By Senator Silver

38-34-02 A bill to be entitled 1 2 An act relating to the corporate income tax; 3 creating s. 220.17, F.S.; providing for a 4 credit against the tax for a taxpayer that 5 provides its employees with long-term-care 6 insurance coverage; defining terms; amending s. 7 220.02, F.S.; providing for the order in which 8 credits are to be applied; providing 9 retroactive applicability; providing an effective date. 10 11 12 Be It Enacted by the Legislature of the State of Florida: 13 14 Section 1. Section 220.17, Florida Statutes, is created to read: 15 16 220.17 Long-term-care insurance coverage tax credit.--17 (1) A credit against the tax imposed by this chapter 18 shall be allowed to a taxpayer that provides long-term-care 19 insurance coverage for the taxpayer's employees. The amount of 20 the credit shall be equal to 25 percent of the cost of providing the coverage. The amount of the credit claimed in an 21 22 accounting year in which the cost is incurred may not exceed 23 50 percent of the tax liability otherwise due that year. 24 (2) As used in this section, the term: 25 "Cost of providing the coverage" means the cost of 26 premiums incurred by the taxpayer for the purchase of a 27 long-term-care policy or policies for employees. 28 "Long-term-care insurance coverage" means a group 29 or individual insurance policy, or portion thereof, which provides benefits for a period of not less than 12 months for 30 each person covered under the policy on an expense-incurred, 31

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    indemnity, or annuity basis, or a combination thereof, for
    necessary diagnostic, preventive, therapeutic, or custodial
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    services in a setting other than an acute-care unit of a
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    hospital. Long-term-care services may include, but are not
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    limited to, nursing home care, home health care, assisted
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    living residence care, alternative family living care, or
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    another similar type of community-based care for which
    long-term-care insurance coverage is available.
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             Section 2. Subsection (8) of section 220.02, Florida
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    Statutes, is amended to read:
             220.02 Legislative intent.--
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             (8) It is the intent of the Legislature that credits
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    against either the corporate income tax or the franchise tax
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    be applied in the following order: those enumerated in s.
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    631.828, those enumerated in s. 220.191, those enumerated in
    s. 220.181, those enumerated in s. 220.183, those enumerated
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    in s. 220.182, those enumerated in s. 220.1895, those
    enumerated in s. 221.02, those enumerated in s. 220.184, those
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    enumerated in s. 220.186, those enumerated in s. 220.1845,
    those enumerated in s. 220.19, those enumerated in s. 220.185,
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    and those enumerated in s. 220.187, and those enumerated in s.
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    220.17.
             Section 3. This act shall take effect January 1, 2003,
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    and shall apply to any tax year beginning after December 31,
    2001.
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                                 SENATE SUMMARY
      Provides for a credit against the corporate income tax for a taxpayer that provides its employees with long-term-care insurance coverage. Defines terms. Provides for the order in which various credits against the tax are to be applied. Provides for applicability to any tax year beginning after December 31, 2001.
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