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|---|---|
| **From:** | Darius Grimes |
| **To:** | Cindy Walden |
| **Subject:** | RE: NOTICE OF PROPOSED RULEMAKING OIR-B1-1802 UNIFORM MITIGATION VERIFICATION INSPECTION FORM |
| **Date:** | Friday, May 27, 2011 8:31:36 AM |
| **Attachments:** | image001.png |

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Thanks, 2 definitely needs work and I did see the Secure Door v Office of Insurance Regulation Administrative hearing but his argument is weak and seems designed to carve out a special exception for his product.

The International Hurricane Protection Association (IHPA) was instrumental in getting new legislation included in SB 849 this year that authorizes the AG to pursue any entity or party that represents their product as a hurricane or windstorm device if it has not passed the testing and received a FBC or Miami-Dade Product Approval required of these devices, for garage doors that would require ANSI/DASMA 115 under Answer A in Section 9 the Secure Door brace does not meet that standard.

You might want to pass that along to Mike and let me know if he has any questions. Here is the specific language:

> Florida SB 849e2- A product may not be advertised, sold, offered, provided, distributed, or marketed as hurricane, wind storm, or impact protection from wind-borne debris from a hurricane or wind storm unless it is approved pursuant to s. 553.842 or s. 553.8425. Any person who advertises, sells, offers, provides, distributes, or markets a product as hurricane, windstorm, or impact protection from wind-borne debris without such approval is subject to the Florida Deceptive and Unfair Trade Practices Act under part II of chapter 501 brought by the enforcing authority as defined in s. 501.203.
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**From:** Cindy Walden [mailto:cindy.walden@floir.com]
**Sent:** Friday, May 27, 2011 7:11 AM
**To:** darius@disaster-smart.com
**Subject:** RE: NOTICE OF PROPOSED RULEMAKING OIR-B1-1802 UNIFORM MITIGATION VERIFICATION INSPECTION FORM

Hi Darius ,

The Notice as based on the form that went before the FSC last fall, prior to the rule freeze. That version incorporated the law changes and addition of home inspectors. However, we have routed another copy to our Management/Legal team with changes your workgroup has suggested as well as ARA. Frank is supposed to submit a revised draft today. Several areas of the form appear to need work, including #2 and #9. But I'll share your comments with Steve Fredrickson and Mike Milnes as additional support to include technical language changes as well. I'll update as soon as I hear back from Mike on this, he will meet with Belinda Miller next week.

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**From:** Darius Grimes [mailto:darius@disaster-smart.com]
**Sent:** Friday, May 27, 2011 7:51 AM
**To:** Cindy Walden
**Subject:** NOTICE OF PROPOSED RULEMAKING OIR-B1-1802 UNIFORM MITIGATION VERIFICATION INSPECTION FORM

Do you know if they intend to try and clean up Section 2 at this time? Looks like they are going to limit this one to the statutory changes for who can sign?

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