

1 A bill to be entitled

2 An act relating to the assessment of residential
3 property; creating s. 193.624, F.S.; providing that
4 improving a property's resistance to wind damage and the
5 installation and operation of a renewable energy source
6 device may not be considered in the determination of the
7 assessed value of residential property; repealing s.
8 196.175, F.S.; relating to the renewable energy source
9 property tax exemption; providing a contingent effective
10 date.

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

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14 Section 1. Section 193.624, Florida Statutes, is created
15 to read:

16 193.624 Assessment of residential property.--The following
17 may not be considered in the determination of the assessed value
18 of real property used for residential purposes:

19 (1) The installation and operation of a renewable energy
20 source device.

21 (2) Changes or improvements made for the purpose of
22 improving the property's resistance to wind damage. Such
23 improvements include:

24 (a) Improving the strength of the roof deck attachment.

25 (b) Creating a secondary water barrier to prevent water
26 intrusion.

27 (c) Installing hurricane-resistant shingles.

28 (d) Installing gable-end bracing.

29 (e) Reinforcing roof-to-wall connections.

30 (f) Installing storm shutters.

31 (g) Installing impact-resistant glazing.

32 (h) Installing hurricane-resistant doors.

33 (3) This section does not apply to new construction or
 34 structures that are retrofitted within one year after the
 35 issuance of a certificate of occupancy.

36 (4) After a change of ownership, the existence of a
 37 renewable energy source device or changes or improvements made
 38 for the purpose of improving a property's resistance to wind
 39 damage may be considered in the determination of assessed value.

40 Section 2. Section 196.175, Florida Statutes, is amended
 41 to read:

42 ~~196.175 Renewable energy source exemption.~~

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

46 ~~(a) The assessed value of such real property less any~~
 47 ~~other exemptions applicable under this chapter;~~

48 ~~(b) The original cost of the device, including the~~
 49 ~~installation cost thereof, but excluding the cost of replacing~~
 50 ~~previously existing property removed or improved in the course~~
 51 ~~of such installation; or~~

52 ~~(c) Eight percent of the assessed value of such property~~
 53 ~~immediately following installation.~~

54 ~~(2) The exempt amount authorized under subsection (1)~~
 55 ~~shall apply in full if the device was installed and operative~~
 56 ~~throughout the 12-month period preceding January 1 of the year~~
 57 ~~of application for this exemption. If the device was operative~~
 58 ~~for a portion of that period, the exempt amount authorized under~~

59 ~~this section shall be reduced proportionally.~~

60 ~~(3) It shall be the responsibility of the applicant for an~~
61 ~~exemption pursuant to this section to demonstrate affirmatively~~
62 ~~to the satisfaction of the property appraiser that he or she~~
63 ~~meets the requirements for exemption under this section and that~~
64 ~~the original cost pursuant to paragraph (1) (b) and the period~~
65 ~~for which the device was operative, as indicated on the~~
66 ~~exemption application, are correct.~~

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

71 Section 3. This act shall take effect on the effective
72 date of the amendment to the State Constitution contained in
73 constitutional proposal _____ proposed by the Taxation and
74 Budget Reform Commission, but this act shall not take effect
75 unless constitutional proposal _____ is approved by a vote of at
76 least 60 percent of the electors of this state.