



Informal Interpretation Report Number 6615



Date September 01, 2010

Edition 2007

Section 105.1

Question:

Is it the intent of FBC 105.1 to allow residential homeowners to obtain the building permit and the MEP permits for their residence and hire and supervise qualified licensed sub contractors to work under the home owners for mechanical, electrical, or a plumbing permit?

Answer

No, unless the hired contractors are paid hourly as employees of the homeowner and all taxes and insurance, including workers compensation are paid by the homeowner. Additionally, the homeowner must personally supervise the work.

Commentary:

This is not a legally binding opinion. An attorney should be consulted for legal issues and opinions, including IRS and Workers Compensation issues as well as interpretation of Florida Statutes. This opinion is based on Chapter 1 of the Florida Building Code related to permitting and authorization for work done in Florida under the Florida Building Code.

Notice:

The Building Officials Association of Florida, in cooperation with the Florida Building Commission, the Florida Department of Business & Professional Regulation, ICC, and industry and professional experts offer this interpretation of the Florida Building Code in the interest of consistency in their application statewide. This interpretation is informal, non-binding and subject to acceptance and approval by the local building official.