

CHAMBER ACTION

1 The Local Government Council recommends the following:

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3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to wind-protection provisions of the
7 Florida Building Code; amending ch. 2000-141, Laws of
8 Florida; providing for removal of the code's wind-
9 protection standards from the Florida Building Code;
10 providing for an update of the code's wind-protection
11 standards; providing for incorporation into the Florida
12 Building Code of the repeal of a design option relating to
13 internal pressure for buildings within the windborne
14 debris region; providing an appropriation for a joint
15 program to educate contractors for certain purposes;
16 requiring the commission to review damage from Hurricane
17 Ivan and make recommendations to the Legislature for
18 changes to the Florida Building Code, especially relating
19 to certain areas; requiring a report; directing the
20 commission to evaluate the definition of the term
21 "exposure category C" and recommend a revision to
22 accurately reflect certain conditions specific to the
23 state; providing an effective date.

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

Section 1. Subsection (3) of section 109 of chapter 2000-141, Laws of Florida, is amended to read:

Section 109. The Legislature has reviewed the Florida Building Code that was adopted by action of the Florida Building Commission on February 15, 2000, and that was noticed for rule adoption by reference in Rule 9B-3.047, F.A.C., on February 18, 2000, in the Florida Administrative Weekly on page 731. The Florida Building Commission is directed to continue the process to adopt the code, pursuant to section 120.54(3), Florida Statutes, and to incorporate the following provisions or standards for the State of Florida:

(3) For areas of the state not within the high velocity hurricane zone, the commission shall adopt, pursuant to s. 553.73, Florida Statutes, the most current edition of the wind protection requirements of the American Society of Civil Engineers, Standard 7, ~~1998 edition~~ as implemented by the International Building Code, ~~2000 edition, and as modified by the commission in its February 15, 2000, adoption of the Florida Building Code for rule adoption by reference in Rule 9B-3.047, Florida Administrative Code.~~ However, from the eastern border of Franklin County to the Florida-Alabama line, only land within 1 mile of the coast shall be subject to the windborne-debris requirements adopted by the commission. The exact location of wind speed lines shall be established by local ordinance, using recognized physical landmarks such as major roads, canals,

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52 | rivers, and lake shores, wherever possible. Buildings
53 | constructed in the windborne debris region must be either
54 | designed for internal pressures that may result inside a
55 | building when a window or door is broken or a hole is created in
56 | its walls or roof by large debris, or be designed with protected
57 | openings. Except in the high velocity hurricane zone, local
58 | governments may not prohibit the option of designing buildings
59 | to resist internal pressures.

60 | Section 2. Notwithstanding any other provision of this
61 | act, the option for designing for internal pressure for
62 | buildings within the windborne debris region shall be repealed
63 | immediately upon adoption of standards and conditions within the
64 | International Building Code or International Residential Code
65 | prohibiting such design option. The Florida Building Commission
66 | shall initiate rulemaking to incorporate such standards and
67 | conditions prohibiting designing for internal pressure for
68 | buildings into the Florida Building Code when the base code is
69 | updated.

70 | Section 3. For fiscal year 2005-2006 only, the sum of
71 | \$200,000 is appropriated from the Insurance Regulatory Trust
72 | Fund to the Department of Financial Services to be used to
73 | develop a joint program between the Florida Insurance Council
74 | and the Florida Home Builders Association to educate contractors
75 | on the benefits and options available for designing buildings
76 | for windborne debris protection and to develop a standardized
77 | affidavit to be used for verifying the insurance discounts for
78 | residential construction techniques demonstrated to reduce the
79 | amount of loss during a windstorm.

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80 Section 4. The Florida Building Commission, in conjunction
81 with local building officials, shall conduct a review of damage
82 resulting from Hurricane Ivan and any other data to evaluate,
83 and to make recommendations to the Legislature for any changes
84 to, the Florida Building Code, specifically as it applies to the
85 region from the eastern border of Franklin County to the
86 Florida-Alabama line. The commission shall issue a report
87 summarizing its findings and recommendations prior to the 2006
88 Regular Session of the Legislature.

89 Section 5. The Florida Building Commission shall evaluate
90 the definition of the term "exposure category C" as currently
91 defined in s. 553.71(10), Florida Statutes, and make
92 recommendations for a new definition that more accurately
93 depicts Florida-specific conditions prior to the 2006 Regular
94 Session of the Legislature.

95 Section 6. This act shall take effect July 1, 2005.