

OFFICE OF THE ATTORNEY GENERAL

THE CAPITOL

TALLAHASSEE, FLORIDA 32399-1050

Reply to:
Office of the Attorney General
Administrative Law Section
PL - 01, The Capitol
Tallahassee, Florida 32399-1050
(850)414-3300; SunCom 994-3300

CHARLIE CRIST
Attorney General
State of Florida

June 18, 2004

Florida Roof Deck Association
4125 Pecan Branch Road
Tallahassee, FL 32309-5558

Re: Your letter dated December 18, 2003, regarding Lightweight Insulating Concrete Roof Decks and responsive letters from CILB

Dear Ms. Lawson:

As counsel to the Construction Industry Licensing Board, I have been requested to provide the Board's clarification of previous responses to your inquiry regarding Lightweight Insulating Concrete.

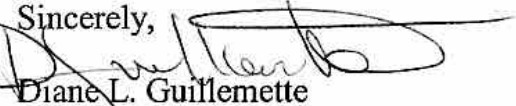
Representatives of your association and representatives from the City of Coral Gables and Miami Dade County were present at the duly noticed hearing of the Construction Industry Licensing Board on June 11, 2004, in Coral Gables, Florida. After input from all the parties wishing to speak and reconsideration of the issue, the Construction Industry Licensing Board has determined that the Board's letter of April 13, 2004 should be rescinded.

The Board reaffirms its letter of February 9, 2004 which states that the Board has determined that insulating concrete fill (also known as lightweight insulating concrete), as described in Section 1917 of the Florida Building Code, is insulating material and not structural in nature. Since lightweight insulating concrete does not affect the structure, its application does not require either a general, building or roofing contractor's license.

Please keep in mind that this opinion is based solely on the facts as presented to the board at the June, 2004 meeting and is not intended to be an opinion of general applicability. Furthermore, the Board has not conducted an independent factual investigation to determine whether other relevant facts do or may exist or whether the facts set forth in your letter may be governed by laws or rules other than Chapter 489, Part I, Florida Statutes and 61G4, Florida Administrative Code.

If you have any further questions or comments, please do not hesitate to contact me.

Sincerely,


Diane L. Guillemette
Assistant Attorney General
cc: Board office