

Broward County Board of Rules and Appeals Meeting Agenda

May 12, 2022

Broward County Governmental Center
115 S. Andrews Avenue, Room 422, Fort Lauderdale, FL
Time: 7:00 PM

Zoom Information:
<https://broward-org.zoomgov.com/j/1618435910>
Meeting ID: 161 843 5910

Call Meeting to Order

Roll Call

Approval of Agenda

Approval of Minutes – April 14, 2022

CONSENT AGENDA

Certifications – Staff Recommended

BROWARD COUNTY SHERIFF FIRE RESCUE
HERSHEY, JAMI OLIVIA, FIRE PLANS EXAMINER

CITY OF COCONUT CREEK
QUINTANA, CARMEN MARIA, FIRE PLANS EXAMINER

CITY OF FORT LAUDERDALE
BATISTA, FREDDIE, FIRE INSPECTOR
DANIELS, CEDRIC, FIRE INSPECTOR

CITY OF OAKLAND PARK
RICHARDSON, PATRICK, ASSISTANT BUILDING OFFICIAL

CITY OF PEMBROKE PARK
FARIS, JOSEPH, CHIEF ELECTRICAL INSPECTOR

CITY OF PEMBROKE PINES
JACKSON, ANTHONY (TEMPORARY 120-DAY)

COUNTYWIDE

HIPOLITO, GISELLE, STRUCTURAL INSPECTOR
HIPOLITO, GISELLE, STRUCTURAL PLANS EXAMINER
ITURRI, DANIEL E., STRUCTURAL PLANS EXAMINER
SHRAMKO, PETER, STRUCTURAL PLANS EXAMINER

REGULAR AGENDA

1. **Continuation of Mr. Jose L. Encarnacion's appeal to Staff's denial of his application for Structural Plans Examiner**
 - a. Staff Report
 - b. Request of Mr. Encarnacion
 - c. Board Questions
 - d. Board Action

2. **First Reading of Amendment to Florida Fire Prevention Code – Section F-103.5.3.2 – Limiting the Number of Times Fire Inspector Exam can be taken by an individual**
 - a. Staff Report
 - b. Board Questions
 - c. Board Action

3. **First Reading of Amendment to Florida Fire Prevention Code – Section F-124.1, Uniform Generator Code – clarifying the types of facilities required to comply with the Uniform Generator Code**
 - a. Staff Report
 - b. Board Questions
 - c. Board Action
4. **First Reading of Changes to Section 101.2 Definitions, Chapter 1, 2020 Florida Building Code, 7th Edition Adding Definitions for “accredited school” and “practice”.**
 - a. Staff Report
 - b. Board Questions
 - c. Board Action
5. **First reading of amendment to Board of Rules and Appeals Policy 95-02, Rules and Regulations, Article 5, Section 1, by adding language to allow for meetings to be held on a virtual basis via Zoom or other electronic media.**
 - a. Staff Report
 - b. Board Questions
 - c. Board Action
6. **Second Reading of Amendment to Section 110.15, Chapter 1, Florida Building Code, 7th Edition – Adding Fee-Simple Townhouses designed and constructed according to definitions and requirements for townhouses in the Florida Building and Residential Codes to the Building Safety Inspection Program Exempt Properties**
 - a. Staff Report
 - b. Board Questions
 - c. Public Hearing
 - d. Board Action
7. **Update concerning the Building Safety Inspection Program audits for 2019, 2020 and 2021**
 - a. Report of Administrative Director
 - b. Board Questions
 - c. If desired, motion accepting update
8. **Conceptual Review – Question concerning the combination of virtual and in-person classes, and whether to retain the 28 required contact hours in a 2-year certification cycle or reduce the number of hours required**
 - a. Staff Report
 - b. Board Questions
 - c. Public Hearing
 - d. Board Action
9. **Director’s Report**
10. **Attorney’s Report**
11. **Committee Reports**
12. **General Board Member Discussion**
13. **Public Comment (3-minute limit per person) and written communications**
14. **Adjournment**

If a person desires to appeal any decision with respect to any matter considered at this meeting, such person will need a record of the proceedings and, for this reason, such person may need to ensure that a verbatim record of the proceeding is made, which includes the testimony and evidence upon which the appeal is to be based (FS Sec.286.0105)

Members: If you cannot attend the meeting, please contact Mr. DiPietro at 954-931-2393 between 6:00 p.m. and 7:00 p.m.

April 14, 2022
Board Meeting Minutes

BROWARD COUNTY BOARD OF RULES & APPEALS
APRIL 14, 2022
MEETING MINUTES

Call to Order

Chairman Daniel Lavrich called a published virtual meeting of the Broward County Board of Rules and Appeals to order at 7:00 p.m.

Present:

Daniel Lavrich, Chair
Ron Burr
Gregg D'Attile (arrived 7:31 p.m.)
Shalanda Giles-Nelson
Sergio Pellecer
Daniel Rourke
David Tringo (arrived 8:12 p.m.)
Dennis Ulmer
Abbas Zackria

A quorum was present.

Approval of Agenda

Mr. Zackria made a motion and Ms. Giles-Nelson seconded the motion to approve the agenda as posted. The motion carried by unanimous vote of 7-0.

Approval of Minutes – March 10, 2022

Mr. Ulmer made a motion and Mr. Zackria seconded the motion to approve the minutes as submitted. The motion carried by unanimous vote of 7-0.

CONSENT AGENDA

Certifications - Staff Recommended.

BROWARD COUNTY SHERIFF FIRE RESCUE

BOSSLE, JOSHUA, FIRE PLANS EXAMINER
RAMIREZ, ANTONIO, FIRE PLANS EXAMINER

CITY OF COCONUT CREEK

ROSE, JOHANN, FIRE PLANS EXAMINER

CITY OF DANIA BEACH

BENDAVID, ANDRE, ASSISTANT BUILDING OFFICIAL

CITY OF FORT LAUDERDALE

BOURGEOIS, JOHN, FIRE PLANS EXAMINER

CITY OF LIGHTHOUSE POINT

CONKIE, DANIEL, CHIEF ELECTRICAL INSPECTOR

CITY OF MARGATE

SCHOLL, DAVID, FIRE CODE OFFICIAL

CITY OF MIRAMAR

PLA, YAIQUIMI ALBERTO, PLUMBING INSPECTOR (TEMPORARY 120-DAY)

COUNTYWIDE

ENCARNACION, JOSE L., STRUCTURAL INSPECTOR

MARTINEZ, LEONARDO, STRUCTURAL PLANS EXAMINER

RODRIGUEZ, ROLANDO, STRUCTURAL PLANS EXAMINER-LIMITED

VIEIRA, PEDRO P., ELECTRICAL INSPECTOR

Mr. Pellecer made a motion and Mr. Burr seconded the motion to approve the certifications as recommended. The motion carried by unanimous vote of 7-0.

REGULAR AGENDA

1. **Request of Mr. Vesa Karttunen for an extension to close out open and ongoing permits through July 14, 2022**

a. Staff Report

Mr. Jack Morell, Chief Structural Code Compliance Officer, noted that this is the first extension request due to unforeseen delays. The request is to the July Board meeting, July 14th.

b. Request of Mr. Karttunen

Mr. Karttunen was sworn in.

Mr. Karttunen indicated the delays are associated with product delivery.

c. Board Questions - none

d. Board Action

Mr. Burr made a motion and Mr. Zackria seconded the motion to grant the extension to July 14, 2022. The motion carried by unanimous vote of 7-0.

2. **Request of Mr. Jose L. Encarnacion to appeal Staff's denial of his application for Structural Plans Examiner**

a. Request of Mr. Encarnacion

Mr. Encarnacion was sworn in.

Mr. Encarnacion indicated he is requesting the Board to consider his application for structural plans examiner which was denied by Staff. The denial is based on not meeting the minimum five-year experience. The documentation he has provided shows he has been a professional engineer for five years in the State of Florida, specifically Broward County.

b. Staff Report

Mr. Michael Guerasio, Chief Structural Code Compliance Officer, advised that the application was received on February 17th. Staff replied to the Building Official and Chief Structural Inspector the same day on shortfalls in the submittal. Additional information was submitted wherein Staff re-reviewed and could not confirm the requisite five years of practicing engineering under Mr. Encarnacion's license. He went on to enumerate the experience submitted and detailed in the agenda memorandum. Staff spoke with Mr. Encarnacion's former employer, Mr. Gregorio Batista, who indicated that Mr. Encarnacion did not perform any design work. Mr. Batista reported Mr. Encarnacion's scope of work as follows: 50% on inspections; 20% managing construction part of the company and 30% ascertaining details for plans.

c. Board Questions

Chairman Lavrich referred to the backup information provided the Board, "VII. PRIVATE PRACTICE OF ENGINEERING IN FLORIDA" and asked the dates and for whom was Mr. Encarnacion working on the thirty listed permits. Mr. Encarnacion indicated that these are when he was in private practice. The date range is 2016 to 2022 before he started with the City of Pompano Beach. In further response to Chairman Lavrich, Mr. Encarnacion advised that these permits are for work he performed while also working for Mr. Batista. Mr. Batista was aware of this. Mr. Encarnacion indicated he would be willing to provide the dates for each of the permits. Chairman Lavrich asked if Mr. Encarnacion was also working for Clear Choice Concrete Restoration and Waterproofing at the same time. Mr. Encarnacion advised it had to do with a design/build collaboration. He was not an employee of Clear Choice however he was qualifying them to do engineering work. There was no direct payment to him from Clear Choice.

Ms. Giles-Nelson pointed out that the first two digits of the permit number typically reflect the year the permit was pulled. The bulk of the work started in 2020 and 2022. There are four outliers dating as far back to 2009.

Mr. D'Attile arrived at approximately 7:31 p.m.

In response to Mr. Zackria, Chairman Lavrich indicated that one does not have to be doing design work in order to qualify as a practicing engineer experience however he would not consider drafting as engineering. Chairman Lavrich went on to raise concerns about the application documentation, i.e., Mr. Encarnacion was engaged in private practice for his own firm while employed by other two firms. He was concerned that information could not be verified. Mr. D'Attile was also concerned with the information. He referred specifically to the job duties listed while Mr. Encarnacion was employed by Batista and that Mr. Batista indicated that Mr. Encarnacion did not perform any structural design or calculations.

Mr. Encarnacion advised that he worked for Mr. Batista from 2015 to 2022 in Florida doing special inspections and other work that would fall under the practice of engineering. He also can produce and prove that he signed and sealed documents during that time for himself, but it was not required for Mr. Batista. In response to Chairman Lavrich, Mr. Encarnacion advised that some information was supplied to Staff after the initial application. Mr. Guerasio clarified that when the application was initially denied, he notified Building Official Rada and the supplemental information was provided for the Board meeting. He did not have the information for his review. Perhaps Mr. Encarnacion could compile a complete packet of information with dates, etc. and it could be re-reviewed at the staff level.

Mr. Jeffrey Massie, Chief Structural Inspector, City of Pompano Beach, was sworn in. He believed the discrepancy has to do with what is considered engineering practice pursuant to

Florida statute. While signing and sealing engineering systems is one of some eight things involved in engineering practice it begs the question that Mr. Encarnacion has been involved in engineering practice for more than five years and his application should be considered favorably. Chairman Lavrich asked if Mr. Massie knows what work Mr. Encarnacion did or simply what he submitted. Mr. Massie advised that he knows what Mr. Encarnacion submitted. Mr. Massie went on to comment that anyone who holds himself out as an engineer is considered engineering practice. He questioned what more experience Mr. Encarnacion could attain as a structural inspector in Pompano Beach other than satisfying a narrow interpretation of engineering practice.

Chairman Lavrich indicated that he does not think it is a narrow interpretation. The questions are valid. Not all of the information was provided with the original application submittal. He agreed with Mr. Guerasio that the complete information provided for re-review by staff. He pointed out that all of the information was not provided before the Board deadline. Mr. Zackria agreed with Mr. Massie that signing and sealing plans is not a complete definition, therefore all of the experience should be reviewed holistically and presented to the Board for reconsideration.

Mr. James DiPietro, Administrative Director, advised that the May 12th Board meeting deadline for submittal of information is April 25th.

d. Board Action

Mr. Zackria made a motion and Mr. Ulmer seconded the motion to accept Staff's recommendation to re-review all information submitted. The motion carried by unanimous vote of 8-0.

3. **Formal Interpretation #30 – Fee Simple Townhouses designed and constructed according to Florida Building and Residential Codes are exempt from the Building Safety Inspection Program**

a. Staff Report

Mr. James DiPietro, Administrative Director, noted with a vote this evening, no further action would be necessary. The accompanying next item is to add this information to Chapter 1 of the Building Code which would require two readings.

Mr. Michael Guerasio, Chief Structural Code Compliance Officer, explained the purpose is to clarify that fee simple townhouses are exempt from the Building Safety Inspection Program. There are condominiums that are townhouse like trying to be exempt from the Program. Fee simple townhouses are basically single family by definition. They are structurally independent of each other. It will help uniformity of the Program's enforcement throughout the county. This formal interpretation will take precedence until the following code amendment is done.

b. Board Questions - none

c. Public Comment – none

d. Board Action

Mr. D'Attile made a motion and Ms. Giles-Nelson seconded the motion to approve Formal Interpretation #30 as recommended. The motion carried by unanimous vote of 8-0.

4. **First Reading of Amendment to Section 110.15, Chapter 1, Florida Building Code, 7th Edition – Adding Fee-Simple Townhouses designed and constructed according to definitions and requirements for townhouses in the Florida Building and Residential Codes to the Building Safety Inspection Program Exempt Properties**

- a. Report of Administrative Director

Mr. James DiPietro, Administrative Director, reiterated this is a clarification as reflected in the previous item that will be codified.

- b. Board Questions - none
- c. Board Action

Mr. D'Attile made a motion and Mr. Burr seconded the motion to approve the code amendment on first reading as recommended. The motion carried by unanimous vote of 8-0.

5. **Local Amendment to Florida Fire Prevention Code for 2nd Reading – New Code Section F-108.9.3, Entry Gates recommended by Fire Code Committee**

- a. Staff Report

Mr. Bryan Parks, Chief Fire Code Compliance Officer, advised that there have been no changes to this proposal since the first reading. Mr. James DiPietro, Administrative Director, advised the proposed effective date would be April 25, 2022.

- b. Board Questions – none
- c. Public Hearing

Chairman Lavrich opened the public hearing. Please see discussion below.

- d. Board Action

In response to Mr. D'Attile, Mr. Parks advised that all emergency vehicles including police would be able to open the entry gate from their vehicle. Existing applications will be given one year to comply coordinated through the local Authority Having Jurisdiction (AHJ). In response to Mr. Zackria, Mr. Parks indicated that most vehicles have existing equipment that reacts with the gate. This would largely have to do with new entry gates. Mr. Zackria was concerned that all implementation details should be worked out before the one-year compliance period is put into motion. Mr. Parks indicated this has come through the fire marshals and fire chiefs. They are all in agreement that it can be started now. The objective primarily is uniformity.

Ms. Lori Hastings, Chair of Fire Prevention Committee, Fire Chiefs Association of Broward County, explained that there are multiple brand names for these universal gate access systems, however they basically all function in the same manner. There is agreement on the manner or method, but it is the discretion of each (AHJ) to determine cost differential etc. Only the method is proposed to be specified. Mr. Zackria wanted more specificity in the code language. Mr. Zackria asked if there is a certification standard that could be applied to the universal gate access systems. Mr. Parks was not aware of any one applicable standard. He clarified that it is not a complete system; it is an audio sensing device that is placed into the system. Ms. Hastings mentioned police and public works vehicle access could also be possible in this keyless system. This only allows access to the gated area.

Mr. Zackria felt the item needs more specificity from a contractor's perspective.

Chief Jeffrey Lucas, Fire Code Official, City of Fort Lauderdale, explained that the Florida Fire Prevention Code is quite vague when it speaks to access control by the AHJ. The Fire Chiefs Association wanted to avoid procurement process obstacles. Going forward it can be clarified when the AHJ comes forward with an installation.

Mr. Burr felt this is a life safety issue and consequently he wanted to move forward with the item this evening.

Mr. Pellecer made a motion and Mr. D'Attile seconded the motion to approve the code amendment on final reading as recommended. The motion carried by unanimous vote of 8-0.

6. **Local Amendment to Florida Fire Prevention Code for 2nd Reading – New Code Section F-121, Automatic External Defibrillator and Stop the Bleed Kit recommended by Fire Code Committee**

- a. Staff Report

Mr. Bryan Parks, Chief Fire Code Compliance Officer, advised that there have been no changes to this proposal since the first reading.

- b. Board Questions - none
- c. Public Hearing

Chairman Lavrich opened the public hearing but there was no one wishing to speak.

- d. Board Action

Mr. Pellecer made a motion and Mr. D'Attile seconded the motion to approve the code amendment on final reading as recommended with an effective date of April 25, 2022. The motion carried by unanimous vote of 8-0.

7. **Request of Administrative Director to ratify the appointment of the new Board of Rules and Appeals Chief Plumbing Code Compliance Officer**

- a. **Report of Administrative Director**

Note: Mr. Tringo arrived at approximately 8:12 p.m.

Mr. James DiPietro, Administrative Director, requested the Board ratify the appointment of Mr. Jose Cruz-Vellon as the new Chief Plumbing Code Compliance Officer. He noted that there were two comprehensive recruitment efforts with five applications in each. Mr. Cruz-Vellon was one of two finalists chosen independently by a screening committee. He interviewed both extensively and in his opinion Mr. Cruz-Vellon has the professional background, experience and temperament to be a great asset to the Board of Rules and Appeals. He has the ability to work very well with people in the industry and the public. He provided a brief outline of his professional background and listed the screening committee members. A start date is planned for some time in May after background checks etc.

- b. **Board Questions - none**
- c. **Board Action**

Mr. D'Attile made a motion and Mr. Pellecer seconded the motion to accept the recommendation and ratify the appointment of Jose Cruz-Vellon. The motion carried by unanimous vote of 9-0.

Mr. Cruz-Vellon thanked the Board for the vote of support.

8. **Update concerning the Building Safety Inspection Program audits for 2019, 2020 and 2021**

a. **Report of Administrative Director**

Mr. James DiPietro, Administrative Director, pointed out that the backup information shows that municipalities have received 13,416 (93.3%) engineering reports and, or have code enforcement actions pending out of 14,372 buildings covering audit years of 2019, 2020 and 2021. Also, a different kind of audit is now being performed to confirm that 13,416 is the correct number of notices that should have been mailed.

b. **Board Questions**

c. **If desired, motion accepting update**

9. **Director's Report** - none

10. **Attorney's Report** - none

11. **Committee Reports** - none

12. **General Board Member Discussion**

Administrative Director Search

Chairman Lavrich recapped the Screening Committee's first meeting on March 18th including the mission statement and timeline. There are approximately 77 applications to date.

Board Open Discussion

Mr. Burr noted the upcoming Board open discussion meeting on April 20th.

13. **Public Committee (3-minute limit per person) and written communications** - none

14. **Adjournment**

There being no further business, the meeting adjourned at 8:19 p.m.

Daniel Lavrich, P.E. - Chair

Certifications

Broward County Board of Rules and Appeals

BROWARD COUNTY SHERIFF FIRE RESCUE

HERSHEY, JAMI OLIVIA, FIRE PLANS EXAMINER

CITY OF COCONUT CREEK

QUINTANA, CARMEN MARIA, FIRE PLANS EXAMINER

CITY OF FORT LAUDERDALE

BATISTA, FREDDIE, FIRE INSPECTOR

DANIELS, CEDRIC, FIRE INSPECTOR

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FARIS, JOSEPH, CHIEF ELECTRICAL INSPECTOR

CITY OF PEMBROKE PINES

JACKSON, ANTHONY (TEMPORARY 120-DAY)

COUNTYWIDE

HIPOLITO, GISELLE, STRUCTURAL INSPECTOR

HIPOLITO, GISELLE, STRUCTURAL PLANS EXAMINER

ITURRI, DANIEL E., STRUCTURAL PLANS EXAMINER

SHRAMKO, PETER, STRUCTURAL PLANS EXAMINER

Section 1



BROWARD COUNTY

Board of Rules & Appeals

1 North University Drive, Suite 3500B, Plantation, Florida 33324

To: Members of the Board of Rules and Appeals
From: Michael Guerasio, Chief Structural Code Compliance Officer
Rolando Soto, Chief Mechanical Code Compliance Officer
Date: May 12th, 2022
Re: Review of Mr. Jose L. Encarnacion application for Structural Plans Examiner

Subject

At its regularly scheduled meeting of April 14th, 2022, Mr. Jose L. Encarnacion was granted the opportunity to discuss his qualifications and experience to be reconsidered by the Board for approval following staff being unable to approve his certification for Structural Plans Examiner. Mr. Encarnacion submitted an additional 58-page document for the board's consideration.

Reason

Mr. Encarnacion holds a Civil Engineering license issued by the State of Florida, license #PE80123, on November 19th, 2015, and a Civil Engineering license in the commonwealth of Puerto Rico, license #PE20082. To be eligible for certification as a Structural Plans Examiner in Broward County, the applicant must provide a minimum of five (5) years of verifiable evidence of experience practicing under their engineering license within the state of Florida in which two (2) years of shall have been within the HVHZ or by-passing BORA's HVHZ exam per BCAP Section 104.10.1.1.

At the April 14th, 2022, board meeting, in reviewing Mr. Encarnacion application which included the additional information, the board suggested that staff work with Mr. Encarnacion compiling this new information together to take a second look at his qualifications and to bring this information back to the board at its next session on May 12^h,2022.

Staff has vetted this additional information and has worked with Mr. Encarnacion on compiling his experience and application together and feel at this time that Mr. Encarnacion is eligible for certification as Structural Plans Examiner.

Respectfully submitted,

Michael Guerasio

Michael Guerasio
Chief Structural Code Compliance Officer

R. Soto

Rolando Soto
Chief Mechanical Code Compliance Officer

Broward County Board of Rules and Appeals

Certification Form for the Position of Structural Plans Examiner

For the Building Department of: City of Pompano Beach

Name: Jose L. Encarnacion

Home Address: [REDACTED]

City: [REDACTED] State: [REDACTED] Zip: [REDACTED] Phone: [REDACTED]

Effective date of hire/promotion/contracted staff: 02/03/2022

- All applicants shall sign the attached affidavit to ensure compliance with Chapter 71-575, Paragraph 4(b), Laws of Florida. (BORA Policy #14-02, Effective May 9, 2014.)

Please mark in each corresponding box to indicate compliance with appropriate Code Sections:

104.10.1 Certification of Structural Plans Examiner. To be eligible for appointment as a Structural Plans Examiner, such person shall be certified by BCAIB as a Standard Plans Examiner or be a Florida Registered Architect or Florida Licensed Professional Engineer in the discipline requested.

104.10.1.1 Such person shall also be certified by BORA by meeting at least one of the following:

104.10.1.1.1 Be a Florida Registered Architect or a Florida Licensed Professional Engineer, in the discipline requested and having practiced for a minimum of five (5) years within the State of Florida, two (2) years of which shall have been within the HVHZ or by passing BORA's HVHZ exam.

104.10.1.1.2 Be a Standard Inspector appointed as such, for a minimum of one (1) year by an AHJ or school board within the State of Florida and who complies with at least one (1) of the qualifications of Section 104.16.3.1.

104.10.1.2 Limited Plans Examiner certifications may be issued to individuals holding current Building Contractor or Residential Contractor licenses and who otherwise meet the requirements of the appropriate section under which they are qualifying, with duties limited to the scope of work authorized by their license.

104.10.1.3 Each of the applicants shall possess a current Certificate of Competency or a Professional Engineer license or Architect registration issued by at least one of the following entities:

- A. Florida Construction Industry Licensing Board
- B. Broward County Central Examining Board of Building Construction Trades
- C. Miami-Dade County Construction Trades Qualifying Board
- D. Florida Board of Professional Engineers
Department of Business and Professional Regulation as an Architect

2022 FEB 17 AM 10:44
RECEIVED BY
BROWARD CO.
BOARD OF RULES & APPEALS

Broward County Board of Rules and Appeals

- Note:** All applications shall include the required information in the following order. Failure to include these items shall be cause for rejection.
1. This application is to be signed by the Building Official, Chief Executive Officer, Human Resources Director, or other duly authorized representative. For Building Official, the CEO (City Manager, Acting City Manager or Mayor) shall sign.
 2. A clear copy of a current photo ID.
 3. A copy of State Certification, State Provisional License or letter from employing official verifying applicant's submittal to State for each BCAIB certification and copies of appropriate Certificate of Competency or license.
 4. Résumé of education and experience.
 5. Verifiable evidence of employment such as, IRS forms, tax returns, W-2 forms or notarized written statements (affidavit) including contact information attesting to employment from former employers, partners or design professionals knowledgeable of the applicant professional or trade experience.
 6. BORA staff is authorized to request additional information to verify employment and/or experience.
- Note:** For first time applicants only, upon staff approval, a 120-day temporary staff approval of bora certification application form will be issued; upon obtaining BCAIB Provisional and BORA approval, a certification card will be issued and mailed to the Building Official.

The undersigned makes application for certification and indicates compliance with aforementioned Code Sections and vouches for the truth and accuracy of all statements and answers herein contained by affixing his/her signature below.

Jose L. Encarnacion

Printed Name of Applicant

Jose L. Encarnacion
Signature of Applicant

State of Florida

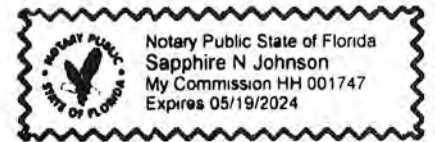
SS

County of Broward

On the 14 day of February, 2022, personally appeared before me the above-named individual who signed the foregoing declaring same to be true to his/her knowledge and belief.

Notary-Public: Sapphire N Johnson

S Johnson



My Commission Expires: 05/19/2024

The undersigned makes application for certification and indicates compliance with aforementioned Code Sections and vouches for the truth and accuracy of all statements and answers herein contained by affixing his/her signature below.

Michael Rada

Printed Name of Building Official, Chief Executive Officer, Human Resources Director, or other duly authorized representative.

Michael Rada
Signature of Building Official, Chief Executive Officer, Human Resources Director, or other duly authorized representative.

State of Florida

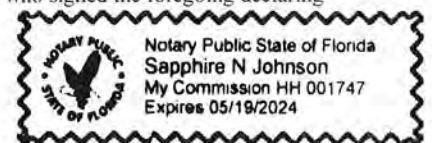
SS

County of Broward

On the 14th day of February, 2022, personally appeared before me the above-named individual who signed the foregoing declaring same to be true to his/her knowledge and belief.

Notary-Public: Sapphire N Johnson

S Johnson



My Commission Expires: 05/19/2024

Approved: _____
Chief Code Compliance Officer

Date: _____

Disapproved: _____
Chief Code Compliance Officer

Date: 3/7/2022

Approved by BORA on the _____ day of _____, 20____.

Subject: Policy/Affidavit to ensure compliance with Chapter 71-575, paragraph 4(b), Laws of Florida

POLICY/AFFIDAVIT

The requirements below have been adopted by vote of the Broward County Board of Rules and Appeals on April 10, 2014, to help ensure compliance with Chapter 71-575, paragraph 4(b), Laws of Florida.

NOTICE

All applicants for certification or re-certification are required to execute the following statement and to have same notarized by a duly authorized Notary. Failure to execute and have this statement notarized will prevent the certification / re-certification process from proceeding to completion.

THE UNDERSIGNED HEREBY VOLUNTARILY AND KNOWINGLY STATES AS FOLLOWS:

The undersigned has read Chapter 71-575, paragraph 4(b), Laws of Florida and has had the opportunity to have same reviewed and explained by legal counsel. Undersigned understands the terms of same and that any Inspector (such as and including but not limited to structural, engineering, plumbing, mechanical, or electrical) or other building official charged with enforcing or otherwise supervising or inspecting any work covered under any section of the Florida Building Code as applicable to Broward County pursuant to Chapter 71-575, Laws of Florida, and who is required to hold or who otherwise holds a Certificate of Competency in any area of construction shall not use his/her Certificate of Competency to engage in free enterprise thereby, competing against persons or firms that may do business within Broward County whose work he/she may also inspect, nor may he/she allow his/her Certificate of Competency to be used by another person or firm. This includes any activity, such as, but not limited to bidding, contracting, code consulting, design, employment, plan review, special building inspections, etc., regardless of compensation. The undersigned makes application for certification or re-certification, affirms compliance with aforementioned Code Section, and vouches for the truth and accuracy of all statements and answers herein contained by affixing his/her signature below. The undersigned agrees that failure to comply with the requirements of chapter 71-575 shall be considered a material breach of the terms of certification and may result in decertification/ denial of certification.

A copy of a legal opinion with respect to Chapter 71-575 is available upon request.

Jose L. Encarnacion

Printed Name

Signature of Applicant

State of Florida

SS |

County of Broward

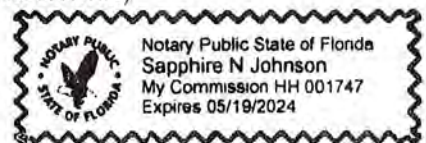
On the 14th day of February, 2022, personally appeared before me the above named individual who signed the foregoing instrument declaring same to be true to his knowledge and belief.

Notary-Public:

Sapphire N Johnson

(Printed name and Signature of Notary Public, State of Florida)

(NOTARY SEAL)



Personally Known OR Produced Identification [checked]

Type of Identification Produced driver's license

Editor's Note: Affidavit Authorized by BORA vote on May 8, 2014, and issued by Chair on May 9, 2014.

JOSE L. ENCARNACION GARCIA, PE

EDUCATION

BS Civil Engineering, Polytechnic University of Puerto Rico, Hato Rey, P.R. from 1997-2002

REGISTRATIONS/LICENSES

PE at the Commonwealth of Puerto Rico, License No. PE# 20082 (Since March 16th, 2005)

PE at the State of Florida, License No. PE# 80123 (Since November 19th, 2015)

OSHA 10-hours Construction Industry Outreach, Cet. # 36-003586674

PROFESSIONAL ASSOCIATIONS

- Member of College of Engineers and Land Surveyors of P.R. (2003-Present)
- Student Member – ASCE –American Society of Civil Engineers (2001-2002)
- Director – College of Engineers and Land Surveyors of P.R. – Carolina Chapter (2005-2015)
- Vice-President – College of Engineers and Land Surveyors of P.R. – Carolina Chapter (2006-2008)
- Secretary – College of Engineers and Land Surveyors of P.R. – Institute of Civil Engineers (2005-2008)
- Director – College of Engineers and Land Surveyors of P.R.– Institute of Civil Engineers (2008-2015)
- Member of National Society of Professional Engineers

RELEVANT EXPERIENCE

A. G. Batista Engineering & Construction (formerly known as G. Batista & Associates)

Located at Broward County, FL

August 2015 – January 2022 (**6.5 Years**)

Position: Sr. Project Manager – Associate

Description:

Main responsibilities included but were not limited to construction project administration, reviewing project specification, examining, preparing and submitting structural and civil project documentation (shop drawings, submittals, RFI, etc.), coordinating and supervising construction field personnel, developing working plans, performing quantity take-offs, and field measurements, performing quality control inspections of subcontractors, layout planning, establishing and executing production monitors and schedules, purchasing, contract negotiations, and any other facet of a project required for successful completion. Providing technical support in the structural and civil engineering fields. Conduct structural and civil inspections as Special Inspector duly authorized representative of the firm to ensure the full compliance of the construction documents and Florida Building Code. Conduct inspections and prepare reports for 40-Year Building Recertification program in Miami-Dade & Broward County as duly authorized representative of the firm.

I. Projects acting as Special Inspector per FBC-BCA 110.10.5:

1. 2015 – 2018 - Concrete Restoration project (Common areas) – 8 story building (Permit# B15-104260, City of Hollywood)
*Inspect the shoring & reshoring
*Inspect concrete repair work as per approved construction documents and FBC.
2. 2016 – 2020 - Concrete Restoration project – 27 story building (Permit# B16-102119, City of Hollywood)
*Inspect the shoring & reshoring
*Inspect concrete repair work as per approved construction documents and FBC.
3. 2016 – Interior Alteration project – Retail Space (Permit# 16-517, City of Margate)
*Inspect structural roof steel connections as per approved construction documents and FBC.
4. 2017 – New Single-Family Residence – (Permit# PM-17021558, City of Fort Lauderdale)
*Inspect structural reinforced unit masonry as per approved construction documents and FBC.
5. 2018 – Interior Alteration project – Animal Hospital (Permit# B17-105726, City of Hollywood)
*Inspect structural roof steel connections as per approved construction documents and FBC.
*Inspect structural reinforced unit masonry as per approved construction documents and FBC.
6. 2018 – Interior Alteration project – Dentist Office (Permit BP18-7452, City of Pompano Beach)
*Inspect structural roof steel connections.
7. 2019 – New Single-Family Residence – (Permit# B18-04863, City of Plantation)
*Inspect structural reinforced unit masonry as per approved construction documents and FBC.
*Inspect trusses connections as per approved construction documents and FBC.
8. 2019 – Steel Structure in a SFR – (Permit# B19-103542, City of Hollywood)
*Inspect steel connections as per approved construction documents and FBC.
9. 2019 – Solar Panels in a SFR – (Permit# BP19-6219, City of Pompano Beach)
*Inspect solar roof panel connections as per approved construction documents and FBC.
10. 2020 – Interior Alteration project – Club House – (Permit# BP19-4184, City of Pompano Beach)
*Inspect structural reinforced unit masonry as per approved construction documents and FBC.
11. 2020 – Addition in a SFR – (Permit# BL19-04-4853, City of Coral Gables)
*Inspect structural reinforced unit masonry as per approved construction documents and FBC.
12. 2020 – Addition in a SFR – (Permit# B20-01851, City of Plantation)
*Inspect structural reinforced unit masonry as per approved construction documents and FBC.
13. 2020 – New One-Story Retail Building – (Permit# BLD-CNC-20020002, City of Fort Lauderdale)
*Inspect structural steel connections (steel joists, steel beam, steel columns) as per approved construction documents and FBC.
14. 2021 – Concrete Restoration project – 8 story building (Permit# 20-7780, City of Boca Raton)
*Inspect concrete repair work as per approved construction documents as per approved construction documents and FBC.

Note: These only represent an illustration of the numerous projects where I served as the duly authorized representative for the firm as Special Inspector.

II. 40-Year Inspections as per Broward County Board of Rules and Appeals Policy #05-#05 & Miami-Dade Board of Rules and Appeals General Considerations & Guidelines:

*Detailed evaluation of structural integrity of buildings from an engineering perspective, to determine if there is any deficiency (like excessive cracks, excessive deflection, deterioration, excessive corrosion, among others) on any structural members such as, floor slabs, walls, columns, beams, joists, trusses, roofs, etc., that affect the capacity of such members to support any dead or designed live load, in order to guarantee the life safety of habitants and protect property.

1. Year: 2015
Owner: Cemex
Structure: Concrete plant (CBS and Metal buildings)
Address: 1200 NW 137th Avenue, Miami, FL
2. Year: 2016
Owner: Mayfair Arms, Inc.
Structure: 3-story condominium (CBS building)
Address: 1790 E Las Olas Blvd., Fort Lauderdale, FL
3. Year: 2017
Owner: Ann J. & Mitchel Pastarnack
Structure: 1-story storage building (CBS building)
Address: 10 SW 23rd Street, Fort Lauderdale, FL
4. Year: 2018
Owner: Interhome, Inc.
Structure: 1-Story office building (CBS building)
Address: 341-349 SE 2nd Avenue, Deerfield Beach, FL
5. Year: 2019
Owner: Sea Ranch Club Condominium, Inc.
Structure: 17-story condominium (CBS building)
Address: 5000 N Ocean Blvd., Lauderdale-by-the-Sea, FL
6. Year: 2020
Owner: Hillsboro Ocean Club Condominium Association, Inc.
Structure: 7-story condominium (CBS building)
Address: 1155 Hillsboro Mile., Hillsboro Beach, FL
7. Year: 2021
Owner: Douglas 27, LLC
Structure: 1-Story strip mall (CBS building)
Address: 2701 S Douglas Road, Miami, FL
8. Year: 2022
Owner: Lynwood, LLC
Structure: 1-Story warehouse (CBS building)
Address: 10460 SW 186th Street, Miami, FL

Note: These only represent an illustration of the numerous projects where I served as the duly authorized representative for the firm performing inspections and preparing reports.

B. Chron Construction Consulting

Located at Palm Beach County, FL

February 2019 – August 2021 (2.6 Years)

Function: Consultant Engineer

Description: Main responsibilities included, but were not limited to providing consulting engineering services, cost estimating, structural inspections, and evaluations for Insurance Companies (i.e., Citizens Property Insurance Corporation).

C. Self Employed works (signed and sealed by Eng. Jose L. Encarnacion)

1. Year: 2016 – Under permit #BP16-00008002 (City of Pompano Beach)
Scope of work: 40-Year Recertification Inspection
Address: 1010 NW 15th Avenue, Pompano Beach, FL 33069
2. Year: 2019 – Under permit #BP19-00002608 (City of Tamarac)
Scope of work: Design a new CMU wall using rational load analysis, evaluating existing footing using structural calculations to determine if the footing is acceptable to hold the new wall, replacement of existing backdraft damper.
Address: 443 Rock Island, Tamarac, FL 33319
3. Year: 2020 – Under permit #BLR2020-1805 (City of Miami Lakes)
Scope of work: Design a new CMU wall using rational load analysis, using structural calculation including wind load analysis we determine the foundation (footing) and wall dimensions with its reinforcement.
Address: 15540 Sharpcroft Drive, Miami Lakes, FL 33016
4. Year: 2022 (January) – Not in permitting
Scope of work: Structural design for a new single-family residence, using rational load analysis, wind load calculation, structural calculations to determine the structural element dimensions (footings, floor slab, walls, beams, columns, roofs).
Address: 2481 SE Stonecrop Street, Port Saint Lucie, FL 34984

Note: These only represent an illustration of the projects where I served as the Engineer-of-Record.

D. Engineered Parts & Services (General Contractor)

Located at Puerto Rico

November 2012 – March 2015 (2.4 Years)

Position: Project Engineer

Description: Main responsibilities included, but were not limited to construction project administration, reviewing project specification, examining, preparing and submitting structural project documentation (shop drawings, submittals, RFI, etc.), coordinating and supervising construction field personnel, developing working plans, performing quantity take-offs and field measurements, performed quality control inspections of subcontractors, layout planning, establishing and executing production monitors and schedules, purchasing, contract negotiations, and any other facet of a project required for successful completion.

Projects:

Compliance Improvements to Esperanza Water Treatment Plant, Arecibo, PR. This project's scope of work included upgrading an existing water treatment plant to comply with the U.S. Environmental Protection Agency (EPA) regulations. It was a \$1.2M capital improvement project from the Puerto Rico Aqueduct and Sewer Authority (PRASA).

Compliance Improvements to Gurabo Water Treatment Plant, Gurabo, PR. This project's scope of work included upgrading an existing water treatment plant to comply with the U.S. Environmental Protection

Agency (EPA) regulations. It was a \$1.8M capital improvement project from the Puerto Rico Aqueduct and Sewer Authority (PRASA).

E. Constructores del Este, S.E. (General Contractor)

Located at Puerto Rico

November 2010 – November 2012 (**2.0 Years**)

Position: Project Manager

Description: Main responsibilities included, but were not limited to construction project administration, reviewing project specifications, examining, preparing and submitting project documentation (shop drawings, submittals, RFI, etc.), coordinating and supervising construction field personnel, developing working plans, performing quantity take-offs and field measurements, performing quality control inspections of subcontractors, layout planning, establishing and executing production monitors and schedules, purchasing, contract negotiations, and any other facet of a project required for successful completion.

Projects:

Relocation of Candellero Arriba Water Distribution Pump Station, Humacao, PR. This project's scope of work included building a new water tank with a pump station to transfer potable water from the new tank to an existing one. It was a \$1.5M capital improvement project from the Puerto Rico Aqueduct and Sewer Authority (PRASA).

Museo de Historia y Arte de Carolina, Carolina, PR. This project's scope of work included the construction a modern four story building around of 6,000 sf. The value of this project was \$5.5M.

F. JR Technical & Development (Engineering Firm)

Located at Puerto Rico

April 2010 – November 2010 (**0.7 Years**)

Position: Project Engineer (Owner's Representative)

Description: As an owner's representative we monitored the administration of construction projects, serving as a technical expert in the construction field for the owners. Main responsibilities included, but were not limited to being in charge of monitoring, (not managing): the design development process to ensure project scope is achieved; the overall project; the bidding process; assist with jurisdictional reviews and project related mitigation issues; construction-related activities, including pay applications; project close-out and occupancy; move management and relocation.

G. SEM & Associates, PSC (Engineering Consulting Firm)

Located at Puerto Rico

April 2005 – September 2009 (**4.1 Years**)

Position: Project Engineer (Owner's Representative)

Description: As an owner's representative we monitored the administration of construction projects, serving as a technical expert in the construction field for the owners. Main responsibilities included, but were not limited to being in charge of monitoring, (not managing): the design development process to ensure project scope is achieved; the overall project; the bidding process; assist with jurisdictional reviews and project related mitigation issues; construction-related activities, including pay applications; project close-out and occupancy; move management and relocation.

H. January 2003 – April 2005, Geo-Engineering (Engineering Firm)

Located at Puerto Rico

January 2003 – April 2005 (**2.3 Years**)

Position: Engineer

Description: Main responsibilities included, but were not limited to the supervision of field and laboratory personnel, performing site visits, evaluating soil properties for engineering use, performing geotechnical evaluations, and evaluating concrete properties. I was in charge of the commercial Soil and Construction Material Testing Laboratory.

Affidavit of Eng. Jose L. Encarnacion

State of Florida

County of Broward

BEFORE ME, the undersigned authority, ENG. JOSE L. ENCARNACION personally appeared, who after being duly sworn and states as follows under penalty of perjury:

1. My name is Jose L. Encarnacion, I am presently 41 years old, and my current address of residence is [REDACTED]
2. The purpose of this Affidavit is to establish and clarify my professional experience in the State of Florida, involvement in the private practices of the engineering field, and my current duties with the City of Pompano Beach Building Department.
3. I am a Professional Engineer, licensed in the State of Florida since November 19th, 2015.
4. I worked for G. Batista Engineering & Construction (formerly known as G. Batista & Associates) from August 3rd, 2015 to January 28th, 2022. This firm is located in Broward County at 3806 Davie Blvd., Fort Lauderdale, FL 33312. My direct supervisor was Eng. Gregorio Batista (President-Owner). The following persons can be contacted for any employment verification:

Giselle Rafael (Office Manager)

Phone: 954-434-2053

Email: giseller@askgbatista.com

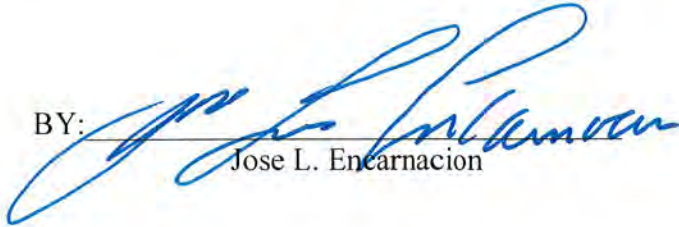
Eng. Gregorio Batista (President-Owner)

Phone: 954-434-2053

Email: gbatista@askgbatista.com

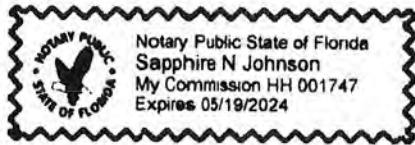
5. I held the position of Sr. Project Manager at G. Batista Engineering & Construction. As part of my duties, I have performed numerous special inspections in Broward County (as per Section 110.10 – Broward County Administrative Code) and led numerous design projects within the High-Velocity Hurricane Zones (HVHZ). Additional responsibilities included producing construction drawings, engineering calculations, performing shop drawing review and specification of materials. I was not required to sign and seal any documentation prepared by me, all documents were signed and sealed by Eng. Gregorio Batista (President-Owner) as a company policy.
6. On February 17th, 2022, I terminated the link (connection) of my professional engineering license with Clear Choice Concrete Restoration & Waterproofing, Inc.
7. I had a professional collaboration relationship with Clear Choice Concrete Restoration & Waterproofing Inc. to provide an integral design-build service to several clients. In which, I provided the engineering portion independently from Clear Choice Concrete Restoration & Waterproofing, Inc. I had no participation in the construction side; and Clear Choice Concrete Restoration & waterproofing, Inc. was not involved in the design portion. I have signed and sealed multiple structural building plans for commercial and residential projects, which have been submitted to various municipalities throughout Broward County and neighboring cities for permitting.
8. I do not possess any contractor license. I have no open permit under my name.
9. I have not engaged in any new private practice of engineering requiring the use of my license after my starting date as an employee of the City of Pompano Beach Building Department.
10. Since my starting date as an employee for the City of Pompano Beach Building Department, I am on training duties as an observer, learning how the software systems used by the Department works and taking certifications recommended by the Department. I am not performing or involved in the examination of any permit application.

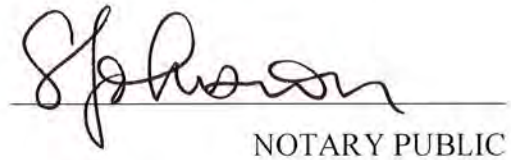
FURTHER AFFIANT SAYETH NOT.

BY: 
Jose L. Encarnacion

DATED: 2/23/22

Sworn and subscribed before me this 23 day of February 2022, by Sapphire N Johnson who appeared via [] physical presence or [] online notarization and [] is personally known to me or [] produced driver's license as identification.




NOTARY PUBLIC

My Commission Expires: 05/19/2024

Affidavit of Arch. Cesar A. Tellez, R.A.

State of Florida
County of Broward

BEFORE ME, the undersigned authority, Arch. Cesar A. Tellez personally appeared, who after being duly sworn and states as follows under penalty of perjury:


1. My name is Cesar Tellez, I am 55 years old, married, and my current address of residence is 2 [REDACTED]
2. I am a Registered Architect in the State of Florida since March 25th, 2014, with license number AR96999.
3. I am a Licensed Broward County Board of Rules and Appeals (BORA) Structural Plans Examiner/Inspector, currently working for the City of Weston
4. I personally know Eng. Jose L. Encarnacion for over six years.
5. I worked for G. Batista Engineering & Construction (formerly known as G. Batista & Associates) from 2012 to 2017, as Design Manager (Designer).
6. During my time in G. Batista Engineering & Construction, I met and was a coworker of Eng. Jose L. Encarnacion. I witnessed that Eng. Encarnacion was in charge of the structural inspections, special inspections, 40-Year inspections, managing construction division, & prepare drawings with specifications for concrete repair projects performed by the firm. In some occasions, I consulted with Eng. Encarnacion on structural related matters due to his expertise and education on this field.
7. I testify that Eng. Jose L. Encarnacion has been legally practicing the engineering field in Florida for over six years.

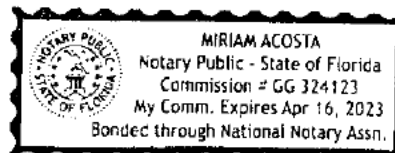
FURTHER AFFIANT SAYETH NOT.

BY: 
Cesar A. Tellez

DATED: 04/21/2022

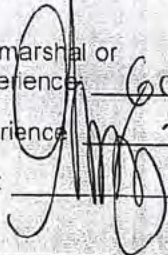
Sworn and subscribed before me this 21 day of April 2022, by CEsar A. TELLEZ who appeared via physical presence or online notarization and is personally known to me or produced FL DMV's License as identification.


NOTARY PUBLIC

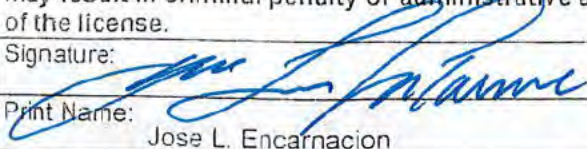


My Commission Expires: April 16, 2023

Section VIII-Work Experience

WORK EXPERIENCE		
<p>This section must be completed by an architect, engineer, contractor, fire marshal, or building code administrator, who has personal knowledge of the applicant's experience for the period of time listed below.</p>		
<p>Instructions: Provide employment verification for the years of experience required for qualification for certification. Attach additional copies of this page as necessary. Note: Local Government Employees: To qualify for the fee reduction local government employees must provide Work Experience showing current employment with a local government agency that is signed by the building code administrator.</p>		
Applicant Name: Jose L. Encarnacion		
Employing Agency/Company Name: G. Batista Engineering & Construction		
Agency/Company Address: [REDACTED]		
Dates of employment by Agency/Company	Date (From) 08 / 03 / 2015	Date (To) 01 / 28 / 2022
Agency/Company Phone Number: [REDACTED]		
Position of Applicant: Sr. Project Manager		
Describe in detail the applicant's duties, including hands-on, supervisory or management responsibilities. Please be specific when explaining the applicant's duties and hands-on experience.		
<p>Main responsibilities included but were not limited to construction project administration, reviewing project specification, examining, preparing and submitting structural and civil project documentation (shop drawings, submittals, RFI, etc.), coordinating and supervising construction field personnel, developing working plans, performing quantity take-offs, and filed measurements, performing quality control inspections of subcontractors layout planning, establishing and executing production monitors and schedules, purchasing, contract negotiations, and any other facet of a project required for successful completion. Providing technical support in the structural and civil engineering fields. Conduct structural and civil inspections as Special Inspector representative to ensure the full compliance of the construction documents.</p>		
I attest that the applicant named above has been employed by the agency/company in a: (Check One) <input type="checkbox"/> supervisory <input checked="" type="checkbox"/> managerial <input type="checkbox"/> trade position for <u>6.42</u> years		
Providing false or misleading information is grounds for discipline of your license under 455.227(1)(a) and (l), F.S.		
Print name of licensed architect, engineer, contractor, fire marshal or building code administrator verifying employment and experience: <u>Gregorio Batista</u>		
License number of person verifying employment and experience: <u>PE 52349</u>		
Signature of person verifying employment and experience: 		
Date: <u>2-22-22</u>		

Section IX- Affirmation by Written Declaration

AFFIRMATION BY WRITTEN DECLARATION	
<p>I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this written declaration has the same legal effect as an oath or affirmation. Under penalties of perjury, I declare that I have read the foregoing application and the facts stated in it are true. I understand that falsification of any material information on this application may result in criminal penalty or administrative action, including a fine, suspension or revocation of the license.</p>	
Signature: 	Date: <u>2/22/22</u>
Print Name: Jose L. Encarnacion	



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LICENSEE DETAILS

6:34:50 AM 2/17/2022

Licensee Information

Name:	ENCARNACION, JOSE LUIS (Primary Name)
Main Address:	[REDACTED]
County:	BROWARD

License Information

License Type:	Professional Engineer
Rank:	Prof Engineer
License Number:	80123
Status:	Current,Active
Licensure Date:	11/19/2015
Expires:	02/28/2023

Special Qualifications

Qualification Effective

Civil	11/19/2015
Advanced Building Code Course Credit	03/13/2018

Alternate Names

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[View License Complaint](#)

2601 Blair Stone Road, Tallahassee FL 32399 :: Email: [Customer Contact Center](#) :: Customer Contact Center: 850.487.1395

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Under Florida law, email addresses are public records. If you do not want your email address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact the office by phone or by traditional mail. If you have any questions, please contact 850.487.1395. *Pursuant to Section 455.275(1), Florida Statutes, effective October 1, 2012, licensees licensed under Chapter 455, F.S. must provide the Department with an email address if they have one. The emails provided may be used for official communication with the licensee. However email addresses are public record. If you do not wish to supply a personal address, please provide the Department with an email address which can be made available to the public. Please see our [Chapter 455](#) page to determine if you are affected by this change.

a Employee's SSN [REDACTED]		b Employer identification number (EIN) 65-1021423			OMB No. 1545-0008	
c Employer's name, address, and ZIP code REAL ESTATE ENGINEERING, LLC [REDACTED]		1 Wgs, tips, other compn 32561.51	2 Fed inc tax withheld 3185.00	3 Social security wages 32561.51		
		4 SS tax withheld 2018.81	5 Medicare wages & tips 32561.51	6 Medicare tax withheld 472.14		
		7 Social security tips	8 Allocated tips	9 [REDACTED]		
d Control number		10 Depdnt care benefits	11 Nonqualified plans	12a		
e Employee's name, address, and ZIP code JOSE LUIS ENCARNACION [REDACTED]		13 Statutory employee <input type="checkbox"/>		14 Other		12b
		Retirement plan <input type="checkbox"/>				12c
		Third-party sick pay <input type="checkbox"/>				12d
15 State	Employer's state ID number	16 State wages, tips, etc	17 State income tax	18 Local wages, tips, etc	19 Local income tax	20 Locality name

Department of the Treasury — IRS

QB MW2B2C 11/03/15 FW2

a Employee's SSN [REDACTED]		b Employer identification number (EIN) 65-1021423			OMB No. 1545-0008	
c Employer's name, address, and ZIP code REAL ESTATE ENGINEERING, LLC [REDACTED]		1 Wgs, tips, other compn 32561.51	2 Fed inc tax withheld 3185.00	3 Social security wages 32561.51		
		4 SS tax withheld 2018.81	5 Medicare wages & tips 32561.51	6 Medicare tax withheld 472.14		
		7 Social security tips	8 Allocated tips	9 [REDACTED]		
d Control number		10 Depdnt care benefits	11 Nonqualified plans	12a		
e Employee's name, address, and ZIP code JOSE LUIS ENCARNACION [REDACTED]		13 Statutory employee <input type="checkbox"/>		14 Other		12b
		Retirement plan <input type="checkbox"/>				12c
		Third-party sick pay <input type="checkbox"/>				12d
15 State	Employer's state ID No.	16 State wages, tips, etc	17 State income tax	18 Local wages, tips, etc	19 Local income tax	20 Locality name

Copy 2 To Be Filed With Employee's State, City, or Local Income Tax Return.

QB MW2B2C 11/03/15 FW2

a Employee's SSN [REDACTED]		b Employer identification number (EIN) 65-1021423			OMB No. 1545-0008	
c Employer's name, address, and ZIP code REAL ESTATE ENGINEERING, LLC 10400 GRIFFIN ROAD SUITE 201 COOPER CITY FL 33328		This information is being furnished to the IRS. If you are required to file a tax return, a negligence penalty or other sanction may be imposed on you if this income is taxable and you fail to report it.				
		1 Wgs, tips, other compn 32561.51	2 Fed inc tax withheld 3185.00	3 Social security wages 32561.51		
		4 SS tax withheld 2018.81	5 Medicare wages & tips 32561.51	6 Medicare tax withheld 472.14		
		7 Social security tips	8 Allocated tips	9 [REDACTED]		
d Control No.		10 Depdnt care benefits	11 Nonqualified plans	12a		
e Employee's name, address, and ZIP code JOSE LUIS ENCARNACION [REDACTED]		13 Statutory employee <input type="checkbox"/>		14 Other		12b
		Retirement plan <input type="checkbox"/>				12c
		Third-party sick pay <input type="checkbox"/>				12d
15 State	Employer's state ID No.	16 State wages, tips, etc	17 State income tax	18 Local wages, tips, etc	19 Local income tax	20 Locality name

Copy C For EMPLOYEE'S RECORDS. (See Notice to Employee.)

QB MW2B2C 11/03/15 FW2

a Employee's SSN [REDACTED]		b Employer identification number (EIN) 65-1021423			OMB No. 1545-0008	
c Employer's name, address, and ZIP code REAL ESTATE ENGINEERING, LLC 10400 GRIFFIN ROAD SUITE 201 COOPER CITY FL 33328		1 Wgs, tips, other compn 84019.13	2 Fed inc tax withheld 8586.00	3 Social security wages 84019.13		
		4 SS tax withheld 5209.19	5 Medicare wages & tips 84019.13	6 Medicare tax withheld 1218.28		
		7 Social security tips	8 Allocated tips	9		
d Control number		10 Depdnt care benefits	11 Nonqualified plans	12a		
e Employee's name, address, and ZIP code JOSE LUIS ENCARNACION [REDACTED]		13 Statutory employee <input type="checkbox"/> Retirement plan <input type="checkbox"/> Third-party sick pay <input type="checkbox"/>	14 Other	12b		
				12c		
				12d		
15 State	Employer's state ID number	16 State wages, tips, etc	17 State income tax	18 Local wages, tips, etc	19 Local income tax	20 Locality name

**Form W-2
Wage and
Tax
Statement
2016**

Copy B To Be Filed with
Employee's FEDERAL
Tax Return
This information is being
furnished to the Internal
Revenue Service.

REV 12/23/16 QBDT

Department of the Treasury — IRS

a Employee's SSN [REDACTED]		b Employer identification number (EIN) 65-1021423			OMB No. 1545-0008	
c Employer's name, address, and ZIP code REAL ESTATE ENGINEERING, LLC 10400 GRIFFIN ROAD SUITE 201 COOPER CITY FL 33328		1 Wgs, tips, other compn 84019.13	2 Fed inc tax withheld 8586.00	3 Social security wages 84019.13		
		4 SS tax withheld 5209.19	5 Medicare wages & tips 84019.13	6 Medicare tax withheld 1218.28		
		7 Social security tips	8 Allocated tips	9		
d Control number		10 Depdnt care benefits	11 Nonqualified plans	12a		
e Employee's name, address, and ZIP code JOSE LUIS ENCARNACION [REDACTED]		13 Statutory employee <input type="checkbox"/> Retirement plan <input type="checkbox"/> Third-party sick pay <input type="checkbox"/>	14 Other	12b		
				12c		
				12d		
15 State	Employer's state ID No.	16 State wages, tips, etc	17 State income tax	18 Local wages, tips, etc	19 Local income tax	20 Locality name

**Form W-2
Wage and
Tax
Statement
2016**

Copy 2 To Be
Filed With
Employee's State,
City, or Local
Income Tax
Return.

REV 12/23/16 QBDT

a Employee's SSN [REDACTED]		b Employer identification number (EIN) 65-1021423			OMB No. 1545-0008	
c Employer's name, address, and ZIP code REAL ESTATE ENGINEERING, LLC 10400 GRIFFIN ROAD SUITE 201 COOPER CITY FL 33328		This information is being furnished to the IRS. If you are required to file a tax return, a negligence penalty or other sanction may be imposed on you if this income is taxable and you fail to report it.				
		1 Wgs, tips, other compn 84019.13	2 Fed inc tax withheld 8586.00	3 Social security wages 84019.13		
		4 SS tax withheld 5209.19	5 Medicare wages & tips 84019.13	6 Medicare tax withheld 1218.28		
d Control No.		7 Social security tips	8 Allocated tips	9		
e Employee's name, address, and ZIP code JOSE LUIS ENCARNACION [REDACTED]		10 Depdnt care benefits	11 Nonqualified plans	12a		
				12b		
				12c		
d Control No.		13 Statutory employee <input type="checkbox"/> Retirement plan <input type="checkbox"/> Third-party sick pay <input type="checkbox"/>	14 Other	12d		
15 State	Employer's state ID No.	16 State wages, tips, etc	17 State income tax	18 Local wages, tips, etc	19 Local income tax	20 Locality name

**Form W-2
Wage and
Tax
Statement
2016**

Copy C For
EMPLOYEE'S
RECORDS.
(See Notice to
Employee.)

REV 12/23/16 QBDT

a Employee's SSN [REDACTED]			b Employer identification number (EIN) 65-1021423			OMB No. 1545-0008		
c Employer's name, address, and ZIP code REAL ESTATE ENGINEERING, LLC 3731 SW 47 AVE SUITE 403 DAVIE FL 33314			1 Wgs, tips, other compn 84999.98	2 Fed inc tax withheld 8710.00	3 Social security wages 84999.98			Form W-2 Wage and Tax Statement 2017 Copy B To Be Filed with Employee's FEDERAL Tax Return This information is being furnished to the Internal Revenue Service.
			4 SS tax withheld 5270.00	5 Medicare wages & tips 84999.98	6 Medicare tax withheld 1232.50			
			7 Social security tips	8 Allocated tips	9			
d Control number			10 Depdnt care benefits	11 Nonqualified plans	12a			
e Employee's name, address, and ZIP code JOSE LUIS ENCARNACION [REDACTED]			13 Statutory employee <input type="checkbox"/>		14 Other		12b	
			Retirement plan <input type="checkbox"/>			12c		
			Third-party sick pay <input type="checkbox"/>			12d		
15 State	Employer's state ID number	16 State wages, tips, etc	17 State income tax	18 Local wages, tips, etc	19 Local income tax	20 Locality name		

REV 12/21/17 QBDT

Department of the Treasury — IRS

a Employee's SSN [REDACTED]			b Employer identification number (EIN) 65-1021423			OMB No. 1545-0008		
c Employer's name, address, and ZIP code REAL ESTATE ENGINEERING, LLC 3731 SW 47 AVE SUITE 403 DAVIE FL 33314			1 Wgs, tips, other compn 84999.98	2 Fed inc tax withheld 8710.00	3 Social security wages 84999.98			Form W-2 Wage and Tax Statement 2017 Copy 2 To Be Filed With Employee's State, City, or Local Income Tax Return.
			4 SS tax withheld 5270.00	5 Medicare wages & tips 84999.98	6 Medicare tax withheld 1232.50			
			7 Social security tips	8 Allocated tips	9			
d Control number			10 Depdnt care benefits	11 Nonqualified plans	12a			
e Employee's name, address, and ZIP code JOSE LUIS ENCARNACION [REDACTED]			13 Statutory employee <input type="checkbox"/>		14 Other		12b	
			Retirement plan <input type="checkbox"/>			12c		
			Third-party sick pay <input type="checkbox"/>			12d		
15 State	Employer's state ID No	16 State wages, tips, etc	17 State income tax	18 Local wages, tips, etc	19 Local income tax	20 Locality name		

REV 12/21/17 QBDT

a Employee's social security number [REDACTED]		Safe, accurate, FAST! Use		Visit the IRS website at www.irs.gov/efile		
b Employer identification number (EIN) 65-1021423		1 Wages, tips, other compensation 71923.06		2 Federal income tax withheld 6010.00		
c Employer's name, address, and ZIP code REAL ESTATE ENGINEERING, LLC 3731 SW 47 AVE SUITE 403 DAVIE FL 33314		3 Social security wages 71923.06		4 Social security tax withheld 4459.23		
		5 Medicare wages and tips 71923.06		6 Medicare tax withheld 1042.88		
		7 Social security tips		8 Allocated tips		
d Control number		9 Verification code		10 Dependent care benefits		
e Employee's name, address, and ZIP code JOSE LUIS ENCARNACION [REDACTED]		11 Nonqualified plans		12a See instructions for box 12		
		13 Statutory employee <input type="checkbox"/> Retirement plan <input type="checkbox"/> Third-party sick pay <input type="checkbox"/>		12b		
		14 Other		12c		
				12d		
15 State	Employer's state ID number	16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax	20 Locality name

Form **W-2** Wage and Tax Statement

2018

Department of the Treasury—Internal Revenue Service

Copy B—To Be Filed With Employee's FEDERAL Tax Return.
This information is being furnished to the Internal Revenue Service.

LW2EEB

Switch to Payroll Company

Form W-2 Wage and Tax Statement 2018						
c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		7 Social security tips	1 Wages, tips, other comp. 14711.33	2 Federal income tax withheld 1046.09		
e Employee's name, address and ZIP code JOSE LUIS ENCARNACION [REDACTED]		8 Allocated tips	3 Social security wages 14711.33	4 Social security tax withheld 912.10		
		9 Verification Code	5 Medicare wages and tips 14711.33	6 Medicare tax withheld 213.32		
		10 Dependent care benefits	11 Nonqualified plans	12a Code See inst. for box 12		
15 State Employer's state ID no.		16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax	20 Locality name

Copy B to be filed with employee's FEDERAL Tax Return

OMB No. 1545-0046 12/10/2014 rev 2

Form W-2 Wage and Tax Statement 2018						
c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		7 Social security tips	1 Wages, tips, other comp. 14711.33	2 Federal income tax withheld 1046.09		
e Employee's name, address and ZIP code JOSE LUIS ENCARNACION [REDACTED]		8 Allocated tips	3 Social security wages 14711.33	4 Social security tax withheld 912.10		
		9 Verification Code	5 Medicare wages and tips 14711.33	6 Medicare tax withheld 213.32		
		10 Dependent care benefits	11 Nonqualified plans	12a Code See inst. for box 12		
15 State Employer's state ID no.		16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax	20 Locality name

Copy C for EMPLOYEES RECORDS. (See Notice to Employee).

Form W-2 Wage and Tax Statement 2018						
c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		7 Social security tips	1 Wages, tips, other comp. 14711.33	2 Federal income tax withheld 1046.09		
e Employee's name, address and ZIP code JOSE LUIS ENCARNACION [REDACTED]		8 Allocated tips	3 Social security wages 14711.33	4 Social security tax withheld 912.10		
		9 Verification Code	5 Medicare wages and tips 14711.33	6 Medicare tax withheld 213.32		
		10 Dependent care benefits	11 Nonqualified plans	12a Code See inst. for box 12		
15 State Employer's state ID no.		16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax	20 Locality name

Copy 2 to be filed with employee's State, City or Local Tax Return

Form W-2 Wage and Tax Statement 2018						
c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		7 Social security tips	1 Wages, tips, other comp. 14711.33	2 Federal income tax withheld 1046.09		
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15 State Employer's state ID no.		16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax	20 Locality name

Copy 2 to be filed with employee's State, City or Local Tax Return

Form W-2 Wage and Tax Statement 2019		7 Social security tips	1 Wages, tips, other comp. 89903.88	2 Federal income tax withheld 6678.77
c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		8 Allocated tips	3 Social security wages 89903.88	4 Social security tax withheld 5574.04
		9	5 Medicare wages and tips 89903.88	6 Medicare tax withheld 1303.61
		10 Dependent care benefits	11 Nonqualified plans	12a Code See inst. for box 12
e Employee's name, address and ZIP code JOSE LUIS ENCARNACION [REDACTED]		13 Statutory Retirement Third-Party Employee Plan Sick Pay	14 Other	12b - 12d Codes
		b Employer ID number 81-3357671		
		a Employee's social security number [REDACTED]		
15 State Employer's state ID no.	16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax
				20 Locality name

OMB No. 1545-0048 12/10/2014 rev 2

Copy B to be filed with employee's FEDERAL Tax Return

Form W-2 Wage and Tax Statement 2019		7 Social security tips	1 Wages, tips, other comp. 89903.88	2 Federal income tax withheld 6678.77
c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		8 Allocated tips	3 Social security wages 89903.88	4 Social security tax withheld 5574.04
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Copy 2 to be filed with employee's State, City or Local Tax Return

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		a Employee's social security number [REDACTED]		
15 State Employer's state ID no.	16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax
				20 Locality name

Copy 2 to be filed with employee's State, City or Local Tax Return

Form W-2 Wage and Tax Statement 2020		7 Social security tips	1 Wages, tips, other comp. 92519.25	2 Federal income tax withheld 7659.22
c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		8 Allocated tips	3 Social security wages 92519.25	4 Social security tax withheld 5736.19
		9	5 Medicare wages and tips 92519.25	6 Medicare tax withheld 1341.53
		10 Dependent care benefits	11 Nonqualified plans	12a Code See inst. for box 12
e Employee's name, address and ZIP code JOSE LUIS ENCARNACION [REDACTED]		13 Statutory Employee Retirement Plan Third-Party Sick Pay	14 Other	12b - 12d Codes
		b Employer ID number 81-3357671		
		a Employee's social security number [REDACTED]		
15 State Employer's state ID no.	16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax
				20 Locality name

Copy B to be filed with employee's FEDERAL Tax Return

OMB No. 1545-0048 10/26/2020 (v. 2)

Form W-2 Wage and Tax Statement 2020		7 Social security tips	1 Wages, tips, other comp. 92519.25	2 Federal income tax withheld 7659.22
c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		8 Allocated tips	3 Social security wages 92519.25	4 Social security tax withheld 5736.19
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e Employee's name, address and ZIP code JOSE LUIS ENCARNACION [REDACTED]		13 Statutory Employee Retirement Plan Third-Party Sick Pay	14 Other	12b - 12d Codes
		b Employer ID number 81-3357671		
		a Employee's social security number [REDACTED]		
15 State Employer's state ID no.	16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax
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Copy 2 to be filed with employee's State, City or Local Tax Return

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		a Employee's social security number [REDACTED]		
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				20 Locality name

Copy 2 to be filed with employee's State, City or Local Tax Return

Form W-2 Wage and Tax Statement 2021		7 Social security tips	1 Wages, tips, other comp. 89903.87	2 Federal income tax withheld 6712.88
c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		8 Allocated tips	3 Social security wages 89903.87	4 Social security tax withheld 5574.04
		9	5 Medicare wages and tips 89903.87	6 Medicare tax withheld 1303.61
		10 Dependent care benefits	11 Nonqualified plans	12a Code See inst. for box 12
e Employee's name, address and ZIP code JOSE LUIS ENCARNACION [REDACTED]		13 Statutory Employee Retirement Plan Third-Party Sick Pay	14 Other	12b - 12d Codes
		b Employer ID number 81-3357671		
		a Employee's social security number [REDACTED]		
15 State Employer's state ID no.	16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax
				20 Locality name

Copy B to be filed with employee's FEDERAL Tax Return

OMB No. 1545-0048 2/18/2021 rev 2

Form W-2 Wage and Tax Statement 2021		7 Social security tips	1 Wages, tips, other comp. 89903.87	2 Federal income tax withheld 6712.88
c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		8 Allocated tips	3 Social security wages 89903.87	4 Social security tax withheld 5574.04
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e Employee's name, address and ZIP code JOSE LUIS ENCARNACION [REDACTED]		13 Statutory Employee Retirement Plan Third-Party Sick Pay	14 Other	12b - 12d Codes
		b Employer ID number 81-3357671		
		a Employee's social security number [REDACTED]		
15 State Employer's state ID no.	16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax
				20 Locality name

Copy C for EMPLOYEES RECORDS. (See Notice to Employee).

Form W-2 Wage and Tax Statement 2021		7 Social security tips	1 Wages, tips, other comp. 89903.87	2 Federal income tax withheld 6712.88
c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		8 Allocated tips	3 Social security wages 89903.87	4 Social security tax withheld 5574.04
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		a Employee's social security number [REDACTED]		
15 State Employer's state ID no.	16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax
				20 Locality name

Copy 2 to be filed with employee's State, City or Local Tax Return

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c Employer's name, address and ZIP code 000234-L07188 PLATINUM-HR, LLC 14497 N DALE MABRY STE 215 TAMPA FL 33618		8 Allocated tips	3 Social security wages 89903.87	4 Social security tax withheld 5574.04
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				20 Locality name

Copy 2 to be filed with employee's State, City or Local Tax Return



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Detail by Entity Name

Florida Profit Corporation

CLEAR CHOICE CONCRETE RESTORATION AND WATERPROOFING, INC

Filing Information

Document Number	P17000094352
FEI/EIN Number	APPLIED FOR
Date Filed	11/28/2017
Effective Date	11/27/2017
State	FL
Status	ACTIVE

Principal Address

[REDACTED]

Changed: 04/23/2019

Mailing Address

[REDACTED]

Changed: 04/23/2019

Registered Agent Name & Address

TICTAX & BUSINESS SERVICES, LLC
 8500 SW 8 STREET
 SUITE 266
 MIAMI, FL 33144

Name Changed: 02/14/2022

Officer/Director Detail

Name & Address

Title P

NUNEZ, JOHN

[REDACTED]

Annual Reports

Report Year	Filed Date
2020	06/23/2020
2021	04/30/2021
2022	02/14/2022

Document Images

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06/23/2020 – ANNUAL REPORT	View image in PDF format
04/23/2019 – ANNUAL REPORT	View image in PDF format
04/26/2018 – ANNUAL REPORT	View image in PDF format
11/28/2017 – Domestic Profit	View image in PDF format

ADDITIONAL INFORMATION TO CLARIFY WORK
EXPERIENCE IN THE STATE OF FLORIDA AND WITHIN
THE HVHZ

(ENG. JOSE L. ENCARNACION)

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I. ENGINEERING FIELD

The disciplines of engineering can be divided into five main categories:

- Chemical
- Civil
- Industrial
- Electrical
- Mechanical

Civil engineers are educated and trained to perform work in the following areas:

- Architectural Engineering
- Earthquake Engineering
- Environmental Engineering
- Geotechnical Engineering
- Hydraulic Engineering
- Mining Engineering
- Structural Engineering
- Traffic Engineering
- Water Resource Engineering

Note: The titles for civil engineers are:

Bachelor Degree: Bachelor of Science in Civil Engineering (BSCE)

Master Degree: Master of Science in Civil Engineering (MSCE)

Master of Engineering in Civil Engineering (MECE)

No title will identify if your engineering degree is oriented in a specific area. The master's degree is oriented to focus on a specific area of the engineering field (i.e., structural), but there is no official title for that. No title will indicate that you have a master's in structural engineering for example, your title will say Master of Science or Engineering in Civil Engineering.

II. DEFINITION OF THE PRACTICE OF ENGINEERING:

Florida statutes 471.005 (Definitions) establish the following:

F.S. 471.005 (5)

"Engineer" includes the terms "professional engineer" and "licensed engineer" and means a person who is licensed to engage in the practice of engineering under this chapter.

F.S 471.005 (7)

"Engineering" includes the term "professional engineering" and means any service or creative work, the adequate performance of which requires engineering education, training, and experience in the application of special knowledge of the mathematical, physical, and engineering sciences to such services or creative work as consultation, investigation, evaluation, planning, and design of engineering works and systems, planning the use of land and water, teaching of the principles and methods of engineering design, engineering surveys, and the inspection of construction for the purpose of determining in general if the work is proceeding in compliance with drawings and specifications, any of which embraces such services or work, either public or private, in connection with any utilities, structures, buildings, machines, equipment, process, work systems, projects, and industrial or consumer products or equipment of a mechanical, electrical, hydraulic, pneumatic, or thermal nature, insofar as they involve safeguarding life, health, or property: and includes such other professional services as may be necessary to the planning, progress, and completion of any engineering services. A person who practices any branch of engineering: who, by verbal claim, sign, advertisement, letterhead, or card, or in any other way, present himself or herself to be an engineer or, through the use of some other title, implies that he or she is an engineer or that he or she is licensed under this chapter; or who holds himself or herself out as able to perform, or does perform, any engineering service or work or any other service designated by the practitioner which is recognized as engineering shall be construed to practice or offer to practice engineering within the meaning and intent of this chapter.

III. DEFINITION OF DISCIPLINE (BY THE CAMBRIDGE ENGLISH DICTIONARY)

Discipline (noun): A particular area of study, especially a subject studied at a college or university.

Note: The Florida Building Code – Broward County Amendments Section 104.10.1 (Certification of the Structural Plans Examiner):

"Section 104.10.1.1 Be a Florida Registered Architect or a Florida Licensed Professional Engineer, in the discipline requested and having practiced for minimum of five (5) years within the State of Florida, two (2) years of which shall have been within the HVHZ or by passing BORA's HVHZ exam."

The discipline is referring to architecture or engineering.

IV. EDUCATIONAL BACKGROUND

Bachelor of Science in Civil Engineering from the Polytechnic University of Puerto Rico (PUPR).

PUPR is accredited by the Accreditation Board for Engineering and Technology, Inc. (ABET) since 1994. ABET is a well-known nonprofit, ISO 9001 certified organization that accredits college and university programs in applied and natural science, computing, engineering, and engineering technology.

My university years started on August 25th, 1997 completing with all the institution (PUPR) requirements on February 16th, 2002.

The requirements at that time to obtain my bachelor's degree were:

*Preparatory Mathematics (3 credit hours)	*Hispanic Literature (3 credit hours)	*Calculus IV (3 credit hours)
*Preparatory Spanish (3 credit hours)	*Analysis of World Literature (3 credit hours)	*Physics III – Electricity (3 credit hours)
*Preparatory English (3 credit hours)	*Calculus I (3 credit hours)	*Physics III – Lab. (1 credit hour)
*Adjustment to University Life (3 credit hours)	*Freshman Engineering-Drafting (3 credit hours)	*Socio-Humanistic Study II (3 credit hours)
*Precalculus I (3 credit hours)	*Earth Sciences (3 credit hours)	*Applied Mechanics Statics (3 credit hours)
*Spanish Grammar (3 credit hours)	*Calculus II (3 credit hours)	*Mechanics of Materials (3 credit hours)
*English Grammar (3 credit hours)	*Physics I – Mechanics (3 credit hours)	*Surveying Instruments (1 credit hour)
*Introduction to Physics (3 credit hours)	*Physics I – Lab. (1 credit hour)	*Differential Equations (3 credit hours)
*Precalculus II (3 credit hours)	*Programming & Algorithm (3 credit hours)	*Applied Software for C (3 credit hours)
*Spanish Reading & Writing (3 credit hours)	*Physics II – Heat Light (3 credit hours)	*Engineering Mechanics – Dynamic (3 credit hours)
*English Reading & Writing (3 credit hours)	*Physics II – Lab. (1 credit hour)	*Fluid Mechanics (3 credit hours)
*Engineering Graphics-AutoCAD (2 credit hours)	*Socio-Humanistic Study I (3 credit hours)	*Fluid Mechanics – Lab. (1 credit hour)
*General Chemistry I (4 credit hours)	*Calculus III (3 credit hours)	*Principle of Electrical Engineering (3 credit hours)
*General Chemistry I – Lab. (0 credit hours)	*Probability & Statistics (3 credit hours)	*Applied Numerical Analysis (3 credit hours)
	*Descriptive Geometry (2 credit hours)	

*Engineering Economics (3 credit hours)	*Geotechnical Engineering II (3 credit hours)	*Special Topic Civil Engineering (3 credit hours)
*Geotechnical Engineering I (3 credit hours)	*Geotechnical Engineering II – Lab. (1 credit hour)	*Civil Engineering Capstone Design I (3 credit hours)
*Geotechnical Engineering I – Lab. (1 credit hour)	*Water Supply Engineering (3 credit hours)	*Foundation Engineering (3 credit hours)
*Construction Materials (3 credit hours)	*Theory of Structures I (3 credit hours)	*Advanced Structural Design (3 credit hours)
*Lab. Of Construction Materials (1 credit hour)	*Theory of Structures II (3 credit hours)	*Civil Engineering Undergraduate Research (3 credit hours)
*Mechanics of Material (3 credit hours)	*Steel Structure Design (3 credit hours)	*Environmental Engineering – Civil (3 credit hours)
*Mechanics of Material – Lab. (1 credit hour)	*Wastewater Engineering (3 credit hours)	*Environmental Engineering – Civil – Lab. (1 credit hour)
*Water Resources Engineering (3 credit hours)	*Transportation Engineering (3 credit hours)	*Civil Engineering Capstone Design II (3 credit hours)
*Highway Design I (3 credit hours)	*Construction Management (3 credit hours)	*Ethics in Engineering (3 credit hours)
*Highway Design II (3 credit hours)	*Social Psychology (3 credit hours)	

A total of **195** credit hours (a total of 72 courses) were successfully taken to complete the Civil Engineering Program at the Polytechnic University of Puerto Rico.

The program I took was strongly focused on Structural Engineering; it has more weight than the rest of the civil engineering field.

Obtaining my BS in Civil Engineering degree on July 2nd, 2002.

V. PROFESSIONAL LICENSES

Registered Professional Engineer at the Common Wealth of Puerto Rico since March 16th, 2005

Registered Professional Engineer at the State of Florida since November 19th, 2015.

As a professional engineer, both registrations are active in their respective jurisdiction

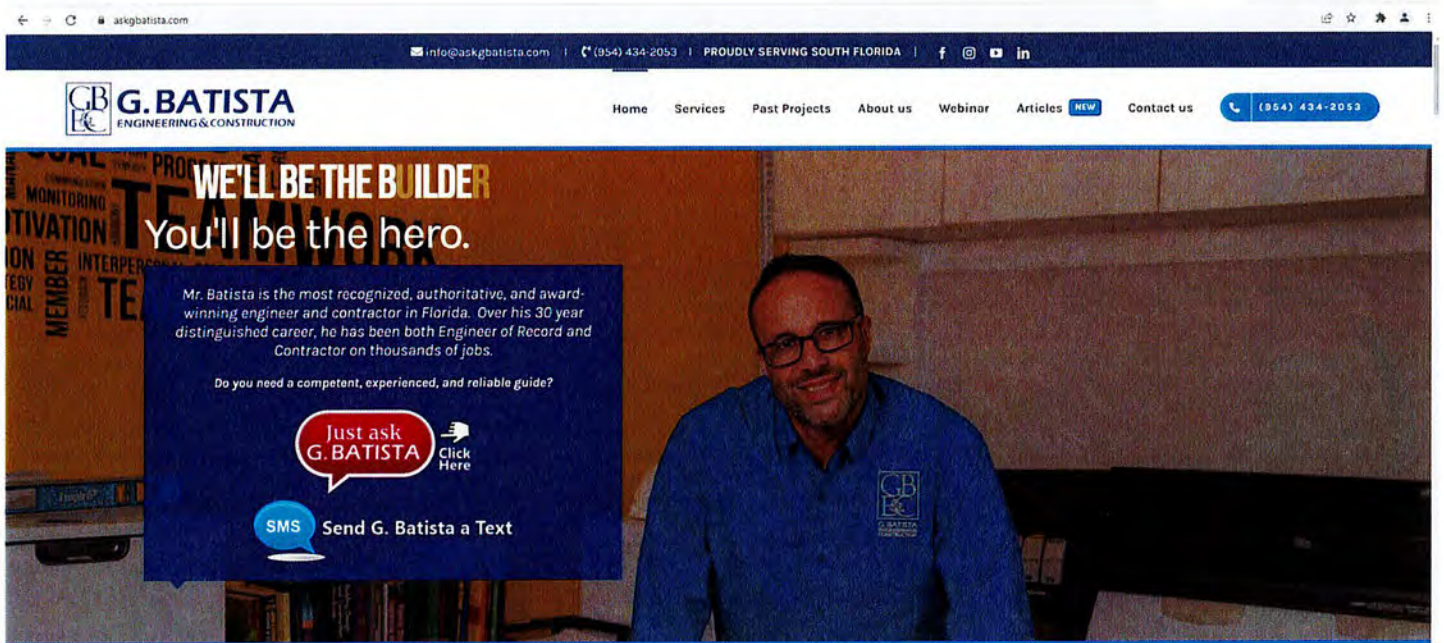
Having 17 years of practicing engineering in USA territory.

Note: Puerto Rico belong to a High-Velocity Hurricane Zone (HVHZ).

VI. FLORIDA WORK EXPERIENCE – PRACTICING ENGINEERING

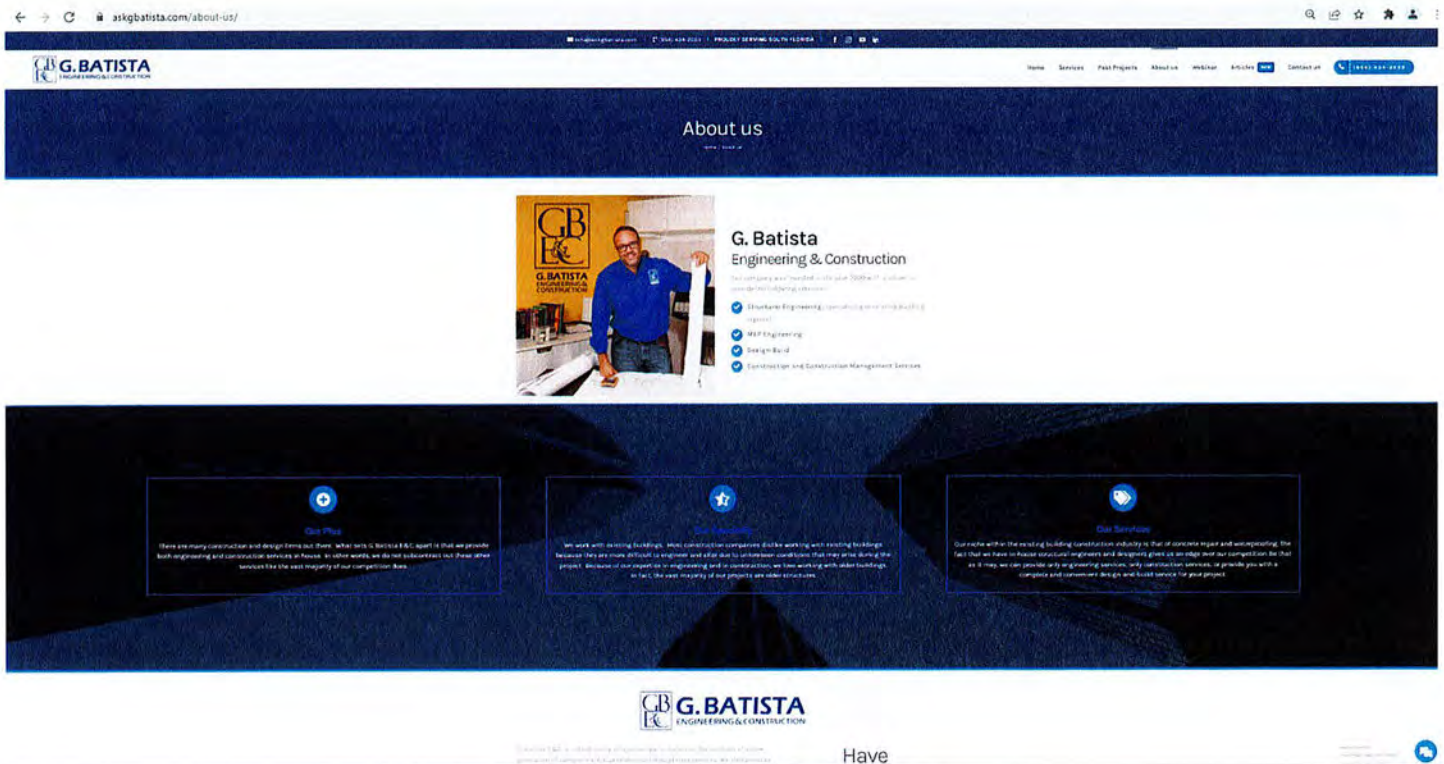
Sr. Project Manager at G. Batista Engineering & Construction (formerly known as G. Batista & Associates) from August 3rd, 2015 to January 28th, 2022. This is a company established in Broward County in 2000.

(www.askgbatista.com)



OUR CLIENTS

G. Batista Engineering & Construction is an award-winning "Integrated Design-Build Firm" which means that we perform our own engineering and construction IN-HOUSE.





G. Batista Engineering & Construction

Our company was founded in the year 2000 with a vision to provide the following services:

- ✓ Structural Engineering (specializing in existing building repairs)
- ✓ MEP Engineering
- ✓ Design-Build
- ✓ Construction and Construction Management Services

Ready to Talk?
WE ARE STANDING BY FOR YOUR CALL.

Just ask **G. BATISTA**

SMS Send G. Batista a Text

<p>G. Batista Engineering & Construction is an Engineering and Construction firm located in Broward County Florida.</p>	<p>SERVICES</p> <ul style="list-style-type: none"> 40 Year Recertification Structural Inspections Concrete Repair Forensic Engineering Design Build Owner's Representative 	<p>QUICK MENU</p> <ul style="list-style-type: none"> Home Past projects About us Articles Contact us 	<p>CONTACT INFO</p> <ul style="list-style-type: none"> 3806 Davie Boulevard Fort Lauderdale, FL 33312, United States (954) 434-2053 info@askgbatista.com
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We're Online!
How may I help you today?

<p>G. Batista Engineering & Construction is an Engineering and Construction firm located in Broward County Florida.</p>	<p>SERVICES</p> <ul style="list-style-type: none"> 40 Year Recertification Structural Inspections Concrete Repair Forensic Engineering Design Build Owner's Representative 	<p>QUICK MENU</p> <ul style="list-style-type: none"> Home Past projects About us Articles Contact us 	<p>CONTACT INFO</p> <ul style="list-style-type: none"> 3806 Davie Boulevard Fort Lauderdale, FL 33312, United States (954) 434-2053 info@askgbatista.com
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The firm offers diverse engineering services including structural engineering (40-year Recertification, Structural inspections, Concrete Repair, Forensic Engineering, Design-Build, Owner's Representative)

Our ability to exceed all of our customers' expectations begins with a true experienced team.



The last time I visited G. Batista Engineering & Construction website, my photo with my name and position was still there, clearly stating that I held the position of Senior Engineering and Construction Manager. I encourage you to visit the website (www.askgbatista.com) and see it with your own eyes before this information is removed.

During the years that I worked for G. Batista Engineering and Construction, besides the owner (Eng. Gregorio Batista), I was the only Engineer employed by the firm as a regular employee. Part of my compensation was based on obtaining the Florida PE license, forming part of the requirements at that time to become part of the firm. (Attached copy of my employment offer letter dated June 22nd, 2015).

During my time with G. Batista Engineering & Construction, I have done over 90% of all the special inspections (Miami-Dade, Broward & West Palm), 40-Years Recertifications (Miami-Dade & Broward), structural evaluations/forensics engineering, preparation of concrete restoration plans & specifications, and owner's representative services performed by the firm. In other words, which represents hundreds and hundreds of engineering practices (as defined in *F.S. 471.005(7)*) performed by myself as an employee (duly authorized representative) of this firm.

The Florida Building Code – Broward County Amendments establish:

“110.10.1 The Building Official upon the recommendation of the Chief Structural Inspector or upon the Building Official’s initiative may require the owner to employ a special inspector for the inspection of the structural framework, or any part thereof, as herein required:”

“110.10.2 The Building Official shall require the owner to employ a special building inspector for the inspections herein required:

110.10.2.1 Precast Concrete Units

110.10.2.2 Reinforced unit masonry

110.10.2.3 Connections

110.10.2.4 Metal Building Systems

110.10.2.5 Smoke Control Systems”

“110.10.5 Special building inspector shall be an Architect or Engineer or their duly authorized representative.”

The Florida Building Code – Broward County Amendments recognizes performing special inspections as part of the practice of engineering.

Broward County Board of Rules and Appeals Policy #05-#05 – Building Safety Inspection Program establishes the following:

Article D(1) “The owner of a building or structure subject to Building Safety Inspection shall furnish, or cause to be furnished, within (90) days of Notification of Required Building Safety Inspection, the

Broward County of Rules and Appeals Building Safety Inspection Certification Form to the Building Official, prepared by a Professional Engineer or Architect registered in the State of Florida, certifying that each such building or structure is structurally and electrically safe, or has been made structurally and electrically safe for the specified use for continued occupancy, in conformity with the minimum inspection procedural guidelines as issued by the Board of Rules and Appeals.”

The Broward County Board of Rules and Appeals recognizes the safety inspections (40-Year Recertification) as another example of the practice of engineering.

With this, I'm trying to provide clarification and proof of what has been my practice of engineering in the time working for G. Batista Engineering & Construction. It's clear that I have been practicing engineering for more than five years within the State of Florida all in the HVHZ (Miami-Dade & Broward), meeting the requirements by the Florida Building Code – Broward County Amendments in article 104.10.1.1.1.

VII. PRIVATE PRACTICE OF ENGINEERING IN FLORIDA

As a registered professional engineer in the State of Florida, I have engaged in private practice. These are the works that I have been performed:

- 1.) Permit #BP16-00008002 (City of Pompano Beach)
Scope: 40-Year Recertification
Address: 1010 NW 15th Avenue, Pompano Beach, FL 33069
- 2.) Permit #BP19-00002608 (City of Tamarac)
Scope: New CMU wall, rational load analysis, evaluation of existing footing, specification of new backdraft damper
Address: 4431 Rock Island, Tamarac, FL 33319
- 3.) Permit #RC-09-19-2093 (City of Miami Shores)
Scope: New continue footing, structural evaluation
Address: 8839 NE 4th Avenue Road, Miami Shores, FL 33138
- 4.) Permit #B19-04233 (City of Plantation)
Scope: New monument sign, footing design, CMU wall design, wind load calculations
Address: 420 Commodore Drive, Plantation, FL 33325
- 5.) Permit #BD20-023626-001-B001 (City of Miami)
Scope: Concrete slab – Demolition specification – Concrete slab detail
Address: 268 NW 34th Street, Miami, FL 33127
- 6.) Permit #2020-004051 (Town of Davie)
Scope: Concrete Repair project – Structural Evaluation – Selective Demolition Specification – Temporary Shoring Specification – Material Specification – Special Inspector
Address: 3700 SW 60th Avenue, Davie, FL 33314 (Two-Story Condominium)
- 7.) Permit #BLR2020-1805 (City of Miami Lakes)
Scope: CMU wall, rational load analysis, Wind load calculations, footing design – Special Inspector
Address: 15540 Sharpcroft Drive, Miami Lakes, FL 33016
- 8.) Permit #BLD-FEN-20100045 (City of Fort Lauderdale)
Scope: Precast fence, Wind load calculations check, footing design check – Special Inspector
Address: 5630 NE 18th Avenue, Fort Lauderdale, FL 33334
- 9.) Permit #B21-104419 (City of Hollywood)
Scope: Concrete Repair project – Structural Evaluation – Selective Demolition Specification – Temporary Shoring Specification – Material Specification – Special Inspector
Address: 300 Pierce Street, Hollywood, FL 33019 (Eight-Story Building-Condominium)

- 10.) Permit #BRPR-21-02579 (City of Hallandale Beach)
Scope: Concrete Repair project – Structural Evaluation – Selective Demolition Specification – Temporary Shoring Specification – Material Specification – Special Inspector
Address: 860 NE 12th Avenue, Hallandale Beach, FL 33009 (Pool-Equipment room Ceiling)
- 11.) Permit #B21-107762 (City of Hollywood)
Scope: Concrete Repair project – Structural Evaluation – Selective Demolition Specification – Temporary Shoring Specification – Material Specification – Special Inspector
Address: 1227-1235 S 21st Avenue, Hollywood, FL 33020 (Two-Story Condominium)
- 12.) Permit #BLD-CRES-21110009 (City of Fort Lauderdale)
Scope: Concrete Repair project – Structural Evaluation – Selective Demolition Specification – Temporary Shoring Specification – Material Specification – Special Inspector
Address: 3730 SW 1st Street, Fort Lauderdale, FL 33312 (Two-Story Condominium)
- 13.) Permit #BLD-CRES-21110009 (City of Fort Lauderdale)
Scope: Concrete Repair project – Structural Evaluation – Selective Demolition Specification – Temporary Shoring Specification – Material Specification – Special Inspector
Address: 3730 SW 1st Street, Fort Lauderdale, FL 33312 (Two-Story Condominium)
- 14.) Permit #BLD-CERT-22020031 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 1411 SW 38th Avenue, Fort Lauderdale, FL 33312
- 15.) Permit #BLD-CERT-22020032 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 1421 SW 38th Avenue, Fort Lauderdale, FL 33312
- 16.) Permit #BLD-CERT-22020033 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 1431 SW 38th Avenue, Fort Lauderdale, FL 33312
- 17.) Permit #BLD-CERT-22020034 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 1441 SW 38th Avenue, Fort Lauderdale, FL 33312
- 18.) Permit #BLD-CERT-22020035 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 1451 SW 38th Avenue, Fort Lauderdale, FL 33312
- 19.) Permit #BLD-CERT-22020036 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 1501 SW 38th Avenue, Fort Lauderdale, FL 33312
- 20.) Permit #BLD-CERT-22020037 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 1511 SW 38th Avenue, Fort Lauderdale, FL 33312

- 21.) Permit #BLD-CERT-22020038 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 1521 SW 38th Avenue, Fort Lauderdale, FL 33312
- 22.) Permit #BLD-CERT-22020030 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 1531 SW 38th Avenue, Fort Lauderdale, FL 33312
- 23.) Permit #BLD-CERT-22020040 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 1541 SW 38th Avenue, Fort Lauderdale, FL 33312
- 24.) Permit #BLD-CERT-22020041 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 1551 SW 38th Avenue, Fort Lauderdale, FL 33312
- 25.) Permit #BLD-CERT-22020042 (City of Fort Lauderdale)
Scope: 40-Year Recertification
Address: 3815 SW 16th Street, Fort Lauderdale, FL 33312
- 26.) Expert Witness Services
Case No.: 1:20-cv-23756-DPG
South Bay Club Condominium Association vs Endurance American Specialty Insurance Company.
- 27.) Expert Witness Services
Case No.: CACE 20-027223 CA01 (32)
Jean Monfiston vs Citizens Property Insurance Corporation
- 28.) Expert Witness Services
Case No.: CACE 20-020733
Rebecca Eloi and Patrick Eloi vs Citizens Property Insurance Corporation
- 29.) Expert Witness Services
Case No.: CACE 20-016111
Geraldine Solomon vs Citizens Property Insurance Corporation
- 30.) I have performed numerous structural inspections, where I evaluated the structural conditions on numerous properties.

In addition, I have several projects completed (engineering portion, construction drawings) waiting of the contractor selection by the owners in order to be submitted for permitting, including:

A new single family residential in Port Saint Lucie approximately 3,000 SF where we did the rational analysis and wind load calculations for the structural members of the new residence (footings, slab-on-grade, CMU-walls, columns, beams, roof, windows & garage door).

a. Engineering Disciplines from bestcolleges.com

What Are the Different Types of Engineering?



by Hannah Muniz

Published on October 8, 2021 · Updated on March 4, 2022



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SEARCH PROGRAMS



- Engineering entails the design and creation of devices, machines, and structures.
- The field is typically divided into five main branches, with hundreds of subfields.

Many consider engineering a challenging major due to its emphasis on math and science.

Engineering is one of the most popular and lucrative majors college students can pursue. An in-demand [STEM field](#), engineering offers an array of professional opportunities in many industries, such as oil, renewable energy, and medicine.

In fact, there are so many types of engineering that students often aren't sure which kind they want to study. One of the first steps to figuring out whether an [engineering degree](#) is right for you — and, if so, which field you should choose — is to learn about the key differences among the major engineering branches.

What Are the 5 Main Types of Engineering?

To engineer something means to create, build, or design it. As such, engineering entails any scientific or technological branch that deals with designing and developing machines, engines, and other products or structures.

Some types of engineering are subfields of other kinds of engineering. For example, environmental engineering is often described as a subset of civil engineering. Some branches, like industrial engineering, are considered interdisciplinary because they combine aspects from multiple disciplines.

Other types of engineering may not fit neatly into any one category. These include nuclear engineering, biological engineering, and rehabilitation engineering.



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1. Civil Engineering

Often thought to be the [oldest engineering](#) discipline, [civil engineering](#) focuses on constructing, designing, and maintaining physical structures used by the public, such as dams, bridges, tunnels, roads, airports, subway systems, and water supply systems. Many of today's engineers specialize in building eco-friendly architecture to [combat climate change](#).

Civil engineers work in many industries, like transportation, urban planning, and space. Famous civil engineering projects include the Great Wall of China, the Panama Canal, the Golden Gate Bridge, and the Eiffel Tower.

[Collapse All](#)[Expand All](#)

Civil Engineering Subfields

- Architectural engineering
- Coastal engineering
- Construction engineering
- Earthquake engineering
- Energy engineering
- Environmental engineering
- Forest engineering
- Geotechnical engineering
- Highway engineering
- Hydraulic engineering

- Municipal/urban engineering
- Ocean engineering
- Railway systems engineering
- River engineering
- Sanitary engineering
- Solar engineering
- Structural engineering
- Sustainable engineering
- Traffic engineering
- Transport engineering
- Utility engineering

2. Chemical Engineering

In the broadest sense of the term, [chemical engineering](#) deals with chemicals. These engineers design and manufacture materials and products using scientific principles from chemistry, biology, math, and physics. They may also come up with innovative processes to use and transform energy.

Chemical engineers can work with microorganisms, food, pharmaceuticals, and fuels. Often performing experiments and other tasks in labs, many also use computers to design experiments.

[Collapse All](#)[Expand All](#)

3. Mechanical Engineering

[Mechanical engineering](#) entails the development and production of mechanical systems and other devices in motion. These professionals use problem-solving, critical thinking, and the principles of math and physics to transform concepts into functional products, such as ships, firearms, household appliances, turbines, and vehicles.

Today's mechanical engineers rely on many of the same core components that have been used for thousands of years, including wheels, springs, screws, and axles.

[Collapse All](#)[Expand All](#)

Mechanical Engineering Subfields



4. Electrical Engineering

A [newer branch of engineering](#) introduced in the 19th century, [electrical engineering](#) focuses on electrical equipment and electronics. These engineers design, test, and maintain devices that use or produce electricity, from small objects like microchips and computers to large-scale projects like satellites and power station generators.

Most electrical engineers complete tasks in an office or lab, though on-site work is also common.

[Collapse All](#)[Expand All](#)

Electrical Engineering Subfields



The final engineering branch is **industrial engineering**, which combines engineering with general business practices to reduce costs, improve quality, and increase efficiency. These specialists often find employment in industries related to service, entertainment, and healthcare.

As an industrial engineer, you must **work well with people**. Industrial engineers' primary tasks may include designing facilities and information systems, managing inventories, overseeing personnel assignments, and ensuring workplace safety.

Collapse All

Expand All

Industrial Engineering Subfields



What Salary Can You Earn With an Engineering Degree?

According to the [Bureau of Labor Statistics](#), architecture and engineering workers reported a median annual income of \$83,160 in May 2020 — about \$40,000 more than the median salary for all jobs in the U.S. Certain types of engineering jobs may offer higher incomes depending on factors like demand and industry.

Here are the median salaries for some of the most popular engineering branches.

ENGINEERING TYPE

[Petroleum Engineers](#)

MEDIAN SALARY (MAY 2020)

\$137,330

b. Civil Engineering from whatisengineering.com



What is Engineering

Search ...



DISCIPLINES

DEGREES

CAREERS

WHAT IS?

ABOUT

Civil Engineering

It is believed that the origins of Civil Engineering date back to ancient Egypt when shelter, infrastructure and transportation were an important community need. Today it contains many interesting sub-disciplines including many that relate to preserving nature and the environment.

Check out the main sub-disciplines of Civil Engineering below and click to find out more:

Civil



What is
Architectural
Engineering
Civil



What is Civil
Engineering
Civil



What is Earthquake Engineering
Civil



What is Ecological Engineering
Civil



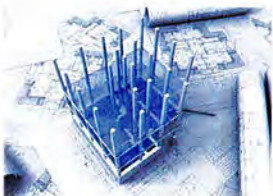
What is Fire Protection Engineering
Civil



What is Geotechnical Engineering
Civil



What is Hydraulic Engineering
Civil



What is Mining Engineering
Civil



What is Structural Engineering
Civil

What is Traffic Engineering
Civil



What is Water Resource Engineering

Civil

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c. Available Civil Engineering Degrees – NC State University

College of Engineering

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Undergraduate

[Menu](#)

Degrees and Academic Programs

We want our students to select engineering degrees that suit their interests and talents. To get you started in choosing an undergraduate degree program that fits you best, we have listed some helpful resources below.

9th in B.S. Degrees Awarded

NC State's College of Engineering is ranked in the top ten of schools to award B.S. degrees**

[View rankings →](#)

Engineering Majors Leading to Bachelor of Science (B.S.) Degrees

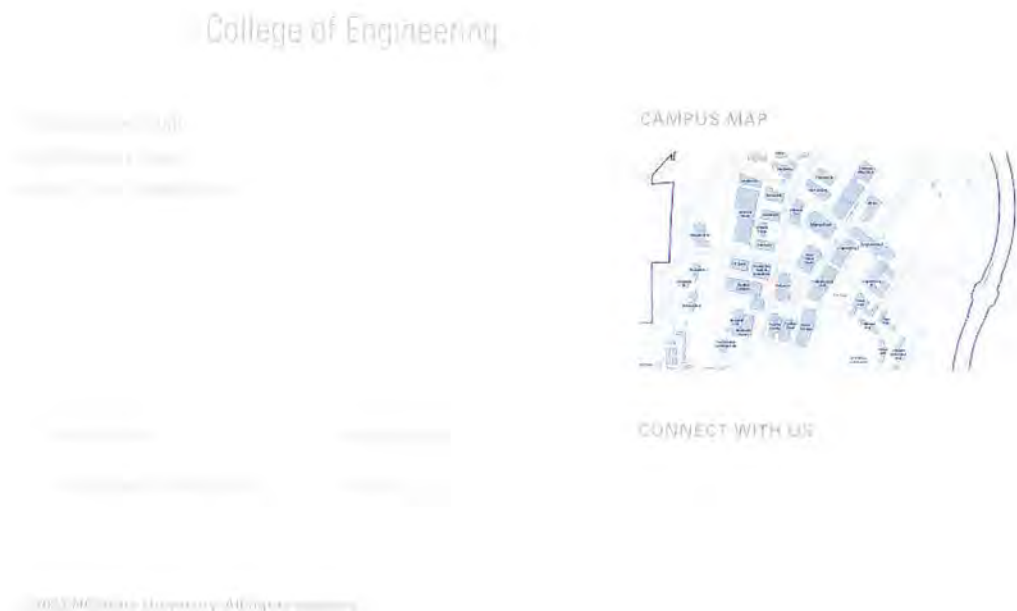
- › Aerospace Engineering (AE)
- › Biological Engineering (BE)
- › Biomedical Engineering (BME)
- › Chemical Engineering (CHE)
- › **Civil Engineering (CE)**
- › Computer Engineering (CPE)
- › Computer Science (CSC)

- › Construction Engineering (CON)
- › Electrical Engineering (EE)
- › Environmental Engineering (ENE)

- › Industrial Engineering (IE)
- › Materials Science and Engineering (MSE)
- › Mechanical Engineering (ME)
- › Mechanical Engineering Systems (MES) (Site-Based, * Craven Community College, Havelock)
- › Mechatronics Engineering (JEM) (Site-Based, * University of North Carolina at Asheville)
- › Nuclear Engineering (NE)
- › Paper Science and Engineering (PSE)
- › Textile Engineering (TE)

*The **two site-based degree programs** in Havelock, NC, and Asheville, NC, allow you to earn an undergraduate engineering degree from NC State without having to move to Raleigh. Both are ABET-accredited programs.

For more detailed information about a particular program, visit the department's website. You can also check out the University's **Explore Majors and Minors** website.



d. F.S. 471.005 Definitions

The Florida Senate

2018 Florida Statutes

<u>Title XXXII</u> REGULATION OF PROFESSIONS AND OCCUPATIONS	<u>Chapter 471</u> ENGINEERING Entire Chapter	SECTION 005 Definitions.
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471.005 Definitions.— As used in this chapter, the term:

- (1) "Board" means the Board of Professional Engineers.
- (2) "Board of directors" means the board of directors of the Florida Engineers Management Corporation.
- (3) "Certificate of authorization" means a license to practice engineering issued by the management corporation to a corporation or partnership.
- (4) "Department" means the Department of Business and Professional Regulation.
- (5) "Engineer" includes the terms "professional engineer" and "licensed engineer" and means a person who is licensed to engage in the practice of engineering under this chapter.
- (6) "Engineer intern" means a person who has graduated from an engineering curriculum approved by the board and has passed the fundamentals of engineering examination as provided by rules adopted by the board.
- (7) "Engineering" includes the term "professional engineering" and means any service or creative work, the adequate performance of which requires engineering education, training, and experience in the application of special knowledge of the mathematical, physical, and engineering sciences to such services or creative work as consultation, investigation, evaluation, planning, and design of engineering works and systems, planning the use of land and water, teaching of the principles and methods of engineering design, engineering surveys, and the inspection of construction for the purpose of determining in general if the work is proceeding in compliance with drawings and specifications, any of which embraces such services or work, either public or private, in connection with any utilities, structures, buildings, machines, equipment, processes, work systems, projects, and industrial or consumer products or equipment of a mechanical, electrical, hydraulic, pneumatic, or thermal nature, insofar as they involve safeguarding life, health, or property; and includes such other professional services as may be necessary to the planning, progress, and completion of any engineering services. A person who practices any branch of engineering; who, by verbal claim, sign, advertisement, letterhead, or card, or in any other way, represents himself or herself to be an engineer or, through the use of some other title, implies that he or she is an engineer or that he or she is licensed under this chapter; or who holds himself or herself out as able to perform, or does perform, any engineering service or work or any other service designated by the practitioner which is recognized as engineering shall be construed to practice or offer to practice engineering within the meaning and intent of this chapter.
- (8) "License" means the licensing of engineers or certification of businesses to practice engineering in this state.
- (9) "Management corporation" means the Florida Engineers Management Corporation.
- (10) "Retired professional engineer" or "professional engineer, retired" means a person who has been duly licensed as a professional engineer by the board and who chooses to relinquish or not to renew his or her license and applies to and is approved by the board to be granted the title "Professional Engineer, Retired."
- (11) "Secretary" means the Secretary of Business and Professional Regulation.
- (12) "Space or aerospace company" means any business entity concerned with the design, manufacture, or support of aircraft, rockets, missiles, spacecraft, satellites, space vehicles, space stations, space facilities, or components thereof, and equipment, systems, facilities, simulators, programs, products, services, and activities related thereto.
- (13) "Defense company" means any business entity that holds a valid Department of Defense contract or any business entity that is a subcontractor under a valid Department of Defense contract. The term includes any business entity that holds valid contracts or subcontracts for products or services for military use under prime contracts with the United States Department of Defense, the United States Department of State, or the United States Coast Guard.

History.— ss. 2, 42, ch. 79-243; ss. 4, 10, ch. 81-302; ss. 2, 3, ch. 81-318; s. 4, ch. 83-160; s. 4, ch. 84-365; ss. 2, 14, 15, ch. 89-30; s. 4, ch. 91-429; s. 151, ch. 94-218; s. 331, ch. 97-103; s. 33, ch. 2000-356; s. 3, ch. 2000-372; s. 18, ch. 2002-299; s. 2, ch. 2003-425.

Disclaimer: The information on this system is unverified. The journals or printed bills of the respective chambers should be consulted for official purposes.

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e. Definition: Practice of Engineering by the NSPE

District of Columbia

CITATION 1599

Definitions:

- d. Practice of Engineering - Any service or creative work, the adequate performance of which requires engineering education, training, and experience in the application of special knowledge of the mathematical, physical, and engineering sciences, provided in consultation, investigation, expert technical testimony, evaluation, planning, design and design coordination of engineering works and systems, planning the use of land, air, and water, teaching advanced engineering subjects, performing engineering surveys and studies, and the review of construction for the purpose of monitoring compliance with drawings and specifications, any of which embraces such services or work, either public or private, in connection with any utilities, structures, buildings, machines, equipment, processes, work systems, projects, communication systems, transportation systems, and industrial or consumer products, or equipment of control systems, communications, mechanical, electrical, hydraulic, pneumatic, chemical, environmental, or thermal nature, insofar as they involve safeguarding life, health, or property, and including such other professional services as may be necessary to the planning, progress, and completion of any engineering services. Said practice includes the doing of such architectural work, as is incidental to the practice of engineering.

STATE Florida

CITATION 471.005

Definitions:

- 7. "Engineering" includes the term "professional engineering" and means any service or creative work, the adequate performance of which requires engineering education, training, and experience in the application of special knowledge of the mathematical, physical, and engineering sciences to such services or creative work as consultation, investigation, evaluation, planning, and design of engineering works and systems, planning the use of land and water, teaching of the principles and methods of engineering design, engineering surveys, and the inspection of construction for the purpose of determining in general if the work is proceeding in compliance with drawings and specifications, any of which embraces such services or work, either public or private, in connection with any utilities, structures, buildings, machines, equipment, processes, work systems, projects, and industrial or consumer products or equipment of a mechanical, electrical, hydraulic, pneumatic, or thermal nature, insofar as they involve safeguarding life, health, or property; and includes such other professional services as may be necessary to the planning, progress, and completion of any engineering services. A person who practices any branch of engineering; who, by verbal claim, sign, advertisement, letterhead, or card, or in any other way, represents himself or herself to be an engineer or, through the use of some other title, implies that he or she is an engineer or that he or she is licensed under this chapter; or who holds himself or herself out as able to perform, or does perform, any engineering service or work or any other service designated by the practitioner which is recognized as engineering shall be construed to practice or offer to practice engineering within the meaning and intent of this chapter.

f. Definition of discipline by Cambridge English dictionary

**+ SMART Vocabulary: related words and phrases****Want to learn more?**

Improve your vocabulary with **English Vocabulary in Use** from Cambridge.
Learn the words you need to communicate with confidence.

discipline *noun* (SUBJECT)

C2 [C]

a particular area of study, especially a subject studied at a college or university

+ SMART Vocabulary: related words and phrases

discipline

verb

US /'dɪs.ə.plɪn/ UK /'dɪs.ə.plɪn/

discipline *verb* (PUNISH)

[T]

to punish someone:

- *A senior army officer has been disciplined for revealing secret government plans to the*

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g. Broward County BORA certification form

Broward County Board of Rules and Appeals

Certification Form for the Position of Structural Plans Examiner

For the Building Department of: City of Pompano Beach

Name: Jose L. Encarnacion

Home Address: [REDACTED]

City: [REDACTED] State: FL Zip: [REDACTED] Phone: [REDACTED]

Effective date of hire/promotion/contracted staff: 02/03/2022

➤ All applicants shall sign the attached affidavit to ensure compliance with Chapter 71-575, Paragraph 4(b), Laws of Florida. (BORA Policy #14-02, Effective May 9, 2014.)

Please mark in each corresponding box to indicate compliance with appropriate Code Sections:

104.10.1 Certification of Structural Plans Examiner. To be eligible for appointment as a Structural Plans Examiner, such person shall be certified by BCAIB as a Standard Plans Examiner or be a Florida Registered Architect or Florida Licensed Professional Engineer in the discipline requested.

104.10.1.1 Such person shall also be certified by BORA by meeting at least one of the following:

104.10.1.1.1 Be a Florida Registered Architect or a Florida Licensed Professional Engineer, in the discipline requested and having practiced for a minimum of five (5) years within the State of Florida, two (2) years of which shall have been within the HVHZ or by passing BORA's HVHZ exam.

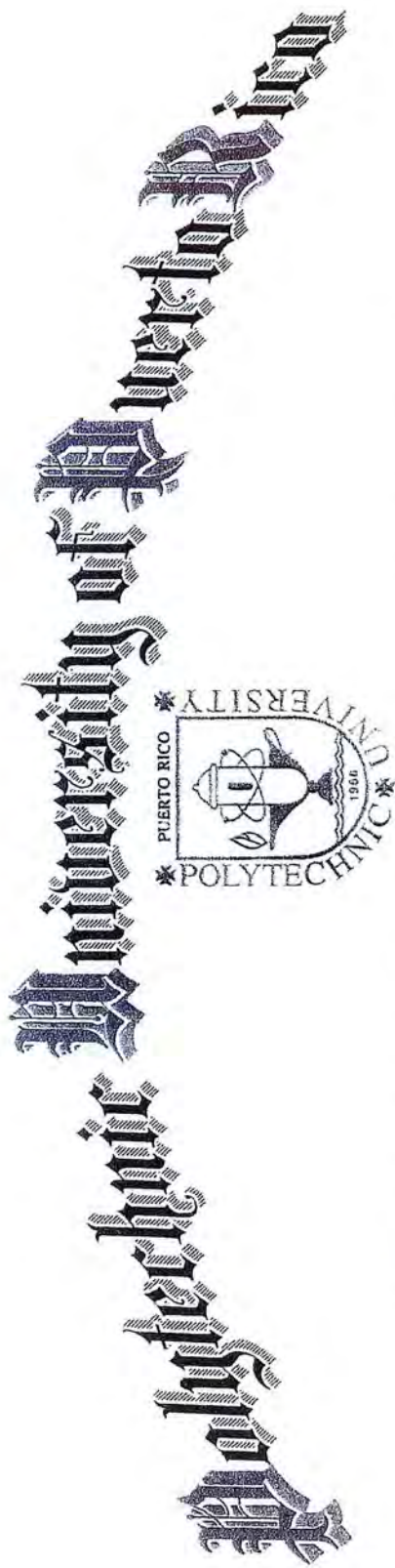
104.10.1.1.2 Be a Standard Inspector appointed as such, for a minimum of one (1) year by an AHJ or school board within the State of Florida and who complies with at least one (1) of the qualifications of Section 104.16.3.1.

104.10.1.2 Limited Plans Examiner certifications may be issued to individuals holding current Building Contractor or Residential Contractor licenses and who otherwise meet the requirements of the appropriate section under which they are qualifying, with duties limited to the scope of work authorized by their license.

104.10.1.3 Each of the applicants shall possess a current Certificate of Competency or a Professional Engineer license or Architect registration issued by at least one of the following entities:

- A. Florida Construction Industry Licensing Board
- B. Broward County Central Examining Board of Building Construction Trades
- C. Miami-Dade County Construction Trades Qualifying Board
- D. Florida Board of Professional Engineers
Department of Business and Professional Regulation as an Architect

h. PUPR diploma



THE BOARD OF TRUSTEES OF THE UNIVERSITY
UPON RECOMMENDATION OF THE FACULTY
HEREBY CONFERS UPON

José L. Encarnación Barría

THE DEGREE OF

Bachelor of Science in Civil Engineering

IN RECOGNITION OF THE COMPLETION OF THE PRESCRIBED
PROGRAM OF STUDY WITH ALL THE HONORS,
RIGHTS AND PRIVILEGES THERETO APPERTAINING
GIVEN UNDER THE SEAL OF THE UNIVERSITY AT

San Juan, Puerto Rico, this second day of July, 2002



PRESIDENT OF THE BOARD OF TRUSTEES



PRESIDENT OF THE UNIVERSITY

i. Transcript

POLYTECHNIC UNIVERSITY
OF PUERTO RICO
OFFICIAL ACADEMIC RECORD

Ave. Ponce de León #377, HATO REY, P.R. 00918

IDENTIFICATION NUMBER: [REDACTED]

SEX: M
 CLASS INDEX: 2.850
 CEEB: 2741

120429 PAGE 1 OF

NAME: ENCARNACION GARCIA, JOSE L.
 STUDENT ADDRESS: CRISANTEMO WH-19, LOS ANGELES, CAROLINA PR 00979.
 ADMITTED TO: Piedad
 CIVIL ENGINEERING
 TRANSFER FROM: [REDACTED]

DEGREE GRANTED: Bachelor Science Engineering
 HONORS: [REDACTED]
 RANK: 3.04

DATE AND PLACE OF BIRTH: 07/02/2002

COURSE	CLASS DESCRIPTION	CRS	GRADE	H/PTS	REMARKS
MATH100	FALL TERM '97 (08/25/97 to 11/15/97) PREPARATORY MATHEMATIC	3	PT	0	
	Term GPA	0.00	Credit	3	
	Cum GPA	0.00	Credit	3	
SPAN100	FALL TERM '97 (08/25/97 to 11/15/97) PREPARATORY SPANISH	3	B	9	
ENGL100	PREPARATORY ENGLISH	3	B	9	
ATUL100	ADJUSTMENT TO UNIVERSI	3	B	9	
	Term GPA	3.00	Credit	9	
	Cum GPA	3.00	Credit	12	
MATH111	WINTER TERM '97 (12/01/97 to 03/07/98) PRECALCULUS I	3	B	9	
SPAN110	SPANISH GRAMMAR	3	A	12	
ENGL110	ENGLISH GRAMMAR	3	B	9	
SCIE110	INTRODUCTION TO PHYSIC	3	C	6	
	Term GPA	3.00	Credit	12	
	Cum GPA	3.00	Credit	24	
NO COURSE BELOW THIS LINE					
Continued on next Column/Page					
MATH122	SPRING TERM '98 (03/24/98 to 06/13/98) PRECALCULUS II	3	C	6	
SPAN111	SPANISH READING & WRIT	3	B	9	
ENGL111	ENGLISH READING & WRIT	3	B	9	
ENGL131	ENGINEERING GRAPHICS	2	D	2	
SCIE111	GENERAL CHEMISTRY I	4	B	12	
SCIE112	GENERAL CHEMISTRY I-LA	0	P	0	
	Term GPA	2.53	Credit	15	
	Cum GPA	2.81	Credit	39	
NO COURSE BELOW THIS LINE					
SPAN251	FALL TERM '98 (08/10/98 to 10/31/98) HISPANIC LITERATURE	3	C	6	
ENGL251	ANALYSIS OF WORLD LITE	3	A	12	
MATH133	CALCULUS I	3	C	6	
ENGL146	FRESHMAN ENGINEERING D	3	A	12	
	Term GPA	3.00	Credit	12	
	Cum GPA	2.85	Credit	51	
NO COURSE BELOW THIS LINE					
ENGL246	WINTER TERM '98 (11/16/98 to 02/20/99) EARTH SCIENCES	3	A	12	
SCIE214	PHYSICS I-LABORATORY	1	C	2	
MATH144	CALCULUS II	3	C	6	
SCIE213	PHYSICS I-MECHANICS	3	B	9	
ENGL220	PROG & ALGO I	3	B	9	
	Term GPA	2.92	Credit	13	
	Cum GPA	2.87	Credit	64	

REMARKS: A- Excellent, B- Good, C- Average, D- Poor, F- Failed, W- Withdrawal, I- Incomplete, R- Repeated, S- Satisfactor, NS- Not Satisf, &P- Pass, NP- Not Pass, T- Accredited, U- Unauthorized, AU- Audit, AP- Advanced, PT- Placement, ATS- Achievement, CE- Course Exc, IT- Inc Thesis, IP- Inc Pract, E- Expired

DATE: 05 NOV 2002

CERTIFIED CORRECT: [Signature]

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POLYTECHNIC UNIVERSITY
OF PUERTO RICO

OFFICIAL ACADEMIC RECORD

Ave. Ponce de León #377, HATO REY, P.R. 00918

120430 PAGE 2 OF

NAME: ENCARNACION GARCIA, JOSE L.
 SEX: M HS. INDEX: 2.850 CLEB: 2741
 STUDENT ADDRESS: CRISANTEMO WH-19, LOS ANGELES, CAROLINA PR 00979.
 ADMITTED FROM: Piedad ADMITTED TO: CIVIL ENGINEERING
 TRANSFER FROM: ADMITTED DATE: 07/02/2002

DEGREE GRANTED: Bachelor Science Engineering
 HONORS: 3.04
 RANK: 3.04

COURSE	CLASS DESCRIPTION	CRS	GRADE	H. PTS.	REMARKS
<p>SPRING TERM '99 (03/08/99 to 05/29/99)</p>					
SCIE235	PHYSICS II-HEAT LIGHT	3	C	6	
SCIE236	PHYSICS II-LABORATORY	1	C	2	
SOHU251	SOCIO-HUMANISTIC STUDI	3	A	12	
MATH215	CALCULUS III	3	A	12	
ENGI235	PROBABILITY & STATISTI	3	D	3	
ENGI142	DESCRIPTIVE GEOMETRY	2	B	6	
	Term GPA	2.73	Credit	15	
	Cum GPA	2.84	Credit	79	
<p>FALL TERM '99 (08/09/99 to 10/30/99)</p>					
MATH226	CALCULUS IV	3	C	6	
SCIE250	PHYSICS III-LABORATORY	1	B	3	
SOHU252	SOCIO-HUMANISTIC STUDI	3	A	12	
SCIE249	PHYSICS III-ELECTRICIT	3	B	9	
ENGI322	APPLIED MECH STAT	3	D	3	
	Term GPA	2.54	Credit	13	
	Cum GPA	2.80	Credit	92	
<p>NO COURSE BELOW THIS LINE</p>					
<p>Continued on next Column/Page</p>					
<p>WINTER TERM '99 (11/15/99 to 02/19/00)</p>					
ENGI324	MECHANICS OF MATERIALS	3	C	6	
SURV191	SURVEYING INSTRUMENTS	1	B	3	
MATH237	DIFFERENTIAL EQUATIONS	3	A	12	
CE246	APPLIED SOFTWARE FOR C	3	A	12	
ENGI325	ENGINEERING MECH. DYN	3	A	12	
	Term GPA	3.46	Credit	13	
	Cum GPA	2.88	Credit	105	
<p>SPRING TERM '00 (03/06/00 to 05/27/00)</p>					
ENGI327	FLUID MECHANICS	3	B	9	
ER3800	PRINC OF ELEC ENGI (EN	3	B	9	
ENGI328	FLUID MECHANICS LABORA	1	C	2	
CE247	APPLIED NUMERICAL ANAL	3	B	9	
ENGI449	ENGINEERING ECONOMICS	3	B	9	
	Term GPA	2.92	Credit	13	
	Cum GPA	2.89	Credit	118	
<p>SUMMER TERM '00 (05/26/00 to 07/29/00)</p>					
CE438	GEOTECHNICAL ENGINEERI	1	A	4	
CE437	GEOTECHNICAL ENGINEERI	3	A	12	
	Term GPA	4.00	Credit	4	
	Cum GPA	2.92	Credit	122	
<p>NO COURSE BELOW THIS LINE</p>					
<p>Continued on next Column/Page</p>					

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CERTIFIED CORRECT: *Mayer J. Lopez* DATE: 05 NOV 2002



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OF PUERTO RICO**

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120431 PAGE 3 OF

IDENTIFICATION NUMBER: [REDACTED]

ENCARNACION GARCIA, JOSE L. NAME

SEX: M RS. INDEX: 2.850 CEER: 2741

STUDENT ADDRESS: CRISANTEMO WH-19, LOS ANGELES, CAROLINA PR 00979.

ADMITTED TO: Piedad CIVIL ENGINEERING

DATE AND PLACE OF BIRTH: [REDACTED] TRANSFER FROM: [REDACTED] ADL. DATE: [REDACTED]

DEGREE GRANTED: Bachelor Science Engineering

GRADS. INDEX: 3.04

HONORS: [REDACTED]

07/02/2002

COURSE	CLASS DESCRIPTION	CRS. GRADES, PTR.	REMARKS
CE331	FALL TERM '00 (07/28/00 to 10/28/00)		
CE330	LAB. OF CONSTRUCTION M 1 A		
ENGI340	CONSTRUCTION MATERIALS 3 B		
CE318	MECHANICS OF MATERIALS 1 B		
ENGI335	WATER RESOURCES ENGINE 3 A		
CE321	MECHANICS OF MATERIALS 3 C		
	HIGHWAY DESIGN I 3 C		
	Term GPA 2.86 Credit 14		
	Cum GPA 2.92 Credit 136		
CE4304	WINTER TERM '00 (11/01/00 to 02/17/01)		
CE4204	HIGHWAY DESIGN II 3 B		
CE4402	GEOTECHNICAL ENGINEER I 3 B		
CE4102	WATER SUPPLY ENGINEER I 3 A		
CE4205	THEORY OF STRUCTURES 3 B		
	GEOTECHNICAL ENGI. LAB 1 B		
	Term GPA 3.23 Credit 13		
	Cum GPA 2.95 Credit 149		
NO COURSE BELOW THIS LINE			
Continued on next Column/Page			
CE4104	SPRING TERM '01 (03/05/01 to 05/26/01)		
CE4106	THEORY OF STRUCTURES I 3 A		
CE5402	STEEL STRUCTURES, DESIG 3 B		
CE4306	WASTEWATER ENGINEERING 3 B		
CE4502	TRANSPORTATION ENGINEER 3 B		
PSYC3030	CONSTRUCTION MANAGEMEN 3 B		
CE5090	SOCIAL PSYCHOLOGY 3 A		
	SPECIAL TOPIC CIVIL EN 3 A		
	Term GPA 3.43 Credit 21		
	Cum GPA 3.01 Credit 170		
CE4108	SUMMER TERM '01 (06/04/01 to 07/21/01)		
	CONCRETE STRUCTURES DS 3 A		
	Term GPA 4.00 Credit 3		
	Cum GPA 3.02 Credit 173		
CE5902	FALL TERM '01 (08/06/01 to 10/27/01)		
CE5104	CE CAPSTONE DSGN I 3 A		
CE5102	FOUNDATION ENGINEERING 3 A		
CE5052	ADVANCED STRUCTURAL DS 3 C		
	C.E. UNDERGRADUATE RES 3 B		
	Term GPA 3.25 Credit 12		
	Cum GPA 3.04 Credit 185		
NO COURSE BELOW THIS LINE			
Continued on next Column/Page			

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CERTIFIED CORRECT

Signature: *Mary J. Lopez*

DATE: 05 NOV 2002



POLYTECHNIC UNIVERSITY
OF PUERTO RICO

Ave. Ponce de León #377, HATO REY, P.R. 00918

OFFICIAL ACADEMIC RECORD

PAGE 4 OF

ENCARNACION GARCIA, JOSE L. STUDENT ID: 120432

CRISANTIMO WH-19, LOS ANGELES, CAROLINA PR 00979. ADMITTED TO: BACHELOR Science Engineering

Piedad ADMITTED FROM: CIVIL ENGINEERING

DATE AND PLACE OF BIRTH: [REDACTED] ADM. DATE: 07/02/2002

DEGREE GRANTED: Bachelor Science Engineering

HONORS: 3.04

CLASS DESCRIPTION	CRSE GRADE	HOURS	REMARKS
NO COURSE BELOW THIS LINE			
STUDENT COPY			

WINTER TERM '01 (11/12/01 to 02/16/02)

CE5404 ENVIRONMENTAL ENG. CIV	3	C	6
PHIL3040 ETHICS IN ENGINEERING	3	A	12
CE5904 CE CAPSTONE DSGN II	3	A	12
ENG1110 ENGINEERING GRAPHICS	3	W R	0
CE5405 ENVIRONMENTAL ENG. LAB	1	D	1
Term GPA	3.10	Credit	10
Cum GPA	3.04	Credit	195

NO COURSE BELOW THIS LINE

Degree Received: Bachelor Science Engine

Date Conferred.: 07/02/2002

Major: CIVIL ENGINEERING

End of official record.

NO COURSE BELOW THIS LINE

STUDENT COPY

CERTIFIED CORRECT

Mayer D Lopez

DATE: 05 NOV 2002

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j. PUPR ABET Accreditation

Accredited Programs

Institution Search Program Search

polytechnic university of Puerto

Include institutions with historically accredited programs

Filter Options

Institutions

1 result(s)

EXPORT

Polytechnic University of Puerto Rico

San Juan, Puerto Rico, United States

Polytechnic University of Puerto Rico

San Juan, Puerto Rico, United States (www.pupr.edu)

Programs that are no longer accredited are excluded from the results below
[View historically accredited programs](#)

Biomedical Engineering (BS)

Accredited: Oct 1, 2018 – Present

Expand

Chemical Engineering (BS)

Accredited: Oct 1, 2006 – Present

Expand

Civil Engineering (BS)

Accredited: Oct 1, 1994 – Present

Accredited Locations: Main Campus, Orlando Campus

Date of Next Comprehensive Review: 2025–2026

Accredited By: Engineering Accreditation Commission

Program Criteria: Civil Engineering

International Mutual Recognition Agreement: [Washington Accord](#) |

[Bilateral Engineers Canada](#) ⓘ

Collapse

Computer Engineering (BS)

Accredited: Oct 1, 2006 – Present

Expand

Computer Science (BS)

Accredited: Oct 1, 2017 – Present

Expand

Electrical Engineering (BS)

Accredited: Oct 1, 1994 – Present

Expand

Environmental Engineering (BS)

Accredited: Oct 1, 2000 – Present

Expand

Industrial Engineering (BS)

Accredited: Oct 1, 1994 – Present

Expand

Land Surveying and Mapping (BS)

Accredited: Oct 1, 2006 – Present

Expand

Mechanical Engineering (BS)

Accredited: Oct 1, 1994 – Present

Expand

The accreditation cycle ends on September 30th. The content of this search is annually updated on October 1st.

k. ABET

About ABET

Home (<https://www.abet.org>) > About ABET

At ABET, our approach, the standards we set and the quality we guarantee, inspires confidence in those who aim to build a better world — one that is safer, more efficient, more comfortable and more sustainable.

We accredit college and university programs in the disciplines of applied and natural science, computing, engineering and engineering technology at the associate, bachelor's and master's degree levels.

With ABET accreditation, students, employers and the society we serve can be confident that a program meets the quality standards that produce graduates prepared to enter a global workforce.

We began as the educational standard against which professional engineers in the United States were held for licensure. Today, after more than 80 years, our standards continue to play this fundamental role and have become the basis of quality for STEM disciplines all over the world.

Developed by technical professionals from ABET's member societies, our criteria focus on what students experience and learn. Sought worldwide, ABET's voluntary peer-review process is highly respected because it adds critical value to academic programs in the technical disciplines, where quality, precision and safety are of the utmost importance.

Our more than 2,200 experts come from industry, academia and government. They give their time and effort supporting quality assurance activities around the world by serving as Program Evaluators, commissioners, board members and advisors.

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We Currently Accredit 4,361 Programs at 850 Colleges and Universities in 41 Countries.

I. Puerto Rico Engineering License (PE)

RENOVACIÓN APROBADA: 25 de febrero, 2020

RENEWAL APPROVED ON: February 25, 2020



Gobierno de Puerto Rico
Government of Puerto Rico

DEPARTAMENTO DE ESTADO
Department of State

Secretaría Auxiliar de Juntas Examinadoras
Office of the Assistant Secretary of State for Examining Boards

La Junta Examinadora de Ingenieros y Agrimensores
The Examining Board of Engineers and Land Surveyors

por la presente certifica que
hereby certifies that

Jose Luis Encarnacion Garcia

habiendo cumplido todos los requisitos de Ley, se ha inscrito en el Registro de esta Junta como
having met all the requirements of law, has been registered as:

Ingeniero Licenciado
Licensed Engineer

En testimonio de lo cual, se expide esta licencia para el ejercicio de dicha profesión, bajo el sello de la Junta Examinadora.
In testimony whereof, this license is issued to practice this profession, under the seal of the Board of Examiners.

En San Juan, Puerto Rico, efectivo 23 de abril de 2020
In San Juan, Puerto Rico, effective April 23, 2020.

Número de Licencia: 20082
License Number

Vencimiento: 22 de abril de 2025
Expires: April 22, 2025



Presidente

Directora
Director

m. Florida Engineering License (PE)

Ron DeSantis, Governor



STATE OF FLORIDA

BOARD OF PROFESSIONAL ENGINEERS

THE PROFESSIONAL ENGINEER HEREIN IS LICENSED UNDER THE PROVISIONS OF CHAPTER 471, FLORIDA STATUTES



ENCARNACION, JOSE LUIS



LICENSE NUMBER: PE80123

EXPIRATION DATE: FEBRUARY 28, 2023

Always verify licenses online at MyFloridaLicense.com

Do not alter this document in any form.

This is your license. It is unlawful for anyone other than the licensee to use this document.



n. GBE&C (formerly known as GB&A) hiring letter



G. Batista & Associates

June 22, 2015

Jose L. Encarnacion, PE
Urb. Los Angeles
#111 Austral Street
Carolina, PR 00979

Re: Employment offer letter

Dear Jose,

Congratulations on your appointment as Project Manager for G. Batista & Associates. The intent of your employment is to groom you to be the General Manager for the company that will partake of the responsibilities and the consequent financial rewards as well. If you agree to take this position, I promise you that in one year you will learn more than your previous 5 years put together. If you are up to the challenge of learning, I will be there to help you along and develop.

I would like to extend a welcome to you, and look forward to helping make your transition as pleasant as possible.

Your base salary will be \$80,000 per year. Once you attain your Florida PE, you will be increased \$5,000.

These are the benefits:

- 1- One Week vacation for the first year. (after a 3 month probation period)
- 2- 2 weeks paid vacations after the first year.
- 3- One week discretionary bonus at Christmas.
- 4- We will reinstate medical and 401(k) upon stronger financials. We are looking into it at this time.
- 5- During your employment, I will provide you with a vehicle and pay all vehicle expenses including gas, maintenance, and insurance. All other expenses related to your move will be paid by you.

It is understood that your first day will be August 1st. I really needed you to start sooner, but we already made that agreement. We can talk about the details at a

10400 Griffin Road, Suite 201 • Cooper City, Florida 33328
Telephone: 954.434.2053 • Fax: 954.434.2056
Visit us at: www.gbanda.com

later date.

I encourage you to visit the office and review the employee manual. It is designed to provide resources that will help with your transition and better understand the company.

I am here to help support your transition, so please feel free to contact me with any questions. We are looking forward to your joining us, as well as your success here. **I am going to need an acceptance or rejection in writing by this coming Friday.**

If you should have any questions, please feel free to reach me at 954-434-2053.

Best Regards,



Greg Batista, PE,
CGC President



BACKGROUND

- On March 8th of 2022, Staff made the following statement in email after review of Mr. Encarnacion's original application for certification as a Structural Plans Examiner according to FBC_BCAP 104.10.1.1.1:

Sent: Tuesday, March 8, 2022 7:41 AM
To: Michael Rada
Cc: Jeffrey Massie; Soto, Rolando; Guerasio, Michael
Subject: Mr. Encarnacion applications for structural inspector and structural plans examiner

Good morning Mr. Rada,

We have completed our review of Mr. Encarnacion applications for structural inspector and structural plans examiner and our findings are as such. We were able to certify Mr. Encarnacion for structural inspector only and unable to verify the required minimum five (5) years practicing under Mr. Encarnacion license within the state of Florida with the documentation provided to us per BCAP Section 104.10.1.1.1. Please know that Mr. Encarnacion will be eligible to be certified for structural plans examiner after being a structural inspector for a minimum one year.

Also, we received an email from Mr. Encarnacion requesting to be placed on the board agenda to speak in reference to his qualifications and experience in order to be reconsidered by this Board for approval as structural plans examiner. We will be in contact with you and Mr. Encarnacion to explain and inform you of the process moving forward.

Thank you

Respectfully

[REDACTED]
Board of Rules and Appeals
1 N University Dr., Suite 3500B
Plantation, Florida 33324
[REDACTED]
broward.org/codeappeals

- On March 21st of 2022, Mr. Encarnacion replied to Staff with the "Additional Information to Clarify Work" document, included in the Board Agenda Packet, Section 2, pages 17 thru 74.
- Section 10410.1 outlines the pathway to BORA Certification of Structural Plans Examiner as follows:

104.10.1 Certification of the Structural Plans Examiner. To be eligible for appointment as a Structural Plans Examiner, such person shall be certified by BCAIB as a Standard Plans Examiner or be a Florida Registered Architect or Florida Licensed Professional Engineer in the discipline requested. **(Mr. Encarnacion meets this requirement by virtue of his PE License)**

104.10.1.1 Such person shall also be certified by BORA by meeting at least one (1) of the following:

104.10.1.1.1 Be a Florida Registered Architect or a Florida Licensed Professional Engineer, in the discipline requested and **having practiced for a minimum of five (5) years** within the State of

Florida, two (2) years of which shall have been within the HVHZ or by passing BORA's HVHZ exam. **(Staff is disputing Mr. Encarnacion's experience required by this section by a narrow interpretation of "Engineering Practice");**

104.10.1.1.2 Be a Standard Inspector appointed as such, for a minimum of one (1) year by an AHJ or school board within the State of Florida and who complies with at least one (1) of the qualifications of Section 104.16.3.1. **(Staff is offering this path of certification to Mr. Encarnacion by approving his certification request as Structural Inspector and requiring him to spend one year as such in the City of Pompano Beach before reapplying to the Board for Plans Examiner Certification)**

INTERPRETATION OF ENGINEERING PRACTICE

- Verifying Mr. Encarnacion's experience hinges on the apparent differences in the interpretation provided by Staff in the denial of application letter of April 14th 2022 (page 1 of Section 2 in the Agenda Packet) and the Florida Statutes Definition of **Engineering Practice** found in FS 471.005.
 - It is apparent from the verbiage provided by Staff that "engineering practice" is narrowly interpreted as structural design work bearing the signature and seal of Mr. Encarnacion **only**.
 - This is substantiated by Mr. Encarnacion's approval as a Field Inspector where two years experience is required, and apparently has been verified and accepted by evidence of signed and sealed work on pages 28-30 in Section 2 of the Board packet.
 - While this type of work constitutes a part of what is considered Engineering Practice (**design of engineering works and systems**), it is necessary to analyze **all work** that is accepted as Engineering Practice according to Florida Statutes which includes the following:

...any service or creative work, the adequate performance of which requires engineering education, training, and experience in the application of special knowledge of the mathematical, physical, and engineering sciences to such services or creative work as **consultation, investigation, evaluation, planning, and design of engineering works and systems, planning the use of land and water, teaching of the principles and methods of engineering design, engineering surveys, and the inspection of construction for the purpose of determining in general if the work is proceeding in compliance with drawings and specifications.**

It is significant to note that when applying this standard to evaluating Mr. Encarnacion's engineering practice, his experience more than satisfies the 5 year requirement according to 104.10.1.1).

- FS 471.005 (7) "Engineering" **...A person who practices any branch of engineering; who, by verbal claim, sign, advertisement, letterhead, or card, or in any other way, represents himself or herself to be an engineer or, through the use of any other title, implies that he or she is an engineer or that he or she is licensed under this chapter;**

or who holds himself or herself out as able to perform, or does perform, any engineering service or work or any other service designated by the practitioner which is recognized as engineering shall be construed to practice or offer to practice engineering within the meaning and intent of this chapter.

- Condensed, the definition of Engineering Practice according to Florida Statutes is as follows:

*“A person who practices any branch of engineering ... is licensed under this chapter, or who holds himself or herself out as able to perform, or does perform, any engineering service or work ... which is recognized as engineering **shall be construed to practice** ... engineering within the meaning and intent of this chapter.”*

- **Construe** by conventional definition means **to interpret or analyze**.

CONCLUSIONS

- Staff approval of Mr. Encarnacion’s application as a Field Inspector and disapproval as a Plans Examiner begs the question that Staff accepts only a small portion of what is considered engineering practice (signed and sealed work) and not the totality of engineering practice as defined in Florida Statutes;
- Denial of Mr. Encarnacion’s application is based solely on a very narrow interpretation of suitable and verifiable experience in Engineering Practice and a phone statement from Mr. Gregorio Batista stating that ... “Mr. Encarnacion did not perform any structural design or structural calculations while employed at his company...;”
- This narrow interpretation is justified by Staff as “not strictly meet(ing) the language of section 104.10.1.1”;
- This narrow interpretation of strict language ignores the fact that Mr. Encarnacion performed special inspections for G. Batista Engineering during his entire tenure with the firm (see Mr. Encarnacion’s work experience on page 26 of Section 2 of the Board Packet), along with other verifiable experience of engineering work, which is recognized by Florida Statutes as Engineering Practice (verifiable work);
- Based on verifiable experience in Engineering Practice that satisfies the 5 year experience requirement intent of section 104.10.1.1, Mr. Encarnacion’s application for Structural Plans Examiner should be favorably accepted and approved by this board.

From: [Morell, John](#)
To: [Dipietro, James](#); [Kong, Maria](#); [Curry, Brianna](#); [Boselli, Ruth](#)
Cc: [Guerasio, Michael](#); [Soto, Rolando](#)
Subject: RE: Agenda item #1
Date: Tuesday, May 3, 2022 10:33:04 AM

Jim,

I have reviewed agenda item #1 and concur with the analysis to recommend for approval.

Respectfully

Jack Morell
Chief Structural Code Compliance Officer
Broward County Board of Rules and Appeals
954-765-4500 x 9887
jmorell@broward.org



From: Dipietro, James <JDIPIETRO@broward.org>
Sent: Monday, May 2, 2022 12:08 PM
To: Morell, John <JMORELL@broward.org>; Kong, Maria <MKONG@broward.org>; Curry, Brianna <BCURRY@broward.org>; Boselli, Ruth <RBOSELLI@broward.org>
Cc: Guerasio, Michael <MGUERASIO@broward.org>; Soto, Rolando <ROSOTO@broward.org>
Subject: FW: Agenda item #1

Jack, please review the file and independently determine if the person is quailed to serve or not qualified. Please make this your top priority item on Tuesday. We have a couple of additional files should you need them.

Ruth/Brianna/Pat. Someone will need to start redacting this file on Tuesday to remove social security numbers, home address etc. of the applicant.

Thank you all. Jim

954-931-2393

From: Guerasio, Michael <MGUERASIO@broward.org>
Sent: Monday, May 2, 2022 11:36 AM
To: Dipietro, James <JDIPIETRO@broward.org>; Boselli, Ruth <RBOSELLI@broward.org>
Cc: Curry, Brianna <BCURRY@broward.org>; Joseph, Jonda <JONDAJOSEPH@broward.org>; Soto,

Rolando <ROSOTO@broward.org>; Guerasio, Michael <MGUERASIO@broward.org>

Subject: Agenda item #1

Agenda item #1, Encarnacion certification.

Thank you

Respectfully
Michael Guerasio
Chief Code Compliance Officer, Structural
Board of Rules and Appeals
1 N University Dr., Suite 3500B
Plantation, Florida 33324
954-765-4500 X 9886
broward.org/codeappeals



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Section 2




BROWARD COUNTY

Board of Rules & Appeals

ONE NORTH UNIVERSITY DRIVE, SUITE 3500-B, PLANTATION, FLORIDA 33324

PHONE (954) 765-4500 FAX: (954) 765-4504

<http://www.broward.org/codeappeals>

To: Board of Rules and Appeals
From: Bryan Parks, Chief Fire Code Official 
Date: April 14, 2022
RE: Modification of F-103.5.3.2 Number of times fire exam can be given.

Recommendation

In a vote of 9 to 0 in favor, It is recommended by the Board of Rules and Appeals, Fire Code Committee that F-103.5.3.2 be modified to limit the number of times an individual may attempt to pass the Board's Fire Exam as follows, if unsuccessful in the first three (3) attempts they must take a remedial class where upon completion can attempt the exam for an additional three (3) attempts. If the individual fails, the additional three (3) exams attempt(s) they cannot take the exam for one year from the date of the last exam.

Reason

The Board's Fire Code Committee tabled the original motion and sought input for the Fire Chiefs Association of Broward County (FCABC) where a compromise between the original proposal and the what the FCABC believe would be appropriate. The Fire Code Committee agreed and accepted the below F-103.5.3.2

F-103.5.3.2 Pass a written competency examination approved by BORA, to be given in May and November (only one (1) required) of each year. Other than the mandated test dates as provided above, the test may be given when requested by at least three (3) applicants.

̄ If the candidate is unsuccessful after three(3) attempts, a remedial class developed and provided by the FCABC, Fire Prevention Subcommittee shall be taken. Upon completion of the remedial class the candidate will be permitted three (3) additional attempts.̄ If the candidate is still unsuccessful the candidate shall wait a mandatory period of no less than twelve (12) months from their last test before being able to retest. or The test may be given when requested by at least three (3) applicants.

Existing Code Section F-103.5.3.2

F-103.5.3.2 Pass a written competency examination approved by BORA, to be given in May and November (only one (1) required) of each year, or the test may be given when requested by at least three (3) applicants.

Section 3



BROWARD COUNTY

Board of Rules & Appeals

ONE NORTH UNIVERSITY DRIVE, SUITE 3500-B, PLANTATION, FLORIDA 33324

PHONE (954) 765-4500 FAX: (954) 765-4504

<http://www.broward.org/codeappeals>

To: Board of Rules and Appeals

From: Bryan Parks, Chief Fire Code Official

Date: April 14, 2022

RE: Modification of F-124.1 Uniform Generator Code; Scope to provide clarity.

Recommendation

It is recommended by BORA'S, Fire Code Committee in a vote of 8 to 1 in favor that F-124.1 be modified to provide more clarity to what specific type of facilities this code section applies to.

Reason

This office receives numerous complaints from code officials and challenges by the public as it relates to small homes and facilities which are not required by statute or code to install generators outside the provision found in FS 633.208 which requires a different code adoption process. This office has even been questioned by governmental official as it relates to the application of this section to private homes being used to care for friends.

Proposed Modification F-124.1

F-124 Uniform Generator Code

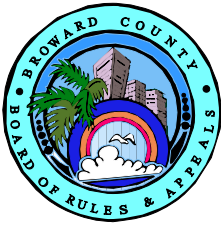
F-124.1 Scope The purpose of this document is to provide uniform procedures for the AHJs' in Broward County as it pertains to secondary power sources. Any ~~Board and Care~~ occupancy as defined by the provisions of the Florida Fire Prevention Code (FFPC) as requiring emergency or legally required standby power, this code that is required to receive an inspection from an AHJ as per Florida State Statute or the Florida Administrative Code, shall comply with the provisions of this code.

Existing Code Section F-124.1

F-124 Uniform Generator Code

F-124.1 Scope The purpose of this document is to provide uniform procedures for the AHJs' in Broward County as it pertains to secondary power sources. Any Residential Board and Care occupancy as defined by the provisions of this code that is required to receive an inspection from an AHJ as per Florida State Statute or the Florida Administrative Code, shall comply with the provisions of this code.

Section 4



BROWARD COUNTY

Board of Rules & Appeals

ONE NORTH UNIVERSITY DRIVE, SUITE 3500-B, PLANTATION, FLORIDA 33324

PHONE (954) 765-4500 FAX: (954) 765-4504

<http://www.broward.org/codeappeals>

To: Members of the Broward County Board of Rules and Appeals.
From: James DiPietro, Administrative Director.
Date: May 12, 2022.
Subject: First reading of changes to section 101.2 Definitions, Chapter 1, 2020 Florida Building Code, 7th Edition adding definitions for “Accredited School” and “Practice”.

Recommendation

That BORA adopt by vote, the first reading of changes to section 101.2 Definitions, Chapter 1, 2020 Florida Building Code, 7th Edition adding definitions for “Accredited School” and “Practice”.

Reasons

BORA’s Certification Review Committee discussed the matter and recommended the adoption of both definitions to clarify the qualifications stated in section 104 for the certification of building officials, assistant building officials, chiefs, plans examiners and inspectors. See **Version 1**.

An alternative definition of “Practice” is recommended by BORA’s attorney and staff for your consideration. See **Version 2**.

Additionally, we alphabetized the Definitions in section 101.2.

Additional information

List of attached documents:

1. **Version 1** of revised section 101.2 Definitions, Chapter 1, 2020 Florida Building Code, 7th Edition with stricken and underlined text to show changes.
2. **Version 1 of clean** revised section 101.2 Definitions, Chapter 1, 2020 Florida Building Code, 7th Edition.
3. Minutes of BORA Certification Review Committee meeting.
4. **Version 2** of revised section 101.2 Definitions, Chapter 1, 2020 Florida Building Code, 7th Edition with stricken and underlined text to show changes with additional language recommended by staff.
5. **Version 2 of clean** revised section 101.2 Definitions, Chapter 1, 2020 Florida Building Code, 7th Edition with additional language recommended by staff.
6. Florida Statute (F.S.) 471.005(7) and F.S. 481.203(2), definition of “Engineering” and “Architecture”.

A handwritten signature in black ink, appearing to read "James DiPietro".

Respectfully Submitted,
James DiPietro.

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DRAFT

Version 1

101.2.2 Definitions.

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Ⓔ L. **Fire Service Provider** means Fire Department.

M. **G.C.** means an unlimited General Contractor licensed by either the CILB, the Broward County Central Examining Board or the Miami-Dade Construction Trades Qualifying Board.

Ⓔ N. **HVHZ** means the High Velocity Hurricane Zone.

M. **Practice** – the term practice as it relates to Architects and Engineers is deemed to be the active engagement in the field of Architecture or Engineering.

Ⓔ N. **SFBC** means South Florida Building Code, Broward Edition.

Ⓔ O. **State** means the State of Florida.

DRAFT

Version 1 Clean

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- P. **SFBC** means South Florida Building Code, Broward Edition.
- Q. **State** means the State of Florida.



Broward County Board of Rules and Appeals Certification Standards Review Committee September 16, 2019 Meeting Minutes

Call to order:

Chairman D'Attile called a published meeting of the Certification Standards Review Committee to order at 9:10 a.m. at Deicke Auditorium, 5701 Cypress Road, Plantation, Florida. The roll was called, and the following members were present:

Present:

Gregg D'Attile, Chair
Stephen E. Bailey
Adnan "Danny" Ezzeddine
Jack Fisher
Claudio Grande
Michael Guerasio
Andre Bendavid
Miguel Nunez
Lisa Synalovski

Approval of Minutes – May 16, 2019

A motion was made by Mr. Guerasio and seconded by Mr. Fisher to approve the May 16, 2019 minutes as submitted. Motion passed by unanimous vote of 9-0.

Business Items:

1. Discussion on Section 101.2.2, Definitions
 - a. Accredited – the term accredited is intended to mean a school that meets the same criteria that the State of Florida DPBR uses in evaluating a school for licensing or registration of Engineers and Architects



Mr. Guerasio, Chief Structural Code Compliance Officer, advised that this would be a new definition added.

Mr. Daniel Lavrich, Chairman of the Board of Rules and Appeals, commented that this term appears in several locations of the code. The question as to who would be the accrediting entity. There was consensus that the definition would be a clarification.

A motion was made by Mr. Nunez and seconded by Mr. Ezzeddine to accept the item as presented. The motion passed by unanimous vote of 9-0.

~~b. Experience – the term experience is intended to mean experience in the State of~~

Florida

Mr. Guerasio noted this term was eliminated at the May 16th meeting.

- c. Practice – the term practice as it relates to Architects and Engineers is deemed to be the active engagement in the field of Architecture or Engineering



Mr. Bailey raised the question of defining active engagement. Discussion ensued as to whether actively signing and sealing plans is necessary for an architect or engineer to be in active engagement. The individual could be active in the practice of designing or producing contract documents. Mr. Guerasio advised that the intention was that the individual is actually using their seal. It was never intended to mean a draftsman or internship. Mr. Lavrich commented that an individual may possess a license for a number of years but not be practicing in the profession. It should not qualify for experience in the profession. An individual could be actively practicing without signing and sealing plans. Some discussion followed as to the importance of the resume in showing experience and qualifications.

A motion was made by Mr. Grande and seconded by Mr. Synalovski to accept the item as presented. The motion passed by unanimous vote of 9-0.

2. Discussion on Certification Sections: Michael Guerasio

a) 104.12.3 – 104.16.3.4 Certification of Inspectors

Mr. Grande pointed out at the last meeting he thought language was going to be revised to show the hiring individual or authority having jurisdiction (AHJ) and not the government agency. The AHJ is the building official that appoints the inspector, not the municipality. Mr. Guerasio advised that “appointing authority” aligns with Miami-Dade language. Mr. Grande recalled that the Administrative Director was going to consult with the Board Attorney for his interpretation. Mr. Guerasio indicated this was reviewed by the Board Attorney. Mr. Ezzeddine commented that the appointing authority is the political entity of any governmental organization. He questioned politicians appointing inspectors and disagreed with the term, “appointing authority”.

Ms. Synalovski asked that this matter be referred to the Board Attorney and indicate to him that the Committee would like this point revisited. Chairman D’Attile indicated that he would like to conclude the Committee’s work at this meeting.

Mr. Synalovski made a motion and Mr. Ezzeddine seconded the motion to recommend to the Board of Rules and Appeals that this language be changed to include authority having jurisdiction (AHJ), including a clarification to the Board that this is a concern to the building officials. The motion passed by a vote of 8-1, with Mr. Bailey voting no.

During discussion of the above motion, Mr. Bailey pointed out that once the inspector is appointed, the appointment has to be presented to the Board, therefore he did not think the language is problematic. He did not think that politicians would get involved.

Mr. Lavrich pointed out that the appointing authority appoints the individuals who become the AHJ. As such, he believed the proposed language is correct. Mr. Ezzeddine did not think the politicians would have the same understanding. Mr. Lavrich suggested the Committee request the Board Attorney’s opinion or approve the item with a request that the term be clarified by the Board Attorney. Mr. Bailey reiterated that regardless of who appoints, the Board remains the approver. He felt that appointing authority is broader and intended to be so. Mr. Nunez agreed with Mr. Grande. He felt it should remain AHJ regardless of the Board Attorney’s opinion. It was pointed out that the concern is that a mayor or city manager could appoint an individual.

Mr. Ezzeddine questioned creating another layer with appointing authority. The city attorneys will not make an interpretation against the politicians. Mr. Lavrich commented that the appointing authority vary from city to city. It may not be that the building official appoints these individuals. Perhaps the building official only recommends. He did not think this is for the Board of Rules and Appeals to decide.

Chairman D'Attile commented from a contractor's point of view, uniformity throughout the cities is helpful.

Mr. Grande emphasized the discussion is about appointment of inspectors which is done by the building official, therefore it should be revised to AHJ. Mr. Fisher believed that political appointments occur in Miami-Dade. He would prefer to steer away from that environment. Mr. Grande indicated that this is important to building officials. Mr. Lavrich felt the term is generic.

Discussion ended; the vote is reflected above.

With reference to Section 104.12.3.3, Mr. Guerasio explained this change of credited years for having a bachelor's degree is recommended to have the same ratio as the credit for having an Associate Degree.

No discussion or objection.

With reference to Section 104.15, Mr. Guerasio noted that the description of the type of inspector certification was changed from "structural" to "standard" to conform with the license name. He went on to explain the reorganizing edits made for the roofing category. He also noted the addition of 104.15.3.1 providing a new opportunity for roofing contractors to be certified in the same way as a structural inspector certification.

No discussion or objection.

Mr. Guerasio noted additional language in 104.16.3.3, "building contractor of residential contractor" license for Limited Building or Residential Inspector certifications. In 104.16.3.1, "structural" was changed to "standard" as mentioned earlier. Unnecessary language in 104.16.3.1.2 as it is contained under General Contractor.

There was no objection.

b) 104.9-4.10.4.2 Certification of the Plans Examiners

Mr. Guerasio explained that unnecessary language in Section 104.10.1.1.2 as to requirements to become an inspector is proposed to be removed as it is addressed under the code relating to inspectors. In Section 104.10.1.2 is proposed to be revised to allow for a limited structural inspector to progress to limited plans examiner. Also, two years as a structural inspector is required to qualify for plans examiner unless like mechanical, electrical and plumbing disciplines (MEP) where one year is required. It was noted that the reasoning was simply to advance people more quickly.

After a brief discussion, a motion was made by Mr. Nunez and seconded by Mr. Grande to make the change to one-year experience as a structural inspector in order to qualify as a plans examiner. The motion passed by unanimous vote of 9-0.

Mr. Guerasio noted that Section 104.10.2.1.2 was reworded and applied for all of the MEP sections. There was no objection.

c) 104.3-104-8.2 Certification of the Chief Inspectors

Mr. Guerasio advised that changes in this area was to cleanup/streamline the language so as not to repeat the previous requirements. There was no objection.

d) 104.1-104.2.2 Certification of the Building Official and the Assistant Building Official

Mr. Guerasio advised that this was covered in the Committee's previous meeting. He felt that use of the term, appointing authority, is appropriate in that the city manager appoints the building official. There was concurrence that the term, appointing authority, would be used except for the third instance in Section 104.1.1.1a where it should be AHJ.

A motion was made by Mr. Grande and seconded by Mr. Nunez to accept all proposed changes for Item 2a, b, c, and d. The motion passed by unanimous vote of 9-0.

There was a brief recess

3. Discussion on Licensing Board's Equivalencies to BORA's Certification Requirements

Mr. Rolando Soto, Chief Mechanical Code Compliance Officer, reviewed information in the memorandum from Otto Vinas, Chief Plumbing Code Compliance Officer, dated July 31, 2019 provided to the Committee. He noted that Mr. Vinas was not able to attend this evening. He went on to explain that this was a staff denial of an application for certification as a plumbing inspector. The individual does not have a plumbing contractor or journeyman license from the State of Florida, or Broward or Miami-Dade counties. The individual holds a journeyman license and a contractor's license from the State of Illinois and the City of Chicago. The Building Official's position was that those are equivalent, but the staff disagreed. This matter was presented to the Board of Rules and Appeals at their September 12th meeting and the Board referred the case to this Committee for their opinion. None of the licensing entities (Section 104.14.3.2) will reciprocate with another state.

Mr. Bailey believed that if the Committee does not approve this modification, the individual would like the opportunity to take the appropriate exam and then reapply to the Board of Rules and Appeals. Mr. Soto indicated that staff is not questioning the experience, but rather they are questioning his license. If he was to obtain a license from any of the entities in Section 104.14.3.2, staff does not see a problem with the application. Mr. Lavrich noted that the individual has a Florida plumbing inspector certification which is required by the Board of Rules and Appeals. The Board also requires a journeyman or master's license.

Ms. Synalovski felt the individual should secure a Florida license and then reapply. Mr. Lavrich explained that the Board does not have the power to approve the application because he does not meet the code which is specific.

Mr. Soto explained this matter is before the Committee to give them the opportunity to make a recommendation to the Board. This building official believes that a license from another area should be accepted. He went on to explain the thinking behind why a contractor's license is required for an inspector having to do with their interaction with contractors on job sites in seeing that the code is followed.

A motion was made by Ms. Synalovski and seconded by Mr. Ezzeddine recommending that the applicant comply with Section 104.14.3.2. The motion passed by unanimous vote of 9-0.

4. General Discussion

Mr. Guerasio asked whether the Committee would like to create a category in the code for roofing plans examiner. The Committee was not receptive.

Mr. Guerasio asked if the Committee would like to include residential and building contractors for qualifying to be a building official in the certification requirements. There was no consensus to do so.

For a roofing inspector, Mr. Guerasio felt the language referencing architect or professional engineer which is identical to the structural inspector is unnecessary. There was no consensus to make the change.

Chairman D'Attile advised that these recommendations will be presented to the Board.

5. Public Comment – 3-minute time limit – none
6. Set Next Meeting Date – unnecessary
7. Adjournment

There being no further business, the meeting adjourned at 10:50 a.m.

DRAFT

Version 2

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- J. **FFPC** means the adopted Florida Fire Prevention Code including the Broward County Local Fire Amendments to the Florida Fire Prevention Code.
- K. **Fire Code Manager/Administrator** means Fire Code Official or Fire Marshal.
- L. **Fire Service Provider** means Fire Department.
- M. **G.C.** means an unlimited General Contractor licensed by either the CILB, the Broward County Central Examining Board or the Miami-Dade Construction Trades Qualifying Board.
- N. **HVHZ** means the High Velocity Hurricane Zone.
- O. **Practice** – the term practice as it relates to Architects and Engineers is deemed to be the active engagement in the field of Architecture or Engineering. See F.S.471.005(7) and/or F.S.481.203(2), for definitions of “Engineering” and/or “Architecture”.
- P. **SFBC** means South Florida Building Code, Broward Edition.
- Q. **State** means the State of Florida.

The 2021 Florida Statutes

Title XXXII Chapter 471 [View Entire Chapter](#)
REGULATION OF PROFESSIONS AND OCCUPATIONS ENGINEERING

471.005 Definitions.—As used in this chapter, the term:

- (1) “Board” means the Board of Professional Engineers.
- (2) “Board of directors” means the board of directors of the Florida Engineers Management Corporation.
- (3) “Defense company” means any business entity that holds a valid Department of Defense contract or any business entity that is a subcontractor under a valid Department of Defense contract. The term includes any business entity that holds valid contracts or subcontracts for products or services for military use under prime contracts with the United States Department of Defense, the United States Department of State, or the United States Coast Guard.
- (4) “Department” means the Department of Business and Professional Regulation.
- (5) “Engineer” includes the terms “professional engineer” and “licensed engineer” and means a person who is licensed to engage in the practice of engineering under this chapter.
- (6) “Engineer intern” means a person who has graduated from an engineering curriculum approved by the board and has passed the fundamentals of engineering examination as provided by rules adopted by the board.
- (7) “Engineering” includes the term “professional engineering” and means any service or creative work, the adequate performance of which requires engineering education, training, and experience in the application of special knowledge of the mathematical, physical, and engineering sciences to such services or creative work as consultation, investigation, evaluation, planning, and design of engineering works and systems, planning the use of land and water, teaching of the principles and methods of engineering design, engineering surveys, and the inspection of construction for the purpose of determining in general if the work is proceeding in compliance with drawings and specifications, any of which embraces such services or work, either public or private, in connection with any utilities, structures, buildings, machines, equipment, processes, work systems, projects, and industrial or consumer products or equipment of a mechanical, electrical, hydraulic, pneumatic, or thermal nature, insofar as they involve safeguarding life, health, or property; and includes such other professional services as may be necessary to the planning, progress, and completion of any engineering services. A person who practices any branch of engineering; who, by verbal claim, sign, advertisement, letterhead, or card, or in any other way, represents himself or herself to be an engineer or, through the use of some other title, implies that he or she is an engineer or that he or she is licensed under this chapter; or who holds himself or herself out as able to perform, or does perform, any engineering service or work or any other service designated by the practitioner which is recognized as engineering shall be construed to practice or offer to practice engineering within the meaning and intent of this chapter.

Section 5

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April 29, 2022

James DiPietro, Administrative Director
The Broward County Board of Rules and Appeals
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**ADVISORY OPINION AS TO THE BROWARD COUNTY BOARD OF RULES
AND APPEALS MEETINGS BEING HELD IN VIRTUAL FORUM**

Jim,

You have asked the Office of General Counsel for an Advisory Opinion with respect to the ability of the Broward County Board of Rules and Appeals to conduct its monthly meetings on a virtual basis i.e., via Zoom or other electronic media.

Issue:

On March 9, 2020, the Office of the Governor of the State of Florida, Ron DeSantis, issued Executive Order 20-52 which suspended the requirements for many offices of state and local government to conduct their affairs from their usual place of work and instituted remote workplace protocols.

On October 31, 2020, Executive Order 20-52 and all extensions of same were allowed to expire and the Office of the Governor ordered state and local government personnel, including advisory and administrative boards, back to conducting business

in person as required by law. *See* Press Release of Frederick Piccolo, Director of Communications, Governor Ron DeSantis, September 30, 2020.

Broward County continued to operate under a Local State of Emergency (LSE) however C. “Marty” Cassini, Intergovernmental Affairs/Board Section Manager, Broward County, has published a Memorandum dated April 20, 2022, which states *inter alia*:

Since January 2021, advisory boards that are subject to Section 1-233 of the County Code of Ordinances have been able to include members participating in meetings virtually as well as those physically present to establish a quorum. ***Upon the expiration of the LSE (May 11, 2022), in-person quorum must be achieved for each advisory board meeting to conduct business.***

See Cassini Memo, April 20, 2022.

The question posed is whether the Broward County Board of Rules and Appeals may continue to meet virtually as determined under the Florida Constitution; Special Act 75-175; Chapter 113 of the Florida Building Code, Broward County Edition; the Broward County Charter; and Board of Rules and Appeals Policy 95-2.

Rule.

i. The Florida Constitution

Starting with the Florida Constitution we review Article I, Section 24(b) of the Florida Constitution which states that “[a]ll meetings...of any collegial public body of a county, municipality, school district, or special district, at which official acts are to be taken or at which public business of such body is to be transacted or discussed, shall be open and noticed to the public[.]” Florida’s Sunshine Law, found in chapter 286,

Florida Statutes, provides that “[a]ll meetings of any agency or authority of any county, municipal corporation, or political subdivision, except as otherwise provided in the Constitution, at which official acts are to be taken are declared to be public meetings open to the public at all times, and no resolution, rule, or formal action shall be considered binding except as taken at such meeting.” § 286.011(1), Fla. Stat. (2019). Section 286.0114, Florida Statutes, also provides, with respect to certain “propositions” before a board or commission, that an opportunity for public comment must be afforded.

Although the Florida Constitution and the Sunshine Law both require that, unless exempt by law, meetings of a local government body must be “public meetings” that are “open to the public,” there is no express provision in either which requires that members of the public body be physically present during the meeting. Nor does either provision prescribe any particular means of holding meetings. We presume that at the time of drafting the original documents, electronic media was essentially nonexistent.

Since 1997, Florida law has allowed many state agencies to conduct public meetings, hearings, and workshops by “communications media technology” in full compliance with the Sunshine Law. *See* § 120.52(5)(b)2., Fla. Stat. (2019); Ch. 28-109, Fla. Adm. Code.

More importantly, there is no reported judicial decision holding that meetings conducted by such means violate the Florida Constitution or the Sunshine Law. The Legislature has also, by statute, permitted certain public entities other than state agencies to conduct meetings using communications media technology.

We can state that there are no Constitutional prohibitions to conducting meetings virtually and no prohibitions under the Sunshine law statutes provided notice is given to the public and authorized participants are given the opportunity to be heard.

ii. Special Act 71-575

Special Act 71-575 is the enabling legislation granting BORA its authority to certify local building departments and inspectors, right of governance, oversight, quorum, membership, and compensation for Board Members (none), as well as appeals procedure. Nowhere in the enabling legislation is there a determination that a physical presence is required to establish a quorum or conduct business.

iii. Chapter 113 of the Florida Building Code, Broward County Edition

Chapter 113 of the Florida Building Code pertains specifically to the Board of Rules and Appeals and is expansive addressing general administrative matters, staffing, membership, compensation, hearing procedure, protocol for appeals, powers of the Board, etc. However, its sole reference to location and venue for meetings is contained in Section 113.8.1 which states:

113.8 Meetings:

113.8.1 Meetings of BORA shall be held at the call of the Chairperson and at such other times as the Board may determine.

Despite all of the direction given as to BORA's duties, responsibilities, staffing, administration, powers and authority, membership, quorum, conflicts, and appellate protocol, there is no determination that the Board must meet in person at a physical location.

iv. Broward County Charter

The Broward County Charter, Section 9.02, and all subcomponents, sets forth the purpose, composition, staffing, fees, and adoption of ordinances and ethical standards which must be upheld but does not provide any requirements for physical attendance at meetings nor the time and location of same.

v. Board of Rules and Appeals Policy 95-2

a. Article V

Policy 95-2 sets forth the Rules and Regulations of the Board which the Board has imposed upon itself as the governing authority for all legislatively established rights and duties. Having exhausted analysis of legislatively established meaning, we turn to precedent established through Board Policy 95-2 wherein is stated:

**ARTICLE V
MEETINGS**

Section 1. Regular meetings of the Board of Rules and Appeals shall be held on the second Thursday of each month at 7 o'clock p.m. in the Broward County commission chambers Room 422 in the Broward County government center.

Although the language does not specifically establish the requirement of a physical presence, based on precedent we would state that it has been established as a policy that meeting take place with the physical presence of both Board members and attendees on the second Thursday of every month at 7 o'clock p.m. With the sunset of the Local State of Emergency as noted in the Cassini memorandum the self-imposed

requirements of a physical quorum and physical attendance would be reinstated absent an amendment or change in Board policy and compliance with protocol to effect same.

b. Article XV

Board Policy 95-2 also contains what is commonly referred to as a “savings clause” whereby the Board reserves the right to amend policy as necessary. More specifically, Article XV states *inter alia*:

**ARTICLE XV
MISCELLANEOUS**

Section 1. These rules and regulations may be altered in a manner consistent with Board Policy during a regular meeting by the affirmative vote of at least a majority of the Board provided notice of the proposed change is given to the Board at a preceding regular meeting.

Section 2. These procedures may be changed from time to time by the Board if they deem it necessary for benefit of the public.

Analysis

a. Review of law

Even when an agency is pursuing the policy objectives underlying the statutory scheme it is charged with enforcing, the agency may not disregard or expand upon the terms of the statutes themselves; this is especially so where the statutes implicate constitutional rights and, therefore, must be narrowly applied. *See Amalgamated Transit Local 1593 v. HART*, 139 So.3d 345 (Fla. 2d DCA 2014).

Furthermore, in the absence of language prohibiting certain practices which are not in violation of Florida Statutes, neither the courts, nor this Board, nor the Broward County Intergovernmental Affairs Office may add words to impart a different meaning to words crafted by the legislature and clearly expressing legislative intent. *See Armstrong v. City of Edgewater*, 157 So.2d 422 (Fla.1963); *Villanueva v. State*, 200 So.3d 47 (Fla. 2016) (“In construing a statute, courts are not at liberty to add to a statute word that the Legislature itself has not used in drafting that statute.”); *Florida Dept. of Revenue v. Florida Mun. Power Agency*, 789 So.2d 320 (Fla. 2001) (“Under fundamental principles of separation of powers, courts cannot judicially alter the wording of statutes where the legislature clearly has not done so.”)

In so saying, the Board’s policy is to conduct meetings at a predetermined time, date, and location, however policy may be changed if deemed necessary for “benefit of the public” and “by the affirmative vote of at least a majority of the Board provided notice of the proposed change is given to the Board at a preceding regular meeting.”

Our review of the Florida Constitution, Special Act of legislature 71-575, Florida Statutes, Florida Building Code, and Board Policy 95-2 shows there is no language which would prohibit the Board of Rules and Appeals adopting a new meeting procedure so long as the protocol for change comports with Article XV of the Policy.

b. Review of Precedent

Starting in 1992, the Office of Attorney General, Robert Butterworth, published the first Florida Attorney General Opinions with respect to attendance at county commission and school board meetings by members who were physically unable to

attend because of illness. *See* Florida AGO 92-44. *See also* Florida AGO 98-28. The Florida Legislature began adoption of electronic media the statutory change as an acceptable alternative to physical presence for many advisory and regulatory boards beginning in 2019. *See amendments* to § 373.079(7), Fla. Stat. (2019) (authorizing the water management district “governing board, a basin board, a committee, or an advisory board” to “conduct meetings by means of communications media technology in accordance with rules adopted pursuant to s. 120.54”); *See also* § 374.983(3), Fla. Stat. (2019) (authorizing the Board of Commissioners of the Florida Inland Navigation District to conduct board and committee meetings “utilizing communications media technology, pursuant to s. 120.54(5)(b)2”); § 553.75(3), Fla. Stat. (2019) (authorizing the use of communications media technology in conducting meetings of the Florida Building Commission or of any meetings held in conjunction with meetings of the commission); § 1002.33(9)(p)3, Fla. Stat. (2019) (authorizing members of each charter school’s governing board to attend public meetings to “in person or by means of communications media technology used in accordance with rules adopted by the Administration Commission under s. 120.54(5)).

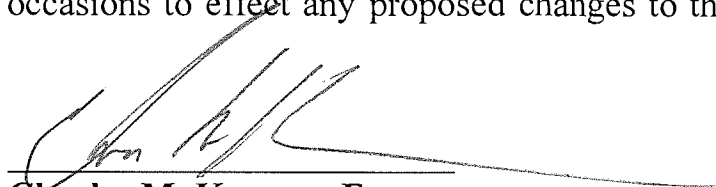
Conclusion

With respect to the BORA meeting policy, an agency generally must follow its own precedents. *See Bethesda Healthcare Sys., Inc. v. Agency for Health Care Admin.*, 945 So.2d 574, 576 (Fla. 4th DCA 2006); *Flagship Manor, LLC v. Florida Housing Finance Corp.*, 199 So.3d 1090 (Fla. 1st DCA 2016). This is to avoid the prospect of unfair surprise and ensure notice, opportunity to be heard, uniformity of procedure, and equal application of the law.

The acceptance of conducting administrative board and committee meeting has reached a point of legislative recognition and approval. Barring constitutional or statutory language prohibiting same, the Board of Rules and Appeals is free to make the necessary changes to its own meeting protocols so long as it complies with its established policies.

In this case, Board Policy requires that there: 1) be a finding that a change in the meeting locations will provide an overall benefit to the public.¹ 2) notice of the proposed changes be given at an initial regularly scheduled meeting; 3) that there be an affirmative vote of at least a majority of the Board after provision of notice at a prior meeting; 4) any amendment is then recorded and published after acceptance by the majority of the Board at the second meeting.

With the Local State of Emergency now sunset it will be necessary for the Board to meet in person on at least two (2) occasions to effect any proposed changes to the procedures.



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¹ This may be through a determination that electronic media offers an opportunity for greater numbers of the public are able to attend simply because of the ease that attendance is more readily accomplished

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May 4, 2022

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RE: Proposed language for amendment to Board of Rules and Appeals Policy 95-2, ARTICLE V

Jim,

Pursuant to our discussions regarding virtual attendance and participation at BORA meetings we have reviewed Florida Statutes, the Florida Building Code, the Florida Constitution, and Opinions published by the Florida Office of Attorney General. Having reviewed same, we provide the original language and also submit the proposed language to amend the Board of Rules and Appeals Policy 95-2, ARTICLE V.

Original version

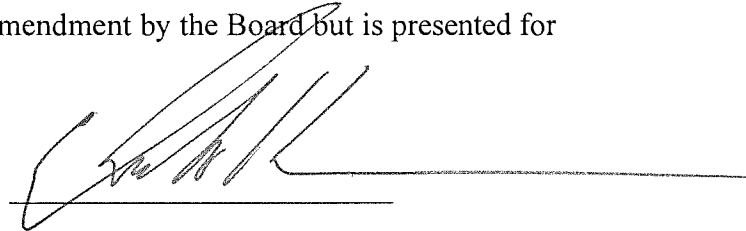
Section 1. Regular meetings of the Board of Rules and Appeals shall be held on the second Thursday of each month at 7 o'clock p.m. in the Broward County Commission chambers, room 422 in the Broward County Government Center

Proposed amended version

Section 1. Regular meetings of the Board of Rules and Appeals shall be held on the second Thursday of each month at 7 o'clock p.m. Meetings may be held in the Broward County Commission chambers, room 422 in the Broward County Government Center or by electronic media in a format readily accessible by all BORA members, attendees and the public with due public notice provided as set forth in Florida Statutes §125.001, as that term relates to the provisions of the Sunshine Law F.S. §286.011.

Page 2
Proposed language for Amendment to Article V
May 4, 2022

This recommendation is subject to review and amendment by the Board but is presented for consideration at this time.



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Rules and Regulations

Article I

Name and Powers

The name of this Board shall be the Broward County Board of Rules & Appeals. The powers of the Board of Rules & Appeals are those set forth in the South Florida Building Code, Broward County Edition, and in particular, Chapter 203.5 (Powers) of the South Florida Building Code, Broward County Edition, and in the Charter of Broward County, Section 8.18, and those powers conferred in the Board by all National, State and County laws, ordinances, rules and regulations.

Revised 9/12/96

Article II

Jurisdiction

The Board has jurisdiction over those matters which are set forth in the South Florida Building Code, Broward County Edition, and the Charter of Broward County, Section 8.18, and those matters in which the Board has power as set forth in National, State and County laws, ordinances, rules and regulations.

Revised 9/12/96

Section 1 New 1/9/97.

The Board shall consist of thirteen (13) members and nine (9) alternates as follows:

Voting Members	
League of Cities (7)	County Commission (6)
Architect	Air Conditioning Contractor
General Contractor	Mechanical Engineer
Structural Engineer	Master Electrician
Electrical Engineer	Consumer Advocate
Roofing Contractor	Fire Service Professional
Master Plumber	Disabled Person
Swimming Pool Contractor	

Alternates (5)

Fire Service Professional
Structural Engineer
Mechanical Engineer
Master Plumber
Master Electrician

Alternates (4)

General contractor
Electrical Engineer
Architect
Roofing Contractor

**ARTICLE III
OFFICERS AND THEIR DUTIES**

Section 1. The officers shall consist of a chairperson and vice-chairperson. There shall also be an Administrative Director employed by the Board who shall be the secretary to the Board.

Section 2. The chairperson shall preside at all meetings and hearings of the Board and shall have the duties normally conferred by parliamentary usage of such officers.

Section 3. The chairperson shall be a member of the Board. The chairperson shall have the privilege of discussing all matters before the Board and shall have the same voting rights as all Board members.

Section 4. The vice-chairperson shall act in the absence of the chairperson.

Section 5. The Administrative Director shall appoint or remove all Board employees according to policy established by the Board. Employees of the Board shall not be subject to the civil service classifications and procedures of Broward County. The Administrative Director shall be responsible for preparing the annual budget request of the Board for timely submission to the Broward County Commission. The Administrative Director shall Perform other duties and have and exercise other powers as may be prescribed by the South Florida Building Code, Broward Edition, or as the Board may direct. Revised 1/9/97

**ARTICLE IV
ELECTION OF OFFICERS**

Section 1. Nomination of the Chairperson shall be made from among the appointed voting members at the annual organizational meeting, and the election shall be held immediately thereafter.

Section 2. Nomination of the Vice-Chairperson shall be made from among the voting members at the annual organizational meeting, and the election shall be held immediately thereafter.

Section 2. Nomination of the Vice-Chairperson shall be made from among the voting members at the annual organizational meeting, and the election shall be held immediately thereafter.

Section 3. A candidate receiving a majority vote shall be declared elected and shall serve a term of one (1) year.

Section 4. Vacancies in the position of Vice-chairperson shall be filled immediately by regular election procedures.

Revised 1/9/97

ARTICLE V **MEETINGS**

Section 1. Regular meeting of the Board of Rules and Appeals shall be held on the second Thursday of each month at 7 o'clock p.m. in the Broward county commission chambers Room 422 in the Broward county government center.

Section 2. Special meetings of the Board may be convened by the chairperson by giving notice thereof to each member of the Board or by written request signed by at least seven (7) members of the Board of Rules and Appeals.

Section 3. Notices.

A. Notice of a special meeting shall be given to all Board members at least three (3) working day in advance of the meeting. At any meeting, the Board may set a future meeting date.

B. Notice of all meetings shall be provided to the county administrator for inclusion in the county's weekly schedule of meetings and events.

Section 4. Attendance.

A. There may be thirteen of the twenty-two members of the Board of Rules and Appeals seated at every meeting. Members shall notify the secretary to the Board if they cannot attend a meeting.

Revised 1/9/97

B. If a member misses three (3) consecutive meetings without cause or without prior approval of the chairperson, the Board may by formal action request the appointing agency to replace said member.

C. If a member of the Board is absent and there is a designated alternated appointed, then that alternate will be seated. (E.g., if the appointed structural engineer is absent then the alternate structural engineer will be seated.) If the designated alternate cannot attend then any available alternate may be seated as a voting member. If a member of the Board is absent and there is no designated alternate appointed, then any available alternate will be seated. The staff will contact the available alternates, on an alphabetical basis, starting with the name following the last alternate seated at a prior Board meeting. (e.g., consumer affairs does not have a designated alternate, therefore, any available alternate may be seated.)

New 1/9/97 Revised 12/13/01

Section 5. Quorum.

A. A quorum of the Board shall consist of eleven (11) members and an affirmative vote of a majority of those present shall be necessary to pass any motion or adopt any order unless otherwise specified herein. Alternate members may not vote on any matter before the Board unless they are seated as voting members. Revised 1/9/97

Section 6. Voting.

A. Voting shall be by roll call vote and shall be recorded by individual "aye" or "nay." However, the Board by consensus may call for a voice vote with the recording of individual "nay" votes into the record.

B. Each member present shall cast an "aye" or "nay" vote on each question before the Board, except no member shall vote in their official capacity upon any measure which would inure to their special private gain, or which they know would inure to the special private gain of any principal by whom they are retained, of the parent organization or subsidiary of a corporate principal by whom they are retained, of a relative, or of a business associate. The Board member must publicly announce the nature of their interest before the vote and must file a memorandum of voting conflict on commission form 8b with the Board's Administrative Director within 15 days after the vote occurs. Any appointed member required to abstain from voting pursuant to the requirements of this Section shall be sequestered during the deliberation and vote of the Board. Furthermore, no member of the Board shall communicate with staff, accept by written document through the Administrative Director, regarding any matter upon which they may file a conflict of interest.

C. No appointed member or employee of the Board of Rules and Appeals, for a period of two (2) years after termination of service shall personally represent any person or entity for compensation, payment or other value before the Board of Rules and Appeals.

Section 7. Records. All regular and special meetings, hearings, and records shall be open to the public.

Section 8. Procedure. Parliamentary procedures during Board meetings may follow Robert's rules of order, as amended, and by the rules and regulations contained herein. Revised 1/9/97

ARTICLE VI **ORDER OF BUSINESS**

1. Call to order
2. Roll call
3. Approval of minutes of previous meeting(s)
4. Appeals and rulings
5. Interpretations

6. General releases
7. Old business
8. New business
9. Directors report
10. Attorneys report
11. Liaison reports
12. Committee reports
13. General Board member discussion
14. Adjournment

The order of business may be suspended by a vote of the majority of those members present.

ARTICLE VII **STANDING COMMITTEES.**

The chairperson of the Board shall appoint the committee chairperson and members of each committee at the regularly scheduled Board meeting in January of each year. Alternate members of the Board may be appointed as the chairperson of various committees and subcommittees. The Board chairperson shall work with the committee chairperson and staff to make their appointments. However, the Board chairperson is ultimately responsible for all appointments. There shall be the following standing committees:

Educational committee.

Electrical committee.

Executive committee.

Fire code committee.

General contractor/architects committee.

Mechanical/smoke control committee.

Plumbing committee.

Roofing committee.

Structural committee.

Swimming pool committee.

From time to time the chairperson may appoint other committees as may be required. Appointment

of staff to committees will be made after consultation with the Board's Administrative Director. Staff shall not be appointed voting members. Revised 1/9/97

ARTICLE VIII **APPEALS TO THE BOARD OF RULES AND APPEALS**

Section 1. All actions before the Board shall be initiated by filing an appeal and request for hearing on a form approved by the Board with the secretary to the Board. No member of the Board may initiate an appeal before the Board.

Section 2. The secretary to the Board shall establish the procedures to be followed when an appeal is filed.

Section 3. The secretary to the Board shall deliver to each member of the Board a copy of the appeal and related documents with sufficient time before the hearing for the Board member to study the dispute.

Section 4. All appeal hearings will be conducted according to chapter 203.3 of the South Florida Building Code, Broward Edition.

Section 5. The hearing shall be informal and need not be conducted according to technical rules relating to evidence and witnesses. All testimony shall be under oath and shall be recorded. The Board shall take testimony from the appellant (plaintiff) and then from the appellee (defendant) and then from other interested parties.

REVISED 9/12/96

Section 6. Formal rules of evidence shall not apply; however, fundamental due process shall be observed, and all parties shall have an opportunity to respond, to present evidence, witnesses, and arguments on all issues involved, to conduct cross-examination, and to submit rebuttal evidence.

Section 7. Any relevant evidence shall be admitted if it is the sort of evidence on which responsible persons are accustomed to relying in the conduct of serious affairs, despite the existence of any common law or statutory rules which might make improper the admission of such evidence over an objection in civil actions.

Section 8. Hearsay evidence may be used for supplementing or explaining any direct evidence but shall not be sufficient in itself to support a finding unless it would be admissible over an objection in civil actions.

Section 9. The rules of privilege shall be effective to the same extent that they are now, or hereafter may be, recognized in civil actions, and irrelevant and unduly repetitious evidence shall be

excluded.

Section 10. At the conclusion of the appeal hearing, the Board of Rules and Appeals shall, by motion and vote, either uphold the petitioner (plaintiff), uphold the respondent (defendant) or take other action as is appropriate.

Section 11. Within five working days the Administrative Director of the Board of Rules and Appeals shall, by certified mail, notify all parties involved of the decision rendered by the Board.

Section 12. Notwithstanding the provisions of Section 203.7 of the South Florida Building Code, Broward Edition, application for judicial review of any final order of the Board of Rules and Appeals shall be according to the Florida rules of appellate procedure.

Section 13. No Board member shall knowingly discuss any case with any interested party before the final resolution of the case by the Board.

REVISED 9/12/96

Section 14. Once an appeal has been scheduled to be heard, the Administrative Director may grant a continuation based upon the request of both parties involved in the appeal.

ARTICLE IX PROCEDURES FOR AMENDING THE SOUTH FLORIDA BUILDING CODE, BROWARD EDITION

Section 1. The Board shall only amend the South Florida Building Code, Broward Edition, in even numbered years commencing in 1998. If the Board finds it necessary to amend the code at any other time to protect the life, safety, and welfare of the citizens of Broward County they shall do so as interim amendments. Interim amendments will only be in effect until the South Florida Building Code, Broward Edition, is officially amended because of the public hearing process conducted in September of the even numbered year. All official amendments to the code will become effective on January 1 of the next odd numbered year.

REVISED 9/12/96

Section 2. Proposed changes to the South Florida Building Code, Broward Edition shall be submitted in writing to the office of the Broward county Board of Rules and Appeals on the appropriate form with twenty copies of supporting data if applicable. The proposed change shall be referred to the appropriate technical committee for review, and the proponent notified of the time and date of the meeting.

Section 3. The technical committee shall take one of the following actions on each proposed code change.

1. Approved

2. Approved as revised
3. Disapproved
4. Table for further study
5. Assigned to subcommittee
6. Referred to another technical committee

Section 4. All proposed changes in which the technical committee(s) has concluded their review and taken a final action shall be forwarded to the Board along with the committee's recommendation. The Board at a regularly scheduled meeting shall review the recommendation of the technical committee, and take one of the following actions;

1. Approve for public hearing.
2. Approve for public hearing and issue Interim amendment.
3. Disapprove.
4. Table for further study.
5. Assign to any technical committee.

REVISED 9/12/96

Section 5. The executive committee shall review all proposed changes to chapters 1-3 of the code before being sent to the Board.

Section 6. In September of even numbered years the Board shall conduct a public meeting when any person may comment on the proposed amendment(s). The Board shall then review the proposed code amendments, comments, technical committee(s) recommendation(s), and take one of the following actions:

1. Approve and set an effective date of January 1.
2. Disapprove

REVISED 9/12/96

ARTICLE X NEW 9/12/96

INTERPRETATIONS AND OPINIONS

A. In response to a written inquiry or request setting forth a specific situation, or upon its own initiative, the Board may issue a formal interpretation to clarify provisions of the adopted code. Such formal interpretations shall be signed by the chairman and shall be binding in Broward County.

B. In response to a written or oral inquiry or request setting forth a specific factual situation, a staff member may issue an informal opinion if the issue is one with which he has the authority to deal. Such informal opinion shall only be in writing if it is issued in response to a written inquiry or request and shall not be binding upon any building department.

ARTICLE XI

DUTIES AND LIMITATIONS FOR CODE COMPLIANCE STAFF

Section 1. No person other than the Administrative Director shall direct the activities of the code compliance staff.

REVISED 9/12/96

Section 2. Before application for a permit the code compliance staff may provide assistance on code related matters when requested.

Section 3. Once application for a permit has been applied for or a permit has been issued by a local building department, the code compliance staff shall not interject themselves into any dispute between the applicant/permit holder and the local building/ fire code official unless requested to do so by the building/fire code official. The applicant/permit holder shall be advised that they have the right of appeal to the Board.

Section 4. The code compliance staff is responsible for reviewing each building department on a scheduled basis to insure uniform and proficient compliance with the South Florida Building Code, Broward Edition. Procedures for conducting a field review will be established by the Administrative Director.

Section 5. Upon receiving a complaint that the South Florida Building Code, Broward Edition is being violated by a person certified by the Board of Rules and Appeals, the code compliance staff shall conduct a confidential investigation into the matter and provide a written report of their findings to the Administrative Director. The Administrative Director shall then determine the proper course of action to follow.

Section 6. Once a permit has been closed out, the code compliance staff may at the request of the local building/fire code official provide advice whether or not violations of the South Florida Building Code, Broward Edition exists in the completed structure. A report of the code compliance staff's findings will be made to the Administrative Director. However, the plan for resolving any violations is strictly the responsibility of the local building/fire code official.

ARTICLE XII NEW 9/12/96

DISCIPLINARY PROCEEDINGS

Section 1. For any investigation or proceedings conducted under this Section the Administrative Director shall have the power to administer oaths, take depositions, issue subpoenas, which shall be supported by affidavit, serve subpoenas and compel the attendance of witnesses, and the production of books, papers, documents and other evidence. The Administrative Director shall exercise this power on its own initiative or by direction of the Board or the probable cause panel.

Section 2 The Administrative Director shall cause to be investigated any complaint which is filed, if the complaint is in writing, and signed by the complainant.

Section 3. The Administrative Director may have investigated an anonymous complaint if it is in writing.

Section 4. When the investigation is completed, the Administrative Director shall prepare and submit to the probable cause panel a report. This report shall contain the investigative findings and the recommendation of the Administrative Director concerning the existence of probable cause.

Section 5. The determination whether probable cause exists shall be made by a majority vote of a probable cause panel made up of at least three members of the Board of Rules and Appeals, appointed by the Board chairman. If the probable cause panel finds that probable cause exists it shall request that the Board conduct a decertification/disciplinary hearing. Members of the probable cause panel shall be excused from this hearing. For Section XII the Boards Administrative Director shall be the complainant.

Section 6. In accordance with chapter 71-575, the Board shall have the power to revoke, suspend, or deny the renewal of certification of competency, or to reprimand, censure, or otherwise discipline a certificate holder, if the Board finds that:

A. The South Florida Building Code, Broward Edition, or chapter 71-575 has been violated, or any other law, ordinance, rules and regulations the Board may have the authority to enforce.

Section 7. The Board may elect to accept an agreement setting an appropriate punishment in lieu of a hearing.

ARTICLE XIII NEW 9/12/96

Section 1. Notice and service of process:

A. Notice shall be given to all interested Parties no less than twenty (20) days before any hearing or proceeding under this Section. If notice is given by mail as provided for in this Section, five (5) days shall be added to this time.

B. The notice required by this Section shall incorporate and set out the following:

1. The name of the complainant;
2. The name of the respondent;
3. The nature of the hearing or the proceeding;
4. The time, date and place of the hearing or proceeding;
5. A statement that the failure of a party to attend may result in an order being issued adversely to that party's interest;
6. A statement that all parties shall be given an opportunity to present evidence and witnesses in support of their position

C. Service on an individual shall be made by delivering a copy of the notice of hearing along with a copy of the complaint or other pleading to the person to be served, or by mailing a copy of said documents to the person by certified mail, return receipt requested.

D. If personal service is made upon an individual, all subsequent process or service shall be sufficient if mailed to the person at the address where service was originally perfected.

E. If, after diligent search and inquiry, personal service cannot be perfected in Broward County. Service shall be made by publishing the notice once during each week for the two consecutive weeks before the hearing or proceeding in a newspaper of general circulation in Broward County.

Section 2. Answer of respondent:

A. Each respondent shall file a written answer with the Board of Rules and Appeals within ten (10) days of service of the complaint. If the answer is filed by mail, five (5) days shall be added to this time.

B. The answer shall include a specific admission, denial, or explanation of each allegation of the complaint; or if the respondent is without knowledge thereof, it shall so state, in which case such statement shall operate as a denial. Admissions or denials may be made to all or part of a particular allegation.

C. The answer shall include a specific, detailed statement of any defense.

D. If a respondent fails to file a timely answer, such failure shall be deemed to constitute a default by that respondent.

ARTICLE XIV NEW 9/12/96

RIGHTS OF THE PARTIES AND HEARING PROCEDURES

Section 1. Each party to a hearing or proceeding shall have the following rights:

- A. To appear with and be represented by an attorney;
- B. To call and examine witnesses;
- C. To introduce relevant evidence;
- D. To cross-examine adverse witnesses on any relevant matter; and
- E. To rebut evidence presented.

Section 2. Hearings or proceedings under this Section shall be conducted in the following manner:

A. Opening statements may be presented by the complainant and respondent. The complainant's opening statement shall be presented first. Respondent's opening statement may then follow, or may be reserved until the presentation of its case.

B. Following opening statements, the complainant shall present its evidence, followed by the presentation of the respondent's evidence. After the presentation of the respondent's evidence, the complainant may present rebuttal evidence.

C. Following the direct examination of each witness, the opposing party shall be given the opportunity to cross-examine the witness.

D. After the close of all the evidence, the complainant and respondent may present closing statements. The complainant's closing statement shall be presented first, followed by the closing statement of the respondent.

E. Upon the completion of closing statements, any interested party who has been permitted by the Board to intervene may present oral or written evidence. The complainant and respondent shall be permitted to cross-examine and rebut any such evidence.

Section 3. The complainant and respondent shall be allowed an equal amount of time to present their cases. The time allotted shall be determined by the Board before the hearing or proceeding and shall be calculated based on the complexity of the particular case.

Section 4. The Board shall have the opportunity to conduct its own examination of the complainant, respondent and any witness presented during the hearing or proceeding.

Section 5. The Board shall insure that a full record of the hearing is preserved, and record shall be public and open to inspection and transcription by any person.

Section 6. Evidence:

A. In any hearing or proceeding under this Section, all evidence of the type commonly relied upon by reasonably prudent persons in the conduct of their affairs shall be admissible, whether or not such evidence would be admissible in a Florida court of law. However, all irrelevant, immaterial, or unduly repetitious evidence shall be excluded.

B. All testimony of parties and witnesses shall be made under oath.

C. Hearsay evidence may be used for the purpose of supplementing or explaining other evidence, but it shall not be sufficient by itself to support a finding unless it would be admissible over objection in a Florida court of law.

D. Documentary evidence may be received in the form of a copy or excerpt if the original is not readily available. However, upon request, any party shall be given an opportunity to compare the copy with the original if the original is accessible.

E. The rules of privilege shall be effective to the same extent that they are recognized in a Florida court of law.

F. The attorney for the Board shall represent the Board and advise it as to the propriety and admissibility of evidence presented at the hearing or proceeding.

Section 7. Defaults:

A. Any party to a hearing or proceeding under this Section who fails to file a timely answer as provided for in this Section, or who fails to appear, either in person or through counsel, at the hearing or proceeding for which the cause was scheduled, shall be deemed to be in default. Upon considering the matter, as completely as possible at the hearing or proceeding, the Board of Rules and Appeals may enter an order as to the defaulting party, even if averse to that party.

Section 8. Orders of the Board:

A. After any hearing or proceeding under this Section, the Board of Rules and Appeals, upon a majority vote of those Board members attending, shall issue its order. All orders shall be based upon the greater weight of evidence and shall contain any findings of fact supporting the order and any recommendations of the Board.

B. If, at the conclusion of the hearing or proceeding, the Board finds that the person against whom the complaint was filed has not violated any provision of the code for which they have been charged, any rule of this Board, or any law or regulation of the state of Florida where the Board has jurisdiction, then the Board shall so state and issue an order dismissing the Complaint.

Section 9. JUDICIAL REVIEW:

A. Notwithstanding the provisions of Section 203.7 of the South Florida Building Code, Broward Edition, Broward Edition, application for judicial review of any final order of the Board of Rules and Appeals shall be made in accordance with the Florida Rules of Appellate Procedure.

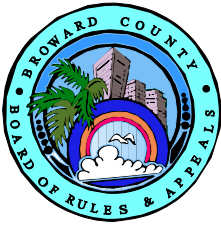
ARTICLE XV

MISCELLANEOUS

Section 1. These rules and regulations may be altered in a manner consistent with Board policy during a regular meeting by the affirmative vote of at least a majority of the Board, provided notice of the proposed change is given to the Board at a preceding regular meeting.

Section 2. These procedures may be changed from time to time by the Board if they deem it necessary for benefit of the public.

Section 6



BROWARD COUNTY

Board of Rules & Appeals

1 North University Drive, Suite 3500B, Plantation, Florida 33324

To: Members of the Board of Rules and Appeals

From: Administrative Director

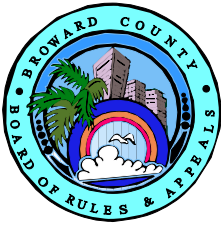
Date: May 12, 2022

Re: **Amendment to Section 110.15, Chapter 1, Florida Building Code, 7th Edition – Adding Fee-Simple Townhouses designed and constructed according to definitions and requirements for townhouses in the Florida Building and Residential Codes to the Building Safety Inspection Program Exempt Properties**

This amendment was approved on 1st reading on April 14, 2022 and is scheduled for 2nd reading and public hearing on May 12, 2022.

A handwritten signature in black ink, appearing to read "James DiPietro".

James DiPietro



BROWARD COUNTY

Board of Rules & Appeals

1 North University Drive, Suite 3500B, Plantation, Florida 33324

To: Members of the Broward County Board of Rules and Appeals
From: Administrative Director
Date: April 14, 2022
Re: Proposed change to Broward County Amendments (Chapter 1), Section 110.15 adding "fee-simple Townhouses designed and constructed according to the definitions and requirements for townhouses as stated in the FBC Building and FBC Residential Codes" to the exempt properties from the 40-year Building Safety Inspection Program.

RECOMMENDATION

That BORA approve by vote, the first reading of staff's proposed language change to Section 110.15 "Building Safety Inspection Program" of Broward County Amendments (Chapter 1) Florida Building Code (FBC) 7th Edition 2020.

REASONS

This code revision will clarify whether fee-simple townhouses designed and constructed according to the definitions and requirements for townhouses as stated in the FBC Building and FBC Residential Codes are exempt from the 40-year Building Safety Inspection Program and promote uniform enforcement throughout Broward County.

ADDITIONAL INFORMATION

Existing Language:

110.15 Building Safety Inspection Program. BORA has established a building safety inspection program for buildings and structures that have been in existence for a period of 40 years or longer. BORA by written policy shall establish the guidelines and criteria which will be the minimum requirements for the Building Safety Inspection Program. The Building Official shall enforce the building safety inspection program. U. S. Government buildings, State of Florida buildings, buildings built on Indian Reservations, Schools buildings under the jurisdiction of the Broward County School Board, One- and Two-Family Dwellings, and minor structures defined as buildings or structures in any occupancy group having a gross floor area less than three thousand five hundred (3,500) square feet; are exempt from this program.

Proposed Language:

110.15 Building Safety Inspection Program. BORA has established a building safety inspection program for buildings and structures that have been in existence for a period of 40 years or longer. BORA by written policy shall establish the guidelines and criteria which will be the minimum requirements for the Building Safety Inspection Program. The Building Official shall enforce the building safety inspection program. U. S. Government buildings, State of Florida buildings, buildings built on Indian Reservations, Schools buildings under the jurisdiction of the Broward County School Board, One- and Two-Family Dwellings, fee-simple Townhouses designed and constructed according to the definitions and requirements for townhouses as stated in the FBC Building and FBC Residential Codes, and minor structures defined as buildings or structures in any occupancy group having a gross floor area less than three thousand five hundred (3,500) square feet; are exempt from this program.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "James [unclear]".

Section 7

Building Safety Inspection Program: Summary of Notices Sent and Inspection Reports Received for 2019, 2020 and 2021

MUNICIPALITY	Total number of buildings for 2019, 2020 and 2021?	BORA BUILDING AUDIT REVIEW	Date range that the notices were sent?	How many inspection reports were returned to your department for 2019, 2020 and 2021?	Sent to Magistrate or Code Enforcement/Extensions	AUDITED BY CITY (AFTER 03-25-22)	NOTES
Broward County	47	OK	July 2019 - August 2021	34	13		• 100% Complete
Coconut Creek	68		June 2019 - June 2021	68			• 100% Complete
Cooper City	14		12/04/2020 - 11/29/2021	13	1	YES	• 100% Complete
Coral Springs	318	OK	June - August	273	45	YES	• 100% Complete
Dania Beach	68		June 2019 - June 2021	60			
Davie	115	OK	07/26/2019 - 07/12/2021	94	19	YES	• 1 property was sold after 1st letter sent. Sent request to new owner; 1 in contact with engineer, reports are done, waiting on submittal. 100% Complete
Deerfield Beach	249	OK	06/20/19 - 06/11/2021	198	51		• 100% Complete
Fort Lauderdale	7,969		08/20/2019 - 10/31/2021	6,253	1,716	YES	• 100% Complete
Hallandale Beach	126		06/30/2021 - 07/22/2021	80			
Hillsboro Beach	6		Summer	5	1	YES	• 100% Complete
Hollywood	2,027		June 2019 - December 2021	1,915	112	YES	• Remaining 112: (5) Properties were written up for non-compliant; (107) staff is working on NOV for remainder. 100% Complete
Lauderdale-by-the-Sea	54		07/02/2021 - 08/16/2021	49	4	YES	• 1 removed administratively. 100% Complete
Lauderdale Lakes	110		08/26/2019 - 06/28/2021	56			
Lauderhill	108		July - August 2021	95	13	YES	• 100% Complete
Lazy Lake	NO INSPECTIONS REQUIRED						
Lighthouse Point	32		07/16/2019 - 08/13/2021	25	5	YES	
Margate	128		09/11/2019 - 08/19/2021	119	10	YES	• 1 Additional Voluntary Report Received. 100% Complete
Miramar	67		08/05/2019 - 07/13/2021	56			
North Lauderdale	111		September 2019 - August 2021	85	25	YES	• 1 Extension; 25 Code Cases; 7 Repairs
Oakland Park	390		08/29/2019 - 07/14/2021	256	134	YES	• 100% Complete
Parkland	NO INSPECTIONS REQUIRED						
Pembroke Park	27		07/10/2019 - 06/15/2021	23	4		• 100% Complete
Pembroke Pines	89		June 2019 - June 2022	37			
Plantation	983		08/12/2019 - 11/19/2021	815	168	YES	• 129 Special Magistrate; 39 extensions. 100% Complete
Pompano Beach	757		04/20/2021 - 08/10-2021	415	342	YES	• 100% Complete
Sea Ranch Lakes	NO INSPECTIONS REQUIRED						
Southwest Ranches	NO INSPECTIONS REQUIRED						
Sunrise	159		August 2019 - September 2021	147	12	YES	• 100% Complete
Tamarac	81		May 2020 - November 2021	65			
West Park	50		June 2021	25			
Weston	164		02/06/2020 - 06/28/2021	110	54	YES	• 100% Complete
Wilton Manors	79		07/14/2021 - 08/26/2021	57	22		• 100% Complete
TOTAL	14,428			14,204			

Section 8



Broward County Board of Rules and Appeals

1 North University Drive, Suite 3500B, Plantation, Florida 33324

To: Members of the Board of Rules and Appeals

From: Brianna Curry, Administrative Specialist

Date: May 12, 2022

Re: Conceptual Review – Question concerning the combination of virtual and in-person classes, and whether to retain the 28 required contact hours in a 2-year certification cycle or reduce the number of hours required

Attached please find documentation related to the survey results of the *Draft Language for Changes to Chapter 1, Section 104.18.1.3 Survey*. A survey was created after the BORA Open Discussion Meeting held on April 20, 2022. The survey was sent to 28 building officials throughout Broward County as well as the BORA Chief Code Compliance Officers and the Administrative Director. Our office received 14 responses from the building officials, reflecting a 50 percent vote. Also, 7 responses from the staff, reflecting a 100 percent vote. Each participant was able to vote once, and all votes were anonymous.

The final question of the survey read: "If you are in favor lowering the individual continuing education hour requirements in question #5, what amount of hours would you recommend?"

The results of the survey show that three building officials suggested 14 continuing education hours, one building official suggested 20 continuing education hours, and another building official suggested 24 continuing education hours.

The results of the survey show that BORA Chief Code Compliance Officers are not in favor of lowering the individual continuing education hour requirements. One Chief Code Compliance Officer stated: "The local code should be more restrictive than state and the increased hours need to take in consideration education of local Broward Code. You could lose local certification."

Respectfully Submitted,

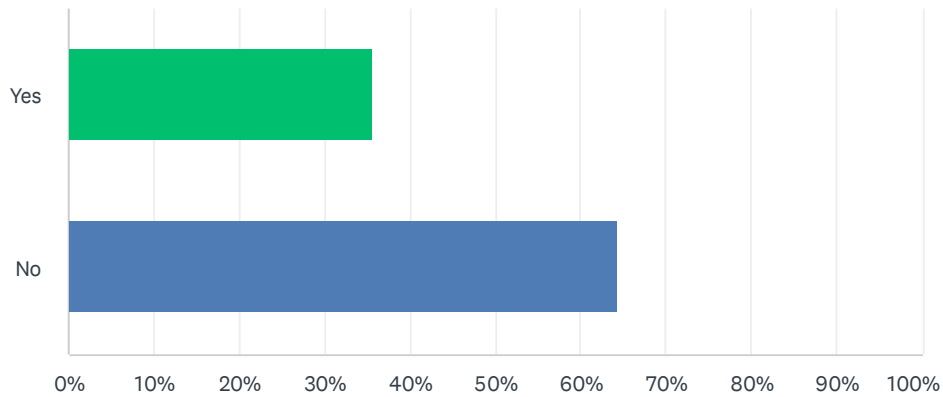
Brianna Curry

Question Data Summaries

NOTE: Responses for Question #6 can be found in the individual responses.

Q1 Are you in support of the current rule in section 104.18.1.3 that 50 percent or more of the individual continuing education certification requirement be conducted in a live setting and the other 50 percent or less of the individual continuing education certification requirement be conducted online? Yes, or no?

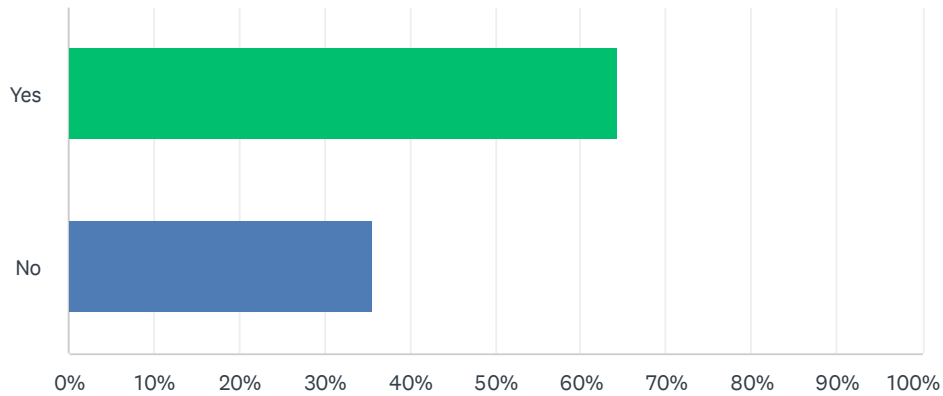
Answered: 14 Skipped: 0



ANSWER CHOICES	RESPONSES	
Yes	35.71%	5
No	64.29%	9
TOTAL		14

Q2 Are you in support of changing the current rule in section 104.18.1.3 that the individual continuing education certification requirement could be conducted at 100 percent online with the option to allow continuing education classes in a live setting also? Yes, or no?

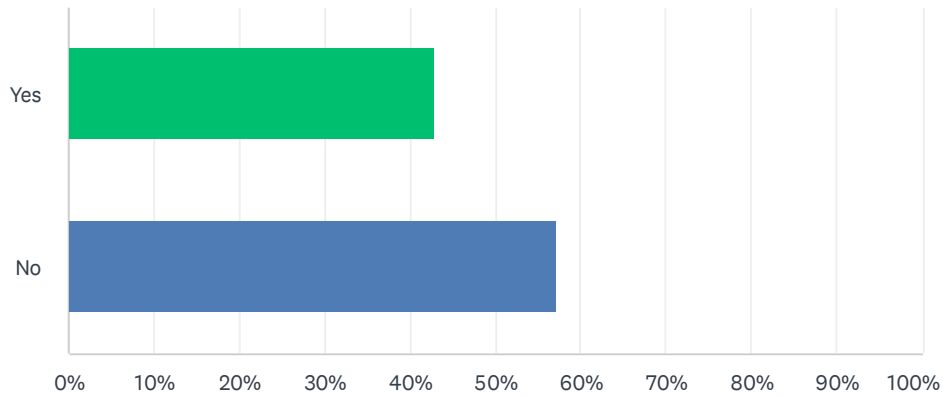
Answered: 14 Skipped: 0



ANSWER CHOICES	RESPONSES
Yes	64.29% 9
No	35.71% 5
TOTAL	14

Q3 Are you in favor of retaining the 28-hour individual continuing education certification hour requirements as expressed in section 104.18.1.3? Yes, or no?

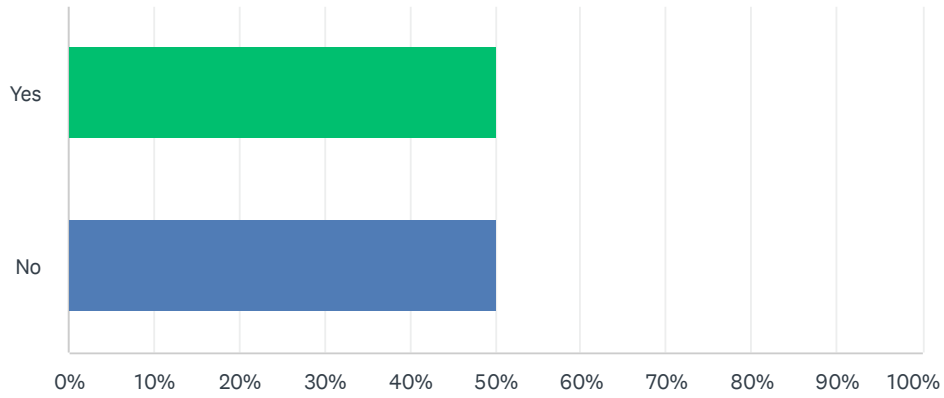
Answered: 14 Skipped: 0



ANSWER CHOICES	RESPONSES	
Yes	42.86%	6
No	57.14%	8
TOTAL		14

Q4 Are you in favor of lowering the individual continuing education hour requirements in section 104.18.1.3 to 24 hours? Yes, or no?

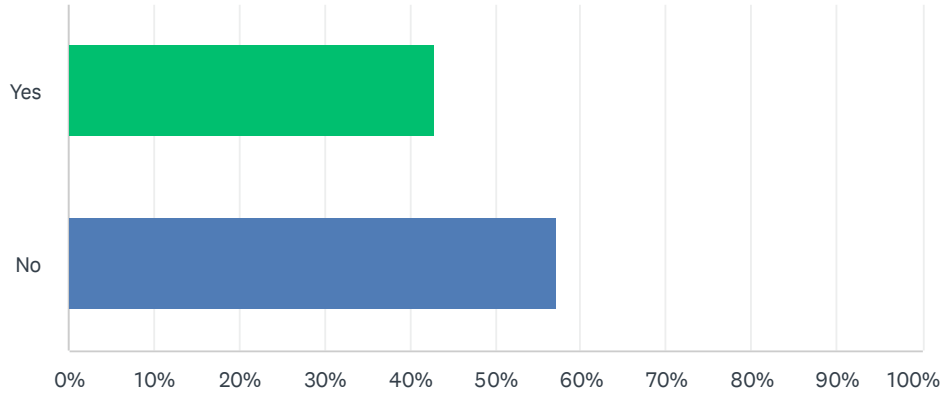
Answered: 14 Skipped: 0



ANSWER CHOICES	RESPONSES	
Yes	50.00%	7
No	50.00%	7
TOTAL		14

Q5 Are you in favor of lowering the individual continuing education hour requirements in section 104.18.1.3 to less than 24 hours? Yes, or no?

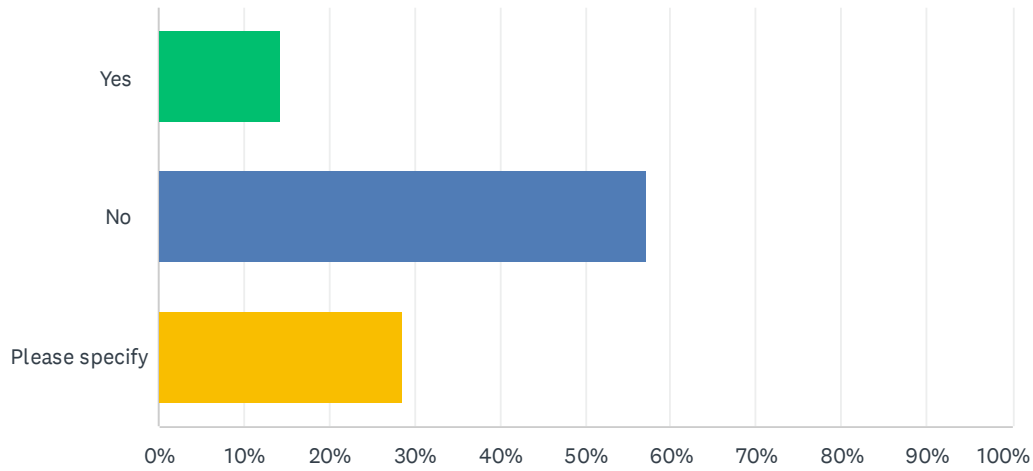
Answered: 14 Skipped: 0



ANSWER CHOICES	RESPONSES	
Yes	42.86%	6
No	57.14%	8
TOTAL		14

Q6 If you are in favor lowering the individual continuing education hour requirements in question #5, what amount of hours would you recommend?

Answered: 14 Skipped: 0



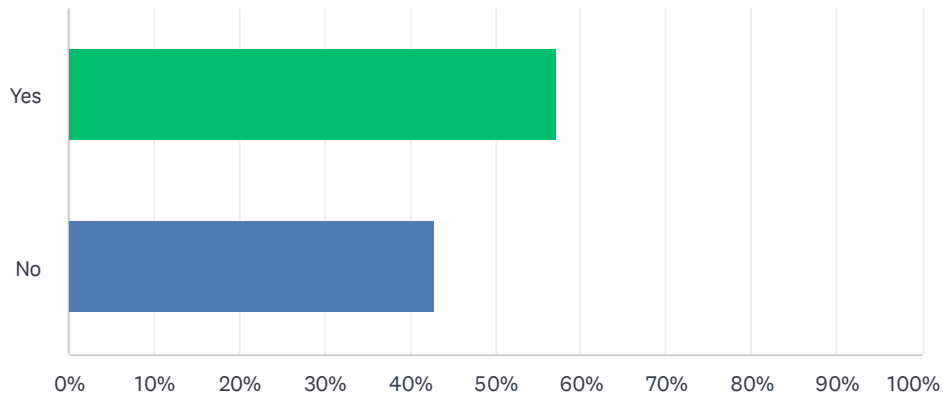
ANSWER CHOICES	RESPONSES	
Yes	14.29%	2
No	57.14%	8
Please specify	28.57%	4
TOTAL		14

Question Data Summaries

NOTE: Responses for Question #6 can be found in the individual responses.

Q1 Are you in support of the current rule in section 104.18.1.3 that 50 percent or more of the individual continuing education certification requirement be conducted in a live setting and the other 50 percent or less of the individual continuing education certification requirement be conducted online? Yes, or no?

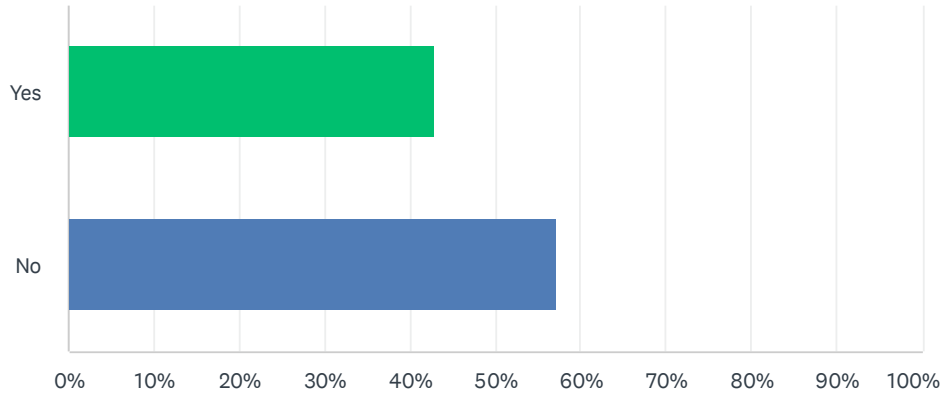
Answered: 7 Skipped: 0



ANSWER CHOICES	RESPONSES	
Yes	57.14%	4
No	42.86%	3
TOTAL		7

Q2 Are you in support of changing the current rule in section 104.18.1.3 that the individual continuing education certification requirement could be conducted at 100 percent online with the option to allow continuing education classes in a live setting also? Yes, or no?

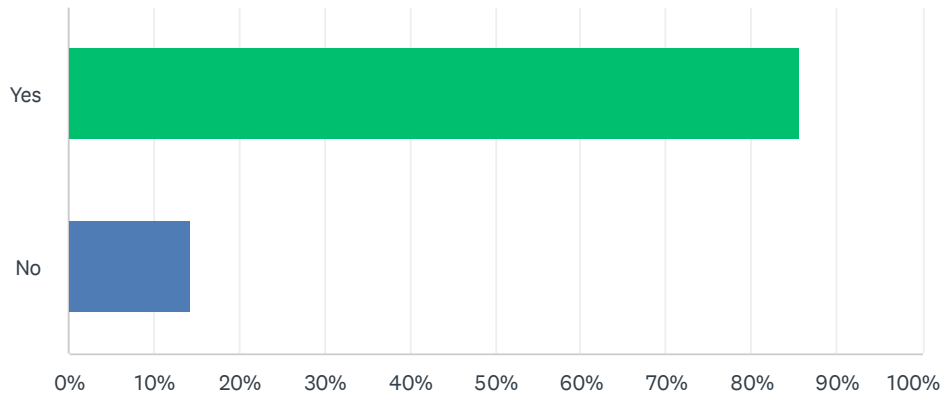
Answered: 7 Skipped: 0



ANSWER CHOICES	RESPONSES	
Yes	42.86%	3
No	57.14%	4
TOTAL		7

Q3 Are you in favor of retaining the 28-hour individual continuing education certification hour requirements as expressed in section 104.18.1.3? Yes, or no?

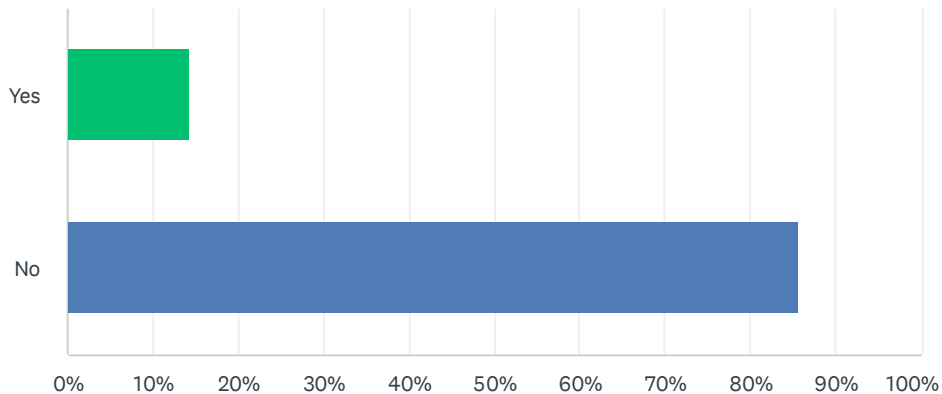
Answered: 7 Skipped: 0



ANSWER CHOICES	RESPONSES	
Yes	85.71%	6
No	14.29%	1
TOTAL		7

Q4 Are you in favor of lowering the individual continuing education hour requirements in section 104.18.1.3 to 24 hours? Yes, or no?

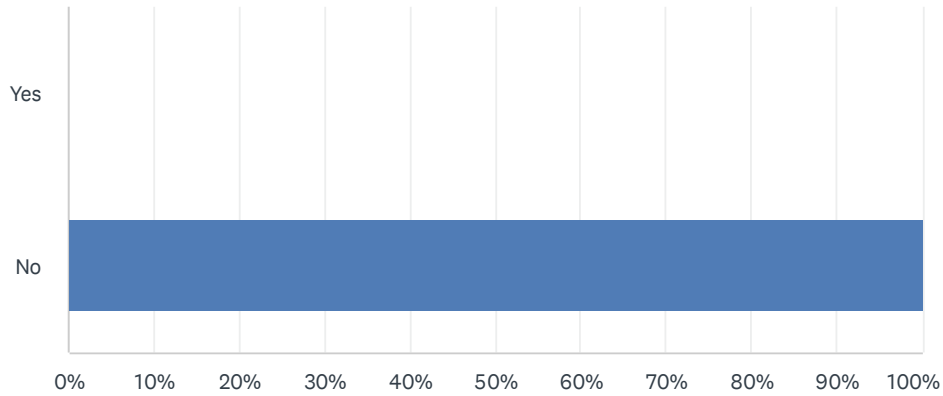
Answered: 7 Skipped: 0



ANSWER CHOICES	RESPONSES	
Yes	14.29%	1
No	85.71%	6
TOTAL		7

Q5 Are you in favor of lowering the individual continuing education hour requirements in section 104.18.1.3 to less than 24 hours? Yes, or no?

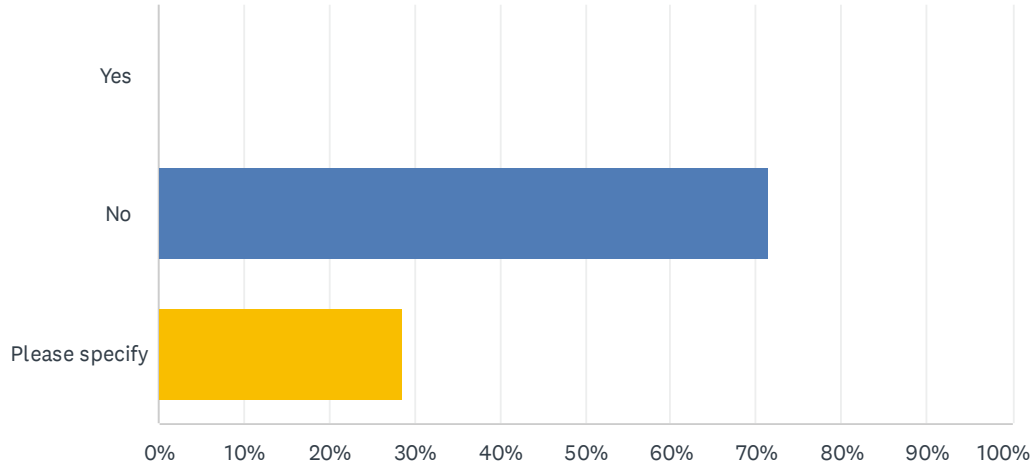
Answered: 7 Skipped: 0



ANSWER CHOICES	RESPONSES	
Yes	0.00%	0
No	100.00%	7
TOTAL		7

Q6 If you are in favor lowering the individual continuing education hour requirements in question #5, what amount of hours would you recommend?

Answered: 7 Skipped: 0



ANSWER CHOICES	RESPONSES	
Yes	0.00%	0
No	71.43%	5
Please specify	28.57%	2
TOTAL		7

104.18 Recertification of Building Departments and Building Code Inspection Enforcement Personnel.

104.18.1 All Building Departments shall be recertified biennially by BORA. To be recertified, all Building Officials, Assistant Building Officials, Chief Inspectors, Plans Examiners, and Inspectors who are presently certified by BORA, shall meet the following criteria and comply with the current requirements for initial certification:

104.18.1.1 Be currently certified by BORA.

104.18.1.2 Be presently employed by a governmental AHJ (Building Department) within Broward County. See Section 104.17.

104.18.1.3 All Building Officials, Assistant Building Officials, Chief Inspectors, Plans Examiners, and Inspectors, to be recertified shall obtain twenty-eight (28) contact hours within a two (2) consecutive calendar year biennial renewal period (starting January 1, on an even year, through December 31, of the next odd year) by attending classroom or online education courses, workshops, and seminars, any of which shall be approved by BORA, the Miami-Dade County Code Compliance Office, or the Florida Department of Business and Professional Regulation. Continuing education contact hours shall include courses approved as discipline specific category (courses which are specific to the code chapters enforced by the specific discipline) and non-discipline specific category. Specific courses mandated for license holders by the State of Florida Boards shall be classified as non-discipline specific, unless clearly indicated as discipline specific by a State agency. A minimum of one-half ($\frac{1}{2}$) of the twenty-eight (28) contact hours within a two (2) consecutive calendar year biennial renewal period shall be discipline specific category. Meetings of BORA Committees shall be counted as one (1) hour in the non-discipline specific category and professional association meetings shall be counted as not to exceed one (1) hour in the discipline specific category for a maximum of fourteen (14) contact hours within a two (2) consecutive calendar year biennial renewal period. Only a maximum of half of the twenty-eight (28) required contact hours can be attended online.

Exception: Due to the COVID-19 health emergency, for the 2020—2021 recertification cycle online courses approved by FL DBPR are acceptable for the twenty-eight (28) required contact hours. This exception expires on December 31, 2021.

104.17.11 Suspension of Certification Requirements.
See Section 113.11.7.

104.18 Recertification of Building Departments and Building Code Inspection Enforcement Personnel.

104.18.1 All Building Departments shall be recertified biennially by BORA. To be recertified, all Building Officials, Assistant Building Officials, Chief Inspectors, Plans Examiners, and Inspectors who are presently certified by BORA, shall meet the following criteria and comply with the current requirements for initial certification:

104.18.1.1 Be currently certified by BORA.

104.18.1.2 Be presently employed by a governmental AHJ (Building Department) within Broward County. See Section 104.17.

104.18.1.3 All Building Officials, Assistant Building Officials, Chief Inspectors, Plans Examiners, and Inspectors, to be recertified shall obtain twenty-eight (28) contact hours within a two (2) consecutive calendar year biennial renewal period (starting January 1, on an even year, through December 31, of the next odd year) by attending classroom or online education courses, workshops, and seminars, any of which shall be approved by BORA, the Miami-Dade County Code Compliance Office, or the Florida Department of Business and Professional Regulation. Continuing education contact hours shall include courses approved as discipline specific category (courses which are specific to the code chapters enforced by the specific discipline) and non-discipline specific category. Specific courses mandated for license holders by the State of Florida Boards shall be classified as non-discipline specific, unless clearly indicated as discipline specific by a State agency. A minimum of one-half (1/2) of the twenty-eight (28) contact hours within a two (2) consecutive calendar year biennial renewal period shall be discipline specific category. Meetings of BORA Committees shall be counted as one (1) hour in the non-discipline specific category and professional association meetings shall be counted as not to exceed one (1) hour in the discipline specific category for a maximum of fourteen (14) contact hours within a two (2) consecutive calendar year biennial

renewal period. Only a maximum of half of the twenty-eight (28) required contact hours can be attended online.

Exception: Due to the COVID-19 health emergency, for the 2020–2021 recertification cycle online courses approved by FL DBPR are acceptable for the twenty-eight (28) required contact hours. This exception expires on December 31, 2021.

104.18.1.4 Prorating of continuing education contact hours. For any person newly certified, the required continuing education is prorated according to the number of months remaining in the renewal period. To determine the continuing education required, divide the number of months remaining in the renewal period from the time of certification by twenty-four (24) and multiply the result by twenty-eight (28). The result, rounded up to the next round number, is the number of continuing educational hours required. Half of these hours shall be discipline specific. Any person newly certified within less than six (6) months remaining in the renewal period shall not be required to have any continuing educational credits.

104.18.2 A previously employed Building Official, Assistant Building Official, Chief Inspector, Plans Examiner or Inspector may be recertified biennially upon the presentation of twenty-eight (28) contact hours of education accumulated during the previous two (2) consecutive calendar years.

104.18.3 If certification is not renewed and allowed to lapse, the application for recertification shall be accompanied with proof acceptable to BORA that the twenty-eight (28) contact hour requirement of continued education has been met.

104.18.4 By December 5 of the second year (the odd-numbered year) of a biennially renewal period, on a form as approved by BORA, each Building Official shall submit to BORA a list of currently employed personnel who are to be recertified for the ensuing new biennial renewal period, on a form as approved by BORA. Recertification is to be effective on January 1 of each biennial renewal period (the even-numbered year).

104.19 Fire Prevention Bureau. A Fire Prevention Bureau shall be established within the fire department, under the direction of the Fire Chief, which shall con-