

Bill No. CS for SB's 528, 530 & 858

Barcode 212154

CHAMBER ACTION

Senate

House

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The Committee on Commerce and Consumer Services (Klein)
recommended the following amendment:

Senate Amendment (with title amendment)

On page 2, between lines 12 and 13,

insert:

Section 1. Section 212.099, Florida Statutes, is
created to read:

212.099 Florida Disaster Motor Fuel Supplier Program
Tax Credit Program.--

(1) Any retail dealer of motor fuel that has chosen to
participate in the Florida Disaster Motor Fuel Supplier
Program within the Department of Community Affairs, may
receive a credit of up to 25 percent against the tax remitted
under this chapter, not to exceed \$2,000, of the value of the
purchase and installation of equipment required to meet
certification requirements established by the Division of
Emergency Management of the Department of Community Affairs or
by the director of the county emergency management agency.

(a) An application for the credit must be filed with

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1 the Division of Emergency Management to determine whether the
 2 purchase and installation of the generator meet certification
 3 requirements established by the Division of Emergency
 4 Management or by the director of the county emergency
 5 management agency. The application for credit shall be
 6 developed by the Division of Emergency Management in
 7 consultation with the Department of Revenue.

8 (b) The application, attested to under oath, must
 9 include a sworn statement, under penalty of perjury, that the
 10 credit is for the purpose of purchasing a generator to comply
 11 with the provision of the Florida Disaster Motor Fuel Supplier
 12 Program to serve as an alternate power source to pump motor
 13 and other fuels described in Chapter 206, F.S. during an
 14 electrical power outage in a county subject to an emergency as
 15 defined by s. 252.34, F.S., which has been declared by the
 16 Governor pursuant to s. 252.36, F.S., or declared by law.

17 (c) Within 10 working days after receipt of a
 18 completed application, the Division of Emergency Management
 19 will inform the applicant that the application has either been
 20 approved or denied and the amount of the approved credit.

21 (d) Within 10 working days after approving an
 22 application, the Division of Emergency Management shall
 23 forward the amount of the approved credit and the prescribed
 24 information to properly establish the retail dealer's credit
 25 information to the Department of Revenue.

26 (e) Within 30 days after receipt of the approved
 27 amount of the credit and the prescribed information to
 28 properly establish the retail dealer's credit information from
 29 the Division of Emergency Management, the Department of
 30 Revenue will notify the retail dealer of any amount of credit
 31 the retail dealer is allowed and how the credit may be taken

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1 by the dealer.

2 (2) Any person who knowingly and willfully gives false
3 information for the purpose of claiming reimbursement under
4 this section commits a misdemeanor of the first degree,
5 punishable as provided in section 775.082, F.S., or by fine
6 not exceeding \$5,000, or both.

7 (3) The department may adopt rules to establish
8 guidelines as to the requisites for an affirmative showing of
9 qualification for the credit under this section.

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11 (Redesignate subsequent sections.)

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14 ===== T I T L E A M E N D M E N T =====

15 And the title is amended as follows:

16 On page 1, line 2, after the semicolon

17

18 insert:

19 creating s. 212.099, F.S.; providing a sales
20 tax credit for equipment and installation costs
21 to retail dealers of motor fuel that
22 participate in the Florida Disaster Motor Fuel
23 Supplier Program;

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