Rebuck, Gold Coast Schools
Michelle Porter, International Code Council (ICC)
Heather Howard, Court Reporter
Other Interested Parties

II. Major Issues/Actions

- The board excused Mr. Gerry Demers and Mr. Dennis Carpenter's absences from the entire meeting, and Mr. Fred Dudley's absence from the meeting on Friday, December 9, 2011.
- The Application Review Committee approved 31 applications for licensure and denied 33 licensure applications. Vice Chair Richard Gathright read a list of all licensure applications denied by the Application Review Committee and any limitations placed on approved provisional licenses. The board approved the actions of the Application Review Committee. The board also approved the two applications included on the December 2011 Ratification List.

- The board conducted one informal hearing for licensure and overturned their previous denial.
- The board approved 20 continuing education courses and denied three continuing education courses.
- Ms. LeChea Parson, Assistant General Counsel, reported that as of December 6, 2011, there were 14 public building code cases and 12 private building code cases in the Office of the General Counsel.
- The board discussed creating a rule to limit provisional licenses to the jurisdiction where the licensee is employed when receiving their provisional license. The board asked Mr. Clark Jennings, Assistant Attorney General, to draft rule language and provide his draft for consideration at the February 2012 meeting.
- The board approved the draft language developed by Mr. Jennings related to the continuing education reciprocity initiative with the Division of State Fire Marshal. Mr. Jennings will move forward the noticing the language for development as follows:
 - 61G19-9.004, Florida Administrative Code – Approval of Courses.
 - (11) The Board approves those continuing education courses which are:
 - (a) approved by either the Construction Industry Licensing Board; the Electrical Contractors' Licensing Board; ~~and~~ or the Board of Architecture and Interior Design; or
 - (b) approved by the Division of State Fire Marshal (DSFM) for individuals certified by both this Board and the DSFM covering material based on the Florida Fire Prevention Code. Credit for DSFM course work shall be limited to one (1) hour of credit for each class taken consisting of course work up to and including twenty (20) DSFM approved course hours with an additional one (1) hour of credit given if the class consists of more than twenty (20) DSFM approved course hours.
- The board asked Mr. Jennings to draft a continuing education reciprocity agreement with the DSFM for review and discussion at the February 2012 meeting.
- Mr. Fred Dudley gave an overview of all legislation which is building code industry related that has been filed for consideration during the 2012 Legislative Session.
- Ms. Robyn Barineau, Executive Director, provided the board with copies of the proposed applications developed by the Department in conjunction with the ApplyNow! Project. She asked the board to review these forms and provide her with their comments for consideration by Tuesday, December 13, 2011.
- The board previously discussed recordkeeping requirements for building departments. After additional discussion, the board agreed not to pursue this matter.
- Ms. Barineau reported that as of September 30, 2011, the board's operating account balance was over \$1.5 million and the unlicensed activity account was over \$288,000. She added that the Department projects that the board will maintain a positive cash balance through at least June 30, 2016.
- The board agreed that the 2009 International Building Code should be used on all Florida examinations.
- Ms. Barineau provided the board with tentative future meeting dates as follows:
 - February 8-10, 2012 – Jacksonville
 - April 4-6, 2012 – Daytona Beach
 - June 5-7, 2012 – Orlando
 - August 29-31, 2012 – Panama City
 - October 17-19, 2012 – St. Augustine
 - December 5-7, 2012 – Tampa

III. Legislation/Rule Promulgations

- Mr. Jennings will draft rule language to limit provisional licenses to the jurisdiction where the licensee is employed when receiving their provisional license.
- Mr. Jennings will move forward with noticing Rule 61G19-9.004, Florida Administrative Code – Approval of Courses, for development.

IV. Action Required

- Mr. Jennings will prepare final orders and notices of intent to deny and forward them to board staff for filing with the Agency Clerk.
- Mr. Jennings will draft a continuing education reciprocity agreement with the DSFM for review and discussion at the February 2012 meeting.
- The board will review the proposed application forms and provide their comments to Ms. Barineau by Tuesday, December 13, 2011.

Robyn Barineau
Executive Director
December 12, 2011