

By Representative Bennett

1 A bill to be entitled
2 An act relating to corporate income tax;
3 amending s. 220.15, F.S., which provides for
4 apportionment of adjusted federal income to
5 this state; revising the conditions for
6 determining when sales of tangible personal
7 property occur in this state for certain
8 industries; providing for retroactive effect;
9 providing an effective date.

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

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13 Section 1. Paragraph (b) of subsection (5) of section
14 220.15, Florida Statutes, is amended to read:

15 220.15 Apportionment of adjusted federal income.--

16 (5) The sales factor is a fraction the numerator of
17 which is the total sales of the taxpayer in this state during
18 the taxable year or period and the denominator of which is the
19 total sales of the taxpayer everywhere during the taxable year
20 or period.

21 (b)1. Sales of tangible personal property occur in
22 this state if the property is delivered or shipped to a
23 purchaser within this state, regardless of the f.o.b. point,
24 other conditions of the sale, or ultimate destination of the
25 property, unless shipment is made via a common or contract
26 carrier. However, for industries in SIC Industry Number 2033,
27 if the ultimate destination of the product is to a location
28 outside this state, regardless of the method of shipment or
29 f.o.b. point, the sale shall not be deemed to occur in this
30 state.

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