

Bill No. CS for SB 1460

Amendment No. ____

1 2. The department may enforce the lien upon real
2 property in the manner in which a mortgage of real property is
3 foreclosed. The lien may also be enforced against personal
4 property in the manner provided for the enforcement of other
5 liens on personal property in this state. Enforcement of a
6 lien for fees, fines, interests, and costs shall not operate
7 as a waiver of any other remedies available to the department,
8 including an action to recover a money judgment for the unpaid
9 fees, fines, interest, and costs, or enforcement of the lien
10 provided in paragraph (b).

11 (b)1. In addition to the lien provided in subparagraph
12 (a)1., the department shall have a special lien on all
13 amusement rides owned by the owner. Notwithstanding any
14 provisions under chapter 697 to the contrary, any special lien
15 on amusement rides for fees, fines, interest, and costs, shall
16 have equal dignity and the same priority as liens for taxes in
17 favor of the state as described in s. 197.122. The special
18 lien shall arise as of the time the fees, fines, interest, and
19 costs become due and payable and shall cover all amusement
20 rides owned by the owner from the date the lien arises until
21 paid. The lien shall secure all unpaid fees, fines, interest,
22 and costs which are due and which may accrue prior to the
23 enforcement of the lien.

24 2. The department may provide notice of a claim of
25 lien to potential buyers by tagging all amusement rides owned
26 by the owner as being subject to a lien or by mailing a copy
27 of a claim of the lien. The claim of lien shall state the
28 name of the owner, the date or dates of the unpaid fees,
29 fines, interest, and costs, and the amount that is due.

30 3. The special lien on all amusement rides owned by
31 the owner may be enforced in the manner provided for the

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1 enforcement of other liens on personal property in this state.
2 The lien shall also extend to the proceeds of a sale of any
3 amusement ride owned by the owner to a buyer. If a buyer has
4 not received written notice of the lien and the amusement
5 rides are not tagged, then such buyer takes free of the lien.
6 A buyer of amusement rides other than a person buying the
7 amusement ride or rides from the owner takes free of the lien
8 created by this paragraph. Nothing in this paragraph shall be
9 construed to operate as a waiver of other remedies available
10 to the department for unpaid fees, fines, interest, or costs,
11 including an action to recover a money judgment for the unpaid
12 fees, fines, interest, or costs, or enforcement of the lien
13 provided in subparagraph (a)2.

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16 ===== T I T L E A M E N D M E N T =====

17 And the title is amended as follows:

18 On page 1, line 23, after the semicolon

19

20 insert:

21 providing for liens for unpaid fees, fines,
22 interest, and costs;

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