

1 A bill to be entitled
2 An act relating to the one-cent piece; amending s.
3 212.12, F.S.; authorizing dealers to round to the
4 nearest nickel in certain circumstances; specifying
5 the methodology for such rounding; providing
6 applicability and construction; amending s. 501.212,
7 F.S.; providing that rounding to the nearest nickel is
8 not a deceptive and unfair trade practice in certain
9 circumstances; amending s. 538.235, F.S.; requiring
10 that certain cash payments be made in the full amount
11 due or rounded in a specified manner in certain
12 circumstances; 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. Paragraphs (c) and (d) are added to subsection**
17 **(10) of section 212.12, Florida Statutes, to read:**

18 212.12 Dealer's credit for collecting tax; penalties for
19 noncompliance; powers of Department of Revenue in dealing with
20 delinquents; rounding; records required.—

21 (10)

22 (c) If the 1-cent piece is no longer in production, an in-
23 person cash transaction may be rounded to the nearest nickel
24 using the following methodology:

25 1. If the final digit of a cash transaction ends in 1 or 2

cents, it must be rounded down to zero.

2. If the final digit of a cash transaction ends in 3 or 4 cents, it must be rounded up to 5 cents.

3. If the final digit of a cash transaction ends in 6 or 7 cents, it must be rounded down to 5 cents.

4. If the final digit of a cash transaction ends in 8 or 9 cents, it must be rounded up to 10 cents.

5. Cash transactions ending in 0 or 5 cents are not rounded.

(d)1. Paragraph (c) applies only to cash transactions. For mixed-tender transactions, any portion of the transaction paid by a customer in cash shall be applied to the sale price, and any remaining amount, including taxes imposed by this chapter, shall be paid using electronic or other noncash payment methods.

2. Paragraph (c) does not alter the sales price, the amount of tax collected under this chapter, or any surcharges, assessments, or fees imposed on the sale.

3. Paragraph (c) applies to the sales price of the transaction or to the amount of change tendered to the purchaser.

4. Paragraph (c) does not alter or affect the exact amounts authorized, cleared, or settled through any noncash payment system or electronic transaction.

Section 2. Subsection (8) is added to section 501.212, Florida Statutes, to read:

51 501.212 Application.—This part does not apply to:

52 (8) Rounding a consumer sale to the nearest nickel if the
53 1-cent piece is no longer in production.

54 **Section 3. Subsections (2) and (3) of section 538.235,**
55 **Florida Statutes, are renumbered as subsections (3) and (4),**
56 **respectively, and a new subsection (2) is added to that section,**
57 **to read:**

58 538.235 Method of payment.—

59 (2) Any cash payment made to a seller under this section
60 shall be made in the full amount due or rounded up to the
61 nearest nickel if the 1-cent piece is no longer in production.

62 **Section 4.** This act shall take effect upon becoming a law.