

1 A bill to be entitled
 2 An act relating to renewable energy source devices;
 3 amending s. 196.012, F.S.; revising the definition of
 4 "renewable energy source device"; amending s. 196.175,
 5 F.S.; increasing the exemption amount for real property
 6 with an installed and operating renewable energy source
 7 device; revising the exemption eligibility criteria for
 8 renewable energy source devices; amending s. 196.192,
 9 F.S.; providing an exemption from ad valorem taxation for
 10 real property with an installed and operating renewable
 11 energy source device; providing an effective date.

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

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 15 Section 1. Subsection (14) of section 196.012, Florida
 16 Statutes, is amended to read:

17 196.012 Definitions.--For the purpose of this chapter, the
 18 following terms are defined as follows, except where the context
 19 clearly indicates otherwise:

20 (14) "Renewable energy source device" or "device" means
 21 any of the following equipment which, when installed in
 22 connection with a dwelling unit or other structure, collects,
 23 transmits, stores, or uses solar energy, wind energy, biomass,
 24 or energy derived from geothermal deposits:

- 25 (a) Solar energy collectors.
- 26 (b) Storage tanks and other storage systems, excluding
- 27 swimming pools used as storage tanks.
- 28 (c) Rockbeds.

- 29 (d) Thermostats and other control devices.
- 30 (e) Heat exchange devices.
- 31 (f) Pumps and fans.
- 32 (g) Roof ponds.
- 33 (h) Freestanding thermal containers.
- 34 (i) Pipes, ducts, refrigerant handling systems, and other
- 35 equipment used to interconnect such systems; however,
- 36 conventional backup systems of any type are not included in this
- 37 definition.
- 38 (j) Windmills.
- 39 (k) Wind-driven generators.
- 40 (l) Power conditioning and storage devices that use wind
- 41 energy to generate electricity or mechanical forms of energy.
- 42 (m) Pipes and other equipment used to transmit hot
- 43 geothermal water to a dwelling or structure from a geothermal
- 44 deposit.
- 45
- 46 "Renewable energy source device" or "device" also means any heat
- 47 pump with an energy efficiency ratio (EER) or a seasonal energy
- 48 efficiency ratio (SEER) exceeding 8.5 and a coefficient of
- 49 performance (COP) ~~7~~ exceeding 2.8; waste heat recovery system; or
- 50 water heating system the primary heat source of which is a
- 51 dedicated heat pump or the otherwise unused capacity of a heat
- 52 pump heating, ventilating, and air-conditioning system, ~~provided~~
- 53 ~~such device is installed in a structure substantially complete~~
- 54 ~~before January 1, 1985, and whether or not~~ solar energy, wind
- 55 energy, biomass, or energy derived from geothermal deposits is
- 56 collected, transmitted, stored, or used by such device.

57 Section 2. Subsections (1) and (4) of section 196.175,
 58 Florida Statutes, are amended to read:

59 196.175 Renewable energy source exemption.--

60 (1) Improved real property upon which a renewable energy
 61 source device is installed and operated shall be entitled to an
 62 exemption not greater than the lesser of:

63 (a) The assessed value of such real property less any
 64 other exemptions applicable under this chapter;

65 (b) The original cost of the device, including the
 66 installation cost thereof, but excluding the cost of replacing
 67 previously existing property removed or improved in the course
 68 of such installation; or

69 (c) Ten ~~Eight~~ percent of the assessed value of such
 70 property immediately following installation.

71 (4) No exemption authorized pursuant to this section shall
 72 be granted for a period of more than 10 years. ~~No exemption~~
 73 ~~shall be granted with respect to renewable energy source devices~~
 74 ~~installed before January 1, 1980, or after December 31, 1990.~~

75 Section 3. Subsection (4) is added to section 196.192,
 76 Florida Statutes, to read:

77 196.192 Exemptions from ad valorem taxation.--Subject to
 78 the provisions of this chapter:

79 (4) Real property upon which a renewable energy source
 80 device as defined in s. 196.012 is installed and operated shall
 81 be exempt from ad valorem taxation in an amount not to exceed
 82 the original cost of the device, including the installation cost
 83 thereof.

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85 | For purposes of this section, each use to which the property is
86 | being put must be considered in granting an exemption from ad
87 | valorem taxation, including any economic use in addition to any
88 | physical use. This section shall not apply in determining the
89 | exemption for property owned by governmental units pursuant to
90 | s. 196.199.

91 | Section 4. This act shall take effect July 1, 2007.