

By the Committees on Transportation and Economic Development; Appropriations; Environmental Preservation and Conservation; Communications and Public Utilities; and Senators Bennett, Constantine, Lynn, Fasano and Atwater

606-2653-07

1 A bill to be entitled
2 An act relating to energy; specifying a limited
3 period during which the sale of
4 energy-efficient products for noncommercial or
5 personal use is exempt from sales tax;
6 providing a limitation; providing a definition;
7 prohibiting the purchase of products by certain
8 payment methods; providing that certain
9 purchases or attempts to purchase are unfair
10 methods of competition and punishable as such;
11 authorizing the Department of Revenue to adopt
12 rules; providing an effective date.

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

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16 Section 1. The tax levied under chapter 212, Florida
17 Statutes, may not be collected during the 14-day period
18 beginning at 12:01 a.m., on the first Saturday in October
19 2007, on the sale of a new energy-efficient product having a
20 selling price of \$1,500 or less per product during that
21 period. This exemption applies only when the energy-efficient
22 product is purchased for noncommercial home or personal use
23 and does not apply when the product is purchased for trade,
24 business, or resale. As used in this section, the term
25 "energy-efficient product" means a dishwasher, clothes washer,
26 air conditioner, ceiling fan, compact florescent light bulb,
27 dehumidifier, programmable thermostat, or refrigerator that
28 has been designated by the United States Environmental
29 Protection Agency or by the United States Department of Energy
30 as meeting or exceeding the requirements under the Energy Star
31 Program of either agency. Purchases made under this subsection

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1 may not be made using a business or company credit or debit
2 card or check. Any construction company, building contractor,
3 or commercial business or entity that purchases or attempts to
4 purchase the energy-efficient products as exempt under this
5 section commits the offense of engaging in an unfair method of
6 competition in violation of s. 501.204, Florida Statutes,
7 punishable as provided in s. 501.2075, Florida Statutes.
8 Notwithstanding chapter 120, Florida Statutes, the Department
9 of Revenue may adopt rules to administer this section.

10 Section 2. This act shall take effect upon becoming a
11 law.

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13 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
14 COMMITTEE SUBSTITUTE FOR
15 CS/CS Senate Bill 996 and CS Senate Bill 2666

16 The Committee Substitute deletes everything from both bills
17 except for a 14-day sales tax holiday on energy-efficient
18 products beginning in October, 2007, and combines the bills.
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