

**FLORIDA BOARD OF GOVERNORS  
NOTICE OF PROPOSED REGULATION AMENDMENT**

**DATE:** January 26, 2015

**REGULATION NUMBER AND TITLE:** Regulation 14.020 University supervision of Construction Accounts

**SUMMARY:** This regulation was last amended in March 27, 2008. Since that time, several significant changes have been made to Chapter 633, Fire Prevention and Control, and Chapter 1013, Educational Facilities, Florida Statutes.

The proposed revision to the regulation provides authority for the review of construction documents by certified firesafety inspectors, as an alternative to staff of the State Fire Marshal's Office. Additionally, the regulation language has been modified to parallel the statutory requirements found in Section 1013.38, Florida Statutes, which directs boards, and not the university president, to ensure that facilities comply with building codes and life safety codes.

The proposed language was developed in conjunction with university staff. No adverse impact has been identified by adoption of these regulations.

**FULL TEXT OF THE REGULATION IS INCLUDED WITH THIS NOTICE.**

**AUTHORITY TO PROPOSE REGULATION(S):** Article IX, Section 7, Florida Constitution; Subsection 1013.02(b), Florida Statutes; Board Regulation Development Procedure

**THE BOARD OF GOVERNORS' OFFICIAL INITIATING THE PROPOSED REGULATION:** Chris Kinsley, Director of Finance & Facilities

**COMMENTS REGARDING THE PROPOSED REGULATION SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE CONTACT PERSON IDENTIFIED BELOW.** The comments must identify the regulation on which you are commenting:

General Counsel, Board of Governors, State University System, 325 W. Gaines Street, Suite 1614, Tallahassee, Florida 32399, (850) 245-0466 (phone), (850) 245-9685 (fax), or [generalcounsel@flbog.edu](mailto:generalcounsel@flbog.edu).

## 14.020 University Supervision of Construction Program

- (1) The university shall be responsible for the administration of all projects.
- (2) The University Facilities Office is responsible for liaison with the project architect/engineer for the duration of the project, and shall review all plans for program compliance and ensure that any deviations from the approved building program are corrected; or where significant modifications from the approved program are desired, the University Facilities Office shall be responsible for preparing and obtaining from the president approval of the change. During the design and construction of a project, the university is the enforcing agency for the requirements of codes and statutes.
- (3) The ~~board of trustees president~~ or designee shall ascertain that all projects comply with all applicable codes and standards, including the appropriate sections of the Florida Building Code and the Florida Fire Prevention Code. The ~~board of trustees president~~ or designee shall submit completed construction documents to ~~the State Fire Marshal's Office~~, a certified firesafety inspector as provided in section 633.216, Florida Statutes, for review and approval. Alternatively, for purposes of compliance with the Florida Fire Prevention Code, a board of trustees may submit the completed construction documents to the State Fire Marshal for review and approval. Periodic inspections of the project during each phase of construction to determine compliance with the Florida Building Code and the Florida Fire Prevention Code are required. Documentation of compliance with this section must be maintained as part of the construction record file.
- (4) For the use of the Certification and Selection Committee in evaluation of past performance, each architectural or engineering firm under contract shall be evaluated. When completed, a copy of the rating shall be distributed to the rated firm with instructions regarding the appeal process. Any rating may be appealed within 30 days of the rating date by the rated firm. In the event of appeal, the rating shall be reviewed in the manner set forth in Regulation 14.022(2) and (4), for appeals of disqualification of contractors.

Authority: Section 7(d), Art. IX, Fla. Const., Section 1013.38 (2), Florida Statutes, History-Formerly 6C-14.020, 12-30-79, Amended 8-11-85, 4-8-86, 1-24-89, 11-28-90, 6-5-96, 1-13-99, Amended and Renumbered as 14.020, 3-27-08, \_\_\_\_\_.