

Bill No. SB 286

Barcode 522000

CHAMBER ACTION

Senate

House

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The Committee on Commerce (Saunders) recommended the following amendment:

**Senate Amendment (with title amendment)**

On page 2, line 1, through  
page 3, line 8, delete those lines

and insert:

Section 1. Subsection (34) is added to section 212.02, Florida Statutes, to read:

212.02 Definitions.--The following terms and phrases when used in this chapter have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

(34) "Fractional aircraft ownership program" means a program that meets the requirements set forth in Federal Aviation Administration Regulation Title 14, chapter I, part 91, subpart K, C.F.R.

Section 2. Subsection (19) is added to section 212.08, Florida Statutes, to read:

212.08 Sales, rental, use, consumption, distribution,

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1 and storage tax; specified exemptions.--The sale at retail,  
2 the rental, the use, the consumption, the distribution, and  
3 the storage to be used or consumed in this state of the  
4 following are hereby specifically exempt from the tax imposed  
5 by this chapter.

6 (19) FRACTIONAL AIRCRAFT OWNERSHIP PROGRAMS.--Also  
7 exempt from the tax imposed by this chapter is the sale or use  
8 of:

9 (a) Aircraft for primary use in a fractional aircraft  
10 ownership program.

11 (b) Any parts or labor used in the completion,  
12 maintenance, repair, or overhaul of aircraft for primary use  
13 in a fractional aircraft ownership program.

14 (c) A fractional ownership interest in aircraft  
15 pursuant to a fractional aircraft ownership program, including  
16 amounts paid by the fractional owner as monthly management or  
17 maintenance fees.

18  
19 The exemptions provided in paragraphs (a) and (b) are not  
20 allowed unless the purchaser or lessee furnishes the dealer  
21 with a certificate stating that the lease, purchase, repair,  
22 or maintenance to be exempted is for the exclusive use of the  
23 purchaser or lessee and that the purchaser or lessee otherwise  
24 qualifies for the exemption as provided in this subsection. If  
25 a purchaser or lessee makes tax-exempt purchases on a  
26 continual basis, the purchaser or lessee may tender the  
27 certificate once and allow the dealer to keep the certificate  
28 on file. The purchaser or lessee shall inform the dealer that  
29 has a certificate on file when the purchaser or lessee no  
30 longer qualifies for the exemption. The department shall  
31 determine the format of the certificate.

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

2 And the title is amended as follows:

3           On page 1, line 8, after the word "the"

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5 insert:

6           parts and labor used in the

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