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1  
2 An act relating to the Department of Financial  
3 Services; amending s. 17.64, F.S.; providing that  
4 electronic images of warrants, vouchers, or checks in  
5 the Division of Treasury are deemed to be original  
6 records; revising the applicable medium, from film or  
7 print to electronic, in provisions relating to copies  
8 and reproductions of records and documents of the  
9 division; amending s. 20.121, F.S.; renaming the  
10 Bureau of Fire and Arson Investigations within the  
11 Division of Investigative and Forensic Services as the  
12 Bureau of Fire, Arson, and Explosives Investigations;  
13 creating the Bureau of Insurance Fraud and the Bureau  
14 of Workers' Compensation Fraud within the division;  
15 amending s. 39.6035, F.S.; requiring child transition  
16 plans to address financial literacy by providing  
17 specified information; amending s. 218.32, F.S.;  
18 providing legislative intent to create the Florida  
19 Open Financial Statement System; authorizing the Chief  
20 Financial Officer to choose contracts to build  
21 eXtensible Business Reporting language taxonomies;  
22 requiring that local governmental financial statements  
23 be filed in XBRL format; amending s. 284.40, F.S.;  
24 authorizing the department to disclose certain  
25 personal identifying information of injured or

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26 |       deceased employees which is exempt from disclosure  
27 |       under the Workers' Compensation Law to department-  
28 |       contracted vendors for certain purposes; amending s.  
29 |       284.50, F.S.; requiring safety coordinators of state  
30 |       governmental departments to complete, within a certain  
31 |       timeframe, safety coordinator training offered by the  
32 |       department; requiring certain agencies to report  
33 |       certain return-to-work information to the department;  
34 |       requiring agencies to provide certain risk management  
35 |       program information to the Division of Risk Management  
36 |       for certain purposes; specifying requirements for  
37 |       agencies in reviewing and responding to certain  
38 |       information and communications provided by the  
39 |       division; amending s. 409.1451, F.S.; conforming a  
40 |       provision to changes made by the act; amending s.  
41 |       414.411, F.S.; replacing the Department of Economic  
42 |       Opportunity with the Department of Education in a list  
43 |       of entities to which a public assistance recipient may  
44 |       be required to provide written consent for certain  
45 |       investigative inquiries and to which the department  
46 |       must report investigation results; amending s.  
47 |       624.317, F.S.; authorizing the department to conduct  
48 |       investigations of any, rather than specified, agents  
49 |       subject to its jurisdiction; amending s. 624.34, F.S.;  
50 |       conforming a provision to changes made by the act;

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51 amending s. 624.4073, F.S.; prohibiting certain  
52 officers or directors of insolvent insurers from  
53 having direct or indirect control over certain  
54 selection or appointment of officers or directors,  
55 except under certain circumstances; amending ss.  
56 624.4094, 624.501, 624.509, and 625.071, F.S.;  
57 conforming provisions to changes made by the act;  
58 amending s. 626.112, F.S.; requiring a managing  
59 general agent to hold a currently effective producer  
60 license rather than a managing general agent license;  
61 amending s. 626.171, F.S.; deleting applicability of  
62 licensing provisions as to managing general agents;  
63 making a technical change; amending s. 626.202, F.S.;  
64 providing that certain applicants are not required to  
65 resubmit fingerprints to the department under certain  
66 circumstances; authorizing the department to require  
67 these applicants to file fingerprints under certain  
68 circumstances; amending s. 626.207, F.S.; conforming a  
69 provision to changes made by the act; amending s.  
70 626.221, F.S.; adding a designation that exempts  
71 applicants for licensure as an all-lines adjuster from  
72 an examination requirement; amending s. 626.451, F.S.;  
73 deleting a requirement for law enforcement agencies  
74 and state attorney's offices to notify the department  
75 or the Office of Insurance Regulation of certain

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76 felony dispositions; deleting a requirement for the  
77 state attorney to provide the department or office a  
78 certified copy of an information or indictment against  
79 a managing general agent; conforming a provision to  
80 changes made by the act; amending s. 626.521, F.S.;  
81 revising requirements for credit and character reports  
82 secured and kept by insurers or employers appointing  
83 certain insurance representatives; providing  
84 applicability; amending s. 626.731, F.S.; deleting a  
85 certain qualification for licensure as a general lines  
86 agent; amending s. 626.7351, F.S.; revising a  
87 qualification for licensure as a customer  
88 representative; amending s. 626.744, F.S.; conforming  
89 a provision to changes made by the act; amending s.  
90 626.745, F.S.; revising conditions under which service  
91 representatives and managing general agents may engage  
92 in certain activities; amending ss. 626.7451 and  
93 626.7455, F.S.; conforming provisions to changes made  
94 by the act; amending s. 626.752, F.S.; revising a  
95 requirement for the Brokering Agent's Register  
96 maintained by brokering agents; revising the limit on  
97 certain personal lines risks an insurer may receive  
98 from an agent within a specified timeframe before the  
99 insurer must comply with certain reporting  
100 requirements for that agent; amending s. 626.793,

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101 F.S.; revising the limit on certain risks that certain  
102 insurers may receive from a life agent within a  
103 specified timeframe before the insurer must comply  
104 with certain reporting requirements for that agent;  
105 amending s. 626.798, F.S.; prohibiting specified life  
106 agents from modifying the life insurance coverage on  
107 the life of a person who is not a family member,  
108 except as described; prohibiting a life agent or  
109 family member of such agent from serving in specified  
110 fiduciary capacities unless such agent or family  
111 member meets certain fiduciary conditions; revising  
112 definitions; amending s. 626.837, F.S.; revising the  
113 limit on certain risks that certain insurers may  
114 receive from a health agent within a specified  
115 timeframe before the insurer must comply with certain  
116 reporting requirements for that agent; amending s.  
117 626.8732, F.S.; deleting a requirement for a licensed  
118 nonresident public adjuster to submit a certain annual  
119 affidavit to the department; amending s. 626.8734,  
120 F.S.; deleting a requirement for a nonresident  
121 independent adjuster to submit a certain annual  
122 affidavit to the department; amending s. 626.88, F.S.;  
123 conforming a provision to changes made by the act;  
124 amending s. 626.927, F.S.; revising conditions under  
125 which an individual may be licensed as a surplus lines

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126 agent solely for the purpose of placing certain  
 127 coverages with surplus lines insurers; amending s.  
 128 626.930, F.S.; revising a requirement relating to the  
 129 location of a surplus lines agent's surplus lines  
 130 business records; amending s. 626.9892, F.S.;

131 authorizing the department to pay a specified amount  
 132 of rewards under the Anti-Fraud Reward Program for  
 133 information leading to the arrest and conviction of  
 134 persons guilty of arson; amending s. 633.302, F.S.;

135 revising the duration of the terms of members of the  
 136 Florida Fire Safety Board; amending s. 633.304, F.S.;

137 revising circumstances under which an inactive fire  
 138 equipment dealer license is void; specifying the  
 139 timeframe when an inactive license must be  
 140 reactivated; specifying that permittees performing  
 141 certain work on fire equipment may be contracted  
 142 rather than employed; revising a requirement for a  
 143 certain proof-of-insurance form to be provided by the  
 144 insurer rather than the State Fire Marshal; amending  
 145 s. 633.314, F.S.; authorizing fire extinguisher serial  
 146 numbers to be permanently affixed rather than stamped  
 147 to the manufacturer's identification plate; amending  
 148 s. 633.318, F.S.; revising a requirement for a certain  
 149 proof-of-insurance form to be provided by the insurer  
 150 rather than the State Fire Marshal; amending s.

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151 633.408, F.S.; specifying prerequisites and retention  
152 requirements for a Special Certificate of Compliance  
153 that authorizes an individual to serve as an  
154 administrative and command head of a fire service  
155 provider; amending s. 633.444, F.S.; deleting a  
156 requirement for the Division of State Fire Marshal to  
157 develop a staffing and funding formula for the Florida  
158 State Fire College; amending s. 648.27, F.S.; revising  
159 conditions under which a managing general agent must  
160 also be licensed as a bail bond agent; conforming a  
161 provision to changes made by the act; amending s.  
162 648.34, F.S.; providing that certain individuals  
163 applying for bail bond agent licensure are not  
164 required to resubmit fingerprints to the department  
165 under certain circumstances; authorizing the  
166 department to require such individuals to file  
167 fingerprints under certain circumstances; reenacting  
168 s. 626.8734(1)(b), F.S., relating to nonresident all-  
169 lines adjuster license qualifications, to incorporate  
170 the amendment made to s. 626.221, F.S., in a reference  
171 thereto; providing legislative findings; providing an  
172 appropriation; providing an effective date.

173

174 Be It Enacted by the Legislature of the State of Florida:

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176 Section 1. Section 17.64, Florida Statutes, is amended to  
 177 read:

178 17.64 Division of Treasury to make reproductions of  
 179 certain warrants, records, and documents.—

180 (1) Electronic images, photographs, microphotographs, or  
 181 reproductions on film of warrants, vouchers, or checks are ~~shall~~  
 182 ~~be~~ deemed to be original records for all purposes; and any copy  
 183 or reproduction thereof ~~made from such original film~~, duly  
 184 certified by the Division of Treasury as a true and correct copy  
 185 or reproduction ~~made from such film~~, is ~~shall be~~ deemed to be a  
 186 transcript, exemplification, or certified copy of the original  
 187 warrant, voucher, or check such copy represents, and must ~~shall~~  
 188 in all cases and in all courts and places be admitted and  
 189 received in evidence with the like force and effect as the  
 190 original thereof might be.

191 (2) The Division of Treasury may electronically  
 192 ~~photograph, microphotograph, or reproduce on film~~, all records  
 193 and documents of the division, as the Chief Financial Officer,  
 194 in his or her discretion, selects; and the division may destroy  
 195 any such documents or records after they have been reproduced  
 196 electronically ~~photographed~~ and filed and after audit of the  
 197 division has been completed for the period embracing the dates  
 198 of such documents and records.

199 (3) Electronic copies ~~Photographs or microphotographs in~~  
 200 ~~the form of film or prints~~ of any records made in compliance



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201 with ~~the provisions of~~ this section ~~shall~~ have the same force  
 202 and effect as the originals ~~thereof would~~ have, and must ~~shall~~  
 203 be treated as originals for the purpose of their admissibility  
 204 in evidence. Duly certified or authenticated reproductions of  
 205 such electronic images must ~~photographs or microphotographs~~  
 206 ~~shall~~ be admitted in evidence equally with the original  
 207 electronic images ~~photographs or microphotographs~~.

208 Section 2. Paragraph (e) of subsection (2) of section  
 209 20.121, Florida Statutes, is amended to read:

210 20.121 Department of Financial Services.—There is created  
 211 a Department of Financial Services.

212 (2) DIVISIONS.—The Department of Financial Services shall  
 213 consist of the following divisions and office:

214 (e) The Division of Investigative and Forensic Services,  
 215 which shall function as a criminal justice agency for purposes  
 216 of ss. 943.045-943.08. The division may conduct investigations  
 217 within or outside of this state as it deems necessary. If,  
 218 during an investigation, the division has reason to believe that  
 219 any criminal law of this state has or may have been violated, it  
 220 shall refer any records tending to show such violation to state  
 221 or federal law enforcement or prosecutorial agencies and shall  
 222 provide investigative assistance to those agencies as required.  
 223 The division shall include the following bureaus and office:

- 224 1. The Bureau of Forensic Services;
- 225 2. The Bureau of Fire, and Arson, and Explosives

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226 Investigations; ~~and~~

227 3. The Office of Fiscal Integrity, which shall have a  
228 separate budget;~~;~~

229 4. The Bureau of Insurance Fraud; and

230 5. The Bureau of Workers' Compensation Fraud.

231 Section 3. Subsection (1) of section 39.6035, Florida  
232 Statutes, is amended to read:

233 39.6035 Transition plan.—

234 (1) During the 180-day period after a child reaches 17  
235 years of age, the department and the community-based care  
236 provider, in collaboration with the caregiver and any other  
237 individual whom the child would like to include, shall assist  
238 the child in developing a transition plan. The required  
239 transition plan is in addition to standard case management  
240 requirements. The transition plan must address specific options  
241 for the child to use in obtaining services, including housing,  
242 health insurance, education, financial literacy, a driver  
243 license, and workforce support and employment services. The plan  
244 must also consider establishing and maintaining naturally  
245 occurring mentoring relationships and other personal support  
246 services. The transition plan may be as detailed as the child  
247 chooses. In developing the transition plan, the department and  
248 the community-based provider shall:

249 (a) Provide the child with the documentation required  
250 pursuant to s. 39.701(3); ~~and~~

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251 (b) Coordinate the transition plan with the independent  
 252 living provisions in the case plan and, for a child with  
 253 disabilities, the Individuals with Disabilities Education Act  
 254 transition plan; and-

255 (c) Provide information for the financial literacy  
 256 curriculum for youth offered by the Department of Financial  
 257 Services.

258 Section 4. Subsection (1) of section 218.32, Florida  
 259 Statutes, is amended to read:

260 218.32 Annual financial reports; local governmental  
 261 entities.-

262 (1)(a) Each local governmental entity that is determined  
 263 to be a reporting entity, as defined by generally accepted  
 264 accounting principles, and each independent special district as  
 265 defined in s. 189.012, shall submit to the department a copy of  
 266 its annual financial report for the previous fiscal year in a  
 267 format prescribed by the department. The annual financial report  
 268 must include a list of each local governmental entity included  
 269 in the report and each local governmental entity that failed to  
 270 provide financial information as required by paragraph (b). The  
 271 chair of the governing body and the chief financial officer of  
 272 each local governmental entity shall sign the annual financial  
 273 report submitted pursuant to this subsection attesting to the  
 274 accuracy of the information included in the report. The county  
 275 annual financial report must be a single document that covers

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276 | each county agency.

277 |       (b) Each component unit, as defined by generally accepted  
278 | accounting principles, of a local governmental entity shall  
279 | provide the local governmental entity, within a reasonable time  
280 | period as established by the local governmental entity, with  
281 | financial information necessary to comply with the reporting  
282 | requirements contained in this section.

283 |       (c) Each regional planning council created under s.  
284 | 186.504, each local government finance commission, board, or  
285 | council, and each municipal power corporation created as a  
286 | separate legal or administrative entity by interlocal agreement  
287 | under s. 163.01(7) shall submit to the department a copy of its  
288 | audit report and an annual financial report for the previous  
289 | fiscal year in a format prescribed by the department.

290 |       (d) Each local governmental entity that is required to  
291 | provide for an audit under s. 218.39(1) must submit a copy of  
292 | the audit report and annual financial report to the department  
293 | within 45 days after the completion of the audit report but no  
294 | later than 9 months after the end of the fiscal year.

295 |       (e) Each local governmental entity that is not required to  
296 | provide for an audit under s. 218.39 must submit the annual  
297 | financial report to the department no later than 9 months after  
298 | the end of the fiscal year. The department shall consult with  
299 | the Auditor General in the development of the format of annual  
300 | financial reports submitted pursuant to this paragraph. The

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301 format must include balance sheet information used by the  
 302 Auditor General pursuant to s. 11.45(7)(f). The department must  
 303 forward the financial information contained within the annual  
 304 financial reports to the Auditor General in electronic form.  
 305 This paragraph does not apply to housing authorities created  
 306 under chapter 421.

307 (f) If the department does not receive a completed annual  
 308 financial report from a local governmental entity within the  
 309 required period, it shall notify the Legislative Auditing  
 310 Committee and the Special District Accountability Program of the  
 311 Department of Economic Opportunity of the entity's failure to  
 312 comply with the reporting requirements.

313 (g) Each local governmental entity's website must provide  
 314 a link to the department's website to view the entity's annual  
 315 financial report submitted to the department pursuant to this  
 316 section. If the local governmental entity does not have an  
 317 official website, the county government's website must provide  
 318 the required link for the local governmental entity.

319 (h) It is the intent of the Legislature to create the  
 320 Florida Open Financial Statement System, an interactive  
 321 repository for governmental financial statements.

322 1. The Chief Financial Officer may consult with  
 323 stakeholders, including the department, the Auditor General, a  
 324 representative of a municipality or county, a representative of  
 325 a special district, a municipal bond investor, and an

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326 information technology professional employed in the private  
327 sector, for input on the design and implementation of the  
328 Florida Open Financial Statement System.

329 2. The Chief Financial Officer may choose contractors to  
330 build one or more eXtensible Business Reporting Language (XBRL)  
331 taxonomies suitable for state, county, municipal, and special  
332 district financial filings and to create a software tool that  
333 enables financial statement filers to easily create XBRL  
334 documents consistent with such taxonomies. The Chief Financial  
335 Officer must recruit and select contractors through an open  
336 request for proposals process pursuant to chapter 287.

337 3. The Chief Financial Officer must require that all work  
338 products be completed no later than December 31, 2021.

339 4. If the Chief Financial Officer deems the work products  
340 adequate, all local governmental financial statements for fiscal  
341 years ending on or after September 1, 2022, must be filed in  
342 XBRL format and must meet the validation requirements of the  
343 relevant taxonomy.

344 5. A local government that begins filing in XBRL format  
345 may not be required to make filings in Portable Document Format.

346 Section 5. Section 284.40, Florida Statutes, is amended to  
347 read:

348 284.40 Division of Risk Management; disclosure of certain  
349 workers' compensation-related information by the Department of  
350 Financial Services.—

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351 (1) It shall be the responsibility of the Division of Risk  
 352 Management of the Department of Financial Services to administer  
 353 this part and the provisions of s. 287.131.

354 (2) The claim files maintained by the Division of Risk  
 355 Management shall be confidential, shall be only for the usage by  
 356 the Department of Financial Services in fulfilling its duties  
 357 and responsibilities under this part, and shall be exempt from  
 358 the provisions of s. 119.07(1).

359 (3) Upon certification by the division director or his or  
 360 her designee to the custodian of any records maintained by the  
 361 Department of Children and Families, Department of Health,  
 362 Agency for Health Care Administration, or Department of Elderly  
 363 Affairs that such records are necessary to investigate a claim  
 364 against the Department of Children and Families, Department of  
 365 Health, Agency for Health Care Administration, or Department of  
 366 Elderly Affairs being handled by the Division of Risk  
 367 Management, the records shall be released to the division  
 368 subject to the provisions of subsection (2), any conflicting  
 369 provisions as to the confidentiality of such records  
 370 notwithstanding.

371 (4) Notwithstanding s. 440.1851, the Department of  
 372 Financial Services may disclose the personal identifying  
 373 information of an injured or deceased employee to a department-  
 374 contracted vendor for the purpose of ascertaining a claimant's  
 375 claims history to investigate the compensability of a claim or

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376 | to identify and prevent fraud.

377 |       Section 6. Section 284.50, Florida Statutes, is amended to  
378 | read:

379 |       284.50 Loss prevention program; safety coordinators;  
380 | Interagency Advisory Council on Loss Prevention; employee  
381 | recognition program; return-to-work programs; risk management  
382 | programs.—

383 |       (1) The head of each department of state government,  
384 | except the Legislature, shall designate a safety coordinator.  
385 | Such safety coordinator must be an employee of the department  
386 | and must hold a position which has responsibilities comparable  
387 | to those of an employee in the Senior Management System. The  
388 | Department of Financial Services shall provide appropriate  
389 | training to the safety coordinators to permit them to  
390 | effectively perform their duties within their respective  
391 | departments. Within 1 year after being appointed by his or her  
392 | department head, the safety coordinator shall complete safety  
393 | coordinator training offered by the Department of Financial  
394 | Services. Each safety coordinator shall, at the direction of his  
395 | or her department head:

396 |       (a) Develop and implement the loss prevention program, a  
397 | comprehensive departmental safety program which shall include a  
398 | statement of safety policy and responsibility.

399 |       (b) Provide for regular and periodic facility and  
400 | equipment inspections.



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401 (c) Investigate job-related employee accidents of his or  
402 her department.

403 (d) Establish a program to promote increased safety  
404 awareness among employees.

405 (2) There shall be an Interagency Advisory Council on Loss  
406 Prevention composed of the safety coordinators from each  
407 department and representatives designated by the Division of  
408 State Fire Marshal and the Division of Risk Management. The  
409 chair of the council is ~~shall be~~ the Director of the Division of  
410 Risk Management or his or her designee. The council shall meet  
411 at least quarterly to discuss safety problems within state  
412 government, to attempt to find solutions for these problems,  
413 and, when possible, to assist in the implementation of the  
414 solutions. If the safety coordinator of a department or office  
415 is unable to attend a council meeting, an alternate, selected by  
416 the department head or his or her designee, shall attend the  
417 meeting to represent and provide input for that department or  
418 office on the council. The council is further authorized to  
419 provide for the recognition of employees, agents, and volunteers  
420 who make exceptional contributions to the reduction and control  
421 of employment-related accidents. The necessary expenses for the  
422 administration of this program of recognition shall be  
423 considered an authorized administrative expense payable from the  
424 State Risk Management Trust Fund.

425 (3) The Department of Financial Services and all agencies

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426 that are provided workers' compensation insurance coverage by  
427 the State Risk Management Trust Fund and employ more than 3,000  
428 full-time employees shall establish and maintain return-to-work  
429 programs for employees who are receiving workers' compensation  
430 benefits. The programs must ~~shall~~ have the primary goal of  
431 enabling injured workers to remain at work or return to work to  
432 perform job duties within the physical or mental functional  
433 limitations and restrictions established by the workers'  
434 treating physicians. If no limitation or restriction is  
435 established in writing by a worker's treating physician, the  
436 worker is ~~shall be~~ deemed to be able to fully perform the same  
437 work duties he or she performed before the injury. Agencies  
438 employing more than 3,000 full-time employees shall report  
439 return-to-work information to the Department of Financial  
440 Services to support the Department of Financial Services'  
441 mandatory reporting requirements on agency return-to-work  
442 efforts under s. 284.42(1)(b).

443 (4) The Division of Risk Management shall evaluate each  
444 agency's risk management programs, including, but not limited  
445 to, return-to-work, safety, and loss prevention programs, at  
446 least once every 5 years. Reports, including, but not limited  
447 to, any recommended corrective action, resulting from such  
448 evaluations must ~~shall~~ be provided to the head of the agency  
449 being evaluated, the Chief Financial Officer, and the director  
450 of the Division of Risk Management. The agency head must provide

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451 to the Division of Risk Management a response to all report  
452 recommendations within 45 days and a plan to implement any  
453 corrective action to be taken as part of the response. If the  
454 agency disagrees with any final report recommendations,  
455 including, but not limited to, any recommended corrective  
456 action, or if the agency fails to implement any recommended  
457 corrective action within a reasonable time, the division shall  
458 submit the evaluation report to the legislative appropriations  
459 committees. Each agency shall provide risk management program  
460 information to the Division of Risk Management to support the  
461 Division of Risk Management's mandatory evaluation and reporting  
462 requirements in this subsection.

463 (5) Each agency shall:

464 (a) Review information provided by the Division of Risk  
465 Management on claims and losses;

466 (b) Identify any discrepancies between the Division of  
467 Risk Management's records and the agency's records and report  
468 such discrepancies to the Division of Risk Management in  
469 writing; and

470 (c) Review and respond to communications from the Division  
471 of Risk Management identifying unsafe or inappropriate  
472 conditions, policies, procedures, trends, equipment, or actions  
473 or incidents that have led or may lead to accidents or claims  
474 involving the state.

475 Section 7. Paragraph (b) of subsection (3) of section

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476 | 409.1451, Florida Statutes, is amended to read:

477 |       409.1451 The Road-to-Independence Program.—

478 |       (3) AFTERCARE SERVICES.—

479 |       (b) Aftercare services include, but are not limited to,  
480 | the following:

481 |           1. Mentoring and tutoring.

482 |           2. Mental health services and substance abuse counseling.

483 |           3. Life skills classes, including credit management and  
484 | preventive health activities.

485 |           4. Parenting classes.

486 |           5. Job and career skills training.

487 |           6. Counselor consultations.

488 |           7. Temporary financial assistance for necessities,  
489 | including, but not limited to, education supplies,  
490 | transportation expenses, security deposits for rent and  
491 | utilities, furnishings, household goods, and other basic living  
492 | expenses.

493 |           8. Financial literacy skills training pursuant to s.  
494 | 39.6035(1)(c).

495 |  
496 | The specific services to be provided under this paragraph shall  
497 | be determined by an assessment of the young adult and may be  
498 | provided by the community-based care provider or through  
499 | referrals in the community.

500 |       Section 8. Subsections (1) and (3) of section 414.411,

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501 Florida Statutes, are amended to read:

502 414.411 Public assistance fraud.—

503 (1) The Department of Financial Services shall investigate  
 504 all public assistance provided to residents of the state or  
 505 provided to others by the state. In the course of such  
 506 investigation the department shall examine all records,  
 507 including electronic benefits transfer records and make inquiry  
 508 of all persons who may have knowledge as to any irregularity  
 509 incidental to the disbursement of public moneys, food  
 510 assistance, or other items or benefits authorizations to  
 511 recipients. All public assistance recipients, as a condition  
 512 precedent to qualification for public assistance under chapter  
 513 409, chapter 411, or this chapter, must first give in writing,  
 514 to the Agency for Health Care Administration, the Department of  
 515 Health, the Department of Education ~~Economic Opportunity~~, and  
 516 the Department of Children and Families, as appropriate, and to  
 517 the Department of Financial Services, consent to make inquiry of  
 518 past or present employers and records, financial or otherwise.

519 (3) The results of such investigation shall be reported by  
 520 the Department of Financial Services to the appropriate  
 521 legislative committees, the Agency for Health Care  
 522 Administration, the Department of Health, the Department of  
 523 Education ~~Economic Opportunity~~, and the Department of Children  
 524 and Families, and to such others as the department may  
 525 determine.

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526 Section 9. Subsection (1) of section 624.317, Florida  
 527 Statutes, is amended to read:

528 624.317 Investigation of agents, adjusters,  
 529 administrators, service companies, and others.—If it has reason  
 530 to believe that any person has violated or is violating any  
 531 provision of this code, or upon the written complaint signed by  
 532 any interested person indicating that any such violation may  
 533 exist:

534 (1) The department shall conduct such investigation as it  
 535 deems necessary of the accounts, records, documents, and  
 536 transactions pertaining to or affecting the insurance affairs of  
 537 any ~~general agent, surplus lines agent,~~ adjuster, ~~managing~~  
 538 ~~general agent, insurance agent,~~ insurance agency, customer  
 539 representative, service representative, or other person subject  
 540 to its jurisdiction, subject to the requirements of s. 626.601.

541 Section 10. Subsection (2) of section 624.34, Florida  
 542 Statutes, is amended to read:

543 624.34 Authority of Department of Law Enforcement to  
 544 accept fingerprints of, and exchange criminal history records  
 545 with respect to, certain persons.—

546 (2) The Department of Law Enforcement may accept  
 547 fingerprints of individuals who apply for a license as an agent,  
 548 customer representative, adjuster, service representative, or  
 549 navigator, ~~or managing general agent~~ or the fingerprints of the  
 550 majority owner, sole proprietor, partners, officers, and

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551 directors of a corporation or other legal entity that applies  
 552 for licensure with the department or office under the Florida  
 553 Insurance Code.

554 Section 11. Section 624.4073, Florida Statutes, is amended  
 555 to read:

556 624.4073 Officers and directors of insolvent insurers.—Any  
 557 person who was an officer or director of an insurer doing  
 558 business in this state and who served in that capacity within  
 559 the 2-year period before ~~prior to~~ the date the insurer became  
 560 insolvent, for any insolvency that occurs on or after July 1,  
 561 2002, may not thereafter serve as an officer or director of an  
 562 insurer authorized in this state or have direct or indirect  
 563 control over the selection or appointment of an officer or  
 564 director through contract, trust, or by operation of law, unless  
 565 the officer or director demonstrates that his or her personal  
 566 actions or omissions were not a significant contributing cause  
 567 to the insolvency.

568 Section 12. Subsection (1) of section 624.4094, Florida  
 569 Statutes, is amended to read:

570 624.4094 Bail bond premiums.—

571 (1) The Legislature finds that a significant portion of  
 572 bail bond premiums is retained by the licensed bail bond agents  
 573 or appointed ~~licensed~~ managing general agents. For purposes of  
 574 reporting in financial statements required to be filed with the  
 575 office pursuant to s. 624.424, direct written premiums for bail

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576 | bonds by a domestic insurer in this state shall be reported net  
 577 | of any amounts retained by licensed bail bond agents or  
 578 | appointed ~~licensed~~ managing general agents. However, in no case  
 579 | shall the direct written premiums for bail bonds be less than  
 580 | 6.5 percent of the total consideration received by the agent for  
 581 | all bail bonds written by the agent. This subsection also  
 582 | applies to any determination of compliance with s. 624.4095.

583 |       Section 13. Paragraph (e) of subsection (19) of section  
 584 | 624.501, Florida Statutes, is amended to read:

585 |           624.501 Filing, license, appointment, and miscellaneous  
 586 | fees.—The department, commission, or office, as appropriate,  
 587 | shall collect in advance, and persons so served shall pay to it  
 588 | in advance, fees, licenses, and miscellaneous charges as  
 589 | follows:

590 |           (19) Miscellaneous services:

591 |           (e) Insurer's registration fee for agent exchanging  
 592 | business more than four ~~24~~ times in a calendar year under s.  
 593 | 626.752, s. 626.793, or s. 626.837, registration fee per agent  
 594 | per year.....\$30.00

595 |       Section 14. Subsection (1) of section 624.509, Florida  
 596 | Statutes, is amended to read:

597 |           624.509 Premium tax; rate and computation.—

598 |           (1) In addition to the license taxes provided for in this  
 599 | chapter, each insurer shall also annually, and on or before  
 600 | March 1 in each year, except as to wet marine and transportation



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601 insurance taxed under s. 624.510, pay to the Department of  
 602 Revenue a tax on insurance premiums, premiums for title  
 603 insurance, or assessments, including membership fees and policy  
 604 fees and gross deposits received from subscribers to reciprocal  
 605 or interinsurance agreements, and on annuity premiums or  
 606 considerations, received during the preceding calendar year, the  
 607 amounts thereof to be determined as set forth in this section,  
 608 to wit:

609 (a) An amount equal to 1.75 percent of the gross amount of  
 610 such receipts on account of life and health insurance policies  
 611 covering persons resident in this state and on account of all  
 612 other types of policies and contracts, except annuity policies  
 613 or contracts taxable under paragraph (b) and bail bond policies  
 614 or contracts taxable under paragraph (c), covering property,  
 615 subjects, or risks located, resident, or to be performed in this  
 616 state, omitting premiums on reinsurance accepted, and less  
 617 return premiums or assessments, but without deductions:

- 618 1. For reinsurance ceded to other insurers;
- 619 2. For moneys paid upon surrender of policies or  
 620 certificates for cash surrender value;
- 621 3. For discounts or refunds for direct or prompt payment  
 622 of premiums or assessments; and
- 623 4. On account of dividends of any nature or amount paid  
 624 and credited or allowed to holders of insurance policies;  
 625 certificates; or surety, indemnity, reciprocal, or

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626 interinsurance contracts or agreements;

627 (b) An amount equal to 1 percent of the gross receipts on  
 628 annuity policies or contracts paid by holders thereof in this  
 629 state; and

630 (c) An amount equal to 1.75 percent of the direct written  
 631 premiums for bail bonds, excluding any amounts retained by  
 632 licensed bail bond agents or appointed ~~licensed~~ managing general  
 633 agents.

634 Section 15. Section 625.071, Florida Statutes, is amended  
 635 to read:

636 625.071 Special reserve for bail and judicial bonds.—In  
 637 lieu of the unearned premium reserve required on surety bonds  
 638 under s. 625.051, the office may require any surety insurer or  
 639 limited surety insurer to set up and maintain a reserve on all  
 640 bail bonds or other single-premium bonds without definite  
 641 expiration date, furnished in judicial proceedings, equal to the  
 642 lesser of 35 percent of the bail premiums in force or \$7 per  
 643 \$1,000 of bail liability. Such reserve shall be reported as a  
 644 liability in financial statements required to be filed with the  
 645 office. Each insurer shall file a supplementary schedule showing  
 646 bail premiums in force and bail liability and the associated  
 647 special reserve for bail and judicial bonds with financial  
 648 statements required by s. 624.424. Bail premiums in force do not  
 649 include amounts retained by licensed bail bond agents or  
 650 appointed ~~licensed~~ managing general agents, but may not be less

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651 than 6.5 percent of the total consideration received for all  
 652 bail bonds in force.

653 Section 16. Subsection (5) of section 626.112, Florida  
 654 Statutes, is amended to read:

655 626.112 License and appointment required; agents, customer  
 656 representatives, adjusters, insurance agencies, service  
 657 representatives, managing general agents.—

658 (5) A ~~No~~ person may not ~~shall~~ be, act as, or represent or  
 659 hold himself or herself out to be a managing general agent  
 660 unless he or she then holds a currently effective producer  
 661 license and a managing general agent ~~license and~~ appointment.

662 Section 17. Section 626.171, Florida Statutes, is amended  
 663 to read:

664 626.171 Application for license as an agent, customer  
 665 representative, adjuster, service representative, ~~managing~~  
 666 ~~general agent,~~ or reinsurance intermediary.—

667 (1) The department may not issue a license as agent,  
 668 customer representative, adjuster, service representative,  
 669 ~~managing general agent,~~ or reinsurance intermediary to any  
 670 person except upon written application filed with the  
 671 department, meeting the qualifications for the license applied  
 672 for as determined by the department, and payment in advance of  
 673 all applicable fees. The application must be made under the oath  
 674 of the applicant and be signed by the applicant. An applicant  
 675 may permit a third party to complete, submit, and sign an

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676 application on the applicant's behalf, but is responsible for  
677 ensuring that the information on the application is true and  
678 correct and is accountable for any misstatements or  
679 misrepresentations. The department shall accept the uniform  
680 application for nonresident agent licensing. The department may  
681 adopt revised versions of the uniform application by rule.

682 (2) In the application, the applicant shall set forth:

683 (a) His or her full name, age, social security number,  
684 residence address, business address, mailing address, contact  
685 telephone numbers, including a business telephone number, and e-  
686 mail address.

687 (b) A statement indicating the method the applicant used  
688 or is using to meet any required prelicensing education,  
689 knowledge, experience, or instructional requirements for the  
690 type of license applied for.

691 (c) Whether he or she has been refused or has voluntarily  
692 surrendered or has had suspended or revoked a license to solicit  
693 insurance by the department or by the supervising officials of  
694 any state.

695 (d) Whether any insurer or any managing general agent  
696 claims the applicant is indebted under any agency contract or  
697 otherwise and, if so, the name of the claimant, the nature of  
698 the claim, and the applicant's defense thereto, if any.

699 (e) Proof that the applicant meets the requirements for  
700 the type of license for which he or she is applying.

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701 (f) The applicant's gender (male or female).

702 (g) The applicant's native language.

703 (h) The highest level of education achieved by the  
704 applicant.

705 (i) The applicant's race or ethnicity (African American,  
706 white, American Indian, Asian, Hispanic, or other).

707 (j) Such other or additional information as the department  
708 may deem proper to enable it to determine the character,  
709 experience, ability, and other qualifications of the applicant  
710 to hold himself or herself out to the public as an insurance  
711 representative.

712

713 However, the application must contain a statement that an  
714 applicant is not required to disclose his or her race or  
715 ethnicity, gender, or native language, that he or she will not  
716 be penalized for not doing so, and that the department will use  
717 this information exclusively for research and statistical  
718 purposes and to improve the quality and fairness of the  
719 examinations.

720 (3) Each application must ~~shall~~ be accompanied by payment  
721 of any applicable fee.

722 (4) An applicant for a license as an agent, customer  
723 representative, adjuster, service representative, ~~managing~~  
724 ~~general agent,~~ or reinsurance intermediary must submit a set of  
725 the individual applicant's fingerprints, or, if the applicant is

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726 | not an individual, a set of the fingerprints of the sole  
 727 | proprietor, majority owner, partners, officers, and directors,  
 728 | to the department and must pay the fingerprint processing fee  
 729 | set forth in s. 624.501. Fingerprints must ~~shall~~ be used to  
 730 | investigate the applicant's qualifications pursuant to s.  
 731 | 626.201. The fingerprints must ~~shall~~ be taken by a law  
 732 | enforcement agency, designated examination center, or other  
 733 | department-approved entity. The department shall require all  
 734 | designated examination centers to have fingerprinting equipment  
 735 | and to take fingerprints from any applicant or prospective  
 736 | applicant who pays the applicable fee. The department may not  
 737 | approve an application for licensure as an agent, customer  
 738 | service representative, adjuster, service representative,  
 739 | ~~managing general agent,~~ or reinsurance intermediary if  
 740 | fingerprints have not been submitted.

741 |         (5) The application for license filing fee prescribed in  
 742 | s. 624.501 is not subject to refund.

743 |         (6) Members of the United States Armed Forces and their  
 744 | spouses, and veterans of the United States Armed Forces who have  
 745 | retired within 24 months before application for licensure, are  
 746 | exempt from the application filing fee prescribed in s. 624.501.  
 747 | Qualified individuals must provide a copy of a military  
 748 | identification card, military dependent identification card,  
 749 | military service record, military personnel file, veteran  
 750 | record, discharge paper, ~~or separation document,~~ or a separation

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751 document that indicates such members of the United States Armed  
 752 Forces are currently in good standing or were honorably  
 753 discharged.

754 (7) Pursuant to the federal Personal Responsibility and  
 755 Work Opportunity Reconciliation Act of 1996, each party is  
 756 required to provide his or her social security number in  
 757 accordance with this section. Disclosure of social security  
 758 numbers obtained through this requirement must ~~shall~~ be limited  
 759 to the purpose of administration of the Title IV-D program for  
 760 child support enforcement.

761 Section 18. Section 626.202, Florida Statutes, is amended  
 762 to read:

763 626.202 Fingerprinting requirements.-

764 (1) The requirements for completion and submission of  
 765 fingerprints under this chapter are deemed to be met when an  
 766 individual currently licensed under this chapter seeks  
 767 additional licensure and has previously submitted fingerprints  
 768 to the department within the past 48 months. However, the  
 769 department may require the individual to file fingerprints if it  
 770 has reason to believe that an applicant or licensee has been  
 771 found guilty of, or pleaded guilty or nolo contendere to, a  
 772 felony or a crime related to the business of insurance in this  
 773 state or any other state or jurisdiction.

774 (2) If there is a change in ownership or control of any  
 775 entity licensed under this chapter, or if a new partner,

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776 officer, or director is employed or appointed, a set of  
 777 fingerprints of the new owner, partner, officer, or director  
 778 must be filed with the department or office within 30 days after  
 779 the change. The acquisition of 10 percent or more of the voting  
 780 securities of a licensed entity is considered a change of  
 781 ownership or control. The fingerprints must be taken by a law  
 782 enforcement agency or other department-approved entity and be  
 783 accompanied by the fingerprint processing fee in s. 624.501.

784 Section 19. Subsection (9) of section 626.207, Florida  
 785 Statutes, is amended to read:

786 626.207 Disqualification of applicants and licensees;  
 787 penalties against licensees; rulemaking authority.—

788 (9) Section 112.011 does not apply to any applicants for  
 789 licensure under the Florida Insurance Code, including, but not  
 790 limited to, agents, agencies, adjusters, adjusting firms, or  
 791 customer representatives, ~~or managing general agents.~~

792 Section 20. Paragraph (j) of subsection (2) of section  
 793 626.221, Florida Statutes, is amended to read:

794 626.221 Examination requirement; exemptions.—

795 (2) However, an examination is not necessary for any of  
 796 the following:

797 (j) An applicant for license as an all-lines adjuster who  
 798 has the designation of Accredited Claims Adjuster (ACA) from a  
 799 regionally accredited postsecondary institution in this state,  
 800 Associate in Claims (AIC) from the Insurance Institute of



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801 | America, Professional Claims Adjuster (PCA) from the  
 802 | Professional Career Institute, Professional Property Insurance  
 803 | Adjuster (PPIA) from the HurriClaim Training Academy, Certified  
 804 | Adjuster (CA) from ALL LINES Training, Certified Claims Adjuster  
 805 | (CCA) from AE21 Incorporated, Claims Adjuster Certified  
 806 | Professional (CACP) from WebCE, Inc., or Universal Claims  
 807 | Certification (UCC) from Claims and Litigation Management  
 808 | Alliance (CLM) whose curriculum has been approved by the  
 809 | department and which includes comprehensive analysis of basic  
 810 | property and casualty lines of insurance and testing at least  
 811 | equal to that of standard department testing for the all-lines  
 812 | adjuster license. The department shall adopt rules establishing  
 813 | standards for the approval of curriculum.

814 |       Section 21. Subsection (7) of section 626.451, Florida  
 815 | Statutes, is renumbered as subsection (6), and subsections (1)  
 816 | and (5) and present subsection (6) of that section are amended,  
 817 | to read:

818 |       626.451 Appointment of agent or other representative.—

819 |       (1) Each appointing entity or person designated by the  
 820 | department to administer the appointment process appointing an  
 821 | agent, adjuster, service representative, customer  
 822 | representative, or managing general agent in this state shall  
 823 | file the appointment with the department or office and, at the  
 824 | same time, pay the applicable appointment fee and taxes. Every  
 825 | appointment is ~~shall be~~ subject to the prior issuance of the

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826 appropriate agent's, adjuster's, service representative's, or  
827 customer representative's, ~~or managing general agent's~~ license.

828 ~~(5) Any law enforcement agency or state attorney's office~~  
829 ~~that is aware that an agent, adjuster, service representative,~~  
830 ~~customer representative, or managing general agent has pleaded~~  
831 ~~guilty or nolo contendere to or has been found guilty of a~~  
832 ~~felony shall notify the department or office of such fact.~~

833 (5)(6) Upon the filing of an information or indictment  
834 against an agent, adjuster, service representative, or customer  
835 representative, ~~or managing general agent,~~ the state attorney  
836 shall immediately furnish the department or office a certified  
837 copy of the information or indictment.

838 Section 22. Section 626.521, Florida Statutes, is amended  
839 to read:

840 626.521 ~~Character,~~ Credit and character reports.—

841 (1) Before appointing ~~As to each applicant who~~ for the  
842 first time in this state an ~~is applying and qualifying for a~~  
843 ~~license as~~ agent, adjuster, service representative, customer  
844 representative, or managing general agent, the appointing  
845 insurer or employer shall ~~its manager or general agent in this~~  
846 ~~state, in the case of agents, or the appointing general lines~~  
847 ~~agent, in the case of customer representatives, or the employer,~~  
848 ~~in the case of service representatives and of adjusters who are~~  
849 ~~not to be self-employed, shall coincidentally with such~~  
850 ~~appointment or employment~~ secure and thereafter keep on file a

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851 full detailed credit and character report ~~made by an established~~  
852 ~~and reputable independent reporting service,~~ relative to the  
853 individual so appointed ~~or employed~~. This subsection does not  
854 apply to licensees who self-appoint pursuant to s. 624.501.

855 (2) If requested by the department, the insurer, ~~manager,~~  
856 ~~general agent, general lines agent,~~ or employer, as the case may  
857 be, must ~~shall~~ furnish to the department, ~~on a form adopted and~~  
858 ~~furnished by the department,~~ such information as it reasonably  
859 requires relative to such individual and investigation.

860 ~~(3) As to an applicant for an adjuster's or reinsurance~~  
861 ~~intermediary's license who is to be self-employed, the~~  
862 ~~department may secure, at the cost of the applicant, a full~~  
863 ~~detailed credit and character report made by an established and~~  
864 ~~reputable independent reporting service relative to the~~  
865 ~~applicant.~~

866 ~~(4) Each person who for the first time in this state is~~  
867 ~~applying and qualifying for a license as a reinsurance~~  
868 ~~intermediary shall file with her or his application for license~~  
869 ~~a full, detailed credit and character report for the 5-year~~  
870 ~~period immediately prior to the date of application for license,~~  
871 ~~made by an established and reputable independent reporting~~  
872 ~~service, relative to the individual if a partnership or sole~~  
873 ~~proprietorship, or the officers if a corporation or other legal~~  
874 ~~entity.~~

875 (3)~~(5)~~ Information contained in credit or character

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876 reports furnished to or secured by the department under this  
 877 section is confidential and exempt from ~~the provisions of s.~~  
 878 119.07(1).

879 Section 23. Paragraph (f) of subsection (1) of section  
 880 626.731, Florida Statutes, is amended to read:

881 626.731 Qualifications for general lines agent's license.—

882 (1) The department shall not grant or issue a license as  
 883 general lines agent to any individual found by it to be  
 884 untrustworthy or incompetent or who does not meet each of the  
 885 following qualifications:

886 ~~(f) The applicant is not a service representative, a~~  
 887 ~~managing general agent in this state, or a special agent or~~  
 888 ~~similar service representative of a health insurer which also~~  
 889 ~~transacts property, casualty, or surety insurance; except that~~  
 890 ~~the president, vice president, secretary, or treasurer,~~  
 891 ~~including a member of the board of directors, of a corporate~~  
 892 ~~insurer, if otherwise qualified under and meeting the~~  
 893 ~~requirements of this part, may be licensed and appointed as a~~  
 894 ~~local resident agent.~~

895 Section 24. Subsection (6) of section 626.7351, Florida  
 896 Statutes, is amended to read:

897 626.7351 Qualifications for customer representative's  
 898 license.—The department shall not grant or issue a license as  
 899 customer representative to any individual found by it to be  
 900 untrustworthy or incompetent, or who does not meet each of the

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901 following qualifications:

902 (6) Upon the issuance of the license applied for, the  
 903 applicant is not an agent or, a service representative, ~~or a~~  
 904 ~~managing general agent.~~

905 Section 25. Section 626.744, Florida Statutes, is amended  
 906 to read:

907 626.744 Service representatives, ~~managing general agents;~~  
 908 application for license.—The application for a license as  
 909 service representative must ~~or the application for a license as~~  
 910 ~~managing general agent shall~~ show the applicant's name,  
 911 residence address, name of employer, position or title, type of  
 912 work to be performed by the applicant in this state, and any  
 913 additional information which the department may reasonably  
 914 require.

915 Section 26. Section 626.745, Florida Statutes, is amended  
 916 to read:

917 626.745 Service representatives, managing general agents;  
 918 managers; activities.—Individuals employed by insurers or their  
 919 managers, general agents, or representatives as service  
 920 representatives, and as managing general agents employed for the  
 921 purpose of or engaged in assisting agents in negotiating and  
 922 effecting contracts of insurance, shall engage in such  
 923 activities ~~when, and~~ only when licensed as or, accompanied by a  
 924 general lines ~~an~~ agent duly licensed and appointed ~~as a resident~~  
 925 ~~licensee and appointee~~ under this code.

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926 Section 27. Subsection (11) of section 626.7451, Florida  
 927 Statutes, is amended to read:

928 626.7451 Managing general agents; required contract  
 929 provisions.—No person acting in the capacity of a managing  
 930 general agent shall place business with an insurer unless there  
 931 is in force a written contract between the parties which sets  
 932 forth the responsibility for a particular function, specifies  
 933 the division of responsibilities, and contains the following  
 934 minimum provisions:

935 (11) An appointed ~~A licensed~~ managing general agent, when  
 936 placing business with an insurer under this code, may charge a  
 937 per-policy fee not to exceed \$25. ~~In no instance shall~~ The  
 938 aggregate of per-policy fees for a placement of business  
 939 authorized under this section, when combined with any other per-  
 940 policy fee charged by the insurer, may not result in per-policy  
 941 fees that ~~which~~ exceed the aggregate amount of \$25. The per-  
 942 policy fee must ~~shall~~ be a component of the insurer's rate  
 943 filing and must ~~shall~~ be fully earned.

944  
 945 For the purposes of this section and ss. 626.7453 and 626.7454,  
 946 the term "controlling person" or "controlling" has the meaning  
 947 set forth in s. 625.012(5)(b)1., and the term "controlled  
 948 person" or "controlled" has the meaning set forth in s.  
 949 625.012(5)(b)2.

950 Section 28. Subsection (1) of section 626.7455, Florida

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951 Statutes, is amended to read:

952 626.7455 Managing general agent; responsibility of  
953 insurer.—

954 (1) An insurer may not ~~No insurer shall~~ enter into an  
955 agreement with any person to manage the business written in this  
956 state by the general lines agents appointed by the insurer or  
957 appointed by the managing general agent on behalf of the insurer  
958 unless the person is properly licensed as an agent and appointed  
959 as a managing general agent in this state. An insurer is ~~shall~~  
960 ~~be~~ responsible for the acts of its managing general agent when  
961 the agent acts within the scope of his or her authority.

962 Section 29. Paragraph (e) of subsection (3) and subsection  
963 (5) of section 626.752, Florida Statutes, are amended to read:

964 626.752 Exchange of business.—

965 (3)

966 (e) The brokering agent shall maintain an appropriate and  
967 permanent Brokering Agent's Register, which must ~~shall~~ be a  
968 permanent record of ~~bound journal in which~~ chronologically  
969 numbered transactions that are entered no later than the day in  
970 which the brokering agent's application bearing the same number  
971 is signed by the applicant. The numbers must ~~shall~~ reflect an  
972 annual aggregate through numerical sequence and be preceded by  
973 the last two digits of the current year. The initial entry must  
974 ~~shall~~ contain the number of the transaction, date, time, date of  
975 binder, date on which coverage commences, name and address of

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976 applicant, type of coverage desired, name of insurer binding the  
 977 risk or to whom the application is to be submitted, and the  
 978 amount of any premium collected therefor. By no later than the  
 979 date following policy delivery, the policy number and coverage  
 980 expiration date must ~~shall~~ be added to the register.

981 (5) Within 15 days after the last day of each month, any  
 982 insurer accepting business under this section shall report to  
 983 the department the name, address, telephone number, and social  
 984 security number of each agent from which the insurer received  
 985 more than four ~~24~~ personal lines risks during the calendar year,  
 986 except for risks being removed from the Citizens Property  
 987 Insurance Corporation and placed with that insurer by a  
 988 brokering agent. Once the insurer has reported pursuant to this  
 989 subsection an agent's name to the department, additional reports  
 990 on the same agent shall not be required. However, the fee set  
 991 forth in s. 624.501 must ~~shall~~ be paid for the agent by the  
 992 insurer for each year until the insurer notifies the department  
 993 that the insurer is no longer accepting business from the agent  
 994 pursuant to this section. The insurer may require that the agent  
 995 reimburse the insurer for the fee.

996 Section 30. Subsection (4) of section 626.793, Florida  
 997 Statutes, is amended to read:

998 626.793 Excess or rejected business.—

999 (4) Within 15 days after the last day of each month, any  
 1000 insurer accepting business under this section shall report to



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1001 the department the name, address, telephone number, and social  
 1002 security number of each agent from which the insurer received  
 1003 more than four ~~24~~ risks during the calendar year. Once the  
 1004 insurer has reported an agent's name to the department pursuant  
 1005 to this subsection, additional reports on the same agent shall  
 1006 not be required. However, the fee set forth in s. 624.501 must  
 1007 ~~shall~~ be paid for the agent by the insurer for each year until  
 1008 the insurer notifies the department that the insurer is no  
 1009 longer accepting business from the agent pursuant to this  
 1010 section. The insurer may require that the agent reimburse the  
 1011 insurer for the fee.

1012 Section 31. Section 626.798, Florida Statutes, is amended  
 1013 to read:

1014 626.798 Life agent as beneficiary; prohibition.—

1015 (1) A ~~No~~ life agent may not place or modify ~~shall, with~~  
 1016 ~~respect to the placement of~~ life insurance coverage with a life  
 1017 insurer covering the life of a person who is not a family member  
 1018 of the life agent, ~~handle in his or her capacity as a life agent~~  
 1019 ~~the placement of such coverage~~ when the life agent ~~placing the~~  
 1020 ~~coverage~~ or a family member of the life ~~such~~ agent is the named  
 1021 beneficiary under the life insurance policy, or the modification  
 1022 names the life agent or a family member of the life agent the  
 1023 named beneficiary, unless the life agent or family member of the  
 1024 life agent has an insurable interest in the life of such person.

1025 (2) A life ~~However,~~ the agent or a family member of the

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1026 | life ~~such~~ agent may not serve ~~be designated~~ as a trustee or  
 1027 | guardian or accept authority to act under a ~~be granted~~ power of  
 1028 | attorney for any person the life agent conducts insurance  
 1029 | business with, unless he or she is:

1030 |       (a) A family member of the person ~~policy owner~~ or insured;  
 1031 | or,

1032 |       (b)1. Acting as a fiduciary;

1033 |       2. Licensed as a certified public accountant under s.  
 1034 | 473.308; and

1035 |       3.a. Registered under s. 203 of the Investment Advisers  
 1036 | Act of 1940 as an investment adviser, or a representative  
 1037 | thereof, and compliant with the notice filing requirements of s.  
 1038 | 517.1201; or

1039 |       b. Registered under s. 517.12, as a dealer, investment  
 1040 | adviser, or associated person ~~or is a bank or trust company duly~~  
 1041 | ~~authorized to act as a fiduciary.~~

1042 |       (3) For the purposes of this section: ~~the phrase~~

1043 |       (a) "~~not a Family member,~~" with respect to a life agent,  
 1044 | means an individual who is ~~not~~ related to the life agent as  
 1045 | father, mother, son, daughter, brother, sister, grandfather,  
 1046 | grandmother, uncle, aunt, first cousin, nephew, niece, husband,  
 1047 | wife, father-in-law, mother-in-law, brother-in-law, sister-in-  
 1048 | law, stepfather, stepmother, stepson, stepdaughter, stepbrother,  
 1049 | stepsister, half brother, or half sister.

1050 |       (b) ~~For the purposes of this section, the term "Insurable~~

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1051 interest" means that the life agent or family member of the life  
 1052 agent has an actual, lawful, and substantial economic interest  
 1053 in the safety and preservation of the life of the insured or a  
 1054 reasonable expectation of benefit or advantage from the  
 1055 continued life of the insured.

1056 Section 32. Subsection (5) of section 626.837, Florida  
 1057 Statutes, is amended to read:

1058 626.837 Excess or rejected business.—

1059 (5) Within 15 days after the last day of each month, any  
 1060 insurer accepting business under this section shall report to  
 1061 the department the name, address, telephone number, and social  
 1062 security number of each agent from which the insurer received  
 1063 more than four ~~24~~ risks during the calendar year. Once the  
 1064 insurer has reported pursuant to this subsection an agent's name  
 1065 to the department, additional reports on the same agent shall  
 1066 not be required. However, the fee set forth in s. 624.501 must  
 1067 ~~shall~~ be paid for the agent by the insurer for each year until  
 1068 the insurer notifies the department that the insurer is no  
 1069 longer accepting business from the agent pursuant to this  
 1070 section. The insurer may require that the agent reimburse the  
 1071 insurer for the fee.

1072 Section 33. Subsection (5) of section 626.8732, Florida  
 1073 Statutes, is amended to read:

1074 626.8732 Nonresident public adjuster's qualifications,  
 1075 bond.—

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1076 ~~(5) After licensure as a nonresident public adjuster, as a~~  
 1077 ~~condition of doing business in this state, the licensee must~~  
 1078 ~~annually on or before January 1, on a form prescribed by the~~  
 1079 ~~department, submit an affidavit certifying that the licensee is~~  
 1080 ~~familiar with and understands the insurance code and rules~~  
 1081 ~~adopted thereunder and the provisions of the contracts~~  
 1082 ~~negotiated or to be negotiated. Compliance with this filing~~  
 1083 ~~requirement is a condition precedent to the issuance,~~  
 1084 ~~continuation, reinstatement, or renewal of a nonresident public~~  
 1085 ~~adjuster's appointment.~~

1086 Section 34. Subsection (4) of section 626.8734, Florida  
 1087 Statutes, is amended to read:

1088 626.8734 Nonresident all-lines adjuster license  
 1089 qualifications.—

1090 ~~(4) As a condition of doing business in this state as a~~  
 1091 ~~nonresident independent adjuster, the appointee must submit an~~  
 1092 ~~affidavit to the department certifying that the licensee is~~  
 1093 ~~familiar with and understands the insurance laws and~~  
 1094 ~~administrative rules of this state and the provisions of the~~  
 1095 ~~contracts negotiated or to be negotiated. Compliance with this~~  
 1096 ~~filing requirement is a condition precedent to the issuance,~~  
 1097 ~~continuation, reinstatement, or renewal of a nonresident~~  
 1098 ~~independent adjuster's appointment.~~

1099 Section 35. Paragraph (h) of subsection (1) of section  
 1100 626.88, Florida Statutes, is amended to read:

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1101           626.88 Definitions.—For the purposes of this part, the  
1102 term:

1103           (1) "Administrator" is any person who directly or  
1104 indirectly solicits or effects coverage of, collects charges or  
1105 premiums from, or adjusts or settles claims on residents of this  
1106 state in connection with authorized commercial self-insurance  
1107 funds or with insured or self-insured programs which provide  
1108 life or health insurance coverage or coverage of any other  
1109 expenses described in s. 624.33(1) or any person who, through a  
1110 health care risk contract as defined in s. 641.234 with an  
1111 insurer or health maintenance organization, provides billing and  
1112 collection services to health insurers and health maintenance  
1113 organizations on behalf of health care providers, other than any  
1114 of the following persons:

1115           (h) A person appointed ~~licensed~~ as a managing general  
1116 agent in this state, whose activities are limited exclusively to  
1117 the scope of activities conveyed under such appointment ~~license~~.

1118  
1119 A person who provides billing and collection services to health  
1120 insurers and health maintenance organizations on behalf of  
1121 health care providers shall comply with the provisions of ss.  
1122 627.6131, 641.3155, and 641.51(4).

1123           Section 36. Section 626.927, Florida Statutes, is amended  
1124 to read:

1125           626.927 Licensing of surplus lines agent.—

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1126           ~~(1) Any individual while licensed and appointed as a~~  
 1127 ~~resident general lines agent as to property, casualty, and~~  
 1128 ~~surety insurances, and who is deemed by the department to have~~  
 1129 ~~had sufficient experience in the insurance business to be~~  
 1130 ~~competent for the purpose, and who, within the 4 years~~  
 1131 ~~immediately preceding the date the application was submitted,~~  
 1132 ~~has a minimum of 1 year's experience working for a licensed~~  
 1133 ~~surplus lines agent or who has successfully completed 60 class~~  
 1134 ~~hours in surplus and excess lines in a course approved by the~~  
 1135 ~~department, may be licensed as a surplus lines agent, upon~~  
 1136 ~~taking and successfully passing a written examination as to~~  
 1137 ~~surplus lines, as given by the department.~~

1138           (1)(2) Any individual, while licensed as ~~and appointed as~~  
 1139 ~~a managing general agent as defined in s. 626.015, or service~~  
 1140 ~~representative as defined in s. 626.015, and who otherwise~~  
 1141 ~~possesses all of the other qualifications of a general lines~~  
 1142 ~~agent under this code, and who has a minimum of 1 year of year's~~  
 1143 ~~experience working for a licensed surplus lines agent or who has~~  
 1144 ~~successfully completed 60 class hours in surplus and excess~~  
 1145 ~~lines in a course approved by the department, may, upon taking~~  
 1146 ~~and successfully passing a written examination as to surplus~~  
 1147 ~~lines, as given by the department, be licensed as a surplus~~  
 1148 ~~lines agent solely for the purpose of placing with surplus lines~~  
 1149 ~~insurers property, marine, casualty, or surety coverages~~  
 1150 ~~originated by general lines agents; except that no examination~~

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1151 ~~as for a general lines agent's license shall be required of any~~  
1152 ~~managing general agent or service representative who held a~~  
1153 ~~Florida surplus lines agent's license as of January 1, 1959.~~

1154 (2)~~(3)~~ Application for the license shall be made to the  
1155 department on forms as designated and furnished by it.

1156 (3)~~(4)~~ License and appointment fees in the amount  
1157 specified in s. 624.501 shall be paid to the department in  
1158 advance. The license and appointment of a surplus lines agent  
1159 continue in force until suspended, revoked, or otherwise  
1160 terminated. The appointment of a surplus lines agent continues  
1161 in force until suspended, revoked, or terminated, but is subject  
1162 to biennial renewal or continuation by the licensee in  
1163 accordance with procedures prescribed in s. 626.381 for agents  
1164 in general.

1165 (4)~~(5)~~ Examinations as to surplus lines, as required under  
1166 subsection ~~subsections~~ (1) ~~and (2)~~, are subject to the  
1167 provisions of part I as applicable to applicants for licenses in  
1168 general.

1169 (5)~~(6)~~ An individual who has been licensed by the  
1170 department as a surplus lines agent as provided in this section  
1171 may be subsequently appointed without additional written  
1172 examination if his or her application for appointment is filed  
1173 with the department within 48 months after the date of  
1174 cancellation or expiration of the prior appointment. The  
1175 department may require an individual to take and successfully

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1176 | pass an examination as for original issuance of license as a  
 1177 | condition precedent to the reinstatement or continuation of the  
 1178 | licensee's current license or reinstatement or continuation of  
 1179 | the licensee's appointment.

1180 |       Section 37. Subsection (3) of section 626.930, Florida  
 1181 | Statutes, is amended to read:

1182 |           626.930 Records of surplus lines agent.—

1183 |       (3) Each surplus lines agent shall maintain all surplus  
 1184 | lines business records in his or her general lines agency  
 1185 | office, ~~if licensed as a general lines agent,~~ or in his or her  
 1186 | managing general agency office, ~~if licensed as a managing~~  
 1187 | ~~general agent or the full-time salaried employee of such general~~  
 1188 | ~~agent.~~

1189 |       Section 38. Subsection (2) of section 626.9892, Florida  
 1190 | Statutes, is amended to read:

1191 |           626.9892 Anti-Fraud Reward Program; reporting of insurance  
 1192 | fraud.—

1193 |       (2) The department may pay rewards of up to \$25,000 to  
 1194 | persons providing information leading to the arrest and  
 1195 | conviction of persons committing crimes investigated by the  
 1196 | department arising from violations of s. 440.105, s. 624.15, s.  
 1197 | 626.9541, s. 626.989, s. 790.164, s. 790.165, s. 790.166, s.  
 1198 | 806.01, s. 806.031, s. 806.10, s. 806.111, s. 817.233, or s.  
 1199 | 817.234.

1200 |       Section 39. Subsection (3) of section 633.302, Florida



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1201 Statutes, is amended to read:

1202 633.302 Florida Fire Safety Board; membership; duties;  
 1203 meetings; officers; quorum; compensation; seal.-

1204 (3) The State Fire Marshal's term on the board, or that of  
 1205 her or his designee, shall coincide with the State Fire  
 1206 Marshal's term of office. ~~Of the other six members of the board,~~  
 1207 ~~one member shall be appointed for a term of 1 year, one member~~  
 1208 ~~for a term of 2 years, two members for terms of 3 years, and two~~  
 1209 ~~members for terms of 4 years.~~ All terms are for 4 years and  
 1210 expire on June 30 of the last year of the term. When the term of  
 1211 a member expires, the State Fire Marshal shall appoint a member  
 1212 to fill the vacancy for a term of 4 years. The State Fire  
 1213 Marshal may remove any appointed member for cause. A vacancy in  
 1214 the membership of the board for any cause must ~~shall~~ be filled  
 1215 by appointment by the State Fire Marshal for the balance of the  
 1216 unexpired term.

1217 Section 40. Subsection (2), paragraph (a) of subsection  
 1218 (3), and paragraphs (b), (c), and (d) of subsection (4) of  
 1219 section 633.304, Florida Statutes, are amended to read:

1220 633.304 Fire suppression equipment; license to install or  
 1221 maintain.-

1222 (2) A person who holds a valid fire equipment dealer  
 1223 license may maintain such license in an inactive status during  
 1224 which time he or she may not engage in any work under the  
 1225 definition of the license held. An inactive status license is

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1226 ~~shall be void after 4 years after the approval date of the~~  
1227 ~~inactive status application. To maintain inactive status, the~~  
1228 ~~inactive licensee must submit proof of continuing education and~~  
1229 ~~the inactive status fee before December 31 of each odd-numbered~~  
1230 ~~year or when the license is renewed, whichever comes first. An~~  
1231 ~~inactive status license may not be reactivated unless the~~  
1232 ~~continuing education requirements of this chapter have been~~  
1233 ~~fulfilled.~~

1234 (3) Each individual actually performing the work of  
1235 servicing, recharging, repairing, hydrotesting, installing,  
1236 testing, or inspecting fire extinguishers or preengineered  
1237 systems must possess a valid and subsisting permit issued by the  
1238 division. Permittees are limited as to specific type of work  
1239 performed to allow work no more extensive than the class of  
1240 license held by the licensee under whom the permittee is  
1241 working. Permits will be issued by the division as follows:

1242 (a) Portable permit: "Portable permittee" means a person  
1243 who is limited to performing work no more extensive than the  
1244 employing or contractually related licensee in the servicing,  
1245 recharging, repairing, installing, or inspecting all types of  
1246 portable fire extinguishers.

1247  
1248 Any fire equipment permittee licensed pursuant to this  
1249 subsection who does not want to engage in servicing, inspecting,  
1250 recharging, repairing, hydrotesting, or installing halon

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1251 equipment must file an affidavit on a form provided by the  
1252 division so stating. Permits will be issued by the division to  
1253 show the work authorized thereunder. It is unlawful, unlicensed  
1254 activity for a person or firm to falsely hold himself or herself  
1255 out to perform any service, inspection, recharge, repair,  
1256 hydrotest, or installation except as specifically described in  
1257 the permit.

1258 (4)

1259 (b) After initial licensure, each licensee or permittee  
1260 must successfully complete a course or courses of continuing  
1261 education for fire equipment technicians of at least 16 hours. A  
1262 license or permit may not be renewed unless the licensee or  
1263 permittee produces documentation of the completion of at least  
1264 16 hours of continuing education for fire equipment technicians  
1265 during the biennial licensure period. A person who is both a  
1266 licensee and a permittee shall ~~be required to~~ complete 16 hours  
1267 of continuing education during each renewal period. Each  
1268 licensee shall ensure that all permittees in his or her  
1269 employment or through a contractual agreement meet their  
1270 continuing education requirements. The State Fire Marshal shall  
1271 adopt rules describing the continuing education requirements and  
1272 shall have the authority upon reasonable belief, to audit a fire  
1273 equipment dealer to determine compliance with continuing  
1274 education requirements.

1275 (c) The forms of such licenses and permits and

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1276 applications therefor must ~~shall~~ be prescribed by the State Fire  
 1277 Marshal; in addition to such other information and data as that  
 1278 officer determines is appropriate and required for such forms,  
 1279 there must ~~shall~~ be included in such forms the following  
 1280 matters. Each such application must be in such form as to  
 1281 provide that the data and other information set forth therein  
 1282 shall be sworn to by the applicant or, if a corporation, by an  
 1283 officer thereof. An application for a permit must include the  
 1284 name of the licensee employing, or contractually related to,  
 1285 such permittee, and the permit issued in pursuance of such  
 1286 application must also set forth the name of such licensee. A  
 1287 permit is valid solely for use by the holder thereof in his or  
 1288 her employment by, or contractual relationship with, the  
 1289 licensee named in the permit.

1290 (d) A license of any class may not be issued or renewed by  
 1291 the division and a license of any class does not remain  
 1292 operative unless:

1293 1. The applicant has submitted to the State Fire Marshal  
 1294 evidence of registration as a Florida corporation or evidence of  
 1295 compliance with s. 865.09.

1296 2. The State Fire Marshal or his or her designee has by  
 1297 inspection determined that the applicant possesses the equipment  
 1298 required for the class of license sought. The State Fire Marshal  
 1299 shall give an applicant a reasonable opportunity to correct any  
 1300 deficiencies discovered by inspection. To obtain such

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1301 inspection, an applicant with facilities located outside this  
 1302 state must:

1303 a. Provide a notarized statement from a professional  
 1304 engineer licensed by the applicant's state of domicile  
 1305 certifying that the applicant possesses the equipment required  
 1306 for the class of license sought and that all such equipment is  
 1307 operable; or

1308 b. Allow the State Fire Marshal or her or his designee to  
 1309 inspect the facility. All costs associated with the State Fire  
 1310 Marshal's inspection must ~~shall~~ be paid by the applicant. The  
 1311 State Fire Marshal, in accordance with s. 120.54, may adopt  
 1312 rules to establish standards for the calculation and  
 1313 establishment of the amount of costs associated with any  
 1314 inspection conducted by the State Fire Marshal under this  
 1315 section. Such rules must ~~shall~~ include procedures for invoicing  
 1316 and receiving funds in advance of the inspection.

1317 3. The applicant has submitted to the State Fire Marshal  
 1318 proof of insurance providing coverage for comprehensive general  
 1319 liability for bodily injury and property damage, products  
 1320 liability, completed operations, and contractual liability. The  
 1321 State Fire Marshal shall adopt rules providing for the amounts  
 1322 of such coverage, but such amounts may not be less than \$300,000  
 1323 for Class A or Class D licenses, \$200,000 for Class B licenses,  
 1324 and \$100,000 for Class C licenses; and the total coverage for  
 1325 any class of license held in conjunction with a Class D license

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1326 may not be less than \$300,000. The State Fire Marshal may, at  
 1327 any time after the issuance of a license or its renewal, require  
 1328 upon demand, and in no event more than 30 days after notice of  
 1329 such demand, the licensee to provide proof of insurance, on the  
 1330 insurer's a form ~~provided by the State Fire Marshal~~, containing  
 1331 confirmation of insurance coverage as required by this chapter.  
 1332 Failure, for any length of time, to provide proof of insurance  
 1333 coverage as required must ~~shall~~ result in the immediate  
 1334 suspension of the license until proof of proper insurance is  
 1335 provided to the State Fire Marshal. An insurer that ~~which~~  
 1336 provides such coverage shall notify the State Fire Marshal of  
 1337 any change in coverage or of any termination, cancellation, or  
 1338 nonrenewal of any coverage.

1339 4. The applicant applies to the State Fire Marshal,  
 1340 provides proof of experience, and successfully completes a  
 1341 prescribed training course offered by the State Fire College or  
 1342 an equivalent course approved by the State Fire Marshal. This  
 1343 subparagraph does not apply to any holder of or applicant for a  
 1344 permit under paragraph (g) or to a business organization or a  
 1345 governmental entity seeking initial licensure or renewal of an  
 1346 existing license solely for the purpose of inspecting,  
 1347 servicing, repairing, marking, recharging, and maintaining fire  
 1348 extinguishers used and located on the premises of and owned by  
 1349 such organization or entity.

1350 5. The applicant has a current retestor identification

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1351 number that is appropriate for the license for which the  
 1352 applicant is applying and that is listed with the United States  
 1353 Department of Transportation.

1354         6. The applicant has passed, with a grade of at least 70  
 1355 percent, a written examination testing his or her knowledge of  
 1356 the rules and statutes governing the activities authorized by  
 1357 the license and demonstrating his or her knowledge and ability  
 1358 to perform those tasks in a competent, lawful, and safe manner.  
 1359 Such examination must ~~shall~~ be developed and administered by the  
 1360 State Fire Marshal, or his or her designee in accordance with  
 1361 policies and procedures of the State Fire Marshal. An applicant  
 1362 shall pay a nonrefundable examination fee of \$50 for each  
 1363 examination or reexamination scheduled. A reexamination may not  
 1364 be scheduled sooner than 30 days after any administration of an  
 1365 examination to an applicant. An applicant may not be permitted  
 1366 to take an examination for any level of license more than a  
 1367 total of four times during 1 year, regardless of the number of  
 1368 applications submitted. As a prerequisite to licensure of the  
 1369 applicant, he or she:

1370             a. Must be at least 18 years of age.

1371             b. Must have 4 years of proven experience as a fire  
 1372 equipment permittee at a level equal to or greater than the  
 1373 level of license applied for or have a combination of education  
 1374 and experience determined to be equivalent thereto by the State  
 1375 Fire Marshal. Having held a permit at the appropriate level for

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1376 | the required period constitutes the required experience.

1377 |       c. Must not have been convicted of a felony or a crime  
1378 | punishable by imprisonment of 1 year or more under the law of  
1379 | the United States or of any state thereof or under the law of  
1380 | any other country. "Convicted" means a finding of guilt or the  
1381 | acceptance of a plea of guilty or nolo contendere in any federal  
1382 | or state court or a court in any other country, without regard  
1383 | to whether a judgment of conviction has been entered by the  
1384 | court having jurisdiction of the case. If an applicant has been  
1385 | convicted of any such felony, the applicant is ~~shall be~~ excluded  
1386 | from licensure for a period of 4 years after expiration of  
1387 | sentence or final release by the Florida Commission on Offender  
1388 | Review unless the applicant, before the expiration of the 4-year  
1389 | period, has received a full pardon or has had her or his civil  
1390 | rights restored.

1391 |  
1392 | This subparagraph does not apply to any holder of or applicant  
1393 | for a permit under paragraph (g) or to a business organization  
1394 | or a governmental entity seeking initial licensure or renewal of  
1395 | an existing license solely for the purpose of inspecting,  
1396 | servicing, repairing, marking, recharging, hydrotesting, and  
1397 | maintaining fire extinguishers used and located on the premises  
1398 | of and owned by such organization or entity.

1399 |       Section 41. Subsection (2) of section 633.314, Florida  
1400 | Statutes, is amended to read:



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1401           633.314 Sale or use of certain types of fire extinguishers  
1402 prohibited; penalty.—

1403           (2) It is unlawful for any person, directly or through an  
1404 agent, to sell, offer for sale, or give in this state any make,  
1405 type, or model of fire extinguisher, either new or used, unless  
1406 such make, type, or model of extinguisher has first been tested  
1407 and is currently approved or listed by Underwriters  
1408 Laboratories, Inc., Factory Mutual Laboratories, Inc., or  
1409 another testing laboratory recognized by the State Fire Marshal  
1410 as nationally recognized in accordance with procedures adopted  
1411 by rule, taking into account the laboratory's facilities,  
1412 procedures, use of nationally recognized standards, and any  
1413 other criteria reasonably calculated to reach an informed  
1414 determination, and unless such extinguisher carries an  
1415 Underwriters Laboratories, Inc., or manufacturer's serial  
1416 number. Such serial number must ~~shall~~ be permanently affixed  
1417 ~~stamped~~ on the manufacturer's identification and instruction  
1418 plate.

1419           Section 42. Subsection (7) of section 633.318, Florida  
1420 Statutes, is amended to read:

1421           633.318 Certificate application and issuance; permit  
1422 issuance; examination and investigation of applicant.—

1423           (7) The State Fire Marshal may, at any time subsequent to  
1424 the issuance of the certificate or its renewal, require, upon  
1425 demand and in no event more than 30 days after notice of the

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1426 demand, the certificateholder to provide proof of insurance  
 1427 coverage on the insurer's ~~a form provided by the State Fire~~  
 1428 ~~Marshal~~ containing confirmation of insurance coverage as  
 1429 required by this chapter. Failure to provide proof of insurance  
 1430 coverage as required, for any length of time, shall result in  
 1431 the immediate suspension of the certificate until proof of  
 1432 insurance is provided to the State Fire Marshal.

1433 Section 43. Paragraph (b) of subsection (6) of section  
 1434 633.408, Florida Statutes, is amended, and paragraph (c) is  
 1435 added to that subsection, to read:

1436 633.408 Firefighter and volunteer firefighter training and  
 1437 certification.—

1438 (6)

1439 (b) A Special Certificate of Compliance only authorizes an  
 1440 individual to serve as an administrative and command head of a  
 1441 fire service provider.

1442 1. An individual employed as a fire chief, fire  
 1443 coordinator, fire director, or fire administrator must obtain a  
 1444 Special Certificate of Compliance within 1 year after beginning  
 1445 employment.

1446 2. Before beginning employment as a command officer or in  
 1447 a position directing incident outcomes, an individual must  
 1448 obtain a Firefighter Certificate of Compliance or a Special  
 1449 Certificate of Compliance.

1450 (c) In order to retain a Special Certificate of

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1451 Compliance, every 4 years an individual must:  
 1452 1. Be active as a firefighter;  
 1453 2. Maintain a current and valid fire service instructor  
 1454 certificate, instruct at least 40 hours during the 4-year  
 1455 period, and provide proof of such instruction to the division,  
 1456 which proof must be registered in an electronic database  
 1457 designated by the division; or  
 1458 3. Within 6 months before the 4-year period expires,  
 1459 successfully complete a Firefighter Retention Refresher Course  
 1460 consisting of a minimum of 40 hours of training as prescribed by  
 1461 rule.

1462 Section 44. Paragraph (e) of subsection (1) of section  
 1463 633.444, Florida Statutes, is amended to read:

1464 633.444 Division powers and duties; Florida State Fire  
 1465 College.—

1466 (1) The division, in performing its duties related to the  
 1467 Florida State Fire College, specified in this part, shall:

1468 ~~(e) Develop a staffing and funding formula for the Florida~~  
 1469 ~~State Fire College. The formula must include differential~~  
 1470 ~~funding levels for various types of programs, must be based on~~  
 1471 ~~the number of full-time equivalent students and information~~  
 1472 ~~obtained from scheduled attendance counts taken the first day of~~  
 1473 ~~each program, and must provide the basis for the legislative~~  
 1474 ~~budget request. As used in this section, a full-time equivalent~~  
 1475 ~~student is equal to a minimum of 900 hours in a technical~~

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1476 ~~certificate program and 400 hours in a degree-seeking program.~~  
 1477 ~~The funding formula must be as prescribed pursuant to s.~~  
 1478 ~~1011.62, must include procedures to document daily attendance,~~  
 1479 ~~and must require that attendance records be retained for audit~~  
 1480 ~~purposes.~~

1481 Section 45. Subsection (8) of section 648.27, Florida  
 1482 Statutes, is amended to read:

1483 648.27 Licenses and appointments; general.-

1484 (8) ~~An application for a managing general agent's license~~  
 1485 ~~must be made by an insurer who proposes to employ or appoint an~~  
 1486 ~~individual, partnership, association, or corporation as a~~  
 1487 ~~managing general agent. Such application shall contain the~~  
 1488 ~~information required by s. 626.744, and the applicant shall pay~~  
 1489 ~~the same fee as a managing general agent licensed pursuant to~~  
 1490 ~~that section. An individual who is appointed as a managing~~  
 1491 ~~general agent to supervise or manage bail bond business written~~  
 1492 ~~in this state must also be licensed as a bail bond agent. In the~~  
 1493 ~~case of an entity, at least one owner, officer, or director at~~  
 1494 ~~each office location must be licensed as a bail bond agent.~~

1495 Section 46. Present subsection (6) of section 648.34,  
 1496 Florida Statutes, is renumbered as subsection (7), and a new  
 1497 subsection (6) is added to that section, to read:

1498 648.34 Bail bond agents; qualifications.-

1499 (6) The requirements for completion and submission of  
 1500 fingerprints under this chapter are deemed to be met when an

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1501 individual currently licensed under this chapter seeks  
 1502 additional licensure and has previously submitted fingerprints  
 1503 to the department in support of an application for licensure  
 1504 under this chapter within the past 48 months. However, the  
 1505 department may require the individual to file fingerprints if it  
 1506 has reason to believe that an applicant or licensee has been  
 1507 found guilty of, or pleaded guilty or nolo contendere to, a  
 1508 felony or a crime related to the business of insurance in this  
 1509 or any other state or jurisdiction.

1510 Section 47. For the purpose of incorporating the amendment  
 1511 made by this act to section 626.221, Florida Statutes, in a  
 1512 reference thereto, paragraph (b) of subsection (1) of section  
 1513 626.8734, Florida Statutes, is reenacted to read:

1514 626.8734 Nonresident all-lines adjuster license  
 1515 qualifications.—

1516 (1) The department shall issue a license to an applicant  
 1517 for a nonresident all-lines adjuster license upon determining  
 1518 that the applicant has paid the applicable license fees required  
 1519 under s. 624.501 and:

1520 (b) Has passed to the satisfaction of the department a  
 1521 written Florida all-lines adjuster examination of the scope  
 1522 prescribed in s. 626.241(6); however, the requirement for the  
 1523 examination does not apply to:

1524 1. An applicant who is licensed as an all-lines adjuster  
 1525 in his or her home state if that state has entered into a

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1526 reciprocal agreement with the department;

1527         2. An applicant who is licensed as a nonresident all-lines  
 1528 adjuster in a state other than his or her home state and a  
 1529 reciprocal agreement with the appropriate official of the state  
 1530 of licensure has been entered into with the department; or

1531         3. An applicant who holds a certification set forth in s.  
 1532 626.221(2)(j).

1533         Section 48. The Legislature finds that a proper and  
 1534 legitimate state purpose is served when governmental financial  
 1535 statement data is transparent and readily accessible to members  
 1536 of the public. Therefore, the Legislature determines and  
 1537 declares that this act fulfills an important state interest.

1538         Section 49. For the 2018-2019 fiscal year, the sum of  
 1539 \$500,000 in nonrecurring funds is appropriated from the  
 1540 Insurance Regulatory Trust Fund to the Department of Financial  
 1541 Services to competitively procure a contract for the enhancement  
 1542 of the Local Government Electronic Reporting System, to include  
 1543 the development of eXtensible Business Reporting Language (XBRL)  
 1544 taxonomies for state, county, municipal, and special district  
 1545 financial filings.

1546         Section 50. This act shall take effect July 1, 2018.