

By Representatives Turnbull and Kelly

1                                   A bill to be entitled  
2           An act relating to homestead property; amending  
3           s. 222.01, F.S.; providing that a statement  
4           declaring property to be a homestead for  
5           purposes of exemption from forced sale shall be  
6           recorded in person with the clerk of the  
7           circuit court; specifying that a homestead  
8           exemption granted under s. 196.031, F.S., is  
9           deemed a designation of homestead as provided  
10          in s. 222.01, F.S.; providing an effective  
11          date.

12  
13 Be It Enacted by the Legislature of the State of Florida:

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15           Section 1. Section 222.01, Florida Statutes, is  
16 amended to read:

17           222.01 Designation of homestead by owner before  
18 levy.--Whenever any person residing in this state desires to  
19 avail himself or herself of the benefit of the provisions of  
20 the constitution and laws exempting property as a homestead  
21 from forced sale under any process of law, he or she may make  
22 a statement, in writing, containing a description of the real  
23 property, mobile home, or modular home claimed to be exempt  
24 and declaring that the real property, mobile home, or modular  
25 home is the homestead of the party in whose behalf such claim  
26 is being made. Such statement shall be signed and recorded in  
27 person with the clerk of the circuit court ~~by the person~~  
28 ~~making it and shall be recorded in the circuit court.~~ For  
29 purposes of this section, a homestead exemption granted  
30 pursuant to s. 196.031 is deemed to be a designation of  
31 homestead as provided in this section.

