

MINUTES

BUILDING CODE ADMINISTRATORS AND INSPECTORS

Floridays Resort Orlando

12562 International Drive

Orlando, FL 32821

October 18, 2016 – October 21, 2016

October 18, 2016 –Tuesday – 9:00 A.M.

APPLICATION REVIEW COMMITTEE

CALL TO ORDER

The Building Code Administrators and Inspectors Board meeting was called to order at approximately 9:09 a.m. by Chair Richard Gathright.

Members Present

Richard Gathright, Chair
Art Barthlow
Tim Bolduc
Peter Jones
Bob McCormick
Ed Valentin

Other Person Present

Robyn Barineau, Executive Director,
Department of Business and
Professional Regulation (DBPR)
Clark Jennings, Assistant Attorney General,
Office of the Attorney General (AG)
Kelly Wright, Assistant General Counsel, Office
of the General Counsel, DBPR
Linda Gray, Government Analyst, DBPR
Ahmed Arafet
Robert Shutok
Raul Rodriguez
Alexander Pando
Jeffrey Morrison
Joel Myers
David Morris
Harold Bovie
Kenneth Bauer
Sean Woodard
William J. Muse
James Laurent
Chris Singletary
Johnnie M. Green
Greg McCollum
Steven Britske
Michael Siravo
Jack Rydz
Sam Gerace
David Thompson
David Sazy
Haracio Cruz
Alex Garcia

Laura Jarrell
Jorge R. Rojas
Parmjit Roopra
Edward Domenick
John D. Abams
Isaac H. Northrop III
John Wright
Alan Stickle
Roy Eden, City of Orlando
Kevin R. Court
Matthew Rush, City of St. Cloud
Eliezer Garcia
Kevin W. Eichelberger
John A. Austin
Hector Blanco
Jeremy O'Dell
Christopher Green
Eloy Quesada
Tabitha Ponk-Gonzalez
Eric J. Gomez
Roman Sanchez
Peter Beaudoin
Clifford E. Martin
David J. Meyer
Randy Harris
Josiah Osasona
Michael Cooper
Daniel J. Bauman
Charles M. Pelletier
Philip Berg
Matthew Fretwell
Ann Kinsey
Shane Gerwig
Sheila Denoncourt
Donald R. Knight
Amir Anisi
David Wilson
Ronald Bell
Doug Carroll
Joseph Fema

Irina Tokar
Marla Doll
Elizabeth Day
Esther Obuyemi
John Carpenter
Scott Dry
Barry Penix
Peter Williams
Dallas Foss
Nick Caro
Benjamin Maxson

Leroy Jones
Toby Hartwell
John Thraikill
Tod Sweatland
Harold Charles
Brett Carlton
Michael Fox
Tim Evans
Joseph Fustanio
Lizabeth Ballola Ortega
Sara Miller, Court Reporter, Orange Legal

REVIEW OF APPLICATIONS

Peter U. Williams – Plumbing Inspector, Plumbing Plans Examiner, Provisional Plumbing Inspector, Provisional Plumbing Plans Examiner

Mr. Williams was present at the meeting and was sworn in by the court reporter. After discussion, the Plumbing Inspector, Plumbing Plans Examiner, and the Provisional Plumbing Inspector applications were approved. The Provisional Plumbing Plans Examiner application was denied by the Committee.

Kevin Wilson Eichelberger – 1&2 Family Dwelling Inspector, Building Inspector, Mechanical Inspector, Mechanical Plans Examiner

Mr. Eichelberger was present at the meeting and was sworn in by the court reporter. After discussion, the 1&2 Family Dwelling Inspector and the Building Inspector applications were approved. The Mechanical Inspector and Mechanical Plans Examiner applications were denied by the Committee.

Larry Ray Barton Jr. – Provisional Electrical Plans Examiner, Electrical Plans Examiner

Mr. Barton was present at the meeting and was sworn in by the court reporter. After discussion, the applications were approved by the Committee.

Josiah T. Osasona – Building Plans Examiner

Mr. Osasona was present at the meeting and was sworn in by the court reporter. After discussion, the application was approved by the Committee.

Michael Shawn Cooper – Provisional Plumbing Inspector, Plumbing Inspector

Mr. Cooper was present at the meeting and was sworn in by the court reporter. After discussion, the applications were approved by the Committee.

Barry Lamar Albritton – Provisional Building Inspector, Building Inspector, Roofing Inspector

Mr. Albritton was present at the meeting and was sworn in by the court reporter. Mr. David Morris, Chief Building Official, Lee County Government, was present at the meeting on behalf of Mr. Albritton and was sworn in by the court reporter. After discussion, the applications were approved by the Committee.

Esther O. Oluyemi – Building Plans Examiner, Building Code Administrator

Ms. Oluyemi was present at the meeting and was sworn in by the court reporter. After discussion, the applications were approved by the Committee.

Raul I. Rodriguez – Provisional Building Inspector, Building Inspector, Provisional Building Plans Examiner, Building Plans Examiner

Mr. Rodriguez was present at the meeting and was sworn in by the court reporter. After discussion, the applications were approved by the Committee.

John C. Carpenter, II – Provisional Plumbing Inspector, Plumbing Inspector

Mr. Carpenter was present at the meeting and was sworn in by the court reporter. After discussion, the applications were approved by the Committee.

Steven K. Britske – Building Code Administrator

Mr. Britske was present at the meeting and was sworn in by the court reporter. After discussion, the application was approved by the Committee.

Steven Alan Dry – Building Code Administrator

Mr. Dry was present at the meeting and was sworn in by the court reporter. After discussion, the application was approved by the Committee.

Harold John Bovie – Mechanical Inspector

Mr. Bovie was present at the meeting and was sworn in by the court reporter. After discussion, the application was approved by the Committee.

Eric Joseph Gomez – Provisional Building Code Administrator, Building Code Administrator

Mr. Gomez was present at the meeting and was sworn in by the court reporter. After discussion, the application for Provisional Building Code Administrator was denied and the application for Building Code Administrator was approved by the Committee.

Michael Robert Siravo – Plumbing Inspector

Mr. Siravo was present at the meeting and was sworn in by the court reporter. Mr. Peter Beaudoin, Building Official for the City of West Park, was present at the meeting on behalf of Mr. Siravo and was sworn in by the court reporter. After discussion, the application was approved by the Committee.

Robert A. Shutok – Provisional Building Inspector, Building Inspector, Provisional Building Plans Examiner, Building Plans Examiner

Mr. Shutok was present at the meeting and was sworn in by the court reporter. After discussion, the applications were approved by the Committee.

Nicholas Alfons Caro – Building Inspector, Mechanical Inspector, Plumbing Inspector, Building Plans Examiner, Mechanical Plans Examiner, Plumbing Plans Examiner, Provisional Building Plans Examiner, Provisional Mechanical Plans Examiner, Provisional Plumbing Plans Examiner

Mr. Caro was present at the meeting and was sworn in by the court reporter. After discussion, the applications were approved by the Committee.

David Alan Thompson – Provisional Building Code Administrator

Mr. Thompson was present at the meeting and was sworn in by the court reporter. Mr. Sam Gerace was present at the meeting on behalf of Mr. Thompson and was sworn in by the court reporter. After discussion, the application was approved by the Committee.

Kenneth M. Bauer – 1&2 Family Dwelling Inspector, Electrical Inspector, Mechanical Inspector, Plumbing Inspector, Electrical Inspector, Mechanical Plans Examiner, Plumbing Plans Examiner

Mr. Bauer was present at the meeting and was sworn in by the court reporter. After discussion, the applications were denied by the Committee.

Parmjit Roopra – Plumbing Inspector

Mr. Roopra was present at the meeting and was sworn in by the court reporter. After discussion, the application was denied by the Committee.

Tabitha C. Ponte Gonzalez – Building Inspector, Building Plans Examiner

Ms. Ponte Gonzalez was present at the meeting and was sworn in by the court reporter. After discussion, it was determined that the endorsement applications should be changed to examination applications. Ms. Ponte Gonzalez agreed to change the applications to examination. The applications by examination were approved by the Committee.

Irina Tokar – Building Code Administrator

Ms. Tokar was present at the meeting and was sworn in by the court reporter. After discussion, the application was approved by the Committee.

Ann Marie Kinsey – Electrical Inspector, Electrical Plans Examiner

Ms. Kinsey was present at the meeting and was sworn in by the court reporter. Mr. Shane Gerwig, Building Official, Lake County Government, was present at the meeting on behalf of Ms. Kinsey and was sworn in by the court reporter. After discussion, the applications were approved by the Committee.

Matthew Aaron Fretwell – Provisional Building Inspector, Building Inspector

Mr. Fretwell was present at the meeting and was sworn in by the court reporter. Mr. Shane Gerwig, Building Official, Lake County Government, was present at the meeting on behalf of Mr. Fretwell and was sworn in by the court reporter. After discussion, the applications were approved by the Committee.

John Auther Austin, Jr. – Building Plans Examiner

Mr. Austin was present at the meeting and was sworn in by the court reporter. Mr. Dallas Foss, Building Official, Town of Lady Lake, was present at the meeting on behalf of Mr. Austin and was sworn in by the court reporter. After discussion, the application was approved by the Committee.

OLD BUSINESS

There was no old business to come before the Committee at this time.

NEW BUSINESS

There was no new business to come before the Committee at this time.

RECESS

There being no further business to come before the Committee, the meeting was adjourned at approximately 2:35 p.m.

PROBABLE CAUSE PANEL

The Panel met and the meeting was adjourned at 3:50 p.m.

October 19, 2016 – Wednesday – 9:00 A.M.

CALL TO ORDER

Chair McCormick called the meeting to order at approximately 9:05 a.m.

Members Present

Bob McCormick, Chair
Richard Gathright, Vice-Chair
Art Barthlow
Tim Bolduc
Fred Dudley
Peter Jones
Andrew Raines
Ed Valentin

Kelly Wright, Assistant General Counsel, DBPR
Linda Gray, Government Analyst, DBPR
Robert Krahl
George Alan Wilson
Robert Bailey
Joe Rebuck, Gold Coast Schools
Nadia Hawatmeh
Celeste Roman
John Engle
Marie Faw
Wayne Barnhill
Rhona Koning, Contractors Institute
Thomas E. Raines
Linda L. Kalkhurst, Court Reporter, American
Court Reporting

Members Not Present

Wayne Francis

Others Present

Robyn Barineau, Executive Director, DBPR
Clark Jennings, Board Counsel, Office of the
Attorney General

HEARINGS NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT

Robert Dean Bailey – Plumbing Inspector

Mr. Bailey was present prior to the meeting and requested that this matter be tabled until the December meeting. After discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the Board table this matter until the December meeting.

SECOND: Mr. Bolduc seconded the motion and it passed unanimously.

Robert Raymond Krahl –Electrical Inspector, Electrical Plans Examiner

Mr. Krahl was present at the meeting and was sworn in by the court reporter. Mr. Krahl provided additional information that the Board reviewed at the meeting. After discussion, the following action was taken.

MOTION: Mr. Dudley made a motion for the Board to overturn the denial and approve the applications.

SECOND: Mr. Bolduc seconded the motion and it passed with Mr. Barthlow voting against the motion.

Miguel Taveras – Building Inspector

Mr. Taveras was not present at the meeting. After discussion, the following action was taken.

MOTION: Mr. Gathright made a motion that the Board uphold the denial.

SECOND: Mr. Bolduc seconded the motion and it passed unanimously.

Thereafter, Mr. Taveras notified Board staff that he was unable to attend the meeting and requested that this matter be continued and reconsidered at the December meeting. After discussion, the following action was taken.

MOTION: Mr. Dudley made a motion for the Board to reconsider the denial and continue this matter until the December meeting.

SECOND: Mr. Bolduc seconded the motion and it passed unanimously.

George Alan Wilson – Electrical Plans Examiner

Mr. Wilson was present at the meeting and was sworn in by the court reporter. Mr. Wilson provided additional information that the Board reviewed at the meeting. After discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion for the Board to overturn the denial and approve the application.
SECOND: Mr. Raines seconded the motion and it passed unanimously.

Request for Extension of Provisional License

Nadia Ayoub Hawatmeh – Provisional Building Plans Examiner

Ms. Hawatmeh was present at the meeting and was sworn in by the court reporter. After discussion, the following action was taken.

MOTION: Mr. Gathright made a motion that the Board grant the request for extension of the Provisional Building Plans Examiner license for six months, until February 17, 2017.

SECOND: Mr. Raines seconded the motion which passed with Mr. Barthlow, Mr. Valentin and Chair McCormick voting against the motion.

OLD BUSINESS

There was no old business to come before the Board at this time.

NEW BUSINESS

Jose Nestor Garcia – Electrical Inspector, Mechanical Inspector, Electrical Plans Examiner, Mechanical Plans Examiner, Provisional Electrical Inspector, Provisional Electrical Plans Examiner

Mr. Garcia was present at the meeting and was sworn in by the court reporter. Mr. Rodriguez requested that the Board reconsider his applications. After discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion to reconsider and review the applications.

SECOND: Mr. Gathright seconded the motion and it passed unanimously.

After review and further discussion of the applications, the applications were denied by the Committee.

Andrew Isaac Wentz – Building Inspector

Mr. Jones requested that the Board reconsider and defer this matter until Friday, October 21, 2016.

MOTION: Mr. Gathright made a motion for the Board to reconsider and defer this matter until Friday, October 21, 2016.

SECOND: Mr. Valentin seconded the motion and it passed unanimously.

EXAMINATION AND CONTINUING EDUCATION COMMITTEE

Continuing Education Courses for Review

AAA CONSTRUCTION SCHOOL, INC. (0000972)

Renewal Course(s)

- A1. Florida Construction Laws and Rules (5007814) (Live)
Requesting 2 hours L&R credit (F-2595, A-3490)

After discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the Committee approve the course as submitted.

SECOND: Mr. Raines seconded the motion and it passed unanimously.

- A2. Energy Efficient Construction of Florida Code Officials (5007815) (Live)
Requesting 2 hours GEN credit (F-2597, A-3491)

After discussion, the following action was taken.

MOTION: Mr. Dudley made a motion to approve the course as a one-hour course. The motion failed.

After further discussion, the following action was taken.

MOTION: Mr. Gathright made a motion that the Committee deny the course as submitted as it references incorrect statutes and the outline content.

SECOND: Mr. McCormick seconded the motion and the motion passed unanimously.

- A3. Accessibility Requirements in the State of Florida (5007816) (Live)
Requesting 2 hours AOA credit (F-2599, A-3492)

After discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee approve the course as submitted.

SECOND: Mr. Raines seconded the motion and it passed unanimously.

- A4. Rated Penetrations and the Inspection Process – A Refresher Course
(5007817) (Live)
Requesting 2 hours GEN credit (F-2615, A-3493)

After discussion, the following action was taken.

MOTION: Mr. Jones made a motion that the Committee deny the course as submitted as it references incorrect statutes and the outline content.

SECOND: Mr. Raines seconded the motion and the motion passed unanimously.

- A5. Rated Penetrations and the Inspection Process – A Refresher Course
(5007818) (Internet)
Requesting 2 hours GEN credit (F-2616, A-3494)

After discussion, the following action was taken.

MOTION: Mr. Barthlow made a motion that the Committee deny the course as submitted as it references incorrect statutes and does not meet the internet requirements.

SECOND: Mr. Raines seconded the motion and it passed unanimously.

BUILDING OFFICIALS ASSOCIATION OF FLORIDA (0001001)

New Course(s)

- B1. Developing Effective Inspector Skills (Live)
Requesting 7 hours GEN credit (F-2839, A-3440)

Ms. Celeste Roman with Building Officials Association of Florida was present and was sworn in by the court reporter. Ms. Roman indicated that this course will be part of their initial training program.

After discussion, the following action was taken.

MOTION: Mr. Valentin made a motion that the Committee approve the course as submitted.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

GOLD COAST SCHOOL OF CONSTRUCTION, INC. (0000983)

Renewal Course(s)

Mr. Joe Rebeck with Gold Coast School of Construction, Inc., was present and was sworn in by the court reporter.

- C1. Ethics for the Construction Professional (5007543) (Internet)
Requesting 1 hour ETHICS credit (F-2120, A-3495)

- C2. Ethics for the Construction Professional (5007544) (Live)
Requesting 1 hour ETHICS credit (F-2119, A-3496)

After discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee approve the courses.

SECOND: Mr. Dudley seconded the motion and it passed unanimously.

KONING ENTERPRISES, INC. DBA CONTRACTORS INSTITUTE (0001189)

Renewal Course(s)

Ms. Rhonda Koning with Koning Enterprises, Inc., D/B/A Contractors Institute, was present and was sworn in by the court reporter.

- D1. Ethics and F.S. 112 Part III (0007402) (Live)
Requesting 1 hour ETHICS credit (F-1706, A-3497)
- D2. Ethics and F.S. 112 Part III (0007403) (Internet)
Requesting 1 hour ETHICS credit (F-1707, A-3501)

After discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the Committee approve the courses.

SECOND: Mr. Gathright seconded the motion and it passed unanimously.

ENGLAND ENTERPRISES TRAINING DIVISION (0001782)

Training Course(s)

Mr. John England with England Enterprises was present and sworn in by the court reporter.

- E1. 300 Hour Building Apprenticeship Program (F-2878, A-3505)
- E2. 200 Hour Electrical Apprenticeship Program (F-2879, A-3506)
- E3. 200 Hour Building Plan Review Apprenticeship Program (F-2880, A-3507)
- E4. 200 Hour Plumbing Plan Review Apprenticeship Program (F-2881, A-3508)
- E5. 200 Hour Plumbing Apprenticeship Program (F-2882, A-3509)
- E6. 200 Hour Mechanical Plan Review Apprenticeship Program
(F-2883, A-3510)
- E7. 200 Hour Electrical Plan Review Apprenticeship Program (F-2884, A-3511)
- E8. 200 Hour Mechanical Apprenticeship Program (F-2885, A-3512)
- E9. 20 Hour Laws & Rules Program (F-2886, A-3513)

Mr. England and the Committee discussed the above training course. Mr. England requested that training courses E1, E3, E4, E6, E7 and E9 be continued until the December 2016 meeting. Mr. England stated that he would provide supplemental material for review at the December meeting. After discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the Committee continue training courses, E1, E3, E4, E6, E7 and E9 as requested by Mr. England until the December 2016 meeting.

SECOND: Mr. Jones seconded the motion and it passed unanimously.

After further discussion, the following action was taken.

MOTION: Mr. Jones made a motion that the Committee approve training courses E2, E5 and E8 as submitted.

SECOND: Mr. Dudley seconded the motion that passed with Mr. McCormick voting against the motion.

OLD BUSINESS

There was no old business to come before the Board at this time.

NEW BUSINESS

There was no new business to come before the Board at this time.

RECESS

There being no further business to come before the Committee at this time, the meeting was adjourned at approximately 3:47 p.m.

October 20, 2016 – Thursday – 9:00 A.M.

RULES WORKSHOP

CALL TO ORDER

Chair McCormick called the meeting to order at approximately 9:04 a.m.

MEMBERS PRESENT

Bob McCormick, Chair
Richard Gathright, Vice-Chair
Art Barthlow
Tim Bolduc
Fred Dudley
Peter Jones
Andrew Raines
Ed Valentin

Cos Tornese, CAP Government
John England, England Enterprises
Marie Faw
Wayne Barnhill, England Enterprises
Rhonda Koning, Contractors Institute
Ann Russo, BOAF
Andrew Wentz
Carl Peterson, Building Official, St. Lucie County
Michael Garrett, BOAF
Eleizer Garcia
Keven Duffy, BOAF
Linda L. Kalkhurst, Court Reporter, American
Court Reporting

OTHERS PRESENT

Robyn Barineau, Executive Director, DBPR
Clark Jennings, Board Counsel, AG
Kelly Wright, Assistant General Counsel, DBPR
Linda Gray, Government Analyst, DBPR

APPLICATION REVIEW

Andrew Isaac Wentz – Building Inspector

It was requested that the application of Mr. Wentz be heard by the Committee. Mr. Jones recused himself from the discussion. Mr. Wentz was present at the meeting and was sworn in by the court reporter. Mr. Carl Peterson, Building Official, St. Lucie County, was present at the meeting on behalf of Mr. Wentz and was sworn in by the court reporter. After discussion, the application was approved by the Committee.

DISCUSSION OF RULES

The Board invited testimony of those individuals present to be sworn in by the court reporter. The below individuals were sworn in by the court reporter to provide testimony related to the rules discussion.

- Mr. John England with England Enterprises
- Mr. Wayne Barnhill with England Enterprises
- Ms. Ann Russo with Building Officials Association of Florida
- Mr. Michael Garrett with Building Officials Association of Florida
- Ms. Rhonda Koning with Contractors Institute

The below are general suggestions that were made at the meeting.

- Define “Cross-Training.”
- Define “full-time experience.”

PROPOSED CHANGE TO RULE 61G19-6.017 - One and Two Family Dwelling Inspector Certification.

61G19-6.017 One and Two Family Dwelling Inspector Certification.

(1) Provisional certification may be obtained in the category of one and two family dwelling inspector, provided that the licensee’s supervisor holds standard certification pursuant to Chapter 468, Part XII, F.S.

(2) Applicants for standard or provisional certification in this category must meet the eligibility requirements according to one of the following criteria:

(a) Five years’ experience as a registered or certified state general, building, or residential contractor in a supervisory capacity that included operational control and direction of building, mechanical, electrical,

and plumbing personnel or subcontractors on residential projects; or

(b) Five years' experience as a job superintendent or project manager in a supervisory capacity that included operational control and direction of building, mechanical, electrical, and plumbing personnel or subcontractors on residential projects; or

(c) Five years' experience including two years of hands-on electrical experience, two years of hands-on building experience, and one year of hands-on experience in either mechanical or plumbing; or

(d) Standard certification as an inspector in any of the categories listed in Section 468.603(6), F.S., plus at least six months' hands-on experience in each of the following areas in which the applicant does not hold standard certification: building, plumbing, electrical, and mechanical; or

(e) A combination of postsecondary education in the field of construction or a related field and experience in the category sought which totals four years, with at least one year of such total being experience in the category sought in construction, building code inspection, or plans review; or

(f) A combination of technical education in the field of construction or a related field and experience in the category sought which totals four years, with at least one year of such total being experience in the category sought in construction, building code inspection, or plans review; or

(g) Standard certification as an inspector in any of the categories listed in Section 468.603(6), F.S., plus satisfactory completion of a one and two family inspector training program of not less than 500 hours.

(h) Standard license as a firesafety inspector issued pursuant to Chapter 633, F.S. with five years experience plus satisfactory completion of a one and two family inspector training program of not less than 500 hours.

Rulemaking Specific Authority 468.606 FS. Law Implemented 468.609(2), (7) FS. History—New 2-28-02, Amended 12-11-07.

RECOMMENDED CHANGES TO 61619-6.017

Building Officials Association of Florida makes the below recommendations.

- It is recommended that the training program for 1&2 Family inspectors should be 800 hours because applicants have no work experience.

RECESS:

The Committee adjourned for lunch at approximately 12:30 p.m. – 2:00 p.m.

CALL TO ORDER

Mr. McCormick called the meeting to order at 2:02 p.m.

Mr. Dudley and Mr. Barthlow were absent for the afternoon session of the workshop. All other Board members and interested parties were present.

PROPOSED CHANGE TO RULE 61G19-7.001 - Board Approved Cross Training Programs as Alternative Eligibility Requirement for Examination.

61G19-7.001 Board Approved ~~Cross~~ Training Programs as Alternative Eligibility Requirement for Examination.

(1) Applicants currently holding a standard certificate (issued by the board) as a building, one and two family dwelling, electrical, mechanical, or plumbing inspector or a firesafety inspector license issued pursuant to chapter 633, and seeking an additional category of inspector certification shall satisfactorily complete an inspector training program of not less than 200 hours in the certification category sought.

(2) Applicants currently holding a standard certificate (issued by the board) as a building, electrical, mechanical, or plumbing plans examiner or a firesafety inspector license issued pursuant to chapter 633, and seeking an additional certification in one of these categories shall satisfactorily complete a plans examiner training program of not less than 200 hours in the certification category sought.

(3) Applicants currently holding a standard certificate as a building, electrical, mechanical, or

plumbing inspector and seeking certification as a one and two family dwelling inspector shall satisfactorily complete a one and two family training program of not less than 500 hours.

(4) Applicants currently holding a standard certificate as a firesafety inspector issued pursuant to Chapter 633, F.S., and seeking certification as a one and two family dwelling inspector shall satisfactorily complete a one and two family training program of not less than 800 hours.

Rulemaking Specific Authority 468.606 FS. Law Implemented 468.609(2)(c)4. FS. History—New 12-10-00,

RECOMMENDED CHANGES

Building Officials Association of Florida makes the below recommendations.

- It is recommended that this rule include the training program for 1&2 Family inspectors to reflect 800 hours because applicants have no work experience.
- Paragraphs (1) and (2) should include “3 years of verifiable experience for firesafety” only

PROPOSED CHANGES TO 61G19-7.002 - Training Program Providers.

61G19-7.002 Training Program Providers.

(1) Prospective training program providers shall register with the Board on Board-approved Forms DBRP BCAIB 7, Application for Training Program Course and Provider, effective July 10, 2012, incorporated in DBPR Rule 61-35.008, F.A.C., a copy of which can be obtained from the Board office.

(2) The Department shall maintain a list of all registered training program providers.

(3) Training program providers shall notify the Board in writing within thirty (30) days of the effective date of any changes in information required to be listed on the initial registration.

(4) Registered training program providers seeking approval of a cross training program for building inspectors or plans examiners who meet the eligibility requirements described in Rule 61G19-7.001, F.A.C., shall apply for cross training program approval pursuant to the requirements described in Rule 61G19-7.004, F.A.C.

(5) Registered training program providers seeking approval of an initial training program for building inspectors or plans examiners who meet the eligibility requirements described in Rule 61G19-7.0015, F.A.C., shall apply for initial training program approval pursuant to the requirements described in Rule 61G19-7.004, F.A.C.

Rulemaking Authority 468.606, 468.609 FS. Law Implemented 455.2179, 468.609(2)(c), 468.609 FS. History—New 8-20-01, Amended 10-28-09, 10-7-15.

RECOMMENDED CHANGES

- Change the form dates

MOTION: Mr. Dudley made a motion that the Committee approve the Department to adjust form dates as necessary.

SECOND: Mr. Valentin seconded the motion that passed unanimously.

PROPOSED CHANGES TO 61G19-7.004 - Approval of Cross Training Programs.

61G19-7.004 Approval of Cross Training Programs.

(1) Each registered training program provider shall apply for approval of a training program. The application must be submitted on Board-approved form DBPR BCAIB 7, Application For Training Program Course and Provider, effective July 10, 2012, incorporated in DBPR Rule 61-35.008, F.A.C., copies of which may be obtained from the Board office. The application for approval shall indicate the length of the program in hours, and shall include a copy of the program syllabus, a detailed outline of the contents of the course, and the names and qualifications of all instructors known at the time of the application.

(2) A training program for certification shall include the following hours: in categories other than one

~~and two family dwelling inspector shall include a minimum of 200 combined classroom and on-the-job training (OJT) hours, of which no fewer than 20 hours shall be OJT and no fewer than 20 hours shall be Board-approved classroom hours related to the category of certification sought. A training program for one and two family dwelling inspector shall include a total of 500 combined hours, of which no fewer than 50 hours shall be OJT and no fewer than 50 hours shall be Board-approved classroom hours related to the category of certification sought.~~

(a) Applicants with a minimum of 3 years' verifiable full-time experience in inspection or plan review currently holding a standard certificate issued by the board or a firesafety inspector license issued pursuant to chapter 633, F.S., and seeking an additional inspector or plan examiner certification in categories other than one and two family dwelling inspector shall satisfactorily complete a training program of 200 combined classroom and on-the-job training (OJT) hours, of which no fewer than 20 hours shall be OJT and no fewer than 20 hours shall be Board-approved classroom hours related to the category of certification sought.

(b) Applicants who lack a standard certificate issued by the board yet possess 2 years of experience in the field of construction, building code inspection, plan review, or fire plans review of new buildings as a firesafety inspector certified under s. 633.216, F.S., and seek an inspector or plan examiner certification in categories other than one and two family dwelling inspector shall satisfactorily complete a training program of 300 combined classroom hours related to the category of certification sought and on-the-job training (OJT) hours, of which no fewer than 20 hours shall be OJT and new fewer than 20 hours of instruction in state laws, rules, and ethics relating to professional standards of practice, duties, and responsibilities of a certificate holder.

(c) For applicants who currently hold a standard certificate issued by the board or a firesafety inspector license issued pursuant to chapter 633 with a minimum of 5 years' verifiable full-time experience as an inspector or plans examiner seeking an additional inspector or plan examiner certification in categories other than one and two family dwelling inspector shall satisfactorily complete a building code inspector or plans examiner classroom training course or program of 300 hours. For one and two family dwelling inspector a classroom training course or program of 500 hours shall be satisfactorily completed.

(3) Upon receipt of a course application and the appropriate fee, tThe Board shall approve training programs which have educational and OJT content sufficient to bring the certificate-holder's inspection or plans examiner skills and technical skills to qualify the individual for examination in the category sought. Training programs shall be instructed by individuals meeting the requirements of Rule 61G19-9.005, F.A.C. Course approval shall be valid for ten (10) years from the date of approval unless the provider expires or is disciplined. All training shall be consistant with the current code cycle.

(4) The Board shall approve or deny any application for program approval at the first Board meeting held more than thirty days after the date the application is received by the Board.

(5) A training program which has been rejected by the Board may be resubmitted with modifications.

(6) The Board shall not deny or withdraw approval of a training program on the basis that another program provider is conducting the same or a similar Board-approved training program.

(7) If a training program is approved, the Board shall assign the program a number. The training program provider shall print the Board-assigned number on the program syllabus, on all printed material used in connection with the program, and in all written advertising used in connection with the program.

(8) After a training program has been approved by the Board, any substantive changes in the

program content must be submitted to and approved by the Board, prior to the implementation of the change.

(9) Individuals completing an approved training course may count up to twelve (12) hours toward their continuing education requirements for the biennium within which the training program is completed.

Rulemaking Authority 468.606, 468.609 FS. Law Implemented 468.609, 468.627 FS. History—New 10-25-01, Amended 10-7-15,_____.

RECOMMENDED CHANGES

Include BOAF's paragraph (A) below.

- Applicants currently holding a standard 468 license in building, electrical, mechanical, plumbing, 1 and 2 family dwelling, or an applicant with a 633 certification and 3 years of verifiable experience in fire safety inspections or fire safety plan review, and seeking an additional category of inspector or plan review certification shall satisfactorily complete a board approved training program of not less than 200 combined hours of classroom and OJT in the certification category sought of which 20% of the hours shall be OJT.
- Move (2)(a) –(c) to 61G19-7.001
- Move (1) (2) and (3) of 61G19-7.0015 to 7.004
- Add to forms
 - Provider subject to Sunshine & Ethic Laws
 - Provider signs form that experience has been verified

PROPOSED CHANGES TO 61G19-7.006 - Program Syllabus.

61G19-7.006 Program Syllabus.

(1) Each program provider shall prepare a program syllabus for each training program to be provided. The syllabus shall state the name of the provider of the program, the program number assigned by the Department, the name and address of the program provider, ~~and a listing or outline of the Board-approved continuing education course or courses, the classroom/OJT schedule, achievement benchmarks, qualifications of OJT trainers, and method of documentation of training.~~

(a) Training programs that offer continuing education as a competent shall list the Board-approved continuing education course or courses or the detailed outline of the Board Approved course or courses, the classroom/OJT schedule, achievement benchmarks, qualifications of OJT trainers, and method of documentation of training.

(b) Training programs that do not offer continuing education as a competent shall provide a topical outline listing all subject matter taught, the classroom/OJT schedule, achievement benchmarks, qualifications of OJT trainers, and method of documentation of training.

(2) Prior to the program, the program provider shall give a program syllabus to each person who registers for the program.

Specific Authority 468.606 FS. Law Implemented 468.606, 468.609 FS. History—New 12-28-00, Amended

PROPOSED CHANGES TO 61G19-7.007 - Records Required to be Maintained by Program Providers.

61G19-7.007 Records Required to be Maintained by Program Providers.

Program providers shall maintain the following records with respect to each program:

- (1) The original application for program admission.
- (2) The name, address, and qualifications of each individual who supervises or conducts OJT or who signs the Certificate of Satisfactory Completion on behalf of an approved provider.

- (3) All other records resulting in a transmittal of a Certificate of Satisfactory Completion to the Board.
- (4) Course sponsors shall maintain the required records for each course at least five (5) ~~three (3)~~ years following the date the course is completed.
- (5) Upon request by the board, each course sponsor shall provide the board with copies of any required records.

Rulemaking Specific Authority 468.606 FS. Law Implemented 468.606, 468.609 FS. History—New 12-28-00, Amended _____.

PROPOSED CHANGES TO 61G19-7.008 - Certificates of Satisfactory Completion.

61G19-7.008 Certificates of Satisfactory Completion.

- (1) Providers of approved training programs shall submit a Certificate of Satisfactory Completion to each individual who satisfactorily completes an approved training program.
- (2) A Certificate of Satisfactory Completion submitted by a provider of an approved training program shall constitute evidence that the applicant has successfully completed the training program within a period of thirty-six (36) calendar months, and that the individual meets the requirements in Rule 61G19-7.001, F.A.C.
- (3) A Certificate of Satisfactory Completion shall qualify the applicant for examination in the category sought, pursuant to Section 468.609(2)(~~e~~)4, F.S.

Rulemaking Specific Authority 468.606 FS. Law Implemented 468.609 FS. History—New 6-18-01, Amended _____.

PROPOSED CHANGES TO 61G19-7.010 - Training Program Provider Fees.

61G19-7.010 Training Program Provider Fees.

- (1) Training program providers registering with the Board who are registered with the Board to provide continuing education courses under Chapter 61G19-9, F.A.C., shall pay no fee for training program provider registration. All others shall pay a fee of \$100 for training program provider registration.
- (2) The fee for reviewing each training program approval application shall be \$25.00 per one hundred (100) program hours; the minimum fee shall be \$25.00, the maximum shall be \$100.00.
- (3) Government agencies providing training programs shall pay no fee for program or program provider registration.

Specific Authority 455.213(2), 468.606 FS. Law Implemented 455.213(2), 468.609 FS. History—New 8-20-01.

PROPOSED CHANGES TO 61G19-7.0015 - Board Approved Comprehensive Standard Training Programs as Alternative Eligibility Requirements for Examination for Building Code Inspector or Plans Examiner Certification.

61G19-7.0015 Board Approved Comprehensive Standard Training Programs as Alternative Eligibility Requirements for Examination for Building Code Inspector or Plans Examiner Certification.

(1) Applicants seeking the first standard certification under Part XII of Chapter 468, F.S., as an Inspector or Plans Examiner having a minimum of 23 years verifiable experience in construction, as defined in subsection 61G19-1.009(8), F.A.C., or a firesafety inspector issued pursuant to s. 633.216, F.S., shall satisfactorily complete a comprehensive initial training program comprised of a forty (40) ~~120~~ hour core curriculum common to all categories and not less than the following number of hours in the certification category sought:

- (a)(~~1~~) Building – 260~~450~~ hours
- (b)(~~2~~) Electrical – 260~~400~~ hours
- (c)(~~3~~) Plumbing – 260~~270~~ hours

(d)(4) Mechanical – ~~260270~~ hours

The 20 hours required by Section 468.609(2), F.S., shall be embedded in each category.

(2) All requisite experience shall be verified by affidavit describing in detail each separate period of work experience listed in the application form, signed by a licensed architect, engineer, contractor, fire marshal, or building code administrator who has knowledge of the applicant's duties and responsibilities during the period indicated. The form that shall be used for this purpose shall be provided by the Department and available on the Department's website. Each affidavit must include the name and address of the applicant's employer during the work experience period, the dates of employment, and a description of the applicant's duties and responsibilities during the employment including any supervisory responsibilities, in sufficient detail to enable the Board to determine whether or not the applicant has the experience required for certification.

(3) Training program providers shall be responsible for verification of an applicant's experience prior to admission into a program and shall maintain a record of all verification documentation for a period of no less than ten (10) years

Rulemaking Authority 468.606, 468.609 FS. Law Implemented 455.2179, 468.609(2) FS. History–New 3-31-09.

**PROPOSED CHANGES TO 61G19-9.004 - Approval of Courses.
61G19-9.004 Approval of Courses.**

(1) Any provider registered pursuant to this chapter may apply for approval of a continuing education course. The application must be submitted on a Board-approved form, DBPR BCAIB 5, Application for Continuing Education Course Approval/Renewal and Provider, effective July, 2013, incorporated in DBPR Rule 61-35.008, F.A.C., copies of which may be obtained from the Board office. Applications must be submitted a minimum of ninety (90) days prior to the date the offering begins.

(2) Upon receipt of a course application and the appropriate fee, the Board may approve any course, seminar, or conference in the construction area provided by any university, college, junior college, community college, vocational-technical center, public or private school, firm, association, organization, person, corporation, or entity which meets the criteria of this part.

(3) The application shall include the total number of classroom hours, the course syllabus, a detailed outline of the contents of the course, and the names and qualifications of all instructors known at the time of application.

(4) The Board shall approve continuing education courses which have sufficient educational content to improve the certificate holder's inspection and technical skills, which are taught by qualified instructors, and which otherwise fulfill the requirements of this part. Course approval is valid for two (2) years from the date of approval unless the provider expires or is disciplined.

(5) The Board shall approve or deny any application for course approval at the first Board meeting held more than thirty days after the date the application is received by the board. If the application is denied, the Board shall inform the applicant in writing of the specific reasons for denial within fifteen days of its decision.

(6) A course which has been rejected by the Board may be resubmitted with modifications.

(7) The Board shall not deny or withdraw approval of a course on the basis that another course provider is conducting the same or a similar Board-approved course.

(8) If a course is approved, the Board shall assign the course a number. The course provider shall print the Board-assigned number on the course syllabus, on all printed material used in connection with the course, and in all written advertising used in connection with the course.

(9) Of the required fourteen (14) continuing education hours, up to three (3) hours credit may be earned by attending a single day meeting of the Board. Licensees shall give at least seven (7) days advance notice to the Board of their intention to attend the meeting for continuing education credit.

Licensees shall check in with the Clerk of the Board prior to the meeting and must sign in and out for breaks and lunch periods. Continuing education credit will be awarded on an hour-for-hour basis. A maximum of three (3) hours of continuing education credit per biennium may be earned in this manner. Licensees shall not be credited for attending any meeting in which the licensee is a party in any a disciplinary matter involving their license or eligibility for licensure or in any matter which action is initiated by them or on their behalf; nor shall a licensee receive credit for attending meetings of a committee of the Board. At the conclusion of the meeting, the clerk will provide a certificate of attendance which licensees will maintain for three (3) years.

(10) After a course has been approved by the Board, any substantive changes in the course content requires reapplication of the course to be submitted for approval by the Board.

(11) The Board approves those continuing education courses approved by the Construction Industry Licensing Board; the Electrical Contractors' Licensing Board; and the Board of Architecture and Interior Design.

(12) The course instructor shall receive continuing education credit equal to the total approved credit for that course if they submit this documentation at the request of the Department. Credit may not be granted for teaching the same course more than once in each biennium.

(13) Of the required fourteen (14) continuing education hours, up to seven (7) hours credit may be earned by attending a meeting of the Florida Building Commission within the Department of Business and Professional Regulation, or any of the meetings of any technical committees of the Commission. Certificate holders shall be responsible for obtaining and maintaining satisfactory proof of attendance at such meetings as specified in Rule 61G19-9.008, F.A.C. A copy of proof of attendance must be submitted to the Board office or Department upon request of completion to ensure that continuing education credit is awarded.

Rulemaking Authority 468.606, 468.627 FS. Law Implemented 468.627 FS. History--New 5-23-94, Amended 5-21-95, 10-1-97, 8-17-99, 4-23-01, 1-2-02, 12-10-02, 10-7-15,_____.

MOTION: Mr. Bolduc made a motion that the Committee approve the draft language in Rules 61G-19.7.006, 61G19-7.007, 61G19-7.008, 61G19-7.010 and 61G19-9.004.

SECOND: Mr. Raines seconded the motion that passed unanimously.

MOTION: Mr. Bolduc made a motion that Mr. Jennings notice the following rules for rulemaking and that the Board will review the final version at the next meeting: Rules 61G19-6.017, 61G19-7.001, 61G19-7.002, 61G19-7.004, and 61G19-7.0015.

SECOND: Mr. Jones seconded the motion that passed unanimously.

RULES & LEGISLATION COMMITTEE

There was no business to come before the Committee at this time.

LEGISLATIVE REPORT – FRED DUDLEY

Mr. Dudley was not present at the meeting.

RULES REPORT – CLARK JENNINGS

The Rules Report will be presented on Friday.

OLD BUSINESS

There was no old business to come before the Committee at this time.

NEW BUSINESS

There was no new business to come before the Committee at this time.

RECESS

There being no further business to come before the Board, the meeting was adjourned at 3:37 p.m.

MINUTES

BUILDING CODE ADMINISTRATORS AND INSPECTORS Floridays Resort Orlando 12562 International Drive Orlando, FL 32821

October 21, 2016 - Friday - 9:00 A.M.

CALL TO ORDER

Chair McCormick called the meeting to order at 9:00 a.m.

MEMBERS PRESENT

Bob McCormick, Chair
Richard Gathright, Vice-Chair
Art Barthlow
Tim Bolduc
Andrew Raines
Ed Valentin

MEMBERS NOT PRESENT

Fred Dudley
Wayne Francis
Peter Jones

OTHER PERSONS PRESENT

Robyn Barineau, Executive Director,
Department of Business and
Professional Regulation (DBPR)
Clark Jennings, Assistant Attorney General,
Office of the Attorney General (AG)
Kelly Wright, Assistant General Counsel, Office
of the General Counsel, DBPR
Linda Gray, Government Analyst, DBPR
Cos Tornese – CAP Government
Linda L. Kalkurst, Court Reporter, American
Court Reporting

APPROVAL OF THE MINUTES OF THE MEETING AUGUST 24-26, 2016

MOTION: Mr. Bolduc made a motion that the Board approve the minutes as submitted.

SECOND: Mr. Valentin seconded the motion and it passed unanimously.

REPORTS

Chair's Report – Bob McCormick

Chair McCormick did not have a report to give at this time.

Application Review Committee – Richard Gathright

Vice-Chair Gathright reported that the Committee reviewed 218 applications, of which, 192 were approved and 26 denied. He read the denials into the record at this time.

Kenneth M. Bauer – Electrical Inspector – Lack of Experience; Kenneth M. Bauer – Mechanical Inspector – Lack of Experience; Kenneth M. Bauer – Plumbing Inspector – Lack of Experience; Kenneth M. Bauer – Electrical Plans Examiner – Lack of Experience; Kenneth M. Bauer – Mechanical Plans Examiner – Lack of Experience; Kenneth M. Bauer – Plumbing Plans Examiner – Lack of Experience; Scott Douglas Carley – 1&2Family Dwelling Inspector – Lack of Experience; Kevin Wilson Eichelberger – Mechanical Inspector – Lack of Experience; Kevin Wilson Eichelberger – Mechanical Plans Examiner – Lack of Experience; Eric Joseph Gomez – Provisional Building Code Administrator – Not Newly Hired; Bovell Augustus Richards – Building Code Administrator – Affidavit not signed as required by Florida Statute and/or Rule of the Board; Charles Frederick Richter – Building Code Administrator – Lack of Experience; Jose Nestor Rodriguez – Electrical Inspector – Lack of Experience; Jose Nestor Rodriguez – Mechanical Inspector – Lack of Experience; Jose Nestor Rodriguez – Electrical Plans Examiner – Lack of Experience; Jose Nestor Rodriguez – Mechanical Plans Examiner – Lack of Experience; Jose Nestor Rodriguez – Provisional Electrical Inspector – Lack of Experience; Jose Nestor Rodriguez – Provisional Electrical Plans Examiner – Lack of Experience; Alan James Rodriguez-Soto – Building Inspector – Lack of Experience; Parmjit Roopra – Plumbing Inspector – Lack of Experience; Todd Vincent Wax – Building Inspector – Lack of Experience; Carlos Antonio Williams – Building Inspector – Lack of Experience; Carlos Antonio Williams – Building Plans Examiner – Lack of Experience;

Carlos Antonio Williams – Provisional Building Inspector – Lack of Experience; Carlos Antonio Williams – Provisional Building Plans Examiner – Lack of Experience; Peter U. Williams – Provisional Plumbing Plans Examiner – Not newly hired.

MOTION: Mr. Bolduc made a motion that the Board approve the actions of the Committee as reported.
SECOND: Mr. Barthlow seconded the motion and it passed unanimously.

Prosecuting Attorney Report – Kelly Wright

Ms. Wright reported that there were seven cases in legal, of which, two are confidential cases, two were recently closed from the last Board meeting, two cases are to be reconsidered by the Probable Cause Panel at a future meeting, and one case has requested a formal hearing.

Rules and Legislation Committee – Fred Dudley

Mr. Dudley was not present at this meeting.

Examination and Continuing Education Committee – Tim Bolduc

Mr. Bolduc reported that the Committee reviewed 19 courses, ten were approved, three were denied and six were continued until the December meeting.

MOTION: Mr. Gathright made a motion that the Board approve the actions of the Committee to include the six England training courses being approved for ten years.

SECOND: Mr. Bolduc seconded the motion and it passed unanimously.

Board Counsel – Clark Jennings

Annual Regulatory Plan

MOTION: Mr. Gathright made a motion that the Board approve the Annual Regulatory Plan.

SECOND: Mr. Barthlow seconded the motion and it passed unanimously.

Final Review of Draft Rules

Mr. Jennings provided the members with an overview of the rules discussed at the Rules Workshop.

The Board discussed whether there should be a rule that includes new definitions. After discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion that the Board notice Rule 61G19-1.009, F.A.C., for development.

SECOND: Mr. Gathright seconded the motion and it passed unanimously.

Rules Report

Mr. Jennings provided the Board with a copy of the report. He discussed the proposed rule changes.

Executive Director – Robyn Barineau

Financial Report –Year Ending June 30, 2016

Ms. Barineau reported that the balance in the Board's operating account was \$6,640,208. The Unlicensed Activity Account balance was \$408,279. Ms. Barineau also provided the Board with account revenues, expenses and changes projected through June 30, 2021. The projections indicated a continued positive cash balance for at least the next five years.

Licenses Issued from Null & Void

Ms. Barineau reported that there were three licenses issued since the last meeting.

Future Meeting Dates

December 14-16, 2016 – Atlantic Beach

February 8-10, 2017 – Jacksonville

April 26-28, 2017 – Fernandina Beach

June 14-16, 2017 – Orlando

August 16-18, 2017 – Celebration

October 18-20, 2017 - Hutchinson Island
December 6-8, 2017 – Miramar Beach

ICC Report – Michelle Porter

Ms. Porter was not present at the meeting.

OLD BUSINESS

There was no old business to come before the Board at this time.

NEW BUSINESS

The Committee discussed amending Rule 61G19-6.0036, F.A.C., to reflect that the Ratification List be reviewed by the Committee instead of the entire Board.

MOTION: Mr. Bolduc made a motion that Mr. Jennings notice for rulemaking Rule 61G19-6.0036, F.A.C., for review at the next meeting.

SECOND: Mr. Gathright seconded the motion that passed unanimously.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 9:37 a.m.