

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 WITHDRAWN _____ (Y/N)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: Regulatory Affairs
 2 Committee
 3 Representative Davis offered the following:

Amendment (with title amendment)

6 Remove everything after the enacting clause and insert:
 7 Section 1. Section 162.12, Florida Statutes, is amended to
 8 read:

9 162.12 Notices.—

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

12 (a) Certified mail, return receipt requested, to the
 13 address listed in the tax collector's office for tax notices, or
 14 to the address listed in the county property appraiser's
 15 database. The local government may also provide an additional
 16 notice to any other address it may find for ~~provided by~~ the
 17 property owner ~~in writing to the local government for the~~
 18 ~~purpose of receiving notices.~~ For property owned by a
 19 corporation, notices may be provided by certified mail to the

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20 registered agent of the corporation. If any notice sent by
21 certified mail is not signed as received within 30 days after
22 the postmarked date of mailing, notice may be provided by
23 posting as described in subparagraphs (2)(b)1. and 2.;

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

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

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

33 (2) In addition to providing notice as set forth in
34 subsection (1), at the option of the code enforcement board or
35 the local government, notice may ~~also~~ be served by publication
36 or posting, as follows:

37 (a)1. Such notice shall be published once during each week
38 for 4 consecutive weeks (four publications being sufficient) in
39 a newspaper of general circulation in the county where the code
40 enforcement board is located. The newspaper shall meet such
41 requirements as are prescribed under chapter 50 for legal and
42 official advertisements.

43 2. Proof of publication shall be made as provided in ss.
44 50.041 and 50.051.

45 (b)1. In lieu of publication as described in paragraph
46 (a), such notice may be posted at least 10 days prior to the
47 hearing, or prior to the expiration of any deadline contained in

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48 the notice, in at least two locations, one of which shall be the
49 property upon which the violation is alleged to exist and the
50 other of which shall be, in the case of municipalities, at the
51 primary municipal government office, and in the case of
52 counties, at the front door of the courthouse or the main county
53 governmental center in said county.

54 2. Proof of posting shall be by affidavit of the person
55 posting the notice, which affidavit shall include a copy of the
56 notice posted and the date and places of its posting.

57 (c) Notice by publication or posting may run concurrently
58 with, or may follow, an attempt or attempts to provide notice by
59 hand delivery or by mail as required under subsection (1).

60
61 Evidence that an attempt has been made to hand deliver or mail
62 notice as provided in subsection (1), together with proof of
63 publication or posting as provided in subsection (2), shall be
64 sufficient to show that the notice requirements of this part
65 have been met, without regard to whether or not the alleged
66 violator actually received such notice.

67 Section 2. Subsection (3) of section 255.20, Florida
68 Statutes, is amended to read:

69 255.20 Local bids and contracts for public construction
70 works; specification of state-produced lumber.-

71 (3) (a) All county officials, boards of county
72 commissioners, school boards, city councils, city commissioners,
73 and all other public officers of state boards or commissions
74 that are charged with the letting of contracts for public work,
75 for the construction of public bridges, buildings, and other

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76 structures must specify in the contract lumber, timber, and
77 other forest products produced and manufactured in this state if
78 wood is a component of the public work and such products are
79 available with equal ~~and their price, fitness, and quality are~~
80 ~~equal.~~

81 (b) Paragraph (a) This subsection does not apply to:

82 1. Plywood specified for monolithic concrete forms.

83 2. Jobs with if the structural or service requirements for
84 timber that for a particular job cannot be supplied by native
85 species, ~~or if the~~

86 3. Construction projects is financed in whole or in part
87 from federal funds with the requirement that there be no
88 restrictions as to species or place of manufacture.

89 4. Transportation projects for which federal aid funds are
90 available.

91 Section 3. Subsection (4) is added to section 255.2575,
92 Florida Statutes, to read:

93 255.2575 Energy-efficient and sustainable buildings.—

94 (4) (a) All state agencies, county officials, boards of
95 county commissioners, school boards, city councils, city
96 commissioners, and all other public officers of state boards or
97 commissions that are charged with the letting of contracts for
98 public work, for the construction of public bridges, buildings,
99 and other structures must specify in the contract lumber,
100 timber, and other forest products produced and manufactured in
101 this state if wood is a component of the public work and such
102 products are available with equal price, fitness, and quality.

103 (b) Paragraph (a) does not apply to:

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104 1. Plywood specified for monolithic concrete forms.

105 2. Jobs with structural or service requirements for timber
106 that cannot be supplied by native species.

107 3. Construction projects financed in whole or in part from
108 federal funds with the requirement that there be no restrictions
109 as to species or place of manufacture.

110 4. Transportation projects for which federal aid funds are
111 available.

112 Section 4. Paragraph (a) of subsection (4) of section
113 255.257, Florida Statutes, is amended to read:

114 255.257 Energy management; buildings occupied by state
115 agencies.—

116 (4) ADOPTION OF STANDARDS.—

117 (a) Each ~~All~~ state agency ~~agencies~~ shall use ~~adopt~~ a
118 sustainable building rating system or ~~use~~ a national model green
119 building code for each ~~all~~ new building ~~buildings~~ and renovation
120 renovations to an existing building ~~buildings~~.

121 Section 5. Paragraph (aa) of subsection (4) of section
122 381.0065, Florida Statutes, is amended to read:

123 381.0065 Onsite sewage treatment and disposal systems;
124 regulation.—

125 (4) PERMITS; INSTALLATION; AND CONDITIONS.—A person may
126 not construct, repair, modify, abandon, or operate an onsite
127 sewage treatment and disposal system without first obtaining a
128 permit approved by the department. The department may issue
129 permits to carry out this section, but shall not make the
130 issuance of such permits contingent upon prior approval by the
131 Department of Environmental Protection, except that the issuance

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132 of a permit for work seaward of the coastal construction control
133 line established under s. 161.053 shall be contingent upon
134 receipt of any required coastal construction control line permit
135 from the Department of Environmental Protection. A construction
136 permit is valid for 18 months from the issuance date and may be
137 extended by the department for one 90-day period under rules
138 adopted by the department. A repair permit is valid for 90 days
139 from the date of issuance. An operating permit must be obtained
140 prior to the use of any aerobic treatment unit or if the
141 establishment generates commercial waste. Buildings or
142 establishments that use an aerobic treatment unit or generate
143 commercial waste shall be inspected by the department at least
144 annually to assure compliance with the terms of the operating
145 permit. The operating permit for a commercial wastewater system
146 is valid for 1 year from the date of issuance and must be
147 renewed annually. The operating permit for an aerobic treatment
148 unit is valid for 2 years from the date of issuance and must be
149 renewed every 2 years. If all information pertaining to the
150 siting, location, and installation conditions or repair of an
151 onsite sewage treatment and disposal system remains the same, a
152 construction or repair permit for the onsite sewage treatment
153 and disposal system may be transferred to another person, if the
154 transferee files, within 60 days after the transfer of
155 ownership, an amended application providing all corrected
156 information and proof of ownership of the property. There is no
157 fee associated with the processing of this supplemental
158 information. A person may not contract to construct, modify,
159 alter, repair, service, abandon, or maintain any portion of an

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160 onsite sewage treatment and disposal system without being
161 registered under part III of chapter 489. A property owner who
162 personally performs construction, maintenance, or repairs to a
163 system serving his or her own owner-occupied single-family
164 residence is exempt from registration requirements for
165 performing such construction, maintenance, or repairs on that
166 residence, but is subject to all permitting requirements. A
167 municipality or political subdivision of the state may not issue
168 a building or plumbing permit for any building that requires the
169 use of an onsite sewage treatment and disposal system unless the
170 owner or builder has received a construction permit for such
171 system from the department. A building or structure may not be
172 occupied and a municipality, political subdivision, or any state
173 or federal agency may not authorize occupancy until the
174 department approves the final installation of the onsite sewage
175 treatment and disposal system. A municipality or political
176 subdivision of the state may not approve any change in occupancy
177 or tenancy of a building that uses an onsite sewage treatment
178 and disposal system until the department has reviewed the use of
179 the system with the proposed change, approved the change, and
180 amended the operating permit.

181 (aa) An existing-system inspection or evaluation and
182 assessment, or a modification, replacement, or upgrade of an
183 onsite sewage treatment and disposal system is not required for
184 a remodeling addition or modification to a single-family home if
185 a bedroom is not added. However, a remodeling addition or
186 modification to a single-family home may not cover any part of
187 the existing system or encroach upon a required setback or the

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188 unobstructed area. To determine if a setback or the unobstructed
189 area is impacted, the local health department shall review and
190 verify a floor plan and site plan of the proposed remodeling
191 addition or modification to the home submitted by a remodeler
192 which shows the location of the system, including the distance
193 of the remodeling addition or modification to the home from the
194 onsite sewage treatment and disposal system. The local health
195 department may visit the site or otherwise determine the best
196 means of verifying the information submitted. A verification of
197 the location of a system is not an inspection or evaluation and
198 assessment of the system. The review and verification must be
199 completed within 7 business days after receipt of a floor plan
200 and site plan by the local health department. If the review and
201 verification is not completed within such time, the remodeling
202 addition or modification to the single-family home for the
203 purposes of this paragraph is approved.

204 Section 6. Subsection (3) of section 489.105, Florida
205 Statutes, is amended to read:

206 489.105 Definitions.—As used in this part:

207 (3) "Contractor" means the person who is qualified for,
208 and is only responsible for, the project contracted for and
209 means, except as exempted in this part, the person who, for
210 compensation, undertakes to, submits a bid to, or does himself
211 or herself or by others construct, repair, alter, remodel, add
212 to, demolish, subtract from, or improve any building or
213 structure, including related improvements to real estate, for
214 others or for resale to others; and whose job scope is
215 substantially similar to the job scope described in one of the

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216 paragraphs of this subsection. For the purposes of regulation
217 under this part, the term "demolish" applies only to demolition
218 of steel tanks more than 50 feet in height; towers more than 50
219 feet in height; other structures more than 50 feet in height,
220 other than buildings or residences more than three stories tall;
221 and ~~all~~ buildings or residences more than three stories tall.

222 Contractors are subdivided into two divisions, Division I,
223 consisting of those contractors defined in paragraphs (a)-(c),
224 and Division II, consisting of those contractors defined in
225 paragraphs (d)-(q):

226 (a) "General contractor" means a contractor whose services
227 are unlimited as to the type of work which he or she may do, who
228 may contract for any activity requiring licensure under this
229 part, and who may perform any work requiring licensure under
230 this part, except as otherwise expressly provided in s. 489.113.

231 (b) "Building contractor" means a contractor whose
232 services are limited to construction of commercial buildings and
233 single-dwelling or multiple-dwelling residential buildings,
234 which do not exceed three stories in height, and accessory use
235 structures in connection therewith or a contractor whose
236 services are limited to remodeling, repair, or improvement of
237 any size building if the services do not affect the structural
238 members of the building.

239 (c) "Residential contractor" means a contractor whose
240 services are limited to construction, remodeling, repair, or
241 improvement of one-family, two-family, or three-family
242 residences not exceeding two habitable stories above no more

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243 than one uninhabitable story and accessory use structures in
244 connection therewith.

245 (d) "Sheet metal contractor" means a contractor whose
246 services are unlimited in the sheet metal trade and who has the
247 experience, knowledge, and skill necessary for the manufacture,
248 fabrication, assembling, handling, erection, installation,
249 dismantling, conditioning, adjustment, insulation, alteration,
250 repair, servicing, or design, if not prohibited by law, of
251 ferrous or nonferrous metal work of U.S. No. 10 gauge or its
252 equivalent or lighter gauge and of other materials, including,
253 but not limited to, fiberglass, used in lieu thereof and of air-
254 handling systems, including the setting of air-handling
255 equipment and reinforcement of same, the balancing of air-
256 handling systems, and any duct cleaning and equipment sanitizing
257 that requires at least a partial disassembling of the system.

258 (e) "Roofing contractor" means a contractor whose services
259 are unlimited in the roofing trade and who has the experience,
260 knowledge, and skill to install, maintain, repair, alter,
261 extend, or design, if not prohibited by law, and use materials
262 and items used in the installation, maintenance, extension, and
263 alteration of all kinds of roofing, waterproofing, and coating,
264 except when coating is not represented to protect, repair,
265 waterproof, stop leaks, or extend the life of the roof. The
266 scope of work of a roofing contractor also includes skylights
267 and any related work, required roof-deck attachments, and any
268 repair or replacement of wood roof sheathing or fascia as needed
269 during roof repair or replacement and any related work.

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270 (f) "Class A air-conditioning contractor" means a
271 contractor whose services are unlimited in the execution of
272 contracts requiring the experience, knowledge, and skill to
273 install, maintain, repair, fabricate, alter, extend, or design,
274 if not prohibited by law, central air-conditioning,
275 refrigeration, heating, and ventilating systems, including duct
276 work in connection with a complete system if such duct work is
277 performed by the contractor as necessary to complete an air-
278 distribution system, boiler and unfired pressure vessel systems,
279 and all appurtenances, apparatus, or equipment used in
280 connection therewith, and any duct cleaning and equipment
281 sanitizing that requires at least a partial disassembling of the
282 system; to install, maintain, repair, fabricate, alter, extend,
283 or design, if not prohibited by law, piping, insulation of
284 pipes, vessels and ducts, pressure and process piping, and
285 pneumatic control piping; to replace, disconnect, or reconnect
286 power wiring on the load side of the dedicated existing
287 electrical disconnect switch; to install, disconnect, and
288 reconnect low voltage heating, ventilating, and air-conditioning
289 control wiring; and to install a condensate drain from an air-
290 conditioning unit to an existing safe waste or other approved
291 disposal other than a direct connection to a sanitary system.
292 The scope of work for such contractor also includes any
293 excavation work incidental thereto, but does not include any
294 work such as liquefied petroleum or natural gas fuel lines
295 within buildings, except for disconnecting or reconnecting
296 changeouts of liquefied petroleum or natural gas appliances
297 within buildings; potable water lines or connections thereto;

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298 sanitary sewer lines; swimming pool piping and filters; or
299 electrical power wiring. A Class A air-conditioning contractor
300 may test and evaluate central air-conditioning, refrigeration,
301 heating, and ventilating systems, including duct work; however,
302 a mandatory licensing requirement is not established for the
303 performance of these specific services.

304 (g) "Class B air-conditioning contractor" means a
305 contractor whose services are limited to 25 tons of cooling and
306 500,000 Btu of heating in any one system in the execution of
307 contracts requiring the experience, knowledge, and skill to
308 install, maintain, repair, fabricate, alter, extend, or design,
309 if not prohibited by law, central air-conditioning,
310 refrigeration, heating, and ventilating systems, including duct
311 work in connection with a complete system only to the extent
312 such duct work is performed by the contractor as necessary to
313 complete an air-distribution system being installed under this
314 classification, and any duct cleaning and equipment sanitizing
315 that requires at least a partial disassembling of the system; to
316 install, maintain, repair, fabricate, alter, extend, or design,
317 if not prohibited by law, piping and insulation of pipes,
318 vessels, and ducts; to replace, disconnect, or reconnect power
319 wiring on the load side of the dedicated existing electrical
320 disconnect switch; to install, disconnect, and reconnect low
321 voltage heating, ventilating, and air-conditioning control
322 wiring; and to install a condensate drain from an air-
323 conditioning unit to an existing safe waste or other approved
324 disposal other than a direct connection to a sanitary system.
325 The scope of work for such contractor also includes any

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326 excavation work incidental thereto, but does not include any
327 work such as liquefied petroleum or natural gas fuel lines
328 within buildings, except for disconnecting or reconnecting
329 changeouts of liquefied petroleum or natural gas appliances
330 within buildings; potable water lines or connections thereto;
331 sanitary sewer lines; swimming pool piping and filters; or
332 electrical power wiring. A Class B air-conditioning contractor
333 may test and evaluate central air-conditioning, refrigeration,
334 heating, and ventilating systems, including duct work; however,
335 a mandatory licensing requirement is not established for the
336 performance of these specific services.

337 (h) "Class C air-conditioning contractor" means a
338 contractor whose business is limited to the servicing of air-
339 conditioning, heating, or refrigeration systems, including any
340 duct cleaning and equipment sanitizing that requires at least a
341 partial disassembling of the system, and whose certification or
342 registration, issued pursuant to this part, was valid on October
343 1, 1988. Only a person who was registered or certified as a
344 Class C air-conditioning contractor as of October 1, 1988, shall
345 be so registered or certified after October 1, 1988. However,
346 the board shall continue to license and regulate those Class C
347 air-conditioning contractors who held Class C licenses before
348 October 1, 1988.

349 (i) "Mechanical contractor" means a contractor whose
350 services are unlimited in the execution of contracts requiring
351 the experience, knowledge, and skill to install, maintain,
352 repair, fabricate, alter, extend, or design, if not prohibited
353 by law, central air-conditioning, refrigeration, heating, and

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354 ventilating systems, including duct work in connection with a
355 complete system if such duct work is performed by the contractor
356 as necessary to complete an air-distribution system, boiler and
357 unfired pressure vessel systems, lift station equipment and
358 piping, and all appurtenances, apparatus, or equipment used in
359 connection therewith, and any duct cleaning and equipment
360 sanitizing that requires at least a partial disassembling of the
361 system; to install, maintain, repair, fabricate, alter, extend,
362 or design, if not prohibited by law, piping, insulation of
363 pipes, vessels and ducts, pressure and process piping, pneumatic
364 control piping, gasoline tanks and pump installations and piping
365 for same, standpipes, air piping, vacuum line piping, oxygen
366 lines, nitrous oxide piping, ink and chemical lines, fuel
367 transmission lines, liquefied petroleum gas lines within
368 buildings, and natural gas fuel lines within buildings; to
369 replace, disconnect, or reconnect power wiring on the load side
370 of the dedicated existing electrical disconnect switch; to
371 install, disconnect, and reconnect low voltage heating,
372 ventilating, and air-conditioning control wiring; and to install
373 a condensate drain from an air-conditioning unit to an existing
374 safe waste or other approved disposal other than a direct
375 connection to a sanitary system. The scope of work for such
376 contractor also includes any excavation work incidental thereto,
377 but does not include any work such as potable water lines or
378 connections thereto, sanitary sewer lines, swimming pool piping
379 and filters, or electrical power wiring. A mechanical contractor
380 may test and evaluate central air-conditioning, refrigeration,
381 heating, and ventilating systems, including duct work; however,

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382 a mandatory licensing requirement is not established for the
383 performance of these specific services.

384 (j) "Commercial pool/spa contractor" means a contractor
385 whose scope of work involves, but is not limited to, the
386 construction, repair, and servicing of any swimming pool, or hot
387 tub or spa, whether public, private, or otherwise, regardless of
388 use. The scope of work includes the installation, repair, or
389 replacement of existing equipment, any cleaning or equipment
390 sanitizing that requires at least a partial disassembling,
391 excluding filter changes, and the installation of new pool/spa
392 equipment, interior finishes, the installation of package pool
393 heaters, the installation of all perimeter piping and filter
394 piping, and the construction of equipment rooms or housing for
395 pool/spa equipment, and also includes the scope of work of a
396 swimming pool/spa servicing contractor. The scope of such work
397 does not include direct connections to a sanitary sewer system
398 or to potable water lines. The installation, construction,
399 modification, or replacement of equipment permanently attached
400 to and associated with the pool or spa for the purpose of water
401 treatment or cleaning of the pool or spa requires licensure;
402 however, the usage of such equipment for the purposes of water
403 treatment or cleaning does not require licensure unless the
404 usage involves construction, modification, or replacement of
405 such equipment. Water treatment that does not require such
406 equipment does not require a license. In addition, a license is
407 not required for the cleaning of the pool or spa in a way that
408 does not affect the structural integrity of the pool or spa or
409 its associated equipment.

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410 (k) "Residential pool/spa contractor" means a contractor
411 whose scope of work involves, but is not limited to, the
412 construction, repair, and servicing of a residential swimming
413 pool, or hot tub or spa, regardless of use. The scope of work
414 includes the installation, repair, or replacement of existing
415 equipment, any cleaning or equipment sanitizing that requires at
416 least a partial disassembling, excluding filter changes, and the
417 installation of new pool/spa equipment, interior finishes, the
418 installation of package pool heaters, the installation of all
419 perimeter piping and filter piping, and the construction of
420 equipment rooms or housing for pool/spa equipment, and also
421 includes the scope of work of a swimming pool/spa servicing
422 contractor. The scope of such work does not include direct
423 connections to a sanitary sewer system or to potable water
424 lines. The installation, construction, modification, or
425 replacement of equipment permanently attached to and associated
426 with the pool or spa for the purpose of water treatment or
427 cleaning of the pool or spa requires licensure; however, the
428 usage of such equipment for the purposes of water treatment or
429 cleaning does not require licensure unless the usage involves
430 construction, modification, or replacement of such equipment.
431 Water treatment that does not require such equipment does not
432 require a license. In addition, a license is not required for
433 the cleaning of the pool or spa in a way that does not affect
434 the structural integrity of the pool or spa or its associated
435 equipment.

436 (l) "Swimming pool/spa servicing contractor" means a
437 contractor whose scope of work involves, but is not limited to,

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438 the repair and servicing of a swimming pool, or hot tub or spa,
439 whether public or private, or otherwise, regardless of use. The
440 scope of work includes the repair or replacement of existing
441 equipment, any cleaning or equipment sanitizing that requires at
442 least a partial disassembling, excluding filter changes, and the
443 installation of new pool/spa equipment, interior refinishing,
444 the reinstallation or addition of pool heaters, the repair or
445 replacement of all perimeter piping and filter piping, the
446 repair of equipment rooms or housing for pool/spa equipment, and
447 the substantial or complete draining of a swimming pool, or hot
448 tub or spa, for the purpose of repair or renovation. The scope
449 of such work does not include direct connections to a sanitary
450 sewer system or to potable water lines. The installation,
451 construction, modification, substantial or complete disassembly,
452 or replacement of equipment permanently attached to and
453 associated with the pool or spa for the purpose of water
454 treatment or cleaning of the pool or spa requires licensure;
455 however, the usage of such equipment for the purposes of water
456 treatment or cleaning does not require licensure unless the
457 usage involves construction, modification, substantial or
458 complete disassembly, or replacement of such equipment. Water
459 treatment that does not require such equipment does not require
460 a license. In addition, a license is not required for the
461 cleaning of the pool or spa in a way that does not affect the
462 structural integrity of the pool or spa or its associated
463 equipment.

464 (m) "Plumbing contractor" means a contractor whose
465 services are unlimited in the plumbing trade and includes

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466 contracting business consisting of the execution of contracts
467 requiring the experience, financial means, knowledge, and skill
468 to install, maintain, repair, alter, extend, or, if not
469 prohibited by law, design plumbing. A plumbing contractor may
470 install, maintain, repair, alter, extend, or, if not prohibited
471 by law, design the following without obtaining an additional
472 local regulatory license, certificate, or registration: sanitary
473 drainage or storm drainage facilities, water and sewer plants
474 and substations, venting systems, public or private water supply
475 systems, septic tanks, drainage and supply wells, swimming pool
476 piping, irrigation systems, and solar heating water systems and
477 all appurtenances, apparatus, or equipment used in connection
478 therewith, including boilers and pressure process piping and
479 including the installation of water, natural gas, liquefied
480 petroleum gas and related venting, and storm and sanitary sewer
481 lines. The scope of work of the plumbing contractor also
482 includes the design, if not prohibited by law, and installation,
483 maintenance, repair, alteration, or extension of air-piping,
484 vacuum line piping, oxygen line piping, nitrous oxide piping,
485 and all related medical gas systems; fire line standpipes and
486 fire sprinklers if authorized by law; ink and chemical lines;
487 fuel oil and gasoline piping and tank and pump installation,
488 except bulk storage plants; and pneumatic control piping
489 systems, all in a manner that complies with all plans,
490 specifications, codes, laws, and regulations applicable. The
491 scope of work of the plumbing contractor applies to private
492 property and public property, including any excavation work
493 incidental thereto, and includes the work of the specialty

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494 plumbing contractor. Such contractor shall subcontract, with a
495 qualified contractor in the field concerned, all other work
496 incidental to the work but which is specified as being the work
497 of a trade other than that of a plumbing contractor. This
498 definition does not limit the scope of work of any specialty
499 contractor certified pursuant to s. 489.113(6), and does not
500 require certification or registration under this part of any
501 authorized employee of a public natural gas utility or of a
502 private natural gas utility regulated by the Public Service
503 Commission when disconnecting and reconnecting water lines in
504 the servicing or replacement of an existing water heater. A
505 plumbing contractor may perform drain cleaning and clearing and
506 install or repair rainwater catchment systems; however, a
507 mandatory licensing requirement is not established for the
508 performance of these specific services.

509 (n) "Underground utility and excavation contractor" means
510 a contractor whose services are limited to the construction,
511 installation, and repair, on public or private property, whether
512 accomplished through open excavations or through other means,
513 including, but not limited to, directional drilling, auger
514 boring, jacking and boring, trenchless technologies, wet and dry
515 taps, grouting, and slip lining, of main sanitary sewer
516 collection systems, main water distribution systems, storm sewer
517 collection systems, and the continuation of utility lines from
518 the main systems to a point of termination up to and including
519 the meter location for the individual occupancy, sewer
520 collection systems at property line on residential or single-
521 occupancy commercial properties, or on multioccupancy properties

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522 at manhole or wye lateral extended to an invert elevation as
523 engineered to accommodate future building sewers, water
524 distribution systems, or storm sewer collection systems at storm
525 sewer structures. However, an underground utility and excavation
526 contractor may install empty underground conduits in rights-of-
527 way, easements, platted rights-of-way in new site development,
528 and sleeves for parking lot crossings no smaller than 2 inches
529 in diameter if each conduit system installed is designed by a
530 licensed professional engineer or an authorized employee of a
531 municipality, county, or public utility and the installation of
532 such conduit does not include installation of any conductor
533 wiring or connection to an energized electrical system. An
534 underground utility and excavation contractor may not install
535 piping that is an integral part of a fire protection system as
536 defined in s. 633.021 beginning at the point where the piping is
537 used exclusively for such system.

538 (o) "Solar contractor" means a contractor whose services
539 consist of the installation, alteration, repair, maintenance,
540 relocation, or replacement of solar panels for potable solar
541 water heating systems, swimming pool solar heating systems, and
542 photovoltaic systems and any appurtenances, apparatus, or
543 equipment used in connection therewith, whether public, private,
544 or otherwise, regardless of use. A contractor, certified or
545 registered pursuant to this chapter, is not required to become a
546 certified or registered solar contractor or to contract with a
547 solar contractor in order to provide services enumerated in this
548 paragraph that are within the scope of the services such
549 contractors may render under this part.

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550 (p) "Pollutant storage systems contractor" means a
551 contractor whose services are limited to, and who has the
552 experience, knowledge, and skill to install, maintain, repair,
553 alter, extend, or design, if not prohibited by law, and use
554 materials and items used in the installation, maintenance,
555 extension, and alteration of, pollutant storage tanks. Any
556 person installing a pollutant storage tank shall perform such
557 installation in accordance with the standards adopted pursuant
558 to s. 376.303.

559 (q) "Specialty contractor" means a contractor whose scope
560 of work and responsibility is limited to a particular phase of
561 construction established in a category adopted by board rule and
562 whose scope is limited to a subset of the activities described
563 in one of the paragraphs of this subsection.

564 Section 7. The amendments made by s. 11 of chapter 2012-
565 13, Laws of Florida, to s. 489.113(2), Florida Statutes, were
566 remedial in nature and intended to clarify existing law. This
567 section applies retroactively to any action initiated or pending
568 on or after March 23, 2012.

569 Section 8. Paragraphs (c) and (f) of subsection (5) and
570 subsection (6) of section 489.127, Florida Statutes, are amended
571 to read:

572 489.127 Prohibitions; penalties.-

573 (5) Each county or municipality may, at its option,
574 designate one or more of its code enforcement officers, as
575 defined in chapter 162, to enforce, as set out in this
576 subsection, the provisions of subsection (1) and s. 489.132(1)
577 against persons who engage in activity for which a county or

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578 municipal certificate of competency or license or state
579 certification or registration is required.

580 (c) The local governing body of the county or municipality
581 ~~may is authorized to~~ enforce codes and ordinances against
582 unlicensed contractors under the provisions of this subsection
583 and may enact an ordinance establishing procedures for
584 implementing this subsection, including a schedule of penalties
585 to be assessed by the code enforcement officer. The maximum
586 civil penalty which may be levied ~~may shall~~ not exceed \$2,000
587 ~~\$500~~. Moneys collected pursuant to this subsection shall be
588 retained locally, as provided for by local ordinance, and may be
589 set aside in a specific fund to support future enforcement
590 activities against unlicensed contractors.

591 (f) If the enforcement or licensing board or designated
592 special magistrate finds that a violation exists, the
593 enforcement or licensing board or designated special magistrate
594 may order the violator to pay a civil penalty of not less than
595 the amount set forth on the citation but not more than \$1,500
596 ~~\$1,000~~ per day for each violation. In determining the amount of
597 the penalty, the enforcement or licensing board or designated
598 special magistrate shall consider the following factors:

- 599 1. The gravity of the violation.
600 2. Any actions taken by the violator to correct the
601 violation.
602 3. Any previous violations committed by the violator.

603 (6) Local building departments may collect outstanding
604 fines against registered or certified contractors issued by the
605 Construction Industry Licensing Board and may retain 75 ~~25~~

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606 percent of the fines they are able to collect, provided that
607 they transmit 25 ~~75~~ percent of the fines they are able to
608 collect to the department according to a procedure to be
609 determined by the department.

610 Section 9. Paragraph (a) of subsection (7) of section
611 489.131, Florida Statutes, is amended to read:

612 489.131 Applicability.—

613 (7) (a) It is the policy of the state that the purpose of
614 regulation is to protect the public by attaining compliance with
615 the policies established in law. Fines and other penalties are
616 provided in order to ensure compliance; ~~however, the collection~~
617 ~~of fines and the imposition of penalties are intended to be~~
618 ~~secondary to the primary goal of attaining compliance with state~~
619 ~~laws and local jurisdiction ordinances. It is the intent of the~~
620 ~~Legislature that a local jurisdiction agency charged with~~
621 ~~enforcing regulatory laws shall issue a notice of noncompliance~~
622 ~~as its first response to a minor violation of a regulatory law~~
623 ~~in any instance in which it is reasonable to assume that the~~
624 ~~violator was unaware of such a law or unclear as to how to~~
625 ~~comply with it. A violation of a regulatory law is a "minor~~
626 ~~violation" if it does not result in economic or physical harm to~~
627 ~~a person or adversely affect the public health, safety, or~~
628 ~~welfare or create a significant threat of such harm. A "notice~~
629 ~~of noncompliance" is a notification by the local jurisdiction~~
630 ~~agency charged with enforcing the ordinance, which is issued to~~
631 ~~the licensee that is subject to the ordinance. A notice of~~
632 ~~noncompliance should not be accompanied with a fine or other~~
633 ~~disciplinary penalty. It should identify the specific ordinance~~

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634 ~~that is being violated, provide information on how to comply~~
635 ~~with the ordinance, and specify a reasonable time for the~~
636 ~~violation to comply with the ordinance. Failure of a licensee to~~
637 ~~take action correcting the violation within a set period of time~~
638 ~~would then result in the institution of further disciplinary~~
639 ~~proceedings.~~

640 Section 10. Section 489.514, Florida Statutes, is amended
641 to read:

642 489.514 Certification for registered contractors;
643 grandfathering provisions.-

644 (1) The board shall, upon receipt of a completed
645 application, appropriate fee, and proof of compliance with the
646 provisions of this section, issue:

647 (a) To an applying registered electrical contractor, a
648 certificate as an electrical contractor, as defined in s.
649 489.505(12); ~~or~~

650 (b) To an applying registered alarm system contractor, a
651 certificate in the matching alarm system contractor category, as
652 defined in s. 489.505(2) (a) or (b); or

653 (c) To an applying registered electrical specialty
654 contractor, a certificate in the matching electrical specialty
655 contractor category, as defined in s. 489.505(19).

656 (2) Any contractor registered under this part who makes
657 application under this section to the board shall meet each of
658 the following requirements for certification:

659 (a) Currently holds a valid registered local license in
660 the category of electrical contractor, alarm system contractor,
661 or electrical specialty contractor.

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662 (b) Has, for that category, passed a written, proctored
663 examination that the board finds to be substantially similar to
664 the examination required to be licensed as a certified
665 contractor under this part. For purposes of this subsection, a
666 written, proctored examination such as that produced by the
667 National Assessment Institute, Block and Associates, NAI/Block,
668 Experior Assessments, Professional Testing, Inc., or Assessment
669 Systems, Inc., shall be considered to be substantially similar
670 to the examination required to be licensed as a certified
671 contractor. The board may not impose or make any requirements
672 regarding the nature or content of these cited examinations.

673 (c) Has at least 5 years of experience as a contractor in
674 that contracting category, or as an inspector or building
675 administrator with oversight over that category, at the time of
676 application. For contractors, only time periods in which the
677 contractor license is active and the contractor is not on
678 probation shall count toward the 5 years required under this
679 subsection.

680 (d) Has not had his or her contractor's license revoked at
681 any time, had his or her contractor's license suspended in the
682 last 5 years, or been assessed a fine in excess of \$500 in the
683 last 5 years.

684 (e) Is in compliance with the insurance and financial
685 responsibility requirements in s. 489.515(1)(b).

686 (3) An applicant must make application by November 1, 2015
687 ~~2004~~, to be licensed pursuant to this section.

688 Section 11. Paragraph (c) of subsection (4) of section
689 489.531, Florida Statutes, is amended to read:

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690 489.531 Prohibitions; penalties.-

691 (4) Each county or municipality may, at its option,
692 designate one or more of its code enforcement officers, as
693 defined in chapter 162, to enforce, as set out in this
694 subsection, the provisions of subsection (1) against persons who
695 engage in activity for which county or municipal certification
696 is required.

697 (c) The local governing body of the county or municipality
698 ~~may is authorized to~~ enforce codes and ordinances against
699 unlicensed contractors under the provisions of this section and
700 may enact an ordinance establishing procedures for implementing
701 this section, including a schedule of penalties to be assessed
702 by the code enforcement officers. The maximum civil penalty
703 which may be levied ~~may shall~~ not exceed \$2,000 ~~\$500~~. Moneys
704 collected pursuant to this section shall be retained locally as
705 provided for by local ordinance and may be set aside in a
706 specific fund to support future enforcement activities against
707 unlicensed contractors.

708 Section 12. Present subsections (6) through (11) of
709 section 553.71, Florida Statutes, are redesignated as
710 subsections (7) through (12), respectively, and a new subsection
711 (6) is added to that section, to read:

712 553.71 Definitions.-As used in this part, the term:

713 (6) "Local technical amendment" means an action by a local
714 governing authority that results in a technical change to the
715 Florida Building Code and its local enforcement.

716 Section 13. Subsection (17) of section 553.73, Florida
717 Statutes, is amended to read:

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718 553.73 Florida Building Code.-

719 (17) A provision ~~The provisions of section R313 of the~~
720 ~~most current version~~ of the International Residential Code
721 relating to mandated fire sprinklers may not be incorporated
722 into the Florida Building Code as adopted by the Florida
723 Building Commission and may not be adopted as a local amendment
724 to the Florida Building Code. This subsection does not prohibit
725 the application of cost-saving incentives for residential fire
726 sprinklers that are authorized in the International Residential
727 Code upon a mutual agreement between the builder and the code
728 official. This subsection does not apply to a local government
729 that has a lawfully adopted ordinance relating to fire
730 sprinklers which has been in effect since January 1, 2010.

731 Section 14. Subsection (1) of section 553.74, Florida
732 Statutes, is amended to read:

733 553.74 Florida Building Commission.-

734 (1) The Florida Building Commission is created and located
735 within the Department of Business and Professional Regulation
736 for administrative purposes. Members are ~~shall be~~ appointed by
737 the Governor subject to confirmation by the Senate. The
738 commission is ~~shall be~~ composed of 26 ~~25~~ members, consisting of
739 the following:

740 (a) One architect registered to practice in this state and
741 actively engaged in the profession. The American Institute of
742 Architects, Florida Section, is encouraged to recommend a list
743 of candidates for consideration.

744 (b) One structural engineer registered to practice in this
745 state and actively engaged in the profession. The Florida

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746 Engineering Society is encouraged to recommend a list of
747 candidates for consideration.

748 (c) One air-conditioning or mechanical contractor
749 certified to do business in this state and actively engaged in
750 the profession. The Florida Air Conditioning Contractors
751 Association, the Florida Refrigeration and Air Conditioning
752 Contractors Association, and the Mechanical Contractors
753 Association of Florida are encouraged to recommend a list of
754 candidates for consideration.

755 (d) One electrical contractor certified to do business in
756 this state and actively engaged in the profession. The Florida
757 Electrical Contractors Association and the National Electrical
758 Contractors Association, Florida Chapter, are encouraged to
759 recommend a list of candidates for consideration.

760 (e) One member from fire protection engineering or
761 technology who is actively engaged in the profession. The
762 Florida Chapter of the Society of Fire Protection Engineers and
763 the Florida Fire Marshals and Inspectors Association are
764 encouraged to recommend a list of candidates for consideration.

765 (f) One general contractor certified to do business in
766 this state and actively engaged in the profession. The
767 Associated Builders and Contractors of Florida, the Florida
768 Associated General Contractors Council, and the Union
769 Contractors Association are encouraged to recommend a list of
770 candidates for consideration.

771 (g) One plumbing contractor licensed to do business in
772 this state and actively engaged in the profession. The Florida

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773 Association of Plumbing, Heating, and Cooling Contractors is
774 encouraged to recommend a list of candidates for consideration.

775 (h) One roofing or sheet metal contractor certified to do
776 business in this state and actively engaged in the profession.
777 The Florida Roofing, Sheet Metal, and Air Conditioning
778 Contractors Association and the Sheet Metal and Air Conditioning
779 Contractors National Association are encouraged to recommend a
780 list of candidates for consideration.

781 (i) One residential contractor licensed to do business in
782 this state and actively engaged in the profession. The Florida
783 Home Builders Association is encouraged to recommend a list of
784 candidates for consideration.

785 (j) Three members who are municipal or district codes
786 enforcement officials, one of whom is also a fire official. The
787 Building Officials Association of Florida and the Florida Fire
788 Marshals and Inspectors Association are encouraged to recommend
789 a list of candidates for consideration.

790 (k) One member who represents the Department of Financial
791 Services.

792 (l) One member who is a county codes enforcement official.
793 The Building Officials Association of Florida is encouraged to
794 recommend a list of candidates for consideration.

795 (m) One member of a Florida-based organization of persons
796 with disabilities or a nationally chartered organization of
797 persons with disabilities with chapters in this state.

798 (n) One member of the manufactured buildings industry who
799 is licensed to do business in this state and is actively engaged

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800 in the industry. The Florida Manufactured Housing Association is
801 encouraged to recommend a list of candidates for consideration.

802 (o) One mechanical or electrical engineer registered to
803 practice in this state and actively engaged in the profession.
804 The Florida Engineering Society is encouraged to recommend a
805 list of candidates for consideration.

806 (p) One member who is a representative of a municipality
807 or a charter county. The Florida League of Cities and the
808 Florida Association of Counties are encouraged to recommend a
809 list of candidates for consideration.

810 (q) One member of the building products manufacturing
811 industry who is authorized to do business in this state and is
812 actively engaged in the industry. The Florida Building Material
813 Association, the Florida Concrete and Products Association, and
814 the Fenestration Manufacturers Association are encouraged to
815 recommend a list of candidates for consideration.

816 (r) One member who is a representative of the building
817 owners and managers industry who is actively engaged in
818 commercial building ownership or management. The Building Owners
819 and Managers Association is encouraged to recommend a list of
820 candidates for consideration.

821 (s) One member who is a representative of the insurance
822 industry. The Florida Insurance Council is encouraged to
823 recommend a list of candidates for consideration.

824 (t) One member who is a representative of public
825 education.

826 (u) One member who is a swimming pool contractor licensed
827 to do business in this state and actively engaged in the

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828 | profession. The Florida Swimming Pool Association and the United
829 | Pool and Spa Association are encouraged to recommend a list of
830 | candidates for consideration.

831 | (v) One member who is a representative of the green
832 | building industry and who is a third-party commission agent, a
833 | Florida board member of the United States Green Building Council
834 | or Green Building Initiative, a professional who is accredited
835 | under the International Green Construction Code (IGCC), or a
836 | professional who is accredited under Leadership in Energy and
837 | Environmental Design (LEED).

838 | (w) One member who is a representative of a natural gas
839 | distribution system who is actively engaged in the distribution
840 | of natural gas in this state. The Florida Natural Gas
841 | Association is encouraged to recommend a list of candidates for
842 | consideration.

843 | (x)~~(w)~~ One member who shall be the chair.

844 |
845 | Any person serving on the commission under paragraph (c) or
846 | paragraph (h) on October 1, 2003, and who has served less than
847 | two full terms is eligible for reappointment to the commission
848 | regardless of whether he or she meets the new qualification.

849 | Section 15. Paragraph (a) of subsection (5) of section
850 | 553.79, Florida Statutes, is amended, and subsection (18) is
851 | added to that section, to read:

852 | 553.79 Permits; applications; issuance; inspections.-

853 | (5) (a) The enforcing agency shall require a special
854 | inspector to perform structural inspections on a threshold
855 | building pursuant to a structural inspection plan prepared by

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856 the engineer or architect of record. The structural inspection
857 plan must be submitted to and approved by the enforcing agency
858 before ~~prior to~~ the issuance of a building permit for the
859 construction of a threshold building. The purpose of the
860 structural inspection plan is to provide specific inspection
861 procedures and schedules so that the building can be adequately
862 inspected for compliance with the permitted documents. The
863 special inspector may not serve as a surrogate in carrying out
864 the responsibilities of the building official, the architect, or
865 the engineer of record. The contractor's contractual or
866 statutory obligations are not relieved by any action of the
867 special inspector. The special inspector shall determine that a
868 professional engineer who specializes in shoring design has
869 inspected the shoring and reshoring for conformance with the
870 shoring and reshoring plans submitted to the enforcing agency. A
871 fee simple title owner of a building, which does not meet the
872 minimum size, height, occupancy, occupancy classification, or
873 number-of-stories criteria which would result in classification
874 as a threshold building under s. 553.71(12) ~~553.71(11)~~, may
875 designate such building as a threshold building, subject to more
876 than the minimum number of inspections required by the Florida
877 Building Code.

878 (18) For the purpose of inspection and record retention,
879 site plans for a building may be maintained in the form of an
880 electronic copy at the worksite. These plans must be open to
881 inspection by the building official or a duly authorized
882 representative, as required by the Florida Building Code.

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883 Section 16. Paragraph (a) of subsection (5) of section
884 553.842, Florida Statutes, is amended to read:

885 553.842 Product evaluation and approval.—

886 (5) Statewide approval of products, methods, or systems of
887 construction may be achieved by one of the following methods.

888 One of these methods must be used by the commission to approve

889 the following categories of products: panel walls, exterior

890 doors, roofing, skylights, windows, shutters, impact protective

891 systems, and structural components as established by the

892 commission by rule. A product may not be advertised, sold,

893 offered, provided, distributed, or marketed as hurricane,

894 windstorm, or impact protection from wind-borne debris from a

895 hurricane or windstorm unless it is approved pursuant to this

896 section or s. 553.8425. Any person who advertises, sells,

897 offers, provides, distributes, or markets a product as

898 hurricane, windstorm, or impact protection from wind-borne

899 debris without such approval is subject to the Florida Deceptive

900 and Unfair Trade Practices Act under part II of chapter 501

901 brought by the enforcing authority as defined in s. 501.203.

902 (a) Products for which the code establishes standardized

903 testing or comparative or rational analysis methods shall be

904 approved by submittal and validation of one of the following

905 reports or listings indicating that the product or method or

906 system of construction was in compliance with the Florida

907 Building Code and that the product or method or system of

908 construction is, for the purpose intended, at least equivalent

909 to that required by the Florida Building Code:

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910 1. A certification mark or listing of an approved
911 certification agency, which may be used only for products for
912 which the code designates standardized testing;

913 2. A test report from an approved testing laboratory;

914 3. A product evaluation report based upon testing or
915 comparative or rational analysis, or a combination thereof, from
916 an approved product evaluation entity; or

917 4. A product evaluation report based upon testing or
918 comparative or rational analysis, or a combination thereof,
919 developed and signed and sealed by a professional engineer or
920 architect, licensed in this state.

921
922 A product evaluation report or a certification mark or listing
923 of an approved certification agency which demonstrates that the
924 product or method or system of construction complies with the
925 Florida Building Code for the purpose intended is equivalent to
926 a test report and test procedure referenced in the Florida
927 Building Code. An application for state approval of a product
928 under subparagraph 1. or subparagraph 3. must be approved by the
929 department after the commission staff or a designee verifies
930 that the application and related documentation are complete.
931 This verification must be completed within 10 business days
932 after receipt of the application. Upon approval by the
933 department, the product shall be immediately added to the list
934 of state-approved products maintained under subsection (13).
935 Approvals by the department shall be reviewed and ratified by
936 the commission's program oversight committee except for a
937 showing of good cause that a review by the full commission is

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938 necessary. The commission shall adopt rules providing means to
939 cure deficiencies identified within submittals for products
940 approved under this paragraph.

941 Section 17. Section 553.901, Florida Statutes, is amended
942 to read:

943 553.901 Purpose of thermal efficiency code.—The Department
944 of Business and Professional Regulation shall prepare a thermal
945 efficiency code to provide for a statewide uniform standard for
946 energy efficiency in the thermal design and operation of all
947 buildings statewide, consistent with energy conservation goals,
948 and to best provide for public safety, health, and general
949 welfare. The Florida Building Commission shall adopt the Florida
950 Building Code—Energy Conservation ~~Energy Efficiency Code for~~
951 ~~Building Construction within the Florida Building Code~~, and
952 shall modify, revise, update, and maintain the code to implement
953 the provisions of this thermal efficiency code and amendments
954 thereto, in accordance with the procedures of chapter 120. The
955 department shall, at least triennially, determine the most cost-
956 effective energy-saving equipment and techniques available and
957 report its determinations to the commission, which shall update
958 the code to incorporate such equipment and techniques. The
959 proposed changes shall be made available for public review and
960 comment no later than 6 months before ~~prior to~~ code
961 implementation. The term "cost-effective," as used in ~~for the~~
962 ~~purposes of this part~~, means ~~shall be construed to mean~~ cost-
963 effective to the consumer.

964 Section 18. Section 553.902, Florida Statutes, is
965 reordered and amended to read:

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966 553.902 Definitions.—As used in ~~For the purposes of~~ this
967 part, the term:

968 (1)~~(6)~~ "Energy performance level" means the indicator of
969 the energy-related performance of a building, including, but not
970 limited to, the levels of insulation, the amount and type of
971 glass, and the HVAC and water heating system efficiencies.

972 (2)~~(1)~~ "Exempted building" means:

973 (a) A ~~Any~~ building or portion thereof whose peak design
974 rate of energy usage for all purposes is less than 1 watt (3.4
975 Btu per hour) per square foot of floor area for all purposes.

976 (b) A ~~Any~~ building that ~~which~~ is neither heated nor cooled
977 by a mechanical system designed to control or modify the indoor
978 temperature and powered by electricity or fossil fuels.

979 (c) A ~~Any~~ building for which federal mandatory standards
980 preempt state energy codes.

981 (d) A ~~Any~~ historical building as described in s.
982 267.021(3).

983
984 The Florida Building Commission may recommend to the Legislature
985 additional types of buildings which should be exempted from
986 compliance with the Florida Building Code—Energy Conservation
987 ~~Energy Efficiency Code for Building Construction~~.

988 (3)~~(5)~~ "Exterior envelope physical characteristics" means
989 the physical nature of those elements of a building which
990 enclose conditioned spaces through which energy may be
991 transferred to or from the exterior.

992 (4)~~(2)~~ "HVAC" means a system of heating, ventilating, and
993 air-conditioning.

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994 (5)~~(4)~~ "Local enforcement agency" means the agency of
995 local government which has the authority to make inspections of
996 buildings and to enforce the Florida Building Code. The term ~~It~~
997 includes any agency within the definition of s. 553.71(5).

998 (6)~~(3)~~ "Renovated building" means a residential or
999 nonresidential building undergoing alteration that varies or
1000 changes insulation, HVAC systems, water heating systems, or
1001 exterior envelope conditions, if provided ~~if provided~~ the estimated cost of
1002 renovation exceeds 30 percent of the assessed value of the
1003 structure.

1004 Section 19. Section 553.903, Florida Statutes, is amended
1005 to read:

1006 553.903 Applicability.—This part applies ~~shall apply~~ to
1007 all new and renovated buildings in the state, except exempted
1008 buildings, for which building permits are obtained after March
1009 15, 1979, and to the installation or replacement of building
1010 systems and components with new products for which thermal
1011 efficiency standards are set by the Florida Building Code~~—Energy~~
1012 Conservation ~~Energy Efficiency Code for Building Construction~~.
1013 The provisions of this part shall constitute a statewide uniform
1014 code.

1015 Section 20. Section 553.904, Florida Statutes, is amended
1016 to read:

1017 553.904 Thermal efficiency standards for new
1018 nonresidential buildings.—Thermal designs and operations for new
1019 nonresidential buildings for which building permits are obtained
1020 after March 15, 1979, must ~~shall~~ at a minimum take into account
1021 exterior envelope physical characteristics, including thermal

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1022 mass; HVAC, service water heating, energy distribution,
1023 lighting, energy managing, and auxiliary systems design and
1024 selection; and HVAC, service water heating, energy distribution,
1025 lighting, energy managing, and auxiliary equipment performance,
1026 and are ~~shall~~ not be required to meet standards more stringent
1027 than the provisions of the Florida Building Code~~Energy~~
1028 Conservation ~~Energy Efficiency Code for Building Construction~~.

1029 Section 21. Section 553.905, Florida Statutes, is amended
1030 to read:

1031 553.905 Thermal efficiency standards for new residential
1032 buildings.—Thermal designs and operations for new residential
1033 buildings for which building permits are obtained after March
1034 15, 1979, must ~~shall~~ at a minimum take into account exterior
1035 envelope physical characteristics, HVAC system selection and
1036 configuration, HVAC equipment performance, and service water
1037 heating design and equipment selection and are ~~shall~~ not be
1038 required to meet standards more stringent than the provisions of
1039 the Florida Building Code~~Energy Conservation~~ ~~Energy Efficiency~~
1040 ~~Code for Building Construction~~. HVAC equipment mounted in an
1041 attic or a garage is ~~shall~~ not be required to have supplemental
1042 insulation in addition to that installed by the manufacturer.
1043 All new residential buildings, except those herein exempted,
1044 must ~~shall~~ have insulation in ceilings rated at R-19 or more,
1045 space permitting. Thermal efficiency standards do not apply to a
1046 building of less than 1,000 square feet which is not primarily
1047 used as a principal residence and which is constructed and owned
1048 by a natural person for hunting or similar recreational

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1049 purposes; however, ~~no~~ such person may not build more than one
1050 exempt building in any 12-month period.

1051 Section 22. Section 553.906, Florida Statutes, is amended
1052 to read:

1053 553.906 Thermal efficiency standards for renovated
1054 buildings.—Thermal designs and operations for renovated
1055 buildings for which building permits are obtained after March
1056 15, 1979, must ~~shall~~ take into account insulation; windows;
1057 infiltration; and HVAC, service water heating, energy
1058 distribution, lighting, energy managing, and auxiliary systems
1059 design and equipment selection and performance. Such buildings
1060 are ~~shall~~ not ~~be~~ required to meet standards more stringent than
1061 the provisions of the Florida Building Code—Energy Conservation
1062 Energy Efficiency Code for Building Construction. These
1063 standards apply only to those portions of the structure which
1064 are actually renovated.

1065 Section 23. Section 553.912, Florida Statutes, is amended
1066 to read:

1067 553.912 Air conditioners.—All air conditioners that are
1068 sold or installed in the state must ~~shall~~ meet the minimum
1069 efficiency ratings of the Florida Energy Efficiency Code for
1070 Building Code—Energy Conservation Construction. These efficiency
1071 ratings must ~~shall~~ be minimums and may be updated in the Florida
1072 Building Code—Energy Conservation Energy Efficiency Code for
1073 Building Construction by the department in accordance with s.
1074 553.901, following its determination that more cost-effective
1075 energy-saving equipment and techniques are available. It is the
1076 intent of the Legislature that all replacement air-conditioning

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1077 systems in residential applications be installed using energy-
1078 saving, quality installation procedures, including, but not
1079 limited to, equipment sizing analysis and duct inspection.
1080 Notwithstanding this section, existing heating and cooling
1081 equipment in residential applications need not meet the minimum
1082 equipment efficiencies, including system sizing and duct
1083 sealing.

1084 Section 24. Section 553.991, Florida Statutes, is amended
1085 to read:

1086 553.991 Purpose.—The purpose of this part is to identify
1087 systems ~~provide for a statewide uniform system~~ for rating the
1088 energy efficiency of buildings. It is in the interest of the
1089 state to encourage the consideration of ~~the~~ energy-efficiency
1090 rating systems ~~system~~ in the market so as to provide market
1091 rewards for energy-efficient buildings and to those persons or
1092 companies designing, building, or selling energy-efficient
1093 buildings.

1094 Section 25. Section 553.992, Florida Statutes, is
1095 repealed.

1096 Section 26. Section 553.993, Florida Statutes, is amended
1097 to read:

1098 553.993 Definitions.—For purposes of this part:

1099 (1) "Acquisition" means to gain the sole or partial use of
1100 a building through a purchase agreement.

1101 (2) "Builder" means the primary contractor who possesses
1102 the requisite skill, knowledge, and experience, and has the
1103 responsibility, to supervise, direct, manage, and control the
1104 contracting activities of the business organization with which

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1105 she or he is connected and who has the responsibility to
1106 supervise, direct, manage, and control the construction work on
1107 a job for which she or he has obtained the building permit.
1108 Construction work includes, but is not limited to, foundation,
1109 framing, wiring, plumbing, and finishing work.

1110 (3) "Building energy-efficiency rating system" means a
1111 whole building energy evaluation system established by the
1112 Residential Energy Services Network, the Commercial Energy
1113 Services Network, the Building Performance Institute, or the
1114 Florida Solar Energy Center.

1115 (4)~~(3)~~ "Designer" means the architect, engineer, landscape
1116 architect, builder, interior designer, or other person who
1117 performs the actual design work or under whose direct
1118 supervision and responsible charge the construction documents
1119 are prepared.

1120 (5) "Energy auditor" means a trained and certified
1121 professional who conducts energy evaluations of an existing
1122 building and uses tools to identify the building's current
1123 energy usage and the condition of the building and equipment.

1124 (6) "Energy-efficiency rating" means an unbiased
1125 indication of a building's relative energy efficiency based on
1126 consistent inspection procedures, operating assumptions, climate
1127 data, and calculation methods.

1128 (7) "Energy rater" means an individual certified by a
1129 building energy-efficiency rating system to perform building
1130 energy-efficiency ratings for the building type and in the
1131 rating class for which the rater is certified.

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1132 ~~(8)-(4)~~ "New building" means commercial occupancy buildings
1133 permitted for construction after January 1, 1995, and
1134 residential occupancy buildings permitted for construction after
1135 January 1, 1994.

1136 ~~(9)-(5)~~ "Public building" means a building comfort-
1137 conditioned for occupancy that is owned or leased by the state,
1138 a state agency, or a governmental subdivision, including, but
1139 not limited to, a city, county, or school district.

1140 Section 27. Section 553.994, Florida Statutes, is amended
1141 to read:

1142 553.994 Applicability.—~~Building energy-efficiency~~ The
1143 rating systems ~~system shall~~ apply to all public, commercial, and
1144 residential buildings in the state.

1145 Section 28. Section 553.995, Florida Statutes, is amended
1146 to read:

1147 553.995 Energy-efficiency ratings for buildings.—

1148 (1) Building ~~The~~ energy-efficiency rating systems must,
1149 ~~system shall~~ at a minimum:

1150 ~~(a) Provide a uniform rating scale of the efficiency of~~
1151 ~~buildings based on annual energy usage.~~

1152 ~~(a)-(b)~~ Take into account local climate conditions,
1153 construction practices, and building use.

1154 ~~(b)-(e)~~ Be compatible with standard federal rating systems
1155 and state building codes and standards, where applicable, and
1156 shall satisfy the requirements of s. 553.9085 with respect to
1157 residential buildings and s. 255.256 with respect to state
1158 buildings.

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1159 ~~(c)(2) The energy-efficiency rating systems system adopted~~
1160 ~~by the department shall~~ Provide a means of analyzing and
1161 ~~comparing~~ the relative energy efficiency of buildings upon the
1162 sale of new or existing residential, public, or commercial
1163 buildings.

1164 ~~(3) The department shall establish a voluntary working~~
1165 ~~group of persons interested in the energy-efficiency rating~~
1166 ~~system or energy efficiency, including, but not limited to, such~~
1167 ~~persons as electrical engineers, mechanical engineers,~~
1168 ~~architects, public utilities, and builders. The interest group~~
1169 ~~shall advise the department in the development of the energy-~~
1170 ~~efficiency rating system and shall assist the department in the~~
1171 ~~implementation of the rating system by coordinating educational~~
1172 ~~programs for designers, builders, businesses, and other~~
1173 ~~interested persons to assist compliance and to facilitate~~
1174 ~~incorporation of the rating system into existing practices.~~

1175 ~~(2)(a)(4) The department shall develop a training and~~
1176 ~~certification program to certify raters. In addition to the~~
1177 ~~department,~~ Ratings may be conducted by a any local government
1178 or private entity if, ~~provided that~~ the appropriate persons have
1179 completed the necessary training established by the applicable
1180 building energy-efficiency rating system and ~~have been certified~~
1181 ~~by the department.~~

1182 ~~(b)~~ The Department of Management Services shall rate
1183 state-owned or state-leased buildings if, ~~provided that~~ the
1184 appropriate persons have completed the necessary training
1185 established by the applicable building energy-efficiency rating

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1186 ~~system and have been certified by the Department of Business and~~
1187 ~~Professional Regulation.~~

1188 (c) A state agency that ~~which~~ has building construction
1189 regulation authority may rate its own buildings and those it is
1190 responsible for, if the appropriate persons have completed the
1191 necessary training established by the applicable building
1192 energy-efficiency rating system ~~and have been certified by the~~
1193 ~~Department of Business and Professional Regulation. The~~
1194 ~~Department of Business and Professional Regulation may charge a~~
1195 ~~fee not to exceed the costs for the training and certification~~
1196 ~~of raters. The department shall by rule set the appropriate~~
1197 ~~charges for raters to charge for energy ratings, not to exceed~~
1198 ~~the actual costs.~~

1199 Section 29. Section 553.996, Florida Statutes, is amended
1200 to read:

1201 553.996 Energy-efficiency information provided by building
1202 energy-efficiency rating systems providers brochure.—A
1203 prospective purchaser of real property with a building for
1204 occupancy located thereon shall be provided ~~with a copy of an~~
1205 ~~information brochure,~~ at the time of or before ~~prior to~~ the
1206 purchaser's execution of the contract for sale and purchase
1207 which notifies, ~~notifying~~ the purchaser of the option for an
1208 energy-efficiency rating on the building. Building energy-
1209 efficiency rating system providers identified in this part shall
1210 prepare such information and make it available for distribution
1211 ~~Such brochure shall be prepared, made available for~~
1212 ~~distribution, and provided at no cost by the department. Such~~

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1213 ~~brochure shall contain~~ information relevant to that class of
1214 building must include, ~~including~~, but need not be limited to:

1215 (1) How to analyze the building's energy-efficiency
1216 rating.

1217 (2) Comparisons to statewide averages for new and existing
1218 construction of that class.

1219 (3) Information concerning methods to improve the
1220 building's energy-efficiency rating.

1221 (4) A notice to residential purchasers that the energy-
1222 efficiency rating may qualify the purchaser for an energy-
1223 efficient mortgage from lending institutions.

1224 Section 30. Subsection (2) of section 553.997, Florida
1225 Statutes, is amended to read:

1226 553.997 Public buildings.—

1227 (2) ~~The department, together with other~~ State agencies
1228 with having building construction and maintenance
1229 responsibilities, shall make available energy-efficiency
1230 practices information to be used by individuals involved in the
1231 design, construction, retrofitting, and maintenance of buildings
1232 for state and local governments.

1233 Section 31. Section 553.998, Florida Statutes, is amended
1234 to read:

1235 553.998 Compliance.—All ratings must ~~shall~~ be determined
1236 using tools and procedures developed by the systems recognized
1237 under this part ~~adopted by the department by rule in accordance~~
1238 ~~with chapter 120~~ and must ~~shall~~ be certified by the rater as
1239 accurate and correct and in compliance with procedures of the

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1240 adopted system under which the rater is certified by the
1241 department by rule in accordance with chapter 120.

1242 Section 32. Concrete masonry products research, education,
1243 and promotion.—

1244 (1) SHORT TITLE.—This section may be cited as the
1245 "Concrete Masonry Products Research, Education, and Promotion
1246 Act."

1247 (2) FLORIDA CONCRETE MASONRY COUNCIL, INC.; CREATION;
1248 PURPOSES.—

1249 (a) There is created the Florida Concrete Masonry Council,
1250 Inc., a nonprofit corporation organized under the laws of this
1251 state and operating as a direct-support organization of the
1252 Florida Building Commission.

1253 (b) The council shall:

1254 1. Develop, implement, and monitor a system for the
1255 definition of masonry products and for the collection of self-
1256 imposed voluntary assessments.

1257 2. Plan, implement, and conduct programs of education,
1258 promotion, research, and consumer information and industry
1259 information which are designed to strengthen the market position
1260 of the concrete masonry industry in this state and in the
1261 nation, to maintain and expand domestic and foreign markets, and
1262 to expand the uses for concrete masonry products.

1263 3. Use the means authorized by this subsection for the
1264 purpose of funding research, education, promotion, and consumer
1265 and industry information of concrete masonry products in this
1266 state and in the nation.

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1267 4. Coordinate research, education, promotion, industry,
1268 and consumer information programs with national programs or
1269 programs of other states.

1270 5. Develop new uses and markets for concrete masonry
1271 products.

1272 6. Develop and improve educational access to individuals
1273 seeking employment in the field of concrete masonry.

1274 7. Develop methods of improving the quality of concrete
1275 masonry products for the purpose of windstorm protection.

1276 8. Develop methods of improving the energy efficiency
1277 attributes of concrete masonry products.

1278 9. Inform and educate the public concerning the
1279 sustainability and economic benefits of concrete masonry
1280 products.

1281 10. Do all other acts necessary or expedient for the
1282 administration of the affairs and attainment of the purposes of
1283 the council.

1284 (c) The council may:

1285 1. Conduct or contract for scientific research with any
1286 accredited university, college, or similar institution and enter
1287 into other contracts or agreements that will aid in carrying out
1288 the purposes of this section, including contracts for the
1289 purchase or acquisition of facilities or equipment necessary to
1290 carry out the purposes of this section.

1291 2. Disseminate reliable information benefiting the
1292 consumer and the concrete masonry industry.

1293 3. Provide to governmental bodies, on request, information
1294 relating to subjects of concern to the concrete masonry industry

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1295 and act jointly or in cooperation with the state or Federal
1296 Government, and agencies thereof, in the development or
1297 administration of programs that the council considers to be
1298 consistent with the objectives of this section.

1299 4. Sue and be sued as a council without individual
1300 liability of the members for acts of the council when acting
1301 within the scope of the powers of this section and in the manner
1302 prescribed by the laws of this state.

1303 5. Maintain a financial reserve for emergency use, the
1304 total of which must not exceed 50 percent of the council's
1305 anticipated annual income.

1306 6. Employ subordinate officers and employees of the
1307 council, prescribe their duties, and fix their compensation and
1308 terms of employment.

1309 7. Cooperate with a local, state, regional, or nationwide
1310 organization or agency engaged in work or activities consistent
1311 with the objectives of the program.

1312 8. Do all other things necessary to further the intent of
1313 this section which are not prohibited by law.

1314 (d) The council and concrete masonry manufacturers may
1315 meet and coordinate the collection of self-imposed voluntary
1316 assessments for each concrete masonry unit that is produced and
1317 sold by manufacturers in the state.

1318 (e)1. The council may not participate or intervene in a
1319 political campaign on behalf of or in opposition to a candidate
1320 for public office or a state or local ballot initiative. This
1321 restriction includes, but is not limited to, a prohibition
1322 against publishing or distributing a statement.

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1323 2. The net receipts of the council may not in any part
1324 inure to the benefit of or be distributable to its directors,
1325 its officers, or other private persons, except that the council
1326 may pay reasonable compensation for services rendered by staff
1327 employees and may make payments and distributions in furtherance
1328 of the purposes of this section.

1329 3. Notwithstanding another provision of law, the council
1330 may not carry on another activity not permitted to be carried on
1331 by a corporation:

1332 a. That is exempt from federal income tax under s.
1333 501(c)(3) of the Internal Revenue Code; or

1334 b. To which charitable contributions are deductible under
1335 s. 170(c)(2) of the Internal Revenue Code.

1336 (3) GOVERNING BOARD.—

1337 (a) The Florida Concrete Masonry Council, Inc., shall be
1338 governed by a board of directors composed of 15 members as
1339 follows:

1340 1. Nine members representing concrete masonry
1341 manufacturers. At least five of these members must be
1342 representatives of a manufacturer that is a member of the
1343 Masonry Association of Florida. These members must be
1344 representatives of concrete masonry manufacturers of various
1345 sizes. A manufacturer may not be represented by more than one
1346 member of the board.

1347 2. One member representing the Florida Building
1348 Commission.

1349 3. One member representing the Florida Home Builders
1350 Association.

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1351 4. One member having expertise in apprenticeship or
1352 vocational training.

1353 5. Two members who are masonry contractors and who are
1354 members of the Masonry Association of Florida.

1355 6. One member who is not a masonry contractor or
1356 manufacturer or an employee of a masonry contractor or
1357 manufacturer, but who is otherwise a stakeholder in the masonry
1358 industry.

1359 (b) The initial board of directors shall be appointed by
1360 the chair of the commission based on recommendations from the
1361 Masonry Association of Florida. Five of the initial board
1362 members shall be appointed to 1-year terms. Five members shall
1363 be appointed for 2-year terms. The remaining board members shall
1364 be appointed for 3-year terms. Thereafter, each member shall be
1365 appointed to serve a 3-year term and may be reappointed to serve
1366 an additional consecutive term. After the initial appointments
1367 are made, each subsequent vacancy shall be filled in accordance
1368 with the bylaws of the council. A member may not serve more than
1369 two consecutive terms. A member representing a manufacturer or a
1370 contractor must be employed by a manufacturer or contractor
1371 engaging in the trade of manufacturing concrete masonry products
1372 for at least 5 years immediately preceding the first day of his
1373 or her service on the board. All members of the board shall
1374 serve without compensation but are entitled to reimbursement for
1375 per diem and travel expenses incurred in carrying out the this
1376 section in accordance with s. 112.061.

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1377 (c) The council shall elect from its members a chair, vice
1378 chair, and a secretary-treasurer who shall each serve 2-year
1379 terms. The chair must be a concrete masonry manufacturer.

1380 (d) The initial board of directors shall adopt bylaws for
1381 the governance of board members and meetings and to establish
1382 procedures for filling vacancies.

1383 (4) ACCEPTANCE OF GRANTS AND GIFTS.—The council may accept
1384 grants, donations, contributions, or gifts from any source if
1385 the use of such resources is not restricted in any manner that
1386 the council considers to be inconsistent with the objectives of
1387 this section.

1388 (5) PAYMENTS TO ORGANIZATIONS.—

1389 (a) The council may make payments to other organizations
1390 for work or services performed which are consistent with the
1391 objectives of the program.

1392 (b) Before making payments described in this subsection,
1393 the council must secure a written agreement that the
1394 organization receiving payment will furnish at least annually,
1395 or more frequently on request of the council, written or printed
1396 reports of program activities and reports of financial data that
1397 are relative to the council's funding of such activities.

1398 (c) The council may require adequate proof of security
1399 bonding on payments to any individual, business, or other
1400 organization.

1401 (6) COLLECTION OF MONEYS AT TIME OF SALE.—

1402 (a) If a self-imposed voluntary assessment is paid by a
1403 manufacturer, the manufacturer shall list the assessment on its
1404 invoice to the purchaser at the time of sale. The amount of the

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1405 assessment must be separately stated on all receipts, invoices,
1406 or other evidence of sale as the "Florida Building
1407 Sustainability Assessment."

1408 (b) Each manufacturer that elects to self-impose a
1409 voluntary assessment shall commit to the assessment for a period
1410 of at least 1 year and shall annually be authorized to renew or
1411 end the self-imposed voluntary assessment.

1412 (c) The manufacturer shall collect all such moneys and
1413 forward them quarterly to the council.

1414 (d) The council shall maintain within its financial
1415 records a separate accounting of all moneys received under this
1416 subsection. The council shall provide for an annual financial
1417 audit of its accounts and records to be conducted by an
1418 independent certified public accountant licensed under chapter
1419 473.

1420 (7) BYLAWS.—The council shall, by September 30, 2013,
1421 adopt bylaws to carry out the intents and purposes of this
1422 section. These bylaws may be amended upon 30 days' notice to
1423 board members at any regular or special meeting called for this
1424 purpose. The bylaws must conform to the requirements of this
1425 section but may also address any matter not in conflict with the
1426 general laws of this state.

1427 Section 33. The sums of \$119,618 in recurring funds and
1428 \$263,143 in nonrecurring funds are appropriated from the
1429 Professional Regulation Trust to the Department of Business and
1430 Professional Regulation for the implementation of this act
1431 during the 2013-2014 fiscal year.

1432 Section 34. This act shall take effect July 1, 2013.

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

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to building construction; amending s. 162.12, F.S.; revising notice requirements in the Local Government Code Enforcement Boards Act; amending ss. 255.20 and 255.2575, F.S.; requiring public construction works contracts to include specified information; amending s. 255.257, F.S.; requiring state agencies to use a sustainable building rating system or a national model green building code for new buildings and renovations; amending s. 381.0065, F.S.; specifying that certain actions relating to onsite sewage treatment and removal are not required if a bedroom is not added during a remodeling addition or modification to a single-family home; prohibiting a remodeling addition or modification from certain coverage or encroachment; authorizing a local health board to review specific plans; requiring a review to be completed within a specific time period after receipt of specific plans; amending s. 489.105, F.S.; revising definitions; providing legislative intent with respect to the applicability of certain amendments to s. 489.113(2), F.S.; providing for retroactive effect; amending s. 489.127, F.S.; revising civil penalties; authorizing a local building

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 1245 (2013)

Amendment No. 1

1461 department to retain 75 percent of certain fines
1462 collected if it transmits 25 percent to the Department
1463 of Business and Professional Regulation; amending s.
1464 489.131, F.S.; deleting legislative intent referring
1465 to a local agency's enforcement of regulatory laws;
1466 deleting the definitions of "minor violation" and
1467 "notice of noncompliance"; deleting provisions that
1468 provide for what a notice of noncompliance should or
1469 should not include; deleting a provision that provides
1470 for further disciplinary proceedings for certain
1471 licensees; amending s. 489.514, F.S.; extending the
1472 date by which an applicant must make application for a
1473 contracting license to be grandfathered; amending s.
1474 489.531, F.S.; revising a maximum civil penalty;
1475 amending s. 553.71, F.S.; providing a definition for
1476 the term "local technical amendment"; amending s.
1477 553.73, F.S.; prohibiting any provision of the
1478 International Residential Code relating to mandated
1479 fire sprinklers from incorporation into the Florida
1480 Building Code; amending s. 553.74, F.S.; revising the
1481 membership of the Florida Building Commission;
1482 amending s. 553.79, F.S.; conforming a reference;
1483 authorizing a site plan to be maintained at the
1484 worksite as an electronic copy; requiring the copy to
1485 be open to inspection by certain officials; amending
1486 s. 553.842, F.S.; requiring statewide approval of
1487 impact protective systems by the commission; requiring
1488 an application for state approval of a certain product

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 1245 (2013)

Amendment No. 1

1489 to be approved by the department after the application
1490 and related documentation are complete; amending ss.
1491 553.901, 553.902, 553.903, 553.904, 553.905, and
1492 553.906, F.S.; requiring the Florida Building
1493 Commission to adopt the Florida Building Code—Energy
1494 Conservation; conforming subsequent sections of the
1495 thermal efficiency code; amending s. 553.912, F.S.;
1496 requiring replacement air conditioning systems in
1497 residential applications to use energy-saving quality
1498 installation procedures; providing that certain
1499 existing heating and cooling equipment is not required
1500 to meet the minimum equipment efficiencies; amending
1501 s. 553.991, F.S.; revising the purpose of the Florida
1502 Building Energy-Efficiency Rating Act; repealing s.
1503 553.992, F.S., relating to the adoption of a statewide
1504 uniform building energy-efficiency rating system;
1505 amending s. 553.993, F.S.; providing definitions;
1506 amending s. 553.994, F.S.; providing for applicability
1507 of building energy-efficiency rating systems; amending
1508 s. 553.995, F.S.; deleting a minimum requirement for
1509 building energy-efficiency rating systems; revising
1510 language; deleting provisions relating to a certain
1511 interest group; deleting provisions relating to the
1512 Department of Business and Professional Regulation;
1513 amending s. 553.996, F.S.; requiring building energy-
1514 efficiency rating system providers to provide certain
1515 information; amending s. 553.997, F.S.; deleting a
1516 provision relating to the department; amending s.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 1245 (2013)

Amendment No. 1

1517 553.998, F.S.; revising provisions relating to rating
1518 compliance; providing for concrete masonry products
1519 research, education, and promotion; providing a short
1520 title; creating the Florida Concrete Masonry Council,
1521 Inc.; providing the powers and duties of the council
1522 and restrictions upon actions of the council;
1523 authorizing the council to develop and collect a self-
1524 imposed voluntary assessment on each concrete masonry
1525 unit; providing for the appointment of the governing
1526 board of the council; authorizing the reimbursement of
1527 board members for travel expenses; providing for the
1528 election of officers by the council; requiring the
1529 initial board of directors to adopt bylaws;
1530 authorizing the council to accept grants, donations,
1531 contributions, and gifts under certain circumstances;
1532 authorizing the council to make payments to other
1533 organizations; providing procedure and requirements
1534 for the collection of assessments by manufacturers;
1535 requiring the council to adopt bylaws by a specified
1536 date; providing an appropriation; providing an
1537 effective date.