

# 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 30<sup>th</sup> day of September, 2020.

Jimmy Patronis  
Chief Financial Officer

Handwritten signature of Jimmy Patronis in blue ink.

John MacIver  
General Counsel

Handwritten signature of John MacIver in blue ink.

**DEPARTMENT OF FINANCIAL SERVICES' 2020-2021 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 7/1/19– 6/30/20 that created or modified the duties or authority of the agency, and agency action required pursuant to the law enactment or amendment.

<b>Bill &amp; Section Nos.; Subject; and Laws of Florida Chapter No.</b>	<b>Statute(s)</b>	<b>Duties or Authority</b>	<b>Rule Number</b>	<b>F.A.R. Citations; or Date Rule Expected to be Published</b>
HB 1606, ss. 14-22; Insurance Administration; Chapter 2020-063, L.O.F.	Chapter 647 (created)	This bill creates a new chapter in the statutes based on the Travel Insurance Model Act of the National Association of Insurance Commissioners to regulate the transaction of travel insurance in the state.	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> The requirements of this new chapter are self-implementing; rulemaking is not required at this time for implementation.
HB 1047, ss. 1, 2; Construction Materials Mining Activities; Chapter 2020-180, L.O.F.	552.30(4)	The bill establishes a monitoring and reporting pilot program that requires the Division of State Fire Marshal (SFM) to hire or contract with seismologists to monitor each mining blast occurring in Miami-Dade County, essentially removing the responsibility of monitoring of construction materials mines from only the mines located in Miami-Dade county, and adding that responsibility to the SFM, and SFM is prohibited from contracting with a seismologist who is an employee of, or under contract with, any construction materials mines. All other mines must continue to contract for monitoring services on their own to meet the requirements of the rule. The bill also mandates that the SFM shall post all monitoring reports to its website for public review. It gives the SFM rulemaking authority for implementation and appropriates a recurring sum of \$600,000 and a nonrecurring sum of \$440,000 for the purpose of implementing the monitoring pilot program. Lastly, the bill requires that a mining permitholder in Miami-Dade must provide written notice to the SFM of the use of explosives before the detonation of the explosives.	69A-2.024	Related rulemaking listed on Attachment B.
SB 1092, s. 1; Fire Prevention and Control; Chapter 2020-96, L.O.F.	633.137 (created)	Newly created s. 633.137, F.S. creates the Firefighter Cancer Decontamination Equipment Grant Program within the SFM of the Department of Financial Services (DFS) for certain purposes; requiring the SFM to administer the program and annually award grants, and distribute equipment and training, to qualifying fire departments in a certain manner; granting mandatory rulemaking authority to the SFM to adopt rules to administer the program, including for the approval of applications and development of needs-based criteria. Needs-based criteria must include, but are not limited to, decontamination equipment and supply needs of the fire department, the financial needs of the fire department, and the level of nonstate matching funds proposed in the application.  The bill requires grant recipients to: provide a minimum 25 percent nonstate matching funds; report their activity to the SFM for submission in the Fire and Emergency Incident Information Reporting System;	69A-37. ____	Related rulemaking listed on Attachment A.

		<p>comply with the Florida Firefighters Occupational Safety and Health Act; and comply with any other rule determined by the SFM to effectively implement, administer, and manage the program.</p> <p>The General Appropriations Act for Fiscal Year 2020-2021, provides \$150,000 in general revenue funds to create this program.</p>		
HB 1095, ss. 3, 4; Infrastructure Regulation; Chapter 2020-137, L.O.F.	556.107; 556.116	The bill extends to the SFM and the fire chief of the special district, municipality, or county the ability to issue a civil citation and assess civil penalties to any excavator or member operator who begins excavation or demolition without contacting the state's notification system. The bill also establishes an underground facility damage prevention review panel within the DFS which is intended to review violation complaints, areas for damage prevention improvement, and current practices for locating underground pipes.	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> No rulemaking authority granted.
HB 5001, s. 4; General Appropriations Act (GAA); Chapter 2020-111, L.O.F.	N/A	<p>From the positions and funds appropriated from the Grants and Donations Trust Fund in Specific Appropriations 789, 827, 842, 857, 873, 888, and 910, \$1,911,682 is provided to prosecute insurance fraud cases and \$604,104 is provided to prosecute workers compensation insurance fraud cases, as follows:</p> <p>Insurance Fraud Cases:  Fourth Judicial Circuit (3 positions) - \$250,818  Ninth Judicial Circuit (5 positions) - \$431,719  Eleventh Judicial Circuit (5 positions) - \$614,038  Thirteenth Judicial Circuit (2 positions) - \$152,179  Fifteenth Judicial Circuit (2 positions). - \$160,242  Seventeenth Judicial Circuit (2 positions) - \$160,242  Twentieth Judicial Circuit (2 positions) - \$142,444</p> <p>Workers Compensation Insurance Fraud:  Eleventh Judicial Circuit (2 positions) - \$147,724  Thirteenth Judicial Circuit (2 positions) - \$137,852  Fifteenth Judicial Circuit (2 positions) - \$159,264  Seventeenth Judicial Circuit (2 positions) - \$159,264</p> <p>Beginning July 1, 2020, the DFS shall release 25 percent of the funds to each state attorney's office. Prior to subsequent quarterly fund releases, each state attorney's office must submit the following caseload data to the DFS: the percentage of cases prosecuted of the total number of cases referred by the DFS; the number of cases not prosecuted and the reasons prosecution was not pursued; the staff assigned to each case; expenditures made; and the current status of each case. The DFS shall determine if case activity warrants the continued release of funds.</p>	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> GAA requirement.
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	Funds provided in Specific Appropriation 2014A are contingent on federal grants being awarded. Should the amount awarded for each federal grant be less than the amount appropriated, funds shall be awarded in priority order for the individual projects as indicated in the Fiscal Year 2020-2021 Domestic Security Funding Request of the Domestic Security Oversight Board. Once federal funding is received	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> The SFM will award grants.

		and projects are funded in priority order, the Board may transfer funding between any of the funded projects. Funds may be allocated to projects not listed below with approval of the Legislative Budget Commission (only the DFS's is listed): to the DFS SFM -: Bomb Building Capabilities - \$12,500; and EOD Training – \$79,000.		
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	From the funds provided in Specific Appropriation 2324, \$3,200,788 is provided to the DFS to purchase annual licensing for multi-factor authentication software.	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> GAA Requirement
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	From the funds provided in Specific Appropriation 2325, \$844,120 is provided to the DFS to purchase network switch equipment.	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> GAA Requirement
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	Funds in Specific Appropriation 2344A (\$699,369 from General Revenue Fund, and \$2,209,604 from Administrative Trust Fund) are provided to the DFS for managed technical services contracted for operations support and maintenance of the Florida Accounting Information Resource (FLAIR) Subsystem. From these funds, \$1,000,000 from the Administrative Trust Fund shall be placed in reserve. The DFS is authorized to submit budget amendments requesting release of funds pursuant to the provisions of chapter 216, F.S. The budget amendments shall include a detailed operational work plan and spending plan that identifies all support activities, service requests, and variable enhancement projects. The DFS shall submit quarterly updates to the operational work plan and monthly project status reports on the entire managed technical services contract to the Executive Office of the Governor's Office of Policy and Budget and the chairs of the Senate Appropriations Committee and the House of Representatives Appropriations Committee. Each status report must include progress made to date for each support activity, service request, and variable enhancement project, planned and actual task and deliverable completion dates, planned and actual costs incurred, and any current FLAIR issues and risks. The quarterly updates shall be due 15 days following the end of each quarter.	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> This is a function of the DFS's Florida PALM that is to be accomplished through a contractual service.
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	Funds provided in Specific Appropriation 2345A (\$276,365 from General Revenue Fund and \$1,601,659 from Administrative Trust Fund) are provided to the DFS to competitively procure technical support and services for the remediation tasks and project support necessary to integrate the FLAIR Subsystem with the Florida PALM project. The funds shall be placed in reserve. The DFS is authorized to submit budget amendments requesting release of funds pursuant to the provisions of chapter 216, F.S. The budget amendments shall include a detailed operational work plan and spending plan. The DFS shall submit monthly project status reports to the Executive Office of the Governor's Office of Policy & Budget and the chairs of the Senate Appropriations Committee and the House of Representatives Appropriations Committee. Each status report must include progress made to date for each support activity and also provide an update on the progress of each FLAIR remediation task required to replace the Cash Management Subsystem and central FLAIR.	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> This is a function of the DFS's Florida PALM project that is to be accomplished through contractual services.

HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	From the funds provided in Specific Appropriations 2370, 2372, and 2377 (\$8,958,857 from General Revenue Fund and \$2,358,794 from Administrative Trust Fund), the DFS shall audit all court related expenditures of the Clerks of Court pursuant to sections 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 7, 2020, for the period April 1, 2020, through June 30, 2020, and quarterly thereafter.	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> This is a function of the DFS's Division of accounting and Auditing. The DFS has entered into a Memorandum of Agreement with the Florida Clerks of Court Operations Corporation.
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	Funds in Specific Appropriation 2378 in the amount of \$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 corporation for allowable expenditures under sections 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	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> This is a function of the DFS's Division of Accounting and Auditing.
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.  HB 5003, s. 72, GAA Implementing Act; Chapter 2020-114, L.O.F.	N/A	From the funds and positions provided in Specific Appropriation 2388, \$6,478,868 is provided to the DFS, which no later than July 30, 2020, shall designate one position that leads the implementation of reporting functionality for the Florida PALM project. The project shall provide quarterly reports to state agencies on the design, development, and implementation of reporting functionality. By January 1, 2021, the DFS shall provide the status of current FLAIR reports and data that will be retained in the Florida PALM 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.	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> This is a function of the DFS's Florida PALM project.
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.  HB 5003, s. 72, GAA Implementing Act; Chapter 2020-114, L.O.F.		Funds in Specific Appropriation 2389 (\$26,424,797) is provided to the DFS for the Florida PALM project that complies with sections 216.311 and 216.313, F.S. Of these funds, \$17,985,926 shall be placed in reserve. The funds are contingent upon House Bill 5003 becoming law, which provides for the replacement of the FLAIR) and Cash Management subsystems. Upon execution of a contract amendment that adjusts the project's deployment schedule to provide adequate time for state agencies to request any necessary funding and to remediate its systems that currently use FLAIR data, the DFS is authorized to submit budget amendments to request the release of funds pursuant to the provisions of chapter 216, F.S. The budget amendments shall include detailed operational work plan and project spending plan. The operational work plan shall include, but not be limited to (1) the project tasks to be completed by all state agencies that are necessary for remediation of their systems impacted by the PALM project, and (2) the tasks and deliverables needed to retain the current historical reporting functionality provided by the FLAIR Information Warehouse and inclusive of PALM data.  From the funds provided in Specific Appropriation 2389, up to	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> This is a function of the DFS's Florida PALM project that is to be accomplished through contractual services.

		<p>\$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 Department of Management Services, 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>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, the Executive Office of the Governor's Office of Policy and Budget, and the Department of Management Services. 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. Each status report must also provide an update on the progress and cost of each system interface and agency application remediation task, as provided by agencies, required for deployment of PALM functionality scheduled through December 31, 2022.</p>		
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	Funds in Specific Appropriation 2406 (\$1,000,000) are provided for the Firefighter Assistance Grant Program and shall be awarded to entities pursuant to section 633.135, F.S.	Rule 69A-37.502, F.A.C.	<p><b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> 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>
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	From the funds in Specific Appropriation 2416A, \$285,000 in nonrecurring funds from the Insurance Regulatory Trust Fund is provided for the Kinard Volunteer Fire Department Class A Engine (HB 9119).	N/A	<p><b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> The SFM will award a grant.</p>
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	The nonrecurring funds provided in Specific Appropriation 2418A (\$2,000,000) 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	N/A	<p><b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> The SFM and the University of Miami will enter into a grant agreement.</p>

		Representatives, the Chief Financial Officer, and the Governor by June 14, 2021 (HB 3297) (Senate Form 1048).		
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	From the funds in Specific Appropriation 2424A, nonrecurring funds from the Insurance Regulatory Trust Fund is provided to local government fire services as follows: Bradford County Fire Rescue Main Station 40 (HB 4925) (Senate Form 2377) - \$850,000; Bronson Fire Station Replacement Project (HB 2377) (Senate Form 1015) - \$950,000; Calhoun County - Mossy Pond Volunteer Fire Department (Senate Form 1984) - \$750,000; Holt Volunteer Fire Station Replacement (HB 3715) - \$813,000; Immokalee Fire Control District Station #30 Construction/Replacement (HB 2857) (Senate Form 1029) - \$900,000; Suwannee County Fire Station (HB 2437) (Senate Form 2481) - \$750,000; and Taylor County Fire Rescue Station (HB 9115) (Senate Form 1458) \$580,000.  From the funds in Specific Appropriation 2424A, \$125,000 in nonrecurring funds from the General Revenue Fund is provided to the North Lauderdale Fire/ Rescue Training Center (HB 3479) (Senate Form 1070).	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> The SFM will award grants.
HB 5001, s. 6; GAA; Chapter 2020-111, L.O.F.	N/A	From the funds in Specific Appropriation 2432 (\$18,199,117), the DFS is authorized to issue a competitive procurement for a new pharmacy benefits management contract.	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> The DFS's Division of Risk Management will issue a competitive procurement for the services.
HB 5001, s. 8; GAA; Chapter 2020-111, L.O.F.	N/A	The DFS may grant special duty pay additives of \$2,000 for law enforcement officers who perform additional duties as K-9 handlers.	N/A	<b>Written Explanation Why Law May be Implemented Without Rulemaking:</b> This is a function of the DFS's Division of Accounting and Auditing.

- 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 2020-2021 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 will do the following:
- a. publish 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 furnish a copy of this plan with its certification to the Joint Administrative Procedures Committee; and
  - c. publish in the *Florida Administrative Register* a notice identifying the date of publication of the agency's 2020-2021 regulatory plan.

# ATTACHMENT A

## RULEMAKING DURING 2020-2021

**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:
			<b>A. Simplify or clarify;</b> <b>B. Increase efficiency;</b> <b>C. Improve coordination with other agencies;</b> <b>D. Reduce regulatory costs; or</b> <b>E. Delete obsolete, unnecessary, or redundant rules.</b>
69A-37.xxx	Cancer Decontamination Equipment Grant Program	The Firefighter Cancer Decontamination Equipment Grant Program, established pursuant to section 633.137, F.S., was created within the Division of State Fire Marshal to help protect the health and safety of firefighters in this state. The program shall provide financial assistance to help career fire departments, combination fire departments, and volunteer fire departments procure equipment and supplies designed to mitigate exposure to hazardous, cancer-causing chemicals. This grant program shall only be carried out when funds have been allocated by the legislature to the Division for the grant period.	C, D
69B-211.002	General Procedures	Changes needed to this rule related to form revisions.	A
69B-220.001	Licensure of Emergency Adjusters	Changes to this rule are needed to clarify who can have emergency adjusters, and as to duration of license as a result of an Inspector General Audit.	A
69C-3.006	Transfer of Funds from the Investment Account to an Eligible Fund	Quarterly Certification Form, DFS-J2-2159, must be filed with the Division of Treasury's Bureau of Funds Management on a quarterly basis. This form certifies that a specific agency's Trust Fund application users were authorized users and that their level of access was appropriate for their job responsibilities. This rule will need to be reviewed and updated based upon changes with the processes in Florida PALM.	A, B, C
69C-4.0035	Procedures for Requesting Approval to Accept Electronic Payments through the Use of Credit Cards, Charge Cards, Debit Cards, Electronic Checks	This rule relates to an agency's request to accept credit cards and/or electronic payments and will need to be reviewed and updated based upon changes with the processes in Florida PALM.	A, B, C
69C-9.004	Procedures for Requesting Approval for Procurement of Banking Services	This rule relates to an agency's request to procure banking services outside of the Division of Treasury. This rule will need to be reviewed and updated based upon changes with the processes in Florida PALM.	A, B, C



# ATTACHMENT A

## RULEMAKING DURING 2020-2021

**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.
69L-6.021	Construction Industry Classification Codes, Descriptions, and Operations Scope of Exemption	This rule may need amended to eliminate an out-of-date class code.	E
69L-7.020	Florida Workers' Compensation Health Care Provider Reimbursement Manual	The purpose of this rule is to adopt the 2020 edition of the Florida Workers' Compensation Health Care Provider Reimbursement Manual and the associated maximum reimbursement allowances adopted by the Three-Member Panel.	A, B, C
69L7.100	Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers (ASCs)	The purpose of this rule is to adopt the 2020 edition of the Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers (ASCs) and the associated maximum reimbursement allowances adopted by the Three-Member Panel.	A, B, C
69L-7.501	Florida Workers' Compensation Reimbursement Manual for Hospitals	The purpose of this rule is to adopt the 2020 edition of the Florida Workers' Compensation Reimbursement Manual for Hospitals and the associated maximum reimbursement allowances adopted by the Three-Member Panel.	A, B, C

**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
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, legislation was passed during the 2020-2021 session (HB 1047) that will require updating of this rule.
69A-3.012	Standards of the National Fire Protection Association and Other Standards Adopted	This rule is being amended as part of the triennial adoption of The Florida Fire Prevention Code.	Notice of Rule Development – Vol. 45, Issue 208; Notice of Proposed Rule – Vol. 46, Issue 128.
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 (CGA) 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. 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."	CGA publications will be effective 12/31/2020 with new code adoptions in Rule 69A-60.
69A-37.xxx	Cancer Decontamination Equipment Grant Program	The Firefighter Cancer Decontamination Equipment Grant Program, established pursuant to section 633.137, F.S., was created within the Division of State Fire Marshal to help protect the health and safety of firefighters in this state. The program shall provide financial assistance to help career fire departments, combination fire departments, and volunteer fire departments procure equipment and supplies designed to mitigate exposure to hazardous, cancer-causing chemicals. This grant program shall only be carried out when funds have been allocated by the legislature to the Division for the grant period.	Assigned 7/22/20.
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.	Notice of Rule Development – Vol. 44, Issue 131; Notice of Proposed Rule – Vol. 44, Issue 195; 2 <sup>nd</sup> Notice of Proposed Rule – Vol. 45, Issue 141; Notice of Public Hearing – Vol. 46, Issue 39; Update Notice of Public Hearing – Vol. 46, Issue 55; Update Notice of Public Hearing – Vol. 46, Issue 57.
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.	Notice of Additional Public Hearing - Vol. 45, Issue 238; Notice of Rule Development- Vol. 46, Issue 44; Update Notice of Rule Development – Vol. 46, Issue 55;

# 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
			Update Notice of Public Hearing – Vol. 46, Issue 57; Notice of Workshop – Vol. 46, Issue 55; Notice of Meeting – Vol. 46, Issue 39; Notice of Public Hearing – Vol. 46, Issue 152.
69A-37.055	Curriculum Requirements for Training Firefighter Recruits or Firefighters	The purpose of this rule amendment is to update the current firefighter recruit curriculum to include volunteer firefighters and career firefighters, and to include cancer and mental health training.	Notice of Rule Development – Vol. 45, Issue 126; Notice of Workshop-Vol. 45, Issue 193; Notice of Proposed Rule – Vol. 46, Issue 19; Notice of Change – Vol. 46, Issue 59; Effective date, 7/1/2020.
69A-37.056	Specifications for Certifiable Training	The purpose of the rule amendment is to remove grading criteria currently addressed by the Department of Education who oversee the delivery of training for colleges, universities, and technical centers. This rule amendment will only establish a minimum final grade a firefighter candidate must have for the program to be eligible to take the state examination for Firefighter Certificate of Compliance (aka Firefighter II).	File reassigned from Chris to Margaret on 5/13/20.
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; Notice of Proposed Rule – Vol. 46, Issue 146.
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; Notice of Proposed Rule – Vol. 46, Issue 146.
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; Notice of Additional Public Hearing – Vol. 45, Issue 238; Update Notice of Public Hearing – Vol. 46, Issue 55; Update Notice of Public Hearing – Vol. 46, Issue 57.
69A-37.065	Fire Inspector Curriculum/Certification	Development of an Aircraft Firefighter (ARFF) certification (constituent request).	Notice of Rule Development – Vol. 45, Issue 45; Notice of Public Hearing – Vol.46, Issue 39; Notice of Rule Development- Vol. 46, Issue 44; Updated Notice of Public Hearing – Vol. 46, Issue 55; Updated Notice of Public Hearing – Vol. 46, Issue 57. Notice of Public Hearing – Vol. 46, Issue 152.

**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
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 Proposed Rule – Vol. 45, Issue 133; Notice of Additional Public Hearing - Vol. 45, Issue 237; Notice of Public Hearing – Vol. 46, Issue 39; Update Notice of Public Hearing – Vol. 46, Issue 55; Notice of Public Hearing – Vol. 46, Issue 152.
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 Proposed Rule – Vol. 45, Issue 133; Notice of Additional Public Hearing – Vol. 45, Issue 237.
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 Proposed Rule – Vol. 45, Issue 133; Notice of Public Hearing – Vol. 46, Issue 39; Update Notice of Public Hearing – Vol. 46, Issue 55; Notice of Public Hearing – Vol. 46, Issue 152.
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; Effective 10/27/19.
69A-40.038	Emergency Egress and Relocation Drills in Non-Legacy Facilities	Sections 429.41 and 633.206, F.S., require the Division of State Fire Marshal to establish uniform firesafety standards for assisted living facilities using the current editions of the National Fire Protection Association (NFPA) 101, Life Safety Code®, and NFPA 101A, Guide on Alternative Approaches to Life Safety.	Notice of Rule Development – Vol. 45, Issue 133; Notice of Proposed Rule- Vol. 46, Issue 33; Effective 4/15/20.
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-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.	Trying to coordinate a workshop date for inclusion in the Notice of Rule Development, which timeframe keeps moving forward because of pandemic.
69A-51.001	Scope	Rulemaking and technical changes needed as a result of passage of HB 925.	Notice of Rule Development – Vol. 44, Issue 81.
69A-52.004	Fees	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	Notice of Rule Development – Vol 46, Issue 99.

**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
		needed after a review of all fees is conducted as recommended by the Auditor General.	
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, as of August 2020, the Division is awaiting final changes and full implementation of electronic database.
69A-60	The Florida Fire Prevention Code	This chapter is being amended as part of the triennial adoption of The Florida Fire Prevention Code.	Notice of Rule Development - -Vol. 45, Issue 208; Notice of Workshop – Vol. 46, Issue 10; Notice of Proposed Rule – Vol. 46, Issue 128.
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.]	Rulemaking is being done under 69A-62.025.
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. As a result of passage of 2019 legislation, the Division of State Fire Marshal shall adopt rules to establish employer cancer prevention best practices as it relates to personal protective equipment, decontamination, fire suppression apparatus, and fire stations.	Rulemaking is being done under 69A-62.025.
69A-62.025	Employer Cancer Prevention Best Practices	The Division has developed a self-assessment tool outlining best practices to be used by firefighter employers to reduce a firefighter's exposure to known carcinogens.	Notice of Rule Development – Vol. 46, Issue 06; Notice of Rule Development- Vol. 46, Issue 45; Update Notice of Rule Development – Vol. 46, Issue 55; Notice of Workshop – Vol. 46, Issue 55; Notice of Proposed Rule – Vol. 46, Issue 154.
69A-62.033	Recordkeeping Responsibilities of Firefighter Employers	Current rule is confusing to constituents and needs to be simplified.	Identified as part of 2018-2019 rulemaking, as of August 2020, the Division is updating forms listed in the rule and is also making sure the information in rule corresponds with current processes and does not conflict with statute.
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.	Notice of Proposed Rule – Vol. 45, Issue 227; Effective 3/1/2020.

**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-125.001 and .002	Unfair Discrimination	We are repealing these rules because they are duplications of the rules in 69O-125, and because the authority for enforcing the provisions of these rules falls under the Office of Insurance Regulation and not the Department of Financial Services.	Notice of Proposed Rule – Vol. 46, Issue 27; Repeal effective 5/27/2020.
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). As of August 2020, this is low priority for the Office of the General Counsel (OGC).
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). As of August 2020, this is low priority for the OGC.
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). As of August 2020, this is low priority for the OGC.
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). As of August 2020, this is low priority for the OGC.
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). As of August 2020, this is low priority for the OGC.

**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-156.108	Advertisements of Benefits Payable, Losses Covered or Premiums Payable	Delete subsection (1)(e) 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). As of August 2020, this is low priority for the OGC.
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). As of August 2020, this is low priority for the OGC.
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). As of August 2020, this is low priority for the OGC.
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). As of August 2020, this is low priority for the OGC.
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). As of August 2020, this is low priority for the OGC.
69B-157.110	Requirements for Application Forms and Replacement Coverage	Delete subsection (4) as it contains requirements that are only applicable to insurers.	In August 2020, the determination was made to move forward with rulemaking, but the Division wants to delete subsection (4) only, not (3), too, as previously stated.
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 2020, 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 2020, 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.	The Bureau of Licensing met with the OGC in February 2020 to finalize answers to the OGC's

**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
-------------	-------	-------------	--------

			questions. As of August 2020, the OGC is still reviewing those answers.
69B-211.0035	Licensure Application Procedure	Add clarifying language.	The Bureau of Licensing met with the OGC in February 2020 to finalize answers to the OGC's questions. As of August 2020, the OGC is still reviewing those answers.
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.	The Bureau of Licensing met with the OGC in February 2020 to finalize answers to the OGC's questions. As of August 2020, the OGC is still reviewing those answers. The Bureau of Investigations may also be working on changes to this rule.
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.	The Bureau of Licensing met with the OGC in February 2020 to finalize answers to the OGC's questions. As of August 2020, the OGC is still reviewing those answers. The Bureau of Investigations may also be working on changes to this rule.
69B-211.041	Definitions	Potential changes by the Division of Insurance Agent and Agency Services.	The Bureau of Licensing met with the OGC in February 2020 to finalize answers to the OGC's questions. As of August 2020, the OGC is still reviewing those answers. The Bureau of Investigations may also be working on changes to this rule.
69B-211.042	Effect of Law Enforcement Records on Applications for Licensure	Rule updates related to applicants who have criminal histories.	The Bureau of Licensing met with the OGC in February 2020 to finalize answers to the OGC's questions. As of August 2020, the OGC is still reviewing those answers.
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.	The Bureau of Licensing met with the OGC in February 2020 to finalize answers to the OGC's questions. As of August 2020, the OGC is still reviewing those answers.



**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-213	Customer Representatives	Update rule to allow customer representatives to be appointed via eAppoint.	Identified as part of 2018-2019 rulemaking, the Bureau of Investigation will take the lead on this rule and will coordinate with the Bureau of Licensing on the portions affecting licensure, with the goal of submitting the recommended rule changes to the OGC for assignment in late 2020.
69B-215.050	Receipt of 24 Risks	A change made to the Florida Statutes in 2018 reduced the number of risks from 24 to 4.	Notice of Rule Development – Vol. 46, Issue 29 Notice of Proposed Rule – Vol. 46, Issue 46 Effective June 9, 2020
69B-215.070	Exchange of Business: Property and Casualty Insurance	This rule is being revised to indicate the agent may write business outside the companies the agent is appointed to represent; to add bank records the agent will need to keep for business placed with these companies; and to update references to the bureau and division.	Notice of Rule Development – Vol. 46, Issue 29 Notice of Proposed Rule – Vol. 46, Issue 46 Effective June 9, 2020
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 August 2020, the Notice of Rule Development package has been held up due to difficulties scheduling a workshop during the pandemic.
69B-231	Penalty Guidelines for Insurance Representatives	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 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. Also, remove references to s. 626.7355, F.S., as that statute was repealed in CS/CS/CS/HB 1393.	7/1/20 – Margaret has reviewed the changes and needs to prepare a notice.
69B-232	Penalty Guidelines for Salesperson, Sales Representatives, and Others	The purpose of this new rule chapter is to implement 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 specified in Rule 69B-232.020, F.A.C.	Notice of Rule Development – Vol. 45, Issue 116; Notice of Proposed Rule – Vol. 45, Issue 145; Effective 11/10/19.
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 D14 format to the DFS-J1 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	Notice of Rule Development – Vol. 45, Issue 217.

**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
		form 1001, referred to in subsection (18) has been changed to "Collateral Control Agreement Public Deposits Program."	
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."	Notice of Rule Development – Vol. 45, Issue 217.
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.	Notice of Rule Development – Vol. 45, Issue 217.
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.	Notice of Rule Development – Vol. 45, Issue 217.
69C-2.009	Forms	The list of forms needs to be updated, and the form numbers need to be changed.	Notice of Rule Development – Vol. 45, Issue 217.
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).	Notice of Rule Development – Vol. 45, Issue 217.
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.	Notice of Rule Development – Vol. 45, Issue 217.
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.	Notice of Rule Development – Vol. 45, Issue 217.
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).	Notice of Rule Development – Vol. 45, Issue 217.
69C-2.026	Administration of Payment of Losses	Correct the format of the form numbers. See subsections (1) and (4).	Notice of Rule Development – Vol. 45, Issue 217.
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.	Notice of Rule Development – Vol. 45, Issue 217.

**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-2.029	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.	Notice of Rule Development – Vol. 45, Issue 217.
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).	Notice of Rule Development – Vol. 45, Issue 217.
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.	Notice of Rule Development – Vol. 45, Issue 217
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.	Notice of Rule Development – Vol. 45, Issue 217.
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.	Division decided to do rulemaking under a different rule, 69C-4.0035.
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 7/20, the Division says the rulemaking edits for special districts and water management districts have yet to be completed by it. This is a long outstanding need that now requires additional changes due to the Investment Provider reduction.
69D-5.001	Bureau of Forensic Services Analysis Requirements and Procedures for Submission of Evidence	This is an update to the existing rule for submissions to the Bureau of Forensic Services by public law enforcement and fire investigation agencies. It updates the referenced forms including the Bureaus Guide for Submissions and Submission Form. It adds a new section to the Rule providing the reasons and provisions for the Bureau to retain samples after extraction and analysis. It also updates references to the Bureau's portion of the Department and Division public webpage.	Assigned 5/22/20.
69G-20	Unclaimed Property	The newly created Division of Unclaimed Property is working on a substantial re-write 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. On 12/6/19, this assignment was closed since this rule chapter is being worked on in separate assignments.
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	Not assigned yet. Identified as part of 2019-2020 rulemaking. The Division still intends to move forward with rulemaking in fiscal year 2020-2021.

**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
		municipality, or a special taxing district. The DFS may also adopt rules and may develop a process for electronic submission of claims-related documents.	
69G-20.0025	Shareholder Affidavit	Repeal of 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.	Notice of Proposed Rule – Vol. 45, Issue 209; Repeal effective on 12/29/2019.
69G-20.035	Reporting Safe Deposit Box Contents	The DFS-UP-155 form as referenced in the rule has not been revised since 1/3/2005. The form needs to be updated for the header, change from holder number to UPID number, tangible item descriptions, and updating the guidelines.	Assigned 4/27/20.
69G-20.041	Division of Unclaimed Property Reporting Instructions	Revise the Reporting Instructions Manual (Form DFS-UPA4-1992) to 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.	Notice of Proposed Rule – Vol. 46, Issue 62; Notice of Change – Vol 46, Issue 101.
69G-20.050	Unclaimed Property	Delete subsections (a) through (e) but retain section (6) of Rule 69G-20.050, F.A.C. The effect will be to eliminate subsections (a) through (e) of the rule and the manuals associated with them.	Notice of Rule Development – Vol. 46, Issue 126.
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 Division has completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule is now scheduled to be revised in the 2020-2021 fiscal year.
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 Division has completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule is now scheduled to be repealed in the 2020-2021 fiscal year.

**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
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 Division has completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule is now scheduled to be revised in the 2020-2021 fiscal year.
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 Division has completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule is now scheduled to be revised in the 2020-2021 fiscal year.
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 Division has completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule is now scheduled to be revised in the 2020-2021 fiscal year.
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 Division has completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule 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
69H-2.003	Premium Assessments	Make updates and clarifications to this rule; update forms.	now scheduled to be revised in the 2020-2021 fiscal year. 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 Division has completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule is now scheduled to be revised in the 2020-2021 fiscal year.
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 Division has completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule is now scheduled to be revised in the 2020-2021 fiscal year.
69H-2.006	Notice of Settlement	Make updates and clarifications to the rule.	After further review, in July 2020, the Division has determined that no revision to this rule is necessary.
69H-2.007	Loss Prevention Programs	Update and clarify the rule 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 Division has completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule is now scheduled to be revised in the 2020-2021 fiscal year.
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 Division has

**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
			completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule is now scheduled to be revised in the 2020-2021 fiscal year.
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 Division has completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule is now scheduled to be revised in the 2020-2021 fiscal year.
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 Division has completed these changes and the updates to the rules but was delayed in submitting them in fiscal year 2019-2020 due to the pandemic. This rule is now scheduled to be revised in the 2020-2021 fiscal year.
69I-10.082	Forgeries	Amend rule to adopt revised Form DFS-A1-409, which was revised effective 01/14.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.
69I-31.226	Wage Payments from Revolving Funds	Update needed to make rule more consistent with statutory changes made in 2017.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to

**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
			abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.
69I-42.001	Applicability	Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.
69I-42.002	Definitions	Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.
69I-42.003	Forms	Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.



**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
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. Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.
69I-42.005	Travel Advances	Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.
69I-42.006	Per Diem and Subsistence Allowance	Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by 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 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	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have

**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 Financial Services. The voucher maintained at the agency shall have sufficient information to substantiate the payment of the common carrier charges. Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	outdated or inaccurate guidance will be addressed later by rulemaking.
69I-42.008	Transportation – Privately Owned Vehicles	Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.
69I-42.009	Transportation - Complimentary	Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.
69I-42.010	Other Incidental Traveling Expenses	Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.
69I-42.011	Direct Payment of Expenses by Agency	Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other

**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
			instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.
69I-42.012	Requirements for Reimbursement of Expenditures by Physically Handicapped Travelers	Update as a result of changes to s. 112.061, F.S., as it relates to the Statewide Travel Management System.	8/11/20 - Per Paul Whitfield, Director of the Division of Accounting and Auditing, the division wants to abandon rulemaking at this time. It is in the process of a comprehensive review of all its rules and other instructions (i.e., CFO Memoranda) to state agencies. The first phase has been completed. Any subsequent identification of rules that will have outdated or inaccurate guidance will be addressed later by rulemaking.
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.	7/28/2020 – Division is to reissue its request for rulemaking.
69I-72.001	Definitions	Updates needed to reflect generally accepted accounting principles and to add the term and definition of "attractive items."	Notice of Rule Development, Vol. 46, Issue 07; Notice of Proposed Rule, Vol. 46, Issue 16; Notice of Correction, Vol. 46, Issue 18; Effective Date, July 1, 2020.
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.	Notice of Rule Development, Vol. 46, Issue 07; Notice of Proposed Rule, Vol. 46, Issue 16; Notice of Correction, Vol. 46, Issue 18; Effective Date, July 1, 2020.
69I-72.003	Recording of Property	Update inventory thresholds for property group items.	Notice of Rule Development, Vol. 46, Issue 07; Notice of Proposed Rule, Vol. 46, Issue 16; Effective Date, July 1, 2020.
69I-72.007	Capitalization of Property.	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.	Notice of Rule Development, Vol. 46, Issue 07; Notice of Proposed Rule, Vol. 46, Issue 16; Notice of Correction, Vol. 46, Issue 18; Effective Date, July 1, 2020.
69I-73.001	Definitions	Updates needed to reflect generally accepted accounting principles and to add the term and definition of "attractive items."	Notice of Rule Development, Vol. 46, Issue 07; Notice of Proposed Rule, Vol. 46, Issue 16; Notice of Correction, Vol. 46, Issue 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
			Effective Date, October 1, 2020.
69I-73.002	Threshold for Recording Property	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.	Notice of Rule Development, Vol. 46, Issue 07; Notice of Proposed Rule, Vol. 46, Issue 16; Notice of Correction, Vol. 46, Issue 18; Effective Date, October 1, 2020.
69I-73.003	Recording of Property	Update inventory thresholds for property group items.	Notice of Rule Development, Vol. 46, Issue 07; Notice of Proposed Rule, Vol. 46, Issue 16; Notice of Correction, Vol. 46, Issue 18; Effective October 1, 2020.
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 Form DFS-11-1669. 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.	This rule was identified as part of 2017-2018 rulemaking, but rulemaking did not commence. Additional rulemaking identified for 2019-2020. File reassigned to Margaret K. on 6/17/2020. 4/23/20- Rulemaking put on hold till reopening of office.
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 Form DFS-10-2082. 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.	This rule was identified as part of 2017-2018 rulemaking, but rulemaking did not commence. Additional rulemaking identified for 2019-2020. File reassigned to Margaret K. on 6/17/2020. 4/23-20; rulemaking put on hold till reopening of office.
69J-176.022	Mediation of Bodily Injury and Property Damage Claims	Revise Form DFS-10-510 to remove collection of social security numbers and add Form DFS-10-1121.	This rule was mistakenly identified as part of 2018-2019 potential rulemaking. Form DFS-10-510 does not ask for a social security number, and Form DFS-10-1121 is not part of the Auto Mediation Rule. Accordingly, the Division will not move forward with rulemaking.
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.	As of 9/16/19, review of forms ongoing.

**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
69K-1.001	List of Approved Forms; Incorporation by Reference	This assignment was opened 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.).	Notice of Rule Development, Vol. 45, Issue 31; Notice of Proposed Rule – Vol. 45, Issue 130; Effective 10/6/2019.
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.	Not assigned yet. Identified as part of 2019-2020 rulemaking, awaiting request for rulemaking forms and draft from division. As of 7/20/2020, Division's form modification is still under review.
69K-5.0024	Remittances to the Regulatory Trust Fund	The purpose of the amendment is to require that 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.	Notice of Public Meeting – Vol. 45, Issue 11.
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; Effective 10/6/2019.
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 & Change– Vol. 45, Issue 146; Notice of Change – Vol. 45, Issue 160; Effective 10/6/2019.
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; Effective 10/6/2019.
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 & Change– Vol. 45, Issue 146; Effective 10/6/2019.
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; Effective 10/6/2019.

**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
69K-10.003	Remittances to the Preneed Funeral Contract Consumer Protection Trust Fund	There is now an online interface 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.	Notice of Public Meeting - Vol. 45, Issue 11.
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.	On 7/24/19, form changes were drafted. As of 7/20/20, Division says this rule is under review by the OGC.
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.	On 7/24/19, form changes were drafted. As of 7/20/20, Division says this rule is under review by the OGC.
69K-17.0026	Inactive Status License	The purpose of the amended language is to include the Social Security number information now required on forms and to delete language which is inconsistent with other forms. All other amendments are to make a form consistent.	Assigned 2/17/20. Margaret needs to talk to Ellen Simon about the forms.
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.	This matter is part of the package associated with 69K-1.001, still under review by the OGC.
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.	As of 7/20/20, Division says this rule is under review by the OGC.
69K-21.009	Disinterment Reporting	The rule should include the form number for the report along with a hyperlink to obtain the form.	As of 7/20/20, Division says this rule is under review by the OGC.
69L-3.003	Procedures for Filing Documents	Travelling in conjunction with 69L-3.025.	Notice of Rule Development, Vol. 46, Issue 05.
69L-3.0035	Injured Worker Information Brochure	To update Form DFS-F2-DWC-60 and Form DFS-F2-DWC-61 and to revise the statutory reference in the rule text.	Notice of Rule Development, Vol. 46, Issue 05.

**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
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.	Notice of Rule Development, Vol. 46, Issue 05.
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.	Notice of Rule Development, Vol. 46, Issue 05.
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.	Notice of Rule Development, Vol. 46, Issue 05.
69L-6.028	Procedures for Imputing Payroll and Penalty Calculations	The proposed rule amendment allows 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.	12/2/19 - Pursuant to Pam Macon, Chief, Bureau of Compliance, the Division of Workers' Compensation wants to "pull back" this rule due to a recent procedural change.

**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
69L-6.035	Definition of Payroll for Calculating Penalty	<p>The proposed rule amendment provides 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>	12/2/19 - Pursuant to Pam Macon, Chief, Bureau of Compliance, the Division of Workers' Compensation wants to "pull back" this rule due to a recent procedural change.
69L-7.710	Definitions	The proposed rule amendment to clarify medical reimbursement and utilization review requirements.	Notice of Rule Development – Vol. 46, Issue 66; Update NORD – Vol. 46, Issue 128.
69L-7.720	Forms Incorporated by Refence for Medical Billing, Filing and Reporting	The proposed rule amendment to clarify medical reimbursement and utilization review requirements.	Notice of Rule Development – Vol. 46, Issue 66; Update NORD – Vol. 46, Issue 128.
69L-7.730	Health Care Providers Medical Billing and Reporting Responsibilities	The proposed rule amendment to clarify medical reimbursement and utilization review requirements.	Notice of Rule Development – Vol. 46, Issue 66; Update NORD – Vol. 46, Issue 128.
69L-7.740	Insurer Authorization and Medical Bill Review Responsibilities	The proposed rule amendment to clarify medical reimbursement and utilization review requirements.	Notice of Rule Development – Vol. 46, Issue 66; Update NORD – Vol. 46, Issue 128.
69L-7.750	Insurer Electronic Medical Report Filing to the Division	The proposed rule amendment to clarify medical reimbursement and utilization review requirements.	In November 2019, the division decided not to move forward with rulemaking.



**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
69L-8.200	Materials for Use with Electronic Data Interchange (EDI) Requirements for Proof of Coverage and Claims (Non-Medical) in Rule Chapter 69L-56	Proposed new rule.	Per Andrew Sabolic of the Division of Workers' Compensation, the Division does not plan to move forward with this rulemaking, as the elements of the proposed rule already exist in other rules.
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.	2018-2019 request was temporarily suspended due to a change in leadership in the Bureau of Employee Assistance and Ombudsman Office. On 7/13/20, the Division informed the OGC that the rules have been internally approved now, and the Bureau Chief will submit an attorney assignment request.
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.	2018-2019 request was temporarily suspended due to a change in leadership in the Bureau of Employee Assistance and Ombudsman Office. On 7/13/20, the Division informed the OGC that the rules have been internally approved now, and the Bureau Chief will submit an attorney assignment request.
69L-31	Utilization and Reimbursement Dispute Rules	This is a complete rewrite of the chapter after rule challenges. The department proposes the development of rule amendments to clarify requirements and procedures for resolution of medical reimbursement disputes.	Notice of Rule Development – Vol. 44, Issue 24; 2 <sup>nd</sup> 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; 3 <sup>rd</sup> Notice of Rule Development – Vol. 45, Issue 227; 2 <sup>nd</sup> Notice of Proposed Rule – Vol. 45, Issue 228; Notice of Public Hearing – Vol. 46, Issue 31; Notice of Public Hearing – Vol. 46, Issue 59; Notice of Public Meeting – Vol. 46, Issue 100; Notice of Public Meeting – Vol. 46, Issue 128.

**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
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 9/1/20, the text of this rule is still being revised.