HB 1025 2023

1 A bill to be entitled 2 An act relating to energy efficiency; amending s. 3 212.08, F.S.; defining the term "electric vehicle 4 conversion"; exempting certain components and labor 5 used for electric vehicle conversion from sales tax; 6 amending s. 286.29, F.S.; revising the selection 7 criteria for purchasing or leasing vehicles for state 8 agencies, state universities, community colleges, and 9 local governments under a state purchasing plan; deleting a provision requiring the use and procurement 10 11 of ethanol and biodiesel blended fuels; requiring the 12 Department of Management Services, before a specified 13 date, to make recommendations to state agencies, state universities, community colleges, and local 14 15 governments relating to the procurement and 16 integration of electric and natural gas fuel vehicles; 17 amending s. 553.791, F.S.; revising the definition of 18 the term "single-trade inspection"; providing an effective date. 19 20 21 Be It Enacted by the Legislature of the State of Florida: 23

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Section 1. Paragraph (qqq) is added to subsection (7) of section 212.08, Florida Statutes, to read:

212.08 Sales, rental, use, consumption, distribution, and

Page 1 of 5

storage tax; specified exemptions.—The sale at retail, the rental, the use, the consumption, the distribution, and the storage to be used or consumed in this state of the following are hereby specifically exempt from the tax imposed by this chapter.

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- MISCELLANEOUS EXEMPTIONS. Exemptions provided to any entity by this chapter do not inure to any transaction that is otherwise taxable under this chapter when payment is made by a representative or employee of the entity by any means, including, but not limited to, cash, check, or credit card, even when that representative or employee is subsequently reimbursed by the entity. In addition, exemptions provided to any entity by this subsection do not inure to any transaction that is otherwise taxable under this chapter unless the entity has obtained a sales tax exemption certificate from the department or the entity obtains or provides other documentation as required by the department. Eligible purchases or leases made with such a certificate must be in strict compliance with this subsection and departmental rules, and any person who makes an exempt purchase with a certificate that is not in strict compliance with this subsection and the rules is liable for and shall pay the tax. The department may adopt rules to administer this subsection.
 - (qqq) Electric vehicle conversion components and labor.—1. As used in this paragraph, the term "electric vehicle

Page 2 of 5

conversion" means replacing the gas or diesel powertrain

technology of a motor vehicle with 100 percent battery electric

powertrain technology.

- 2. Electric vehicle components and labor hours used for electric vehicle conversion are exempt from the tax imposed by this chapter.
- Section 2. Subsections (4) and (5) of section 286.29, Florida Statutes, are amended to read:
- 286.29 Climate-friendly public business.—The Legislature recognizes the importance of leadership by state government in the area of energy efficiency and in reducing the greenhouse gas emissions of state government operations. The following shall pertain to all state agencies when conducting public business:
- (4) When procuring new vehicles, all state agencies, state universities, community colleges, and local governments that purchase vehicles under a state purchasing plan shall first define the intended purpose for the vehicle and determine which of the following use classes for which the vehicle is being procured:
 - (a) State business travel, designated operator;
 - (b) State business travel, pool operators;
 - (c) Construction, agricultural, or maintenance work;
 - (d) Conveyance of passengers;
- (e) Conveyance of building or maintenance materials and supplies;

Page 3 of 5

(f) Off-road vehicle, motorcycle, or all-terrain vehicle;

- (q) Emergency response; or
- (h) Other.

Vehicles described in paragraphs (a) through (h), when being processed for purchase or leasing agreements, must be selected based on the lowest lifetime ownership costs, including costs for fuel, operations, and maintenance, for the greatest fuel efficiency available for a given use class when fuel economy data are available. Exceptions may be made for individual vehicles in paragraph (g) when accompanied, during the procurement process, by documentation indicating that the operator or operators will exclusively be emergency first responders or have special documented need for exceptional vehicle performance characteristics. Any request for an exception must be approved by the purchasing agency head and any exceptional performance characteristics denoted as a part of the procurement process prior to purchase.

(5) All state agencies shall use ethanol and biodiesel blended fuels when available. State agencies administering central fueling operations for state-owned vehicles shall procure biofuels for fleet needs to the greatest extent practicable.

Section 3. <u>Before July 1, 2024, the Department of</u>
Management Services shall make recommendations to state

Page 4 of 5

agencies, state universities, community colleges, and local governments regarding the procurement of electric and natural gas fuel vehicles and best practices for integrating such vehicles into existing fleets.

Section 4. Paragraph (p) of subsection (1) of section 553.791, Florida Statutes, is amended to read:

553.791 Alternative plans review and inspection.-

(1) As used in this section, the term:

(p) "Single-trade inspection" means any inspection focused on a single construction trade, such as plumbing, mechanical, or electrical. The term includes, but is not limited to, inspections of door or window replacements; fences and block walls more than 6 feet high from the top of the wall to the bottom of the footing; stucco or plastering; reroofing with no structural alteration; HVAC replacements; installation of electric vehicle charging stations; solar energy and energy storage installations or alterations; ductwork or fan replacements; alteration or installation of wiring, lighting, and service panels; water heater changeouts; sink replacements; and repiping.

Section 5. This act shall take effect July 1, 2023.

Page 5 of 5