

CHAPTER 2017-67

House Bill No. 7099

An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2017 version of the Internal Revenue Code; providing retroactive applicability; amending s. 220.222, F.S.; extending the extension to file a corporate return under certain circumstances; providing retroactive applicability; amending s. 220.33, F.S.; revising the filing date for estimated tax under certain circumstances; providing an effective date.

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

Section 1. Paragraph (n) of subsection (1) and paragraph (c) of subsection (2) of section 220.03, Florida Statutes, are amended to read:

220.03 Definitions.—

(1) SPECIFIC TERMS.—When used in this code, and when not otherwise distinctly expressed or manifestly incompatible with the intent thereof, the following terms shall have the following meanings:

(n) “Internal Revenue Code” means the United States Internal Revenue Code of 1986, as amended and in effect on January 1, 2017 ~~2016~~, except as provided in subsection (3).

(2) DEFINITIONAL RULES.—When used in this code and neither otherwise distinctly expressed nor manifestly incompatible with the intent thereof:

(c) Any term used in this code has the same meaning as when used in a comparable context in the Internal Revenue Code and other statutes of the United States relating to federal income taxes, as such code and statutes are in effect on January 1, 2017 ~~2016~~. However, if subsection (3) is implemented, the meaning of a term shall be taken at the time the term is applied under this code.

Section 2. The amendments made by this act to s. 220.03, Florida Statutes, apply retroactively to January 1, 2017.

Section 3. Paragraph (d) of subsection (2) of section 220.222, Florida Statutes, is amended to read:

220.222 Returns; time and place for filing.—

(2)

(d) For taxable years beginning before January 1, 2026, the 6-month time period in paragraphs (a) and (b) shall be 7 months for taxpayers with a

taxable year ending June 30 and ~~shall be 5 months for taxpayers with a taxable year ending December 31.~~

Section 4. The amendment made by this act to s. 220.222, Florida Statutes, applies retroactively to taxable years beginning on or after January 1, 2016.

Section 5. Present subsection (7) of section 220.33, Florida Statutes, is redesignated as subsection (8), and a new subsection (7) is added to that section, to read:

220.33 Payments of estimated tax.—A taxpayer required to file a declaration of estimated tax pursuant to s. 220.24 shall pay such estimated tax as follows:

(7) Notwithstanding any administrative rule or determination of the department which allows estimated payments otherwise due on a Saturday, Sunday, or legal holiday to be paid on the next succeeding day that is not a Saturday, Sunday, or legal holiday, any estimated tax payment required under this section which would otherwise be due on the last Saturday or Sunday of June shall be paid on or before the last Friday of June.

Section 6. This act shall take effect upon becoming a law.

Approved by the Governor June 2, 2017.

Filed in Office Secretary of State June 2, 2017.