

State of Florida



**Department of Financial Services
Tallahassee, Florida**

I, the undersigned, Chief Financial Officer of the State of Florida, agency head of the Department of Financial Services pursuant to section 20.121(1), Florida Statutes, and the Agency General Counsel, do hereby certify as follows:

- a. that pursuant to s. 120.74(1)(d)2., F.S., we reviewed and certified the agency's regulatory plan submitted on the date below; and
- b. that the agency regularly reviews all its rules to determine if the rules remain consistent with the agency's rulemaking authority and laws implemented, the most recent comprehensive review period having been March 28, 2014, through February 1, 2015.

DATED this 27th day of September, 2019.

Jimmy Patronis
Chief Financial Officer

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Peter Penrod
General Counsel

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**DEPARTMENT OF FINANCIAL SERVICES' 2019 – 2020 AGENCY
REGULATORY PLAN PURSUANT TO SECTION 120.74(1), FLORIDA STATUTES**

I. Pursuant to s. 120.74(1)(a), Florida Statutes (F.S.), the following is a listing of each law enacted or amended during the period of 7/1/18– 6/30/19 that created or modified the duties or authority of the agency, and agency action required pursuant to the law enactment or amendment.

Bill No.; Subject; and Laws of Florida Chapter No.	Statute(s)	Duties or Authority	Rule Number	F.A.R. Citations; or Date Rule Expected to be Published
CS/HB 9, ss. 8, 9; Community Redevelop- ment Agencies; Chapter 2019-163, Laws of Florida (L.O.F.)	163.387; 218.32	Audit reports for community redevelopment agencies must accompany the annual financial report submitted by the county or municipality that created the agency to the Department of Financial Services (the DFS) as provided in s. 218.32, Florida Statutes (F.S.) regardless of whether the agency reports separately under that section. By November 1 of each year, the DFS must provide the Special District Accountability Program of the Department of Economic Opportunity with a list of each community redevelopment agency that does not report any revenues, expenditures, or debt for the community redevelopment agency's previous fiscal year.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: This is a function of the DFS's Division of Accounting and Auditing.
CS/CS/CS/HB 301, ss. 3, 6, 10, 14, 15; Insurance; Chapter 2019-108, L.O.F.	440.381; 624.155; 626.916; 627.4555; 627.7015	The bill: <ul style="list-style-type: none"> • aligns the statutory language to reflect that intentionally submitting false information on a workers' compensation application is a third-degree felony; • specifies that the requirement for workers' compensation applications to include a sworn statement by the employer and agent does not require that the statements be notarized; • deletes a provision allowing the DFS to return a pre-suit notice for a bad faith action if the notice lacks specific information; • removes the \$35 limit on the per-policy fee a surplus lines agent may charge for each policy certified for export to a surplus lines insurer and allows retail agents to charge a similar uncapped reasonable fee for placing a surplus lines policy; • requires a life insurer to provide a notice of lapse to the agent servicing a life insurance policy 21 days prior to the effective date of the lapse unless one of four stated exceptions apply; and • allows a notice of mediation to be given at the time a property insurance policy is issued and renewed or after a first party property claim has been filed. 	s. 624.155, F.S. – Rule 69J-123.002, <i>Florida Administrative Code</i> (F.A.C.), does not require a rule amendment. s. 627.7015, F.S. - Rules 69J-166.002, F.A.C., and 69J-166.031, F.A.C.	Related rulemaking listed on Attachment A.
CS/CS/SB 426, s. 1; Firefighters; Chapter 2019-21, L.O.F.	112.1816 (created); 121.735	CS/CS/SB 426 makes firefighters who are diagnosed with certain cancers eligible to receive certain disability or death benefits. Specifically, in lieu of pursuing workers' compensation coverage, a firefighter is entitled to cancer treatment and a one-time cash payout of \$25,000 upon the firefighter's initial diagnosis of cancer. In order to be entitled to such benefits, the firefighter must:	Rules 69A-62.004, F.A.C., and 69A-62.024, F.A.C.	Related rulemaking listed on Attachment A.

		<ul style="list-style-type: none"> • be employed full-time as a firefighter within the fire department or public safety department of an employer whose primary responsibilities are the prevention and extinguishing of fires, the protection of life and property, and the enforcement of municipal, county, and state fire prevention codes and laws pertaining to the prevention and control of fires; • have been employed by his or her employer for at least five continuous years; • not have used tobacco products for at least the preceding five years; and • have not been employed in any other position in the preceding five years which is proven to create a higher risk for cancer. <p>The bill provides that the term “cancer” includes bladder cancer, brain cancer, breast cancer, cervical cancer, colon cancer, esophageal cancer, invasive skin cancer, kidney cancer, large intestinal cancer, lung cancer, malignant melanoma, mesothelioma, multiple myeloma, non-Hodgkin’s lymphoma, oral cavity and pharynx cancer, ovarian cancer, prostate cancer, rectal cancer, stomach cancer, testicular cancer, and thyroid cancer.</p> <p>In addition, the employer must provide coverage within an employer-sponsored health plan or through a group health insurance trust fund. The employer must timely reimburse the firefighter for any out-of-pocket deductible, co-payment, or coinsurance costs incurred due to the treatment of cancer.</p> <p>The State Fire Marshal (SFM) within the DFS shall adopt rules to establish employer cancer prevention best practices as it relates to personal protective equipment, decontamination, fire suppression apparatus, and fire stations. (NOTE: This mandate is also in CS/CS/CS/HB 1393.)</p>		
CS/CS/HB 673, s. 3; Insurer Guaranty Associations; Chapter 2019-83, L.O.F.	631.717	The bill revises provisions relating to the Florida Life and Health Insurance Guaranty Association and the Florida Health Maintenance Organization Consumer Assistance Plan. Requires the “department,” rather than a receivership court, approve certain alternative policies or contracts.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: The DFS’s Division of Rehabilitation and Liquidation, which administers insurers’ receiverships under the “Insurers Rehabilitation and Liquidation Act,” does not determine impairment or insolvency of a long-term care provider; rather, that function is performed by the Office of Insurance Regulation.
HB 983, s. 1; Ratification of Rules of the Department of Financial	N/A	This bill ratifies rule 69L-3.009, F.A.C., which expands workers’ compensation benefits to give Post-Traumatic Stress Disorder coverage	Rule 69L-3.009, F.A.C.	Written Explanation Why Law May be Implemented Without Rulemaking:

Services; Chapter 2019-139, L.O.F.		to first responders who have experienced or witnessed horrifying and traumatic events.		Pursuant to s. 120.541(3), F.S., ratification of this rule merely establishes the effective date of the rule, the date the law passed, which was June 25, 2019.
CS/CS/SB 1024, s. 1; Blockchain Technology; Chapter 2019-52, L.O.F.	N/A	Establishes the Florida Blockchain Task Force within the DFS to explore and develop a master plan for fostering the expansion of the blockchain industry in the state; to recommend policies and state investments to help make this state a leader in blockchain technology; and to issue a report to the Governor and the Legislature. The task force shall study if and how state, county, and municipal governments can benefit from a transition to a blockchain-based system for recordkeeping, data security, financial transactions and service delivery and identify ways to improve government interaction with businesses and the public.	NA	Written Explanation Why Law May be Implemented Without Rulemaking: This act requires that a report be submitted to the Governor, the President of the Senate, the Speaker of the House of Representatives, and appropriate legislative committees in each house within 180 days after the initial meeting of the task force. Said initial meeting shall be within 90 days of the effective date of this act, which was May 23, 2019.
CS/CS/CS/HB 1393, ss. 1-41; Department of Financial Services; Chapter 2019-140, L.O.F.	17.56; 497.263; 497.266; 497.376; 497.377; 497.380; 497.385; 497.452; 497.453; 497.458; 497.459; 497.464; 497.604; 497.606; 626.022; 626.025; 626.175; 626.207; 626.221; 626.2815; 626.321; 626.471; 626.521 (repealed); 626.536; 626.6215; 626.729; 626.7355 (repealed); 626.8437;	The bill modifies several areas regulated by the DFS, including: <ul style="list-style-type: none"> • requiring the Division of Treasury to maintain warrants paid for ten years after the payment date rather than turning them over to the Division of Accounting and Auditing, which has the additional impact of extending the retention period for warrants from five to ten years; • authorizing out-of-state trust companies to service a funeral or cemetery’s care and maintenance trust fund; • providing criteria for internship programs for a joint funeral director and embalmer license applicant; • permitting a funeral director-in-charge to supervise up to two facilities, provided they are within 75 miles apart from one another; • requiring notice be sent to purchasers of preneed services when the services have not been rendered after a specified time frame and providing for distribution of funds held in trust; • directing the SFM to adopt rules to establish employer cancer prevention best practices as it relates to personal protective equipment, decontamination, fire suppression equipment, and fire stations. (NOTE: This mandate is also in CS/CS/SB 426); • consolidating little used or previously repealed license types; • allowing licensees who currently hold a limited license as an industrial fire or burglary agent to renew their license but prohibiting new licenses from being issued; • authorizing DFS discretion to deny an application for an insurance agency license on the grounds that another jurisdiction has taken an adverse action against a professional 	s. 497.377, F.S. – Rule 69K-18.003, F.A.C. s. 497.453, F.S. – Rule 69K-5.0016, F.A.C. s. 626.7355, F.S. – Rule 69B-231.110, F.A.C. s. 633.312, F.S. - Rule 69A-46.041, F.A.C. s. 633.520, F.S. – Rules 69A-62.004, F.A.C., and 69A-62.024, F.A.C. s. 626.207, F.A.C. – Rule 69B-231.150, F.A.C. s. 717.124, F.S. - Rule 69G-20.0021, F.A.C.	Related rulemaking listed on Attachment A.

	626.844; 626.8732; 627.7015; 633.216; 633.218; 633.306; 633.312; 633.520; 648.49; 717.124	<p>license held by the agency or a person who manages or controls such agency;</p> <ul style="list-style-type: none"> • allowing formerly disqualified agents who have served half of the disqualifying period to reapply for a license on a probationary basis through the remainder of the disqualifying period; • directing mediators of disputed property claims to provide a written report of the results of the mediation, including any settlement amount, to the insurer, the policyholder, and the policyholder’s representative, if any; • requiring that inspection reports for fire protection and control systems be submitted pursuant to statewide procedures to be set by the SFM; • revises certain procedures related to unclaimed property claims, including allowing the DFS to automatically disburse certain unclaimed property accounts to apparent owners; and • creating the Florida Blockchain Task Force (also see CS/CS/SB 1024). 		
SB 2500, s. 6; General Appropriations Act (GAA); Chapter 2019-115, L.O.F.	N/A	From the funds in Specific Appropriation 2378, \$2,800,631 in recurring funds from the Administrative Trust Fund and \$699,369 in recurring funds from the General Revenue Fund are provided to the DFS to competitively procure technical support for the operations and maintenance of the Florida Accounting Information Resource (FLAIR) Subsystem. From these funds, \$1,500,000 from the Administrative Trust Fund shall be placed in reserve. The DFS may submit budget amendments to request release of the funds held in reserve pursuant to the provisions of chapter 216, F.S. Budget amendments shall include a detailed operational work plan and spending plan.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: This is a function of the DFS's Florida Planning, Accounting, and Ledger Management project (Florida PALM project) that is to be accomplished through a contractual service.
SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.	N/A	From the funds provided in Specific Appropriations 2403, 2405, and 2410, the DFS shall audit all court-related expenditures of the Clerks of Court pursuant to ss. 28.241 and 28.35, F.S. The DFS shall report the audit findings to the President of the Senate, the Speaker of the House of Representatives, and the Executive Office of the Governor’s Office of Policy and Budget on a quarterly basis. The DFS shall submit a report on July 26, 2019, for the period April 1, 2019, through June 30, 2019, and quarterly thereafter.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: This is a function of the DFS's Division of Accounting and Auditing, and DFS enters a contract with the Florida Clerks of Court Operations Corporation.
SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.	N/A	Funds in Specific Appropriation 2411 (\$1,250,000) are provided for transfer to the Prison Industry Enhancement Program. Funds in the Prison Industries Trust Fund may be expended by the nonprofit corporation that manages correctional work programs of the Department of Corrections for allowable expenditures under ss. 946.522 and 946.523, F.S. Such funds may be paid by warrants drawn by the Chief Financial Officer upon receipt of a corporate resolution that has been duly authorized by the board of directors of the corporation, authorized under part II of chapter 946, F.S.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: This is a function of the DFS's Division of Accounting and Auditing.

<p>SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.</p>	<p>N/A</p>	<p>From the funds in Specific Appropriation 2417, \$250,000 from the Unclaimed Property Trust Fund are provided to contract with an independent third-party consulting firm to complete an analysis of the Unclaimed Property Management Information System's aging infrastructure and how to replace the Unclaimed Property Management Information System. The analysis shall be submitted to the chair of the Senate Appropriations Committee, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget by December 1, 2019.</p>	<p>N/A</p>	<p>Written Explanation Why Law May be Implemented Without Rulemaking: The DFS's Division of Unclaimed Property will contract with an independent third-party consulting firm for this analysis. The analysis must be submitted by December 1, 2019.</p>
<p>SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F. SB 2502, s. 71; GAA Implementing Act; Chapter 2019-116, L.O.F.</p>	<p>N/A</p>	<p>Funds in Specific Appropriations 2421-2424 are provided for the continuation of the Florida Palm project which includes the management of the competitively-procured contract for the software and system integrator for the replacement the four main components of the FLAIR Subsystem and two components of the Cash Management Subsystem (CMS). The GAA Implementing Act, SB 2502, provides for the replacement of the FLAIR and CMS subsystems. The DFS awarded a multi-year contract for the FLAIR and CMS system replacements, which was required to align with the scope and cost not to exceed limitations for the project as identified in Option 3 of the March 31, 2014, "Florida Department of Financial Services FLAIR study, version 031."</p>	<p>N/A</p>	<p>Written Explanation Why Law May be Implemented Without Rulemaking: This is a function of the DFS's Florida PALM project.</p>
<p>SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F. SB 2502, s. 71; GAA Implementing Act; Chapter 2019-116, L.O.F.</p>	<p>N/A</p>	<p>Funds in Specific Appropriation 2422 are provided to the DFS's Florida PALM project. Of these funds, \$16,436,871 shall be placed in reserve. The DFS is authorized to submit budget amendments to request release of funds pursuant to the provisions of chapter 216, F.S. The budget amendments shall include a detailed operational work plan and project spending plan.</p> <p>The budget amendments for the release of funds shall include the completed contract deliverables for Organizational Readiness Assessment, Data Conversion and Mitigation Strategy, Standardized Business Process Models, and Interface and Integration Strategy.</p> <p>The DFS shall submit by November 1, 2019, final recommendations by the Executive Steering Committee and draft legislation for any statutory changes needed to implement the replacement system to the chair of the Senate Appropriations Committee, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget.</p> <p>From the funds provided in Specific Appropriation 2422, up to \$1,000,000 is provided to the DFS to competitively procure a private sector provider with experience in conducting independent verification and validation services of public sector information technology projects to provide independent verification and validation for the PALM project. The contract shall require that all deliverables be simultaneously provided to the DFS, the Agency for State Technology (NOTE: Chapter 2019-118, L.O.F. (HB 5301), transferred the Agency for State Technology to the Department of Management Services), the chair of the</p>	<p>N/A</p>	<p>Written Explanation Why Law May be Implemented Without Rulemaking: This is a function of the DFS's Florida PALM project.</p>

		<p>Senate Appropriations Committee, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget.</p> <p>The DFS shall provide monthly project status reports to the chair of the Senate Appropriations Committee, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget. Each report must include progress made to date for each project milestone and contracted deliverable, planned and actual completion dates, planned and actual costs incurred, and any current project issues and risks.</p>		
SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.	N/A	Funds in Specific Appropriation 2439 (\$1,000,000) are provided for the Firefighter Assistance Grant Program and shall be awarded to entities pursuant to s. 633.135, F.S.	Rule 69A-37.502, F.A.C.	<p>Written Explanation Why Law May be Implemented Without Rulemaking: The referenced rule previously implemented s. 633.135, F.S., by creating the Firefighter Assistance Grant Program, which must only be carried out when funds have been allocated by the legislature to the SFM for the grant period.</p>
SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.	N/A	The nonrecurring funds in Specific Appropriation 2446 (\$350,000 fixed capital outlay) are provided for building repairs and maintenance for the Florida State Fire College. These funds shall be held in reserve. The DFS is authorized to submit budget amendments for the release of these funds pursuant to the provisions of chapter 216, F.S. Release is contingent upon approval of a detailed project and spending plan that identifies the specific tasks, reflecting estimated and actual costs.	N/A	<p>Written Explanation Why Law May be Implemented Without Rulemaking: GAA requirement.</p>
SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.	N/A	From the funds in Specific Appropriation 2449A, nonrecurring funds are provided for local government fire services as follows: Calhoun County Volunteer Fire Department Equipment for Hurricane Michael recovery - \$240,000; Canaveral Port Authority Enhanced Fireboat - \$1,500,000; Charlotte County Airport Rescue and Firefighter Training Prop - \$500,000.	N/A	<p>Written Explanation Why Law May be Implemented Without Rulemaking: The SFM will award three grants.</p>
SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.	N/A	The nonrecurring funds provided in Specific Appropriation 2450A (\$1,000,000) shall be transferred to the University of Miami-Sylvester Comprehensive Cancer Center for the purpose of Firefighter Cancer Research. The funds shall be utilized to expand firefighters' access to cancer screenings across the state; enable prevention and earlier detection of the disease; identify exposures that account for increased cancer risk; and field test new technology and methods that measure exposure in the field. The University of Miami-Sylvester Comprehensive Cancer Center shall develop a report on cancer research outcomes and cancer mitigation efforts being examined. The report shall be submitted to the President of the Senate, the Speaker of the House of Representatives, the Chief Financial Officer, and the Governor by June 15, 2020.	N/A	<p>Written Explanation Why Law May be Implemented Without Rulemaking: The SFM and the University of Miami will enter into a grant agreement.</p>

SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.	N/A	From the funds in Specific Appropriation 2456A, nonrecurring funds from the Insurance Regulatory Trust Fund are provided to local government fire services as follows: Baker County Central Fire Station - \$811,949; Bonifay Fire Department Expansion - \$854,430; Bronson Fire Station Replacement Project - \$900,000.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: The SFM will award three grants.
SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.	N/A	Funds in Specific Appropriation 2524 (\$1,927,395) are provided for transfer to the First District Court of Appeal for workload associated with workers' compensation appeals and the workers' compensation appeals unit.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: GAA requirement.
SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.	N/A	Funds in Specific Appropriation 2526 (\$658,245) are provided for transfer to the Justice Administrative Commission for the specific purpose of funding attorneys and paralegals in the 11 th , 13 th , 15 th , and 17 th Judicial Circuits for the prosecution of workers' compensation insurance fraud. These funds may not be used for any purpose other than the funding of attorney and paralegal positions that prosecute crimes of workers' compensation fraud.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: GAA requirement.
SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.	N/A	Funds in Specific Appropriation 2555 (\$1,841,749) are provided for transfer to the Justice Administrative Commission for the specific purpose of funding attorneys and paralegals dedicated solely to the prosecution of insurance fraud cases in Duval, Orange, Miami-Dade, Hillsborough, Palm Beach, Lee, and Broward counties. These funds may not be used for any purpose other than the funding of attorney and paralegal positions that prosecute crimes of insurance fraud.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: GAA requirement.
SB 2500, s. 6; General Appropriations Act; Chapter 2019-115, L.O.F.	N/A	Funds in Specific Appropriation 2556 (\$210,000) are provided for transfer to the Justice Administrative Commission for the specific purpose of funding attorneys and paralegals dedicated solely to the prosecution of insurance fraud cases in Miami-Dade County. These funds may not be used for any purpose other than the funding of attorney and paralegal positions that prosecute crimes of insurance fraud.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: GAA requirement.
HB 5301, s. 17; Information Technology Reorganization; Chapter 2019-118, L.O.F.	215.322(9)	For payment programs in which credit cards, charge cards, or debit cards are accepted by state agencies, the judicial branch, or units of local government, the Chief Financial Officer, in consultation with the state chief information officer, may adopt rules to establish uniform security safeguards for cardholder data and to ensure compliance with the Payment Card Industry Data Security Standards.	Rules 69I-42.001 - .012, F.A.C.	Related rulemaking listed on Attachment A.
CS/SB 7014, s. 11; Government Accountability; Chapter 2019-15, L.O.F.	215.985(11)	Each water management district shall provide a monthly financial statement in the form and manner prescribed by the DFS to the district's governing board and make such monthly financial statement available for public access on its website.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: This is a function of the DFS's Division of Accounting and Auditing.
CS/SB 7070, s. 6; K-12 Education; Chapter 2019-23, L.O.F.	1002.394 (created)	Section 6 of the bill establishes The Family Empowerment Scholarship Program within the Department of Education. Upon notification by the Department of Education that it has received the required program participant information, the Chief Financial Officer shall make scholarship payments in four equal amounts no later than September 1, November 1, February 1, and April 1 of each school year in which the scholarship is in force. Upon notification by the Department of Education that it has received the verified list of students and related	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: This is a function of the DFS's Division of Accounting and Auditing.

		documentation, the first quarter payment of scholarships is to be paid no later than 10/1/19. The DFS must also provide to the Department of Education, upon request, samples of endorsed warrants to review and confirm compliance with endorsement requirements.		
CS/SB 7098, s. 2; Death Benefits; Chapter 2019-24, L.O.F.	112.191	<p>CS/SB 7098 implements section 31 of Article X to the State Constitution, which was approved by the voters in November 2018 to require the payment of death benefits to the survivors of certain first responders, Florida National Guard members, and members of the United States Armed Forces. Current law provides various death benefits to many, but not all, of the first responders, Florida National Guard members, and members of the U.S. Armed Forces who are eligible for benefits under this amendment to the State Constitution. Therefore, the Legislature expanded some of the current death benefits to comply with the requirements of this amendment.</p> <p>The bill expands the death benefits currently provided to Florida National Guard members on state active duty, firefighters, and law enforcement, correctional, and correctional probation officers, and sets the amount of the benefits as follows:</p> <ul style="list-style-type: none"> • \$75,000 when an eligible firefighter, Florida National Guard member, or law enforcement, correctional, or correctional probation officer is accidentally killed or receives accidental bodily injury that results in the loss of the individual's life; • an additional \$75,000 when an eligible firefighter, Florida National Guard member, or law enforcement, correctional, or correctional probation officer is accidentally killed in the above manner and meets additional requirements, such as the accidental death occurs as a result of the response to an emergency; and • \$225,000 when an eligible firefighter, Florida National Guard member, or law enforcement, correctional, or correctional probation officer is unlawfully or intentionally killed or dies as a result of an unlawful or intentional act while engaged in the performance of official duties. <p>The bill also provides the benefits described above to paramedics and emergency medical technicians.</p> <p>The bill removes the annual Consumer Price Index adjustment of the benefit amounts.</p> <p>The bill creates a new death benefit of \$75,000 for members of the U.S. Armed Forces, including Florida National Guard members, who are killed while on federal active duty and engaged in performing official duties. Other members of the U.S. Armed Forces who are killed while on active duty but not engaged in the performance of their official duties are entitled to a \$25,000 death benefit.</p>	Rule 69A-64.005, F.A.C.	Related rulemaking listed on Attachment A.

		The bill expands death benefits for certain educational expenses of surviving spouses and children by providing them to firefighters, law enforcement officers, correctional officers, correctional probation officers, and Florida National Guard members who are accidentally killed or receive accidental bodily injury resulting in loss of life. These benefits for educational expenses are also provided to paramedics and emergency medical technicians, as well as Florida National Guard members who are killed while on federal active duty and U.S. Armed Forces members who are killed while on active duty.		
CS/CS/HB 7103, s. 17; Community Development and Housing; Chapter 2019-165, L.O.F.	N/A	By July 1, 2019, the SFM shall issue a data call to all local fire officials to collect data regarding high-rise condominiums greater than 75 feet in height which have not been retrofitted with a fire sprinkler system or an engineered life safety system in accordance with ss. 633.208(5) and 718.112(2)(l), F.S. Local fire officials shall submit such data to the SFM and shall include, for each individual building, the address, the number of units, and the number of stories. By July 1, 2020, all data must be received and compiled into a report by city and county. By September 1, 2020, the report must be sent to the Governor, the President of the Senate, and the Speaker of the House of Representatives.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: The SFM shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by September 1, 2020.
CS/HB 7125, ss. 51, 58; Public Safety; Chapter 2019-167, L.O.F.	943.059; 944.801	A person with a criminal history record that has been expunged may lawfully deny or fail to acknowledge the arrests covered by the expunged record, except when the subject of the record is seeking to be licensed by the DFS' Division of Insurance Agent and Agency Services. A newly created Correctional Education Program within the Department of Corrections may work in cooperation with the Department of Agriculture and Consumer Services, Florida Forestry Service Division, and the DFS's Division of SFM to develop a program for implementation within state correctional institutions or correctional facilities to train and certify inmates as firefighters. The program should include, but not be limited to, certification of inmates as state forest staff trained to help protect homes, forestland, and natural resources from the effects of wildfires throughout the state.	N/A	Written Explanation Why Law May be Implemented Without Rulemaking: Licensing is a function of the DFS' Division of Insurance Agent and Agency Services. As for the Correctional Education Program, it is under the authority of the Department of Corrections.

- II. Pursuant to s. 120.74(1)(b), F.S., please see Attachment A, a listing of rules the agency expects to promulgate during the 2019-2020 fiscal year.
- III. Pursuant to s. 120.74(1)(c), F.S., please see Attachment B, the agency's update to the prior years' regulatory plans.
- IV. Pursuant to s. 120.74(2), F.S., the agency has done the following:
- a. published its regulatory plans on its website with clearly labeled hyperlinks to the current plan and past plans on the agency's primary website homepage at <https://www.myfloridacfo.com/division/RuleReview/default.htm>.
 - b. electronically furnished a copy of this plan with its certification to the Joint Administrative Procedures Committee; and
 - c. published in the *Florida Administrative Register* a notice identifying the date of publication of the agency's 2019-2020 regulatory plan.

ATTACHMENT A

RULEMAKING DURING 2019-2020

69A = State Fire Marshal

69B = Insurance Agent and Agency Services

69C = Treasury

69D = Investigative and Forensic Services

69E = Administration

69G = Unclaimed Property

69H = Risk Management

69I = Accounting and Auditing

69J = Consumer Services

69K = Funeral, Cemetery, and Consumer Services

69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	INTENDED TO:
			A. Simplify or clarify; B. Increase efficiency; C. Improve coordination with other agencies; D. Reduce regulatory costs; or E. Delete obsolete, unnecessary, or redundant rules.
69A-37.055	Curriculum Requirements for Training Firefighter Recruits or Firefighters	Update the current firefighter recruit curriculum to include volunteer firefighters and career firefighters, and to include cancer and mental health training.	A, B
69A-46.041	Inspection Requirements for Fire Protection Systems	The SFM shall adopt rules to implement a uniform summary inspection report and submission procedures for third-party vendors and local authorities regarding inspection of fire control systems, fire hydrants, and fire protection systems.	B, C
69A-62.004	Uniform Minimum Firefighter Employment Standards; Presence of Toxic Substances	The SFM shall adopt rules to establish employer cancer prevention best practices as it relates to personal protective equipment, decontamination, fire suppression equipment, and fire stations. [NOTE: Will need to add newly created s. 112.1816, F.S., to rulemaking history. Both CS/CS/SB 426 (in s. 112.1816, F.S.) and CS/CS/CS/HB 1393 (in s. 633.520, F.S.) gave rulemaking authority to DFS.]	B, C
69A-62.024	Standards for Construction, Repair, and Maintenance of Firefighter Employee Places of Employment and the Inspection, Testing and Maintenance of Fire Apparatus	The SFM shall adopt rules to establish employer cancer prevention best practices as it relates to personal protective equipment, decontamination, fire suppression apparatus, and fire stations. [NOTE: Will need to add newly created s. 112.1816, F.S., to rulemaking history. Both CS/CS/SB 426 (in s. 112.1816, F.S.) and CS/CS/CS/HB 1393 (in s. 633.520, F.S.) gave rulemaking authority to DFS.]	B, C
69A-64.005	Adjustments to Reflect Consumer Price Index	Repeal this rule, as CS/SB 7098 removed the annual Consumer Price Index adjustment of firefighter death benefit amounts.	E
69B-231.110	Penalties for Violations of Other Specific Provisions of the Florida Insurance Code	Remove references to s. 626.7355, F.S., as that statute was repealed in CS/CS/CS/HB 1393.	E
69B-231.150	Criminal Proceedings	The DFS shall adopt rules to provide for mitigating and aggravating factors relating to disqualifying periods. Section 626.207, F.S., was amended to allow an applicant who has served at least half of the disqualifying period to reapply	A, B

ATTACHMENT A

RULEMAKING DURING 2019-2020

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			A. Simplify or clarify; B. Increase efficiency; C. Improve coordination with other agencies; D. Reduce regulatory costs; or E. Delete obsolete, unnecessary, or redundant rules.
		for a license on a probationary basis for the remainder of the disqualifying period if the applicant has not been found guilty of or has not pleaded guilty or nolo contendere to a crime.	
69B-232	Penalty Guidelines for Salesperson, Sales Representatives, and Others	A new rule chapter for implementing the Department's duties under sections 624.307(1), 626.207(8), F.S., to enforce sections 634.181, 634.191, 634.282, 634.320, 634.321, 634.322, 634.336, 634.337, 634.422, 634.423, 634.437, 642.041, and 642.043, F.S., by establishing standards for penalties described in those statutory sections, and interpreting provisions in those sections as they relate to penalties imposed upon licensees as will be specified in Rule 69B-232.020, F.A.C.	A, B
69G-20.0021	Procedures for Filing Claim	The DFS shall adopt rules to implement an identification verification and disbursement process by which an account valued at \$2,000 or less may be disbursed to an apparent owner. The DFS may adopt rules for same if the apparent owner entity is a state agency, county government, public school district, a municipality, or a special taxing district. The DFS may also adopt rules and may develop a process for electronic submission of claims-related documents.	A, B, C, D
69G-20.0025	Shareholder Affidavit	To repeal Rule 69G-20.0025, providing for submission of affidavits of shareholders to claim unclaimed property of dissolved corporations when documentary evidence establishing ownership interest of shareholders has been lost or destroyed.	E
69G-20.041	Division of Unclaimed Property Reporting Instructions	To revise the Reporting Instructions Manual (Form DFS-UPA4-1992) and incorporate a new electronic report format option for entities submitting their report of unclaimed property through the Holder Reporting Online System, revisions to the securities remittance instructions and other minor revisions. These revisions are intended to clarify the requirements for the entities in reporting unclaimed property to the State of Florida.	A, B, D

ATTACHMENT A

RULEMAKING DURING 2019-2020

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69I-42.001	Applicability	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-42.002	Definitions	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-42.003	Forms	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-42.004	Conferences and Conventions	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-42.005	Travel Advances	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-42.006	Per Diem and Subsistence Allowance	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-42.007	Transportation – Common Carriers	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-42.008	Transportation – Privately Owned Vehicles	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-42.009	Transportation - Complimentary	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-42.010	Other Incidental Traveling Expenses	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-42.011	Direct Payment of Expenses by Agency	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-42.012	Requirements for Reimbursement of Expenditures by Physically Handicapped Travelers	Update to the travel expenses rule chapter as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	A, B, C, D
69I-72.001	Definitions	Updates needed to reflect generally accepted accounting principles and to add the term and definition of "attractive items."	A

ATTACHMENT A

RULEMAKING DURING 2019-2020

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			A. Simplify or clarify; B. Increase efficiency; C. Improve coordination with other agencies; D. Reduce regulatory costs; or E. Delete obsolete, unnecessary, or redundant rules.
69I-72.002	Threshold for Recording Tangible Personal Property for Inventory Purposes	Updates required to increase the current thresholds for recording tangible personal property inventory from \$1,000 to \$5,000, as well as recording attractive items for inventory purposes.	A
69I-72.003	Recording of Property	Update inventory thresholds for property group items.	A
69I-72.007	Capitalization of Property.	To increase tangible personal property capitalization thresholds to \$5,000 to be more in line with government industry best practices established by the Government Finance Officers Association, and to address attractive items in relation to capitalization to follow generally accepted accounting principles.	A
69I-73.001	Definitions	To reflect generally accepted accounting principles and to add the term and definition of "attractive items."	A
69I-73.002	Threshold for Recording Property	To increase the current thresholds for recording tangible personal property inventory from \$1,000 to \$5,000, as well as recording attractive items for inventory purposes.	A
69I-73.003	Recording of Property	To update inventory thresholds for property group items.	A
69J-166.002	Mediation of Commercial Residential Property Insurance Claims	This rule was originally identified as part of 2017-2018 rulemaking, but rulemaking did not commence; additional rulemaking identified for 2019-2020. Add clarification that an assignee of an Assignment of Benefits is eligible to request and participate in mediation. Review mediation fees for possible amendment. Add cleanup and clarification language. Revise Forms DFS-I1-1699 and DFS-I0-1159. Amend (4)(a)1. of rule to align with the amendment to s. 627.7015, FS, in HB 301, which was passed during the 2019 Session.	A
69J-166.031	Mediation of Residential Property Insurance Claims	This rule was originally identified as part of 2017-2018 rulemaking, but rulemaking did not commence; additional rulemaking identified for 2019-2020. Add clarification that an assignee of an Assignment of Benefits is eligible to request and participate in mediation. Review mediation fees for possible amendment. Add cleanup and clarification language. Revise Forms DFS-I0-2082 and DFS-I0-1159. Amend (4)(a)1. of rule to align with the	A

ATTACHMENT A

RULEMAKING DURING 2019-2020

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		amendment to s. 627.7015, FS, in HB 301, which was passed during the 2019 Session.	
69K-1.001	List of Approved Forms; Incorporation by Reference	To incorporate a new form for trustees to use for submissions of financial reports when acting as a trustee for a preneed licensee's preneed trust (rulemaking in conjunction with 69K-7.009 - 7.013, F.A.C.).	A, B, C
69K-5.0016	Preneed License; Financial Requirements	On a form prescribed by rule, preneed licensees shall file a report of preneed operations in this state in Year 1. The DFS may adopt rules specifying format and procedures.	A, B
69K-5.0024	Remittances to the Regulatory Trust Fund	To require all quarterly preneed remittances be electronically completed and submitted using the Department's eAppoint system. The proposed amendments will require servicing agents to follow the procedures in the User Manual for Servicing Agents for Preneed Remittance System and appointing entities and third-party users must follow the procedures in the User Manual Appointing Entity Users for Preneed Remittance System. Both user manuals are incorporated by reference.	A, B
69K-10.003	Remittances to the Preneed Funeral Contract Consumer Protection Trust Fund	An online interface is now associated with quarterly trust remittances. This interface pertains to remittances to our Regulatory Trust Fund and the Consumer Protection Trust Fund. The amendment provides guidance on how to access the system.	A, B
69K-18.003	Concurrent Internships	Rulemaking to allow a funeral director and embalmer intern to renew a combination license for one year if unable to complete internship before expiration of license under certain circumstances.	A, B, D
69L-3.0035	Injured Worker Informational Brochure	To update Form DFS-F2-DWC-60 and Form DFS-F2-DWC-61 and to revise the statutory reference in the rule text.	A, B
69L-3.0036	Employer Informational Brochure	To update Form DFS-F2-DWC-65 and Form DFS-F2-DWC-66 and to revise the statutory reference in the rule text.	A, B

ATTACHMENT A

RULEMAKING DURING 2019-2020

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69H = Risk Management

69I = Accounting and Auditing

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69L-3.01915	Temporary Partial Disability Benefits (Dates of Accident on or After October 1, 2003)	To update the rule title and remove 104 week maximum for disability benefits.	A, B, D
69L-6.028	Procedures for Imputing Payroll and Penalty Calculations	To allow additional time for employers to provide business records to the Department after the first penalty assessment has been calculated. This may result in a reduced penalty assessment issued to the employer and decrease the need for the employer to file a petition requesting that additional records be submitted and accepted by the Department beyond the required 20 business days.	A, B, D
69L-6.035	Definition of Payroll for Calculating Penalty	<p>To provide the methods of how cash withdrawals and bank transfers identified in the employer's business records will be used in determining the employer's payroll when calculating a penalty assessment. This will make it easier to determine payroll and calculate the penalty assessment.</p> <p>The rule amendment also allows the employer to provide to the Department a written statement regarding remuneration for an employee for the day of the enforcement action. This gives the employer the opportunity to confirm wages they paid to the employee for the day of the stop-work order and obtain a penalty assessment based on complete payroll.</p> <p>Lastly, the rule amendment provides the use of workers' compensation classification codes in the penalty assessment calculation. The classification codes used in the penalty assessment calculation may be based on the work activities physically observed by the investigator during the jobsite visit or on a signed statement obtained from the employee or employer. It also provides that the highest rated classification code based on the investigator's observation will be used if the employer's business records are not sufficient to determine the classification code. This helps ensure the penalty is calculated based on the work actually performed by the employer.</p>	A, B, D

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

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69C = Treasury

69D = Investigative and Forensic Services

69E = Administration

69G = Unclaimed Property

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69J = Consumer Services

69K = Funeral, Cemetery, and Consumer Services

69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
69A-2.024	Construction Materials Mining Activities	Anticipate needing amendments to rules regarding blast activities reporting and seismograph documentation due to recommendations from Construction Materials Mining study completed in July 2018.	Identified as part of 2018-2019 rulemaking, as of July 22, 2019, the Division is awaiting a final decision as to the need for rulemaking.
69A-21.102	Dealer License	The NFPA standards adopted by reference in subsection (1) need to be checked by the Division to determine whether the correct edition has been adopted. Effective dates for Compressed Gas Association publications are out of date. Also, CFR sections adopted in 1996 editions of CGA publications have been amended many times since then. These standards are also adopted in 69A-60. Also, subsection (6) that requires notice for structures with light-frame truss construction is adopted again in 69A-60.0081. All standards adopted by reference in subsection (12) need to have updated effective dates. The first sentence in (12)(a) is a run-on sentence. There should be a period after "the required equipment listed below."	7/20/18 – The Division is still trying to determine which version of the Compressed Gas Association's publications are effective. 7/22/19 – As the Division is updating the NFPA standards adopted by reference in subsection (1) in conjunction with the update of the Florida Fire Prevention Code, the Division can make these changes once it determines which versions of the CFR and CGA publications are effective.
69A-37.037	Firefighter Training Course Medical Examination	The Division determined NFPA 1582 should be updated to the 2018 Edition which also required form edits.	Notice of Rule Development – Vol. 44, Issue 194; Notice of Proposed Rule – Vol. 44, Issue 248; Effective 3/31/19.
69A-37.039	Prescribed Forms for Training and Certification	Add three new forms, including form DFS-K4-1028, Verification of Training Hours/Firefighter I and II. Amend form DFS-K4-1022, Medical Examination to Determine Fitness for Firefighter Training, DFS-K4-1023, and DFS-K4-2174.	Notice of Rule Development – Vol. 44, Issue 131; Notice of Proposed Rule – Vol. 44, Issue 195; Effective 01/01/19.
69A-37.039	Prescribed Forms for Training and Certification	Adding the 2 new forms that are addressed under 69A-37.065	Notice of Rule Development – Vol. 45, Issue 134; Notice of Proposed Rule – Vol. 45, Issue 141.
69A-37.039	Prescribed Forms for Training and Certification	Addition of new forms to support Aircraft Firefighter certification to be added to 69A-37.065.	Waiting on finalizing rule text and forms.
69A-37.055	Curriculum Requirements for Training Firefighter Recruits or Firefighters	Due to passage of CS/SB 394, in which changes were made to s. 633.408, the Division of State Fire Marshal shall establish courses to provide training for career and volunteer firefighters related to cancer and mental health risks within the fire service.	Notice of Rule Development – Vol. 44, Issue 227; Notice of Correction – Vol 44, Issue 237; Notice of Proposed Rule – Vol. 44, Issue 251; Effective 03/31/2019.
69A-37.058	Verification of Prescribed Training Hours	References to form DFS-K4-1028 does not include a link or incorporate the form by reference.	Notice of Rule Development – Vol. 44, Issue 131; Notice of Proposed Rule – Vol. 44, Issue 195; Effective 1/1/19.
69A-37.059	Types of Instructor Certificates Issued	Instructor qualifications in conflict with 69A-37.065, the Programs of Study rule; clarify language.	Notice of Rule Development – Vol. 44, issue 248; Notice of Public Meeting – Vol. 45, issue 72.

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PROPOSED RULES FOR PREVIOUS YEARS

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69E = Administration

69G = Unclaimed Property

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RULE NUMBER	TITLE	EXPLANATION	ACTION
69A-37.060	Certification as an Approved Firefighter Recruit Training Facility	Language in statute requires training centers to have a specific author's textbooks in their libraries which keeps other authors from being competitive in the private sector.	Notice of Rule Development – Vol. 45, Issue 45; Workshop held 3/19/19.
69A-37.065	Fire Inspector Curriculum/Certification	Rulemaking to move the provisions of the firesafety inspector program to Rule 69A-39.005, F.A.C.	Notice of Rule Development – Vol. 45, Issue 134; Notice of Proposed Rule – Vol. 45, Issue 141.
69A-37.065	Fire Inspector Curriculum/Certification	Development of an Aircraft Firefighter (ARFF) certification (constituent request).	Notice of Rule Development – Vol. 45, Issue 45.
69A-39.003	Types of Certification Available	This rule is travelling with 69A-39.005 and 69A-39.009, below. It creates three levels of progression for certification as a firesafety inspector.	Notice of Rule Development – Vol. 44, Issue 131; Notice of Workshop – Vol. 44, Issue 204; Notice of Proposed Rule – Vol. 45, Issue 133.
69A-39.005	Minimum Curriculum Requirements for Firesafety Inspector Certification	Clarify fire inspectors training and certification requirements.	Notice of Rule Development – Vol. 44, Issue 131; Notice of Workshop – Vol. 44, Issue 204; Notice of Proposed Rule – Vol. 45, Issue 133
69A-39.009	Renewal of Firesafety Inspector and Fire Code Administrator Certification	The rule is travelling with 69A-39.003 and 69A-39.005, above. It updates the 40-hour continuing education requirement to 54 hours.	Notice of Rule Development - Vol. 44, Issue 131; Notice of Workshop – Vol. 44, Issue 204; Notice of Proposed Rule – Vol. 45, Issue 133.
69A-40.024	Scope	Update rule to adopt more recent editions of NFPA standards.	Notice of Rule Development - Vol. 43, Issue 198; Notice of Proposed Rule – Vol. 45, Issue 133;
69A-41.016	Furnishings and Decorations	Conflicts with code requirements and manufacturer standards; delete unnecessary language.	Identified as part of 2018-2019 rulemaking, the Division is coordinating with the Department of Children and Families to determine proper rule language.
69A-51	Boiler Safety	Rulemaking and technical changes needed as a result of passage of HB 925. 15 total rules noticed under rule chapter.	Notice of Rule Development – Vol. 44, Issue 81; workshop held 5/23/18.
69A-52	Fees Rule Chapter	Amendment of forms and procedures due to the integration of an electronic plans review system. Additionally, changes to fees for plans review and inspections may be needed after a review of all fees is conducted as recommended by the Auditor General.	Identified as part of 2018-2019 rulemaking, the Division is awaiting a final decision on the need for rulemaking.

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DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

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69B = Insurance Agent and Agency Services

69C = Treasury

69D = Investigative and Forensic Services

69E = Administration

69G = Unclaimed Property

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69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
69A-58	Firesafety in Educational Facilities	New statutory language requires private schools receiving state scholarship funds to have their firesafety inspections entered into the "School Inspection Reporting System," as public and charter schools are already required by statute to do. Need to adopt rules regarding the procedures for the entry into the system.	Identified as of 2018-2019 rulemaking, the Division is awaiting final changes and full implementation of electronic database.
69A-60.003	Standards of the National Fire Protection Association, NFPA 1, the Fire Code, Florida 2015 Edition, Adopted	The Division of State Fire Marshal has received a declaratory statement asking for an interpretation of a Florida-specific amendment to the Florida Fire Prevention Code, NFPA 1:50.7 Mobile and Temporary Cooking Operations. Upon review of the existing amendment, it is believed that the language would cause some unintended results if not amended. Section 633.202(5)(d), F.S., allows the division to address unintended results from the integration of Florida-specific amendments through the rulemaking process.	Notice of Rule Development – Vol. 44, Issue 92; Notice of Proposed Rule - Vol. 44, Issue 164; Effective 11/11/2018.
69A-62.024	Standards for Construction, Repair, and Maintenance of Firefighter Employee Places of Employment and the Inspection, Testing and Maintenance of Fire Apparatus	Conflicts with manufacturer standards and places undue costs on fire departments; delete unnecessary language.	Initially identified as part of 2018-2019 rulemaking, which has not commenced yet.
69A-62.033	Recordkeeping Responsibilities of Firefighter Employers	Current rule is confusing to constituents and needs to be simplified.	Not assigned yet; waiting on request for rulemaking forms and draft from division, which identified this rule as part of 2018-2019 rulemaking
69A-64.005	Adjustments to Reflect Consumer Price Index	Amend for the year 2018 to reflect that the consumer price index increased 2.9 percent in the past 12 months.	Notice of Rule Development - Vol 44, Issue 156; Notice of Proposed Rule – Vol 44, Issue 184; Effective 11/20/2018.
69B-156.013	Permitted Compensation Arrangements	Repeal this rule. The rules in this chapter were adopted originally by the Department of Insurance. Both OIR and DFS then adopted the rules. OIR has authority to adopt this rule. DFS does not.	Notice of Proposed Rule – Vol. 44, Issue 176; repealed 11/11/18.
69B-156.014	Required Disclosure Provisions	Repeal this rule. OIR has authority to adopt this rule. DFS does not. This rule only applies to issuers of Medicare supplement coverage.	Notice of Proposed Rule – Vol. 44, Issue 176; repealed 11/11/18.

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69B = Insurance Agent and Agency Services

69C = Treasury

69D = Investigative and Forensic Services

69E = Administration

69G = Unclaimed Property

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69J = Consumer Services

69K = Funeral, Cemetery, and Consumer Services

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RULE NUMBER	TITLE	EXPLANATION	ACTION
69B-156.015	Requirements for Application Forms and Replacement Coverage	Repeal this rule. OIR has authority to adopt this rule. DFS does not. This rule only applies to issuers of Medicare supplement coverage.	Notice of Proposed Rule – Vol. 44, Issue 176; repealed 11/11/18. .
69B-156.050	Separability	Repeal or change to severability if “any rule in this chapter” is held invalid rather than “any provision of this regulation.” Also change “remainder of the regulation” to “remainder of the chapter.”	Notice of Proposed Rule – Vol. 44, Issue 176; repealed 11/11/18.
69B-156.101	Purpose	These rules were adopted by the Department of Insurance in 1979. They have not been amended by DFS since the regulation of insurance companies and insurance agents was split between DFS and OIR in 2003. Section 626.016(3), F.S., provides that DFS has jurisdiction to enforce provisions of the Unfair Insurance Trade Practices Act with respect to persons who engage in actions for which a license issued by the DFS is legally required. OIR of course has jurisdiction to enforce the act with respect to insurance companies. OIR adopted identical rules in Rule Chapter 69O-156. The rule chapter should be amended so that it applies to “insurance representatives” and not to insurers. Rules that apply strictly to insurers should be repealed. These rules will still exist as OIR rules.	The Division has provided a draft of rule; however, there is a question as to whether DFS has authority for the rule (vs. the Office of Insurance Regulation).
69B-156.102	Applicability	It should be amended to say that these rules apply to advertisements disseminated by insurance representatives. Language regarding dissemination by insurers should be deleted.	The Division has provided a draft of rule; however, there is a question as to whether DFS has authority for the rule (vs. the Office of Insurance Regulation).
69B-156.103	Definitions	“Insurance representatives” should be defined in 69B-156.103, and it would replace use of the phrase “agent, broker, producer, solicitor” throughout the chapter. Insurance representatives include insurance agencies, MGAs, customer representatives, and service representatives, but not solicitors since that license has been repealed. Rules 69B-156.103(2) (a), (b), (c), and (e) should be deleted because they apply to insurers only.	The Division has provided a draft of rule; however, there is a question as to whether DFS has authority for the rule (vs. the Office of Insurance Regulation).
69B-156.105	Unfair or Deceptive Acts or Practices Defined	Terms should be reviewed and updated.	The Division has provided a draft of rule; however, there is a question as to whether DFS has authority for the rule (vs. the Office of Insurance Regulation).

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DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal

69B = Insurance Agent and Agency Services

69C = Treasury

69D = Investigative and Forensic Services

69E = Administration

69G = Unclaimed Property

69H = Risk Management

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RULE NUMBER	TITLE	EXPLANATION	ACTION
69B-156.107	Form and Content of Advertisements	Subsection (3) applies only to insurers and should be deleted. In subsections (4), (5), (6), and (9), "insurer, agent, broker, producer, solicitor" should be replaced by "insurance representative."	The Division has provided a draft of rule; however, there is a question as to whether DFS has authority for the rule (vs. the Office of Insurance Regulation).
69B-156.108	Advertisements of Benefits Payable, Losses Covered or Premiums Payable	Delete subsection (1)(c) since it only applies to insurers.	The Division has provided a draft of rule; however, there is a question as to whether DFS has authority for the rule (vs. the Office of Insurance Regulation).
69B-156.110	Testimonials or Endorsement by Third Parties	If this rule is applicable to agents, it needs to be rewritten to apply to insurance representatives.	The Division has provided a draft of rule; however, there is a question as to whether DFS has authority for the rule (vs. the Office of Insurance Regulation).
69B-156.114	Jurisdictional Licensing and Status of Insurer	Delete subsection (1) that applies only to insurers. Delete "an insurer" in subsection (3) and insert "insurance representative."	The Division has provided a draft of rule; however, there is a question as to whether DFS has authority for the rule (vs. the Office of Insurance Regulation).
69B-156.115	Identity of Insurer	Delete subsections (1) and (12) that apply only to insurers. Amend subsection (13) to replace "agents, producers, brokers or solicitors" with "insurance representatives."	The Division has provided a draft of rule; however, there is a question as to whether DFS has authority for the rule (vs. the Office of Insurance Regulation).
69B-156.117	Introductory, Initial, or Special Offers	Subsections (2) and (3) apply only to insurers and should be deleted.	The Division has provided a draft of rule; however, there is a question as to whether DFS has authority for the rule (vs. the Office of Insurance Regulation).
69B-156.123	Prior Rules	Obsolete - repeal.	Notice of Proposed Rule – Vol. 44, Issue 176; repealed 11/11/18.
69B-157.023	Reporting	Repeal this rule, as it only applies to insurance companies. OIR has rulemaking authority under s. 627.9407(1), F.S., for implementing Part XVIII of ch. 627, F.S.	Notice of Proposed Rule – Vol. 44, Issue 176; repealed 11/11/18.
69B-157.101	Purpose	Determine whether the stated purposes are within the jurisdiction of the department. Delete provisions in the rule that are not within the department's jurisdiction or repeal rule.	Notice of Proposed Rule – Vol. 44, Issue 176; repealed 11/11/18.

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal
69B = Insurance Agent and Agency Services
69C = Treasury
69D = Investigative and Forensic Services
69E = Administration
69G = Unclaimed Property

69H = Risk Management
69I = Accounting and Auditing
69J = Consumer Services
69K = Funeral, Cemetery, and Consumer Services
69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
69B-157.102	Applicability and Scope	Delete subsection (4) - it's obsolete.	Notice of Proposed Rule – Vol. 44, Issue 176; repealed 11/11/18.
69B-157.103	Definitions	Except for subsection (11), nursing home, none of the other definitions in this rule are used in any of the rules in this chapter. Ten rules that previously were included in this chapter have been repealed. In addition, the rule says that these definitions apply to long-term care insurance policies. The department does not have jurisdiction to define terms for insurance policies. The definition of nursing home is not needed. Repeal the entire rule.	Notice of Proposed Rule – Vol. 44, Issue 176; repealed 11/11/18.
69B-157.110	Requirements for Application Forms and Replacement Coverage	Delete subsections (3) and (4) as they contain requirements that are only applicable to insurers.	In August 2018, the determination was made to move forward with rulemaking.
69B-157.116	Suitability	Subsections (2), (4), (7) and (8) contain requirements that are only applicable to insurers. The “Notice to Applicant Regarding Replacement” [subsection (6)] is not specifically identified or adopted by reference by this rule or the identical OIR rule. Delete subsections (2), (4), (7) and (8). The rule needs to be amended to adopt a specific form by reference.	In August 2018, the determination was made to move forward with rulemaking.
69B-157.121	Requirement to Deliver Shopper’s Guide	The shopper’s guide is not specifically identified or adopted by reference by this rule or the identical OIR rule. The rule needs to be amended to adopt a specific form by reference.	In August 2018, the determination was made to move forward with rulemaking.
69B-211.001	Purpose	Make two minor changes: change the word "part" to "rule chapter" in first sentence; change the word "Subsection" to "section" in second sentence.	As of 7/29/19, the Division is working with the attorney on preparing the rule package.
69B-211.002	General Procedures	Many of the forms listed in subsections (3) to (35) have been revised since the dates listed in the rule. A couple of provisions are obsolete. A number of the forms were not available for review on the internet or intranet. Subsection (2)(b) appears to be obsolete since the rules it refers to have been repealed. Subsection (20) needs to be completely revised to provide current fingerprinting procedures. Subsection (25) needs to be amended because the primary agent designation was repealed from law in 2005. It should read: Adjusting firms filing information	The Division decided not to amend this rule at this time because it contains all the forms and many changes are being made to them. Accordingly, this rule will be separated from the changes made to the rest of the rules in Chapter 69B-211 for the time being.

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal

69B = Insurance Agent and Agency Services

69C = Treasury

69D = Investigative and Forensic Services

69E = Administration

69G = Unclaimed Property

69H = Risk Management

69I = Accounting and Auditing

69J = Consumer Services

69K = Funeral, Cemetery, and Consumer Services

69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
		<p>regarding primary adjuster designations for adjusting firms shall complete and submit Form 63/64, "Designation of Primary Adjuster for Adjusting Firm," rev. 09/07.</p> <p>Subsections (32) and (33) need to be deleted because the administrative agent designation was repealed in 2003.</p>	
69B-211.0035	Licensure Application Procedure	Add clarifying language.	As of 7/29/19, the Division is working with the attorney on preparing the rule package.
69B-211.007	Effective Date of Termination of Appointment	Subsection (1) cites incorrect subsections of the statute. Referring to the statute is unnecessary anyway. Some of the language is redundant of the statute. Subsection (2) has similar problems.	As of 7/29/19, the Division is working with the attorney on preparing the rule package.
69B-211.040	Purpose and Scope	Subsection (2) refers to licensure as an "agent, adjuster, sales representative, or other licensure under the Florida Insurance Code." The "other" license categories should be listed as they are in other parts of the rule chapter: customer representative, service representative, managing general agent, and reinsurance intermediary.	As of 7/29/19, the Division is working with the attorney on preparing the rule package.
69B-211.041	Definitions	Potential changes by the Division of Insurance Agent and Agency Services.	As of 7/29/19, the Division is working with the attorney on preparing the rule package.
69B-211.042	Effect of Law Enforcement Records on Applications for Licensure	Potential changes by the Division of Insurance Agent and Agency Services.	As of 7/29/19, the Division is working with the attorney on preparing the rule package.
69B-211.043	Effect of Failure to Truthfully Answer Application Questions Regarding an Applicant's Administrative Action History	This subsection is added to reflect the consequences of an applicant making material misrepresentations or misstatements.	As of 7/29/19, the Division is working with the attorney on preparing the rule package.
69B-213	Customer Representatives	Update rule to allow customer representatives to be appointed via eAppoint.	Not assigned yet; waiting on request for rulemaking forms and draft from division, which identified this rule as part of 2018-2019 rulemaking. As of 7/29/19, the Division is

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal

69B = Insurance Agent and Agency Services

69C = Treasury

69D = Investigative and Forensic Services

69E = Administration

69G = Unclaimed Property

69H = Risk Management

69I = Accounting and Auditing

69J = Consumer Services

69K = Funeral, Cemetery, and Consumer Services

69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
			coordinating with the Bureau of Licensing to get the revisions submitted.
69B-220	Adjusters	Amend rules to reflect changes made to the Florida Statutes regarding emergency and apprentice adjusters.	Identified as part of 2018-2019 rulemaking, the Division has since determined that revisions need not be made to this rule chapter.
69B-221	Bail, Bonds, and Bail Bond Agents	Many of the revisions in this chapter are the result of the rule review performed by the OGC, while others are to update the rules to reflect electronic records and modern technology.	As of 8/8/19, Notice of Rule Development with OGC for review before routing NORD package.
69B-227	Prelicensing Education	Clarify expiration standards for providers; expand use of guest lecturers; clarify qualifications and record requirements for instructors and guest lecturers; revise course submittal submissions requirements for online study method; and update outdated form language. (8 of the 19 rules were noticed)	Mistakenly identified as part of 2018-2019 rulemaking, as amendments had already been made to this chapter. Notice of Rule Development – Vol. 41, Issue 199; Notice of Proposed Rule – Vol. 41, Issue 244; Effective 3/31/16.
69B-228	Continuing Education	Clarify expiration standards for providers; expand use of guest lecturers; clarify qualifications and record requirements for instructors and guest lecturers; revise course submittal submissions requirements for online study method; clarify required information for course offerings; revise requirements for certificate of completion records; and update outdated form language.	Mistakenly identified as part of 2018-2019 rulemaking, as amendments had already been made to this chapter. Notice of Rule Development – Vol. 41, Issue 183; Notice of Proposed Rule – Vol. 42, Issue 152; Effective 4/12/17.
69B-231	Penalty Guidelines for Insurance Representatives	This chapter needs to be updated to make amendments as a result of passage of HB 925 in the 2017 legislative session. Revisions are being made to remove references to repealed statutes; to revise the sections to show the correct numbering in the pertinent statutes; and to add new sections to match the addition of new statutes.	Notice of Rule Development – Vol. 44, Issue 149; Notice of Correction – Vol. 44, Issue 221; Notice of Change – Vol. 44, Issue 239; Notice of Proposed Rule – Vol. 44, Issue 219; Effective 1/30/2019.
69B-241	Penalty Guidelines for Bail Bond Agents	May need revisions to bail bond penalty guidelines	Identified as part of 2018-2019 rulemaking, the Division is waiting until revisions to chapter 69B-221, F.A.C., are adopted before commencing with rulemaking on this chapter.

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal

69B = Insurance Agent and Agency Services

69C = Treasury

69D = Investigative and Forensic Services

69E = Administration

69G = Unclaimed Property

69H = Risk Management

69I = Accounting and Auditing

69J = Consumer Services

69K = Funeral, Cemetery, and Consumer Services

69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
69C-2.004	Definitions	Confirm all applicable definitions are current, listed, and consistent with information on the DFS website. The form numbers in subsections (1), (3), (5), (6), (9), (10), (13), (14), (16), (17), (18), (21), (23) and (25) need to be changed from the DI4 format to the DFS-JI format. The revision date for 1004 in subsection (1) should either be deleted or changed to 09/03. Capitalize "instruction" in subsection (10). The title for form 1001, referred to in subsection (18) has been changed to "Collateral Control Agreement Public Deposits Program."	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.005	Qualifications for Participation by Banks and Savings Associations	Make technical changes to correct format of form numbers. Change the title of form 1001 to "Collateral Control Agreement Public Deposits Program."	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.006	Administration of Collateral Requirements	Make technical changes to correct format of form numbers. Change the title of form 1001 to "Collateral Control Agreement Public Deposits Program." See (3)(a). Also, in subsection (6), the form numbers have been reversed: 1010 is the certification form number and 1011 is the income payment form number.	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.007	Eligible Collateral Criteria and Restrictions	Information on the department website should be included in this rule since it contains other eligibility requirements for the use of CD as collateral.	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.009	Forms	The list of forms needs to be updated, and the form numbers need to be changed.	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.0095	Electronic Data Transmission of Information, Reports, and Forms	Section 280.05(19), F.S., in the Law Implemented is incorrect. It should be 280.05(16).	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.010	Additional Reports and Inspections	Due to an amendment to ss. 280.04(2) and 280.05(16), F.S., in 2014, it appears that references to "capital accounts" should be changed to "tangible equity capital." Consult with the Division to verify that subsections (1) and (2) of the rule should be amended.	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.022	Requirements of Public Depositors	Correct format of form numbers. See subsections (2) and (3). Change revision date for form 1009 to 09/03.	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal

69B = Insurance Agent and Agency Services

69C = Treasury

69D = Investigative and Forensic Services

69E = Administration

69G = Unclaimed Property

69H = Risk Management

69I = Accounting and Auditing

69J = Consumer Services

69K = Funeral, Cemetery, and Consumer Services

69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
69C-2.024	Criteria and Guidelines to be Used by the Chief Financial Officer in Administering and Protecting the Integrity of the Public Deposits Program	Due to amendments to s. 280.04, F.S., in 2014, it appears that the percentage levels for determining collateral requirements in this rule need to be amended. Consult with the Division to determine whether the percentage levels need to be amended and whether the rule should refer to percent of "average daily balance of public deposits." Consult with the Division to determine whether Banks and Savings Associations Advisory Committees still exist. If not, this language needs to be amended in subsection (3).	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.026	Administration of Payment of Losses	Correct the format of the form numbers. See subsections (1) and (4).	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.028	Ownership of Collateral by an Operating Subsidiary of the Qualified Public Depository	Change the title of form 1001 to "Collateral Control Agreement Public Deposits Program." See subsections (2) and (4). Correct format of form numbers.	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.029	Authorized Agent	Change the title of form 1001 to "Collateral Control Agreement Public Deposits Program." See subsection (3). Correct the format of the form number.	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.030	Use of Agents by Custodians of Collateral	Correct the cross-reference in subsection (1) to 280.02(10), F.S. Correct the format of the form number in subsection (2).	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.031	Format for Confirmations from Custodians	Change the title of form 1001 to "Collateral Control Agreement Public Deposits Program." See subsection (9). Correct the format of the form number.	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-2.032	Execution of Forms, Proof of Authorization	Change the title of form 1001 to "Collateral Control Agreement Public Deposits Program." See paragraph (1)(b). Correct the format of the form numbers. Update revision dates of forms.	As of September 2019, OGC has finalized the proposed rule text and only the forms need final updates before routing NORD.
69C-4.004	Standard Contracts with Electronic Payment Service Providers	Update to reflect that a new e-payment contract with American Express is now in effect.	Put on hold until a new request for rulemaking comes in from the Division. The Division needs to review the entire rule chapter and make changes. With a new Invitation to Negotiate in

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal
69B = Insurance Agent and Agency Services
69C = Treasury
69D = Investigative and Forensic Services
69E = Administration
69G = Unclaimed Property

69H = Risk Management
69I = Accounting and Auditing
69J = Consumer Services
69K = Funeral, Cemetery, and Consumer Services
69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
			the works, it wants to validate the information and modify the scope. In addition, it will propose language to remove all credit card companies and contract dates. 8/6/19 additional research being conducted.
69C-6.003	The Plan; Prescribed Forms	Currently, the deferred compensation has university, special district and water management districts as non-centralized agencies in its program. The Division of Treasury, Bureau of Deferred Compensation, needs to include the parameters to allow the non-centralized entities in the program. In addition, Form DFS-J3-1176 (rev. 03/15) will need to be updated. Also, the Bureau would like to change its Investment Policy for Product Selection and Retention; Form DFS-J3-1541.	Notice of Rule Development – Vol. 42, Issue 211. As of 3/19/19, Liz Vidal from the Division of Treasury is making additional edits to the forms. Notice of Public Meeting/workshop Vol. 44, Issue 78; Notice of Public Meeting/workshop Vol. 44, Issue 208; Notice of Public Meeting/workshop Vol. 44, Issue 100.
69G-20 (.001, .0011, .0021, .0022, .0026, .036)	Unclaimed Property	The newly created Division of Unclaimed Property is working on a substantial rewrite of the entire chapter, which will include renumbering.	Notice of Rule Development – Vol. 43, Issue 105; 2nd Notice of Rule Development – Vol. 43, Issue 151; workshops held; comments received.
69H-1.002	Premium Assessments	Updates needed to incorporate new process to update property values annually through the Division's risk management information system, Origami.	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some of the manual forms listed in the rules. The Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-1.003	Certificate and Other Forms Adopted	The Division intends to repeal this rule when forms are incorporated into other rules (some of which will be added, modified, or deleted).	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal
 69B = Insurance Agent and Agency Services
 69C = Treasury
 69D = Investigative and Forensic Services
 69E = Administration
 69G = Unclaimed Property

69H = Risk Management
 69I = Accounting and Auditing
 69J = Consumer Services
 69K = Funeral, Cemetery, and Consumer Services
 69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
			changes being made in Origami will replace some of the manual forms listed in the rules. The Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-1.005	Automatic Coverage and Certificate of Coverage	Updates needed to incorporate new process to apply for insurance coverage through the Division's risk management information system.	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some of the manual forms listed in the rules. The Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-1.006	Losses	Updates needed to incorporate new process to report losses through the Division's risk management information system.	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some of the manual forms listed in the rules. The Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-1.007	Settlement of Losses	Update and clarify the process for submitting actual cash value and lightning loss information to the Division.	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal
 69B = Insurance Agent and Agency Services
 69C = Treasury
 69D = Investigative and Forensic Services
 69E = Administration
 69G = Unclaimed Property

69H = Risk Management
 69I = Accounting and Auditing
 69J = Consumer Services
 69K = Funeral, Cemetery, and Consumer Services
 69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
			of the manual forms listed in the rules. The Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-1.008	Building Replacement Value	Update and clarify the process for submitting replacement cost information to the Division.	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some of the manual forms listed in the rules. The Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-2.003	Premium Assessments	Make updates and clarifications to this rule; update forms.	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some of the manual forms listed in the rules. The Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-2.004	Certificate of Coverage	Make updates and clarifications to the rule.	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some of the manual forms listed in the rules. The

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal
 69B = Insurance Agent and Agency Services
 69C = Treasury
 69D = Investigative and Forensic Services
 69E = Administration
 69G = Unclaimed Property

69H = Risk Management
 69I = Accounting and Auditing
 69J = Consumer Services
 69K = Funeral, Cemetery, and Consumer Services
 69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
			Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-2.006	Notice of Settlement	Make updates and clarifications to the rule.	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some of the manual forms listed in the rules. The Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-2.007	Loss Prevention Programs	Update and clarify the rules and update forms.	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some of the manual forms listed in the rules. The Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-2.008	Other Forms Adopted	Forms need to be updated (some additions, modifications, and deletions).	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some of the manual forms listed in the rules. The Division anticipates completing the Origami

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal
 69B = Insurance Agent and Agency Services
 69C = Treasury
 69D = Investigative and Forensic Services
 69E = Administration
 69G = Unclaimed Property

69H = Risk Management
 69I = Accounting and Auditing
 69J = Consumer Services
 69K = Funeral, Cemetery, and Consumer Services
 69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
			updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-2.009	Florida Motor Vehicle No-Fault Forms	Make updates and clarifications to the rule.	Should have been included as part of 2018-2019 rulemaking with the rest of the rules in 69H-2; however, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some of the manual forms listed in the rules. The Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69H-2.010	Property Damage Coverage for State-Owned Vehicles	Make updates and clarifications to the rule; update forms.	Originally listed as part of 2018-2019 rulemaking, the Division was delayed in implementing changes to its property module in its risk management information system, Origami. The changes being made in Origami will replace some of the manual forms listed in the rules. The Division anticipates completing the Origami updates in late 2019, and it has already drafted most of the updates to the rules. Awaiting assignment request to OGC.
69I-5	State Financial Assistance	This rule chapter requires updates to language in rule and Form DFS-A2-CL to reflect current dollar thresholds related to the Florida Single Audit Act. Update language in Forms DFS-A2-PD, DFS-A2-NS and DFS-A2-CL to reference current citations in the Code of Federal Regulations. Reflect the following current forms on the Department of State website: Forms DFS-A2-PD, DFS-A2-AR, DFS-A2-AC, DFS-A2-NS, DFS-A2-CL, and DFS-A2-CS	Notice of Rule Development – Vol. 44, Issue 122; Notice of Proposed Rule – Vol. 44, Issue 176; Notice of Change – Vol 44, Issue 226; Notice of Withdrawal, Vol. 44, Issue 244; Notice of Withdrawal, Vol. 44, Issue 226; Notice of Propose Rule – Vol. 44, Issue 244; Notice of Proposed Rule – Vol. 44, Issue 246;

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal
 69B = Insurance Agent and Agency Services
 69C = Treasury
 69D = Investigative and Forensic Services
 69E = Administration
 69G = Unclaimed Property

69H = Risk Management
 69I = Accounting and Auditing
 69J = Consumer Services
 69K = Funeral, Cemetery, and Consumer Services
 69L = Workers' Compensation

RULE NUMBER	TITLE	EXPLANATION	ACTION
			Rules .001, .005, .006, .007, & .010 effective 1/7/19. Rules .003, .004, .008, & .009 effective 2/25/2019. Rule .002 repealed effective 2/28/2019.
69I-10.082	Forgeries	Amend rule to adopt revised Form DFS-A1-409, which was revised effective 01/14.	As of 8/5/19, the Bureau of Vendor Relations is still drafting the rule amendments.
69I-21	Audit and Adjustment of Accounts and Recovery of Accounts Receivable	Update this rule to include the settlement of accounts receivable records/write-offs. Components of this should emphasize that the write-off process is an accounting transaction, not the forgiveness of debt. Expound on due diligence and accounting accuracy as it relates to the adjustment of property and accounts receivable records. Possibly delete subsections .004 and .005.	Originally part of 2018-2019 rulemaking, the Division has decided not to move forward with rulemaking until its Bureau of Financial Reporting conducts further research.
69I-25	Rate of Interest, Judgements, Decrees or Untimely Payment to Vendors	The calculation of the interest rate in the current rule does not match what the statute says (s. 55.03, F.S.).	Notice of Rule Development – Vol. 44, Issue 247; Notice of Proposed Rule – Vol. 45, Issue 28; Effective 4/9/2019.
69I-31.226	Wage Payments from Revolving Funds	Update needed to make rule more consistent with statutory changes made in 2017.	Not assigned yet; waiting on request for rulemaking forms and draft from division, which identified this rule as part of 2018-2019 rulemaking.
69I-42.004	Conferences and Conventions	Requests for direct payment of a registration fee by the agency shall be vouchered in favor of the conference or convention sponsor or designee, shall list the traveler as a subvendor, including the traveler's social security number, name, appropriate travel object code, and cost of registration (pay and charge voucher). The voucher shall include a copy of the conference or convention registration form and a statement of the benefits accruing to the state by virtue of the traveler's attendance.	Originally identified as part of 2018-2019 rulemaking, the Division will be amending this rule in conjunction with the rest of the rules in chapter 69I-42 as part of 2019-2020 rulemaking.
69I-42.007	Transportation – Common Carriers	Common carrier charges may be billed directly to the agency pursuant to subsection 69I-42.011(3), F.A.C., or the traveler may pay for his/her common carrier charges and request reimbursement therefor on Form DFS-AA-15. Requests for payment of common carrier charges billed directly to the agency shall be vouchered separately by the agency, in favor of the vendor, shall list the traveler as a subvendor (pay and	Originally identified as part of 2018-2019 rulemaking, the Division will be amending this rule in conjunction with the rest of the rules in chapter 69I-42 as part of 2019-2020 rulemaking.

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal
 69B = Insurance Agent and Agency Services
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RULE NUMBER	TITLE	EXPLANATION	ACTION
		charge voucher), and shall also reflect the traveler's social security number, name, and costs of each traveler's transportation by common carrier. Each payment shall be appropriately object coded within the classifications established by the Department of Financial Services. The voucher maintained at the agency shall have sufficient information to substantiate the payment of the common carrier charges.	
69I-69.002	Statement of County Funded Court-Related Functions	Form DFS-A6-693 was revised effective 9/1/12. The rule needs to be amended to reflect the latest form revision date.	As of 8/5/19, the Bureau of Financial Reporting is in the process of preparing rulemaking forms and drafting the rule amendments.
69J-166.002	Mediation of Commercial Residential Property Insurance Claims	Add clarification that an assignee of an Assignment of Benefits is eligible to request and participate in mediation. Review mediation fees for possible amendment. Add cleanup and clarification language. Revise Forms DFS-11-1699 and DFS-I0-1159.	This rule was identified as part of 2017-2018 rulemaking, but rulemaking has not commenced yet.
69J-166.031	Mediation of Residential Property Insurance Claims	Add clarification that an assignee of an Assignment of Benefits is eligible to request and participate in mediation. Review mediation fees for possible amendment. Add cleanup and clarification language. Revise Forms DFS-I0-2082 and DFS-I0-1159.	This rule was identified as part of 2017-2018 rulemaking, but rulemaking has not commenced yet.
69J-176.022	Mediation of Bodily Injury and Property Damage Claims	Revise Form DFS-I0-510 to remove collection of social security numbers and add Form DFS-I0-1121.	Not assigned yet; waiting on request for rulemaking forms and draft from division, which identified this rule as part of 2018-2019 rulemaking.
69K-___	Board Appointment	New rule to set forth the procedure needed for appointment to the Board of Funeral, Cemetery, and Consumer Services.	Identified as part of 2017-2018 rulemaking, the Division will attempt to amend the statutory provisions regarding the process for Board Appointment during the 2020 legislative session. If successful, subsequent rulemaking will be based upon statutory requirements.
69K-___	NEW RULE	New rule to implement newly created s. 497.393, F.S. – Licensure; military-issued credentials for licensure.	Identified as part of 2018-2019 rulemaking, any related forms would be promulgated in Rule 69K-1.001 by the Department. The board's counsel at the Office of the Attorney General is responsible for rulemaking regarding the military credentials, not the Department.

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal
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RULE NUMBER	TITLE	EXPLANATION	ACTION
69K-1.001	List of Approved Forms; Incorporation by Reference	The list of forms needs to be updated.	Notice of Rule Development – Vol. 43, Issue 63; Notice of Proposed Rule – Vol. 43, Issue 126; Notice of Correction – Vol. 43, Issue 129; Notice of Change – Vol. 44, Issue 217; Effective 12/27/18.
69K-1.001	List of Approved Forms; Incorporation by Reference	Due to the passage of CS/HB 29 making changes throughout chapter 497, F.S., amendments to rules in this chapter will need to be made waiving licensure application and renewal fees for members of the U.S. Armed Forces, their spouses, and honorably discharged veterans (within 24 months of discharge), because applicants are currently required to remit application fees as a precondition to processing an application for licensure and licensees are required to remit nonrefundable renewal fees to maintain licensure. Rule 69K-1.001 adopts the DFS's application and renewal forms and will need to be updated to implement the waiver of application and renewal fees.	Assigned 9/6/18.
69K-1.003	Miscellaneous Fees; Name Changes and Duplicate Licenses	Reference to an unlicensed activity fee must include waiver for military,	Rulemaking done by the Office of the Attorney General. Notice of Rule Development – Vol. 44, Issue 119; Notice of Proposed Rule – Vol. 44, Issue 252; Effective 2/20/19.
69K-1.005	Licensure Application Procedures	References to "credentials" may have to be included.	Identified as part of 2018-2019 rulemaking, any related forms would be promulgated in Rule 69K-1.001. The board's counsel at the Office of the Attorney General is responsible for rulemaking regarding the military credentials, not the Department.
69K-5.002	Application for Preneed License	Amend (1)(a) to strike through "DFS-COA-1, effective 2-7-95" and insert "DFS-PNL-1, revised 8/12." Also strike through "7/01, incorporated herein by reference, effective 6-26-02" and insert "revised 8/12." Amend (1)(b) to change the fee to \$505. Amend (5) to strike through "moral" in the phrase "good moral character" to conform to s. 497.453(2)(f), F.S. The word "moral" was deleted from the law in	Notice of Rule Development – Vol. 43, Issue 72; Notice of Proposed Rule – Vol. 43, Issue 137; Notice of Correction & Change – Vol. 44, Issue 217; Effective 12/24/18.

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal

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		2004. Amend (5)(c) so that the last 2 sentences are flush left. These sentences apply to all 3 paragraphs in the subsection.	
69K-5.002	Application for Preneed License	Reference to an application fee must include waiver for military.	Identified as part of 2018-2019 rulemaking, this rule incorporates Form DFS-PNL-1, and a Historical Sketch, Form DFS-HistS, which are incorporated by reference in Rule 69K-1.001, F.A.C.; thus, no amendments are required in this rule's text.
69K-5.0021	Application for Preneed License Branch Office License	Amend (1)(a) to strike through "DFS-COAB-12/00, effective 9-18-01," and insert "DFS-PNLB-1, revised 8/12." Amend (1)(b) to change the fee from \$150 to \$155 as set forth on the form.	Notice of Rule Development – Vol. 43, Issue 72; Notice of Proposed Rule – Vol. 43, Issue 137; Notice of Correction & Change – Vol. 44, Issue 217; Effective 12/24/18.
69K-5.0021	Application for Preneed License Branch Office License	Reference to an application fee must include waiver for military.	Identified as part of 2018-2019 rulemaking, having military credentials would not apply to a branch office, which is an entity, not a person.
69K-5.0022	Applications for Transfer of a Preneed License	Amend (1)(a) to strike through "DFS-COAT-1, effective 5-13-97," and insert "DFS-PNLT-1, revised 8/12." Amend (1)(b) to change the fee from \$100 to \$105 as set forth on the form. Amend (3) to strike through "moral" in the phrase "good moral character" to conform to s. 497.453(2)(f), F.S. Amend (3)(c) so that the last 2 sentences are flush left. These sentences apply to all 3 paragraphs in the subsection.	Notice of Rule Development – Vol. 43, Issue 72; Notice of Proposed Rule – Vol. 43, Issue 137; Notice of Correction & Change – Vol. 44, Issue 217; Effective 12/24/18.
69K-5.0026	Preneed License Renewal	Amend subsection (1) to reflect correct form numbers and dates. In (2)(a) and (b), strike through "COA."	Notice of Rule Development – Vol. 43, Issue 72; Notice of Proposed Rule – Vol. 43, Issue 137; Notice of Correction & Change – Vol. 44, Issue 217; Effective 12/24/18.
69K-5.003	Application for Preneed Sales Agent License and Appointment	Reference to an application fee must include waiver for military.	Identified as part of 2018-2019 rulemaking, this rule incorporates Form DFS-PNS-1, which is incorporated by reference in Rule 69K-1.001, F.A.C.; thus, no amendments are required in this rule's text.

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

69A = State Fire Marshal
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RULE NUMBER	TITLE	EXPLANATION	ACTION
69K-5.009	Regulatory Standards for Evaluating Applications by the Board	The law has been changed to require a cemetery site to contain no less than 30 contiguous acres. Amend (1)(b) to change 15 acres to 30 acres. Amend (2)(a) and (c) to delete "as referenced in Rule 69K-5.002" and replace it with "Form DFS HistS."	Notice of Rule Development – Vol. 43, Issue 72; Notice of Proposed Rule – Vol. 43, Issue 137; Notice of Correction & Change – Vol. 44, Issue 217; Effective 12/24/18.
69K-5.011	Preneed Sales Agent Renewal	In (1), change "registration" to "appointment." Change s. 497.466(4), F.S., to s. 497.466(7), F.S. In (4), change "registration" to "appointment." Check with the Division regarding form information.	Notice of Rule Development – Vol. 43, Issue 72; Notice of Proposed Rule – Vol. 43, Issue 137; Notice of Correction & Change – Vol. 44, Issue 217; Effective 12/24/18.
69K-5.012	Application and Renewal Procedures for Broker of Burial Rights License	Reference to fees must include waiver for military.	Identified as part of 2018-2019 rulemaking, this rule incorporates Forms DFS-C-BBRI and DFS-N1-1771, which are incorporated by reference in Rule 69K-1.001, F.A.C.; thus, no amendments are required in this rule's text.
69K-5.013	Procedure for Report of Identification for an Exempt Cemetery	Form DFS-EC-1 has been revised. Delete the effective date and incorporation language since the form is adopted in Rule 69K-1.001.	Notice of Rule Development – Vol. 43, Issue 72; Notice of Proposed Rule – Vol. 43, Issue 137; Notice of Correction & Change – Vol. 44, Issue 217; Effective 12/24/18.
69K-7.009	Application and Renewal Procedures for Broker of Burial Rights License	Reference to fees must include waiver for military.	Notice of Rule Development, Vol. 45, Issue 31; Notice of Proposed Rule – Vol. 45, Issue 130; Notice of Correction – Vol. 45, Issue 146.
69K-7.0095	Preneed Trust Fund; Financial Reports	Proposed new rule implementing section 497.458(1)(k), F.S.	Notice of Rule Development, Vol. 45, Issue 31; Notice of Proposed Rule – Vol. 45, Issue 130; Notice of Correction – Vol. 45, Issue 146. Notice of Change – Vol. 45, Issue 146. Notice of Change – Vol. 45, Issue 160
69K-7.012	Criteria for Filing a Surety Bond in Lieu of Maintaining a Trust Fund	Remove references to "Letter of Credit."	Notice of Rule Development, Vol. 45, Issue 31; Notice of Proposed Rule – Vol. 45, Issue 130; Notice of Correction – Vol. 45, Issue 146.

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

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69B = Insurance Agent and Agency Services

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RULE NUMBER	TITLE	EXPLANATION	ACTION
69K-7.0125	Alternative Form of Security for Permanent Outer Burial Receptacle Manufacturers	Amend to remove reference that financial statements must be submitted to the Board on an annual basis.	Notice of Rule Development, Vol. 45, Issue 31; Notice of Proposed Rule – Vol. 45, Issue 130; Notice of Correction – Vol. 45, Issue 146. Notice of Change – Vol. 45, Issue 146.
69K-7.013	Procedures for Filing Claim with the Board	Remove references to "Letter of Credit."	Notice of Rule Development, Vol. 45, Issue 31; Notice of Proposed Rule – Vol. 45, Issue 130; Notice of Correction – Vol. 45, Issue 146.
69K-12.001	Installation of Monuments	Subsection (11), which states that a cemetery cannot require a monument installer to have insurance, is no longer valid. The law implemented, s. 497.278, F.S., was amended in 2010 to allow cemeteries to require any person or firm that delivers, installs, places, or sets a monument to show proof of liability insurance coverage and, if required by law, workers' compensation insurance coverage. Adopt a new rule and forms to implement s. 497.553(6), F.S., regarding changes in ownership and changes in location of monument establishments. This can be corrected by simply deleting the rule because the valid parts of it are redundant of the statute, s. 497.278(3), F.S.	Revised draft of rules and forms in process.
69K-12.002	Procedure for Licensing a Monument Establishment	Form DFS-C-MON1 was revised in 7/2012. The fees set forth in (1)(b) and (c) do not accurately reflect the fees set forth in the application form. In (1)(a), delete "effective 3-3-97" and insert "revised 7/2012." Also insert a hyperlink for people to obtain the form. Amend (1)(b) and (c) to conform to the fees set forth in Form DFS-C-MON1.	Revised draft of rules and forms in process.
69K-18.001	Embalmer Intern Training Program	Reference to fees must include waiver for military.	Identified as part of 2018-2019 rulemaking, any related forms would be promulgated in Rule 69K-1.001. The board's counsel at the Office of the Attorney General is responsible for rulemaking regarding the military credentials, not the Department.
69K-18.002	Funeral Director Intern Training Program	Reference to fees must include waiver for military.	Identified as part of 2018-2019 rulemaking, any related forms would be promulgated in Rule 69K-1.001. The board's counsel at the Office of the Attorney General is responsible for rulemaking

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

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RULE NUMBER	TITLE	EXPLANATION	ACTION
			regarding the military credentials, not the Department.
69K-18.003	Concurrent Internships	Reference to an application fee must include waiver for military.	Identified as part of 2018-2019 rulemaking, any related forms would be promulgated in Rule 69K-1.001. The board's counsel at the Office of the Attorney General is responsible for rulemaking regarding the military credentials, not the Department.
69K-21.008	Notification of Change in Funeral Director in Charge	There are two rules that address changes related to funeral establishments (see 69K-21.055). These rules should be combined, should include the forms that have been adopted to file changes, and should include changes in other information that are required by s. 497.380(12), F.S., that are not referenced in the current rules. Section 497.380(12), F.S., needs to be added to the rulemaking authority and the law implemented.	Revised draft of rules and forms being conducted with the division.
69K-21.009	Disinterment Reporting	The rule should include the form number for the report along with a hyperlink to obtain the form.	Revised draft of rules and forms being conducted with the division.
69K-25.003	Licensure as Temporary Embalmer or Temporary Funeral Director; Manner of Requesting and Fee; Practice Limitations; Expiration	Reference to fees must include waiver for military. Also, in subsection (1), strike through "registered" in two places and insert "licensed."	The board's counsel at the Office of the Attorney General handled this rulemaking. Notice of Rule Development – Vol. 44, Issue 119; Notice of Proposed Rule – Vol. 44, Issue 251; Effective 2/18/19.
69K-27.001	Embalmer Apprentice Program	Reference to fees must include waiver for military.	The board's counsel at the Office of the Attorney General handled this rulemaking. Notice of Rule Development – Vol. 44, Issue 119; Notice of Proposed Rule – Vol. 44, Issue 252; Effective 2/20/19.
69L-3.003	Procedures for Filing Documents	Travelling in conjunction with 69L-3.0035, 69L-3.0036, 69L-3.01915, and 3.025.	Draft of rule with the OGC 10/5/18; 9/12/19 compiling NORD package.
69L-3.009	Injuries that Qualify as Grievous Bodily Harm of	A new rule is being introduced due to the passage of CS/CS/SB 376, in which subsections (5) and (6) were added to s. 112.1815, F.S. The DFS "shall adopt rules	Notice of Rule Development – Vol. 44, Issue 139; Notice of Rule Development – Vol. 44, Issue 182.

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

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RULE NUMBER	TITLE	EXPLANATION	ACTION
	a Nature that Shocks the Conscience	specifying injuries qualifying as grievous bodily harm of a nature that shocks the conscience" for the purposes of establishing for first responders that post-traumatic stress disorder is an occupational disease compensable by workers' compensation benefits.	Notice of Proposed Rule – Vol. 44, - Issue 210; Notice of Correction – Vol. 44, Issue 212; Filed for Adoption on 12/05/2018; HB 983 (2019) filed for legislative ratification of rule; Governor approved ratification on 6/25/19; Notice of Ratification Issue: 45/126;
69L-3.025	Forms	HB 613 deleted s. 440.185(3), F.S. (2015), which required reporting injured worker deaths to DWC within 24 hours. Form DFS-F2-DWC-1, which states the reporting requirement that will become obsolete 10/1/16, needs to be changed. The form is adopted in Rule 69L-3.025(1)(a). There is also an interactive PDF DWC-1 form adopted in Rule 69L-3.025(1)(b) which seems to be a duplicate of the (1)(a) form.	Draft of rule with the OGC since 10/5/18. 9/12/19 compiling NORD package.
69L-5.217	Civil Penalties and Fines	The purpose of this rule change is to reduce the penalties structure for late filing of forms, reports, or documents as required by section 440.38(2)(b), F.S. This change will help prevent self-insured employers from being assessed large penalties for untimely filing of forms, reports, or documents.	Notice of Rule Development – Vol. 44, Issue 133; Notice of Proposed Rule – Vol. 44, Issue 166; Notice of Proposed Rule – Vol. 44, Issue 168; Notice of Correction – Vol. 44, Issue 172; Notice of Change – Vol. 44, Issue 172; Notice of Correction – Vol. 44, Issue 188; Effective 11/11/2018.
69L-6.007	Compensation Notice	This rule provides guidelines on the contents of the “Broken Arm Poster”. The poster was recently updated to revise the link for reporting fraud. The previous link no longer served the same purpose. Therefore, the revision date for the poster has changed. There are a couple of minor changes in the rule text as well.	This ended up being a technical change, which was effectuated 6/5/19.
69L-7.020	Florida Workers' Compensation Health Care Provider Reimbursement Manual	Amend to adopt the 2018 version of the manual.	Notice of Rule Development – Vol. 44, Issue 146; Notice of Proposed Rule – Vol. 44, Issue 217; Notice of Correction 1 – Vol 44, Issue 226; Notice of Correction 2 – Vol. 44, Issue 231; Notice of Withdrawal – Vol. 45, Issue 19.
69L-7.100	Florida Workers' Compensation Reimbursement Manual	Amend to adopt the 2018 version of the manual.	Notice of Rule Development – Vol. 44, Issue 146. Notice of Proposed Rule – Vol. 44, Issue 217. Notice of Correction 1 – Vol 44, Issue 226; Notice of Correction 2 – Vol. 44, Issue 231;

ATTACHMENT B -UPDATE TO
DEPARTMENT OF FINANCIAL SERVICES'
PROPOSED RULES FOR PREVIOUS YEARS

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 69E = Administration
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	for Ambulatory Surgical Centers (ASCs)		Notice of Withdrawal – Vol. 45, Issue 19.
69L-7.501	Florida Workers' Compensation Reimbursement Manual for Hospitals	Amend to adopt the 2018 version of the manual.	Notice of Rule Development – Vol. 44, Issue 217. Notice of Withdrawal – Vol. 44, Issue 235.
69L-26.002	Definitions	The purpose of the rule amendment is to remove outdated provisions and to revise the content of the Injured Employee Notification Letter as required by s. 440.185(10), F.S.	Not assigned yet. 2018-2019 request was temporarily suspended due to a change in leadership in the Bureau of Employee Assistance and Ombudsman Office.
69L-26.004	Requesting Assistance	The purpose of the rule amendment is to remove outdated provisions and to revise the content of the Injured Employee Notification Letter as required by s. 440.185(10), F.S.	Not assigned yet. 2018-2019 request was temporarily suspended due to a change in leadership in the Bureau of Employee Assistance and Ombudsman Office.
69L-31	Utilization and Reimbursement Dispute Rules	This is a complete rewrite of the chapter after rule challenges.	Notice of Rule Development – Vol. 44, Issue 24; 2 nd Notice of Rule Development – Vol. 44, Issue 94; Notice of Proposed Rule – Vol. 44, Issue 144. Notice of Withdrawal - Vol. 44, Issue 217. Notice of Proposed Rule – Vol. 44, Issue 217. Notice of Withdrawal – Vol. 45, Issue 43. 9/10/19 NORD is being routed to return to rulemaking for a 3rd workshop.
69L-56	Electronic Data Interchange (EDI) Requirements for Proof of Coverage and Claims (Nonmedical)	This will be a re-write of the entire chapter due to legislative changes.	As of September 2019, the rule text has been finalized for the whole rule chapter and a new NORD routing package is being compiled.