



# Glass Facts

January - March 2015

## SEGA Chairman's Message



As I sit and write this message, the realization pops into my brain that we are moving at warp speed, or I should say that time seems to be moving at warp speed! Where did the first quarter of 2015 go? It is already April 2015, and like all of us in the glass

business, we are all zoned in trying to get work kicked off or still trying to acquire more work for the year or battling all the other day-to-day functions of running a business. I was sitting in my office the other day doing some of the stuff I just mentioned above, and my telephone rings. It's a local architect on the other end of the phone. After the normal introduction, he asked if I can offer some information on something that my competitors in the glass business, along with myself, have been doing in regard to discounting the wind pressures by using a .6 multiplier and also talk about the difference in Ultimate wind speed numbers and Nominal wind speed numbers. That is a lot of explaining to do to describe those two questions folks. So, I gave him the condensed version.

You see John, it's like this, the wind speed maps shown in 1609A and 1609B of the current 2010 Florida Building code are published with ultimate wind speeds based on three second gust and not the fastest mile per hour as the previous ASCE 7-05 maps. The ultimate numbers reflect the maximum allowable stress, or as a close friend and engineer put it in laymen's terms to make it easier to understand, to the point of failure or destruction. The code allows you to take the numbers reflected in 1609A for risk category

II and risk category III except for healthcare buildings to use a .6 multiplier to establish the design pressures that are allowed to be used for these risk categories. This reduced number now becomes the working design pressure for the product, window, storefront, curtainwall, etc. Manufacturers all design and develop product to meet and conform to a specific design pressure. Wind speed is a part of the equation, but not the factor so much, when it has to do with the performance of a particular product. So, with that answer, my good friend John the Architect seemed to be satisfied; however, I am not sure he totally grasped the full meaning and concept of what I had just explained to him.

Just as we are getting to feel good about knowing our way around the current code, get ready for a new name change as well as a new code here in Florida folks. The new Florida Building Code Fifth Edition, as it will be called, is slated to roll into effect July 1 of this year. For us glass folks, it will have some new things . . . nothing earth shaking but more detailed requirements regarding curtainwall and three and four sided silicone glazing systems, etc. More requirement for sealant compliance and certifications by the sealant manufacturers in regard to bonding to metal, finishes and glass and anything over two sided structural will require application to be done in a shop environment. Unitized wall appears to be getting closer and closer to the mainstream here in Florida folks. The biggie, however, will be the energy code requirements. These requirements will drive the demand for triple silver coatings in the high performance low-e's and more tinted substrates. Yes, "the codes are a changing" until next time.

*Sincerely,*

*Woody Watters  
SEGA Chairman*

## SEGA 2015 OFFICERS

### **Chairman of the Board**

Woody Watters  
Pensacola Glass Company

### **Vice Chairman**

Will Smith  
Glazing Consultants International, LLC

## SEGA 2015 DIRECTORS

Thomas Lee, IV, – Lee & Cates Glass  
Keith Leombruno – LMG Glass and  
Mirror, Inc.  
Jeff Miller – Lore L. Ltd.

### **SEGA CONSULTANT**

Roland “Stoney” Stonaker  
6741 Hidden Creek Boulevard  
St. Augustine, FL 32086  
Phone: (904) 806-3949  
FAX: (904) 797-4473  
E-mail: [stoneystonaker@yahoo.com](mailto:stoneystonaker@yahoo.com)

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### **SEGA OFFICE**

231 West Bay Avenue  
Longwood, FL 32750-4125  
Phone: (407) 831-7342  
FAX: (407) 260-1582  
Website: [www.southeastglass.org](http://www.southeastglass.org)

### **SEGA STAFF**

R. Bruce Kershner,  
Executive Director  
E-mail: [bruce@southeastglass.org](mailto:bruce@southeastglass.org)

Julie A. Kershner,  
Assistant Executive Director  
E-mail: [julie@southeastglass.org](mailto:julie@southeastglass.org)

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Please submit your news releases, articles and comments for this publication to the SEGA office, attention: Julie, 231 West Bay Avenue, Longwood, FL 32750-4125. Advertising Space is also available. Please call the SEGA office at (407) 831-7342 for current rates and information.

## SOUTHEAST GLASS ASSOCIATION CALENDAR OF EVENTS 2015

### **April**

8-10 ..... CILB Board of Director's and Committee Meetings, Embassy Suites, Tampa-USF

### **May**

13-15 ..... CILB Board of Director's and Committee Meetings, TBA  
TBA. SEGA Board of Director's Meeting Conference Call

### **June**

10-12 ..... CILB Board of Director's and Committee Meetings, The Bohemian Celebration Hotel, Celebration  
TBA ..... Glass & Glazing Specialty License Exam

### **July**

8-10 ..... CILB Board of Director's and Committee Meetings, One Ocean Resort & Spa, Atlantic Beach

### **August**

12-14 ..... CILB Board of Director's and Committee Meetings, TBA  
TBA. SEGA Board of Director's Meeting Conference Call

### **September**

9-11 ..... CILB Board of Director's and Committee Meetings, Embassy Suites – Fort Lauderdale, Fort Lauderdale  
16-18 ..... GlassBuild America: The Glass, Window & Door Expo, Las Vegas Convention Center in Las Vegas, NV

### **October**

14-16 ..... CILB Board of Director's and Committee Meetings, TBA  
TBA ..... Glass & Glazing Specialty License Exam

### **November**

11-13 ..... CILB Board of Director's and Committee Meetings, Embassy Suites Orlando – North, Altamonte Springs  
TBA. SEGA Board of Director's Meeting Conference Call

# SEGA Legislative Report

**By R. Bruce Kershner – Director of Government Affairs**

The 2015 Legislative Session hurtled towards the halfway point on Wednesday, April 1 – coincidentally April Fools' Day. Regular House subcommittees held their last round of meetings in week four, and **House Speaker Steve Crisafulli** is signaling that he doesn't plan on allowing them to meet in the second half of the session. Only a few Appropriations subcommittees will be meeting in the House. That means that bills that haven't cleared those subcommittees are in deep trouble. We are also approaching the Easter and Passover holidays, with the Legislature taking Friday, April 3 and Monday, April 6 off.

The House and Senate Appropriations Committees spent hours on Wednesday passing out their respective budgets sending their proposals to the floor for final consideration. The Legislature could face a bumpy road to Florida's final budget as the House and Senate work to bridge the almost \$5 billion gap between their budget proposals in the next several weeks. The Senate budget comes in at \$80.425 billion, which easily makes it the largest budget in history. The Governor's and House's proposed budgets come in under the current budget.

The House and Senate are also taking very different approaches when dealing with the issue of gambling. The House Regulatory Affairs Committee held a four hour workshop on **House Majority Leader Dana Young's** comprehensive gaming proposal. **Senator Bradley**, Chair of the Senate Regulated Industries Committee, is trying to advance the discussions on the Seminole Compact with the Tribe and other stakeholders. Both proposals remain a heavy lift for this session.

Another area where the two chambers are miles apart is health care spending. The Senate is pretty committed to properly funding health care using federal money, while the House has dug in to get it done with just state funds. This one issue alone accounts for about half of the budget difference between the two chambers. This one issue could also force the session into overtime.

The following is a list of some of the bills that we have been following along with a brief description and the status of the bill:

## **Elimination of Lien Rights**

**Representative Richard Corcoran (R—Lutz)**, who is slated to be Speaker of the Florida House in 2016, believes that owners of residential homestead property (or property intended to be homestead or primary residence) should not be subject to liens of persons who are not in direct contract (privity) with the owner. Typically, this would be the general contractor under new construction or a renovation but could be other types of contractors under repair situations. Though a bill was never filed, we must continue to be vigilant of an amendment during the final days of session.

We support the preservation of statutory lien rights for contractors, subcontractors and/or material suppliers. Any proposed material change to those rights would need to be carefully studied by all industry stakeholders.

## **Post Loss Assignment of Insurance Benefits (CS/CS/HB 669 by Tobia/CS/SB1064 by Hukill)**

This issue continues to be contentious and one members of SEGA are very concerned about. The bill is ambiguous and could easily be construed to include "all property" both personal and real. SEGA members should be very concerned with the potential impact, if passed, that the bill will have on independent glass shops. I have been meeting with other lobbyists/attorneys in a coalition who oppose the bill in its current form. I have been working with them very closely on this issue and will continue to do so.

The Legislature feels compelled to do something about the abuses that have escalated in South Florida with over 9,000 cases reported in the last year where roofing and water remediation contractors are suing insurance carriers for loss repairs that have been assigned. Unfortunately, these bills affect everyone – not just the bad actors. Small auto glass dealers will not be able to compete with Safelite if they cannot take an assignment of benefits and replace a window the same day without charging the customer. What happens in the middle of the night when your home floods and you call a remediation company – you will have to pay them if you cannot assign your insurance benefits. The Bill of Rights amendments adopted last week in the House were not adopted in the Senate this week and were then taken off the House Bill when it was heard again in the Civil Justice Subcommittee. All the bill allows is assignment up to \$3,000 for the repair company to be a co-payee on the check but not to pursue collection of the claim. That will be solely up

to the policy holder. This bill, if passed, will allow the insurance companies to have more control in paying the claim in addition to mandating the amount of money they will pay on a specific claim.

**STATUS:** **CS/CS/HB 669** is in the House Regulatory Affairs Committee, its last committee reference. **CS/SB 1064** is in the Senate Judiciary Committee and has one additional committee reference.

**Local Government Construction Preferences (CS/CS/HB 113 by Perry/CS/CS/SB 778 by Hays)**

The bill would prohibit any local laws that give preference to a local contractor on a capital improvement project where 50% or more of the cost will be paid from state-appropriated funds. This bill has been filed annually for the past several years without much success. This year, however, the bill is moving despite continuing opposition from cities and counties.

**STATUS:** **CS/CS/HB 113** is in the House State Affairs Committee, its last committee reference. **CS/CS/SB 778** has been placed on the Senate Special Order Calendar for Wednesday, April 8.

**Public-Private Partnerships/Public Records & Public Meetings (CS/HB 63 by Steube/CS/HB 65 by Steube & CS/CS/SB 824 and CS/SB 826 by Evers)**

Florida adopted uniform requirements for “Public-Private Partnerships” (now F.S. 287.05712) in 2013. The statute defines and generally lists opportunities where a PPP is appropriate. These bills would further expand those requirements to the State University System and adopt many of the technical recommendations made by the PPP Study Commission. The accompanying public records bills create a public records exemption for the submission of an unsolicited proposal.

**STATUS:** **CS/HB 63** is in the House Appropriations Committee and has one additional committee reference. **CS/HB 65** is in the House State Affairs Committee, its last committee reference. **CS/CS/SB 824** is in the Senate Fiscal Policy Committee, its last committee reference. **CS/SB 826** is in the Senate Fiscal Policy Committee, its last committee reference.

**Building Codes (The Coalition Bill) (CS/CS/HB 915 by Eagle/CS/SB 1232 by Simpson)**

This annual “construction” bill, which has a piece or part for almost every member of the Construction Coalition, is the most likely target for any amendments relating to lien law. Provisions of the bill relate to phased permitting, commercial pools, plug in landscape lighting, connection of water lines by LP gas installers and amendments to the Homeowners’ Construction Recovery Fund.

**STATUS:** **CS/CS/CS/HB 915** is in the House Government Operations Appropriations Subcommittee and has one additional committee reference. **CS/SB 1232** is in the Senate Community Affairs Committee and has one additional committee reference.

## 2015 National Safety Stand-Down in Construction Launches Soon!



Building on its unprecedented participation from last year’s event, OSHA has announced this year’s Fall Safety Stand-Down to prevent falls in construction, scheduled for May 4–15, 2015. Last year, tens of thousands of employers and more than 1 million workers across the country joined OSHA in a week-long construction Fall Safety Stand-Down, the largest occupational safety event ever hosted in the United States.

“With the economy on the rebound and housing starts on the rise, now is the time for all of us to renew our commitment to sending workers home safe every night,” said Secretary of Labor Thomas E. Perez. “Last year’s Stand-Down showed us what employers and workers sharing that commitment can accomplish. Responsible employers understand that safety is not a luxury – it is a necessity.”

During the 2015 two-week stand-down, employers and workers will pause during their workday to focus on preventing fatalities from falls through talks, demonstrations and trainings.

OSHA and its partners hope to reach 3 million

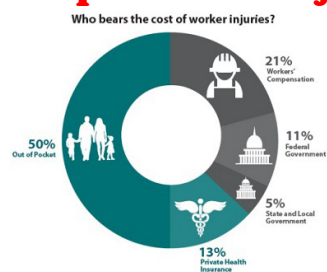
workers during the 2015 National Safety Stand-Down to prevent falls in construction, and you can help! We encourage you to spread the word by re-tweeting and posting our message to reach workers across the nation through social media. Starting this month, the Department of Labor [Twitter](#), [Facebook page](#) and [blog](#) will feature stand-down event information, important statistics, stories and links to OSHA materials.

Last year more than 1 million employers and workers across the country joined the effort, making it the largest occupational safety event ever hosted in the United States. With your help we can make this year's event even bigger and help save lives!

By visiting the [2015 Stand-Down page](#), you can learn about local events and download or order free fall prevention training materials in both English and Spanish, including the new [2015 Stand-Down poster](#) (PDF\*).

## Adding Inequality to Injury: The Costs of Failing to Protect Workers on the Job

### “Employers must do more to prevent injuries”



A [new report](#) released by OSHA explores the substantial impact of workplace injuries and illnesses on income inequality. Despite the decades-old legal requirement that employers provide workplaces free of

serious hazards, every year, more than three million workers are seriously injured, and thousands more are killed on the job. The report states these injuries can force working families out of the middle class and into poverty, and prevents families of lower-wage workers from attaining greater economic opportunity. “For many, a workplace injury or illness means the

end of the American dream, and the beginning of a nightmare,” said Dr. David Michaels, assistant secretary of labor for occupational safety and health. “Employers must do more to prevent these injuries from happening in the first place and insure that when they do, workers receive the benefits to which they are entitled.”

OSHA is asking workers who have been affected by the cost of a workplace injury to [share their story](#). For more about this [report](#) (PDF\*) and read Dr. Michaels' recent [blog post](#).

## New Reporting Requirements: Employers Required to Report Fatalities and Severe Injuries and Illnesses Recordkeeping Rule



As of January 1, 2015, employers covered by federal OSHA are now required to report work-related fatalities within 8 hours and work-related in-patient hospitalizations, amputations and losses

of an eye within 24 hours of finding out about the incident.

Previously, employers were required to report all workplace fatalities and when three or more workers were hospitalized in the same incident. The updated reporting requirements have a life-saving purpose: they will enable employers and workers to prevent future injuries by identifying and eliminating the most serious workplace hazards.

Employers currently have two options for reporting these severe incidents to OSHA. They can call their [nearest area office](#) during normal business hours or they can call the 24-hour OSHA hotline at 1-800-321-OSHA (1-800-321-6742). For more information and resources, visit OSHA's [Web page](#)

on the updated reporting requirements and watch OSHA's new **YouTube video**, where Dr. David Michaels, assistant secretary of labor for occupational safety and health, explains the new reporting requirements.

**As of January 1, 2015:**

**All employers\* must report:**

- **Work-related fatalities within 8 hours**

**Within 24 hours, work-related:**

- **Inpatient hospitalizations**
- **Amputations**
- **Losses of an eye**

**How to Report Incident**

- **Call 1-800-321-OSHA (6742) (can be used during all hours)**
- **Call your nearest OSHA area office, during normal business hours ([www.osha.gov/html/RAmap.html](http://www.osha.gov/html/RAmap.html))**

*\*Employers under federal OSHA's jurisdiction were required to begin reporting by January 1, 2015. Establishments in a state with a state-run OSHA program should contact their state plan for the implementation date.*

## OSHA Publications Accessible on Smartphones and Tablets; Safety and Health Information Bulletins Available



If you use a smartphone or a tablet on the job, important worker safety and health information is a click away. Dozens of electronic publications can be downloaded at no cost from OSHA's Publications Web page. To order publications, contact OSHA's Publications Office at (202) 693-1888.

Safety and Health Information Bulletins are also now

accessible on OSHA's publications page. SHIBs help raise awareness of significant occupational safety and health issues concerning hazard recognition, evaluation and control in the workplace and at emergency response sites. The documents focus on various topics such as bloodborne pathogens, confined spaces, construction operations, and health and safety hazards to help employers and safety professionals provide a safe and healthful workplace for workers.

## OSHA Seeks Membership Nominations for Whistleblower Protection Advisory Committee

OSHA is now accepting nominations for members to serve on the **Whistleblower Protection Advisory Committee**. The committee was established to advise and make recommendations to the secretary of labor and the assistant secretary for OSHA on ways to improve the fairness, efficiency, effectiveness and transparency of OSHA's whistleblower protection activities. Six positions will become vacant December 1, 2015, to serve on the 12-member committee for a two-year term. Nominations will be accepted from those interested in representing management (2), labor (2), the public (1) and State Occupational Safety and Health Plan states (1). Nominations may be submitted electronically at <http://www.regulations.gov/>, by mail or facsimile and must be submitted by May 18, 2015.

## Registered Contractor License Renewal Reminder

Just a reminder that the Registered Contractor licenses issued by the Department of Business and Professional Regulation (DBPR) are up for renewal on August 31, 2015.

Current law requires licenseholders to obtain 14 hours

of continuing education with at least one hour in workplace safety, one hour in workers' compensation, one hour in business practices, one hour in the advance building code module, one hour in laws and rules (Chapter 489) and one hour in wind mitigation (this requirement only affects general, residential, building, roofing and glass and glazing contractors).

## Welcome New Member

SEGA extends a hearty welcome to the following new member. We thank them for joining our association and look forward to their participation in helping this association achieve its goals.

### **Alerion Door & Glass, Inc.**

Tom Church  
725 Clearlake Road  
Cocoa, FL 32922  
Phone: (321) 799-8500  
FAX: (321) 636-2805  
E-mail: [tomadg@bellsouth.net](mailto:tomadg@bellsouth.net)  
Glass & Glazing Contractor

## Not a Member of SEGA?

Are you receiving the Glass Facts but are not a member of SEGA? Need help with the glass and glazing licensing process? Join SEGA today for as low as \$225 per year.

To take advantage of this pricing today and join the southeast's premier glass and glazing trade association, [please click here for a SEGA Membership Application](#) or contact the association office at (407) 831-7342 and request a membership application.

## Division of Workers' Compensation Offers Free Classes

The Florida Department of Financial Services, Division of Workers' Compensation, is offering free classes regarding

Florida's workers' compensation laws and workplace safety to business owners, licensed contractors and employers.

Workers' compensation topics covered include:

- Review of Key Statutory Definitions
- Contractor Responsibilities
- Exemptions
- Insurance Coverage Requirements
- Enforcement Provisions

Workplace safety topics presented by OSHA (U.S. Dept. of Labor, Occupational Safety and Health Administration) include:

- Direct and Indirect Costs
- Inspections
- Florida Fatalities

The following is a list of dates and times for future sessions.

### **April 14, 2015**

Pensacola  
9:00 a.m. – 12:00 noon  
Division of Workers' Compensation  
610 East Burgess Road  
Pensacola, FL 32504

### **April 21, 2015**

Jacksonville  
9:00 a.m. – 12:00 noon  
State of Florida Jacksonville Regional Service Center  
921 North Davis Street, Building B, Room 350  
Jacksonville, FL 32209

### **May 6, 2015**

2:00 p.m. – 3:00 p.m. EST  
Workers' Compensation  
WEB Based class

### **May 7, 2015**

2:00 p.m. – 3:00 p.m. EST  
Workplace Safety  
WEB Based class

### **May 19, 2015**

Miami  
9:00 a.m. – 12:00 noon  
State of Florida Rhode Building  
401 N.W. 2nd Avenue, South Tower, Room S-123  
Miami, FL 33128

**May 19, 2015**

Tampa  
9:00 a.m. – 12:00 noon  
State of Florida Park Trammel Building  
1313 North Tampa Street, Suite 605  
Tampa, FL 33603

**June 2, 2015**

Lantana  
9:00 a.m. – 12:00 noon  
Gold Coast Schools  
6216 South Congress Avenue, Classroom A  
Lantana, FL 33462

**June 9, 2015**

Tallahassee  
9:00 a.m. – 12:00 noon  
Hartman Building  
2012 Capital Circle SE, Room 102  
Tallahassee, FL 32399

**June 10, 2015**

2:00 p.m. – 3:00 p.m. EST  
Workers' Compensation  
WEB Based class

**June 11, 2015**

2:00 p.m. – 3:00 p.m. EST  
Workplace Safety  
WEB Based class

**June 15, 2015**

Orlando  
9:00 a.m. – 12:00 noon  
State Office Building  
Hurston Complex  
400 West Robinson Street, North Tower, Conference  
Room N-101  
Orlando, FL 32801

The Division of Workers' Compensation is an authorized provider (Provider Number: 0004354) for continuing education purposes through the CILB. Course Number: 0010118 – one hour satisfies the workers' compensation requirement and Course Number: 0010630 – one hour satisfies the workplace safety requirement.

Advanced registration is required. The form is available on the Division's website at [www.myfloridacfo.com/WC](http://www.myfloridacfo.com/WC). For additional information,

e-mail [bocseminars@MyFloridaCFO.com](mailto:bocseminars@MyFloridaCFO.com), or call (813) 221-6518.

## CILB Update

### ADVERTISING: Signs to Social Media, License Numbers Required!

Advertising is important to Florida contractors and can make the difference between a great business year and just making ends meet. Florida contractors have many new ways of promoting their businesses with the increased use of internet websites and the advent of social media technologies. As advertising evolves, it is important for Florida contractors to remember that their license number must be included in all offers of service, bids, business proposals, contracts or advertisements, regardless of the medium. Pursuant to **Rule 61G4-12.011, F.A.C.**, advertisements include any electronic media including Internet sites. So please remember to include your license number on your websites, social media pages and other advertisements.

If you have any questions regarding advertising requirements please review the Construction Industry Licensing Board's **FAQs** or you may contact the Department's Customer Contact Center at (850) 487-1395.

### Corporations and LLC's: Time to File Your 2015 Annual Report

If your business is a Corporation (INC) or a Limited Liability Company (LLC), the deadline to file your Annual Report with the Division of Corporations is May 1.

All profit corporation, limited liability company and limited partnership annual reports filed after midnight EST on May 1 will incur a \$400 non-negotiable late fee. Entities which fail to file their report will be administratively dissolved or revoked on September 25, 2015.

Annual reports have to be filed online at [www.sunbiz.org](http://www.sunbiz.org).