

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
2 Representative Davis offered the following:

3
4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Subsection (1) of section 162.12, Florida
7 Statutes, is amended to read:

8 162.12 Notices.—

9 (1) All notices required by this part must ~~shall~~ be
10 provided to the alleged violator by:

11 (a) Certified mail to, ~~return receipt requested, provided~~
12 ~~if such notice is sent under this paragraph to the owner of the~~
13 ~~property in question at the address listed in the tax~~
14 collector's office for tax notices, or to and at any other
15 address provided by the property owner in writing to the local
16 government for the purpose of receiving notices. For property
17 owned by a corporation, notices may be provided by certified
18 mail to the registered agent of the corporation. If any notice
19 sent by certified mail is not signed as received within 30 days

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20 ~~after the date of mailing by such owner and is returned as~~
21 ~~unclaimed or refused,~~ notice may be provided by posting as
22 described in subparagraphs (2) (b)1. and 2. ~~and by first class~~
23 ~~mail directed to the addresses furnished to the local government~~
24 ~~with a properly executed proof of mailing or affidavit~~
25 ~~confirming the first class mailing;~~

26 (b) Hand delivery by the sheriff or other law enforcement
27 officer, code inspector, or other person designated by the local
28 governing body;

29 (c) Leaving the notice at the violator's usual place of
30 residence with any person residing therein who is above 15 years
31 of age and informing such person of the contents of the notice;
32 or

33 (d) In the case of commercial premises, leaving the notice
34 with the manager or other person in charge.

35
36 Evidence that an attempt has been made to hand deliver or mail
37 notice as provided in subsection (1), together with proof of
38 publication or posting as provided in subsection (2), shall be
39 sufficient to show that the notice requirements of this part
40 have been met, without regard to whether or not the alleged
41 violator actually received such notice.

42 Section 2. Section 255.0518, Florida Statutes, is created
43 to read:

44 255.0518 Public bids; bid opening.—Notwithstanding s.
45 119.071(1)(b), the state, or any county or municipality thereof,
46 or any department or agency of the state, county, or
47 municipality, or any other public body or institution, must:

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48 (1) Open sealed bids or the portions of any sealed bids
49 that include the prices submitted, which are received pursuant
50 to a competitive solicitation for construction or repairs on a
51 public building or public work, at a public meeting conducted in
52 compliance with s. 286.011.

53 (2) Announce at that meeting the name of each bidder and
54 the price submitted.

55 (3) Make available upon request the name of each bidder
56 and the price submitted.

57 Section 3. Paragraphs (b) through (p) of subsection (2) of
58 section 381.0065, Florida Statutes, are redesignated as
59 paragraphs (c) through (q), respectively, a new paragraph (b) is
60 added to that subsection, paragraph (n) of subsection (4) of
61 that section is amended, and paragraphs (w) through (z) are
62 added to that subsection, to read:

63 381.0065 Onsite sewage treatment and disposal systems;
64 regulation.—

65 (2) DEFINITIONS.—As used in ss. 381.0065–381.0067, the
66 term:

67 (b)1. "Bedroom" means a room that can be used for sleeping
68 and that:

69 a. For site-built dwellings, has a minimum of 70 square
70 feet of conditioned space;

71 b. For manufactured homes, is constructed according to the
72 standards of the United States Department of Housing and Urban
73 Development and has a minimum of 50 square feet of floor area;

74 c. Is located along an exterior wall;

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75 d. Has a closet and a door or an entrance where a door
76 could be reasonably installed; and

77 e. Has an emergency means of escape and rescue opening to
78 the outside.

79 2. A room may not be considered a bedroom if it is used to
80 access another room except a bathroom or closet.

81 3. "Bedroom" does not include a hallway, bathroom,
82 kitchen, living room, family room, dining room, den, breakfast
83 nook, pantry, laundry room, sunroom, recreation room,
84 media/video room, or exercise room.

85 (4) PERMITS; INSTALLATION; AND CONDITIONS.—A person may
86 not construct, repair, modify, abandon, or operate an onsite
87 sewage treatment and disposal system without first obtaining a
88 permit approved by the department. The department may issue
89 permits to carry out this section, but shall not make the
90 issuance of such permits contingent upon prior approval by the
91 Department of Environmental Protection, except that the issuance
92 of a permit for work seaward of the coastal construction control
93 line established under s. 161.053 shall be contingent upon
94 receipt of any required coastal construction control line permit
95 from the Department of Environmental Protection. A construction
96 permit is valid for 18 months from the issuance date and may be
97 extended by the department for one 90-day period under rules
98 adopted by the department. A repair permit is valid for 90 days
99 from the date of issuance. An operating permit must be obtained
100 prior to the use of any aerobic treatment unit or if the
101 establishment generates commercial waste. Buildings or
102 establishments that use an aerobic treatment unit or generate

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Bill No. CS/HB 651 (2012)

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103 commercial waste shall be inspected by the department at least
104 annually to assure compliance with the terms of the operating
105 permit. The operating permit for a commercial wastewater system
106 is valid for 1 year from the date of issuance and must be
107 renewed annually. The operating permit for an aerobic treatment
108 unit is valid for 2 years from the date of issuance and must be
109 renewed every 2 years. If all information pertaining to the
110 siting, location, and installation conditions or repair of an
111 onsite sewage treatment and disposal system remains the same, a
112 construction or repair permit for the onsite sewage treatment
113 and disposal system may be transferred to another person, if the
114 transferee files, within 60 days after the transfer of
115 ownership, an amended application providing all corrected
116 information and proof of ownership of the property. There is no
117 fee associated with the processing of this supplemental
118 information. A person may not contract to construct, modify,
119 alter, repair, service, abandon, or maintain any portion of an
120 onsite sewage treatment and disposal system without being
121 registered under part III of chapter 489. A property owner who
122 personally performs construction, maintenance, or repairs to a
123 system serving his or her own owner-occupied single-family
124 residence is exempt from registration requirements for
125 performing such construction, maintenance, or repairs on that
126 residence, but is subject to all permitting requirements. A
127 municipality or political subdivision of the state may not issue
128 a building or plumbing permit for any building that requires the
129 use of an onsite sewage treatment and disposal system unless the
130 owner or builder has received a construction permit for such

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131 system from the department. A building or structure may not be
132 occupied and a municipality, political subdivision, or any state
133 or federal agency may not authorize occupancy until the
134 department approves the final installation of the onsite sewage
135 treatment and disposal system. A municipality or political
136 subdivision of the state may not approve any change in occupancy
137 or tenancy of a building that uses an onsite sewage treatment
138 and disposal system until the department has reviewed the use of
139 the system with the proposed change, approved the change, and
140 amended the operating permit.

141 (n) Evaluations for determining the seasonal high-water
142 table elevations or the suitability of soils for the use of a
143 new onsite sewage treatment and disposal system shall be
144 performed by department personnel, professional engineers
145 registered in the state, or such other persons with expertise,
146 as defined by rule, in making such evaluations. Evaluations for
147 determining mean annual flood lines shall be performed by those
148 persons identified in paragraph (2) (j) ~~(2) (i)~~. The department
149 shall accept evaluations submitted by professional engineers and
150 such other persons as meet the expertise established by this
151 section or by rule unless the department has a reasonable
152 scientific basis for questioning the accuracy or completeness of
153 the evaluation.

154 (w) A permit that is approved by the department and issued
155 for the installation, modification, or repair of an onsite
156 sewage treatment and disposal system shall be transferred along
157 with the title to the property in a real estate transaction. A
158 title may not be encumbered at the time of transfer by new

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159 permit requirements by a governmental entity for an onsite
160 sewage treatment and disposal system which differ from the
161 permitting requirements in effect at the time the system was
162 permitted, modified, or repaired.

163 (x)1. An onsite sewage treatment and disposal system is
164 not considered abandoned if the system is disconnected from a
165 structure that was made unusable or destroyed following a
166 disaster and was properly functioning at the time of
167 disconnection and was not adversely affected by the disaster.
168 The onsite sewage treatment and disposal system may be
169 reconnected to a rebuilt structure if:

170 a. The reconnection of the system is to the same type of
171 structure which contains the same number of bedrooms or fewer,
172 provided that the square footage of the structure is less than
173 or equal to 110 percent of the original square footage of the
174 structure that existed before the disaster;

175 b. The system is not a sanitary nuisance; and

176 c. The system has not been altered without prior
177 authorization.

178 2. An onsite sewage treatment and disposal system that
179 serves a property that is foreclosed upon is not considered
180 abandoned.

181 (y) If an onsite sewage treatment and disposal system
182 permittee receives, relies upon, and undertakes construction of
183 a system based upon a validly issued construction permit under
184 rules applicable at the time of construction but a change to a
185 rule occurs after the approval of the system for construction
186 but before the final approval of the system, the rules

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187 applicable and in effect at the time of construction approval
188 apply at the time of final approval if fundamental site
189 conditions have not changed between the time of construction
190 approval and the time of final approval.

191 (z) A modification, replacement, or upgrade of an onsite
192 sewage treatment and disposal system is not required for a
193 remodeling addition to a single-family home if a bedroom is not
194 added.

195 Section 4. Section 468.604, Florida Statutes, is amended
196 to read:

197 468.604 Responsibilities of building code administrators,
198 plans examiners, and inspectors.—

199 (1) It is the responsibility of the building code
200 administrator or building official to administrate, supervise,
201 direct, enforce, or perform the permitting and inspection of
202 construction, alteration, repair, remodeling, or demolition of
203 structures and the installation of building systems within the
204 boundaries of their governmental jurisdiction, when permitting
205 is required, to ensure compliance with the Florida Building Code
206 and any applicable local technical amendment to the Florida
207 Building Code. The building code administrator or building
208 official shall faithfully perform these responsibilities without
209 interference from any person. These responsibilities include:

210 (a) The review of construction plans to ensure compliance
211 with all applicable sections of the code. The construction plans
212 must be reviewed before the issuance of any building, system
213 installation, or other construction permit. The review of
214 construction plans must be done by the building code

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215 administrator or building official or by a person having the
216 appropriate plans examiner license issued under this chapter.

217 (b) The inspection of each phase of construction where a
218 building or other construction permit has been issued. The
219 building code administrator or building official, or a person
220 having the appropriate building code inspector license issued
221 under this chapter, shall inspect the construction or
222 installation to ensure that the work is performed in accordance
223 with applicable sections of the code.

224 (2) It is the responsibility of the building code
225 inspector to conduct inspections of construction, alteration,
226 repair, remodeling, or demolition of structures and the
227 installation of building systems, when permitting is required,
228 to ensure compliance with the Florida Building Code and any
229 applicable local technical amendment to the Florida Building
230 Code. Each building code inspector must be licensed in the
231 appropriate category as defined in s. 468.603. The building code
232 inspector's responsibilities must be performed under the
233 direction of the building code administrator or building
234 official without interference from any unlicensed person.

235 (3) It is the responsibility of the plans examiner to
236 conduct review of construction plans submitted in the permit
237 application to assure compliance with the Florida Building Code
238 and any applicable local technical amendment to the Florida
239 Building Code. The review of construction plans must be done by
240 the building code administrator or building official or by a
241 person licensed in the appropriate plans examiner category as
242 defined in s. 468.603. The plans examiner's responsibilities

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243 must be performed under the supervision and authority of the
244 building code administrator or building official without
245 interference from any unlicensed person.

246 (4) The Legislature finds that the electronic filing of
247 construction plans will increase governmental efficiency, reduce
248 costs, and increase timeliness of processing permits. If the
249 building code administrator or building official provides for
250 electronic filing, the construction plans, drawings,
251 specifications, reports, final documents, or documents prepared
252 or issued by a licensee may be dated and electronically signed
253 and sealed by the licensee in accordance with ss. 668.001-
254 668.006 and may be transmitted electronically to the building
255 code administrator or building official for approval.

256 Section 5. Subsection (15) is added to section 633.0215,
257 Florida Statutes, to read:

258 633.0215 Florida Fire Prevention Code.—

259 (15) The Legislature finds that the electronic filing of
260 construction plans will increase governmental efficiency, reduce
261 costs, and increase timeliness of processing permits. If the
262 fire code administrator or fire official provides for electronic
263 filing, the construction plans, drawings, specifications,
264 reports, final documents, or documents prepared or issued by a
265 licensee may be dated and electronically signed and sealed by
266 the licensee in accordance with ss. 668.001-668.006 and may be
267 transmitted electronically to the fire code administrator or
268 fire official for approval.

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269 Section 6. Paragraph (c) of subsection (2) and paragraph
270 (a) of subsection (7) of section 468.609, Florida Statutes, are
271 amended to read:

272 468.609 Administration of this part; standards for
273 certification; additional categories of certification.—

274 (2) A person may take the examination for certification as
275 a building code inspector or plans examiner pursuant to this
276 part if the person:

277 (c) Meets eligibility requirements according to one of the
278 following criteria:

279 1. Demonstrates 5 years' combined experience in the field
280 of construction or a related field, building code inspection, or
281 plans review corresponding to the certification category sought;

282 2. Demonstrates a combination of postsecondary education
283 in the field of construction or a related field and experience
284 which totals 4 years, with at least 1 year of such total being
285 experience in construction, building code inspection, or plans
286 review;

287 3. Demonstrates a combination of technical education in
288 the field of construction or a related field and experience
289 which totals 4 years, with at least 1 year of such total being
290 experience in construction, building code inspection, or plans
291 review;

292 4. Currently holds a standard certificate as issued by the
293 board, or a fire safety inspector license issued pursuant to
294 chapter 633, has a minimum of 5 years' verifiable full-time
295 experience in inspection or plan review, and satisfactorily
296 completes a building code inspector or plans examiner training

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297 program of not less than 200 hours in the certification category
298 sought. The board shall establish by rule criteria for the
299 development and implementation of the training programs; or

300 5. Demonstrates a combination of the completion of an
301 approved training program in the field of building code
302 inspection or plan review and a minimum of 2 years' experience
303 in the field of building code inspection, plan review, fire code
304 inspections and fire plans review of new buildings as a
305 firesafety inspector certified under s. 633.081(2), or
306 construction. The approved training portion of this requirement
307 shall include proof of satisfactory completion of a training
308 program of not less than 300 hours which is approved by the
309 board in the chosen category of building code inspection or plan
310 review in the certification category sought with not less than
311 20 hours of instruction in state laws, rules, and ethics
312 relating to professional standards of practice, duties, and
313 responsibilities of a certificateholder. The board shall
314 coordinate with the Building Officials Association of Florida,
315 Inc., to establish by rule the development and implementation of
316 the training program.

317 (7) (a) The board may provide for the issuance of
318 provisional certificates valid for 1 year ~~such period, not less~~
319 ~~than 3 years nor more than 5 years~~, as specified by board rule,
320 to any newly employed or promoted building code inspector or
321 plans examiner who meets the eligibility requirements described
322 in subsection (2) and any newly employed or promoted building
323 code administrator who meets the eligibility requirements
324 described in subsection (3). The provisional certificate may be

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325 renewed by the board for just cause; however, a provisional
326 certificate is not valid for a period longer than 3 years.

327 Section 7. Paragraph (d) of subsection (1) of section
328 468.841, Florida Statutes, is amended to read:

329 468.841 Exemptions.—

330 (1) The following persons are not required to comply with
331 any provisions of this part relating to mold assessment:

332 (d) Persons or business organizations acting within the
333 scope of the respective licenses required under part XV of this
334 chapter, chapter 471, part I or II of chapter 481, chapter 482,
335 or chapter 489 are acting on behalf of an insurer under part VI
336 of chapter 626, or are persons in the manufactured housing
337 industry who are licensed under chapter 320, except when any
338 such persons or business organizations hold themselves out for
339 hire to the public as a "certified mold assessor," "registered
340 mold assessor," "licensed mold assessor," "mold assessor,"
341 "professional mold assessor," or any combination thereof stating
342 or implying licensure under this part.

343 Section 8. The amendments to s. 489.105(6), Florida
344 Statutes, as enacted by s. 30 of chapter 2008-240, Laws of
345 Florida, were intended to protect the sanctity of contracts for
346 the sale of manufactured or factory-built buildings that will be
347 completed on site and to ensure that those contracts are legal
348 and enforceable contracts under state law. The amendments were
349 intended to be remedial in nature, clarify existing law, and
350 apply retroactively to any contract for the sale of manufactured
351 or factory-built buildings that will be completed on site and
352 otherwise comply with state law.

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353 Section 9. Subsection (5) of section 481.329, Florida
354 Statutes, is amended to read:

355 481.329 Exceptions; exemptions from licensure.—

356 (5) ~~Nothing in~~ This part does not prohibit ~~prohibits~~ any
357 person from engaging in the practice of landscape design, as
358 defined in s. 481.303(7), or from not submitting such plans to
359 governmental agencies for approval to governmental agencies
360 planting plans, including, but not limited to, planting plans
361 independent of or a component of construction documents. Persons
362 providing landscape design services shall not use the title,
363 term, or designation "landscape architect," "landscape
364 architectural," "landscape architecture," "L.A.," "landscape
365 engineering," or any description tending to convey the
366 impression that she or he is a landscape architect unless she or
367 he is registered as provided in this part.

368 Section 10. Subsection (7) of section 489.103, Florida
369 Statutes, is amended to read:

370 489.103 Exemptions.—This part does not apply to:

371 (7) (a) Owners of property when acting as their own
372 contractor and providing direct, onsite supervision themselves
373 of all work not performed by licensed contractors:

374 1.(a) When building or improving farm outbuildings or one-
375 family or two-family residences on such property for the
376 occupancy or use of such owners and not offered for sale or
377 lease, or building or improving commercial buildings, at a cost
378 not to exceed \$75,000, on such property for the occupancy or use
379 of such owners and not offered for sale or lease. In an action
380 brought under this part, proof of the sale or lease, or offering

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381 for sale or lease, of any such structure by the owner-builder
382 within 1 year after completion of same creates a presumption
383 that the construction was undertaken for purposes of sale or
384 lease.

385 2.~~(b)~~ When repairing or replacing wood shakes or asphalt
386 or fiberglass shingles on one-family, two-family, or three-
387 family residences for the occupancy or use of such owner or
388 tenant of the owner and not offered for sale within 1 year after
389 completion of the work and when the property has been damaged by
390 natural causes from an event recognized as an emergency
391 situation designated by executive order issued by the Governor
392 declaring the existence of a state of emergency as a result and
393 consequence of a serious threat posed to the public health,
394 safety, and property in this state.

395 3. When installing, uninstalling, or replacing solar
396 panels on one-family, two-family, or three-family residences
397 when the local permitting agency's county or municipal
398 government is participating in a United States Department of
399 Energy SunShot Initiative: Rooftop Solar Challenge grant.
400 However, an owner must utilize a licensed electrical contractor
401 to effectuate the wiring of the solar panels, including any
402 interconnection to the customer's residential electrical wiring.
403 The limitations of this exemption must be expressly stated in
404 the building permit approved and issued by the permitting agency
405 for such project.

406 (b) This subsection does not exempt any person who is
407 employed by or has a contract with such owner and who acts in
408 the capacity of a contractor. The owner may not delegate the

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409 owner's responsibility to directly supervise all work to any
410 other person unless that person is registered or certified under
411 this part and the work being performed is within the scope of
412 that person's license. For the purposes of this subsection, the
413 term "owners of property" includes the owner of a mobile home
414 situated on a leased lot.

415 (c) To qualify for exemption under this subsection, an
416 owner must personally appear and sign the building permit
417 application and must satisfy local permitting agency
418 requirements, if any, proving that the owner has a complete
419 understanding of the owner's obligations under the law as
420 specified in the disclosure statement in this section. However,
421 for purposes of implementing a United States Department of
422 Energy SunShot Initiative: Rooftop Solar Challenge grant and the
423 participation of county and municipal governments, including
424 local permitting agencies under the jurisdiction of such county
425 and municipal governments, an owner's notarized signature or
426 personal appearance to sign the permit application is not
427 required for a solar project, as described in subparagraph
428 (a)3., if the building permit application is submitted
429 electronically to the permitting agency and the owner certifies
430 the application and disclosure statement using the permitting
431 agency's electronic confirmation system. If any person violates
432 the requirements of this subsection, the local permitting agency
433 shall withhold final approval, revoke the permit, or pursue any
434 action or remedy for unlicensed activity against the owner and
435 any person performing work that requires licensure under the
436 permit issued. The local permitting agency shall provide the

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437 person with a disclosure statement in substantially the
438 following form:

439

440

DISCLOSURE STATEMENT

441

442

1. I understand that state law requires construction
443 to be done by a licensed contractor and have applied
444 for an owner-builder permit under an exemption from
445 the law. The exemption specifies that I, as the owner
446 of the property listed, may act as my own contractor
447 with certain restrictions even though I do not have a
448 license.

449

2. I understand that building permits are not
450 required to be signed by a property owner unless he or
451 she is responsible for the construction and is not
452 hiring a licensed contractor to assume responsibility.

453

3. I understand that, as an owner-builder, I am the
454 responsible party of record on a permit. I understand
455 that I may protect myself from potential financial
456 risk by hiring a licensed contractor and having the
457 permit filed in his or her name instead of my own
458 name. I also understand that a contractor is required
459 by law to be licensed in Florida and to list his or
460 her license numbers on permits and contracts.

461

4. I understand that I may build or improve a one-
462 family or two-family residence or a farm outbuilding.
463 I may also build or improve a commercial building if
464 the costs do not exceed \$75,000. The building or

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465 residence must be for my own use or occupancy. It may
466 not be built or substantially improved for sale or
467 lease. If a building or residence that I have built or
468 substantially improved myself is sold or leased within
469 1 year after the construction is complete, the law
470 will presume that I built or substantially improved it
471 for sale or lease, which violates the exemption.

472 5. I understand that, as the owner-builder, I must
473 provide direct, onsite supervision of the
474 construction.

475 6. I understand that I may not hire an unlicensed
476 person to act as my contractor or to supervise persons
477 working on my building or residence. It is my
478 responsibility to ensure that the persons whom I
479 employ have the licenses required by law and by county
480 or municipal ordinance.

481 7. I understand that it is a frequent practice of
482 unlicensed persons to have the property owner obtain
483 an owner-builder permit that erroneously implies that
484 the property owner is providing his or her own labor
485 and materials. I, as an owner-builder, may be held
486 liable and subjected to serious financial risk for any
487 injuries sustained by an unlicensed person or his or
488 her employees while working on my property. My
489 homeowner's insurance may not provide coverage for
490 those injuries. I am willfully acting as an owner-
491 builder and am aware of the limits of my insurance
492 coverage for injuries to workers on my property.

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493 8. I understand that I may not delegate the
494 responsibility for supervising work to a licensed
495 contractor who is not licensed to perform the work
496 being done. Any person working on my building who is
497 not licensed must work under my direct supervision and
498 must be employed by me, which means that I must comply
499 with laws requiring the withholding of federal income
500 tax and social security contributions under the
501 Federal Insurance Contributions Act (FICA) and must
502 provide workers' compensation for the employee. I
503 understand that my failure to follow these laws may
504 subject me to serious financial risk.

505 9. I agree that, as the party legally and financially
506 responsible for this proposed construction activity, I
507 will abide by all applicable laws and requirements
508 that govern owner-builders as well as employers. I
509 also understand that the construction must comply with
510 all applicable laws, ordinances, building codes, and
511 zoning regulations.

512 10. I understand that I may obtain more information
513 regarding my obligations as an employer from the
514 Internal Revenue Service, the United States Small
515 Business Administration, the Florida Department of
516 Financial Services, and the Florida Department of
517 Revenue. I also understand that I may contact the
518 Florida Construction Industry Licensing Board at
519 ...(telephone number)... or ...(Internet website

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520 address)... for more information about licensed
521 contractors.

522 11. I am aware of, and consent to, an owner-builder
523 building permit applied for in my name and understand
524 that I am the party legally and financially
525 responsible for the proposed construction activity at
526 the following address: ...(address of property)....

527 12. I agree to notify ...(issuer of disclosure
528 statements)... immediately of any additions,
529 deletions, or changes to any of the information that I
530 have provided on this disclosure.

531
532 Licensed contractors are regulated by laws designed to
533 protect the public. If you contract with a person who
534 does not have a license, the Construction Industry
535 Licensing Board and Department of Business and
536 Professional Regulation may be unable to assist you
537 with any financial loss that you sustain as a result
538 of a complaint. Your only remedy against an unlicensed
539 contractor may be in civil court. It is also important
540 for you to understand that, if an unlicensed
541 contractor or employee of an individual or firm is
542 injured while working on your property, you may be
543 held liable for damages. If you obtain an owner-
544 builder permit and wish to hire a licensed contractor,
545 you will be responsible for verifying whether the
546 contractor is properly licensed and the status of the
547 contractor's workers' compensation coverage.

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548
549 Before a building permit can be issued, this
550 disclosure statement must be completed and signed by
551 the property owner and returned to the local
552 permitting agency responsible for issuing the permit.
553 A copy of the property owner's driver license, the
554 notarized signature of the property owner, or other
555 type of verification acceptable to the local
556 permitting agency is required when the permit is
557 issued.

558 Signature: ...(signature of property owner)....

559 Date: ...(date)....

560
561 Section 11. Paragraphs (e), (f), (g), (i), (m), and (q) of
562 subsection (3) of section 489.105, Florida Statutes, are amended
563 to read:

564 489.105 Definitions.—As used in this part:

565 (3) "Contractor" means the person who is qualified for,
566 and is only responsible for, the project contracted for and
567 means, except as exempted in this part, the person who, for
568 compensation, undertakes to, submits a bid to, or does himself
569 or herself or by others construct, repair, alter, remodel, add
570 to, demolish, subtract from, or improve any building or
571 structure, including related improvements to real estate, for
572 others or for resale to others; and whose job scope is
573 substantially similar to the job scope described in one of the
574 subsequent paragraphs of this subsection. For the purposes of
575 regulation under this part, "demolish" applies only to

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576 demolition of steel tanks over 50 feet in height; towers over 50
577 feet in height; other structures over 50 feet in height, other
578 than buildings or residences over three stories tall; and
579 buildings or residences over three stories tall. Contractors are
580 subdivided into two divisions, Division I, consisting of those
581 contractors defined in paragraphs (a)-(c), and Division II,
582 consisting of those contractors defined in paragraphs (d)-(r):

583 (e) "Roofing contractor" means a contractor whose services
584 are unlimited in the roofing trade and who has the experience,
585 knowledge, and skill to install, maintain, repair, alter,
586 extend, or design, if not prohibited by law, and use materials
587 and items used in the installation, maintenance, extension, and
588 alteration of all kinds of roofing, waterproofing, and coating,
589 except when coating is not represented to protect, repair,
590 waterproof, stop leaks, or extend the life of the roof. The
591 scope of work of a roofing contractor also includes skylights
592 and any related work, required roof-deck attachments, and any
593 repair or replacement of wood roof sheathing or fascia as needed
594 during roof repair or replacement and any related work.

595 (f) "Class A air-conditioning contractor" means a
596 contractor whose services are unlimited in the execution of
597 contracts requiring the experience, knowledge, and skill to
598 install, maintain, repair, fabricate, alter, extend, or design,
599 if not prohibited by law, central air-conditioning,
600 refrigeration, heating, and ventilating systems, including duct
601 work in connection with a complete system if such duct work is
602 performed by the contractor as necessary to complete an air-
603 distribution system, boiler and unfired pressure vessel systems,

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604 and all appurtenances, apparatus, or equipment used in
605 connection therewith, and any duct cleaning and equipment
606 sanitizing that requires at least a partial disassembling of the
607 system; to install, maintain, repair, fabricate, alter, extend,
608 or design, if not prohibited by law, piping, insulation of
609 pipes, vessels and ducts, pressure and process piping, and
610 pneumatic control piping; to replace, disconnect, or reconnect
611 power wiring on the load side of the dedicated existing
612 electrical disconnect switch; to install, disconnect, and
613 reconnect low voltage heating, ventilating, and air-conditioning
614 control wiring; and to install a condensate drain from an air-
615 conditioning unit to an existing safe waste or other approved
616 disposal other than a direct connection to a sanitary system.
617 The scope of work for such contractor also includes any
618 excavation work incidental thereto, but does not include any
619 work such as liquefied petroleum or natural gas fuel lines
620 within buildings, except for disconnecting or reconnecting
621 changeouts of liquefied petroleum or natural gas appliances
622 within buildings; potable water lines or connections thereto;
623 sanitary sewer lines; swimming pool piping and filters; or
624 electrical power wiring. A Class A air-conditioning contractor
625 may test and evaluate central air-conditioning, refrigeration,
626 heating, and ventilating systems, including duct work; however,
627 a mandatory licensing requirement is not established for the
628 performance of these specific services.

629 (g) "Class B air-conditioning contractor" means a
630 contractor whose services are limited to 25 tons of cooling and
631 500,000 Btu of heating in any one system in the execution of

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632 contracts requiring the experience, knowledge, and skill to
633 install, maintain, repair, fabricate, alter, extend, or design,
634 if not prohibited by law, central air-conditioning,
635 refrigeration, heating, and ventilating systems, including duct
636 work in connection with a complete system only to the extent
637 such duct work is performed by the contractor as necessary to
638 complete an air-distribution system being installed under this
639 classification, and any duct cleaning and equipment sanitizing
640 that requires at least a partial disassembling of the system; to
641 install, maintain, repair, fabricate, alter, extend, or design,
642 if not prohibited by law, piping and insulation of pipes,
643 vessels, and ducts; to replace, disconnect, or reconnect power
644 wiring on the load side of the dedicated existing electrical
645 disconnect switch; to install, disconnect, and reconnect low
646 voltage heating, ventilating, and air-conditioning control
647 wiring; and to install a condensate drain from an air-
648 conditioning unit to an existing safe waste or other approved
649 disposal other than a direct connection to a sanitary system.
650 The scope of work for such contractor also includes any
651 excavation work incidental thereto, but does not include any
652 work such as liquefied petroleum or natural gas fuel lines
653 within buildings, except for disconnecting or reconnecting
654 changeouts of liquefied petroleum or natural gas appliances
655 within buildings; potable water lines or connections thereto;
656 sanitary sewer lines; swimming pool piping and filters; or
657 electrical power wiring. A Class B air-conditioning contractor
658 may test and evaluate central air-conditioning, refrigeration,
659 heating, and ventilating systems, including duct work; however,

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660 a mandatory licensing requirement is not established for the
661 performance of these specific services.

662 (i) "Mechanical contractor" means a contractor whose
663 services are unlimited in the execution of contracts requiring
664 the experience, knowledge, and skill to install, maintain,
665 repair, fabricate, alter, extend, or design, if not prohibited
666 by law, central air-conditioning, refrigeration, heating, and
667 ventilating systems, including duct work in connection with a
668 complete system if such duct work is performed by the contractor
669 as necessary to complete an air-distribution system, boiler and
670 unfired pressure vessel systems, lift station equipment and
671 piping, and all appurtenances, apparatus, or equipment used in
672 connection therewith, and any duct cleaning and equipment
673 sanitizing that requires at least a partial disassembling of the
674 system; to install, maintain, repair, fabricate, alter, extend,
675 or design, if not prohibited by law, piping, insulation of
676 pipes, vessels and ducts, pressure and process piping, pneumatic
677 control piping, gasoline tanks and pump installations and piping
678 for same, standpipes, air piping, vacuum line piping, oxygen
679 lines, nitrous oxide piping, ink and chemical lines, fuel
680 transmission lines, liquefied petroleum gas lines within
681 buildings, and natural gas fuel lines within buildings; to
682 replace, disconnect, or reconnect power wiring on the load side
683 of the dedicated existing electrical disconnect switch; to
684 install, disconnect, and reconnect low voltage heating,
685 ventilating, and air-conditioning control wiring; and to install
686 a condensate drain from an air-conditioning unit to an existing
687 safe waste or other approved disposal other than a direct

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688 connection to a sanitary system. The scope of work for such
689 contractor also includes any excavation work incidental thereto,
690 but does not include any work such as potable water lines or
691 connections thereto, sanitary sewer lines, swimming pool piping
692 and filters, or electrical power wiring. A mechanical contractor
693 may test and evaluate central air-conditioning, refrigeration,
694 heating, and ventilating systems, including duct work; however,
695 a mandatory licensing requirement is not established for the
696 performance of these specific services.

697 (m) "Plumbing contractor" means a contractor whose
698 services are unlimited in the plumbing trade and includes
699 contracting business consisting ~~consists~~ of the execution of
700 contracts requiring the experience, financial means, knowledge,
701 and skill to install, maintain, repair, alter, extend, or, if
702 not prohibited by law, design plumbing. A plumbing contractor
703 may install, maintain, repair, alter, extend, or, if not
704 prohibited by law, design the following without obtaining an
705 additional local regulatory license, certificate, or
706 registration: sanitary drainage or storm drainage facilities,
707 water and sewer plants and substations, ~~†~~ venting systems, ~~†~~
708 public or private water supply systems, ~~†~~ septic tanks, ~~†~~ drainage
709 and supply wells, ~~†~~ swimming pool piping, ~~†~~ irrigation systems,
710 and ~~or~~ solar heating water systems and all appurtenances,
711 apparatus, or equipment used in connection therewith, including
712 boilers and pressure process piping and including the
713 installation of water, natural gas, liquefied petroleum gas and
714 related venting, and storm and sanitary sewer lines; ~~and water~~
715 ~~and sewer plants and substations.~~ The scope of work of the

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716 plumbing contractor also includes the design, if not prohibited
717 by law, and installation, maintenance, repair, alteration, or
718 extension of air-piping, vacuum line piping, oxygen line piping,
719 nitrous oxide piping, and all related medical gas systems; fire
720 line standpipes and fire sprinklers if authorized by law; ink
721 and chemical lines; fuel oil and gasoline piping and tank and
722 pump installation, except bulk storage plants; and pneumatic
723 control piping systems, all in a manner that complies with all
724 plans, specifications, codes, laws, and regulations applicable.
725 The scope of work of the plumbing contractor applies to private
726 property and public property, including any excavation work
727 incidental thereto, and includes the work of the specialty
728 plumbing contractor. Such contractor shall subcontract, with a
729 qualified contractor in the field concerned, all other work
730 incidental to the work but which is specified as being the work
731 of a trade other than that of a plumbing contractor. This
732 definition does not limit the scope of work of any specialty
733 contractor certified pursuant to s. 489.113(6), and does not
734 require certification or registration under this part of any
735 authorized employee of a public natural gas utility or of a
736 private natural gas utility regulated by the Public Service
737 Commission when disconnecting and reconnecting water lines in
738 the servicing or replacement of an existing water heater. A
739 plumbing contractor may perform drain cleaning and clearing and
740 install or repair rainwater catchment systems; however, a
741 mandatory licensing requirement is not established for the
742 performance of these specific services.

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743 ~~(q) "Glass and glazing contractor" means a contractor~~
744 ~~whose services are unlimited in the execution of contracts~~
745 ~~requiring the experience, knowledge, and skill to install,~~
746 ~~attach, maintain, repair, fabricate, alter, extend, or design,~~
747 ~~in residential and commercial applications without any height~~
748 ~~restrictions, all types of windows, glass, and mirrors, whether~~
749 ~~fixed or movable; swinging or sliding glass doors attached to~~
750 ~~existing walls, floors, columns, or other structural members of~~
751 ~~the building; glass holding or supporting mullions or horizontal~~
752 ~~bars; structurally anchored impact-resistant opening protection~~
753 ~~attached to existing building walls, floors, columns, or other~~
754 ~~structural members of the building; prefabricated glass, metal,~~
755 ~~or plastic curtain walls; storefront frames or panels; shower~~
756 ~~and tub enclosures; metal fascias; and caulking incidental to~~
757 ~~such work and assembly.~~

758 Section 12. Subsection (11) is added to section 489.113,
759 Florida Statutes, to read:

760 489.113 Qualifications for practice; restrictions.-

761 (11) Any local act, law, ordinance, or regulation,
762 including, but not limited to, a local building code or building
763 permit requirement, of a county, municipality, or other
764 political subdivision that pertains to hoisting equipment
765 including power-operated cranes, derricks, hoists, elevators,
766 and conveyors used in construction, demolition, or excavation
767 work, that is not already preempted by the Occupational Safety
768 and Health Administration under 29 C.F.R. parts 1910 and 1926,
769 including, but not limited to, local worksite regulation
770 regarding hurricane preparedness or public safety, is prohibited

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771 and is preempted to the state. This subsection does not apply to
772 the regulation of elevators under chapter 399 or to airspace
773 height restrictions in chapter 333.

774 Section 13. Paragraph (e) of subsection (5) of section
775 553.5041, Florida Statutes, is amended to read:

776 553.5041 Parking spaces for persons who have
777 disabilities.-

778 (5) Accessible perpendicular and diagonal accessible
779 parking spaces and loading zones must be designed and located to
780 conform to ss. 502 and 503 of the standards.

781 (e)1. The removal of architectural barriers from a parking
782 facility in accordance with 28 C.F.R. s. 36.304 or with s.
783 553.508 must comply with this section unless compliance would
784 cause the barrier removal not to be readily achievable. If
785 compliance would cause the barrier removal not to be readily
786 achievable, a facility may provide parking spaces at alternative
787 locations for persons who have disabilities and provide
788 appropriate signage directing such persons to the alternative
789 parking if readily achievable. The facility may not reduce the
790 required number or dimensions of those spaces or unreasonably
791 increase the length of the accessible route from a parking space
792 to the facility. The removal of an architectural barrier must
793 not create a significant risk to the health or safety of a
794 person who has a disability or to others.

795 2. A facility that is making alterations under s.
796 553.507(2) ~~(b)~~ must comply with this section to the maximum
797 extent feasible. If compliance with parking location
798 requirements is not feasible, the facility may provide parking

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799 spaces at alternative locations for persons who have
800 disabilities and provide appropriate signage directing such
801 persons to alternative parking. The facility may not reduce the
802 required number or dimensions of those spaces, or unnecessarily
803 increase the length of the accessible route from a parking space
804 to the facility. The alteration must not create a significant
805 risk to the health or safety of a person who has a disability or
806 to others.

807 Section 14. Subsection (10) of section 553.73, Florida
808 Statutes, is amended to read:

809 553.73 Florida Building Code.—

810 (10) The following buildings, structures, and facilities
811 are exempt from the Florida Building Code as provided by law,
812 and any further exemptions shall be as determined by the
813 Legislature and provided by law:

814 (a) Buildings and structures specifically regulated and
815 preempted by the Federal Government.

816 (b) Railroads and ancillary facilities associated with the
817 railroad.

818 (c) Nonresidential farm buildings on farms.

819 (d) Temporary buildings or sheds used exclusively for
820 construction purposes.

821 (e) Mobile or modular structures used as temporary
822 offices, except that the provisions of part II relating to
823 accessibility by persons with disabilities ~~shall~~ apply to such
824 mobile or modular structures.

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825 (f) Those structures or facilities of electric utilities,
826 as defined in s. 366.02, which are directly involved in the
827 generation, transmission, or distribution of electricity.

828 (g) Temporary sets, assemblies, or structures used in
829 commercial motion picture or television production, or any
830 sound-recording equipment used in such production, on or off the
831 premises.

832 (h) Storage sheds that are not designed for human
833 habitation and that have a floor area of 720 square feet or less
834 are not required to comply with the mandatory wind-borne-debris-
835 impact standards of the Florida Building Code. In addition, such
836 buildings that are 400 square feet or less and that are intended
837 for use in conjunction with one- and two-family residences are
838 not subject to the door height and width requirements of the
839 Florida Building Code.

840 (i) Chickees constructed by the Miccosukee Tribe of
841 Indians of Florida or the Seminole Tribe of Florida. As used in
842 this paragraph, the term "chickee" means an open-sided wooden
843 hut that has a thatched roof of palm or palmetto or other
844 traditional materials, and that does not incorporate any
845 electrical, plumbing, or other nonwood features.

846 (j) Family mausoleums not exceeding 250 square feet in
847 area which are prefabricated and assembled on site or
848 preassembled and delivered on site and have walls, roofs, and a
849 floor constructed of granite, marble, or reinforced concrete.

850 (k) A building or structure having less than 1,000 square
851 feet which is constructed and owned by a natural person for
852 hunting and which is repaired or reconstructed to the same

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853 dimension and condition as existed on January 1, 2011, if the
854 building or structure:

855 1. Is not rented or leased or used as a principal
856 residence;

857 2. Is not located within the 100-year floodplain according
858 to the Federal Emergency Management Agency's current Flood
859 Insurance Rate Map; and

860 3. Is not connected to an off-site electric power or water
861 supply.

862

863 With the exception of paragraphs (a), (b), (c), and (f), in
864 order to preserve the health, safety, and welfare of the public,
865 the Florida Building Commission may, by rule adopted pursuant to
866 chapter 120, provide for exceptions to the broad categories of
867 buildings exempted in this section, including exceptions for
868 application of specific sections of the code or standards
869 adopted therein. The Department of Agriculture and Consumer
870 Services shall have exclusive authority to adopt by rule,
871 pursuant to chapter 120, exceptions to nonresidential farm
872 buildings exempted in paragraph (c) when reasonably necessary to
873 preserve public health, safety, and welfare. The exceptions must
874 be based upon specific criteria, such as under-roof floor area,
875 aggregate electrical service capacity, HVAC system capacity, or
876 other building requirements. Further, the commission may
877 recommend to the Legislature additional categories of buildings,
878 structures, or facilities which should be exempted from the
879 Florida Building Code, to be provided by law. The Florida
880 Building Code does not apply to temporary housing provided by

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881 the Department of Corrections to any prisoner in the state
882 correctional system.

883 Section 15. Subsections (1) and (2) of section 553.79,
884 Florida Statutes, are amended to read:

885 553.79 Permits; applications; issuance; inspections.—

886 (1) After the effective date of the Florida Building Code
887 adopted as herein provided, it shall be unlawful for any person,
888 firm, corporation, or governmental entity to construct, erect,
889 alter, modify, repair, or demolish any building within this
890 state without first obtaining a permit therefor from the
891 appropriate enforcing agency or from such persons as may, by
892 appropriate resolution or regulation of the authorized state or
893 local enforcing agency, be delegated authority to issue such
894 permits, upon the payment of such reasonable fees adopted by the
895 enforcing agency. The enforcing agency is empowered to revoke
896 any such permit upon a determination by the agency that the
897 construction, erection, alteration, modification, repair, or
898 demolition of the building for which the permit was issued is in
899 violation of, or not in conformity with, the provisions of the
900 Florida Building Code. Whenever a permit required under this
901 section is denied or revoked because a plan or the construction,
902 erection, alteration, modification, repair, or demolition of a
903 building is found by the local enforcing agency to not be in
904 compliance with the Florida Building Code, the local enforcing
905 agency must identify the specific plan or project features that
906 do not comply with the applicable codes, chapters, and sections
907 and provide this information to the permit applicant.

908 Installation, replacement, removal, or metering of any load

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909 management control device is exempt from and shall not be
910 subject to the permit process and fees otherwise required by
911 this section.

912 (2) Except as provided in subsection (6), an enforcing
913 agency may not issue any permit for construction, erection,
914 alteration, modification, repair, or demolition of any building
915 or structure until the local building code administrator or
916 inspector has reviewed the plans and specifications required by
917 the Florida Building Code, or local amendment thereto, for such
918 proposal and found the plans to be in compliance with the
919 Florida Building Code. If the local building code administrator
920 or inspector finds that the plans are not in compliance with the
921 Florida Building Code, the local building code administrator or
922 inspector must identify the specific plan features that do not
923 comply with the applicable codes, chapters, and sections and
924 provide this information to the local enforcing agency. The
925 local enforcing agency must then provide this information to the
926 permit applicant. In addition, an enforcing agency may not issue
927 any permit for construction, erection, alteration, modification,
928 repair, or demolition of any building until the appropriate
929 firesafety inspector certified pursuant to s. 633.081 has
930 reviewed the plans and specifications required by the Florida
931 Building Code, or local amendment thereto, for such proposal and
932 found that the plans comply with the Florida Fire Prevention
933 Code and the Life Safety Code. Any building or structure which
934 is not subject to a firesafety code shall not be required to
935 have its plans reviewed by the firesafety inspector. Any
936 building or structure that is exempt from the local building

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937 permit process may not be required to have its plans reviewed by
938 the local building code administrator. Industrial construction
939 on sites where design, construction, and firesafety are
940 supervised by appropriate design and inspection professionals
941 and which contain adequate in-house fire departments and rescue
942 squads is exempt, subject to local government option, from
943 review of plans and inspections, providing owners certify that
944 applicable codes and standards have been met and supply
945 appropriate approved drawings to local building and firesafety
946 inspectors. The enforcing agency shall issue a permit to
947 construct, erect, alter, modify, repair, or demolish any
948 building or structure when the plans and specifications for such
949 proposal comply with the provisions of the Florida Building Code
950 and the Florida Fire Prevention Code and the Life Safety Code as
951 determined by the local authority in accordance with this
952 chapter and chapter 633.

953 Section 16. (1) The Florida Building Commission shall
954 establish a workgroup to assist the commission in developing a
955 rule for implementing an alternative design method for screen
956 enclosures which allows for the removal of a section of the
957 screen to accommodate high-wind events consistent with the
958 provisions of the Florida Building Code. The workgroup shall be
959 composed of the following members:

960 (a) Three members who represent the Building Officials
961 Association of Florida;

962 (b) Two members who represent the screen enclosure
963 manufacturing industry;

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964 (c) Two members who represent the aluminum contractors
965 industry;

966 (d) One member who represents the Florida Home Builders
967 Association;

968 (e) One member who represents the Florida Swimming Pool
969 Association;

970 (f) One member who represents the building products
971 industry; and

972 (g) One member who is employed as a structural engineer.

973 (2) The workgroup shall include in the rule, at a minimum,
974 that:

975 (a) Each alternative screen enclosure be designed for
976 site-specific use.

977 (b) An alternative screen enclosure that serves as a
978 required barrier for a swimming pool keep the screen in place at
979 the minimum height required for the barrier.

980 (c) Each alternative screen enclosure include clear,
981 highly visible labels for panels that need to be cut, retracted,
982 or removed when winds are forecast to exceed 75 miles per hour.

983 (d) Screens that have to be removed, cut, or retracted be
984 accessible for cutting, retracting, or removing without the use
985 of ladders or scaffolding.

986 (e) The contractor provide a replacement screen at the
987 initial point of sale to repair an alternative screen enclosure
988 that is designed to require cutting the screen when wind speeds
989 are forecast to exceed 75 miles per hour.

990 (f) The contractor installing the alternative screen
991 enclosures notify the homeowner and the local building

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992 department that the homeowner must cut, retract, or remove a
993 panel or panels of the screen enclosure in accordance with
994 engineering or manufacturer's instructions when wind speeds are
995 forecast to exceed 75 miles per hour.

996 (3) The Florida Building Commission shall appoint the
997 workgroup no later than 15 days after the effective date of this
998 act to draft a proposed rule. Rulemaking shall be initiated
999 pursuant to chapter 120, Florida Statutes, as soon as
1000 practicable after appointment of the workgroup. The commission
1001 shall file a notice of proposed rule no later than October 1,
1002 2012. The commission shall file the rule for adoption by January
1003 2, 2013, unless the commission files a letter by such date with
1004 the Administrative Procedures Committee explaining the reasons
1005 for not completing rulemaking. Upon final adoption of the rule,
1006 the commission must incorporate such requirements into the next
1007 version of the Florida Building Code. This section is repealed
1008 upon adoption and implementation of the rule into the Florida
1009 Building Code.

1010 Section 17. Subsection (4) of section 553.844, Florida
1011 Statutes, is amended to read:

1012 553.844 Windstorm loss mitigation; requirements for roofs
1013 and opening protection.—

1014 (4) Notwithstanding the provisions of this section,
1015 exposed mechanical equipment or appliances fastened to a roof or
1016 installed on the ground in compliance with the code using rated
1017 stands, platforms, curbs, slabs, or other means are deemed to
1018 comply with the wind resistance requirements of the 2007 Florida
1019 Building Code, as amended. Further support or enclosure of such

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1020 mechanical equipment or appliances is not required by a state or
1021 local official having authority to enforce the Florida Building
1022 Code. This subsection expires on the effective date of the 2013
1023 ~~2010~~ Florida Building Code.

1024 Section 18. This act shall take effect July 1, 2012.

1025 -----
1026

1027 **T I T L E A M E N D M E N T**

1028 Remove the entire title and insert:

1029 A bill to be entitled

1030 An act relating to building construction and
1031 inspection; amending s. 162.12, F.S.; revising the
1032 authorized methods of sending notices to violators of
1033 local codes; creating s. 255.0518, F.S.; allowing the
1034 state or any county, municipality, or other public
1035 body or institution to open sealed bids or certain
1036 portions of sealed bids and disclose certain
1037 information at a public meeting; amending s. 381.0065,
1038 F.S.; revising the definition of the term "bedroom"
1039 for purposes of requirements governing onsite sewage
1040 treatment and disposal systems; conforming a cross-
1041 reference; providing that a permit for the
1042 installation, modification, or repair of an onsite
1043 sewage treatment and disposal system approved by the
1044 Department of Health transfers along with the title to
1045 the property in a real estate transaction; prohibiting
1046 the transferred title from being encumbered by new
1047 permit requirements; providing criteria for an

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 651 (2012)

Amendment No. 1

1048 abandoned onsite sewage treatment and disposal system;
1049 providing guidelines for the reconnection of an
1050 abandoned system; providing for the applicability of
1051 rules to the construction of an onsite sewage
1052 treatment and disposal system; providing certain
1053 exemptions for a remodeled single-family home;
1054 amending ss. 468.604 and 633.0215, F.S.; authorizing a
1055 building code administrator or building official or a
1056 fire code administrator or fire official to approve
1057 the electronic filing of building plans and related
1058 documents; amending s. 468.609, F.S.; revising the
1059 eligibility requirements of a building code inspector
1060 or plans examiner; revising criteria for the issuance
1061 of provisional certificates; amending s. 468.841,
1062 F.S.; adding landscape architects to those who are
1063 exempt from complying with provisions related to mold
1064 assessment; clarifying the intent of the Legislature
1065 in the adoption of certain amendments to s.
1066 489.105(6), F.S., and specifying that the amendments
1067 were intended to be remedial in nature, clarify
1068 existing law, and apply retroactively to any contract
1069 for the sale of manufactured or factory-built
1070 buildings that will be completed on site and otherwise
1071 comply with the requirements under state law; amending
1072 s. 481.329, F.S.; revising the types of planting plans
1073 that a landscaping designer may submit to governmental
1074 agencies; amending s. 489.103, F.S.; providing an
1075 exemption from construction contracting requirements

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 651 (2012)

Amendment No. 1

1076 for an owner who installs, uninstalls, or replaces
1077 solar panels on certain residences while acting as the
1078 contractor; providing that an owner's notarized
1079 signature or personal appearance to sign a permit for
1080 certain projects is not required under certain
1081 circumstances; amending 489.105, F.S.; revising
1082 definitions applicable to contractors; repealing
1083 mandatory licensing requirements for glass and glazing
1084 contractors; amending s. 489.113, F.S.; preempting to
1085 the state the regulation of certain hoisting
1086 equipment; providing that the act does not apply to
1087 the regulation of elevators or to airspace height
1088 restrictions; amending s. 553.5041, F.S.; correcting a
1089 cross-reference; amending s. 553.73, F.S.; adding
1090 certain buildings and structures to those that are
1091 exempt from the Florida Building Code; amending s.
1092 553.79, F.S.; requiring a local enforcing agency to
1093 provide certain information to a permit applicant when
1094 a permit is denied or revoked due to specific
1095 circumstances; requiring a local building code
1096 administrator or inspector to identify specific plan
1097 features that are not in compliance with applicable
1098 codes, chapters, and sections and to provide such
1099 information to a local enforcing agency; requiring a
1100 local enforcing agency to provide such information to
1101 a permit applicant; requiring the Florida Building
1102 Commission to establish a workgroup to assist the
1103 commission in developing a rule for implementing

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 651 (2012)

Amendment No. 1

1104 certain methods of alternative screen enclosure
1105 design; requiring the rule to be incorporated into the
1106 Florida Building Code; providing for expiration of the
1107 requirement upon adoption and implementation of the
1108 rule into the Florida Building Code; amending s.
1109 553.844, F.S.; extending the expiration date for an
1110 exemption from the Florida Building Code relating to
1111 certain equipment and appliances; providing an
1112 effective date.