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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.