

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Wood offered the following:

Amendment (with title amendment)

Between lines 1330 and 1331, insert:

Section 32. Paragraphs (b) and (c) of subsection (4) of section 120.541, Florida Statutes, are repealed.

Section 33. Subsections (16) and (17) of section 120.80, Florida Statutes, are amended to read:

120.80 Exceptions and special requirements; agencies.—

(16) FLORIDA BUILDING COMMISSION.—

(a) Notwithstanding the provisions of s. 120.542, the Florida Building Commission may not accept a petition for waiver or variance and may not grant any waiver or variance from the requirements of the Florida Building Code.

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15 (b) The Florida Building Commission shall adopt within the
16 Florida Building Code criteria and procedures for alternative
17 means of compliance with the code or local amendments thereto,
18 for enforcement by local governments, local enforcement
19 districts, or other entities authorized by law to enforce the
20 Florida Building Code. Appeals from the denial of the use of
21 alternative means shall be heard by the local board, if one
22 exists, and may be appealed to the Florida Building Commission.

23 (c) Notwithstanding ss. 120.565, 120.569, and 120.57, the
24 Florida Building Commission and hearing officer panels appointed
25 by the commission in accordance with s. 553.775(3)(c)1. may
26 conduct proceedings to review decisions of local building code
27 officials in accordance with s. 553.775(3)(c).

28 (d) Effective July 1, 2015, section 120.541(3) does not
29 apply to the adoption of any section of the Florida Building
30 Code, adopted pursuant to s. 553.73, if the section would not be
31 subject to ratification as a discrete rule or if the substance
32 of the section was incorporated in a prior adopted and effective
33 rule amendments and the triennial update to the Florida Building
34 Code expressly authorized by s. 553.73.

35 (e) In adopting the Florida Building Code, a statement of
36 estimated regulatory costs prepared under s. 120.541 must
37 evaluate each section of the underlying code developed to form
38 the foundation of the Florida Building Code pursuant to s.
39 553.73(3) if the section was not incorporated in the previous
40 version of the Florida Building Code and the section is expected

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41 to increase construction costs in excess of \$1 million in the
42 aggregate within 5 years after the implementation of the
43 section.

44 (17) STATE FIRE MARSHAL.—

45 (a) Effective July 1, 2015, section 120.541(3) does not
46 apply to the adoption of any section of the Florida Fire
47 Prevention Code adopted pursuant to s. 633.202 if the section
48 would not be subject to ratification as a discrete rule or if
49 the substance of the section was incorporated in a prior adopted
50 and effective rule amendments and the triennial update to the
51 Florida Fire Prevention Code expressly authorized by s. 633.202.

52 (b) In adopting the Florida Fire Prevention Code, a
53 statement of estimated regulatory costs prepared under s.
54 120.541 must evaluate each section of the National Fire
55 Protection Association's Standard 1, Fire Prevention Code and
56 each section of the Life Safety Code, NFPA 101, adopted by
57 reference in the Florida Fire Prevention Code, if the section
58 was not incorporated in the previous version of the Florida Fire
59 Prevention Code and the section is expected to increase
60 construction costs in excess of \$1 million in the aggregate
61 within 5 years after the implementation of the section.

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

65 Remove line 133 and insert:

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66 circumstances; repealing s. 120.541(4)(b) and (c),
67 F.S., relating to statements of estimated regulatory
68 costs; repealing the exemption for legislative
69 ratification of certain updates and amendments to the
70 Florida Building Code and the Florida Fire Prevention
71 Code; amending s. 120.80, F.S.; revising the exemption
72 from legislative ratification for certain provisions
73 of the Florida Building Code and the Florida Fire
74 Prevention Code; requiring a statement of estimated
75 regulatory costs to evaluate each new section of
76 certain codes under certain circumstances; creating
77 the Calder Sloan Swimming Pool

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