Florida House of Representatives - 2000 By Representative Bilirakis

A bill to be entitled 1 2 An act relating to the excise tax on documents; 3 amending s. 201.02, F.S.; exempting transfers between spouses from the tax on deeds and other 4 5 instruments relating to real property or interests therein; providing effective dates. б 7 8 Be It Enacted by the Legislature of the State of Florida: 9 10 Section 1. Subsection (7) of section 201.02, Florida 11 Statutes, is amended to read: 12 201.02 Tax on deeds and other instruments relating to 13 real property or interests in real property .--14 (7)(a) Taxes imposed by this section do not apply to a 15 deed, transfer, or conveyance between spouses. 16 (b) Taxes imposed by this section do not apply to a 17 deed, transfer, or conveyance between spouses or former spouses pursuant to an action for dissolution of their 18 19 marriage wherein the real property is or was their marital 20 home or an interest therein. Taxes paid pursuant to this section shall be refunded in those cases in which a deed, 21 22 transfer, or conveyance occurred 1 year before a dissolution of marriage. This paragraph subsection applies in spite of any 23 consideration as defined in subsection (1). This paragraph 24 25 subsection does not apply to a deed, transfer, or conveyance 26 executed before July 1, 1997. 27 Section 2. Effective July 1, 2001, paragraph (b) of 28 subsection (7) of section 201.02, Florida Statutes, as amended 29 by this act, is amended to read: 201.02 Tax on deeds and other instruments relating to 30 31 real property or interests in real property.--1

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(7) 1 2 Taxes imposed by this section do not apply to a (b) 3 deed, transfer, or conveyance between former spouses pursuant to an action for dissolution of their marriage wherein the 4 5 real property is or was their marital home or an interest therein. Taxes paid pursuant to this section shall be refunded 6 7 in those cases in which a deed, transfer, or conveyance 8 occurred 1 year before a dissolution of marriage. This 9 paragraph applies in spite of any consideration as defined in 10 subsection (1). This paragraph does not apply to a deed, 11 transfer, or conveyance executed before July 1, 1997. Section 3. Except as otherwise provided herein, this 12 13 act shall take effect July 1, 2000. 14 15 16 HOUSE SUMMARY 17 Exempts all transfers between spouses from the documentary stamp tax on deeds and other instruments relating to real property; present law exempts such transfers only pursuant to action for dissolution of 18 19 marriage. 20 21 22 23 24 25 26 27 28 29 30 31

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