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## MEMORANDUM

TO: Electronic Lien and Title Third Party Providers

FROM: Carl A. Ford, Director   
Division of Motor Vehicles

DATE: June 25, 2010

SUBJECT: New Requirements for Motor Vehicle Repossessions in Florida

The 2010 Legislature passed House Bill 971, which amends section 319.28(2)(b), Florida Statutes relating to the repossession of a motor vehicle in Florida.

Effective July 1, 2010 any lienholder who has repossessed a motor vehicle in Florida in compliance with the provisions of section 319.28, Florida Statutes must apply to a Tax Collector's office in Florida or to the department for a certificate of repossession or for a certificate of title pursuant to section 319.323, Florida Statutes. Any person found guilty of violating any requirements of the law shall be guilty of a felony of the third degree, punishable as provided in section 775.082, section 775.083 or section 775.084, Florida Statutes.

Pursuant to section four of the Electronic Lien and Title Program Memorandum of Understanding between Third Party Providers, Business Partners and the Department, these agreements are subject to any restrictions, limitations or conditions enacted by the Florida Legislature. The department requests your assistance by notifying the lienholders under contract with you of this law change and its ramifications. If you have any questions, please contact the Bureau of Titles and Registrations at 850-617-3001.

Thank you for your assistance and helping us partner with lienholders in the E-Title process.

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