

### **Tax Information Publication**



# State Sales Tax Rate for Rental, Lease, or License to Use Real Property Decreases to 5.8% on January 1, 2018

Effective January 1, 2018, the state sales tax rate imposed under section 212.031, Florida Statutes, on the total rent charged for renting, leasing, letting, or granting a license to use real property is decreased from 6% to 5.8%. Some examples of real property rentals subject to tax under section 212.031, Florida Statutes, include commercial office or retail space, warehouses, and self-storage units or mini-warehouses.

The total rent charged includes all consideration due and payable by the tenant to the landlord for the privilege or right to use or occupy the real property. The local option discretionary sales surtax imposed by the county where the real property is located continues to apply to the total rent charged.

Sales tax is due at the rate in effect during the time the tenant occupies, or is entitled to occupy, the real property regardless of when the rent is paid. Rental charges paid on or after January 1, 2018, for rental periods prior to January 1, 2018, are subject to 6% state sales tax, plus any applicable discretionary sales surtax. Rental payments made prior to January 1, 2018, that entitle the tenant to occupy the real property on or after January 1, 2018, are subject to 5.8% state sales tax, plus any applicable discretionary sales surtax.

When the amount of total rent charges falls in between whole dollar amounts, the bracket system must be used to calculate the combined tax and surtax.

The decrease in the state sales tax rate for renting, leasing, letting, or granting a license to use real property (commercial rentals) does not apply to the tax imposed under section 212.03(6), Florida Statutes.

Information about the proper reporting of tax due on commercial rentals on your sales and use tax return is provided on the insert included with this publication.

References: Chapter 2017-36, Laws of Florida; Section 212.031(1)(c) and (e), Florida Statutes

#### For More Information

This document is intended to alert you to the requirements contained in Florida laws and administrative rules. It does not by its own effect create rights or require compliance.

For forms and other information, visit our website at floridarevenue.com or call Taxpayer Services at 850-488-6800, Monday through Friday (excluding holidays).

For a detailed written response to your questions, write the Florida Department of Revenue, Taxpayer Services MS 3-2000, 5050 West Tennessee Street, Tallahassee, FL 32399-0112.

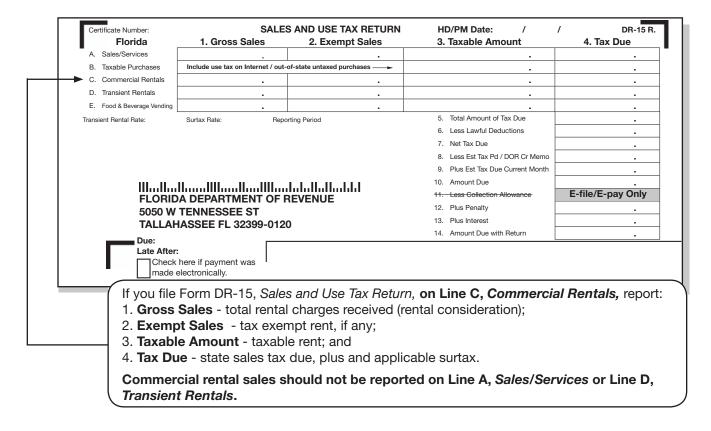
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## Reporting Sales of Commercial Rentals on Form DR-15, Sales and Use Tax Return

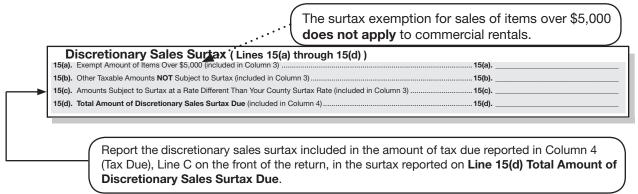
Report commercial rental sales and tax due on Line C, Commercial Rentals, of Form DR-15, Sales and Use Tax Return.

Note: Information for filing using Form DR-15EZ is on the reverse side of this page.

#### Form DR-15, Sales and Use Tax Return (front of paper return):



Back of Form DR-15, Sales and Use Tax Return (back of paper return):



### Reporting Sales of Commercial Rentals on Form DR-15EZ, Sales and Use Tax Return

Report commercial rental sales and tax due on the correct lines of Form DR-15EZ, *Sales and Use Tax Return*. You can use Form DR-15EZ to report **only** commercial rent and tax due. If you need to report other taxable sales, you must use Form DR-15 to report sales and use tax. Call Taxpayer Services at 850-488-6800, Monday through Friday (excluding holidays) to update your account information and request Form DR-15.

**Note**: Information for filing using Form DR-15 is on the reverse side of this page.

#### Form DR-15EZ, Sales and Use Tax Return (back of paper return):

