

## Section I

### Notice of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF REVENUE**

RULE NOS.:	RULE TITLES:
12-9.001	Definitions
12-9.002	Certified Florida Property Appraiser/Certified Florida Evaluator and Certified Florida Collector/Certified Florida Collector Assistant Program
12-9.003	Qualifications
12-9.0031	Approval of Courses
12-9.0032	Departmental Sponsored Courses
12-9.004	Application for Certification
12-9.0055	Fees
12-9.006	Certification
12-9.007	Recertification
12-9.0077	Reinstatement
12-9.008	Hearing on Certification Application and Expiration

**PURPOSE AND EFFECT:** The purpose of proposed amendments to Rule 12-9.001, F.A.C. is to update and clarify the definition of terms used for purposes of administering the Certified Florida Property Appraiser and Certified Florida Tax Collector Program (Program).

The purpose of proposed amendments to Rule 12-9.002, F.A.C. (Amend title to: Certified Florida Property Appraiser, Certified Florida Evaluator, Certified Cadastralist of Florida, Certified Florida Collector, and Certified Florida Collector Assistant Program) is to add Certified Cadastralist of Florida as a certification offered through the Program and to provide that the Department will publish an informational guide regarding the Program.

The purpose of proposed amendments to Rule 12-9.003, F.A.C. (Qualifications) is to establish updated criteria for the professional certification of property appraisers, tax collectors, their employees, and employees of the Department, and adds the certification criteria for a cadastralist.

The purpose of proposed new Rule 12-9.0031, F.A.C. (Approval of Courses) is to provide criteria and procedures for approval of courses for credit towards certification, recertification, or reinstatement of a professional certification, and to incorporate a new form for obtaining approval of a course or continuing education hours (Form DR-4002, Application for Approval of a Course or Continuing Education Credit Hours).

The purpose of proposed new Rule 12-9.0032, F.A.C. (Department Sponsored Courses) is to provide procedures for registrations, payments, cancellations, and refunds for Department-approved courses.

The purpose of proposed amendments to Rule 12-9.004, F.A.C. (Application for Certification) is to specify procedures for those seeking professional certification and to incorporate the form used for this purpose (Form DR-4001, Application for Florida Professional Certification).

The purpose of proposed amendments to Rule 12-9.0055, F.A.C. (Amend to: Fees and Tuition) is to clarify the fee for obtaining and retaining professional certification under the Program and that fees and tuition for Department approved courses may be submitted to the Department online.

The purpose of proposed amendments to Rule 12-9.006, F.A.C. (Certification) is to clarify the certification application approval process by the appropriate Admissions and Certification Committee.

The purpose of proposed amendments to Rule 12-9.007, F.A.C. (Recertification) is to provide updates to requirements for all certified professionals to annually certify their governmental employment, to acknowledge the Florida Code of Ethics for Public Officers and Employees that applies to all certified professionals, and to pay an annual recertification fee using the Application for Florida Professional Certification (Form DR-4001).

The purpose of proposed new Rule 12-9.0077, F.A.C. (Reinstatement) is to provide procedures for an individual whose certification has lapsed to apply for reinstatement.

The purpose of repealing Rule 12-9.008, F.A.C. (Hearing on Certification Application and Expiration) is to eliminate an unnecessary rule for requesting a hearing that is provided in Chapter 120, F.S., and Rule Chapter 28-106, F.A.C.

Rule text is posted on the Department’s website at <http://floridarevenue.com/rules>.

**SUBJECT AREA TO BE ADDRESSED:** The proposed amendments to Rule Chapter 12-9, Florida Administrative Code (Certified Florida Property Appraiser and Certified Florida Tax Collector Program), reflect changes within the Department’s Property Tax Oversight Certification and Training Program which provides training and certification of property appraisers, tax collectors, and their staff, and Department employees as required by sections 145.10, 145.11, and 195.002, Florida Statutes.

**RULEMAKING AUTHORITY:** 195.002(2), 195.027(1) FS.

**LAW IMPLEMENTED:** 145.10, 145.11, 195.002, 195.087(4) FS.

**A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** November 17, 2020, 10:00 a.m.

**PLACE:** 2450 Shumard Oak Boulevard, Building 2, Room 1220, Tallahassee, Florida 32399.

**SPECIAL COVID-19 CONSIDERATIONS:** The Governor of the State of Florida has declared a state of emergency due to the COVID-19 pandemic. To minimize exposure to COVID-19 and

help protect visitors and employees, Department offices are temporarily closed to the public. If Department offices remain closed to the public at the time of this workshop due to the COVID-19 pandemic, the workshop will take place using electronic media. Anyone wishing to participate in this public workshop must register at <https://attendee.gotowebinar.com/register/3654935390691810828>. Additional updates, including any potential developments regarding the closure status of Department offices, may be found on the Department's website at: <http://floridarevenue.com/rules>.

The agenda for this workshop will include specific information about how to participate in this electronic meeting and will be on the Department's website at <http://floridarevenue.com/rules>. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mike Cotton at (850)617-8870. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mike Cotton, Property Tax Oversight Program, telephone (850)617-8870 or email [DORPTO@floridarevenue.com](mailto:DORPTO@floridarevenue.com).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department's website at <http://floridarevenue.com/rules/> under Property Tax Proposed Rules.

## DEPARTMENT OF REVENUE

### Property Tax Oversight Program

RULE NO.: RULE TITLE:

12D-16.002 Index to Forms

PURPOSE AND EFFECT: The purpose of this rulemaking is to provide necessary forms for the Certified Florida Property Appraiser and Certified Florida Tax Collector Program. The proposed amendments to Rule 12D-16.002, Florida Administrative Code (Index to Forms), incorporate new Forms DR-4001 (Application for Florida Professional Certification) and DR-4002 (Application for Approval of a Course or Continuing Education Credit Hours). Repealing Forms DR-410, Application for Certified Florida Collector or Certified Florida Collector Assistant, DR-516, Application for Certified Florida Appraiser, DR-516E, Application for Certified Florida Evaluator, and DR-591, Application for Certified Cadastralist of Florida.

Rule text is posted on the Department's website at <http://floridarevenue.com/rules>.

SUBJECT AREA TO BE ADDRESSED: Repealing four forms and adopting two new forms related to procedures implementing the training and certification program required by sections 145.10, 145.11, and 195.002, Florida Statutes.

RULEMAKING AUTHORITY: 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: 92.525, 95.18, 136.03, 192.001(18), 192.0105, 193.052, 193.077, 193.085, 193.092, 193.114, 193.122, 193.155, 193.1554, 193.1555, 193.1556, 193.461, 193.501, 193.503, 193.625, 193.703, 194.011, 194.032, 194.034, 194.035, 194.037, 195.002, 195.022, 195.087, 196.011, 196.015, 196.031, 196.075, 196.095, 196.101, 196.121, 196.141, 196.151, 196.173, 196.183, 196.193, 196.1961, 196.1983, 196.1995, 196.202, 196.24, 196.26, 197.182, 197.222, 197.2423, 197.2425, 197.318, 197.3632, 197.3635, 197.414, 197.432, 197.472, 197.502, 197.512, 197.552, 200.065, 200.069, 213.05, 218.12, 218.125, 218.131, 218.66, 218.67 FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mike

Cotton, Property Tax Oversight Program, telephone (850)617-8870 or email DORPTO@floridarevenue.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department’s website at <http://floridarevenue.com/rules/> under Property Tax Proposed Rules.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NO.: RULE TITLE:

69A-37.039: Prescribed Forms for Training and Certification

69A-37.503: Firefighter Cancer Decontamination Equipment Grant Program

PURPOSE AND EFFECT: Section 633.137, F.S., created the Firefighter Cancer Decontamination Equipment Grant Program within the Department to 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. The Department is required to adopt rules and procedures for the program, including for the approval of applications and development of need-based criteria. Sections 633.406 and 633.408, F.S., authorize the Department to award different classes of firefighter certificates to persons who meet specified statutory criteria and to establish courses and examinations for various certifications as a firefighter. Rule 69A-37.503, F.A.C., establishes the procedures and criteria for participating in the Firefighter Cancer Decontamination Equipment Grant Program. The proposed amendment to Rule 69A-37.039, F.A.C., will adopt the Firefighter Cancer Decontamination Equipment Grant Program and update the following forms: Application for Firefighter Certification Examination, Verification of Training Hours/Firefighter I and II, Application for Practical Examination for Retention of Firefighter Certification, and Firefighter Equivalency Examination Requirements.

SUBJECT AREA TO BE ADDRESSED: The establishment of the Firefighter Cancer Decontamination Equipment Grant Program, the adoption of the Application for Firefighter Cancer Decontamination Equipment Grant Program, and the adoption of updates to the following forms: Application for Firefighter Certification Examination, Verification of Training Hours/Firefighter I and II, Application for Practical Examination for Retention of Firefighter Certification, and Firefighter Equivalency Examination Requirements.

RULEMAKING AUTHORITY: 633.104, 633.128(1), 633.135(3), 633.137(3), 633.216(9), 633.406(2), 633.408, 633.418(1), 633.508(2) FS.

LAW IMPLEMENTED: 633.112(1), 633.128, 633.135, 633.137, 633.138, 633.216, 633.406, 633.408, 633.412, 633.415, 633.418, 633.508(2) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: December 3, 2020, 10:00 a.m.

PLACE: Florida State Fire College, 11655 N.W. Gainesville Road, Ocala, FL. If state office buildings remain closed to the public at the time of this hearing due to the COVID-19 outbreak, the hearing (if requested) will only take place via conference call and the phone number is (850)413-1558, access code: 5280349

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Susan Schell at (352)369-2839 or Susan.Schell@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan Schell, Safety Programs Manager, Bureau of Fire Standards and Training, 11655 N.W. Gainesville Road, Ocala, Florida 34482-1486, (352)369-2839 or Susan.Schell@myfloridacfo.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**Section II  
Proposed Rules**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Licensing**

RULE NO.: RULE TITLE:  
5N-1.113 Disciplinary Guidelines; Aggravating and Mitigating Circumstances; Range of Penalties

PURPOSE AND EFFECT: The purpose of this rulemaking is to update statutory and rule references and remove a duplicative disciplinary guideline. The effect will be to ensure greater clarity and accuracy in the Division’s rule, thus benefiting the public and the Division of Licensing in its work.

SUMMARY: This rulemaking updates statutory and rule references and removes a duplicative disciplinary guideline.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: