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2 An act relating to the Florida Building Code;  
3 amending s. 553.415, F.S.; delaying the date  
4 for inclusion of the Uniform Code for Public  
5 Education Facilities in the Florida Building  
6 Code; providing an effective date for the  
7 Florida Building Code; amending s. 135 of ch.  
8 2000-141, Laws of Florida, and ss. 62(2) and 68  
9 of ch. 98-287, Laws of Florida, as amended;  
10 delaying the amendment, repeal, and transfer  
11 and renumbering of specified sections of the  
12 Florida Statutes; amending s. 627.0629, F.S.;  
13 delaying a deadline by which insurance  
14 companies are required to make certain rate  
15 filings; providing for the adoption of an  
16 administrative rule; providing for the  
17 treatment of permit applications submitted  
18 before the effective date of the code;  
19 requiring local jurisdictions to enact  
20 ordinances establishing wind speed lines;  
21 requiring that the Department of Community  
22 Affairs adopt an emergency rule under certain  
23 circumstances; specifying the effective date of  
24 the residential swimming pool safety  
25 requirements of the Florida Building Code;  
26 amending s. 468.609, F.S.; extending the  
27 deadline to apply for a limited certificate as  
28 a building code administrator, plans examiner,  
29 or inspector; expanding the list of eligible  
30 persons who may apply for the certificate;  
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1 providing for the application of the act;  
2 providing an effective date.

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4 Be It Enacted by the Legislature of the State of Florida:

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6 Section 1. Subsections (1), (5), (8), and (11) of  
7 section 553.415, Florida Statutes, are amended to read:

8 553.415 Factory-built school buildings.--

9 (1) It is the purpose of this section to provide an  
10 alternative procedure for the construction and installation of  
11 factory-built school buildings designed or intended for use as  
12 school buildings. As used in this section, the term  
13 "factory-built school building" means any building designed or  
14 intended for use as a school building, which is in whole or in  
15 part, manufactured at an offsite facility in compliance with  
16 the State Uniform Code for Public Educational Facilities and  
17 Department of Education rule, effective on January 5, 2000.  
18 After March ~~January~~ 1, 2002, the Uniform Code for Public  
19 Educational Facilities shall be incorporated into the Florida  
20 Building Code, including specific requirements for Public  
21 Educational Facilities and the Department of Education rule,  
22 effective on January 5, 2000. For the purpose of this  
23 section, factory-built school buildings include prefabricated  
24 educational facilities, factory-built educational facilities,  
25 and modular-built educational facilities, that are designed to  
26 be portable, relocatable, demountable, or reconstructible; are  
27 used primarily as classrooms or the components of an entire  
28 school; and do not fall under the provisions of ss.  
29 320.822-320.862.

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

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 March ~~January~~ 1, 2002,  
7 the Uniform Code for Public Educational Facilities shall be  
8 incorporated into the Florida Building Code, including  
9 specific requirements for public educational facilities and  
10 department rule.

11 (8) Any amendment to the State Uniform Code for Public  
12 Educational Facilities, and after March ~~January~~ 1, 2002, the  
13 Florida Building Code, shall become effective 180 days after  
14 the amendment is filed with the Secretary of State.  
15 Notwithstanding the 180-day delayed effective date, the  
16 manufacturer shall submit and obtain a revised approved plan  
17 within the 180 days. A revised plan submitted pursuant to  
18 this subsection shall be processed as a renewal or revision  
19 with appropriate fees. A plan submitted after the period of  
20 time provided shall be processed as a new application with  
21 appropriate fees.

22 (11) The department shall develop a unique  
23 identification label to be affixed to all newly constructed  
24 factory-built school buildings and existing factory-built  
25 school buildings which have been brought into compliance with  
26 the standards for existing "satisfactory" buildings pursuant  
27 to chapter 5 of the Uniform Code for Public Educational  
28 Facilities, and after March ~~January~~ 1, 2002, the Florida  
29 Building Code. The department may charge a fee for issuing  
30 such labels. Such labels, bearing the department's name and  
31 state seal, shall at a minimum, contain:

- 1 (a) The name of the manufacturer.
- 2 (b) The standard plan approval number or alteration  
3 number.
- 4 (c) The date of manufacture or alteration.
- 5 (d) The serial or other identification number.
- 6 (e) The following designed-for loads: lbs. per square  
7 foot live load; lbs. per square foot floor live load; lbs. per  
8 square foot horizontal wind load; and lbs. per square foot  
9 wind uplift load.
- 10 (f) The designed-for flood zone usage.
- 11 (g) The designed-for wind zone usage.
- 12 (h) The designed-for enhanced hurricane protection  
13 zone usage: yes or no.

14 Section 2. Notwithstanding any other provision in  
15 chapter 2001-186, Laws of Florida, the effective date of the  
16 following sections of chapter 2001-186, Laws of Florida, is  
17 changed to March 1, 2002: sections 25, 26, and 27.

18 Section 3. Notwithstanding any other provision in  
19 chapter 2001-186, Laws of Florida, the effective date of the  
20 following sections of chapter 2000-141, Laws of Florida, as  
21 amended by chapter 2001-186, Laws of Florida, is changed to  
22 March 1, 2002: sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13,  
23 14, 15, 17, 18, 19, 20, 21, 22, 23, 24, 25, 27, 28, 29, 30,  
24 32, 36, 39, 44, 47, 48, 49, 52, 54, 56, 58, 59, 60, 62, 70,  
25 71, 72, 75, 79, 81, 84, 86, 87, 88, 91, 92, 93, 94, and 99.

26 Section 4. Notwithstanding any other provision in  
27 chapter 2001-186, Laws of Florida, the effective date of the  
28 following sections of chapter 98-287, Laws of Florida, as  
29 amended by chapter 2000-141, Laws of Florida, as amended by  
30 chapter 2001-186, Laws of Florida, is changed to March 1,  
31

1 2002: sections 1, 2, 4, 5, 7, 9, 13, 14, 15, 16, 17, 18, 21,  
2 24, 29, 31, 32, 34, 36, 38, 40, 44, 46, 47, 49, 51, and 56.

3       Section 5. Notwithstanding any other provision in  
4 chapter 2001-186, Laws of Florida, the effective date of  
5 section 61 of chapter 98-419, Laws of Florida, as amended by  
6 chapter 2000-141, Laws of Florida, as amended by chapter  
7 2001-186, Laws of Florida, is changed to March 1, 2002.

8       Section 6. Section 135 of chapter 2000-141, Laws of  
9 Florida, as amended by section 37 of chapter 2001-186, Laws of  
10 Florida, is amended to read:

11       Section 135. Effective ~~March~~ January 1, 2002  
12 subsection (2) of section 255.21, Florida Statutes, paragraphs  
13 (d) and (e) of subsection (1) of section 395.1055, Florida  
14 Statutes, and subsection (11) of section 553.79, Florida  
15 Statutes, are repealed.

16       Section 7. Subsection (2) of section 62 of chapter  
17 98-287, Laws of Florida, as amended by section 107 of chapter  
18 2000-141, Laws of Florida, as amended by section 38 of chapter  
19 2001-186, Laws of Florida, is amended to read:

20       Section 62.

21       (2) Effective ~~March~~ January 1, 2002, all existing  
22 local technical amendments to any building code adopted by any  
23 local government, except for local ordinances setting forth  
24 administrative requirements which are not in conflict with the  
25 Florida Building Code, are repealed. Each local government may  
26 readopt such amendments pursuant to s. 553.73, Florida  
27 Statutes, provided such amendments comply with applicable  
28 provisions of the Florida Building Code.

29       Section 8. Section 68 of chapter 98-287, Laws of  
30 Florida, as amended by section 108 of chapter 2000-141, Laws

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1 of Florida, as amended by section 39 of chapter 2001-186, Laws  
2 of Florida, is amended to read:

3           Section 68. Effective March ~~January~~ 1, 2002, parts I,  
4 II, and III of chapter 553, Florida Statutes, consisting of  
5 sections 553.01, 553.02, 553.03, 553.04, 553.041, 553.05,  
6 553.06, 553.07, 553.08, 553.10, 553.11, 553.14, 553.15,  
7 553.16, 553.17, 553.18, 553.20, 553.21, 553.22, 553.23,  
8 553.24, 553.25, 553.26. 553.27, and 553.28, Florida Statutes,  
9 are repealed, section 553.141, Florida Statutes, is  
10 transferred and renumbered as section 553.86, Florida  
11 Statutes.

12           Section 9. Subsection (1) of section 627.0629, Florida  
13 Statutes, as amended by section 99 of chapter 2000-141, Laws  
14 of Florida, as amended by section 42 of chapter 2001-186, Laws  
15 of Florida, is amended to read:

16           627.0629 Residential property insurance; rate  
17 filings.--

18           (1) A rate filing for residential property insurance  
19 must include actuarially reasonable discounts, credits, or  
20 other rate differentials, or appropriate reductions in  
21 deductibles, for properties on which fixtures or construction  
22 techniques demonstrated to reduce the amount of loss in a  
23 windstorm have been installed or implemented. The fixtures or  
24 construction techniques shall include, but not be limited to,  
25 fixtures or construction techniques which enhance roof  
26 strength, roof covering performance, roof-to-wall strength,  
27 wall-to-floor-to-foundation strength, opening protection, and  
28 window, door, and skylight strength. Credits, discounts, or  
29 other rate differentials for fixtures and construction  
30 techniques which meet the minimum requirements of the Florida  
31 Building Code must be included in the rate filing. All

1 insurance companies must make a rate filing which includes the  
2 credits, discounts, or other rate differentials by February  
3 28, 2003 ~~December 31, 2002~~.

4 Section 10. Rule 9B-3.047, Florida Administrative  
5 Code, as it existed before November 28, 2000, is adopted and  
6 will remain in force until the effective date of the Florida  
7 Building Code as established in this act.

8 Section 11. Notwithstanding the effective date of  
9 section 25 of chapter 2001-186, Laws of Florida, any building  
10 permit for which an application is submitted before the  
11 effective date of the Florida Building Code is governed by the  
12 state minimum building code in effect in the permitting  
13 jurisdiction on the date of the application for the permitted  
14 work for the life of the permit and any extension of time  
15 granted thereto.

16 Section 12. Local jurisdictions bisected or otherwise  
17 divided by a line separating wind speed zones, as determined  
18 by the American Society of Civil Engineers, Standard 7, 1998  
19 edition as implemented by the International Building Code,  
20 2000 edition, and as modified by the Florida Building  
21 Commission in the Florida Building Code that becomes effective  
22 pursuant to this act, must by January 1, 2002, enact an  
23 ordinance specifying the exact location of wind speed lines,  
24 using recognized physical landmarks such as major roads,  
25 canals, rivers, and lake shores, wherever possible. For each  
26 jurisdiction that has not adopted the required ordinance by  
27 January 1, 2002, the Department of Community Affairs shall  
28 adopt, by emergency rule under section 120.54(4), Florida  
29 Statutes, a map delineating the wind speed lines of the  
30 jurisdiction according to the parameters of this section. This  
31 map shall govern the location of wind speed lines under the

1 Florida Building Code until 60 days after the effective date  
2 of the jurisdiction's ordinance.

3           Section 13. The Florida Building Commission is  
4 authorized to provide for uniform implementation of sections  
5 515.25, 515.27, and 515.29, Florida Statutes, by including  
6 standards and criteria in the Florida Building Code for  
7 residential swimming pool barriers, pool covers, latching  
8 devices, door and window exit alarms, and other equipment  
9 required in those sections which are consistent with the  
10 intent of section 515.23, Florida Statutes. Notwithstanding  
11 section 10, the residential swimming pool safety requirements  
12 of the Florida Building Code, section 424.2, relating to  
13 private swimming pools, of Rule 9B-3.047, Florida  
14 Administrative Code, as adopted November 28, 2000, shall take  
15 effect January 1, 2002.

16           Section 14. Paragraph (e) of subsection (6) of section  
17 468.609, Florida Statutes, is amended to read:

18           468.609 Administration of this part; standards for  
19 certification; additional categories of certification.--

20           (6)

21           (e) By March 1, 2003, or one year after the Florida  
22 Building Code is implemented, whichever is later ~~January 1,~~  
23 ~~2001,~~ individuals who were employed by an educational board,  
24 the Department of Education, or the State University System as  
25 building code administrators, plans examiners, or inspectors,  
26 who do not wish to apply ~~are not eligible~~ for a standard  
27 certificate but who wish to continue in such employment, shall  
28 submit to the board the appropriate application and  
29 certification fees and shall receive a limited certificate  
30 qualifying such individuals to engage in building code  
31 administration, plans examination, or inspection in the class,



1 at the performance level, and within the governmental  
2 jurisdiction in which such person is employed.

3           Section 15. After January 1, 2002, design  
4 professionals who have been preparing construction documents  
5 in anticipation of the current Florida Law stipulating the  
6 implementation date of January 1, 2002, for the Florida  
7 Building Code, may at their option, have their projects  
8 governed by the Florida Building Code that would have been in  
9 effect in the permitting jurisdiction, after January 1, 2002.

10           Section 16. This act shall take effect upon becoming a  
11 law.

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