

AGENDA
FLORIDA DEPARTMENT OF REVENUE

Meeting Material Available on the web at:
<http://dor.myflorida.com/dor/opengovt/meetings.html>

MEMBERS

Governor Charlie Crist
Attorney General Bill McCollum
Chief Financial Officer Alex Sink
Commissioner Charles Bronson

August 10, 2010

Contact: Robert Babin
(850- 487-1453)

9:00 A.M.
LL-03, The Capitol
Tallahassee, Florida

ITEM	SUBJECT	RECOMMENDATION
-------------	----------------	-----------------------

1.	Respectfully request approval of the minutes of June 8, 2010.	
	(ATTACHMENT 1)	RECOMMEND APPROVAL

2.	Respectfully request authority to publish a Notice of Proposed Rule in the Florida Administrative Weekly, to propose the repeal of obsolete rules related to approving vendors to provide property tax products and services to county government officials. [Rule 12D-15, Florida Administrative Code]	
	(ATTACHMENT 2)	RECOMMEND APPROVAL

3.	Respectfully request final adoption of amendments to Rules 12-13.004, 12-16.004, and 12-17.004, Florida Administrative Code, and we respectfully request approval to file and certify these rules with the Secretary of State pursuant to Chapter 120, Florida Statutes.	
----	--	--

These rule amendments will update the Department positions that are authorized to settle taxpayer assessments, enter into closing agreements, and enter into agreements that schedule the payment of taxes. These amendments are necessary to reflect changes to the Department's organizational structure and to make plain language changes.

	(ATTACHMENT 3)	RECOMMEND APPROVAL
--	-----------------------	---------------------------

**MEETING OF THE GOVERNOR AND CABINET
AS HEAD OF THE DEPARTMENT OF REVENUE**

June 8, 2010

MINUTES

With Governor Crist presiding and all members present, the Department of Revenue was convened in LL-03, The Capitol.

The following official actions were taken.

ITEM 1. Approved the minutes of May 25, 2010.

ITEM 2. Approved and granted authority to adopt, file and certify with the Secretary of State under Chapter 120, Florida Statutes, proposed rules on:

Drugs and Medical Issues: proposed new and amended rules to consolidate, update, and simplify current statutory provisions regarding taxes on medical products, items and services. *[Rules 12A-1.002, 12A-1.015, 12A-1.020, 12A-1.021, 12A-1.0215, and 12A-1.097, Florida Administrative Code]*

ATTACHMENT # 1

July 30, 2010

MEMORANDUM

TO: The Honorable Charlie Crist, Governor
Attention: Pat Gleason, Director of Cabinet Affairs

The Honorable Bill McCollum, Attorney General
Attention: Rob Johnson, Cabinet Affairs

The Honorable Alex Sink, Chief Financial Officer
Attention: Robert Tornillo, Chief Cabinet Aide
Amber Hughes, Cabinet Aide

The Honorable Charles Bronson, Agriculture Commissioner
Attention: Jim Boxold, Chief Cabinet Aide
Cathy Giordano, Cabinet Aide

FROM: Robert Babin, Director of Legislative and Cabinet Services

SUBJECT: Rulemaking – Proposed Rules on Department Administration

What is the Department Requesting?

Approval to publish a Notice of Proposed Rule to schedule a public hearing on the repeal of obsolete property tax rules.

Why are These Proposed Rules Necessary?

To administratively implement recent changes in Chapter 2010-138, Laws of Florida, repealing section 195.095, Florida Statutes. This law removes the requirement for the Department to maintain a list of vendors that are approved to provide property tax products and services to local government officials. [*Rule 12D-15, Florida Administrative Code / F.A.C.*]

ATTACHMENT # 2

What do These Proposed Rules Do?

These proposed rules repeal rules in Rule Chapter 12D-15, F.A.C. These rules are:

- Rule 12D-15.001 Certification for Approved Bidder's List
- Rule 12D-15.004 General Provisions of Minimum Standards Contract
- Rule 12D-15.005 Minimum Standards Contract Provisions for Mass Data Reappraisals
- Rule 12D-15.006 Minimum Standards Contract Provisions for Computer Software Development
- Rule 12D-15.007 Minimum Standards Contract Provisions for Procurement of Electronic Data Processing Equipment
- Rule 12D-15.008 Minimum Standards Contract Provisions for Data Processing Services
- Rule 12D-15.009 Supplemental Agreement to Minimum Standards Contract

Were Comments Received from External Parties?

The Department has notified affected parties of the changes implemented by Chapter 2010-138, Laws of Florida, and no comments were received.

Attached are copies of:

- Notice of cabinet hearing
- Notice of Proposed Rule with rule text
 - Summary of the proposed rule
 - Statement of facts and circumstances justifying the rule
 - Federal relation statement
 - Summary of meetings, workshops, and hearings

STATE OF FLORIDA
DEPARTMENT OF REVENUE
PROPERTY TAX OVERSIGHT PROGRAM
CHAPTER 12D-15, FLORIDA ADMINISTRATIVE CODE
APPROVED BIDDERS AND THE MINIMUM STANDARDS CONTRACT
REPEALING RULES 12D-15.001, 12D-15.004, 12D-15.005, 12D-15.006, 12D-15.007,
12D-15.008, 12D-15.009

SUMMARY OF THE PROPOSED RULES

The proposed repeal of Chapter 12D-15, F.A.C. (Approved Bidders and The Minimum Standards Contract) removes the requirement of the Approved Bidder's List and standards to be used in contracts entered into with county officials.

FACTS AND CIRCUMSTANCES JUSTIFYING THE PROPOSED RULES

The repeal of provisions in existing Rule Chapter 12D-15, F.A.C., is necessary to administratively implement the provisions of Section 25 of Chapter 2010-138, Laws of Florida. The effect of this repeal is to remove the requirement of a vendor to complete the application and submit to the Department; removes the requirement that the Department is to establish a list of approved bidders; property appraisers, tax collectors and county commissions do not have to use approved vendors on the Department's list; and the Department no longer requires a standard contract format.

FEDERAL COMPARISON STATEMENT

The repeal of provisions in existing Rule Chapter 12D-15, F.A.C., does not conflict with federal laws, policies, or standards, since the federal government does not impose an ad valorem tax on real or tangible personal property.

SUMMARY OF RULE DEVELOPMENT WORKSHOP

Section 120.54(2), F.S. provides that no notice of rule development is required when an entire rule provision is being repealed; therefore, no notice of rule development has been published and no workshop has been held.

NOTICE OF PROPOSED RULE

FLORIDA DEPARTMENT OF REVENUE

PROPERTY TAX OVERSIGHT PROGRAM

RULE NO:	RULE TITLE:
12D-15.001	Certification for Approved Bidder's List.
12D-15.004	General Provisions of Minimum Standards Contract.
12D-15.005	Minimum Standards Contract Provisions for Mass Data Reappraisals.
12D-15.006	Minimum Standards Contract Provisions for Computer Software Development.
12D-15.007	Minimum Standards Contract Provisions for Procurement of Electronic Data Processing Equipment.
12D-15.008	Minimum Standards Contract Provisions for Data Processing Services.
12D-15.009	Supplemental Agreement to Minimum Standards Contract.

PURPOSE AND EFFECT: Section 195.095, Florida Statutes, created the Approved Bidder List which required property appraisers, tax collectors and county commissions to select an approved vendor from the list to provide services for assessment or collection services or for the sale of electronic data processing programs or equipment. Vendors were required to submit an application, DR-415, to the Department for review. The approved vendors were placed on the Approved Bidder List and posted to the Department's website. Counties were also required to follow a standard contract format to be included in all contracts. This approval process and standards are outlined in Chapter 12D-15, Florida Administrative Code. The purpose of this

rulemaking is necessary to implement the provisions of Section 25 of Chapter 2010-138, Laws of Florida, by repealing Chapter 12D-15, F.A.C. The effect of this repeal is to remove the requirement of a vendor to complete the application and submit to the Department; removes the requirement that the Department is to establish a list of approved bidders; property appraisers, tax collectors and county commissions do not have to use approved vendors on the Department's list; and the Department no longer requires a standard contract format.

SUMMARY: The proposed repeal of Chapter 12D-15, F.A.C. (Approved Bidders and The Minimum Standards Contract) removes the requirement of the Approved Bidder's List and standards to be used in contracts entered into with the counties.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an impact on small business. A SERC has not been prepared by the agency. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

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

LAW IMPLMENTED: 195.095, 213.05 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Janice Forrester, Tax Law Specialist, telephone 850-617-8886 or email ForrestJ@dor.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS:

12D-15.001 Certification for Approved Bidder's List.

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented 195.095, 213.05 FS. History–

New 11-9-76, Formerly 12D-15.01, Amended 11-21-91, 4-18-94, Repealed_____.

12D-15.004 General Provisions of Minimum Standards Contract.

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented 195.095, 213.05 FS. History–

New 11-9-76, Formerly 12D-15.04, Repealed_____.

12D-15.005 Minimum Standards Contract Provisions for Mass Data Reappraisals.

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented 195.095, 213.05 FS. History–

New 11-9-76, Formerly 12D-15.05, Repealed_____.

12D-15.006 Minimum Standards Contract Provisions for Computer Software Development.

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented 195.095, 213.05 FS. History–

New 11-9-76, Formerly 12D-15.06, Repealed_____.

12D-15.007 Minimum Standards Contract Provisions for Procurement of Electronic Data Processing Equipment.

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented 195.095, 213.05 FS. History–

New 11-9-76, Formerly 12D-15.07, Repealed_____.

12D-15.008 Minimum Standards Contract Provisions for Data Processing Services.

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented 195.095, 213.05 FS. History–

New 11-9-76, Formerly 12D-15.08, Repealed_____.

12D-15.009 Supplemental Agreement to Minimum Standards Contract.

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented 195.095, 213.05 FS. History–

New 11-9-76, Formerly 12D-15.09, Repealed_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Janice Forrester, Tax Law Specialist, Property Tax Oversight Program, Department of Revenue, Capital Circle Office Complex, 2450 Shumard Oak Blvd., Tallahassee, Florida 32399-0100, telephone (850) 617-8886.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: The Governor and Cabinet of Florida.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: XXXXXXXX (date pending outcome of Cabinet Meeting to be held on August 10, 2010).

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: No Notice of Proposed Rule Development is required to be published in the Florida Administrative Weekly when repealing a rule section or rule chapter.

July 30, 2010

MEMORANDUM

TO: The Honorable Charlie Crist, Governor
Attention: Pat Gleason, Director of Cabinet Affairs

The Honorable Bill McCollum, Attorney General
Attention: Rob Johnson, Cabinet Affairs

The Honorable Alex Sink, Chief Financial Officer
Attention: Robert Tornillo, Chief Cabinet Aide
Amber Hughes, Cabinet Aide

The Honorable Charles Bronson, Agriculture Commissioner
Attention: Jim Boxold, Chief Cabinet Aide
Cathy Giordano, Cabinet Aide

FROM: Robert Babin, Director of Legislative and Cabinet Services

SUBJECT: Rulemaking – Proposed Rules on Department Administration

What is the Department Requesting?

Final adoption of these proposed rules, and approval to file and certify them with the Secretary of State under Chapter 120, Florida Statutes.

Why are These Proposed Rules Necessary?

To update administrative rules that authorize certain positions to engage in specific actions on behalf of the Department. The revisions are necessary to reflect the current organizational structure of the Department and simplify the language used in the rules. These updates apply to:

- Settlements or Compromises of tax, penalty, or interest assessed [*Rule 12-13.004, Florida Administrative Code / F.A.C.*]
- Consent Agreements extending the period for audit [*Rule 12-16.004, F.A.C.*]
- Payment Scheduling Agreements [*Rule 12-17.004, F.A.C.*]

ATTACHMENT # 3

What do These Proposed Rules Do?

The proposed amendments update and clarify the authorization to enter into:

- *Settlements*: Current law authorizes the Department to designate positions within the Department that may settle a taxpayer's liability for any tax, interest, or penalty assessed.
- *Consent Agreements*: Current law authorizes the Department to designate positions within the Department that may enter into consent agreements with a taxpayer to extend the period during which an assessment may be issued or a claim for refund may be filed.
- *Payment Scheduling Agreements*: Current law authorizes the Department to enter into agreements for scheduling payments of taxes, interest, and penalties.

Were Comments Received from External Parties?

A rule development workshop was held on October 13, 2009. No comments were received. On May 11, 2010, the Governor and Cabinet approved the Department's request to conduct a hearing on these proposed rule changes. A public hearing was held on June 24, 2010 for the proposed rule changes. No comments were received.

Attached are copies of:

- Summaries of the proposed rules
- Statements of facts and circumstances justifying the rules
- Federal relation statements
- Summaries of meetings, workshops, and hearings
- Proposed rule text with notices of change incorporated
- Notice of cabinet meeting

STATE OF FLORIDA
DEPARTMENT OF REVENUE
CHAPTER 12-13, FLORIDA ADMINISTRATIVE CODE
COMPROMISE AND SETTLEMENT
AMENDING RULE 12-13.004

SUMMARY OF PROPOSED RULE

The proposed amendments to Rule 12-13.004, F.A.C. (Delegation of Authority to Determine Settlements or Compromises): (1) update the delegations of authority authorized by the Executive Director of the Department to settle or compromise a taxpayer's assessment to reflect the current organizational structure of the General Tax Administration Program and Technical Assistance and Dispute Resolution; and (2) simplify the rule by providing these delegations of authority in a chart form for ease of reading.

FACTS AND CIRCUMSTANCES JUSTIFYING PROPOSED RULE

Section 213.21(2), F.S., authorizes the Executive Director of the Department to designate positions within the Department that may enter into agreements with a taxpayer to settle or compromise the taxpayer's liability for any tax, interest, or penalty assessed. The agreement must be in writing when the amount of tax, interest, or penalty compromised exceeds \$30,000. The purpose of the amendments to Rule 12-13.004, F.A.C. (Delegation of Authority to Determine Settlements or Compromises), is to update the rule to reflect the positions within the Department to settle or compromise a taxpayer's assessment.

FEDERAL COMPARISON STATEMENT

The provisions contained in this rule do not conflict with comparable federal laws, policies, or standards.

SUMMARY OF RULE DEVELOPMENT WORKSHOP

HELD ON OCTOBER 13, 2009

A Notice of Proposed Rule Development was published in the Florida Administrative Weekly on September 25, 2009 (Vol. 35, No. 38, pp. 4635-4636), to advise the public of the development of changes to Rule 12-13.004, F.A.C. (Delegation of Authority to Determine Settlements or Compromises), and that a rule development workshop would be held on October 13, 2009. A rule development workshop was held on October 13, 2009, in Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, FL, to allow members of the public to ask questions and make comments concerning the proposed rule amendments.

PARTIES ATTENDING

For the Department of
Revenue

LARRY GREEN, Workshop Moderator
ROBERT DUCASSE, Revenue Program Administrator I
BEN JABLOW, Assistant General Counsel
JANET YOUNG, Tax Law Specialist

From the Public

JIM ERVIN, representing Mosaic Phosphates
GARY LANDRY, Florida Insurance Council
RALPH SCHWARZ, Colodny, Faas, Talenfeld, P.A.

No comments were received at this rule development workshop.

SUMMARY OF RULE HEARING

HELD ON MAY 11, 2010

The Governor and Cabinet, sitting as head of the Department of Revenue, met on May 11, 2010, and approved the publication of the Notice of Proposed Rule for changes to Rule 12-13.004, F.A.C. (Delegation of Authority to Determine Settlements or Compromises). A notice for the public hearing was published in the Florida Administrative Weekly on April 23, 2010 (Vol. 36, No. 16, pp. 1872-1873).

SUMMARY OF RULE HEARING

HELD ON JUNE 24, 2010

The proposed amendments to Rule 12-13.004, F.A.C. (Delegation of Authority to Determine Settlements or Compromises), were noticed for a rule hearing in the Florida Administrative Weekly on May 28, 2010 (Vol. 36, No. 21, pp. 2434-2439). A rule hearing was held on June 24, 2010, in Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida.

PARTIES ATTENDING

For the Department of Revenue	SARAH WACHMAN, Hearing Officer FRENCH BROWN, Deputy Director JANET YOUNG, Tax Law Specialist
From the Public	TRAMELL ALEXANDER, Verizon

No comments were received at this rule hearing.

STATE OF FLORIDA
DEPARTMENT OF REVENUE
CHAPTER 12-13, FLORIDA ADMINISTRATIVE CODE
COMPROMISE AND SETTLEMENT
AMENDING RULE 12-13.004

12-13.004 Delegation of Authority to Determine Settlements or Compromises.

(1) through (2) No change.

(3) Cases in Protest. In cases involving a tax matter in protest ~~in Technical Assistance and Dispute Resolution~~, authority to settle and compromise is delegated as follows:

(a) through (b) No change.

(c) For compromise of the following amounts of tax, ~~or interest, or of \$125,000 each or less and of penalty in any amount~~, to the Office Director of Technical Assistance and Dispute Resolution, and the ~~Program Director and Deputy Program Director within the~~ General Tax Administration Program:-

<u>POSITIONS</u>	<u>TAX</u>	<u>INTEREST</u>	<u>PENALTY</u>
<u>Technical Assistance and Dispute Resolution</u>			
Director	<u>\$125,000</u>	<u>\$125,000</u>	<u>Any Amount</u>
Deputy Director	<u>\$125,000</u>	<u>\$125,000</u>	<u>Any Amount</u>
Revenue Program Administrators I and II	<u>\$ 62,500</u>	<u>\$ 62,500</u>	<u>\$250,000</u>
Senior Attorneys	<u>\$ 12,500</u>	<u>\$ 12,500</u>	<u>\$ 75,000</u>
Attorneys	<u>\$ 12,500</u>	<u>\$ 12,500</u>	<u>\$ 75,000</u>
Tax Law Specialists	<u>\$ 12,500</u>	<u>\$ 12,500</u>	<u>\$ 75,000</u>
Senior Tax Specialists	<u>\$ 12,500</u>	<u>\$ 12,500</u>	<u>\$ 75,000</u>
<u>General Tax Administration Program</u>			
Program Director	<u>\$125,000</u>	<u>\$125,000</u>	<u>Any Amount</u>
Deputy Program Director	<u>\$125,000</u>	<u>\$125,000</u>	<u>Any Amount</u>
Regional Managers	<u>\$ 62,500</u>	<u>\$ 62,500</u>	<u>\$250,000</u>
Service Center Managers	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 75,000</u>
Tax Audit Supervisors	<u>-0-</u>	<u>-0-</u>	<u>\$ 37,500</u>

<u>Tax Specialists</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 3,750</u>
<u>Revenue Specialist</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 3,750</u>
<u>Taxpayer Services Process</u>			
<u>Process Manager</u>	<u>\$ 62,500</u>	<u>\$ 62,500</u>	<u>\$250,000</u>
<u>Revenue Program Administrators</u>	<u>\$ 2,500</u>	<u>\$ 2,500</u>	<u>\$ 75,000</u>
<u>Tax Specialist Administrators</u>	<u>\$ 2,500</u>	<u>\$ 2,500</u>	<u>\$ 75,000</u>
<u>Revenue Administrators</u>	<u>\$ 2,500</u>	<u>\$ 2,500</u>	<u>\$ 75,000</u>
<u>Revenue Managers</u>	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 12,500</u>
<u>Compliance Support Process</u>			
<u>Process Manager</u>	<u>\$ 62,500</u>	<u>\$ 62,500</u>	<u>\$250,000</u>
<u>Revenue Program Administrators</u>	<u>\$ 12,500</u>	<u>\$ 12,500</u>	<u>\$ 75,000</u>
<u>Tax Law Specialists</u>	<u>\$ 12,500</u>	<u>\$ 12,500</u>	<u>\$ 75,000</u>
<u>Senior Tax Specialists</u>	<u>\$ 12,500</u>	<u>\$ 12,500</u>	<u>\$ 75,000</u>
<u>Government Analysts II</u>	<u>\$ 12,500</u>	<u>\$ 12,500</u>	<u>\$ 75,000</u>

~~(d) For compromise of amounts of tax or interest of \$62,500 each or less and penalty of \$250,000 or less, to the Revenue Program Administrators I and II Technical Assistance and Dispute Resolution, and the Process Managers of the Taxpayer Services, Compliance Enforcement, and Compliance Support Processes.~~

~~(e) For compromise of amounts of tax or interest of \$12,500 each or less and of penalty of \$125,000 or less, to all Regional Managers of the Compliance Enforcement.~~

~~(f) For compromise of amounts of tax or interest of \$12,500 each or less and of penalty of \$75,000 or less, to the Senior Attorneys, Attorneys, Tax Law Specialists, and Senior Tax Specialists of Technical Assistance and Dispute Resolution, and the Revenue Program Administrators, Tax Law Specialists, Senior Tax Specialists and Government Analysts IIs of the Compliance Support Process.~~

~~(g) For compromise of amounts of tax or interest of \$2,500 each or less and of penalty of \$75,000 or less, to the Revenue Program Administrators II and Revenue Administrators III of the Taxpayer Services Process.~~

~~(h) For compromise of amounts of tax or interest of \$1,250 each or less and of penalty of \$75,000 or less, to the Service Center Managers of the Compliance Enforcement Process.~~

~~(i) For compromise of amounts of tax or interest of \$1,250 each or less and of penalty of \$12,500 or less, to the Tax Specialists I and II, the Revenue Managers of the Taxpayer Services Process, and the Revenue Managers of the Compliance Enforcement Process.~~

~~(j) For compromise of amounts of tax or interest of \$625 each or less and penalty of \$3,750 or less, to the Revenue Specialists I, II, and III of the Taxpayer Services Process.~~

~~(k) For compromise of penalty of \$75,000 or less, to the Revenue Program Administrators I and II of the Compliance Enforcement Process.~~

~~(l) For compromise of penalty of \$37,500 or less, to the Process Group Managers or Tax Audit Supervisor positions in the Compliance Enforcement Process.~~

~~(m) For compromise of penalty of \$12,500 or less, to the Tax Specialist Administrators of the Compliance Support Process.~~

~~(n) For compromise of penalty of \$12,500 or less, to the Tax Specialist II of the Program Director's Office within the General Tax Administration Program.~~

~~(o) For compromise of penalty of \$3,750 or less, to the Revenue Specialists I, II, and III of the Compliance Enforcement Process.~~

(4) Collection Cases. In cases involving a tax matter related to billings or assessments ~~that which~~ have been issued by or referred for collection ~~to the Taxpayer Services Process,~~ authority to settle and compromise is delegated as follows:

(a) through (b) No change.

(c) For compromise of the following amounts of tax, ~~or interest, or of \$125,000 each or less and penalty in any amount,~~ to the Program Director and Deputy Program Director of the

General Tax Administration Program:-

<u>POSITIONS</u>	<u>TAX</u>	<u>INTEREST</u>	<u>PENALTY</u>
<u>General Tax Administration Program</u>			
<u>Program Director</u>	<u>\$125,000</u>	<u>\$125,000</u>	<u>Any Amount</u>
<u>Deputy Program Director</u>	<u>\$125,000</u>	<u>\$125,000</u>	<u>Any Amount</u>
<u>Regional Managers</u>	<u>\$ 62,500</u>	<u>\$ 62,500</u>	<u>\$250,000</u>
<u>Service Center Managers</u>	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 75,000</u>
<u>Revenue Administrators</u>	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 12,500</u>
<u>Tax Specialists</u>	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 12,500</u>
<u>Tax Audit Supervisors</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 37,500</u>
<u>Revenue Specialists</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 3,750</u>
<u>Taxpayer Services Process</u>			
<u>Process Manager</u>	<u>\$ 62,500</u>	<u>\$ 62,500</u>	<u>\$250,000</u>
<u>Revenue Program Administrators</u>	<u>\$ 2,500</u>	<u>\$ 2,500</u>	<u>\$ 75,000</u>
<u>Revenue Administrators</u>	<u>\$ 2,500</u>	<u>\$ 2,500</u>	<u>\$ 75,000</u>
<u>Tax Specialist Administrators</u>	<u>\$ 2,500</u>	<u>\$ 2,500</u>	<u>\$ 75,000</u>
<u>Revenue Managers</u>	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 12,500</u>
<u>Tax Specialists</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 12,500</u>
<u>Revenue Specialists</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 3,750</u>
<u>Compliance Support Process</u>			
<u>Process Manager</u>	<u>\$ 62,500</u>	<u>\$ 62,500</u>	<u>\$250,000</u>
<u>Revenue Program Administrators</u>	<u>\$ 12,500</u>	<u>\$ 12,500</u>	<u>\$ 75,000</u>
<u>Returns and Revenue Process</u>			
<u>Process Manager</u>	<u>\$ 62,500</u>	<u>\$ 62,500</u>	<u>\$250,000</u>
<u>Tax Specialist Administrators</u>	<u>\$ 2,500</u>	<u>\$ 2,500</u>	<u>\$ 75,000</u>
<u>Revenue Manager</u>	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 12,500</u>
<u>Revenue Specialists</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 3,750</u>

(d) For compromise of amounts of tax or interest of \$62,500 each or less and penalty of \$250,000 or less, to the Process Managers of the Taxpayer Services, Compliance Enforcement, and Compliance Support Processes.

(e) For compromise of amounts of tax or interest of \$12,500 each or less and penalty of \$125,000 or less, to the Regional Managers of the Compliance Enforcement Process.

~~(f) For compromise of amounts of tax or interest of \$12,500 each or less and penalty of \$75,000 or less, to the Revenue Program Administrators I and II of the Compliance Support Process.~~

~~(g) For compromise of amounts of tax or interest of \$2,500 each or less and penalty of \$75,000 or less, to the Revenue Program Administrators II, Revenue Administrators III, and Tax Specialist Administrators of the Taxpayer Services Process.~~

~~(h) For compromise of amounts of tax or interest of \$1,250 each or less and penalty of \$75,000 or less, to the Service Center Managers of the Compliance Enforcement Process.~~

~~(i) For compromise of amounts of tax or interest of \$1,250 each or less and penalty of \$12,500 or less, to the Revenue Managers and Tax Specialists I and II of the Taxpayer Services Process and Revenue Managers of the Compliance Enforcement Process.~~

~~(j) For compromise of amounts of tax or interest of \$625 each or less and penalty of \$3,750 or less, to the Revenue Specialists I, II, and III of the Taxpayer Services Process.~~

~~(k) For compromise of penalty in amounts of \$75,000 or less, to all Revenue Program Administrators I and II of the Compliance Enforcement Process.~~

~~(l) For compromise of penalty in amounts of \$37,500 or less, to all the Process Group Managers of the Compliance Enforcement Process.~~

~~(m) For compromise of penalty in amounts of \$12,500 or less, to all Tax Specialist Administrators, Tax Audit Support Services Supervisors, Senior Tax Specialists (Case Processing and Contract Audits) of the Compliance Support Process.~~

~~(n) For compromise of penalty of \$12,500 or less, to the Tax Specialist II of the Program Director's Office within the General Tax Administration Program.~~

~~(o) For compromise of penalty in amounts of \$3,750 or less, to all Revenue Specialists I, II, and III of the Compliance Enforcement Process.~~

~~(p) Once an audit assessment has become final, the authority to compromise delegated pursuant to paragraphs (c) through (o) shall be limited to compromises based on doubt as to collectibility or reasonable cause based upon doubt as to collectibility.~~

(5) Audit Cases. In cases involving an audit of the taxpayer, or an audit conducted pursuant to a refund request, prior to initiation of litigation pursuant to Section 72.011, F.S., or expiration of the period for initiating same, or upon initial receipt of a protest involving penalty issues only, authority to settle and compromise is delegated as follows:

(a) through (b) No change.

(c) For compromise of the following amounts of tax, ~~or interest, or of \$62,500 each or less and penalty of \$250,000 or less,~~ to the General Tax Administration Program Process Managers of the Taxpayer Services, Compliance Enforcement, and Compliance Support Processes:-

POSITIONS	TAX	INTEREST	PENALTY
<u>General Tax Administration Program</u>			
<u>Program Director</u>	<u>\$125,000</u>	<u>\$125,000</u>	<u>Any Amount</u>
<u>Deputy Program Director</u>	<u>\$125,000</u>	<u>\$125,000</u>	<u>Any Amount</u>
<u>Regional Managers</u>	<u>\$ 62,500</u>	<u>\$ 62,500</u>	<u>\$250,000</u>
<u>Service Center Managers</u>	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 75,000</u>
<u>Revenue Administrators</u>	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 12,500</u>
<u>Tax Audit Supervisors</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 37,500</u>
<u>Tax Specialists</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 3,750</u>
<u>Revenue Specialist</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 3,750</u>
<u>Taxpayer Services Process</u>			
<u>Process Manager</u>	<u>\$ 62,500</u>	<u>\$ 62,500</u>	<u>\$250,000</u>

<u>Compliance Support Process</u>			
<u>Process Manager</u>	<u>\$ 62,500</u>	<u>\$ 62,500</u>	<u>\$250,000</u>
<u>Revenue Program Administrators</u>	<u>\$ 12,500</u>	<u>\$ 12,500</u>	<u>\$ 75,000</u>
<u>Tax Law Specialists</u>	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 37,500</u>
<u>Senior Tax Specialists</u>	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 37,500</u>
<u>Government Analysts II</u>	<u>\$ 1,250</u>	<u>\$ 1,250</u>	<u>\$ 37,500</u>

~~(d) For compromise of amounts of tax or interest of \$12,500 each or less and penalty of \$125,000 or less, to the Regional Managers of the Compliance Enforcement Process.~~

~~(e) For compromise of amounts of tax or interest of \$12,500 each or less and penalty of \$75,000 or less, to the Revenue Program Administrators I and II of the Compliance Support Process.~~

~~(f) For compromise of amounts of tax or interest of \$1,250 each or less and penalty of \$75,000 or less, to the Service Center Managers of the Compliance Enforcement Process.~~

~~(g) For compromise of amounts of tax or interest of \$1,250 each or less and penalty of \$12,500 or less, to the Revenue Managers of the Compliance Enforcement Process.~~

~~(h) For compromise of amounts of penalty of \$75,000 or less, to all Revenue Program Administrators I and II of the Compliance Enforcement Process.~~

~~(i) For compromise of penalty in amounts of \$37,500 or less, to all Process Group Managers or Tax Audit Supervisor positions in the Compliance Enforcement Process.~~

~~(j) For compromise of amounts of tax or interest of \$1,250 each or less, and penalty in amounts of \$37,500 or less, to all Tax Specialist Administrators, Tax Law Specialists, Senior Tax Specialists, and Government Analysts II of the Compliance Support Process and Tax Specialists II within the General Tax Administration Program.~~

~~(k) For compromise of amounts of penalty of \$3,750 or less, to all Revenue Specialists I, II, and III of the Compliance Enforcement Process.~~

(6) Refund Cases. In cases involving refund requests that have not been referred for audit, prior to initiation of litigation pursuant to Section 72.011, F.S., or prior to expiration of the period for initiating same, authority to settle and compromise is delegated as follows to the Office of General Counsel and to the General Tax Administration Program:

<u>POSITIONS</u>	<u>TAX</u>	<u>INTEREST</u>	<u>PENALTY</u>
<u>Office of General Counsel</u>			
<u>General Counsel</u>	<u>\$250,000</u>	<u>Any Amount</u>	<u>Any Amount</u>
<u>Deputy General Counsel</u>	<u>\$250,000</u>	<u>Any Amount</u>	<u>Any Amount</u>
<u>General Tax Administration Program</u>			
<u>Program Director</u>	<u>-0-</u>	<u>-0-</u>	<u>Any Amount</u>
<u>Deputy Program Director</u>	<u>-0-</u>	<u>-0-</u>	<u>Any Amount</u>
<u>Refunds and Revenue Distribution Process</u>			
<u>Process Manager</u>	<u>-0-</u>	<u>-0-</u>	<u>\$100,000</u>
<u>Senior Tax Audit Administrator</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 30,000</u>
<u>Tax Audit Supervisors</u>	<u>-0-</u>	<u>-0-</u>	<u>\$ 15,000</u>

~~(a) For compromise of amounts of penalty of \$100,000 or less, to the Process Manager of the Refunds and Revenue Distribution Process.~~

~~(b) For compromise of amounts of penalty of \$30,000 or less, to the Senior Tax Audit Administrator in the Refunds and Revenue Distribution Process.~~

~~(c) For compromise of amounts of penalty of \$15,000 or less, to the Tax Audit Supervisors in the Refunds and Revenue Distribution Process.~~

(7) In all other circumstances not previously described in this rule, authority to settle and compromise tax in amounts of \$250,000 or less and interest and penalty in any amount is delegated to the Deputy Executive Directors, the General Counsel, and the Deputy General Counsel.

(8)(a) ~~When the~~ The Executive Director delegates ~~also shall have discretionary authority to delegate~~ authority to settle and compromise to specific employees or positions that are not provided in this rule, the delegation will be in writing, signed by the Executive Director, and will be on a temporary basis pursuant to the following circumstances:

1. The issue assigned to the employee exceeds the monetary amount the employee is currently authorized to settle or compromise pursuant to this rule ~~chapter~~; or

2. The employee has assumed the duties of another employee who has authority, or a higher authority, to settle or compromise tax, interest, and penalty, and refund requests.

(b) A temporary delegation of authority to any employee or position will ~~beyond that described herein shall be in writing, signed by the Executive Director, and shall~~ be for a specified time period of no more than 2 years.

(c) Such delegations cannot grant authority to compromise tax in excess of \$250,000.

(d) Copies of ~~any such~~ written delegations of authority are ~~shall be~~ maintained on file with the agency clerk in the Office of General Counsel.

Rulemaking Specific Authority 213.06(1), 213.21(5) FS. Law Implemented 213.05, 213.21 FS.

History—New 5-23-89, Amended 8-10-92, 10-24-96, 10-2-01, 10-4-04, ____.

STATE OF FLORIDA
DEPARTMENT OF REVENUE
CHAPTER 12-16, FLORIDA ADMINISTRATIVE CODE
CONSENT AGREEMENTS
AMENDING RULE 12-16.004

SUMMARY OF PROPOSED RULE

The proposed amendments to Rule 12-16.004, F.A.C. (Delegation of Authority): (1) update the positions authorized by the Executive Director of the Department to enter into consent agreements with taxpayers to reflect the current organizational structure of the General Tax Administration Program and Technical Assistance and Dispute Resolution; and (2) simplify the language used in the rule.

FACTS AND CIRCUMSTANCES JUSTIFYING PROPOSED RULE

Section 213.23, F.S., authorizes the Executive Director of the Department to designate those positions within the Department that may enter into consent agreements with a taxpayer to extend the period during which an assessment may be issued or a claim for refund may be filed. The proposed amendments to Rule 12-16.004, F.A.C., are necessary to update the positions within the Department that are authorized to enter into consent agreements.

FEDERAL COMPARISON STATEMENT

The provisions contained in this rule do not conflict with comparable federal laws, policies, or standards.

SUMMARY OF RULE DEVELOPMENT WORKSHOP

HELD ON OCTOBER 13, 2009

A Notice of Proposed Rule Development was published in the Florida Administrative Weekly on September 25, 2009 (Vol. 35, No. 38, p. 4636), to advise the public of the development of changes to Rule 12-16.004, F.A.C. (Delegation of Authority), and that a rule development workshop would be held on October 13, 2009. A rule development workshop was held on October 13, 2009, in Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, FL, to allow members of the public to ask questions and make comments concerning the proposed rule amendments.

PARTIES ATTENDING

For the Department of
Revenue

LARRY GREEN, Workshop Moderator
ROBERT DUCASSE, Revenue Program Administrator I
BEN JABLOW, Assistant General Counsel
JANET YOUNG, Tax Law Specialist

From the Public

JIM ERVIN, representing Mosaic Phosphates
GARY LANDRY, Florida Insurance Council
RALPH SCHWARZ, Colodny, Faas, Talenfeld, P.A.

No comments were received at this rule development workshop.

SUMMARY OF RULE HEARING

HELD ON MAY 11, 2010

The Governor and Cabinet, sitting as head of the Department of Revenue, met on May 11, 2010, and approved the publication of the Notice of Proposed Rule for changes to Rule 12-16.004, F.A.C. (Delegation of Authority). A notice for the public hearing was published in the Florida Administrative Weekly on April 23, 2010 (Vol. 36, No. 16, pp. 1872-1873).

SUMMARY OF RULE HEARING

HELD ON JUNE 24, 2010

The proposed amendments to Rule 12-16.004, F.A.C. (Delegation of Authority), were noticed for a rule hearing in the Florida Administrative Weekly on May 28, 2010 (Vol. 36, No. 21, pp. 2439-2440). A rule hearing was held on June 24, 2010, in Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida.

PARTIES ATTENDING

For the Department of
Revenue SARAH WACHMAN, Hearing Officer
 FRENCH BROWN, Deputy Director
 JANET YOUNG, Tax Law Specialist

From the Public TRAMELL ALEXANDER, Verizon

No comments were received at this rule hearing.

STATE OF FLORIDA
DEPARTMENT OF REVENUE
CHAPTER 12-16, FLORIDA ADMINISTRATIVE CODE
CONSENT AGREEMENTS
AMENDING RULE 12-16.004

12-16.004 Delegation of Authority.

(1) In addition to the statutory authority granted by Section 213.23, F.S., the Executive Director of the Department has authority to enter into consent agreements or extensions of consent agreements with taxpayers under authority granted by the Governor and Cabinet acting as the head of the Department. Cross Reference: Rule 12-3.007, F.A.C.

(2) The Executive Director of the Department hereby delegates authority to enter into consent agreements and extensions of consent agreements with taxpayers under Section 213.23, F.S., to the following designated positions in the Department:

(a) The Deputy Executive Director, the General Counsel, the Deputy General Counsel, and ~~the~~ all Assistant General Counsels.

(b) Within ~~the Office of~~ Technical Assistance and Dispute Resolution:

1. The Director and Deputy Director of Technical Assistance and Dispute Resolution;
and

2. All Revenue Program Administrators, Senior Attorneys, Attorneys, Tax Law Specialists, and Senior Tax Specialists in ~~the Office of~~ Technical Assistance and Dispute Resolution;

(c) Within the General Tax Administration (~~GTA~~) Program:

~~1. The GTA Program Director and the Deputy Program Director in the Office of the Program Director.~~

~~1.2. Director's Office - The Program Director, Deputy Program Director ~~Process Manager~~ of the ~~Compliance Enforcement Process~~, and all Revenue Program Administrators, Regional Managers, Service Center Managers, Senior Revenue Consultants, ~~Revenue Administrators II~~, Tax Audit Supervisors, Revenue Administrators, Senior Tax Specialists, ~~Tax Law Specialists, Tax Audit Supervisors~~, Tax Auditors, Tax Specialists, and Revenue Specialists ~~II and III~~.~~

~~2.3. Compliance Support Process - The Process Manager, and all Revenue Program Administrators, ~~Tax Specialist Administrators~~, Tax Law Specialists, ~~Government Analysts II~~, and Senior Tax Specialists, and Government Analysts II in the ~~Compliance Support Process~~.~~

~~3.4. Taxpayer Services Process - The Process Manager, of the ~~Taxpayer Services Process~~ and all Revenue Program Administrators, Revenue Administrators, ~~Revenue Managers~~ and Tax Specialist Administrators, Revenue Managers, and Revenue Specialists in the ~~Taxpayer Services Process~~.~~

~~4.5. Refunds and Distribution Process - The Process Manager of the ~~Refunds and Distribution Process~~ and all Revenue Program Administrators, and all Senior Tax Audit Administrators, Senior Tax Specialists, ~~Tax Audit Supervisors~~, and Tax Auditors in the ~~Refunds and Distribution Process~~.~~

~~5.6. When the The Executive Director delegates has discretionary authority to delegate authority to enter into consent agreements to specific employees or positions that which are not provided enumerated in this rule, the these rules. However, a delegation of authority will to an employee or position beyond those described herein shall be in writing, signed by the Executive Director, and will shall be for a specified time period. The renewal of such Such delegations will~~

also may be renewed in writing, signed by the Executive Director. Copies of ~~any such~~ written delegations of authority are shall be maintained on file with the agency clerk in the Office of General Counsel.

Rulemaking Specific Authority 213.06(1) FS. Law Implemented 213.23 FS. History–New 12-28-88, Amended 3-16-93, 12-2-03,_____.

STATE OF FLORIDA
DEPARTMENT OF REVENUE
CHAPTER 12-17, FLORIDA ADMINISTRATIVE CODE
AGREEMENTS FOR SCHEDULING PAYMENTS OF LIABILITIES
AMENDING RULE 12-17.004

SUMMARY OF PROPOSED RULE

The proposed amendments to Rule 12-17.004, F.A.C. (Delegation of Authority): (1) update the positions authorized by the Executive Director of the Department to enter into agreements for scheduling payments of liabilities to reflect the current organizational structure of the General Tax Administration Program and Technical Assistance and Dispute Resolution; and (2) simplify the language used in the rule.

FACTS AND CIRCUMSTANCES JUSTIFYING PROPOSED RULE

Section 213.21(4), F.S., authorizes the Department to enter into agreements for scheduling payments of taxes, interest, and penalties. The Executive Director of the Department has designated positions within the Department that are delegated the authority to enter into such agreements in Rule 12-17.004, F.A.C. (Delegation of Authority). The proposed amendments to Rule 12-17.004, F.A.C., are necessary to update the rule to reflect the positions within the Department authorized to enter into agreements for scheduling payments of liabilities.

FEDERAL COMPARISON STATEMENT

The provisions contained in this rule do not conflict with comparable federal laws, policies, or standards.

SUMMARY OF RULE DEVELOPMENT WORKSHOP

HELD ON OCTOBER 13, 2009

A Notice of Proposed Rule Development was published in the Florida Administrative Weekly on September 25, 2009 (Vol. 35, No. 38, pp. 4636-4637), to advise the public of the development of changes to Rule 12-17.004, F.A.C. (Delegation of Authority), and that a rule development workshop would be held on October 13, 2009. A rule development workshop was held on October 13, 2009, in Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, FL, to allow members of the public to ask questions and make comments concerning the proposed rule amendments.

PARTIES ATTENDING

For the Department of
Revenue

LARRY GREEN, Workshop Moderator
ROBERT DUCASSE, Revenue Program Administrator I
BEN JABLOW, Assistant General Counsel
JANET YOUNG, Tax Law Specialist

From the Public

JIM ERVIN, representing Mosaic Phosphates
GARY LANDRY, Florida Insurance Council
RALPH SCHWARZ, Colodny, Faas, Talenfeld, P.A.

No comments were received at this rule development workshop.

SUMMARY OF RULE HEARING

HELD ON MAY 11, 2010

The Governor and Cabinet, sitting as head of the Department of Revenue, met on May 11, 2010, and approved the publication of the Notice of Proposed Rule for changes to Rule 12-17.004, F.A.C. (Delegation of Authority). A notice for the public hearing was published in the Florida Administrative Weekly on April 23, 2010 (Vol. 36, No. 16, pp. 1872-1873).

SUMMARY OF RULE HEARING

HELD ON JUNE 24, 2010

The proposed amendments to Rule 12-17.004, F.A.C. (Delegation of Authority), were noticed for a rule hearing in the Florida Administrative Weekly on May 28, 2010 (Vol. 36, No. 21, pp. 2440-2441). A rule hearing was held on June 24, 2010, in Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida.

PARTIES ATTENDING

For the Department of
Revenue SARAH WACHMAN, Hearing Officer
 FRENCH BROWN, Deputy Director
 JANET YOUNG, Tax Law Specialist

From the Public TRAMELL ALEXANDER, Verizon

No comments were received at this rule hearing. In response to comments received from the Joint Administrative Procedures Committee, dated June 16, 2010, a technical change to the law implemented section of Rule 12-17.004, F.A.C., to include Section 213.24(3), F.S., has been made.

STATE OF FLORIDA
DEPARTMENT OF REVENUE
CHAPTER 12-17, FLORIDA ADMINISTRATIVE CODE
AGREEMENTS FOR SCHEDULING PAYMENT OF LIABILITIES
AMENDING RULE 12-17.004

12-17.004 Delegation of Authority.

(1) In addition to the statutory authority granted by Section 213.21(4), F.S., the Executive Director of the Department has authority to enter into agreements with taxpayers for scheduling payments of taxes, interest, ~~and penalties, and fees~~ under authority granted by the Governor and Cabinet as the head of the Department.

~~Cross Reference: Rule 12-3.007, F.A.C.~~

(2) The Executive Director of the Department hereby delegates authority to enter into stipulated time payment agreements with taxpayers under Section 213.21(4), F.S., to the Deputy Executive Director, the General Counsel, and the Deputy General Counsel, the Program Director, ~~and the Deputy Program Director, the Regional Managers, and the Service Center Managers~~ of the General Tax Administration Program of the Department, and:

(a) In cases where a tax matter is in litigation or in protest pursuant to Rule Chapter 12-6, F.A.C., to:

1. The Assistant General Counsels ~~of the Department~~;
2. The Director, the Deputy Director, and Revenue Program Administrators in Technical Assistance and Dispute Resolution;
3. The Process Manager, ~~Regional Managers, Service Center Managers~~, and Revenue

Program Administrators in the ~~Compliance Enforcement~~, Compliance Support Process and Taxpayer Services Processes, and any additional positions designated in writing by the Executive Director or his or her designee.

4. The Process Manager, Revenue Program Administrators, and Revenue Administrators in the Taxpayer Services Process.

(b) In cases involving amounts assessed pursuant to an audit of the taxpayer, prior to initiation of litigation pursuant to Section 72.011, F.S., or expiration of the period for initiating same, to:

1. The ~~Process Manager, Regional Managers, Service Center Managers, Revenue Program Administrators~~, Tax Audit Supervisors, Revenue Administrators, and Senior Revenue Administrators, Revenue Administrators in the Director's Office of the General Tax Administration Program, and ~~Revenue Managers of the Compliance Enforcement Process~~, and any additional positions designated in writing by the Executive Director or his or her designee; and

2. The Process Manager, Revenue Program Administrators, ~~Tax Specialist Administrators~~, Tax Law Specialists, Government Senior Management Analysts II, and Senior Tax Specialists in the Compliance Support Process and any additional positions designated in writing by the Executive Director or his or her designee.

(c) In cases involving a billing or assessment issued by the General Tax Administration Program, to:

1. The ~~Process Manager, Regional Managers, Service Center Managers~~, Revenue Program Administrators, Tax Audit Supervisors, Senior Revenue Administrators, and Revenue Administrators in the Director's Office and ~~Revenue Managers in the Compliance Enforcement~~

~~Process, and any additional positions designated in writing by the Executive Director or his or her designee; and~~

2. The Process Manager, Revenue Program Administrators, Tax Specialist Administrator, Revenue Administrators, Revenue Managers, and Revenue Specialists ~~Specialist IIIs, and Tax Specialist Administrators~~ in the Taxpayer Services Process, ~~or any additional positions designated in writing by the Executive Director or his or her designee;~~

(d) ~~When the~~ The Executive Director delegates ~~has discretionary authority to delegate~~ authority to sign stipulated time payment agreements to specific employees or positions that ~~which~~ are not provided ~~enumerated in this rule, the~~ ~~these rules. However,~~ a delegation of authority will ~~to an employee or position beyond those described herein~~ shall be in writing, signed by the Executive Director, and will ~~and shall~~ be for a specified time period. The renewal of such ~~Such~~ delegations will also ~~may~~ be renewed ~~renewed~~ in writing, signed by the Executive Director. Copies of ~~any such~~ written delegations of authority are ~~shall~~ be maintained on file with the agency clerk in the Office of General Counsel.

Rulemaking Specific Authority 20.05(1)(e), 213.06(1), 213.21(5) FS. Law Implemented 213.21(4), 213.24(3) FS. History—New 10-4-89, Amended 10-5-92, 8-17-94, 4-29-03, ____.