

**FLORIDA BOARD OF GOVERNORS
NOTICE OF APPROVED REGULATION AND AMENDMENTS**

Date: February 6, 2008

REGULATION TITLES AND NUMBERS: 14.020 for University Supervision for Construction Contracts

SUMMARY: 14.020 University Supervision of Construction Program regulation is amended to update references related to governance and is amended to allow university presidents to assign a designee to assure compliance with applicable codes and standards. The regulation is further amended designating the University Facilities Office as liaison for approval of significant facility program changes.

FULL TEXT OF THE REGULATION: The full text of the proposed amended regulation is posted on BOG's Website at www.flbog.org. The full text of the existing regulation is posted on BOG's Web site at www.flbog.org/BOG_regs. In addition, the full text of the regulation is available upon request to the Office of the Chancellor, which can be contacted at (850) 245-0466.

AUTHORITY TO ADOPT/ AMEND/ REPEAL REGULATION: Section 7(d), Art. IX, Fla. Const.; BOG Regulation Development Procedure dated March 23, 2006.

BOARD OF GOVERNORS' OFFICIAL INITIATING ADOPTION/ AMENDMENT/ REPEAL OF REGULATIONS:

Chris Kinsley, Director, Finance and Facilities

COMMENTS REGARDING ADOPTION/ AMENDMENT/ REPEAL OF REGULATIONS SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE CONTACT PERSON IDENTIFIED BELOW. The comments must identify the regulation(s) on which you are commenting.

THE PERSON TO BE CONTACTED REGARDING ADOPTION/ AMENDMENT/ REPEAL OF REGULATION IS: Vikki R. Shirley, General Counsel, Board of Governors, State University System 325 W. Gaines Street, Tallahassee, Florida 32399, (850) 245-0466 (phone), (850) 245-9685 (fax), generalcounsel@flbog.org.

6C-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 ~~deviations~~ from the approved program are desired ~~in the planning process~~, the University Facilities Office shall be responsible for preparing and obtaining from the president approval of the change amendment to the building program before further development of the plans. During the design and construction of a project, the university is the enforcing agency for the requirements of codes and statutes.

~~(3) The president shall provide the necessary liaison in the preparation of all change orders and shall approve or disapprove change order proposals. not affecting the approved program of the project in accordance with guidelines developed by the Chancellor. Where change orders cause the authorized budget to be exceeded, the change order shall be subject to prior budget amendment. Where change orders are outside the scope of the approved program, the change order shall be subject to prior program approval by the Chancellor.~~

(4) The president or designee shall ascertain that all projects comply with all applicable codes and standards. Prior to the university placing an advertisement for bids, the president or designee shall submit completed construction documents to the State Fire Marshal's Office for review and approval.

(5) For the use of the Certification and Selection Committee in evaluation of past performance, each architectural or engineering firm under contract shall be evaluated ~~no less than annually while under contract~~. 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 ~~subsections~~ Regulation 6C-14.022(2) and (4), F.A.C., of these rules, for appeals of disqualification of contractors.

Authority : Section 7(d), Article IX, Florida Constitution; Formerly Implemented F.S. 240.209(1), (3)(p), (q), (r) Implemented 240.209(1), (3)(p), (q), 255.25(5), 287.055(3)(d). History--Formerly Rule 6C-14.20. New 12-30-79, Amended 8-11-85, 4-8-86, 1-24-89, 11-28-90, 6-5-96, 1-13-99, 11-06-07.