

By Representative Bennett

1                                   A bill to be entitled  
 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           Educational 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 the Florida Building Commission to  
 22          establish such lines under certain  
 23          circumstances; providing an effective date.

24  
 25 Be It Enacted by the Legislature of the State of Florida:

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

29           553.415 Factory-built school buildings.--

30           (1) It is the purpose of this section to provide an  
 31 alternative procedure for the construction and installation of

1 factory-built school buildings designed or intended for use as  
2 school buildings. As used in this section, the term  
3 "factory-built school building" means any building designed or  
4 intended for use as a school building, which is in whole or in  
5 part, manufactured at an offsite facility in compliance with  
6 the State Uniform Code for Public Educational Facilities and  
7 Department of Education rule, effective on January 5, 2000.  
8 After April ~~January~~ 1, 2002, the Uniform Code for Public  
9 Educational Facilities shall be incorporated into the Florida  
10 Building Code, including specific requirements for Public  
11 Educational Facilities and the Department of Education rule,  
12 effective on January 5, 2000. For the purpose of this  
13 section, factory-built school buildings include prefabricated  
14 educational facilities, factory-built educational facilities,  
15 and modular-built educational facilities, that are designed to  
16 be portable, relocatable, demountable, or reconstructible; are  
17 used primarily as classrooms or the components of an entire  
18 school; and do not fall under the provisions of ss.  
19 320.822-320.862.

20 (5) The department, in accordance with the standards  
21 and procedures adopted pursuant to this section and as such  
22 standards and procedures may thereafter be modified, shall  
23 approve or reject such plans, specifications, and methods of  
24 construction. Approval shall not be given unless such plans,  
25 specifications, and methods of construction are in compliance  
26 with the State Uniform Building Code for Public Educational  
27 Facilities and department rule. After April ~~January~~ 1, 2002,  
28 the Uniform Code for Public Educational Facilities shall be  
29 incorporated into the Florida Building Code, including  
30 specific requirements for public educational facilities and  
31 department rule.

1           (8) Any amendment to the State Uniform Code for Public  
2 Educational Facilities, and after April ~~January~~ 1, 2002, the  
3 Florida Building Code, shall become effective 180 days after  
4 the amendment is filed with the Secretary of State.  
5 Notwithstanding the 180-day delayed effective date, the  
6 manufacturer shall submit and obtain a revised approved plan  
7 within the 180 days. A revised plan submitted pursuant to  
8 this subsection shall be processed as a renewal or revision  
9 with appropriate fees. A plan submitted after the period of  
10 time provided shall be processed as a new application with  
11 appropriate fees.

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

22           (a) The name of the manufacturer.

23           (b) The standard plan approval number or alteration  
24 number.

25           (c) The date of manufacture or alteration.

26           (d) The serial or other identification number.

27           (e) The following designed-for loads: lbs. per square  
28 foot live load; lbs. per square foot floor live load; lbs. per  
29 square foot horizontal wind load; and lbs. per square foot  
30 wind uplift load.

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

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

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

4 Section 2. Notwithstanding any other provision in  
5 chapter 2001-186, Laws of Florida, the effective date of the  
6 following sections of chapter 2001-186, Laws of Florida, is  
7 changed to April 1, 2002: sections 25, 26, and 27.

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

16 Section 4. Notwithstanding any other provision in  
17 chapter 2001-186, Laws of Florida, the effective date of the  
18 following sections of chapter 98-287, Laws of Florida, as  
19 amended by chapter 2000-141, Laws of Florida, as amended by  
20 chapter 2001-186, Laws of Florida, is changed to April 1,  
21 2002: sections 1, 2, 4, 5, 7, 9, 13, 14, 15, 16, 17, 18, 21,  
22 24, 29, 31, 32, 34, 36, 38, 40, 44, 46, 47, 49, 51, and 56.

23 Section 5. Notwithstanding any other provision in  
24 chapter 2001-186, Laws of Florida, the effective date of  
25 section 61 of chapter 98-419, Laws of Florida, as amended by  
26 chapter 2000-141, Laws of Florida, as amended by chapter  
27 2001-186, Laws of Florida, is changed to April 1, 2002.

28 Section 6. Section 135 of chapter 2000-141, Laws of  
29 Florida, as amended by section 37 of chapter 2001-186, Laws of  
30 Florida, is amended to read:

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1           Section 135. Effective ~~April~~ January 1, 2002,  
2 subsection (2) of section 255.21, Florida Statutes, paragraphs  
3 (d) and (e) of subsection (1) of section 395.1055, Florida  
4 Statutes, and subsection (11) of section 553.79, Florida  
5 Statutes, are repealed.

6           Section 7. Subsection (2) of section 62 of chapter  
7 98-287, Laws of Florida, as amended by section 107 of chapter  
8 2000-141, Laws of Florida, as amended by section 38 of chapter  
9 2001-186, Laws of Florida, is amended to read:

10           Section 62.

11           (2) Effective ~~April~~ January 1, 2002, all existing  
12 local technical amendments to any building code adopted by any  
13 local government, except for local ordinances setting forth  
14 administrative requirements which are not in conflict with the  
15 Florida Building Code, are repealed. Each local government may  
16 readopt such amendments pursuant to s. 553.73, Florida  
17 Statutes, provided such amendments comply with applicable  
18 provisions of the Florida Building Code.

19           Section 8. Section 68 of chapter 98-287, Laws of  
20 Florida, as amended by section 108 of chapter 2000-141, Laws  
21 of Florida, as amended by section 39 of chapter 2001-186, Laws  
22 of Florida, is amended to read:

23           Section 68. Effective ~~April~~ January 1, 2002, parts I,  
24 II, and III of chapter 553, Florida Statutes, consisting of  
25 sections 553.01, 553.02, 553.03, 553.04, 553.041, 553.05,  
26 553.06, 553.07, 553.08, 553.10, 553.11, 553.14, 553.15,  
27 553.16, 553.17, 553.18, 553.20, 553.21, 553.22, 553.23,  
28 553.24, 553.25, 553.26, 553.27, and 553.28, Florida Statutes,  
29 are repealed, section 553.141, Florida Statutes, is  
30 transferred and renumbered as section 553.86, Florida  
31 Statutes.

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

5           627.0629 Residential property insurance; rate  
6 filings.--

7           (1) A rate filing for residential property insurance  
8 must include actuarially reasonable discounts, credits, or  
9 other rate differentials, or appropriate reductions in  
10 deductibles, for properties on which fixtures or construction  
11 techniques demonstrated to reduce the amount of loss in a  
12 windstorm have been installed or implemented. The fixtures or  
13 construction techniques shall include, but not be limited to,  
14 fixtures or construction techniques which enhance roof  
15 strength, roof covering performance, roof-to-wall strength,  
16 wall-to-floor-to-foundation strength, opening protection, and  
17 window, door, and skylight strength. Credits, discounts, or  
18 other rate differentials for fixtures and construction  
19 techniques which meet the minimum requirements of the Florida  
20 Building Code must be included in the rate filing. All  
21 insurance companies must make a rate filing which includes the  
22 credits, discounts, or other rate differentials by March 31,  
23 2003 ~~December 31, 2002~~.

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

28           Section 11. Notwithstanding the effective date of  
29 section 25 of chapter 2001-186, Laws of Florida, any building  
30 permit for which an application is submitted before the  
31 effective date of the Florida Building Code is governed by the

