

Bill No. CS for SB 970

Amendment No.

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Myers moved the following amendment:		
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13	Senate Amendment (with title amendment)		
14	Delete everything after the enacting clause		
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16	and insert:		
17	Section 1. Paragraph (zz) is added to subsection (7)		
18	of section 212.08, Florida Statutes, 1998 Supplement, to read:		
19	212.08 Sales, rental, use, consumption, distribution,		
20	and storage tax; specified exemptions.--The sale at retail,		
21	the rental, the use, the consumption, the distribution, and		
22	the storage to be used or consumed in this state of the		
23	following are hereby specifically exempt from the tax imposed		
24	by this chapter.		
25	(7) MISCELLANEOUS EXEMPTIONS.--		
26	<u>(zz) Joining fees paid for memberships and ownership</u>		
27	<u>interests in and assessments for capital expenditures levied</u>		
28	<u>by private not-for-profit clubs.--Exempt from the taxes</u>		
29	<u>imposed by this chapter are:</u>		
30	<u>1. Monies paid on a one-time-only basis for the</u>		
31	<u>privilege of joining and acquiring ownership interest in</u>		

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1 private not-for-profit clubs, regardless of whether such
2 monies are refundable or not and regardless of the purposes
3 for which such monies are used.

4 2. Assessments for capital expenditures levied by
5 private, not-for-profit clubs in which members have an
6 ownership interest, whether such assessments are recurring or
7 non-recurring provided, however, that such assessments do not
8 result in a reduction of dues or fees. For purposes of this
9 paragraph, "capital expenditures" means the acquisition of
10 capital assets and payments for capital improvements,
11 including repairs or maintenance to existing capital assets,
12 that maintain or add to the value of or prolong the useful
13 life of the capital asset, according to generally accepted
14 accounting principles.

15
16 Exemptions provided to any entity by this subsection shall not
17 inure to any transaction otherwise taxable under this chapter
18 when payment is made by a representative or employee of such
19 entity by any means, including, but not limited to, cash,
20 check, or credit card even when that representative or
21 employee is subsequently reimbursed by such entity. This
22 exemption shall not apply to private equity membership clubs
23 that limit their membership based on race, gender, religion or
24 sexual orientation.

25 Section 2. This act shall take effect July 1, 1999.

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

29 And the title is amended as follows:

30 Delete everything before the enacting clause

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1 and insert:

2 A bill to be entitled
3 An act relating to tax on sales, use, and other
4 transactions; amending s. 212.08, F.S.;
5 providing an exemption from the taxes imposed
6 by chapter 212 for joining fees paid for
7 memberships and ownership interests in and
8 assessments for capital expenditures levied by
9 not-for-profit membership clubs; providing an
10 effective date.

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