

Bill No. CS for CS for SB's 336 & 190

Amendment No. Barcode 394328

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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Senator Constantine moved the following substitute for amendment (760858):

Senate Amendment (with title amendment)

On page 5, line 18, through
page 6, line 25, delete those lines

and insert:

Section 4. Effective upon this act becoming a law, section 553.415, Florida Statutes, is amended to read:

553.415 Factory-built school buildings.--

(1) It is the purpose of this section to provide an alternative procedure for the construction and installation of factory-built school buildings designed or intended for use as school buildings. As used in this section, the term "factory-built school building" means any building designed or intended for use as a school building, which is in whole or in part, manufactured at an offsite facility in compliance with the State Uniform Code for Public Educational Facilities and Department of Education rule, effective on January 5, 2000. After January 1, 2002 ~~July 1, 2001~~, the Uniform Code for

Bill No. CS for CS for SB's 336 & 190

Amendment No. ____ Barcode 394328

1 Public Educational Facilities shall be incorporated into the
 2 Florida Building Code, including specific requirements for
 3 Public Educational Facilities and the Department of Education
 4 rule, effective on January 5, 2000. For the purpose of this
 5 section, factory-built school buildings include prefabricated
 6 educational facilities, factory-built educational facilities,
 7 and modular-built educational facilities, that are designed to
 8 be portable, relocatable, demountable, or reconstructible; are
 9 used primarily as classrooms or the components of an entire
 10 school; and do not fall under the provisions of ss.
 11 320.822-320.862.

12 (2) A manufacturer of factory-built school buildings
 13 shall be subject to the certification and enforcement
 14 requirements in this part except as provided in this section.

15 (3) Within 90 days after the effective date of this
 16 section, the department shall adopt by emergency rule
 17 regulations to carry out the provisions of this section. Such
 18 rule shall ensure the safety of design, construction,
 19 accessibility, alterations, and inspections and shall also
 20 prescribe procedures for the plans, specifications, and
 21 methods of construction to be submitted to the department for
 22 approval.

23 (4) A manufacturer of factory-built school buildings
 24 designed or intended for use as school buildings shall submit
 25 to the department for approval the manufacturer's plans,
 26 specifications, alterations, and methods of construction. The
 27 department is authorized to charge manufacturers a fee which
 28 reflects the actual expenses incurred for the review of such
 29 plans and specifications.

30 (5) The department, in accordance with the standards
 31 and procedures adopted pursuant to this section and as such

Bill No. CS for CS for SB's 336 & 190

Amendment No. Barcode 394328

1 standards and procedures may thereafter be modified, shall
 2 approve or reject such plans, specifications, and methods of
 3 construction. Approval shall not be given unless such plans,
 4 specifications, and methods of construction are in compliance
 5 with the State Uniform Building Code for Public Educational
 6 Facilities and department rule. After January 1, 2002 ~~July 1,~~
 7 ~~2001~~, the Uniform Code for Public Educational facilities shall
 8 be incorporated into the Florida Building Code, including
 9 specific requirements for public educational facilities and
 10 department rule.

11 (6) The department may delegate its plans review
 12 authority to a state agency or public or private entity;
 13 however, the department shall ensure that any person
 14 conducting plans reviews is a certified plans examiner,
 15 pursuant to part XII of chapter 468.

16 (7) A standard plan approval may be obtained from the
 17 department for factory-built school buildings and such
 18 department-approved plans shall be accepted by the enforcement
 19 agency as approved for the purpose of obtaining a construction
 20 permit for the structure itself. The department, or its
 21 designated representative, shall determine if the plans
 22 qualify for purposes of a factory-built school shelter, as
 23 defined in s. 553.36.

24 (8) Any amendment to the State Uniform Code for Public
 25 Educational Facilities, and after January 1, 2002 ~~July 1,~~
 26 ~~2001~~, the Florida Building Code, shall become effective 180
 27 days after the amendment is filed with the Secretary of State.
 28 Notwithstanding the 180-day delayed effective date, the
 29 manufacturer shall submit and obtain a revised approved plan
 30 within the 180 days. A revised plan submitted pursuant to
 31 this subsection shall be processed as a renewal or revision

Bill No. CS for CS for SB's 336 & 190

Amendment No. ____ Barcode 394328

1 with appropriate fees. A plan submitted after the period of
2 time provided shall be processed as a new application with
3 appropriate fees.

4 (9) The school district or community college district
5 for which any factory-built school building is constructed or
6 altered after July 1, 2001, shall provide for periodic
7 inspection of the proposed factory-built school building
8 during each phase of construction or alteration. The inspector
9 shall act under the direction of the governing board for
10 employment purposes. This subsection does not prevent a school
11 district or community college district from purchasing or
12 otherwise using a factory-built school building that has been
13 inspected during all phases of construction or alteration
14 conducted after July 1, 2002, by another school district or
15 community college or by an approved inspection agency
16 certified pursuant to s. 553.36(2). If a factory-built school
17 building is constructed or altered for an entity other than a
18 school district or community college district, such entity may
19 employ at its election a school district, community college
20 district, or such approved inspection agency to conduct such
21 inspections. A school district or community college district
22 so employed may charge such entity for services at reasonable
23 rates comparable to those charged for similar services by
24 approved inspection agencies.

25 (10) The department shall, by rule, develop forms and
26 reporting periods for the architect or structural engineer in
27 charge of the supervision of the work of construction in the
28 factory, the inspector on the work, and the manufacturer
29 verifying that based upon personal knowledge, the work during
30 the period covered by the report has been performed, and the
31 materials used and installed, in every particular, in

Bill No. CS for CS for SB's 336 & 190

Amendment No. ____ Barcode 394328

1 accordance with the approved plans and specifications, setting
2 forth such detailed statements of facts as required by the
3 department.

4 (11) The department shall develop a unique
5 identification label to be affixed to all newly constructed
6 factory-built school buildings and existing factory-built
7 school buildings which have been brought into compliance with
8 the standards for existing "satisfactory" buildings pursuant
9 to chapter 5 of the Uniform Code for Public Educational
10 Facilities, and after January 1, 2002 ~~July 1, 2001~~, the
11 Florida Building Code. The department may charge a fee for
12 issuing such labels. Such labels, bearing the department's
13 name and state seal, shall at a minimum, contain:

14 (a) The name of the manufacturer.

15 (b) The standard plan approval number or alteration
16 number.

17 (c) The date of manufacture or alteration.

18 (d) The serial or other identification number.

19 (e) The following designed-for loads: lbs. per square
20 foot live load; lbs. per square foot floor live load; lbs. per
21 square foot horizontal wind load; and lbs. per square foot
22 wind uplift load.

23 (f) The designed-for flood zone usage.

24 (g) The designed-for wind zone usage.

25 (h) The designed-for enhanced hurricane protection
26 zone usage: yes or no.

27 (12) Such identification label shall be permanently
28 affixed by the manufacturer in the case of newly constructed
29 factory-built school buildings, or by the department or its
30 designee in the case of an existing factory-built building
31 altered to comply with provisions of s. 235.061.

Bill No. CS for CS for SB's 336 & 190

Amendment No. ____ Barcode 394328

1 (13) As of July 1, 2001, all ~~existing and~~ newly
2 constructed factory-built school buildings shall bear a label
3 pursuant to subsection (12). As of July 1, 2002, existing
4 factory-built school buildings and manufactured building used
5 as classrooms and not bearing such label shall not be used as
6 classrooms pursuant to s. 235.061.

7 (14) Nothing in this section shall affect any
8 requirement for compliance with firesafety criteria.

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11 ===== T I T L E A M E N D M E N T =====

12 And the title is amended as follows:

13 On page 1, line 16, after the semicolon,

14

15 insert:

16 delaying the date for inclusion of the Uniform
17 Code for Public Education Facilities into the
18 Florida Building Code;

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