

MINUTES OF THE MEETING

BUILDING CODE ADMINISTRATORS AND INSPECTORS BOARD

Bay Point Marriott Golf Resort & Spa

4200 Marriott Drive

Panama City Beach, FL 32408

August 9, 10, 11, & 12, 2011

August 9, 2011

APPLICATION REVIEW COMMITTEE

CALL TO ORDER

Mr. Gathright, Chair of the Committee, called the meeting to order at 9:00 a.m., CDT.

Members Present

Richard Gathright, Chair

Bob McCormick

Others Present

Robyn Barineau, Executive Director

Elise Rice, Government Analyst

Clark Jennings, Board Counsel

Edward M. Rytman, Jr.

Ransom C. Davis

Mike Gerald

Larry Carnley

Rex E. (Rick) Holmes

Eric Longshore

William Franke

Drew Winters

Sharon McAllister, Court Reporter, Accurate Court Reporters, Inc.

REVIEW OF APPLICATIONS

Ransom C. Davis – Plumbing Inspector

Mr. Davis was present at the meeting and his application was approved by the committee.

Rex Earl Holmes – Electrical Inspector

Mr. Holmes was present at the meeting and was sworn in by the court reporter. Following discussion, the application was approved.

Eric Longshore – Building Inspector

Mr. Longshore was present at the meeting and was sworn in by the court reporter. Following discussion, the application was approved.

Edward Michael Rytman – Electrical Inspector

Mr. Rytman was present at the meeting and was sworn in by the court reporter. Following discussion, the application was approved.

George L. Cancio – Mechanical Inspector and Mechanical Plans Examiner

Mr. Drew Winters, Esquire, was present on behalf of Mr. Cancio. Following discussion, the applications were denied.

The committee continued to review applications.

ADJOURNMENT

There being no further business to come before the committee, the meeting was adjourned at 4:45 p.m., CDT.

August 10, 2011

RULES WORKSHOP

CALL TO ORDER

Mr. McCormick, Chair of the Board, called the rules workshop to order at 1:03 p.m., CDT.

MEMBERS PRESENT

Bob McCormick
Art Barthlow
Dennis Carpenter
Gerry Demers
Fred Dudley
Richard Gathright

Members Not Present

Orlando Lamas
Nick Sasso

Others Present

Robyn Barineau, Executive Director
Elise Rice, Government Analyst
Clark Jennings, Board Counsel
David Hodges
Luther Council
Robert Kegan

Discussion of Rule 61G19-6.012: Provisional Certificates

Mr. Jennings stated that this was a fact-finding meeting and the results would be discussed by the board the following day.

Mr. Robert Kegan, Building Official with Sumter County stated that he was opposed to provisional licenses being issued as the applicants do not have the required experience. He felt that you needed to be tested prior to being a building code administrator.

Mr. McCormick explained the only difference between the provisional license and the standard license was the requirement for the examination, and that the experience requirements were the same.

Mr. Dudley stated that the only thing missing to obtain the full license would be the examinations. He also stated that there was a provision for the small counties and asked Mr. Kegan what he would suggest those counties do. Mr. Kegan responded that if a provisional license was issued, the individual should be required to take and pass the examination within six months, and that the current three years was too much.

Mr. Luther Council stated that he was opposed to the provisional license for a building code administrator. He stated that the board should put special conditions and requirements on provisional licenses. Mr. Council stated that there was no one to supervise the provisional building code administrator.

Mr. Demers stated that they could require applicants to carry at least one standard license in order to be approved for the provisional building code administrator license.

Mr. Barthlow commented that the small communities could hire a private provider until they were able to hire a licensed building code administrator.

Mr. David Hodges stated that if the board makes the decision to continue issuing the provisional building code administrator license, they should limit the scope of their ability as to what functions they can perform.

Mr. Kegan and Mr. Hodges commented on situations where there was damage from a provisional building code administrator.

Mr. Demers, speaking on behalf of Walton County, stated that they were aware that the board closely reviews all applications for the provisional license and they were in support of continuing to issue the provisional license. He stated that there was a situation where they had to come up with a building official immediately and the provisional license was the solution. Mr. Demers commented that he did not consider the examination as a good indicator of performance. He stated that small counties are often unable to attract licensees to fill vacancies, however, they have people within the county that are qualified for the position and they are offered the position.

Ms. Barineau was asked to provide the board with a list of all provisional licensees that have been disciplined.

ADJOURNMENT

There being no further comments, the workshop was adjourned at 2:00 p.m., CDT.

RULES WORKSHOP

CALL TO ORDER

Mr. McCormick, Chair of the board, called the workshop to order at 2:00 p.m., CDT.

Members Present

Bob McCormick
Art Barthlow
Dennis Carpenter
Gerry Demers
Fred Dudley
Richard Gathright

Members Not Present

Orlando Lamas
Nick Sasso

Others Present

Robyn Barineau, Executive Director
Elise Rice, Government Analyst
Clark Jennings, Board Counsel
Luther Council
Robert Kegan
Andy Janecek, Department of Business and Professional Regulation (DBPR)
Brenda Lundberg, DBPR
Karl Thompson, State Fire Marshal

DISCUSSION OF RULE 61G19-9.0025: RECIPROCITY WITH DIVISION OF STATE FIRE MARSHAL FOR CERTAIN CONTINUING EDUCATION HOURS

Mr. Andy Janecek, Bureau of Education and Testing, and Ms. Brenda Lundberg, Division of Information Technology, provided a packet of information outlining the process for reciprocity with the Division of State Fire Marshal.

Mr. Janecek asked if the board wanted to review courses from the Division of State Fire Marshal (DFSM) or if the Department would have the authority to approve them. Mr. Dudley responded that according to the statute, it is the board, not the Department, that enters into the reciprocity agreement with the DSFM. He stated that the courses should be reviewed by the Continuing Education Committee within the board for approval or denial as with other CE courses.

Mr. Karl Thompson, DFSM, stated that their classes are not always preapproved. Individuals will take a course and then submit it for review and approval.

Following discussion, Mr. McCormick stated that the board would discuss this further at the full board meeting.

ADJOURNMENT

There being no further comments, the workshop was adjourned at 2:53 p.m., CDT.

August 11, 2011

**BOARD MEETING
CALL TO ORDER**

Chair McCormick called the meeting to order at 9:09 a.m., CDT.

Members Present

Bob McCormick, Chair
Richard Gathright, Vice-Chair
Art Barthlow
Dennis Carpenter
Gerry Demers
Fred Dudley

Members Not Present

Orlando Lamas
Nick Sasso

Others Present

Robyn Barineau, Executive Director
Elise Rice, Government Analyst
Clark Jennings, Board Counsel
Libby Henderson, Prosecuting Attorney
Michael Chbat, School for Contractors & Trades
Michael Taylor
Rob von Kampen, Ph.D., International Code Council (ICC)
Michelle Porter, ICC
Autumn Saylor, ICC
David Hodges
Larry Carnley
Rex E. (Rick) Holmes
Doug Harvey, Building Officials Association of Florida
Robert Kegan, Sumter County
William Daigle, Crestview
Luther E. Council, Jr.

Chair McCormick informed the board that Mr. Lamas and Mr. Sasso had notified staff that they would not be present at the meeting.

MOTION: Vice-Chair Gathright made a motion that the board excuse the absences of Mr. Lamas and Mr. Sasso.

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

MOTIONS FOR RECONSIDERATION**George Cancio – Plumbing Inspector and Plumbing Plans Examiner**

Chair McCormick informed the board that Mr. Cancio had withdrawn his applications; therefore, the applications would not be reconsidered at this time.

Raph Monzo – Building Code Administrator, 1&2 Family Dwelling Inspector, Modular Inspector

Chair McCormick informed the board that Mr. Monzo had asked for his reconsiderations to be continued to the October meeting in Ocala.

Todd Wax – Electrical Plans Examiner

Mr. Wax was not present at the meeting, however, additional information had been submitted for the board's consideration. Following discussion, the following action was taken.

MOTION: Vice-Chair Gathright made a motion that the board reconsider the application.
SECOND: Mr. Dudley seconded the motion and it passed unanimously.

MOTION: Vice-Chair Gathright made a motion that the board approve the application based on the additional information submitted.
SECOND: Mr. Demers seconded the motion and it passed unanimously.

HEARINGS NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT

Raph Monzo – Provisional Building Code Administrator, 1&2 Family Dwelling Plans Examiner

Chair McCormick informed the board that Mr. Monzo had asked that his hearing be continued to the October meeting in Ocala.

MOTION: Mr. Dudley made a motion that the board approve the continuance of the hearings to the October meeting.
SECOND: Mr. Demers seconded the motion and it passed unanimously.

Ronald Gerald Raybon – Plumbing Inspector

Mr. Daigle was present on behalf of Mr. Raybon and was sworn in by the court reporter. Additional information had been submitted for the board's consideration. Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the board uphold the denial as originally stated.
SECOND: Mr. Barthlow seconded the motion and it passed unanimously.

Frederick Short – Electrical Inspector, Provisional Electrical Inspector

Mr. Short was not present at the meeting, however, he had submitted a letter for the board's consideration. Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the board uphold the denial as originally stated.
SECOND: Vice-Chair Gathright seconded the motion and it passed unanimously.

Michael A. Taylor – Plumbing Inspector

Mr. Taylor was present at the meeting and was sworn in by the court reporter. Additional information was provided for the board's consideration. Following discussion, the following action was taken.

MOTION: Mr. Demers made a motion that the board approve the applications based on the additional information.
SECOND: Mr. Carpenter seconded the motion which passed with Mr. Barthlow voting against the motion.

Continuing Education

School for Contractors and Trades – Technical Aspects in Construction

Mr. Chbat was present at the meeting and was sworn in by the court reporter. Additional information had been submitted for the board's consideration. Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the board approve the application based on the additional information.

SECOND: Vice-Chair Gathright seconded the motion and it passed unanimously.

PROSECUTING ATTORNEY REPORT – LIBBY HENDERSON

Ms. Henderson provided the board with an updated copy of her report. She stated that there were 16 public cases and eight private cases.

Following discussion, Mr. Dudley thanked Ms. Henderson for making the reports clearer and addressing the backlog. He stated that she deserves praise for her efforts.

DISCUSSION REGARDING THE OUTCOME OF THE RULES WORKSHOP FOR RULE 61G19-9.0025: RECIPROCITY WITH DIVISION OF STATE FIRE MARSHAL FOR CERTAIN CONTINUING EDUCATION HOURS

Chair McCormick stated that the board needed to provide adequate information to staff on this issue.

Mr. Dudley emphasized they were talking about staff working with the DSFM to develop an agreement. He stated that the reciprocity agreement is mandated and the reciprocity is not. Mr. Dudley stated that the board needed to preserve the right for the committee to determine approval or denial of a course.

In discussion, Mr. Jennings stated that they could have an agreement that spells out what will be approved or an agreement that says these are the courses that are approved.

Mr. Janecek commented that there is a provision for providers to electronically submit their attendance rosters, therefore, they need for the DSFM providers to apply in order to impose the same requirements that are required of our providers.

Following discussion, Chair McCormick suggested that he appoint himself to participate with staff in the meetings with State Fire Marshal's Office.

Mr. Dudley was out of the meeting room at this time.

MOTION: Vice-Chair Gathright made a motion that the board appoint Chair McCormick to an ad-hoc committee to work with the Department and the Division of State Fire Marshal on this issue.

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

DISCUSSION REGARDING THE OUTCOME OF THE RULES WORKSHOP FOR RULE 61G19-6.012: PROVISIONAL CERTIFICATES

Chair McCormick stated that this workshop was to address building code administrator certificates only. He stated that currently the Application Review Committee approves building code administrator applications for anyone that meets the qualifications, which are same for the standard license. Chair McCormick stated that the Application Review Committee limits all provisional licenses to the jurisdiction that supported the application at the time of issuance.

Mr. Demers stated that according to the rule, they could put limits on the license, which protects the public. Vice-Chair Gathright stated that this was discussed previously and the issuance of provisional certificates have not been a problem.

Mr. Barthlow stated that he felt that provisional licenses should be eliminated, and that they should change the requirement of the five years of experience to be in the building department.

Mr. Dudley returned to the meeting room at this time.

In discussion, Chair McCormick asked Mr. Doug Harvey if BOAF would support abolishing the provisional building code administrator license. Mr. Harvey responded they would be in favor.

Mr. Demers suggested that the licenses be valid for only two years. Vice-Chair Gathright suggested they not abolish the license, just shorten time.

Mr. Barthlow stated that he supported abolishing the provisional license. Mr. Carpenter felt that there was still a need for the provisional license.

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the board ask the Department to submit a legislative change to abolish the issuance of the provisional building code administrator license.

SECOND: Mr. Barthlow seconded the motion.

In discussion, Mr. Demers stated that they only heard from three individuals yesterday, and they did not hear from any of the cities or counties. He stated that if this legislation was filed, he felt that is when they would hear from the cities and counties, and he did not support this motion.

A vote was taken on the motion which failed with Vice-Chair Gathright, Mr. Demers, and Mr. Carpenter voting against the motion.

MOTION: Mr. Demers made a motion that staff suggest to the Department that a legislative change to the minimum amount of time for a provisional building code administrator license from the current three to five years be reduced to 18 months to five years.

SECOND: Mr. Dudley seconded the motion which passed with Mr. Barthlow 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 board at this time, the meeting was recessed at 12:15 p.m., CDT.

RULES & LEGISLATION COMMITTEE

CALL TO ORDER

Mr. McCormick called the meeting to order at 1:56 p.m., CDT. He stated that Mr. Dudley would Chair the meeting since Mr. Sasso was not present.

Members Present

Gerry Demers
Fred Dudley

Members Not Present

Nick Sasso, Chair

Others Present

Robyn Barineau, Executive Director
Elise Rice, Government Analyst
Clark Jennings, Board Counsel
Bob McCormick, Board Member
Richard Gathright, Board Member
Dennis Carpenter, Board Member
Art Barthlow, Board Member
Rob von Kampen, Ph.D., International Code Council (ICC)
Michelle Porter, ICC
Autumn Saylor, ICC
Doug Harvey, Building Officials Association of Florida
Robert Kegan, Sumter County

LEGISLATIVE REPORT

Mr. Dudley stated that he did not have a report other than the Department of Community Affairs would be moving over to the department and home inspectors were now being licensed.

OLD BUSINESS

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

NEW BUSINESS

Mr. Demers suggested that a change be made on the application to suggest that individuals applying for a provisional license apply for a standard license at the same time.

Following discussion, Mr. Dudley stated that the committee will recommend to the full board that Mr. Demers work with staff on changes to the application.

ADJOURNMENT

There being no further business to come before the committee, the meeting was adjourned at 2:19 p.m., CDT.

EXAMINATION AND CONTINUING EDUCATION COMMITTEE

CALL TO ORDER

Mr. McCormick called the meeting to order at 2:19 p.m., CDT. He stated that he would chair the meeting since Mr. Lamas was not present, and all members would be participating.

Members Present

Art Barthlow
Dennis Carpenter
Gerry Demers

Members Not Present

Orlando Lamas, Chair

Others Present

Robyn Barineau, Executive Director
Elise Rice, Government Analyst
Clark Jennings, Board Counsel
Bob McCormick, Board Member
Richard Gathright, Board Member
Fred Dudley, Board Member
Art Barthlow, Board Member
Rob von Kampen, Ph.D., International Code Council (ICC)
Michelle Porter, ICC
Autumn Saylor, ICC
Doug Harvey, Building Officials Association of Florida

CONTINUING EDUCATION COURSES FOR REVIEW

GOLD COAST SCHOOL OF CONSTRUCTION, INC. (0000983)

Renewal Course

1. Green Buildings & the Construction Professional (Internet) (5007449)
Requesting 3 hours GENERAL credit (F-1939, A-2401)

Mr. Harvey was present at the meeting representing Gold Coast School of Construction, Inc.

Following discussion, the following action was taken.

MOTION: Mr. Gathright made a motion that the committee approve the course as submitted.

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

ELECTRICAL COUNCIL OF FLORIDA (0000899)

New Course

1. Florida's Laws on Ethics

Requesting 1 hour ETHICS credit (F-2261, A-2400)

MOTION: Mr. Gathright made a motion that the committee deny the course as the material does not follow Rule 61G19-9.001(4), F.A.C., and was not relevant.

SECOND: Mr. Demers seconded the motion.

Following discussion, a vote was taken on the motion which failed with Mr. Demers, Mr. Dudley and Mr. Barthlow voting against the motion.

Following discussion, the following action was taken.

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

SECOND: Mr. Demers seconded the motion which passed with Mr. Gathright and Mr. Carpenter voting against the motion.

**NEW PROVIDER: ON-LINE-CLASSES.COM DBA OF INFINITY LC
(F-300, A-693)**

New Courses

1. Ethical Responsibilities of Public Officials (Internet)
Requesting 1 hour ETHICS credit (F-2257, A-2396)

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

SECOND: Mr. Barthlow seconded the motion.

Following discussion, Mr. Dudley withdrew his motion and the following action was taken.

MOTION: Mr. Demers made a motion that the committee deny the course as it did not meet the requirements of Rule 61G19-9.004(3), F.A.C.

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

2. Designing for Aging in Place (Residential Accessibility Apps) (Internet)
Requesting 2 hours ACCESIBILITY credit (F-2258, A-2397)

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the committee deny the course as submitted as there was insufficient detail provided.

SECOND: Mr. Gathright seconded the motion which passed with Mr. McCormick voting against the motion.

3. Advanced Residential Design Requirements (Internet)
Requesting 1 hour LAWS & RULES credit (F-2259, A-2398)

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the committee deny the course as submitted as there was insufficient detail provided.

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

4. Laws & Rules for Florida's Professional Engineers (Internet)
Requesting 4 hours LAWS & RULES credit (F-2260, A-2399)

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the committee approve the course for 2 hours of credit.

The motion died.

MOTION: Mr. Dudley made a motion that the committee deny the course as it was not relevant and was too broad.

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

BUILDING OFFICIALS ASSOCIATION OF FLORIDA, INC. (0001001)

New Courses

1. Commercial Energy
Requesting 6 hours GENERAL credit (F-2273, A-2413)

Following discussion, the following action was taken.

MOTION: Mr. Gathright made a motion that the committee deny the course as there was no detailed outline submitted.

Motion died for lack of a second.

MOTION: Mr. Demers made a motion that the committee approve the course as submitted.

SECOND: Mr. Barthlow seconded the motion which passed with Mr. Gathright and Mr. Carpenter voting against the motion.

2. Residential Energy
Requesting 3 hours GENERAL credit (F-2274, A-2414)
3. Mechanical Systems and the Energy Codes
Requesting 3 hours GENERAL credit (F-2275, A-2415)
4. The International Green Construction Code
Requesting 4 hours GENERAL credit (F-2276, A-2416)

MOTION: Mr. Demers made a motion that the committee approve course numbers 2, 3, and 4 as submitted.

SECOND: Mr. Barthlow seconded the motion which passed with Mr. Gathright voting against the motion.

INTERNATIONAL CODE COUNCIL (0000991)

New Courses

Dr. von Kampen was present at the meeting.

1. Structural Building Components-Design, Bracing, Loads & Solar Panel Considerations
Requesting 3 hours GENERAL credit (F-2263, A-2403)

Following discussion, Dr. von Kampen asked for this course to be continued to the next meeting.

MOTION: Mr. Dudley made a motion that review of this course be continued to the next meeting.

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

2. Substantial Improvement/Substantial Damage Desk Reference-A Resource for Code Officials
Requesting 3 hours GENERAL credit (F-2264, A-2404)

Following discussion, the following action was taken.

MOTION: Mr. Demers made a motion that the committee approve the course as submitted.

SECOND: Mr. Barthlow seconded the motion which passed with Mr. Dudley voting against the motion.

3. Registered Interior Designers in Responsible Charge
Requesting 3 hours GENERAL credit (F-2265, A-2405)

MOTION: Mr. Dudley made a motion that the committee approve the course submitted.
Motion died for lack of a second.

Mr. Demers stated that he did not believe it was relevant. Following discussion, the following action was taken.

MOTION: Mr. Gathright made a motion that the committee deny the course as it was not relevant.

SECOND: Mr. Demers seconded the motion which passed with Mr. Dudley voting against the motion.

4. International Green Construction Code Fundamentals
Requesting 6 hours GENERAL credit (F-2266, A-2406)
7. 2012 International Energy Conversation Code Update
Requesting 3 hours GENERAL credit (F-2269, A-2409)
8. 2012 International Building Code Update
Requesting 3 hours GENERAL credit (F-2270, A-2410)
9. 2009 IECC Performing Residential Energy Plan Review Highlights
Requesting 3 hours GENERAL credit (F-2271, A-2411)

MOTION: Mr. Gathright made a motion that the committee approve course numbers 4, 7, 8, and 9 as submitted.

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

5. International Green Construction Code Day-Lighting
Requesting 3 hours GENERAL credit (F-2267, A-2407)

Following discussion, the following action was taken.

MOTION: Mr. Demers made a motion that the committee approve the course as submitted.

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

6. Ethics in Public Life
Requesting 3 hours ETHICS credit (F-2268, A-2408)

Following discussion, Dr. von Kampen asked for this course to be continued to the next meeting.

MOTION: Mr. Gathright made a motion that review of this course be continued to the next meeting.

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

10. 2009 IECC Performing Residential Energy Inspections Highlights
Requesting 3 hours GENERAL credit (F-2272, A-2412)

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the committee deny the course due to the lack of detail and they were unable to evaluate the educational value.

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

UNIVERSAL INSPECTION SERVICE, INC. (0000907)

New Course

1. Ethic Laws in Florida
Requesting 1 hour ETHICS credit (F-2279, A-2419)

MOTION: Mr. Gathright made a motion that the committee approve the course as submitted.

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

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.

ADJOURNMENT

There being no further business to come before the committee at this time, the meeting was adjourned at 4:50 p.m., CDT.

August 12, 2011 - 9:00 A.M., CDT

CALL TO ORDER

Chair McCormick called the meeting to order at 9:03 a.m., CDT.

Members Present

Bob McCormick, Chair
Richard Gathright, Vice-Chair
Art Barthlow
Dennis Carpenter
Gerry Demers
Fred Dudley

Members Not Present

Orlando Lamas
Nick Sasso

Others Present

Robyn Barineau, Executive Director
Elise Rice, Government Analyst
Clark Jennings, Board Counsel
Elizabeth Henderson, Prosecuting Attorney
Doug Harvey, BOAF
Rex Holmes
Larry Carnley
Rob von Kampen, Ph.D., International Code Council (ICC)
Michelle Porter, ICC
Autumn Saylor, ICC
Robert Kegan, Sumter County
Sharon McAllister, Court Reporter

APPROVAL OF THE JUNE 8, 9, & 10, 2011, MINUTES OF THE MEETING

Mr. Demers made a correction to the minutes.

MOTION: Vice-Chair Gathright made a motion that the board approve the minutes as amended.

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

DISCUSSION REGARDING STORAGE OF INFORMATION

Chair McCormick stated that they had previously discussed this issue and needed to determine the requirements for the storage of information for building departments. He stated that Mr. Harvey had agreed to poll his members to see what they collect and save.

Mr. Harvey informed the board that a survey was provided to the BOAF members, however, he would like to expand the survey and hoped to have more participation. Mr. Harvey stated that he had discussed the survey with Mr. Rob Nagin. He discussed the responses that he had received and stated that he would provide the results to the new survey at a future meeting.

Chair McCormick stated that the more information the board has would be a benefit and they appreciated BOAF assisting in this matter.

REPEAL OF RULES

Ms. Barineau informed the board that the Governor had directed staff to review all board rules to determine if any could possibly be repealed. She stated that the review was conducted and according to the questions on the rules template, the rules below were ones that could possibly be repealed.

Mr. Jennings discussed the rules and his recommendations with the board.

61G19-5.004 – Final Orders

Mr. Jennings recommended that the board maintain this rule, as it lets the licensee population know what is going to happen with final orders.

61G19-5.005 – Criteria for Reinstatement and Relicensure

Mr. Jennings stated that he recommended that the board maintain this rule as they have the authority.

61G19-6.002 – Certification for Multiple Inspection Classes

It was suggested that the board maintain this rule.

61G19-6.004 – Abandonment of Applications

It was suggested that this rule be repealed.

61G19-6.006 – Changes in Application and Certificate Information

It was suggested that the board maintain this rule.

61G19-6.007 – Standard Certificates; In General

It was suggested that this rule be repealed.

61G19-6.011 – Limited Certificates

It was suggested that this rule be repealed.

61G19-7.010 – Training Program Provider Fees

61G19-9.011 – Continuing Education Course Provider Fees

61G19-10.002 – Change of Status Fee

It was suggested that these rules be maintained.

61G19-12.001 – Delinquent Status

It was suggested that this rule be repealed.

MOTION: Mr. Dudley made a motion that the board repeal, based on their review, Rules 61G19-6.004, 61G19-6.007, 61G19-6.011 and 61G19-12.001 and retain the remaining rules that were reviewed.

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

Mr. Jennings asked if the board thought there would be any impact on small business with the repeal of any of the rules. Mr. Dudley responded that it would be a minimal impact, if any impact, to private providers who hire licensees and do not add any impact to licensees.

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that for the repeal of the rules, the board find the estimated costs on small business is minimal, if any, and will probably be a savings.

SECOND: Vice-Chair Gathright seconded the motion and it passed unanimously.

REPORTS

Chair's Report – Bob McCormick

Chair McCormick informed the board that Mr. Bob Kymalainen was not reappointed to the board by the Governor because of the amount of time he had served on the board. He stated that there is currently an opening on the board.

Chair McCormick encouraged all the members to attend the meetings when possible.

Application Review Committee – Richard Gathright Ratification of Actions Taken by the Committee

Vice-Chair Gathright reported that the committee reviewed 77 applications, of which 58 applications were approved, and 19 were denied.

Vice-Chair Gathright read the denials and the approved provisional licenses, with the limitations, into the record at this time.

Approved Provisional Licenses:

Alarcon, MacLain, Edward – Provisional Electrical Plans Examiner – City of Plantation only; Boucher, Joseph M. – Provisional Building Inspector – Key Colony Beach only; Kirk, Mark Kyle – Provisional Electrical Inspector – Hillsborough County only; Revell, Rodney E. – Provisional Building Code Administrator – Wakulla County only; Taylor, Michael A. – Provisional Plumbing Inspector – City of Sarasota only

Denials:

Brown, Frank Andrew – Provisional Building Code Administrator – not newly hired or promoted into the position; Brunette, Ronald Joseph – Mechanical Inspector – affidavit vague; Cancio, George L. – Mechanical Inspector and Mechanical Plans Examiner – failed to demonstrate that he has the required experience; Conde, Angel L. – Building Code Administrator - failed to demonstrate the required experience; Gorrin, Marco Antonio – Building Inspector – lack of experience; Hall, Billy Dean – Plumbing Plans Examiner and Mechanical Plans Examiner – affidavits do not show experience in categories sought; Hanson, John L. – 1&2 Family Dwelling Inspector, Provisional Mechanical Inspector, Provisional Building Inspector, Provisional Electrical Inspector – Lack of experience; Innes, Steve – Roofing Inspector – lack of experience; Pappalardo, James Salvatore, Sr., - Plumbing Inspector and Provisional Plumbing Plans Examiner – lack of experience; Thorne, Wayne R. – Electrical Inspector – lack of experience; Tullo, Nicholas A. – Provisional Plumbing Inspector – lack of experience; Walsh, Jonathan D. –

Provisional Building Code Administrator – not newly hired or promoted into the position; Wilson, David J. – Mechanical Inspector – lack of experience

Mr. Barthlow asked if the applicant for the Provisional Building Code Administrator license in Wakulla County was given blanket approval. He stated that he would like to have the applicant appear before the board at the next meeting to find out his qualifications. Vice-Chair Gathright responded that the applicant did meet the statutory requirements which was determined when the committee reviewed the application.

Chair McCormick asked Mr. Jennings if the applicant could be required to appear before the board. Mr. Clark responded that they could not apply this type of limitation.

Chair McCormick commented that an applicant had completed the plans examiner cross training program with BOAF, which was approved, however, they did not approve the inspector application due to a lack of experience. He asked Mr. Harvey is the BOAF training for a plans examiner would cross over to an inspector and vice versa.

Mr. Harvey responded that the BOAF does not allow the training programs to cross over as they are different programs.

MOTION: Mr. Dudley made a motion that the board approve the actions of the Application Committee with the exception of the Provisional Building Code Administrator license for Mr. Rodney Revell.

SECOND: Chair McCormick seconded the motion and it passed unanimously.

At this time, the members of the board reviewed the Provisional Building Code Administrator application for Mr. Rodney Revell.

MOTION: Mr. Demers made a motion that the board approve the issuance of the Provisional Building Code Administrator license for Mr. Rodney Revell which is limited to Wakulla County.

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

Rules and Legislation Committee – Fred Dudley

Mr. Dudley reported on the rules workshops. He reported that it was recommended that staff continue to pursue an agreement with the State Fire Marshals Office to be brought back to the board for review. He stated that it was recommended that no automatic approval be given for DSFM courses and the board had agreed.

Mr. Dudley reported that Chair McCormick will serve on an Ad-Hoc committee to work with staff.

Chair McCormick reported that the 2010 Florida Building Code will be effective on March 15, 2012.

Mr. Demers reported that he will be working with staff on revisions to the application form for licensure for review at the October meeting.

Examination and Continuing Education Committee – McCormick

Chair McCormick reported that the committee reviewed 21 courses, of which 13 were approved, six were denied, and two were continued to the October meeting.

Board Counsel – Clark Jennings

Mr. Jennings informed the board that there was a report in their handout folder from the previous attorney for their review and asked if the board wanted to start the process again regarding Rule 61G19-5.002, F.A.C., Disciplinary Guidelines.

MOTION: Mr. Dudley made a motion that the board start the rule making process for Rule 61G19-5.002, F.A.C.

SECOND: Vice-Chair Gathright seconded the motion and it passed unanimously.

Executive Director – Robyn Barineau

Unlicensed Activity Report

Ms. Barineau stated that at the last meeting, Mr. Dudley asked her to provide the board with information regarding the number of individuals that had been cited for unlicensed activity during the last fiscal year. She reported that there were five reported cases, of which one has been received in legal, one was in settlement negotiations, and three were closed with no violations.

July Ratification List

Ms. Barineau reported that all of the applications contained on the list had been pulled to be reviewed by the Application Review Committee as requested by one or more board members.

Ms. Barineau informed the board of the dates for future meetings:

October 25 – 28, 2011 in Ocala

December 7 - 9, 2011 in Orlando

February 8 – 10, 2012 in Jacksonville

April 4 – 6, 2012 in Daytona Beach

June 6 – 8, 2012 in Orlando

ICC Update – Rob von Kampen, Ph.D.

Dr. von Kampen provided a report for the board and an overview of psychometrics. He also discussed the pass/fail rate with the board.

PUBLIC COMMENTS

There were no public comments at this time.

OLD BUSINESS

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

NEW BUSINESS

Discussion Regarding Licensing Question Submitted by Paul Bollenback

Chair McCormick stated that this was not a declaratory statement request.

Following discussion, Mr. Dudley expressed concern with the board providing information without a request for a declaratory statement. The board asked Mr. Jennings to contact Mr.

Bollenback and inform him that he would need to request a declaratory statement if he is unclear regarding the duties of licensees of this board.

ADJOURNMENT

There being no further business to come before the board, the meeting was adjourned at 11:00 a.m., CDT.