The text of the Notice of Proposed Rule published December 22, 2020 (Vol. 46, No 246), as amended by the Notices of Change published March 18, 2021, June 8, 2021, and June 16, 2021.

#### STATE OF FLORIDA

#### DEPARTMENT OF REVENUE

#### PROPERTY TAX OVERSIGHT PROGRAM

CHAPTER 12-9, FLORIDA ADMINISTRATIVE CODE

## CERTIFIED FLORIDA PROPERTY APPRAISER AND CERTIFIED FLORIDA TAX

#### COLLECTOR PROGRAM

CREATING RULES 12-9.0031, 12-9.0032, AND 12-9.0077

AMENDING RULES 12-9.001, 12-9.002, 12-9.003, 12-9.004, 12-9.0055, 12-9.006,

#### AND 12-9.007

#### REPEALING RULE 12-9.008

#### **12-9.001 Definitions.** The following definitions shall apply to this chapter:

- (1) Official or officials: Individuals who are elected or appointed to the offices of county tax collector or county property appraiser in the State of Florida.
- (2) Applicant: Individuals who apply for <u>certification as a the designation of Certified Florida</u>
  Appraiser, Certified Florida Evaluator, Certified Florida Collector, <del>or</del> Certified Florida Collector
  Assistant, or <u>Certified Cadastralist of Florida</u>.
  - (3) Department: The Florida Department of Revenue.
  - (4) <u>Chairperson:</u> Chairman: The individual who conducts the admissions and certifications

committee meetings, and is a member of said committees.

- (5) Professional designee: An elected or appointed official, <u>or</u> an employee of such official or an employee of the Department who has met the requirements for certification as set forth in these rules.
  - (6) Executive Director: The Executive Director of the Department of Revenue of Florida.
- (7) State Associations: The Property Appraisers' Association of Florida, Inc., Florida Association of Property Appraisers, Inc., and Florida Tax Collectors, Inc.
  - (8) Calendar Year: From January 1 to December 31.
- (8)(9) Committees: The Admissions and Certifications Committees for Certified Florida Appraisers, /Certified Florida Evaluators, /Certified Cadastralists of Florida, and Certified Florida Collectors and Certified Florida Collector Assistants.
- (9)(10) Committee Members: Officials who serve on either Admissions and Certifications Committee. Committee members who are property appraisers or tax collectors shall hold the designation of Certified Florida Appraiser or Certified Florida Collector.
- (10)(11) Approved Course or Workshop: Any course, seminar, or workshop courses, seminars, or workshops approved by the Department Executive Director, or the Executive Director's designee, for credit application towards certification, or recertification, or reinstatement. Any course approved under the criteria and procedures described in Rule 12-9.0031, F.A.C., is an approved course. Courses, seminars, and workshops will be approved based upon content which will impart expertise in the area of tax administration, assessment, and collection in Florida.
- (11)(12) Governmental Employment: Employment with a Florida county property appraiser, Florida county tax collector, or the Florida Department of Revenue.

(12) Department Sponsored: In reference to an approved course, a course for which the Department sets the agenda, arranges presenters or space, or collects tuition.

Editor's note: The agency will renumber this rule to Rule 12D-19.011.

Rulemaking Authority 195.002(2), <u>195.027(1)</u> <del>213.06(1)</del> FS. Law Implemented 145.10, 145.11, 195.002, <u>213.05</u> FS. History–New 4-2-81, Formerly 12-9.01, Amended 4-11-89, 12-30-97, <u>xx-xx-xx</u>.

12-9.002 Certified Florida Property Appraiser, Certified Florida Evaluator, Certified Cadastralist of Florida, and Certified Florida Collector, and Certified Florida Collector Assistant Program.

- (1) A Certified Florida Appraiser, \*Certified Florida Evaluator, Certified Cadastralist of Florida, and Certified Florida Collector, and \*Certified Florida Collector Assistant program is shall be established and administered maintained by the Department. from its central office at Tallahassee, Florida. The administration of this program shall be the responsibility of the Department.
  - (2) The five certifications are:
  - (a) Certified Florida Appraiser (CFA).
  - (b) Certified Florida Evaluator (CFE).
  - (c) Certified Cadastralist of Florida (CCF).
  - (d) Certified Florida Collector (CFC).
  - (e) Certified Florida Collector Assistant (CFCA).
- (3)(a) The CFA certification is reserved solely for elected or appointed Florida property appraisers.

- (b) The CFE certification is available to employees of Florida county property appraisers and the Department.
- (c) The CCF certification is available to property appraisers and employees of Florida county property appraisers and the Department.
  - (d) The CFC certification is reserved solely for elected or appointed Florida tax collectors.
- (e) The CFCA certification is available to employees of Florida county tax collectors and the Department.
- (4) The Department will publish an informational booklet or guide about the program presenting these rules, applicable forms, and registration and payment process. This guide is available on the Department's Certification and Training webpage

  https://floridarevenue.com/property/Pages/Cofficial\_Training.aspx.
- (5)(2) The Executive Director, or the Executive Director's designee, shall appoint two Admissions and Certifications Committees. One committee will administer the certification of property appraisers and employees of Florida county property appraisers persons as "Certified Florida Appraisers," and "Certified Florida Evaluators," and "Certified Cadastralists of Florida." Another committee will administer the certification of tax collectors and employees of Florida county tax collectors persons as "Certified Florida Collectors" and "Certified Florida Collector Assistants." The Executive Director, or the Executive Director's designee, shall serve as permanent chairperson chairman. The Executive Director, or the Executive Director's designee, shall appoint nine members to each committee, one of whom shall be the president of the members' state association. In the event the president of the state association does not hold a professional designation as specified in Rule 12-9.001(9), F.A.C., the president will appoint a designee who does hold such certification. Members of the committees will be appointed for 3

year terms, except for the presidents of the state associations, The Florida Tax Collectors, Inc., Florida Association of Property Appraisers, Inc., and The Property Appraisers' Association of Florida, Inc., who shall serve a 1 year term concurrent with their term as president. All members shall serve at the pleasure of the Executive Director, or the Executive Director's designee.

- (6)(3) Five members shall constitute a quorum. No official action shall be taken without a quorum. The committees shall meet at the call of the <u>chairperson ehairman</u>. The <u>chairperson ehairman</u> shall appoint a permanent secretary to maintain records of actions of the committees and to keep other official records pertaining to the certification program.
  - (7)(4) The duties of the committees are shall be:
  - (a) to To screen all applicants for certification,; and,
- (b) to To recommend to the Department applicants who qualify for the professional designations.
  - (8) The duties of the chairperson are:
  - (a) To set an agenda for each committee meeting,
- (b) To call meetings based on need; notify members; and give any public notice of date, time and location,
  - (c) To call all meetings to order and maintain proper parliamentary procedures,
  - (d) To distribute minutes of prior meetings,
  - (e) To prepare applicant files with summaries, and
- (f) To perform any other duties for the administration and operation of the educational programs.

(9) The Executive Director, or the Executive Director's designee, will administer the certification of Department employees who meet the qualifications for professional designation as provided in Rule 12-9.003, F.A.C.

Editor's note: The agency will renumber this rule to Rule 12D-19.012.

Rulemaking Authority 195.002(2), <u>195.027(1)</u> <del>213.06(1)</del> FS. Law Implemented 145.10, 145.11, 195.002 FS. History–New 4-2-81, Formerly 12-9.02, Amended 4-11-89, 12-19-89, 12-30-97, 4-5-16, xx-xx-xx.

#### 12-9.003 Qualifications.

- (1) To In order to qualify for any of the certifications, professional designations, an applicant must have at least 2 years experience in a Florida property appraiser's office, a Florida tax collector's office, or with the Department. To Provided, however, to qualify for the special qualification salary, elected officials must meet all certification requirements set forth in these rules within 4 years after taking office. A person who is a Certified Florida Evaluator or a Certified Florida Collector Assistant upon being appointed or elected to office will be recognized as a Certified Florida Appraiser or Certified Florida Collector upon taking office.
- (2) Applicants for a certification as a Certified Florida Appraiser, Certified Florida Evaluator, Certified Florida Collector, or Certified Florida Collector Assistant must attend a minimum of 120 hours of approved courses and pass properly monitored written examinations. Applicants for a certification as a Certified Cadastralist of Florida must attend a minimum of 150 hours of approved courses and pass monitored examinations. The 120 hours need not be continuous, but may be divided into 15 to 30 hour courses.
  - (3) The tax collector's approved qualifying courses for certification as a Certified Florida

<u>Collector or a Certified Florida Collector Assistant</u> <u>curriculum</u> must include <u>the following</u> courses: <u>course work as follows:</u>

- (a) A minimum of 30 hours of approved courses which include instruction and examination on the duties and responsibilities Duties and Responsibilities of a Florida Tax Collector.

  Collectors; and,
- (b) <u>A minimum of 90 hours of approved</u> Approved elective courses which include instruction and examination designed to impart expertise in the areas of tax administration, assessment, or collection in Florida. totaling 90 hours with properly monitored examinations.
- (4) The property appraiser's approved qualifying courses, as approved under subsection 12-9.001(11), F.A.C., for certification as a Certified Florida Appraiser or a Certified Florida

  Evaluator must include the following four courses as follows:
- (a) A minimum of 30 hours of approved courses which include instruction and examination on basic appraisal principles, types of value, and economic principles pertaining to the valuation of real property. A Certified Residential Appraiser license or Certified General Appraiser license issued by the Florida Real Estate Appraisal Board may be substituted for this course requirement. Fundamentals of Real Property Appraisal (International Association of Assessing Officers Course 101, or an approved course substitute);
- (b) A minimum of 30 hours of approved courses which include instruction and examination on procedures and methods regarding the income approach to estimating the value of real property. A Certified General Appraiser license issued by the Florida Real Estate Appraisal

  Board may be substituted for this course requirement. Income Approach to Valuation

  (International Association of Assessing Officers Course 102), or an approved course substitute; and,

- (c) <u>A minimum of 60 hours of Two other</u> approved elective courses <u>which include instruction</u> and examination related to the professional designation to make up the remaining hours under subsection (2).
- (5) The approved courses for a Certified Cadastralist of Florida certification must include the following courses:
- (a) A minimum of 30 hours of approved courses which include instruction and examination on mathematic principles for cadastral mappers.
- (b) A minimum of 30 hours of approved courses which include instruction and examination on the Public Land Survey System for the Cadastral Mapper.
- (c) A minimum of 30 hours of approved courses which include instruction and examination on real property descriptions.
- (d) A minimum of 30 hours of approved courses which include instruction and examination on basic map compilation.
- (e) A minimum of 30 hours of approved elective course which include instruction and examination on principles, techniques, or applications of cadastral mapping.
- (6)(5) To receive credit for the above education requirements, applicants must be present in the classroom during all instructional hours and pass the required examination. Attendance in an online course qualifies as presence in the classroom. However, an
- (a) An applicant who wishes to qualify for an initial certification may challenge an examination and receive credit for the instructional course hours this course without taking the course provided the applicant passes the examination as determined by the course provider. A passing grade on course examinations provided by the Department is a grade of 70% or better. All questions are weighed equally. The applicant must provide documentation of passing the

examination in the form of a certificate of completion or other documentation from the course provider.

(b) An applicant who wishes to challenge an examination must contact the course provider to arrange scheduling. An applicant who wishes to challenge an examination for a course provided by the Department must submit a written request to PTOTraining@floridarevenue.com at least 30 days prior to the start of the course. by making application to the secretary and obtaining approval by the chairman to sit for the examination. The chairman may appoint proctors.

Editor's note: The agency will renumber this rule to Rule 12D-19.013.

Rulemaking Authority 195.002(2), 195.027(1) 213.06(1) FS. Law Implemented 145.10, 145.11, 195.002 FS. History—New 4-2-81, Formerly 12-9.03, Amended 4-11-89, 12-19-89, 12-30-97, 1-2-01, xx-xx-xx.

### 12-9.0031 Approval of Courses.

- (1) Any course approved for credit towards certification, recertification, or reinstatement must be approved by the Department through one of the two methods provided in paragraphs (a) and (b) before the course is taken for credit. The courses must impart expertise in one of the following areas, as it relates to the professional designation of the requesting individual: professionally accepted appraisal practices, appropriate appraisal methodologies, cadastral mapping, tax administration, assessment, or collection in Florida. To be approved as a course for initial certification, the course must contain a monitored examination.
- (a) Any course that meets the requirements of the applicable program and is approved by the Department for credit towards certification, recertification, or reinstatement is published on the Department's Certification and Training webpage

https://floridarevenue.com/property/Pages/Cofficial\_Training.aspx.

- (b) Any course not found in the Department's list of approved courses will be approved for certification, recertification or reinstatement on a case-by-case basis by the Department's training staff. Approval is contingent upon documentation showing the proposed course imparts expertise as it relates to the professional designation of the requesting individual in one of the areas in subsection (1).
- 1. For CFA certifications, continuing education courses must address topics within the following areas as they relate specifically to the functions of property appraisers:
  - a. Duties and role of property appraisers.
  - b. Duties and role of the Department.
- c. State or federal appraisal law, including professionally accepted appraisal practices and appropriate appraisal methodologies.
  - d. Management of technology information systems.
  - e. Office management and personnel training as it relates to property appraiser offices.
  - <u>f. Public administration.</u>
  - g. Ethics training required by Section 112.3142, F.S.
- 2. For CFC certifications, continuing education courses must address topics within the following areas as they relate specifically to the functions of tax collectors:
  - a. Duties and role of tax collectors.
  - b. Duties and role of the Department.
  - c. Duties and roles of state agencies for which tax collectors serve as an agent.
  - d. State or federal tax law.
  - e. Management of technology information systems.

- f. Office management and personnel training as it relates to tax collector offices.
- g. Public administration.
- h. Ethics training required by Section 112.3142, F.S.
- (2)(a) To obtain approval for a course, a completed Application for Approval of a Course or Continuing Education Credit Hours (Form DR-4002, incorporated by reference in Rule 12D-16.002, F.A.C.) must be submitted to the Department at least 20 days before the course start date. The application must include a detailed written description of the proposed course including course content, an agenda if available, number of hours of instruction and instructor's qualifications.
- (b) The agenda or course description submitted must show quantifiable subject matter.

  Starting and ending times must be listed for each topic to be assigned hours, and include break and meal times. To be approved as a course for initial certification, the course must contain a monitored examination. Continuing education hours are awarded based on an hour per 50 minutes of classroom time.
- (c) The Department will notify the requestor in writing of the approved course, the

  Department's course number, and the number of credit hours. This information will also be

  posted on the Department's Certification and Training webpage

  https://floridarevenue.com/property/Pages/Cofficial\_Training.aspx.
- (d) The Department will consider and approve qualifying substitutions of course presentations and instructors when unavoidable circumstances arise that prevent the course presentation. Before the substitute course presentation, the course provider must submit a detailed written description of the circumstances and the proposed substitution which demonstrates the substitute presentation and instructor meets the criteria of subsection (1).

Editor's note: The agency will renumber this rule to Rule 12D-19.014.

Rulemaking Authority 195.027(1) FS. Law Implemented 145.10, 145.11, 195.002 FS. History—

New xx-xx-xx.

#### 12-9.0032 Department Sponsored Courses.

(1) Department sponsored courses will be announced at least 60 days before the course start date on the Department's Certification and Training webpage

<a href="https://floridarevenue.com/property/Pages/Cofficial Training.aspx">https://floridarevenue.com/property/Pages/Cofficial Training.aspx</a>. The continuing education courses include 4 hours of ethics training to meet the requirement of Section 112.3142, F.S., and continuing education hours for recertification or reinstatement.

(2)(a) After the Department announces a course, registration is open as space is available.

The registration deadline will be included in the announcement. The registration period closes 15

business days before the course start date for courses in which course materials must be ordered in advance by the Department. The registration period closes 5 business days before the course start date for all other Department sponsored courses. Registrations are timely if made online or received by the Department on or before the close date. Course registrations cannot be accepted after the date the registration period closes.

(b) Participants may register and pay tuition using the Property Tax Oversight Certification and Training Online Registration at https://taxapps.floridarevenue.com/ptoregpublic/.

Participants who are unable to register online may contact Property Tax Oversight Program

Certification and Training for assistance by email at PTOTraining@floridarevenue.com or by calling (850) 717-6570.

- (c) Participants are encouraged to register as early as possible. Classes are filled on a first come, first serve basis, once the registration and payment are received. Participants registering less than two weeks before the course start date may inquire whether space is available by contacting Property Tax Oversight Program Certification and Training by email at PTOTraining@floridarevenue.com or by calling (850) 717-6570. Student substitutions requested in writing will be accepted up to one week before the class.
- (d) Registration is open to all interested parties on a space available basis. The registration process for external individuals is the same as those working for the property appraiser or tax collector.
- (3) To cancel attendance at any Department sponsored course, a registrant must email the Department at PTOTraining@floridarevenue.com.
- (4) Portions of application, certification, and registration fees will be refunded upon a determination by the Department that the State is not entitled to the fees, or that only a portion of the resources have been expended in the processing of the application, certification, or registration. The Department will not issue a credit instead of a refund. To apply for a refund, the registrant must submit a completed Form DFS-AA-4, State of Florida, Department of Financial Services, Application for Refund (incorporated by reference in Rule 69I-44.020, F.A.C.), and proof of payment to:

PTOTraining@floridarevenue.com or Florida Department of Revenue

Property Tax Oversight

Certification and Training

PO Box 3294

Tallahassee, Florida 32315-3294.

#### Form DFS-AA-4 is available at

https://floridarevenue.com/property/Pages/Cofficial\_Training.aspx.

(5) When the number of students enrolled in a Department sponsored course is insufficient to adequately cover the costs of course administration, or the Department cannot secure an instructor, the course will be cancelled. The Department will notify students affected by a course cancellation by email at least ten business days before the scheduled course start date. Affected students may apply for a refund or opt to transfer course registration to another course in that program.

Editor's note: The agency will renumber this rule to Rule 12D-19.015.

Rulemaking Authority 195.027(1) FS. Law Implemented 145.10, 145.11, 195.002 FS. History— New xx-xx-xx.

#### 12-9.004 Application for Certification.

- (1) An applicant for certification shall provide the Department the following:
- (a) A completed Application for Florida Professional Certification application form for certification (provided by the Department). The Department prescribes (Form DR-4001, DR-410, Application for Certified Florida Collector or Certified Florida Collector Assistant, Form DR-516 Application for Certified Florida Appraiser or Certified Florida Evaluator, which forms are hereby incorporated by reference in Rule 12D-16.002, F.A.C.), as the forms to be used for the purposes of this rule chapter. Form DR-4001 is available on the Department's Certification and Training webpage https://floridarevenue.com/property/Pages/Cofficial Training.aspx.

  Copies of these forms may be obtained without cost by written request directed to the Department of Revenue, Post Office Box 3000, Tallahassee, Florida 32315-3000.

- (b) The originals or copies of certificates <u>or other documents</u>, <u>course transcripts and current related professional licenses</u> showing <u>satisfactory</u> completion of the required <u>committee</u> <u>approved</u> courses as set forth in these rules.; <u>and</u>,
  - (c) Certification fee in an amount set as referenced in Rule 12-9.0055, F.A.C.
- (2) Upon the committee's review of an application for certification, a majority vote of the members present is required to approve an application. The <u>chairperson</u> <u>chairman</u> shall cast the deciding vote in the case of a tie.
  - (3) The chairman's duties shall be:
  - (a) To set an agenda for each committee meeting,;
- (b) To call meetings based on need; and notify members and give any public notice date, time and location;
  - (c) To call all meetings to order and maintain proper parliamentary procedures;
  - (d) To distribute minutes of prior meetings;
  - (e) To prepare applicant files with summaries; and,
- (f) To perform any other duties for the administration and operation of the educational programs.

Editor's note: The agency will renumber this rule to Rule 12D-19.016.

Rulemaking Authority 195.002(2), <u>195.027(1)</u> <del>213.06(1)</del> FS. Law Implemented 145.10, 145.11, 195.002, 195.087(4) FS. History–New 4-2-81, Formerly 12-9.04, Amended 4-11-89, 12-30-97, <u>xx-xx-xx</u>.

#### 12-9.0055 Fees and Tuition.

(1) An applicant for certification will not be eligible for consideration by a committee until

the certification fee is paid. Recertification fees are due January 1 of each year and are delinquent April 1. Certification and recertification fees shall be set as follows:

- (a) All applicants shall pay an initial certification fee of \$25.00.
- (b) All Certified Florida Appraisers, Certified Florida Collectors, Certified Florida Collector Assistants, and Certified Florida Evaluators, and Certified Cadastralists of Florida shall pay an annual recertification fee of \$5.00.
  - (c) All persons seeking reinstatement of a certification must pay a reinstatement fee of \$5.00.
- (2) The Department will determine the cost of course tuition annually to ensure the Certification Program Trust Fund has sufficient funds to pay for program expenses. The Department will provide course tuition information by March 1 for the next county fiscal year (October 1 through September 30) on the Department's Certification and Training webpage https://floridarevenue.com/property/Pages/Cofficial\_Training.aspx.
  - (3) All fees and course tuition payments must be submitted to the Department by:
- (a) using Property Tax Oversight Certification and Training Online Registration at https://taxapps.floridarevenue.com/ptoregpublic/, or
  - (b) mailing a check or money order made payable to the Florida Department of Revenue to:

Florida Department of Revenue

Property Tax Oversight

Certification and Training

PO Box 3294

Tallahassee, Florida 32315-3294.

(4)(2) The <u>Department</u> shall select a treasurer for each committee who shall be a <u>Department</u> employee and who shall be responsible for the collection and deposit of

monies and for the custody of the tangible assets accruing from the program. Such monies shall be deposited into and disbursed from the Certification Program Trust Fund in the State Treasury which shall contain such separate school accounts and program accounts as are required by Section 195.002(2), F.S. The <u>Department department</u> may incur expenses enumerated in Section 195.002(2), F.S., and shall authorize disbursals from the trust fund in the manner provided by law.

Editor's note: The agency will renumber this rule to Rule 12D-19.017.

Rulemaking Authority 195.002(2), 195.027(1) 213.06(1) FS. Law Implemented 145.10, 145.11, 195.002, 195.087(4) FS. History—New 4-11-89, Amended 12-19-89, 10-30-91, 12-30-97, xx-xx-xx.

#### 12-9.006 Certification.

- (1) No certification shall be <u>issued by the Department</u> approved until the <u>provisions of Rule</u> 12-9.004, F.A.C., are satisfied and the appropriate committee has recommended certification. The minutes of the meeting of the appropriate committee wherein a majority of the members present approved an application for certification or signatures of a majority of the members of a committee shall serve as evidence of approval.
- (2) To In order to prorate the special qualification salary for property appraisers and tax collectors, the certification date shall begin the first day of the month following the date the last educational or other requirement for certification was met. Employees are qualified for certification may be certified as of the first day of the month following the date the last educational or other requirement for certification was met. Any person who is a Certified Florida Evaluator or Certified Florida Collector Assistant that is elected or appointed as a property

appraiser or a tax collector will be recognized as a Certified Florida Appraiser or Certified

Florida Collector as of the first day of the month following the date the official took office.

Employees of property appraisers and tax collectors are eligible for a special salary only at the lawful discretion of the several officials or counties.

(3) After the Executive Director, or the Executive Director's designee, is notified by a committee approves of the approval of a certification of an applicant, the Department will secretary shall mail such person a certificate of accomplishment and a membership card in a format prescribed by the Department Executive Director, or the Executive Director's designee. In addition, each professional designee will be issued a pin composed of the Great Seal of the State of Florida, with certification wording and the initials of the designation on the periphery of the state seal.

Editor's note: The agency will renumber this rule to Rule 12D-19.018.

Rulemaking Authority 195.002(2), 195.027(1) 213.06(1) FS. Law Implemented 145.10, 145.11, 195.002 FS. History–New 4-2-81, Formerly 12-9.06, Amended 4-11-89, 12-30-97, xx-xx-xx.

#### 12-9.007 Recertification.

(1)(a) To be recertified, Certified Florida Appraisers and Certified Florida Collectors must satisfactorily complete a minimum of 24 hours of instruction approved courses that meet the criteria of Rule 12-9.0031(1), as described in subsection 12-9.001(11), F.A.C., each calendar year and pay a recertification fee, as specified in Rule 12-9.0055(1)(b), F.A.C.

(b) To be recertified, Certified Florida Evaluators, Certified Cadastralists of Florida, and Certified Florida Collector Assistants must certify their governmental employment each calendar year and pay a recertification fee, as specified in Rule 12-9.0055(1)(b), F.A.C. At the discretion

of each official, professional designees employed by such official may be required to maintain recertification by completing a designated number of continuing education hours.

- (c) Professional designees applying for recertification must submit a completed Application for Florida Professional Certification (Form DR-4001, incorporated by reference in Rule 12D-16.002, F.A.C.) to the Department. Certification automatically expires if recertification as set forth in this rule is not maintained timely. Other professional designees employed by counties may be required to maintain recertification at the discretion of the several officials or counties.
- (2) Professional designees are exempted from the 24 hour recertification requirement and recertification fee for the calendar year in which the requirements for certification are met is obtained.
- (3) To obtain approval of a recertification course not sponsored by the Department, a professional designee shall submit a detailed written description of the proposed course including course content, number of hours of instruction and instructor's qualifications, to the chairman at least 30 days prior to the beginning of the course, seminar or workshop.
  - (3) An applicant for recertification may not challenge a course examination.
- (4) If a professional designee fails to meet recertification requirements set forth in this rule subsection (1) above, within the prescribed time, that professional designee's certification shall expire. Officials whose certifications expire shall be ineligible to receive the special qualifications salary provided in Sections 145.10 and 145.11, F.S. Such ineligibility shall continue until the official is reinstated as provided in these rules.
- (5) When a certified official has become ineligible to receive the special qualifications salary by failure to meet recertification requirements, the Department shall notify the official by sending a written notice of the reason for such ineligibility together with notice of the official's

right of review under Rule 12-9.008, F.A.C. The Department shall notify the appropriate disbursement office of such ineligibility. That office shall withhold the prorated portion of the annual \$2,000 salary supplement until certification is reinstated as provided in Rule 12-9.0077, F.A.C. these rules.

- (6) Where a certified official has become ineligible to receive the special qualifications salary and continues to draw such compensation, the official shall be liable for full restitution and subject to appropriate legal action.
- (7) Once a professional designee's certification has expired, that professional fulfills the recertification requirements in subsection (1) above, makes written application for reinstatement to the appropriate committee, and receives approval for reinstatement from the committee and Executive Director, or the Executive Director's designee. Application for reinstatement shall be considered by the committee at its next meeting.

(7)(8) Certification shall be conditional upon a professional designee's governmental employment, and certification shall expire automatically without notice to the holder when a professional designee leaves governmental employment. A person who leaves governmental employment and fails to meet annual recertification requirements must, upon returning to governmental employment, follow the reinstatement procedures to become certified. If a person returns to governmental employment and timely meets the annual recertification requirements, that person remains certified and does not need to meet the reinstatement requirements. Each property appraiser and tax collector shall notify the Department chairman when a professional designee within the office leaves governmental employment.

(8)(9) Upon written application and proof that the property appraiser has 20 years of service, the Executive Director may grant an annual waiver of the recertification requirements for any

property appraiser who has reached 60 years of age.

(9)(10) The Department shall maintain records of approved courses, attendance, dates, eourses/workshops, approval dates, hours of courses/workshops, and all other information for the purpose of maintaining current records on all professional designees' eertified officials' continuing education status accomplishments.

Editor's note: The agency will renumber this rule to Rule 12D-19.019.

Rulemaking Authority 195.002(2), 195.027(1) 213.06(1) FS. Law Implemented 145.10, 145.11, 195.002 FS. History–New 4-2-81, Formerly 12-9.07, Amended 4-11-89, 12-30-97, xx-xx-xx.

#### **12-9.0077 Reinstatement.**

- (1) Once a professional designee's certification has expired, that person may apply to the Department for reinstatement. Such applicant must meet the reinstatement requirements in subsection (2), and receive approval for reinstatement from the Department and the committee.

  Applications for reinstatement will be considered by the committee at its next meeting.
  - (2) The requirements for reinstatement are:
- (a) For the professional designation for property appraisers and tax collectors, the professional must complete a minimum of 24 hours of approved continuing education courses which relate to their professional designation.
- (b) For all previously certified professional designees seeking reinstatement, the professional must submit a completed Application for Florida Professional Certification (Form DR-4001, incorporated by reference in Rule 12D-16.002, F.A.C.) certifying their governmental employment and reporting any continuing education courses required for reinstatement.
  - (c) For all previously certified professional designees, pay the reinstatement fee set forth in

#### Rule 12-9.0055(1)(c), F.A.C.

(3) Reinstatement is effective the first day of the month after the requirements of this rule have been met.

Editor's note: The agency will renumber this rule to Rule 12D-19.020.

Rulemaking Authority 195.002(2), 195.027(1) FS. Law Implemented 145.10, 145.11, 195.002 FS.

History–New xx-xx-xx.

### 12-9.008 Hearing on Certification Application and Expiration.

- (1) In the event an application or reinstatement is not approved or if a certification expires or is withdrawn, the affected individual may request a hearing pursuant to Section 120.57, F.S. Such a request shall be in writing filed with the chairman and the General Counsel of the Department of Revenue within 10 working days of receipt of notice.
  - (2) A hearing officer shall be appointed pursuant to Section 120.57, F.S.
- (3) Further proceedings shall be governed by Chapter 120, F.S., and Chapter 28-106, F.A.C. Rulemaking Authority 195.002(2), 213.06(1) FS. Law Implemented 120.57, 145.10, 145.11, 195.002 FS. History–New 4-2-81, Formerly 12-9.08, Amended 4-11-89, Repealed xx-xx-xx.

#### STATE OF FLORIDA

#### DEPARTMENT OF REVENUE

## PROPERTY TAX OVERSIGHT PROGRAM

#### CHAPTER 12D-16, FLORIDA ADMINISTRATIVE CODE

#### **ADMINISTRATION OF FORMS**

### AMENDING RULE 12D-16.002

12D-16.002 Index to Forms.

(1) The following paragraphs list the forms adopted by the Department of Revenue. A copy of these forms may be obtained from the Department's website at http://floridarevenue.com/property/, or by writing to: Property Tax Oversight Program, Department of Revenue, Post Office Box 3000, Tallahassee, Florida 32315-3000. The Department of Revenue adopts, and incorporates by reference in this rule, the following forms and instructions:

	Form Number	Form Title	Effective
(2)	through (9)(b)	No Change.	Date
<del>(e)</del>	<del>DR 410</del>	Application for Certified Florida Collector or Certified Florida Collector	11/12
		Assistant (r. 3/08)	
		https://www.flrules.org/Gateway/reference.asp?No=Ref_01746	
(10)	through (48)(b)	No Change.	
<del>(c)</del>	<del>DR 516</del>	Application for Certified Florida Appraiser (r. 3/08)	11/12
		https://www.flrules.org/Gateway/reference.asp?No=Ref 01804	
<del>(d)</del>	<del>DR 516E</del>	Application for Certified Florida Evaluator (r. 3/08)	11/12
		https://www.flrules.org/Gateway/reference.asp?No=Ref_01805	
<u>(c)(e)</u>	DR-517	No change.	

(49) through (58)		gh (58)	No Change.	
	<del>(59)</del>	DR 591	Application for Certified Cadastralist of Florida (r. 3/08)	11/12
			https://www.flrules.org/Gateway/reference.asp?No=Ref-01814	
	<u>(59)(60)</u>	DR-592	No change.	
	<u>(60)</u> (61)(8	n)DR-593	No change.	
	(b)	DR-593A	No change.	
	<u>(61)(a)</u>	<u>DR-4001</u>	Application for Florida Professional Certification (n. xx/xx)	<u>xx/xx</u>
			https://www.flrules.org/Gateway/reference.asp?No=Ref-	
	<u>(b)</u>	DR-4002	Application for Approval of a Course or Continuing Education Credit	<u>xx/xx</u>
			Hours (n. xx/xx)	
			https://www.flrules.org/Gateway/reference.asp?No=Ref-	

Rulemaking Authority 195.002(2), 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. History—New 10-12-76, Amended 4-11-80, 9-17-80, 5-17-81, 1-18-82, 4-29-82, Formerly 12D-16.02, Amended 12-26-88, 1-9-92, 12-10-92, 1-11-94, 12-27-94, 12-28-95, 12-25-96, 12-30-97, 12-31-98, 2-3-00, 1-9-01, 12-27-01, 1-20-03, 1-26-04, 12-30-04, 1-16-06, 10-2-07, 3-30-10, 11-1-12, 9-10-15, 4-5-16, 6-14-16, 1-9-17, 9-19-17, 1-17-18, 4-10-18, 9-17-18, 7-9-19, 12-7-20, xx-xx-xx.



# Application for Florida Professional Certification

DR-4001 N. XX/XX Rule 12D-16.002, F.A.C. Effective XX/XX Page 1 of 2

Property Tax Oversight Certification and Training

Each person applying for a Florida professional certification, annual recertification, or reinstatement of a Florida professional certification must complete an *Application for Florida Professional Certification*. If you are applying for more than one professional certification, you must complete a separate application for each designation. **Submit your completed application and pay the required fee to the Department using** 

Property Tax Oversight Certification and Training Online Registration at http://floridarevenue.com/property/Pages/Cofficial\_Training\_RegistrationAndPayment.aspx

Reason for Applying						
Initial Certification - \$25 fee Annual Recertification - \$5 fee Reinstatement of Certification - \$5 fee						
Applicant Information						
Applicant's name (as you would like it to appear of	Applicant's name (as you would like it to appear on the certificate):					
Business email address:			Business pl	hone number:		
Job title:						
Employed by:						
I have completed the required hours of approved of recertification, or reinstatement for the following de		passed	any required	l examinations for the certificati	on,	
Certified Florida Appraiser	☐ Certified Florida Appraiser ☐ Certified Florida Evaluator ☐ Certified Cadastralist of Florida					
Certified Florida Collector C	ertified Florid	da Colle	ctor Assistan	nt		
<b>Experience for Certification</b> – If you are applying for your <b>initial certification</b> , list at least two years' experience in a Florida property appraiser's office, Florida tax collector's office, or with the Florida Department of Revenue (attach additional pages as necessary). If you are applying for <b>recertification</b> or for <b>reinstatement</b> , provide your current employer and employment dates.						
Employer:						
Your Title:		5	Employmer	nt Dates:		
Employer:						
Your Title:			Employmer	nt Dates:		
Approved Courses – List each course you have successfully completed for the certification, recertification, or reinstatement for which you are applying (attach additional pages as necessary). Attach documentation verifying completion of each approved course. If you are substituting your Certified Residential Appraiser license or Certified General Appraiser license issued by the Florida Real Estate Appraisal Board for one or more courses, list your license number and license type below. Attach a copy of the license.						
No. Course Title	Hours	No.		Course Title	Hours	
Applicant Signature						
I am requesting approval for Florida professional certification, recertification, or reinstatement. I certify that all of the information provided on this form and any attachments are true and correct to the best of my knowledge.						
Signature:				Date:		

#### INSTRUCTIONS

The Florida Department of Revenue (Department) provides training and certification for Florida

- county property appraisers and employees
- county tax collectors and employees

#### Certification

To become certified as one of the following Florida professional designees, you must have two years of experience employed in a Florida property appraiser office, a Florida tax collector office, or with the Department and meet certain requirements:

- Certified Florida Appraiser
- Certified Florida Evaluator
- Certified Cadastralist of Florida
- Certified Florida Collector
- Certified Florida Collector Assistant

To become a Certified Florida Appraiser or Certified Florida Evaluator you must complete:

- a minimum of 30 hours of approved courses which include instruction and examination on basic appraisal principles, types of value, and economic principles pertaining to the valuation of real property
- a minimum of 30 hours of approved courses which include instruction and examination on procedures and methods regarding the income approach to estimating the value of real property
- an additional 60 hours of approved elective courses which include instruction and examination related to the professional designation

To become a Certified Cadastralist of Florida you must complete:

- a minimum of 30 hours of approved courses which include instruction and examination on mathematic principles for cadastral mappers
- a minimum of 30 hours of approved courses which include instruction and examination on the Public Land Survey System for cadastral mappers
- a minimum of 30 hours of approved courses which include instruction and examination on real property descriptions
- a minimum of 30 hours of approved courses which include instruction and examination on basic map compilation
- a minimum of 30 hours of approved elective courses which include instruction and examination on principles, techniques, or applications of cadastral mapping

To become a Certified Florida Collector or Florida Certified Collector Assistant you must complete:

 a minimum of 30 hours of approved courses which includes instruction and examination on the duties and responsibilities of a Florida tax collector

 a minimum of 90 hours of approved elective courses which include instruction and examination designed to impart expertise in the areas of tax administration, assessment, or collection in Florida

#### **Course Approval and Examinations**

All courses for certification or reinstatement must be approved by the Department. Courses that are determined by the Department to meet the requirements and are approved courses for certification, recertification or reinstatement are published on the Department's Certification and Training webpage

https://floridarevenue.com/property/Pages/Cofficial\_Training. aspx. You must pass all required examinations for each required course to obtain course credit.

#### **Annual Recertification Due January 1**

To be recertified each calendar year, all Florida professional designees must certify their governmental employment and pay the \$5 recertification fee each January 1. Recertification fees become delinquent April 1.

Florida county property appraisers and tax collectors must complete a minimum of 24 hours of approved courses. In addition to the approved courses listed on the Department's Certification and Training webpage, continuing education courses, seminars, workshops, and conferences will be approved on a case-by-case basis. See Form DR-4002, *Application for Approval of a Course or Continuing Education Credit Hours*.

#### **Special Salary for Officials**

To qualify for and receive the special qualification salary provided in Section 145.10 or 145.11, Florida Statutes, property appraisers and tax collectors must meet all certification requirements within four years after taking office.

#### Reinstatement

Each certification is conditional upon governmental employment and expires automatically if you leave governmental employment or you fail to meet the annual recertification requirements. Once your professional certification has expired, you may apply for reinstatement.

Property appraisers and tax collectors must complete 24 hours of continuing education courses. All applicants must certify their governmental employment and pay the reinstatement fee.

If you are unable to submit your completed application or pay the fee online, mail your completed application, copies of certificates of completed courses, and a check or money order for the required fee to:

Florida Department of Revenue Property Tax Oversight Certification and Training PO Box 3294 Tallahassee, FL 32315-3294

#### **Need Assistance?**

Email: PTOTraining@floridarevenue.com

To speak with a Department of Revenue representative, call Certification and Training at 850-717-6570.



# Application for Approval of a Course or Continuing Education Credit Hours

DR-4002 N. XX/XX Rule 12D-16.002, F.A.C. Effective XX/XX Page 1 of 2

Property Tax Oversight Certification and Training

To request approval of a course, conference, seminar, workshop, or similar event ("course") as an approved course or continuing education credit hours for a Florida professional certification, annual recertification, or reinstatement, complete an *Application for Approval of a Course or Continuing Education Credit Hours*. **Submit your completed application, including the required documentation, at least 20 days prior to the start date of the course.** 

Florida Professional Certification					
Select the professional designation(s) to complete the course:					
Certified Florida Appraiser Certified Florida	Evaluator	Certified Cadastralis	st of Florida		
Certified Florida Collector Certified Florida	Collector Assis	stant			
Applicant Information					
Applicant's name:		County:			
Business email address:		Business phone number:			
Course Information					
List the course name, course hours, and primary instructor below for each course. Attach the course agenda or schedule, and course descriptions of each course for which you are seeking approval (attach additional pages as needed). The agenda or course description must show quantifiable subject matter; course examinations; starting and ending times for each topic to be assigned hours; and break and meal times. Attach a list of all course instructors and their qualifications to teach the course materials.					
Title:		Date(s):			
Course Name(s)	Instruction Hours/Mins	Instructor(s) and	I Qualifications		
Applicant Signature					
I am requesting approval of the course(s) as indicated above. attachments are true and correct to the best of my knowledge		II information provided on t	this form and any		
Signature:			Date:		

Mail your completed application and copies of the course information to:

Florida Department of Revenue Property Tax Oversight Certification and Training PO Box 3294 Tallahassee, FL 32315-3294 Email to: PTOTraining@floridarevenue.com

To speak with a Department of Revenue representative, call Certification and Training at 850-717-6570.

#### **INSTRUCTIONS**

This Application for Approval of a Course or Continuing Education Credit Hours is used to request the approval of a course, conference, seminar, workshop, or similar event to become approved by the Florida Department of Revenue (Department) as an approved course or as continuing education hours. Approval is contingent upon documentation showing the proposed course will impart expertise in the relevant field.

Any course, seminar, or workshop for credit towards certification, recertification, or reinstatement must be approved by the Department before the course is taken. The course must impart expertise in one of the following areas, as it relates to the professional designation of the requesting individual:

- Professionally accepted appraisal practices
- · Appropriate appraisal methodologies
- Cadastral mapping
- · Tax administration, assessment, or collection.

When approved by the Department, these courses may be used to obtain a Florida professional certification or by Certified Florida Appraisers and Certified Florida Collectors to meet the continuing education requirements for annual recertification.

# Certified Florida Collector Continuing Education Requirements

For Certified Florida Collectors, continuing education courses must address topics within the following areas as they relate specifically to the functions of tax collectors:

- Duties and role of tax collectors
- Duties and role of the Department
- Duties and roles of state agencies for which tax collectors serve as an agent
- State or federal tax law
- Management of technology information systems
- Office management and personnel training as it relates to tax collector offices
- Public administration
- Ethics training

# Certified Florida Appraiser Continuing Education Requirements

For Certified Florida Appraisers, continuing education courses must address topics within the following areas as they relate specifically to the functions of property appraisers:

- Duties and role of property appraisers
- Duties and role of the Department
- State or federal appraisal law, including professionally accepted appraisal practices and appropriate appraisal methodologies
- Management of technology information systems
- Office management and personnel training as it relates to property appraiser offices
- Public administration
- Ethics training

Examples of approved courses include educational instruction conducted at seminars, workshops, conferences, webinars, forums, and similar events held by state, national and international associations that address specified topics as they relate to the functions of tax collectors or property appraisers. Examples of events that do not address these specified topics are vendor demonstrations, trade shows, and round table discussions.

#### **Department Review**

After receiving your completed application, the Department will review the course for compliance with the approval criteria in Rule 12-9.0031, Florida Administrative Code, and will notify you in writing whether the course or continuing education is approved. If approved, a Department course number and the number of credit hours will be assigned. Approved course information will be posted on the Department's Certification and Training webpage at

https://floridarevenue.com/property/Pages/Cofficial \_Training.aspx.

Certified Florida Appraisers and Certified Florida Collectors, and their certified staffs, completing the course may report the course number and number of credit hours to the Department to receive continuing education hours.